

# Parahyangan Catholic University Faculty of Social and Political Sciences International Relations Study Program Bachelor Program

Terakreditasi Unggul SK BAN-PT No. 1853/SK/BAN-PT/Ak-PNB/S/V/2023

# Contribution of the Commonwealth of Nations in Human Rights Enforcement through Freedom of Press in Rwanda

**Undergraduate Thesis** 

Written by:
Kezia Natalia Wattie
6091801116

Bandung

2024



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Supervisor:

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Bandung

2024

# Fakultas Ilmu Sosial dan Ilmu Politik Jurusan Hubungan Internasional Program Studi Hubungan Internasional Program Sarjana



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4. Perbaikan di Bab 2 pergunakan konsep dalam deskripsi, demokrasi di rwanda perlu di bahas.

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Hereby declare that this thesis is written as a result of my own academic research and is not a writing previously submitted to obtain an academic degree by other parties. The works of other writers utilized in this thesis are appropriately cited in accordance to the rules of academic writing.

I make this statement with a full sense of responsibility, and I am willing to accept any consequence in line with the applicable rules if my statement is later found to be incorrect.

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#### **ABSTRACT**

Name : Kezia Natalia Wattie

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Title : Contribution of the Commonwealth of Nations in Human

Rights Enforcement through Freedom of Press in Rwanda

This thesis aimed to describe the process in which the Commonwealth of Nations contributed to advancing the socialization of human rights values in Rwanda as a Member State. Taking into account the role that the media had in the 1994 Rwandan Genocide, freedom of press was chosen as the human rights focus of this thesis in order to see its possible progress and persistent challenges in Rwanda, followed by the extent to which the Commonwealth contributed to that outcome. Looking at the bigger picture, this research intended to contribute to the discourse regarding the work of international organizations, focusing on their capabilities to trigger and aid changes in a Member State's *status quo* that defies the values of said organizations.

This study employed the qualitative research method, where secondary data such as books, journal articles, and online news articles were utilized to formulate its content. Furthermore, the theoretical framework used is the Spiral Model of Human Rights Change proposed by Sikkink, Risse, and Ropp. The theory elaborated on five stages of human rights socialization: 1) repression and activation of the advocacy network, 2) denial, 3) tactical concessions, 4) prescriptive status, 5) rule-consistent behaviour.

The research found that the Commonwealth contributed to the promotion of press freedom in Rwanda mainly by providing external pressure to the government and acting as a forum for Member States to discuss and declare their commitments in human rights enforcement. Even so, there were two main problems found pertaining to the Commonwealth's contribution: First, lack of proper documentation on their strategies and program implementations as an international organization. Second, lack of reforms and strong actions from the Commonwealth itself. The organization needs to be more active to make their presence known and reemphasize that the organization is worth maintaining.

Keywords: Commonwealth, Press Freedom, Rwanda, Human Rights, International Organizations

#### **ABSTRAK**

Nama : Kezia Natalia Wattie

NPM : 6091801116

Judul : Kontribusi Persemakmuran Bangsa-Bangsa dalam

Penegakan Hak Asasi Manusia melalui Kebebasan Pers di

Rwanda

Tesis ini bertujuan untuk mendeskripsikan proses di mana Persemakmuran Bangsa-Bangsa berkontribusi dalam pelaksanaan sosialisasi nilai-nilai hak asasi manusia di Rwanda sebagai Negara Anggota. Melihat peran media dalam terjadinya Genosida di Rwanda tahun 1994, kebebasan pers dipilih sebagai fokus hak asasi manusia dalam tesis ini dalam rangka melihat kemajuan serta tantangan kebebasan pers di Rwanda, diikuti dengan penjelasan terkait sejauh mana kontribusi Persemakmuran Bangsa-Bangsa dalam kondisi tersebut. Dalam konteks yang lebih luas, penelitian ini bermaksud untuk berkontribusi pada studi tentang peran organisasi internasional, dengan fokus pada kemampuan mereka untuk memicu dan membantu perubahan status quo Negara Anggota yang bertentangan dengan nilai-nilai organisasi tersebut.

Studi ini mempergunakan metode penelitian kualitatif, di mana data sekunder seperti buku, artikel jurnal, dan artikel berita daring digunakan untuk menyusun isinya. Lebih lanjut, kerangka teori yang digunakan adalah Spiral Model of Human Rights Change yang dikemukakan oleh Sikkink, Risse, dan Ropp. Teori tersebut menguraikan lima tahapan sosialisasi hak asasi manusia: 1) represi dan aktivasi jaringan advokasi, 2) penolakan, 3) konsesi taktis, 4) status preskriptif, 5) perilaku yang konsisten dengan aturan.

Penelitian ini menemukan bahwa kontribusi utama Persemakmuran terhadap peningkatan kebebasan pers di Rwanda adalah dengan memberikan tekanan eksternal kepada pemerintah serta bertindak sebagai forum bagi Negaranegara Anggota untuk berdiskusi dan menyatakan komitmen dalam penegakan hak asasi manusia. Meski demikian, ada dua permasalahan utama yang ditemukan sehubungan dengan kontribusi Persemakmuran: Pertama, kurangnya dokumentasi yang menyeluruh terkait strategi dan implementasi program mereka sebagai organisasi internasional. Kedua, kurangnya reformasi dan tindakan tegas dari Persemakmuran sendiri. Organisasi tersebut perlu bertindak lebih aktif agar kehadirannya diketahui dan sebagai penekanan bahwa organisasi itu layak dipertahankan.

