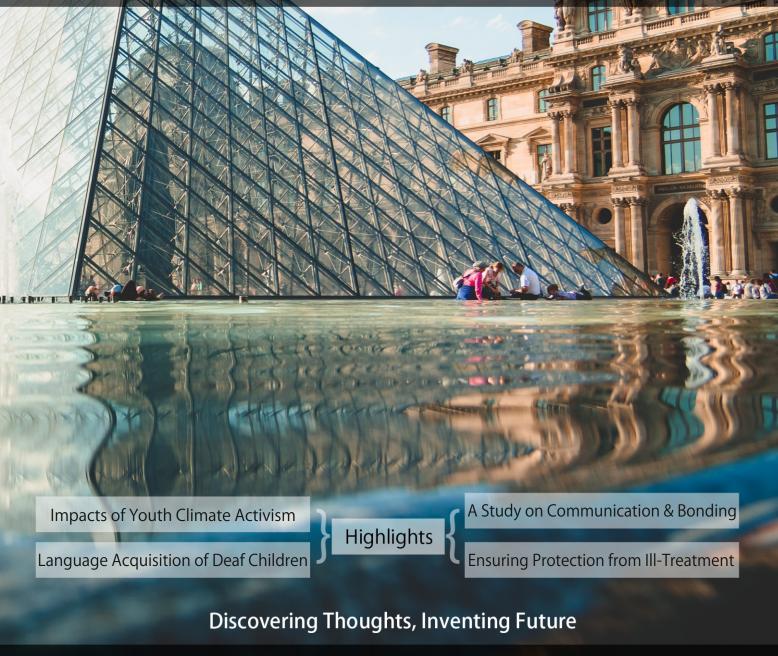
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The Influence of the Family Core on the Language Acquisition of Deaf Children: A Study on Communication and Bonding

By Schubert, Silvana Elisa de Morais, Santos, Israel Bispo & Berberian, Ana Paula Universidade Tuiuti do Paraná

Abstract- This qualitative study, grounded in a sociocultural perspective, investigates the communication challenges faced by families of deaf children. A snowball sampling method was employed, through which nine mothers of ten deaf children were interviewed. The primary objective was to understand the families' emotions regarding deafness, how they received the diagnosis, and the strategies adopted for interacting and communicating with their children. A recurring expectation of speech development among family members was observed, as well as conflicts between guidance provided by the health and education sectors and the family's own dynamics. Reports highlighted a lack of support following diagnosis and continuous efforts to overcome the barriers imposed by reality. Considering family communication as an essential element in the development of deaf children, the study offers reflections on practices and discourses that continue to deny their identity and limit their potential.

Keywords: family, communication, deaf child, brazilian sign language (libras), inclusion.

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THE INFLUENCE OF THE FAMILY CORE ON THE LANGUAGE AC QUISITION OF DEAFCHILDRE NASTUDY ON COMMUNICATION AND BONDING

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The Influence of the Family Core on the Language Acquisition of Deaf Children: A Study on Communication and Bonding

Schubert, Silvana Elisa de Morais ^a, Santos, Israel Bispo ^a & Berberian, Ana Paula ^p

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I. INTRODUCTION

he relationship between family and language presents considerable challenges, particularly within the context of deaf childhoods. It is estimated that approximately 95% of deaf children are born into hearing families who, in most cases, are unfamiliar with the specificities of deafness and the importance of early investment in the child's linguistic development (QUADROS & PIZZIO, 2014). This lack of knowledge can lead to significant developmental barriers, resulting in social, linguistic, interactional, and identity-related disadvantages.

Furthermore, the absence of accessible information and clear guidance for families regarding initial actions compromises not only the child's socialization but also their self-perception and the construction of a sense of belonging from early childhood.

ORCID: https://orcid.org/0000-0003-1448-5638

In light of this scenario, the present study aims to understand how the family can contribute to creating a communicative environment conducive to the development of the deaf child, thereby mitigating the challenges described. To this end, a literature review was conducted focusing on the themes of family, language, and deafness, guided by the legal framework of Law No. 10.436/2002, which recognized Brazilian Sign Language (Libras) as an official language in Brazil (BRASIL, 2002).

The studies analyzed highlight several converging themes, such as:

- The central role of mothers in the trajectory of deaf children.
- The difficulties faced by hearing families in accessing information and engaging with the deaf community.
- □ The prevailing expectation for speech acquisition as a criterion for acceptance, participation, and competence.

Many of the reviewed publications adopt a biologizing perspective on deafness, viewing it as a disability to be treated. In contrast, this study is grounded in a sociocultural (or socio-anthropological) approach, as advocated by authors such as Quadros (2005), Skliar (2005), Lane (1992), and Sacks (1990), who understand deafness as a linguistic and cultural experience.

Embracing such a perspective entails recognizing that deafness transcends the sensory dimension and involves an identity construction in which the deaf individual is understood as a full subject. The research, therefore, seeks to understand how families appropriate (or fail to appropriate) the specificities of the deaf child following diagnosis, the bonds they establish, and the forms of interaction they construct over time.

Accordingly, the general objective of this study is to analyze families' perceptions of the interactions, communication, and forms of language established with the deaf child from the initial suspicion or confirmation of the diagnosis. The specific objectives are:

 a) To understand the feelings expressed by families from the moment of suspicion and/or confirmation of deafness; Year 2025

Author α: Ph.D. and M.A. in Education. Professor at Universidade Tuiuti do Paraná. e-mail: silschubert@yahoo.com.br

Author o: Ph.D. in Communication Disorders. e-mail: israelbbispo@gmail.com

ORCID: https://orcid.org/0000-0001-9346-5664

Author ρ: Ph.D. and M.A. in Education. Professor at Universidade Tuiuti do Paraná. e-mail: ana.berberian@utp.br

ORCID: https://orcid.org/0000-0001-7176-7610

- b) To investigate, through interviews, the forms of communication and interaction established with the deaf child;
- c) To highlight how families access information about deafness and make decisions related to the child's holistic development in the face of communication challenges.

II. Research Method

This study is characterized as qualitative research and was approved by the Research Ethics Committee under opinion No. 7.250.868. The adopted approach seeks to deeply understand the communicative experiences of families with deaf children, considering the social, emotional, and cultural contexts that shape such interactions.

a) Participants

Nine mothers of ten deaf children participated in this research, with one mother having two deaf children. The participants were between 27 and 50 years old and had varying educational backgrounds: two had completed primary school, five had completed high school, and two held a higher education degree (one of them still in progress). Although one father initially showed interest in participating, only the mother attended the scheduled interview, resulting in an exclusively maternal sample.

b) Data Collection Procedure

Interviews were conducted using the snowball sampling technique, a non-probabilistic method that relies on networks of contacts and successive referrals to reach participants with specific characteristics. According to Vinuto (2014) and Bocorny and Gomes (2021), this technique is especially effective for accessing hard-to-reach populations and addressing sensitive topics, as the initial contact is made through individuals already recognized within the target group.

The interviews were conducted using a semistructured format, allowing for standardized questioning while preserving flexibility to explore relevant subjective aspects. The collected content was analyzed using content analysis, as proposed by Bardin (1977), allowing for the categorization and critical interpretation of participants' discourses. From this analysis, categories emerged that will be presented and discussed in the results section.

III. Analysis and Organization of Results

To identify the families participating in the study, we used the letter "F" (for "family") followed by a number corresponding to the interview sequence. The sample composition was exclusively maternal, as only mothers agreed to participate in the study. No fathers or other family members were present during the interviews.

This scenario reinforces a pattern already identified in several studies (PETEAN & BORGES, 2003; PAIVA & SILVA, 2006; SILVA, ZANOLLI & PEREIRA, 2008; KELMAN et al., 2011; FREITAS & MAGALHÃES, 2013; SANTOS, 2019; SILVA, 2021), in which mothers predominantly assume responsibility for their children's education and care. Even when living in family settings with partners, they position themselves as the primary models of behavior, affection, and guidance. Recurring themes in their narratives included intense concern with their children's educational performance and professional future-seen as directly dependent on maternal dedication, effort, and personal sacrifice.

A unanimous concern expressed by the mothers was the language delay experienced by their children, both in oral communication and in Libras (Brazilian Sign Language). As Botteon and Dragone (2021) point out, many mothers reported not seeking communication alternatives beyond orality. This preference is often associated with frustrating early experiences of failed communication. Some interviewees did not even consider the use of Libras, perceiving it as indicative of lower qualification or competence when compared to oral language.

It is important to note that, for deaf children, oral language is not natural and is not always their native language. As emphasized by Quadros (2017, pp. 74-79), when a deaf child is born into a hearing family, they do not spontaneously access deaf culture or sign language. Generally, parents attempt to pass on what they consider their legacy-oral language and hearing culture—while Libras often appears belatedly, fragmented, or is outright rejected. Acquisition of sign language depends on the quality of exposure, the age at which contact begins, and the individuals involved in linguistic mediation.

Considering the relevance of the topic, five thematic axes were defined to guide the interviews:

- a) The diagnosis of deafness and its impacts on family dynamics;
- b) Bonds established with the deaf child;
- c) Forms of communication;
- d) Sense of belonging;
- e) Understanding of deafness and access to information.

These axes informed the development of interview questions and structure the presentation of results, which includes both charts and discursive analyses.

During the initial stage of the interviews, when asked "Who is your child? Tell me about them," mothers generally responded with the child's name, age, and issues related to the diagnosis, interventions, and the

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use of devices such as hearing aids or cochlear implants. However, none initially referred to the child's personal, emotional, or subjective characteristics, nor did they use the terms "deaf," "deafness," or "hearing impairment."

This absence of identity-based naming reveals a discourse pattern focused on clinical, biological, and technological aspects, to the detriment of a perspective that recognizes the child as a subject of rights, experiences, and culture. This focus reiterates contradictions already noted in the literature, which highlight how deafness is still often perceived as a disability to be rehabilitated, rather than a cultural and linguistic identity. Based on the collected data, the next section presents selected excerpts from the interviews, accompanied by an analysis of the families' discourse and the emerging contradictions between lived experiences and prevailing social and institutional narratives about deafness.

a) Maternal Perception of Deafness: The Diagnosis and its Impacts on Identity Formation

For data analysis, excerpts from the interviews were organized into thematic categories, based on the previously defined axes. The data are systematized in tables, followed by qualitative analyses.

Category	Participant (F)	Report
Late diagnosis or deafness as a secondary diagnosis	F1	Noted a lack of communication since birth. Diagnosis occurred at age four. Prior to that, the child was diagnosed with ASD and ADHD. They said she would not live a normal life.
	F3	Sought medical attention after noticing delayed speech. The child did not comprehend well. After a long process, the BERA test was performed.
	F6	At age two, realized the daughter could not hear. Underwent tests. It was a shock: "How will I talk to her?" Did not know Libras.
	F8	Initially suspected cerebral palsy. Deafness was confirmed at age two. Felt lost: "How will I work?"
	F9	Diagnosis at age two. Referred to APAE. "I can't explain my feelings."
Pseudo-acceptance or partial acceptance of deafness	F3	The second child was diagnosed early due to the sibling's history. Claims acceptance but avoids using the terms "deafness" or "hearing impairment."
Grief, fear, and denial	F2	Diagnosis was met with denial: "She's not deaf." Left the facility crying.
	F4	Neurologist diagnosed deafness from birth, but the mother did not believe it: "A mother knows her child."
	F5	The diagnosis started mild and progressed. It was harder for the father: "God won't heal!" The mother reports severe emotional distress.
	F7	Diagnosis confirmed at a hospital. Felt sadness and helplessness: "I didn't know what my life would be like after that."

Table 1: Perception of Deafness and Diagnosis

Source: Organized by the authors, 2025.

For most mothers, the diagnosis of deafness is a traumatic and confusing event, marked by ambiguous feelings. Many express shame, fear, frustration, and denial. According to Bruno and Lima (2015), the use of Libras in these contexts is initially met with distrust, due to fear that the child will not be understood or able to ask for help. This fear often leads to the exclusion of Libras as a communicative possibility.

Yamanaka et al. (2010) highlight a worsening factor: intrafamilial prejudice. Many parents report resistance from relatives in accepting the deafness diagnosis, even after adopting technologies like cochlear implants. There is an ongoing expectation of restored hearing as a way to secure future opportunities—revealing a biologizing view of deafness as an obstacle to dignity.

The categories identified in Table 1 reveal three main ways of confronting the diagnosis:

- a) late or mistaken diagnosis;
- b) pseudo-acceptance;
- c) grief and denial.

In the first case, families report anguish over the lack of clear answers regarding the child's development. Delayed diagnosis hinders early access to linguistic stimulation, as seen in F9's case, where the child was referred to APAE—a center historically associated with intellectual disabilities-revealing confusion between deafness and cognitive limitations. This reinforces Quadros' (2017) call for early hearing screening, mandated by Law No. 12.303/2010 (BRAZIL, 2010), and shows how lack of awareness and limited access to information still hinder appropriate recognition of deafness.

The second category, pseudo-acceptance, is seen in F3's account, where despite having gone through the diagnosis with a previous child, she avoids using terms like "deaf" or "hearing impaired," preferring expressions such as "differentiated loss." Acceptance, in this sense, is conditional on overcoming deafness through orality-there is no full embrace of deafness as a linguistic and cultural identity. As Silva, Zanolli, and Pereira (2008) point out, many mothers oscillate between the pursuit of normality and the need to adapt to deafness-specific demands.

The third category-grief, fear, and denial-is evident in multiple accounts. According to Santos (2019), this grief is symbolic, resulting from the loss of the expectation of a hearing child. F8, for example, expressed despair upon discovering her child was deaf, even after ruling out cerebral palsy. Her anguish stems from difficulty imagining a communicative and dignified future for a non-hearing child. F5's case highlights the impact of religious beliefs in this process: the father hoped for divine healing until the speech therapist bluntly stated, "God won't heal!" This supports Bezerra's

(2019) analysis on how religious and medical discourses together shape parental understanding of deafness and may lead to emotional distancing.

Silva and Gonçalves (2013) also point out that institutional lack of support contributes to parental guilt and insecurity, often leading to the pursuit of alternative diagnoses to avoid facing the reality of deafness. The absence of emotional and psychological support at the time of diagnosis worsens the impact and hinders family adaptation (THOMAZ et al., 2020). F7's statement summarizes this insecurity: "I didn't know what my life would be like after the diagnosis." According to Botteon and Dragone (2021), such reactions can result in emotional distancing, harming the bond and biopsychosocial development of the deaf child from an early age.

Finally, F6 highlights the importance of gradually learning Libras, even after the initial shock: "I didn't even know Libras existed... but over time we got to know it." Despite the legal recognition of Libras by Law No. 10.436/2002 and Decree No. 5.626/2005 (BRAZIL, 2002; 2005), many families are still unaware of its legitimacy as a language and its importance for the holistic development of deaf children. Thus, resistance and expectations centered solely on orality persist.

The following section presents two additional tables detailing the types of communication adopted by families, their methodological approaches, and the emotional perspectives expressed regarding their deaf children's future.

b) Family Interactions and Communication with the Deaf Child: Contradictions and Influences

Table 3: Expectations, Fears, and Interactions with the Deaf Child

Theme	Participant	Excerpt
Learning and Communication	F1	I hope she improves her behavior and irritability, and that she achieves normal communication.
	F2	She was behind in learning and speech development. With Libras, she improved—it helped her.
	F3	I want them to develop and not suffer. The older son tries to make the younger one speak more and use fewer signs—and I like that.
	F4	I want him to understand what he sees. He doesn't speak because he doesn't like to. He doesn't know the vocabulary or understand the value of writing.
	F5	I want her to learn, grow, graduate, work, and be treated equally.
	F6	I hope she finishes school, goes to college—she wants to be an interpreter.
	F8	I hope he learns and develops to have a future—a good job, good relationships—and that he becomes a teacher.
	F2	I feared she would abandon speech for Libras, but I observed the opposite. There's progress in both languages. I hope she is happy, has a good career, and catches up in learning.
Inclusion/Exclusion	F3	I hope the world becomes more open to them, that they're not excluded, that they have autonomy and no longer face so many barriers.
	F7	I hope he doesn't suffer from prejudice or hardships, that things won't be so difficult.

	F8	No one talks to him-not even at church. He's isolated; no one understands him.
	F9	I hope he grows and overcomes communication difficulties, that he's understood when alone—people usually don't get him.
Overcoming Deafness-Organicist View	F7	I wish he could develop and be understood like a hearing child.
	F8	I treat him like a hearing child, not like a poor thing. He has to be firm because of the difficulty.

Source: Organized by the authors, 2025.

The table above illustrates two predominant educational philosophies applied to deaf children, which shape family communication and educational dynamics.

Based on studies by Sacks (1992), Skliar (2005), and Quadros (2005), we identify two historical periods in deaf education methodologies: the first, *oralism,* peaked in 1880 with the Milan Congress, which banned Sign Language (SL) and imposed speech, resulting in negative impacts on deaf education and inclusion. The second, *Total Communication,* emerged in the 1960s, supported by research on the structure and completeness of sign languages, paving the way for *bilingual approaches*. Despite bilingualism being a legal right for deaf individuals, none of the interviewed families reported practicing it in daily communication.

Mothers' responses reveal a disconnect between discourse and actual family interactions, highlighting difficulties in establishing effective communication. There is also tension between medical/ educational guidance and family expectations. Although families seek strategies to interact, these are often limited to scarce post-diagnosis instructions.

This aligns with Rodrigues' (2022) perspective on the challenges of understanding deafness and the deaf individual: when deafness is wrongly associated with cognitive disability, emotional bonds suffer, and family interaction decreases. Consequently, families often resort to minimal interactions, using improvised gestures or isolated signs accompanied by speech. Even when communicative potential exists, no developed communication method—oral or sign—is effectively adopted. What emerges is contradiction: "neither this, nor that," reflecting the absence of a consistent communicative strategy.

Moreover, recent studies show broader impacts of hearing loss beyond language, including cognition. A meta-analysis by Moraes et al. (2025) identified cognitive impairments in adults and the elderly with hearing loss, with or without hearing devices. This emphasizes the importance of structured, meaningful early communication to prevent future difficulties.

Similarly, Santos et al. (2023), through a systematic review, found that adults with hearing loss reported significant restrictions in social participation, particularly when lacking communication support in childhood. These findings reinforce the need for

communicative investment in early childhood and within families, to prevent future social, emotional, and cognitive harm.

Considering the analyses, tables, and identified categories, we presented results regarding how families understand and adapt (or not) to the specificities of deaf children from the moment of diagnosis. We explored how their perceptions of communication, language, and interaction impact emotional bonds, communication dynamics, and child development.

Finally, we offer our reflections—not to conclude the research, but as a pause, opening space for future analyses and deeper investigation of this vital theme.

IV. Final Considerations: Without Intention to Conclude

The analysis of deafness and family communication in this study revealed significant gaps where affective and dialogical exchanges were expected. What emerged was the fragility of linguistic bonds between families and deaf children, marked by misinformation and a lack of appropriation regarding the condition of deafness.

The results point to a mourning process for the idealized child, followed by the need for identity resignification after the diagnosis. Table 1 highlights late diagnosis, pseudo-acceptance, and mourning—categories that reveal anguish, stigma, and resistance to accepting deafness as part of the child's subjective constitution. Even when communication is possible, symbolic and social aspects hinder or disqualify this interaction.

In Table 2, the communicative process appears fragmented, with inconsistent practices and predominance of orality. Total Communication emerges as an alternative but fails to generate meaningful bonds. The absence of bilingual practices reveals the fragility of public policies in ensuring Libras the status of a linguistic right. The maternal figure remains the main caregiver and interlocutor, facing alone the challenge of sharing a common language with her child.

Although Libras is mentioned, it is rarely used or is secondary to orality. Many mothers find themselves torn between divergent guidance coming from health professionals, educators, and social circles. This conflict reflects the tension between biologizing and socioanthropological approaches, leaving families without clear references to support the holistic development of their children.

Even while desiring inclusion and success for their children, these mothers operate within a system that prioritizes hearing, shaping an identity that silences deafness. Public policies and professional training still fail to offer effective support that embraces difference and guides families with clarity and sensitivity.

From the moment of diagnosis, institutional actions must recognize and value difference, favoring informed choices and acknowledging the deaf child as a subject of rights. Health and education professionals must be prepared to provide emotional support and practical strategies that foster language development and strengthen family bonds.

The interviews show that, at times, the responsibility for adaptation falls on the child, as if overcoming communication barriers depended solely on them. This ableist logic must be overcome. Families should be welcomed and guided to understand deafness as difference, not limitation.

It is hoped that, in the future, families will be better informed, professionals more sensitive to linguistic and cultural diversity, and deaf children will finally be able to occupy spaces of speech and listening. Bilingualism — with Libras and oral/written language — remains a legitimate path toward building a fairer, more inclusive, and more humane society.

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Article 3 of the ECHR, Migrants and Asylum Seekers: Ensuring Protection from ILL-Treatment

By Mohammad Ayub Shahreyar

University of Galway

Abstract- This article examines the protection afforded to migrants, asylum seekers, and refugees under Article 3 of the European Convention on Human Rights, which prohibits torture, inhuman, or degrading treatment or punishment. Triggered by the refugee crisis in recent years, migration to Europe has led to increased border securitization and reports of ill-treatment by state authorities. The paper explains how Article 3 has been applied by the European Court of Human Rights in such contexts, evaluates its implementation and identifies key obstacles to its effective enforcement. Recommendations are also offered to strengthen the protection framework within Council of Europe states.

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Abstract- This article examines the protection afforded to migrants, asylum seekers, and refugees under Article 3 of the European Convention on Human Rights, which prohibits torture, inhuman, or degrading treatment or punishment. Triggered by the refugee crisis in recent years, migration to Europe has led to increased border securitization and reports of ill-treatment by state authorities. The paper explains how Article 3 has been applied by the European Court of Human Rights in such contexts, evaluates its implementation and identifies key obstacles to its effective enforcement. Recommendations are also offered to strengthen the protection framework within Council of Europe states.

I. INTRODUCTION

he Refugee crisis started in 2015 and 2016 when the Balkan refugee route was opened. During these two years, Europe faced the greatest refugee crisis since the Second World War.¹ The European countries filed 2.5 million asylum applications in 2015 and 2016.² Recently, after the collapse of the Afghanistan Republic government in August 2021 and Russia's invasion of Ukraine in February 2022, the refugee movement towards European countries has increased significantly.³ Some EU countries, such as Hungary, Austria, and Romania have considered increasing national border security to stop the flow of particularly those from non-European people, countries.⁴ There are many cases of inhuman treatment registered against the refugees in the borders and detention facilities. The Council of the European Anti-Torture Committee (now CPT) reported ill-treatment, such as punching and beating with sticks, weapons and truncheons by police and border guards against the people trying to cross the borders. Also, these people

Author: University of Galway, Ireland. e-mail: ayub.shahreyar@gmail.com were subject to pushback and expulsion from the European territories by either land or sea without having their asylum claims heard.⁵ The inhuman treatment, particularly by the member states of the Council of Europe officials, brought the attention of the European Court of Human Rights (now ECtHR) under Article 3 of the European Convention on Human Rights (now ECHR). The protection afforded by Article 3 of the ECHR preserves the fundamental values of democratic societies, which reinforce the commitment of the Council of Europe members to uphold human dignity.⁶

This essay explores how Article 3 of the ECHR addressed the migrants, asylum seekers and refugee's protection against ill-treatment, torture, inhuman and degrading treatment or punishment. Also, it evaluates how Article 3 of the ECHR has been effectively implemented and what the key obstacles to the application of this Article will be. To address these questions, this essay is structured in four parts. The first part delves into the scope of Article 3 and briefly explains the torture, inhuman and degrading treatment and punishments. Also, it describes the absolute nature of Article 3 of the ECHR. The second part discusses the challenges of migrants and asylum seekers in terms of suffering ill-treatment during their pathway; additionally, it discusses the significance of Article 3 in protecting them against torture and inhuman and degrading treatment. The third part evaluates the implementation status of Article 3 of the ECHR and explores the critical obstacles towards the effective implementation of Article 3. Finally, the fourth part suggests recommendations for effectively implementing Article 3 of the ECHR within the territories of member states.

II. The Scope and Absolute Nature of Article 3 of the ECHR

Article 3 of the ECHR prohibits subjecting individuals to torture, inhuman or degrading treatment or punishment.⁷ Also, under Article 1 of the ECHR, the member states are obliged to secure the rights and

¹ Boštjan Nedoh, 'Mass Migrations as a Messianic Event? Rereading Agamben's State of Exception in Light of the Refugee Crisis in Europe' (2022) 18 Law, Culture and the Humanities 272, 272.

² Etienne Piguet, 'The 'Refugee Crisis' in Europe: Shortening Distances, Containment, and Asymmetry of Rights—a Tentative Interpretation of the 2015–16 Events' (2021) 34 Journal of Refugee Studies 1577, 276.

³ Matías Ibañez Sales, ' The Refugee Crisis' Double Standards: Media Framing and the Proliferation of Positive and Negative Narratives During the Ukrainian and Syrian Crises', 1.

⁴ Adrian Otovescu and Maria-Cristina Otovescu, 'The Refugee Crisis in Europe and Addressed Solutions' (2017) 17 Journal of Community Positive Practices 63, 63.

⁵ Jennifer Rankin, 'Refugees Subject to Widespread Physical III-Treatment, Council of Europe Finds' *The Guardian* (30 March 2023) <https://www.theguardian.com/world/2023/mar/30/refugees-widespre ad-physical-ill-treatment-council-of-europe> accessed 15 February 2024.

⁶ Kristiāna Jana Biksone, 'Violations of Article 3 of the ECHR in the Detention Conditions of Migrant Minors' http://dspace.lu.lv/dspace/handle/7/65116> accessed 14 February 2024, 7.

