

Country/entity Democratic Republic of Congo

Region Africa (excl MENA)

Agreement name Acte d'Engagement, Sud Kivu

Date 23 Jan 2008

Agreement status Multiparty signed/agreed

Interim arrangement Yes

Agreement/conflict level Intrastate/intrastate conflict

Congo Civil Wars (1996 -)

The overthrow of the long-term dictator Mobutu Sese Seko by a rebel Tutsi army backed by Uganda and Rwanda in 1997 acted as a catalyst for a war with regional dimensions, mainly fought in the eastern Kivu provinces. The conflict escalated in 1998, when President Laurent Kabila, then backed by Zimbabwean and Angolan troops, ordered Rwanda and Uganda to leave. After Kabila's assassination in 2001, his son Joseph took over the presidency and won in the 2006 democratic elections.

In the eastern provinces, Tutsi-led militias, mainly organised in the National Congress for the Defense of the People (CNDP), fought the remnants of the Rwandan Hutu force FDLR, with further involvement of Rwandan and Ugandan troops. Other regionally operating militia groups, like the Lord's Resistance Army from Northern Uganda, the so-called Mai Mai groups or short-lived guerrilla outfits like the March 23 Movement (M23) further contributed, and still contribute, to the complexity of the situation in eastern DRC.

Close

Congo Civil Wars (1996 -)

Stage Framework/substantive - partial

Conflict nature Government

Peace process DRC: Eastern DRC processes

Parties

POUR

1. Les Forces Républicaines et Fédéralistes, Mr GASORE ZEBEDE
2. Le Groupe Yakutumba, Mr ASSANDA MWENEBATU
3. Le Groupe Zabuianj/MRC-MMR, Ir. LWIJI MUDAGE
4. Les Mai-Mai Kirikicho, Mr LONGANGI KANYERE
5. Les PARECO/S-K, Mr RUTAMBUKA SALATIEL
6. Le Raia Mutomboki, Mr SALUMU KASEKE; Mr SADIKI KANGALABA DEVOS
7. Les Mai-Mai Ny'kiriba, Mr Faustin MULONDA KABOVU
8. Les Mai-Mai kapopo, Mr ISANGYE BYAOMRE B.
9. Les Mai-Mai Mahoro, Mr Raphaël MUSIMBI M.
10. Les Mai-Mai Shikito, Mr Richard MUKULUMANYA
11. Les Mudundu 40, Mr. ZAGABE Pascal
12. Le Simba Mai-Mai/MRS Mr Jules ZIRINGABO NDAHAMBARA
13. Les Mai-Mai SHABUNDA, Mr Georges KATINDI KAMWANA

Pour le Gouvernement:

Ministre d'Etat chargé de l'Interieur, Décentralisation et Sécurité: S.E. Denis Kalume Numbi

Pour La Conference

1. Le Président de la Conférence: Mr l'Abbé Apollinaire Malumalu
2. Le Président du Comité des Sages: Honorable Vital Kamerhe
3. Le Coordinateur Adjoint du Panel des Modérateurs: Mr Azarias Ruberwa Manyua
4. Délégation du Nord-Kivu: Le Gouverneur, Mr Julien Paluku Kahongya; Le Vice-Président de L'Assemblée Provinciale, Honorable Mukinti Baumbilia
5. Délégation du Sud-Kivu: Le Gouverneur a.i, Mr Watunakanza, B. Bernard; Le Président de L'Assemblée Provinciale, Honorable Baleke Kadudu, Emille.

Third parties

LES FACILITATEURS INTERNATIONAUX:
Pour les NATIONS-UNIES, Mr Alan Doss
Pour l'UNION EUROPEENNE, Mr Roeland van de Geer
Pour les ETATS-UNIS D'AMERIQUE, Mr Tim Shortley
Pour l'UNION AFRICAINE, Mr Pierre Yere
Pour la CONFERENCE INTERNATIONALE SUR LA REGION DES GRANDS LACS, Mme
Liberata Mulamula

LES TEMOINS NATIONAUX
POUR LES CHEFS COUTUMIERS
SUD-KIVU, MWAMI KABARE RUGEMANINZI II NABUSHI
NORD-KIVU, MWAMI ALEXANDRE MUHINDO MUKOSASENGE