Kata Kunci: Persemakmuran, Kebebasan Pers, Rwanda, Hak Asasi Manusia, Organisasi Internasional

#### **FOREWORD**

Praise be to God Almighty for His guidance, grace, and kindness allowed the author to finish this research entitled the Contribution of the Commonwealth of Nations in Human Rights Enforcement through Freedom of Press in Rwanda. This writing serves as the Final Thesis for the author to receive a Bachelor's Degree in International Relations at Parahyangan Catholic University, Bandung. The author would like to express her utmost gratitude to all the parties involved for their support and help in making this milestone possible.

The purpose of this thesis is to describe the process in which the Commonwealth of Nations as an international organization contributed to the socialization of human rights values in Rwanda as a Member State. The theoretical framework used in this research is the Spiral Model of Human Rights Change proposed by Sikkink, Risse, and Ropp, which elaborated on five stages of human rights socialization: 1) repression and activation of the advocacy network, 2) denial, 3) tactical concessions, 4) prescriptive status, 5) rule-consistent behaviour.

The author hopes that readers can find this research useful, not only as a requirement to finish her undergraduate study, but also as a general reading material that can bring new insights and perspectives. Moreover, the author acknowledges there are still loopholes and imperfections within this writing. Hence, the author is open to any criticism and inputs expressed by any party in order to motivate her to conduct better research in the future.

Bandung, February 7th 2024

Kezia Natalia Wattie

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I cannot even begin to mention all of the great friends I met at UNPAR. To the two most amazing women, **Sarah Ferindita** and **Razita Puti Syahzani**, thank

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#### LIST OF ABBREVIATIONS

ACHPR : African Commission on Human and People's Rights

ATJ : Access to Justice

BBC : British Broadcasting Corporation

CDR : Coalition for the Defense of the Republic

CHRI : Commonwealth Human Rights Initiative

CHOGM : Commonwealth Heads of Government Meeting

CJA : Commonwealth Journalists Association

CPJ : Committee to Protect Journalists

FOI : Freedom of Information

HRU : Human Rights Unit

HRW : Human Rights Watch

IAP : International Advocacy and Programming

ICCPR : International Covenant on Civil and Political Rights

ICTR : International Criminal Tribunal for Rwanda

IJRISS : International Journal of Research and Innovation in Social

Science

MHC : Media High Council

MRND : Mouvement révolutionnaire national pour le développement

(National Revolutionary Movement for Development Party)

NHRIs : National Human Rights Institutions

OAU : Organisation of African Unity

OECD : Organisation for Economic Co-operation and Development

RMC : Rwanda Media Commission

RPF : Rwandan Patriotic Front

RTLM : Radio Télévision Libre des Mille Collines

RURA : Rwanda Utilities Regulatory Authority

UNESCO : United Nations Educational, Scientific and Cultural Organization

UNHRC : United Nations Human Rights Committee

#### **CHAPTER I**

## **INTRODUCTION**

## 1.1 Background

When it comes to human rights and freedom of press, the two topics are inherently interconnected where the freedom of press is a part of human rights. Article 19 of the United Nations Universal Declaration of Human Rights stated every person holds the right to freedom of opinion and expression which includes the ability to give and take information from the media. Journalism, which is the activity of writing and publicizing news thus enforcing freedom of press, is a human right because it ensures the free flow of information where people are able to form educated opinions and choose the best actions for their individual and collective well-being. As journalists utilize the media as a platform to report factual events and incorporate their opinions, they are responsible to publish their reports truthfully in order to shape an accurate public understanding of global issues.<sup>2</sup>

The enforcement of human rights and freedom of press globally is surely helped by international organizations as they institutionalize cooperations between states and conduct monitoring, guidance, and

<sup>1 &</sup>quot;Universal Declaration of Human Rights," United Nations, n.d., https://www.un.org/en/about-us/universal-declaration-of-human-rights#:~:text=Article% 2019.

<sup>&</sup>lt;sup>2</sup> Kresentia Madina, "Press Freedom Is Human Rights," Green Network Asia, May 3, 2023, https://greennetwork.asia/featured/press-freedom-is-human-rights/.

assistance programs for human rights enforcement.<sup>3</sup> The contemporary awareness regarding the need for global governance can be traced back to the 1990s, specifically after the Cold War ended. The Commission on Global Governance, comprised of notable international figures at the time, published a report stating how the conclusion of the war provided an adequate environment for global cooperation.<sup>4</sup> Furthermore, people realized there were changes and new issues in the world that cannot be solved by states independently, hence numerous international organizations emerged as platforms to cooperate in order to solve them.<sup>5</sup> In the present time, there are approximately 300 (three hundred) intergovernmental organizations that exist according to National Geographic.<sup>6</sup>

One international organization that currently exists is the Commonwealth of Nations. The organization is comprised of 56 countries as of 2022, most of which are former territories of the British Empire. The governing entities of the organization are the Commonwealth Secretariat which focuses on intergovernmental relations, and the Commonwealth Foundation which focuses on non-governmental affairs. The organization is known to be the oldest of its kind, first established in the 1920s preceding

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<sup>&</sup>lt;sup>3</sup> Gerald Neuman, "International Organizations and Human Rights – the Need for Substance," *Harvard Law School Human Rights Program* (Cambridge: Harvard Law School Human Rights Program, n.d.), hrp.law.harvard.edu/wp-content/uploads/2022/10/Gerald-Neuman\_HRP-19\_001.pdf.

