

Country/entity	Togo
Region	Africa (excl MENA)
Agreement name	Dialogue inter-togolais: memorandum des partis politiques signataires de l'Accord Politique Global et représentés à l'Assemblée Nationale
Date	7 Aug 2009
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/intrastate conflict

Togolese Conflicts (1946 -)

Since gaining its independence from France in 1960, Togo was ruled by various authoritarian regimes that at times harshly suppressed any political opposition. Although opposition parties were legalised and a democratic constitution introduced in the early 1990s, election tampering and the suppression of opposition under the rule of the military commander Gnassingbe Eyadema remained common. Protests over rigged elections lead to the killing of hundreds in 1998, resulting in several internationally backed mediation efforts. After Gnassingbe Eyadema died after 38 years of rule in 2005, his son Faure Gnassingbe took over and re-won the presidency in questionably free elections shortly thereafter.

Close

Togolese Conflicts (1946 -)

Stage	Framework/substantive - partial
Conflict nature	Government
Peace process	Togo peace process
Parties	For the RPT, ESSO ZSOLITOKI M., Secretary General For the UFC, Gilchrist OLYMPIO, President For the CAR, APEVON Dodji Paul, President;
Third parties	Facilitator, Blaise COMPAORE, President of Burkina Faso
Description	Agreement builds on the Global Political Agreement, and provides for the establishment of a National Independent Electoral Commission (CENI) to ensure fair elections via the training of national electoral observers. Agreement also provides for international observers. Agreement further reaffirms Art. 62 of the constitution on the eligibility of presidential candidates. Furthermore, agreement covers the security of polling statements, and refers the technical specifications of polling cards to CENI. Parties agree to respect the Code of Good Conduct.

Agreement document	TG_090807_Memorandum des partis politiques.pdf (opens in new tab) Download PDF
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Agreement document (original language)	TG_090807_Memorandum des partis politiques_FR.pdf (opens in new tab)
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Groups

Children/youth	No specific mention.
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Disabled persons	No specific mention.
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Elderly/age	No specific mention.
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Migrant workers	No specific mention.
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Racial/ethnic/national group	No specific mention.
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Religious groups	No specific mention.
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Indigenous people	No specific mention.
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Other groups	No specific mention.
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Refugees/displaced persons	No specific mention.
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Social class	No specific mention.
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Gender

Women, girls and gender	No specific mention.
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Men and boys	No specific mention.
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LGBTI	No specific mention.
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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.

Political No specific mention.
institutions (new or
reformed)

Elections

Page 2, PREAMBLE

The political parties participating in the Intertogolese Dialogue and represented in the National Assembly,

... - Determined to work together in a spirit of brotherhood and cordial understanding, to enable the organisation of open, free, transparent and democratic elections, which would signal a definite end to the crisis in Togo; 

Page 2, PREAMBLE

The political parties participating in the Intertogolese Dialogue and represented in the National Assembly,

... - Enacting decision no. C-003/09 of July 9, 2009, of the Constitutional Court on the law modifying the Electoral Code voted by the National Assembly on June 29, 2009;

Page 2, I. COMPOSITION OF CENI AND ITS SUB-DIVISIONS

I.1 The signatory parties to the present Memorandum have agreed on the composition of the National Independent Electoral Commission (la Commission Electorale Nationale Indépendante, CENI) as foreseen by the law modifying the Electoral Code, voted by the National Assembly of June 29, 2009, and on the procedure for appointing its members.

Page 2, I. COMPOSITION OF CENI AND ITS SUB-DIVISIONS

I.2 In order to ensure the proper functioning of CENI, the signatory Parties agree to strengthen the permanent administrative Secretariat tasked with providing technical support for the practical organisation of the elections.

Page 2, I. COMPOSITION OF CENI AND ITS SUB-DIVISIONS

I.2 ... In addition they have decided to call on the expertise of the Burkina Faso CENI and to request access to international experts in electoral processes.

Page 2, I. COMPOSITION OF CENI AND ITS SUB-DIVISIONS

... I.3 In terms of CENI sub-divisions, the signatory Parties have decided to create as many as necessary to ensure the widest and most reliable participation of citizens in elections.