⁷ European Convention on Human Rights, Article 3.

freedoms of everyone set out in the Convention within their jurisdiction⁸. In addition to that, the nature of Article 3 has been recognized as non-derogate or obsolete rights⁹.

a) The Scope of Article 3 of the ECHR

Article 3 of ECHR indicates the prohibition of all three types of ill-treatment, including torture, inhuman and degrading treatment or punishment.¹⁰ The ECHR has not explained inhuman treatment, degrading treatment, or punishment. Yet, European Human Rights Judicial bodies, ECtHR and the European Commission of Human Rights, have produced definitions of these terms by deciding on case laws.¹¹ Punishment has an ordinary meaning, but this term and the term of treatment are often not subject to separate analysis. Sometimes, the ECtHR categorises the punishment as inhuman or degrading treatment taken to gather.¹²

The Guide on Article 3 of the European Convention on Human Rights, developed by the Registry of the Council of Europe, divides the scope of prohibited treatment under Article 3 into three parts: torture, Inhuman or punishment and degrading treatment or punishment.

i. Torture

The ECHR didn't define the term torture: however, the ECtHR defined the definition of torture in its case law. The Court, in the case of Ireland v UK, defined torture "as deliberate inhuman treatment causing severe and cruel suffering".13 For the determination of torture from other ill-treatment embodied in Article 3, the considers the element of intention and severity of treatment causing severe and cruel suffering. Some of the ill-treatment which were recognized by the Court as torture include rape committed by security forces while in detention¹⁴ or by a coastguard responsible for supervising an illegal immigrant¹⁵, suspension from arms causing paralysis of both arms of the detainees¹⁶, a sustained state of physical pain and anxiety resulting from uncertainty about their fate and the severity of the violence they had endured.¹⁷, forced feeding to the

detainee on hunger strikes without justification¹⁸, beating and using excessive force by police for dispersal of demonstrations¹⁹.

ii. Inhuman Treatment or Punishment

The implication of inhuman treatment comprises a material (objective) element and a deliberate (subjective) element. The material element is described as severe pain or suffering, either physical or mental, while the deliberate element is described as deliberateness.²⁰ It is worth noting that the concept of inhuman treatment, as understood by the ECtHR, has evolved. The requirement of deliberateness (subjective element) of the inhuman treatment diminished in importance in recent case laws. As a consequence of this evolution, the material element, severe pain or suffering, whether physical or mental, becomes essential.

The Strasbourg case law has identified inhuman treatment such as wall-standing, hooding, subjection to noise, deprivation of sleep, food, and drink over interrogation. Additionally, use of force during arrest, bodily injuries during police custody and exposure of a person to the death row phenomenon also demonstrate the inhuman treatment.²¹ Additionally, the case laws identified the inhuman treatment as a failure to provide adequate medical treatment²², destroying a person's home by security forces,²³ depriving the people of livelihood and forcing them to leave their village²⁴, and serving life sentences for a long time in poor conditions under a restrictive regime.²⁵

iii. Degrading Treatment or Punishment

Lowering a person in rank, position, reputation or character in his own or other eyes can be defined as degrading treatment²⁶. In a broader definition, "Inhuman degrading requires for the act to be humiliating or debasing for the individual, showing a lack of respect for, or diminishing, his or her human dignity, or arousing feelings of fear, anguish or inferiority capable of breaking an individual's moral and physical resistance".²⁷ Also, the case laws recognized the degrading treatment as arresting a person while

⁸ Ibid, Article1.

⁹ Biksone (n 6), 9.

¹⁰ Bernadette Rainey author, *Jacobs, White and Ovey, The European Convention on Human Rights,* (Sixth edn, OUP Press 2014), 169.

¹¹ Ibid (n 6), 12.

¹² Ibid (n10), 170.

¹³ Author D J Harris (David John), *Harris, O'Boyle & Warbick Law of the European Convention on Human Rights.* (Fifth edition / David Harris LLM, PhD, CMG, Michael O'Boyle LLB, LLM, LLD(HON), Ed Bates LLB, LLM, PhD, Carla M Buckley LLB, LLM; chapters 2 and 3 by Krešimir Kamber, PhD; chapter 11 by Zoë Bryanston-Cross; chapter 12 by Peter Cumper LLB, LLM; chapter 22 by Heather Green LLB, PhD, Oxford University Press 2023), 245.

¹⁴ Aydın v Turkey [1997] ECtHR 23178/94.

¹⁵ *Zontul v* Greece [2012] ECtHR 12294/07.

¹⁶ Aksoy v Turkey [1996] ECtHR 21987/93.

¹⁷ Bati and Others v Turkey [2004] ECtHR 33097/96 and 57834/00.

¹⁸ Nevmerzhitsky v Ukraine [2005] ECtHR 54825/00.

¹⁹ Lutsenko and Verbytskyy v Úkraine [2021] ECtHR 12482/14 and 39800/14.

²⁰ Alberta Fabbricotti, 'The Concept of Inhuman and Degrading Treatment in International Law and Its Application in Asylum Cases' (20 March 1998) <https://papers.ssrn.com/abstract=3356614> accessed 14 February 2024, 9.

²¹ Ibid (9-10).

²² Hélène Lambert, 'The European Convention on Human Rights and the Protection of Refugees: Limits and Opportunities' (2005) 24 Refugee Survey Quarterly 39, 49.

²³ Selçuk and Asker v Turkey [1998] ECtHR 23184/94 and 23185/94.

²⁴ Hasan İlhan v Turkey [2004] ECtHR 22494/93.

²⁵ 'Guide on Article 3 of the European Convention on Human Rights-Prohibition of Torture' https://www.echr.coe.int/d/guide_art_3_eng, 16.

²⁶ Fabbricotti (n 20), 11.

²⁷ Biksone (n 6), 12.

permitting him to change his soiled clothes²⁸, shaving the hair of prisoners by prison administration without justification, confiscating the glasses of detainees who have vision problems without justification, using force to search the home of a person which is not strictly necessary, keeping a detainee in a severely overcrowded and unsanitary environment in prison, stripped naked of a person in front of a female prison officer, detention of an asylum seeker for three months because of a pending application with no any recreational activities and proper meals, Handcuffing a migrant during a bus journey lasting about 20 hours in the context of forced deportation, detaining a severely disabled person in inappropriate conditions such cold environment and not proper access to bed and toilet.²⁹

The distinction between torture and other illtreatment, such as inhuman treatment or punishment and degrading treatment, drives from the intensity of the suffering inflicted.³⁰ Sometimes, the ECtHR doesn't distinguish between these terms. For example, in the case of II v Bulgaria, the ill-treatment detention of an individual for three months in a small cell without any natural light and satisfactory ventilation, coupled with poor sanitary facilities and no provision for spending time outside of his cell, categorized as inhuman and degrading treatment by the Court.³¹

b) The Absolute Nature of Article 3 of the ECHR

Before assessing the competency of a case, the court repatriated "Article 3 of the Convention enshrines one of the most fundamental values of a democratic society. It prohibits in absolute terms torture or inhuman or degrading treatment or punishment, regardless of the circumstances and victim's behaviour". Also, the court declares, "The Convention prohibits, in absolute terms, torture and inhuman or degrading treatment or punishment, irrespective of the victim's conduct. Unlike most of the substantive clauses of the Convention, Article 3 makes no provision for exceptions and, under Article 15(2), there can be no derogation from it even in the event of a public emergency threatening nation's life".32 On this basis, the member states cannot breach Article 3 of the ECHR even if they need to fight terrorism or organized crimes or to save someone's life.³³ Additionally, breaching this Article to

protect public order, health or morals, public safety, and national security is not permissible.³⁴ The absolute nature of Article 3 of the ECHR demonstrates three key elements: admitting no qualification or exception, no subject to derogation, and applying to everyone. Absolute rights can never be justifiable and should be fulfilled without exception.³⁵

III. The Ill-Treatment Against Migrants and Asylum Seekers and the Significance of Article 3 of the ECHR in Protecting them Against Ill-Treatment

The issue of refugees has been one of the most critical challenges for many member states of the Council of Europe. After the Second World War, thousands of people, particularly from the conflict-affected countries, immigrated to the Europe. Still, the central refugee crisis started in 2015 and 2016 when the Balkan refugee route was opened.³⁶ To overcome the refugee crisis, some of the Council of Europe State Parties adopted strict policies related to avoiding the movement of migrants and asylum seekers towards their borders. Additionally, many cases of human rights violations are reported against the refugees, especially by security officials at borders, detention facilities and inside the territories of member states.

a) The III-Treatment Against the Migrants and Asylum Seekers

This topic mainly focuses on the forced removal of migrants and asylum seekers at the Council of Europe member states' borders and ill-treatment against them, especially in times of pushback and keeping them in detention facilities.

i. Forced Removal (Pushbacks)

The migrants, asylum seekers and refugees who flee persecution experience super difficulties in reaching Europe. They come through many dangerous routes, such as the Central Mediterranean, which is among the deadliest migration routes in the world. It is estimated that since 2014, more than 22000 persons have died, while more than 2000 died or were missing in 2023.³⁷ Multiple cases show that when foreign nationals reach the borders of Council Europe member states, they are forcibly pushed back, which is an issue that

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²⁸ Lambert (n 22), 49.

²⁹ 'Guide on Article 3 of the European Convention on Human Rights-Prohibition of Torture' (n 25), 9-10.

³⁰ Ibid, 8.

³¹ Bernadette Rainey Author (n 10), 175.

³² Natasa Mavronicola and Francesco Messineo, 'Relatively Absolute: The Undermining of Article 3 ECHR in Ahmad v UK Case' (2013) 76 Modern Law Review 589, 592.

³³ Author D J Harris (David John), *Harris, O'Boyle & Warbick Law of the European Convention on Human Rights.* (Fifth edition / David Harris LLM, PhD, CMG, Michael O'Boyle LLB, LLM, LLD(HON), Ed Bates LLB, LLM, PhD, Carla M Buckley LLB, LLM; chapters 2 and 3 by Krešimir Kamber, PhD; chapter 11 by Zoë Bryanston-Cross; chapter

¹² by Peter Cumper LLB, LLM; chapter 22 by Heather Green LLB, PhD, Oxford University Press 2023), 242.

 ³⁴ Elaine Webster, Author, Dignity, Degrading Treatment and Torture in Human Rights Law: The Ends of Article 3 of the European Convention on Human Rights (Routledge, Taylor & Francis Group 2018), 29.
 ³⁵ Ibid, 29.

³⁶ Nedoh (n 1), 272.

³⁷ Dunja Mijatović, 'REPORT FOLLOWING HER VISIT TO ITALY FROM 19 TO 23 JUNE 2023' [2023] COMMISSIONER FOR HUMAN RIGHTS OF THE COUNCIL OF EUROPE, 7.

constitutes one of the most significant human rights concerns from the perspective of the Commissioner for Human Rights of the Council of Europe.³⁸ According to a Human Rights Watch report, based on the police statistics from January to August 2022, Hungarian border officials carried out over 900,000 unlawful pushbacks.³⁹ Pushbacks are aimed at distancing a person from the state's territory and depriving them of access to the protection recognized by the state's domestic laws. Pushbacks are increasingly violent way, becoming normalized in Europe and turning into systematically applied measures. Pushbacks are carried out at both sea and land borders. This practice generally involves multiple violations of human rights, including the prohibition of torture or inhuman or degrading treatment or punishment.40

ii. Inhuman Treatment at the Time of Pushback

The foreign nationals experienced physical illtreatment at the time of their pushbacks, such as beating, punches, slaps, and blows with truncheons, barrels of automatic weapons, wooden sticks or the branches of trees. These actions have been committed by police, border guards, members of the Coast Guard or other law enforcement officials. At the same time, they removed their identification tags and police insignia and wore balaclavas to hide their identity. Also, CPT recorded horrible ill-treatment such as firing bullets close to the persons lying on the ground, pushing the hands tied people into reverse, forcing them to walk barefoot and naked across the borders, using unmuzzled dogs to capture the foreign nationals, deprivation of food and water for a prolonged period. These actions were fulfilled as a threat against the foreign nationals' physical integrity and humiliation. CPT has also reported the appalling and unsafe conditions of foreign nationals during their removal, crammed into the back of police vans, and denied food and water or access to the toilet for prolonged periods. The CPT has also documented medical evidence, such as the classic "tram-line" hematomas on various parts of foreign nationals' bodies and dog-bit wounds on their limbs; additionally, the CPT affirmed the excessive use of force during pushbacks.⁴¹ Amnesty International also reported the arbitrary arrest, abuse of voluntary repatriation, use of unlawful firearms to return the refugees from borders, and forced expulsion of refugees through land and sea

borders⁴². Furthermore, the United Nations Special Rapporteur on the Human Rights of Migrants affirmed that pushing migrants back and forth, use of water cannons, destruction of the migrants' electronic devices, use of attack dogs and pushing and threatening weapons against migrants by Poland officials. The perpetrated actions caused stress and trauma to the migrants.⁴³

iii. Ill-treatment in Detention Facilities

The CPT reported the prolonged and informal detention of arrested foreign nationals and kept them in inadequate condition before removing them. Also, the Court consistently described the deplorable material conditions in informal detention places and police and border guard stations. In several instances, families with children, unaccompanied or separated children and other vulnerable people are held in conditions that amount to inhuman and degrading treatment in detention. The migrants, including children and pregnant women, remained in close detention facilities. Most didn't know how long they spent in detention; meanwhile, they couldn't access information about the asylum proceedings. It caused a significant amount of distress and anxiety and caused them psychological problems.44

The ill-treatment, as mentioned earlier, against foreign nationals, migrants, and asylum seekers violated Article 3 of ECHR. This Article prohibited any torture, inhuman and degrading treatment against anyone, including migrants and asylum seekers and forcibly pushback to a country where there are substantial grounds for ill-treatment and persecution.

b) The Significance of Article 3 of the ECHR in Protecting Asylum Seekers and Migrants Against Ill-Treatment

The Article 3 ECHR is designed to safeguard the treatment of everyone within the territory of the member states of the Council of Europe to individuals, including migrants and asylum seekers. The Convention allows the victims of a breach of the Convention to bring applications against violator states. Under Article 34 of the ECHR, the Court receives applications from any person, non-governmental organization, or group of individuals, regardless of their nationality, claiming to be the victim of a violation due to the breach of the Convention.⁴⁵ This Article permits the victims of foreign

³⁸ Dunja Mijatović, (n 37), 17.

 ³⁹ Human Rights Watch, World Report 2023 | Human Rights Watch (2023) https://www.hrw.org/world-report/2023 accessed 28 February 2024, 290.

⁴⁰ 'Pushed beyond the Limits Four Areas for Urgent Action to End Human Rights Violations at Europe's Borders' (Council of Europe 2022) <<u>https://rm.coe.int/protecting-the-right-to-health-through-inclu</u> sive-and-resilient-health-/1680a177ad>, 15-17.

⁴¹ '32nd General Report of the CPT 1 January - 31 December 2022' (European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment 2023) https://rm.coe.int/1680 aabe2b>, 27.

⁴² Amnesty International (ed), *Amnesty International Report 2022/23: The State of the World's Human Rights* (Amnesty International Ltd 2023).

⁴³ 'A/HRC/53/26/ADD.1: Visit to Poland - Report of the Special Rapporteur on the Human Rights of Migrants, Felipe González Morales' (*OHCHR*) <https://www.ohchr.org/en/documents/countryreports/ahrc5326add1-visit-poland-report-special-rapporteur-humanrights-migrants> accessed 29 February 2024.

⁴⁴ 'A/HRC/53/26/ADD.1: Visit to Poland - Report of the Special Rapporteur on the Human Rights of Migrants (n43), 15.

 $^{^{\}rm 45}$ D J Harris (David John) (n 13), 5.

nationals, including migrants, asylum seekers, and refugees, to apply to the Court to ensure their human rights protection based on the ECHR. The ECHR, under Article 46, made mandatory the Court's judgements upon the Council of Europe member states.⁴⁶ Based on Article 3 of ECHR, the ECtHR has obliged states to protect migrants and asylum seekers from expulsion to unsafe countries and to prohibit ill-treatment within their territories or jurisdictions.⁴⁷ This Article has played an essential role in safeguarding third nationals against returning them to dangerous countries and ill-treatment in detention facilities.

i. Article 3 ECHR and its application to the Principle of Non-refoulement

Non-refoulement is extremely important for protecting migrants and asylum seekers against probable persecution. It is irrespective of whether or not an individual has been formally recognized as a refugee; also, it does not matter how an asylum seeker comes to the territory or jurisdiction of a country. According to this principle, if asylum seekers are forcibly returned to a country where they have well-founded persecution or face a substantial risk of torture, then it will be defilement contrary to international law.48 The principle of nonrefoulement played a significant role in not returning the asylum seekers to their countries of origin where they were at risk of persecution. Many disappointed asylum seekers by petitioning the ECtHR under Article 3 of ECHR, challenged the EU common asylum laws during the first decade of the twenty-first century while at the first Court was reluctant to condemn the EU aborning asylum arrangement.⁴⁹ The ECHR does not explicitly refer to the principle of non-refoulement but accepts the prohibition of refoulement as a fundamental right under Article 3; therefore, according to this principle, the ECtHR prohibits the deportation and expulsion of asylum seekers to the countries where they are persecuted.⁵⁰ Indeed, the Court developed an expansive jurisprudence related to circumstances under Article 3 of ECHR that required non-refoulement protection. In another example, even the court prohibited returning the asylum seekers to a safe part of a country because that unstable situation will force them to move to unsafe areas of the country where their safety is in danger. Also, the Court not only considered the ongoing conflict as a reason for the safety of an asylum seeker, but it also prohibited the return of asylum seekers because of the existing inhuman tradition and non-balance of power in

family life. For example, the Court ruled that Sweden could not return a rejected Afghan asylum seeker to Afghanistan due to her decision to divorce her Afghan husband while they were living in Sweden. Returning to Afghanistan might face this asylum seeker's inhuman, degrading treatment or punishment by her husband based on local tradition and religious issues. Also, the Court prohibited the United Kingdom from returning a Sikh separatist accused of violence to India because he would face inhuman, degrading treatment or punishment because of his political thoughts and performances.⁵¹

The court's decisions indicate that for the application of non-refoulement principles, the member states cannot rely only on the general situation of a country regarding peace and war; they must consider other grounds and ensure that returning asylum seekers will not confront persecution. According to this principle, the states must assess the third country where an asylum seeker will be returned. In the case of Ilias and Ahmed group v. Hungary, the Committee urged the Hungary authorities to re-assess the legislative presumption of a safe third country concerning Serbia, terminate collective expulsion, and introduce an adequate remedy.⁵²

ii. Protecting the Migrants and Asylum Seekers Against III-treatment in Detention Facilities

Article 3 ECHR established principles regarding the conditions of detention of those awaiting expulsion or detention by immigration authorities.⁵³ Under Article 3, the states must ensure that prisoners are detained with respect for their human dignity and that their health and well-being are adequately secured.⁵⁴ According to the decision of ECtHR, the conditions in which a person is detained can constitute inhuman or degrading treatment within the meaning of Article 3 of ECHR, even though the authorities have no intention to debase the detainees. The Court underscores that anyone deprived of liberty should be treated with dignity. ECtHR prohibited any excessive physical force, forced shaving off of detainees' hair, and any physical harm, such as severe bruises, whilst in detention in police custody. For the Court, the protection of the physical integrity of individuals is a priority, and nothing can justify it. The member states are obliged to take positive steps to improve the conditions of detentions to ensure the rights

⁴⁶ D J Harris (David John) (n 13), 5.

⁴⁷ Lambert (n 22), 52.

⁴⁸ Guy S Goodwin-Gill, *The Refugee in International Law* (3rd ed., Oxford University Press 2007), 233.

⁴⁹ Maryellen Fullerton, 'Refugees and the Primacy of European Human Rights Law' (2017) 21 UCLA Journal of International Law and Foreign Affairs 45, 64.

⁵⁰ P Heijer Boeles, *European Migration Law* (2nd edition., Intersentia 2014), 343.

⁵¹ Ibid(49), 64.

⁵² 'Supervision of the Execution of Judgements and Decisions of the European Court of Human Rights 2022:16th Annual Report of the Committee of Ministers' (Committee of Ministers of the Council of Europe 2023) https://www.coe.int/en/web/execution/annual-reports, 42.

⁵³ Bernadette Rainey Author (n 10), 186.

 ⁵⁴ William A Schabas, *The European Convention on Human Rights:* A Commentary (Oxford University Press, Incorporated 2015)
 <http://ebookcentral.proquest.com/lib/nuig/detail.action?docID=4310
 766> accessed 18 March 2024, 85.

of detainees. The Court recognized that all forms of solitary confinement without suitable mental and physical motivation resulted in the deterioration of the mental faculties and social abilities of detainees.⁵⁵ Also, the detention should be compatible with the health conditions of the detainees, such as serious illness.⁵⁶ In the case of Feilazoo v. Malta, the Committee urged the improvement of living conditions in the Safi Detention Centers. The Committee asked the authorities to provide reports or assessments of these improvements and their impact on other detention centers used for the detention of migrants. Additionally, the Committee urged the adoption of the law on the confidentiality of correspondence of detained migrants and the length of detention pending deportation.57 In another example, in Mozer v. Moldova and Russia, the detainees recognized that they deserved physical well-being and medical care in detention facilities.58

IV. Implementation Status and the Key Obstacles to the Effective Implementation of Article 3 of the ECHR

a) Implementation Status of Article 3 of the ECHR

The ECHR provided a better enforcement mechanism than other international human rights treaties. The ECHR enforcement mechanism designated the ECtHR and the Committee of Ministers of the Council of Europe to ensure that the human rights of individuals are protected. ⁵⁹ The Committee of Ministers, composed of the government's representatives, is considered the most crucial body to supervise the execution of the Court judgement within the Contracting states.⁶⁰ ECtHR is changed to a cornerstone for protecting the fundamental rights of individuals within the Council of Europe member states' territories. To ensure justice, this judicial body reviews thousands of applications per year. For example, in 2022, 45500 and in 2023, 34650 applications were registered to a judicial formation. Over these two years, the Court decided on 11099 applications.⁶¹ This number includes all individuals, including foreign nationals, migrants, and asylum seekers. The Committee of Ministers of the

Council of Europe has been obliged to ensure that the Court judgements are well-executed. Despite the efforts of ECtHR and the Committee of Ministers, the reports of the CPT, Europe Commissioner for Human Rights and INGOs, show that pushbacks through sea and land an increasingly violent way, becoming normalized in Europe. Law enforcement officials, border guards, coast guard, and others committed different types of torture, inhuman or degrading treatment or punishment at the time of pushback.⁶² Furthermore, the foreign nationals experienced poor living conditions and ill-treatment in detention facilities.⁶³ This situation shows that Article 3 of ECHR has not been implemented effectively.

b) The Key Obstacles to the Effective Implementation of Article 3 of the ECHR

The essay outlined the below impediment to the effective implementation of Article 3 of ECHR:

i. Poor enforcement of the ECtHR Judgement

However, the human rights protection system based on the ECHR is the most effective regional system compared to other regional mechanisms. Still, its effectiveness is seriously weakened by the problems raised by the weak implementation of the ECtHR judgement. This problem might be because of the Committee of Ministry's involvement in the Court's decision-making supervisory mechanism as the only institution.⁶⁴ The Committee of Ministers cannot force to implement the Court decision to the states. Although the Committee has some soft sanctions in its toolkit, it rarely exceeds resolutions demanding execution. The last and most potent sanction is an expulsion from the Council of Europe, but except for Russia, a separate case, it has not yet been used. With such a weak enforcement mechanism, the Court is limited to imposing its judgement effectively. The Committee of Ministers faces fewer challenges in enforcing the Court judgement regarding monetary compensation or individual measures. Still, general measures are almost tricky and controversial.⁶⁵ For example, In 2022, among pending execution cases, 1299 were leading cases or those that disclose a problem in law or practice. Such cases often need the adoption of general measures to prevent a recurrence of the human rights violation. It is worth noting that addressing leading cases is essential to avoiding an increased backlog of repetitive instances,

⁵⁵ Lambert (n 22), 50.

⁵⁶ Mouisel v France [2002] ECtHR 67263/01.

⁵⁷ 'Supervision of the Execution of Judgements and Decisions of the European Court of Human Rights 2022:16th Annual Report of the Committee of Ministers' (n 54), 42.

⁵⁸ 'Guide on Article 3 of the European Convention on Human Rights-Prohibition of Torture' (n 25).

⁵⁹ D J Harris (David John) (n 13), 5.

⁶⁰Jerzy Jaskiernia, 'Actual challenges for the implementation of judgments of the European Court of Human Rights' (2022) 48 Review of European and Comparative Law 103, 104.

⁶¹ 'Analysis of Statistics 2023' [2024] European Court of Human Rights <https://www.echr.coe.int/documents/d/echr/stats-analysis-2023-eng>, 3.

⁶² 'Pushed beyond the Limits Four Areas for Urgent Action to End Human Rights Violations at Europe's Borders' (Council of Europe 2022) https://rm.coe.int/protecting-the-right-to-health-through-inclusive-and-resilient-health-/1680a177ad, 15-17.

 ⁶³ 'A/HRC/53/26/ADD.1: Visit to Poland - Report of the Special Rapporteur on the Human Rights of Migrants (n43), 15.
 ⁶⁴ Ibid (se0) 105

⁶⁴ Ibid (n60), 105.

