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

Country/entity Central African Republic

Region Africa (excl MENA)

Agreement name Pacte Républicain pour la paix, la réconciliation nationale et la reconstruction en la

République Centrafricaine

Date 11 May 2015

Agreement status Multiparty signed/agreed

Interim Yes

arrangement

Agreement/conflict Intrastate/intrastate conflict

level

Central African Republic Conflicts (1996 -)

The Central African Republic conflict is one of a set of regionally connected conflicts addressed by the African Great Lakes process. After the country gained independence from France in 1960 it has been ruled by a sequence of autocratic leaders that principally gained power through coups. Since the mid-1990s several waves of internal conflict took place in the Central African Republic, primarily along tribal, and later-on increasingly sectarian, lines. In 1996 and 1997, French troops and soldiers from neighbouring countries intervened to end a mutiny in the capital, Bangui, by factions of the army. The fighting was predominantly along tribal lines, with southern tribes in revolt against the 'northern' government. A UN mission was installed in 1998 to secure the truce. After General Bozizé took control of the country after several coup attempts in 2003, a 'bush war' began led by armed opposition forces. From late 2006 onward, government troops with French military support severely weakened the rebels. Following this, a number of agreements were signed during 2007-2008, but not all factions have accepted them. In 2011, Bozizé was re-elected in supposedly fraudulent elections, which resulted in a new wave of uprisings. Séléka, an alliance of northern rebel groups, took over parts of the country and forced Bozizé to agree to a power-sharing deal. However, after this agreement broke down, Séléka took control of Bangui and Bozizé had to flee the country in 2013. Leader of Séléka, Michel Djotodia, took office and officially disbanded Séléka. However, continual violence between ex-Séléka groups and opposing militias, collectively known as 'anti-balaka', persisted and Djotodia was forced to resign less than a year later. Catherine Samba-Panza was installed as interim president until Faustin Archange Touadéra was elected in January 2016. In February 2019 an agreement was signed between the government and fourteen armed groups, including ex-Seleka groups, committed to disarmament. However, violence between ex-Seleka groups and anti-balaka continues.

Close

Central African Republic Conflicts (1996 -

)

Stage Framework/substantive - partial

Conflict nature Government

Peace process CAR: coups and rebellions process

Parties Not signed, but states itself to be the document of: We, the participants in the National

Forum of Bangui

Third parties -

Description An agreement emerging from a conference of national reconciliation, the Bangui Forum,

which sets out a broad agenda for a process to end the conflict and begin national

reconciliation.

Agreement document

CF_150511_Pacte Republicain pour la paix la reconciliation nationale et la reconstruction

en Republique centrafricaine_tr.pdf (opens in new tab) | Download PDF

Agreement document (original

CF_20150511_Pacte_Republicain_Bangui_Forum.pdf (opens in new tab)

language)

Groups

Children/youth Groups→Children/youth→Rhetorical

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

o The identification and immediate and unconditional withdrawal of all children associated with armed groups;

•••

o The need to account for the specific needs of women, young persons and children in each phase of the DDR process

 $Groups {\rightarrow} Children/youth {\rightarrow} Substantive$

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

•••

o Restoring ethical standards in politics, in particular with immediate reform of the legal cadre of political parties; the development of an objective approach to financing political parties; the adoption of an opposition statute; the promotion of equal access to State media; the promotion of female and youth participation in elected political roles, including the imposition of quotas;

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

•••

o For the implementation of an authentic employment policy (particularly for young people, women and vulnerable populations) with the objective of improving investment, in order to develop male and female entrepreneurs in Central Africa, and attract foreign investment by developing measures to promote the private sector;

Disabled persons No specific mention.

Elderly/age

 $Groups {\rightarrow} Elderly/age {\rightarrow} Anti-discrimination$

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to strengthen and respect the constitutional provisions on protecting the basic rights and liberties of all Central Africans without discrimination on grounds of age, sex, ethnicity or religion; and to guarantee free movement throughout the national

territory;

Migrant workers

No specific mention.

