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Country/ entity Sri Lanka

Region Asia and Pacific

Agreement name Tokyo Declaration on Reconstruction and Development of Sri Lanka

Date 10 Jun 2003

Agreement status Multiparty signed/agreed

Interim arrangement Yes

Agreement/ conflict level Interstate/intrastate conflict(s) (Sri Lankan Civil War (1983 - 2009))

Stage Implementation/renegotiation

Conflict nature Government/territory

Peace process Sri Lanka LTTE 2002 onward process

Parties Government of Sri Lanka.

Third parties Opening statements by: Prime Minister of Japan, Mr. Junichiro Koizumi; Prime Minister of Sri Lanka, Mr. Ranil Wickremesinghe Conference co-chairs: Minister for Foreign Affairs of Japan, Ms. Yoriko Kawaguchi; State Secretary, the Ministry of Foreign Affairs of Norway, Mr. Olav Kjoerven; Deputy Secretary of State of the United States, Mr. Richard L. Armitage; Mr. Ioannis Theophanopoulos, representing the Presidency of the European Union; Mr. Bernhard Zepter, representing the European Commission Other representatives: Governor of the Central Bank of Sri Lanka, Mr. A.S. Jayawardena; List of representatives from 51 countries and 22 international organizations: Commonwealth of Australia Republic of Austria People's Republic of Bangladesh Kingdom of Belgium Federative Republic of Brazil Brunei Darussalam Kingdom of Cambodia Canada People's Republic of China Kingdom of Denmark Arab Republic of Egypt Republic of Finland French Republic Federal Republic of Germany Hellenic Greece State of the City of Vatican Republic of Iceland India Republic of Indonesia Islamic Republic of Iran Ireland State of Israel Republic of Italy Japan Republic of Korea State of Kuwait Lao People's Democratic Republic Grand Duchy of Luxembourg Malaysia Kingdom of Nepal Kingdom of the Netherlands New Zealand Kingdom of Norway Sultanate of Oman Islamic Republic of Pakistan Republic of the Philippines Portuguese Republic Russian Federation Kingdom of Saudi Arabia Republic of Singapore Republic of South Africa Spain Democratic Socialist Republic of Sri Lanka Kingdom of Sweden Swiss Confederation Kingdom of Thailand Ukraine United Arab Emirates United Kingdom of Great Britain and Northern Ireland United States of America Socialist Republic of Viet Nam European Commission Asian Development Bank Asian Productivity Organization Food and Agriculture Organization of the United Nations International Committee of the Red Cross International Federation of Red Cross and Red Crescent Societies International Fund for Agricultural Development International Labor Organization International Monetary Fund International Organization for Migration Multilateral Investment Guarantee Agency United Nations Secretariat United Nations Human Settlement Programme United Nations Development Programme United Nations Population Fund United Nations High Commissioner for Refugees United Nations Children's Fund United Nations Educational, Scientific and Cultural Organization United Nations Office on Drugs and Crime United Nations World Food Programme World Health Organization World Bank

Description Summary of the Hakone Conference in Japan, which was attended by the GOSL, but not the LTTE. The objective of the conference was to take note of the economic challenges of Sri Lanka; provide the international community with an opportunity to demonstrate its strong and unified commitment to the reconstruction and development of Sri Lanka; to promote the peace process; note the importance of humanitarian assistance; fund-raise to accomplish the aforementioned tasks; and emphasize the importance of developing the north east region and praise the "regain Sri Lanka" economic plan.

