

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

Country/ entity	Colombia
Region	Americas
Agreement name	Declaracion de Viana, Gobierno Nacional-ELN, Acommpañamiento de la CCN y comon testigo del Gobierno de Espana
Date	9 Feb 1998
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict (Colombian Conflict (1964 -))
Stage	Pre-negotiation/process
Conflict nature	Government
Peace process	Colombia II - Samper
Parties	This agreement is signed in the Palace of Viana in the city of Madrid, Spain, on 9 February 1998 by: JOSÉ NOÉ RÍOS and DANIEL GARCÍA PEÑA for the Colombian government MILTON HERNÁNDEZ for central command and the leadership of ELN JUAN VÁSQUEZ for the International Front AUGUSTO RAMÍREZ OCAMPO and ANA MERCEDES GÓMEZ for CCN
Third parties	Witness for the Spanish government: Fernando M. Villalonga, Secretary of State for International Cooperation Eduardo Gutiérrez Sáenz de Buruaga, Director General of Foreign Policy for Ibero-America
Description	This agreement sets the framework for future negotiations and establishes a forum for national dialogue to discuss peace, democracy and social justice.

Agreement document [CO_980209_Declaracion de Viana - tr.pdf](#)  | [Download PDF](#)

Agreement document (original language) [CO_980209_Declaración de Viana.pdf](#) | [Download PDF](#)

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	<p>Page 1, Article 1, To convene a National Convention for Peace, Democracy and Social Justice to determine the structure of an agreement whose implementation will involve all required legislative instances and possible spaces, including the convening of a National Constitutional Assembly, in line with the insurgent group's proposals, a referendum involving the broad democratic participation of all Colombians.</p> <p>Pages 1-2, Article 2, The national convention will be convened following a preparatory meeting that will take place on 5, 6 and 7 June this year at a location in Colombia to be previously determined by the parties based on the following points: ... • A representative of the Spanish government will be invited as witness, in addition to a representative of each of the presidential candidates for the second round of the presidential elections (if a second round occurs), a representative of the incoming president and a representative of the party with the most votes other than the incoming president, the president of the National Congress, the president of the United Federation of Workers (Central Unitario de Trabajadores, CUT), the president of the Workers' Union (Unión Sindical Obrera, USO), a representative of the trade union council, a representative of the government organisations responsible for the defence of human rights and a representative of the Communist Party. ...</p>
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 Pages 1-2, Article 2,
The national convention will be convened following a preparatory meeting that will take place on 5, 6 and 7 June this year at a location in Colombia to be previously determined by the parties based on the following points:
...

Page 2, Article 3,
The complementary aspects for the development of the process to lead to the termination of the armed conflict will be determined in parallel to the gathering of requests related to the political and social conflict.
While the conflict persists, the parties will reach an agreement to ensure the respect for life and humanitarian conditions in the war in the context of international humanitarian law, in addition to safeguarding the civil population.

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, Article 1,
To convene a National Convention for Peace, Democracy and Social Justice to determine the structure of an agreement whose implementation will involve all required legislative instances and possible spaces, including the convening of a National Constitutional Assembly, in line with the insurgent group's proposals, a referendum involving the broad democratic participation of all Colombians.

Pages 1-2, Article 2,
The national convention will be convened following a preparatory meeting that will take place on 5, 6 and 7 June this year at a location in Colombia to be previously determined by the parties based on the following points:

...

- the terms for the transformation of social and political structures through concerted action taking into account factors such as the full force of human rights, social and economic justice, political democratisation, the definition of the role of the armed forces in a peaceful country, and sovereignty, integration and internationalisation; ...

Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/access No specific mention.

Protection measures No specific mention.

Other No specific mention.

Rights institutions

NHRI No specific mention.

Regional or international human rights institutions No specific mention.

Justice sector reform

Criminal justice and emergency law No specific mention.

State of emergency provisions No specific mention.

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 No specific mention.

Water or riparian rights or access No specific mention.

Security sector

Security Guarantees No specific mention.

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	<p>Pages 1-2, Article 2, The national convention will be convened following a preparatory meeting that will take place on 5, 6 and 7 June this year at a location in Colombia to be previously determined by the parties based on the following points:</p> <ul style="list-style-type: none"> • The government and ELN will each have three representatives and decisions will be made by consensus. <p>...</p> <p>The sessions of the preparatory meeting will be in private and the public will be informed of the decisions by communications that are mutually agreed between the parties.</p> <ul style="list-style-type: none"> • The government and ELN will provide the required security for participants in the meeting under the same procedure used in Santa Ana, Antioquia on 2 November 1997. The government will provide the guarantees required for transport and the negotiations. • The preparatory meeting will determine the elements of the national convention, including: <ul style="list-style-type: none"> • the terms for the transformation of social and political structures through concerted action taking into account factors such as the full force of human rights, social and economic justice, political democratisation, the definition of the role of the armed forces in a peaceful country, and sovereignty, integration and internationalisation; • participants in the national convention, with a maximum of 100 people representing the country's economic, political and social forces; • date and location for the national convention, which must take place after the second round of the presidential election; • methodological aspects of the national convention. <p>Page 3, Article 5, This agreement must be ratified by ELN at two meetings to take place in Itagüí, one with the commanders Francisco Galán and Felipe Torres, and another with representatives of the central command. The same representatives of the government and CCN who sign this agreement will attend. It will also be ratified by the President of the Republic.</p>
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	Witness for the Spanish government: Fernando M. Villalonga, Secretary of State for International Cooperation Eduardo Gutiérrez Sáenz de Buruaga, Director General of Foreign Policy for Ibero-America
Referendum for agreement	Page 1, Article 1, To convene a National Convention for Peace, Democracy and Social Justice to determine the structure of an agreement whose implementation will involve all required legislative instances and possible spaces, including the convening of a National Constitutional Assembly, in line with the insurgent group's proposals, a referendum involving the broad democratic participation of all Colombians.
International mission/force/similar	No specific mention.
Enforcement mechanism	4. The dialogue process to find the political solution, which begins with the signing of this preliminary agreement and its ratification, will be supported by the international community, primarily Spain, Mexico, Costa Rica and Venezuela. The Spanish government will act as facilitator of the process, providing good offices and acting as host where necessary. This group may be extended by the agreement of the parties. International support must be based on the principles of neutrality, impartiality and discretion.
Related cases	No specific mention.
Source	Source: En ausencia de un proceso de paz: Acuerdos Parciales y Mandato Ciudadano por la Paz, Biblioteca de la Paz – 1994-1998, Fundación Cultura Democrática, Ed. Álvaro Villarraga Sarmiento, Bogotá D.C., 2009 (book IV) p. 271