<sup>&</sup>lt;sup>4</sup> Jessica Unterhalter, "Commission on Global Governance," in *Encyclopedia Britannica*, n.d., https://www.britannica.com/topic/Commission-on-Global-Governance.

<sup>&</sup>lt;sup>5</sup> Margaret Karns, Karen Mingst, and Kendall Stiles, *International Organizations: The Politics and Processes of Global Governance*, 3rd ed. (Boulder: Lynne Rienner Publishers, 2015), 1–4.

<sup>&</sup>lt;sup>6</sup> "International Organization," National Geographic, n.d.,

https://education.nationalgeographic.org/resource/international-organization.

lots of its counterparts. <sup>7</sup> It was founded by Canada, India, Australia, Ireland, New Zealand, and South Africa through the principles stipulated in the Balfour Declaration of 1926 and further enforced in the Statute of Westminster of 1931. The membership is voluntary and recommendations are not legally binding. <sup>8</sup> Their mandates are to strengthen civil society by achieving the main goals of democracy and good governance, respect for human rights and gender equality, poverty eradication and sustainability, people-centered development, and promotion of arts and culture. <sup>9</sup> Though historically rooted in the British Empire, in present times, any state can apply to become a member of the Commonwealth. The general process of reviewing and accepting new members include an assessment by the Secretary-General, consultation with existing Member States, formal application, and an agreement declaring the states' willingness to adhere to the organization's values. <sup>10</sup>

One of the countries that joined and is not a former British colony is Rwanda. Rwanda is an African state that became a part of the organization in 2009.<sup>11</sup> The admission of Rwanda as a Commonwealth member was a milestone that garnered attention and objections from several human rights

<sup>&</sup>lt;sup>7</sup> Hessel Duncan Hall, "The British Commonwealth of Nations," *American Political Science Review* 47, no. 4 (December 1953): 997–1015, https://doi.org/10.2307/1951121.

<sup>&</sup>lt;sup>8</sup> "Our History," The Commonwealth, n.d., https://thecommonwealth.org/history.

<sup>&</sup>lt;sup>9</sup> "About the Commonwealth," CPU Media Trust, n.d., http://cpu.org.uk/about-the-commonwealth/.

<sup>&</sup>lt;sup>10</sup> "Joining the Commonwealth," The Commonwealth, n.d., https://thecommonwealth.org/about/joining.

<sup>&</sup>lt;sup>11</sup> "Why Ex-French Colonies Are Joining the Commonwealth," *BBC News*, June 28, 2022, sec. Africa, https://www.bbc.com/news/world-africa-61967842.

groups due to the country's problematic human rights track record. 12 A prominent human rights violation that happened in Rwanda is the 1994 Rwandan Genocide, dubbed "one of the most notorious modern genocides"<sup>13</sup> which killed approximately 800,000 (eight hundred thousand) Tutsis and moderate Hutus.<sup>14</sup> One of the factors considered to be an accelerator to the genocide is the role of Radio Télévision Libre des Mille Collines (RTLM), a Rwandan radio station that broadcasted throughout July of 1993 to 1994. The radio program, amongst the general media ecosystem at the time, was notorious for spreading hatred and propaganda that worsened the inter-ethnic relationship in the country. In addition to devaluing and demonizing Tutsis, RTLM's speech focused on victimizing and glorifying Hutus. The contents of their radio shows encouraged Hutus, who suffered from injustice, to pursue a just and homogeneous society devoid of Tutsis. 15 As the media was seen as a contributor to the genocide, the current ruling party governing the state, the Rwandan Patriotic Front (RPF), is applying multiple restrictions on freedom of press. 16

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<sup>&</sup>lt;sup>12</sup> Pascal Fletcher, "Commonwealth Admits Rwanda as 54th Member," Reuters, November 30, 2009, https://www.reuters.com/article/idUSTRE5AS1C5/.

<sup>13 &</sup>quot;Rwanda," University of Minnesota (College of Liberal Arts, Holocaust and Genocide Studies, n.d.), https://cla.umn.edu/chgs/holocaust-genocide-education/resource-guides/rwanda#:~:text=Although% 20the% 20genocide.

<sup>&</sup>lt;sup>14</sup> "Rwanda Profile - Timeline," *BBC News*, September 17, 2018, https://www.bbc.com/news/world-africa-14093322.

<sup>&</sup>lt;sup>15</sup> Gustave Adolphe Messanga and Marios Yannick Duclair Tajeugueu, "The Role of Radio-Télévision Libre Des Mille Collines in the Rwandan Genocide: An Analysis from the Theoretical Perspectives of Intergroup Threat and Aggression," *International Journal of Research and Innovation in Social Science* 5, no. 9 (September 2021), https://doi.org/10.47772/IJRISS.2021.5918.

