

**Peace Agreement Access Tool PA-X <https://pax.peaceagreements.org/>**

Country/ entity	Colombia
Region	Americas
Agreement name	Primer Acuerdo entre el Gobierno Nacional y el Movimiento Jaime Bateman Cayón, Bases de la Negociación
Date	8 Feb 1996
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict ( Colombian Conflict (1964 - ) )
Stage	Pre-negotiation/process
Conflict nature	Government
Peace process	Colombia II - Samper
Parties	For the national government • DANIEL GARCÍA PEÑA JARAMILLO • RUBÉN SÁNCHEZ DAVID • ALFREDO MOLANO BRAVO  For the Jaime Bateman Cayón Movement:  • JHON JAIRO • JORGE ELIÉCER ZAPATA
Third parties	For the Peace Facilitation Commission: • NUBI FERNÁNDEZ PERLAZA • GERMAN ROJAS NIÑO • LIBARDO OREJUELA DÍAZ
Description	This document is about the composition and rules of the negotiation table and the agenda for discussions.

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Agreement  
document

[CO\\_960208\\_PRIMER ACUERDO ENTRE EL GOBIERNO NACIONAL Y EL MOVIMIENTO JAIME BATEMAN CAYON - tr.pdf](#) | [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	Groups→Indigenous people→Substantive Page 2, 2. Composition and operation of the negotiations, Article d, Two representatives of community organisations in the demilitarised zone may be present at the talks as witnesses: the governor of the indigenous council and another representative directly elected by the communities living in the demilitarised zone. Other witnesses may be invited by mutual agreement.
Other groups	No specific mention.
Refugees/ displaced persons	No specific mention.

Social class No specific mention.

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## Gender

Women, girls and gender No specific mention.

Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

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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.

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## **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, Article 1, Objective of the negotiations,  
The objective of the negotiations is to find a permanent solution to the armed conflict by creating the conditions for long-lasting peace and the application of a methodology that allows all Colombians to participate in the process. The creation of conditions that render the use of arms unnecessary will be based on the expansion and consolidation of democracy, the participation of marginalised communities in the strengthening of national unity and the development of mechanisms to allow Colombians to live with their differences in order to build a new society.

Page 1, 2. Composition and operation of the negotiations, Article c,  
One member of the Peace Facilitation Commission will be present at the talks and will act as moderator.

Page 2, 2. Composition and operation of the negotiations, Article d,  
Two representatives of community organisations in the demilitarised zone may be present at the talks as witnesses: the governor of the indigenous council and another representative directly elected by the communities living in the demilitarised zone. Other witnesses may be invited by mutual agreement.

Pages 2-3, Composition and operation of the negotiations, Article h,  
For each of the issues, if deemed appropriate, the parties may convene a forum for analysis and consensus with broad participation from civil society. The forum will conduct an initial analysis of the issue and will issue its conclusions, which will be submitted as proposals and working documents for the negotiations. Subject to the agreement of the parties, talks may continue while the forum for analysis and consensus takes place. Analysis and consensus forums will be subject to the following rules:

1. They will be chaired by one spokesperson from each of the parties and a representative of the Peace Facilitation Commission, who will act as moderator. Each of the forums will have rules of operation.
2. The chair of each forum will be entitled to invite up to 30 participants (advisers, specialists or stakeholders) to contribute analysis and proposals in the search for a solution.
3. The analysis and consensus forums will have a maximum duration of two weeks.
4. The analysis and consensus forums may hold public audiences to support the peace process, inviting groups of citizens interested in the issue to voice their demands, proposals and alternatives. Each such audience will last for one day.
5. The collective presidency of the forum will submit a signed statement of conclusions and recommendations to the talks, setting out the conclusions and recommendations in areas where consensus was reached and an annex of areas where it was not. This statement will serve as a basic input to the talks, although its acceptance is not mandatory.

Page 4, Article 5. Support,  
The Peace Facilitation Commission will continue to actively support the process and provide its good offices as required. The verification commission for the demilitarised zone will also continue its work.

Traditional/  
religious  
leaders No specific mention.

Public  
administration No specific mention.

Constitution No specific mention.

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## **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.

