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Country/

South Sudan

entity

Region Africa (excl MENA)

Agreement

Agreement between the Government of the Republic of South Sudan (GRSS)

and the South Sudan Democratic Movement/Army (SSDM/A) name

Date 27 Feb 2012

Agreement

status

Multiparty signed/agreed

Interim Yes arrangement

Agreement/ Intrastate/intrastate conflict (Sudan Conflicts (1955 -))

conflict level

Framework/substantive - partial Stage

Conflict

Government

nature

Peace South Sudan post-secession process

process

Parties The Government of the Republic of South Sudan (GRSS) and the South Sudan

Democratic/Army (SSDM/A)

Third parties

Description Short agreement providing provisions for a ceasefire, power-sharing, military

integration, amnesty, disarmament, reparations, release of detainees and

implementation modalities.

Agreement document

SS_120227_AgreementGRSS-SSDMA.pdf Download PDF

Groups

Children/

No specific mention.

youth

Disabled persons

No specific mention.

Elderly/age

No specific mention.

Migrant workers

No specific mention.

Racial/

No specific mention.

ethnic/ national group

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.

Men and

No specific mention.

boys

LGBTI 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/

No specific mention.

unification

Border

No specific mention.

delimitation

Cross-

No specific mention.

border provision

Governance

Political institutions (new or reformed)

Governance→Political institutions (new or reformed)→General references Page 1, 3: Political Representation of SSDM/A in GRSS, Article a. GRSS has recognized the right of SSOM/A to have appropriate political representation in its institutions at the National and State levels;

Page 1, 3: Political Representation of SSDM/A in GRSS, Article b. The Parties have agreed to representation of SSDM/A at the National level as follows:

- 1 Advisor
- 3 Senior Civil Servants

Page 1-2, 3: Political Representation of SSDM/A in GRSS, Article c. The Parties have agreed to representation of SSDM/A at the States level as follows:

- i. Upper Nile State: 1 Advisor, 3 Civil Servants
- ii. Jonglei State
- 1 Advisor
- 4 senior civil servants

Elections No specific mention.

Electoral No s

No specific mention.

Political parties reform

No specific mention.

Civil society No specific mention.

Traditional/ religious

No specific mention.

leaders

Public

Page 1, 3: Political Representation of SSDM/A in GRSS, Article b.

administration The Parties have agreed to representation of SSDM/A at the National level as follows:

- 1 Advisor
- 3 Senior Civil Servants

Page 1-2, 3: Political Representation of SSDM/A in GRSS, Article c.

The Parties have agreed to representation of SSDM/A at the States level as

- i. Upper Nile State: 1 Advisor, 3 Civil Servants
- ii. Jonglei State
- 1 Advisor
- 4 senior civil servants

Constitution Governance→Constitution→Constitution affirmation/renewal

Page 1, Preamble, Article v.

The Interim Constitution of the Republic of South Sudan provides valuable

guiding principles as a basis for the realization of this objective.

Power sharing

Political Power sharing→Political power sharing→General

power State level sharing Sub-state level

Page 1-2, 3. Political Representation of SSDM/A in GRSS

a. GRSS has recognized the right of SSOM/A to have appropriate political representation in its institutions at the National and State levels;

b. The Parties have agreed to representation of SSDM/A at the National level as follows:

- 1 Advisor
- 3 Senior Civil Servants

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: ii. Follow-up on the GRSS appointment of SSOM/A positions at National and State levels within maximum of 30 days;

Summary: substate level power sharing is provided, see below.

Page 1, 3: Political Representation of SSDM/A in GRSS, Article a. GRSS has recognized the right of SSOM/A to have appropriate political representation in its institutions at the National and State levels;

Page 1-2, 3: Political Representation of SSDM/A in GRSS, Article c. The Parties have agreed to representation of SSDM/A at the States level as follows:

i. Upper Nile State: 1 Advisor, 3 Civil Servants

ii. Jonglei State

- 1 Advisor
- 4 senior civil servants

Power sharing→Political power sharing→Other proportionality State level

Sub-state level

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee immediately after the signing and announcement of this agreement and comprised total of seven (7) members from the two Parties, four (4) from the GRSS and three (3) from SSOM/A.

Territorial power

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

government

sharing Summary: the agreement provides for political power-sharing at the state

level, see below.

Page 1, 3: Political Representation of SSDM/A in GRSS, Article a. GRSS has recognized the right of SSOM/A to have appropriate political representation in its institutions at the National and State levels;

Page 1-2, 3: Political Representation of SSDM/A in GRSS, Article c. The Parties have agreed to representation of SSDM/A at the States level as

follows:

i. Upper Nile State: 1 Advisor, 3 Civil Servants

ii. Jonglei State

- 1 Advisor
- 4 senior civil servants

Economic

power sharing

No specific mention.

