

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

|                                      |  |
|--------------------------------------|--|
| <b>Country/<br/>entity</b>           | Croatia<br>Yugoslavia (former)   |
| <b>Region</b>                        | Europe and Eurasia<br>Europe and Eurasia   |
| <b>Agreement<br/>name</b>            | Basic Agreement on the Region of Eastern Slavonia, Baranja, and Western Sirmium ('The Erdut Agreement')  |
| <b>Date</b>                          | 12 Nov 1995  |
| <b>Agreement<br/>status</b>          | Multiparty signed/agreed   |
| <b>Interim<br/>arrangement</b>       | Yes  |
| <b>Agreement/<br/>conflict level</b> | Intrastate/intrastate conflict ( Balkan Conflicts (1991 - 1995) (1998 - 2001) )  |
| <b>Stage</b>                         | Framework/substantive - partial  |
| <b>Conflict<br/>nature</b>           | Government/territory   |
| <b>Peace process</b>                 | Croatia negotiation process  |
| <b>Parties</b>                       | Milan Milanovic, Head, Serb Negotiating Delegation; Hrvoje Sarinic, Head, Croatian Government Delegation   |
| <b>Third parties</b>                 | Witnessed: Peter W. Galbraith, United States Ambassador; Thorvald Stoltenberg, United Nations Mediator   |
| <b>Description</b>                   | This agreement builds on the Guiding Principles signed on October 3rd 1995. It provides for a transitional period with a Transitional Administration, with an international force to assist in implementation, assisting refugee return. It also provides for the Serbian community to have a Joint Council of municipalities. |

---

**Agreement  
document** [HR\\_951112\\_ErdutAgreement.pdf](#)  | [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 | <p>Groups→Racial/ethnic/national group→Substantive<br/>Page 1, 5.<br/>The Transitional Administration shall help to establish and train temporary police forces, to build professionalism among the police and confidence among all ethnic communities.</p> <p>Page 2, 9.<br/>The right to recover property, to receive compensation for property that cannot be returned and to receive assistance in reconstruction of damaged property shall be equally available to all persons without regard to ethnicity.</p> <p>Page 2, 12.<br/>Not later than 30 days before the end of the transitional period, elections for all local government bodies, including for municipalities, districts and counties, as well as the right of the Serbian community to appoint a joint council of municipalities, shall be organized by the Transitional Administration. International organizations and institutions (e.g. the Organization for Security and Cooperation in Europe, the United Nations) and interested States are requested to oversee the elections.</p> |
| Religious groups             | No specific mention.  |
| Indigenous people            | No specific mention.  |
| Other groups                 | No specific mention.  |

|                                   |  |
|-----------------------------------|--|
| Refugees/<br>displaced<br>persons | Groups→Refugees/displaced persons→Substantive<br>Page 1, 4.<br>The Transitional Administration shall ensure the possibility for the return of refugees and displaced persons to their homes of origin. All persons who have left the region or who have come to the region with previous permanent residence in Croatia shall enjoy the same rights as all other residents of the region...<br><br>Page 2, 7.<br>All persons have the right to return freely to their place of residence in the region and to live there in conditions of security. All persons who have left the region or who have come to the region with previous permanent residence in Croatia have the right to live in the region. |
| Social class                      | No specific mention.   |

---

## Gender

|                               |                      |
|-------------------------------|----------------------|
| Women,<br>girls and<br>gender | No specific mention. |
| Men and<br>boys               | No specific mention. |
| LGBTI                         | No specific mention. |
| Family                        | No specific mention. |

---

## State definition

|                                 |                      |
|---------------------------------|----------------------|
| Nature of<br>state<br>(general) | No specific mention. |
| State<br>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)→Temporary new institutions  
Page 1, 2.  
The United Nations Security Council is requested to establish a Transitional Administration, which shall govern the region during the transitional period in the interest of all persons resident in or returning to the region.

