

## Agreement

### I. WATER

#### 1. Subject of the Agreement

##### 1.1 The following water supply systems:

- (a) Obrovac-Zadar-Benkovac-Kakma-Biograd-Filip Jakov;
- (b) Čikola-Drniš;
- (c) Medak-Gospic-Korenica;
- (d) Petrinja-Sisak;
- (e) Gacka-Vrhovine;
- (f) Sumetlica-Pakrac-Lipik.

The Joint Commission will be examining other water-supply systems, using the same criteria for inclusion.

#### 2. The systems mentioned in paragraph 1.1 shall be restored and opened for the unimpeded and regular supply of water within the optimal capacity of the existing systems.

#### 3. Requirements prior to the opening of the water supply systems mentioned in paragraph 1.1.

##### 3.1 All technical information requested by the United Nations Protection Force (UNPROFOR) in order to make the above-mentioned water supply systems operational shall be made available without delay. This will in particular include:

- (a) Layout and technical specifications for installations, pipelines, power lines and associated facilities;
- (b) Information concerning assessments of damage;
- (c) Assessments concerning repair work needed as well as requirements for such work;
- (d) Information concerning requirements for de-mining of any installations connected to these water supply systems and their surrounding areas.

##### 3.2 De-mining will be carried out where necessary.

- 3.3 Full security will be guaranteed for all installations, facilities and working teams involved during the period of restoration of the water supply systems as well as after they have been put into operation. Within the Zone of Separation UNPROFOR will, for the duration of its mandate, provide this security in accordance with the Cease-fire Agreement.
  - 3.4 UNPROFOR or experts appointed by UNPROFOR, with the cooperation of the signatories to this Agreement, will carry out inspections of all facilities and installations in order to assess damage, requirements for repair work and spare parts as well as the time required to make the water supply systems operational.
  - 3.5 UNPROFOR and experts appointed by UNPROFOR shall be given full access to all facilities in order to carry out such inspections.
  - 3.6 A timetable will be established by UNPROFOR after consultations for the repair work of each water supply system.
  - 3.7 The repair work required will be commenced as soon as the results of the inspections of each supply system are available. Wherever such inspections have already been carried out, repair work will commence immediately. UNPROFOR will supervise the repair work and assist where appropriate.
4. Requirements following the completion of repair work of the water supply systems:

- 4.1 The regular supply of water will commence immediately after the completion of work required at each supply system and when the Joint Commission has declared each system operational.
  - 4.2 The methods and location for measuring the quantity and monitoring the quality of water shall be determined for each water system of the areas listed by the Joint Commission based on relevant technical considerations. The price of the water to the user will be agreed in the Joint Commission before the beginning of delivery of the water.

## II. ELECTRICITY

1. Subject of the Agreement:
  - 1.1 The high-tension transmission lines.
  - 1.2 The generator poles of the Obrovac power plant.
2. The high-tension transmission lines.
  - 2.1 The following high-tension transmission lines shall be opened for unimpeded and regular use.

- (a) The Mraclin-Brinje 220 kV transmission line;
- (b) The Gradiška-Meduric 100 kV transmission line;
- (c) The Obrovac-Zadar 110 kV transmission line;
- (d) The Meline-Obrovac-Konjsko 400 kV transmission line;
- (e) The Tumbri-Ernestinovo 400 kV transmission line;
- (f) The construction of a new [400 kV transformer station] [transmission facility on the 400 kV transmission line] at Ernestinovo.

3. Requirements prior to the restoration of the objects mentioned in paragraph 2.1:

- 3.1 International expert teams, where appropriate under the auspices of UNPROFOR, shall inspect all segments of the transmission lines that are subject to this Agreement.
- 3.2 These inspections shall assess the repair work and de-mining required for the unimpeded and regular use of the transmission lines.
- 3.3 The de-mining and repair of the transmission lines will commence as soon as the results of the inspection of each line are available, under the supervision and with the assistance of UNPROFOR and/or international experts where appropriate.
- 3.4 The transmission lines shall be opened as soon as they are declared operational by the Joint Commission.

4. Requirements following the opening of the transmission lines:

- 4.1 UNPROFOR and/or international experts shall have free access to the transmission lines and related facilities for the purpose of verifying and securing unimpeded and regular use.

5. Joint Commission:

- 5.1 The Joint Commission will discuss and agree on the terms of payment as well as, where necessary, other questions relating to the work required to make the objects mentioned in paragraph 2.1 operational and to secure their unimpeded and regular use.
- 5.2 The Joint Commission will discuss and agree on the opening of additional transmission lines.

6. The generator poles of the Obrovac power plant:

- 6.1 The generator poles for the Obrovac power plant, which have been repaired at the Koncar plant in Zagreb and are currently stored in Rijeka, shall be returned to the Obrovac power plant.
7. Requirements prior to the return of the generator poles to the Obrovac power plant:
  - 7.1 The generator poles mentioned above shall be tested at the Koncar plant in the presence of international experts, to verify that they are in working order.
8. Timing of the return of the generator poles:
  - 8.1 The generator poles shall be returned to the Obrovac power plant as soon as the Co-Chairmen of the International Conference on the Former Yugoslavia declare that the highway is operating according to this Agreement.
9. Requirements following the return of the generator poles to the Obrovac power plant:
  - 9.1 The generator poles, once installed in the Obrovac power plant, shall be inspected by UNPROFOR and/or international experts prior to being put into operation.