<sup>&</sup>lt;sup>16</sup> Anton Harber, "Legacy of Rwanda Genocide Includes Media Restrictions, Self-Censorship," *Committee to Protect Journalists*, December 2014, https://cpj.org/reports/2014/12/legacy-of-rwanda-genocide-includes-media-

#### 1.2 Problem Identification

## 1.2.1 Description of the Problem

In 2021, American non-profit Freedom House gave a score of 38 out of 100 in terms of Freedom of the Net in Rwanda. The coverage elaborated problems of heavy content censorship, both enforced by the government and self-enforced by writers out of fear and intimidation. Although freedom of press and access to information are recognized in Article 38 of Rwandan Constitution, journalists continue to face threats of arrest, imprisonment, and possibly even death for independent and critical reporting against the government.<sup>17</sup> To name a few, example cases include: the arrest of two Umurabyo newspaper journalists Agnes Uwimana Nkusi and Saidati Mukakibi due to their articles criticizing government corruption<sup>18</sup>; the content blocking, arrest, and travel ban of Robert Mugabe, editor of online news site Great Lakes Voice due to his engagement with human rights improvement efforts<sup>19</sup>; and the alleged politically motivated killings including the beheading of opposition party member André Kagwa Rwisereka and shooting of

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<sup>&</sup>lt;sup>17</sup> "Freedom of the Net 2021: Rwanda," Freedom House, n.d., https://freedomhouse.org/country/rwanda/freedom-net/2021.

 <sup>18 &</sup>quot;African Commission Finds Rwandan Authorities Violated Journalists' Right to Freedom of Expression," Media Defence, August 12, 2020, https://www.mediadefence.org/news/african-commission-finds-rwandan-authorities-violated-journalists-right-to-freedom-of-expression/.
 19 "Rwanda: Authorities Bar Journalist from Travel to the UN Internet Governance Forum," Freedom House, December 19, 2017, https://freedomhouse.org/article/rwanda-authorities-bar-journalist-travel-un-internet-governance-forum.

*Umuvugizi* magazine editor Jean-Léonard Rugambage in the lead up to the 2010 presidential election.<sup>20</sup> The pressure of staying in line with the government transcends state borders, as 35 Rwandan journalists were forced into exile<sup>21</sup> and one of them, Charles Ingabire, was shot and killed in Uganda in 2011.<sup>22</sup>

The concern for Rwanda's condition was brought up since the beginning of the state's application for Commonwealth membership. In August 2009, the Commonwealth Human Rights Initiative (CHRI) published a report to assist the Commonwealth Heads of Government in making a decision on whether or not to admit Rwanda into the organization. The report aimed to make sure the Commonwealth values were upheld and there is prospect that it would flourish in Rwanda. The report stated that Rwanda did not satisfy the existing standard and there were significant doubts on the government's commitment to human rights improvement. Even so, CHRI acknowledged Rwanda's growth and potential to build fruitful cooperations with Commonwealth members. Therefore, CHRI suggested the Commonwealth Heads of Government to handle Rwanda's application rather than fully reject it. Supporters of Rwanda's admission believed the Commonwealth could provide the

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<sup>&</sup>lt;sup>20</sup> Peter Beaumont, "Deadly Attacks on Rwandan Opposition Spark Warning by UN," *The Guardian*, July 18, 2010, https://www.theguardian.com/world/2010/jul/18/attacks-rwandan-opposition-un-warning.

<sup>&</sup>lt;sup>21</sup> "Rwanda," Reporters Without Borders, n.d., https://rsf.org/en/country/rwanda.

<sup>&</sup>lt;sup>22</sup> "Rwandan Exile Journalist Gunned down in Kampala," Reporters Without Borders, December

<sup>2, 2011,</sup> https://rsf.org/en/rwandan-exile-journalist-gunned-down-kampala.

state with the incentive and resources to improve its human rights condition.<sup>23</sup>

The Commonwealth expressed the organization's support for the values and moral code of the United Nations.<sup>24</sup> The 2003 Commonwealth Latimer House Principles highlighted the importance of freedom and protection of "independent and vibrant media", as they are essential in ensuring government accountability and transparency.<sup>25</sup> Supposedly as the organization that is responsible for enforcing these values, the Commonwealth should allocate their resources to assist states in solving their issues. On the other hand, as a Commonwealth member, there is responsibility for Rwanda to adhere to these standards. The cases above demonstrate how the Commonwealth's values stand in contrast against the condition of press freedom in Rwanda. The cases and challenges mentioned reflected the road ahead for the Commonwealth. Despite being a member for thirteen years up to the point of this research, improving human rights enforcement, specifically freedom of press in Rwanda that is on par with international standards proved to be a

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<sup>&</sup>lt;sup>23</sup> Yash Ghai and Lucy Mathieson, "Rwanda's Application for Membership of the Commonwealth: Report and Recommendations of the Commonwealth Human Rights Initiative" (New Delhi: Commonwealth Human Rights Initiative, August 2009).

<sup>&</sup>lt;sup>24</sup> "The Commonwealth," Commonwealth Health Online, n.d.,

 $https://www.commonwealth/ealth.org/health-in-the-commonwealth/the-commonwealth/\#: \sim : text = The \%20 Commonwealth \%20 is \%20 committed \%20 to.$ 

<sup>&</sup>lt;sup>25</sup> "Commonwealth Principles on Freedom of Expression and the Role of the Media in Good Governance" (Institute of Commonwealth Studies, n.d.),

https://commonwealth.sas.ac.uk/sites/default/files/uploads/Commonwealth%20principles%20on%20freedom%20of%20expression%20and%20the%20role%20of%20the%20media%20in%20good%20governance.pdf.

challenge. Noting that the Commonwealth is not legally binding and upholds human rights as one of their core principles, expectations arise regarding how the organization can aid their situation.

