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|---------------------------------|---|
| Country/ entity | South Sudan Sudan |
| Region | Africa (excl MENA) Africa (excl MENA) |
| Agreement name | Agreement on a Framework for Cooperation on Central Banking Issues between Sudan and South Sudan |
| Date | 27 Sep 2012 |
| Agreement status | Multiparty signed/agreed |
| Interim arrangement | Yes |
| Agreement/ conflict level | Interstate/intrastate conflict(s) (Sudan Conflicts (1955 -)) |
| Stage | Framework/substantive - partial |
| Conflict nature | Territory |
| Peace process | North - South Sudan secession process |
| Parties | H.E. Idriss Abdel Gadir, on behalf of: The Republic of the Sudan; H.E. Pagan Amum Okiech, on behalf of: The Republic of South Sudan |
| Third parties | Witnessed by: H.E. Thabo Mvuyelwa Mbeki, Chairperson, African Union High Level Implementation Panel, on behalf of the AUHIP |
| Description | An agreement that establishes a Joint Central Banks Committee that is to be co-chaired by the Banks of South Sudan (BSS) and the Central Bank of Sudan (CBOS) in order to maintain economic confidence and avoid destabilizing exchange-rate fluctuations between the two States. Additionally, the parties shall guarantee the rights of commercial banks located within their respective territories, specifically due process and fair access judicial institutions. |

Agreement
document

[SD_120927_Agmt on Framework for Cooperation on Central Banking.pdf](#)  | [Download PDF](#)

Groups

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|---|----------------------|
| 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 | No specific mention. |
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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) No specific mention.

Elections No specific mention.

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 No specific mention.

Power sharing

Political power sharing No specific mention.

Territorial power sharing No specific mention.

| | |
|------------------------|--|
| Economic power sharing | <p>Power sharing→Economic power sharing→Sharing of resources Page 2, Preamble Recognizing the need for co-operation in the management of monetary and fiscal policy, with the goal of maintaining confidence, controlling inflation and avoiding destabilizing exchange-rate fluctuations;</p> <p>Page 2, 1. Establishment of the Joint Central Banks Committee 1.1. Within thirty (30) days of the ratification of this Agreement, the Parties shall establish a Joint Central Banks Committee (JCBC). The JCBC shall be composed of ten (10) members, with each Party nominating five (5) members to represent the Bank of South Sudan (BSS) and the Central Bank of Sudan (CBOS), respectively. The JCBC shall be co-chaired by a member representing each State and shall be overseen by the Governors, respectively, of the BSS and the CBOS.</p> <p>Page 3, 1. Establishment of the Joint Central Banks Committee 1.4. The costs of operation of the JCBC shall be shared equally between the BSS and the CBOS.</p> <p>Page 3, 2. Purpose of the Joint Central Banks Committee 2.2. The JCBC may request, with the express written consent of the Governors of the BSS and the CBOS, support and technical assistance as appropriate from the International Monetary Fund and other international financial institutions.</p> <p>Page 4, 2. Purpose of the Joint Central Banks Committee 2.3. The JCBC may establish sub-committees for the carrying out of its mandate.</p> <p>Page 4, 3. Protection of the Rights of Commercial Banks and Enforcement of their Duties and Obligations 3.2. The Republic of South Sudan and the Republic of the Sudan shall each guarantee the rights of commercial banks headquartered in the other State to continue to operate within their respective territories as branches of foreign banks.</p> |
| Military power sharing | No specific mention. |

Human rights and equality

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|--------------------------|----------------------|
| Human rights/RoL general | No specific mention. |
|--------------------------|----------------------|

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|----------------------------------|--|
| Bill of rights/ similar | No specific mention. |
| Treaty incorporation | No specific mention. |
| Civil and political rights | <p>Human rights and equality→Civil and political rights→Equality Page 4, 3. Protection of the Rights of Commercial Banks and Enforcement of their Duties and Obligations 3.3 Foreign commercial banks operating within the territory of either of the two States shall be required to comply with the relevant national laws and regulations of the host State, and the host State shall enforce those laws and regulations without discrimination.</p> <p>Human rights and equality→Civil and political rights→Fair trial Page 4, 3. Protection of the Rights of Commercial Banks and Enforcement of their Duties and Obligations 3.4 The claims of commercial banks and other financial institutions against citizens or legal entities of the other State shall be pursued through established, legal and judicial processes of each State. Each State shall guarantee due process and fair access to its judicial and other adjudicative institutions.</p> |
| Socio- economic rights | No specific mention. |

Rights related issues

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|----------------------------|----------------------|
| Citizenship | No specific mention. |
| Democracy | No specific mention. |
| Detention procedures | No specific mention. |
| Media and communication | No specific mention. |

