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<b>Country/ entity</b>	Kenya
<b>Region</b>	Africa (excl MENA)
<b>Agreement name</b>	Kenya National Dialogue and Reconciliation, Statement of Principles on Long-term Issues and Solutions
<b>Date</b>	23 May 2008
<b>Agreement status</b>	Multiparty signed/agreed
<b>Interim arrangement</b>	Yes
<b>Agreement/ conflict level</b>	Intrastate/intrastate conflict ( Kenyan Post-Electoral Violence (2007 - 2008) )
<b>Stage</b>	Framework/substantive - partial
<b>Conflict nature</b>	Government
<b>Peace process</b>	Kenya peace process
<b>Parties</b>	Government/PNU and ODM On the Behalf of the Government/PNU, Hon Martha Karua, Hon Sam Ongeri, Hon. Mutula Kilonzo, Hon. Moses Wetang'ula On the Behalf of ODM, Hon. Musalia Mudavudi, Hon. William Ruto, Hon. Sally Kosgei, Hon. James Orengo
<b>Third parties</b>	Witnessed by: For the Panel of Eminent African Personalities, H.E. Oluyemi Adeniji - Session Chair
<b>Description</b>	The short agreement define the commitments made to address the long-term issues: A. Constitutional, institutional and legal reform); B. Land Reform; C. Poverty, inequity and regional imbalances; D. Unemployment, particularly among the youth; E. Consolidation of national Cohesion and unity; F. Transparency, Accountability and Impunity.

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**Agreement  
document** [KE\\_080523\\_Dialogue&Reconciliation \(Principles on Long-term Issues and Solutions\).pdf](#) | [Download PDF](#)

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## Groups

Children/ youth	<p>Groups→Children/youth→Rhetorical</p> <p>Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>D. Unemployment, particularly among the youth</p> <p>We agree that unemployment in Kenya, particularly among the youth, is a serious concern that must urgently be addressed. We acknowledge that the lack of effective opportunities that integrate the majority of Kenya's youth into mainstream economic</p> <p>Ensuring that all citizens have the opportunity to be gainfully employed is not only crucial for the nation's economic growth, prosperity and social stability, but is also vital for enabling individual to develop their full potential and to live in dignity.</p> <p>We therefore commit ourselves to advocate for the development of a comprehensive Strategy on combating youth unemployment, and to explore all possible means of supporting the creation of an appropriate policy environment for the expansion of opportunities for youth in the formal and informal sectors of the economy.</p> <p>Page 11-12, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda</p> <p>See Matrix - Box 8: Unemployment, particularly among the youth</p>
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→Rhetorical</p> <p>Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>E. Consolidation of national cohesion and unity</p> <p>We recognize that consolidating national cohesion and unity is a cross-cutting task that will require the efforts of all Parties, all Ministries, civil society and all Kenyans. Apart from the creation of the National Ethnic and Race Relations Commission, we propose the introduction of legislation to light discrimination and ensure equal opportunities for all.</p>
Religious groups	No specific mention.

Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/ displaced persons	No specific mention.
Social class	Groups→Social class→Rhetorical Page 1, I. Preamble, ... Recalling that, in the Annotated Agenda and Timetable for the National Dialogue and Reconciliation signed on 1 February, we recognized that poverty, the inequitable distribution of resources and perceptions of historical injustices and exclusion on the part of segments of Kenyan society constituted the underlying causes of the prevailing social tensions, instability and cycle of violence.

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## Gender

Women, girls and gender	<p>Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>C. Poverty, inequity and regional imbalances</p> <p>We recognize that to ensure sustainable peace in the country, poverty eradication and equitable development are essential. We further recognize that issue' of inequality, manifested along income, regional and gender lines, remain key challenges for Kenya.</p> <p>Agenda 4 Implementation Framework Poverty, inequality and regional imbalances (a) Ensure equity and balance are attained in development across all regions including in job creation, poverty reduction, improved income distribution and gender equity. (f) Develop and Affirmative Action Policy and enhance the Women's Enterprise Fund. (p. 6-7)</p>
Men and boys	No specific mention.
LGBTI	No specific mention.