# **1.2.2** Scope of the Problem

This research used relevant data in describing the Commonwealth's contribution for freedom of press in Rwanda, starting from the state's admission in 2009 up to the passing of Queen Elizabeth II in September 2022. The reason for the timeline was to see the progress of freedom of press under one Head of the Commonwealth. Furthermore, the reason for the time limit is because the accession of King Charles III as the new monarch marks a new era for the United Kingdom as a founding father of the organization. Following the Queen's death, several articles were published questioning the future of the British monarchy alongside its instruments, including the Commonwealth of Nations.

#### 1.2.3 Research Ouestion

How did the Commonwealth of Nations contribute to the human rights enforcement in Rwanda, specifically the Freedom of Press?

# 1.3 Research Purposes and Contribution

This research sought to describe the process in which the Commonwealth advanced the socialization of human rights values,

specifically the importance of press freedom in Rwanda. Moreover, this research was expected to present a possible progress or persistent challenges of press freedom in Rwanda, as well as to elaborate the actions and extent to which the Commonwealth had a part in that outcome. Looking at the bigger picture, this research intended to contribute to the international discourse regarding the endeavors of international organizations, focusing on their capabilities to aid and trigger change in a Member State's *status quo* that defies the values of the organizations themselves.

#### 1.4 Literature Review

Several researchers have written about the ability of international organizations in promoting compliance and change to their Member States. Representing a positive outlook on international organizations' contribution is a 2011 book by Thomas Weiss entitled "Thinking About Global Governance: Why People and Ideas Matter". Weiss's book went into great detail regarding how the international political landscape has shifted throughout the years, with the presence of international organizations and global media drawing more influence and playing their part in policy making. International institutions are described as forces of good that puts pressure on governments to implement greater freedom and sustainable development for their people. Furthermore, their formation serves as a

medium for the global civil society to document progress and challenges of political activities, highlighting government accountability.<sup>26</sup>

On the other side, several arguments reflecting a more critical view of international organizations were also written. The first one is an article entitled "Restating the Realist Case: An Introduction" by Benjamin Frankel. In alliance with the realism view of international relations, Frankel reemphasized the centrality of states in the global system and pointed out that international institutions are merely a vessel to reflect and achieve the interests of Member States. The article also mentioned about the condition of anarchy in the international political system that enables and somewhat encourages states' pursuit of power and security. Pertaining to the power of intergovernmental organizations and whether or not they matter, Frankel implied it would be very difficult for said organizations to overpower the interests of states that want to pursue for their own prosperity.<sup>27</sup>

Furthermore, while acknowledging the growing number and influence of international organizations, Stanley Hoffman, through his 1956 article "The Role of International Organization: Limits and Possibilities", stated that people who are optimistic internationalists should at least acknowledge two major challenges: First, the future forces that may somehow "weaken" states can only be helped, not created, by international organizations. In other words, the primary actors would always be states,

<sup>&</sup>lt;sup>26</sup> Thomas Weiss, *Thinking about Global Governance: Why People and Ideas Matter* (New York: Routledge, 2011), 185–204.

<sup>&</sup>lt;sup>27</sup> Benjamin Frankel, "Restating the Realist Case: An Introduction," *Security Studies* 5, no. 3 (1996): 9–20, https://doi.org/10.1080/09636419608429274.

international institutions cannot fully dictate states' actions, and power politics would always exist. Second, the existence of many international organizations cannot solve the issue of security. The most that these institutions can do is provide restraint and be a medium of cooperation.<sup>28</sup>

From the writings above, it is clear that the current body of literature researching the process in which international organizations contribute to freedom of press specifically is sparse. Moreover, the author believes that the Commonwealth, as an intergovernmental organization consisting of former British colonies, is currently not sufficient enough in contributing to the freedom of press in Rwanda. The status quo of each Commonwealth Member States' compliance to international human rights norms can differ, but the situation in Rwanda still poses a significant challenge. Noting the unresolved and existing problems such as the authoritative government, repressed opposition, and unlawful torture<sup>29</sup>, the Commonwealth is seen as not successful enough in encouraging change in the country. In order to compliment the existing research done on international organizations and human rights socialization, the author shall contribute deeper analysis specifically in Rwanda using "the spiral model" of human rights change under the theory of constructivism. The reason why Rwanda is of significance to the author in this research is because analyzing Rwanda can

<sup>&</sup>lt;sup>28</sup> Stanley Hoffmann, "The Role of International Organization: Limits and Possibilities," *International Organization* 10, no. 3 (August 1956): 357–72, https://doi.org/10.1017/s0020818300007785.

<sup>&</sup>lt;sup>29</sup> Kenneth Roth, "Rwanda: Events of 2021," Human Rights Watch, n.d., https://www.hrw.org/world-report/2022/country-chapters/rwanda.

provide an understanding of the impact the Commonwealth has over a state with no prior ties in the context of the former British Empire. With this, the author aims to give a clear description of how the Commonwealth played a part in the enforcement and protection of press freedom in Rwanda.

