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Country/ South Sudan entity Region Africa (excl MENA) Agreement Agreement on the Roadmap to a Peaceful and Democratic end of the Transitional Period of the Agreement on the Resolution of the Conflict in the name Republic of South Sudan (R-ARCSS). Date 2 Aug 2022 Multiparty signed/agreed Agreement status Interim Yes arrangement Agreement/ Intrastate/intrastate conflict (Sudan Conflicts (1955 -)) conflict level Stage Implementation/renegotiation Conflict Government/territory nature South Sudan post-secession process Peace process **Parties** H.E. Salva Kiir Mayardit, President of the Republic. For The Former Interim Transitional Government of National Unity (ITGoNU)} 2. H.E. Dr. Riek Machar Teny, First Vice President of the Republic. For Sudan People's Liberation Movement/ Army in Opposition (SPLM/A-IO)} 3. Hon. Gabriel Changson Chang, Minister of High Education, Science and Technology For the South Sudan Opposition Alliance (SSOA) 4. Hon. Deng Alor Kuol, Minister of East African Community. For the Former Detainees (FD's) 5. Hon. Peter Mayen Majogdit, Minister of Humanitarian Affairs and Disaster Management For the Other Political Parties (OPP)-Representative (1) 6. Hon. Wilson Lodiong Sebit, Member of Parliament For the Other Political Parties (OPP)- Representative (2)

parties

Third

Description

The Agreement on the Roadmap to a Peaceful and Democratic End of the Transitional Period of the R-ARCSS, finalized by the High-Level Standing Committee in Juba, South Sudan, on 2nd August 2022, aims to address implementation delays of the original agreement signed on 12th September 2018. This roadmap outlines a revised timeline and key tasks for transitioning to a democratic government, emphasizing the importance of the implementation matrix for detailed task scheduling. Following extensive review, the transitional period was extended by 24 months beyond its initial end date of 22nd February 2023, setting democratic elections for December 2024. Please Note: Only the body of the text is reflected in the coding, but the implementation matrix setting out the dates for tasks to be undertaken is key, and should be referred to.

Agreement document

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Groups

Children/ youth Groups→Children/youth→Rhetorical

(ii) Article 2.1.10.3 on ceasing recruitment and/or use of child soldiers. (☐ Locate in agreement)

Groups→Children/youth→Substantive

(i) Article 3.1.2.2 on offering special consideration to conflict-affected persons (children, orphans, women, widows, war wounded, people with special needs, etc.) (☐ Locate in agreement)

in the delivery of public services including access to health, education services and granting host communities the same benefit, protection and humanitarian services. (Locate in agreement)

Disabled

Groups→Disabled persons→Substantive

persons

(i) Article 3.1.2.2 on offering special consideration to conflict-affected persons (children, orphans, women, widows, war wounded, people with special needs, etc.) (Locate in agreement)

Elderly/age No specific mention.

Migrant workers

Racial/

ethnic/

national group

No specific mention.

Religious

groups

No specific mention.

Indigenous people

No specific mention.

Other

No specific mention.

groups

Refugees/

Groups→Refugees/displaced persons→Rhetorical

displaced persons

(ii) Article 1.4.3.1 on dissemination (Annex-3, Items 1 to 7) of the Revitalized ARCSS to South Sudanese people inside the country, in different cities and refugee camps in neighboring countries and generally in the diaspora, so that the people can understand, support and own it. (Locate in agreement) (iii) Article 2.1.10.5 on ceasing all attacks against civilian population, including IDPs, returnees and media personnel; (Locate in agreement) The combination of these processes addresses the legacy of conflict, promoting peace, national reconciliation and healing to create a conducive

environment for the return of refugees and preparations for democratic

elections. (Locate in agreement)

Social class No specific mention.

Gender

Women, girls and gender

(ii) Article 2.1.10.2 on ceasing all forms of SGBV, including sexual exploitation

and harassment. (Locate in agreement)

(i) Article 3.1.2.2 on offering special consideration to conflict-affected persons

(children, orphans, women, widows, war wounded, people with special

needs, etc.) (Locate in agreement)

Men and

No specific mention.

boys

LGBTI No specific mention.

