


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

Country/ entity	Croatia Yugoslavia (former)
Region	Europe and Eurasia Europe and Eurasia
Agreement name	Agreement Relating to the Establishment of a Protected Zone around the Hospital of Osijek
Date	27 Dec 1991
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict ( Balkan Conflicts (1991 - 1995) (1998 - 2001) )
Stage	Pre-negotiation/process
Conflict nature	Government/territory
Peace process	Croatia negotiation process
Parties	Dr. Ljiljana Stojanovic, Federal Secretariat for Labour, Health, Veteran Affairs and Social Policy Col. Dr. Miodrag Starcevic, Federal Secretariat for Defense Mr. Dragan Knezevic, Expert on International Humanitarian Law for the Yugoslav People's Army Col. Dr. Darko Ropac, Representative of the Croatian Army Prim. Dr. Kresimir Glavina, Director of the General Hospital in Osijek Prof. Dr. Antun Tucak, Representative of the General Hospital in Osijek Dr. Sava Novakovic, Ministry of Health, Serbia
Third parties	Chaired by Mr Thierry Germond, Delegate General for Europe of the International Committee of the Red Cross (ICRC)
Description	Agreement to declare the hospital of Osijek and a zone around it as drawn on the annexed map, a protected zone under the supervision and control of the ICRC. Provides for mechanisms and principles of the protected zone.

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Agreement document [HR\\_911227\\_Agreement Relating to the Establishment of a Protected Zone.pdf](#)  | [Download PDF](#)

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## Groups

Children/ youth	Groups→Children/youth→Substantive Page 2, 4. (1) Access to the protected zone is restricted to the following categories of persons: ... - children under 15, expectant mothers and mothers of children under seven, taking no part in the hostilities;...
Disabled persons	No specific mention.
Elderly/age	Groups→Elderly/age→Substantive Page 2, 4. (1) Access to the protected zone is restricted to the following categories of persons: ... - persons aged over 65 years,...
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.

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## Gender

Women, girls and gender	Page 2, 4. (1) Access to the protected zone is restricted to the following categories of persons: ...- expectant mothers and mothers of children under seven, taking no part in the hostilities;...
Men and boys	No specific mention.
LGBTI	No specific mention.
Family	Page 2, 4. (1) Access to the protected zone is restricted to the following categories of persons: ...- family members visiting patients recovering in the hospital;... expectant mothers and mothers of children under seven, taking no part in the hostilities;...

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## 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.

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## **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 [Summary: The agreement in its entirety provides for establishing the hospital of Osijek and a zone around it as a protected zone under the control and provision of the ICRC.]

Page 1, 2.

(1) The protected zone will be placed under the supervision and control of the ICRC.

(2) There will be ICRC delegates permanently present in the zone.

(3) The ICRC may engage, as ICRC local staff, any civilian or group of civilians it considers suitable and reliable to assist it in supervising and controlling the protected zone.

(4) Parties to the agreement shall take every measure to ensure free entrance to and exit from the protected zone for the ICRC delegates and the local staff.

Page 2, 4.

(1) Access to the protected zone is restricted to the following categories of persons:

...

- ICRC delegates and ICRC local staff.

(2) The ICRC may extend admission to the protected zone to other civilians not taking part in the hostilities and seeking refuge in the protected zone...

Page 2, 5.

(1) The ICRC shall control that only persons of the above-mentioned categories shall be present or enter into the protected zone.

(2) The access of any person not corresponding to the above-mentioned categories is subject to the authorization of the ICRC.

Page 3, 12.

The protected zone will continue to receive the necessary food, water and power supply as well as the necessary medical supplies to ensure its functioning. It will also be entitled to humanitarian assistance by the ICRC or any other humanitarian organization.

Page 3, 13.

The competent authorities of the parties of this agreement will take all necessary measures to enable the functioning of the protected zone. They will in particular give all necessary collaboration to the ICRC and the staff in charge of administering the protected zone in order to implement the present agreement.

Page 3-4, 17.

(2) Should a party to the present agreement or the ICRC witness or allege any acts or situations which it considers contrary to the stipulations of the present agreement, it shall at once draw the attention of the ICRC and the party governing the protected zone to these acts or situations, and shall demand an immediate rectification of the matter.

(3) The ICRC shall examine the matter and report, as quickly as possible at the latest within 48 hours, to all parties on its findings on the alleged or witnessed acts or situations. The party which alleged acts or situations contrary to the present agreement may request the ICRC to convene, within five days, a meeting of the parties chaired by the ICRC which will discuss the matter. If no agreement can be reached at this meeting, the party which alleged acts or situations contrary to the present agreement may then declare that, within 24 hours, it will take all necessary measures to ensure the functioning of the protected zone.

Traditional/  
religious  
leaders      No specific mention.

Public  
administration      No specific mention.

Constitution      No specific mention.

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### **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.

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### **Human rights and equality**

Human  
rights/RoL  
general      No specific mention.

Bill of  
rights/  
similar      No specific mention.

Treaty incorporation Page 1, 1.  
Accepting an initiative made by the ICRC under its right of initiative, the parties declare the hospital of Osijek and a zone around it as drawn on the annexed map, a protected zone according to the principles of Article 23 of the First Geneva Convention of 1949 and of Articles 14 and 15 of the Fourth Geneva Convention.

