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

Country/

entity

Libya

Region Middle East and North Africa

Agreement

name

Roadmap for the Preparatory Phase of a Comprehensive Solution

Date 19 Nov 2020

Agreement

status

Multiparty signed/agreed

Interim Yes arrangement

Agreement/ Intrastate/intrastate conflict (Libyan Conflicts (1969 - 1994) (2011 - ))

conflict level

Pre-negotiation/process Stage

Conflict

Government

nature

Peace Libyan peace process

process

**Parties** Not signed, agreement mentions Libyan Political Dialogue Forum as the body

reaching agreement.

Third Not signed, agreement mentions support of United Nations Support Mission

in Libya (UNSMIL) parties

Description In this agreement, the Libyan Political Dialogue Forum, supported by

> UNSMIL, sets the plan for the interim (preparatory) governance institutions and defines the institutions and bodies relevant for the electoral process.

Agreement document

LY\_191120\_Roadmap.pdf 🗖 | Download PDF

## **Groups**

Children/ youth Groups→Children/youth→Substantive

Page 4,

Article 5/ Structure of the Executive Authority during the Preparatory Phase 6. In the formation of the Government of National Unity, competency, merit, and fair representation of the political and geographic diversity shall be taken into account; participation of cultural components shall be guaranteed, and the importance of real representation of women and youth shall also be taken into consideration. The representation of women shall be no less than 30% of leadership positions of the Government (ministers or deputies).

Disabled

No specific mention.

persons

Elderly/age No specific mention.

Migrant workers

No specific mention.

.....

Racial/ Groups→Racial/ethnic/national group→Substantive

ethnic/ national Page 4,

nationa group Article 5/ Structure of the Executive Authority during the Preparatory Phase 6. In the formation of the Government of National Unity, competency, merit, and fair representation of the political and geographic diversity shall be taken into account; participation of cultural components shall be guaranteed, and the importance of real representation of women and youth shall also be taken into consideration. The representation of women shall be no less than 30% of leadership positions of the Government (ministers or deputies).

Religious

groups

No specific mention.

Indigenous

No specific mention.

people

Other

Groups→Other groups→Substantive

groups

Page 4,

Article 5/ Structure of the Executive Authority during the Preparatory Phase 6. In the formation of the Government of National Unity, competency, merit, and fair representation of the political and geographic diversity shall be taken into account; participation of cultural components shall be guaranteed, and the importance of real representation of women and youth shall also be taken into consideration. The representation of women shall be no less than 30% of leadership positions of the Government (ministers or deputies).

Refugees/

Groups→Refugees/displaced persons→Rhetorical

displaced

Page 4.

persons

Article 6: Priorities of the Executive Authority during the Preparatory Phase 2. Once there is agreement on the executive bodies, the process of national and social reconciliation shall be launched to address the impacts of various conflicts ranging from ending arbitrary arrest, forced disappearance, release of the prisoners of opinion and of those who have been arbitrarily detained;; to work for the voluntary and safe return of displaced persons inside and outside the country; and reparations for damages without prejudice to the right to litigation.

Social class No specific mention.

#### Gender

Women, girls and

gender

Page 2,

Article 2/ Governing Principles of the Roadmap

2. This road map shall emphasize full equality of all citizens, men and women, in rights and responsibilities of citizenship as per the Constitutional Declaration and international conventions ratified by the Libyan State. All authorities shall protect these rights and obligations.

### Page 4,

Article 5/ Structure of the Executive Authority during the Preparatory Phase 6. In the formation of the Government of National Unity, competency, merit, and fair representation of the political and geographic diversity shall be taken into account; participation of cultural components shall be guaranteed, and the importance of real representation of women and youth shall also be taken into consideration. The representation of women shall be no less than 30% of leadership positions of the Government (ministers or deputies).

Men and

Gender→Men and boys→Other

boys

Page 2,

Article 2/ Governing Principles of the Roadmap

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authorities shall protect these rights and obligations.

**LGBTI** 

No specific mention.

**Family** 

## **State definition**

Nature of

Page 1,

state

Article 1/ Objectives of Roadmap

(general)

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues: 2.3. Unifying state institutions and liberating national sovereign decisions

from any material coercion or moral internal or external influence

Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase

4. All public institutions and facilities shall be harnessed to serve all Libyans.

State

No specific mention.

configuration

Self

No specific mention.

determination

Referendum No specific mention.