POUR LA SOCIETE CIVILE
DÉLÉGATION NATIONALE: MR KIBISWA KWABENE NAUPESS
SUD-KIVU: MR BIRHINGINGWA MUGABO CYPRIEN
NORD-KIVU: MR JASON LUNENO MAENE

POUR LE SECTEUR PRIVE
FEC SUD-KIVU: MR MUDEKEREZA NAMEGABE
FEC NORD-KIVU:MR DESIRE SEGAHUNGU

POUR LES CONFESSIONS RELIGIEUSES
EGLISE CATHOLIQUE: +THEOPHILE KABOY
EGLISE DU CHRIST AU CONGO: EV. SONGOU NATHALIS
EGLISE ORTHODOXE: PR. FUMUNZANZA GIMUANGA
EGLISE KIMBANGUISTE: REV. SAKUAMESO RAPHAEL
EGLISE DU REVEIL: EV. NTAMBWE MUMPEMPE
COMMUNAUTE ISLAMIQUE: IMAM RACHIDI MOUSSA
EGLISE INDEPENDANTE DU CONGO: S.E SIMON NZINGA M
ARMEE DU SALUT: MAJOR GRACIA MATONDO

Description

This is a short agreement between the opposition parties in South Kivu and the DRC Government. The agreement provides for a ceasefire and covers issues relating to DDR, human rights and humanitarian issues, and political and judicial guarantees (including an amnesty law).

Agreement document

[CD_080123_Acte d'Engagement Sud Kivu_tr.pdf \(opens in new tab\)](#) | [Download PDF](#)

Agreement document (original language)

[CD_080123_Acte d'Engagement, Sud Kivu.pdf \(opens in new tab\)](#)

Groups

Children/youth	Groups→Children/youth→Substantive Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular: <ul style="list-style-type: none">• Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons; ... <ul style="list-style-type: none">• A ban on any recruitment, and specific promotion of the rights of children in conflict (or post-conflict) zones;
Disabled persons	Groups→Disabled persons→Substantive Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular: <ul style="list-style-type: none">• Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons;
Elderly/age	Groups→Elderly/age→Substantive Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular: <ul style="list-style-type: none">• Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons;
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 Groups→Refugees/displaced persons→Rhetorical
Page 1, Untitled Preamble:

...

5. Deeply deploring the insecurity which has prevailed in the Province of South Kivu for so long; causing large scale displacements of the population and terrible suffering amongst civilians and extensive violations of human rights;

Groups→Refugees/displaced persons→Substantive

Page 3-4, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

In order to do this the following two Sub-Commissions of this Commission shall be created:

...

b) A Humanitarian and Social Sub-Commission responsible for:

- questions regarding internally displaced persons;
- questions relating to refugees.

Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:

...

- Return of refugees to their countries under the supervision of the tripartite HCR, the DRC Government and the country of asylum (Burundi, Uganda, Rwanda and Tanzania) according to the timetable adopted by the Humanitarian and Social Technical Commission;
- Establishment of a commission responsible for supervising internal displaced persons and reinstalling them in their places of origin in collaboration with the United Nations and other humanitarian organisations;

Page 5, ARTICLE IV: POLITICAL AND JUDICIAL GUARANTEE MEASURES:

The DRC Government, enacting this engagement and at the request of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka; undertakes, in accordance with the relevant recommendation of the Conference on Peace, Security and Development of the Provinces of North and South Kivu:

...

4. To create a demilitarised zone to enable, in particular, the deployment of MONUC observers and the safety and return of displaced persons;

Social class No specific mention.

Gender

Women, girls and gender Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:
• Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons;

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 Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.
A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:
...
• Re-establishment of State Authority (Police, Administration, Justice);

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

Power sharing→Military power sharing→Merger of forces

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:

...

- Specification of the itinerary for the redeployment of armed groups to the transit centres (first movement) and to the mixing and demobilisation centres (second movement), followed where necessary by training and instruction;
- Specification of the procedures for mixing taking into account the presence of foreign armed groups referred to in the Joint Nairobi Communiqué of November 9, 2007

...

- Integration in the regular Armed Forces;

...

