

## Arusha Peace and Reconciliation Agreement for Burundi

The Government of the Republic of Cuba and the Government of the People's Republic of Angola, hereinafter referred to as "the Parties",

**We, the representatives of:**

- The Government of the Republic of Burundi,
- The National Assembly,
- The *Alliance Burundo-Africaine pour le Salut (ABASA)*,
- The *Alliance Nationale pour le Droit et le Développement (ANADDE)*,
- The *Alliance des Vaillants (AV-INTWARI)*,
- The *Conseil National pour la Défense de la Démocratie (CNDD)*,
- The *Front pour la Démocratie au Burundi (FRODEBU)*,
- The *Front pour la Libération Nationale (FROLINA)*,
- The *Parti Socialiste et Panafricaniste (INKINZO)*,
- The *Parti pour la Libération du Peuple Hutu (PALIPEHUTU)*,
- The *Parti pour le Redressement National (PARENA)*,
- The *Parti Indépendant des Travailleurs (PIT)*,
- The *Parti Libéral (PL)*,
- The *Parti du Peuple (PP)*,
- The *Parti pour la Réconciliation du Peuple (PRP)*,
- The *Parti Social-Démocrate (PSD)*,
- The *Ralliement pour la Démocratie et le Développement Economique et Social (RADDES)*,
- The *Rassemblement du Peuple Burundais (RPB)* and
- The *Union pour le Progrès National (UPRONA)*,

Hereinafter referred to as "the Parties",

**Considering** the rounds of talks held in Mwanza in 1996,

**Having participated** in the negotiations held in Arusha pursuant to the Declaration by the Participants in the Burundi Peace Negotiations involving all the Parties of the Burundi Conflict signed at Arusha on 21 June 1998 ("the Declaration of 21 June 1998") under the facilitation of the late Mwalimu Julius Kambarage Nyerere, and subsequently of Mr. Nelson Rolihlahla Mandela, on behalf of the States of the Great Lakes region and the international community,

**Expressing our deep appreciation** for the persistent efforts of the Facilitators, the late Mwalimu Julius Kambarage Nyerere and Mr. Nelson Rolihlahla Mandela, the States of the Great Lakes region and the international community with a view to assisting the people of Burundi to return to peace and stability,

**Determined** to put aside our differences in all their manifestations in order to promote the factors that are common to us and which unite us, and to work together for the realization of the higher interests of the people of Burundi,

**Aware** of the fact that peace, stability, justice, the rule of law, national reconciliation, unity and development are the major aspirations of the people of Burundi,

**Reaffirming** our unwavering determination to put an end to the root causes underlying the recurrent state of violence, bloodshed, insecurity, political instability, genocide and exclusion which is inflicting severe hardships and suffering on the people of Burundi, and seriously hampers the prospects for economic development and the attainment of equality and social justice in our country,

**Reaffirming** our commitment to shape a political order and a system of government inspired by the realities of our country and founded on the values of justice, democracy, good governance, pluralism, respect for the fundamental rights and freedoms of the individual, unity, solidarity, mutual understanding, tolerance and cooperation among the different ethnic groups within our society,

**In the presence of:**

- Jean-Baptiste Bagaza and Sylvestre Ntibantunganya, former Presidents of Burundi.
- The representatives of Burundian civil society and women's organizations and Burundian religious leaders,
- H. E. Mr. Nelson Rolihlahla Mandela, Facilitator,
- H. E. General Gnassingbé Eyadéma. President of the Republic of Togo and current Chairman of the Organization of African Unity,
- H. E. Yoweri Kaguta Museveni, President of the Republic of Uganda,
- H. E. Daniel T. arap Moi, President of the Republic of Kenya,
- H. E. Benjamin William Mkapa, President of the United Republic of Tanzania,
- H. E. Frederick J. T. Chiluba, President of the Republic of Zambia,
- H. E. Major-General Paul Kagame, President of the Republic of Rwanda,
- H. E. Laurent Désiré Kabila, President of the Democratic Republic of the Congo,
- H. E. Meles Zenawi, Prime Minister of the Republic of Ethiopia,
- H. E. Mr. Kofi Annan, Secretary-General of the United Nations,
- H. E. Dr. Salim Ahmed Salim, Secretary-General of the Organization of African Unity,
- Hon. Charles Josselin, Minister of Cooperation of the French Republic, representing the European Union,

