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**Country/
entity** Colombia

Region Americas

**Agreement
name** El proceso de Participación de la Sociedad en la Construcción de la Paz
(Primer Acuerdo de Cuba)

Date 9 Jun 2023

**Agreement
status** Multiparty signed/agreed

**Interim
arrangement** Yes

**Agreement/
conflict level** Intrastate/intrastate conflict (Colombian Conflict (1964 -))

Stage Framework/substantive - partial

**Conflict
nature** Government

Peace process Colombia VI - Government-ELN post-2015 process

Parties Delegation of the Government of the Republic of Colombia:

José Otty Patiño Hormaza, Head of delegation
Iván Danilo Rueda Rodríguez, High Commissioner for Peace
Iván Cepeda Castro
Dayana Paola Urzola Domicó
Rodrigo Botero García
Nigeria Rentería Lozano
Álvaro Matallana Eslava
José Félix Lafaurie Rivera
Orlando Romero Reyes
Rosmery Quintero Castro
Horacio Guerrero García
Adelaida Jiménez Cortés
Carlos Alfonso Rosero
Olga Lilia Silva López
María José Pizarro Rodríguez.

Delegation of the Ejército de Liberación Nacional – ELN:

Pablo Beltrán, Head of delegation
Aureliano Carbonell
Bernardo Téllez
Manuel Gustavo Martínez
María Consuelo Tapias
Isabel Torres
Tomás García Laviana
Simón Pabón
Mauricio Iguarán.

Third parties As observer of the armed forces:

Maj. Gen. Hugo Alejandro López Barreto.
As witnesses and depositaries (Guarantor countries):

Glivânia Maria de Oliveira, Federative Republic of Brazil
Eugenio Martínez Enríquez, Republic of Cuba
Jon Otto Brødholt, Kingdom of Norway
Raúl Vergara Meneses, Republic of Chile
Claudia Helietta González Hernández, United Mexican States
Gen. Carlos Martínez Mendoza, Bolivarian Republic of Venezuela.
Permanent accompanying partners:

Carlos G. Ruiz Massieu, Special Representative of the United Nations
Secretary-General
Msgr. Héctor Fabio Henao Gaviria, Delegate for Church-State Relations,
Episcopal Conference of Colombia.

Description This document is an agreement between the Government of the Republic of Colombia and the Ejército de Liberación Nacional (ELN) that outlines the framework for societal participation in Colombia's peacebuilding process. Signed on 9 June 2023 in Havana, Cuba, it emphasizes active, inclusive, and deliberative participation across societal sectors to foster a comprehensive peace agenda. The agreement establishes a National Committee on Participation to design and implement the participation model, with a focus on creating a broad national consensus for addressing the country's conflicts.

Agreement document [CO_230609_Process of participation of society in peacebuilding \(First Cuba Agreement\).pdf](#) | [Download PDF](#)

Agreement document (original language) [CO_230609_El proceso de Participación de la Sociedad en la Construcción de la Paz \(Primer Acuerdo de Cuba\).pdf](#) | [Download PDF](#)

Groups

Children/youth Groups→Children/youth→Substantive
2. NATURE OF THE PARTICIPATION
...
The active and binding participation of society shall include other differentiated approaches and perspectives to ensure that the voices and proposals of children, adolescents, young people, older persons, peasants and persons with disabilities are heard. ([📄](#) Locate in agreement)

Disabled persons Groups→Disabled persons→Substantive
2. NATURE OF THE PARTICIPATION
...
The active and binding participation of society shall include other differentiated approaches and perspectives to ensure that the voices and proposals of children, adolescents, young people, older persons, peasants and persons with disabilities are heard. ([📄](#) Locate in agreement)

Elderly/age Groups→Elderly/age→Substantive
2. NATURE OF THE PARTICIPATION
...
The active and binding participation of society shall include other differentiated approaches and perspectives to ensure that the voices and proposals of children, adolescents, young people, older persons, peasants and persons with disabilities are heard. ([📄](#) Locate in agreement)

Migrant workers

No specific mention.

