

<b>Country/entity</b>	Nepal
<b>Region</b>	Asia and Pacific
<b>Agreement name</b>	25-Point Ceasefire Code of Conduct Agreed between the Government of Nepal and SPN (Maoist)
<b>Date</b>	25 May 2006
<b>Agreement status</b>	Multiparty signed/agreed
<b>Interim arrangement</b>	Yes
<b>Agreement/conflict level</b>	Intrastate/intrastate conflict
	<b>Nepalese Insurgency (1996 - 2006)</b>

Inspired by the Maoist insurgency in Peru in the early 1990s, the Communist Party of Nepal (Maoist) – CPN(M) – declared war on the Nepalese government in February 1996. A key demand was the transformation of Nepal from a monarchy into a ‘People’s Republic’. Following a pronounced Maoist military strategy, the CPN(M) focused their insurgency on the rural areas. They gained significantly in strength and it took heavy international military support to stabilize the Nepalese government in 2002. After public protests escalated in Kathmandu in 2004, the Nepalese King Gyanendra took authoritarian control over the government. In the cities, a strong popular movement for democracy emerged, forcing the government into fast progressing peace negotiations in 2006 that concluded with the signing of a Comprehensive Peace Accord on 21 November 2006.

Close  
Nepalese Insurgency (1996 - 2006)

<b>Stage</b>	Ceasefire/related
<b>Conflict nature</b>	Government
<b>Peace process</b>	Nepal peace process
<b>Parties</b>	On behalf of the CPN (Maoist) Coordinator: Krishna Bahadur Mahara On behalf of the Govt. of Nepal Coordinator: KrishnaPrasad Sitaula
<b>Third parties</b>	-
<b>Description</b>	A ceasefire code of conduct establishing rules for the two parties in which they agree to guarantee a fearless civilian life by avoiding engaging in any hostile military activity. They undertake to create a peaceful environment, refrain from using any hostile language, halt collecting any form of levy and to facilitate the functioning of essential services to the people. They also agree to release all prisoners, engage in further talks and to request for internationalPage monitoring of the ceasefire agreement.

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<b>Agreement document</b>	<a href="#">NP_060525_Code of Conduct for Ceasefire.pdf (opens in new tab)</a>   <a href="#">Download PDF</a>
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## Groups

<b>Children/youth</b>	No specific mention.
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<b>Disabled persons</b>	No specific mention.
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<b>Elderly/age</b>	No specific mention.
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<b>Migrant workers</b>	No specific mention.
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<b>Racial/ethnic/ national group</b>	No specific mention.
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<b>Religious groups</b>	No specific mention.
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<b>Indigenous people</b>	No specific mention.
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<b>Other groups</b>	No specific mention.
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<b>Refugees/displaced persons</b>	Groups→Refugees/displaced persons→Rhetorical Page 3, Release and Rehabilitation, para 18: To assist to the displaced persons to return to their respective houses and on the act of peaceful, comfortable and dignifiedly rehabilitation thereof.
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<b>Social class</b>	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** page 3, Release and Rehabilitation, para 19: To return the properties that are seized, locked up or prohibited to use during the conflict, of the leaders and the workers of political parties and public -in- general, to the concerned persons or families and to allow them to consume. To resolve the problems through the mutual agreement, this may arise while returning the properties

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## **State definition**

**Nature of state (general)** Page 1, preamble: ...Expressing commitment towards democratic values and norms, including a competitive multi-party system of governance, civil liberties, fundamental rights, human rights, press freedom and the concept of the rule of law;  
Guaranteeing the fundamental rights of the Nepali people to participate in the process of framing a constitution through participating in the election of constitution assembly without being influenced by any fear, threats, or violence; and  
Placing in centre the democracy, peace, prosperity, and progressive social change, and the independence, sovereignty, and dignity of the country;...

**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)** No specific mention.

**Elections** Page 1, preamble: Guaranteeing the fundamental rights of the Nepali people to participate in the process of framing a constitution through participating in the election of constitution assembly without being influenced by any fear, threats, or violence;...

**Electoral commission** No specific mention.

**Political parties reform** No specific mention.

**Civil society** Page 2, Creating an environment of trust among the people, para 7: Not to make any hindrance and give any mental and physical pressure from either side to the workers of political parties and members of social organizations or individuals to disseminate their opinion, to conduct meetings and assemblies, to conduct the act of extending organizations through movement around any part of the country.

Page 3, Facilitating in the Negotiations, para 20: No hurdle or of any obstruction shall be created in the movement and activities of individuals of both the parties involving in the negotiations.

