

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

<b>Country/ entity</b>	Palestine
<b>Region</b>	Middle East and North Africa
<b>Agreement name</b>	An agreement by the Fatah and Hamas movements to end Palestinian division (Fatah-Hamas Agreement)
<b>Date</b>	12 Oct 2017
<b>Agreement status</b>	Multiparty signed/agreed
<b>Interim arrangement</b>	Yes
<b>Agreement/ conflict level</b>	Intrastate/intrastate conflict ( Hamas-Fatah Conflict (2006 - ) )
<b>Stage</b>	Implementation/renegotiation
<b>Conflict nature</b>	Inter-group
<b>Peace process</b>	Palestine, Intra-Palestian agreements
<b>Parties</b>	Leader of Fatah delegation, Azzam al-Ahmad; Hamas deputy politburo chief, Salah al-Arouri;
<b>Third parties</b>	Government of Egypt (President Abd al-Fatah al-Sisi)
<b>Description</b>	Short two-page agreement building on the May 4, 2011, Palestinian National Accord, that includes 6 points. (1) to consolidate the National Reconciliation Government; (2) to come to a solution on the status and salaries of Gazan state employees; (3) for the NRG to take over the border crossings into Gaza; (4) for leaders of PA security services to negotiate the construction of a joint-security service; (5) for another meeting to be held in December 2017, and for a meeting to be held in November 2017 with the explicit agenda to discuss reconciliation procedures.

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**Agreement document** [PS\\_171012\\_Hamas-Fatah Agreement\\_E.pdf](#)  | [Download PDF](#)

**Agreement document (original language)** [PS\\_171012\\_Hamas-Fatah Agreement\\_AR.pdf](#) | [Download PDF](#)

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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.
Refugees/ displaced persons	No specific mention.
Social class	No specific mention.

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## Gender

Women, girls and gender	No specific mention.
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Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

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## State definition

Nature of state (general) Page 1, Based on the importance of cementing the principle of national partnership and giving priority to the public interest to achieve the hopes and aspirations of the Palestinian people to end the division, to strengthen the national front and national unity, in order to fulfill the national project and end the occupation and establish a sovereign Palestinian state on all the Palestinian territories occupied in 1967, with Jerusalem as its capital and the return of the refugees, with a full commitment to the Basic Law, to maintain a single democratic and pluralistic political system, with a peaceful transfer of power through elections, and the protection of independent national Palestinian decision-making and respect for the sovereignty of states, and to welcome all assistance to the Palestinian people for reconstruction and development through the Palestinian government.

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) Governance→Political institutions (new or reformed)→New political institutions (indefinite)  
Page 1, (1) Completing procedures to enable the National Reconciliation Government (the Palestinian Authority) to fully exercise its functions and carry out its responsibilities in Gaza as it does in the West Bank by December 1, 2017.

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 1, ... (2) For the legal/administrative committee formed by the National Reconciliation Government to quickly find a solution to the issue of Gaza's [government] employees, before the 1st of February, 2018, with the participation of experts and specialists knowledgeable of the Gaza Strip. While the committee works, the government will pay employees their salaries as paid to them currently effective November 2017, once the government is able to carry out its administrative and financial powers, including tax collection.

Constitution No specific mention.

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## Power sharing

Political power sharing No specific mention.

Territorial power sharing Power sharing→Territorial power sharing→Other  
Page 1, ... (3) Completing the process of allowing the National Consensus Government to take over all crossings of the Gaza Strip, including enabling Palestinian Authority staff to manage these crossings in full by January 11, 2018.

Economic power sharing No specific mention.

Military power sharing No specific mention.

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## Human rights and equality

Human rights/RoL general Page 1, Based on the importance of cementing the principle of national partnership and giving priority to the public interest to achieve the hopes and aspirations of the Palestinian people to end the division, to strengthen the national front and national unity, in order to fulfill the national project and end the occupation and establish a sovereign Palestinian state on all the Palestinian territories occupied in 1967, with Jerusalem as its capital and the return of the refugees, with a full commitment to the Basic Law, to maintain a single democratic and pluralistic political system, with a peaceful transfer of power through elections, and the protection of independent national Palestinian decision-making and respect for the sovereignty of states, and to welcome all assistance to the Palestinian people for reconstruction and development through the Palestinian government.

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.

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## **Rights related issues**

Citizenship No specific mention.

Democracy Page 1, Based on the importance of cementing the principle of national partnership and giving priority to the public interest to achieve the hopes and aspirations of the Palestinian people to end the division, to strengthen the national front and national unity, in order to fulfill the national project and end the occupation and establish a sovereign Palestinian state on all the Palestinian territories occupied in 1967, with Jerusalem as its capital and the return of the refugees, with a full commitment to the Basic Law, to maintain a single democratic and pluralistic political system, with a peaceful transfer of power through elections, and the protection of independent national Palestinian decision-making and respect for the sovereignty of states, and to welcome all assistance to the Palestinian people for reconstruction and development through the Palestinian government.

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.

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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	<p>Socio-economic reconstruction→Development or socio-economic reconstruction→Infrastructure and reconstruction</p> <p>Page 1, Based on the importance of cementing the principle of national partnership and giving priority to the public interest to achieve the hopes and aspirations of the Palestinian people to end the division, to strengthen the national front and national unity, in order to fulfill the national project and end the occupation and establish a sovereign Palestinian state on all the Palestinian territories occupied in 1967, with Jerusalem as its capital and the return of the refugees, with a full commitment to the Basic Law, to maintain a single democratic and pluralistic political system, with a peaceful transfer of power through elections, and the protection of independent national Palestinian decision-making and respect for the sovereignty of states, and to welcome all assistance to the Palestinian people for reconstruction and development through the Palestinian government.</p>
National economic plan	No specific mention.
Natural resources	No specific mention.
International funds	No specific mention.
Business	No specific mention.
Taxation	<p>Socio-economic reconstruction→Taxation→Other</p> <p>Page 1, ... (2) For the legal/administrative committee formed by the National Reconciliation Government to quickly find a solution to the issue of Gaza's [government] employees, before the 1st of February, 2018, with the participation of experts and specialists knowledgeable of the Gaza Strip. While the committee works, the government will pay employees their salaries as paid to them currently effective November 2017, once the government is able to carry out its administrative and financial powers, including tax collection.</p>
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 No specific mention.

Ceasefire No specific mention.

Police Page 1, ... (4) Leaders of the official security services operating in the State of Palestine will go to the Gaza Strip to discuss ways and mechanisms for rebuilding the security services with relevant parties.

Armed  
forces No specific mention.

DDR No specific mention.

Intelligence  
services Page 1, ... (4) Leaders of the official security services operating in the State of Palestine will go to the Gaza Strip to discuss ways and mechanisms for rebuilding the security services with relevant parties.

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

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 No specific mention.

Missing persons No specific mention.

Reparations No specific mention.

Reconciliation Page 2, (6) A meeting will be held on November 14, 2017, for all Palestinian factions that signed the agreement on “Palestinian National Accord” on May 4, 2011, to discuss all the reconciliation items mentioned in the agreement.

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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      Dov Lieber, 'Translation of leaked Hamas-Fatah agreement', Times of Israel, 15 October 2017, <https://www.timesofisrael.com/translation-of-leaked-hamas-fatah-agreement/>

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