

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

Country/ entity	Somalia
Region	Africa (excl MENA)
Agreement name	Protocol Establishing the Technical Selection Committee
Date	22 Jun 2012
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/ conflict level	Intrastate/intrastate conflict (Somali Civil War (1991 -))
Stage	Implementation/renegotiation
Conflict nature	Government/territory
Peace process	Somalia Peace Process
Parties	President Sheikh Sharif Sheikh Ahmed of the Transitional Federal Government of Somalia; Honourable Sharif Hassan Sheikh Aden, Speaker of the Transitional Federal Parliament; Prime Minister Abdiweli Mohamed Ali; President Abdirahman Mohamed Mohamoud 'Farole' of Puntland; President Mohamed Ahmed Alin of Galmudug; and, representatives of Ahlu Sunna Wal Jama'a.
Third parties	The meeting was facilitated by the United Nations under the auspices of the Special Representative of the Secretary-General for Somalia, Ambassador Augustine P. Mahiga.
Description	Agreement establishing the Signatories Technical Facilitation Committee, and sets forth its powers and duties.

Agreement
document

[SO_120622_ProtocolTechnicalCommittee.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	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/ displaced persons	No specific mention.
Social class	No specific mention.

Gender

Women, girls and gender

Page 2, Article 2, Establishment of the Signatories Technical Facilitation Committee, 1.(a) Six representatives from each of the four main clans and three representatives from the 5th clan reflecting the 4.5 formula. At least two of the representatives selected by each of the four main clans and at least one of the representatives selected by the 5th clan must be women...
(b) Two persons from the UN Political Office for Somalia (UNPOS), one of whom must be a woman, serving as non- - voting members who shall provide technical advice and support.

Page 3, ARTICLE 3, Functions of the Technical Selection Committee, (f) Ensure compliance with the composition rules concerning women quota, the 4.5 formula and the involvement of the cross section of society in the establishment and membership of the National Constituent Assembly and the new Federal Parliament, in accordance with the principles referred to in paragraph (e);

Page 4, ARTICLE 4, Procedures of the Technical Selection Committee, 1. As soon as practicable after being appointed, the members of the Technical Selection Committee shall--
(a) Select from among themselves two co- - chairs, one of whom shall be a woman; and
... (g) The Technical Selection Committee may declare its meetings open for other observers, including the Somali Civil Society and women groups at any time.

Page 6, Article 6, Procedures for Review of Nominees by the Technical Selection Committee
6.4. Any list determined to not meet the criteria including the requirement of at least 30% women nominees must be rejected and sent back to the Traditional Leaders to re-submit according to established rules.

Men and boys

No specific mention.

LGBTI

No specific mention.

Family

No specific mention.

State definition

Nature of state (general)	No specific mention.
State configuration	No specific mention.
Self determination	No specific mention.
Referendum	No specific mention.
State symbols	No specific mention.
Independence/ secession	No specific mention.
Accession/ unification	No specific mention.
Border delimitation	No specific mention.
Cross-border provision	No specific mention.

Governance

Political institutions (new or reformed)	Governance→Political institutions (new or reformed)→Temporary new institutions [Summary] Agreement establishes the Technical Selection Committee which is responsible for quality control in the selection of individuals for the Transitional Federal Government's National Constituent Assembly and the new Federal Parliament. It consists of 27 Somali and 2 UNPOS members and Somali representation is dictated by clan-quotas. Representatives appointed by Somali Roadmap Signatories and must fulfill criteria stated in [Page 2, Art. 2.4]. More detailed functions are listed in [Page 3, ARTICLE 3, 2a-f]
--	---

Elections	No specific mention.
Electoral commission	No specific mention.
Political parties reform	No specific mention.
Civil society	Page 4, ARTICLE 4, Procedures of the Technical Selection Committee, (g) The Technical Selection Committee may declare its meetings open for other observers, including the Somali Civil Society and women groups at any time.
Traditional/religious leaders	<p>Page 3, ARTICLE 3, Functions of the Technical Selection Committee, 1. The Technical Selection Committee shall document and publicize the list of 135 recognized Traditional Leaders who will be engaged in selecting members to the National Constituent Assembly and the new Federal Parliament in accordance with the relevant procedures.</p> <p>...</p> <p>2(g) Undertake other tasks requested of it by The Traditional Leaders to ensure that the National Constituent Assembly and new Federal Parliament are established in a transparent and credible manner.</p> <p>3. The Technical Selection Committee in plenary shall--</p> <p>... (b) Advise the Traditional Leaders accordingly;</p>
Public administration	No specific mention.
Constitution	No specific mention.

Power sharing

Political
power
sharing

Power sharing→Political power sharing→Other proportionality
State level
Pages 5-6,
ARTICLE 6

Procedures for Review of Nominees by the Technical Selection Committee

...

4. Any list determined to not meet the criteria including the requirement of at least 30% women nominees must be rejected and sent back to the Traditional Leaders to re-submit according to established rules.

