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

Country/ Philippines entity Mindanao

Region Asia and Pacific

Asia and Pacific

Agreement

Implementing Guidelines on the Security Aspect of the GRP-MILF Tripoli

name Agreement of Peace of 2001

Date 7 Aug 2001

Agreement

Multiparty signed/agreed

status

Interim Yes arrangement

Agreement/

Intrastate/intrastate conflict (Philippine Insurgencies (1968 -))

conflict level

Stage Implementation/renegotiation

Conflict

Government/territory

nature

Peace Philippines - Mindanao process

process

Parties For the GRP: Irene M. Santiago, GRP Technical Committee Acting Chairperson;

For the MILF:

Atty. Musib M. Buat, MILF Technical Committee Chairperson

Third Attested by: Atty. Jesus G. Dureza, GRP Peace Panel Chairman; Al Haj Murad

parties Ebrahim, MILF Peace Panel Chairman

Description Agreement provides an overall implementation framework for the 2001

Tripoli Agreement's Security Aspects by defining prohibited and provocative hostile acts that will impede the ceasefire and peace process, establishing Local Monitoring Teams (LMTs), a Quick Response Team (QRT), and an Independent Fact-Finding Committee (IFFC) to replace the Interim Ceasefire Monitoring Team. Annex A provides for the composition and functions of the Independent Fact-Finding Committee (IFCC), Annex B operationalizes the Quick Response Team (QRT), and Annex C provides a table that displays the

structure of the implementation mechanisms.

Agreement

PH_010807_Implementing Guidelines on Security Aspect of GRP-MILF Agreement.pdf

document Download PDF

Groups

Children/ No specific mention. youth Disabled No specific mention. persons Elderly/age No specific mention. Migrant No specific mention. workers Racial/ No specific mention. ethnic/ national group Religious Groups→Religious groups→Substantive groups Page 4, Article III - Cessation of Hostilities and Security Arrangements The Local Monitoring Team shall be composed of five members, one each from the following: 5.5. Representative from the Religious sector, chosen under mutual agreement; [...] Indigenous No specific mention. people Other No specific mention. groups Refugees/ No specific mention. displaced persons Social class No specific mention.

Gender

Women, girls and gender

Page 6, Article IV. Safety and Security Guarantees

3. MILF members covered by paragraph 1 above shall not be restrained or arrested, searched, seized and harassed on their persons and property in connection with their participation or involvement in the peace talks, except in cases of commission of common crimes such as crimes against persons,

chastity, property and other similar offenses.

Men and

No specific mention.

LGBTI

boys

No specific mention.

Family

No specific mention.

State definition

Nature of

No specific mention.

state (general)

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/ unification No specific mention.

Border No specific mention. delimitation

Cross-

No specific mention.

border provision

Governance

Political No specific mention.

institutions (new or reformed)

Elections No specific mention.

Electoral No specific mention. commission

Political No specific mention. parties reform

Civil society Page 4, Article III - Cessation of Hostilities and Security Arrangements The Local Monitoring Team shall be composed of five members, one each from the following:

- 5.3. Representative from NGOs nominated by the GRP;
- 5.4. Representative from NGOs nominated by the MILF; and
- 5.5. Representative from the Religious sector, chosen under mutual agreement; and The LMTs shall designate their respective Chairman and Co-Chairman.

Page 6, Annex A: Article VI - Composition and Functions of the Independent Fact-Finding Committee (IFFC)

2. Notre Dame University Peace Center and Maguindanao Professionals and Employees Association (MAPEA) representatives shall act as Chairman and Vice Chairman, respectively, of the IFFC.

Page 7, Annex A: Rule IV - Composition and Functions of the Independent Fact-Finding Committee (IFFC)

4. The IFFC shall function under the following terms: f. Employ the expertise of certain impartial persons or organizations in the performance of its assigned tasks.

