

**AGREEMENT BETWEEN THE OFFICIAL DELEGATES OF THE
REPUBLIC OF CROATIA AND THE JNA, 22 NOVEMBER 1991**

In accordance with the conclusions of the Peace Conference on Yugoslavia in The Hague, the decisions of the Croatian Government on the reassignment from the territory of the Republic Croatia of Yugoslav People's Army (in further text JNA) units, and the order of the Headquarters of the Supreme Command of the Armed Forces of SFR Yugoslavia, on 22 November 1991, Authorized representatives of the Croatian Government and the JNA reached in Zagreb the following

AGREEMENT

I

The Government of the Republic Croatia guarantees free and secure leave, outside the territory of the Republic Croatia, of all members of military units, institutions and commands of the JNA mentioned in the Overview of units, commands and institutions of the JNA, which will be reassigned from the area of the Republic Croatia (numbers from 1 to 15), which is a constitutional part of this Agreement. Under the notion of units, institutions and commands of the JNA we understand the officers, junior officers, military officials, civilian personnel at duty in the JNA, soldiers, cadets and students of military secondary school. The same guarantee is made to the members of the families of the mentioned categories of the members of the JNA.

II

The units, institutions and commands of the JNA (mentioned in the Overview under items from 1 to 15) will be reassigned from the territory of the Republic Croatia with the weaponry, ammunition, equipment and other moveable property that the units, institutions and commands are able to transport with their own transport means, as well as with supplementary transport means that will be given at their disposal by the JNA from the territory of the Republic Croatia or from other parts of SFR Yugoslavia. The Government of the Republic Croatia will make possible for the means engaged, the accompanying personnel and unarmed drivers to enter the territory of the Republic Croatia.

It will be made possible to the technical groups of the JNA to repair the damaged combat technical equipment and material-technical means on the spot during the transport, and to later join the march column. This will be done in collaboration and under the supervision of the Ministry of the Interior of the Republic Croatia.

III

The units, institutions and commands of the JNA, which will be reassigned from the territory of the Republic Croatia on the basis of this Agreement, will carry out the reassignment within at least 5 (five) days and 15 days at most from the day the Agreement was signed, which is determined in the Overview that is the constitutional part of the Agreement. In case of a higher force, the deadline will be prolonged. The board will determine any case of higher force, as it is said in Article XV of this Agreement.

IV

The Government of the Republic Croatia guarantees personal safety, inviolability of private property and the right to undisturbed usage of apartments to the members of the units, institutions and commands of the JNA who do not want to leave the area of Zagreb or the territory of the Republic Croatia after their time of duty in the JNA has run out, and to the members of their families.

The same guarantee is made to the members of the families of the members of the units, institutions and commands of the JNA, mentioned in the Overview (from 1 to 15), which together with the units, institutions and commands leave the territory of the Republic Croatia, but, after the time of duty in the JNA has run out, intend to return to the Republic Croatia.

V

In accordance with the aforesaid agreement, the Government of the Republic Croatia will not hinder the members of the JNA to visit their families on the territory of the Republic Croatia, and the members of the families to visit the JNA members in their new residences.

The joint commission for property and legal business, which will be determined by the Government of the Republic Croatia and the Federal Secretariat for National Defence, will solve the question of the exchange of apartments of those JNA members, who intend to do it.

The Government of the Republic Croatia will make certain that the JNA members will be able to, without hindrance, send to their families on the territory of the Republic Croatia money and other deliveries by the post, by railway, by ship or plane, so that the families of the JNA members would not become a social problem of the Republic Croatia.

VI

The private vehicles of the JNA members and their families with the movable property (furniture, etc.) will be joined to the motorized columns of the units, institutions and commands of the JNA, and it will not be hindered by the governmental bodies of the Republic Croatia.

The members of the JNA, who, for any reason whatsoever, cannot leave the Republic Croatia with the units, institutions and commands of the JNA, will be given the possibility to leave when they ask for it, without any hindrance.