**Traditional/religious leaders** No specific mention.

**Public administration** No specific mention.

**Constitution** Governance→Constitution→Constitutional reform/making  
Page 1, preamble: Guaranteeing the fundamental rights of the Nepali people to participate in the process of framing a constitution through participating in the election of constitution assembly without being influenced by any fear, threats, or violence;...

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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/RoL general** page 1, preamble;...Remaining committed towards the Universal Declaration of Human Rights 1948, and the basic principles and norms concerning international humanitarian law and human rights;...  
...Expressing commitment towards democratic values and norms, including a competitive multi-party system of governance, civil liberties, fundamental rights, human rights, press freedom and the concept of the rule of law;  
Guaranteeing the fundamental rights of the Nepali people to participate in the process of framing a constitution through participating in the election of constitution assembly without being influenced by any fear, threats, or violence; and

**Bill of rights/similar** No specific mention.

**Treaty incorporation** No specific mention.

**Civil and political rights**

Human rights and equality→Civil and political rights→Freedom of movement  
Page 2, Creating an environment of trust among the people, para 7: Not to make any hindrance and give any mental and physical pressure from either side to the workers of political parties and members of social organizations or individuals to disseminate their opinion, to conduct meetings and assemblies, to conduct the act of extending organizations through movement around any part of the country.

Human rights and equality→Civil and political rights→Freedom of association  
Page 3, Creating an environment of trust among the people, para 7: Not to make any hindrance and give any mental and physical pressure from either side to the workers of political parties and members of social organizations or individuals to disseminate their opinion, to conduct meetings and assemblies, to conduct the act of extending organizations through movement around any part of the country.

Page 2, On basic services to the people, the development and construction, para 8: No programs like general strike and transport strike shall be organized during the period of ceasefire. However, peaceful assemblies and processions may be organized.

Human rights and equality→Civil and political rights→Vote and take part  
page 1, preamble: ...Guaranteeing the fundamental rights of the Nepali people to participate in the process of framing a constitution through participating in the election of constitution assembly without being influenced by any fear, threats, or violence;...

Human rights and equality→Civil and political rights→Thought, opinion, conscience and religion

Page 2, Creating an environment of trust among the people, para 7: Not to make any hindrance and give any mental and physical pressure from either side to the workers of political parties and members of social organizations or individuals to disseminate their opinion, to conduct meetings and assemblies, to conduct the act of extending organizations through movement around any part of the country.

**Socio-economic rights**

Human rights and equality→Socio-economic rights→Health

Page 2, On basic services to the people, the development and construction, para 11: No restriction imposed nor hindrance created transport food, medicines, development and construction materials and goods for daily consumption.

Human rights and equality→Socio-economic rights→Adequate standard of living

Page 2, On basic services to the people, the development and construction, para 11: No restriction imposed nor hindrance created transport food, medicines, development and construction materials and goods for daily consumption.

## **Rights related issues**

<b>Citizenship</b>	Rights related issues→Citizenship→Citizen, general Page 2, Release and Rehabilitation, para 17: To disclose, as soon as possible, the whereabouts of the citizens who have been disappeared thereof.
<b>Democracy</b>	Page 1, Preamble: Respecting the popular mandate expressed through the historic people's movement in favor of full democracy, progress and peace;...Expressing commitment towards democratic values and norms, including a competitive multi-party system of governance, civil liberties, fundamental rights, human rights, press freedom and the concept of the rule of law;...Placing in centre the democracy, peace, prosperity, and progressive social change, and the independence, sovereignty, and dignity of the country...
<b>Detention procedures</b>	No specific mention.
<b>Media and communication</b>	Rights related issues→Media and communication→Media roles Page 1, preamble: ...Expressing commitment towards democratic values and norms, including a competitive multi-party system of governance, civil liberties, fundamental rights, human rights, press freedom and the concept of the rule of law;...  Page 2, Support from media for the peace talks: 13. To circulate information in favor of ceasefire, code of conduct, and while conducting to peace process and political dissemination use cultured and dignified language. 14. No one shall express one's statement through media in a manner of having adverse impact to the negotiations and the peace process.
<b>Mobility/access</b>	Page 2, On basic services to the people, the development and construction, para 8: No programs like general strike and transport strike shall be organized during the period of ceasefire. However, peaceful assemblies and processions may be organized.  Page 2, On basic services to the people, the development and construction, para 9: To allow the essential services and facilities to the people to be operated without any restriction.  Page 2, On basic services to the people, the development and construction, para 11: No restriction imposed nor hindrance created transport food, medicines, development and construction materials and goods for daily consumption.
<b>Protection measures</b>	No specific mention.
<b>Other</b>	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** No specific mention.