State definition

Nature of state (general)

2.5 Chapter-5 Status of Implementation (Annex-7, Items 1 to 18): The institutions to be established under this chapter have impact on the democratic transformation of South Sudan in that they will build truth, reconciliation and healing, and compensation and reparation. (Locate in

agreement)

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

Border No specific mention. delimitation

Cross- No specific mention. border

provision

Governance

Political institutions (new or reformed)

Governance→Political institutions (new or reformed)→New political institutions (indefinite)

- 1.1 The Revitalized Agreement on the Resolution of the Conflict in the Republic of South Sudan (R-ARCSS) was concluded and signed on the 12h September 2018 and was scheduled to end after a total of forty-four (44) months: eight (8) months of a Pre-Transitional Period and thirty-six (36) months of a Transitional Period. (Locate in agreement)
- 1.2. The schedule for the implementation of the provisions of the Agreement was not met due to a number of genuine challenges. (☐ Locate in agreement) Thus, the 8-month Pre- Transition Period started on 12th September 2018, and ended on 12th May 2019 without the establishment of the R-TGoNU as per article 1.1.2 of the R-ARCSS. (☐ Locate in agreement)
- 1.3 If the R-TGoNU was established by 12th May 2019, elections would have had to be carried out as from 12th March 2022, two (2) months before the end of the transitional period and the elected government established would have had to be formed by 12th May 2022. (Locate in agreement)
- 1.4 Unfortunately, the pre-transitional period activities could not be completed according to plan. (Locate in agreement)
- A six (6) months extension had to be agreed, pushing the Transitional Period by fourteen (14) months to 12th November 2019. (Locate in agreement) 1.6 Again, the pre-transitional period of fourteen (14) months had to be extended by one-hundred (100) days to make seventeen (17) months and ten (10) days, ending on 22nd November 2019. (Locate in agreement)
- (i) That one-hundred (100) days extension pushed the establishment of the R-TGoNU to 22nd February 2020, to end by 22nd February, 2023. (☐ Locate in agreement)
- (ii) Accordingly, elections are set to be conducted as from 22nd December 2022, just four (4) months from now. (☐ Locate in agreement)
- 1.7 The purpose of this report is to analyze the status of the R-ARCSS implementation, assess the possibility of starting the process of conducting elections from 22nd December 2022, or propose an alternative timetable, a Road Map, for the parties to the Agreement to consider. (Locate in agreement)

Governance→Political institutions (new or reformed)→Temporary new institutions

- (i) The review of the new National Elections Act to conform with the permanent constitution upon its ratification by the constituent assembly by the 30th of August, 2023. (Locate in agreement)
- (ii) This review follows six (6) months after the National Constitutional Review Commission (NCRC) conducts civic education on the permanent constitution from 30th June, 2024 to 30th December, 2024, and continues for two (2) from 30th June, 2024 to 30th August, 2024. (Locate in agreement)

Elections

- 1.3 If the R-TGoNU was established by 12th May 2019, elections would have had to be carried out as from 12th March 2022, two (2) months before the end of the transitional period and the elected government established would have had to be formed by 12th May 2022. (Locate in agreement)
 1.5 Elections process would start from the 12th September, 2022 i. e. two (2) months before the end of the transitional period and the establishment of the elected government by 12th November, 2022. (Locate in agreement)
 (ii) Accordingly, elections are set to be conducted as from 22nd December 2022, just four (4) months from now. (Locate in agreement)
 Eighteen (18) on governance structures and bills (Annex-1, Items 1 to 18), six (6) on pre-elections (Annex-2a, 1 to 6), nine (9) on Elections and Post-Election issues (Annex-2b, Items 1 to 9) and seven (7) on Dissemination (Annex-3, Items 1 to 7) (Locate in agreement)
- (iv) Article 1.20 (inclusive of sub-articles/activities 1.20.2 to 1.20.12) on National Elections, Pre-election (Annex-2a Items 1 to 9), Elections and Post-Elections Annex-2b, Items 1 to 5). (Locate in agreement)