Racial/ethnic/ national group

Groups→Racial/ethnic/national group→Rhetorical

Page 1, UNTITLED PREAMBLE

Representing all the people of Central Africa in all their political, social, cultural, ethnic and religious diversity,...

Groups→Racial/ethnic/national group→Anti-discrimination

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to strengthen and respect the constitutional provisions on protecting the basic rights and liberties of all Central Africans without discrimination on grounds of age, sex, ethnicity or religion; and to guarantee free movement throughout the national territory;

Groups→Racial/ethnic/national group→Substantive

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o In finalising and adopting the new Constitution, the importance of secularism and citizenship; of the rights of minorities and indigenous peoples; of the separation of powers and of democratic control of the Government; of the republican, professional and multi-ethnic character of the Central African defence and security forces and their civilian and democratic control;

Religious groups

Groups→Religious groups→Rhetorical

Page 1, UNTITLED PREAMBLE

Representing all the people of Central Africa in all their political, social, cultural, ethnic and religious diversity, meeting in Bangui from May 4 to 11, 2015

Groups→Religious groups→Anti-discrimination Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to strengthen and respect the constitutional provisions on protecting the basic rights and liberties of all Central Africans without discrimination on grounds of age, sex, ethnicity or religion; and to guarantee free movement throughout the national territory;

Groups→Religious groups→Substantive

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to declare Moslem anniversaries as official holidays, with a view to fairness and national reconciliation

Indigenous people Groups→Indigenous people→Rhetorical

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o In finalising and adopting the new Constitution, the importance of secularism and citizenship; of the rights of minorities and indigenous peoples; of the separation of powers and of democratic control of the Government; of the republican, professional and multi-ethnic character of the Central African defence and security forces and their civilian and democratic control;...

Other groups

No specific mention.

Refugees/displaced Groups→Refugees/displaced persons→Rhetorical

persons

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The need to create favourable conditions for the constitutional referendum and free and transparent general elections throughout the country which will enable a return to constitutional order in line with the provisions of the Constitutional Charter of Transition according to the agreed procedures and timescale, and to facilitate the participation of refugee populations in the elections;

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The creation of a security and socio-economic environment suitable for the return of refugees and displaced persons;

Social class

Gender

Women, girls and gender

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o The promotion of participative and inclusive democracy, based on the principle of equality between men and women; the strengthening of social cohesion, justice and reconciliation in the Central African Republic; the introduction of a provision in the constitution authorising the governing executive to carry out basic consultations on the key issues facing society;

...

o Restoring ethical standards in politics, in particular with immediate reform of the legal cadre of political parties; the development of an objective approach to financing political parties; the adoption of an opposition statute; the promotion of equal access to State media; the promotion of female and youth participation in elected political roles, including the imposition of quotas;

Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

We reaffirm the consensus among all Central African actors:

...

o To introduce regulations to govern the way the administration works, in particular appointments and promotions to public functions, taking into account the geographical and community diversity of the Central African Republic, regional balance, equality between men and women, and merit;

Page 4, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to strengthen and respect the constitutional provisions on protecting the basic rights and liberties of all Central Africans without discrimination on grounds of age, sex, ethnicity or religion; and to guarantee free movement throughout the national territory;

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

•••

o The need to account for the specific needs of women, young persons and children in each phase of the DDR process

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

•••

o For the implementation of an authentic employment policy (particularly for young people, women and vulnerable populations) with the objective of improving investment, in order to develop male and female entrepreneurs in Central Africa, and attract foreign investment by developing measures to promote the private sector;

Men and boys

Gender→Men and boys→Gender neutral wording

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o The promotion of participative and inclusive democracy, based on the principle of equality between men and women; the strengthening of social cohesion, justice and reconciliation in the Central African Republic; the introduction of a provision in the constitution authorising the governing executive to carry out basic consultations on the key issues facing society;

Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

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...

o To introduce regulations to govern the way the administration works, in particular appointments and promotions to public functions, taking into account the geographical and community diversity of the Central African Republic, regional balance, equality between men and women, and merit;

Page 4, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to strengthen and respect the constitutional provisions on protecting the basic rights and liberties of all Central Africans without discrimination on grounds of age, sex, ethnicity or religion; and to guarantee free movement throughout the national territory;

LGBTI No specific mention.

