

11
IGAD SECRETARIAT ON PEACE IN SUDAN

FIRST MEETING OF THE POLITICAL COMMITTEE

BETWEEN

GOVERNMENT OF SUDAN

AND

**THE SUDANESE PEOPLE'S LIBERATION
MOVEMENT/ARMY**

Nairobi

15th – 20th January, 2000

LIST OF DELEGATES

ENVOYS – IGAD SECRETARIAT

AMBASSADOR DANIEL R. MBOYA	SPECIAL ENVOY
H.E. MR. FRANCIS BUTAGIRA	ENVOY - UGANDA
H.E. MR. TESHOME TOGA	ENVOY - ETHIOPIA
H.E. MR. GHIRMAI GHEBREMARIAM	ENVOY - ERITREA
MR. AHMED ISSA GABOBE	ENVOY – DJIBOUTI
MR. MOHAMED S. OMAR	CO-ORDINATING SEC.

GOVERNMENT OF SUDAN

HON. DR. NAFIE ALI NAFIE	HEAD OF DELEGATION
HON. DR. MUTRIF SIDDIQ ALI	
HON. MRS. AGNES PONI LUKUDU	
AMB. MUTHIANG MALUAL MABUR	
JOSEPH NEWAK	
KHUDHI ALIMAHADI	
ABDALLA DENG	
ABDULRAHMAN IBRAHIM	
MR. DIRDIRI	

SUDANESE PEOPLE'S LIBERATION MOVEMENT/ARMY

MR. NHIAL DENG NHIAL	HEAD OF DELEGATION
MR. DENG ALOR KUOL	
DR. JUSTIN YAAC AROP	
DR. ELUZAL MOGGA YOKWE	
MR. MARTIN OHURO OKERRUK	
ELIJAH MALOK ALENG	

RAPPORTEURS – IGAD SECRETARIAT

MRS. F.W. KEIRU	
MS. LYDIA A. ABURA	
MR. MOHAMED A. GUYO	ASST. TO SPECIAL ENVOY



COMMON UNDERSTANDING AND POINTS OF DIFFERENCES

DOP 1: The parties reiterate their commitment to the peaceful resolution of the conflict under the auspices of the IGAD Peace Process based on the Declaration of Principles (DOP).

The parties agree that:

1.1 The history and nature of the Sudan conflict demonstrate that a military solution cannot bring lasting peace and stability to the country.

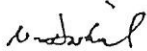
1.2 A peaceful and just political solution must be the common objective of the parties to the conflict.

DOP 2: The parties agree that the right of self-determination of the people of Southern Sudan to determine their future status through a referendum must be affirmed.

The parties agree to the exercise of self-determination of the people of Southern Sudan as of the borders of 01/01/56.

The GOS contend that Abyei is not part of Southern Sudan but the position of Abyei may be discussed.

The GOS does not accept that Southern Kordofan and Southern Blue Nile are part of South Sudan and hence self-determination is not relevant.



With regard to Abyei, the SPLM/A shall respect the will and the wish of the people of Abyei through a referendum whether to be part of Southern Sudan or remain in the North. The Dinka Ngok people and the territory of Abyei shall therefore be administered as part of Southern Sudan.

The SPLM view that the right of self-determination should be affirmed to the people of Southern Kordofan and Southern Blue Nile. However, this case shall be further explored at the commencement of the Transitional Committee.

DOP 3: The parties agree in principle to maintain the unity of the Sudan.

The SPLM/A maintain, however, that the unity is conditioned to the separation of state and religion during the interim period and the outcome of the referendum on the right of self-determination.

The GOS contend that Unity of Sudan is not contingent on the issue of the separation of state and religion and administration, and that these are issues that may be negotiated.

DOP 3.1 The parties agree that the Sudan is a multi-racial, multi-ethnic, multi-religious and multi-cultural society, and affirm their recognition and the need to accommodate these diversities.



DOP 3.2 The parties agree that complete political and social equalities of all peoples of the Sudan shall be guaranteed by law.