⁶⁵ Kanstantsin Dzehtsiarou author, *Can the European Court of Human Rights Shape European Public Order?* (Cambridge University Press 2022), 16-17.

which made up 84% of ECtHR judgments from the last five years. $^{\rm 66}$

ii. Political and Legal Complexity

The Committee of Ministers examined that the political and legal complexity continues to increase. The Court decides some cases, but the member states are not interested in executing the judgement; however, the Committee of Minister remind them multiple times.67 Also, regarding the pending cases, the Parliamentary Assembly expressed concern about the slow progress towards implementing the Court judgements. Related to this concern, the Assembly issued Resolution 2949 (2023) and called the states to enforce the judgement in good faith and without delay.⁶⁸ Although the Assembly, as a highly authorized body of legislation of the Council of Europe, underscored to provide effective domestic remedies and fulfil their obligation based on the Convention, some states failed to implement their obligation due to a lack of political will.⁶⁹The reluctance of member states due to political dimensions and complexities is an explicit example of breaching the Convention, including Article 3 by member states.

iii. Limited Capacity of the Council of Europe Member States

The Committee of Ministers examined that at the end of 2022, there was a new record number of 2257 cases, including those related to Article 3 of the ECHR. On that information, the respondent states that the Committee of Ministers did not submit payment of just satisfaction. Also, there was an increased delay in submitting state action plans within the designated deadline; for example, for not meeting the deadline, the DEJ sent 92 reminder letters to 17 states in 2022 and 84 reminder letters to 16 states in 2021. The Committee believes these deficiencies are linked to the state's insufficient capacity to take prompt and timely measures for the complete and effective execution of the Court's judgements due to the low status or lack of resources of national coordinators.⁷⁰

iv. High Number of Applications

In addition to transmitting the new judgement to the Committee of Ministers by the Court, there are many pending applications before the Court. For example, according to the recent court report, only 67300 applications are registered as pending cases before a judicial formation till 29 February 2024, while the court decided on 5882 applications in 2024⁷¹. However, there is not available data on the number of asylum seekers, migrants, and refugee applications. Still, given the large movement of foreign nationals, particularly to Turkey and the borders of Europe, combined with the widespread practice of illegal expulsion and detention, it is believed that a significant number of the pending applications may be lodged before the court.

V. Recommendations

For effective and timely implementation of Article 3 of the ECHR, this essay suggests the following recommendations:

a) Developing National Investigation, Compliance and Monitoring Mechanism

According to the report of CPT, the member states only carried out a few investigations into allegations of physical ill-treatment and other forms of inhuman and degrading treatment, which do not comply with the criteria of effectiveness. Also, there was no effective and independent system for systematically monitoring border control activities. The CPT reports that the detained interviewed foreign nationals could not lodge complaints due to a lack of an effective compliance mechanism. The absence of an effective monitoring and investigation mechanism by the member states entailed that the perpetrators were not identified, and the cycle of ill-treatment remains unchallenged.⁷² It is believed that the states should develop an independent investigation, compliance and monitoring mechanism to systematically oversee the situation of foreign nationals at the borders, punish the perpetrators' officials, and prepare to implement Article 3 ECHR.

b) Establishing a Joint Committee for the Implementation of Article 3 of the ECHR

As mentioned, there have been delays in executing a judgement or a lack of implementation of cases, including cases of migrants and asylum seekers violating their rights under Article 3. It is believed that

⁶⁶ 'Committee on Legal Affairs and Human Rights: Implementation of Judgments of the European Court of Human Rights – 12th Report' (Parliamentary Assembly 2023) <https://rm.coe.int/implementation-ofjudgments-of-the-european-court-of-human-rights-12th/1680ad0083>, 3

⁶⁷ 'Supervision of the Execution of Judgements and Decisions of the European Court of Human Rights 2022:16th Annual Report of the Committee of Ministers' (Committee of Ministers of the Council of Europe 2023) https://www.coe.int/en/web/execution/annual-reports >, 12.

⁶⁸ 'Committee on Legal Affairs and Human Rights: Implementation of Judgments of the European Court of Human Rights – 12th Report' (Parliamentary Assembly 2023) <https://rm.coe.int/implementation-ofjudgments-of-the-european-court-of-human-rights-12th/1680ad0083 >, 2.

⁶⁹ 'Supervision of the Execution of Judgements and Decision of the European Court of Human Rights 2022:15th Annual Report of the Committee of Ministers' (Committee of Ministers of the Council of Europe 2022) https://www.coe.int/en/web/execution/annual-reports >, 8.

⁷⁰ 'Supervision of the Execution of Judgements and Decisions of the European Court of Human Rights 2022:16th Annual Report of the Committee of Ministers' (n 64), 13.

⁷¹ ECtHR, 'Statistics, <https://www.echr.coe.int/statistical-reports> accessed 16 March 2024.

 $^{^{\}rm 72}$ '32nd General Report of the CPT 1 January - 31 December 2022' (n 41), 32

only the involvement of the Committee of Ministers to reinforce the execution of cases is insufficient.⁷³ For the effective enforcement of the prohibition of torture, inhuman or degrading treatment under Article 3, the CPT, the European Commissioner for Human Rights, and the Parliamentary Assembly should be involved. This essay suggests that to effectively implement Article 3 of the ECHR, a Joint Committee should be established under the lead of the Committee of Ministers from the mentioned bodies. They can push the states to perform and monitor the Court's judgements. Also, the Committee should develop further toolkits to ensure that states have national coordination mechanisms and timely perform the Court judgement.⁷⁴

c) Strengthening the Roles of Civil Society for the Implementation of Article 3 of the ECHR

ECHR and the rules of the Court explicitly afford civil society and human rights defenders access, either as direct victims or in the form of third-party intervention. Social activists can play a significant role in representing an applicant and providing a general support structure to the Convention system. They can play their roles in educating the public, including migrants and asylum seekers, about their rights based on the Convention, assisting them in seeking legal advice and collaborating with other NGOs and legal advocates to ensure their rights.⁷⁵ In addition, civil society can play a crucial role in the effective implementation of Article 3 ECHR, monitoring the execution of judgements and ensuring that the rights of migrants and asylum seekers are protected against torture, inhuman or degrading treatment and unlawful expulsions.

VI. CONCLUSION

Article 3 of the ECHR recognizes the rights of third-country nationals, including migrants, asylum seekers and refugees, against torture, inhuman and degrading treatment or punishment. The right under Article 3 of the ECHR was recognized as obsolete or non-derogate, which should not be violated even in a state of emergency or for public orders and national security. This essay found that despite the conventional solid support from the migrants and asylum seekers, they have experienced horrible, inhuman and degrading treatment, particularly at the time of forced pushback and staying in detention facilities. Article 3 of EHCR affirms the non-refoulement principle and provides sufficient protection for migrants and asylum seekers against forcible expulsion to unsafe countries, safeguarding their rights in detention facilities. In terms of the ECHR implementation, this essay concludes that poor enforcement of the ECtHR Judgement, political and legal complexity within member states, insufficient capacity and a high number of new and pending execution applications are vital obstacles that impact the effective implementation of Article 3 of the ECHR within the territories of the member states. For the excellent implementation of Article 3 of the Convention, this essay recommends that the member states should develop national investigation, compliance and monitoring mechanisms to monitor the situation of migrants and asylum seekers, particularly at their borders and detention centres and perfume the pending judgements of ECtHR within their territories and jurisdiction. Furthermore, the Council of Europe should establish a joint committee composed of the Committee of Ministries, CPT, European Commissioner for Human Rights and Parliamentary Assembly to systemically monitor the execution of the Court's judgement, provide toolkits and sanction to ensure that the States Parties fulfil their obligation under Article 3 of the ECHR. Finally. the Author believes that by strengthening the role of civil society in monitoring the execution of pending cases and the situation of migrants and asylum seekers, the ground for effective implementation of Article 3 of the ECHR will be prepared.

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⁷³ Jaskiernia (n 60), 103.

⁷⁴ 'Committee on Legal Affairs and Human Rights: Implementation of Judgments of the European Court of Human Rights – 12th Report' (n 68), 2.

⁷⁵ Rachel Cichowski, 'Civil Society and the European Court of Human Rights' (2010) <https://papers.ssrn.com/abstract=1643604> accessed 17 March 2024, 14.

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A Gender-Perspective Look at Metal Scenes from the Colombian Media: Metal to the Bone

By Jesús Antonio Córdoba Romero

Abstract- The global metal scene has established itself as an imminently masculine space while also building its image as a musical scene and community where fraternity and inclusion prevail among its members: the people who listen to and experience metal music. Metal to the Bone, in seven years of coverage highlighting the women who are part of metal scenes worldwide, has attempted to reveal that this co-optation of the metal scene by the male gender persists to this day. This has necessarily led to distorting the metal community's characterization of itself as a fraternity and a safe place for all. Through interviews and research, it reveals the gender gap in participation in metal bands and the existence of a series of barriers that prevent and do not allow women to experience metal culture safely and without obstacles.

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A Gender-Perspective Look at Metal Scenes from the Colombian Media: Metal to the Bone

Jesús Antonio Córdoba Romero

Resume- La escena metalera a nivel mundial se ha erigido como un espacio inminente masculino a la vez que ha construido su imagen mostrándose como una escena musical y comunidad donde prima la hermandad y la inclusión entre sus miembros: las personas que escuchan y viven el metal. Metal to the Bone, en siete años de cubrimiento visibilizando a las mujeres que hacen parte de las escenas metaleras a nivel mundial, ha intentado develar que persiste hasta nuestros días esa cooptación de la escena metalera por parte del género masculino, lo cual ha llevado, necesariamente, a desvirtuar esa caracterización que hace la comunidad metalera de sí misma como una hermandad y un lugar seguro para todos y todas a través de la realización de entrevistas y la investigación, mostrando la brecha de género en materia de participación en bandas de metal y la existencia de una serie de barreras que impiden y no permiten a las mujeres vivir de forma segura y sin obstáculos la cultura metalera.

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I. Introducción

I género musical del heavy metal, cuyas raíces se encuentran en estilos musicales como el blues y el mismo rock, es un espectro sonoro que está conformado por diversos subgéneros donde podemos encontrar thrash metal, black metal, death metal, power metal, gothic metal, symphonic metal, groove metal, alternative metal y metalcore entre otros. La variedad en la sonoridad se expresa en la diversidad de subgéneros que componen el metal, como es reconocido en regiones del mundo como Latinoamérica y el Caribe. Multiplicidad de subgéneros que son tocados en su inmensa mayoría por bandas de metal conformadas exclusivamente por hombres. Como lo ha explicado Sonia Vasan (2011) el metal ha sido cooptado históricamente por el género masculino, siendo mayor esa relevancia masculina en determinados subgéneros.

La brecha de género en materia de participación en agrupaciones de metal es histórica, teniendo a las mujeres como una minoría dentro de una escena musical hipermasculinizada.

Ese notorio predominio de los hombres en las bandas metaleras me llevó a crear el medio Metal to the Bone. Espacio que se generó con la finalidad de poder visibilizar a las distintas mujeres que hacen parte de las escenas metaleras. No solo músicas, sino también mujeres que desde sus diversas profesiones le aporten al mundo del metal: periodistas, investigadoras, ilustradoras, mánager de bandas y fotógrafas, entre otras.

¿Cómo se ha visibilizado el trabajo y la experiencia de las mujeres en Metal to the Bone? A través de entrevistas donde, además de los aspectos propios de la música metal, también se han abordado las violencias basadas en género que ocurren dentro de las escenas metaleras. Y de la mano de las entrevistas hechas a las investigadoras, se ha podido abordar el tema de los estudios de género dentro de los sonidos extremos del metal, con mujeres como Rosemary Lucy Hill del Reino Unido, Manuela Calvo de Argentina o María de la Luz Núñez de Perú. Lo anterior como una forma de servir de puente entre la academia y las personas amantes del metal, frente al contenido de los estudios de género que muestran con claridad cómo el metal es un club de hombres.

Según Sonia Vasan (2011) "El *death metal*, una forma extrema del *heavy metal*, es posiblemente el subgénero más centrado en los hombres dentro de cualquier música popular", dejando claro que lo anterior no niega que las mujeres siempre hayan estado presentes no solo en bandas, sino también en otros espacios que conforman las escenas metaleras.

Berckers y Schaap (2018) en el libro "Gender Inequality in Metal Music Production" exponen un dato sobre la presencia femenina en la escena mundial del metal y es que las mujeres históricamente han representado en bandas de metal solo un 3%. A finales del año 2023, la plataforma *MetalStates* actualizó dicha cifra y ahora el porcentaje es del 5%, que sigue siendo ostensiblemente bajo.

En Colombia, la investigación estadística que presentó Esteban Gutiérrez (2021) en el Primer Congreso de Estudios Sociocríticos Sobre Rock, Metal y Expresiones Extremas (Devenir Monstruo), brinda otro dato que refleja lo masculino que es el metal en todas

Author: e-mail: chuchocordoba89@gmail.com

sus esferas: de todo el compendio histórico de músicos en bandas de metal de Colombia, las mujeres solo han representado un 3%.

En entrevista de Metal to the Bone con la licenciada en Lingüística Ea Valverde (2017, 2021), ella habla acerca del término peyorativo "putithrasher", sobre el cual realizó una investigación y que es utilizado en México para denigrar a las mujeres metaleras que gustan del *thrash metal* y que se visten de manera provocativa, alejadas del estereotipo creado para las seguidoras de dicho subgénero del metal.

María Hernández (2010) en su investigación denominada "Música. mujeres, hombres V contradicciones: la construcción del género en la escena del Death Metal en Bogotá", aborda otro de los términos con una connotación negativa al interior de las escenas metaleras, el de "poser", donde básicamente se refieren con esa etiqueta a mujeres a las cuales no se les reconoce una legitimidad dentro de la escena, estigmatizando su presencia v marcando una clara diferencia con aquellas mujeres a las que sí se les confiere una autenticidad metalera. Se les puede reconocer "porque son aquellas mujeres que no saben de música, a pesar de que aparenten lo contrario" (p. 45).

Un término que es mundialmente conocido y es transversal a las diversas escenas musicales, es el de "groupies". En una publicación de la revista Rolling Stones (Hopkins et al. 1969), se encuentra una entrevista a Jimmy Page en la que se hace alusión por primera vez al término mencionando las dos acepciones de la palabra, la primera con referencia a la amiga de la banda y la segunda entendida hacia aquella mujer que presumía acerca de los artistas con los que tenía sexo.

II. ENTREVISTAS Y BARRERAS

Una de las formas desde el periodismo con enfoque de género para abordar el tema de mujeres en el metal, y lo que eso implica, es la realización de entrevistas a las distintas mujeres de las escenas metaleras. En diálogo con ellas, a través de Metal to the Bone, se han podido evidenciar 3 barreras que no permiten abordar esta discusión dentro de la comunidad metalera y, por lo tanto, no es posible entender que existen una serie de problemáticas de género que se deben abordar.

a) Mito de la Igualdad o Anhelo de la Comunidad

Dentro de los estudios de género en la música metal, la profesora del Reino Unido Rosemary Lucy Hill (2016, 2018) habla de lo que ella ha concebido como el "mito de la igualdad", ese mundo perfecto donde metaleros y metaleras se relacionan sobre la base de un rotundo respeto por el simple hecho de compartir el gusto y la escucha de la música metal. Esa unión sonora significa un panorama de cero discriminaciones y absoluto respeto para los integrantes de la comunidad metalera. Evidentemente, ese relato de igualdad termina siendo un mito, una noción errada de la realidad, algo falaz.

En entrevista con Metal to the Bone, Hill responde frente a este término que "si eres hombre, heterosexual y blanco, estando en el Reino Unido, estas cosas te ayudan a ser parte de la comunidad y si no encajas en esas categorías, es más probable que te encuentres por fuera de escena".

La doctora argentina Manuela Calvo (2020) quien hace alusión a ese término en su investigación "Masculinidades y feminidades en la música metal", en diálogo con Metal to the Bone, explica que ella prefiere hablar de "anhelo de la comunidad" donde la parte positiva es el encontrarse desde lo comunitario para generar lazos de intercambio; mientras que lo negativo para ella "es esto de borrar las desigualdades y las diferencias, creyendo que es una hermandad en donde todo está bien". También hace alusión al miedo dentro de la comunidad de hablar de las cosas malas que suceden dentro de ella, pensando que si abordan esos temas la escena podría llegar a su fin o a dividirse, etc.

Las escenas metaleras, al igual que la sociedad, son una ruta donde ocurren fenómenos de violencia, obviamente con las particularidades propias del ámbito metalero. En Metal to the Bone, a través del mencionado formato de entrevistas, se han recopilado testimonio sobre sucesos de discriminación y diversas violencias basadas en género que se pueden resumir en las siguientes: agresiones físicas, manoseo durante festivales de metal (mosh pit), toma de fotografías por debajo de la falda de las músicas, los estereotipos de género, el no reconocimiento de las problemáticas de género en medios de comunicación y el uso de temas referentes a la mujer para generar más tráfico en sus espacios, discriminación a músicas en anteriores bandas, el movimiento Kill The King de la escena sueca (el Me Too de ese país, donde se expusieron diversas violencias que padecen las mujeres) y dos casos de tentativa de feminicidio.

Por eso es fundamental el hecho de que existan iniciativas como las de la Red de Estudios y Experiencias en y desde el Heavy Metal de Argentina, cuya comisión de género estableció el primer protocolo (de la región latinoamericana) contra las violencias basadas en género, dentro del ámbito metalero, para saber cómo actuar ante situaciones de violencia contra las mujeres pertenecientes a las escenas.

b) Ausencia de Autocrítica

La noción de hermandad que se adjudica la comunidad metalera es tan fuerte que se presenta como si estuviera a prueba de críticas. Puede tomarse por integrantes de la escena como un anatema el hecho de poner en la discusión pública problemáticas como las violencias basadas en género al interior de las

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escenas metaleras. Sobre este aspecto, en entrevista con Susana González, trabajadora social y *host* de la séptima conferencia bienal de la International Society for Metal Music Studies, menciona que "La visión que tiene la escena metal de sí misma dista mucho de la realidad y desigualdad de género que existe. Generalmente nos cuesta mucho realizar una autocrítica como comunidad". Para Susana, en últimas la mujer no tiene una participación como integrante de pleno derecho en ese lugar común, siendo constantes los juicios sobre su autenticidad como mujeres metaleras.

Serena Cherry es la vocalista y guitarrista de la banda del Reino Unido Svalbard. En entrevista con ella en Metal to the Bone, se le preguntó por aquella falta de autocrítica en las escenas metaleras, respondiendo que durante sus estudios de doctorado sobre mujeres en el metal se encontró con el término "falsa conciencia", usado para describir a la comunidad metalera, debido a que esas características de hermandad y solidaridad entre sus miembros, son muchas un espeiismo y no son visibles en la realidad material. Además, remarcó que el "metal can be an extremely defensive community when it comes to criticism of the scene. Instead of accepting that Metal has some problems of welcoming anyone who's not a white dude, they often deny the problem exists which prevents any real progression". Mientras al interior de las escenas metaleras no seamos conscientes de las problemáticas que suceden en esos lugares, no habrá posibilidad de presenciar alguna iniciativa de cambio.

Serena integra una de las bandas de metal que más se ha ocupado de los temas de género en sus letras, en muchos de sus repertorios la agrupación utiliza su música como un vehículo de denuncia frente a ese tipo de violencias que deben enfrentar las mujeres día a día. En una de las canciones de Svalbard denominada "How Do We Stop It", perteneciente a su segundo álbum It´s Hard to Have Hope, la banda aborda el tema de las agresiones sexuales hacia las mujeres durante el pogo (*mosh pit*):

"How do we make it stop? Because even if we do report

They say our claims are invalidated

By a lack of "hard evidence"

Then they wonder why victims feel silenced

If it's in a dark alley or it's in a mosh pit

It's still sexual assault, how do we stop it?" (Svalbard, 2018).

Durante una entrevista de 2021 con la docente colombiana Diana María Azuaje Cárdenas, ella mencionó lo siguiente acerca de esta falta de reconocimiento de problemas al interior de la comunidad metalera, preguntándose acerca de "Cuál es la amenaza para quienes nos encontramos en esta comunidad metalera de reconocer que hay unos problemas, que cosifican a las mujeres, que existen unos lugares de subalternidad entre los géneros que se reproducen a todos los niveles dentro de las comunidades metaleras, entre muchas otras cuestiones".

c) Carácter "apolítico" del Metal

Cuando se indaga acerca de temas dentro del metal, existe una noción generalizada de pensar a este género musical solo como música, nada más. Lo que dificulta el poder acercarse a tratar aspectos como los sucesos o hechos que narran las mismas bandas en sus letras y que guardan relación con los temas propios de la vida, tales como la violencia en sus distintas formas o las letras que hacen referencia a procesos de memoria histórica, que en definitiva son tema políticos porque nos afectan como sociedad y ninguna persona en su escena metalera local está exenta de padecer algún hecho violento, o de estar en un país cuyo contexto y coyuntura responden a realidades que les toca vivir, enfrentar y muchas veces sufrir.

En conversación con la filósofa e investigadora peruana María de la Luz Núñez (2020), en Metal to the Bone, ella hizo referencia a aquel imaginario de pensar a las escenas metaleras como espacios alejados de la realidad donde te puedes resguardar, relacionándolo justamente con lo enunciado por Niall Scott (2011) en su libro "Heavy Metal and the Deafening Threat of the Apolitical". María trajo a la discusión aquella publicación porque el autor explica que existe la idea de una música metal apolítica porque te escuda de todas las cosas, buenas y malas, que acontecen en el mundo.

Respecto a ideologías nocivas como el machismo y su discusión dentro de las escenas de metal, María comenta en la entrevista que:

"Hablar de machismo dentro del metal es romper con esa ficción de que el metal es apolítico, cuando en realidad tiene mucho que decir sobre su entorno, y yo creo que sí lo dice, solamente que con metáforas. Además, no solamente es romper esa ficción (de lo apolítico) sino también es romper esa estructura masculina con la que se creó, desde la que nació, entonces hablar de machismo en el metal es doblemente subversivo".

Cuando somos capaces de dialogar sobre estos temas, sin prevenciones, y sobre todo cuando son bandas las que proponen la discusión desde sus mismas letras, estamos dejando atrás obstáculos y prejuicios que nos impiden entrar en diálogo acerca de lo realmente importante. Es aquí donde lo enunciado por María se cruza con lo que Constanza Samhain (2020), integrante de la banda argentina Blast Bitch, le expresó a Metal to the Bone en torno a que se debe ejercer una "acción directa y una de ellas es justamente que, si vemos que no hay política en las letras de metal, hacemos una banda con estas temáticas". La académica española Susana González (2021), en diálogo con Metal to the Bone, habló sobre este aspecto de concebir de manera errada al metal como apolítico, esgrimiendo que es imposible desligarlo de su componente político, sosteniendo además que "Ese concepto de autonomía del arte ha sido rebatido desde posiciones feministas por Susan McClary o Marcia Citron, por ejemplo. Ellas y muchas otras y otros autores han argumentado que en ningún caso la música es apolítica, ningún tipo de arte es apolítico. El simple hecho de enunciarte como nopolítico es un posicionamiento político en sí mismo".

Esta barrera es una de las que más me he encontrado en los años que llevo dirigiendo Metal to the Bone, ya que es común tropezarse con respuestas a publicaciones donde argumentan que el metal no debe ensuciarse de política, que deberíamos concentrarnos en la música y no insistir en estos temas de género y en general no inmiscuir al metal con temas políticos. Esta idea de ver al metal como un mero espacio de divertimento, de entretenimiento o de exclusivo resguardo, desconoce una diversidad de apuestas musicales con un claro componente político, no partidario o partidista, desde el metal. Agrupaciones desde los sonidos extremos que se pronuncian en contra de discursos supremacistas y en defensa de los derechos humanos no pueden ser tomadas como propuestas que ostenten una connotación negativa. Y para nuestro asunto, si bandas de metal incorporan temáticas feministas que lo único que buscan es poder vivir en una sociedad realmente diversa e incluyente, no puedes endilgarles una etiqueta peyorativa o estigmatizante solo porque es una manifestación política cuando el arte en sí mismo es político.

III. Investigaciones

En el año 2023, Metal to the Bone se ganó como agrupación la Beca de investigación en música 2023 - Bogotá ciudad creativa de la música del Instituto Distrital de las Artes (IDARTES). En dicha investigación se pudo evidenciar que las mujeres feministas no suelen hacer público su lugar de enunciación como feministas dentro de las escenas metaleras que habitan, por diversas razones que esgrimen, tales como la tergiversación que existe en la comunidad metalera acerca de los feminismos o la estigmatización a las mujeres feministas a través de términos peyorativos como feminazi. En definitiva, se evidencian procesos de autocensura por parte de las mujeres feministas porque saben de la errada noción que ronda las escenas metaleras acerca de los feminismos y el estigma que eso genera, por lo que se vuelve un mecanismo de protección el guardar silencio sobre su postura feminista.

Durante el Primer Congreso de Estudios Sociocríticos Sobre Rock, Metal y Expresiones Extremas

(Devenir Monstruo) Esteban Gutiérrez presentó una investigación estadística en donde, de la diversa información que logró recopilar, mencionó el siguiente esto: de todo el compendio histórico de músicos en bandas de metal en Colombia, solo el 3% han sido mujeres. Teniendo como contexto esa cifra, en Metal to the Bone se publicó en 2023 el artículo "Mujeres del metal hecho en Colombia" indagando sobre el devenir histórico de las mujeres en bandas de metal colombianas. Productos de las reacciones, unas de felicitaciones y otras de rechazo o desacuerdo que se pueden segmentar en diversos argumentos, me aventuré a realizar una serie de análisis de eventos de metal, o donde estuviera involucrado ese género musical de forma significativa y mayoritaria. Análisis que se llevaron a cabo desde el 11 de enero hasta el 26 de noviembre de 2024 y se publicaron en las redes sociales del medio. En total se realizaron 45 análisis semanales (solo dos semanas no se realizaron análisis por no contar con la información suficiente para llevar a cabo el ejercicio de un mínimo de 4 eventos).

La información se obtuvo del análisis de eventos ocurridos en 40 ciudades y municipios de Colombia, y se tuvo en cuenta la información de conciertos consignada en las redes sociales de Facebook e Instagram, lo que incluye páginas oficiales de las bandas, grupos y perfiles. También se tuvo en cuenta lo divulgado por medios de comunicación especializados en música metal y la solicitud de información a bandas y promotoras/organizadores de los eventos. Una vez publicado cada análisis, la información que se compartía era la siguiente: número total de integrantes de bandas, número de hombres, número de mujeres y total de bandas participantes en cada evento.

