

REPUBLIC OF KENYA

**Resolutions of the Conflict Mitigation
Strategy between Elders from Garissa
(Lagdera Sub-County) and Isiolo (Garbatulla
Sub-County) Counties attended by National
Government Officials together with Building
Bridges Initiative held at
SPORTSMAN'S ARMS HOTEL, NANYUKI**

Dated this 1st April, 2019

1. INTRODUCTION:

This RESOLUTION contains agreement (s) to resolve the inter-community conflict between the Borana and Auliyan of Isiolo and Garissa Counties respectively.

2. ARBITRATING COMMITTEE MEMBERS:

1. Mr. Peter K. Thuku, EBS - Secretary/Peace Building and Disaster Reponse, State Department of Interior
2. Mr. Joseph Kaguthi,EBS - Former Provincial Commissioner
3. Mr. James Matundura,HSC - Building Bridges Initiative
4. Bishop (rtd.) Peter Njenga - Building Bridges Initiative
5. Major (rtd) John Seii - Building Bridges Initiative
6. Mr. Philip Koima - Deputy County Commissioner, Lagdera Sub-County GARISSA State Department of Interior
7. Mr. Victor Kamonde - Deputy County Commissioner, Garbatulla Sub-County ISIOLO State Department of Interior

3. MANDATE OF THE ARBITRATING COMMITTEE

The Committee was mandated to:-

- (a) Receive the Acceptance of both warring communities to arbitrate between them and receive a commitment signed by the representing elders to that effect.
- (b) Arbitrate between the Borana and Auliyan Communities.
- (c) Draw a written Resolution based on the agreements arising, have it signed by the representatives of the two communities (Borana and Auliyan, share it with respective Regional Commissioners, County Commissioners, County Governments, Members of Parliament and other stakeholders.
- (d) Constitute an Interim Implementation Committee to oversee return of sustainable peace in affected areas.

4. PRE-FORUM INTER-COMMUNITY AGREEMENTS:

- (a) Acceptance of peace to end the current impasse, ethnic tensions, and use dialogue including ADR mechanisms to end the conflict.
- (b) Each of the two communities to nominate 10 elders each to represent them in the meeting.

5. AGENDA OF THE FORUM

- (a) Address cessation of hostilities and further loss of lives including destruction of property.

6. KEY RESOLUTIONS

The Elders condoled with the families for the loss of lives in the recent skirmishes. They also promised to embrace peace and ensure there is no further theft of livestock and destruction of property.

The Nanyuki Peace Agreement Between the Auliyan of Garissa County and Borana of Isiolo County of 22nd September, 2016 held in NANYUKI was not implemented on the following resolutions and **should be implemented immediately:-**

1.1 *On Political Incitements:*

- Politicians and leaders to desist from inciting their respective communities and issuing threats whenever they feel aggrieved.
- The National Government will take appropriate legal action against inciters

1.2 *On Boundary Disputes:*

- Respective Regional Commissioners from both North Eastern and Eastern regions to address the matter immediately within 3 weeks from the date of this agreement by identifying the beacons of the common boundary.
- No further developments on disputed areas until a resolution are finally reached.

1.3 *On Pasture and Water Sharing:*

- Migrating communities to liaise continuously with host communities in regard to modalities for pasture and water sharing before moving in with their animals.
- The communities in search of pasture and water should declare arms in their possession and they will rightfully use them to protect their livestock.

1.4 *On Disarmament:*

- Disarmament/registration exercise on illicit arms held by local communities to continue.
- National Police Reservists to be recruited trained and issued with firearms.

1.5 On Illegal Settlement:

- The Regional Coordinators from both North Eastern and Eastern regions to create a special committee comprising of elders, religious leaders, chiefs, national government officials, political leaders from both counties to look into the issue of illegal settlements as stipulated in 1.2

1.6 On Attacks and Retaliatory Attacks and Compensation:

- Existing tradition dispute resolution mechanisms like the Modogashe Declaration 2011 be reviewed and enforced when addressing compensation of loss of lives, stolen livestock and destruction of property.
- The National Government to equally take action against culprits involved.
- Leaders from both communities to engage in inter-communal dialogues to reduce existing tensions and avert further attacks and counter-attacks.
- Security agencies to act on Early Warning information given by the community and the political leaders to make follow-ups/implement recommendations made thereof.
- Due diligence to be done while creating new administrative units.