 The combination of these processes addresses the legacy of conflict, promoting peace, national reconciliation and healing to create a conducive environment for the return of refugees and preparations for democratic elections. (Locate in agreement)
- 2.6.1 The significance of this chapter is that the election law that will guide elections at the end of the thirty-six (36) months transitional period is to be reviewed based on the permanent constitution of the Republic of South Sudan. (Locate in agreement)
- (i) The Revitalized Agreement on the Resolution of the Conflict in the Republic of South Sudan (R-ARCSS) does not provide critical timelines neither for the Permanent Constitution Making Process nor the Elections. (Locate in agreement)
- (ii) For the purpose of developing this Road Map Chapter-1, Chapter-2, Chapter-3, Chapter-4, Chapters-5 and 6 are considered appropriate for the determination of critical timelines because they contain provisions that are critical for the conduct of elections directly or indirectly. (Locate in agreement)
- (v) The objective is to ensure the full and peaceful end of the R-ARCSS with elections held and a democratically elected government for the Republic of South Sudan installed. (Decate in agreement)
- (i) The review of the new National Elections Act to conform with the permanent constitution upon its ratification by the constituent assembly by the 30th of August, 2023. (☐ Locate in agreement)
- (iv) The National Election Commission (NEC) commences the electoral process starting from 30th August, 2022 in order to be fully established (Annex-2a showing 5 Pillars each with a set of strategic objectives/actions). (Locate in agreement)
- 4.1 The extended meeting of the Parties of 21» July 2022, which was attended by the representatives of the parties to the Agreement, endorsed the Roadmap proposal of H.E. President Salva Kiir Mayardit on peaceful transition to democratic elections. (Locate in agreement) That means elections will be held in December 2024. (Locate in agreement) 4.5 The harmonized Robert Robert

meeting of the Presidency in which article 8.4 of the R-ARCSS was evoked to

Electoral commission

- (iv) The National Election Commission (NEC) commences the electoral process starting from 30th August, 2022 in order to be fully established (Annex-2a showing 5 Pillars each with a set of strategic objectives/actions). (Locate in agreement)

Political parties reform

Governance→Political parties reform→Other political parties reform

(iii) The enactment of the Political Parties Act, 2022, on the establishment of

the Political Parties, their registration and the establishment of the Political Parties Council if impacted upon by the permanent constitution. (Locate in

agreement)

Civil society

- (ii) Article 1.4.3.1 on dissemination (Annex-3, Items 1 to 7) of the Revitalized ARCSS to South Sudanese people inside the country, in different cities and refugee camps in neighboring countries and generally in the diaspora, so that the people can understand, support and own it. (Locate in agreement) (iii) Article 3.1.2.4 on ensuring issuance of visas for humanitarian personnel are not delayed. (Locate in agreement)
- (i) Article 2.1.10.1 on refraining from actions that may impede or delay the provision of humanitarian aid, protection of civilians, and free movement of people. (Locate in agreement)

international humanitarian organizations' personnel or installations. (
Cocate in agreement)

(ii) Article 3.1.2.5 on reviewing the 2016 NGO Act as per international best practice. (Locate in agreement)

Traditional/ No specific mention. religious leaders

Public No specific mention. administration

Constitution Governance→Constitution→Constitutional reform/making

- (iv) Article 1.20.1 on review of the Political Parties Act 2022 have to be reviewed to conform to the permanent constitution of the Republic of South Sudan and adoption by the constituent assembly prior to its dissolution. (Locate in agreement)
- 2.6.1 The significance of this chapter is that the election law that will guide elections at the end of the thirty-six (36) months transitional period is to be reviewed based on the permanent constitution of the Republic of South Sudan. (Locate in agreement)
- (i) The legislation to govern the permanent constitution making process was ratified by the RTNLA in July 2022. (Locate in agreement)
- (i) The Revitalized Agreement on the Resolution of the Conflict in the Republic of South Sudan (R-ARCSS) does not provide critical timelines neither for the Permanent Constitution Making Process nor the Elections. (Locate in agreement)
- (i) The review of the new National Elections Act to conform with the permanent constitution upon its ratification by the constituent assembly by the 30th of August, 2023. (Locate in agreement)
- (ii) This review follows six (6) months after the National Constitutional Review Commission (NCRC) conducts civic education on the permanent constitution from 30th June, 2024 to 30th December, 2024, and continues for two (2) from 30th June, 2024 to 30th August, 2024. (Locate in agreement)
- (iii) The enactment of the Political Parties Act, 2022, on the establishment of the Political Parties, their registration and the establishment of the Political Parties Council if impacted upon by the permanent constitution. (Locate in agreement)
- (ii) The establishment of the Constitutional Drafting Committee (CDC) shall be after the restructuring and reconstitution of the NCRC. (Locate in agreement)
- (iii) The CDC then begins its work of drafting the permanent constitutional text and follow the due processes. (Locate in agreement)