#### 1.5 Theoretical Framework

To properly understand and analyze the materials in this thesis, several concepts and theories will be employed. The first definition is on contribution; Generally, the Cambridge Dictionary defines contribution as something that is given to help achieve something or make something successful together with others.<sup>30</sup> In the context of international organizations, this can be understood as the work of said bodies alongside other parties in international relations to help tackle global issues. The Organisation for Economic Co-operation and Development (OECD) highlighted the benefits and general mechanisms of how international organizations work, in which they become platforms for discussions on current and possible future issues, develop policy instruments, find resolutions in disputes, establish common languages, and provide comparability and merge of inter-state approaches.<sup>31</sup>

Other than that, it is also important to highlight the point of view from which the freedom of press is defined in this thesis. As the

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https://dictionary.cambridge.org/us/dictionary/english/contribution.

<sup>30 &</sup>quot;Contribution," in Cambridge Dictionary, n.d.,

<sup>&</sup>lt;sup>31</sup> "The Contribution of International Organisations to a Rule-Based International System — Key Results from the Partnership of International Organisations for Effective Rulemaking" (OECD, April 10, 2019).

Commonwealth supports the United Nations<sup>32</sup>, and noting how freedom of press by the United Nations falls under freedom of opinion and expression as mentioned in Article 19 of the Universal Declaration of Human Rights<sup>33</sup>, it is fair to understand that the elements of press freedom by the Commonwealth are also included in freedom of expression. The fifth point of the 2013 Commonwealth Charter on freedom of expression stated the Commonwealth's commitment to facilitating an environment of peaceful and open dialogue, free flow of information, free and responsible media, as well as the enhancement of democratic processes.<sup>34</sup> With that in mind, these elements are the ones which will be referred to in understanding the kind of press freedom the Commonwealth wants to achieve in its Member States.

In terms of the analyzing the Commonwealth's contribution toward Rwanda as its Member State, this thesis utilized the theory of constructivism. The theory started to emerge during the Cold War and continued to grow as a response to the gaps in previous theories, namely neorealism and neoliberalism. Constructivist scholars believed the aforementioned theories were too materialistic as they often emphasized on anarchy, power, and the existing international structure. Constructivists believed that ideas, norms, and social interactions form the identities of states.

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<sup>32 &</sup>quot;The Commonwealth," Commonwealth Health Online, n.d.,

https://www.commonwealthhealth.org/health-in-the-commonwealth/the-commonwealth/#:~:text=The%20Commonwealth%20is%20committed%20to.

<sup>&</sup>lt;sup>33</sup> "Universal Declaration of Human Rights," United Nations, n.d., https://www.un.org/en/about-us/universal-declaration-of-human-rights#:~:text=Article% 2019.

<sup>&</sup>lt;sup>34</sup> "Commonwealth Charter," The Commonwealth, n.d., https://thecommonwealth.org/charter.

Alexander Wendt, a prominent constructivist scholar, argued that without interaction, states could not have an adequate understanding of itself and others as they do not have the knowledge to base such definitions. With that, states' identities and interests can change according to the collective understanding that came from interaction. As years went by, scholars view that Wendt's focus on inter-state relations were too confining, hence a new focus was brought up pertaining to the role of transnational networks in establishing new norms. An integral medium to this process is the existence of a global civil society where there is interconnectedness, states identities are guided by international norms, and numerous actors, including states and non-state parties, participate in non-instrumental politics. Mary Kaldor, an academic who is a proponent of the concept, stated that the main way to understand global civil society is to look at the debates and negotiations happening between individuals and centers or power, rather than merely determining which institutions are included or excluded in the group. This new understanding gives room for the expanding influence of international organizations, as they are able to facilitate dialogue where values and norms are embedded and encouraged to be implemented by states.<sup>35</sup>

A concept that emerged as a way to explain the internalization of norms is norm diffusion. Norm diffusion can be understood as the mechanisms of which certain norms travel from their original, highly

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<sup>&</sup>lt;sup>35</sup> David Chandler, *Constructing Global Civil Society: Morality and Power in International Relations* (Basingstoke: Palgrave Macmillan, 2004), 25–56.

specific, context to another, also highly specific, context.<sup>36</sup> In parallel to constructivism as a whole, the discussion and utilization of this framework also gained traction after the conclusion of the Cold War. In 1998, Martha Finnemore and Kathryn Sikkink published an article stating that "the speed of normative change has accelerated substantially in the later part of the twentieth century," and international relations' research regarding norms would see increasing amounts of interest and importance.<sup>37</sup> In line with the researchers' prediction, states were seen to start incorporating international norms into their system. Sikkink and Thomas Risse named this process, where international norms are internalized and adopted domestically by states, as the process of socialization.<sup>38</sup>

In 1999, Sikkink, Risse, and Steve Ropp co-edited *The Power of Human Rights: International Norms and Domestic Change*, and the substance of the book became influential in human rights studies. The book presented "the spiral model" of human rights change, elaborating the socialization and internalization processes through which human rights values are adopted by authoritarian states. Their core argument in the book is that those states are under pressure internationally and domestically to

<sup>&</sup>lt;sup>36</sup> Carla Winston, "Norm Structure, Diffusion, and Evolution: A Conceptual Approach," *European Journal of International Relations* 24, no. 3 (2017): 638–61, https://doi.org/10.1177/1354066117720794.

