

Country/entity	Philippines Mindanao
Region	Asia and Pacific
Agreement name	Joint Statement (December 9 2009)
Date	9 Dec 2009
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes

Agreement/conflict level Intrastate/intrastate conflict

Philippine Insurgencies (1968 -)

The Maoist Insurgencies (1968 -)

Philippines-NDF

The Philippines have been defined by a series of center-periphery and often ideologically Maoist, separatist insurgencies. The Communist Party of the Philippines (CPP), began its war against the central Philippine government in 1968 through their armed wing – the New People’s Army (NPA). Further legitimacy was gained through the establishment of the National Democratic Front (NDF) in 1973. Grievances were predominantly opposed to the corruption and repression under the authoritarian Marcos regime.

Philippines-Cordillera

With the overthrow of Marcos’ regime in 1986, the CPP factionalized further to take on more localized characteristics. The Cordillera Peoples Liberation Army (CPLA) broke away from the NDF in 1986 to focus on the protection of the Cordilleran people and land in northern Luzon. Hostilities were formally ended in July 2011, with an agreement signed between the central government, the CPLA and the Cordillera Bodong Administration (CBA) that allowed for the absorption of CPLA fighters into the Philippine Army and the re-working of the CBA-CPLA into a socio-development organisation.

Philippines-RPM-P

Meanwhile, purge among the CPP in the early 1990s, encouraged the formation of a parallel party, the Revolutionary Workers Party (RPM-P). Their armed wing, the Alex Boncayao Brigade (ABB) which had carried out a number of assassinations during the 1980s at the bequest of the CPP, followed suit and allied themselves with the RPM-P in 1997 forming the (RPM-P-RPA-ABB). Severely weakened by the split with the CPP and with the arrest of several key figures, the RPM-P-RPA-ABB signed a peace agreement in December 2000, which encouraged the RPM-P’s branch in Mindanao to break away in 2001.

The CPP-NPA has only participated in intermittent talks with the government. Talks halted in 2004 when Gloria Macapagal-Arroyo’s administration sought closer ties with the U.S. in the war on terror and added the CPP-NPA to the list of terrorist organisations, renewing violence. Following the launch of a counter-insurgency by the Philippine government, negotiations have been further delayed due to suspected internal differences between the CPP ‘old guard’ and younger members.

The Moro Insurgency (1968 -)

Philippines-Mindanao

The Moro Insurgency began in 1968, in Mindanao and the Sulu archipelago after the killing of Moro Commandos, the so-called Jabidah Massacre, by the Philippine Army following a plot to invade Sabah province in Malaysia. The Moro National Liberation Front (MNLF) captured a swath of territory in the mid-1970s. In an attempt to stem the violence, the constitution was reformed and Autonomous Region in Muslim Mindanao (ARMM) was created 1990 granting a devolution of power to the provinces of Lanao del Sur, Maguindanao, Sulu and Tawi-Tawi. Following the establishment of the ARMM, the MNLF splintered into a range of smaller groups including Islamic factions such as the

Stage	Pre-negotiation/process
Conflict nature	Government/territory
Peace process	Philippines - Mindanao process
Parties	Rafael E. Seguis, GRP Panel Chairman; Mohagher Iqbal, MILF Panel Chairman
Third parties	Signed in the presence of: Datuk Othman Bin Abdul Razak, Malaysian Government Facilitator
Description	Agreement that informs on the resumption of formal talks between the Parties. The Parties agreed to renew the mandate of the International Monitoring Team (IMT) and revive the Ad Hoc Joint Action Group (AHJAG) to pursue criminal elements, in addition to assuring that Martial Law in Maguindanao would not affect the peace process. Civil society is represented in the International Contact Group, and the Parties extend an invitation to several NGOs to help monitor the ceasefire, the humanitarian rehabilitation and the civilian protection agreements. The Parties also agree to begin negotiations on a Comprehensive Compact.
Agreement document	PH_091209_Joint Statement.pdf (opens in new tab) Download PDF

Groups

Children/youth	No specific mention.
Disabled persons	No specific mention.
Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ethnic/ national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	No specific mention.
Social class	No specific mention.

Gender

Women, girls and gender	No specific mention.
Men and boys	No specific mention.
LGBTI	No specific mention.
Family	No specific mention.

State definition

Nature of state (general)	No specific mention.
State configuration	No specific mention.

Self determination No specific mention.

Referendum No specific mention.

State symbols No specific mention.

**Independence/
secession** No specific mention.

**Accession/
unification** No specific mention.

Border delimitation No specific mention.

**Cross-border
provision** No specific mention.

Governance

**Political
institutions (new or
reformed)** No specific mention.

Elections No specific mention.