Family No specific mention.

State definition

Nature of state

asd

(general)

Page 1, UNTITLED PREAMBLE

Reaffirming our attachment to the unity, sovereignty and indivisibility of the Central African Republic, our beloved country;

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The introduction of a constitutional provision reinforcing national sovereignty and requiring the exterior relations of the Central African Republic to be conducted with respect for the dignity and interests of Central Africans, and for the territorial integrity of the State, and to combine this provision with a mechanism of parliamentary control;

Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

We reaffirm the consensus among all Central African actors:

o To redeploy and gradually strengthen an administration based on values of secularism, equity and neutrality, at the local level, to ensure the effective presence of the state across the national territory, particularly before, during and after the general elections;

State configuration Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

We reaffirm the consensus among all Central African actors:

o To implement an active and voluntarist policy of decentralisation and regionalisation, and reinforcement of the rights of decentralised areas (regions, departments and communes) in the new Constitution;

Self determination No specific mention.

Referendum No specific mention.

State symbols No specific mention.

Independence/ secession

No specific mention.

Accession/

No specific mention.

unification

Border delimitation No specific mention.

Cross-border

provision

Governance

Political reformed)

Governance→Political institutions (new or reformed)→General references institutions (new or Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

We reaffirm the consensus among all Central African actors:

o To redeploy and gradually strengthen an administration based on values of secularism, equity and neutrality, at the local level, to ensure the effective presence of the state across the national territory, particularly before, during and after the general elections; o To implement measures to ensure that the redeployment of state structures is based on principles of representativeness, regional balance and inclusion, and which guarantees the availability of public services for the benefit of the entire Central African population;

o To strengthen role for traditional and customary local authorities cognisant of the need for social cohesion and inclusion and to promote community dialogue, including by establishing a consultative Territorial Council for local government questions.

Elections

Page 2, UNTITLED PREAMBLE

...

Conscious of the substantial efforts made by the Government and the Central African Republic's partners to emerge from the crisis, and re-establish constitutional order and political stability through free and transparent elections;

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The need to create favourable conditions for the constitutional referendum and free and transparent general elections throughout the country which will enable a return to constitutional order in line with the provisions of the Constitutional Charter of Transition according to the agreed procedures and timescale, and to facilitate the participation of refugee populations in the elections;

...

o The adoption and signing of a code of good conduct by the parties and political groups, the candidates and the press, to ensure elections which conform to the standard of democratic elections in a calm environment, and the use of appropriate legal channels to resolve any contentious issues;

o The need to strengthen citizen participation and regional political representation by organising local elections immediately following the Transition;

Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

We reaffirm the consensus among all Central African actors:

o To redeploy and gradually strengthen an administration based on values of secularism, equity and neutrality, at the local level, to ensure the effective presence of the state across the national territory, particularly before, during and after the general elections;

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

•••

o The immediate implementation of the Brazzaville Agreement on Cessation of Hostilities of July 23, 2014, between the non-conventional military groups in the Central African Republic, on the regrouping of armed elements who were signatories to this Agreement, in order to facilitate a peaceful electoral environment;

Electoral commission

Political parties reform

Governance→Political parties reform→Other political parties reform

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The need to create favourable conditions for the constitutional referendum and free and transparent general elections throughout the country which will enable a return to constitutional order in line with the provisions of the Constitutional Charter of Transition according to the agreed procedures and timescale, and to facilitate the participation of refugee populations in the elections;

...

o The adoption and signing of a code of good conduct by the parties and political groups, the candidates and the press, to ensure elections which conform to the standard of democratic elections in a calm environment, and the use of appropriate legal channels to resolve any contentious issues;

Civil society

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

...

o The immediate implementation of the DDRR Agreement as adopted at the Bangui National Forum; the implementation of a new DDRR programme including provisions on the reconversion and community reintegration of ex-combatants, and on initiatives to create high-intensity labour projects (THIMO), awareness-raising and communication;

Traditional/ religious leaders

Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

We reaffirm the consensus among all Central African actors:

•••

o To strengthen role for traditional and customary local authorities cognisant of the need for social cohesion and inclusion and to promote community dialogue, including by establishing a consultative Territorial Council for local government questions.

