

Country/entity	Haiti
Region	Americas
Agreement name	Protocol of agreement between President Jean-Bertrand Aristide and Prime Minister-Designate René Théodore under the auspices of the Organization of American States (OAS)
Date	25 Feb 1992
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/intrastate conflict

Haitian Political Crisis (1991 -)

After decades of brutal authoritarian rule by François Duvalier and later his son Jean-Claude Duvalier, which ended in 1986, Haiti was under pressure to institute free democratic elections. The interim administration scheduled presidential elections for December 1990. The winner was Jean-Bertrand Aristide. His time in power was disrupted by an unsuccessful coup just one month after election, and another, this time successful, coup in September 1991. A military junta, headed by General Raoul Cédras, seized power, while Aristide sought refuge in the US. The junta remained in power until 1994, ruling the country in a violent manner, resulting in thousands of deaths, a refugee crisis, and numerous instances of rape and organized sexual violence. In 1993 an agreement (Governors Island Agreement) was reached between Aristide and Cédras, allowing for Aristide to return to power in October of that year, and granting amnesty to Cédras and other prominent members of the regime. However, this agreement was not respected, and the following year saw the implementation of comprehensive sanctions against Haiti accompanied by a US-led and UN-sanctioned intervention, which was moderated by a last-minute agreement between the US envoy Jimmy Carter and Raoul Cédras on the 18th of September 1994. Aristide returned to power, but the political turmoil in the country continued, as Aristide was again ousted in a coup d'état in 2004, after winning the presidency for the second time in 2002.

Close

Haitian Political Crisis (1991 -)

Stage	Framework/substantive - partial
Conflict nature	Government
Peace process	Haitian peace process

Parties	(Signed) Jean-Bertrand Aristide President of the Republic of Haiti
	(Signed) René Theodore Prime Minister-Designate
Third parties	Signed under the auspices of the Organization of American States: (Signed) João Baena Soares Secretary General
Description	Parties agree OAS mission to Haiti to guarantee civil liberties and halt repression; to implement the results of the election of December 1990, forming the government, confirming the Prime Minister, and securing safe conditions of return for the President; parties agreeing to seek further international support for economic reconstruction and consolidation of political institutions in Haiti.

Agreement document [HT_920225_ProtocolPresidentPrimeMinister.pdf \(opens in new tab\)](#) | [Download PDF](#)

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	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 1, Untitled preamble: In order to establish a climate of confidence, restore the democratic order, stimulate the national economy, consolidate the institutions and facilitate the return to power of President Jean-Bertrand Aristide:

Page 1, 2: They recognize, in setting in motion the restoration of the constitutional order in Haiti, the importance of the "protocol between President Jean-Bertrand Aristide and the parliamentary negotiating commission to find a definitive solution to the Haitian crisis".

Page 1, 3: They recognize also that President Jean-Bertrand Aristide enjoys fully and completely his constitutional prerogatives as Head of State.

Page 1, 5: The parties recognize the need to form a Government of national unity, whose programme will be drawn up -with the political parties represented in Parliament and which support this Government- by the Prime Minister together with the President.

Page 1, 6: In order not only to respect the vote of 16 December 1990 and the mandate relating thereto but also to guarantee the Prime Minister's responsibility for forming the government team, the parties agree that the President and the Primer Minister shall proceed, in agreement, to choose the persons to fill the ministerial posts.

Page 1-2, 7: The parties recognize the need, once he has been confirmed, for the Prime Minister to work to create the conditions for the return of President Jean-Bertrand Aristide. In the meanwhile, the Prime Minister undertakes to meet the President of the Republic, as far as possible every two weeks, to evaluate the functioning of the Government and the conditions of return. For this meeting, they shall request a report from the Secretary General of the Organization of American States to enable them to evaluate the assistance of that institution with regard to the progress of the return process. One month after ratification, the President of the Republic, the Prime Minister and the Secretary General shall meet to determine the modalities of the return of the President of the Republic.

Page 2, 8: The President undertakes to provide the Prime Minister with all necessary collaboration and political support for the accomplishment of his task in accordance with the provision of the Constitution.

Page 2, 11: The parties recognize the need to approach member countries of the Organization of American States and the United Nations, international organizations and the international community in general, in order to obtain emergency assistance for the reconstruction of Haiti's economy and the technical and financial means required to strengthen its institutions.

Elections

No specific mention.

Electoral commission

No specific mention.