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## **Human rights and equality**

Human  
rights/RoL  
general Pages 3-4, Article 3. Agenda,  
The agenda for the first round of talks is as follows:  
a. international humanitarian law  
b. the media  
c. legal guarantees.  
The agenda for the second round will include the following issues:  
a. multilateral dialogue  
b. scaled social development  
c. the use of arms.

Bill of rights/  
similar No specific mention.

Treaty incorporation No specific mention.

Civil and political rights No specific mention.

Socio-economic rights No specific mention.

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## **Rights related issues**

Citizenship No specific mention.

Democracy Page 1, Article 1, Objective of the negotiations,  
The objective of the negotiations is to find a permanent solution to the armed conflict by creating the conditions for long-lasting peace and the application of a methodology that allows all Colombians to participate in the process. The creation of conditions that render the use of arms unnecessary will be based on the expansion and consolidation of democracy, the participation of marginalised communities in the strengthening of national unity and the development of mechanisms to allow Colombians to live with their differences in order to build a new society.

Detention procedures No specific mention.

Media and communication Rights related issues→Media and communication→Other  
Pages 3-4, Article 3. Agenda,  
The agenda for the first round of talks is as follows:  
a. international humanitarian law  
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c. legal guarantees.  
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a. multilateral dialogue  
b. scaled social development  
c. the use of arms.

Mobility/ access	No specific mention.
Protection measures	No specific mention.
Other	No specific mention.

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## **Rights institutions**

NHRI	No specific mention.
Regional or international human rights institutions	No specific mention.

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## **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.

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## **Socio-economic reconstruction**

Development or socio-economic reconstruction    Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development  
Pages 3-4, Article 3. Agenda,  
The agenda for the second round will include the following issues:  
b. scaled social development

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.

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## **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.

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## Security sector

Security Guarantees

Page 3, 2. Composition and operation of the negotiations, Article l,  
Each of the parties undertakes to respect and guarantee the personal safety and integrity of the negotiators and leaders of the other party, together with the communities of the demilitarised zone, regardless of the result of the negotiations.

Pages 3-4, Article 3. Agenda,  
The agenda for the first round of talks is as follows:  
a. international humanitarian law  
b. the media  
c. legal guarantees.  
The agenda for the second round will include the following issues:  
a. multilateral dialogue  
b. scaled social development  
c. the use of arms.

Ceasefire

No specific mention.

Police

No specific mention.

Armed forces

No specific mention.

DDR

Security sector→DDR→Demilitarisation provisions  
Page 4, 4. Schedule, Article a,  
The demilitarised zone will be in force until 30 May 1996.

Intelligence services

No specific mention.

Parastatal/  
rebel and  
opposition  
group  
forces

Page 1, 2. Composition and operation of the negotiations, Article a,  
The number of spokespeople at the talks will be previously agreed in line with the needs and nature of the issue to be discussed. There will be the possibility of a civil spokesperson from the guerrilla movement with specific roles to inform the country of the negotiation process, in line with the law. All decisions will be taken by consensus of the parties.

Page 1, 2. Composition and operation of the negotiations, Article b,  
Up to three advisers of each party may be present at the talks. Advisers will be entitled to take part in the talks but may not act as spokespeople.

Pages 2-3, Composition and operation of the negotiations, Article h,  
For each of the issues, if deemed appropriate, the parties may convene a forum for analysis and consensus with broad participation from civil society. The forum will conduct an initial analysis of the issue and will issue its conclusions, which will be submitted as proposals and working documents for the negotiations. Subject to the agreement of the parties, talks may continue while the forum for analysis and consensus takes place. Analysis and consensus forums will be subject to the following rules:

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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.

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## **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.

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## 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	Page 4, Article 5. Support, The Peace Facilitation Commission will continue to actively support the process and provide its good offices as required. The verification commission for the demilitarised zone will also continue its work.
Related cases	No specific mention.
Source	En ausencia de un proceso de paz: Acuerdos Parciales y Mandato Ciudadano por la Paz, Biblioteca de la Paz – 1994-1998, Fundación Cultura Democrática, Ed. Álvaro Villarraga Sarmiento, Bogotá D.C., 2009 (book IV) p. 204

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