State

No specific mention.

symbols

Independence/ No specific mention.

secession

Accession/

No specific mention.

unification

delimitation

Border

No specific mention.

Cross- Page 5,

border provision

Article 6: Priorities of the Executive Authority during the Preparatory Phase 9. The executive authority shall manage the foreign policy of the Libyan state

in a manner that maintains friendly and peaceful relations with regional and international partners in accordance with the rules of good neighborliness

and mutual interests.

# Governance

Political institutions

Governance→Political institutions (new or reformed)→General references

Page 2,

(new or reformed)

Article 2/ Governing Principles of the Roadmap

3. This road map shall emphasize that democratic means ought to be invoked in the

management of political competition; the rejection to resort to violence; the acceptance

by all of the principle of peaceful transfer of power, and commitment to the rules of

integrity and transparency in elections, and acknowledge the results of elections.

## Page 2,

Article 4 / Deadlines and rules governing the Roadmap:

Implementation of the Roadmap, the decisions and necessary measures shall be a joint responsibility of all state institutions and political actors. Dealing selectively with the texts of legislation to obstruct progress of the Roadmap shall not be permissible.

## Page 3-4

Article 4 / Deadlines and rules governing the Roadmap:

- B. Sovereign Institutions and bodies relevant for the Electoral Process:
- 4. The executive authority shall commit to providing prompt financial support and fulfilling the necessary logistical and security conditions for the High National Elections Commission (HNEC) and state institutions concerned with electoral process, to enable carrying out their duties in the best way possible.
- 5. The House of Representatives and the High Council of State shall agree on the sovereign positions provided for in Article 15 of the Libyan Political Agreement within a period not exceeding 60 days from the start of the Preparatory Phase. In their agreement, the two Councils shall respect the complete independence of the judicial authority and its selection rules in accordance with the legislation in force and international standards for independence of the judiciary.

#### C. Commitments and Deadlines

- 6. All state institutions shall work to fulfill their obligations on schedule. They shall be held accountable for their work before the Libyan people, and their work shall be monitored by the LPDF.
- 7. In the event that the required decisions cannot be issued within the specified deadlines, these decisions shall be referred to the LPDF to take action.

#### Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 1. The executive authority shall complete the administrative, financial and security procedures necessary for the success of the elections through confidence-building measures, including rehabilitation and regulating of the media sector in a manneage feat preserves the national social fabric and creates general de-escalation.

## Elections Page 1,

After positive consultations and discussions, the participants of the LPDF agreed to resolve the current political deadlock by resuming the political process aiming at holding presidential and parliamentary elections as soon as possible, taking into account the need for serious and adequate preparation, unification of institutions and provision of basic services to citizens.

## Page 1,

Article 1/ Objectives of Roadmap

- 1. The overarching objective of the Preparatory Phase is to strengthen the political legitimacy through presidential and parliamentary elections on a constitutional basis.
- 2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues:

## Page 2,

Article 2/ Governing Principles of the Roadmap

3. This road map shall emphasize that democratic means ought to be invoked in the

management of political competition; the rejection to resort to violence; the acceptance by all of the principle of peaceful transfer of power, and commitment to the rules of integrity and transparency in elections, and acknowledge the results of elections.

#### Page 2,

Article 3 / Timeframe towards General Elections:

2. The "Preparatory Phase for a Comprehensive Solution" shall end with the holding of presidential and parliamentary elections - in accordance with the constitutional process - on 24 December 2021.

## Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 1. The executive authority shall complete the administrative, financial and security procedures necessary for the success of the elections through confidence-building measures, including rehabilitation and regulating of the media sector in a manner that preserves the national social fabric and creates general de-escalation.

Electoral

Page 2,

commission Article 4 / Deadlines and rules governing the Roadmap:

A. Constitutional and Legal Framework of the Electoral Process:

2. The LPDF shall set up a Legal Committee to follow up on the progress in the constitutional process. The LPDF shall define the structure and functions of the Legal Committee.

Page 3,

Article 4 / Deadlines and rules governing the Roadmap:

- B. Sovereign Institutions and bodies relevant for the Electoral Process:
- 4. The executive authority shall commit to providing prompt financial support and fulfilling the necessary logistical and security conditions for the High National Elections Commission (HNEC) and state institutions concerned with electoral process, to enable carrying out their duties in the best way possible.