Public No specific mention. **administration**

Constitution

Governance→Constitution→Constitutional reform/making Page 2, UNTITLED PREAMBLE

...

Conscious of the substantial efforts made by the Government and the Central African Republic's partners to emerge from the crisis, and re-establish constitutional order and political stability through free and transparent elections;

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The need to create favourable conditions for the constitutional referendum and free and transparent general elections throughout the country which will enable a return to constitutional order in line with the provisions of the Constitutional Charter of Transition according to the agreed procedures and timescale, and to facilitate the participation of refugee populations in the elections;

o The duty of everyone to conscientiously respect the Constitutional Charter of Transition;

...

o The introduction of a constitutional clause prohibiting any possibility of amnesty for crimes against humanity, war crimes and genocide committed in the Central African Republic;

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

•••

- o The promotion of participative and inclusive democracy, based on the principle of equality between men and women; the strengthening of social cohesion, justice and reconciliation in the Central African Republic; the introduction of a provision in the constitution authorising the governing executive to carry out basic consultations on the key issues facing society;
- o In finalising and adopting the new Constitution, the importance of secularism and citizenship; of the rights of minorities and indigenous peoples; of the separation of powers and of democratic control of the Government; of the republican, professional and multi-ethnic character of the Central African defence and security forces and their civilian and democratic control;
- o The introduction of a constitutional provision prohibiting the seizure and maintenance of power by force, and declaring that political activity and military status are incompatible;
- o The introduction of a constitutional provision reinforcing national sovereignty and requiring the exterior relations of the Central African Republic to be conducted with respect for the dignity and interests of Central Africans, and for the territorial integrity of the State, and to combine this provision with a mechanism of parliamentary control;

•••

o The inscription in the new constitution of the creation of a senior and independent authority on good governance; of transparency in managing and exploiting natural and mineral resources; and the equitable redistribution of profits generated by the mining industry, such that they contribute effectively to national development and to the improvement of living conditions for its citizens;

Page 4, ON THE RESTORATION OF STATE AUTHORITY, REDEPLOYMENT OF THE ADMINISTRATION AND DECENTRALISATION

We reaffirm the consensus among all Central African actors:

•••

o To implement an active and gelundarist policy of decentralisation and regionalisation, and reinforcement of the rights of decentralised areas (regions, departments and

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

general

Human rights/RoL Page 4, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to strengthen and respect the constitutional provisions on protecting the basic rights and liberties of all Central Africans without discrimination on grounds of age, sex, ethnicity or religion; and to guarantee free movement throughout the national

territory;

Bill of rights/similar No specific mention.

Treaty

No specific mention.

incorporation

Civil and political

No specific mention.

rights

Socio-economic

No specific mention.

rights

Rights related issues

Citizenship

Rights related issues→Citizenship→Citizen, general

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o The need to strengthen citizen participation and regional political representation by organising local elections immediately following the Transition;

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o In finalising and adopting the new Constitution, the importance of secularism and citizenship; of the rights of minorities and indigenous peoples; of the separation of powers and of democratic control of the Government; of the republican, professional and multi-ethnic character of the Central African defence and security forces and their civilian and democratic control;

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

...

o The creation of a mechanism for transitional justice, in line with the Global National Reconciliation Strategy; the institution of a day of commemoration for the victims of the Central African Republic crises; the promotion of a civic and citizen-focussed culture in the Central African Republic.

Democracy

Page 2, UNTITLED PREAMBLE

...

