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Country/ entity	Afghanistan
Region	Europe and Eurasia
Agreement name	Agreement between the Islamic Republic of Afghanistan and Hizb-e-Islami
Date	22 Sep 2016
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict (Afghan Wars (1979 -))
Stage	Framework/substantive - partial
Conflict nature	Government
Peace process	Afghanistan: 2000s Post-intervention process
Parties	President of the IRA Mohammad Ashraf Ghani, chairman of HIA delegation Gulbuddin Hekmatyar, chairman of HPC Peer Sayed Ahmad Gailani and HIA head of peace delegation, Mohammad Ameen Karim.
Third parties	-
Description	This agreement contains mutual commitments of the Afghanistan government and the Hizb-e-Islami group. The government agrees to work towards lifting international restrictions against Hizb-e-Islami members, prisoner release, rights to political activities and participation, and facilitation of inclusion in government institutions. Hizb-e-Islami commits to a ceasefire, cutting ties with terrorist groups, and to support the work of the High Peace Council.

Agreement document [AF_160929_Agreement between the Islamic Republic of Afghanistan and Hizb-e-Islami.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	Groups→Racial/ethnic/national group→Rhetorical Page 1, Article Three Both parties believe that all people both man and woman enjoy equal right and responsibility before law indiscriminately and without concession. The single and united Afghanistan belongs to all brave tribes and people of this territory and national sovereignty is the unquestionable right of nation that enforces it directly or through its elected representatives.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	Groups→Refugees/displaced persons→Substantive Page 3, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Sixteenth The GoIRA pledges to undertake comprehensive measures including providing pieces of land for accommodation with essential resources in Kabul and other provinces for settlement of problems of refugees of camp Nasrat Meena and other Afghan refugees in Pakistan and Iran and their volunteer honorable and sustainable repatriation to the homeland. In this direction, the GoIRA pleads to pave the way as the first step of the practical volunteer repatriation of about 20000 refugee families with the help of the international community. Meanwhile the GoIRA undertakes essential measures towards tackling HIA martyrs and handicapped relatives problems like other martyrs and handicapped of the country. Implementation of know-how of this program to be arranged and registered by the joint executive commission.
Social class	No specific mention.

Gender

Women, girls and gender	Page 1, Article Three Both parties believe that all people both man and woman enjoy equal right and responsibility before law indiscriminately and without concession. The single and united Afghanistan belongs to all brave tribes and people of this territory and national sovereignty is the unquestionable right of nation that enforces it directly or through its elected representatives.
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	Page 2, Article Two Both parties believe that the religious principles and guidelines would be the main pillar of all laws and government performances, as the second and third articles of the country's constitution emphasize too that the holy religion of Islam is the official religion of the Government of Islamic Republic of Afghanistan and no law could be against the believes and orders of Islam, the holy religion in Afghanistan.

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) Governance→Political institutions (new or reformed)→General references Page 3, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Thirteenth
The GoIRA obliges itself to provide essential conditions for presence and partnership of HIA in government institutions according to constitution. The proper and acceptable framework quality for implementation of this issue will be arranged by the High Peace Council in coordination with HIA delegation and will be recommended to the presidential authority.

Elections Page 2, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Eight
The GoIRA pledges that in consultation with political, civil and government institutions of the country to pave the way towards further reform of election process and submit specific plans in this regard. The government also commits to pave the way for attendance of HIA in the reform process of electoral system. If due to shortage of time, the reforms of electoral system can't be focused to upcoming election, the government in consultation with all concerned institutions would be committed to amend the electoral system based on proportionate party electoral system. Similarly, the presence of HIA in electoral structures will be ensured according to the law.

Electoral commission/ No specific mention.

Political parties reform Governance→Political parties reform→Other political parties reform
Page 2, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Seven
The GoIRA pledges to announce officially to recognize the right of political activity of Hezb-e-Islami in all socio-political dimensions in accordance with enforced laws of the country, cooperate for its implementation as the Hezb-e-Islami can attend parliamentary, presidential, provincial and municipality elections and have its candidates.
Page 3, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Thirteenth
The GoIRA obliges itself to provide essential conditions for presence and partnership of HIA in government institutions according to constitution. The proper and acceptable framework quality for implementation of this issue will be arranged by the High Peace Council in coordination with HIA delegation and will be recommended to the presidential authority.
Page 4, Second Chapter: The parties' commitments, Second section: commitments of the Hezb-e-Islami of Afghanistan, Article Twentieth
HIA obliges itself to cooperate the NUG as a political party in defense and ensuring reliable security throughout the country and activates its offices in the capital and provinces as an official political party.

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 No specific mention.

Civil and political rights No specific mention.

Socio-economic rights No specific mention.

Rights related issues

Citizenship No specific mention.

Democracy No specific mention.

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 Page 1, Article Two
Both parties believe that the religious principles and guidelines would be the main pillar of all laws and government performances, as the second and third articles of the country's constitution emphasize too that the holy religion of Islam is the official religion of the Government of Islamic Republic of Afghanistan and no law could be against the believes and orders of Islam, the holy religion in Afghanistan.

