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Country/ entity	South Sudan
Region	Africa (excl MENA)
Agreement name	Areas of Agreement on the Establishment of the Transitional Government of National unity (TGoNU) in the Republic of South Sudan
Date	1 Feb 2015
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict ( Sudan Conflicts (1955 - ) )
Stage	Implementation/renegotiation
Conflict nature	Government
Peace process	South Sudan post-secession process
Parties	The Government of the Republic of South Sudan, signed by H.E. Salva Kiir Mayardit, President of the Republic of South Sudan. Sudan People's Liberation Movement/Army (In Opposition), signed by H.E. Dr. Reik Machar Teny, Chairman and Commander in Chief, SPLM/SPLA (In Opposition)
Third parties	Agreement witnessed by: H.E. Hailemariam Dessalegn, Prime Minister of the federal Democratic Republic of Ethiopia and Chair of the Intergovernmental Authority on Development. H.E. Uhuru Kenyatta, President of the Republic of Kenya and Rapporteur of the Intergovernmental Authority on Development.
Description	Short implementation agreement providing provisions for creating a Transition Government of National Unity; Power Sharing Ratios; a National Assembly; Transitional Security Arrangements; Justice, Accountability, Reconciliation and Healing, Joint Monitoring and Evaluation Commission; and a completion of Negotiation on Outstanding Issues.

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Agreement  
document

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## Groups

Children/ youth	Groups→Children/youth→Substantive II Power Sharing Ratios, C. Services and Social Development Cluster [...], ... v. Minister of Gender, Child and Social Welfare, vi. Minister of Culture, Youth and Sports
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 1, Untitled section 1, Article 2: the mandate of the TGoNU shall be to:, ... b. Expedite the relief, repatriation, rehabilitation and resettlement of IDPs and returnees  Page 3, V. Transitional Security Arrangements, 1, [...] the resettlement of returnees and internally displaced persons (IDPs).
Social class	No specific mention.

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## Gender

Women, girls and gender	II Power Sharing Ratios [...], C. Services and Social Development Cluster [...], ... v. Minister of Gender, Child and Social Welfare
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)      Governance→Political institutions (new or reformed)→Temporary new institutions  
Page 1, untitled section I, I. Structure and Mandate of the Transitional Government of national Unity,  
I. There shall be established in South Sudan a Transitional Government of National Unity (TGoNU), no later than July 9, 2015. The term of the TGoNU shall be thirty (30) months to be preceded by a pre-Transition Period of three (3) months.  
  
Page 2, untitled section I, 3. In order to permit the establishment of the TGoNU no later than July 9, 2015:  
a. All other outstanding issues of the conflict shall be resolved no later than March 5, 2015, and the Pre-Transition Period shall begin on April 1, 2015.  
b. The Peace Agreement shall be presented to the National Legislature and National Liberation Council of the SPLMIA (IO) for approval and ratification as is.  
c. Amendments to the Transitional Constitution, 2011 for the incorporation of the Peace Agreement shall be presented to the National Legislature in the Pre Transition Period and approved as is, and the President shall sign such amendments into law, no later than the end of the Pre-Transition Period.  
  
Page 2, untitled section I, 2. The mandate of the TGoN U shall be to:, h. Rehabilitate and reform the civil service; i. Implement security sector reforms and security sector transformation;

Elections      Page 2, untitled section I, 2. The mandate of the TGoNU shall be to:,  
... k. The TGONU shall establish a competent and impartial National Elections Commission to conduct free and fair elections towards the end of the Transitional Period. This Election shall ensure that the outcome is broadly reflective of the will of the electorate.

Electoral commission      Page 2, untitled section I, 2. The mandate of the TGoNU shall be to:,  
... k. The TGONU shall establish a competent and impartial National Elections Commission to conduct free and fair elections towards the end of the Transitional Period. This Election shall ensure that the outcome is broadly reflective of the will of the electorate.

Political parties reform No specific mention.

Civil society No specific mention.

Traditional/religious leaders No specific mention.

Public administration Page 2, untitled section I, 2. The mandate of the TGoNU shall be to:  
... g. Carry out routine functions of government;  
h. Rehabilitate and reform the civil service  
i. The TGoNU shall conduct a National Population and Housing Census before the end of the Transitional Period.

Page 3,  
III. National Assembly,  
i. The National Legislative Assembly shall oversee the implementation of the Peace Agreement and the reforms therein.

Constitution Governance→Constitution→Constitutional reform/making  
Page 2, untitled section I,  
2. The mandate of the TGoNU shall be to:  
... d. Oversee the Permanent Constitution-making process

Page 2, untitled section I,  
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**Power sharing**

Political  
power  
sharing

Power sharing→Political power sharing→General  
State level

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Transition Period and approved as is, and the President shall sign such  
amendments into law, no later than the end of the Pre-Transition Period.