Convinced that the Bangui National Forum represents an historic opportunity to rebuild the Central African Republic on the basis of a National Pact anchored in the principles of democracy, social justice and good governance;

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o The adoption and signing of a code of good conduct by the parties and political groups, the candidates and the press, to ensure elections which conform to the standard of democratic elections in a calm environment, and the use of appropriate legal channels to resolve any contentious issues;

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o The promotion of participative and inclusive democracy, based on the principle of equality between men and women; the strengthening of social cohesion, justice and reconciliation in the Central African Republic; the introduction of a provision in the constitution authorising the governing executive to carry out basic consultations on the key issues facing society;

o In finalising and adopting the new Constitution, the importance of secularism and citizenship; of the rights of minorities and indigenous peoples; of the separation of powers and of democratic control of the Government; of the republican, professional and multi-ethnic character of the Central African defence and security forces and their civilian and democratic control;

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

•••

o The obligation on armed groups to engage resolutely in the process of democratic consolidation in the Central African Republic, and where necessary to express their demands by peaceful and democratic means;

Detention procedures

Media and communication

Rights related issues→Media and communication→Media roles

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o The adoption and signing of a code of good conduct by the parties and political groups, the candidates and the press, to ensure elections which conform to the standard of democratic elections in a calm environment, and the use of appropriate legal channels to resolve any contentious issues;

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o Restoring ethical standards in politics, in particular with immediate reform of the legal cadre of political parties; the development of an objective approach to financing political parties; the adoption of an opposition statute; the promotion of equal access to State media; the promotion of female and youth participation in elected political roles, including the imposition of quotas;

o Reform of the legal cadre of the press and revitalising regulation of the audio-visual communication sector; the promotion of and respect for deontology;

Page 4, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o Immediate implementation of measures to guarantee media coverage of the entire national territory; and liberalisation of the audio-visual communication sector;

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

•••

o The immediate implementation of the DDRR Agreement as adopted at the Bangui National Forum; the implementation of a new DDRR programme including provisions on the reconversion and community reintegration of ex-combatants, and on initiatives to create high-intensity labour projects (THIMO), awareness-raising and communication;

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

•••

o That the government implements an integrated strategy of reconstruction and development targeting the poorest regions of the country, including transport, energy and telecommunications infrastructure, and prepares a route map for the modernisation of the main growth sectors and the provision of basic services throughout the national territory;

Mobility/access

Page 4, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to strengthen and respect the constitutional provisions on protecting the basic rights and liberties of all Central Africans without discrimination on grounds of age, sex, ethnicity or religion; and to guarantee free movement throughout the national territory;

Protection

Rights related issues→Protection measures→Protection of groups

measures

Page 8,

o The need to ensure effective legal and jurisdictional protection for victims,

and in particular the most vulnerable;

Other

No specific mention.

Rights institutions

NHRI Rights institutions→NHRI→New or fundamentally revised NHRI

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o A strengthened role for courts and tribunals in protecting basic rights; the

establishment of a National Institution of Human Rights (INDH);

Regional or international human rights institutions

No specific mention.

Justice sector reform

Criminal justice and Justice sector reform→Criminal justice and emergency law→Reform to specific laws emergency law

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM

We reaffirm that we, as Central African actors, agree on:

... o The introduction of a constitutional clause prohibiting any possibility of amnesty for crimes against humanity, war crimes and genocide committed in the Central African

Republic;

State of emergency No specific mention.

provisions

Judiciary and courts

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

•••

o A strengthened role for courts and tribunals in protecting basic rights;...

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

...

o The effective implementation – with the cooperation of the international community of the Special Penal Code of the Central African Republic; ensuring for this purpose the strengthening of the technical and operational capacity of local jurisdictions, the implementation of measures of protection for magistrates, witnesses and victims; and ensuring the implementation of judicial mutual aid agreements signed within the remit of CEMAC, CEEAC and CIRGL;

o The need to pursue charges against the authors of crimes committed in the Central African Republic, and to collaborate for this purpose in any enquiries and judicial proceedings of the Special Criminal Court, other national courts and tribunals and the International Criminal Court (CPI);

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

...

o The need to implement a strategy to reform and restructure the defence and security sector of the Central African Republic, including all elements of the defence and security forces (army, police forces, justice personnel), based on the principles and methods agreed at the Bangui National Forum.