**Prisons and detention** No specific mention.

**Traditional Laws** No specific mention.

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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, On basic services to the people, the development and construction, para 10: Not to create any hindrance in peacefully carrying out the regular development works and other works for the interest of the people.

Page 2, Operation of educational institutions, Hospitals and industrial enterprises, para 12: To create an environment for the smooth operation of schools, colleges, universities, hospitals, health centers and industrial enterprises from both the sides.

**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** Page 2, Ensuring a fearless civic life, para 3: Not to attack or commit disruptive acts in each other's military or security units, not to carry out actions like laying down land mines or setting up ambushes, not to recruit new people in their respective armies and not to spy.

**Ceasefire** Security sector→Ceasefire→Ceasefire provision  
Code of conduct for ceasefire commenced on 26/05/2006. Ceasefire is presumed to be permanent.  
  
The whole agreement provides for a ceasefire and its modalities.

**Police** No specific mention.

<b>Armed forces</b>	<p>Page 1, Ensuring a fearless civic life, para 2: Both the parties shall not mobilize, demonstrate or use their armed forces in a manner that may spread fear amongst the people -in-general.</p> <p>Page 1, Ensuring a fearless civic life, para 3: Not to attack or commit disruptive acts in each other's military or security units, not to carry out actions like laying down land mines or setting up ambushes, not to recruit new people in their respective armies and not to spy.</p> <p>Page 1, Ensuring a fearless civic life, para 5: Regarding the issue of management of arms and armies, the discussion and understanding will be continued on the basis of mutual consent.</p> <p>Page 1, Creating an environment of trust among the people, para 6: Both the parties will not participate in public meetings, conference or any other political activities in combat dresses or in possession of arms.</p>
<b>DDR</b>	No specific mention.
<b>Intelligence services</b>	<p>Page 2, Ensuring a fearless civic life, para 3: Not to attack or commit disruptive acts in each other's military or security units, not to carry out actions like laying down land mines or setting up ambushes, not to recruit new people in their respective armies and not to spy.</p>
<b>Parastatal/rebel and opposition group forces</b>	No specific mention.
<b>Withdrawal of foreign forces</b>	No specific mention.
<b>Corruption</b>	<p>Page 2, Not to collect donation and financial support forcefully, para 15: Not to collect or mobilize donation or financial support, in cash or in kinds or services against one's will.</p>
<b>Crime/organised crime</b>	No specific mention.
<b>Drugs</b>	No specific mention.
<b>Terrorism</b>	No specific mention.

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## **Transitional justice**

**Transitional justice general** No specific mention.

**Amnesty/pardon** Transitional justice→Amnesty/pardon→Amnesty/pardon proper  
Page 2, Release and Rehabilitation, para 16: To withdraw the accusation, prosecution and cases induced against various individuals by both the parties and release the detainees gradually.

**Courts** No specific mention.

**Mechanism** No specific mention.

**Prisoner release** Page 2, Release and Rehabilitation, para 16: To withdraw the accusation, prosecution and cases induced against various individuals by both the parties and release the detainees gradually.

**Vetting** No specific mention.

**Victims** No specific mention.

**Missing persons** Page 2, Release and Rehabilitation, para 17: To disclose, as soon as possible, the whereabouts of the citizens who have been disappeared thereof.

**Reparations** Transitional justice→Reparations→Material reparations  
Page 3, Release and Rehabilitation, para 19: To return the properties that are seized, locked up or prohibited to use during the conflict, of the leaders and the workers of political parties and public -in- general, to the concerned persons or families and to allow them to consume. To resolve the problems through the mutual agreement, this may arise while returning the properties

**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 3, Monitoring, para 21: Monitor of ceasefire by national and international monitoring teams shall be caused to be done on the basis of mutual agreement between both the parties.

<b>Enforcement mechanism</b>	<p>page 3, Monitoring, para 21: Monitor of ceasefire by national and international monitoring teams shall be caused to be done on the basis of mutual agreement between both the parties.</p> <p>Page 3, Miscellaneous, para 22: If any dispute arises in the interpretation of this code of conduct, the problem shall be resolved through the agreement of both the parties.</p>
<b>Related cases</b>	No specific mention.
<b>Source</b>	<p>Government of Nepal Peace Secretariat: <a href="http://www.ncf.org.np/upload/files/775_en_cover%20and%20con.pdf">http://www.ncf.org.np/upload/files/775_en_cover%20and%20con.pdf</a></p>

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