### III. THE HIGHWAY

1. Subject of the Agreement:
  - 1.1 The Highway as it affects the United Nations Protected Areas (UNPAs) East and West.
2. Permissible traffic under the Agreement:
  - 2.1 Only that permitted under the Cease-fire Agreement of 29 March 1994 within UNPAs East and West.
3. Modalities of passage:
  - 3.1 (a) All traffic under the Agreement will be granted free and safe passage. Vehicles may travel separately or together;
  - (b) In order to ensure free and safe passage through UNPAs Sectors West and/or East UNPROFOR will, within its mandate, monitor these parts of the Highway. UNPROFOR may stop and inspect any vehicles and/or individuals, whenever it considers that such vehicles and/or individuals may endanger the implementation of this Agreement. Local police shall be obliged to provide assistance whenever required by UNPROFOR in order to ensure the free and safe traffic through UNPAs Sectors West and/or East;

- (c) A bus service may be established between UNPAs Sectors West and East and may also be established along the other parts of the Highway covered by this Agreement;
  - (d) UNPROFOR/European Community Monitoring Mission (ECMM) will conduct unarmed patrols of the Highway between UNPAs Sectors West and East and between UNPA Sector West and Zagreb in order to verify compliance with this Agreement;
  - (e) UNPROFOR/ECMM will, in consultation with the relevant authorities, establish procedures in order to provide assistance in case of accidents, breakdowns of vehicles, violations of traffic regulations, etc.
- 3.2 Until otherwise agreed, no road toll will be charged inside the UNPAs from vehicles originating outside the UNPAs and outside the UNPAs from vehicles originating inside them.

#### IV. THE OIL PIPELINE

- 1. Subject of the Agreement
  - 1.1 The segment of the oil pipeline passing through UNPA Sectors North, West and East.
- 2. The pipeline shall be open for unrestricted and regular usage at this stage only through UNPA North.
- 3. Requirements prior to the opening of the pipeline:
  - 3.1 An international expert team under the auspices of UNPROFOR or experts appointed by UNPROFOR shall be allowed to inspect the entire length of the segments subject to this Agreement.
  - 3.2 This inspection will identify any repair work and any de-mining operations required in order to recommence the usage of the pipeline.
  - 3.3 The requirements identified through the inspections mentioned above as well as any maintenance work required will be carried out without delay, under the supervision and with the assistance of UNPROFOR or experts or contractors appointed by UNPROFOR where appropriate. Free access will be given to all persons and equipment involved in carrying out this work.
  - 3.4 A joint commercial company will be established as soon as possible to sell and distribute oil and oil products at market prices in the UNPAs. The pipeline through UNPA North will be opened as soon as this company is established and the Joint Commission has declared that the pipeline is operational. The other segment of the pipeline will be opened when circumstances permit.

## V. FURTHER NEGOTIATIONS

1. Negotiations shall be continued immediately in order to reach agreement on the following topics:
  - 1.1 The return of refugees and displaced persons.
  - 1.2 Pensions.
  - 1.3 - The opening of the Zagreb-Okucani-Belgrade railway;  
- The opening of the Zagreb-Knin-Split railway;  
- The opening of the Zagreb-Knin-Split road.
2. Negotiations will be continued as soon as possible on other topics on which there is a consensus to negotiate.

## VI. PROVISIONS FOR IMPLEMENTATION

### A. Joint Commission

1. Subject of the Agreement
  - 1.1 A Joint Commission.
2. The Joint Commission will be responsible for implementing all parts of this document as well as other and similar agreements which may be concluded as a follow-up to this document.
3. Membership
  - 3.1 Membership of the Joint Commission will be as follows: Two Co-Chairmen of the Joint Commission appointed by the Co-Chairmen of the Steering Committee of the International Conference on the Former Yugoslavia. One representative appointed by each of the signatories to this Agreement. One representative of UNPROFOR. Each member of the Joint Commission will be accompanied by one associate and may call on other experts to attend the meetings.
4. Decision-making
  - 4.1 Any disputes or breach of the provisions of this Agreement as well as any other matter that requires further clarification or deliberation shall be brought to the attention of and resolution by the Joint Commission. Should any dispute or breach of the provisions of this Agreement occur, no retaliation or unilateral action shall take place. In cases where agreement cannot be reached by consensus, the Co-Chairmen of the Joint Commission will try to arbitrate. In the event that their proposal is not acceptable, an appeal can be made to

the Co-Chairmen of the Steering Committee of the International Conference on the Former Yugoslavia, whose arbitration shall be final.

B. Implementation

The implementation of this Agreement shall start immediately upon its signing and shall be completed within one month wherever feasible, while the implementation of all other items shall start within the same period.

2 December 1994

(Signed) H. SARINIĆ

(Signed) B. MIKELIĆ

(Signed) D. OWEN

(Signed) T. STOLTENBERG

(Signed) P. PEETERS

(Signed) P. J. von STÜLPNAGEL

Witnessed by:

(Signed) P. GALBRAITH

(Signed) L. KERESTEDZHIYANTS