Power sharing→Political power sharing→Executive coalition  
State level

Page 2-3, II. Power Sharing Ratios

a. Governance Cluster

I. Minister of Cabinet Affairs

II. Minister of Foreign Affairs and International Cooperation

III. Minister of Defense and Veterans' Affairs

IV. Minister of Interior

V. Minister of Justice and Constitutional Affairs v1. Minister of National  
Security

VII. Minister of Parliamentary Affairs

VIII. Minister of Information, Communication Technology and Postal Services

IX. Minister in the Office of the President

b. Economic Cluster

I. Minister of Finance and Budgetary Control

II. Minister of Petroleum

III. Minister of Mining

IV. Minister of Agriculture and Food Security

V. Minister of Livestock and Fisheries

VI. Minister of Trade and Industry

VII. Minister of Energy and Dams

VIII. Minister of Transport

IX. Minister of Roads and Bridges

X. Minister of Environment and Forestry

XI. Minister of Land, Housing and Urban Development

XII. Minister of Water Resources and Irrigation

XIII. Minister of Wildlife Conservation and Tourism

c. Services and Social Development Cluster

I. Minister of Higher Education, Science and Technology

II. Minister of General Education and Instruction

III. Minister of Health

IV. Minister of Labor, Public Service and Human Resource Development

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 Page 1, untitled section, 2. The mandate of the TGoN U shall be to:  
a. Implement the Peace Agreement and restore peace, security and order in the country;

Page 4, VI. Justice, Accountability, Reconciliation and Healing,  
1. [...] The mandate of the [Commission for Truth, Reconciliation, and Healing] shall be to establish an accurate and impartial historical record of human rights violations [...]

Page 3, II. Power Sharing Ratios, c. Services and Social Development Cluster,  
... vii. Minister of Humanitarian Affairs and Disaster Management

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, untitled section, 2. The mandate of the TGoN U shall be to: ... k. ... This Election shall ensure that the outcome is broadly reflective of the will of the electorate.
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.

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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.
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State of emergency provisions	No specific mention.
Judiciary and courts	Page 4, VI. Justice, Accountability, Reconciliation and Healing, 2. The independent hybrid judicial body, with participation from South Sudanese and eminent African lawyers and jurists, shall be established to investigate and prosecute individuals bearing the greatest responsibility for violations of international humanitarian law, and/or applicable South Sudanese law, committed since December 15, 2013.
Prisons and detention	No specific mention.
Traditional Laws	No specific mention.

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### **Socio-economic reconstruction**

Development or socio-economic reconstruction	<p>Socio-economic reconstruction→Development or socio-economic reconstruction→Infrastructure and reconstruction</p> <p>Page 2, II. Power Sharing Ratios, b. Economic Cluster, ... viii. Minister of Transport, ... ix. Minister of Roads and Bridges, ... xi. Minister of Land, Housing and Urban Development</p> <p>Page 3, untitled section I, 2. The mandate of the TGoNU shall be to:, J. Rebuild destroyed physical infrastructure in conflict-affected areas and give special attention to prioritizing the rebuilding of livelihoods of those affected by conflict</p> <p>Page 3, II. Power Sharing Ratios, C. Services and Social Development Cluster, VII. Minister of Humanitarian Affairs and Disaster Management</p>
National economic plan	No specific mention.

Natural resources	<p>Page 2-3, II. Power Sharing Ratios</p> <p>... b. Economic Cluster</p> <p>... x. Minister of Environment and Forestry</p> <p>... xii. Minister of Water Resources and Irrigation</p> <p>... xiii. Minister of Wildlife Conservation and Tourism</p> <p>NB. Geological Survey Authority to be established</p>
International funds	No specific mention.
Business	<p>Page 2, II. Power Sharing Ratios, 3. There shall be eight (8) deputy ministers as follows:</p> <p>... vi. Deputy Minister of Labour, Public Service and Human Resource Development</p> <p>... viii. Deputy Minister of Finance and Budgetary Control</p>
Taxation	<p>Socio-economic reconstruction→Taxation→Power to tax</p> <p>Page 2, II. Power Sharing Ratios, 3. There shall be eight (8) deputy ministers as follows:</p> <p>... viii. Deputy Minister of Finance and Budgetary Control</p>
Banks	<p>Socio-economic reconstruction→Banks→Central bank</p> <p>Page 2, II. Power Sharing Ratios,</p> <p>b. Economic Cluster,</p> <p>i. Minister of Finance and Budgetary Control</p>

## Land, property and environment

Land reform/ rights	No specific mention.
Pastoralist/ nomadism rights	No specific mention.
Cultural heritage	<p>Land, property and environment→Cultural heritage→Promotion</p> <p>Page 3, II. Power Sharing Ratios, c. Services and Social Development Cluster,</p> <p>... vi. Minister of Culture, Youth and Sports</p>

