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| Country/ entity | Indonesia Aceh |
| Region | Asia and Pacific Asia and Pacific |
| Agreement name | Status of Mission Agreement (SOMA) on the Establishment and Management of the HDC Aceh Monitoring Mission (HAMM) |
| Date | 16 Dec 2002 |
| Agreement status | Multiparty signed/agreed |
| Interim arrangement | Yes |
| Agreement/ conflict level | Intrastate/intrastate conflict (Indonesian Conflicts (1976 -)) |
| Stage | Ceasefire/related |
| Conflict nature | Government/territory |
| Peace process | Indonesia-Aceh peace process |
| Parties | For the Government Of the Republic of Indonesia SUDI SILALAH For the Henry Dunant Centre for Humanitarian Dialogue (HDC) MARTIN GRIFFITHS |
| Third parties | - |
| Description | Agreement outlines the responsibilities of the HDC-led Monitoring Mission to monitor the cessation of hostilities agreement between GAM and the Indonesian Government (GOI). All costs are taken on by HDC, but the GOI is responsible for locating office and living space as well as ensuring security. |

Agreement document [ID_021216_SOMA.pdf](#)  | [Download PDF](#)

Groups

Children/
youth No specific mention.

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

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

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| Political institutions (new or reformed) | No specific mention. |
| Elections | No specific mention. |
| Electoral commission | No specific mention. |
| Political parties reform | No specific mention. |
| Civil society | Page 1, Article 1 , General Provisions HDC undertakes to coordinate, facilitate and lead the establishment of the HAMM. The members of the Mission will be recruited from among citizens of the Philippines and Thailand. The mission and its members shall have such status, privileges and immunities as are conferred on them by this SOMA and any other applicable instrument of international law. |
| Traditional/ religious leaders | No specific mention. |
| Public administration | No specific mention. |
| Constitution | No specific mention. |

Power sharing

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|-------------------------|----------------------|
| Political power sharing | No specific mention. |
|-------------------------|----------------------|

Territorial power sharing No specific mention.

Economic power sharing No specific mention.

Military power sharing No specific mention.

Human rights and equality

Human rights/RoL general Page 1, Article 1 , General Provisions
HDC undertakes to coordinate, facilitate and lead the establishment of the HAMM. The members of the Mission will be recruited from among citizens of the Philippines and Thailand. The mission and its members shall have such status, privileges and immunities as are conferred on them by this SOMA and any other applicable instrument of international law.

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.

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| Democracy | No specific mention. |
| Detention procedures | No specific mention. |
| Media and communication | <p>Rights related issues→Media and communication→Media logistics</p> <p>Page 3, Article 2, 2. The HAMM is authorized to set up and operate internal communications systems (including mobile transceiver in all vehicles and the members of the HAMM) and external communication system (satellite communication)</p> <p>Page 3, Article 3 The individual members of the HAMM²⁸ All members of the HAMM shall also be accorded: ... 4. For the purpose of internal and external communications, the HAMM and its members shall have right to use codes and to receive papers of correspondence by courier or in sealed bags. No official communication directed to the HAMM or to any of its members, nor any outward official communication of the mission, by whatever means or in whatever form transmitted, shall be detained in anyway or suffer any interference with its confidentiality.</p> |
| Mobility/ access | <p>Page 3, Article 3 The individual members of the HAMM²⁸ All members of the HAMM shall also be accorded: ... 3. Freedom of movement for the performance of their tasks.</p> |
| Protection measures | <p>Rights related issues→Protection measures→Other</p> <p>Page 4, Article 5, Security, safety and emergencies The GOI is responsible for the protection and security arrangements of all the HAMM personnel residing in NAD. The GOI will, if necessary provide emergency medical evacuation of the HAMM personnel on Indonesian territory as well as evacuation for security problems.</p> |
| Other | No specific mention. |

Rights institutions

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| NHRI | No specific mention. |
|------|----------------------|

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| Regional or international human rights institutions | No specific mention. |
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Justice sector reform

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| 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. |
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| Prisons and detention | No specific mention. |
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| Traditional Laws | No specific mention. |
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Socio-economic reconstruction

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| Development or socio-economic reconstruction | No specific mention. |
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|------------------------|----------------------|
| National economic plan | No specific mention. |
|------------------------|----------------------|

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|-------------------|----------------------|
| Natural resources | No specific mention. |
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International funds No specific mention.

Business No specific mention.

Taxation Socio-economic reconstruction→Taxation→Reform of taxation
Page 2, Article 2, B. Taxes and duties²⁸
In accordance with the Main Agreement, the following will apply to the HAMM:
1. For HAMM activities and its members in Indonesia shall be given taxes facilitates in accordance with the existing law.
2. In meeting its logistical and operational needs, the HAMM may make use (by purchasing and hiring) of local resources, such as communication systems housing, food, fuel, repairs, medical services, etc.

Page 3, Article 2,
3. The GOI will facilitate smooth costume [customs?] clearance of the HAMM's operational supplies, goods and equipment, including smooth entries and exist of the HAMM's international personal.

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 No specific mention.

Water or riparian rights or access

No specific mention.

