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

Country/ Somalia **Puntland** entity

Region Africa (excl MENA)

Africa (excl MENA)

Agreement

Agreement between the Federal Government of Somalia and Puntland State

name of Somalia

Date 14 Oct 2014

Agreement

Multiparty signed/agreed

status

Interim Yes arrangement

Agreement/ Intrastate/intrastate conflict (Somali Civil War (1991 -))

conflict level

Implementation/renegotiation Stage

Conflict

Government/territory

nature

Peace Somalia Peace Process

process

Parties 1. Federal Government of Somalia

2. Puntland State of Somalia

Third parties

Description Agreement between Federal Government and State-level authorities to

resume relations and cooperate on ongoing state-building processes, and

defining the terms of the relationship.

Agreement document

SO_141014_FGS_Puntland.pdf Download PDF

Agreement

SO_141014_FGS_Puntland_SO.pdf | Download PDF

document (original language)

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 3, 1. Constitution and Federalism; 8. Federal Government Appointments, The two parties agree that the appointments of Federal Government positions such as officers of the armed forces, civil servants, members of the independent commissions and diplomats etc. shall be done fairly with the view of adequate representation of women. Men and

No specific mention.

boys

LGBTI No specific mention.

Family No specific mention.

State definition

Nature of

No specific mention.

state (general)

State No specific mention.

configuration

Self No specific mention.

determination

Referendum No specific mention.

State

No specific mention.

symbols

Independence/ No specific mention.

secession

Accession/ unification No specific mention.

Border Page 1, delimitation States:

Page 1, 1. Constitution and Federalism; 1.3. Formation of Federal Member States:

- The formation of Federal Member States shall be in accordance with the Federal Constitution.
- The parties agree that the interim administration of the central state facilitated by FGS shall consist of Galgaduud and southern Mudug. Likewise, Northern Mudug is an integral part of Puntland State.

Crossborder

provision

No specific mention.

Governance

Political

No specific mention.

institutions (new or reformed)

Elections

No specific mention.

Electoral

No specific mention.

commission

Political

No specific mention.

parties reform

Civil society No specific mention.

Traditional/

No specific mention.

religious leaders

Public administration

Page 3, 1. Constitution and Federalism; 8. Federal Government

administration Appointments, The two parties agree that the appointments of Federal Government positions such as officers of the armed forces, civil servants, members of the independent commissions and diplomats etc. shall be done fairly with the view of adequate representation of women.

Constitution Governance→Constitution→Constitutional reform/making

Page 2, 1.2. Completion and Implementation of Federal Constitution: The two parties agree that the completion and implementation of the federal constitution shall be done according to Chapter 15 of the Provisional Federal

Constitution.

Power sharing

Political power

sharing

No specific mention.

Territorial power sharing

Power sharing→Territorial power sharing→Federal or similar sub-divided government

Page 1, 1. Constitution and Federalism; 1.1. Concerns on changes of the Federal Constitution: The Federal Government of Somalia acknowledges the concerns raised by the Puntland government about changes to the Federal Constitution. The two parties agree that the issue will be referred to the Federal parliament and the parliament of Puntland. The Federal Government will facilitate this process.

Page 1, 1. Constitution and Federalism; 1.3. Formation of Federal Member States:

- The formation of Federal Member States shall be in accordance with the Federal Constitution.
- The parties agree that the interim administration of the central state facilitated by FGS shall consist of Galgaduud and southern Mudug. Likewise, Northern Mudug is an integral part of Puntland State.
- Page 2, 1. Constitution and Federalism, 3. Consultations between the Federal Government of Somalia and the Government of Puntland on issues pertaining to international agreements on development: The two parties agree to engage in consultation on issues related to international agreements on development as stipulated in Article 53 of the Federal Constitution.
- 4. Sharing International Aid and Assistance Received in the Name of Somalia: The two parties agree to ensure fair distribution of aid and assistance received in the name of Somalia.

Economic

Power sharing→Economic power sharing→Fiscal federalism

power

Page 1, 6. Recovered National Assets

sharing

The two parties agree that all recovered assets shall be shared fairly and shall

ensure that the recovery process is transparent.

Military power sharing No specific mention.

Human rights and equality

Human rights/RoL general

10. Fostering Good Relationship between the Federal Government of Somalia and the Government of Puntland; The two parties agree to implement the best practices approach articulated in article 1 of the agreement of March 11, 2013 which reads as follows:

1.3. To implement all agreements between Puntland and the Transitional Federal Governments of Somalia, so long as they do not contradict the Constitution.

1.4. To respect and implement the Federal Constitution.

1.5. To stop and prevent anything that can harm the relations and cooperation between the two sides and to resolve any grievances through dialogue.