- Respect for DDR activities, leading either to mixing for purposes of integration in the FARDC, or to demobilisation and reinsertion to prepare for a definitive return to civilian life, an essential stage in the peace and security process in the province of North Kivu;

...

Power sharing→Military power sharing→Proportionality

In order to do this the following two Sub-Commissions of this Commission shall be created:

a) A Mixed Military Sub-Commission, responsible for:

- disengagement;
- mixing;
- demobilisation;
- social reinsertion;

Page 4, ARTICLE IV: POLITICAL AND JUDICIAL GUARANTEE MEASURES:

The DRC Government, enacting this engagement and at the request of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka; undertakes, in accordance with the relevant recommendation of the Conference on Peace, Security and Development of the Provinces of North and South Kivu:

...

2. To create a Technical Commission by Order of the President of the Republic, in particular to finalise the disengagement plan, and questions of rank, integration and management of demobilised personnel;

Human rights and equality

Human rights/RoL general Page 1, Untitled Preamble:

...

2. Reiterating our support for the principles proclaimed and guaranteed by the Constitution and the laws of the Democratic Republic of Congo;

...

4. Determined to participate in restoring peace, security and the authority of the State throughout the Province of South Kivu;

5. Deeply deploring the insecurity which has prevailed in the Province of South Kivu for so long; causing large scale displacements of the population and terrible suffering amongst civilians and extensive violations of human rights;

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:

...

- Re-establishment of State Authority (Police, Administration, Justice);

Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:

- Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons;
- Release of persons detained or taken hostage on the grounds of views expressed or belonging to insurrectionary movements;
- Return of property to its owners, whether physical or moral persons;
- Return of refugees to their countries under the supervision of the tripartite HCR, the DRC Government and the country of asylum (Burundi, Uganda, Rwanda and Tanzania) according to the timetable adopted by the Humanitarian and Social Technical Commission;
- Establishment of a commission responsible for supervising internal displaced persons and reinstalling them in their places of origin in collaboration with the United Nations and other humanitarian organisations;
- Creating favourable conditions for the supply of humanitarian aid and emergency services to the civilian population;
- A ban on any recruitment, and specific promotion of the rights of children in conflict (or post-conflict) zones;
- Free movement of goods and persons and the lifting of illegal road barriers.

Bill of rights/similar No specific mention.

Treaty incorporation

Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:

- Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons;
- Release of persons detained or taken hostage on the grounds of views expressed or belonging to insurrectionary movements;
- Return of property to its owners, whether physical or moral persons;
- Return of refugees to their countries under the supervision of the tripartite HCR, the DRC Government and the country of asylum (Burundi, Uganda, Rwanda and Tanzania) according to the timetable adopted by the Humanitarian and Social Technical Commission;
- Establishment of a commission responsible for supervising internal displaced persons and reinstalling them in their places of origin in collaboration with the United Nations and other humanitarian organisations;
- Creating favourable conditions for the supply of humanitarian aid and emergency services to the civilian population;
- A ban on any recruitment, and specific promotion of the rights of children in conflict (or post-conflict) zones;
- Free movement of goods and persons and the lifting of illegal road barriers.

Civil and political rights

Human rights and equality→Civil and political rights→Freedom of movement
Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:

- ...
- Free movement of goods and persons and the lifting of illegal road barriers.

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 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:

- ...
- Free movement of goods and persons and the lifting of illegal road barriers.

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 Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.
A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:
...
• Re-establishment of State Authority (Police, Administration, Justice);

Prisons and detention No specific mention.

Traditional Laws No specific mention.