De 326 eventos analizados durante 2024, la información recopilada que se extrajo de los análisis arrojó los siguientes datos:

a) Eventos Con y Sin Mujeres en Bandas

El 51% de los eventos contó con mujeres en bandas; el 49% restante no contó con participación femenina en las agrupaciones analizadas.

b) Integrantes de Bandas de Colombia y el Extranjero

Del total de 3727 integrantes de bandas participantes en los eventos analizados, el 93% fueron colombianos y el 7% extranjeros.

c) Bandas Masculinas, Mixtas y Femeninas

De 911 bandas que se presentaron en los 326 eventos analizados, el 86.2% fueron bandas masculinas (785); las bandas mixtas (con integrantes hombres y mujeres) fueron 121, representando un 13.3%; y las bandas femeninas solo fueron 5 (0.5%). d) Mujeres y Hombres en Las Bandas de Los Eventos Analizados

De 3727 integrantes de bandas, el 96% fueron hombres (3589) y el 4% fueron mujeres (138).

e) Total de Mujeres Participantes

En los 326 eventos analizados se presentaron en bandas 138 mujeres, de las cuales 121 (87%) fueron colombianas tocando metal; 12 colombianas (9%) estaban en bandas de otros géneros musicales como el *punk* y *hardcore*; y 5 mujeres (4%) eran extranjeras oriundas de Argentina, Chile, México y Venezuela.

f) Roles de las Músicas Colombianas en Bandas de Metal

De las 121 mujeres colombianas tocando en bandas de metal, el 12% cumplen más de un rol en sus bandas, en tanto que el 88% cumple un solo rol en las agrupaciones.

g) El Origen de las Bandas con Participación de Mujeres

Las 121 mujeres colombianas tocaron en 107 bandas de metal, las cuales se concentran en un 72% en la ciudad de Bogotá; Medellín es la segunda ciudad con mayor concentración de bandas con un porcentaje del 15%; y el 13% se lo reparten 11 ciudades y municipios de Colombia que son los siguientes:

Armenia (Quindío), Barranquilla, Calarcá (Quindío), Cali, Girón (Santander), Itagüí (Antioquia), Marinilla (Antioquia), Pamplona (Norte de Santander), Pasto, Pereira y Urrao (Antioquia).

IV. Conclusiones

Es notorio el predominio de los hombres dentro de las escenas metaleras, es un aspecto histórico, que persiste en el presente, pero que esa arista desigual no quiere decir que las mujeres no tengan participación en los lugares que conforman estas escenas musicales extremas, como lo menciona Vasan (2011), ya que desde distintas posiciones como las de managers de bandas, periodistas, fotógrafas, *fans* y demás labores, las mujeres tienen una incidencia directa en cómo se está desarrollando actualmente cada una de las escenas existentes, tanto a nivel territorial como desde los propios subgéneros musicales.

Desigualdad en las escenas que esta diagnosticada, ya existe desde los estudios de género información suficiente para poder entender lo que implica estar ante una brecha de género a todos los niveles. Y que desde espacios como el de Metal to the Bone, seguiremos indagando sobre aquella desigualdad y acerca de los distintos fenómenos de violencia que rondan las escenas metaleras y que esas mismas escenas se niegan a reconocer.

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From Climate Grievances to Conflict Prevention: An Analysis of the Impacts of Youth Climate Activism on Peacebuilding in Africa

By Brian Muthuri Kithinji

Abstract- Despite Africa contributing less than 3 per cent of global emissions, climate changes continues to exacerbate challenges such as resource scarcity, environmental degradation, and socio-economic disparities, which often leads to conflicts. This paper explores the emerging role of youth climate activism as a proactive force in conflict prevention. Youth-led movements in Africa have mobilized to raise awareness, advocate for policy change, and implement grassroots initiatives aimed at mitigating the impacts of climate change and promoting sustainable practices. By engaging in peaceful activism, youth not only amplify the urgency of climate action but also address underlying grievances related to environmental injustices and inequitable resource distribution. Drawing on focus groups discussions, structured interviews, and case study reviews, this paper examines how youth activism contributes to fostering resilience, building community cohesion, and promoting sustainable peacebuilding strategies that address climate-induced vulnerabilities and enhance societal resilience.

Keywords: youth climate activism, climate security, conflict prevention, peacebuilding, climate action.

GJHSS-A Classification: LCC Code: GE160.A35

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Keywords: youth climate activism, climate security, conflict prevention, peacebuilding, climate action.

I. INTRODUCTION

a) Background and Problem Statement

he intensifying effects of global warming are among the most serious threats to human security and stability in Africa (Fotso-Nguemo et al., 2023). Climate change impacts affect the security of African states both directly and indirectly, by exacerbating existing political, peace and security, socio-economic and development challenges that especially affect vulnerable groups, such as women, young people, children, internally displaced persons (IDPs) and refugees, persons with disabilities and other minority groups. While Africa contributes less than 3% of global greenhouse gas emissions (IPCC, 2023), the continent is disproportionately affected by climate change due to its socio-economic and political vulnerabilities. The climate crisis has already caused significant harm to biodiversity, water security, food production, life, health, and economic growth, and it is projected to worsen significantly over the coming decades.

However, it is unfortunate that the continent is experiencing a crisis it did not create. In Africa, where most of the livelihood activities are climate sensitive like agriculture, fishing and tourism, climate change is escalating poverty. But it critical to note that the youth of Africa have decided to rise to the occasion as they have taken it upon themselves saying, "We are not going to drop down the mic of climate justice, we are not going to keep quiet, this is our future. We do not have planet B, we only have planet Earth." The emergence of youth climate activism is a direct response to these challenges and it has proven to be of paramount importance in shaping policy and awareness across the continent. However, there are very few formal spaces for youths to have a voice in decision-making. Youth climate activists continue to suffer a myriad of challenges including limited financial resources, state bureaucracies, and fragmentation and competition between movements that impacts their work.

Recently, there is a growing consciousness of the intersectionality between climate activism and conflict prevention. Fulford (2006) defines conflict as a clash of thoughts, opinions or ideals, and this is usually the result of confused false expectations especially in the area of unmet emotional needs. Paul Wehr in Miall, Ramsbotham and Woodhouse (1999) views conflict as the pursuit of incompatible goals by different groups or persons and this is usually generated by the structure and nature of society. He goes on to say that conflict is a result of misperceptions, miscalculation and poor communication, and that if not properly handled, it becomes dysfunctional and degenerates into violence. It can also become a negative force when it degenerates into faultfinding, belittling, demeaning level, let alone when it leads to violence.

Growing up and living in a conflict-affected area significantly affects the growth and development of young people (Cordoba, 2021). Exposure to conflict, violence and insecurity, economic deterioration and breakdown of societal structures can drain their

Corresponding Author: Policy Action Initiative, Nairobi, Kenya. e-mail: brian@policyactioninitiative.org

psychological well-being. Exposure to hunger and poverty leaves them vulnerable to underdevelopment and disease. At the same time, they are often unable to attend school or gain employment and are at high risk of sexual violence or exploitation. Some young girls have also been forced into early marriages or childbirth (Schlecht, 2013).

A study commissioned by the United Nations Security Council to gauge the implementation of the Resolution 2250 which calls upon for youth engagement in peacebuilding and conflict resolution, estimated that 408 million youth, equivalent to 23 percent of the global population aged 15-29, are affected by violence or armed conflict. More so, in many conflict-affected or fragile states, a majority of the population, at times up to 60 percent, is considered to be youth. The costs on human life are devastating, as 90 percent of all deaths directly caused by armed conflict are young adult males.

b) Objectives of the Study

The main objective of the study is to explore the motivations and factors driving youth involvement in climate activism and conflict prevention across Africa. Other objectives include:

- i. To examine the impact of youth-led climate activism on policy-making and climate security efforts in African countries.
- ii. To assess the challenges and barriers faced by youth activists in promoting climate action and conflict prevention in Africa.
- iii. To examine the role of technology and social media tools in youth-led climate activism and conflict prevention in Africa.

II. Overview of Youth Climate Activism in Conflict Prevention

Youth have been at the forefront demanding urgent action to resolve ongoing conflicts, sustain peace and address climate change. But while the youth in peace and security movements and youth climate movements emerged at similar times, they have taken different approaches. The climate activism taken by youth is often characterized by street protests and strikes to demand action from political leaders. It counters the status quo and has a much smaller footprint in the African Union and United Nations structures. YOUNGO, the Youth Constituency of the United Nations Framework Convention on Climate Change (UNFCCC), provides perhaps the strongest institutional link between youth organizations and multilateral climate negotiations. Nonetheless, it remains at the periphery of the UNFCCC and its Conference of the Parties (COP). With the president of the COP changing every year, there is little institutional memory of how youths were involved in past conferences. The COP

At the 2019 COP, several youth protesters were escorted out of the building. This reflects the clear gap between the prominent climate activism of youth in the streets and their much smaller role in policymaking. The formation of the Secretary General's Advisory Group on Climate Change in July 2020 was seen as an initial effort to bridge this gap by connecting youth leaders with the highest office at the United Nations (UN News, 2020). Disagreements over issues such as youth political participation and sexual and reproductive rights has also prevented member states from adopting an overarching policy framework on youth and sustainable development.

The Paris Agreement does not mention youth, only referring to intergenerational equity. The policy framework that most strongly makes this link is the 2030 Agenda for Sustainable Development, where youth are mentioned in ten areas, but there is no stand-alone goal on youth as there is for women and girls. The most concrete link is in Target 13.b, where youth are mentioned as important to building capacity to plan for and manage climate change. As a result, the UN development system has taken an ad hoc approach to youth, particularly when it comes to climate change.

III. LITERATURE REVIEW

a) Theoretical Review - Negative-Positive Peace Theory

Climate change has negative implications on social cohesion, poses a security risk and may increase the likelihood of violent conflict (Barnett & Adger, 2007). It is imperative to have a greater comprehension of the complex relationship between conflicts and climate change in the wake of intensifying extreme climate events. To create lasting solutions to the conflict and climate change dilemma, a holistic way of thinking is reauired. leading to solutions that address environmental issues while also preventing tensions from erupting into violent conflicts. However, the conventional approaches to conflicts and violence are usually limited to focus on the elimination of direct violence that averts bodily harm or loss of property (Bangura, 2022). The underlying causes of social inequalities are often ignored, which creates room for conflict recurrence. Embracing the key underpinnings of the negative and positive peace will then assist in better understanding the complexity of conflicts related to climate change.

The Negative-Positive Peace theory developed by Johan Galtung provides a nuanced framework for understanding different types of violence and clearly explains how omitting any form of violence in conflict resolution will have a negative effect on attaining positive peace (Galtung, 1969). According to Galtung (1969), the two different models of peace can be easily distinguished by the extent which key actions are targeted. For instance, positive peace aims to address the structural and cultural violence which results in addressing social injustices, whilst negative peace only focuses on taking away direct violence. Galtung identifies three types of violence: direct, cultural, and structural. In the context of this study, militant actions that are caused by competition for the ever-shrinking base of resources is defined as direct violence. Structural violence refers to the policy inadequacies and administrative biases that further exposes vulnerable communities to the negative impacts of climate change (Jarstad et al., 2017). Lastly, cultural violence refers to the agreed social norms, values and practices that encourage violence.

According to Galtung (1969), negative peace rhetoric usually ignores structural violence, which is the result of systemic injustices embedded in social, economic, and political systems. In many African communities, climate change worsens the social inequalities by making it harder for marginalized communities to access resources such as arable land and water, which leads to conflict (Scheffran et al., 2012). On the other hand, positive peace is deep rooted in addressing the underlying causes of conflict more than just the absence of violence. It also involves equality, justice, and well-being. This approach resonates with the primary aim of youth climate activism, which is to address the underlying causes of social disparities as well as environmental degradation. It is argued that positive results can be witnessed if young people in the activism sector take a more focused, organized and grounded ways of engagement on these issues, which empowers them to meaningfully participate in decision making and creation of working solutions. The negative-positive peace theory implores the importance of social inclusion in conflict prevention as means to foster lasting peace, while more often the intentional systemic exclusion of young people can be identified as one of the key factors to discontent and conflict in Africa.

Having a deeper understanding of these differences and levels of engagement creates an opportunity to address the root causes of conflict, which prevents minor misunderstandings from turning into physical violence, and building more climate resilient communities (Barnett & Adger, 2007). According to Matthew (2010), youth climate activism has a great potential to prevent conflict since it challenges the flawed social structures and provides sound alternatives that fosters social cohesion, equality and socioeconomic growth resulting into a state of positive peace. This study espouses this theoretical framework in order to gain a deeper understanding of how climate activism contributes to the development of a secure and equitable landscapes in Africa.

b) Empirical Review

Conflict prevention can be classified into various themes based on the socio-economic, environmental, and political contexts in Africa. This study identified five key themes, which are discussed below.

i. Peacebuilding

Human security necessitates freedom or absence of threat, fear or danger. It also implies buttressing freedom from both violent and non-violent threats to danger such as diseases, environmental degradation and disasters. Since environmental security refers to the safety of our environment from natural disasters and human activities that jeopardize the quality of life, it constitutes an important dimension to the pursuit of peace and development (Matthew, 2006).

This study notes that better access to, and more equal distribution of natural resources is critical in preventing violent conflicts in the region. National, regional and international actors are currently involved in a range of initiatives that address peace- and securityrelated challenges, in line with natural resource management, national reconciliation and decentralizetion processes. At the regional level, policies have been adopted to address insecurity as well as a range of security and military operations launched by regional and international actors. The African Union (AU) has also recognized and discussed climate-related security risks. For example, it adopted the Bamako Declaration on Access to Natural Resources and Conflicts between Communities in November 2019. But while the AU has taken steps to improve collaboration and coordination in this field, experts have noted a lack of tangible policy operationalization, financial unpreparedness, and limited member state accountability as constraints to the AU's climate--security work (Aminga & Krampe, 2020).

In this context, it will be crucial to promote a politically sensitive approach to development and security in the region and link it to ongoing decentralization and reform processes. In areas where conflicts over resources are currently taking place, strategies and aid programmes should be implemented in a conflict-sensitive manner, buttressed by efforts to strengthen inter-communal trust and social cohesion.

ii. Strengthening Institutions

In his remarks on the International Day of Democracy, observed on 15 September 2023, the United Nations Secretary General Antonio Guterres, while recognizing the threats to democracy, "in this time of tension and turmoil", warned that civic spaces are shrinking and recalled the importance to "expand meaningful participation of young people in decisionmaking processes at every level". Exclusion and the silencing of dissenting voices is often a key component of declining public trust in institutions. However, many initiatives, actions, and protests led by youths globally throughout history have shown that young people are often among the first to speak and stand up. Youths make a vital contribution to strengthening and renewing democracies and their efforts are crucial to addressing democratic backsliding. As such, they should be recognized as powerful and active agents of change in democratic systems.

Youths also have a vested interest in doing so, not just for today but for the future. They will have to bear the biggest consequences of political decisions and thus have the strongest motivation to ensure decisions are made with a long-term perspective. Their participation and empowerment are crucial components for ensuring harmony and peaceful societies. The 2030 Agenda explicitly names youths as "critical agents of change" and directly prioritizes them throughout the 17 SDGs and in more than 60 of the 169 SDG targets. Their participation in formulating the Agenda was substantial through negotiations by the UN Major Group for Children and Youth and the online My World Survey, where more than 7 million young people voted for their priorities for a better world.

Additionally, over the last decade, young people worldwide have been mobilizing and taking to the streets, demanding more inclusive and representative political systems. This surge in youth activism may be in direct response to their perceived exclusion from formal political decision-making processes. According to data collected and analyzed by the United Nations Peacebuilding Support Office (PBSO), youth and youth groups were a major demographic and political component of protests in 2019. Survey respondents identified youth as part of protests in 93 percent of countries and as the primary part in 65 percent of countries. Young women and men, along with middleaged women and men, were the demographics most likely to lead protests in 2019 by a significant margin.

iii. Cultural and Social Integration

Expressing one's own opinion, questioning political decisions, speaking openly about sensitive issues is not frequent for young people in societies where older generations dominate the public discourse. Traditionally, respect for the elderly is an almost universal concept. However, this concept has evolved differently across the globe, as some places now have a culture that strongly idealizes youth, while in others, respect for the elderly, whether determined by age or by the longevity of service in an organization or institution, still holds strong. Such an ingrained 'culture of seniority', combined at times with highly hierarchical societies, can pose great challenges on youth political participation not only for young people themselves to overcome internalized biases, but also to overcome the cultural resistance to breaking traditions.

The obstacles to voter registration, voting, running for office, and participating in peace processes are even higher for young women, who continuously face discrimination by age and gender. Patterns of intimidation, harassment and violence against women in political life discourage many young women from joining the space. A 2016 study by the Inter-Parliamentary Union (IPU) reveals that sexism, harassment, and violence against women parliamentarians exists to different degrees in every country, affecting many female legislators. The study's findings reveal that 81.8 percent of all respondents were victims of psychological violence. Among the kinds of psychological violence, 44.4 percent of those surveyed said they had received death threats, rape, beatings or abduction during their parliamentary term. According to the same IPU study, women under the age of 40 are at even greater risk of becoming victims of sexual harassment in the form of sexist remarks, intimidation, threats and degrading treatment on social media.

As stated in the 2021 UN Women Guidance note on Preventing Violence against Women in Politics, the threat of gender-based violence can prevent young women from participating in public affairs, voting and standing office, therefore excluding them from exercising their constitutional rights. A recent study by the United Nations Development Program also reveals that LGBTI+ people face various hurdles in politics due to criminalization, discrimination, and exclusion. They also endure harassment and violence, placing an extra burden on them to tackle safety concerns and combat discrimination in order to participate in civic processes.

Notwithstanding the progress that has been made in increasing enrollment of girls in learning institutions, the traditional societal expectations of women and girls, such as deeming their primary responsibility as caregivers, remains core. Young women who attempt to become politically involved are often confronted with sexism, harassment, violence, and stigmatization, leading them to abandon politics altogether. They are also more likely to become victims of conflicts and climate change events.

iv. Provision of Economic Alternatives

The provision of economic alternatives through youth-driven sustainable development projects is a crucial aspect of youth climate activism. This approach addresses two interconnected challenges: climate change and youth unemployment or underemployment. This approach involves creating and implementing sustainable development projects that are led by young people and provide economic opportunities, while also addressing climate change. These projects typically focus on green technologies, sustainable agriculture, renewable energy, eco-tourism, or other environmentally friendly sectors.

Year 2025

By providing economic alternatives. this approach tackles one of the root causes of environmental degradation - the perceived conflict between economic development and environmental protection. Additionally, it empowers young people to take direct action on climate issues while also immediate addressing their economic needs. Successful youth-led projects can influence policymakers to support more significant sustainable development initiatives. This approach is particularly relevant in developing countries where youth unemployment is high and climate change impacts are severe. However, it's also gaining traction in developed nations as young people seek to align their career aspirations with their environmental values.

It is important to note that during the Africa Youth Month in November 2023, the African Union launched the 1 Million Next Level Initiative, which is a pan-African program aimed at empowering the continent's youth. Spearheaded by the African Union Commission, it seeks to provide opportunities for 300 million young Africans by the year 2030. The initiative focuses on five key areas, often referred to as the 4Es+H: Education: Improving access to quality education and skills development, Employment: Creating job opportunities and promoting youth employment, Entrepreneurship: Supporting young entrepreneurs and fostering a conducive business environment. Engagement: Encouraging vouth participation in governance and decision-making processes and Health and Wellbeing: Promoting physical and mental health among young people. By addressing these areas, the initiative aims to unlock the potential of Africa's youth demographic, drive economic growth and development, foster social inclusion and stability and strengthen governance and democracy.

The 'Africa We Want' can only be achieved by our young people with providing education, engagement entrepreneurship, employment and opportunities. Agenda 2063 provides a solid foundation for these actions. It prioritizes the development and empowerment of Africa's young people and provides a framework for unleashing the potential of young people to make a meaningful contribution to Africa. This is the only way the continent can achieve a prosperous, integrated and peaceful Africa. The sixth Aspiration of Agenda 2063 hinges on the potential of Africa's youth as a key ingredient for development.

Furthermore, the Second Ten-Year Implementation PLAN 2024 – 2033 of African Union Agenda 2063, termed as "Decade of Accelerated Implementation", speaks keenly on strengthening and enhancing the resilience of economies and communities against the effects of climate change as the continent needs to have the requisite capacities to predict, withstand and mitigate against disasters. This is justified by the adverse effects of climate change on all

socioeconomic domains and the growing trends in migration and conflicts in parts of Africa attributed to climate change. Youth climate activism is vital in achieving the African Union Agenda 2063 Aspiration 1 and goal 7, which aspires to build a sustainable environment, climate resilient economies and communities in Africa by taking urgent action.

v. Monitoring and Surveillance

Early warning systems are a major component of addressing climate-related security risks. They are also at the heart of prevention strategies, both in terms of preparing for natural hazards as well as addressing violent conflicts or other threats to human security. However, African countries are lagging behind in developing early warning systems. Only about 40% of African countries have functioning early warning systems, largely due to poor access to and availability of reliable data (United Nations Office for Disaster Risk Reduction, 2022).

Early warning systems that exist often face quality issues due to severe limitations in hydrometeorological infrastructure and services, as well as multi-hazard monitoring capacities. Existing early warning systems suffer from horizontal siloes and struggle to mainstream the climate-conflict nexus, mainly because they are institutionally divided between climate and weather-focused early warning on the one side, and conflict early warning on the other (Moyo and Phiri 2023; Nhamirre et al. 2023).

Lack of harmonization between both early warning pillars is evidenced in the poor integration of climate and conflict indicators in both systems. Early warning systems at the continental, regional, national and local levels also lack vertical integration. One key challenge remains the integration of local knowledge and data gathered through civil society networks into existing systems. This then calls for full youth engagement in developing and managing early warning systems for climate-related conflicts.

IV. Methodology

a) Study Design

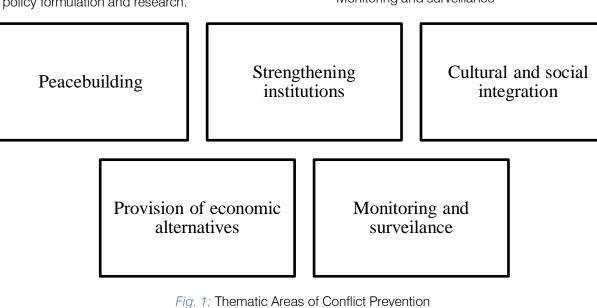
For a thorough analysis of the study, the researchers employed focus group discussions and interviews with youth stakeholders drawn from across the continent and professions. Due to the dearth of literature on youth climate activism in Africa, this methodology could help shed light on the situational realities that exist in the continent, in a manner that gives ample voice to the subjects. Additionally, this mixed methods approach allows for a nuanced exploration of the participants' perceptions and experiences, as well as the analysis of key variables that underpin their activism.

At the beginning of each focus group session, the researcher sought to ascertain if the participants

believed climate activism impacts conflict prevention. From the responses gathered, further questions were asked to allow the youths to share their experiences, challenges they face, and what opportunities they foresee that could upscale their impacts in conflict prevention. Furthermore, the youth participants elaborated on their climate activism in various professions including art, healthcare, education, social work, policy formulation and research.

The focus group discussions and interviews narrowed to five areas of conflict prevention, based on the participants' expertise. These include:

- Peacebuilding
- Strengthening institutions
- Cultural and social integration
- Provision of economic alternatives
- Monitoring and surveillance



b) Interview Guide

During the focus group discussions, a semistructured questionnaire was used as an interview guide. Some of the key questions asked in the focus group discussions are as follows:

- i. What do you understand by climate activism in your own words and how are you involved in it?
- ii. In your own understanding, how does climate activism contribute to conflict prevention in your country or community?
- iii. What are the social, cultural or historical factors that influence climate activism in your community?
- iv. What are the key strategies that you use in your climate activism?
- v. What are the major challenges you face as a climate activist and how do you overcome them?
- vi. What role does technology play in your climate activism and which tools do you frequently use?
- vii. What do you think are the future directions for youth climate activism in Africa?

The data from the group discussions was captured using a systematic table model, making it easy to organize and record the emerging themes during the discussions. See below, the table with a glimpse of the data collected during the first focus group discussion highlighting the emerging themes, quotes and findings.

Location	Date	Questions	Emerging	Valuable	Insights/	Follow
		Asked	Themes	Quotes	Findings	up/Actions
Google Meet	02/08/24	What do you understand by climate activism in your own words and how are you involved in it? In your own understanding, how does climate activism contribute to conflict prevention in your country or community? What are the social, cultural or historical factors that influence climate activism in your community? What are the social, cultural or historical factors that influence climate activism in your community? What are the key strategies that you use in your climate activism? What are the major challenges you face as a climate activist and how do you overcome them? What role does technology play in your climate activism and which tools do you frequently use? What do you think are the future directions for youth climate activism in Africa?	High climate change literacy amongst young activists. Economic hardship affect activism efforts. Influence of cultural norms and values of youth activism	We are a community deep rooted in cultural beliefs, our cultures implore environmental protection. Youth climate activism can have positive effect on conflict prevention if intentionally executed focused on addressing the underlying causes of conflict.	Young activists presented a deeper under- standing of climate change issues and their link to social justice. Culture poses both a positive and negative effect on climate activism. Economic hard- ships have a negative effect on youth participation in climate activism	Follow-up on participants to get further information on the initiatives that they are implementing

Table 1: Focus Group Data Collection Table

c) Sampling and Sample

Participants for this study were selected through purposive sampling to ensure diversity in gender, nationality, and region. A total of 52 individuals participated in five focus group sessions, each comprising of about 11 participants per session. For relevance and clarity, the study mostly targeted alumni of the Nairobi Summer School on Climate Justice (NSSCJ), working in different professions including art, healthcare, education, social work, policy formulation and research.