Security sector

Security Guarantees

Page 4, Article 5, Security, safety and emergencies

The GOI is responsible for the protection and security arrangements of all the HAMM personnel residing in NAD. The GOI will, if necessary provide emergency medical evacuation of the HAMM personnel on Indonesian territory as well as evacuation for security problems.

Ceasefire

Security sector→Ceasefire→Ceasefire provision

Page 1, Preamble

In accordance with the cessation of hostilities (COH) agreement, the Government of the Republic of Indonesia (hereinafter referred to as the GOI) and the Free Aceh Movement (hereinafter referred to as the GAM) have requested the Henry Dunant Centre for Humanitarian Dialogue (hereinafter referred to as HDC) to organize, equip and establish an international mission, called the HDC Aceh Monitoring Mission (hereinafter referred to as The HAMM), to monitor the implementation of the COH agreement.

Page 1, Preamble

... The GOI and The GAM have stressed the importance of monitoring the COH, expressed the willingness to facilitated and support the establishment and administration of the HAMM, and guaranteed their cooperation with the mission.

Page 1, Preamble

... HDC has accepted the request with the understanding that the HAMM will conduct verification in the context of JSC and in accordance with the COH, through on-site monitoring in accordance with the COH agreement. It is, however understood that effect of the HAMM will depend on the parties' willingness to abide with recommendations from the HAMM.

Page 2, Article 2, C. Equipment

1. As a basis for its reporting activities, the HAMM may use necessary equipment such as maps, compasses, GPS, binoculars, laser range finders, all kind of communication system, the internet, e-mail, cameras, videotapes recorders, etc.

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.

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| Amnesty/ pardon | <p>Transitional justice→Amnesty/pardon→Relief of other sanctions</p> <p>Page 3, Article 3</p> <p>The individual members of the HAMM²⁰₂₈</p> <p>All members of the HAMM shall also be accorded:</p> <p>1. Immunity from personal arrest or detention and from legal process in respect all of acts, including words spoken or written, performed by them in the course of duty</p> <p>Page 4, Article 6, Laws and regulation</p> <p>1. Privileges and immunities are accorded to the HAMM and its members in the interests of efficient and independent fulfilment of the mission tasks and not for the personal benefit of the individual concerned. Without prejudice to their privileges and immunities, the Mission and its members shall take all appropriate steps to ensure respect for and compliance with the laws and regulations of Indonesia.</p> |
| 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 No specific mention.
signatory

Other No specific mention.
international
signatory

Referendum No specific mention.
for
agreement

International mission/ force/similar Page 1, Article 1 , General Provisions
HDC undertakes to coordinate, facilitate and lead the establishment of the HAMM. The members of the Mission will be recruited from among citizens of the Philippines and Thailand. The mission and its members shall have such status, privileges and immunities as are conferred on them by this SOMA and any other applicable instrument of international law.

Page 2, A. The Mission, Article 2

1. The premises of the HAMM shall be inviolable.
2. The property and assets of the Mission, wherever located and by whomsoever held, shall be immune from search, requisition, confiscation and expropriation.
3. The archives of the HAMM and in general all its documents in paper or electronic form, including audio and videotapes, shall be inviolable wherever located and by whomsoever held.
4. The HAMM's property and assets, wherever located and by whomsoever held, shall enjoy immunity from any form of legal process except:
 1. In so far as in any particular case it has expressly waived its immunity in writing. It is however, understood that such waived its immunity in writing. It is, however, understood hat such waiver of immunity does not extend to any measure of execution.
 2. In the case of civil action brought by the third party for damages arising from accident caused by the use equipment, including a motor vehicle, belonging to or operated on behalf of the mission.
5. The HDC should ensure that the activities of members of the HAMM and the need for equipment and goods are consistent with the role and mandate of the HDC under the COH.

Page 3, Article 2,

2. The HAMM is authorized to set up and operate internal communications systems (including mobile transceiver in all vehicles and the members of the HAMM) and external communication system (satellite communication).

Page 3, Article 2,

3. The GOI will facilitate smooth costume [customs?] clearance of the HAMM's operational supplies, goods and equipment, including smooth entries and exist of the HAMM's international personal.

Page 3, Article 3

The individual members of the HAMM

All members of the HAMM shall also be accorded:

1. Immunity from personal arrest or detention and from legal process in respect all of acts, including words spoken or written, performed by them in the course of duty.
2. Inviolability for all papers and documents related to their duties.
3. Freedom of movement for the performance of their tasks.
4. For the purpose of internal and external communications, the HAMM and its members shall have right to use codes and to receive papers of correspondence by courier or in sealed bags. No official communication directed to the HAMM or to any of its members, nor any outward official communication of the mission, by whatever means or in whatever form transmitted, shall be detained in anyway or suffer any interference with its confidentiality.

Enforcement mechanism No specific mention.

Related cases No specific mention.

Source HDC; http://www.hdcentre.org/fileadmin/user_upload/Our_work/Peacemaking/Aceh_Indonesia/Supporting_documents/Status-of-Mission-Agreement-_SOMA_-16-December-2002.pdf