Political parties reform

Governance→Political parties reform→Other political parties reform Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase

8. The executive authority shall support the Civil Society Commission to perform its

functions and remove the obstacles and restrictions on the work of civil society institutions

without prejudice to public order. The executive authority shall also take the necessary

measures to ensure respect for civil and political rights and shall ensure their regulation in

a manner that ensures freedom of expression and political organization and action.

#### Civil society Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 3. The executive authority shall promote human rights, positive cooperation with the judicial institutions, law enforcement agencies, national and international protection mechanisms and civil society organizations. [...]

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Traditional/ No specific mention. religious leaders

#### **Public**

Page 4,

administration Article 6: Priorities of the Executive Authority during the Preparatory Phase

4. All public institutions and facilities shall be harnessed to serve all Libyans.

[...]

6. The executive authority shall ensure the good management of public expenditures, and that the principles of financial responsibility and transparency are adhered to.

# Constitution Governance→Constitution→Constitution affirmation/renewal

Page 1,

Article 1/ Objectives of Roadmap

1. The overarching objective of the Preparatory Phase is to strengthen the political legitimacy through presidential and parliamentary elections on a constitutional basis.

## Page 2,

Article 2/ Governing Principles of the Roadmap

2. This road map shall emphasize full equality of all citizens, men and women, in rights and responsibilities of citizenship as per the Constitutional Declaration and international conventions ratified by the Libyan State. All authorities shall protect these rights and obligations.

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Article 3 / Timeframe towards General Elections:

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## **Power sharing**

Political Power sharing→Political power sharing→Executive coalition

power State level sharing Page 3-4

Article 5/ Structure of the Executive Authority during the Preparatory Phase 1. The executive authority shall consist of the Presidency Council and the Government of National Unity. The LPDF shall define their respective prerogatives.

- 2. The Presidency Council shall consist of a president and two deputies in accordance with the geographical balance/three regions.
- 3. The Government of National Unity shall consist of the Prime Minister, two deputies and a number of ministers.
- 4. The Presidency Council and Presidency of the Government of National Unity shall be selected according to a mechanism agreed upon by the LPDF.
- 5. The LPDF shall determine the decision-making mechanism within the Presidency Council.
- 6. In the formation of the Government of National Unity, competency, merit, and fair representation of the political and geographic diversity shall be taken into account; participation of cultural components shall be guaranteed, and the importance of real representation of women and youth shall also be taken into consideration. The representation of women shall be no less than 30% of leadership positions of the Government (ministers or deputies).
- 7. Immediately from the date of granting confidence to the government and without further actions, the full powers of the executive authority shall transfer to the new Presidency Council and Government of National Unity, as per the prerogatives defined by the LPDF. All existing executive powers shall expire upon granting confidence to the new government

Territorial power sharing

Power sharing→Territorial power sharing→Local/municipal government Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 5. The executive authority shall commit to strengthening local governance and administrative decentralization through the comprehensive development of relevant Libyan legislation.

Power sharing→Territorial power sharing→Other Page 3-4

Article 5/ Structure of the Executive Authority during the Preparatory Phase 1. The executive authority shall consist of the Presidency Council and the Government of National Unity. The LPDF shall define their respective prerogatives.

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Economic power sharing

No specific mention.

Military power sharing

# **Human rights and equality**

Human Page 1,

rights/RoL Article 1/ Objectives of Roadmap

general 2. Forming a new executive authority to create the necessary conditions and

circumstances conducive for elections by addressing the following issues:

2.7. Protecting and promoting human rights;

## Page 2,

Article 2/ Governing Principles of the Roadmap

2. This road map shall emphasize full equality of all citizens, men and women, in rights and responsibilities of citizenship as per the Constitutional Declaration and international conventions ratified by the Libyan State. All authorities shall protect these rights and obligations.

## Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 3. The executive authority shall promote human rights, positive cooperation with the judicial institutions, law enforcement agencies, national and international protection mechanisms and civil society organizations.

Bill of No specific mention. rights/similar

Treaty No specific mention. incorporation

Civil and political

Human rights and equality→Civil and political rights→Equality

Page 2,

rights Article 2/ Governing Principles of the Roadmap

2. This road map shall emphasize full equality of all citizens, men and women, in rights and responsibilities of citizenship as per the Constitutional Declaration and international conventions ratified by the Libyan State. All authorities shall protect these rights and obligations.

