

Country/entity	Nepal
Region	Asia and Pacific
Agreement name	Agreement between the Government Talks Team comprising the Seven political Parties and Sanghiya Ganatantrik Rastriya Morcha, Nepal
Date	2 Mar 2008
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/local conflict

Nepalese Insurgency (1996 - 2006)

Inspired by the Maoist insurgency in Peru in the early 1990s, the Communist Party of Nepal (Maoist) – CPN(M) – declared war on the Nepalese government in February 1996. A key demand was the transformation of Nepal from a monarchy into a ‘People’s Republic’. Following a pronounced Maoist military strategy, the CPN(M) focused their insurgency on the rural areas. They gained significantly in strength and it took heavy international military support to stabilize the Nepalese government in 2002. After public protests escalated in Kathmandu in 2004, the Nepalese King Gyanendra took authoritarian control over the government. In the cities, a strong popular movement for democracy emerged, forcing the government into fast progressing peace negotiations in 2006 that concluded with the signing of a Comprehensive Peace Accord on 21 November 2006.

Close

Nepalese Insurgency (1996 - 2006)

Stage	Framework/substantive - partial
Conflict nature	Government/territory
Peace process	Nepal related-local processes

Parties

On behalf of Sanghiya Ganatantrik Rastriya Morcha, Nepal

Sd.

(Mr D.K. Buddhist)

Chairperson,

Sanghiya Ganatantrik Rastriya Morcha, Nepal

Sd.

(Mr Kumar Lingden 'Mirak')

Chairperson,

Sanghiya Limbuwan Rajya Parishad

Sd.

(Mr Laxman Tharu)

Chairperson,

Samyukta Tharu Rastriya Morcha-Nepal

Sd.

(Mr Bisendra Paswan)

Chairperson,

Dalit Janajati Party

Sd.

(Mr Singman Tamang)

Vice-chairman,

Tamangsaling Swayatta Rajya Parishad

Talks Team comprising seven parties

Sd.

(Mr Ram Chandra Poudel)

Coordinator

Sd.

(Mr Shanker Pokharel)

Member

Sd.

(Mr Dev Prasad Gurung)

Member

Sd.

(Mr Ghanashyam Sharma Poudel)

Member

Sd.

(Mr Sunil Prajapati)

Member

Sd.

(Mr Keshav Nepal)

Member

Third parties	-
Description	An agreement between the Government Talks Team comprising the Seven political Parties and Sanghiya Ganatantrik Rastriya Morcha. Issues covered include inclusion of marginalised groups in state structures, reparations for martyrs' families, and the withdrawal of general shutdowns and strikes to ensure a successful constituency assembly election.
Agreement document	NP_080302_GoN and Sanghiya Ganatantrik Rastriya Morcha.pdf (opens in new tab) Download PDF
Groups	
Children/youth	No specific mention.
Disabled persons	Groups→Disabled persons→Other Page 1, 1. Those who attained martyrdom during the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat and Dalit people shall be declared martyrs with due respect and Rs 1,000,000 (one million) shall be provided to the dependent families of the deceased. Provisions shall be made to provide employment to one family member and free education [for children] of each martyr family, and treatment to injured agitators. Charges filed against leaders and cadres shall be withdrawn and those detained shall be immediately released. A taskforce comprising the Government and agitating sides shall be immediately formed and work shall be initiated to identify those who attained martyrdom and those who were injured during the movement.
Elderly/age	No specific mention.
Migrant workers	No specific mention.

**Racial/ethnic/
national group**

Groups→Racial/ethnic/national group→Rhetorical

Page 1, Untitled Preamble: In the spirit of the movements of the Limbuwan, Khumbuwan, Tamangsaling, Tharuhat Dalits, and women; ending all forms of discrimination that evolved over a period of 239 years due to the centralised feudal state against the aspirations of Adivasi Janajati, Madheshis, Dalits, women, backward groups, minorities and Muslim communities, we, the signatories, have reached the following written agreement, expressing commitment to build a peaceful, prosperous and modern new Nepal, incorporating all Nepalese people, including Adivasi Janajati, Madheshis, Dalits and women into the national mainstream, by establishing a federal democratic republic based on a new state structure as per the [principles] of a federal system with proportional democracy and autonomous federal states.

Groups→Racial/ethnic/national group→Substantive

Page 1, 3: By maintaining Nepal's sovereignty, national unity and integrity intact, a provision shall be made for scientifically determined autonomous federal republic states by the Constituent Assembly based on the historical backgrounds, languages, geographical regions, economic resources and potentialities of Limbuwan, Khumbuwan, Tamangsaling, Tharuhat as well as other Adivasi Janajati, Dalits, backward classes and ethnicities by abolishing the 239-year old centralised system of governance. To ensure this, [a proposal to this effect] shall be submitted and ratified by the Council of Ministers and conveyed to the parties concerned. In the process of forming a new national structure, the self- respect of all groups and ethnicities shall be honoured. The structure of the autonomous states of the republic, complete details, and division of power between the centre and states shall be determined by the Constituent Assembly. For its implementation, this agreement shall be sent to the Commission for Restructuring, which is to be formed in connection with the new national structure.