Family No specific mention.

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## **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.

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## Governance

Political institutions (new or reformed)	<p>Governance→Political institutions (new or reformed)→General references</p> <p>Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>A. Constitutional, institutional and legal reform</p> <p>...</p> <p>We agree that the institutional reforms should include, inter alia, the following components: Police reform, parliamentary reform, judicial reform, executive reform and civil service reform.</p> <p>Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>E. Consolidation of national cohesion and unity</p> <p>We recognize that consolidating national cohesion and unity is a cross-cutting task that will require the efforts of all Parties, all Ministries, civil society and all Kenyans. Apart from the creation of the National Ethnic and Race Relations Commission, we propose the introduction of legislation to light discrimination and ensure equal opportunities for all.</p> <p>We agree that the relevant Ministries will work with the Office of the President and of the Prime Minister and other relevant bodies to oversee unity-building efforts and initiatives. They would also help coordinate joint peace and reconciliation initiatives countrywide and liaise with local peace building efforts.</p> <p>Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>F. Transparency, accountability, impunity</p> <p>We agree that transparency and accountability in the affairs of the Government, together with the fight against impunity, are essential if the country is to make progress in addressing all the challenges mentioned above. Indeed, transparency, accountability and the fight against impunity and corruption must underpin the entire reform agenda. In addressing these issues, it will be particularly important to ensure that the recommendations of the Truth, Justice, and Reconciliation Commission, are implemented.</p> <p>Page 7-8, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda</p> <p>See Matrix - Box 5: Institutional Reform: The Parliament</p>
Elections	No specific mention.
Electoral commission	No specific mention.

Political parties reform	No specific mention.
Civil society	<p>Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>C. Poverty, inequity and regional imbalances</p> <p>...</p> <p>In harmonizing our manifestoes, we shall ensure poverty alleviation and equitable development are top priorities for the Coalition Government. We shall utilize the National Accord implementation mechanisms and we commit ourselves to a consultative process and identify short term, medium term and strategies to fight poverty.</p> <p>Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>E. Consolidation of national cohesion and unity</p> <p>...</p> <p>The implementation process will only succeed if all Kenyans work together to build trust in the leadership and institutions of governance. For this reason, we are committed to help ensure the wide and meaningful participation of all Kenyans in the process.</p> <p>Page 3, III. Implementation arrangements:</p> <p>...</p> <p>The implementation process will only succeed if all Kenyans work together to build trust in the leadership and institutions of governance. For this reason, we are committed to help ensure the wide and meaningful participation of all Kenyans in the process.</p>
Traditional/religious leaders	No specific mention.
Public administration	<p>Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>A. Constitutional, institutional and legal reform</p> <p>...</p> <p>We agree that the institutional reforms should include, inter alia, the following components: Police reform, parliamentary reform, judicial reform, executive reform and civil service reform.</p> <p>Page 6-7, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda</p> <p>See Matrix - Box 4: Institutional Reform: The Civil Service</p>

## Constitution Governance→Constitution→Constitutional reform/making

Page 1, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.

### A. Constitutional, institutional and legal reform

We reaffirm our commitment to complete the comprehensive constitutional review process within twelve months in accordance with the roadmap agreed to on 4 March 2008.

Page 3, III. Implementation arrangements:

...

We shall, when necessary, seek international community expertise and support and request the Panel to continue to provide, on a need basis, support in the implementation of these and previous agreements, including assistance to the various Committees and Commissions provided therein. Accordingly, we adopt the implementation framework on long-term issues outlined in the Annex to this Statement of Principles, as a working roadmap for the resolution of the six foregoing issues, which were underlying causes of the post-election national crisis.

Page 5, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda

See Matrix - Box 1: Constitutional Reform

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## 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.

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## Human rights and equality

Human rights/RoL general	Page 1, I. Preamble: Reaffirming that the final goal of the National Dialogue and Reconciliation is to achieve sustainable peace, stability and justice in Kenya through the rule of law and respect for human rights.
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.

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## 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.