Socio-economic reconstruction

Development or socio-economic reconstruction	<p>Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development</p> <p>Page 1, Untitled Preamble:</p> <p>...</p> <p>3. Emphasising the need to rapidly restore definitive and sustainable peace and security to facilitate the integrated development of North Kivu and South Kivu;</p> <p>...</p> <p>6. Declaring our commitment to respect the relevant Resolution of the Conference on Peace, Security and Development of the Provinces of North and South Kivu, the relevant Resolution on peace and the end of the war, for the sustainable development of the province, as well as all other resolutions and recommendations adopted at Goma by the above- mentioned Conference;</p> <p>Socio-economic reconstruction→Development or socio-economic reconstruction→Infrastructure and reconstruction</p> <p>Page 3-4, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.</p> <p>In order to do this the following two Sub-Commissions of this Commission shall be created:</p> <p>...</p> <p>b) A Humanitarian and Social Sub-Commission responsible for:</p> <ul style="list-style-type: none">• questions regarding internally displaced persons;• questions relating to refugees. <p>Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:</p> <p>...</p> <ul style="list-style-type: none">• Return of refugees to their countries under the supervision of the tripartite HCR, the DRC Government and the country of asylum (Burundi, Uganda, Rwanda and Tanzania) according to the timetable adopted by the Humanitarian and Social Technical Commission; <p>...</p> <ul style="list-style-type: none">• Creating favourable conditions for the supply of humanitarian aid and emergency services to the civilian population;
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 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS:
Strict observation of the regulations of international humanitarian law and human rights, in particular:
...
• Return of property to its owners, whether physical or moral persons;

**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 1, Untitled Preamble:

...

3. Emphasising the need to rapidly restore definitive and sustainable peace and security to facilitate the integrated development of North Kivu and South Kivu;

4. Determined to participate in restoring peace, security and the authority of the State throughout the Province of South Kivu;

5. Deeply deploring the insecurity which has prevailed in the Province of South Kivu for so long; causing large scale displacements of the population and terrible suffering amongst civilians and extensive violations of human rights;

Ceasefire

Security sector→Ceasefire→Ceasefire provision

Page 2, ARTICLE I: ON THE CEASEFIRE:

1. To the immediate and complete cessation of:

- Hostilities throughout the Province of South Kivu;
- All acts of violence;
- All military movements and reinforcements;
- And of any new recruitment.

Upon signature of the present act of engagement, a formal order to cease hostilities shall be given in writing to our respective troops in copy to the United Nations, the SADC and the CEEAC.

2. To abstain from any activities which may damage peace and security, including:

- Any attacks and acts of provocation and sabotage;
- Any proposals or declarations which may lead to renewed hostilities;
- Any attempt to occupy new positions on the ground or to move forces and equipment from one place to another;
- The supply of arms, ammunition and other military equipment;
- Any action which may hinder the peace and security process in South Kivu.

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

...

- Request to deploy MONUC observers to monitor the ceasefire;

Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS:

Strict observation of the regulations of international humanitarian law and human rights, in particular:

- Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons;

Page 5, ARTICLE IV: POLITICAL AND JUDICIAL GUARANTEE MEASURES:

The DRC Government, enacting this engagement and at the request of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka; undertakes, in accordance with the relevant recommendation of the Conference on Peace, Security and Development of the Provinces of North and South Kivu:

...

3. To announce and respect the ceasefire, as stipulated in article I;

Police

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:

...

- Re-establishment of State Authority (Police, Administration, Justice);

Armed forces

Page 2, ARTICLE I: ON THE CEASEFIRE:

1. To the immediate and complete cessation of:

...

- All military movements and reinforcements;
- And of any new recruitment.

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:

- The formal order to troops to cease hostilities across all military terrain;

...

- Integration in the regular Armed Forces;

...

- Respect for DDR activities, leading either to mixing for purposes of integration in the FARDC, or to demobilisation and reinsertion to prepare for a definitive return to civilian life, an essential stage in the peace and security process in the province of North Kivu;
- The unconditional participation of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka in accordance with national legislation, in implementing the Armed Forces of the Democratic Republic of Congo (Forces Armées de la République Démocratique du Congo, FARDC) integration plan, and in the National Programme of Disarmament, Demobilisation and Reinsertion (Programme Nationale de Désarmement, Démobilisation et Réinsertion, PNDDR);

...

In order to do this the following two Sub-Commissions of this Commission shall be created:

a) A Mixed Military Sub-Commission, responsible for:

- disengagement;
- mixing;
- demobilisation;
- social reinsertion;

Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS:

Strict observation of the regulations of international humanitarian law and human rights, in particular:

- Cessation of acts of violence, abuse, discrimination and exclusion, of any kind, against the civilian population, particularly women and children, elderly and disabled persons;

...