Page 8, Annex B, Agreement (Creating a Quick Response Team) - The Operationalization of the QRT

- 2. The QRT shall be composed of the following:
- 2.3. IFFC principals: one representative each from the Notre Dame University (NDU), Maguindanao Professionals, and Employees Association Inc. MAPEA and Cotabato City Media

Multi-Purpose Cooperative (CCMMPC). [...]

Traditional/ religious leaders

Page 4, Article III - Cessation of Hostilities and Security Arrangements The Local Monitoring Team shall be composed of five members, one each from the following:

5.5. Representative from the Religious sector, chosen under mutual agreement; [...]

Public No specific mention. administration

Constitution No specific mention.

Power sharing

Political

No specific mention.

power sharing

Territorial

No specific mention.

power sharing

Economic

No specific mention.

power sharing

Military

Power sharing→Military power sharing→Proportionality

power sharing

Page 4, Article III - Cessation of Hostilities and Security Arrangements The Local Monitoring Team shall be composed of five members, one each

from the following:

5.1. Representative from the Local Government Units, designated by the GRP;

5.2. Representative from the MILF Local Political Committee; [...]

Human rights and equality

Human

No specific mention.

rights/RoL general

Bill of

No specific mention.

rights/ 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 No specific mention.

Detention procedures

No specific mention.

Media and

Rights related issues→Media and communication→Media roles communication Page 10, Joint Communique

> [...] The guidelines not only silence the guns for the peace of mind of the people. These also prohibit all public pronouncements that will tend to undermine the sincerity or credibility of both parties in waging peace. Toward this end, the war of bullets and of words shall cease; and the parties shall follow the road to peace through earnest and principled negotiations. This will accord the Bangsamoro people permanent spaces for peace, self-reliance and development.

Rights related issues→Media and communication→Media logistics Page 2, Article II - Definition of Terms

- 3.2. The following are considered prohibited provocative acts: 3.2.4. Public pronouncements that will tend to undermine the sincerity or credibility of either party in implementing the cessation of hostilities.
- Page 5, Article III Cessation of Hostilities and Security Arrangements 9. Police and military actions and administrative/logistic activities shall continue to be undertaken by the GRP throughout Mindanao and the entire country. In the pursuit thereof, confrontational situations between the GRP and MILF forces shall be avoided by prior coordination with the latter. These actions include but are not limited to, the following: 9.2. Defensive or protective actions of the GRP to ensure the security of its forces, facilities, installations, equipment and lines of communications and the safety and tranquility of the civil government and the population.

Mobility/ access

No specific mention.

No specific mention.

Protection measures

Other No specific mention.

Rights institutions

NHRI No specific mention.

Regional or

No specific mention.

international

human rights

institutions

Justice sector reform

Criminal

justice and

emergency

law

State of

No specific mention.

No specific mention.

emergency provisions

Judiciary and courts

No specific mention.

Prisons and No specific mention.

detention

Traditional

No specific mention.

Laws

Socio-economic reconstruction

Development Socio-economic reconstruction→Development or socio-economic

or socio- reconstruction→Socio-economic development

economic Page 3, Article III - Cessation of Hostilities and Security Arrangements

reconstruction 2. The Parties agree to implement all necessary measures to normalize the

situation in the conflict-affected areas, to pave the way for, and ensure

successful rehabilitation and development of said areas.

National economic

No specific mention.

plan

Natural resources

No specific mention.

International No specific mention. funds

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

Land, property and environment

Land

No specific mention.

reform/ rights

Pastoralist/ N

No specific mention.

nomadism rights

Cultural

No specific mention.

heritage

Environment No specific mention.

Water or riparian

No specific mention.

rights or access

Security sector

Security Guarantees Page 6, Article IV - Safety and Security Guarantees

2. The safety and security guarantees extended by the Government to the MILF members who are directly and principally involved in the GRP-MILF Peace Talks signed on March 9, 2000 shall remain in full force and effect as a necessary safeguard for the conduct of the peace talks.