Military power sharing Power sharing→Military power sharing→Merger of forces

Page 2, 4: Military Integration of SSDM/A forces into the SPLA, Article a. The Parties have agreed that One thousand Eight hundred South Sudan Democratic Armed Forces (1,800SSDA) will be integrated into the SPLA, subject to the verification of forces in the Assembly Areas, by a Verification Committee composed of both Parties,

Page 3, 9:Implementation Modalities, Article a. ... (iii) ... (v)

The Parties have agreed to appoint a Joint Oversight Committee immediately after the signing and announcement of this agreement and comprised total of seven (7) members from the two Parties, four (4) from the GRSS and three (3) from SSOM/A. its duties shall be as follows:

iii. Determine the Assembly Areas for the integration of the SSDM/A forces within 15 days;

v. Oversee the integration of the SSDM/A forces into the SPLA according to the agreed timetable: maximum 30 days for the appointment and maximum 60 days for the confirmation of their ranks;

Power sharing→Military power sharing→Joint command structures Page 2, 4: Military Integration of SSDM/A forces into the SPLA, Article b. The number of Officers to be commissioned will be determined according to the number of forces verified in the Assembly Areas;

Page 2, 4: Military Integration of SSDM/A forces into the SPLA, Article c. The appointment shall be within 30 days after the signing of this Agreement;

Human rights and equality

Human rights/RoL No specific mention.

general

Bill 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

No specific mention. Citizenship

Democracy No specific mention.

Detention procedures No specific mention.

Media and Rights related issues→Media and communication→Media roles

communication Page 4, 10. Promotion of further dialogue: a. In line with the commitment of both parties to sustainable peace throughout all areas of South Sudan, the Parties have agreed that they may engage other armed groups outside

the SSDM/A who may be willing to enter into new agreements.

Mobility/

No specific mention.

access

Protection

No specific mention.

measures

Other

No specific mention.

Rights institutions

No specific mention. **NHRI**

Regional or

No specific mention.

international human rights

institutions

Justice sector reform

Criminal justice and

emergency

law

No specific mention.

State of emergency

provisions

No specific mention.

Judiciary

No specific mention.

and courts

Prisons and No specific mention.

detention

Traditional

No specific mention.

Laws

Socio-economic reconstruction

Development Socio-economic reconstruction→Development or socio-economic

or socio- reconstruction→Socio-economic development economic Page 2-3, 7. Compensation and Reparations:

reconstruction ... b. Therefore, they have agreed that the GRSS will provide compensation

and reparations through social service delivery in the form of:

i. Humanitarian Relief and Assistance;

ii. Health

iii. Education; and

Socio-economic reconstruction→Development or socio-economic reconstruction→Humanitarian assistance

Page 2-3, 7. Compensation and Reparations:

... b. Therefore, they have agreed that the GRSS will provide compensation and reparations through social service delivery in the form of:

i. Humanitarian Relief and Assistance;

•••

Page 3, 7. Compensation and Reparations:

... b. Therefore, they have agreed that the GRSS will provide compensation and reparations through social service delivery in the form of:

i. Humanitarian Relief and Assistance;

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: ix. Monitor the provision of the above stated humanitarian assistance and social services to conflict affected areas;

Socio-economic reconstruction→Development or socio-economic reconstruction→Infrastructure and reconstruction

Page 2-3, 7. Compensation and Reparations:

... b. Therefore, they have agreed that the GRSS will provide compensation and reparations through social service delivery in the form of:

iv. Infrastructure support, including boreholes, to these areas.

National economic plan

No specific mention.

Natural resources

Page 2-3, 7. Compensation and Reparations: b. Therefore, they have agreed that the GRSS will provide compensation and reparations through social service delivery in the form of: iv. Infrastructure support, including boreholes, to these areas.

International No specific mention.

funds

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

Land, property and environment

Land

No specific mention.

reform/ rights

Pastoralist/

No specific mention.

nomadism rights

Cultural

No specific mention.

heritage

Environment No specific mention.

Water or

Page 2, 7: Compensation and Reparations, Article b.

riparian

Therefore, they have agreed that the GRSS will provide compensation and

rights or

reparations through social service delivery in the form of:

access

i. Humanitarian Relief and Assistance;

ii. Health

iii. Education;

and iv. Infrastructure support, including boreholes, to these areas

Security sector

Security Guarantees No specific mention.

Ceasefire

Security sector→Ceasefire →Ceasefire provision

Page 1, 1. Cease-fire arrangements: a. The Parties have agreed to declare a fully-fledge cease-fire which enters into force upon the signing of this Agreement.

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: iii. Oversee the implementation of cease-fire modalities;

Police

No specific mention.

Armed forces

No specific mention.

DDR

Security sector→DDR→DDR programmes

Page 2, 4: Military Integration of SSDM/A forces into the SPLA, Article a. The Parties have agreed that One thousand Eight hundred South Sudan Democratic Armed Forces (1,800SSDA) will be integrated into the SPLA, subject to the verification of forces in the Assembly Areas, by a Verification Committee composed of both Parties,

Page 2, 4: Military Integration of SSDM/A forces into the SPLA, Article b. The number of Officers to be commissioned will be determined according to the number of forces verified in the Assembly Areas;

Page 2, 4: Military Integration of SSDM/A forces into the SPLA, Article c. The appointment shall be within 30 days after the signing of this Agreement;

Page 2, 5: Assembly Areas, Article a.

