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| Country/entity | Tajikistan |
| Region | Europe and Eurasia |
| Agreement name | Protocol on the Guarantees of Implementation of the General Agreement on Establishment of Peace and National Accord in Tajikistan |
| Date | 27 May 1997 |
| Agreement status | Multiparty signed/agreed |
| Interim arrangement | Yes |
| Agreement/conflict level | Intrastate/intrastate conflict Tajikistani Civil War (1992 - 1997) Ethnic marginalization formed a key feature in the Tajikistani Civil war when liberal democrat and Islamic groups from the Garm and Gorno-Badakhshan took up arms against the government of President Rahmon Nabyev. Members of Nabyev's government were predominantly from the regions of Leninabad and Kulyab. Anti-government protestors took to the street following the 1991 presidential elections, which caused the government to hand out arms to pro-government militias. Following clashes, anti-government factions captured the President and forced him to resign at gun-point. A new government under the Kulyabi native, Emomali Rahmonov, who fended off democratic and Islamist militias. Eventually, with support from Islamist factions in Afghanistan, the opposition united under the United Tajik Opposition umbrella. In 1994, the UN deployed a peacekeeping force to monitor the 1994 ceasefire agreement. A peace agreement was signed in 1997 and completely removed the Leninabad 'old guard' from power. Close Tajikistani Civil War (1992 - 1997) |
| Stage | Implementation/renegotiation |
| Conflict nature | Government |
| Peace process | Tajikistan peace process |
| Parties | (Signed) T. NAZAROV Head of the delegation of the Republic of Tajikistan Signed) A. TURAJONZODAH Head of the delegation of the United Tajik Opposition |

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|----------------------|--|
| Third parties | <p>(Signed) Gerd MERREM Special Representative of the Secretary-General of the United Nations</p> <p>Representative of the Organization for Security and Cooperation in Europe</p> <p>Representative of the Organization of the Islamic Conference</p> <p>For the Government of the Islamic State of Afghanistan</p> <p>For the Government of the Islamic Republic of Iran</p> <p>For the Government of the Republic of Kazakhstan</p> <p>For the Government of the Kyrgyz Republic</p> <p>For the Government of the Islamic Republic of Pakistan</p> <p>For the Government of the Russian Federation</p> <p>For the Government of the Turkmenistan</p> <p>For the Government of the Republic of Uzbekistan</p> <p>(all signatories and 'guarantor nations')</p> |
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| Description | Agreement establishing role of the international community in enforcing the General Agreement and the work of the Commission on National Reconciliation. |
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| Agreement document | TJ_970528_ProtocolGuaranteesImplementationGeneralAgrmnt.pdf (opens in new tab) Download PDF |
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Groups

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|-----------------------|----------------------|
| Children/youth | No specific mention. |
|-----------------------|----------------------|

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|-------------------------|----------------------|
| Disabled persons | No specific mention. |
|-------------------------|----------------------|

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|--------------------|----------------------|
| Elderly/age | No specific mention. |
|--------------------|----------------------|

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|------------------------|----------------------|
| Migrant workers | No specific mention. |
|------------------------|----------------------|

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|--|----------------------|
| Racial/ethnic/ national group | No specific mention. |
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|-------------------------|----------------------|
| Religious groups | No specific mention. |
|-------------------------|----------------------|

Indigenous people No specific mention.

Other groups No specific mention.

Refugees/displaced persons Groups→Refugees/displaced persons→Substantive
Page 3, Annex:

1. The good will of the Government of the Republic of Tajikistan and the Leadership of the United Tajik Opposition (hereinafter referred to as the Parties) and their commitment to achieving peace and national accord in the country shall be considered as the most important guarantees of strict implementation of the General Agreement. In this context, the material guarantees shall be deemed to be the agreements laid down in the above-mentioned Protocols and Agreements, in particular, to establish the Commission on National Reconciliation with equal representation of the Parties and headed by a representative of UTO; to reserve for representatives of the Opposition (UTO) thirty (30) per cent of posts in the executive power structures and twenty-five (25) per cent of seats in the Central Electoral Commission; to carry out the reintegration, disarmament and disbanding of the UTO armed units, as well as the reform of the power structures of the Republic of Tajikistan; to ensure the voluntary return, in safety and dignity, of all refugees and displaced persons to their homes; to provide amnesty for persons who took part in the civil conflict and political confrontation, as well as to lift the bans and limitations on the activities of political parties and movements that are part of UTO and on the mass media which shall function within the framework of the Constitution and effective laws of the Republic of Tajikistan, and in accordance with the norms and guarantees established in the General Agreement.

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 3, Annex:

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Elections

No specific mention.

Electoral

commission

Page 3, Annex:

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Political parties reform

Governance→Political parties reform→Other political parties reform
Page 3, Annex:

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Civil society

No specific mention.

**Traditional/
religious leaders**

No specific mention.

**Public
administration**

No specific mention.

Constitution

No specific mention.