Page 4, Article III - Cessation of Hostilities and Security Arrangements 6.2. The Parties shall, upon request, provide the OIC Monitoring Team appropriate Technical and Administrative support, and security escorts in the performance of its functions.

Page 4, Article III - Cessation of Hostilities and Security Arrangements 7. The structure of the implementing mechanism on the Security Aspect of the Tripoli Peace Agreement of 2001 is attached as annex ÒCÓ and shall form part of this Agreement.

Ceasefire

Security sector→Ceasefire→Ceasefire provision

Page 1, Article I - Terms of Reference

1. GRP-MILF Agreement for General Cessation of Hostilities dated July 18, 1997, including its Implementing Administrative Guidelines dated September 12, 1997 and Implementing Operational Guidelines dated November 14, 1997.

Page 1, Article II - Definition of Terms

The following terms shall mean as follows:

1. GRP Forces - as referred to in the GRP-MILF Agreement for the General Cessation of Hostilities signed in Cagayan de Oro City on July 18, 1997.

Page 1, Article II - Definition of Terms

2. MILF Forces - as referred to in the GRP-MILF Agreement for the General Cessation of Hostilities signed in Cagayan de Oro City on July 18, 1997.

Page 1, Article II - Definition of Terms

3. Hostilities - is defined as aggressive or offensive military action such as aircraft bombing, artillery shelling, naval gunfire, attacks, raids, ambuscades, sabotage, and related actions such as kidnapping, hijacking of aircraft, vessels and vehicles, extortion, liquidation, arson, grenade throwing and other terroristic activities. The prohibited hostile acts and prohibited provocative acts specifically enumerated under the Agreement for General Cessation of Hostilities-Implementing Operational Guidelines (AGCH-IOG-1997) are embraced in the term hostilities and are construed as such as of the entry into force (EIF) of this Agreement.

Page 2, Article II - Definition of Terms

- 3.1. The following are considered prohibited hostile acts:
- 3.1.1. Terroristic acts such as kidnapping, hijacking, piracy, sabotage, arson, bombings, grenade throwing, robberies, liquidations/assassinations, unjustified arrest, torture, unreasonable search and seizure, summary execution, as well as burning of houses, places of worship and educational institutions, destruction of properties, and abuse of civilians.
- 3.1.2. Aggressive action such as attacks, raids, ambuscades, landminings, and offensive military actions such as shelling, reconnoitering, and unjustified massing of troops.
- 3.1.3. Establishment of checkpoints except those necessary for the GRP's enforcement and maintenance of peace and order; and, for the defense and security of the MILF in their identified areas, as jointly determined by the GRP and MILF.

Page 2, Article II - Definition of Terms

- 3.2. The following are considered prohibited provocative acts:
- 3.2.1. Display of MILF flag in non-identified MILF areas.
- 3.2.2. Providing sanctuary or assistance to criminal or lawless elements.
- 3.2.3. Massive deployment and/or movement of GRP and MILF forces which are not normal administrative functions and activities.
- 3.2.4. Public pronouncements that will tend to undermine the sincerity or credibility of either party in implementing the cessation of hostilities.
- 3.2.5. Other acts that endanger the safety and security of the people and their properties; and/or that which contribute to the deterioration of peace and order, such as blatant display of firearms.

Page 11 of 18

Page 3, Article II - Definition of Terms

Police

- Page 5, Article III Cessation of Hostilities and Security Arrangements 9. Police and military actions and administrative/logistic activities shall continue to be undertaken by the GRP throughout Mindanao and the entire country. In the pursuit thereof, confrontational situations between the GRP and MILF forces shall be avoided by prior coordination with the latter. These actions include but are not limited to, the following:
- 9.1. Peacekeeping and police actions such as preventive patrols, investigations, arrest, searches and seizures undertaken by the Government against criminality, especially against piracy, robbery, kidnapping, cattle rustling, murder and other criminal acts.
- 9.3. Hot pursuit of suspects by police and military personnel. Paramilitary/irregular forces shall not be allowed to engage in hot pursuit under the terms of this Agreement.