Racial/ethnic/national group

Groups→Racial/ethnic/national group→Rhetorical

3. DIFFERENTIATED APPROACHES

...

3.2. ETHNIC APPROACH

It is imperative to reaffirm that ensuring the right to peace requires recognizing ethnic and cultural diversity, that is, protecting ethnic peoples and their territories and life systems, and including the voices and proposals of indigenous, black, Afro-Colombian, Raizal, Palenquero and Romani peoples. (☐ Locate in agreement)

Groups→Racial/ethnic/national group→Substantive

6. NATIONAL COMMITTEE ON PARTICIPATION

...

6.1. COMPOSITION

...

It shall consist of 80 members of the 30 social movements, ethnic peoples, organizations, trade associations and institutions listed in annex 1 to the present agreement. (☐ Locate in agreement)

The movements, ethnic peoples, social organizations, trade associations and institutions shall observe the criteria outlined by the peace talks panel in annex 2, which forms an integral part of the present agreement. (☐ Locate in agreement)

6.2. MANDATE, HEADQUARTERS AND FUNDING

...

8. OPERATION OF THE NATIONAL COMMITTEE ON PARTICIPATION

The peace talks panel and the Committee shall interact with the various groups, ethnic peoples and social organizations to gather their ideas for the design of participation in relation to the following: (☐ Locate in agreement)

– Their experiences of participation and the construction of effective and meaningful participation. (☐ Locate in agreement)

– The following thematic areas, addressed from a democratic perspective: (☐ Locate in agreement)

the political system, the economic model and the environmental situation, as provided in the Mexico Agreement. (☐ Locate in agreement)

– The methodologies to implement the phases of the participation process. (☐ Locate in agreement)

– Their proposals to create a broad national agreement and a social and political alliance as a result of this participation process. (☐ Locate in agreement)

| | |
|-----------------------------|--|
| Religious groups | No specific mention. |
| Indigenous people | Groups→Indigenous people→Rhetorical 3. DIFFERENTIATED APPROACHES ... 3.2. ETHNIC APPROACH It is imperative to reaffirm that ensuring the right to peace requires recognizing ethnic and cultural diversity, that is, protecting ethnic peoples and their territories and life systems, and including the voices and proposals of indigenous, black, Afro-Colombian, Raizal, Palenquero and Romani peoples. (📄 Locate in agreement) |
| Other groups | No specific mention. |
| Refugees/ displaced persons | No specific mention. |
| Social class | Groups→Social class→Substantive 2. NATURE OF THE PARTICIPATION ... The active and binding participation of society shall include other differentiated approaches and perspectives to ensure that the voices and proposals of children, adolescents, young people, older persons, peasants and persons with disabilities are heard. (📄 Locate in agreement) |

Gender

| | |
|-------------------------|--|
| Women, girls and gender | 3. DIFFERENTIATED APPROACHES 3.1. GENDER-SENSITIVE APPROACH The preamble and section 1 of the Mexico Agreement on participation expressly state that resolving the armed conflict and eradicating violence requires eliciting the commitment and the active and effective participation of historically excluded groups, such as women and the LGBTIQ+ community, who have suffered more severely from the impact of the armed conflict and structural violence. (📄 Locate in agreement) |
| Men and boys | No specific mention. |

| | |
|--------|---|
| LGBTI | Gender→LGBTI→LGBTI (positive) 3. DIFFERENTIATED APPROACHES 3.1. GENDER-SENSITIVE APPROACH The preamble and section 1 of the Mexico Agreement on participation expressly state that resolving the armed conflict and eradicating violence requires eliciting the commitment and the active and effective participation of historically excluded groups, such as women and the LGBTIQ+ community, who have suffered more severely from the impact of the armed conflict and structural violence. (📄 Locate in agreement) |
| Family | No specific mention. |

State definition

| | |
|---------------------------|--|
| Nature of state (general) | 4. STAGES OF PARTICIPATION ... BUILDING AN AGENDA ON DEMOCRACY AND TRANSFORMATIONS In accordance with section 3 of the Mexico Agreement, the goal of this phase shall be to “reach an agreement on policies and a comprehensive plan to bring about transformations by carrying out specific projects at the national and territorial levels, with the participation of society, making viable a peaceful, democratic, sovereign Colombia in which equity and social justice reign and the use of weapons to prevent or spur such transformations is rendered unnecessary”. (📄 Locate in agreement) |
| 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) No specific mention.

