

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

<b>Country/ entity</b>	Bosnia and Herzegovina Yugoslavia (former)
<b>Region</b>	Europe and Eurasia Europe and Eurasia
<b>Agreement name</b>	Further Agreed Basic Principles (additional to those issued 8 September 1995, in Geneva)
<b>Date</b>	26 Sep 1995
<b>Agreement status</b>	Multiparty signed/agreed
<b>Interim arrangement</b>	Yes
<b>Agreement/ conflict level</b>	Intrastate/intrastate conflict ( Balkan Conflicts (1991 - 1995) (1998 - 2001) )
<b>Stage</b>	Pre-negotiation/process
<b>Conflict nature</b>	Government/territory
<b>Peace process</b>	Bosnia peace process
<b>Parties</b>	H.E. Mr. Muhamed Sacirbey, Foreign Minister of the Republic of Bosnia and Herzegovina (Bosnia and Herzegovina); H.E. Mr. Mate Granic, Foreign Minister of the Republic of Croatia (Croatia); and H.E. Mr. Milan Milutinovic, Foreign Minister of the Federal Republic of Yugoslavia (Yugoslavia)
<b>Third parties</b>	Witnessed by: the Permanent Representatives of France, Germany, Italy, the Russian Federation, the United Kingdom of Great Britain and Northern Ireland, and the United States of America to the United Nations
<b>Description</b>	This short agreement contains further principles additional to those agreed on 8 September 1995 at Geneva, as basis for talks on ending the war in Bosnia, which includes principles on a future settlement, the division of the state into two entities, establishing institutions, and holding elections.

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**Agreement document** [BA\\_950926\\_FurtherAgreedPrinciples.pdf](#)  | [Download PDF](#)

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### Groups

Children/  
youth      No specific mention.

Disabled persons	No specific mention.
Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ethnic/national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	Groups→Refugees/displaced persons→Rhetorical Page 1, 5.1 Both Governments will immediately pledge their full support, starting immediately, for...(b) the right of displaced persons to repossess their property or to receive just compensation
Social class	No specific mention.

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## Gender

Women, girls and gender	No specific mention.
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)→New political institutions (indefinite)</p> <p>Page 1, 6. Following the elections, the affairs and prerogatives of Bosnia and Herzegovina will be vested in the following institutions, in accordance with all of the Agreed Basic Principles.</p> <p>Page 1, 6.1 A parliament or assembly, two thirds of which will be elected from the territory of the Federation, and one third from the territory of the Republika Srpska. All parliamentary actions will be by majority vote provided that the majority includes at least one third of the votes from each entity.</p> <p>Page 1-2, 6.2 A presidency, two thirds of which will be elected from the territory of the Federation, and one third from the territory of the Republika Srpska. All presidency decisions will be taken by majority vote, provided, however, that if one third or more of the members disagree with a decision taken by the other members and declare that decision to be destructive of a vital interest of the entity or entities from which the dissenting members were elected, the matter will be referred immediately to the appropriate entity's/entities' parliament. If any such parliament confirms the dissenting position by a two-thirds vote, then the challenged decision will not take effect.</p> <p>Page 2, 6.3 A cabinet of such ministers as may be appropriate.</p> <p>Page 2, 6.6 The foregoing institutions will have responsibility for the foreign policy of Bosnia and Herzegovina. The parties will negotiate further to determine the extent to which these institutions will also have responsibility for other matters consistent with all of the Agreed Basic Principles.</p>
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Elections Page 1, 5.  
It is the goal that free democratic elections be held in both entities as soon as social conditions permit. In order to maximize the democratic effectiveness of such elections, the following steps will be taken by both entities.

Page 1, 5.1  
Both Governments will immediately pledge their full support, starting immediately, for (a) freedom of movement; (b) the right of displaced persons to repossess their property or to receive just compensation; (c) freedom of speech and of the press; and (d) protection of all other internationally recognized human rights in order to enhance and empower the democratic election process.

Page 1, 5.2  
As soon as possible the Organization for Security and Cooperation in Europe (OSCE) (or other international organization) will station representatives in all principal towns throughout the Federation and the Republika Srpska in Bosnia and Herzegovina and publish monthly reports as to the degree to which (a) the obligations listed in all of the Agreed Basic Principles have been fulfilled, and (b) social conditions are being restored to a level at which the election process may be effective.

Page 1, 5.3  
Within 30 days after the OSCE delegations have concluded that free and democratic elections can be properly held in both entities, the Governments of the two entities will conduct free and democratic elections and will fully cooperate with an international monitoring programme.

Electoral commission No specific mention.

Political parties reform No specific mention.

Civil society No specific mention.

Traditional/religious leaders No specific mention.

Public administration No specific mention.

Constitution Governance→Constitution→Constitutional reform/making

Page 2, 6.4

A constitutional court with jurisdiction to decide all questions arising under the Constitution of Bosnia and Herzegovina as it will be revised in accordance with all of the Agreed Basic Principles.