Political parties reform	No specific mention.
Civil society	Page 1, 4: The parties pledge to take all necessary measures to guarantee public liberties and to halt all repression and reprisals. To that end, they recognize the necessity for the deployment, as quickly as possible, of the civilian OEA-DEMOC mission and of representatives of the Inter-American Commission on Human Rights. They urge international organizations, in particular the United Nations, the organizations for the defense of human rights and the international press to spare no effort in their contributions to that endeavor.
Traditional/religious leaders	No specific mention.
Public administration	No specific mention.
Constitution	<p>Governance→Constitution→Constitution affirmation/renewal</p> <p>Page 1, 1: The undersigned parties recognize, in setting in motion the restoration of the constitutional order in Haiti, the importance of resolutions MRE/RES.1/91 and MRE/RES. 2/91 of the Ad Hoc Meeting of Ministers for Foreign Affairs of member countries of the Organization of American States and resolution CP/RES.567 (870/91) of the Permanent Council of the Organization.</p> <p>Page 1, 2: They recognize, in setting in motion the restoration of the constitutional order in Haiti, the importance of the "protocol between President Jean-Bertrand Aristide and the parliamentary negotiating commission to find a definitive solution to the Haitian crisis".</p> <p>Page 1, 3: They recognize also that President Jean-Bertrand Aristide enjoys fully and completely his constitutional prerogatives as Head of State.</p> <p>Page 2, 8: The President undertakes to provide the Prime Minister with all necessary collaboration and political support for the accomplishment of his task in accordance with the provision of the Constitution.</p> <p>Page 2, 10: The parties undertake to give particular attention to the military with a view to professionalizing it and establishing better conditions, materially and as regards morale that should enable it to participate in the democratic process and carry out its constitutional task.</p>

Power sharing

Political power sharing	Power sharing→Political power sharing→General State level Page 1, 5: The parties recognize the need to form a Government of national unity, whose programme will be drawn up -with the political parties represented in Parliament and which support this Government- by the Prime Minister together with the President.
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	Page 1, 4: The parties pledge to take all necessary measures to guarantee public liberties and to halt all repression and reprisals. To that end, they recognize the necessity for the deployment, as quickly as possible, of the civilian OEA-DEMOC mission and of representatives of the Inter-American Commission on Human Rights. They urge international organizations, in particular the United Nations, the organizations for the defense of human rights and the international press to spare no effort in their contributions to that endeavor.
Bill of rights/similar	No specific mention.
Treaty incorporation	No specific mention.
Civil and political rights	Human rights and equality→Civil and political rights→Liberty and security of person Page 1, 4: The parties pledge to take all necessary measures to guarantee public liberties and to halt all repression and reprisals. To that end, they recognize the necessity for the deployment, as quickly as possible, of the civilian OEA-DEMOC mission and of representatives of the Inter-American Commission on Human Rights. They urge international organizations, in particular the United Nations, the organizations for the defense of human rights and the international press to spare no effort in their contributions to that endeavor.
Socio-economic rights	No specific mention.

Rights related issues

Citizenship	No specific mention.
Democracy	<p>Page 1, Untitled preamble: In order to establish a climate of confidence, restore the democratic order, stimulate the national economy, consolidate the institutions and facilitate the return to power of President Jean-Bertrand Aristide:</p> <p>Page 2, 10: The parties undertake to give particular attention to the military with a view to professionalizing it and establishing better conditions, materially and as regards morale that should enable it to participate in the democratic process and carry out its constitutional task.</p>
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	<p>Rights institutions→Regional or international human rights institutions→Monitoring calls</p> <p>Page 1, 4: The parties pledge to take all necessary measures to guarantee public liberties and to halt all repression and reprisals. To that end, they recognize the necessity for the deployment, as quickly as possible, of the civilian OEA-DEMOC mission and of representatives of the Inter-American Commission on Human Rights. They urge international organizations, in particular the United Nations, the organizations for the defense of human rights and the international press to spare no effort in their contributions to that endeavor.</p>

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	<p>Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development</p> <p>Page 1, Untitled preamble: In order to establish a climate of confidence, restore the democratic order, stimulate the national economy, consolidate the institutions and facilitate the return to power of President Jean-Bertrand Aristide:</p> <p>Page 2, 11: The parties recognize the need to approach member countries of the Organization of American States and the United Nations, international organizations and the international community in general, in order to obtain emergency assistance for the reconstruction of Haiti's economy and the technical and financial means required to strengthen its institutions.</p>
National economic plan	No specific mention.
Natural resources	No specific mention.
International funds	Page 2, 11: The parties recognize the need to approach member countries of the Organization of American States and the United Nations, international organizations and the international community in general, in order to obtain emergency assistance for the reconstruction of Haiti's economy and the technical and financial means required to strengthen its institutions.
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 No specific mention.

Police No specific mention.

Armed forces Page 2, 10: The parties undertake to give particular attention to the military with a view to professionalizing it and establishing better conditions, materially and as regards morale that should enable it to participate in the democratic process and carry out its constitutional task.

DDR No specific mention.

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 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 Signed under the auspices of the Organization of American States:
(Signed) João Baena Soares
Secretary General

Referendum for agreement No specific mention.

International mission/force/similar Page 1, 4: The parties pledge to take all necessary measures to guarantee public liberties and to halt all repression and reprisals. To that end, they recognize the necessity for the deployment, as quickly as possible, of the civilian OEA-DEMOC mission and of representatives of the Inter-American Commission on Human Rights. They urge international organizations, in particular the United Nations, the organizations for the defense of human rights and the international press to spare no effort in their contributions to that endeavor.

Enforcement mechanism No specific mention.

Related cases No specific mention.

Source Inter-American Commission on Human Rights:

 <http://www.cidh.org/>