**Electoral
commission** No specific mention.

**Political parties
reform** No specific mention.

Civil society Page 1,
[...] As the Parties continue the path of peace, they also agreed to continue creating and enabling a secure environment for the negotiations by renewing the Terms of Reference for the International Monitoring Team (IMT) to monitor ceasefire, humanitarian rehabilitation, development and civilian protection agreements. Pursuant to this, the Parties will invite as IMT members Malaysia, Japan, Brunei and Libya and non-governmental organizations, namely the International Committee on the Red Cross (ICRC) the Mindanao People's Caucus (MPC) and the Non-Violent Peace Force (NVPF).

Page 1,
[...] In a show of support, the members of the newly-constituted International Contact Group (ICG) attended and addressed the opening and closing sessions of the two-day formal resumption of the Talks. The ICG was represented by Japanese Ambassador to Malaysia Masahiko Hori, British High Commissioner to Malaysia Boyd McCleary, [...] the Asia Foundation, Conciliation Resources, Centre for Humanitarian Dialogue.

Traditional/ religious leaders	No specific mention.
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Public administration	No specific mention.
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Constitution	No specific mention.
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Power sharing

Political power sharing	No specific mention.
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Territorial power sharing	No specific mention.
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Economic power sharing	No specific mention.
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Military power sharing	No specific mention.
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Human rights and equality

Human rights/RoL general	No specific mention.
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Bill of rights/similar	No specific mention.
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Treaty incorporation	No specific mention.
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Civil and political rights	No specific mention.
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Socio-economic rights	No specific mention.
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Rights related issues

Citizenship	No specific mention.
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Democracy	No specific mention.
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Detention procedures	No specific mention.
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Media and communication	No specific mention.
Mobility/access	No specific mention.
Protection measures	Rights related issues→Protection measures→Protection of civilians Page 1, [...] As the Parties continue the path of peace, they also agreed to continue creating and enabling a secure environment for the negotiations by renewing the Terms of Reference for the International Monitoring Team (IMT) to monitor ceasefire, humanitarian rehabilitation, development and civilian protection agreements. Pursuant to this, the Parties will invite as IMT members Malaysia, Japan, Brunei and Libya and non-governmental organizations, namely the International Committee on the Red Cross (ICRC) the Mindanao People's Caucus (MPC) and the Non-Violent Peace Force (NVPF).
Other	No specific mention.

Rights institutions

NHRI	No specific mention.
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Regional or international human rights institutions	No specific mention.
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Justice sector reform

Criminal justice and emergency law	No specific mention.
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State of emergency provisions	Page 1, [...] Also, the MILF sought clarification on the implication of the declaration of martial law in the Province of Maguindanao which point the GRP stated that it would not affect the peace process.
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Judiciary and courts	No specific mention.
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Prisons and detention	No specific mention.
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Traditional Laws	No specific mention.
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Socio-economic reconstruction

Development or socio-economic reconstruction Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development
Page 1,
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National economic plan No specific mention.

Natural resources No specific mention.

International funds No specific mention.

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

Land, property and environment

Land reform/rights No specific mention.

Pastoralist/nomadism rights No specific mention.

Cultural heritage No specific mention.

Environment No specific mention.

Water or riparian rights or access No specific mention.

Security sector

Security Guarantees No specific mention.

Ceasefire Security sector→Ceasefire→General commitments
Page 1,
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Police No specific mention.

Armed forces No specific mention.

DDR No specific mention.

Intelligence services No specific mention.

Parastatal/rebel and opposition group forces No specific mention.

Withdrawal of foreign forces No specific mention.

Corruption No specific mention.

Crime/organised crime Page 1,
[...] The Parties also renewed their commitment to continue efforts in coordinating the interdictment and isolation of criminal and lawless elements by reviving the Ad Hoc Joint Action Group (AHJAG).

Drugs No specific mention.

Terrorism No specific mention.

Transitional justice

Transitional justice general No specific mention.

Amnesty/pardon No specific mention.

Courts No specific mention.

Mechanism No specific mention.

Prisoner release No specific mention.

Vetting No specific mention.

Victims No specific mention.

Missing persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

Implementation

UN signatory No specific mention.

Other international signatory Signed in the presence of: Datuk Othman Bin Abdul Razak, Malaysian Government Facilitator

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism	<p>Page 1,</p> <p>[...] As the Parties continue the path of peace, they also agreed to continue creating and enabling a secure environment for the negotiations by renewing the Terms of Reference for the International Monitoring Team (IMT) to monitor ceasefire, humanitarian rehabilitation, development and civilian protection agreements. Pursuant to this, the Parties will invite as IMT members Malaysia, Japan, Brunei and Libya and non-governmental organizations, namely the International Committee on the Red Cross (ICRC) the Mindanao People's Caucus (MPC) and the Non-Violent Peace Force (NVPF).</p>
Related cases	No specific mention.
Source	GRP-MILF Peace Process: Compilation of Signed Agreements & other related Documents (1997-2010); (MILF Peace Panel/Asia Foundation, 2010), p. 291.