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|------------------------|--|
| Mobility/ access | No specific mention. |
| Protection measures | <p>Rights related issues→Protection measures→Other Page 4, 3. Protection of the Rights of Commercial Banks and Enforcement of their Duties and Obligations</p> <p>3.1. The BSS and the CBOS shall promote cooperation between commercial banks operating within the Republic of South Sudan and the Republic of the Sudan in various banking areas, including: incorporating and licensing as branches of foreign banks, opening correspondence accounts, and pursuing technical cooperation.</p> <p>3.2. The Republic of South Sudan and the Republic of the Sudan shall each guarantee the rights of commercial banks headquartered in the other State to continue to operate within their respective territories as branches of foreign banks.</p> <p>3.3 Foreign commercial banks operating within the territory of either of the two States shall be required to comply with the relevant national laws and regulations of the host State, and the host State shall enforce those laws and regulations without discrimination.</p> <p>3.4 The claims of commercial banks and other financial institutions against citizens or legal entities of the other State shall be pursued through established, legal and judicial processes of each State. Each State shall guarantee due process and fair access to its judicial and other adjudicative institutions.</p> |
| Other | <p>Page 4, 3. Protection of the Rights of Commercial Banks and Enforcement of their Duties and Obligations</p> <p>3.2. The Republic of South Sudan and the Republic of the Sudan shall each guarantee the rights of commercial banks headquartered in the other State to continue to operate within their respective territories as branches of foreign banks.</p> |

Rights institutions

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| NHRI | No specific mention. |
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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 Page 4, 3. Protection of the Rights of Commercial Banks and Enforcement of their Duties and Obligations
3.4 The claims of commercial banks and other financial institutions against citizens or legal entities of the other State shall be pursued through established, legal and judicial processes of each State. Each State shall guarantee due process and fair access to its judicial and other adjudicative institutions.

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 Page 3, 2. Purpose of the Joint Central Banks Committee
2.2. The JCBC may request, with the express written consent of the Governors of the BSS and the CBOS, support and technical assistance as appropriate from the International Monetary Fund and other international financial institutions.

Business No specific mention.

Taxation No specific mention.

Banks

Socio-economic reconstruction→Banks→Central bank

Page 2, Preamble

In pursuance of the commitment to adhere to international finance and banking standards;

Page 2, 1. Establishment of the Joint Central Banks Committee

1.1. Within thirty (30) days of the ratification of this Agreement, the Parties shall establish a Joint Central Banks Committee (JCBC). The JCBC shall be composed of ten (10) members, with each Party nominating five (5) members to represent the Bank of South Sudan (BSS) and the Central Bank of Sudan (CBOS), respectively. The JCBC shall be co-chaired by a member representing each State and shall be overseen by the Governors, respectively, of the BSS and the CBOS.

Page 2, 1. Establishment of the Joint Central Banks Committee

1.2. The first meeting of the JCBC shall take place within forty-five (45) days of the ratification of this Agreement, and thereafter, the JCBC shall meet periodically at times and locations it may determine.

Page 2, 1. Establishment of the Joint Central Banks Committee

1.3. The JCBC shall adopt rules of procedure for regulating its business, including: its reporting procedures, its workplans and associated budgets and any other procedures required for the effective and efficient carrying out of its business.

Page 3, 1. Establishment of the Joint Central Banks Committee

1.4. The costs of operation of the JCBC shall be shared equally between the BSS and the CBOS

Page 3, 2. Purpose of the Joint Central Banks Committee

2.1. The JCBC shall have the principal purpose of supporting financial stability and sound banking policies in the two States in order to enhance cooperation and to promote trade and the mutual economic viability of the two States. The terms of reference of the JCBC shall include inter alia the following:

- (a) developing appropriate procedures and systems for enhancing cooperation in the areas of central banking, monetary policy, exchange rate policy, banking supervision and the preservation of the value of respective currencies of the two States, the opening of correspondent accounts in each State, and the licensing of commercial banks' branches in the other State;
- (b) establishing systems to facilitate smooth payment systems transfer operations and clearing of financial transactions between the two States;
- (c) developing systems to promote the exchange of information between the BSS and the CBOS, and provision of technical assistance, as appropriate; and
- (d) establishing a continuous forum for discussion of central banking issues as may be identified from time to time.

Page 3, 2. Purpose of the Joint Central Banks Committee

2.2. The JCBC may request, with the express written consent of the Governors of the BSS and the CBOS, support and technical assistance as appropriate from the International Monetary Fund and other international financial institutions.

Page 4, 2. Purpose of the Joint Central Banks Committee

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

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.

Implementation

UN signatory No specific mention.

Other international signatory Witnessed by: H.E. Thabo Mvuyelwa Mbeki, Chairperson, African Union High Level Implementation Panel, on behalf of the AUHIP

Referendum for agreement No specific mention.

International mission/force/similar No specific mention.

Enforcement mechanism No specific mention.

Related cases No specific mention.

Source Peacemaker.un.org., 2015. 'UN Peacemaker'. <http://peacemaker.un.org>.