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## Rights institutions

NHRI No specific mention.

Regional or international human rights institutions No specific mention.

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## Justice sector reform

Criminal justice and emergency law No specific mention.

State of emergency provisions No specific mention.

Judiciary and courts Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.  
A. Constitutional, institutional and legal reform  
...  
We agree that the institutional reforms should include, inter alia, the following components: Police reform, parliamentary reform, judicial reform, executive reform and civil service reform.

Page 5-6, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda

See Matrix - Box 2: Institutional Reform: The Judiciary

Prisons and detention No specific mention.

Traditional No specific mention.  
Laws

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**Socio-economic reconstruction**

Development or socio-economic reconstruction      Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development

Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.

C. Poverty, inequity and regional imbalances

We recognize that to ensure sustainable peace in the country, poverty eradication and equitable development are essential. We further recognize that issue' of inequality, manifested along income, regional and gender lines, remain key challenges for Kenya.

In harmonizing our manifestoes, we shall ensure poverty alleviation and equitable development are top priorities for the Coalition Government. We shall utilize the National Accord implementation mechanisms and we commit ourselves to a consultative process and identify short term, medium term and strategies to fight poverty.

Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.

D. Unemployment, particularly among the youth

We agree that unemployment in Kenya, particularly among the youth, is a serious concern that must urgently be addressed. We acknowledge that the lack of effective opportunities that integrate the majority of Kenya's youth into mainstream economic

Ensuring that all citizens have the opportunity to be gainfully employed is not only crucial for the nation's economic growth, prosperity and social stability, but is also vital for enabling individual to develop their full potential and to live in dignity.

We therefore commit ourselves to advocate for the development of a comprehensive Strategy on combating youth unemployment, and to explore all possible means of supporting the creation of an appropriate policy environment for the expansion of opportunities for youth in the formal and informal sectors of the economy.

Page 3, III. Implementation arrangements:

...

We shall, when necessary, seek international community expertise and support and request the Panel to continue to provide, on a need basis, support in the implementation of these and previous agreements, including assistance to the various Committees and Commissions provided therein.

Page 10-11, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda

See Matrix - Box 7: Poverty, inequality, and regional imbalances

Page 11-12, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda

See Matrix - Box 8: Unemployment, particularly among the youth

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.

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## **Land, property and environment**

Land reform/ rights Land, property and environment→Land reform/rights→Land reform and management  
Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.  
B. Land reform  
We recognize that the issue of land has been a source of economic, social, political and environmental problems in Kenya for many years. We agree that land reform is a fundamental need in Kenya and that the issue must be addressed comprehensively and with the seriousness it deserves. Towards this end, we agree to fully support efforts to establish the factors responsible for conflicts over land and to formulate and implement actionable short, medium and long-term recommendations on the issue.  
Land, property and environment→Land reform/rights→Other land rights  
Page 8-9, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda  
See Matrix - Box 6: Land Reform

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 Page 1, I.Preamble,  
...  
Recalling that, in the Annotated Agenda and Timetable for the National Dialogue and Reconciliation signed on 1 February, we recognized that poverty, the inequitable distribution of resources and perceptions of historical injustices and exclusion on the part of segments of Kenyan society constituted the underlying causes of the prevailing social tensions, instability and cycle of violence.  
...  
The 28 February agreement provided the means to implement a coherent and far-reaching reform agenda, address the fundamental root causes of recurrent conflict, and create a better, more secure, more prosperous Kenya for all.

Ceasefire No specific mention.

Police Page 2, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.  
A. Constitutional, institutional and legal reform  
...  
We agree that the institutional reforms should include, inter alia, the following components: Police reform, parliamentary reform, judicial reform, executive reform and civil service reform.  
  
Page 6, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda  
See Matrix - Box 3: The Police

Armed forces No specific mention.

