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Country/ entity	Nicaragua
Region	Americas
Agreement name	Protocolo de Verificación
Date	2 Oct 1992
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict ()
Stage	Implementation/renegotiation
Conflict nature	Government
Peace process	Nicaragua contra process
Parties	Violeta Barrios de Chamorro – President of the Republic of Nicaragua; His Most Reverend Eminence Cardinal Miguel Obando y Bravo; Dr Santiago Murray – General Coordinator of the International Support and Verification Commission of the Organization of American States in Nicaragua;
Third parties	-
Description	This protocol is about the formation/creation of a tripartite commission to build peace post-conflict (International Support and Verification Commission of the OEA, Catholic Church and Government) and to deal with the violence inflicted on ex-resistance combatants to facilitate exchange on the origins of the violence and to formulate recommendations to improve the prevention coordination and mechanisms, for the eradication of the problems to contribute to peace and stability and to fortify the rights and guarantees of all those sections of the population affected by the conflict.

Agreement
document

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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 Groups→Refugees/displaced persons→Substantive
Page 2, VERIFICATION PROTOCOL, CHAPTER II, FUNCTIONS
Article 4. The Commission has the following functions:
a) analyse, review and evaluate reports previously made to the Government
of the Republic of Nicaragua by the Verification Bodies regarding the rights
and guarantees for demobilised members of the Nicaraguan Resistance,
repatriates and family members of both groups;

Social class No specific mention.

Gender

Women, girls and gender No specific mention.

Men and boys No specific mention.

LGBTI No specific mention.

Family Page 2, VERIFICATION PROTOCOL, CHAPTER II, FUNCTIONS
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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)

Governance→Political institutions (new or reformed)→General references
Page 1, Preamble

... IN LIGHT OF: the Government of the Republic of Nicaragua's invitation to His Most Reverend Eminence Cardinal Miguel Obando y Bravo and the International Support and Verification Commission of the Organization of American States to form a Tripartite Commission, and their willingness to contribute to the pacification of Nicaragua.

REITERATING: the commitment to overcome the situation of violence via an ad-hoc Commission comprising the signatory parties, whose actions and recommendations will help strengthen the rule of law.

RECOGNISING: the work of the Verification Bodies, His Most Reverend Eminence Cardinal Miguel Obando y Bravo, the International Support and Verification Commission of the Organization of American States and the work of President Violeta B. de Chamorro in organising this Commission.

Page 2, VERIFICATION PROTOCOL, CHAPTER I, CREATION, COMPOSITION AND MANDATE

Article 1. Creation of the Tripartite Commission to analyse and review, in the context of the political and social outlook in post-war Nicaragua, from 27 June 1990, cases of violence that have affected both former members of the Nicaraguan Resistance and other sectors of the population affected by collective conflicts and cases in which the presumed perpetrators of the reported events are former members of the Nicaraguan Resistance to facilitate the exchange of opinions on the origin of the violence in order to formulate recommendations to improve the coordination of and mechanisms for preventing and eradicating the problems identified to promote the stability and peace of Nicaragua; and strengthen the system for the protection of rights and guarantees for sectors of the population affected by the war.

Article 2. The Tripartite Commission comprises the Government of the Republic of Nicaragua, His Most Reverend Eminence Cardinal Miguel Obando y Bravo and the International Support and Verification Commission of the Organization of American States.

Article 3. The mandate of the Commission is derived from:

- a) the agreements signed by the presidents of Central America (Esquipulas II and Tela);
- b) the agreements signed between the Government of the Republic of Nicaragua and the Nicaraguan Resistance (Toncontín, Effective and Definitive Ceasefire, the Declaration of Managua and its Protocol) and subsequent agreements;
- c) the letter of invitation from the President of the Republic of Nicaragua, Violeta B. de Chamorro, to His Most Reverend Eminence Cardinal Miguel Obando y Bravo and the General Coordinator of the International Support and Verification Commission of the Organization of American States, Dr Santiago Murray, and the corresponding response;
- d) this protocol.

Page 2-3, VERIFICATION PROTOCOL, CHAPTER II, FUNCTIONS

Article 4. The Commission has the following functions:

- a) analyse, review and evaluate reports previously made to the Government of the Republic of Nicaragua by the Verification Bodies regarding the rights and guarantees for demobilised members of the Nicaraguan Resistance, repatriates and family members of both groups;
- b) analyse, review and evaluate reports of violations of rights inherent to human beings in the situation of collective conflicts, including individual

Elections No specific mention.

Electoral
commission No specific mention.

Political
parties
reform No specific mention.

Civil society No specific mention.

Traditional/
religious
leaders No specific mention.

Public
administration No specific mention.

Constitution No specific mention.

Power sharing

Political
power
sharing No specific mention.

Territorial
power
sharing No specific mention.

Economic
power
sharing No specific mention.

Military
power
sharing No specific mention.

Human rights and equality

Human
rights/RoL
general

Page 1, Preamble

UNDERSTANDING: its purpose is to guarantee the effective force of the rights and guarantees of the people of Nicaragua free from discrimination, in the broader context of human rights and associated international legislation, which forms part of the laws of the Republic of Nicaragua.

