

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

Country/ entity	South Sudan
Region	Africa (excl MENA)
Agreement name	Nairobi Declaration of Unity Between The SPLM/EDF
Date	5 Mar 2004
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict (Sudan Conflicts (1955 -))
Stage	Ceasefire/related
Conflict nature	Inter-group
Peace process	South Sudan: Pre-secession Local Peace Processes
Parties	1. Cdr. Salva Kiir Mayardit, Deputy Chairman and COGS SPLM/A 2. Dr.Theophilous Ochang Lotti, Chairman and C-in-C of EDF
Third parties	-
Description	The Nairobi Declaration on Unity between the Sudan People's Liberation Movement and Equatoria Defense Force was signed in 2004 by Salva Kiir Mayardit, the Chief of General Staff of the SPLM/SPLA, and Dr. Theophilous Ochang Lotti, the leader of the Equatoria Defense Force. The agreement called for the immediate merger of the two movements under the historical name of the SPLM/A and affirmed the right to self-determination for the people of South Sudan, including Abyei, Nuba Mountains, Funj Region, and other marginalized areas of the Sudan. The agreement also recognized the importance of a united Southern Sudan to accelerate the resolution of the ongoing conflict in the Sudan and emphasized the need for a fair and equitable distribution of power and wealth throughout the country. The modalities of implementation included the immediate merger of the forces of the EDF into the SPLA, the formation of technical committees to work out detailed recommendations, and the call for international support.

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	Groups→Refugees/displaced persons→Rhetorical Page 1, Provision 6, The determination of ridding Southern Sudan and other parts of the Sudan of foreign-armed groups in order to create conducive security conditions for the IDPs and Refugees to return to their homeland.
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) Page 1, Provision 4, Agree that decentralization of any system up to the grassroots level is prerequisite for good governance, transparency and accountability.

State configuration No specific mention.

Self determination Page 1, Provision 2, Affirmation of the right to self-determination for the people of South Sudan including Abyei, Nuba Mountains, Funj Region and other marginalized areas of the Sudan.

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) No specific mention.

Elections No specific mention.

Electoral commission No specific mention.

Political parties reform No specific mention.

Civil society Page 1, Provision 8,
Recognize and support the important role being played by the civil society for the betterment of our people.

Traditional/religious leaders No specific mention.

Public administration No specific mention.

Constitution Governance→Constitution→Constitutional reform/making
Page 2, Provision 9,
The promulgation of democratic Constitution in Southern Sudan that guarantees basic Human Rights and civil liberties of the people of Southern Sudan, similarly for the other parts of the Sudan.

Power sharing

Political power sharing	No specific mention.
Territorial power sharing	No specific mention.
Economic power sharing	Power sharing→Economic power sharing→Sharing of resources Page 1, Provision 5, The need for a fair and equitable distribution of power and wealth throughout the country and in the South in particular.
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	Page 1, Provision 3, Use the impending Peace Agreement, as a vehicle of democratization and transformation of the country. Page 2, Provision 9, The promulgation of democratic Constitution in Southern Sudan that guarantees basic Human Rights and civil liberties of the people of Southern Sudan, similarly for the other parts of the Sudan.
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 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.

Security sector

Security
Guarantees No specific mention.

Ceasefire Security sector→Ceasefire→General commitments
Page 2, MODALITIES OF IMPLEMENTATION,
2. Immediate secession of the hostilities between EDF and the SPLA.

Police No specific mention.

Armed
forces No specific mention.

DDR	No specific mention.
Intelligence services	No specific mention.
Parastatal/ rebel and opposition group forces	<p>Page 1, Provision 1, Immediate merger of the two Movements under the historical name of the SPLM/A.</p> <p>Page 2, Provision 10, To harmonize the political, military, and administrative Structures of our unified Movement.</p> <p>Page 2, MODALITIES OF IMPLEMENTATION, 1. Immediate merger of the forces of the EDF into the SPLA.</p> <p>Page 2, MODALITIES OF IMPLEMENTATION,3. Formation of Technical Committees to work out detailed recommendations on the following issues: (a) integration of military forces. (b) integration of political and administrative structures. (c) organization of conferences for reconciliation and unity among the people in the whole of Equatoria Region, Southern Sudan and the rest of New Sudan in the context of South-South dialogue. (d) reorganizing and streamlining humanitarian institutions of the two Movements.</p>
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.

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 Rift Valley Institute, 2004. Nairobi Declaration of Unity Between SPLM/EDF, 5 March 2004. SLPD_20040305_01. Sudan Open Archive. Available at: <https://www.sudanarchive.net/>