Page 8, Annex B, Agreement (Creating a Quick Response Team) - The Operationalization of the QRT

2.3. [...] The QRT can avail itself of assistance from the following in the performance of its duties: b. The PNP Provincial Director of the Province concerned:

Armed forces

Page 1, Article II - Definition of Terms

The following terms shall mean as follows:

1. GRP Forces - as referred to in the GRP-MILF Agreement for the General Cessation of Hostilities signed in Cagayan de Oro City on July 18, 1997.

Page 2, Article II - Definition of Terms

- 3.1. The following are considered prohibited hostile acts:
- 3.1.3. Establishment of checkpoints except those necessary for the GRP's enforcement and maintenance of peace and order; and, for the defense and security of the MILF in their identified areas, as jointly determined by the GRP and MILF.

Page 2, Article II - Definition of Terms

- 3.2. The following are considered prohibited provocative acts:
- 3.2.3. Massive deployment and/or movement of GRP and MILF forces which are not normal administrative functions and activities.

Page 3, Article II - Definition of Terms

4. Henceforth, should there be a delineation of lines/positions agreed upon by the Parties, any action that projects forces or fire beyond one party's identified line/position shall be considered offensive military operations, which is prohibited under this Agreement.

Page 3, Article III - Cessation of Hostilities and Security Arrangements
1. The Parties shall commit their Armed Forces to a general cessation of hostilities pursuant to and in accordance with the Agreement for General Cessation of Hostilities of 1997 and its Implementing Administrative Guidelines dated September 12, 1997 and Operational Guidelines dated November 14, 1997, effective upon entry into force (EIF) of this Agreement.

Page 5, Article III - Cessation of Hostilities and Security Arrangements 9. Police and military actions and administrative/logistic activities shall continue to be undertaken by the GRP throughout Mindanao and the entire country. In the pursuit thereof, confrontational situations between the GRP and MILF forces shall be avoided by prior coordination with the latter. These actions include but are not limited to, the following:

- 9.1. Peacekeeping and police actions such as preventive patrols, investigations, arrest, searches and seizures undertaken by the Government against criminality, especially against piracy, robbery, kidnapping, cattle rustling, murder and other criminal acts.
- 9.2. Defensive or protective actions of the GRP to ensure the security of its forces, facilities, installations, equipment and lines of communications and the safety and tranquility of the civil government and the population.9.3. Hot pursuit of suspects by police and military personnel. Paramilitary/irregular forces shall not be allowed to engage in hot pursuit under the terms of this Agreement.

Page 8, Annex B, Agreement (Creating a Quick Response Team) - The Operationalization of the QRT

2.3. [...] The QRT can avail itself of assistance from the following in the performance of its dutRegeal 374fe AFP Commander in the area concerned;

DDR No specific mention.

Intelligence No specific mention. services

Parastatal/ rebel and opposition group forces Page 1, Article II - Definition of Terms

The following terms shall mean as follows:

2. MILF Forces - as referred to in the GRP-MILF Agreement for the General Cessation of Hostilities signed in Cagayan de Oro City on July 18, 1997.

Page 2, Article II - Definition of Terms

- 3.1. The following are considered prohibited hostile acts:
- 3.1.3. Establishment of checkpoints except those necessary for the GRP's enforcement and maintenance of peace and order; and, for the defense and security of the MILF in their identified areas, as jointly determined by the GRP and MILF.
- 3.2. The following are considered prohibited provocative acts:
- 3.2.1. Display of MILF flag in non-identified MILF areas.
- 3.2.3. Massive deployment and/or movement of GRP and MILF forces which are not normal administrative functions and activities.

Page 3, Article II - Definition of Terms

4. Henceforth, should there be a delineation of lines/positions agreed upon by the Parties, any action that projects forces or fire beyond one party's identified line/position shall be considered offensive military operations, which is prohibited under this Agreement.