Elections Page 2, 12.  
Not later than 30 days before the end of the transitional period, elections for all local government bodies, including for municipalities, districts and counties, as well as the right of the Serbian community to appoint a joint council of municipalities, shall be organized by the Transitional Administration. International organizations and institutions (e.g. the Organization for Security and Cooperation in Europe, the United Nations) and interested States are requested to oversee the elections.

Electoral commission No specific mention.

Political parties reform No specific mention.

Civil society No specific mention.

Traditional/religious leaders No specific mention.

Public administration Page 1, 4.  
...The Transitional Administration shall also take the steps necessary to re-establish the normal functioning of all public services in the region without delay.

Constitution No specific mention.

---

## **Power sharing**

Political power sharing Power sharing→Political power sharing→General Sub-state level  
2. Not later than 30 days before the end of the transitional period, elections for all local government bodies, including for municipalities, districts and counties, as well as the right of the Serbian community to appoint a joint council of municipalities, shall be organized by the Transitional Administration. International organizations and institutions (e.g. the Organization for Security and Cooperation in Europe, the United Nations) and interested States are requested to oversee the elections.

|                           |   |
|---------------------------|---|
| Territorial power sharing | <p>Power sharing→Territorial power sharing→Local/municipal government<br/>Page 2, 12.<br/>Not later than 30 days before the end of the transitional period, elections for all local government bodies, including for municipalities, districts and counties, as well as the right of the Serbian community to appoint a joint council of municipalities, shall be organized by the Transitional Administration. International organizations and institutions (e.g. the Organization for Security and Cooperation in Europe, the United Nations) and interested States are requested to oversee the elections.</p> <p>Power sharing→Territorial power sharing→Other<br/>Page 1, 1.<br/>There will be a transitional period of 12 months which may be extended at most to another period of the same duration if so requested by one of the parties.</p> <p>Page 1, 2.<br/>The United Nations Security Council is requested to establish a Transitional Administration, which shall govern the region during the transitional period in the interest of all persons resident in or returning to the region.</p> |
| Economic power sharing    | No specific mention.  |
| Military power sharing    | No specific mention.  |

## Human rights and equality

|                          |  |
|--------------------------|--|
| Human rights/RoL general | <p>Page 1, 4.<br/>The Transitional Administration shall ensure the possibility for the return of refugees and displaced persons to their homes of origin. All persons who have left the region or who have come to the region with previous permanent residence in Croatia shall enjoy the same rights as all other residents of the region...</p> |
| Bill of rights/similar   | No specific mention.   |

Treaty incorporation Page 1, 6.  
The highest levels of internationally recognized human rights and fundamental freedoms shall be respected in the region.

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 Page 2, 13.  
The Government of the Republic of Croatia shall cooperate fully with the Transitional Administration and the international force. During the transitional period the Croatian Government authorizes the presence of international monitors along the international border of the region in order to facilitate free movement of persons across existing border crossings.

Protection measures No specific mention.

Other No specific mention.

---

## Rights institutions

NHRI No specific mention.

Regional or international human rights institutions Rights institutions→Regional or international human rights institutions→Monitoring calls

Page 2, 10.

Interested countries and organizations are requested to take appropriate steps to promote the accomplishment of the commitments in this agreement. After the expiration of the transition period and consistent with established practice, the international community shall monitor and report on respect for human rights in the region on a long-term basis.

Page 2, 11.

In addition, interested countries and organizations are requested to establish a commission, which will be authorized to monitor the implementation of this agreement, particularly its human rights and civil rights provisions, to investigate all allegations of violations of this agreement, and to make appropriate recommendations.

---

## 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    Socio-economic reconstruction→Development or socio-economic reconstruction→Infrastructure and reconstruction  
Page 2, 9.  
The right to recover property, to receive compensation for property that cannot be returned and to receive assistance in reconstruction of damaged property shall be equally available to all persons without regard to ethnicity.