Page 3, 16.

(1) Nothing in this agreement shall be interpreted as diminishing the obligations of the parties under International Humanitarian Law and their Memorandum of Understanding of 27 November 1991.

Civil and political rights No specific mention.

Socio-economic rights No specific mention.

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## **Rights related issues**

Citizenship No specific mention.

Democracy No specific mention.

Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/  
access      Page 1, 2.  
... (4) Parties to the agreement shall take every measure to ensure free entrance to and exit from the protected zone for the ICRC delegates and the local staff.

Page 2, 4.

(1) Access to the protected zone is restricted to the following categories of persons:

- sick and wounded civilian and military personnel;
- family members visiting patients recovering in the hospital;
- persons aged over 65 years, children under 15, expectant mothers and mothers of children under seven, taking no part in the hostilities;
- medical and administrative personnel of the hospital of Osijek;
- ICRC delegates and ICRC local staff.

(2) The ICRC may extend admission to the protected zone to other civilians not taking part in the hostilities and seeking refuge in the protected zone.

(3) The parties shall permit and facilitate at all times the access of the above-mentioned persons to the protected zone.

(4) Persons whose permanent residence is within the protected zone shall have the right to stay in the zone if they take no part in the hostilities.

Page 2, 5.

(1) The ICRC shall control that only persons of the above-mentioned categories shall be present or enter into the protected zone.

(2) The access of any person not corresponding to the above-mentioned categories is subject to the authorization of the ICRC.

Protection  
measures      No specific mention.

Other      No specific mention.

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## Rights institutions

NHRI      No specific mention.

Regional or  
international  
human  
rights  
institutions      No specific mention.

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## 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.

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## Socio-economic reconstruction

Development or socio-economic reconstruction Socio-economic reconstruction→Development or socio-economic reconstruction→Humanitarian assistance  
Page 3, 12.  
The protected zone will continue to receive the necessary food, water and power supply as well as the necessary medical supplies to ensure its functioning. It will also be entitled to humanitarian assistance by the ICRC or any other humanitarian organization.

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.

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## **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.

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**Security sector**

Security Guarantees [Summary: The agreement in its entirety provides for establishing the hospital of Osijek and a zone around it as a protected zone.]

Page 1, 1.

Accepting an initiative made by the ICRC under its right of initiative, the parties declare the hospital of Osijek and a zone around it as drawn on the annexed map, a protected zone according to the principles of Article 23 of the First Geneva Convention of 1949 and of Articles 14 and 15 of the Fourth Geneva Convention.

Page 1, 2.

(1) The protected zone will be placed under the supervision and control of the ICRC.

(2) There will be ICRC delegates permanently present in the zone.

(3) The ICRC may engage, as ICRC local staff, any civilian or group of civilians it considers suitable and reliable to assist it in supervising and controlling the protected zone.

(4) Parties to the agreement shall take every measure to ensure free entrance to and exit from the protected zone for the ICRC delegates and the local staff.

Page 1, 3.

The protected zone is clearly delimited and marked by means of red cross of as large dimensions as possible. The red crosses shall be made visible at night by means of appropriate illumination.

Page 2, 4.

(1) Access to the protected zone is restricted to the following categories of persons:

- sick and wounded civilian and military personnel;
- family members visiting patients recovering in the hospital;
- persons aged over 65 years, children under 15, expectant mothers and mothers of children under seven, taking no part in the hostilities;
- medical and administrative personnel of the hospital of Osijek;
- ICRC delegates and ICRC local staff.

(2) The ICRC may extend admission to the protected zone to other civilians not taking part in the hostilities and seeking refuge in the protected zone.

(3) The parties shall permit and facilitate at all times the access of the above-mentioned persons to the protected zone.

(4) Persons whose permanent residence is within the protected zone shall have the right to stay in the zone if they take no part in the hostilities.

Page 2, 5.

(1) The ICRC shall control that only persons of the above-mentioned categories shall be present or enter into the protected zone.

(2) The access of any person not corresponding to the above-mentioned categories is subject to the authorization of the ICRC.

Page 2, 6.

The parties to this agreement shall take all necessary measures to prohibit access to all persons who have no right to reside in or to visit the protected zone.

Page 2, 7.

Page 12 of 15

(1) No weapon is allowed inside the protected zone and military material will

Ceasefire	No specific mention.
Police	No specific mention.
Armed forces	Page 3, 14. The parties to this agreement will take all necessary measures to make sure that the provisions of this agreement are made known to all persons under their command, control or political influence and to paramilitary and irregular units not formally under their command, control or political influence.
DDR	No specific mention.
Intelligence services	No specific mention.
Parastatal/ rebel and opposition group forces	Page 3, 14. The parties to this agreement will take all necessary measures to make sure that the provisions of this agreement are made known to all persons under their command, control or political influence and to paramilitary and irregular units not formally under their command, control or political influence.
	Page 3, 15. The parties to this agreement undertake to respect the present agreement in all circumstances and to ensure its respect by any paramilitary or irregular units not formally under their command, control or political influence.
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.

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## **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 Page 2, 4.  
(1) Access to the protected zone is restricted to the following categories of persons:  
- sick and wounded civilian and military personnel;...

Missing persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

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## 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 Their Words: Directory of Armed Non-State Actor Humanitarian  
Commitments <http://theirwords.org/>

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