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**Country/entity** Georgia

Russia Abkhazia

**Region** Europe and Eurasia

**Agreement name** Protocol of the Third Session of the Coordinating Council of the Georgian and Abkhaz

Sides

**Date** 31 Mar 1998

**Agreement status** Multiparty signed/agreed

**Interim** Yes

arrangement

### Georgian Separatist Conflicts (1989 - )

The Abkhazia-Georgia Conflict (1992 - )

Much like other conflicts that sprung up in the wake of the collapse of the Soviet Union, the Abkhazia conflict emerged as an ethnic conflict following heighten nationalist awareness among Abkhaz and other minorities residing in the region. In 1978, protests against the Georgianization of Abkhazia emerged from Abkhaz intellectuals. Towards the end of the 1980s, both Georgian and Abkhaz nationalists demanded independence from the Soviet Union. Tensions began following clashes at Sukhumi University between pro-Unity protestors and Abkhaz nationalists in April-July 1989. However, the conflict remained a legal conflict up until August 1992 following the 1991 elections, wherein Abkhazians felt they were under-represented. War broke out between Abkhaz separatists, supported by Russian forces and hired fighters from the North Caucus. Within Abkhazia, Abkhaz separatists were generally supported by ethnically Armenian and Russian residents. Within Georgia the conflict was exacerbated following conflict in South Ossetia from 1989 onwards in addition to political strife between the supporters of the ousted president, Zviad Gamsakurdia, and the post-coup government led by Eduard Shevardnadze.

Significant human rights abuses occurred, particularly after the capture of Sukhumi in September 1993, after which Georgian residents, which consisted of 45 per cent of the population in 1989, were faced with mass expulsion and ethnic cleansing. Russian Peacekeepers acting under the umbrella of the Commonwealth of Independent States (CIS), were deployed on the Abkhazia-Georgia line following a ceasefire in 1994. Atrocities towards ethnic Georgian's continued with over 1,500 deaths post-conflict. In 1998 fighting re-erupted following a flare up of fighting in South Ossetia. Again it was resolved with a ceasefire agreement. However, as of 2016 the conflict remains unresolved.

#### The Russio-Georgian War (South Ossetia) (1989 - )

Following heightened nationalist awareness among Ossetians and policies undertaken at the expense of ethnic minorities by the Georgian government led by President Gamsakurdia, calls for Ossetian Independence increased. After clashes broke out in Tskhinvali during a pro-Georgia protest, the conflict began to militarize. When President Gamsakurdia maintained his position after elections in 1990, which were boycotted by South Ossetia, Ossetians organised elections for their own parliament. The central Georgian government reacted by abolishing the autonomous status previously held by South Ossetia. The formation of ethnic militias and increased attacks on civilians escalated on both sides and in December 1990 a state of emergency and an economic blockade were declared. Fighting was haphazard as fighters on both sides were poorly equipped and disciplined. The Georgian National Guard was primarily formed of volunteers due to a lack of resources and as a result fighters often acted out of self-interest. Assaults on Tskhinvali by Georgian forces were repulsed on several occasions, and Georgian forces were also noted to expel Ossetian residents and destroy villages out of revenge and as a means to re-claim territory.

The Sochi agreement (1992) established a ceasefire and security corridor, as well as divided the territory between Georgian and Ossetian administration. Relations deteriorated drastically in April 2008, and following shelling of Georgian villages on August 1, the Georgian military geopanded in force retaking most of Tskhinvali by August 7. Russian forces intervened on behalf of Ossetian separatists and after retaking

**Stage** Pre-negotiation/process

**Conflict nature** Government/territory

**Peace process** Abkhazia peace process

Parties The Georgian side was represented by the delegation comprising Mr. Vazha

Lordkipanidze, Mr. Revaz Adamia, and Mr. Tamaz Khubua.

The Abkhazian side was represented by the delegation comprising Mr. Tamaz Ketsba, Mr.

Sergey Tsargush, and Mr. Victor Khashba.

**Third parties** chaired by the UN Secretary General's Special Representative Mr. Liviu Bota;

the Russian Federation acting as a facilitating side, OSCE, and the UN Secretary General's

group of friends

**Description** Council agrees to 4 points; (1) speed up the completion of the mechanism for UNOMIG or

CIS CPKF to investigate violations of ceasefire; (2) for the 2nd Working Group to consider and prepare recommendations for the return of refugees; (3) for the 3rd working group to consider Russia's proposal to sent agricultural and industrial products for the sake of humanitarian aid; (4) to organise another meeting in 1998 for the elaboration of means

to implement paragraph 14 of the Geneva Final Statement.

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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.

 $\textbf{Refugees/displaced} \ \ \text{No specific mention}.$ 

persons

**Social class** No specific mention.

Gender

Women, girls and

No specific mention.

gender

**Men and boys** No specific mention.

**LGBTI** No specific mention.

**Family** No specific mention.

**State definition** 

Nature of state

No specific mention.

(general)

**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/

No specific mention.

unification

**Border delimitation** No specific mention.

**Cross-border** 

provision

NO

No specific mention.

#### Governance

Political No specific mention.

institutions (new or

reformed)

**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** 

No specific mention.

administration

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** No specific mention.

general

Bill of rights/similar No specific mention.

**Treaty** 

No specific mention.

incorporation

Civil and political

No specific mention.

rights

**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** No specific mention. **emergency law** 

 $\textbf{State of emergency} \ \ \text{No specific mention}.$ 

provisions

**Judiciary and** 

No specific mention.

courts

Prisons and detention

No specific mention.

**Traditional Laws** No specific mention.

**Socio-economic reconstruction** 

Development or

No specific mention.

socio-economic reconstruction

National economic No specific mention.

plan

**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→Ceasefire provision

PROTOCOL OF THE THIRD SESSION OF THE COORDINATING COUNCIL OF THE GEORGIAN

AND ABKHAZIAN SIDES

Page 1-2, The Council made the following decision:

1. Charge the 1st working group to speed up elaboration of the mechanism, in which representatives of the sides, UNOMIG and/or CIS CPKF could participate in order to investigate and prevent facts violating the Moscow Agreement on Cease-fire and Separation of Forces, as well as subversive and terrorist acts carried out in the conflict

zone, including the mechanism of exchange of information;

**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** 

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zone, including the mechanism of exchange of information;

# **Transitional justice**

**Transitional justice** No specific mention.

general

**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**

mission/force/

**Enforcement** 

mechanism

**UN signatory** chaired by the UN Secretary General's Special Representative Mr. Liviu Bota;

Other international the Russian Federation acting as a facilitating side, OSCE, and the UN Secretary General's

**signatory** group of friends

**Referendum for** No specific mention. **agreement** 

International No specific mention.

similar

**Related cases** No specific mention.

No specific mention.

**Source** Abkhaz Issue in Official Documents, Legislative and Executive organs of Georgia,

International Organizations, 1989-1999, part II, 1995-1999; authors: Vakhtang Kholbaia, Teimuraz Chakhrakia, Rafiel Gelantia, David Latsuzbaia, Tb., 2000, p. 199-200/in Georgian

Online Source: http://www.rrc.ge/law/oqm\_1998\_03\_31\_e.htm