Prisons and detention

No specific mention.

Traditional Laws

Socio-economic reconstruction

Development or socio-economic reconstruction

Socio-economic reconstruction→Development or socio-economic

reconstruction→Humanitarian assistance

Page 6, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

o Of the need for urgent humanitarian aid for the victims of these recent crises, including the creation of social solidarity funds;

Socio-economic reconstruction→Development or socio-economic

reconstruction→Infrastructure and reconstruction Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

o That the government implements an integrated strategy of reconstruction and development targeting the poorest regions of the country, including transport, energy and telecommunications infrastructure, and prepares a route map for the modernisation of the main growth sectors and the provision of basic services throughout the national territory;

o The re-establishment of basic social services throughout the country, in particular schools, health centres and hospitals (including an HIV-AIDS strategy), access to drinking water and sanitation, and social housing for all of the victims of the recent Central African crises;

o The establishment of an authentic dialogue amongst all stakeholders in the economic and social sphere, such that all concerned will reflect upon and implement focussed and sustainable solutions to the country's social and economic problems, including an integrated strategy for reconstruction;

National economic No specific mention. plan

Natural resources

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The inscription in the new constitution of the creation of a senior and independent authority on good governance; of transparency in managing and exploiting natural and mineral resources; and the equitable redistribution of profits generated by the mining industry, such that they contribute effectively to national development and to the improvement of living conditions for its citizens;

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

o The development of a transparent and rational approach to the exploitation of natural resources, notably oil, diamonds, gold, uranium, etc. to contribute to the country's development, and in this regard to review all extant cooperation frameworks.

International funds No specific mention.

Business Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

...

o For the implementation of an authentic employment policy (particularly for young people, women and vulnerable populations) with the objective of improving investment, in order to develop male and female entrepreneurs in Central Africa, and attract foreign

investment by developing measures to promote the private sector;

Taxation No specific mention.

Banks No specific mention.

Land, property and environment

Land reform/rights No specific mention.

Pastoralist/

No specific mention.

nomadism rights

Cultural heritage No specific mention.

Environment No specific mention.

Water or riparian

rights or access

Security sector

Security Guarantees

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

...

o The creation of a security and socio-economic environment suitable for the return of refugees and displaced persons;

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

...

o The need to implement a strategy to reform and restructure the defence and security sector of the Central African Republic, including all elements of the defence and security forces (army, police forces, justice personnel), based on the principles and methods agreed at the Bangui National Forum.

Ceasefire

Security sector→Ceasefire→General commitments

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

...

o The immediate implementation of the Brazzaville Agreement on Cessation of Hostilities of July 23, 2014, between the non-conventional military groups in the Central African Republic, on the regrouping of armed elements who were signatories to this Agreement, in order to facilitate a peaceful electoral environment;

Police

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

...

o The need to implement a strategy to reform and restructure the defence and security sector of the Central African Republic, including all elements of the defence and security forces (army, police forces, justice personnel), based on the principles and methods agreed at the Bangui National Forum.

Armed forces

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o In finalising and adopting the new Constitution, the importance of secularism and citizenship; of the rights of minorities and indigenous peoples; of the separation of powers and of democratic control of the Government; of the republican, professional and multi-ethnic character of the Central African defence and security forces and their civilian and democratic control;

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

•••

o The need to implement a strategy to reform and restructure the defence and security sector of the Central African Republic, including all elements of the defence and security forces (army, police forces, justice personnel), based on the principles and methods agreed at the Bangui National Forum.

DDR

Security sector→DDR→DDR programmes

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

...

o The immediate implementation of the DDR Agreement as adopted at the Bangui National Forum; the implementation of a new DDR programme including provisions on the reconversion and community reintegration of ex-combatants, and on initiatives to create high-intensity labour projects (THIMO), awareness-raising and communication; o The urgent and spontaneous launch of a process of immediate voluntary disarmament by all politico-military groups;

•••

o The need to account for the specific needs of women, young persons and children in each phase of the DDRR process

Intelligence services

No specific mention.