Bill of

of No specific mention.

rights/ similar

Treaty No specific mention.

incorporation

Civil and

No specific mention.

political rights

Socio- No specific mention.

economic rights

Rights related issues

Citizenship No specific mention.

Democracy No specific mention.

Detention

No specific mention.

procedures

Media and No specific mention.

communication

Mobility/ access No specific mention.

measures

Protection

No specific mention.

Other

No specific mention.

Rights institutions

NHRI No specific mention.

Regional or international

human

rights institutions

Justice sector reform

Criminal

justice and emergency

law

No specific mention.

No specific mention.

State of

emergency provisions

No specific mention.

Judiciary

and courts

No specific mention.

Prisons and

nd No specific mention.

detention

Traditional

No specific mention.

Laws

Socio-economic reconstruction

Development No specific mention.

or socioeconomic reconstruction

National Page 2, 1. Constitution and Federalism, 5. Vision 2016

economic plan • The two parties agree that there have been inadequate consultations on the implementation of Vision 2016.

• The two parties agree to engage in a dialogue on Vision 2016 in order to

overcome the existing challenges.

Natural resources

No specific mention.

International No specific mention.

funds

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

Land, property and environment

rights

Land Land, property and environment→Land reform/rights→Property return and

reform/ restitution

The two parties agreed that restitution of property shall be implemented as per article 6 section 6.1 of the agreement signed on March 11, 2013 which

states the following:

Page 3, 9. Restitutions of Property

"The two sides agreed that the Federal Government of Somalia to accelerate the process of returning private properties [to its rightful owners] in order to achieve a real reconciliation, while appointing an independent national

commission with powers to implement decisions."

Pastoralist/

No specific mention.

nomadism rights

Cultural heritage No specific mention.

Environment No specific mention.

Water or

riparian rights or access No specific mention.

Security sector

Security Guarantees Page 4, 1. Constitution and Federalism, 12. This agreement ends any misunderstanding between the two parties and ushers a new era of collaboration and cooperation, to further advance the ongoing state building processes at national and state levels and to address security matters.

Ceasefire

No specific mention.

Police

No specific mention.

Armed forces

Page 1-2, 1. Constitution and Federalism, 1.4. Building of Inclusive National Army: The two parties agree that the building of an inclusive national army shall be conducted according to Garowe agreement of 11 March, 2013 signed by H. E. Prime Minister Abdi Farah Shirdon and H.E. President Abdirahman Sheikh Mohamed Mohamud Faroole which reads as follows "to build a balanced and integrated national army that is recruited from all regions and districts of the country."

Page 3, 1. Constitution and Federalism; 8. Federal Government Appointments, The two parties agree that the appointments of Federal Government positions such as officers of the armed forces, civil servants, members of the independent commissions and diplomats etc. shall be done fairly with the view of adequate representation of women.

DDR

No specific mention.

Intelligence No specific mention.

services

Parastatal/

No specific mention.

rebel and opposition group

forces

Withdrawal

No specific mention.

of foreign forces

Corruption

Page 2, 1. Constitution and Federalism,

6. Recovered National Assets

The two parties agree that all recovered assets shall be shared fairly and shall

ensure that the recovery process is transparent.

Crime/

organised crime

No specific mention.

Drugs

No specific mention.

Terrorism

No specific mention.

Transitional justice

Transitional No specific mention.

justice general

Amnesty/

No specific mention.

pardon

Courts No specific mention.

Mechanism No specific mention.

Prisoner

No specific mention.

release

Vetting No specific mention.

Victims

No specific mention.

Missing persons No specific mention.

Reparations Transitional justice→Reparations→Material reparations

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commission with powers to implement decisions."

Reconciliation No specific mention.

Implementation

UN UN Special Representative of the Secretary-General for Somalia [Amb.

signatory Nicholas Kay] signed as witness.

Other signatory

Intergovernmental Authority on Development (IGAD) Envoy to Somalia international [Amb. Mohamed Abdi Afew], EU Special Envoy to Somalia [Michele Cervone d'Urso], and Ambassador of Ethiopia to Somalia/current IGAD Chairman

[Amb. Wondimu Asamnew] signed as witnesses.

Referendum No specific mention.

for

agreement

International No specific mention.

mission/ force/similar Enforcement mechanism

• In view of the lack of implementation of previous agreements, the two parties agreed to establish a joint committee for implementing all previous agreements including this agreement with the active participation of the relevant institutions.

Related No specific mention.

Cases

Source UN Peacemaker - http://peacemaker.un.org/; http://peacemaker.un.org/

urce UN Peacemaker - http://peacemaker.un.org/; http://peacemaker.un.org/sites/peacemaker.un.org/files/SO_141014_FGS_Puntland.pdf