

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

Country/ entity	Kenya
Region	Africa (excl MENA)
Agreement name	Resolutions of the Peace Agreement between Samburu North, Samburu East, Loyangalani and Laisamis Sub-Counties attended by National and County Government Officials together with Elders, Peace Committee Members and other Stakeholders held at Sportsman's Arms Hotel, Nanyuki
Date	15 Mar 2019
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	Listed in the agreement preamble as: representatives of Samburu North, Samburu East, Loyangalani and Laisamis Sub-counties including Elders, National and County Government officials, Political Leaders, Peace Committee members and other stakeholders.
Third parties	'with facilitation from the National Steering Committee on Peacebuilding and Conflict Management/Peace Building and Conflict Management Directorate' Witnessed by: Chairman, Peace Committee, Samburu East Sub-County [signed] Chairman, Peace Committee, Samburu North Sub-County [signed] Chairperson, Inter-Faith Council, Marsabit County [signed] Mr. John Korir, County Commissioner, Samburu County [signed] Mr. Gilbert Kitiyo, County Commissioner, Marsabit County [signed] Mr. Solomon Gubo, Deputy Govenor, County Government of Marsabit, for Governor Marsabit County Mr. Daniel Lesaigor, Chief Officer, Special Programs, County Government of Samburu, for Governor Samburu County Mr. Isaiah Nakoru, Regional Commissioner, Eastern Region Mr. Mongo Chimwaga, Regional Commissioner, Rift Valley Region Mr. Peter K. Thuku, EBS, Secretary, Peacebuilding and Distaster Response, State Department of Interior
Description	This agreement sets a framework for ongoing specific issue inter-communal agreements. It includes commitments to address political incitements, boundar disputes and insecurity, cattle rustling and banditry, natural resource management, illegal firearms, highway banditry, encroachment of livestock into conservation areas, illiteracy levels, and economic empowerment.

Groups

Children/ youth	<p>Groups→Children/youth→Substantive</p> <p>Page 3, 8. On Illiteracy Levels</p> <p>Both National and County Governments in all pastoral Counties to ensure all children of school going age attend schools. This should also include revival of mobile schools for affected communities.</p> <p>Page 3, 9. On Economic Empowerment</p> <p>Deliberate efforts be put in place by both National and County Governments in all pastoral Counties to enhance livelihoods of communities through uptake of the various funds available (NGAAF, Youth Fund etc), SMEs projects and other initiatives.</p>
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 No specific mention.

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, 2. On Boundary Disputes and Insecurity:
(a) Institutions mandated by the law and in accordance with the Constitution
of Kenya (2010) be left to handle boundary issues in all the Counties affected;
(b) Facilitate issuance of title deeds in the Counties;

Elections No specific mention.

Electoral
commission No specific mention.

Political
parties
reform No specific mention.

Civil society No specific mention.

Traditional/religious leaders Page 3, 4. On Natural Resource Management:
...
(b) Harmonize grazing policies to govern grazing management committees. This should include ADR mechanisms of elders negotiating for migrating communities;

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...
(b) Harmonize grazing policies to govern grazing management committees. This should include ADR mechanisms of elders negotiating for migrating communities;

Page 3, 7. On encroachment of livestock into conservation areas, game reserves and parks
Peace Committees and Elders from affected areas should meet and seek permission on areas to graze their livestock with written community agreements;

Public administration No specific mention.

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 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 Page 3, 4. On Natural Resource Management:
...
(c) Opening of access roads;

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 Page 2, Preamble:
The communities will also use existing alternative dispute resolution mechanisms to resolve arising conflict issues:-

Page 3, 4. On Natural Resource Management:
...
(b) Harmonize grazing policies to govern grazing management committees. This should include ADR mechanisms of elders negotiating for migrating communities;