Human rights and equality→Civil and political rights→Freedom of speech Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 8. The executive authority shall support the Civil Society Commission to perform its functions and remove the obstacles and restrictions on the work of civil society institutions without prejudice to public order. The executive authority shall also take the necessary measures to ensure respect for civil and political rights and shall ensure their regulation in a manner that ensures freedom of expression and political organization and action.

Human rights and equality→Civil and political rights→Freedom of association Page 4,

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Human rights and equality→Civil and political rights→Other Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 8. The executive authority shall support the Civil Society Commission to perform its functions and remove the obstacles and restrictions on the work of civil society institutions without prejudice to public order. The executive authority shall also take the necessary measures to ensure respect for civil and political rights and shall ensure their regulation in a manner that ensures freedom of expression and political organization and action.

Socioeconomic rights No specific mention.

## Rights related issues

Citizenship No specific mention.

Democracy Page 2,

Article 2/ Governing Principles of the Roadmap

3. This road map shall emphasize that democratic means ought to be invoked in the

management of political competition; the rejection to resort to violence; the acceptance by all of the principle of peaceful transfer of power, and commitment to the rules of integrity and transparency in elections, and acknowledge the results of elections.

Detention procedures

No specific mention.

Media and Rights r communication Page 4,

Rights related issues→Media and communication→Governance of media Page 4.

Article 6: Priorities of the Executive Authority during the Preparatory Phase 1. The executive authority shall complete the administrative, financial and security procedures necessary for the success of the elections through confidence-building measures, including rehabilitation and regulating of the media sector in a manner that preserves the national social fabric and creates general de-escalation.

Mobility/

Protection

No specific mention.

access

Rights related issues→Protection measures→Protection of groups

measures Page 1,

Article 1/ Objectives of Roadmap

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues: 2.2. Providing security for the citizens and end the state of armed conflicts,

Other No specific mention.

## **Rights institutions**

NHRI No specific mention.

Regional or

Rights institutions→Regional or international human rights

international institutions→Other

human

Page 2,

rights

Article 2/ Governing Principles of the Roadmap

institutions

2. This road map shall emphasize full equality of all citizens, men and

women, in rights and

responsibilities of citizenship as per the Constitutional Declaration and

international

conventions ratified by the Libyan State. All authorities shall protect these

rights and

obligations.

Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 3. The executive authority shall promote human rights, positive cooperation with the judicial institutions, law enforcement agencies, national and international protection mechanisms and civil society organizations.

## Justice sector reform

Criminal

justice and emergency

law

No specific mention.

State of

emergency provisions

No specific mention.

Judiciary

Page 4,

and courts

Article 6: Priorities of the Executive Authority during the Preparatory Phase

3. The executive authority shall promote human rights, positive cooperation with the judicial institutions, law enforcement agencies, national and

international protection mechanisms and civil society organizations.

Prisons and

No specific mention.

detention

Traditional

No specific mention.

Laws

## Socio-economic reconstruction

Development Socio-economic reconstruction→Development or socio-economic

or socio- reconstruction→Socio-economic development

economic Page 1,

reconstruction Article 1/ Objectives of Roadmap

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues:

2.4.Improving services and economic performance developing the work of

institutions and the good governance of public resources;

Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase

6. The executive authority shall ensure the good management of public expenditures, and that

the principles of financial responsibility and transparency are adhered to.

National economic

plan

No specific mention.

Natural

No specific mention.

resources

International No specific mention. funds

Business

No specific mention.

Taxation

No specific mention.

Banks

## Land, property and environment

Land

No specific mention.

reform/ rights

Pastoralist/

No specific mention.

nomadism rights

No specific mention.

Cultural heritage

Environment No specific mention.

Water or

No specific mention. riparian

rights or access

# **Security sector**

Security

Page 1,

Guarantees

Article 1/ Objectives of Roadmap

- 2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues: 2.2. Providing security for the citizens and end the state of armed conflicts,
- Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 1. The executive authority shall complete the administrative, financial and security procedures necessary for the success of the elections through confidence-building measures, including rehabilitation and regulating of the media sector in a manner that preserves the national social fabric and creates general de-escalation.

2. Once there is agreement on the executive bodies, the process of national and social reconciliation shall be launched to address the impacts of various conflicts ranging from ending arbitrary arrest, forced disappearance, release of the prisoners of opinion and of those who have been arbitrarily detained;; to work for the voluntary and safe return of displaced persons inside and outside the country; and reparations for damages without prejudice to the right to litigation.

Ceasefire No specific mention.

Police No specific mention.

