

<b>Country/entity</b>	Kenya
<b>Region</b>	Africa (excl MENA)
<b>Agreement name</b>	Sotik and Borabu Social Contract
<b>Date</b>	21 Nov 2008
<b>Agreement status</b>	Multiparty signed/agreed
<b>Interim arrangement</b>	Yes
<b>Agreement/conflict level</b>	Intrastate/local conflict

#### Kenyan Post-Electoral Violence (2007 - 2008)

The conflict emerged as post-election violence. After the incumbent President Kibaki was declared the winner of the Kenyan presidential elections in December 2007, complaints of fraud and a structural disadvantage affecting his competitor Raila Odinga lead to outbreaks of severe ethno-political violence. After the first incidents in the Rift Valley region, mainly directed against the Kikuyu ethnic group – the traditional powerbase of Kibaki – the fighting spread to the cities of Nairobi and Mombasa. After two months, Kibaki and Odinga agreed on a power-sharing agreement that granted Odinga the post as a Prime Minister and ended the violence.

Close  
Kenyan Post-Electoral Violence (2007 - 2008)

<b>Stage</b>	Framework/substantive - partial
<b>Conflict nature</b>	Inter-group
<b>Peace process</b>	Kenya Local Agreements
<b>Parties</b>	Representatives of Kisii and Kipsigis communities
<b>Third parties</b>	Agency for Co-operation and Research in Development (ACORD) The Cereal Growers Association (CGA)
<b>Description</b>	Agreement between community leaders with a view to ending cattle rustling and associated inter-community violence. The document deals with the issue of cattle rustling by also containing provisions against tribalism and negative politics.

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<b>Agreement document</b>	<a href="#">KE_081121_Sotik and Borabu Social Contract.pdf (opens in new tab)</a>   <a href="#">Download PDF</a>
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## Groups

<b>Children/youth</b>	No specific mention.
<b>Disabled persons</b>	No specific mention.
<b>Elderly/age</b>	No specific mention.
<b>Migrant workers</b>	No specific mention.
<b>Racial/ethnic/ national group</b>	No specific mention.
<b>Religious groups</b>	No specific mention.
<b>Indigenous people</b>	No specific mention.
<b>Other groups</b>	No specific mention.
<b>Refugees/displaced persons</b>	No specific mention.
<b>Social class</b>	No specific mention.

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## Gender

<b>Women, girls and gender</b>	<p>Page 1, Untitled Preamble ...</p> <p>We, the communities, rose against each and committed atrocities such as: burning houses, carrying out killings, looting, raping girls and women, and tribal hatred has since deepened.</p> <p>Page 3, Conclusion To oversee the implementation of our social contract, a Social Watch Committee of 6 representatives from each area has been established: 2 men, 2 women and 2 young people</p>
<b>Men and boys</b>	No specific mention.
<b>LGBTI</b>	No specific mention.
<b>Family</b>	No specific mention.

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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** No specific mention.

**Traditional/religious leaders** Page 2, Historical Land Issues  
...  
2) We also recognize the sensitivity of land issues linked to inheritance at the family level. We call upon elders together with their sons and daughters to seek for suitable solutions through dialogue.

<b>Public administration</b>	No specific mention.
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<b>Constitution</b>	No specific mention.
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**Power sharing**

<b>Political power sharing</b>	No specific mention.
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<b>Territorial power sharing</b>	No specific mention.
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<b>Economic power sharing</b>	No specific mention.
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<b>Military power sharing</b>	No specific mention.
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**Human rights and equality**

<b>Human rights/RoL general</b>	No specific mention.
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<b>Bill of rights/similar</b>	No specific mention.
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<b>Treaty incorporation</b>	No specific mention.
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<b>Civil and political rights</b>	No specific mention.
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<b>Socio-economic rights</b>	No specific mention.
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## **Rights related issues**

<b>Citizenship</b>	Rights related issues→Citizenship→Citizen, general Page 2, Tribalism ... 3) Instill in our children patriotic values and respect of people from other tribes  ...  Page 2: Negative Politics As far as Negative politics is concerned, we shall: 1) Invite Electoral Commission of Kenya (ECK) and other facilitators to conduct civic education in our communities.
<b>Democracy</b>	No specific mention.
<b>Detention procedures</b>	No specific mention.
<b>Media and communication</b>	No specific mention.
<b>Mobility/access</b>	No specific mention.
<b>Protection measures</b>	No specific mention.
<b>Other</b>	No specific mention.

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## **Rights institutions**

<b>NHRI</b>	No specific mention.
<b>Regional or international human rights institutions</b>	No specific mention.

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## **Justice sector reform**

<b>Criminal justice and emergency law</b>	No specific mention.
<b>State of emergency provisions</b>	No specific mention.

