


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

Country/ entity	Tajikistan
Region	Europe and Eurasia
Agreement name	Law on amnesty to the participants of the political and military confrontation in the republic of Tajikistan
Date	1 Jul 1997
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict (Tajikistani Civil War (1992 - 1997))
Stage	Pre-negotiation/process
Conflict nature	Government
Peace process	Tajikistan peace process
Parties	Govt of Tajikstan, United Tajik Opposition
Third parties	-
Description	Full amnesty for all participants of political and military confrontation from 1992.

Agreement document	TJ_970701_Law on amnesty.pdf  Download PDF
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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) No specific mention.

Elections No specific mention.

Electoral commission No specific mention.

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 No specific mention.

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 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 No specific mention.

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.
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Security sector

Security Guarantees	No specific mention.
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Ceasefire	No specific mention.
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Police	No specific mention.
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Armed forces	No specific mention.
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DDR	No specific mention.
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Intelligence services	No specific mention.
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Parastatal/ rebel and opposition group forces	No specific mention.
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Withdrawal of foreign forces	No specific mention.
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Corruption	No specific mention.
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Crime/ organised crime	No specific mention.
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Drugs No specific mention.

Terrorism No specific mention.

Transitional justice

Transitional justice general No specific mention.

Amnesty/pardon Transitional justice→Amnesty/pardon→Amnesty/pardon proper
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With a view of implementing the General Agreement on Establishing Peace and National Accord with Article 7 of its Charter, the Commission on National Reconciliation decided:

1. To annul the convictions of those sentenced to imprisonment, regardless of their duration, and the conviction of those sentenced to other punishment who took part in the political and military confrontation from 1992 up to the time of adoption of the present Amnesty Act.
2. To discontinue all criminal cases proceeding and investigations and cases not considered by courts, with regards to persons affected by Paragraph 1 of the current Act.
3. Criminal charges will not be brought against persons who committed crimes against the State who committed crimes against the State during the political and military confrontations
4. Persons accused of crimes envisaged by Article s63, 74, 76, 96, 104, 105, 121, 240, 240-1, 241 of the Penal Code of the Republic of Tajikistan are not released from punishment and criminal charges. With regard to persons who took part in the political and military confrontation from 1992 up to the time of adoption of the present Act and committed crimes envisaged by the above mentioned articles of the Penal Code, Article 4 of the present Act will be applied on the basis of the proposals of the parties and the decision of the Commission on National Reconciliation.
5. An amnesty erases previous conviction record.

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 No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism No specific mention.

Related cases No specific mention.

Source Conciliation Resources Accord
<http://www.c-r.org/accord-article/key-texts-accord-tajikistan>