Parastatal/rebel and opposition group forces

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

- o The identification and immediate and unconditional withdrawal of all children associated with armed groups;
- o The obligation on armed groups to engage resolutely in the process of democratic consolidation in the Central African Republic, and where necessary to express their demands by peaceful and democratic means;
- o The immediate implementation of the DDR Agreement as adopted at the Bangui National Forum; the implementation of a new DDR programme including provisions on the reconversion and community reintegration of ex-combatants, and on initiatives to create high-intensity labour projects (THIMO), awareness-raising and communication; o The urgent and spontaneous launch of a process of immediate voluntary disarmament by all politico-military groups;
- o The immediate implementation of the Brazzaville Agreement on Cessation of Hostilities of July 23, 2014, between the non-conventional military groups in the Central African Republic, on the regrouping of armed elements who were signatories to this Agreement, in order to facilitate a peaceful electoral environment;

Withdrawal of foreign forces

Page 6, ON PEACE AND SECURITY

We reaffirm the consensus among all Central African actors on:

...

o The immediate identification and repatriation to their countries of origin, by armed groups, of all foreign fighters in their ranks;

Corruption

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The need to put in place transparent mechanisms for managing the State's resources and to develop legislation for the fight against corruption; and to operationalise the National Agency for Financial Investigation (ANIF) and other structures designed to embed good governance in the country;

o The inscription in the new constitution of the creation of a senior and independent authority on good governance; of transparency in managing and exploiting natural and mineral resources; and the equitable redistribution of profits generated by the mining industry, such that they contribute effectively to national development and to the improvement of living conditions for its citizens;

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

o The development of a transparent and rational approach to the exploitation of natural resources, notably oil, diamonds, gold, uranium, etc. to contribute to the country's development, and in this regard to review all extant cooperation frameworks.

Crime/organised crime

No specific mention.

Drugs No specific mention.

Terrorism No specific mention.

Transitional justice

Transitional justice No specific mention.

general

Amnesty/pardon

Transitional justice→Amnesty/pardon→Amnesty prohibition

Page 2, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

o The introduction of a constitutional clause prohibiting any possibility of amnesty for crimes against humanity, war crimes and genocide committed in the Central African Republic;

Courts

Transitional justice→Courts→International courts
Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

...

o The need to pursue charges against the authors of crimes committed in the Central African Republic, and to collaborate for this purpose in any enquiries and judicial proceedings of the Special Criminal Court, other national courts and tribunals and the International Criminal Court (ICC);

o The establishment of a Justice, Truth, Reparations and Reconciliation Commission, with representation at the local level, charged with documenting and examining the crimes and acts of violence committed in the territory of the Central African Republic, in order to group them in two categories:

Those whose authors must be brought to justice;

•••

Mechanism

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

•••

o The establishment of a Justice, Truth, Reparations and Reconciliation Commission, with representation at the local level, charged with documenting and examining the crimes and acts of violence committed in the territory of the Central African Republic, in order to group them in two categories:

- Those whose authors must be brought to justice;
- Those to be subject to reparations in the form of compensation payments or works of general interest, resulting in contrition and intercommunity reconciliation; o The creation of a mechanism for transitional justice, in line with the Global National Reconciliation Strategy; the institution of a day of commemoration for the victims of the Central African Republic crises; the promotion of a civic and citizen-focussed culture in the Central African Republic.

Prisoner release

No specific mention.

Vetting

Victims

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

...

o The effective implementation – with the cooperation of the international community of the Special Penal Code of the Central African Republic; ensuring for this purpose the strengthening of the technical and operational capacity of local jurisdictions, the implementation of measures of protection for magistrates, witnesses and victims; and ensuring the implementation of judicial mutual aid agreements signed within the remit of CEMAC, CEEAC and CIRGL;

•••

o The creation of a mechanism for transitional justice, in line with the Global National Reconciliation Strategy; the institution of a day of commemoration for the victims of the Central African Republic crises; the promotion of a civic and citizen-focussed culture in the Central African Republic.