The researchers employed a structured interview format which felt appropriate owing to the nature of youth climate activism and conflict prevention as variables that intersect. The focus group discussions lasted nearly two hours each and were transcribed in real time for future referencing. After the sessions ended, the researchers reviewed the transcripts to capture key points, while in some cases, further questions were shared to the participants directly to understand their responses better.

d) Data Analysis and Presentation

This study employs a SWOT analysis which assesses the key findings of the study and presents them appropriately. SWOT analysis is usually intended to highlight critical aspects that need attention or improvement by evaluating internal and external factors. This holistic view is crucial towards understanding the wide range of factors that could influence the success or outcomes of youth climate activism in conflict prevention and enable researchers to develop informed strategies to leverage strengths, mitigate weaknesses, capitalize on opportunities, and prepare for threats.

Additionally, a case study review was undertaken of successful youth climate activism projects in Africa. This approach provides a unique opportunity to walk in the shoes of an African youth climate activist, understand their struggles, hopes, dreams, and the opportunities they are creating. With over 80 per cent of Africa's population under the age of 35 years, this study shows the immense potential of this demographic dividend to uplift the continent's socio-economic trajectory. 31

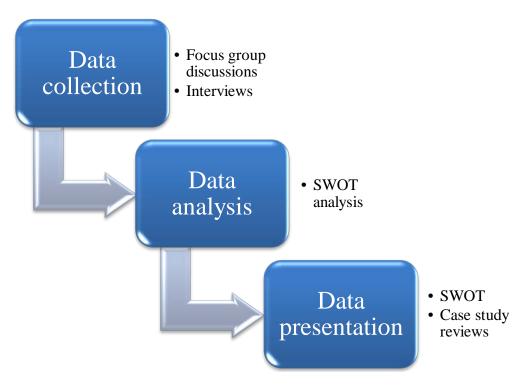


Fig. 2: Step-by-step Guide of the Methodology

V. Results and Discussion

a) SWOT Analysis of Youth Climate Activism in Conflict Prevention

i. Strengths

African youths are highly educated and possess unparalleled passion, energy, and innovative ideas to address environmental and social challenges. The prevailing economic conditions have compelled many young people to navigate a fiercely competitive environment, driving them to create movements, foundations, societies, and community-based organizations to seek for opportunities. These entities play a pivotal role in fostering community engagement and advancing climate activism and conflict prevention across the continent.

Moreover, Africa boasts high literacy rates, resulting in a tech-savvy and educated youth population with strong opinions on global issues. Inspired by historical movements like the Civil Rights Movement in the United States and recent social justice movements such as Black Lives Matter, African youths are elevating the fight for climate justice to new heights. They adeptly utilize digital platforms and social media to mobilize support, raise awareness, and amplify their messages on climate action on a global scale.

Leading up to COP28 in Dubai, youth movements from across Africa united under the Keep Your Promise campaign, organized by the Pan African Climate Justice Alliance (PACJA), to advocate for the establishment of a Loss and Damages Fund. This initiative gained momentum as the continent grappled with cyclones in the south (UNDRR, 2023) and devastating floods in the east (NASA, 2023), that disproportionately affected young people. The campaign achieved significant success on the very first day of COP28, with the official launch of the Loss and Damages Fund by the Secretariat (BBC News 30 *November*, 2023). This outcome underscored the influential power of youth engagement in shaping policies and driving transformative changes at local, national, and international levels.

ii. Weaknesses

Despite the innovative spirit of African youths, the effectiveness and sustainability of youth-led climate initiatives are severely hampered by inadequate financial resources and organizational support. According to the African Development Bank (AfDB), only 3 percent of global climate finance was allocated to Africa in 2023, while the continent needs \$2.8 trillion through 2030 to achieve its Nationally Determined Contributions goals (Climate Policy Initiative, 2023).

Additionally, youths face significant barriers to meaningful participation in formal political processes and decision-making bodies. A report by The Youth Café in March 2024 revealed that despite youths comprising half of the electorate in Kenya, only 17 percent of local leaders (Members of County Assembly) elected in the 2022 General Elections were under the age of 35 years. Similarly, young people are underrepresented in UNFCCC processes, where older individuals often dominate decision-making roles. Focus group discussions underscored the consensus that the continent lacks mechanisms to empower youths into positions of influence, as incumbent leaders often cling to power until their advanced age or death. This issue mirrors challenges observed within the United Nations itself, whose agencies offer limited employment, funding, and engagement opportunities for young people.

Furthermore, the fragmentation and negative competition among youth movements exacerbates these challenges. Diverse approaches and conflicting priorities have led to internal rivalries, where youths compete rather than collaborate for limited resources and opportunities. This undermines the collective power of young people, who possess significant intellectual capital and numerical strength. Unlike political divisions driven by ethnic or racial factors across the continent, divisions among youth are largely fueled by unequal access to resources and opportunities.

More so, given the economic hardships and limited financial rewards in climate activism, young people are finding it hard to balance between securing economic gain and continuing with climate activism work. Failure to address this challenge can have a significant bearing on the growth and sustenance of climate activism since most young people will end up dropping out to secure stable livelihoods.

To elevate the role of young climate activists in conflict prevention, it is vital that policymakers invest in their leadership development, advocacy skills, and sustainable organizing practices. This support is essential to harnessing their potential to drive transformative change and ensure their meaningful participation in shaping climate action and conflict prevention at local, national, and international levels.

iii. Opportunities

The situation in Africa demands urgent change, and young people are eager to drive this transformation. There are significant opportunities for cross-sector collaboration between youth groups, governments, nongovernmental organizations, academia, faith-based organizations, and private sector businesses to implement climate-resilient policies and practices that can effectively contribute to conflict prevention.

Annually, the Pan African Climate Justice Alliance (PACJA) organizes the Nairobi Summer School on Climate Justice (NSSCJ), convening over 350 youth participants from across Africa. This initiative has played a crucial role in enhancing visibility and providing limited funding for youth-led climate adaptation projects. Participants in focus group discussions emphasized the need for expanding similar programs to facilitate personal and organizational growth among youth activists.

Advancements in technology and digital platforms offer unparalleled opportunities for youth

climate activists to amplify their voices, share knowledge, and mobilize global support. Platforms like TikTok have emerged as powerful tools for information sharing among youths worldwide. Despite challenges in some African countries where governments restrict or ban the internet or social media platforms like Facebook, Twitter (now X), and Instagram (Freyburg & Garbe 2018), the openness of digital tools continues to foster increased youth engagement in climate activism and conflict prevention efforts.

Moreover, there is a growing public awareness and concern about climate change across Africa, presenting opportunities to mobilize broader support for climate action and conflict prevention initiatives. Studies indicate a significant rise in climate change literacy among the population, providing a fertile ground for effective advocacy and policy influence. Furthermore, the integration of climate education into school curricula and community programs by governments creates additional opportunities for youth engagement in research, arts, and policymaking arenas. An information gap on the relationship between climate change and conflict prevention, especially in climate activism efforts, was identified which necessitates the creation of context-based educational toolkits that highlight this critical issue. This creates an opportunity for collaborative actions vouth between activists. academicians and policy-makers in the co-creation of the content that addresses the local needs and influence behavior change.

African communities pose a rich cultural heritage of positive norms and practices that promotes social cohesion and environmental protection. These can be used as valuable tools in promoting peace amongst local communities, as well as aid in combating climate change. By leveraging cross-sector collaboration, embracing digital innovations, and capitalizing on heightened public awareness, African youths can significantly enhance their role in advancing climate justice and preventing conflicts in their communities and beyond.

iv. Threats

The primary threat to youth climate activism in conflict prevention in Africa is political resistance. Powerful leaders at the community level and private sector who are often driven by vested interests, pose significant obstacles to addressing climate-related conflicts. Governments have shown reluctance to recognize these conflicts as socio-economic issues rather than mere security challenges. Consequently, peace committees in African states are dominated by security chiefs and administration officials, excluding youth activists and community-based groups from meaningful participation.

Moreover, governments face daunting challenges in managing climate-related conflicts amidst

soaring levels of debt distress and declining foreign aid. About 20 low-income countries in Africa are listed by the International Monetary Fund (IMF) to be in debt distress and African nations collectively owe \$655.6 billion to external creditors. Government debt accounts for 61 percent of the continent's GDP, according to data released by the ONE Campaign in 2023. Meanwhile, in 2022, Africa received a less share of global aid than at any time in the preceding century. These financial strains complicate efforts to address the escalating impacts of climate change such as resource scarcity, displacement, and environmental degradation, which in turn exacerbate social tensions and undermine peacebuilding initiatives.

As a result, youth climate activists are advocating passionately for climate change to be treated as a national emergency, urging comprehensive national and local-level efforts to mitigate its impacts. If the warnings are not heeded, nearly 2 billon people will be displaced by climate events by 2050, up from 1.5 percent today (Africa Climate Mobility Initiative, 2024). With the overwhelming majority of the displacement happening within countries rather than across borders, it will spur rural-urban migration and conflicts over land and water resources between farming and nomadic communities. This dynamic contributes to crime in urban informal settlements and destabilizes social cohesion.

Furthermore, the high levels of activism and advocacy among youth activists can lead to burnout, jeopardizing the sustainability and continuity of their efforts. There is a growing awareness globally of the mental health impacts of climate change, particularly on young people. According to the World Health Organization, more than 116 million youths in Africa were living with mental health conditions before the COVID pandemic, underscoring the need for support mechanisms to sustain their engagement in climate activism.

Climate hypocrisy, characterized by greenwashing and jet-setting among climate activists, threatens to erode public trust in climate messages and diminish support for youth-led initiatives. When youth climate activists are seen flying around the world and posting photos on their social media handles from luxurious hotels while claiming to advocate for climate action, it can foster resentment and the perception that climate concerns are insincere. This undermines the credibility of their advocacy efforts and risks fueling skepticism that climate issues are merely a façade for personal enrichment.

Furthermore, the tendency of global policymakers to favor established youth leaders over emerging voices each year perpetuates an unequal system. Without reforms that promote equal opportunities for all youth activists irrespective of their socio-economic, nationality, ethnicity, or gender identities, the effectiveness of youth-led climate activism in preventing conflicts could be severely compromised. It is imperative to address these issues to ensure that climate action remains inclusive, credible, and capable of achieving meaningful change.

b) Case Studies of Successful Programs

i. Nairobi Summer School on Climate Justice (NSSCJ)

The Nairobi Summer School on Climate Justice (NSSCJ) was established in 2019 by the Pan African Climate Justice Alliance (PACJA) to find solutions to the pressing issues of climate change through education, advocacy, and community engagement. The program was borne from a collaborative initiative between international non-governmental organizations, local universities, and government agencies in Kenya. At the initial stages, the Summer School sought to leverage on Nairobi's position as a regional hub for climate action and sustainable development. The United Nations Environment Program (UNEP) has its headquarters in Nairobi, alongside other leading environmental agencies such as the Center for International Forestry and Research and World Agroforestry (CIFOR-ICRAF).

Every year in June, the Nairobi Summer School on Climate Justice brings together over 350 young climate activists from across the continent and beyond working in the grassroots. The program runs for two weeks and it features a curriculum that is designed collaboratively by expert practitioners and community leaders to ensure that the youth participants gain not just theoretical knowledge but also practical skills and real world engagement that will elevate their grassroots projects. The activities include lecture presentations, hands-on workshops on climate science and policy, policy simulations, field visits to communities affected by climate change or implementing climate adaptation innovations.

As a case study of how youth activism can spur conflict prevention, the Nairobi Summer School on Climate Justice offers a model that could be replicated by other organizations and governments with much success. Since inception, there have been four cohorts of the Summer School, with over 1,300 youths completing the training. The outcomes have also impacted conflict prevention in the continent in a number of ways.

a. Policy Advocacy

Alumni of the Summer School have gone on to work in government, civil society, and international organizations, influencing climate policy and advocating for marginalized communities. One such alumni, Simpilo Syabantwa (Cohort II) from Zambia, Tapiwa Chimbadzwa (Cohort IV) and Tanaka Ndongera (Cohort I) from Zimbabwe have played significant roles in advocating for youth development policies at YOUNGO and the UNFCCC processes. The NSSCJ alumni network also played an important role in championing for the creation of the Loss and Damages Fund in the build-up to the COP28 summit in Dubai.

b. Research

Recognizing the dearth of local data and information across the continent, some alumni of the Summer School have been leading research projects in various fields such as food security, climate adaptation, renewable energy, efficient water use, healthcare, education, and land tenure systems.

Magdalene Idiang (Cohort IV) from Nigeria has been advocating for environmental justice and food sovereignty through her work in academia faculty and Brian Kithinji (Cohort III) from Kenya has authored policy papers for various international scientific journals and think tanks.

c. Community Education and Awareness

Alumni of the Nairobi Summer School have been championing community projects that raise awareness on the effects of climate change and climate justice. One such example is Hadeer Elkhouly (Cohort IV) from Egypt, who has been training young kids on ocean biodiversity protection and advocating for gender inclusion in marine and aquaculture.

d. Challenges

Despite the impacts of the Nairobi Summer School on Climate Justice, the program faces challenges with providing opportunities for sustainable engagement and career transition of alumni. Additionally, the program does not provide funds for youths to implement the ideas they have learnt, and as result, may not be as successful in creating the community-led impacts it desires.

Across four years of implementation, the Summer School is yet to have a representative from Eritrea, raising broader concerns about inclusion of diverse voices. This in itself shows that state bureaucracy is crucial towards the success of youth climate activism.

ii. Green Africa Youth Organization (GAYO)

Based in Ghana, GAYO advocates for climate policies across West Africa and participates in international climate negotiations. The movement was founded in 2014 to foster a human desire to follow fundamental natural laws and adopt a lifestyle that is in harmony with the environment. GAYO champions a world in which people live in harmony with the various natural systems on which they rely, with each component receiving the appropriate level of sustainability.

Since inception, GAYO's work has spanned a variety of industries including climate change, the circular economy, disaster risk reduction, sustainable agriculture, and renewable energy activism. To date, GAYO claims to have empowered over 3,000 women,

planted more than 20,000 trees, set up 40 tons of compost fertilizer, and processed 200 tons of plastics. The Ghanaian-based movement has expanded its impact to reach over 60,000 youths across the continent and created 700,000 jobs.

iii. Tanzania Climate Hub (TCH)

Climate HUB is a dynamic and influential youthled non-profit organization that is committed to championing climate sustainability and environmental conservation from the grassroots level. It is headquartered in Tanzania.

At The Climate HUB, they take pride in being entirely youth-driven and women-led, recognizing the unique perspectives and innovative initiatives, projects, and campaigns that young people bring to the forefront of the climate movement. Their work empowers countless youths and communities to grasp the urgency of climate action and advocate for sustainable solutions, and to date, the organization reports that more than 10,000 young people have been engaged, 500 tons of plastics have been recycled, 200 women empowered and 1,000 youths capacitated.

VI. Conclusions and Policy Recommendations

a) Conclusions

This study highlighted the pivotal role of youth climate activists in Africa and their positive impact on conflict prevention. Their efforts in peacebuilding, institutional strengthening, cultural integration, creating economic alternatives, and monitoring contribute significantly to community stability and cohesion across the continent.

In the SWOT analysis, the researchers identified that African youth climate movements have accrued successes in shaping national and global climate policy frameworks through their powerful mobilization. The high literacy rates and digital tech savviness is an asset that could be capitalized on. However, youths continue to face challenges with regards to limited and inaccessible financial resources, fragmentation and negative competition, and state bureaucracies that deter meaningful youth participation.

As always in Africa, there is hope and opportunity, if it can be pursued aggressively. Crosscollaboration between civil society, sectoral governments, private sector, academia, youth groups, faith-based community-based leaders, and organizations could yield additional opportunities and help bridge the resource gap. More media visibility and mentorship could spur youths to run their projects more efficiently, and the presence of an evolving technology tools could assist in mobilization and awareness campaigns. That being said, ongoing threats such as political resistance to change by ageing and increasingly authoritative governments, the soaring debt and corruption, could stifle those rays of sunlight. Youths will also have to navigate mental health issues like burn out, depression, and hopelessness, and fight for recognition in a society where climate hypocrisy is becoming more of a norm.

Lastly, this study is a powerful reminder that youths can no longer be seen but must be heard if the continent is to continue on its upward trajectory.

b) Limitations of the Study

The study faced limitations in resources, majorly financial support, which may have impacted the depth and breadth of data collection and analysis, and influenced the comprehensiveness of the insights obtained from the study.

Furthermore, despite efforts to maintain consistency through trained facilitators and a structured interview guide, the qualitative nature of focus group discussions and interviews introduces subjectivity in data collection and interpretation. The purposve sampling of partcipants largely who had participated the Nairobi Summer School on Climate Justice could have also limited the generalizability of findings. Africa is a very diverse continent, and the researchers do not make any attempt to say that the findings represent every youth, particularly those without access to such educational programs who also make up majority of the populace.

Although efforts were made to include diverse participants from different regions of Africa, the study might have still underrepresented certain geographic areas mainly the Sahel region and the Congo Basin, potentially limiting the diversity of perspectives.

c) Policy Recommendations

This study concludes by making the following the recommendations:

i. Enhanced Financial Support and Capacity Building

Policymakers should prioritize allocating adequate financial resources to support youth-led climate initiatives and ensuring equitable distribution of those funds. Governments should create national programs that will train youth activists on project management, sustainable organizational practices, resource mobilization skills, and advocacy skills to empower youth climate activists to continue driving positive change within their communities.

ii. Political Inclusion

African leaders must realize that it is not sustainable to lock out a majority of the population from decision-making and governance processes. The end results of covering the bullet hole with band aids will only lead to more instability and chaos. Starting from the African Union to regional economic blocks such as the Common Market for East and Southern Africa (COMESA), South African Development Community (SADC), Economic Community for West African States (ECOWAS), and the East African Community (EAC), Intergovernmental Authority on Development (IGAD) and the Great Lakes Community must establish mechanism for meaningful youth participation in peacebuilding and climate resilience processes. Additionally, opportunities need to be provided on merit to deserving youths based on their areas of professionalism.

iii. Promote Access to Internet and Digital Tools

This study illustrated the role of technology in supporting resource mobilization, creating awareness and digital activism. All these tenets are critical for conflict prevention in Africa, and efforts must be made to ensure that internet is accessible to every citizen and that digital freedoms are protected.

iv. Address Climate Hypocrisy

While youths have energy and hope, the feelings of mistrust towards international bodies and governments is rife due to the lack of meritocracy in allocating opportunities. It is vital that these entities promote transparency, accountability and ethical practices that could foster public trust in climate advocacy efforts.

v. Foster Cross-sectoral Collaboration in Research and Education

To promote youth climate initiatives on conflict prevention, there is need to foster partnerships between youth groups, governments, civil society, private sector entities, and academic institutions in research, awareness programs, advocacy, and policy formulation.

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The use of Modus Operandi as an Identification Technique in the Investigation of Cash-In-Transit Robberies in Limpopo Province, South Africa

By Lufuno Ramatsitsi & Dumisani Quite Mabunda

University of South Africa

Abstract- The aim of this article is to explore the use of modus operandi (MO) as an identification technique in investigating Cash-In-Transit (CIT) robberies in the Limpopo Province of South Africa. The study adopted a qualitative research approach and a case study design. A purposive sampling technique was used to choose 15 participants from three Serious Organised Crime Investigation Units (SOCIU) of the Directorate for Priority Crime Investigation (DPCI). Semi-structured interviews were conducted with 15 investigating officers attached to Polokwane SOCIU, Phalaborwa SOCIU and Musina SOCIU for data collections. Data was analysed through spiral data analysis. The findings of this study show that CIT robbery is a challenging issue in the Limpopo Province of South Africa. Furthermore, the nature and extent to which CIT robbery occurs in South Africa are also outlined in the study, thus making empirical and significant contributions by exploring and describing the MO used by perpetrators in the commission of CIT robberies. Consequently, the study recommendations proffered include that the CIT robbery investigating officers should undergo specialised training; the implementation of MO database; and provision of sufficient resources to DPCI - SOCIU.

Keywords: modus operandi, identification technique, Cash-In-Transit robbery, serious organised crime investigation unit, directorate for priority crime investigation.

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The use of Modus Operandi as an Identification Technique in the Investigation of Cash-In-Transit Robberies in Limpopo Province, South Africa

Lufuno Ramatsitsi ^a & Dumisani Quite Mabunda ^o

Abstract- The aim of this article is to explore the use of modus operandi (MO) as an identification technique in investigating Cash-In-Transit (CIT) robberies in the Limpopo Province of South Africa. The study adopted a qualitative research approach and a case study design. A purposive sampling technique was used to choose 15 participants from three Serious Organised Crime Investigation Units (SOCIU) of the Directorate for Priority Crime Investigation (DPCI). Semistructured interviews were conducted with 15 investigating officers attached to Polokwane SOCIU, Phalaborwa SOCIU and Musina SOCIU for data collections. Data was analysed through spiral data analysis. The findings of this study show that CIT robbery is a challenging issue in the Limpopo Province of South Africa. Furthermore, the nature and extent to which CIT robbery occurs in South Africa are also outlined in the study, thus making empirical and significant contributions by exploring and describing the MO used by perpetrators in the commission of CIT robberies. Consequently, the study recommendations proffered include that the CIT robbery investigating officers should undergo specialised training; the implementation of MO database; and provision of sufficient resources to DPCI - SOCIU.

Keywords: modus operandi, identification technique, Cash-In-Transit robbery, serious organised crime investigation unit, directorate crime for priority investigation.

I. INTRODUCTION AND BACKGROUND

nouth Africa has the highest rate of serious and violent crimes in the world, especially Cash-In-Transit (CIT) robbery, which negatively impacts the safety and security of the citizens and the economy of the country (Ramatsitsi, 2024:1). Wilson (2023:1) reports that every year in South Africa CIT robbery rates have appeared to be escalating, adding that law enforcement agencies are facing significant challenges in combating these crimes. These robberies are often organised, sophisticated, complex, and dangerous in execution, making it difficult to investigate the crimes.

The South African Banking Risk Information Centre (SABRIC) and South African Reserve Bank

e-mail: mabundq@unisa.ac.za

(SARB) has expressed concerns about the increase of violent CIT robberies in the country (SARB, 2018:1; Häefele, 2022:11). In the same way, the South African Police Service's (SAPS) crime statistics for the 4th Quarter (January-March 2022) indicate that the number of cases of CIT heists had increased again from 42 to 53 cases (26.2%) as compared to the same period in the previous year (SAPS, 2022a). The SAPS crime statistics for the 1st Quarter (April-June 2022) shows that 60 cases of CIT robberies had been reported, reflecting a 30.4% increase as compared to the same period of the previous year (SAPS, 2022b). The high prevalence of CIT robberies in South Africa, particularly in the Limpopo Province, is of concern. Undetected CIT robbery cases are a major concern in South Africa. Therefore, many questions are asked daily as to what can be done to eradicate the scourge of these robberies in South Africa.

This study identified a research gap on the utilisation of modus operandi (MO) in the investigation of these robberies, hence the necessity for this study to investigate the effectiveness of the police while investigating these robberies. As a result, the researcher sought to fill some of the existing gaps in previous research studies.

Problem Statement H.

South Africa has, in recent years, been heavily burdened with the scourge of CIT robberies, which the police struggle to eradicate (Thobane, 2019:32). The Portfolio Committee on Police was informed in June 2018 by the then Minister of Police, Mr. Bheki Cele, that CIT robberies are a type of terrorism (News24Wire, 2018:1). The rationale for undertaking this study lies with the prevalence of CIT robbery cases in the Limpopo Province, the analysis of which indicates that investigating officers are not well-versed about the importance of MO in investigating CIT robbery cases. Hosken (2018:2) highlighted that the festive season is the busiest time for CIT robberies to occur since more money is being managed, and when the police are under pressure to curb CIT robberies. Table 1.1 below shows the number of CIT robbery cases committed in the Limpopo Province for the period of 2012/2013 to 2021/2022 financial years.

Author a: Mr. Postgraduate Masters Student, Department of Police Practice, University of South Africa, South Africa. e-mail: 59589884@mylife.unisa.ac.za

Author o: Prof (Dr). Associate Professor, Department of Police Practice, University of South Africa, South Africa.

Crime Category	2012/2013	2013/2014	2014/2015	2015/2016	2016/2017	2017/2018	2018/2019	2019/2020	2020/2021	2021/2022
CIT Robbery	05	07	09	13	10	14	13	15	13	25

Table 1.1: Crime in Limpopo (Provincial Total) for April to March 2012-2013/2021-2022

Source: SAPS (2022c:104)

The above table indicates that between 2012/ 2013 and 2021/2022 Limpopo Province experienced 124 reported CIT robbery cases. The figures indicate that between 1 April 2012 and 31 March 2013, a total of 5 CIT robberies were committed in Limpopo Province, compared to 25 between 1 April 2021 and 31 March 2022. This represents a year-on-year increment of 20%, which shows the figure remains high and highlights the nature of the problem (SAPS, 2022c:104). From the SAPS annual report, crime statistics in Table 1.1 above, it is evident that Limpopo Province is experiencing a high rate of CIT robbery cases.

According to Burger (2018:1), CIT robberies represent serious danger to both public safety and the country's economy because they are on the rise in South Africa, with aggravating circumstances. The CIT robberies also disrupt the flow of cash, which causes major disruptions to the service delivery of South African Social Security Agency (SASSA) grants and access to Automated Teller Machines (ATMs) for citizens. The CIT industry in South Africa comprises five large CIT security companies, namely Group 4 Security (G4S) Cash Solutions; Protea Coin; Standard Bank, Barclays Bank and Volkskas (SBV) Services; Fidelity Cash Solutions; and IziCash.

