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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. |

Agreement document [SS_150201_Agreement on the Establishment of the Transitional Government of National unity \(TGoNU\).pdf](#)  | [Download PDF](#)

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. |

Gender

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|-------------------------|--------------------------------------------------------------------------------------------------------------------------------------------|
| 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. |

State definition

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|---------------------------|----------------------|
| 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

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|------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Political institutions (new or reformed) | <p>Governance→Political institutions (new or reformed)→Temporary new institutions</p> <p>Page 1, untitled section I, I. Structure and Mandate of the Transitional Government of national Unity,</p> <p>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.</p> <p>Page 2, untitled section I, 3. In order to permit the establishment of the TGoNU no later than July 9, 2015:</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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;</p> |
| Elections | <p>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.</p> |
| Electoral commission | <p>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.</p> |

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,
3. In order to permit the establishment of the TGoNU no later than July 9, 2015:,
... 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.

Power sharing

Political
power
sharing

Power sharing→Political power sharing→General
State level

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.

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 Labour, Public Service and Human Resource Development

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, 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.

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 No specific mention.
procedures

Media and No specific mention.
communication

Mobility/ No specific mention.
access

Protection No specific mention.
measures

Other No specific mention.

Rights institutions

NHRI No specific mention.

Regional or No specific mention.
international
human
rights
institutions

Justice sector reform

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|------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Criminal justice and emergency law | No specific mention. |
| 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. |

Socio-economic reconstruction

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

Land, property and environment

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|------------------------------------|----------------------|
| Land reform/ rights | No specific mention. |
| Pastoralist/ nomadism rights | No specific mention. |

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| Cultural heritage | Land, property and environment→Cultural heritage→Promotion Page 3, II. Power Sharing Ratios, c. Services and Social Development Cluster, ... vi. Minister of Culture, Youth and Sports |
| Environment | Page 2-3, II. Power Sharing Ratios ... b. Economic Cluster, ... x. Minister of Environment and Forestry, Minister of Water Resources and Irrigation, ... xiii. Minister of Wildlife Conservation and Tourism Page 2, II. Power Sharing Ratios, 3. There shall be eight (8) deputy ministers as follows: ... vii. Deputy Minister of Agriculture and Food Security |
| Water or riparian rights or access | Page 3, II. Power Sharing Ratios, b. Economic Cluster, ... xii. Minister of Water Resources and Irrigation |

Security sector

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| Security Guarantees | No specific mention. |
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| 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 | <p>Page 2, untitled section I, 2. The mandate of the TGoNU shall be to;</p> <p>i. Implement security sector reforms and security sector transformation</p> |
| 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. |

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| 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. |

Transitional justice

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| Transitional justice general | No specific mention. |
| Amnesty/ pardon | No specific mention. |
| Courts | Transitional justice→Courts→International 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. |
| Mechanism | 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. |
| Prisoner release | No specific mention. |

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| Vetting | No specific mention. |
| Victims | 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 |
| Missing persons | No specific mention. |
| Reparations | No specific mention. |
| Reconciliation | 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 an independent mechanism as part of the Articles of this Peace Agreement: Page 4, VI. Justice, Accountability, Reconciliation and Healing, 1. ... The mandate of the Commission shall be to [...] facilitate local and national reconciliation and healing. |

Implementation

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| 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 Tribute - http://www.sudantribune.com/IMG/pdf/1_feb_2015_agreement.pdf