Page 6, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

...

o Of the need for urgent humanitarian aid for the victims of these recent crises, including the creation of social solidarity funds;

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

...

o The re-establishment of basic social services throughout the country, in particular schools, health centres and hospitals (including an HIV-AIDS strategy), access to drinking water and sanitation, and social housing for all of the victims of the recent Central African crises;

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

We reaffirm the consensus among all Central African actors:

...

o The need to ensure effective legal and jurisdictional protection for victims, and in particular the most vulnerable;

Missing persons

Reparations

Transitional justice→Reparations→Symbolic reparations

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

...

o The creation of a mechanism for transitional justice, in line with the Global National Reconciliation Strategy; the institution of a day of commemoration for the victims of the Central African Republic crises; the promotion of a civic and citizen-focussed culture in the Central African Republic.

Transitional justice→Reparations→Material reparations

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

...

- o The establishment of a Justice, Truth, Reparations and Reconciliation Commission, with representation at the local level, charged with documenting and examining the crimes and acts of violence committed in the territory of the Central African Republic, in order to group them in two categories:
- Those whose authors must be brought to justice;
- Those to be subject to reparations in the form of compensation payments or works of general interest, resulting in contrition and intercommunity reconciliation;

Reconciliation

Page 1, UNTITLED PREAMBLE

...

Considering all of the formal and informal preparatory dialogue and reconciliation for the Bangui Forum, including consultations with local populations, with a view to strengthening national cohesion;

...

Condemning the deluge of violence which has weakened the social cohesion and national unity of the Central African Republic;

...

Reaffirming our deep attachment to the process of dialogue and reconciliation, the best means of returning to a just and durable peace, a platform for the integrated development of the Central African Republic;

Page 2, UNTITLED PREAMBLE

...

Resolving to contribute positively to the implementation of the resolutions and recommendations of the Bangui National Forum using measures and mechanisms designed to restore peace and promote reconciliation and good governance;

Page 3, ON GOVERNANCE (DEMOCRATIC AND ECONOMIC) AND INSTITUTIONAL REFORM We reaffirm that we, as Central African actors, agree on:

...

o The promotion of participative and inclusive democracy, based on the principle of equality between men and women; the strengthening of social cohesion, justice and reconciliation in the Central African Republic; the introduction of a provision in the constitution authorising the governing executive to carry out basic consultations on the key issues facing society;

Page 5, ON JUSTICE AND RECONCILIATION

We reaffirm the consensus among all Central African actors on:

o The need to declare Moslem anniversaries as official holidays, with a view to fairness and national reconciliation

...

- o The establishment of a Justice, Truth, Reparations and Reconciliation Commission, with representation at the local level, charged with documenting and examining the crimes and acts of violence committed in the territory of the Central African Republic, in order to group them in two categories:
- Those whose authors must be brought to justice;
- Those to be subject to reparations in the form of compensation payments or works of general interest, resulting in contrition and intercommunity reconciliation; o The creation of a mechanism for transitional justice, in line with the Global National Reconciliation Strategy; the institution of a day of commemoration for the victims of the Central African Republic crises; the promotion of a civic and citizen-focussed culture in the Central African Republic.

Implementation

UN signatory No specific mention.

Other international No specific mention.

signatory

Referendum for agreement

No specific mention.

International mission/force/ similar

No specific mention.

Enforcement mechanism

Page 7, ON ECONOMIC AND SOCIAL DEVELOPMENT

•••

We call upon the Transition authorities, without further delay, to establish an agreement framework for purposes of monitoring the implementation of the Forum's conclusions and recommendations, as well as those of the present Pact, whose provisions concern every actor in the Nation. To this effect, we call upon the National Transition Council to examine the documents resulting from the Forum in its deliberations, and to consider

their legal and regulatory implications.

Related cases No specific mention.

Source Sourced from web at: http://www.hdcentre.org/uploads/tx_news/Pacte-Republicain-

Bangui-Forum-Mai-2015.pdf