Page 3, Article III - Cessation of Hostilities and Security Arrangements
1. The Parties shall commit their Armed Forces to a general cessation of hostilities pursuant to and in accordance with the Agreement for General Cessation of Hostilities of 1997 and its Implementing Administrative Guidelines dated September 12, 1997 and Operational Guidelines dated November 14, 1997, effective upon entry into force (EIF) of this Agreement.

Page 5, Article III - Cessation of Hostilities and Security Arrangements
9. Police and military actions and administrative/logistic activities shall
continue to be undertaken by the GRP throughout Mindanao and the entire
country. [...] These actions include but are not limited to, the following:
9.2. Defensive or protective actions of the GRP to ensure the security of its
forces, facilities, installations, equipment and lines of communications and
the safety and tranquility of the civil government and the population.
9.3. Hot pursuit of suspects by police and military personnel. Paramilitary/
irregular forces shall not be allowed to engage in hot pursuit under the terms
of this Agreement.

Page 5, Article III - Cessation of Hostilities and Security Arrangements 10. Defensive or protective actions shall also be undertaken by the MILF to ensure the security of its forces, facilities, installations, equipment and lines of communications and safety and tranquility of its civilian constituents.

Page 6, Article IV - Safety and Security Guarantees

2. The safety and security guarantees extended by the Government to the MILF members who are directly and principally involved in the GRP-MILF Peace Talks signed on March 9, 2000 shall remain in full force and effect as a necessary safeguard for the conduct of the peace talks.

Page 15 of 18

Page 6, Article IV - Safety and Security Guarantees

Withdrawal No specific mention.

of foreign forces

Corruption

No specific mention.

Crime/

Page 2, Article II - Definition of Terms

organised crime

3.2. The following are considered prohibited provocative acts:

3.2.2. Providing sanctuary or assistance to criminal or lawless elements.

Page 5, Article III - Cessation of Hostilities and Security Arrangements

9.1. Peacekeeping and police actions such as preventive patrols,

investigations, arrest, searches and seizures undertaken by the Government against criminality, especially against piracy, robbery, kidnapping, cattle

rustling, murder and other criminal acts.

Drugs

No specific mention.

Terrorism

No specific mention.

Transitional justice

Transitional No specific mention.

justice general

Amnesty/

No specific mention.

pardon

Courts

No specific mention.

Mechanism No specific mention.

Prisoner

No specific mention.

release

Vetting No specific mention.

Victims No specific mention.

Missing

No specific mention.

persons

Reparations No specific mention.

Reconciliation No specific mention.

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 Page 4, Article III - Cessation of Hostilities and Security Arrangements 6. The Parties hereby invite representatives from the Organization of Islamic Conference (OIC), in particular Indonesia, Libya and Malaysia, and other interested OIC member States to observe and monitor the implementation of all GRP-MILF Agreements.

> Page 4, Article III - Cessation of Hostilities and Security Arrangements 8. The CCCH of each party shall, through their Panels, coordinate with the OIC Monitoring Team to address violations of this Agreement in addition to its powers and functions as provided for in Rule 3 of the Implementing Administrative Guidelines dated September 12, 1997.

Page 5, Article III - Cessation of Hostilities and Security Arrangements 11. In cases of alleged violations of this Agreement, the Parties shall refrain from taking offensive or punitive military actions of any type against each other without prior investigation by the CCCH of both Parties in coordination with the OIC Monitoring Team.

Page 6, Annex A, Rule VI - Composition and Functions of the Independent Fact-Finding Committee (IFFC)

4. The IFFC shall function under the following terms: a. Conduct fact-finding inquiries on matters referred to it by either COORDINATING COMMITTEE, copy furnished the other COMMITTEE, on alleged violations/infractions of the provisions of this implementing guidelines and ground rules of the GRP-MILF AGCH.

Related cases

No specific mention.

Source

USIP, GRP-MILF Peace Process: Compilation of Signed Agreements & other related Documents (1997-2010); (MILF Peace Panel/Asia Foundation, 2010), pp. 105-110.