Armed

No specific mention.

forces

DDR No specific mention.

Intelligence services

No specific mention.

Parastatal/ rebel and

/ No specific mention.

opposition group forces

Withdrawal Page 1,

of foreign

Article 1/Objectives of Roadmap

forces 2. Fo

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues: 2.1. Establishing the national sovereignty over the entire Libyan territory and end the foreign presence;

## Corruption Page 1,

Article 1/ Objectives of Roadmap

- 2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues:
- 2.6. Combating corruption and squandering of public money;

## Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 6. The executive authority shall ensure the good management of public expenditures, and that the principles of financial responsibility and transparency are adhered to.

7. The executive authority shall combat corruption and ensure effective cooperation with oversight bodies.

Crime/ organised crime

No specific mention. Drugs

**Terrorism** No specific mention.

## **Transitional justice**

Transitional Page 2,

justice

Article 1/ Objectives of Roadmap

general

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues:

[...]

2.9. Launching a comprehensive national reconciliation process based on the principles of transitional justice and promoting the culture of amnesty and tolerance in parallel with truth-seeking and reparation.

Amnesty/ pardon

No specific mention.

Courts

No specific mention.

Mechanism

No specific mention.

Prisoner

Page 4,

release

Article 6: Priorities of the Executive Authority during the Preparatory Phase 2. Once there is agreement on the executive bodies, the process of national and social reconciliation shall be launched to address the impacts of various conflicts ranging from ending arbitrary arrest, forced disappearance, release of the prisoners of opinion and of those who have been arbitrarily detained;; to work for the voluntary and safe return of displaced persons inside and outside the country; and reparations for damages without prejudice to the

right to litigation.

Vetting

**Victims** Page 4,

> Article 6: Priorities of the Executive Authority during the Preparatory Phase 2. Once there is agreement on the executive bodies, the process of national and social reconciliation shall be launched to address the impacts of various conflicts ranging from ending arbitrary arrest, forced disappearance, release of the prisoners of opinion and of those who have been arbitrarily detained;; to work for the voluntary and safe return of displaced persons inside and outside the country; and reparations for damages without prejudice to the right to litigation.

Missing persons Page 4,

Article 6: Priorities of the Executive Authority during the Preparatory Phase 2. Once there is agreement on the executive bodies, the process of national and social reconciliation shall be launched to address the impacts of various conflicts ranging from ending arbitrary arrest, forced disappearance, release of the prisoners of opinion and of those who have been arbitrarily detained;; to work for the voluntary and safe return of displaced persons inside and outside the country; and reparations for damages without prejudice to the right to litigation.

Reparations Transitional justice→Reparations→Symbolic reparations Page 2,

Article 1/ Objectives of Roadmap

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues:

[...]

2.9. Launching a comprehensive national reconciliation process based on the principles of transitional justice and promoting the culture of amnesty and tolerance in parallel with truth-seeking and reparation.

Transitional justice→Reparations→Material reparations Page 2,

Article 1/Objectives of Roadmap

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues:

[...]

2.9. Launching a comprehensive national reconciliation process based on the principles of transitional justice and promoting the culture of amnesty and tolerance in parallel with truth-seeking and reparation.

## Reconciliation Page 2,

Article 1/ Objectives of Roadmap

2. Forming a new executive authority to create the necessary conditions and circumstances conducive for elections by addressing the following issues: 2.9. Launching a comprehensive national reconciliation process based on the principles of transitional justice and promoting the culture of amnesty and tolerance in parallel with truth-seeking and reparation.

## Page 4,

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## **Implementation**

UN United Nations Support Mission in Libya

signatory

Other No specific mention.

international signatory

Referendum No specific mention.

for

agreement

International Page 1,

mission/ In response to [...] Discussions of the Libyan Political Dialogue Forum (LPDF) force/similar started in Tunis on 9 November 2020 under the auspices of UNSMIL;

Page 3,

Article 4 / Deadlines and rules governing the Roadmap:

- C. Commitments and Deadlines
- 8. The LPDF shall meet periodically during the Preparatory Phase. Its meetings shall be facilitated and supported by UNSMIL.
- 9. Should the need arise, the LPDF shall convene upon a proposal of 25 its members or upon an invitation by UNSMIL.

Enforcement No specific mention. mechanism

Related cases	No specific mention.
Source	https://unsmil.unmissions.org/sites/default/files/lpdf _roadmap_final_eng_0.pdf