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 Security sector→Ceasefire→General commitments
Page 3-4, Second Chapter: The parties' commitments, Second section: commitments of the Hezb-e-Islami of Afghanistan, Article Eighteenth
Following the official announcement by this agreement of the HPC of the GoIRA, HIA officially announces that to carry out activities as an important political party in the sake of the country's interests, permanent ceasing of war and violence and ensuring of reliable peace in the country, respect the constitution, establish permanent truce, stop every military escalations and provocations and dissolve its military structures...

Police No specific mention.

Armed
forces No specific mention.

DDR

Security sector→DDR→DDR programmes

Page 3, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Fourteenth

The GoIRA pledges to recruit eligible HIA individuals and commanders who are interested to serve in the country's security and defense forces. The GoIRA is committed to prepare the ground of their legal honorable reliable integration in the society. Knowhow of implementation of this article will be arranged through joint executive commission.

Page 3-4, Second Chapter: The parties' commitments, Second section: commitments of the Hezb-e-Islami of Afghanistan, Article Eighteenth

Following the officials announcement by this agreement of the HPC of the GoIRA, HIA officially announces that to carry out activities as an important political party in the sake of the country's interests, permanent ceasing of war and violence and ensuring of reliable peace in the country, respect the constitution, establish permanent truce, stop every military escalations and provocations and dissolve its military structures. The joint executive commission adopts essential measures for implementation of this article as soon as possible...

Intelligence services

No specific mention.

Parastatal/ rebel and opposition group forces	<p>[Summary: This agreement in its entirety provides for the political reintegration of the rebel group Hezb-E-Islami.]</p> <p>Page 2, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Eleventh</p> <p>...HIA commits that the released members of Hezb-e-Islami would not go to battlefields against the GoIRA and would never join any illegal and terrorist armed group. Supervision over settlement of any difference in this connection would be turn over to the joint executive commission with good will.</p> <p>Page 3, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Fourteenth</p> <p>The GoIRA pledges to recruit eligible HIA individuals and commanders who are interested to serve in the country's security and defense forces. The GoIRA is committed to prepare the ground of their legal honorable reliable integration in the society. Knowhow of implementation of this article will be arranged through joint executive commission.</p> <p>Page 4, Second Chapter: The parties' commitments, Second section: commitments of the Hezb-e-Islami of Afghanistan, Article Nineteenth</p> <p>HIA pledges that after the signing of this agreement announces that not to establish any relations with illegal armed organizations and terrorist groups and do not support them.</p>
Withdrawal of foreign forces	<p>Page 1, Article Four</p> <p>Both parties support withdrawal of foreign military forces based on agreements for strengthening of national sovereignty and interests of the country and believe that through this unity and solidarity, the inhabitants of Afghanistan can halter crisis stem from war and confront threats.</p>
Corruption	No specific mention.
Crime/ organised crime	No specific mention.
Drugs	No specific mention.

Terrorism Page 2, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Eleventh
...HIA commits that the released members of Hezb-e-Islami would not go to battlefields against the GoIRA and would never join any illegal and terrorist armed group. Supervision over settlement of any difference in this connection would be turn over to the joint executive commission with good will.

Page 4, Second Chapter: The parties' commitments, Second section: commitments of the Hezb-e-Islami of Afghanistan, Article Nineteenth
HIA pledges that after the signing of this agreement announces that not to establish any relations with illegal armed organizations and terrorist groups and do not support them.

Transitional justice

Transitional justice general No specific mention.

Amnesty/pardon No specific mention.

Courts No specific mention.

Mechanism No specific mention.

Prisoner release	<p>Page 2, Second Chapter: The parties' commitments, First section: commitments of the Government of the Islamic Republic of Afghanistan, Article Eleventh</p> <p>In conformity and signing of this agreement, the GoIRA guarantees the judicial security of leader and members of Hezb-e-Islami concerning the past political and military steps. The GoIRA pledges to release prisoners and captives of HIA that include the agreed list and who have not committed criminal crimes and there would be no personal claims by certain individuals against them, in no later than three months, through an overt commission that would be formed for this purpose. HIA commits that the released members of Hezb-e-Islami would not go to battlefields against the GoIRA and would never join any illegal and terrorist armed group. Supervision over settlement of any difference in this connection would be turn over to the joint executive commission with good will.</p> <p>Page 3-4, Second Chapter: The parties' commitments, Second section: commitments of the Hezb-e-Islami of Afghanistan, Article Eighteenth ...Hezb-e-Islami of Afghanistan commits to release those detainees who are in captivity with the signing of this agreement as quick as possible and hand them over to the Afghan government. The GoIRA undertakes essential measures for security of HIA individuals.</p>
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.
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Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism Page 4, Second Chapter: The parties' commitments, Second section: commitments of the Hezb-e-Islami of Afghanistan, Article Twenty-Fourth In case of emergence of any possible difference in this agreement, both parties settle the difference through friendly consultation and negotiations and with good will in the joint commission that both sides and carryout activities under the management of HPC would determine its members.

Related cases No specific mention.

Source Bakhtar News
<http://www.bakhtarnews.com.af/eng/politics/item/25074-full-text-of-agreement-between-goira--hezb-e-islami-of-afghanistan-led-by-gulbuddin-hekmatyar.html>