Groups

Children/ youth	Groups→Children/youth→Rhetorical Page 4-5, Linkage between Donor Support and Progress in the Peace Process 18. ..With this in view, the international community intends to review and monitor the progress of the peace process closely, with particular reference to objectives and milestones including: ... h. Implementation of effective measures in accordance with the UNICEF-supported Action Plan to stop underage recruitment and to facilitate the release of underage recruits and their rehabilitation and reintegration into society.
Disabled persons	No specific mention.
Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ ethnic/ national group	Groups→Racial/ethnic/national group→Rhetorical Page 2-3, Balanced Humanitarian and Economic Assistance 10. The Conference notes the importance of urgent humanitarian assistance as well as medium to long-term assistance to rebuild the conflict-affected areas in the North and East, and to assist in the development of the entire country. The Conference emphasizes the importance of taking full account of the delicate ethnic and geographical balance in providing assistance...
Religious groups	Groups→Religious groups→Substantive Page 4-5, Linkage between Donor Support and Progress in the Peace Process 18. Assistance by the donor community must be closely linked to substantial and parallel progress in the peace process towards fulfilment of the objectives agreed upon by the parties in Oslo. The Conference encourages the Government of Sri Lanka and the LTTE to enter into discussions as early as possible on a provisional administrative structure to manage the reconstruction and development aspects of the transition process. The process would need the expeditious development of a roadmap with clear milestones indicating the path towards a mutually acceptable final political solution. With this in view, the international community intends to review and monitor the progress of the peace process closely, with particular reference to objectives and milestones including: ... c. Participation of a Muslim delegation as agreed in the declaration of the fourth session of peace talks in Thailand

Indigenous people No specific mention.

Other groups No specific mention.

Refugees/
displaced
persons Groups→Refugees/displaced persons→Rhetorical
Page 1, History of the Sri Lankan Peace Process
5. The armed conflict in Sri Lanka in the last two decades has claimed more than 65,000 lives, and has resulted in more than 800,000 internally displaced persons and a large number of refugees from the North and East.

Page 4-5, Linkage between Donor Support and Progress in the Peace Process
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... e. Solutions for those displaced due to the armed conflict.

Social class No specific mention.

Gender

Women, girls and gender	Page 4-5, Linkage between Donor Support and Progress in the Peace Process 18. Assistance by the donor community must be closely linked to substantial and parallel progress in the peace process towards fulfilment of the objectives agreed upon by the parties in Oslo. The Conference encourages the Government of Sri Lanka and the LTTE to enter into discussions as early as possible on a provisional administrative structure to manage the reconstruction and development aspects of the transition process. The process would need the expeditious development of a roadmap with clear milestones indicating the path towards a mutually acceptable final political solution. With this in view, the international community intends to review and monitor the progress of the peace process closely, with particular reference to objectives and milestones including: ... g. Effective inclusion of gender equity and equality in the peace building, the conflict transformation and the reconstruction process, emphasizing an equitable representation of women in political fora and at other decision-making levels.
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	Page 2, Importance of the Conference in Promoting the Peace Process 9. Participants express the view that a negotiated settlement in Sri Lanka will be a landmark achievement with regard to peaceful resolution of an armed conflict. The Conference commends both parties for their commitment to a lasting and negotiated peace based on a federal structure within a united Sri Lanka. Furthermore, the Conference stresses the importance of bringing tangible dividends of peace to all the people of Sri Lanka.
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, Outline of the Conference,
3. ... Civil society organizations were consulted during this process.

Page 1, Outline of the Conference,
4. In the plenary session, participating countries and international organizations presented statements which identified their intention to provide economic assistance to Sri Lanka. Presentations were made on the contributions of civil society organizations and of private enterprise to the development objectives of the country.

Page 3, Channels of Assistance to the North and East
13. The international community remains committed to supporting humanitarian relief and human rights protection, and takes the opportunity to encourage the parties to reach agreement on an innovative administrative structure for the reconstruction and development of the North and East. The international community also reiterates its commitment to cooperate with the parties for this purpose. This structure will itself contribute to the process of reconciliation in Sri Lanka. The Conference recognizes with satisfaction that implementation of some humanitarian assistance projects is already taking place in the North and East through bilateral and multilateral channels in cooperation with local and international NGOs. The Conference also welcomes the establishment of the "North-East Reconstruction Fund (NERF)", which is to be administered by the World Bank, as an important channel for assistance to the North and East. The Conference also emphasizes the need for flexibility by the Government of Sri Lanka and the LTTE in accepting various forms of assistance from the donor community. The donor community also expresses its willingness to assist capacity building to enhance good governance so as to ensure accountable, transparent, speedy and efficient implementation of projects supported with its assistance.