Page 3, II. CONDITIONS OF ELIGIBILITY FOR THE PRESIDENTIAL ELECTION

II.1 The signatory parties to the present Memorandum shall work, within the framework of the laws currently in force and in accordance with democratic principles, to ensure open, free transparent and democratic elections.

Page 3, II. CONDITIONS OF ELIGIBILITY FOR THE PRESIDENTIAL ELECTION

... II.2 They agree to comply with the conditions of eligibility foreseen in article 62 of the Constitution, and shall proceed to redraft certain provisions foreseen in articles 168.3, 170.2 and 170.9 of the Electoral Code, in order to enable potential candidates to contest the next presidential election.

Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION

III.1 In order to guarantee proper polling procedures, the signatory parties to the present Memorandum agree that the polling stations shall be made secure.

Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION

... III.2 The technical specifications of the voting cards shall be determined exclusively and independently by CENI.

Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION

... III.3 The parties to the present Memorandum shall ask the Government to provide CENI with the necessary resources for transmitting the election results from the polling stations to the CENI offices.

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III.4 In order to guarantee the transparency of the elections, the parties agree that they shall be open to national and international observers under the conditions foreseen by law.

To this effect, the international observers shall be accredited by CENI, at their request, by on the basis of a list prepared by CENI in collaboration with the Territorial Administration and other State services.

National observers shall be accredited by CENI.

Political parties reform	No specific mention.
Civil society	No specific mention.
Traditional/religious leaders	No specific mention.
Public administration	No specific mention.
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	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	Page 3, II. CONDITIONS OF ELIGIBILITY FOR THE PRESIDENTIAL ELECTION II.1 The signatory parties to the present Memorandum shall work, within the framework of the laws currently in force and in accordance with democratic principles, to ensure open, free transparent and democratic elections.
Detention procedures	No specific mention.
Media and communication	Rights related issues→Media and communication→Media roles Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION ... III.5 ... They invite the Government, the Parliament and all parties to the Global Political Agreement, to work together to strengthen the resources and the role of the High Audiovisual and Communication Authority (la Haute Autorité de l'Audiovisuel et de la Communication, HAAC), in order to facilitate the organisation of elections in a peaceful climate. Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION ... III.5 ... They exhort the Government to take all necessary measures to ensure that all political parties have fair access to State 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	Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development Page 2, PREAMBLE The political parties participating in the Intertogolese Dialogue and represented in the National Assembly, ... - Wishing to achieve a durable peace, to guarantee stability and the harmonious development of Togo;
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	Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION III.1 In order to guarantee proper polling procedures, the signatory parties to the present Memorandum agree that the polling stations shall be made secure.
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 2, PREAMBLE The political parties participating in the Intertogolese Dialogue and represented in the National Assembly, ... - Determined to work together in a spirit of brotherhood and cordial understanding, to enable the organisation of open, free, transparent and democratic elections, which would signal a definite end to the crisis in Togo; ²⁹ ₂₈ Page 3, II. CONDITIONS OF ELIGIBILITY FOR THE PRESIDENTIAL ELECTION II.1 The signatory parties to the present Memorandum shall work, within the framework of the laws currently in force and in accordance with democratic principles, to ensure open, free transparent and democratic elections. Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION ... III.4 In order to guarantee the transparency of the elections, the parties agree that they shall be open to national and international observers under the conditions foreseen by law.
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 No specific mention.

Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar Page 3, III. TECHNICAL PROVISIONS FOR A PEACEFUL ELECTION
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Enforcement mechanism Page 3, IV. MISCELLANEOUS AND FINAL PROVISIONS
IV.1 Where difficulties arise in interpretation or implementation of the provisions in the present Memorandum, the Parties agree to refer to the Facilitator for arbitration.

Related cases No specific mention.

Source UN Peacemaker; http://peacemaker.un.org/sites/peacemaker.un.org/files/TG_090807_Memorandum%20des%20partis%20politiques.pdf
