

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

Country/ entity	Kenya
Region	Africa (excl MENA)
Agreement name	Modogashe Declaration (III)
Date	8 Apr 2011
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/local conflict (Kenyan Post-Electoral Violence (2007 - 2008))
Stage	Framework/substantive - partial
Conflict nature	Inter-group
Peace process	Kenya Local Agreements
Parties	On behalf of Mandera County:vHussein Mohamed ADAN, Abdi Wili ABDULLAHI, Abdille Sheikh BILLOW On behalf of Wajir County: Ali Abdi OGLE, Abdisalan Ibrahim ALI, Bishar Ali OLOW, On behalf of Garissa County: Dagane Karur OMAR, Hassan Abdi HURE, Hussein Noor Abdi On behalf of Tana River County: Kahonzi Esther JARHA, Ijema Godana HASSAN, Aden Ibrahim ARALE On behalf of Marsabit County: Guyo Karayu DIKA, Hassan Lolterka LENAROKI, Boru Arero BORU, On behalf of Sabburu County: Jason LESHOOMO, Peter P. LEKISAT, Benedicto L. LOLOSOLI On behalf of Meru County: Linos Kathera M. ERIMBA, Mitabathi M.KIRIMANA KIRIMANA On behalf of Nairobi County: Lucy Nyambura NDIRANGU, John Charles ODHIAMBO
Third parties	On behalf of North Eastern Province: Mr. James Ole Serian, EBS On behalf of Coast Province: Mr. Ernest G. Munyi, EBS On behalf of Eastern Province: Ms. Clare A. Omolo, EBS On behalf of Rift Valley Province: Mr. Osman Warfa, EBS
Description	County and regional leaders agree to measures to reduce conflict over theft of livestock, as well as provisions to stop unauthorised migration.

Groups

Children/ youth	Groups→Children/youth→Rhetorical Page 3, On the Role of Peace Structures, Institutions and Mechanisms: ... We further resolve to collaboratively address the six (6) under-listed emerging issues for conflict dynamics within the target Counties and neighbouring Countries: ... iii. Youth and violence (involvement in local and international criminal activities, militia)
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.
Refugees/ displaced persons	No specific mention.

Social class No specific mention.

Gender

Women, girls and gender Page 3, On the Role of Peace Structures, Institutions and Mechanisms: We further resolve to collaboratively address the six (6) under-listed emerging issues for conflict dynamics within the target Counties and neighbouring Countries:

...

v. Gender-based violence

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 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 2: On the Role of Peace Structures, Institutions and Mechanisms:
1. Strengthen peace committees and other collaborative response structures for peace within and between Counties; and neighbouring Countries, including Council of Elders, religious Mediation Councils, women and youth initiatives among others.

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 administration Page 3, On the Role of Peace Structures, Institutions and Mechanisms: We further resolve to collaboratively address the six (6) under-listed emerging issues for conflict dynamics within the target Counties and neighbouring Countries:

...

vi. Transitions to County System of Governance

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	Human rights and equality→Socio-economic rights→Property Page 2, On Socio-economic empowerment (c) create market information systems and market based mediators (p) To create joint response structures for managing agro-pastoralist conflict, especially in areas where communities interface.

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	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 Land, property and environment→Land reform/rights→Land reform and management
Page 1, On unauthorised grazing:
(f) private farms, conservancies, parks, and the environment at large should be protected and respected by all Parties

Page 2, On Control of livestock diseases and trade:
(k) Counties in the target areas under this Declaration and Agreement negotiate with ranches on grazing rights and benefits during dry spells

Pastoralist/ nomadism rights Summary: the agreement in its entirety deals with pastoralist rights and regulations.

Cultural heritage No specific mention.

Environment Page 1, On unauthorised grazing:
(f) private farms, conservancies, parks, and the environment at large should be protected and respected by all Parties

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 No specific mention.

Withdrawal of foreign forces No specific mention.

Corruption No specific mention.

Crime/ organised crime	<p>Page 1: On Livestock Raiding ... (g) with regard to compensation of lives lost through livestock raiding, the Declaration shall be applied on the basis of context: (i) between those professing Islamic faith, the compensation shall be in line with Quara'nic teachings.</p> <p>Page 2: On Livestock Raiding ... (ii) where the parties profess different faiths, customs or cultures, mutual agreement shall be reached in compensation for the victim as stated in the context-specific Declarations and Agreements (h) the communities, National and County Governments to invest in modern anti-livestock raiding technologies such as e-tracking.</p>
Drugs	No specific mention.
Terrorism	No specific mention.

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	No specific mention.
Missing persons	No specific mention.
Reparations	Transitional justice→Reparations→Material reparations Page 1: On Livestock Raiding ... (g) with regard to compensation of lives lost through livestock raiding, the Declaration shall be applied on the basis of context: (i) between those professing Islamic faith, the compensation shall be in line with Quara'nic teachings.
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 Nyikuri, C, (2011) Modogashe Declaration III, Ayuko, B, and Liyayi Magotsi (eds), National Steering Committee on Peacebuilding and conflict Management (NSC) Secretariat, Ministry of State for Provincial Administration & Internal Security, Kenya, <http://www.nscpeace.go.ke/resource-library/downloads/category/6-reports.html?download=36:revalidation-of-modogashe-declaration-2011&start=20>