Power sharing

Political

power sharing Territorial No specific mention. power sharing Economic No specific mention. power sharing

Military power sharing Power sharing→Military power sharing→Joint command structures

(i) The unification of the command structure is now completed. (\boxdot Locate in

agreement)

Power sharing→Military power sharing→Other

The parade of co-trained unified forces has been compiled and graduation is

planned during August, 2022. (Locate in agreement)

Human rights and equality

Human rights/RoL general

(v) The Judicial Reform Committee (JRC) shall study and recommend Judicial reforms for the Judiciary of South Sudan to be implemented by the Judicial Service Commission to improve on justice and the rule of law prior to the

conduct of elections. (Docate in agreement)

Bill of rights/

No specific mention.

similar

Treaty

No specific mention.

incorporation

Civil and

No specific mention.

political rights

Socio- No specific mention.

economic rights

Rights related issues

Citizenship No specific mention.

Democracy

- (iii) The enactment of the Political Parties Act, 2022, on the establishment of the Political Parties, their registration and the establishment of the Political Parties Council if impacted upon by the permanent constitution. (Locate in agreement)
- (iv) The National Election Commission (NEC) commences the electoral process starting from 30th August, 2022 in order to be fully established (Annex-2a showing 5 Pillars each with a set of strategic objectives/actions). (Locate in agreement)

Detention procedures

No specific mention.

Media and

No specific mention.

communication

Mobility/ access

- (iii) Article 3.1.2.4 on ensuring issuance of visas for humanitarian personnel are not delayed. (Locate in agreement)
- (i) Article 2.1.10.1 on refraining from actions that may impede or delay the provision of humanitarian aid, protection of civilians, and free movement of people. (Locate in agreement)

Protection measures

Rights related issues→Protection measures→Protection of civilians

(i) Article 2.1.10.1 on refraining from actions that may impede or delay the provision of humanitarian aid, protection of civilians, and free movement of people. (Locate in agreement)

Rights related issues→Protection measures→Protection of groups (iii) Article 2.1.10.5 on ceasing all attacks against civilian population, including IDPs, returnees and media personnel; (☐ Locate in agreement) UNMISS/RPF personnel, installations and equipment; (☐ Locate in agreement)

international humanitarian organizations' personnel or installations. (Locate in agreement)

(i) Article 3.1.2.2 on offering special consideration to conflict-affected persons (children, orphans, women, widows, war wounded, people with special needs, etc.) (☐ Locate in agreement)

in the delivery of public services including access to health, education services and granting host communities the same benefit, protection and humanitarian services. (Locate in agreement)

Other

Rights institutions

NHRI No specific mention.

Regional or international

No specific mention.

human rights

institutions

Justice sector reform

Criminal Justice sector reform→Criminal justice and emergency law→Reform to specific justice and laws

emergency law (ii) Sub-articles 1.18.1.2 on review of security laws, 1.18.3 on enactment of proposed laws, 1.18.6 on NCAC amended laws and their presentation to the MOJ&CA Council of Ministers and the TNLA for ratification and subsequent

assent by the President of the Republic. (Locate in agreement)

State of No specific mention.

emergency provisions

Judiciary and courts

(i) Article 1.17 on Judicial Reform and sub-Article 1.17.2 to 1.17.7. (☐ Locate in

agreement)

(v) The Judicial Reform Committee (JRC) shall study and recommend Judicial reforms for the Judiciary of South Sudan to be implemented by the Judicial Service Commission to improve on justice and the rule of law prior to the

conduct of elections. (Locate in agreement)

Prisons and No specific mention. detention

Traditional No specific mention.