Environment	<p>Page 2-3, II. Power Sharing Ratios</p> <p>... b. Economic Cluster,</p> <p>... x. Minister of Environment and Forestry, Minister of Water Resources and Irrigation,</p> <p>... xiii. Minister of Wildlife Conservation and Tourism</p> <p>Page 2, II. Power Sharing Ratios, 3. There shall be eight (8) deputy ministers as follows:</p> <p>... vii. Deputy Minister of Agriculture and Food Security</p>
Water or riparian rights or access	<p>Page 3, II. Power Sharing Ratios, b. Economic Cluster,</p> <p>... xii. Minister of Water Resources and Irrigation</p>

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## Security sector

Security Guarantees	No specific mention.
Ceasefire	<p>Security sector→Ceasefire→Ceasefire provision</p> <p>Page 3, V. Transitional Security Arrangements, 1. The GRSS and the SPLM/A (IO) declare and enter into a Permanent Ceasefire [...],</p> <p>2. The Permanent Ceasefire shall come into effect within seventy-two (72) hours of the signing of the final peace agreement, and shall apply to all forces of the GRSS and the SPLM/A (IO), and all other forces, armed groups, or militias allied to either Party.</p> <p>3. The Permanent Ceasefire shall be based on the articles of the Cessation of Hostilities Agreement (CoHA) of January 23, 2014 and its implementation modalities matrix. The Parties agree to maintain the current CoHA until the declaration of the Permanent Ceasefire, and shall disseminate appropriate orders to their troops and allies, in line with this Agreement and the final peace agreement, immediately upon signing of the final peace agreement.</p> <p>4. As of the date of this Agreement, the Parties recommit to the Cessation of Hostilities Agreement of January 23, 2014 and its implementation matrix. The Parties agree that any verified breach of the CoHA will be denounced by IGAD and IGAD will take appropriate action against the breaching Party. Any violation will be reported to the African Union Peace and Security Council and the United Nations Security Council for further action.</p>
Police	No specific mention.

Armed forces	Page 2, untitled section I, 2. The mandate of the TGoNU shall be to; i. Implement security sector reforms and security sector transformation
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	Page 2, untitled section I, 2. The mandate of the TGoNU shall be to; ... f. Ensure prudent, transparent and accountable management of national wealth and resources to build the nation and promote the welfare of the people;
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	<p>Transitional justice→Courts→International courts</p> <p>Page 4, VI. Justice, Accountability, Reconciliation and Healing,  ... 2. The independent hybrid judicial body, with participation from South Sudanese and eminent African lawyers and jurists, shall be established to investigate and prosecute individuals bearing the greatest responsibility for violations of international humanitarian law, and/or applicable South Sudanese law, committed since December 15, 2013.</p>
Mechanism	<p>Page 4, VI. Justice, Accountability, Reconciliation and Healing,  1. The Commission for Truth, Reconciliation, and Healing shall be established to spearhead efforts to address the legacy of conflict in South Sudan. Eminent African personalities and others shall assist the process. The mandate of the Commission shall be to establish an accurate and impartial historical record of human rights violations, identify victims and perpetrators, record the experiences of victims, and facilitate local and national reconciliation and healing.</p>
Prisoner release	No specific mention.
Vetting	No specific mention.
Victims	<p>Page 4, VI. Justice, Accountability, Reconciliation and Healing, 1. [...] The mandate of the Commission shall be to establish an accurate and impartial historical record of human rights violations, identify victims and perpetrators, record the experiences of victims</p>
Missing persons	No specific mention.
Reparations	No specific mention.
Reconciliation	<p>Page 1, untitled section, 2. The mandate of the TGoN U shall be to:  ... c. Facilitate and oversee a process of national reconciliation and healing through ail independent mechanism as part of the Articles of this Peace Agreement:</p> <p>Page 4, VI. Justice, Accountability, Reconciliation and Healing,  1. ... The mandate of the Commission shall be to [...] facilitate local and national reconciliation and healing.</p>

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## Implementation

UN signatory	No specific mention.
Other international signatory	H.E. Hailemariam Dessalegn, Prime Minister of the federal Democratic Republic of Ethiopia and Chair of the Intergovernmental Authority on Development. H.E. Uhuru Kenyatta, President of the Republic of Kenya and Rapporteur of the Intergovernmental Authority on Development.
Referendum for agreement	No specific mention.
International mission/force/similar	No specific mention.
Enforcement mechanism	Page 4, III. National Assembly, i. The National Legislative Assembly shall oversee the implementation of the Peace Agreement and the reforms therein  Page 4, V. Transitional Security Arrangements, [...] The Parties agree that any verified breach of the CoHA will be denounced by IGAD and IGAD will take appropriate action against the breaching Party. Any violation will be reported to the African Union Peace and Security Council and the United Nations Security Council for further action.
Related cases	No specific mention.
Source	Sudan Tribune - <a href="http://www.sudantribune.com/IMG/pdf/1_feb_2015_agreement.pdf">http://www.sudantribune.com/IMG/pdf/1_feb_2015_agreement.pdf</a>

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