<b>Judiciary and courts</b>	No specific mention.
<b>Prisons and detention</b>	No specific mention.
<b>Traditional Laws</b>	No specific mention.

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## **Socio-economic reconstruction**

<b>Development or socio-economic reconstruction</b>	Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development Page 3: Poverty /unemployment/idleness ... 1) We shall establish youth associations that shall liaise with the Ministry of Youth affairs and engage in constructive initiatives such as income generating activities along our border. We believe that access to economic opportunities shall help our youth disengage from unhealthy involvements.
<b>National economic plan</b>	No specific mention.
<b>Natural resources</b>	No specific mention.
<b>International funds</b>	No specific mention.
<b>Business</b>	No specific mention.
<b>Taxation</b>	No specific mention.
<b>Banks</b>	No specific mention.

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## **Land, property and environment**

<b>Land reform/rights</b>	Land, property and environment→Land reform/rights→Land reform and management Page 2: Historical land issues ... 1) We shall therefore respect existing boundaries and persons' property within those boundaries.
<b>Pastoralist/nomadism rights</b>	No specific mention.

<b>Cultural heritage</b>	Land, property and environment→Cultural heritage→Tangible Page 2, Negative Politics ... 2) Mobilize our community members to engage the youth in social activities such as sports(football),games and eventually economic activities.
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<b>Environment</b>	No specific mention.
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<b>Water or riparian rights or access</b>	No specific mention.
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**Security sector**

<b>Security Guarantees</b>	No specific mention.
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<b>Ceasefire</b>	No specific mention.
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<b>Police</b>	No specific mention.
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<b>Armed forces</b>	No specific mention.
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<b>DDR</b>	No specific mention.
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<b>Intelligence services</b>	No specific mention.
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<b>Parastatal/rebel and opposition group forces</b>	No specific mention.
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<b>Withdrawal of foreign forces</b>	No specific mention.
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<b>Corruption</b>	No specific mention.
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<b>Crime/organised crime</b>	<p>Page 2: Rampant cattle rustling</p> <p>As far as cattle rustling are concerned, we shall</p> <ol style="list-style-type: none"> <li>1) Cooperate and collaborate in tracking and recovering stolen animals through joint patrol committee and community policing.</li> <li>2) Liaise with the Anti Stock Theft Unit (ASTU) and the provincial administration in case of suspected cattle theft instead of taking the law in our own hands.</li> <li>3) Report any suspected cattle theft to the ASTU through the Assistant Chief or Chief.</li> <li>4) Ensure security and protection to those who reportsuspect cattle robbers.</li> </ol> <p>...</p> <p>Page 2:Poverty /unemployment/idleness</p> <p>We recognize that significant number of our youth have no income, no job and no farming land. They are easily drawn into self-destructive behaviours such as alcohol and drug consumption, criminal activities such as cattle rustling, robbery, rape, etc.</p>
<b>Drugs</b>	No specific mention.
<b>Terrorism</b>	No specific mention.

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## Transitional justice

<b>Transitional justice general</b>	No specific mention.
<b>Amnesty/pardon</b>	No specific mention.
<b>Courts</b>	No specific mention.
<b>Mechanism</b>	No specific mention.
<b>Prisoner release</b>	No specific mention.
<b>Vetting</b>	No specific mention.
<b>Victims</b>	No specific mention.
<b>Missing persons</b>	No specific mention.
<b>Reparations</b>	No specific mention.
<b>Reconciliation</b>	No specific mention.



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**Implementation**

**UN signatory** No specific mention.

**Other international signatory** The Agency for Co-operation and Research in Development (ACORD)

**Referendum for agreement** No specific mention.

**International mission/force/similar** No specific mention.

**Enforcement mechanism** Page 3: Conclusion  
To oversee the implementation of our social contract, a Social Watch Committee of 6 representatives from each area has been established: 2 men, 2 women and 2 young people.

The committee shall carry out the following tasks:

- Hold monthly meeting to assess the situation
- Liaise with Provincial administration on matters threatening community peace
- Monitor the implementation of the signed social contract
- Disseminate the signed social contract among neighboring communities
- Participate in community conflict resolution
- Chair community peace building and consolidation sessions
- Submit quarterly reports to ACORD and CGA.

**Related cases** No specific mention.

**Source** Agency for Co-operation and Research in Development, UN Development Programme, (2011), Community Peace Recovery and Reconciliation Handbook: A Handbook for Generating Leadership for Sustainable Peace and Recovery Among Divided Communities, pp.62, [https://reliefweb.int/sites/reliefweb.int/files/resources/A39530FC51E66EC18525785B0071E5B7-Full\\_report.pdf](https://reliefweb.int/sites/reliefweb.int/files/resources/A39530FC51E66EC18525785B0071E5B7-Full_report.pdf)

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