



THE OSCE AS MEDIATOR

Instruments - Challenges - Potentials

Berlin, 6 July 2016



PLENARY PANEL

The OSCE and Mediation: Roles and Approaches

Astrid THORS

AN HONEST BROKER IS A BETTER MEDIATOR

Edelgard BULMAHN

MILITARY DOESN'T SOLVE CONFLICTS...

Prof. Dr. Dr. h.c. Christian TOMUSCHAT

THE ROLE OF CONSILIATION COMMISSIONS

ROLE OF WOMEN ENGLISH IS GOOD FOR COMPROMISES

NATIONAL DIALOGUES WHO ARE THE ACTORS?

BILATERAL COMMISSIONS Dialog Facilitation

IMPORTANT TO HAVE GOOD COOPERATION WITH THE MISSIONS + STRUCTURES

WE NEED MORE SUPPORT FROM MERKEL!

DON'T FORGET EDUCATION!

INTERVENE EARLY POLITICAL SOLUTION

IMPROVED INSTRUMENTS FOR INTERVENTIONS WORLD WIDE

MEDIATION ROUND TABLES

WE NEED TO LOOK AT THE DIFFERENT POSITIONS

WE NEED A CHANGE IN THE MINDSETS!

INCLUSION OF WOMEN!

WE NEED A SYSTEMATIC APPROACH

REORGANISATION

THIS IS ANNOYING!

OSCE IS BASED ON INTERNATIONAL CONTRACTS

JUST RECOMMENDATIONS?

STATES SHOULD CONSIDER ADVANTAGES!

PAUL PICARD

MEDIATIONS ARE LONG PROSESSES

MEDIATION IS ONE OF THE MOST POWERFUL PREVENTIONS ALSO IN TERMS OF COSTS

WE DO HAVE ROSTERS!

OSCE BRINGS PEOPLE TOGETHER

SPECIAL REPRESENTATIVES (ONLY 1 YEAR??)

Training is important

PEKKA HAARVISTO

WE HAVE TO TALK TO THE BAD GUYS

LET'S CREATE JOBS

WE HAVE TO THINK ABOUT INCLUSIVENESS

IMPORTANCE OF MEDIATION A DIFFERT STAGES AND ALSO DURING THE CONFLICT

CHAIRS

Dr. Almut WIELAND-KARIMI

Dr. Norbert ROPERS

Panel 1

Status-neutral Mediation Approaches

How to involve non-recognised or disputed entities? Kick-off examples from South Caucasus

Günther Bächler
Don't call it as such
I DISAGREE WITH:
"what we call "mediation" is diplomacy"

Oliver Wolleh
Better than the Status Quo!
Cover the need with Bypass Structures
Status Question
is affecting everything
ON WHICH SIDE ARE YOU?
TWO COMPETING LEGAL FRAMEWORKS

Nina Tsikhistavi
Local ORGANISATIONS STARTED DIALOGUE WITH RUSSIANS
Melt down / frozen
Conflicts
CIVIL SOCIETY DISCUSSES BUT THEY NEED A CHANNEL TO HIGH RANKING DIPLOMACY
We are afraid of compromises and intransparency

Magdalena Grono
NOT EVEN A CONSENSUS:
What kind of conflict do we have?

- We have a hybrid mandate
- not a mediation approach as such!
- All participants - NOT PARTIES

CHALLENGE
HOW TO BRING IT TO THE TABLE
"we have no conflict"

NOT ON THE SAFE SIDE
• MORE MEDIATION IN THE LONG RUN OR
• ESCALATION DUE TO PARTIES GET STUCK
AVOID ALL STATUS-RELATED ISSUES

IT DEPENDS ON THE POLITICAL WILL
THE PARTIES HELP TO FOCUS ON THE BENEFITS FOR EVERYONE

HERE ARE A MILLION ISSUES TO DISCUSS

GEORGIA ISOLATION STATUS = VIOLATION OF HUMAN RIGHTS
SACRIFICES STUDENTS FREEDOM OF MOVEMENT
STOP!