Laws

Socio-economic reconstruction

Development Socio-economic reconstruction→Development or socio-economic

or socioreconstruction→Socio-economic development

economic (ii) Article 3.1.2.5 on reviewing the 2016 NGO Act as per international best reconstruction practice. (Locate in agreement)

> (iii) Article 3.2.1 on establishing a Special Fund for Reconstruction (SRF) and its Board (BSRF). (Locate in agreement)

(iv) Article 3.2.5 on assessing and determining priorities for the Special Reconstruction Fund (SRF). (Locate in agreement)

(v) Article 3.2.6 on preparing SRF programme and a detailed action plan for the reconstruction of conflict-affected states and other areas. (Locate in agreement)

(vi) Article 3.2.7 on providing SRF with initial funding of not less than USD 100 million per annum. (Locate in agreement)

(vii) Article 3.2.8 on convening a South Sudan pledging conference to raise money to resource the SRF. (Locate in agreement)

(viii) Article 3.2.9 on developing and submitting reports on the SRF income, expenditure and implemented projects to the RTNLA. (Locate in agreement)

Article 4.3.1.1 on Strategic Economic Roadmap (National Development Plan) and Article 4.8.1.14.10 on reviewing and auditing of all revenues due to the National Government and their allocation in the budget since 2011. (Locate in agreement)

National economic plan

No specific mention.

Natural resources No specific mention.

funds

International (iv) Calls upon RJMEC, IGAD, AU, all the Parties signatory to the R-ARCSS, all Stakeholders, Guarantors and International Partners to support the roadmap morally, politically, diplomatically and financially. (Locate in agreement)

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

Land, property and environment

Land reform/ No specific mention.

rights

No specific mention.

Pastoralist/ nomadism rights

Cultural No specific mention. heritage

Environment No specific mention.

Water or riparian

rights or access

No specific mention.

Security sector

Security Guarantees No specific mention.

Ceasefire

No specific mention.

Police

No specific mention.

Armed forces

(iii) Phase-2, on the cantonment, screening, training, re-organization, unification, graduation and redeployment of the forces currently assembled starts from 30th November 2022. (Locate in agreement)

(i) The graduation and deployment process of the forces of phase-1 commence in August, 2022. (Locate in agreement)

(ii) Phase 2: (☐ Locate in agreement)

Cantonment/barracking, screening, reorganization and training of the remaining forces is proposed to commence after the graduation and redeployment of their forces by 30* November, 2022, to continue for 6 Months with their graduation and redeployment by 30** November, 2022. (Locate in agreement)

DDR Security sector→DDR→Demilitarisation provisions

- (ii) De-militarization of civilian centers. (Locate in agreement)
- (i) Collection of long range and medium range heavy weapons. (Locate in agreement)
- (i) The graduation and deployment process of the forces of phase-1 commence in August, 2022. (Locate in agreement)
- (ii) Phase 2: (☐ Locate in agreement)

Cantonment/barracking, screening, reorganization and training of the remaining forces is proposed to commence after the graduation and redeployment of their forces by 30* November, 2022, to continue for 6 Months with their graduation and redeployment by 30** November, 2022. (Locate in agreement)

Intelligence services

No specific mention.

Parastatal/ rebel and opposition group

forces

forces

No specific mention.

Withdrawal of foreign

No specific mention.

Corruption No

No specific mention.

Crime/ organised crime

No specific mention.

Drugs

No specific mention.

Terrorism

Transitional justice

Transitional No specific mention. justice general

Amnesty/ pardon No specific mention.

Courts

Transitional justice→Courts→National courts

(i) The initiative for the establishment of the HCSS is with the African Union.

(Locate in agreement)

Although its terms shall conform to the agreement, responsibility for the provision of broad guidelines related to its full establishment lies with the AUC. (Locate in agreement)

- (ii) Generally, the R-GONU is only called upon to support and facilitate its operation (sub-articles.5.1.4) and to fully cooperate and seek assistance of the AU, UN and AUC on Human Rights (sub-article 5.1.5). (Locate in agreement)
- (ii) Apart from the HCSS which awaits guidelines from the AU, the CRA which (Locate in agreement)

was initiated on 9th May, 2022, should be established by 9th November, 2022.