Page 5, Inputs from Civil Society Organizations and Private Enterprise
19. The Conference welcomes the inputs from the civil society meetings held in Colombo on 26-27 April 2003 and in Tokyo on 8 June 2003. The Conference is of the view that the intensity and continuity of involvement on the part of civil society organizations are essential to achieve success in the challenging task undertaken by the parties. The Conference is encouraged by the dynamic role played by private enterprise. The Conference also recognizes the contribution of academic communities, trade unions, professional groups, religious organizations and others.

Traditional/religious leaders Page 4-5, Linkage between Donor Support and Progress in the Peace Process 18. Assistance by the donor community must be closely linked to substantial and parallel progress in the peace process towards fulfilment of the objectives agreed upon by the parties in Oslo. The Conference encourages the Government of Sri Lanka and the LTTE to enter into discussions as early as possible on a provisional administrative structure to manage the reconstruction and development aspects of the transition process. The process would need the expeditious development of a roadmap with clear milestones indicating the path towards a mutually acceptable final political solution. With this in view, the international community intends to review and monitor the progress of the peace process closely, with particular reference to objectives and milestones including:
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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 3, Channels of Assistance to the North and East
13. The international community remains committed to supporting humanitarian relief and human rights protection, and takes the opportunity to encourage the parties to reach agreement on an innovative administrative structure for the reconstruction and development of the North and East...

Page 4, Progress of the Peace Process
16. The Conference also urges the parties to move expeditiously to a lasting and equitable political settlement. Such a settlement should be based upon respect for human rights, democracy and the rule of law. In this regard, the Conference looks forward to the parties reaching early agreement on a human rights declaration, as discussed at the sixth session of peace negotiations at Hakone.

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... f. Effective promotion and protection of the human rights of all people.

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.

Rights related issues

Citizenship No specific mention.

Democracy Page 4, Progress of the Peace Process
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Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/access No specific mention.

Protection measures No specific mention.

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

Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development

Page 2, Objectives of the Conference

6. The objectives of the Conference are to provide the international community with an opportunity to demonstrate its strong and unified commitment to the reconstruction and development of Sri Lanka and to encourage the parties to redouble their efforts to make further progress in the peace process. While only one party to the peace process is present at the Conference, the international community takes the opportunity to demonstrate its commitment to support the establishment by the parties of the necessary administrative structure for the effective reconstruction and development of the North and East. A partnership between the Government of Sri Lanka and the LTTE will be necessary to rebuild these areas effectively. Adequate safeguards to secure the interests of all other communities should be included in this framework.

Page 2, Objectives of the Conference

7. The Conference takes note of the economic challenges faced by the country and in this context endorsed the Government's "Regaining Sri Lanka" initiative, which is a comprehensive programme to develop Sri Lanka on a balanced and equitable basis.

Page 2-3, Balanced Humanitarian and Economic Assistance

10. The Conference notes the importance of urgent humanitarian assistance as well as medium to long-term assistance to rebuild the conflict-affected areas in the North and East, and to assist in the development of the entire country. The Conference emphasizes the importance of taking full account of the delicate ethnic and geographical balance in providing assistance. The Conference welcomes the "Needs Assessment" of the North and East, which identified needs in the conflict-affected areas. The donor community expresses its willingness to extend assistance to Sri Lanka based on the source material provided for the Conference namely, "Regaining Sri Lanka", the "Needs Assessment" of the North and East, the "Needs Assessment" for the conflict-related districts adjacent to the North and East, and the Bridging Document, which links the "Needs Assessments" and "Regaining Sri Lanka".