Power sharing→Political power sharing→International involvement
State level

Page 2, Art 2 Establishment of the Technical Selection Committee, 1. (b) Two persons from the UN Political Office for Somalia (UNPOS), one of whom must be a woman, serving as non-voting members who shall provide technical advice and support.

...

2. The members of the Technical Selection Committee shall be assisted by 7 observers from the international community.

Power sharing→Political power sharing→Other
State level

Article 2, Establishment of the Technical Selection Committee

1. There is established a Technical Selection Committee consisting of 27 Somali voting members plus 2 non-voting members from UNPOS comprising:

(a) Six representatives from each of the four main clans and three representatives from the 5th clan reflecting the 4.5 formula. At least two of the representatives selected by each of the four main clans and at least one of the representatives selected by the 5th clan must be women, reflecting the Kampala Accord, the Somali Roadmap, the Garowe I & II Principles, the Galka'yo

Agreement, and the Addis Ababa Communiqué; and

(b) Two persons from the UN Political Office for Somalia (UNPOS), one of whom must be a woman, serving as non-voting members who shall provide technical advice and support.

2. The members of the Technical Selection Committee shall be assisted by 7 observers from the international community.

3. The members of the Technical Selection Committee, except the non-voting and observer members, shall be appointed by the Somali Roadmap Signatories immediately upon signing this Protocol.

4. Each member of the Technical Selection Committee, except the non-voting and observer members referred to in clause (1) (b) and (2), shall--

(a) Be a Somali citizen;

(b) Be at least 21 years old;

(c) Have at least a secondary education;

(d) Have experience in elections or related fields;

(e) Be of good standing and repute in Somali society, as an honest, patriotic, and tolerant citizen

who upholds the rights of all Somalis;

Territorial power sharing No specific mention.

Economic power sharing No specific mention.

Military power sharing No specific mention.

Human rights and equality

Human rights/RoL general No specific mention.

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.

Rights related issues

Citizenship No specific mention.

Democracy No specific mention.

Detention procedures	No specific mention.
Media and communication	Rights related issues→Media and communication→Other Page 3, 2. The Committee shall have the following particular responsibilities and functions: (d) Promote full transparency in the process of nomination of candidates for the National Constituent Assembly and the new Federal Parliament, through public notices, publication of names of nominees in the media;
Mobility/ access	No specific mention.
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 No specific mention.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

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.

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.

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 Page 3, 2. The Committee shall have the following particular responsibilities and functions: (d) Promote full transparency in the process of nomination of candidates for the National Constituent Assembly and the new Federal Parliament, through public notices, publication of names of nominees in the media;

...(g) Undertake other tasks requested of it by The Traditional Leaders to ensure that the National Constituent Assembly and new Federal Parliament are established in a transparent and credible manner.

Page 4, ARTICLE 5, Code of Conduct for members of the Technical Selection Committee, 1. A person appointed or seconded to assist the Technical Selection Committee under Articles 1 and 2 shall not seek to be a member of either the National Constituent Assembly or the new Federal Parliament and, in the performance of his or her functions, shall not --

- (a) Engage in any activity that may undermine the integrity of the Technical Selection Committee;
- (b) Participate in any meeting, investigation, hearing, or decision concerning a matter in respect of which that person has a personal interest;
- (c) Make private use of, or profit from, any confidential information obtained as a result of performing that person's official functions on behalf of the Technical Selection Committee; or
- (d) Divulge any information referred to in paragraph (c) to any third party, except as required as part of that person's official functions within the Technical Selection Committee.

Page 5, 2. If, at any time, it appears to a member of the Technical Selection Committee that a matter being considered at a meeting concerns a personal interest of that member that member shall --

- (a) Immediately and fully disclose the nature of that interest to the meeting; and
- (b) Recuse himself/herself from the meeting to allow the remaining members to discuss the matter and determine whether the member should be prohibited from participating in any further proceedings concerning that matter.

3. The disclosure by a person in accordance with clause (2)(a), and the decision by the Technical Selection Committee in accordance with clause (2)(b), must be expressly recorded in the minutes of the meeting in question.

4. Proceedings of the Technical Selection Committee, and any decisions taken by a majority of the members present and entitled to participate in those decisions, are valid despite the fact that--

- (a) It is subsequently discovered that a member unknowingly failed to disclose an interest as required by clause (2); or
- (b) It is subsequently discovered that such a member described under (a), who had such an interest attended those proceedings, participated in them in any way, or directly or indirectly influenced those proceedings.

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.

Implementation

UN signatory The meeting was facilitated by the United Nations under the auspices of the Special Representative of the Secretary-General for Somalia, Ambassador Augustine P. Mahiga

Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar Page 2, Article 2 Establishment of the Technical Selection Committee, 2. The members of the Technical Selection Committee shall be assisted by 7 observers from the international community.

Enforcement mechanism No specific mention.

Related cases No specific mention.

Source UN Political Office to Somalia - <http://unpos.unmissions.org/> ; <http://unpos.unmissions.org/LinkClick.aspx?fileticket=S4IVZB7V9YA%3D&tabid=9705&language=en-US>