In addition, media reports and social media show that the SAPS do not use MO information when investigating crime (Lochner, Horne, & Van Wyk, 2018: 210). The difficulty is that in most situations, suspects are not apprehended, and they continue to commit CIT robberies since there is lack of evidence linking them to the scene of crime. The major difficulty is that most perpetrators are not apprehended, and they continue to commit CIT robberies owing to lack of evidence linking them to the crime scene. As a result, a large number of cases are closed undetected owing to insufficient or lack evidence. This study is imperative because it contributes to the body of knowledge on MO in the investigation of CIT robbery cases. The findings of this study will provide recommendations for solving the problem using best practices. Again, this study contends that the conviction rate would rise if the MO investigation approach was employed in investigating CIT robbery cases.

III. Conceptualising Cash-In-Transit Robbery

According to SAPS (2020:77) annual crime report, CIT robbery is "the intentional and unlawful

forceful removal and seizure of cash money or containers for the conveyance of money belonging to another, while such money or containers for the conveyance of money are being transported by a security company on behalf of the owner thereof". CIT robberies are situations where CIT security company personnel who are registered to transport cash money for clients are robbed while doing so (usually between the client and a bank or vice versa) (SAPS, 2023:30). For the robbery to be classified as a CIT robbery, it must have taken place when the personnel of Security Company were in possession of the money. Robbery of money that has been signed off to the client will be reported as business robbery rather than CIT. In incidents where individuals in their private capacity or employees of businesses are robbed of cash, while enroute to or from a bank, the charge would be robbery with firearm and not CIT robbery (SAPS, 2023:30).

In addition, Klopper and Bezuidenhout (2020: 222) concur with SABRIC (2019:14) that CIT robbery is the unlawful, intentional, and violent removal and appropriation of cash while in transit or under the custody of a security company. As such, Piennar (2014: 104) explains that CIT robbery consists of the removal of cash using threats and violence inside or outside the bank or other premises. This type of robbery usually takes place outside a bank or in other business premises, or on the way to a security depot or business. This further includes the removal and appropriation of movable assets using threats of violence. The key consideration is that the movable assets must be under the control of the CIT Company registered to transport cash for clients, normally between the client and a bank or vice-versa and are robbed while transporting such cash.

Various agencies and institutions employ different definitions and classifications of crime. Considering the above, the definitions of CIT robbery by the SAPS, SABRIC, and Cash-In-Transit Association of South Africa (CITASA) are different. The SAPS definition states that the CIT Company must have already gained custody of the money, but with SABRIC and CITASA, the personnel of the CIT Company must be present during the theft of the money, even if they have not yet taken control of it.

Furthermore, there is no such crime of CIT robbery in South Africa; instead, it is referred to as robbery with aggravating circumstances. The term CIT robbery is a classification allocated by SAPS for statistical purposes. The perpetrators who commit the

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crime against a CIT Company are charged with robbery with aggravating circumstances. Section 1(1) (b) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977) defines aggravating circumstances in relation to robbery or armed robbery as the use of a firearm or other dangerous weapon, or the infliction of grievous bodily harm (GHB), or a threat to inflict GHB, by the perpetrator or an accomplice on the occasion when the offence is committed, whether before, during, or after the commission of an offence (South Africa, 1977; Snyman, 2020:451).

IV. DIFFERENT TYPES OF CASH-IN-TRANSIT ROBBERIES AND MODUS OPERANDI

CIT robberies have been classified depending on the nature of the target, namely Armoured Vehicle (AV), the Cross Pavement Carrier (CPC), the Merchant's Premises, as well as the Own Premises. There have been many different types of attacks on CIT service providers. These are discussed below.

a) Cross-pavement Robbery

When cash is robbed by force while being transported to or is being loaded into a stationary AV, or when it is being unloaded from the stationary AV and being transported to the bank, it is called crosspavement robbery (Klopper & Bezuidenhout, 2020:319). This type of robbery occurred when the index makes provision for robbery incidents where the attack was directed at the security guard carrying the CPC or warrior bag of money whilst crossing the pavement or in the parking area, and it includes cash destined for a bank branch or ATMs site. Another explanation offered by Burger (2018:1) is that cross-pavement robbery occurs when CIT security personnel are robbed while transporting cash between the AV and a business or vice-versa. This type of robbery takes place outside the CIT vehicle in the parking area or pavement, where the CIT security guard is accosted by armed perpetrators while returning with the CPC bag of cash toward the AV.

b) Vehicle on Road Robbery

The vehicle on-road robbery is also known as AV on-road attack. This type of robbery occurs on the road when an AV carrying cash is stopped, either by driving into the CIT vehicle with another vehicle or impeding the AV (boxing in) to appropriate the cash within the vehicle (Klopper & Bezuidenhout, 2020:319). The attack includes robberies where the CIT security vehicles are targeted by the suspects, through various means, with the intent to gain control of and/or immobilise the cash-carrying vehicle while in transit. These measures include the security vehicles being forced off the road using a collision (tap-tap), boxed in and forced to a standstill or overturned, by the excessive use of violence (drive-by shooting). One of the MO used to bring the AV to a standstill or overturn on the road is to ram it using highend luxury sedans. This type of attack usually takes place on the road, usually freeways. The most popular make of vehicles used to ram AV to overturn and/or standstill are Mercedes-Benz or Bavarian Motor Works (BMW) sedans. These vehicles are usually hijacked or stolen vehicles. It became a common trend for the perpetrators to burn vehicles used to ram the CIT vehicle beyond recognition to destroy evidence.

c) Merchant Attack

This type of robbery occurs where the attacker targets the merchant. This include robbery cases in which the attacker targets a security guard who is in possession of assets (money) while executing a service for a retail client (SABRIC, 2023:7). The incident takes place inside the retail (merchant) premises or pay point.

d) Static AV Attack

According to SABRIC (2023:7), static AV attack includes robberies where the security vehicle is targeted whilst stationery and perpetrators gain access to the security vehicle using, amongst others, threatening of the guards or use of petrol, explosive devices, and extreme violence. It further makes provision for attempted attacks where the security guards are brought under the impression that access to the security vehicle by perpetrators is imminent, but owing to circumstances, the attack is not completed.

e) CIT Directed at the Banking Industry

This type of robbery occurred in instances in which the attacker targets the security guard when they are carrying cash and are providing a service inside a bank branch or ATMs (SABRIC, 2023:7). If the security guard was on the way to or from the branch or ATM (not inside), these incidents will then be classified as crosspavement attacks or static AV attacks if the cash was intended for/from a bank premises or ATM site.

f) Own Premises/Depot Attack

The types of robbery or burglary comprise incidents committed at the CIT company premises (SABRIC, 2023:7). This type of robbery is also known as depot attack. It involves robbery directed at CIT company premises. Often, offenders pretend to be maintenance personnel to get access to CIT depot (SABRIC, 2023:7). They utilise explosives to target either cash vehicles or cash storage facilities. Evidence demonstrates that carrying out such an attack requires precise planning and preparation.

V. Conceptualising Modus Operandi

According to Gilbert (2010:10), Bartol and Bartol (2017:314), Hall and Bezuidenhout (2019:32), Klopper (2020:596), Turvey and Freeman (2023:578), MO

derived from a Latin phrase which means a method of operating and it refers to the manner in which crime has been committed. Thobane (2014:159-179), a leading researcher on CIT robberies in South Africa, persuasively argues that the most common MO in CIT robberies in South Africa involves attacking AVs with commercial explosives in addition to the ramming of vehicles and use of a lethal arsenal of weapons.

Labuschagne (2015:278) elaborates that MO includes the following elements "time and day of the offence, venue, weapons used, method of gaining access and controlling victim, and method of escape". Furthermore, Thobane (2019:33) goes deeper in explanations of MO and submits that all perpetrators have a method according to which they commit their crimes, which includes habits, techniques, and behavioural characteristics. In repeated acts, the characteristic pattern of acts as evidenced in an MO can be used to identify perpetrators and predict possible escalation of perpetrating (Van der Watt. Van Graan & Labuschagne, 2014:61). However, Berning and Masiloane (2012:84) submit a more comprehensive description of the term MO as regarding the trademark actions that could be associated with the commission of a crime by certain perpetrators. The investigating officers use MO to identify perpetrators' related behaviour and their method of committing a crime. MO is a great technique to link criminal cases by law enforcement services to identify the responsible perpetrator (Labuschagne, 2015:278).

a) Modus Operandi as an Identification Technique

Identifying the MO of the criminal perpetrator is a tactic employed by investigators to solve a crime. According to Van Graan and Budhram (2015:54), determining the identification of the perpetrator or suspect of a criminal act is critical because detection and, by extension, classification of incident scenarios are nearly impossible without it. When investigating a crime, the investigating officer must use all available lawful resources, tactics, and procedures to uncover the truth. According to Van Rooyen (2012:18), when investigating officers have gathered, processed, and stored sufficient information regarding an offense, MO information can aid in identifying and apprehending the perpetrators.

Furthermore, Van Graan and Budhram (2015:55) emphasise that identifications might be made either directly or indirectly during the investigation. The term "direct method of identification" specifically refers to methods used to identify offenders, including voice identification, photography identification, identification parades, personal descriptions, sketches, and the offender's mode of operation. The evidence used to connect criminals to the crime scene, such as DNA, fingerprints, hairs, fibres, soil, footprints, palm prints,

However, as noted by Van der Watt *et al.* (2014:61), each crime and criminal has an MO that can aid an investigating officer in identifying the perpetrator. Nonetheless, Labuschagne (2015:61) points out that since every crime scene is different, the presence of MO is essential for the investigating officer to identify the offender. MO has long been regarded as a reliable source of information for the CIT robbery investigation.

b) The Purpose of Modus Operandi

The Crime Administration System (CAS) and the investigation journal (SAPS 05 form) include records of every crime reported to the SAPS. As a result, Function 8.1.1.1 is used to log all information, including dates, hours, locations, techniques employed, target groups, and criminals' MO into the CAS system. Van de Watt *et al.* (2014:64), Berning and Masiloane (2012:84), and Turvey and Freeman (2023:578) state that the goal of MO is searching, tracing, collection, storage, and examination of a criminal's MO. For the following reasons, MO has historically been relevant to investigations:

- Linking unsolved cold cases by MO;
- Unsolved case identification by comparing known criminal MO with the MO evident in unsolved cases;
- Routine comparison of arrestee MO with the MO evident in unsolved cases;
- Development of investigative leads or offender identity in unsolved cases by virtue of accumulating MO information;
- Prioritisation or elimination of perpetrators; and
- Clearing of unsolved cold cases.

In addition to connecting instances, MO provides information about an offender's inner traits and motivations that is useful for criminal investigative analysis and offender profiling. For this reason, MO is utilised to track down offenders. MO thus refers to the traits exhibited by an individual during the commission of a criminal act.

VI. Factors that Influence Modus Operandi of CIT Robbers

The behaviours of perpetrators and their MO are acquired and therefore adaptable. This is because MO behaviour is influenced by time and can change as the perpetrator gains or loses skills. Perpetrators may recognise that certain choices they make when committing a crime are more effective than others. They may then repeat these choices in future offenses, becoming more proficient and reinforcing their MO (Turvey & Freeman, 2023:580). Perpetrators may learn various ways to commit crimes more skilfully, avoid capture, and conceal their identity, among other factors.

a) The Criminal Background of the Perpetrator

Perpetrators who are more active can acquire new and improved techniques for carrying out criminal acts and evading arrest (Labuschagne, 2015:280). Professional knowledge and experience gained legally can be used to commit a crime. Gilbert (2010:224) argues that criminal gangs have established fixed MO, and perpetrators often establish a set of procedures early in their criminal careers, which they seldom change. The experience gained during criminal activities can also influence a criminal's future behaviour. A single arrest can provide a perpetrator with crucial insights on how to evade discovery by law enforcement in the future (Turvey & Freeman, 2023:581).

b) Media and Literature

Labuschagne (2015:281) states that the media has a crucial influence on the behaviour of the MO of the perpetrators. When the media platforms provide reports on crime, perpetrators are also listening to, reading, and watching the news. Hence, when robbery perpetrators become aware that their MO may provide a tracing hint to uncover identity, the perpetrator will adapt the actions naturally established during initial robbery attempts (Gilbert, 2010:224).

In addition, Labuschagne (2015:281) also argues that MO can be dynamic and may change over time. Television programs and movies focusing on crime often showcase police strategies for preventing crime. As a result, perpetrators can learn what actions to take or avoid to evade detection or arrest. Information about police investigation methods and techniques is widely available in books, on the internet, in magazines, and on other media platforms, making it easily accessible to anyone (Thobane, 2019:33).

c) Ad-hoc Influence

During the execution of a CIT robbery, things may not alway go as planned. In such cases, the perpetrator may need to be resourceful and adapt their approach to ensure the success of the criminal act. Labuschagne (2015:281) provides an example where unexpected factors such as resistance from the victim, intervention by bystanders, or the perpetrator's change of heart could force the use of violence, which was not initially part of the plan, to ensure the success of the crime.

Thobane (2019:33) elaborates that the MO plays a crucial role in "criminal investigation, crime detection, and crime prevention" owing to its ability to connect a single perpetrator to multiple criminal activities. Furthermore, the MO aids law enforcement in effectively distributing resources. Investigating the MO primarily aims to uncover the perpetrator's identity. The process of identification begins at the crime scene and continues until the guilt of the suspect is established (Ramatsitsi, 2024:49).

VII. THEORETICAL FRAMEWORK

Theoretical framework is considered as the cornerstone of this article. This study is guided by the Locard's Exchange Principle (LEP) that was pioneered in Lyon, France by a forensic scientist Dr. Edmond Locard in the early 20th century (Orthman & Hess, 2013: 123). The theory was adopted because of its relationship with the problem and its suits the context of the study. LEP is one of the cornerstones of forensic science and is regarded as the most prominent theory in both criminal and forensic investigation. LEP is based on the contact theory, which states that when two items come into contact, trace elements are transferred from one to the other, leaving evidence of the contact behind (Orthman & Hess, 2013:123; Lochner & Zinn, 2015:14; Klopper, 2020:596). In other words, when two items or persons touch, materials are transferred reciprocally, and evidence can be discovered from both elements.

In addition, LEP holds that "every contact leaves a trace" and an individual cannot behave or act without leaving a trace of their presence (Van Graan & Budhram, 2015: 45). As a result, Locard felt that anytime a perpetrator committed a crime at a crime scene, they would bring something into the scene, leave something there, and take something away from the scene (Gilbert, 2010:82). On the other hand, LEP assumes that no matter where a criminal travels or what a criminal does, coming into contact with items can leave trace evidence, including fingerprints, footprints, shoeprints, Deoxyribonucleic Acid (DNA), skin cells, hair, blood, body fluids, bits of clothes, fibres, and more.

Van Rooyen (2012:20) concurs that incriminating evidence is left behind anytime two items come into contact. A criminal cannot, then, behave without leaving traces of his actions. In examining CIT robbery cases, Loncher and Zinn (2015:40) agree that any object that criminals handle at the crime scene will have traces of evidence on it. According to this view, in case of CIT robberies trace evidence such as empty cartridges, projectiles (bullets), explosives substances and spikes are typically left behind at the scene of crime.

VIII. Research Methodology

A qualitative research approach was adopted in this study, underpinned by interpretivist research paradigm. This approach was deemed suitable to address the main objectives of this article. This approach used a case study research design, which allows the researcher to gain in-depth empirical data from a small group of individuals through interviews and a detailed understating of the participants' experiences and perspectives on the use of MO to combat CIT robbery in Limpopo Province, South Africa. Omodan (2022:277) considers an interpretivist research paradigm is a way of understanding the world that emphasises the role of interpretation in sympathetic reality. According to Creswell and Creswell (2023:283), interpretivism encourages, individuals to construct personal meanings of their experiences, which are focused on specific objects. Therefore, the interpretive paradigm was appropriate for this study as the researcher sought to collect qualitative data to obtain a deeper understanding of the area under investigation.

Furthermore, data was collected using semistructured interviews (face-to-face) one-on-one with 15 investigating officers. The data for this study was collected in three settings in the Limpopo Province, namely: Musina SOCIU, Phalaborwa SOCIU, and Polokwane SOCIU. In terms of statistics, these three SOCIU were selected since they were reported to have experienced high crime rates of CIT robbery cases in the Limpopo Province (See Table 1.1 above). The purposive or judgemental sampling is considered a non-probability sampling technique and was utilised in this study to select participants. According to Ramatsitsi (2024:59). alludes that purposive sampling technique allowed the researcher to use his judgement in selecting suitable participant. Therefore, participants was selected purposefully because of their experience relating to the phenomenon under investigation.

Ethical considerations is of paramount importance for every study. An ethical clearance certificate was received from the University of South Africa, Ethic Review Committee (Ref: #1415) and the external gatekeepers SAPS DPCI (Ref: 3/34/2), prior data was collected. Permission to conduct the study was further granted by the National Head of the DPCI. The participants were informed about the purpose of the study, and that they are allowed to withdraw from the study when they felt unconfutable with the interview proceedings. Prior to the commencement of the interview, the study participants were requested to sign informed consent forms freely, voluntarily, and without undue influence. The right to confidentiality, privacy, and anonymity was ensured by utilising pseudonyms ranging from participant 1 to 15. Semi-structured interviews were conducted during business hours and the open-ended questions that were posed to the participants were not offensive. Therefore, this was done to ensure or to avoid the participants would not be harmed psychologically, physically, and emotionally.

The data analysis of this study was guided by the following Creswell and Poth's (2018:186) five-spiral data analysis process:

- The first step is managing and organising data where files and units will be prepared.
- The second step includes perusing and memoing the emergent ideas, where memos lead to code development, thus reflecting and summarising the field notes.

- The core of this data analysis was the third step, which entails describing and classifying codes into themes where initial codes were named and assigned under categories.
- The fourth step is developing and accessing interpretations where contextual understanding is achieved by relating classifications, themes, and families, thus connecting to the systematic framework in the literature.
- The final step is representing and visualising data, where a perspective is created by showing and reporting the data.

Trustworthiness of this study determined by four distinct aspects, namely credibility, conformability, transferability, and dependability, and it is these four aspects that indicate validity and reliability of the study (Du Plooy-Cilliers, David, & Bezuidenhout, 2014:258). Creswell (2014:201) emphasises that credibility entails activities that enhance the probability that credible findings will be produced. To ensure credibility, in this study analysed data obtained from the participants and the relevant literature collected, as well as drawing researcher experience on the matter to separate relevant data from irrelevant data. Bless, Higson-Smith and Sithole (2015:237) note that transferability refers to the extent to which the findings of the study applied to other contexts or with similar situations. The researcher ensured transferability by using a purposive sampling technique with the intention to maximise the diversity of specific information that could be acquired from and about the phenomena under investigation. Dependability is the alternative to reliability and is used to standardise whether the research procedures will be logical, well audible, and well documented (Bryman, Bell, Hirschsohn, Dos Santos, Du Toit, Masenge, Van Aardt, & Wagner, 2014:376). To ensure dependability, the researcher presented data in an honest manner, as it was delivered by the participants. Lastly, confirmability refers as to how well the data obtained supports the researcher's interpretation and findings (Du Plooy-Cilliers et al., 2014:259). In this study, the verbatim responses of the participants' were taken as truthful.

IX. Demographic Information

In this article, 15 participants' were interviewed with respect and in line with ethical principles. Participants from Musina SOCIU were participants 1-5, while participants from Phalaborwa SOCIU were participants 6-10 and lastly, participants from Polokwane SOCIU were participants 11-15. The demographic information of participants who participated in this study are presented in Table 1.2 hereunder.

Participant Number	Gender/ Sex	SOCIU	Rank/Title	Highest Educational Qualification(s)	Years in CIT robbery investigation
1	Female	Musina	Captain	Grade 12	33
2	Female	Musina	Captain	Degree	05
3	Male	Musina	Lieutenant-Colonel	National Diploma	05
4	Male	Musina	Sergeant	Grade 12	05
5	Male	Musina	Captain	B-Tech degree	15
6	Male	Phalaborwa	Lieutenant-Colonel	National Diploma	30
7	Male	Phalaborwa	Warrant Officer	Grade 12	05
8	Male	Phalaborwa	Captain	National Diploma	25
9	Male	Phalaborwa	Warrant Officer	Grade 12	15
10	Male	Phalaborwa	Lieutenant-Colonel	Grade 12	21
11	Female	Polokwane	Warrant Officer	BA Honours	05
12	Male	Polokwane	Lieutenant-Colonel	Grade 12	13
13	Male	Polokwane	Captain	Grade 12	16
14	Male	Polokwane	Sergeant	Grade 12	05
15	Male	Polokwane	Captain	B-Tech degree	05

Table 1.2: Participants' Demographic Information n (n=15)

Source: Researcher's own illustration

The participants were asked about their demographic information on gender, place of employment, rank, years of service in the investigation of CIT robbery cases and highest qualification. Accordingly, to ensure anonymity, participants were assigned with pseudonyms ranging from participant 1 to 15 (real names were not used). The focus of the study was not on the gender, highest educational qualifications and/or participants' area of employment. However, empirical data was collected and presented to provide the readers with a broader picture of the sample employed to generate data. Table 1.2 above further shows that the majority of participants were males (n=12), and fewer (n=3) females. The ranks of participants were six (06) Captains, four (04) Lieutenant-Colonels, three (03) Warrant Officers, and two (02) Sergeants. Table 1.2 displays that eight (08) participants' highest gualification was Grade 12, three (03) a National Diploma, two (02) a B-Tech degree, one (01) a BA degree and one (01) had a BA Honours degree. Lastly, Table 1.2 shows that the number of years in the investigation of CIT robbery cases in this study ranged from 05 to 33 years. In response to question, the following responses were provided by participants during this study, namely.

X. DISCUSSION OF THE FINDINGS

This section presents findings through precise themes, which were generated from the participants' response towards the phenomena of CIT robberies in the Limpopo Province of South Africa. The purpose of establishing themes was to capture the relevant features of data in connection with the research purpose and objectives represent the level of patterned response or meaning from the collected data to achieve the study aim. The data collected from the investigating officers and generated into themes. The identified themes represent the findings of this study and are supplemented by the participants' *verbatim* responses from the transcribed interviews.

a) Theme 1: Cash-In-Transit Robbery

The following question was posed to the participants to ascertain and assess SOCIU members' understanding of CIT robbery: "What is your understanding of the concept of CIT robbery"? This question received multiple responses from some of the participants, with their answers quoted *verbatim* as follows:

"These types of robberies occur when security officers are robbed while carrying cash from armoured cash vehicles to a business or vice versa" (Participant 1).

"Unlawful and intentionally taking or stealing of cash (in a violent manner) which is transported or taken to a certain destination" (Participant 2).

"It is the process of moving money on the national roads by means of vehicles to different institutions of business" (Participant 3).

"Robbery of money; Taking of money; Shooting of security personnel" (Participant 4).

"Cash-In-Transit Robbery may be described as the violent seizing of cash unlawfully and occurs while cash is under the supervision or control of security companies such as Fidelity Cash Solutions, G4S Cash Solutions, SBV Cash Solutions, etc. and can take place inside the bank, outside bank" (Participant 5). "Cash in Transit is an offence committed by a group of people using high calibre and handgun firearms committing an offence in aggravating circumstances against vehicles which carry money" (Participant 6).

"To rob the motor vehicle transporting money from point A to point B" (Participant 7).

"Robbery during the transportation of money from banks to banks or from clients to banks, mostly by security personnel, and where serious violence is involved to rob the cash" (Participant 8).

"It occurs during when the armoured vehicle is being robbed while transporting cash from one part to another" (Participant 9).

"...When motor vehicles on the road deliver the money back to shops and vice-versa" (Participant 10).

"Robbery of cash or valuable items being transported by armoured vehicles" (Participant 11).

"The suspects use violence, are fully armed with automatic rifles, explosives, and shoot randomly with the purpose of taking all the money inside the cash van" (Participant 12).

"Robbery from the vehicle transporting money" (Participant 13).

"Is the armed robbery planned by multiple offenders with firearms with the aim of gains" (Participant 14).

"Robbery committed against security company by forcefully depriving them of cash which is under their custody from an armoured vehicle whilst on the way to deliver it" (Participant 15).

From the above, it emerged that the CIT robbery was understood by most of the participants. SABRIC (2019:222) concurs with Klopper and Bezuidenhout (2020:222) and defines CIT robbery as the intentional, unlawful, and violent removal and appropriation of cash while it is in-transit or under the supervision of CIT security company personnel. The participants' responses varied, yet each was relevant. Some participants held some viewpoint as the literature consulted.

b) Theme 2: Different Types of CIT Robberies and Modus Operandi

There are different types of CIT robberies manifestations, which are determined by the action taken by the perpetrator during the commission of crime. When the participants asked: "What are the different types of CIT robberies that you come across during your years of experience"? The participants' *verbatim* responses were as follows:

"Pavement robberies, Cash-in-transit robbery" (Participant 1 & 4).

"Cross-pavement robbery, Robbery inside bank or store, Robbery at pay point, Robbery from vehicle in motion" (Participant 2).

"Vehicle was shot at, then explosives used to blow open the safe. Stopped and forced to open the safe at gun point" (Participant 3).

"Vault attacks, cross pavement, ATM attacks and Bank robberies" (Participant 5).

"Cross pavement; Bomb of armoured vehicle transporting money" (Participant 7 & 14).

"Pavement robbery; Robbery during cash transportation on the road by security armoured vehicles; Banks; Vaults" (Participant 8).

"Pavement robbery; Vehicle on road" (Participant 9, 11 & 15).

"Cash-In-Transit (Vehicle on the road); Pavement Robbery (Vehicle is at standstill, security guard taking money from m/v to the shop vice-versa); Bank Robbery (Inside the bank)" (Participant 10).

"Pavement robbery, merchandise, vehicle on road, Robbery in premises, static robbery and robbery at Depo, Vault attack" (Participant 12).