(Locate in agreement)

Mechanism

- (iii) Article 1.19 on Transitional Institutions and Mechanisms, which are the subject of restructuring and reconstitution. (Locate in agreement) 2.5 Chapter-5 Status of Implementation (Annex-7, Items 1 to 18): The institutions to be established under this chapter have impact on the democratic transformation of South Sudan in that they will build truth, reconciliation and healing, and compensation and reparation. (Locate in agreement)
- 2.5.1 Commission for Truth, Reconciliation, and Healing (CTRH-Annex-5, Items 2 to 6): The process for its establishment commenced on 24th January, 2022. (D Locate in agreement)
- (i) The legal framework is due to be passed by the RTNLA by September 2022 at the latest. (Locate in agreement)

Once established, the CTRH will then implement all the eleven (11) outstanding sub-article/activities. (Locate in agreement)

- (ii) The technical Committee formed to engage in the process of establishing the CTRH was launched on 10th May 2021. (Locate in agreement) It has submitted the report on the Public Consultation to the Minister of Justice and Constitutional Affairs. (Locate in agreement) The Minister will upon consideration of the report direct further action. (Locate in agreement)
- (iii) The eligible members of the taskforce have been trained and the President launched public consultation on 5th April 2022. (Locate in agreement)
- (iv) The Taskforce has completed internal consultations and planned to carry out consultation with South Sudanese in refugee camps in the neighboring countries and in the diaspora. (Locate in agreement)
- (v) The Ministry of Justice and Constitutional Affairs (MOJ&CA) and partners have planned a two (2) weeks study tour to gather experiences of the Commission of truth, reconciliation and healing in South African and the Gambia. (D Locate in agreement)
- (i) The Max Plank Foundation provided comparative material to assist the (MOJ&CA) to prepare the draft legislation for its establishment. (Locate in agreement)
- (ii) The Ministry of Justice and Constitutional Affairs will be drafting the legislation for its establishment and operation in consultation with RJMEC and IGAD taking into account the process of establishing the CTRH. (Locate in agreement)
- (i) The process of establishing the CTRH commenced on 22d May, 2020 and shall be completed by the 22nd September, 2022. (Locate in agreement)

Prisoner No specific mention. release

No specific mention.

Vetting

Victims No specific mention.

Missing

No specific mention.

persons

Reparations No specific mention.

Reconciliation (iii) Article 1.4.3.3 on National Healing and Reconciliation Process. (Locate in agreement)

2.5 Chapter-5 Status of Implementation (Annex-7, Items 1 to 18): The institutions to be established under this chapter have impact on the democratic transformation of South Sudan in that they will build truth, reconciliation and healing, and compensation and reparation. (Locate in agreement)

The combination of these processes addresses the legacy of conflict, promoting peace, national reconciliation and healing to create a conducive environment for the return of refugees and preparations for democratic elections. (Docate in agreement)

Implementation

UN No specific mention.

signatory

Other No specific mention.

international signatory

Referendum No specific mention.

for

agreement

International No specific mention. mission/force/similar

mechanism

Enforcement 4.2 The meeting resolved to extend the transitional period of the R-ARCSS and directed the High-Level Standing Committee to receive the contributions of the other parties to the Agreement and incorporate them into the President's Roadmap proposal. (Locate in agreement)

4.4 After lengthy deliberations, the committee agreed to extend the transitional period by twenty-four months from the end of the transitional period on the 22nd February 2023, to 22rd February 2025. (Locate in agreement)

(i) Directed the High-Level Standing Committee of the Parties to present the harmonized Roadmap to the Council of Ministers, then to an extra-ordinary meeting of RJMEC and subsequently to the RTNL for ratification as per the operational requirement of article 8.4. (Locate in agreement)

(ii) Directed the High-Level Standing Committee to engage the concerned Ministries, Institutions and other stakeholders to ensure the timely implementation of the roadmap and report progress on a monthly basis to the Presidency. (Locate in agreement)

(iii) Directed the Ministry of Finance and Planning to release funds regularly from the FY 2022/2023 budget allocated for peace implementation to enable the High-Level Standing Committee enforce the prompt and timely implementation of the roadmap. (Locate in agreement)

Related

No specific mention.

cases

Source