- A ban on any recruitment, and specific promotion of the rights of children in conflict (or post-conflict) zones;

Page 4-5, ARTICLE IV: POLITICAL AND JUDICIAL GUARANTEE MEASURES:

The DRC Government, enacting this engagement and at the request of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka; undertakes, in accordance with the relevant recommendation of the Conference on Peace, Security and Development of the Provinces of North and South Kivu:

DDR

Security sector→DDR→DDR programmes

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:

- The formal order to troops to cease hostilities across all military terrain;
- ...
- Integration in the regular Armed Forces;
- ...
- Respect for DDR activities, leading either to mixing for purposes of integration in the FARDC, or to demobilisation and reinsertion to prepare for a definitive return to civilian life, an essential stage in the peace and security process in the province of North Kivu;
- The unconditional participation of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka in accordance with national legislation, in implementing the Armed Forces of the Democratic Republic of Congo (Forces Armées de la République Démocratique du Congo, FARDC) integration plan, and in the National Programme of Disarmament, Demobilisation and Reinsertion (Programme Nationale de Désarmament, Démobilisation et Réinsertion, PNDDR);
- Communication of lists of personnel and of arms, and of their locations, upon signature of the present Act, in accordance with the timetable established by the ad hoc Committee, with the assistance of the International Community.

In order to do this the following two Sub-Commissions of this Commission shall be created:

a) A Mixed Military Sub-Commission, responsible for:

- disengagement;
- mixing;
- demobilisation;
- social reinsertion;

Page 4-5, ARTICLE IV: POLITICAL AND JUDICIAL GUARANTEE MEASURES:

The DRC Government, enacting this engagement and at the request of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka; undertakes, in accordance with the relevant recommendation of the Conference on Peace, Security and Development of the Provinces of North and South Kivu:

...

2. To create a Technical Commission by Order of the President of the Republic, in particular to finalise the disengagement plan, and questions of rank, integration and management of demobilised personnel;

...

4. To create a demilitarised zone to enable, in particular, the deployment of MONUC observers and the safety and return of displaced persons;

Intelligence services

No specific mention.

**Parastatal/rebel
and opposition
group forces**

Page 2, ARTICLE I: ON THE CEASEFIRE:

1. To the immediate and complete cessation of:

...

- All military movements and reinforcements;
- And of any new recruitment.

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

A mixed Technical Peace and Security Commission, jointly chaired by the Government and the International Facilitators for this engagement, shall be legally authorised by the Government to examine and finalise the following questions:

- The formal order to troops to cease hostilities across all military terrain;
- Geographic location of armed groups (exact map positions);
- Determination of disengagement and buffer zones;
- Request to deploy MONUC observers to monitor the ceasefire;
- Implementing the plan resulting from the Joint Nairobi Communique on the disarmament and repatriation of armed foreign groups;
- Specification of the itinerary for the redeployment of armed groups to the transit centres (first movement) and to the mixing and demobilisation centres (second movement), followed where necessary by training and instruction;
- Specification of the procedures for mixing taking into account the presence of foreign armed groups referred to in the Joint Nairobi Communique of November 9, 2007
- Request to deploy the MONUC in all terrain occupied by the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka;
- Re-establishment of State Authority (Police, Administration, Justice);
- Integration in the regular Armed Forces;
- Demobilisation and social reinsertion;
- Respect for DDR activities, leading either to mixing for purposes of integration in the FARDC, or to demobilisation and reinsertion to prepare for a definitive return to civilian life, an essential stage in the peace and security process in the province of North Kivu;
- The unconditional participation of the CNDP, the PARECO/N-K, the Mai-Mai Kasindien, the Mai-Mai Kifuafua, the Mai-Mai Vurondo, the Mai-Mai Mongol, the UJPS, the Mai-Mai Rwenzori, and the Simba, in accordance with national legislation, in implementing the Armed Forces of the Democratic Republic of Congo (Forces Armées de la République Démocratique du Congo, FARDC) integration plan, and in the National Programme of Disarmament, Demobilisation and Reinsertion (Programme Nationale de Désarmement, Démobilisation et Réinsertion, PNDDR);
- Communication of lists of personnel and of arms, and of their locations, upon signature of the present Act, in accordance with the timetable established by the ad hoc Committee, with the assistance of the International Community.