Page 3, Channels of Assistance to the North and East

13. The international community remains committed to supporting humanitarian relief and human rights protection, and takes the opportunity to encourage the parties to reach agreement on an innovative administrative structure for the reconstruction and development of the North and East. The international community also reiterates its commitment to cooperate with the parties for this purpose. This structure will itself contribute to the process of reconciliation in Sri Lanka. The Conference recognizes with satisfaction that implementation of some humanitarian assistance projects is already taking place in the North and East through bilateral and multilateral channels in cooperation with local and international NGOs. The Conference also welcomes the establishment of the "North-East Reconstruction Fund (NERF)", which is to be administered by the World Bank, as an important channel for assistance to the North and East. The Conference also emphasizes the need for flexibility by the Government of Sri Lanka and the LTTE in accepting various forms of assistance from the donor community. The donor community also

National economic plan Page 4, Importance of Strong and Growth Oriented Macro-Economic Policy 14. The Conference notes that it is imperative for the Government of Sri Lanka to implement the sound macro-economic policy delineated in "Regaining Sri Lanka". The Conference stresses the need to adopt economic policies aimed at reducing poverty. Sustainable development also depends upon economic growth and job creation as well as encouragement of private enterprise.

Natural resources No specific mention.

International Page 2-3, Balanced Humanitarian and Economic Assistance
funds 10. ... The donor community expresses its willingness to extend assistance to Sri Lanka based on the source material provided for the Conference namely, "Regaining Sri Lanka", the "Needs Assessment" of the North and East, the "Needs Assessment" for the conflict- related districts adjacent to the North and East, and the Bridging Document, which links the "Needs Assessments" and "Regaining Sri Lanka".

Page 3, Support Indicated by the Donors

11. The participating donor countries and international organizations have demonstrated their willingness to extend assistance to the entire country, to a cumulative estimated amount, in excess of US \$ 4.5 billion over the four year period, 2003-2006. In addition, some countries and international organizations have offered technical support. Others have indicated that their commitments are based upon an assumption of a viable peace process.

Page 3, Support Indicated by the Donors

... 12. Several countries and international organizations have specified significant part of their assistance to the North and East. A number of them have indicated that disbursement of such assistance will keep pace with satisfactory progress in the peace process; and others have indicated that, given such progress, they would be willing to consider making additional commitments.

Page 3, Channels of Assistance to the North and East

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Page 4, Progress of the Peace Process

15. The Conference notes that during the past sessions of the peace talks, significant progress was achieved. Donors remind the Government of Sri Lanka and the LTTE of the importance for both parties to make their utmost efforts to further promote the peace process founded upon the principles reflected in the Oslo Declaration. Donors recognize the urgent need to support the people in the conflict-affected areas of the North and East, and make allocations towards this purpose. With regard to the North and East, priority-setting and project-implementation will take place with the

Business No specific mention.

Taxation No specific mention.

Banks Socio-economic reconstruction→Banks→International finance
Page 1, 2. ... The President of the Asian Development Bank (ADB), Mr. Tadao Chino also delivered a statement at this session, followed by a video message from the President of the World Bank, Mr. James Wolfensohn.

Page 1, 3. In the operative session, the Governor of the Central Bank of Sri Lanka, Mr. A.S. Jayawardena reported on economic developments and prospects of Sri Lanka. The International Monetary Fund and the World Bank reported on Sri Lanka's macro-economic performance and the reconstruction and development agenda of Sri Lanka. The ADB and the United Nations (UN) system reviewed the "Needs Assessment" of the North and East prepared by the World Bank, the ADB and the UN system in full consultation with the Government of Sri Lanka and the Liberation Tigers of Tamil Eelam (LTTE). Civil society organizations were consulted during this process.

Page 3, Channels of Assistance to the North and East

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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.

Security sector

Security Guarantees Page 4-5, Linkage between Donor Support and Progress in the Peace Process
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... j. Agreement by the Government of Sri Lanka and the LTTE on a phased, balanced, and verifiable de-escalation, de-militarization and normalization process at an appropriate time in the context of arriving at a political settlement.