Groups→Racial/ethnic/national group→Other

Page 1, 1: Those who attained martyrdom during the movements of the Limbuwan, Khumbuwan, Tamangsaling, Tharuhat and Dalit people shall be declared martyrs with due respect and Rs 1,000,000 (one million) shall be provided to the dependent families of the deceased. Provisions shall be made to provide employment to one family member and free education [for children] of each martyr family, and treatment to injured agitators. Charges filed against leaders and cadres shall be withdrawn and those detained shall be immediately released. A taskforce comprising the Government and agitating sides shall be immediately formed and work shall be initiated to identify those who attained martyrdom and those who were injured during the movement.

Religious groups

Groups→Religious groups→Rhetorical

Page 1, 4: Provision shall be made for inclusive and proportional participation of Adivasi Janajati, natives of the Terai, Dalits, backward classes, Muslims, women, etc. in all organs of the state.

Indigenous people Groups→Indigenous people→Rhetorical

Page 1, Untitled Preamble: In the spirit of the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat Dalits, and women; ending all forms of discrimination that evolved over a period of 239 years due to the centralised feudal state against the aspirations of Adivasi Janajati, Madheshis, Dalits, women, backward groups, minorities and Muslim communities, we, the signatories, have reached the following written agreement, expressing commitment to build a peaceful, prosperous and modern new Nepal, incorporating all Nepalese people, including Adivasi Janajati, Madheshis, Dalits and women into the national mainstream, by establishing a federal democratic republic based on a new state structure as per the [principles] of a federal system with proportional democracy and autonomous federal states.

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Groups→Indigenous people→Substantive

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Other groups

No specific mention.

Refugees/displaced persons No specific mention.

Social class

Groups→Social class→Rhetorical

Page 1, Untitled Preamble: In the spirit of the movements of the Limbuwan, Khumbuwan, Tamangsaling, Tharuhat Dalits, and women; ending all forms of discrimination that evolved over a period of 239 years due to the centralised feudal state against the aspirations of Adivasi Janajati, Madheshis, Dalits, women, backward groups, minorities and Muslim communities, we, the signatories, have reached the following written agreement, expressing commitment to build a peaceful, prosperous and modern new Nepal, incorporating all Nepalese people, including Adivasi Janajati, Madheshis, Dalits and women into the national mainstream, by establishing a federal democratic republic based on a new state structure as per the [principles] of a federal system with proportional democracy and autonomous federal states.

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Groups→Social class→Substantive

Page 1, 1: Those who attained martyrdom during the movements of the Limbuwan, Khumbuwan, Tamangsaling, Tharuhat and Dalit people shall be declared martyrs with due respect and Rs 1,000,000 (one million) shall be provided to the dependent families of the deceased. Provisions shall be made to provide employment to one family member and free education [for children] of each martyr family, and treatment to injured agitators. Charges filed against leaders and cadres shall be withdrawn and those detained shall be immediately released. A taskforce comprising the Government and agitating sides shall be immediately formed and work shall be initiated to identify those who attained martyrdom and those who were injured during the movement.

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Gender

Women, girls and gender

Page 1, Untitled Preamble: In the spirit of the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat Dalits, and women; ending all forms of discrimination that evolved over a period of 239 years due to the centralised feudal state against the aspirations of Adivasi Janajati, Madheshis, Dalits, women, backward groups, minorities and Muslim communities, we, the signatories, have reached the following written agreement, expressing commitment to build a peaceful, prosperous and modern new Nepal, incorporating all Nepalese people, including Adivasi Janajati, Madheshis, Dalits and women into the national mainstream, by establishing a federal democratic republic based on a new state structure as per the [principles] of a federal system with proportional democracy and autonomous federal states.

Page 1, 4: Provision shall be made for inclusive and proportional participation of Adivasi Janajati, natives of the Terai, Dalits, backward classes, Muslims, women, etc. in all organs of the state.

Men and boys

No specific mention.

LGBTI

No specific mention.

Family

Page 1, 1: Those who attained martyrdom during the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat and Dalit people shall be declared martyrs with due respect and Rs 1,000,000 (one million) shall be provided to the dependent families of the deceased. Provisions shall be made to provide employment to one family member and free education [for children] of each martyr family, and treatment to injured agitators. Charges filed against leaders and cadres shall be withdrawn and those detained shall be immediately released. A taskforce comprising the Government and agitating sides shall be immediately formed and work shall be initiated to identify those who attained martyrdom and those who were injured during the movement.