DOP 3.3 On the issue of self-administration, the GOS prefers federation whereas SPLM/A prefers confederation.

The SPLM/A is not concerned with labels but rather with the substance and notwithstanding its preference for a confederation, it has no objection to any arrangement during the interim period that guarantees:

- state and religion are separated
- The equitable representation at all the National Institutions of all the entities making up the union.

DOP 3.4 The GOS view is that no legislation shall adversely affect the religious right of any citizen.

On the issue of the source of law, the view of the GOS is that *Sharia*, custom and the consensus of the nation shall be the sources of legislation.

The SPLM/A reiterated its previous position on constitutional separation of state and religion.

In recognition of the multi-religious, multi-racial, multi-cultural and multi-national character of the Sudan, the SPLM/A calls for the separation of state and religion; and therefore no single religion shall be made a state religion or a source of laws. The constitution and the laws must remain secular and all organs and institutions of the state shall be neutral on religion.

DOP 3.5: The parties agree that appropriate and fair sharing of wealth among the various peoples of the Sudan must be realized.

DOP 3.6: The parties agree that human right as internationally recognized, shall form part and parcel of this arrangement.

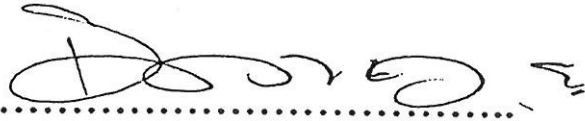
DOP 3.7: The parties agree that the independence of the Judiciary shall be enshrined in the constitution and laws of the Sudan.

- The GOS agreed that the agreement reached shall be enshrined in the constitution.
- The SPLM/A agreed that the understanding that will be reached shall be the basis of the new constitution during the Interim Period.

Jms

SIGNED BY:

SPECIAL ENVOY
IGAD SECRETARIAT
ON PEACE IN SUDAN



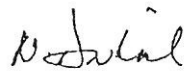
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HEAD OF DELEGATION
GOVERNMENT OF SUDAN



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HEAD OF DELEGATION
SUDANESE PEOPLE'S
LIBERATION MOVEMENT/
ARMY (SPLM/A)



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ON THE 20TH JANUARY, 2000

IGAD SECRETARIAT

1. AMBASSADOR DANIEL R. MBOYA
SPECIAL ENVOY
2. H.E. MR FRANCIS BUTAGIRA
ENVOY - UGANDA
3. H.E. MR. TESHOME TOGA
ENVOY - ETHIOPIA
4. H.E. MR. GHIRMAI GHEBREMARIAM
ENVOY - ERITREA
5. MR. AHMED ISSA GABOBE
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6. MOHAMED S. OMAR
CO-ORDINATING SECRETARY
7. MRS. F.W. KEIRU
RAPPORTEUR
8. MS. LYDIA OBURA
RAPPORTEUR
9. MOHAMED A. GUYO
RAPPORTEUR

LIST OF DELEGATIONS

GOS

1. HON. DR. NAFIE ALI NAFIE
HEAD OF DELEGATION
ADVISOR TO THE PRESIDENCY ON PEACE
2. HON. DR. MUTRIF SIDDIQ ALI
STATE MINISTER FOR PEACE IN THE PRESIDENCY
3. HON. MRS AGNES PONI LUKUDU
FEDERAL MINISTER FOR MANPOWER
4. AMB. MUTHIANG MALUAL MABUR
DIRECTOR FOR PEACE & HUMAN RIGHTS
5. JOSEPH NEWAK
6. KHUDHI ALJMAHADI
7. ABDALLA DENG
8. ABDULRAHMAN IBRAHIM

SPLM/A

1. MR. NHIAL DENG NHIAL
CHAIRMAN – POLITICAL COMMITTEE
3. MR. DENG ALOR KUOL
MEMBER
4. DR. JUSTIN YAAC AROP
MEMBER
5. DR. ELUZAL MOGGA YOKWE
SECRETARY
6. MR. MARTIN OHURO OKERRUK
CO-ORDINATOR/RAPPORTEUR
7. ELIJAH MALOK ALENG