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    Land, property and environment→Land reform/rights→Property return and restitution  
Page 2, 8.  
All persons shall have the right to have restored to them any property that was taken from them by unlawful acts or that they were forced to abandon and to just compensation for property that cannot be restored to them.  
  
Page 2, 9.  
The right to recover property, to receive compensation for property that cannot be returned and to receive assistance in reconstruction of damaged property shall be equally available to all persons without regard to ethnicity.

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 Page 1, 3.  
The United Nations Security Council is requested to authorize an international force to deploy during the transitional period to maintain peace and security in the region and otherwise to assist in implementation of this agreement. The region shall be demilitarized according to the schedule and procedures determined by the international force. This demilitarization shall be completed not later than 30 days after deployment of the international force and shall include all military forces, weapons and police, except for the international force and for police operating under the supervision of, or with the consent of, the Transitional Administration.

Page 1, 5.  
The Transitional Administration shall help to establish and train temporary police forces, to build professionalism among the police and confidence among all ethnic communities.

|   |   |
|---|---|
| Armed forces  | <p>Page 1, 3.</p> <p>The United Nations Security Council is requested to authorize an international force to deploy during the transitional period to maintain peace and security in the region and otherwise to assist in implementation of this agreement. The region shall be demilitarized according to the schedule and procedures determined by the international force. This demilitarization shall be completed not later than 30 days after deployment of the international force and shall include all military forces, weapons and police, except for the international force and for police operating under the supervision of, or with the consent of, the Transitional Administration.</p>  |
| DDR   | <p>Security sector→DDR→Demilitarisation provisions</p> <p>Page 1, 3.</p> <p>The United Nations Security Council is requested to authorize an international force to deploy during the transitional period to maintain peace and security in the region and otherwise to assist in implementation of this agreement. The region shall be demilitarized according to the schedule and procedures determined by the international force. This demilitarization shall be completed not later than 30 days after deployment of the international force and shall include all military forces, weapons and police, except for the international force and for police operating under the supervision of, or with the consent of, the Transitional Administration.</p> |
| Intelligence services                                     | No specific mention.  |
| Parastatal/<br>rebel and<br>opposition<br>group<br>forces | No specific mention.  |
| Withdrawal<br>of foreign<br>forces                        | No specific mention.  |
| Corruption  | No specific mention.  |
| Crime/<br>organised<br>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 UN Mediator Thorvald Stoltenberg signed as witness.

|                                      |   |
|--------------------------------------|---|
| Other international signatory        | No specific mention.  |
| Referendum for agreement             | No specific mention.  |
| International mission/ force/similar | No specific mention.  |
| Enforcement mechanism                | <p>Page 1, 3.<br/>The United Nations Security Council is requested to authorize an international force to deploy during the transitional period to maintain peace and security in the region and otherwise to assist in implementation of this agreement. The region shall be demilitarized according to the schedule and procedures determined by the international force. This demilitarization shall be completed not later than 30 days after deployment of the international force and shall include all military forces, weapons and police, except for the international force and for police operating under the supervision of, or with the consent of, the Transitional Administration.</p> <p>Page 2, 12.<br/>Not later than 30 days before the end of the transitional period, elections for all local government bodies, including for municipalities, districts and counties, as well as the right of the Serbian community to appoint a joint council of municipalities, shall be organized by the Transitional Administration. International organizations and institutions (e.g. the Organization for Security and Cooperation in Europe, the United Nations) and interested States are requested to oversee the elections.</p> <p>Page 2, 13.<br/>The Government of the Republic of Croatia shall cooperate fully with the Transitional Administration and the international force. During the transitional period the Croatian Government authorizes the presence of international monitors along the international border of the region in order to facilitate free movement of persons across existing border crossings.</p> |
| Related cases                        | No specific mention.  |
| Source                               | <p>Letter dated 15 November 1995 from the Permanent Representative of Croatia to the United Nations addressed to the Secretary-General, A/50/757, S/1995/951, pp.3-5<br/><a href="http://repository.un.org/">http://repository.un.org/</a></p>  |

---