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## Power sharing

Political  
power  
sharing

Power sharing→Political power sharing→Executive coalition  
State level

Page 1-2, 6.2

A presidency, two thirds of which will be elected from the territory of the Federation, and one third from the territory of the Republika Srpska. All presidency decisions will be taken by majority vote, provided, however, that if one third or more of the members disagree with a decision taken by the other members and declare that decision to be destructive of a vital interest of the entity or entities from which the dissenting members were elected, the matter will be referred immediately to the appropriate entity's/entities' parliament. If any such parliament confirms the dissenting position by a two-thirds vote, then the challenged decision will not take effect.

Power sharing→Political power sharing→Proportionality in legislature  
State level

Page 1, 6.1

A parliament or assembly, two thirds of which will be elected from the territory of the Federation, and one third from the territory of the Republika Srpska. All parliamentary actions will be by majority vote provided that the majority includes at least one third of the votes from each entity.

Power sharing→Political power sharing→Form of 'veto' or communal majority  
State level

Page 1, 6.1

A parliament or assembly, two thirds of which will be elected from the territory of the Federation, and one third from the territory of the Republika Srpska. All parliamentary actions will be by majority vote provided that the majority includes at least one third of the votes from each entity.

Page 1-2, 6.2

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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, 5.1  
Both Governments will immediately pledge their full support, starting immediately, for..(d) protection of all other internationally recognized human rights in order to enhance and empower the democratic election process.

Bill of rights/similar Page 1,  
5.1 Both Governments will immediately pledge their full support, starting immediately, for (a) freedom of movement; (b) the right of displaced persons to repossess their property or to receive just compensation; (c) freedom of speech and of the press; and (d) protection of all other internationally recognized human rights in order to enhance and empower the democratic election process.

Treaty incorporation Page 1, 4.  
Each of the two entities will honour the international obligations of Bosnia and Herzegovina, as long as the obligation is not a financial obligation incurred by one entity without the consent of the other.

Page 1, 5.1  
Both Governments will immediately pledge their full support, starting immediately, for...(d) protection of all other internationally recognized human rights in order to enhance and empower the democratic election process.

Civil and political rights Human rights and equality→Civil and political rights→Thought, opinion, conscience and religion  
Page 1, 5.1  
Both Governments will immediately pledge their full support, starting immediately, for...(c) freedom of speech and of the press;

Socio-economic rights      No specific mention.

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## **Rights related issues**

Citizenship      No specific mention.

Democracy      Page 1, 5.  
It is the goal that free democratic elections be held in both entities as soon as social conditions permit. In order to maximize the democratic effectiveness of such elections, the following steps will be taken by both entities.

Page 1, 5.1  
Both Governments will immediately pledge their full support, starting immediately, for... (d) protection of all other internationally recognized human rights in order to enhance and empower the democratic election process.

Detention procedures      No specific mention.

Media and communication      Rights related issues→Media and communication→Media roles  
Page 1, 5.1  
Both Governments will immediately pledge their full support, starting immediately, for...(c) freedom of speech and of the press;

Mobility/access      Page 1, 5.1  
Both Governments will immediately pledge their full support, starting immediately, for (a) freedom of movement;

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, 6.4  
A constitutional court with jurisdiction to decide all questions arising under the Constitution of Bosnia and Herzegovina as it will be revised in accordance with all of the Agreed Basic Principles.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

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## Socio-economic reconstruction

Development or socio-economic reconstruction No specific mention.

National economic plan No specific mention.

Natural resources No specific mention.

International funds No specific mention.

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

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## **Land, property and environment**

Land reform/ rights No specific mention.

Pastoralist/ nomadism rights No specific mention.

Cultural heritage No specific mention.

Environment No specific mention.

Water or riparian rights or access No specific mention.

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## Security sector

Security Guarantees No specific mention.

Ceasefire No specific mention.

Police No specific mention.

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 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 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.

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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 Page 1, 5.2  
5.2 As soon as possible the Organization for Security and Cooperation in Europe (OSCE)(or other international organization) will station representatives in all principal towns throughout the Federation and the Republika Srpska in Bosnia and Herzegovina and publish monthly reports as to the degree to which (a) the obligations listed in all of the Agreed Basic Principles have been fulfilled, and (b) social conditions are being restored to a level at which the election process may be effective.

Enforcement mechanism Page 1, 5.2  
5.2 As soon as possible the Organization for Security and Cooperation in Europe (OSCE)(or other international organization) will station representatives in all principal towns throughout the Federation and the Republika Srpska in Bosnia and Herzegovina and publish monthly reports as to the degree to which (a) the obligations listed in all of the Agreed Basic Principles have been fulfilled and (b) social conditions are being restored to a level at which the election process may be effective.

Related cases No specific mention.

Source Letter dated 95/10/31 from the Permanent Representatives of France, Germany, Italy, the Russian Federation, the United Kingdom of Great Britain and Northern Ireland and the United States of America to the United Nations addressed to the Secretary-General (A/50/718, S/1995/920), Annex I, pp. 2-3 <http://repository.un.org/>

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