<sup>&</sup>lt;sup>37</sup> Laure Delcour and Elsa Tulmets, eds., *Policy Transfer and Norm Circulation: Towards an Interdisciplinary and Comparative Approach*, 1st ed. (New York: Routledge, 2019), 241–63.

<sup>&</sup>lt;sup>38</sup> David Chandler, *Constructing Global Civil Society: Morality and Power in International Relations* (Basingstoke: Palgrave Macmillan, 2004), 32.

adhere to the human rights norms that other democratic states are already following.

"The spiral model" consists of five phases: Phase One is the repression and activation of the advocacy network. Human rights issue occurs and heightens in a state, where an authoritative government have power and the rights of the people are endangered. The aforementioned state then becomes the "target" state, i.e. the state to which the human rights socialization is aimed. The internal opposition groups, often too weak to directly speak up and trigger change, can utilize the network they have with transnational parties, which is the global civil society, to provide information regarding the human rights violations in their country. The degree of oppression in the target state influences said network alongside the flow of information between the state and the transnational institutions, and the process of norm diffusion can only move onto the next steps if the transnational network acquires an adequate amount of information regarding the human rights abuses in the state.<sup>39</sup>

The second phase of the spiral model is denial. This phase is prompted by further production and distribution of information regarding the human rights violations in the target state, of which international organizations and domestic human rights groups cooperate in compiling necessary data. Moral persuasion is also being conducted by the

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<sup>&</sup>lt;sup>39</sup> Thomas Risse, Steve Ropp, and Kathryn Sikkink, eds., *The Power of Human Rights: International Norms and Domestic Change* (Cambridge: Cambridge University Press, 1999), 17-22.

transnational network, where they remind Western countries of their own standards and encourage that they live up to them. When Western states participate in enforcing human rights norms, the pressure builds up on the target state to improve its practices.

In response to the Western states, the target state issues a denial, meaning the norm-violating government in the target state would deny the accusations of questionable practices and opposes external inquiries. This action is not simply to state a rebuttal, but to communicate that the criticism constitutes an illicit intervention into the state's domestic affairs. Interestingly, the denial against the accusations is almost never expressed explicitly, but rather by referencing the principle of national sovereignty. Moreover, the period in which this phase unfolds can vary depending on numerous factors, one being an armed insurgency. This occurrence can prolong denial from the target state because it increases the domestic perception of fear and retaliation against outside forces.

Other than that, the dynamics of "world time", i.e. different periods in history and development of international norm, in this case pertaining to human rights, suggests this stage can happen normatively as a result of the growth of human rights norms considered as new within a specific time. In this case, the denial is expected to end when better institutionalization of norms is achieved. In transitioning into the third phase, an important point to highlight is how this progress depends on the strength and mobilization of the transnational network in parallel with the vulnerability of the target

states against external pressures. This vulnerability can come from material expectations, e.g. how distributing aid becomes an indicator of human rights performance, or normative commitments, e.g. the target state wants to maintain a good reputation in international relations. It is predicted that a target state that receives significant aid from others is more vulnerable to human rights pressures.<sup>40</sup>

Phase Three is tactical concessions. Due to the increasing international pressure, the target state would find ways to try to control the amounting criticism directed towards them. A way to do that is to conduct minor changes, seemingly in the positive or compliant direction, in human rights practices. The government is acting in a purely strategic or instrumental way, hence permanent compliance should not be expected yet. These changes present an opportunity for domestic opposition groups to muster their courage and speak up against the government. The most important effect of this phase is the success of the transnational advocacy network in forcing a certain degree of compliance from the target state. With that, the focus then shifts to the domestic human rights movement, while the transnational advocacy network helps increase international attention, legitimate the existence of domestic opposition, and amplify their claims in the international sphere.

Phase Three of the spiral model is seen as a point of uncertainty because things can either move forward to consistent change or provoke

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<sup>&</sup>lt;sup>40</sup> *Ibid.*, 22-24.

further oppression from the government. On the latter side, the target state can cause harm to the people who are a part of the human rights movement, consequently holding it back. The pause is temporary because the government repression decreases their legitimacy, providing more justification to the international criticism. If the movement is not delayed, the domestic groups are expected to gain momentum and the transnational network is active in adding pressure to the government "from above", i.e. international donors coordinate aid for human rights improvements, and "from below", i.e. domestic groups become more powerful against government repression.

When it comes to discourse, human rights claims are likely to be the main principle behind the formulation of opposition coalitions in the target state. Furthermore, it is expected that the argumentative and instrumental elements of human rights values would come to play domestically. While several internal groups are compelled to enforce them due to their genuine belief, others might take them up because they acknowledge the widespread international support and note how it becomes easier for them to criticize the government.

Continuing from there, another important aspect to note is a tendency called "self-entrapment". The normative process of "shaming" the target state pushes it to engage in human rights concessions, enacted by doing minor changes in its governance. When that happens, the state usually underestimates the impact of the changes and believes that they still have

significant control over domestic and international affairs. The target state continues to engage in communication and argumentation, frequently stating rhetoric without actually considering bigger transformation and adherence. As a result, the state is caught off guard when it realizes how strong the mobilization and network of human rights transnational advocacy have become, and they can no longer deny the validity of international human rights norms.