The assembly Areas shall be determined by the Joint Oversight Committee, the Areas shall be in northern Jonglei State and accessible throughout the year.

Page 2, 6. Disarmament: a. The Parties agreed to a joint Disarmament programme as agreed by the JOC.

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: vii. Define the terms of the Disarmament programme;

Intelligenc services

Intelligence No specific mention.

Parastatal/ rebel and opposition group forces

Page 2, 4. Military Integration of SSDM/A forces into the SPLA:

a. The Parties have agreed that One thousand Eight hundred South Sudan Democratic Armed Forces (1,800SSDA) will be integrated into the SPLA, subject to the verification of forces in the Assembly Areas, by a Verification Committee composed of both Parties,

b. The number of Officers to be commissioned will be determined according to the number of forces verified in the Assembly Areas;

c. The appointment shall be within 30 days after the signing of this Agreement;

9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: v. Oversee the integration of the SSDM/A forces into the SPLA according to the agreed timetable: maximum 30 days for the appointment and maximum 60 days for the confirmation of their ranks;

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 No specific mention. justice general

Amnesty/ pardon Transitional justice→Amnesty/pardon→Amnesty/pardon proper

Page 1, 2. Amnesty: a. The Parties have agreed for a renewed amnesty for the

SSOM/A group.

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: viii. Monitor the implementation of the amnesty to the SSDM/A group;

Courts

No specific mention.

Mechanism

Page 2-3, 7. Compensation and Reparations: a. The Parties have recognized the impact of the conflict on the civilian population, particularly in the following areas: Khorflus, Fangak, Ayod, Panyakang, Fashoda, Manyo, Pibor, Mayom, Uror and Pariang;

b. Therefore, they have agreed that the GRSS will provide compensation and reparations through social service delivery in the form of:

i. Humanitarian Relief and Assistance;

ii. Health

iii. Education; and

iv. Infrastructure support, including boreholes, to these areas.

Prisoner release

Page 3, 8. Release of political detainees and prisoners of war: a. The Parties have agreed that all political detainees and prisoners of war will be released Immediately, subject to the submission of the list of the Joint Oversight Committee.

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: xi. Oversee the immediate release of political detainees and prisoners of war;

Vetting

No specific mention.

Victims

Page 2, 7: Compensation and Reparations, Article a.

The Parties have recognized the impact of the conflict on the civilian population, particularly in the following areas: Khorflus, Fangak, Ayod, Parvalang, Fasheda, Marvo, Piber Mayon, Urer and Pariang.

Panyakang, Fashoda, Manyo, Pibor, Mayom, Uror and Pariang;

Missing persons

No specific mention.

Reparations Transitional justice→Reparations→Material reparations

Page 2-3, 7. Compensation and Reparations:

a. The Parties have recognized the impact of the conflict on the civilian population, particularly in the following areas: Khorflus, Fangak, Ayod, Panyakang, Fashoda, Manyo, Pibor, Mayom, Uror and Pariang;

b. Therefore, they have agreed that the GRSS will provide compensation and reparations through social service delivery in the form of:

i. Humanitarian Relief and Assistance;

ii. Health

iii. Education; and

iv. Infrastructure support, including boreholes, to these areas.

Reconciliation Page 1, Preamble, Article iv.

The Parties have agreed on the need for the peoples of South Sudan to join together in the peaceful development of their country;

Page 3, 7. Compensation and Reparations: c. The Parties recognizes the importance of reconciliation of conflict affected communities in South Sudan, especially In the above areas, for the prevention of further conflict and their sustainable peaceful development;

d. Therefore, the Parties commit to actively promote reconciliation activities to address outstanding grievances in these areas.

Page 3, 9. Implementation Modalities: a. The Parties have agreed to appoint a Joint Oversight Committee ... its duties shall be as follows: x. Through the parties, will also actively engage and promote reconciliation activities In the above mentioned conflict affected areas in coordination with other key actors in South Sudan;

Implementation

UN No specific mention.

signatory

Other No specific mention.

international signatory

Referendum No specific mention.

for

agreement

mission/ force/similar

International Page 3, 9. Implementation Modalities, b. UNMISS will provide support to the implementation of this Agreement as per their mandate.

Enforcement Page 3, 9. Implementation Modalities:

mechanism a. The Parties have agreed to appoint a Joint Oversight Committee immediately after the signing and announcement of this agreement and comprised total of seven (7) members from the two Parties, four (4) from the GRSS and three (3) from SSOM/A. ... its duties shall be as follows:

i. Supervise the implementation of this Agreement;

ii. Follow-up on the GRSS appointment of SSOM/A positions at National and State levels within maximum of 30 days;

Page 4, 11. Breach of the Agreement

In the event of a substantial breach of any part of this Agreement, which cannot be resolved within the JOC, either Party may refer such a breach to the attention of their principles; if not resolved, 1t can be referred to the plenary group that conducted and supported the negotiation of this Agreement.

Related cases

No specific mention.

Source

UN Peacemaker - http://peacemaker.un.org/; http://peacemaker.un.org/ sites/peacemaker.un.org/files/SD-SS_120227_AgreementGRSS-SSDMA.pdf