Ceasefire	<p>Security sector→Ceasefire→Ceasefire provision</p> <p>Page 1, History of the Sri Lankan Peace Process</p> <p>5. ... The current peace process commenced in 2000, when Sri Lankan President, Ms. Chandrika Bandaranaike Kumaratunga, and LTTE leader, Mr. Vellupillai Pirapaharan, asked Norway to serve as the impartial facilitator for peace negotiations. The Government of Sri Lanka and the LTTE entered into a mutual cease-fire agreement on February 23, 2002, with the able facilitation by Norway...</p> <p>Page 4-5, Linkage between Donor Support and Progress in the Peace Process</p> <p>18. Assistance by the donor community must be closely linked to substantial and parallel progress in the peace process towards fulfilment of the objectives agreed upon by the parties in Oslo. The Conference encourages the Government of Sri Lanka and the LTTE to enter into discussions as early as possible on a provisional administrative structure to manage the reconstruction and development aspects of the transition process. The process would need the expeditious development of a roadmap with clear milestones indicating the path towards a mutually acceptable final political solution. With this in view, the international community intends to review and monitor the progress of the peace process closely, with particular reference to objectives and milestones including:</p> <p>a. Full compliance with the cease-fire agreement by both parties.</p>
Police	No specific mention.
Armed forces	No specific mention.
DDR	<p>Security sector→DDR→Demilitarisation provisions</p> <p>Page 4-5, Linkage between Donor Support and Progress in the Peace Process</p> <p>18. Assistance by the donor community must be closely linked to substantial and parallel progress in the peace process towards fulfilment of the objectives agreed upon by the parties in Oslo. The Conference encourages the Government of Sri Lanka and the LTTE to enter into discussions as early as possible on a provisional administrative structure to manage the reconstruction and development aspects of the transition process. The process would need the expeditious development of a roadmap with clear milestones indicating the path towards a mutually acceptable final political solution. With this in view, the international community intends to review and monitor the progress of the peace process closely, with particular reference to objectives and milestones including:</p> <p>... h. Implementation of effective measures in accordance with the UNICEF-supported Action Plan to stop underage recruitment and to facilitate the release of underage recruits and their rehabilitation and reintegration into society.</p>

Intelligence services	No specific mention.
Parastatal/ rebel and opposition group forces	<p>Page 2, Objectives of the Conference</p> <p>8. Participants express their regret over the absence of the LTTE from the Tokyo Conference. The Conference provides the Government of Sri Lanka with an opportunity to reaffirm its determination to pursue the peace process, and focus on the reconstruction and development of Sri Lanka.</p> <p>Page 4, Progress of the Peace Process</p> <p>17. The Conference welcomes the LTTE's commitment to the negotiated peace process, and urges the LTTE to return to the peace talks as soon as possible. The people in the conflict-affected areas of the North and East must be able to enjoy the dividends of peace immediately. Manifest commitment by both the Government of Sri Lanka and the LTTE to further the peace process will be necessary for the provision of international assistance to the reconstruction and development of the conflict-affected areas of the North and East.</p>
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.
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Amnesty/ pardon	No specific mention.
Courts	No specific mention.
Mechanism	No specific mention.
Prisoner release	No specific mention.
Vetting	No specific mention.
Victims	<p>Page 4-5, Linkage between Donor Support and Progress in the Peace Process 18. Assistance by the donor community must be closely linked to substantial and parallel progress in the peace process towards fulfilment of the objectives agreed upon by the parties in Oslo. The Conference encourages the Government of Sri Lanka and the LTTE to enter into discussions as early as possible on a provisional administrative structure to manage the reconstruction and development aspects of the transition process. The process would need the expeditious development of a roadmap with clear milestones indicating the path towards a mutually acceptable final political solution. With this in view, the international community intends to review and monitor the progress of the peace process closely, with particular reference to objectives and milestones including:</p> <p>... i. Rehabilitation of former combatants and civilians in the North and East, who have been disabled physically or psychologically due to the armed conflict.</p>
Missing persons	No specific mention.
Reparations	No specific mention.

Reconciliation Page 3, Channels of Assistance to the North and East

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Implementation

UN signatory Declaration rather than signed, following UN organisations listed as participating International Organisations: United Nations Secretariat, United Nations Human Settlement Programme, United Nations Development Programme, United Nations Development Programme, United Nations Population Fund, United Nations High Commissioner for Refugees, United Nations Children's Fund, United Nations Educational, Scientific and Cultural Organization, United Nations office on Drugs and Crime, United Nations World Food Programme

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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