Elections No specific mention.

Electoral
commission No specific mention.

Political
parties
reform No specific mention.

Civil society **6. NATIONAL COMMITTEE ON PARTICIPATION**

...

6.1. COMPOSITION

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the political system, the economic model and the environmental situation, as provided in the Mexico Agreement. (☐ Locate in agreement)

– The methodologies to implement the phases of the participation process. (☐ Locate in agreement)

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Traditional/
religious
leaders No specific mention.

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 | 4. STAGES OF PARTICIPATION ... BUILDING AN AGENDA ON DEMOCRACY AND TRANSFORMATIONS In accordance with section 3 of the Mexico Agreement, the goal of this phase shall be to “reach an agreement on policies and a comprehensive plan to bring about transformations by carrying out specific projects at the national and territorial levels, with the participation of society, making viable a peaceful, democratic, sovereign Colombia in which equity and social justice reign and the use of weapons to prevent or spur such transformations is rendered unnecessary”. (📄 Locate in agreement) |
| 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 **2. NATURE OF THE PARTICIPATION**

...

Participation is and must be democratic in essence. (☐ Locate in agreement)

...

4. STAGES OF PARTICIPATION

...

BUILDING AN AGENDA ON DEMOCRACY AND TRANSFORMATIONS

In accordance with section 3 of the Mexico Agreement, the goal of this phase shall be to “reach an agreement on policies and a comprehensive plan to bring about transformations by carrying out specific projects at the national and territorial levels, with the participation of society, making viable a peaceful, democratic, sovereign Colombia in which equity and social justice reign and the use of weapons to prevent or spur such transformations is rendered unnecessary”. (☐ Locate in agreement)

Detention procedures No specific mention.

Media and communication Rights related issues→Media and communication→Other

6.2. MANDATE, HEADQUARTERS AND FUNDING

...

9. EDUCATION AND COMMUNICATION ON THE PARTICIPATION PROCESS

...

The panel shall liaise with the media to foster an environment conducive to the peace process and participation. (☐ Locate in agreement)

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 **6. NATIONAL COMMITTEE ON PARTICIPATION**
...
6.2. MANDATE, HEADQUARTERS AND FUNDING
...

Similarly, the funding for the participation design phase shall be arranged with the international community supporting the peace process. (☐ Locate in agreement)

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 **6.2. MANDATE, HEADQUARTERS AND FUNDING**

...

8. OPERATION OF THE NATIONAL COMMITTEE ON PARTICIPATION

...

the political system, the economic model and the environmental situation, as provided in the Mexico Agreement. (☐ Locate in agreement)

Water or riparian rights or access No specific mention.

Security sector

Security **6.2. MANDATE, HEADQUARTERS AND FUNDING**

Guarantees ...

10. SECURITY GUARANTEES IN PARTICIPATION

The parties to the present agreement are committed to the safety and free access of all persons, communities and groups in the participation process. (☐ Locate in agreement)

The State shall ensure special protection for the members of ELN appointed to the Committee during the design phase. (☐ Locate in agreement)

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 | 6.2. MANDATE, HEADQUARTERS AND FUNDING ... 10. SECURITY GUARANTEES IN PARTICIPATION ... The State shall ensure special protection for the members of ELN appointed to the Committee during the design phase. (☐ Locate in agreement) |
| 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

6.2. MANDATE, HEADQUARTERS AND FUNDING

...

10. SECURITY GUARANTEES IN PARTICIPATION

...