DDR	No specific mention.
Intelligence services	No specific mention.
Parastatal/ rebel and opposition group forces	No specific mention.
Withdrawal of foreign forces	No specific mention.
Corruption	<p>Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.</p> <p>F. Transparency, accountability, impunity</p> <p>We agree that transparency and accountability in the affairs of the Government, together with the fight against impunity, are essential if the country is to make progress in addressing all the challenges mentioned above. Indeed, transparency, accountability and the fight against impunity and corruption must underpin the entire reform agenda. In addressing these issues, it will be particularly important to ensure that the recommendations of the Truth, Justice, and Reconciliation Commission, are implemented.</p> <p>Page 14, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda</p> <p>See Matrix - Box 10: Transparency, accountability, impunity</p>
Crime/ organised 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 Page 1, I. Preamble,

...

Recalling that, in the Annotated Agenda and Timetable for the National Dialogue and Reconciliation signed on 1 February, we recognized that poverty, the inequitable distribution of resources and perceptions of historical injustices and exclusion on the part of segments of Kenyan society constituted the underlying causes of the prevailing social tensions, instability and cycle of violence.

...

surface deep-seated and long-standing divisions within Kenyan society, Which, if left unaddressed, threatened the very existence of Kenya as a unified country. The 28 February agreement provided the means to implement a coherent and far-reaching reform agenda, address the fundamental root causes of recurrent conflict, and create a better, more secure, more prosperous Kenya for all.

Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.

E. Consolidation of national cohesion and unity

We recognize that consolidating national cohesion and unity is a cross-cutting task that will require the efforts of all Parties, all Ministries, civil society and all Kenyans. Apart from the creation of the National Ethnic and Race Relations Commission, we propose the introduction of legislation to light discrimination and ensure equal opportunities for all.

We agree that the relevant Ministries will work with the Office of the President and of the Prime Minister and other relevant bodies to oversee unity-building efforts and initiatives. They would also help coordinate joint peace and reconciliation initiatives countrywide and liaise with local peace building efforts.

Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.

F. Transparency, accountability, impunity

We agree that transparency and accountability in the affairs of the Government, together with the fight against impunity, are essential if the country is to make progress in addressing all the challenges mentioned above. Indeed, transparency, accountability and the fight against impunity and corruption must underpin the entire reform agenda. In addressing these issues, it will be particularly important to ensure that the recommendations of the Truth, Justice, and Reconciliation Commission ,are implemented.

Prisoner release No specific mention.

Vetting No specific mention.

Victims No specific mention.

Missing  
persons No specific mention.

Reparations No specific mention.

Reconciliation Page 1, I. Preamble:

Reaffirming that the final goal of the National Dialogue and Reconciliation is to achieve sustainable peace, stability and justice in Kenya through the rule of law and respect for human rights.

Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.

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Page 3, II. We reaffirm our commitment to addressing the long-term issues. In this regard, we agree on the following principles.

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We agree that transparency and accountability in the affairs of the Government, together with the fight against impunity, are essential if the country is to make progress in addressing all the challenges mentioned above. Indeed, transparency, accountability and the fight against impunity and corruption must underpin the entire reform agenda. In addressing these issues, it will be particularly important to ensure that the recommendations of the Truth, Justice, and Reconciliation Commission, are implemented.

Page 12-13, Agenda Item 4: Long term issues and solution, Matrix of Implementation Agenda

See Matrix - Box 9: Consolidating National Cohesion and Unity

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## 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 Page 3, Part III. Implementation arrangements:  
The Coalition Government shall lead the process of the implementation of the reform agenda, working with Parliament whenever appropriate. In addition, the Kenyan people, who should be the beneficiaries of the agenda, must be regularly consulted and their views sought.  
The implementation process will only succeed if all Kenyans work together to build trust in the leadership and institutions of governance. For this reason, we are committed to help ensure the wide and meaningful participation of all Kenyans in the process.  
We shall, when necessary, seek international community expertise and support and request the Panel to continue to provide, on a need basis, support in the implementation of these and previous agreements, including assistance to the various Committees and Commissions provided therein.  
Accordingly, we adopt the implementation framework on long-term issues outlined in the Annex to this Statement of Principles, as a working roadmap for the resolution of the six foregoing issues, which were underlying causes of the post-election national crisis.

Related cases No specific mention.

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

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