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Country/ entity	East Timor
Region	Asia and Pacific
Agreement name	Agreement Regarding the Modalities for the Popular Consultation of the East Timorese Through a Direct Ballot
Date	5 May 1999
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict (East Timor Conflict (1975 - 1999))
Stage	Framework/substantive - partial
Conflict nature	Government/territory
Peace process	East Timor-Indonesia peace process
Parties	Government of Indonesia, Ali Alatas, Minister of Foreign Affairs (signed) Government of the Portugal, Jaime Gama, Minister of Foreign Affairs (signed) United Nations, Kofi A. Annan, Secretary-General (signed)
Third parties	-
Description	Outlined practical arrangements for ballot to be held on 8 August 1999 with voters being asked to either accept or reject the proposed special autonomy for East Timor within the Unitary State of the Republic of Indonesia. Agrees date, question, modalities and schedule of consulting the East Timorese on the future constitutional status of East Timor

Agreement document [TL_990505_Annex II-Agreement Regarding the Modalities for the Popular Consultation.pdf](#)  | [Download PDF](#)

Groups

Children/ youth	No specific mention.
Disabled persons	No specific mention.

Elderly/age	Groups→Elderly/age→Substantive Page 1, C. Entitlement to vote The following persons, aged 17 years or above, shall be eligible to vote in the popular consultation: (a) persons born in East Timor, (b) persons born outside East Timor but with at least one parent having been born in East Timor, and (c) persons whose spouses fall under either of the two categories above.
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 Page 1, Untitled Preamble, The Governments of Indonesia and Portugal and the Secretary-General of the United Nations.

Agree as follows:

Immediately following the conclusion of the agreement between the two Governments requesting the Secretary-General to consult the East Timorese people on whether they would accept or reject the proposed constitutional framework for autonomy, the Secretary-General will, subject to the appropriate legislative mandate, begin preparations for the popular consultation by deploying in East Timor such personnel as will be adequate for the purpose of executing the various phases of the consultation process. Preparations for the vote outside East Timor will also begin at locations of major East Timorese concentration outside East Timor.

Page 1, A. Date for consultation:

The ballot will take place on Sunday, 8 August 1999, both inside and outside East Timor.

Page 1, B. Question to be put before the voters

[Summary] Section includes the questions put to voters.

Page 2, D. Schedule of the consultation process (in overlapping time periods)

[Summary] Contains schedule for the referendum.

Page 2, E. Operational Phases

a) Information Campaign

The United Nations will make available the text of the main Agreement and the autonomy document to be voted on in the following languages: Tetun, Bahasa Indonesia, Portuguese and English.

The United Nations will disseminate and explain the content of the main Agreement and the autonomy document in an impartial and factual manner inside and outside East Timor.

The United Nations will explain to voters the process and procedure of the vote, and the implications of an 'accept' or 'reject' vote.

The radio stations and the newspapers in East Timor as well as other Indonesian and Portuguese media outlets will be utilized in the dissemination of this information. Other appropriate means of dissemination will be made use of as required.

Page 3, E. Operational Phases

... b) Registration

[Summary] Provides modalities for voter registration.

Page 3, E. Operational Phases

... c) Campaign

Supporters and opponents of the autonomy proposal will campaign ahead of the vote in a peaceful and democratic manner during the period designated for this purpose.

There will be a Code of Conduct for the campaign, to be proposed by the United Nations and discussed with the supporters and opponents of the autonomy proposal.

The United Nations will devise the means to provide equal opportunity for the two sides to disseminate their views to the public.

Officials of the Governments of Indonesia and Portugal will not participate in the campaign in support of either option.

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 Page 1, C. Entitlement to vote
The following persons, aged 17 years or above, shall be eligible to vote in the popular consultation:

Electoral commission Page 3:
The registration lists will be exhibited for five days at the end of the registration period at the respective registration centres, regional offices and at Dili headquarters. Challenges to the lists shall be submitted to the regional offices for a final decision by the electoral commission prior to polling day.

Political parties reform No specific mention.

Civil society No specific mention.

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 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 3, E. Operational Phases
... c) Campaign
Supporters and opponents of the autonomy proposal will campaign ahead of the vote in a peaceful and democratic manner during the period designated for this purpose.

Detention procedures No specific mention.

Media and communication Rights related issues→Media and communication→Media roles
Page 3, E. Operational Phases
a) Information Campaign
... The radio stations and the newspapers in East Timor as well as other Indonesian and Portuguese media outlets will be utilized in the dissemination of this information. Other appropriate means of dissemination will be made use of as required.

Page 3, E. Operational Phases
... c) Campaign
... - The United Nations will devise the means to provide equal opportunity for the two sides to disseminate their views to the public.

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	Page 4, F. Funding The Secretary-General will seek the approval of the Security Council for the operation in order to ensure assessed budgetary funding. Voluntary contributions will be channeled through a Trust Fund established for this purpose.
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	Page 4-5, G. Security The Indonesian authorities will ensure a secure environment for a free and fair popular consultation process and will be responsible for the security of United Nations personnel. A number of United Nations security guards will be deployed to ensure the security and safety of United Nations personnel and property. ...
Ceasefire	No specific mention.
Police	Page 4-5, G. Security ... A number of international civilian police will be available in East Timor to advise the Indonesian Police during the operational phases of the popular consultation and, at the time of the consultation, to supervise the escort of ballot papers and boxes to and from polling sites.
Armed forces	No specific mention.
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	The United Nations is party to the agreement.
Other international signatory	No specific mention.
Referendum for agreement	No specific mention.
International mission/force/similar	No specific mention.
Enforcement mechanism	[Summary] UN to carry out the information campaign, electoral registration, and consultation, E.f. Portugal and Indonesia to send observers, G. Indonesian govt responsible for security (with a small number of UN security guards) Page 4, E) Operational Phases f) Observers Indonesia and Portugal shall be entitled to send an equal number of representatives to observe all the operational phases of the consultation process both inside and outside East Timor. International observers will be able to observe the consultation process under terms to be developed by the United Nations to regulate their presence.
Related cases	No specific mention.
Source	UN Peacemaker; http://peacemaker.un.org/sites/peacemaker.un.org/files/ID%20TL_990505_AgreementOnEastTimor.pdf
