

Country/entity	India Pakistan
Region	Asia and Pacific
Agreement name	Agreement between the Republic of India and the Islamic Republic of Pakistan on Reducing the Risk from Accidents Relating to Nuclear Weapons
Date	21 Feb 2007
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes

Agreement/conflict level Interstate/interstate conflict

India-Pakistan Conflict (1947 -) and the Pakistani Taliban (2001 -)

Two distinct contexts have generated agreements.

India-Pakistan Conflict (1947 -)

The roots of the India-Pakistan Conflict lay in the partition of the British Indian Empire following the end of World War II, and the creation of the predominately Muslim Dominion of Pakistan (now Pakistan and Bangladesh) and the Union of India in 1947. Fuelled by Hindu and Muslim nationalism, the political partition spurred the largest mass migration as minorities sought refuge among their communal majorities. Retaliatory violence on both sides led to the deaths of 200,000 to 500,000 people.

A few weeks following the partition, Pakistan sent tribal militias into the Princely State of Jammu and Kashmir, sparking the Indo-Pakistan War of 1947. Two other wars broke out in 1965 and in 1991, as well as a number of skirmishes over the Siachen Glacier. The conflict has seen less casualties since the announcement of a ceasefire in 2003, despite frequent violations by both sides. Public unrest remains sporadic and there has been occasional actions by Islamic militants. In addition, despite a decrease in human rights conditions by occupying forces on both sides, abuses are still documented.

Another dimension of the conflict developed in 1997, after Pakistan announced a successful nuclear test. Since then there has been a proliferation of treaties ensuring clear lines of communication in regards to nuclear testing and accidents to deter accidental escalation.

Pakistan-Afghanistan-US Conflict (2001 -)

Since the 2000s, the Afghanistan war had a noticeable spill-over effect to Pakistan. The Afghan Taliban maintain several strongholds in the western parts of Pakistan, especially in the Northwest Tribal Region. Native Islamist guerrilla outfits also remain active in the region and in 2007 they formed the umbrella organisation known as the Pakistan Taliban until it splintered into four different groups in 2014.

Close

India-Pakistan Conflict (1947 -) and the Pakistani Taliban (2001 -)

Stage	Framework/substantive - partial
Conflict nature	Territory
Peace process	India-Pakistan border and related process
Parties	K.C. Singh, Additional Secretary (IO), Government of the Republic of India; Tariq Osman Hyder, Additional Secretary (UN & EC), Government of the Islamic Republic of Pakistan
Third parties	-
Description	Short agreement wherein both sides agree to keep communication open via the two foreign secretaries in regards to nuclear accidents to reduce the risk of nuclear fallout.

Agreement document	IN_PK_070221_Reducing the Risk from Accidents Relating to Nuclear Weapons,.pdf (opens in new tab) Download PDF
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Groups

Children/youth	No specific mention.
Disabled persons	No specific mention.
Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ethnic/ national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	No specific mention.
Social class	No specific mention.

Gender

Women, girls and gender	No specific mention.
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 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

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 No specific mention.

Traditional/religious leaders No specific mention.

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 No specific mention.

Bill of rights/similar No specific mention.

Treaty incorporation	Page 4, Article-6 This Agreement shall not affect the rights and obligations of the Parties under existing international agreements to which they are a Party.
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Civil and political rights	No specific mention.
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Socio-economic rights	No specific mention.
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Rights related issues

Citizenship	No specific mention.
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Democracy	No specific mention.
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Detention procedures	No specific mention.
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Media and communication	No specific mention.
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Mobility/access	No specific mention.
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Protection measures	No specific mention.
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Other	No specific mention.
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Rights institutions

NHRI	No specific mention.
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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.
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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	No specific mention.
National economic plan	No specific mention.
Natural resources	No specific mention.
International funds	No specific mention.
Business	No specific mention.
Taxation	No specific mention.
Banks	No specific mention.

Land, property and environment

Land reform/rights	No specific mention.
Pastoralist/nomadism rights	No specific mention.
Cultural heritage	No specific mention.
Environment	Page 4, Article-5, Information obtained by a Party pursuant to this Agreement shall not be disclosed to a third Party without the prior consent of the other Party except where it concerns environment, public health or safety
Water or riparian rights or access	No specific mention.

Security sector

Security Guarantees

Page 1, Recognizing that both Parties have national measures including Command and Control structures to guard against accidents related to nuclear weapons;

Recognizing that the nuclear dimension of the security environment of the two countries adds to their responsibility for avoidance of conflict between the two countries;

Committed to the objective of global and non-discriminatory nuclear disarmament;

Page 2, Conscious of the need for adopting measures aimed at promoting a stable environment of peace and security between the two countries;

Page 2, Article- 1 Each Party shall maintain and improve, as it deems necessary, existing national measures including organizational and technical arrangements, to guard against accidents related to nuclear weapons under its control.

Page 2-3, Article-2

The Parties shall notify each other immediately in the event of any accident relating to nuclear weapons , under their respective jurisdiction or control , which could create the risk of a radioactive fallout, with adverse consequences for both sides or create the risk of an outbreak of a nuclear war between the two countries. In the event of such an accident the Party within whose jurisdiction or control the accident has taken place will immediately take necessary measures to minimize the radiological consequences of such an accident.

The obligation of a Party to notify shall be in respect of only such accidents which may result in an international transboundary release that could be of radiological safety significance or have security implication for the other Party.

Page 3, Article-3

In the event of occurrence of an accident of the type referred to in Article-2 of this Agreement :

(i) Each Party shall act in such a manner as to reduce the possibilities of its actions being misinterpreted by the other Party;

(ii) In case of likely impact of the accident on the other Party, the first party shall inform the other Party forthwith with relevant information.

Page 3, Article-4

The Parties shall make use of the hotline links between the two Foreign Secretaries and DGMOs or any other appropriate communication link as mutually agreed upon between their Governments for transmission of, or request for, urgent information in situations relating to the implementation of this Agreement. The Parties may also make use of any other communication channels, including diplomatic channels depending upon the urgency of the situation.

Ceasefire

No specific mention.

Police

No specific mention.

Armed forces	No specific mention.
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	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.

Amnesty/pardon No specific mention.

Courts No specific mention.

Mechanism No specific mention.

Prisoner release No specific mention.

Vetting No specific mention.

Victims No specific mention.

Missing persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

Implementation

UN signatory No specific mention.

Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism No specific mention.

Related cases No specific mention.

Source Ministry of External Affairs, India; <http://www.mea.gov.in/Portal/LegalTreatiesDoc/PA07B0425.pdf>