Permanent accompanying partners: Locate in agreement)

Carlos G. Ruiz Massieu, Special Representative of the United Nations
Secretary-General Locate in agreement)

| | |
|-------------------------------------|--|
| Other international signatory | <p>3.2. ETHNIC APPROACH</p> <p>...</p> <p>4. STAGES OF PARTICIPATION</p> <p>...</p> <p>The guarantor countries and permanent accompanying institutions of this peace process shall be present during these stages, supporting and monitoring compliance with the present agreement. (☐ Locate in agreement)</p> <p>...</p> <p>6.2. MANDATE, HEADQUARTERS AND FUNDING</p> <p>...</p> <p>10. SECURITY GUARANTEES IN PARTICIPATION</p> <p>...</p> <p>As witnesses and depositaries (Guarantor countries): (☐ Locate in agreement)</p> <p>Glivânia Maria de Oliveira, Federative Republic of Brazil (☐ Locate in agreement)</p> <p>Eugenio Martínez Enríquez, Republic of Cuba (☐ Locate in agreement)</p> <p>Jon Otto Brødholt, Kingdom of Norway (☐ Locate in agreement)</p> <p>Raúl Vergara Meneses, Republic of Chile (☐ Locate in agreement)</p> <p>Claudia Helietta González Hernández, United Mexican States (☐ Locate in agreement)</p> <p>Gen. Carlos Martínez Mendoza, Bolivarian Republic of Venezuela. (☐ Locate in agreement)</p> |
| Referendum for agreement | No specific mention. |
| International mission/force/similar | <p>6. NATIONAL COMMITTEE ON PARTICIPATION</p> <p>...</p> <p>6.2. MANDATE, HEADQUARTERS AND FUNDING</p> <p>...</p> <p>The headquarters of the National Committee on Participation shall be arranged with the Special Representative of the United Nations Secretary-General and the Episcopal Conference of Colombia. (☐ Locate in agreement)</p> <p>...</p> <p>7. STRUCTURE OF THE NATIONAL COMMITTEE ON PARTICIPATION</p> <p>...</p> <p>The parties shall request the Special Representative of the United Nations Secretary-General and the Episcopal Conference of Colombia to provide their assistance for the creation of the technical and logistical teams. (☐ Locate in agreement)</p> |

Enforcement
mechanism

4. STAGES OF PARTICIPATION

...

4.1. DESIGN PHASE

...

This process shall be facilitated by a body with a specific mandate, created and coordinated by the peace talks panel. (☐ Locate in agreement)

...

5. CHARACTERISTICS OF THE DESIGN PHASE

...

5.3. DURATION OF THE DESIGN PHASE

This phase shall last for four to six months starting from the date of the present agreement and with the official public establishment of the body mentioned below. (☐ Locate in agreement)

This phase shall conclude with a national meeting to present the results to society. (☐ Locate in agreement)

6. NATIONAL COMMITTEE ON PARTICIPATION

The present agreement establishes the National Committee on Participation as a special and temporary body attached to the peace talks panel. (☐ Locate in agreement)

As stated in the agreements formalizing the process, the peace talks panel is irreplaceable in its crucial role as a negotiator and decision maker based on the principle of bilateralism. (☐ Locate in agreement)

The panel shall be part of the National Committee on Participation, leading and ensuring compliance with the mandate established in the Mexico Agreement. (☐ Locate in agreement)

...

6.2. MANDATE, HEADQUARTERS AND FUNDING

The peace talks panel shall: (☐ Locate in agreement)

(i) under the present agreement, deliver a clearly defined mandate to the National Committee on Participation; (☐ Locate in agreement)

(ii) create the regulations for the operation of the National Committee on Participation; (☐ Locate in agreement)

and (iii) consolidate the results of the participation design phase, which should lead to the national participation plan. (☐ Locate in agreement)

...

7. STRUCTURE OF THE NATIONAL COMMITTEE ON PARTICIPATION

The peace talks panel shall be the coordinating body of the National Committee on Participation. (☐ Locate in agreement)

The panel shall also be tasked with forming the teams required for its operation. (☐ Locate in agreement)

The National Committee on Participation shall include four members of the Government's peace delegation and four members of the ELN delegation. (☐ Locate in agreement)

A technical secretariat comprised of two members appointed by each party shall be formed. (☐ Locate in agreement)

Related cases No specific mention.

Source No specific mention.