"When the money is taken from the vehicle to the bank before it reaches the bank [Pavement robbery]; AV attached in the road; AV attack; Merchant premises Robbery" (Participant 13).

All the participants answered the question. The data is in line with Burger (2018:1), Klopper and Bezuidenhout (2020:319), and SAPS (2023:31) that confirms that CIT robbery can be divided into five main types: vehicle on road attack, cross-pavement attack, static armoured vehicle attack, merchant retail or pay point as well as own premises or depot attack. Many participants' responses were in line with the viewpoints of the authors; other participants mentioned CIT robbery again, while others mentioned the types of CIT robberies. However, there is a requirement for further training in this regard.

c) Theme 3: Modus Operandi of Perpetrators in CIT Robbery Cases in Limpopo Province

The following questions was asked during the interview: "What is the *modus operandi* of perpetrators in CIT robbery cases in Limpopo Province?" Please elaborate?" The participants provided the following *verbatim* responses to this open-ended question:

"They operate in groups of plus/minus 10 people wearing balaclavas in order to hide their facial identification. They use bakkies *M*/V as a getaway shooting randomly while leaving the scene" (Participant 2).

"Colliding with AV, shooting with rifles, distractions with explosives" (Participant 3).

"They rob the vehicle conveying money in most cases they block the road from the front and the back, shooting the vehicle in the tyres, force opened the door, blast the vehicle and left the driver alight from the car or vehicle" (Participant 4).

"In Limpopo, perpetrators took much time to plan and to prepare for the Cash-In-Transit Robbery. They planned for their targets, firearms and vehicles including explosives to be used. They also plan for the armoured Vehicle [AV] trucks. They also plan to choose the gang members and getaway cars. The planning may take about a week to two months, and this depends on the difficulty of the job to be carried out. The timing of time, place or area to carry or commit the cashin-transit robbery to avoid being seen or identified by witnesses or being interrupted or arrested by the police not forgetting being killed by police and members of the community. They also evaluate members of the guards and also check if the robbery may be successful or not" (Participant 5).

"The perpetrators used to block the van, carry money and start to shoot it with high calibre firearms. After that they burn the van carrying money in order to avoid fingerprints being traced. Sometimes perpetrators stopped the G4S or Fidelity van carrying money by means of shooting at them and later they blast the aforesaid vehicles by means of detonators in order to remove the canopy thereafter they take money. During cash-in-transit robbery the other perpetrators guard both sides of the road to avoid disturbance" (Participant 6).

"Most of the perpetrators use stolen cars to bump the armoured vehicle in order to lose control" (Participant 7).

"Ram and or shooting the armoured vehicle to standstill, thereafter, bomb the same with explosives to force the safes open in order to access cash" (Participant 8).

"They use a Mercedes Benz which they robbed from other victims specified for committing robbery. They collide with the vehicle which will be transporting cash and shoot the front tyre. They use high calibre rifles. They preferred to use stolen vehicles during robbery, AK47, R5, 775, R1" (Participant 9).

"They use stolen motor vehicles, High powered vehicles, using rifles to commit the crime, groups of more than 10 perpetrators" (Participant 10).

"The use of [Old BMW or Mecedes Ben] to hit the cash van head on for distraction; They use explosives to bomb the cash van to access the safe; They use white Ford bakkies as their vehicles" (Participant 11).

"They attack the cash van by shooting the wheels until it stands still and take out the security guards and bomb the vehicle and take the cash and burn it to destroy evidence" (Participant 12).

"Firstly, there is an organiser who will bring tools like vehicles, firearms, explosives, cellphones for communications, drivers of getaway cars, warehouse and also the insider who gives the suspects the job and also". The root which the cash-intransit vehicle is going. The warehouse before and after the commission of crime. The shooter during and after the cashin-transit. The largest numbers during my work experience, plus/minus 15 suspects armed with Pistols and Rifles" (Participant 13).

"Bombing the armoured vehicle and burning the vehicle used to transport the offender" (Participant 14).

"Criminals are mostly above 12 in number, they will use a high-powered motor vehicle in most cases SUV to ram into an armoured vehicle, when it stops either they will shoot at security officers with high calibre firearms or instruct security officers to alight from armoured vehicle, plant explosives and blast it open then take the money and flee from the scene" (Participant 15).

The above *verbatim* responses of participants revealed that they are familiar with the MO of perpetrators in CIT robbery cases in Limpopo Province, South Africa. However, their responses are not the same. The MO of CIT robbers is characterised by brazenness, brutality and military precision.

d) Theme 4: Factors that Influence Modus Operandi in CIT Robbery

According to Labuschagne (2015:280) identifies factors that influence MO as follows: perpetrators criminal background, literature and media, and ad hoc influences. When asked the question: "Based on your experience, what are some of the factors that influence "modus operandi" in CIT robbery?" The participants gave the following verbatim responses:

"Media, operational area, when the security is not tight, they take opportunity and rob" (Participant 1).

"Environment they operate, types of weapons they used, security measures, route and timing" (Participant 2).

"Vehicle travel without escort vehicle. Few security personnel in the vehicle e.g. CIT. Type of CIT AV" (Participant 3).

"Poverty, lack of work, lifestyle" (Participant 4).

"Crews will often enlist the cooperation of employee from the banks and cash-in-transit company. This will help or assist in ensuring the success of the planned robbery. This happens because perpetrators are being fed inside information which provides perpetrators with more or added advantages to win the robbery or to be successful" (Participant 5).

"Greed. To be seen as the rich people and due to unemployment in the country" (Participant 6).

"Some of them they are watching some movies to adopt the style" (Participant 7).

"To access cash easily and fast; Unemployment rate; Greediness" (Participant 8).

"They need cash; Influence by other criminals; They need firearms and cars; To impress their friends" (Participant 9).

"Greedy and selfish" (Participant 10).

"They always succeed on the same modus operandi and they continue on it even the same *M/V* were used" (Participant 12).

"Watching movies of Mafias in the TV. The videos [videos] from the tiktaks [TikTok] showing people having photos carrying bulk of money and also unemployment" (Participant 13).

"Unemployment; Peer pressure; Substance abuse" (Participant 14).

"Date and time crime was committed; Methods and equipment; Types of companies targeted" (Participant 15).

Considering the above responses, participants demonstrated that they comprehend the question, and their responses are unique from one another but respond to the question asked. This study confirms the findings as stated by Gilbert (2010:224), Labuschagne (2015:281) and Thobane (2019:330) who emphasise that media plays an imperative role in the shaping and modifying of perpetrators MO. However, there is a requirement for further training in this regards.

The responses of the participants and the findings of the study indicated that in terms of the above

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Theme 1 to Theme 4, the investigating officers of CIT robberies in the Limpopo Province need further training to improve their knowledge regarding the investigation of CIT robberies. One would expect that experience investigators would have already possess this knowledge, but the findings display opposite.

XI. Recommendation

It is of paramount importance for the researcher to proffer recommendations to set out alternative actions that could be implemented based on the findings of this study. The recommendations emanating from reviewed literature and findings of this study are deliberated hereunder.

a) Recommendation 1: Specialised Training

The DPCI - SOCIU investigating officers should be taken for regular training for them to be able to properly investigate the cases of CIT robbery. By doing so, investigators will be informed of the latest techniques to solve CIT robbery cases by locating, linking, identifying, and arresting perpetrators through the utilisation of MO. Therefore, the training of the SAPS DPCI officials on these CIT robbery crimes is recommended as a matter of urgency.

b) Recommendation 2: Modus Operandi Database

Collected MO information of CIT robbery perpetrators should be updated and stored until required. Therefore, it is recommended that the MO information be recorded on the SAPS - CAS system and Investigation Case Docket Management System (ICDMS) include a compulsory case docket annexure consisting of MO information of the perpetrators. The MO information databases should be used to identify CIT robbery criminal syndicates and arrest repeat perpetrators. In addition, the MO information database should also be utilised as a reference for comparing the MO of well-known CIT robbery perpetrators. The SAPS should be fully aware of the MO utilised in committing CIT robbery crimes. The understanding of MO would give detailed information and results in successful strategies in dealing with this crime effectively. It is further recommended that suggested MO databases of the SAPS should be monitored to ensure sufficient and accurate MO information.

c) Recommendation 3: Provision of sufficient resources It is essential that the SOCIU units within the DPCI focusing on the investigation of CIT robberies should be capacitated, with armoured vehicles and helicopters to respond to the CIT robberies. The SOCIU units should be capacitated, decentralised, and adequately supported in terms of human resource and financial backing/funding. This study recommends that the SAPS DPCI should be capacitated with resources and skills to enable them to be able to investigate CIT robbery. The members from Forensic Science Laboratory (FSL), National Prosecuting Authority (NPA), CITASA, SABRIC and intelligence agency should be incorporated (integrated multidisciplinary approach) under this unit and CIT robbery should only be their main functions and/or priority.

XII. Recommendation for Future Study

Future research studies should be conducted to prevent and combat CIT robbery in the selected Limpopo Province areas, across the Republic of South Africa and elsewhere. There is a need to conduct a comparative study to explore the effectiveness between the MO used to identify perpetrators in CIT robberies against the MO used to identify perpetrators in other crimes mentioned in this study. Future research should utilise more instruments in data collection and data gathered through interviews, to create more validity and reliability in the findings.

XIII. Conclusion

In conclusion, this study discovered both positive and negative research findings relating to the phenomena under investigation. Therefore, negative findings of this study have highlighted an uninspiring interpretation of the subject matter under investigation. The aim of this study sought to explore the use of MO as an identification technique in investigating CIT robberies. The research findings indicate that CIT robbery is a challenging issue in the Limpopo Province, South Africa. This study made empirical and significant contributions by exploring and describing the MO used by perpetrators in the commission of CIT robberies. Therefore, should the SAPS and other relevant stakeholders consider the implementation of the recommendations discussed in this study, it would greatly curb CIT robberies. In addition, the MO of CIT robbers could be established, and case linkage could be made, re-opening of undetected case dockets could be made and increased arrests could be effected. As a result, the community members and CIT companies will have more trust of the police if the cases are sufficiently investigated and result in the successful prosecution of the perpetrators. The importance of the utilisation of MO in the investigation of CIT robbery cases is of paramount importance when it comes to addressing serious and violent crimes such as CIT robberies. In addition, MO has been successfully utilised internationally as perpetrators' identification technique to link multiple cases and identify responsible perpetrators for committing crimes.

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The Influence of Sports on Executive Functions in Para-Athletes: A Pilot Study

By Victor Bernardi Haack Machado, Israel bispo dos Santos, Neiva Terezinha da Rosa, Silvana Elisa de Morais Schubert, Eugênio da Silva Lima, Josiane Maria Candido Gomes da Silva, Roberta Santana, Elaine Fortunato, Gisele Massi & Everton Adriano de Morais

Universidade Tuiuti do Paraná

Abstract- Sports practice can enhance both the physical and psychological abilities of individuals, including executive functions, which may influence other daily activities. This study aims to explore the correlation between sports and executive functions, considering the heterogeneity of results found in existing literature. The present pilot study focused on professional parasports athletes and used the Five-Digit Test (FDT) to measure and compare cognitive performance. This is a cross-sectional study conducted with ten (10) participants, five (5) of whom were elite athletes and five (5) from a sedentary population with disabilities. The results revealed a significant difference in performance between the two groups, particularly in the controlled processes of choice and task-switching. This statistical variation may suggest a potential enhancement in higher-order cognitive functions among the athlete group.

Keywords: para-athletes, executive functions, decision-making, cognitive flexibility.

GJHSS-A Classification: LCC Code: GV709.2



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The Influence of Sports on Executive Functions in Para-Athletes: A Pilot Study

Victor Bernardi Haack Machado ^α, Israel bispo dos Santos ^σ, Neiva Terezinha da Rosa ^ρ, Silvana Elisa de Morais Schubert ^ω, Eugênio da Silva Lima[¥], Josiane Maria Candido Gomes da Silva[§], Roberta Silva de Souza Santana ^x, Elaine Polo Fortunato ^v, Gisele Massi ^θ & Everton Adriano de Morais ^ζ

Abstract- Sports practice can enhance both the physical and psychological abilities of individuals, including executive functions, which may influence other daily activities. This study aims to explore the correlation between sports and executive functions, considering the heterogeneity of results found in existing literature. The present pilot study focused on professional parasports athletes and used the Five-Digit Test (FDT) to measure and compare cognitive performance. This is a cross-sectional study conducted with ten (10) participants, five (5) of whom were elite athletes and five (5) from a sedentary population with disabilities. The results revealed a significant difference in performance between the two groups, particularly in the controlled processes of choice and taskswitching. This statistical variation may suggest a potential enhancement in higher-order cognitive functions among the athlete group.

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Author o: Doutor em Distúrbios da Comunicação.

ORCID: https://orcid.org/0000-0001-9346-5664

Author p: Mestre em Educação pela Universidade Estadual de Maringá. Doutoranda em Educação. e-mail: neivarosa2015@gmail.com ORCID: https://orcid.org/0000-0002-2404-8493

Author G: Doutora e Mestre em Educação – Professora Universidade Tuiuti do Paraná. e-mail: silschubert@yahoo.com.br

ORCID: https://orcid.org/0000-0003-1448-5638

Author ¥: Professor de Língua Portuguesa e Língua Brasileira de Sinais no Instituto Federal do Paraná. e-mail: eugenio.lima@ifpr.edu.br ORCID: https://orcid.org/0000-0001-7172-6771

Author §: Professora no Instituto Federal do Paraná.

ORCID: https://orcid.org/0009-0004-2732-1098

ORCID: https://orcid.org/0009-0006-9951-2218

Author v: Professora no Instituto Federal do Paraná.

Author O: Professora do Programa de Pós-Graduação em Distúrbios da Comunicação da Universidade Tuiuti do Paraná, Curitiba, Brasil. e-mail: giselle.massi@utp.br

INTRODUCTION

I.

ports encompass various aspects, with each category exhibiting a range of characteristics that define them, allowing classification into open-skill and closed-skill sports. Open-skill sports are characterized by low or no predictability, presenting diverse environments and distinct situations in each match. Conversely, closed-skill sports exhibit a high degree of predictability, with consistent movements across most competitions, reflecting a certain constancy during practice (Heilmann, Weinberg & Wollny, 2022). Furthermore, sports influence the development of various aspects of individuals who engage in them, with more significant evolution observed with prolonged exposure and practice time (Holfelder, Klotzbier, Eisele & Schott, 2020).

Malm, Jakobsson & Isaksson (2019) demonstrate in their meta-analysis the multiple benefits of sustained sports practice in areas such as aerobic exercises or weight training for sedentary individuals undergoing routine changes or elderly individuals in similar practice scenarios. Examples of such benefits include reduced incidence of type 2 diabetes, cardiovascular diseases, depression, dementia, and obesity. The authors also highlight improvements in sleep quality, muscle mass gain, and bone density acquisition.

Cognitive aspects are also modified as sports exposure occurs. Kopp & Jekauc (2018) show in their study the importance of emotions in generating environmental assessments, activating physiological aspects required during matches, and influencing decision-making. This suggests a weak association between emotional intelligence and high performance in sports. In turn, Fontani, Lodi, Felici, Migliorini & Corradeschi (2006) present in their research that highperformance sports exhibit elevated results regarding response time, including divided and selective attention, demonstrating low inaccuracy during plays and indicating maturation of movements and attention concerning the sport.

Moreover, research indicates the influence of sports on language functions, such as verbal fluency and verbal memory, for high-performance athletes compared to retired athletes, with data pointing to a

Author α: Graduando em Psicologia pela Universidade Tuiuti do Paraná. e-mail: victor.machado1@utp.edu.br

e-mail: israelbbispo@gmail.com

e-mail: josiane.dasilva@ifpr.edu.br

Author χ: Professora no Instituto Federal do Paraná.

e-mail: roberta.santana@ifpr.edu.br

e-mail: elaine.fortunato@ifpr.edu.br ORCID: https://orcid.org/0009-0003-5156-3591

URCID. 1111ps://01clu.01g/0009-0003-5150-3591

ORCID: https://orcid.org/0000-0002-3017-3688

Author ζ: Doutor em Distúrbios da Comunicação.

e-mail: everton.morais@utp.br

ORCID: https://orcid.org/0000-0001-8188-3121

decline in such functions over time due to the lack of sports practice in retired athletes (Prien, Demont, Verhagen, Twisk & Junge, 2020).

Similarly, literature shows an increasing number of studies regarding the relationship between executive functions (EF) and sports, defining the former as higherorder cognitive functions unique to the human species. These can be divided into core executive functions, such as inhibitory control, working memory, and cognitive flexibility, and higher-level executive functions, such as reasoning and problem-solving. Thus, EFs are complex psychological processes aimed at identifying, understanding, formulating, and solving problems, as well as executing behavior in response to environmental stimuli (Xue, Yang & Huang, 2019; Doebel, 2020; Takacs & Kassai, 2019; Heilmann et al., 2022; Gilbert & Burgess, 2008).

Executive functions are examined in child athletes, showing indications of this relationship, where children and adolescents practicing sports, primarily open-skill sports, tend to score higher in areas such as inhibitory control compared to non-athlete peers of the same age (Xue et al., 2022; Holfelder et al., 2020). Similarly, according to Giordano, López & Alesi (2021) and Ishihara, Sugasawa, Matsuda & Mizuno (2017), closed-skill sports, like martial arts, favor the development of functions such as working memory and inhibitory control in young boxers compared to nonathletes. Training strategies can also supplement the development of executive function skills in youth, such as High-Intensity Interval Training, used by young athletes in weight training and aerobic exercises, showing positive results concerning EFs (Leahy et al., 2020).

In their work, Scharfen & Memmert (2019) indicate the effects of sports in three categories of athletes: low-performance, high-performance, and elite. Elite athletes are active professionals with a high weekly training load, and this category shows a significant moderate degree of benefits in executive functions without age discrimination among participants. Similarly, Koch & Krenn (2021) exhibit a statistical difference between elite athletes separated into open-skill and closed-skill groups. Even with a small sample studied, the first group mentioned earlier shows a significant property concerning EFs compared to control groups that do not habitually practice sports. Consistently, research by Lundgren, Hogman, Naslund & Parlina (2016) indicates that professional league hockey players validate the aforementioned findings, where elite sports categories score higher on instruments like the Delis-Kaplan Executive Function System compared to the sedentary population studied.

Recent research also validates the benefits of physical training for senior individuals. Regardless of training time, intensity, and duration of practices, the effects were positive and slightly significant compared to the sedentary population of the same age (Chen, Etnier, Chan, Chiu, Hung & Chang, 2020). In studies like Tarumi et al. (2022), improvements in cognitive skills and their processing, including EFs, are noted, supported by the performance of physical activities, highlighting the relevance of physical exercise performance for the elderly.

The present research is justified by the need for in-depth studies on the subject due to its great value and importance, as well as the necessity to find therapeutic strategies that contribute in some way to people's quality of life, considering the benefits and influences that physical activity practice positively has on EFs. The focus of this work is the comparison of EFs between the sample of para-athletes and the control group. Since processing speed is a key factor for paraathletes, finding strategies to measure, evaluate, and improve EFs is paramount, considering that studies like Russo et al. (2010) expose the benefits of open-skill sports practice for the para-athlete population, making it essential to deepen the topic for the improvement of para-sports practice.

Therefore, sport is understood not only as a leisure activity or profession but also denotes benefits for multiple aspects of health. Thus, it is necessary to understand sports activity in para-athletes, aiming to expand knowledge regarding the executive functions of the desired audience. As Mangueira, Felisberti, Barboni, Costa & Grossklauss (2022) demonstrate a deficit in executive subfunctions such as working memory in patients with muscular dysfunction, the need for understanding grows for Individuals with muscular dysfunction often exhibit deficits in executive subfunctions, such as working memory. This underscores the growing need for scientific understanding regarding the nature of such dysfunctions and the potential benefits of sports participation.

The present study aimed to compare the influence of athletic practice on executive functions in elite para-athletes with muscular dystrophy engaged in boccia and table tennis, focusing specifically on core executive functions (EFs). To this end, a cross-sectional study was conducted with two groups diagnosed with Becker Muscular Dystrophy (BMD): one composed of athletes and the other of sedentary individuals. The comparison was carried out using the Five Digits Test (FDT), based on the hypothesis that elite athletes would perform better on tasks involving decision-making, task-switching, inhibition, and cognitive flexibility than their sedentary counterparts.

BMD is a subtype of muscular dystrophy within the spectrum of degenerative muscular diseases. It is inherited in an X-linked recessive pattern and leads to partial or complete loss of control over the musculoskeletal system. This results in a gradual decline in the functionality of both upper and lower limbs, and the condition is more prevalent in males (Salari et al., 2022).

II. METHODOLOGY

a) Study Design

This research employed а quantitative, exploratory, cross-sectional design. and The methodology was chosen in accordance with the research objectives, taking into consideration the limited sample size available and the high demand for studies in this field. Ethical guidelines for psychological research established by the American Psychological Association (APA, 2017) were followed throughout the study.

b) Participants

Participants were selected through convenience sampling, and the sample met the following inclusion criteria: aged between 20 and 65 years; engagement in closed-skill sports such as boccia and table tennis at least three times a week for a minimum of six months; diagnosed with muscular dystrophy; of either sex; and fluent in Portuguese.

For the control group, inclusion criteria were similar: aged between 20 and 65 years; of either sex; diagnosed with muscular dystrophy; and fluent in Portuguese.

The final sample comprised five (5) native Brazilian individuals engaged in sports such as boccia and table tennis, participating in training at least three times per week, and aged between thirty (30) and sixtyfive (65) years. The control group also consisted of five (5) native Brazilians within the same age range, selected from a center for individuals with physical and intellectual disabilities in the city of Curitiba.

c) Ethical Considerations

The project was submitted to and approved by a Research Ethics Committee, under protocol number CAAE: 68541123.2.0000.8040. Data collection was conducted only after obtaining the required ethical clearance.

d) Procedures

All participants and, when necessary, their legal guardians were contacted, informed about the research, and signed an informed consent form in accordance with national ethical guidelines for research involving human subjects (Brazilian Ministry of Health, Resolution 466/2012). Additionally, the administrators of the parasport institution provided a signed declaration of infrastructure availability, allowing the study to be conducted on their premises.

The data collection took place in a private room within the institution, previously prepared for the administration of the research instruments. After complete data collection, responses were tabulated using Microsoft Excel. The data were subsequently analyzed using the quantitative analysis software Jamovi (version 2.3.26).

Regarding data integrity, no missing values were identified, and all responses exceeding the study average were retained, as their inclusion did not compromise the analysis. On the contrary, excluding such data could lead to misinterpretation of the findings. Data were matched and analyzed using Jamovi (version 2.3.26).

e) Instruments

The interviews lasted between ten (10) and twenty-five (25) minutes, beginning with a sociodemographic questionnaire to familiarize participants with the research process and to collect relevant data, including information on age, nationality, education level, and involvement in closed-skill sports. Specific questions addressed the frequency of sports participation, number of years as a sports practitioner, and years of formal education (Pereira et al., 2018).

Following this, the *Five Digits Test* was administered to assess processing speed, executive attention, cognitive flexibility, and reading and counting processes. This instrument is particularly suitable for individuals with low educational backgrounds, a factor relevant to the scope of the current study (Campos et al., 2016).

The initial hypothesis proposed a significant effect in comparing the performance of adults with muscular dystrophy who engage in sports to those who are sedentary, particularly in their results on the Five Digits Test.

III. **Results Analysis**

The mean age of participants in the control group was 48.4 years, whereas the mean age in the experimental group was 38.8 years. The average duration of participation in closed-skill sports among the experimental group was 14.6 years, with a standard deviation of 1.44 years. Participants in this group reported engaging in their respective sports between four (4) and five (5) times per week, with an average of 4.2 days (Table 1).

18	Table 1: Sociodemographic Data of the Experimental and Control Groups						
Group	Age	Years of Formal Education	Frequency of Practice (Days)	Years of Sports Practice			
Experimental	38.8 (7.26)	9.20 (1.64)	4.20 (0.447)	14.6 (3.21)			

7.60 (3.51)

Data were entered into Jamovi software for analysis. A pairwise comparison method was used to compare the means between groups, calculating p-values with a 95% confidence interval. Subdomains of executive function that showed statistical significance included both automatic processes (e.g., counting) and controlled processes (e.g., decision-making and cognitive flexibility), with strong correlations based on Spearman's rank correlation coefficient (Table 2).

0.00 (0.00)

0.00 (0.00)

Table 2: Spearman's Rank Correlation Coefficier	nt
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Variable	Spearman's p	<i>p</i> -value
Years of Sports Practice \times Counting Time	0.913	0.030
Sports Practice \times Choice Time	-0.289	0.638
Sports Practice \times Alternation Time	-0.289	0.638
Sports Practice \times Flexibility Time	-0.577	0.308

A significant difference emerged at the beginning of the third task, which marked the transition from automatic to controlled functions. This task required greater attentional demand, focusing on quantity-based counting rather than numerical symbols. The performance gap widened with increasing task complexity. Para-athletes not only made fewer errors but also showed superior abilities in tasks assessing cognitive flexibility and decision-making compared to the control group.

Table 3: Wilcoxon-Mann-Whitney Mean Comparison

Variable	Statistic	<i>p</i> -value
Sports Practice \times Reading Time	Wilcoxon $W = 0.00$	0.058
Sports Practice \times Choice Time	Wilcoxon $W = 0.00$	0.058
Formal Education $ imes$ Reading Time	Wilcoxon $W = 0.00$	0.063
Formal Education \times Choice Time	Wilcoxon $W = 0.00$	0.063

Statistically significant correlations were observed between years of sports practice and formal education, particularly in the Spearman analysis (p = 0.030). These results suggest a relationship between athletic engagement and improved performance in controlled cognitive processes, a finding reinforced by the Wilcoxon-Mann-Whitney tests, which demonstrated notable effects in tasks involving reading and decision-making.