NEED FOR DIALOGUE NOW!
OTHERWISE WE HAVE WAR IN 5-8 YEARS!

FOR EXAMPLE:
EXPERT MEETINGS OF BOTH SIDES TO GIVE FUTURE RECOMMENDATIONS
ELECTRICITY, ECONOMY, PRACTICAL ISSUES

QUESTION OF ATTITUDE, PERSONALITY AND SKILLS OF THE MEDIATOR

many cases of putting activists in prison
some blame us for stop working!
NO OTHER OPTION

GREAT PRAGMATISM IS NEEDED!
EVEN MORE DIFFICULT:
NOW THERE IS GROWING UP A GENERATION THAT NEVER EXPERIENCED PEACE!

YOU CAN'T SOLVE CORE ISSUES BUT CERTAIN PARTICULAR ISSUES
CHANGE PEOPLES PERCEPTION!
BUT MAYBE THERE IS A DANGER ON ESCALATION AS WELL!

Chair

Dirk Splinter **Sebastian Dworack**

INSIDER MEDIATORS as Part of Peace Infrastructure

Where do they complement and where do they pose a challenge?? Kick-off Examples from Northern Ireland and Tajikistan



Rev. Dr GARY MASON

3 YOUNG BOYS...

WHO BECOMES WHO??

WE NEED TO DEAL WITH THE PAST...

SOCIAL HEALING PROCESS

IS NOT ONLY FOR POLITICIANS and is not only useful for Terrorists

EY WHAT ABOUT US? THE HOOLS, MURDERERS, RAPISTS, GREEDIES...

FERTILISES THE SOIL FOR MANY PEOPLE DYING

HUMILIATION IS THE ROOT OF TERRORISM

I SHOOT YOU

Welcome!!

INSIDER MEDIATORS ARE EXCELLENT DOOR OPENERS.

FIVE YEARS LATER...

HAVING DONE STEP BY STEP...

We can work together!!

DR. FAREDUN HODI-ZODA

WHO IS RIGHT?

LUXSHI VIMALARAJAH

Let's have a look at Kyrgyzstan...

language policies...

KIRGIS

USBEC

NORTH DIVISION SOUTH

water issue

What's the rumour??

PROUD PASSION FOR PEACE

PEACE MESSENGERS

COMPLETELY DIVERS PEOPLE WITH A COMMON AIM: CREATE HARMONY

...youngoldreligionmalefemalekirgis-usbecreligionuniversity...

A CHALLENGE: PEACEMAKERS OFTEN WANT THE QUICK HARMONY INSTEAD OF GOING DEEPER TO THE REASONS OF THE CONFLICT

CHECK

DR. CHRISTINA STENNER

Decision-making by Consensus

DECISIONMAKERS ARE VERY MUCH INFLUENCED BY PEERS.

Hey girls, what would you do??

FOLLOW US!!

BUT REMAIN YOURSELVES

Dr. Norbert Ropers

Amit Singhal

CHAIR

Protracted Conflicts and their Multi-Dimensionality for Mediation

How to see and use the potential of perceived deadlock situations? Kick-off examples from the Trans-dniestrian Settlement Process

Ambassador Cord Meier-Klotz
Speed is not the issue... but rather consistency
Sometimes it's the little things that count... like car license plates
None of the conflict partners has a coherent vision...
5+2
The 5+2 meetings have had tangible results
You have to find out exactly who your partners are
You have to spell out exactly how Transnistria benefits from the 5+2 process
There is something to be learned from the Transnistrian conflict...
...but every conflict is different

Rasa Ostrauskaite
We have to overcome zero-sum assumptions
-1+1=0
Is mediation just a buzzword?
Sometimes a statement is enough
Make the transition from small steps to big steps.
The decision-making process of the OSCE can be quite slow
There is no blueprint for protracted conflicts that can be transferred from region to region.
The Transnistrian Settlement Process has been described as a turtle... but the turtle is she alive.