State definition

Nature of state (general)	No specific mention.
State configuration	<p>Page 1, Untitled Preamble: In the spirit of the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat Dalits, and women; ending all forms of discrimination that evolved over a period of 239 years due to the centralised feudal state against the aspirations of Adivasi Janajati , Madheshis, Dalits, women, backward groups, minorities and Muslim communities, we, the signatories, have reached the following written agreement, expressing commitment to build a peaceful, prosperous and modern new Nepal, incorporating all Nepalese people, including Adivasi Janajati , Madheshis, Dalits and women into the national mainstream, by establishing a federal democratic republic based on a new state structure as per the [principles] of a federal system with proportional democracy and autonomous federal states.</p> <p>Page 1, 2: By abolishing the monarchy through the Constituent Assembly, Nepal shall be proclaimed a federal democratic republic and the seven parties shall remain committed to its enforcement.</p> <p>Page 1, 3: By maintaining Nepal’s sovereignty, national unity and integrity intact, a provision shall be made for scientifically determined autonomous federal republic states by the Constituent Assembly based on the historical backgrounds, languages, geographical regions, economic resources and potentialities of Limbuwan, Khambuwan, Tamangsaling, Tharuhat as well as other Adivasi Janajati, Dalits, backward classes and ethnicities by abolishing the 239-year old centralised system of governance. To ensure this, [a proposal to this effect] shall be submitted and ratified by the Council of Ministers and conveyed to the parties concerned. In the process of forming a new national structure, the self- respect of all groups and ethnicities shall be honoured. The structure of the autonomous states of the republic, complete details, and division of power between the centre and states shall be determined by the Constituent Assembly. For its implementation, this agreement shall be sent to the Commission for Restructuring, which is to be formed in connection with the new national structure.</p>
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)	Governance→Political institutions (new or reformed)→General references Page 1, 2: By abolishing the monarchy through the Constituent Assembly, Nepal shall be proclaimed a federal democratic republic and the seven parties shall remain committed to its enforcement.
Elections	Page 1, 5: All general shutdowns, including the general strike called by the Federal Republic National Front, Nepal, shall be withdrawn to enable a successful Constituent Assembly election scheduled for April 10, 2008 and all political factions of this Front shall help conduct the election in a conducive atmosphere.
Electoral commission	No specific mention.
Political parties reform	No specific mention.
Civil society	Page 1, 5: All general shutdowns, including the general strike called by the Federal Republic National Front, Nepal, shall be withdrawn to enable a successful Constituent Assembly election scheduled for April 10, 2008 and all political factions of this Front shall help conduct the election in a conducive atmosphere.
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

Power sharing→Territorial power sharing→Federal or similar sub-divided government
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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 Page 1, Untitled Preamble: In the spirit of the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat Dalits, and women; ending all forms of discrimination that evolved over a period of 239 years due to the centralised feudal state against the aspirations of Adivasi Janajati , Madheshis, Dalits, women, backward groups, minorities and Muslim communities, we, the signatories, have reached the following written agreement, expressing commitment to build a peaceful, prosperous and modern new Nepal, incorporating all Nepalese people, including Adivasi Janajati , Madheshis, Dalits and women into the national mainstream, by establishing a federal democratic republic based on a new state structure as per the [principles] of a federal system with proportional democracy and autonomous federal states.

Page 1, 2: By abolishing the monarchy through the Constituent Assembly, Nepal shall be proclaimed a federal democratic republic and the seven parties shall remain committed to its enforcement.

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** Page 1, 1: Those who attained martyrdom during the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat and Dalit people shall be declared martyrs with due respect and Rs 1,000,000 (one million) shall be provided to the dependent families of the deceased. Provisions shall be made to provide employment to one family member and free education [for children] of each martyr family, and treatment to injured agitators. Charges filed against leaders and cadres shall be withdrawn and those detained shall be immediately released. A taskforce comprising the Government and agitating sides shall be immediately formed and work shall be initiated to identify those who attained martyrdom and those who were injured during the movement.

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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 Transitional justice→Amnesty/pardon→Amnesty/pardon proper
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Courts No specific mention.

Mechanism No specific mention.

Prisoner release Page 1, 1: Those who attained martyrdom during the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat and Dalit people shall be declared martyrs with due respect and Rs 1,000,000 (one million) shall be provided to the dependent families of the deceased. Provisions shall be made to provide employment to one family member and free education [for children] of each martyr family, and treatment to injured agitators. Charges filed against leaders and cadres shall be withdrawn and those detained shall be immediately released. A taskforce comprising the Government and agitating sides shall be immediately formed and work shall be initiated to identify those who attained martyrdom and those who were injured during the movement.

Vetting No specific mention.

Victims Page 1, 1: Those who attained martyrdom during the movements of the Limbuwan, Khambuwan, Tamangsaling, Tharuhat and Dalit people shall be declared martyrs with due respect and Rs 1,000,000 (one million) shall be provided to the dependent families of the deceased. Provisions shall be made to provide employment to one family member and free education [for children] of each martyr family, and treatment to injured agitators. Charges filed against leaders and cadres shall be withdrawn and those detained shall be immediately released. A taskforce comprising the Government and agitating sides shall be immediately formed and work shall be initiated to identify those who attained martyrdom and those who were injured during the movement.

Missing persons No specific mention.

Reparations Transitional justice→Reparations→Material reparations
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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 Asian Study Center for Peace & Conflict Transformation (2011), From Conflict to Peace in Nepal: Peace Agreements 2005-2010.