Approaching the end of Phase Three, the norm-violating government have lesser control over the domestic situation because whenever it commits violations, the domestic and transnational network is activated and begins to pressure the state. The target state then starts to take the network seriously and implement "controlled liberalization". While this is the desired outcome of this phase, other leaders may still revolt and strengthen the repression over their people. This can result in those leaders being thrown out of power.<sup>41</sup>

Phase Four of the spiral model is prescriptive status. The commencement of this phase is marked by how human rights claims are no longer controversial, even if some violations still exist. In *The Power of Human Rights*, several indicators were listed as a guide to observe prescriptive status: the ratification of human rights conventions, the institutionalization of norms into domestic laws and systems, the existence

<sup>41</sup> *Ibid.*, 25-28.

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of mechanisms that deal with human rights violations, and the acknowledgement of the validity of human rights norms by the government.

Following those indicators, several criteria were also elaborated to determine whether or not the target state has achieved the objectives of this phase: First, argumentative consistency regardless of audience's response. Second, compliance with human rights norms by the state despite shifts in material and power-related interests. Third, apology, promises of compensation, public dialogue, and reference to the norms in justifying state behavior. Fourth, the initiation of sustained efforts by the state to improve human rights conditions. In essence, the key of this phase is consistent argumentation followed by matching actions. Furthermore, an emphasis should be put on the establishment of domestic-international-transnational social structure in order for this process to be effective. This framework is important as they are the ones responsible in sustaining human rights practice and supervision.<sup>42</sup>

The last phase of this model is rule-consistent behavior. At this point of the socialization process, a problem that can arise is how international organizations and Western states start to settle when the government achieves prescriptive status. When that happens, the attention toward the target state decreases despite human rights violations still occurring. With that being said, the importance of this phase is marked by the persistent push from the domestic, international, and transnational human rights network

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<sup>&</sup>lt;sup>42</sup> *Ibid.*, 29-31.

toward the government in order for them to continue conducting appropriate human rights practices. Furthermore, a "two-level game" may also be seen within this phase. When a domestic leader who believes in human rights is selected and intends to apply those norms, the figure may lack power against internal opponents. The leader can utilize international human rights pressures to gain influence and steer the public into giving their support to the figure.<sup>43</sup>

#### 1.6 **Research Method and Data Collection**

#### **Research Method** 1.6.1

To support this research, the qualitative research method was utilized. According to John Creswell, the qualitative method is an approach in research meant to explore and understand the meanings individuals or groups contribute into a problem.<sup>44</sup> Furthermore, the specific type of qualitative research used in this thesis was case study. This design is bound by time and activity, and requires the researcher to develop an in-depth analysis of certain cases such as programs, events, or several individuals. A notable benefit in using the case study design is to construct an evaluation of the implementation of said programs.<sup>45</sup>

<sup>&</sup>lt;sup>43</sup> *Ibid.*, 31-33.

<sup>&</sup>lt;sup>44</sup> John Creswell, Research Design: Qualitative, Quantitative, and Mixed Methods Approaches, 4th ed. (Thousand Oaks: SAGE Publications, 2014), 32.

<sup>&</sup>lt;sup>45</sup> *Ibid.*, 43.

# 1.6.2 Types of Data and Data Collection Technique

The qualitative approach in this thesis drew upon secondary data, such as books and journal articles, from existing publications in order to validate the author's opinions and form interpretations of a phenomenon.<sup>46</sup> To adequately conduct this research, the author utilized online news articles, journals articles, books, reports, and other relevant documents accessible through the internet in order to make an informed understanding of the issue elaborated in this thesis.

## 1.7 Thesis Organization

Chapter 1 in this thesis is the Introduction. The importance of international organizations and the existence of the Commonwealth of Nations as one of them would be explained as the background. Continuing from there, issues of Rwanda's admission in the Commonwealth and its persistent issues with freedom of press would be brought upon as the problem identification. The theoretical basis and research method would also be provided to complement this research.

Chapter 2 describes the Commonwealth of Nations as an international organization pioneering human rights. The establishment of the organization post-British Empire would be explained, alongside the organization's values pertaining to human rights. Furthermore, the

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<sup>&</sup>lt;sup>46</sup> *Ibid.*, 42.

implementation of those rights by relevant sub-organizations would be elaborated as well to give a clear picture of the human rights enforcement efforts from within the Commonwealth.

Chapter 3 of this thesis elaborates on Rwanda's history with human rights abuses. As a state, Rwanda has a contentious past filled with ethnic tensions, which lead to the 199 Rwandan Genocide. The genocide itself would be touched upon, with a specific focus on the role of media as a catalyst to the genocide. This would be important in understanding why press freedom in Rwanda is a difficult matter.

Chapter 4 is the description of the Commonwealth's contribution in Rwanda's freedom of press advancement. The theoretical basis explained in the first chapter would be utilized in this chapter, with the hopes of giving a clear picture about the extent to which the Commonwealth was active in aiding freedom of press in Rwanda.

**Chapter 5** is the **Conclusion**, where the descriptions from the previous chapter would be taken into consideration in answering the research question. Other than that, the overall findings would be elaborated, concluded with the author's argumentations on the Commonwealth's work for press freedom in Rwanda.