Socio-economic reconstruction

Development or socio-economic reconstruction	<p>Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development</p> <p>Page 3, 8. On Illiteracy Levels Both National and County Governments in all pastoral Counties to ensure all children of school going age attend schools. This should also include revival of mobile schools for affected communities.</p> <p>Page 3, 9. On Economic Empowerment deliberate efforts be put in place by both National and County Governments in all pastoral Counties to enhance livelihoods of communities through uptake of the various funds available (NGAAF, Youth Fund etc), SMEs projects and other initiatives.</p>
National economic plan	No specific mention.
Natural resources	<p>Page 3, 4. On Natural Resource Management:</p> <p>(a) County Governments with the help of other stakeholders to create more dams and boreholes along the migration routes;</p> <p>(b) Harmonize grazing policies to govern grazing management committees. This should include ADR mechanisms of elders negotiating for migrating communities;</p> <p>(c) Opening of access roads;</p> <p>(d) Improve security in communal grazing areas.</p>
International funds	No specific mention.
Business	No specific mention.
Taxation	No specific mention.
Banks	No specific mention.

Land, property and environment

Land reform/ rights	<p>Land, property and environment→Land reform/rights→Land reform and management</p> <p>Page 2, 2. On Boundary Disputes and Insecurity:</p> <p>(a) Institutions mandated by the law and in accordance with the Constitution of Kenya (2010) be left to handle boundary issues in all the Counties affected;</p> <p>(b) Facilitate issuance of title deeds in the Counties;</p>
Pastoralist/ nomadism rights	<p>Page 2-3, 3. On Cattle Rustling and Banditry:</p> <p>(a) The bordering Sub-Counties were encouraged to engage in inter-communal dialogues regularly to reduce tensions and avert further attacks and retaliatory counter-attacks</p> <p>(b) Law enforcement units were encouraged to take action against such offenders;</p> <p>(c) County Governments of Samburu and Marsabit to formulate policies on livestock branding;</p> <p>Page 3, 4. On Natural Resource Management:</p> <p>(a) County Governments with the help of other stakeholders to create more dams and boreholes along the migration routes;</p> <p>(b) Harmonize grazing policies to govern grazing management committees. This should include ADR mechanisms of elders negotiating for migrating communities;</p> <p>(c) Opening of access roads;</p> <p>(d) Improve security in communal grazing areas.</p> <p>Page 3, 7. On encroachment of livestock into conservation areas, game reserves and parks</p> <p>Peace Committees and Elders from affected areas should meet and seek permission on areas to graze their livestock with written community agreements;</p>
Cultural heritage	<p>No specific mention.</p>
Environment	<p>Page 3, 7. On encroachment of livestock into conservation areas, game reserves and parks</p> <p>Peace Committees and Elders from affected areas should meet and seek permission on areas to graze their livestock with written community agreements;</p>
Water or riparian rights or access	<p>Page 3, 4. On Natural Resource Management:</p> <p>(a) County Governments with the help of other stakeholders to create more dams and boreholes along the migration routes;</p>

Security sector

Security Guarantees	Page 3, 4. On Natural Resource Management: ... (d) Improve security in communal grazing areas.
Ceasefire	No specific mention.
Police	Page 3, 5. 5. On Illegal Firearms: ... (b) Vetting exercise of National Police Reservists;
Armed forces	No specific mention.
DDR	Security sector→DDR→DDR programmes Page 3, 5. On Illegal Firearms: (a) Disarmament of illegal firearms in all the pastoral Counties;
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 2-3, 3. On Cattle Rustling and Banditry:</p> <p>(a) The bordering Sub-Counties were encouraged to engage in inter-communal dialogues regularly to reduce tensions and avert further attacks and retaliatory counter-attacks</p> <p>(b) Law enforcement units were encouraged to take action against such offenders;</p> <p>(c) County Governments of Samburu and Marsabit to formulate policies on livestock branding;</p> <p>Page 3, 6. On Highway Banditry:</p> <p>(a) Frequent patrols should be carried out by security personnel and offenders to be arrested;</p> <p>(b) Security posts be established at the hotspots areas on need basis;</p> <p>(c) Engage the community in sharing information with relevant stakeholders on peace and security threats.</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 No specific mention.

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 <https://www.nscpeace.go.ke/resources/item/11-samburu-marsabit-peace-agreement-15-march-2019-nanyuki>