Political power sharing

Power sharing→Political power sharing→General
State level
Page 3, Annex:

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Power sharing→Political power sharing→Executive coalition

State level

to reserve for representatives of the Opposition (UTO) thirty (30) per cent of posts in the executive power structures and twenty-five (25) per cent of seats in the Central Electoral Commission;

Power sharing→Political power sharing→Other proportionality

State level

the material guarantees shall be deemed to be the agreements laid down in the above-mentioned Protocols and Agreements, in particular, to establish the Commission on National Reconciliation with equal representation of the Parties and headed by a representative of UTO;

Territorial power sharing

No specific mention.

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| Economic power sharing | No specific mention. |
| Military power sharing | <p>Power sharing→Military power sharing→Merger of forces Page 3, Annex:</p> <p>1. The good will of the Government of the Republic of Tajikistan and the Leadership of the United Tajik Opposition (hereinafter referred to as the Parties) and their commitment to achieving peace and national accord in the country shall be considered as the most important guarantees of strict implementation of the General Agreement. In this context, the material guarantees shall be deemed to be the agreements laid down in the above-mentioned Protocols and Agreements, in particular,</p> <p>...</p> <p>to carry out the reintegration, disarmament and disbanding of the UTO armed units, as well as the reform of the power structures of the Republic of Tajikistan;</p> |

Human rights and equality

Human rights/RoL general No specific mention.

Bill of rights/similar Page 4, Annex

5. OSCE, through its mission in Dushanbe, shall facilitate the implementation of the General Agreement in the areas related to the observance of human rights and the establishment of democratic political and legal institutions and processes in the Republic of Tajikistan.

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.

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|----------------------------|----------------------|
| Mobility/access | No specific mention. |
| Protection measures | No specific mention. |
| Other | No specific mention. |

Rights institutions

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| NHRI | No specific mention. |
| Regional or international human rights institutions | No specific mention. |

Justice sector reform

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|---|----------------------|
| 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

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| Development or socio-economic reconstruction | No specific mention. |
| National economic plan | No specific mention. |
| Natural resources | No specific mention. |
| International funds | No specific mention. |

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|-----------------|----------------------|
| Business | No specific mention. |
| Taxation | No specific mention. |
| Banks | No specific mention. |

Land, property and environment

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|---|----------------------|
| 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

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|--------------------------------|----------------------|
| Security Guarantees | No specific mention. |
| Ceasefire | No specific mention. |
| Police | No specific mention. |
| Armed forces | No specific mention. |

DDR

Security sector→DDR→DDR programmes

Page 3, Annex:

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Intelligence services

No specific mention.

Parastatal/rebel and opposition group forces

Page 3, Annex:

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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 Transitional justice→Amnesty/pardon→Amnesty/pardon proper
Page 3, Annex:

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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 (Signed) Gerd MERREM Special Representative of the Secretary-General of the United Nations

Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism

Page 3-4, Annex

2. The Parties agreed to request the United Nations to provide guarantees of implementation of the General Agreement through possible adoption by the Security Council of the United Nations of a new mandate of the United Nations Mission of Observers in Tajikistan (UNMOT) which would take into account the successful completion of the inter-Tajik talks and might provide for monitoring of the implementation of the General Agreement by the Parties, provision of expertise, consultations and good offices at all stages of its implementation and, possibly, other functions.

3. At the request of the Parties, the Governments of the Islamic State of Afghanistan, the Islamic Republic of Iran, the Republic of Kazakhstan, the Kyrgyz Republic, the Islamic Republic of Pakistan, the Russian Federation, Turkmenistan and the Republic of Uzbekistan agreed to act as political and moral guarantors of comprehensive and strict implementation of the General Agreement by the Parties. In this connection, it may be desirable to have periodic meetings of the Ministers for Foreign Affairs of the guarantor States in Dushanbe.

4. In order to monitor the implementation of the General Agreement by the Parties and to provide them with expertise, consultations and other good offices, the guarantor States agreed to establish, for the period of the implementation of the General Agreement, a Contact Group which shall be stationed in Dushanbe and shall consist of the ambassadors of the guarantor States accredited there or of specially appointed representatives. The Contact Group shall also include the Special Representative of the Secretary-General of the United Nations for Tajikistan, the head of the OSCE mission in Tajikistan and a representative of the Organization of the Islamic Conference (OIC). With the consent of the guarantor States, OSCE and OIC, the Special Representative of the Secretary-General of the United Nations for Tajikistan shall perform the functions of the Contact Group coordinator. Besides the above-mentioned monitoring and good offices, the Contact Group shall inform the Governments of the guarantor States, the Secretary-General of the United Nations through his Special Representative for Tajikistan and the decision-making bodies of the OSCE and OIC about any violations of the General Agreement by the Parties and shall forward recommendations on the ways of ensuring compliance. The Contact Group shall begin its work in Dushanbe concurrently with the commencement of the functioning of the Commission on National Reconciliation. Rules of procedure of the Contact Group shall be established by its members within one week following the beginning of its work.

5. OSCE, through its mission in Dushanbe, shall facilitate the implementation of the General Agreement in the areas related to the observance of human rights and the establishment of democratic political and legal institutions and processes in the Republic of Tajikistan.

Related cases

No specific mention.

Source UN Peacemaker:

 <http://peacemaker.un.org/>