Roxana Cristecu
An organisation like CMI is more flexible than OSCE
There has been no major breakthrough but many small ones
Civil society has been slow to engage in Transnistria
The fluidity between politics and social actors in civil society creates more problems
Even small steps are often seen as suspicious
You have to be careful who you work with

CHAIR
The OSCE is trying to speed up the process
Ukraine
South Ossetia
Transdniestria
There are a number of countries in danger of getting trapped between Russia and the West
There are also opportunities in the perceived deadlock
You have to talk to your partners even if they are not recognized.
The 5+2 process needs to become more informal
You can't always get what you want (...but if you try sometimes you might get what you need)

Julia von Döbeneck
Walter Kemp
Even frozen conflicts can be dynamic...
...which makes dialogue very difficult
Identity plays a role, but it's not simple
Zukunft ist Herkunft (Gadamer)
There should be a dialogue across conflict lines

Prof. Dr. Lars Kirchhoff
Dr. Tanja Tamminen
The roles of the actors in the conflict keep changing

Demonstrate the peace dividend
You can't always get what you want
Zukunft ist Herkunft (Gadamer)

GRAPHIC RECORDING:
JULIAN KÜCKLICH
www.playability.de

Inclusivity in Mediation Processes

Who sits at the table - who sits at the window? Kick-off Examples from the Belgrade-Pristina-Dialogue

ROLE OF THE MEDIA

QUESTION OF REPRESENTATION

HOW TO INTEGRATE INTERESTS INTO THE DIALOGUE

STRONGER CONTACT AMONG THE YOUTH

ROLE OF KOSOVO IS MORE EMOTIONAL THAN POLITICAL
NEED FOR A COMPREHENSIVE APPROACH AT THE WHOLE REGION AND INFLUENCING INTERESTS

WE HAVE A LACK OF POLITICAL WILL

Sonja BISERKO

ROLE OF THE KOSOVO SERBS HAS TO BE DEFINED BY THEMSELVES

WE NEED THE EIA TO PREVENT NATIONALISM (E.G. FROM RUSSIA)

VERY BLOCKING IN GENERAL

CHAIRS:

Brigitta VON MESSLING

WHAT KIND OF FORMAT AND WHAT PARTICIPANTS?

Christoph LÜTTMANN

DEF. INCLUSIVITY

★ GRAPHIC RECORDING BY @Benjamin Felis

INCLUSION OF CIVIL SOCIETY

ENABLE MORE PARTICIPATION BY DIFFERENT ACTORS

OVERCOME DIVISIONS ON LOCAL LEVEL

THE DIALOGUE MUST BE TRANSLATED FOR CIVIL SOCIETY

JOINT MONITORING

PROBLEM OF CORRUPTION

IT'S HARD TO SUSTAIN POLITICAL WILL

YOU ARE HERE

DO WE NEED TO SEPARATE THE TOPIC OF WOMEN FROM INCLUSIVITY?
WHY NOT INCLUDE MORE ACTORS?
ASSYMETRY AMONG ACTORS? (e.g. RESSOURCES)
INCLUSIVITY EQUAL TO EFFICIENCY??

Jean-Claude SCHLUMBERGER

THERE WAS NOT ENOUGH INCLUSIVITY IN THE DISCUSSIONS

MATTER OF TECHNOLOGY + NATIONALISM

IMPLEMENTATION AS INCLUSIVE AS POSSIBLE

Media ← POSSIBLE → Youth

DIALOGUES PRISTINA

BELGRADE BRUXELLES

PROBLEM OF VOTES

WE NEED TO STRENGTHEN CROSS-BORDER INITIATIVES

PRISTINA BELGRADE DIALOGUE:

IS IT A CASE SUI-GENERIS OR CAN WE USE EXPERIENCE FOR OTHER CONFLICTS?