VII

The units, institutions and commands of the JNA, which are to be reassigned from the territory of the Republic Croatia, on the basis of this agreement, will hand over to the authorised bodies of the Republic Croatia all building structures that were used as they are, together with the equipment, installations, ground, with defective and intact military technical equipment, as well as with intact equipment, which is not to be transferred, for which each unit, institution and command of the JNA has to keep a special record. The moveable and immovable property that is handed over in such a way will be taken into consideration during the determination of the distribution balance. The units of the JNA guarantee that it will not damage the objects on purpose and other means that will be handed over. Possible damages will be kept in records.

The European Monitor Mission will supervise the departure, location and non-use of the reassigned units of the JNA against the Republic Croatia.

VIII

The handover of the military hospital at the disposal of the Republic Croatia will be executed on the basis of a specially reached Agreement. This agreement will regulate the specific quality of this institution. All decrees of this Agreement will be applied at the Agreement on the military hospital. The Agreement on the handover of the military hospital will be reached within seven (7) days from the day this Agreement was signed.

A part of the Centre of the Military Technical School "I. Gošnjak" in Zagreb will be handed over, by commission, at the disposal of the bodies of the Republic Croatia within five (5) days from the days this Agreement becomes effective.

The status of the "VZ" "Zmaj" will be regulated by the annex enclosed in this Agreement.

IX

The units, institutions and commands of the JNA that will be reassigned from the territory of the Republic Croatia on the basis of this Agreement, will, during the process of reassignment, return to the bodies of the Republic Croatia the entire weaponry, equipment and devices of the Territorial Defence of the Republic Croatia, which they kept or used according to the decision of the former headquarters of the Territorial Defence.

X

The units, institutions and commands of the JNA will be reassigned from the territory of the Republic Croatia to locations at least 20 km from the border of the Republic Croatia. These units, institutions and commands of the JNA will not be engaged in combat operations against the Republic Croatia. The European Monitor Mission (PMEZ) in accordance with the guidelines of the PMEZ, which are a constitutional part of this Agreement, will control this process.

XI

The units, institutions and commands of the JNA that will be reassigned from the territory of the Republic Croatia on the basis of this Agreement will commit themselves to clear of mines from all minefields that were set for securing military objects. The Transfer Commission will carry out the control, while the PMEZ will supervise it.

XII

The Government of the Republic Croatia will make possible that the units, institutions and commands of the Combat Air force and the Anti-Aircraft Defence that will be reassigned on the basis of this Agreement use transport aviation (with previous notification to the bodies of Republic Croatia).

XIII

The Government of the Republic Croatia will guarantee that the units, institutions and commands of the JNA will not be attacked during the transport, and specially, that motorized members of the Ministry of the Interior of the Republic Croatia who will prevent

from any armed provocation will accompany the columns. The bodies of the Ministry of the Interior will accompany the march columns to the separation lines with the armed formations of the Republic Croatia.

At the head, in the middle and at the end of the column of the JNA there will be patrols of the military police of the JNA, which will collaborate with the bodies of the Ministry of the Interior and the monitor teams of the PMEZ.

XIV

Both parties will organise one or more commission for solving technical problems during the transfer of the objects at the level of individual barracks.

XV

A board will be established for the realisation of this Agreement, in the way that both parties will name two (2) members, while the fifth member will be a representative from the European Monitor Mission. The decisions in the board will be made by majority of votes.

XVI

The monitor team of the European Union will supervise the realisation of the Agreement, take part in the work of the board in Article 15 and be the cosignatory of this Agreement.

XVII

This Agreement is effective from the day it is signed, and the realisation will start the day after it was signed.

In Zagreb, 22 November 1991

REPRESENTATIVE OF THE
GOVERNMENT OF THE
REPUBLIC CROATIA

(signature illegible)

COMMISSIONER OF THE
ARMED FORCES OF SFRY

Lieutenant Colonel General

Andrija Rašeta

COSIGNATORY OF THE PMEZ

(signature illegible)