- H. E. Dr. Boutros Boutros Ghali, Secretary-General of the International Organization of la Francophonie, and
- Mr. Joseph Waryoba Butiku, Executive Director of the Mwalimu Nyerere Foundation,

**Do hereby resolve and commit ourselves** to be bound by the provisions of the Arusha Peace and Reconciliation Agreement for Burundi, hereinafter referred to as "the Agreement".

### **Article 1**

The Parties accept as binding the following Protocols and Annexes thereto, which form an integral part of the Arusha Peace and Reconciliation Agreement for Burundi:

Protocol I:	Nature of the conflict, problems of genocide and exclusion and their solutions;
Protocol II:	Democracy and good governance;
Protocol III:	Peace and security for all;
Protocol IV:	Reconstruction and development;
Protocol V:	Guarantees on the implementation of the Agreement.

### **ANNEXES**

Annex I:	Pledge by participating parties;
Annex II:	Structure of the National Police Force;
Annex III:	Ceasefire agreement;
Annex IV:	Report of Committee IV;
Annex V:	Implementation timetable.

2. The Parties, recognizing the need to provide in the Agreement for contingencies unforeseen at the time that the protocols were finalized, agree that the provisions of the Agreement over-ride any contrary provisions within the protocols, and further agree as follows.
  - a. Where the Protocols of the Agreement contemplates that decision was to be taken by the Parties at the time of signature of the Agreement, and such matters or decisions have not

been so taken at the date of signature of the Agreement, they shall be taken by the signatory parties, with or without the assistance of the Facilitator, within 30 days of signature.

- b. Any provision of the Agreement or the protocols may be amended as provided for in [article 20 of Protocol II](#) or, pending the establishment of the Transitional National Assembly, with the consent of nine-tenths of the Parties;
- c. Pending the negotiation and agreement of a comprehensive cease-fire agreement with the armed wings of non-signatory parties, [Chapter III of Protocol III](#) to the Agreement shall not come into effect; following the conclusion of the ceasefire agreement, it shall be deemed to be amended so as to be consistent with the provisions thereof.

Members of the parties to the Burundi Peace Negotiations in Arusha which do not sign the Agreement shall not be entitled to participate or hold office in the transitional Government or the transitional Legislature unless such parties are admitted as participating parties in accordance with [article 14 of Protocol II](#) to the Agreement with the consent of four-fifths of the Parties.

## **Article 2**

1. The Parties acknowledge the need for the Agreement to be accompanied by and to be a condition for lasting peace and a cessation of violence in Burundi.
2. The Parties accordingly call upon armed wings of non-signatory parties to suspend hostilities and violent actions immediately, and invite such non-signatory parties to participate in or engage in serious negotiations towards a cease-fire. The Parties agree that in addition to this public invitation included herein, they will as a priority take all reasonable and necessary steps to invite such Parties to participate in cease-fire negotiations.
3. The Parties pledge that in the event of belligerent parties spurning or refusing such an invitation and continuing their belligerent activities against the people of Burundi, or any section of them, the violent acts of such parties will be deemed to be constitute an attack on all the Parties comprising this national platform of the Burundian people, as well as on this endeavour to establish an inclusive democratic Burundian state. In such an event the Parties agree to call collectively, through the appropriate agencies including the Implementation Monitoring Committee, upon the Governments of neighbouring States, the international agencies which are guarantors of the Agreement and other appropriate national and international bodies to take the necessary steps to prohibit, demobilize, disarm, and if necessary arrest, detain and repatriate, members of such armed groups, and further to take such steps as are appropriate against any Party which encourages or supports such activities.