IV. DISCUSSION: THE BENEFITS OF CLOSED-**Skill Sports on Executive Functions** IN PARA-ATHLETES

This study investigated the cognitive benefits associated with participation in closed-skill sports, such as table tennis and boccia, among individuals with disabilities. Findings indicated significant improvements in both automatic processes (e.g., counting) and controlled executive functions (e.g., decision-making and task switching), especially among participants with higher levels of education and prolonged engagement in sport practice. These results align with the hypothesis that structured, predictable sports environments offer an ideal context for enhancing executive functions in populations with cognitive vulnerabilities.

Previous research has yielded mixed findings regarding the cognitive outcomes of athletic involvement among individuals with disabilities. Studies by Di Russo et al. (2010) and Cutuli (2020) demonstrated enhanced decision-making and cognitive flexibility in para-athletes with intellectual disabilities. Conversely, Pinilla et al. (2016) observed lower cognitive performance among wheelchair basketball players compared to able-bodied peers. However, the present study aligns with more recent evidence from Wang, Wu, and Chen (2023), who found significant gains in working memory and inhibitory control following short-term engagement in closed-skill sports.

A consistent theme across the literature is the moderating role of educational background and cumulative athletic experience. Koch and Krenn (2021) emphasize that both the type of sport and the athlete's history of participation significantly influence cognitive outcomes. Our findings corroborate this, showing that athletes with more years of practice and higher

Control

48.4 (12.9)

educational attainment exhibited superior executive performance. These findings reinforce the need for inclusive educational and athletic policies that provide sustained access to structured physical activities.

From a theoretical standpoint, executive functions are understood as higher-order mental processes responsible for goal-directed behavior, adaptive planning, and cognitive regulation (Gilbert & Burgess, 2008). Doebel (2020) further asserts that executive functions are dynamic and contextdependent, shaped by individual goals, environmental structures, and social expectations. In this context, closed-skill sports provide a repetitive and stable framework that may facilitate the reinforcement of these cognitive skills over time.

The interplay between sport participation and academic outcomes has also been explored by Giordano, Gómez-López, and Alesi (2021), who reported positive associations between executive function development and school performance. particularly in children involved in structured physical activities. Their findings have important implications for youth and adults with disabilities, who often face systemic barriers to education and inclusion.

Heilmann, Weinberg, and Wollny (2022) synthesized these insights in a meta-analysis comparing closed-skill sports. openand Their results demonstrated that closed-skill sports tend to elicit more consistent improvements in executive functioning, suggesting that environmental predictability and reduced cognitive load may play crucial roles in facilitating neural adaptation.

While the present study emphasizes the advantages of closed-skill sports, it is essential to contextualize these findings within the broader literature on athletic expertise and attentional performance. Fontani et al. (2006) showed that athletes in open-skill sports develop heightened attentional readiness, though they also acknowledged that expertise level, regardless of sport type, contributes substantially to cognitive performance. This supports our conclusion that extended sport involvement is a key determinant of cognitive development.

Lundgren et al. (2016) provided further evidence from elite ice hockey players, demonstrating improvements in executive functions attributable to highperformance environments. However, Holfelder et al. (2020) introduced a distinction between "hot" and "cool" executive functions, suggesting that sport-specific cognitive benefits may vary depending on emotional and motivational demands. This differentiation is vital for interpreting sport-related cognitive outcomes in both elite and recreational athletes.

Moreover, Ishihara et al. (2017) found that participation in tennis-a semi-open skill sport-was positively associated with executive functioning in youth populations. Their findings indicate that even sports with

moderate environmental variability can promote executive development, underscoring the role of task complexity and adaptability.

Collectively, the literature affirms that while the cognitive benefits of sport are well-established, their magnitude and nature are influenced by multiple factors, including sport typology, expertise level, duration of engagement, and individual developmental profiles. This underscores the importance of adopting a contextand multi-dimensional approach to sensitive researching executive functions in athletic settings.

Although the sample size in the current study was limited, the data suggest that closed-skill sports can foster executive function development to a degree that may equal or even exceed that of non-disabled populations. Contributing factors may include the cognitive demands of skill refinement, consistency of training routines, and the motivational climate of inclusive sports programs.

In summary, the findings advocate for the expansion of structured physical activity programs tailored to individuals with disabilities. Given the observed improvements in working memory, inhibitory control, and cognitive flexibility, integrating closed-skill sports into educational, clinical, and community frameworks appears both evidence-based and ethically imperative. Continued interdisciplinary research will be essential to refine our understanding of how specific sport characteristics interact with cognitive development across diverse populations.

V. CONCLUSION

The findings of the present study suggest that engaged in closed-skill para-athletes sports demonstrate superior performance in controlled executive functions, such as decision-making, task switching, and cognitive flexibility, when compared to sedentary individuals with disabilities. However, such differences were only observed in more complex tasks, particularly those requiring inhibitory control and cognitive flexibility, possibly indicating greater adaptive capacities in the athletic group.

One methodological limitation of the study was the relatively small sample size, which may have led to overestimated effects and potential false negatives. Future studies with larger samples could help clarify the relationship between cognitive processes and sports participation in athletes with disabilities, providing more statistically robust results and enhancing predictive validity.

It is recommended that future research adopt longitudinal designs and larger samples to better understand the long-term cognitive benefits of sports participation in this population and assess the sustainability of these effects over time.

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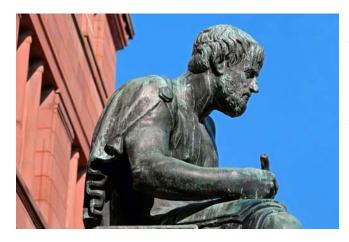
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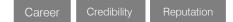
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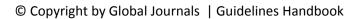
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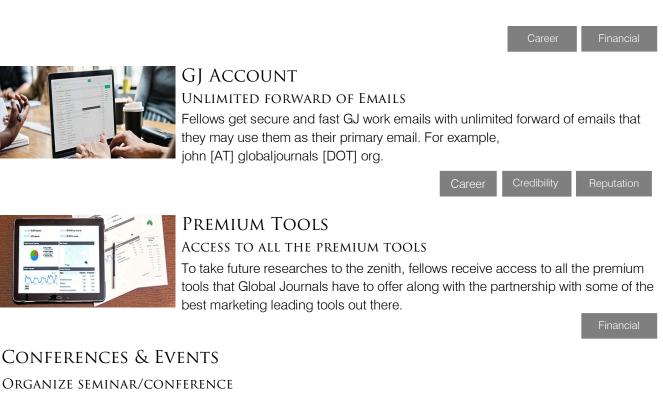




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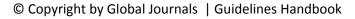
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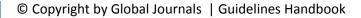
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Tables: Tables should be cautiously designed, uncrowned, and include only essential data. Each must have an Arabic number, e.g., Table 4, a self-explanatory caption, and be on a separate sheet. Authors must submit tables in an editable format and not as images. References to these tables (if any) must be mentioned accurately.

Figures

Figures are supposed to be submitted as separate files. Always include a citation in the text for each figure using Arabic numbers, e.g., Fig. 4. Artwork must be submitted online in vector electronic form or by emailing it.

Preparation of Eletronic Figures for Publication

Although low-quality images are sufficient for review purposes, print publication requires high-quality images to prevent the final product being blurred or fuzzy. Submit (possibly by e-mail) EPS (line art) or TIFF (halftone/ photographs) files only. MS PowerPoint and Word Graphics are unsuitable for printed pictures. Avoid using pixel-oriented software. Scans (TIFF only) should have a resolution of at least 350 dpi (halftone) or 700 to 1100 dpi (line drawings). Please give the data for figures in black and white or submit a Color Work Agreement form. EPS files must be saved with fonts embedded (and with a TIFF preview, if possible).

For scanned images, the scanning resolution at final image size ought to be as follows to ensure good reproduction: line art: >650 dpi; halftones (including gel photographs): >350 dpi; figures containing both halftone and line images: >650 dpi.

Color charges: Authors are advised to pay the full cost for the reproduction of their color artwork. Hence, please note that if there is color artwork in your manuscript when it is accepted for publication, we would require you to complete and return a Color Work Agreement form before your paper can be published. Also, you can email your editor to remove the color fee after acceptance of the paper.

TIPS FOR WRITING A GOOD QUALITY SOCIAL SCIENCE RESEARCH PAPER

Techniques for writing a good quality homan social science research paper:

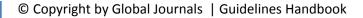
1. *Choosing the topic*: In most cases, the topic is selected by the interests of the author, but it can also be suggested by the guides. You can have several topics, and then judge which you are most comfortable with. This may be done by asking several questions of yourself, like "Will I be able to carry out a search in this area? Will I find all necessary resources to accomplish the search? Will I be able to find all information in this field area?" If the answer to this type of question is "yes," then you ought to choose that topic. In most cases, you may have to conduct surveys and visit several places. Also, you might have to do a lot of work to find all the rises and falls of the various data on that subject. Sometimes, detailed information plays a vital role, instead of short information. Evaluators are human: The first thing to remember is that evaluators are also human beings. They are not only meant for rejecting a paper. They are here to evaluate your paper. So present your best aspect.

2. *Think like evaluators:* If you are in confusion or getting demotivated because your paper may not be accepted by the evaluators, then think, and try to evaluate your paper like an evaluator. Try to understand what an evaluator wants in your research paper, and you will automatically have your answer. Make blueprints of paper: The outline is the plan or framework that will help you to arrange your thoughts. It will make your paper logical. But remember that all points of your outline must be related to the topic you have chosen.

3. Ask your guides: If you are having any difficulty with your research, then do not hesitate to share your difficulty with your guide (if you have one). They will surely help you out and resolve your doubts. If you can't clarify what exactly you require for your work, then ask your supervisor to help you with an alternative. He or she might also provide you with a list of essential readings.

4. Use of computer is recommended: As you are doing research in the field of homan social science then this point is quite obvious. Use right software: Always use good quality software packages. If you are not capable of judging good software, then you can lose the quality of your paper unknowingly. There are various programs available to help you which you can get through the internet.

5. Use the internet for help: An excellent start for your paper is using Google. It is a wondrous search engine, where you can have your doubts resolved. You may also read some answers for the frequent question of how to write your research paper or find a model research paper. You can download books from the internet. If you have all the required books, place importance on reading, selecting, and analyzing the specified information. Then sketch out your research paper. Use big pictures: You may use encyclopedias like Wikipedia to get pictures with the best resolution. At Global Journals, you should strictly follow here.



6. Bookmarks are useful: When you read any book or magazine, you generally use bookmarks, right? It is a good habit which helps to not lose your continuity. You should always use bookmarks while searching on the internet also, which will make your search easier.

7. Revise what you wrote: When you write anything, always read it, summarize it, and then finalize it.

8. Make every effort: Make every effort to mention what you are going to write in your paper. That means always have a good start. Try to mention everything in the introduction—what is the need for a particular research paper. Polish your work with good writing skills and always give an evaluator what he wants. Make backups: When you are going to do any important thing like making a research paper, you should always have backup copies of it either on your computer or on paper. This protects you from losing any portion of your important data.

9. Produce good diagrams of your own: Always try to include good charts or diagrams in your paper to improve quality. Using several unnecessary diagrams will degrade the quality of your paper by creating a hodgepodge. So always try to include diagrams which were made by you to improve the readability of your paper. Use of direct quotes: When you do research relevant to literature, history, or current affairs, then use of quotes becomes essential, but if the study is relevant to science, use of quotes is not preferable.

10. Use proper verb tense: Use proper verb tenses in your paper. Use past tense to present those events that have happened. Use present tense to indicate events that are going on. Use future tense to indicate events that will happen in the future. Use of wrong tenses will confuse the evaluator. Avoid sentences that are incomplete.

11. Pick a good study spot: Always try to pick a spot for your research which is quiet. Not every spot is good for studying.

12. *Know what you know:* Always try to know what you know by making objectives, otherwise you will be confused and unable to achieve your target.

13. Use good grammar: Always use good grammar and words that will have a positive impact on the evaluator; use of good vocabulary does not mean using tough words which the evaluator has to find in a dictionary. Do not fragment sentences. Eliminate one-word sentences. Do not ever use a big word when a smaller one would suffice.

Verbs have to be in agreement with their subjects. In a research paper, do not start sentences with conjunctions or finish them with prepositions. When writing formally, it is advisable to never split an infinitive because someone will (wrongly) complain. Avoid clichés like a disease. Always shun irritating alliteration. Use language which is simple and straightforward. Put together a neat summary.

14. Arrangement of information: Each section of the main body should start with an opening sentence, and there should be a changeover at the end of the section. Give only valid and powerful arguments for your topic. You may also maintain your arguments with records.

15. Never start at the last minute: Always allow enough time for research work. Leaving everything to the last minute will degrade your paper and spoil your work.

16. *Multitasking in research is not good:* Doing several things at the same time is a bad habit in the case of research activity. Research is an area where everything has a particular time slot. Divide your research work into parts, and do a particular part in a particular time slot.

17. *Never copy others' work:* Never copy others' work and give it your name because if the evaluator has seen it anywhere, you will be in trouble. Take proper rest and food: No matter how many hours you spend on your research activity, if you are not taking care of your health, then all your efforts will have been in vain. For quality research, take proper rest and food.

18. Go to seminars: Attend seminars if the topic is relevant to your research area. Utilize all your resources.

Refresh your mind after intervals: Try to give your mind a rest by listening to soft music or sleeping in intervals. This will also improve your memory. Acquire colleagues: Always try to acquire colleagues. No matter how sharp you are, if you acquire colleagues, they can give you ideas which will be helpful to your research.

19. Think technically: Always think technically. If anything happens, search for its reasons, benefits, and demerits. Think and then print: When you go to print your paper, check that tables are not split, headings are not detached from their descriptions, and page sequence is maintained.

20. Adding unnecessary information: Do not add unnecessary information like "I have used MS Excel to draw graphs." Irrelevant and inappropriate material is superfluous. Foreign terminology and phrases are not apropos. One should never take a broad view. Analogy is like feathers on a snake. Use words properly, regardless of how others use them. Remove quotations. Puns are for kids, not grunt readers. Never oversimplify: When adding material to your research paper, never go for oversimplification; this will definitely irritate the evaluator. Be specific. Never use rhythmic redundancies. Contractions shouldn't be used in a research paper. Comparisons are as terrible as clichés. Give up ampersands, abbreviations, and so on. Remove commas that are not necessary. Parenthetical words should be between brackets or commas. Understatement is always the best way to put forward earth-shaking thoughts. Give a detailed literary review.

21. Report concluded results: Use concluded results. From raw data, filter the results, and then conclude your studies based on measurements and observations taken. An appropriate number of decimal places should be used. Parenthetical remarks are prohibited here. Proofread carefully at the final stage. At the end, give an outline to your arguments. Spot perspectives of further study of the subject. Justify your conclusion at the bottom sufficiently, which will probably include examples.

22. Upon conclusion: Once you have concluded your research, the next most important step is to present your findings. Presentation is extremely important as it is the definite medium though which your research is going to be in print for the rest of the crowd. Care should be taken to categorize your thoughts well and present them in a logical and neat manner. A good quality research paper format is essential because it serves to highlight your research paper and bring to light all necessary aspects of your research.

INFORMAL GUIDELINES OF RESEARCH PAPER WRITING

Key points to remember:

- Submit all work in its final form.
- Write your paper in the form which is presented in the guidelines using the template.
- Please note the criteria peer reviewers will use for grading the final paper.

Final points:

One purpose of organizing a research paper is to let people interpret your efforts selectively. The journal requires the following sections, submitted in the order listed, with each section starting on a new page:

The introduction: This will be compiled from reference matter and reflect the design processes or outline of basis that directed you to make a study. As you carry out the process of study, the method and process section will be constructed like that. The results segment will show related statistics in nearly sequential order and direct reviewers to similar intellectual paths throughout the data that you gathered to carry out your study.

The discussion section:

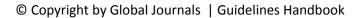
This will provide understanding of the data and projections as to the implications of the results. The use of good quality references throughout the paper will give the effort trustworthiness by representing an alertness to prior workings.

Writing a research paper is not an easy job, no matter how trouble-free the actual research or concept. Practice, excellent preparation, and controlled record-keeping are the only means to make straightforward progression.

General style:

Specific editorial column necessities for compliance of a manuscript will always take over from directions in these general guidelines.

To make a paper clear: Adhere to recommended page limits.



Mistakes to avoid:

- Insertion of a title at the foot of a page with subsequent text on the next page.
- Separating a table, chart, or figure—confine each to a single page.
- Submitting a manuscript with pages out of sequence.
- In every section of your document, use standard writing style, including articles ("a" and "the").
- Keep paying attention to the topic of the paper.
- Use paragraphs to split each significant point (excluding the abstract).
- Align the primary line of each section.
- Present your points in sound order.
- Use present tense to report well-accepted matters.
- Use past tense to describe specific results.
- Do not use familiar wording; don't address the reviewer directly. Don't use slang or superlatives.
- Avoid use of extra pictures—include only those figures essential to presenting results.

Title page:

Choose a revealing title. It should be short and include the name(s) and address(es) of all authors. It should not have acronyms or abbreviations or exceed two printed lines.

Abstract: This summary should be two hundred words or less. It should clearly and briefly explain the key findings reported in the manuscript and must have precise statistics. It should not have acronyms or abbreviations. It should be logical in itself. Do not cite references at this point.

An abstract is a brief, distinct paragraph summary of finished work or work in development. In a minute or less, a reviewer can be taught the foundation behind the study, common approaches to the problem, relevant results, and significant conclusions or new questions.

Write your summary when your paper is completed because how can you write the summary of anything which is not yet written? Wealth of terminology is very essential in abstract. Use comprehensive sentences, and do not sacrifice readability for brevity; you can maintain it succinctly by phrasing sentences so that they provide more than a lone rationale. The author can at this moment go straight to shortening the outcome. Sum up the study with the subsequent elements in any summary. Try to limit the initial two items to no more than one line each.

Reason for writing the article—theory, overall issue, purpose.

- Fundamental goal.
- To-the-point depiction of the research.
- Consequences, including definite statistics—if the consequences are quantitative in nature, account for this; results of any numerical analysis should be reported. Significant conclusions or questions that emerge from the research.

Approach:

- Single section and succinct.
- An outline of the job done is always written in past tense.
- o Concentrate on shortening results—limit background information to a verdict or two.
- Exact spelling, clarity of sentences and phrases, and appropriate reporting of quantities (proper units, important statistics) are just as significant in an abstract as they are anywhere else.

Introduction:

The introduction should "introduce" the manuscript. The reviewer should be presented with sufficient background information to be capable of comprehending and calculating the purpose of your study without having to refer to other works. The basis for the study should be offered. Give the most important references, but avoid making a comprehensive appraisal of the topic. Describe the problem visibly. If the problem is not acknowledged in a logical, reasonable way, the reviewer will give no attention to your results. Speak in common terms about techniques used to explain the problem, if needed, but do not present any particulars about the protocols here.



The following approach can create a valuable beginning:

- Explain the value (significance) of the study.
- Defend the model—why did you employ this particular system or method? What is its compensation? Remark upon its appropriateness from an abstract point of view as well as pointing out sensible reasons for using it.
- Present a justification. State your particular theory(-ies) or aim(s), and describe the logic that led you to choose them.
- o Briefly explain the study's tentative purpose and how it meets the declared objectives.

Approach:

Use past tense except for when referring to recognized facts. After all, the manuscript will be submitted after the entire job is done. Sort out your thoughts; manufacture one key point for every section. If you make the four points listed above, you will need at least four paragraphs. Present surrounding information only when it is necessary to support a situation. The reviewer does not desire to read everything you know about a topic. Shape the theory specifically—do not take a broad view.

As always, give awareness to spelling, simplicity, and correctness of sentences and phrases.

Procedures (methods and materials):

This part is supposed to be the easiest to carve if you have good skills. A soundly written procedures segment allows a capable scientist to replicate your results. Present precise information about your supplies. The suppliers and clarity of reagents can be helpful bits of information. Present methods in sequential order, but linked methodologies can be grouped as a segment. Be concise when relating the protocols. Attempt to give the least amount of information that would permit another capable scientist to replicate your outcome, but be cautious that vital information is integrated. The use of subheadings is suggested and ought to be synchronized with the results section.

When a technique is used that has been well-described in another section, mention the specific item describing the way, but draw the basic principle while stating the situation. The purpose is to show all particular resources and broad procedures so that another person may use some or all of the methods in one more study or referee the scientific value of your work. It is not to be a step-by-step report of the whole thing you did, nor is a methods section a set of orders.

Materials:

Materials may be reported in part of a section or else they may be recognized along with your measures.

Methods:

- o Report the method and not the particulars of each process that engaged the same methodology.
- o Describe the method entirely.
- To be succinct, present methods under headings dedicated to specific dealings or groups of measures.
- Simplify—detail how procedures were completed, not how they were performed on a particular day.
- o If well-known procedures were used, account for the procedure by name, possibly with a reference, and that's all.

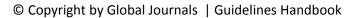
Approach:

It is embarrassing to use vigorous voice when documenting methods without using first person, which would focus the reviewer's interest on the researcher rather than the job. As a result, when writing up the methods, most authors use third person passive voice.

Use standard style in this and every other part of the paper—avoid familiar lists, and use full sentences.

What to keep away from:

- Resources and methods are not a set of information.
- o Skip all descriptive information and surroundings—save it for the argument.
- Leave out information that is immaterial to a third party.



Results:

The principle of a results segment is to present and demonstrate your conclusion. Create this part as entirely objective details of the outcome, and save all understanding for the discussion.

The page length of this segment is set by the sum and types of data to be reported. Use statistics and tables, if suitable, to present consequences most efficiently.

You must clearly differentiate material which would usually be incorporated in a study editorial from any unprocessed data or additional appendix matter that would not be available. In fact, such matters should not be submitted at all except if requested by the instructor.

Content:

- o Sum up your conclusions in text and demonstrate them, if suitable, with figures and tables.
- o In the manuscript, explain each of your consequences, and point the reader to remarks that are most appropriate.
- Present a background, such as by describing the question that was addressed by creation of an exacting study.
- Explain results of control experiments and give remarks that are not accessible in a prescribed figure or table, if appropriate.
- Examine your data, then prepare the analyzed (transformed) data in the form of a figure (graph), table, or manuscript.

What to stay away from:

- o Do not discuss or infer your outcome, report surrounding information, or try to explain anything.
- Do not include raw data or intermediate calculations in a research manuscript.
- o Do not present similar data more than once.
- o A manuscript should complement any figures or tables, not duplicate information.
- Never confuse figures with tables—there is a difference.

Approach:

As always, use past tense when you submit your results, and put the whole thing in a reasonable order.

Put figures and tables, appropriately numbered, in order at the end of the report.

If you desire, you may place your figures and tables properly within the text of your results section.

Figures and tables:

If you put figures and tables at the end of some details, make certain that they are visibly distinguished from any attached appendix materials, such as raw facts. Whatever the position, each table must be titled, numbered one after the other, and include a heading. All figures and tables must be divided from the text.

Discussion:

The discussion is expected to be the trickiest segment to write. A lot of papers submitted to the journal are discarded based on problems with the discussion. There is no rule for how long an argument should be.

Position your understanding of the outcome visibly to lead the reviewer through your conclusions, and then finish the paper with a summing up of the implications of the study. The purpose here is to offer an understanding of your results and support all of your conclusions, using facts from your research and generally accepted information, if suitable. The implication of results should be fully described.

Infer your data in the conversation in suitable depth. This means that when you clarify an observable fact, you must explain mechanisms that may account for the observation. If your results vary from your prospect, make clear why that may have happened. If your results agree, then explain the theory that the proof supported. It is never suitable to just state that the data approved the prospect, and let it drop at that. Make a decision as to whether each premise is supported or discarded or if you cannot make a conclusion with assurance. Do not just dismiss a study or part of a study as "uncertain."

Research papers are not acknowledged if the work is imperfect. Draw what conclusions you can based upon the results that you have, and take care of the study as a finished work.

- You may propose future guidelines, such as how an experiment might be personalized to accomplish a new idea.
- Give details of all of your remarks as much as possible, focusing on mechanisms.
- Make a decision as to whether the tentative design sufficiently addressed the theory and whether or not it was correctly restricted. Try to present substitute explanations if they are sensible alternatives.
- One piece of research will not counter an overall question, so maintain the large picture in mind. Where do you go next? The best studies unlock new avenues of study. What questions remain?
- o Recommendations for detailed papers will offer supplementary suggestions.

Approach:

When you refer to information, differentiate data generated by your own studies from other available information. Present work done by specific persons (including you) in past tense.

Describe generally acknowledged facts and main beliefs in present tense.

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	А-В	C-D	E-F	
Abstract	Clear and concise with appropriate content, Correct format. 200 words or below	Unclear summary and no specific data, Incorrect form Above 200 words	No specific data with ambiguous information Above 250 words	
Introduction	Containing all background details with clear goal and appropriate details, flow specification, no grammar and spelling mistake, well organized sentence and paragraph, reference cited	Unclear and confusing data, appropriate format, grammar and spelling errors with unorganized matter	Out of place depth and content, hazy format	
Methods and Procedures	Clear and to the point with well arranged paragraph, precision and accuracy of facts and figures, well organized subheads	Difficult to comprehend with embarrassed text, too much explanation but completed	Incorrect and unorganized structure with hazy meaning	
Result	Well organized, Clear and specific, Correct units with precision, correct data, well structuring of paragraph, no grammar and spelling mistake	Complete and embarrassed text, difficult to comprehend	Irregular format with wrong facts and figures	
Discussion	Well organized, meaningful specification, sound conclusion, logical and concise explanation, highly structured paragraph reference cited	Wordy, unclear conclusion, spurious	Conclusion is not cited, unorganized, difficult to comprehend	
References	Complete and correct format, well organized	Beside the point, Incomplete	Wrong format and structuring	

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