Samuel ZBOGAR

WE ARE NOT MEDIATING, WE ARE FACILITATING

A LINK IS MISSING BETWEEN TRACK 1 & CIVIL SOCIETY

TAYLOR-MADE-MEDIATION

IT WILL BE A LOOOONG PROCESS!
YOU NEED A LARGE COALITION

OSCE - STRONG FIELD PRESENCE
CONTRIBUTE TO OWNERSHIP

IS OSCE REALLY PART OF THE DIALOGUE?

HOW TO STRENGTHEN THE TIES BETWEEN LEADERS + CIVIL SOCIETY?

NOT A PROBLEM OF FORMAT BUT MANDATE

THERE ARE MORE AND MORE INITIATIVES (ALSO FOR YOUNG PEOPLE)

★ GRAPHIC RECORDING BY @Benjamin Felis

PLENARY PANEL

THE OSCE: Variety of Mediation Instruments in the Case of Ukraine

INDEPENDENT REPUBLICS OF DONEZK LUGANSK?



WE NEED CONFIDENCE!

Special situation
ROLE OF NON RECOGNIZED ACTORS*

*NOT EVEN BY RUSSIA!

SUCCESS | NO SUCCESS?
WE REDUCED THE NUMBER OF VICTIMS



KONSTANTIN OBOLENSKY
WE OFFERED MEDIATION

MISSIONS + PERMANENT COUNCIL

2014 OSCE PRESIDENCY

INTERNATIONAL CONTACT GROUP

TRILATERAL CONTACT GROUP
Limits: VIOLENCE



Wolfgang ISCHINGER
1 YOU NEED LOCAL OWNERSHIP

SHOULD WE INVITE THE BAD GUYS?

THERE WAS NO TIME... TO IMPLEMENT

ROUND TABLES

WHERE ARE THE WOMEN?

2. DON'T DEFINE AMBITION, RAISE DISCUSSION



Eberhard POEHL
MANY PROTRACTED CONFLICTS (AS A LEGACY OF THE FALL OF THE SOVIET UNION)

2016 OSCE PRESIDENCY

HOT CONFLICT

INFLUENCES THE EU

SMM

THIS CONFLICT IS NOT PROTRACTED

THERE IS NO DIALOGUE BETWEEN KIEW SEPARATISTS

ONLY IN MINSK

HOW DO YOU DEAL WITH THE HIGH PUBLIC ATTENTION?



SMM MORE MEN APPLY...!

(Ausklaemmern) AND BACK-CHANNELING

PANEL = FORM OF MEDIATION

ADDITION TO ACADEMIC LEVEL

WHAT IS MORE IMPORTANT: TOOL OR PERSON?

DRIVING INTO AN UNLIT TUNNEL

CHAIR



WE CAN'T CHOOSE OUR CONFLICT!

- 1 ADAPT MEDIATION TO THE NEEDS!
- 2 BE CREATIVE WITH PROTRACTED CONFLICTS!
- 3 MULTITRACK PROCESSES WITH INCLUSIVITY!
- 4 INVOLVE INSIDE MEDIATORS!



WHAT WILL YOU DO TO INCLUDE WOMEN?



Conclusion & Recommendation

5 REALISTIC LONGTERM ENGAGEMENT!



BIOLOGY IN OUR GENES!

ARCHITECTURE

→ EVERY DAY DIALOGUE → MOST EFFECTIVE TOOL

→ PROTRACTED CONFLICTS: NO BLUEPRINTS!

↳ SAME REACTIONS FROM THE PUBLIC

...MORE WOMEN!

MORE NETWORKING!

USE DIFFERENT ENTRY POINTS!

EDUCATION BUILD CAPACITIES

INTERIOR DESIGN

SMALL THINGS ARE BEAUTIFUL

Vision for a better society

GRAPHIC RECORDING (BY

@ Benjamin Felis

B.F. 16