In order to do this the following two Sub-Commissions of this Commission shall be created:

a) A Mixed Military Sub-Commission, responsible for:

- disengagement;
- mixing;
- demobilisation;
- social reinsertion;

Withdrawal of foreign forces	<p>Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.</p> <p>...</p> <ul style="list-style-type: none"> • Implementing the plan resulting from the Joint Nairobi Communiqué on the disarmament and repatriation of armed foreign groups;
Corruption	<p>Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular:</p> <p>...</p> <ul style="list-style-type: none"> • Free movement of goods and persons and the lifting of illegal road barriers.
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 4, ARTICLE IV: POLITICAL AND JUDICIAL GUARANTEE MEASURES:
The DRC Government, enacting this engagement and at the request of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka; undertakes, in accordance with the relevant recommendation of the Conference on Peace, Security and Development of the Provinces of North and South Kivu:

1. To present to Parliament an Amnesty Law project for acts of war and insurrection, covering the period from June 2003 to the date of promulgation of the Law, and not including crimes of war, crimes against humanity and genocide;

Courts No specific mention.

Mechanism No specific mention.

Prisoner release	Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular: ... • Release of persons detained or taken hostage on the grounds of views expressed or belonging to insurrectionary movements;
Vetting	No specific mention.
Victims	No specific mention.
Missing persons	No specific mention.
Reparations	Transitional justice→Reparations→Material reparations Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS: Strict observation of the regulations of international humanitarian law and human rights, in particular: ... • Return of property to its owners, whether physical or moral persons;
Reconciliation	No specific mention.

Implementation

UN signatory	LES FACILITATEURS INTERNATIONAUX: Pour les NATIONS-UNIES, Mr Alan Doss
Other international signatory	LES FACILITATEURS INTERNATIONAUX: Pour l'UNION EUROPEENNE, Mr Roeland van de Geer Pour les ETATS-UNIS D'AMERIQUE, Mr Tim Shortley Pour l'UNION AFRICAINE, Mr Pierre Yere Pour la CONFERENCE INTERNATIONALE SUR LA REGION DES GRANDS LACS, Mme Liberata Mulamula
Referendum for agreement	No specific mention.

International mission/force/similar

Page 2, ARTICLE I: ON THE CEASEFIRE:

1. To the immediate and complete cessation of:

- Hostilities throughout the Province of South Kivu;
- All acts of violence;
- All military movements and reinforcements;
- And of any new recruitment.

Upon signature of the present act of engagement, a formal order to cease hostilities shall be given in writing to our respective troops in copy to the United Nations, the SADC and the CEEAC.

Page 2-3, ARTICLE II: On the disengagement of FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai and Mai-Mai Rutambuka troops, and the creation of demilitarised zones for FARDC, on mixing, on integration, and on the PNDDR.

...

- Request to deploy MONUC observers to monitor the ceasefire;
- Request to deploy the MONUC in all terrain occupied by the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka;

...

- Communication of lists of personnel and of arms, and of their locations, upon signature of the present Act, in accordance with the timetable established by the ad hoc Committee, with the assistance of the International Community.

Page 4: ARTICLE III: ON HUMANITARIAN PRINCIPLES AND RESPECT FOR HUMAN RIGHTS:

Strict observation of the regulations of international humanitarian law and human rights, in particular:

...

- Establishment of a commission responsible for supervising internal displaced persons and reinstalling them in their places of origin in collaboration with the United Nations and other humanitarian organisations;

Page 5, ARTICLE IV: POLITICAL AND JUDICIAL GUARANTEE MEASURES:

The DRC Government, enacting this engagement and at the request of the FRF, Groupe Yakutumba, Groupe Zabuloni, Mai-Mai kirikicho, PARECO/S-K, Raia Mutomboki, Mai-Mai Ny'kiriba, Mai-Mai kapopo, Mai-Mai Mahoro, Mai-Mai Shikito, Mudundu 40, Simba Mai-Mai et Mai-Mai Rutambuka; undertakes, in accordance with the relevant recommendation of the Conference on Peace, Security and Development of the Provinces of North and South Kivu:

...

4. To create a demilitarised zone to enable, in particular, the deployment of MONUC observers and the safety and return of displaced persons;

Enforcement mechanism

No specific mention.

Related cases No specific mention.

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