REITERATING: that peace is only possible under the rule of law and when human rights constitute the ethical code of behaviour for both governing and governed.

ACCEPTING: that the ideal of the free person, free from fear and misery, can only be achieved by creating conditions that allow each individual to exercise their economic, social and cultural rights, in addition to their civil and political rights.

CONSIDERING: that the situation of violence experienced in Nicaragua constitutes a serious obstacle to consolidating a regime based on individual freedom and social justice.

Page 1, Preamble

... REITERATING: the commitment to overcome the situation of violence via an ad-hoc Commission comprising the signatory parties, whose actions and recommendations will help strengthen the rule of law.

Page 2, VERIFICATION PROTOCOL, CHAPTER I, CREATION, COMPOSITION AND MANDATE

Article 1. Creation of the Tripartite Commission to analyse and review, in the context of the political and social outlook in post-war Nicaragua, from 27 June 1990, cases of violence that have affected both former members of the Nicaraguan Resistance and other sectors of the population affected by collective conflicts and cases in which the presumed perpetrators of the reported events are former members of the Nicaraguan Resistance to facilitate the exchange of opinions on the origin of the violence in order to formulate recommendations to improve the coordination of and mechanisms for preventing and eradicating the problems identified to promote the stability and peace of Nicaragua; and strengthen the system for the protection of rights and guarantees for sectors of the population affected by the war.

Page 2, VERIFICATION PROTOCOL, CHAPTER II, FUNCTIONS

Article 4. The Commission has the following functions:

a) analyse, review and evaluate reports previously made to the Government of the Republic of Nicaragua by the Verification Bodies regarding the rights and guarantees for demobilised members of the Nicaraguan Resistance, repatriates and family members of both groups;

Page 3, VERIFICATION PROTOCOL, CHAPTER II, FUNCTIONS

Article 4. The Commission has the following functions:

c) study all cases that may be subsequently reported regarding violations of citizens' rights and guarantees involving the sectors involved in the war included in Items a) and b) and that are reported to the Verification Bodies and/or this Commission;

d) formulate recommendations of any kind regarding the respect and promotion of citizens' rights and guarantees;

Bill of rights/ similar	No specific mention.
Treaty incorporation	Page 1, Preamble UNDERSTANDING: its purpose is to guarantee the effective force of the rights and guarantees of the people of Nicaragua free from discrimination, in the broader context of human rights and associated international legislation, which forms part of the laws of the Republic of Nicaragua.
Civil and political rights	Human rights and equality→Civil and political rights→Equality Page 1, Preamble UNDERSTANDING: its purpose is to guarantee the effective force of the rights and guarantees of the people of Nicaragua free from discrimination, in the broader context of human rights and associated international legislation, which forms part of the laws of the Republic of Nicaragua. Page 1, Preamble, CONSIDERING: that the situation of violence experienced in Nicaragua constitutes a serious obstacle to consolidating a regime based on individual freedom and social justice. Human rights and equality→Civil and political rights→Other Page 1, Preamble ... ACCEPTING: that the ideal of the free person, free from fear and misery, can only be achieved by creating conditions that allow each individual to exercise their economic, social and cultural rights, in addition to their civil and political rights.
Socio-economic rights	Human rights and equality→Socio-economic rights→Other Page 1, Preamble ... ACCEPTING: that the ideal of the free person, free from fear and misery, can only be achieved by creating conditions that allow each individual to exercise their economic, social and cultural rights, in addition to their civil and political rights.

Rights related issues

Citizenship	No specific mention.
Democracy	No specific mention.

Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/access No specific mention.

Protection measures Rights related issues→Protection measures→Protection of civilians
Page 2, VERIFICATION PROTOCOL, CHAPTER I, CREATION, COMPOSITION AND MANDATE
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Other No specific mention.

Rights institutions

NHRI No specific mention.

Regional or international human rights institutions No specific mention.

Justice sector reform

Criminal justice and emergency law No specific mention.

State of emergency provisions No specific mention.

Judiciary and courts No specific mention.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

Socio-economic reconstruction

Development or socio-economic reconstruction No specific mention.

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 Page 2, VERIFICATION PROTOCOL, CHAPTER I, CREATION, COMPOSITION AND MANDATE
Article 1. Creation of the Tripartite Commission to analyse and review, in the context of the political and social outlook in post-war Nicaragua, from 27 June 1990, cases of violence that have affected both former members of the Nicaraguan Resistance and other sectors of the population affected by collective conflicts and cases in which the presumed perpetrators of the reported events are former members of the Nicaraguan Resistance to facilitate the exchange of opinions on the origin of the violence in order to formulate recommendations to improve the coordination of and mechanisms for preventing and eradicating the problems identified to promote the stability and peace of Nicaragua; and strengthen the system for the protection of rights and guarantees for sectors of the population affected by the war.

Ceasefire No specific mention.

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 No specific mention.

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 No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism No specific mention.

Related cases No specific mention.

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