## **Article 3**

The Parties commit themselves to refrain from any act or behaviour contrary to the provisions of the Agreement, and to spare no effort to ensure that the said provisions are respected and implemented in their letter and spirit in order to ensure the attainment of genuine unity, reconciliation, lasting peace, security for all, solid democracy and on equitable sharing of resources in Burundi.

## **Article 4**

The Agreement shall be signed by the Parties. The Facilitator, the President of the Republic of Uganda as the Chairman of the Regional Peace Initiative on Burundi, the President of the Republic of Kenya as the region's elder statesman and the President of the United Republic of Tanzania as the host, and the representatives of the United Nations, the Organization of African Unity, the European Union and the Mwalimu Nyerere Foundation shall also affix their signatures hereto as witnesses and as an expression of their moral support for the peace process.

## **Article 5**

The Agreement shall enter into force on the date of its signature.

## **Article 6**

All of the final documents shall be drawn up in English, French and Kirundi. The English and French texts be equally authentic. The French text, being the original, shall be deposited with the Secretary-General of the United Nations, the Secretary-General of the Organization of African Unity and the Government of Burundi, and certified true copies thereof shall be transmitted by the Government to all Parties.

Signed in Arusha on the 28th day of the month of August 2000.

## **SIGNATORY PARTIES**

For the **Government of Burundi**

Name of Representative: Mr. Ambroise NIYONSABA

Title: Minister for the Peace Process

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For the **National Assembly**

Name of Representative: Hon. Léonce NGENDAKUMANA

Title: Speaker of the National Assembly

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For **ABASA**

Name of the Party's representative: Amb. Térence NSANZE

Title: Chairman

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For **ANADDE**

Name of the Party's representative: Prof. Patrice NSABABAGANWA

Title: Chairman

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For **AV-INTWARI**

Name of the Party's representative: Prof. André NKUNDIKIJE

Title: Chairman

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For **CNDD**

Name of the Party's representative: Mr. Leonard NYANGOMA

Title: Chairman

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For **FRODEBU**

Name of the Party's representative: Dr. Jean MINANI

Title: Chairman

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For **FROLINA**

Name of the Party's representative: Mr. Joseph KARUMBA

Title: Chairman

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For **INKINZO**

Name of the Party's representative: Dr. Alphose RUGAMBARARA

Title: Chairman

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For **PALIPEHUTU**

Name of the Party's representative: Dr. Étienne KARATASI

Title: Chairman

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For **PARENA**

Name of the Party's representative: H. E. Jean-Baptiste BAGAZA

Title: Chairman

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For **PIT**

Name of the Party's representative: Prof. Nicéphore NDIRUKUNDO

Title: Chairman

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For **PL**

Name of the Party's representative: Mr. Gaëtan NIKOBAMYE

Title: Chairman

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For **PP**

Name of the Party's representative: Mr. Shadrack NIYONKURU

Title: Chairman

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For **PRP**

Name of the Party's representative: Mr. Mathias HITIMANA

Title: Chairman

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For **PSD**

Name of the Party's representative: Mr. Godefroy HAKIZIMANA

Title: Chairman

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For **RADES**

Name of the Party's representative: Mr. Joseph NZEYIMANA

Title: Chairman

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For **RPB**

Name of the Party's representative: Mr. Balthazar BIGIRIMANA

Title: Chairman

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For **UPRONA**

Name of the Party's representative: Mr. Lib??re BARARUNYERETSE

Title: Chairman

### **COSIGNATORIES**

H. E. Mr. Nelson Rolilhalha Mandela, Facilitator;

H. E. Yoweri Kaguta Muscveni, President of the Republic of Uganda,

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H. E. Daniel T. arap Moi, President of the Republic of Kenya,

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H. E. Benjamin William Mkapa, President of the United Republic of Tanzania

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H. E. Mr. Kofi Annan, Secretary-General of the United Nations,

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H. E. Dr. Salim Ahmed Salim, Secretary-General of the Organization of African Unity,

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Hon. Charles Josselin, Minister of Cooperation of the French Republic, representing the European Union,

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Mr. Joseph Waryoba Butiku, Executive Director of the Mwalimu Nyerere Foundation

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