There is need to engage with the final decision making organs of the warring communities **Hayu** (Borana) and **Ugasi** (Auliyan) on review and follow-up on implementation of Nanyuki I and II Declarations. This should include input from National and County Governments security officers, peace committees, elders, politicians and other stakeholders on undertaking of PBCM/CPRM initiatives earlier agreed upon.

(a) Compensation:

Both communities to expedite compensation of lives lost during the conflict.

(b) Return of Stolen Livestock:

Both communities to expedite return of stolen livestock to their respectful owners.

(c) Adherence to Customary Laws/ADR Mechanisms on Pasture Management and Access to Water Points:

Both communities to respect and adhere to customary laws and/or ADR mechanisms (**Dhetha System**) on pasture management.

(d) Embracing of Environmental Conservation:

Both communities to commit to embracing environmental conservation given the diminishing natural resources and adverse weather conditions.

(e) Apprehension of Individuals Engaging in Criminal Activities:

Relevant authorities to expedite apprehension of individuals engaging in criminal activities and ensure their prosecution.

(f) Facilitation of Peace Committees and Elders:

Mechanisms be put in place to facilitate/support peace committees and elders in undertaking of quarterly (1/4) PBCM/CPMR initiatives at the grassroots levels. This will go a long way in reducing the current tensions and avert future attacks and retaliatory attacks.

(g) Engagement with Political Leadership:

There is need for reaching out to politicians on subsequent and future peace initiatives. This also includes addressing issues touching on incitement and funding of violence, forcible displacement of persons for political mileage and creating further tensions and ethnic animosity.

(h) Quarterly joint Meetings/Barazas and Peace Caravans:

Both national and county government officials including security officers from affected areas to participate in quarterly joint meetings/barazas and peace caravans targeting the two communities – Borana and Auliyan in Lagdera and Garbatulla sub-counties.

(i) Resettlement of Displaced Persons:

Concerted efforts be made to facilitate persons displaced by the conflict.

(j) Insecurity:

Highway banditry, proliferation of illicit arms are of a concern and there is need for security to be beefed up in affected areas in Lagdera and Garbatulla sub-counties.

Chiefs and Assistant Chiefs to be proactive in sharing of early information on threats to peace and security for rapid response by relevant authorities.

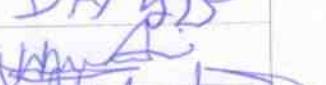
(k) Communication amongst Elders:

Elders to enhance information sharing and communication amongst themselves on issues regarding peace and security regularly. They should ensure they have telephone contacts including those of their respective Chiefs and Assistant Chiefs.

Finally, all present at this forum commit ourselves to reach out to all actors in the implementation of this Conflict Mitigation Strategy as contained herein.

Witnessed by:

REPRESENTATIVE ELDERS FROM LAGDERA SUB-COUNTY, GARISSA

No.	Name	ID NO.	Signature
1.	DAGANE FAIR HAJI	8923765	
2.	DAYIB BASHIR ABDI	0032106	DA YIB
3.	IBRAHIM HASAN ALI	0189236	
4.	MOHAMED OMAR MAALIM	0012335	
5.	RASHID GARAOYE BASHIR	9489478	
6.	JELLE ABDI HASSAN	33084742	
7.	MOHAMED AHMED OMAR	0192188	
8.	MOHAMED SANBUL HASAN	22646720	
10	SIYAD Nur Issac	0187086	

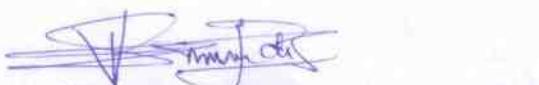
Mr.  Aliyan Koima

DEPUTY COUNTY COMMISSIONER, LAGDERA SUB-COUNTY

REPRESENTATIVE ELDERS FROM GARBATULLA SUB-COUNTY, ISOLO

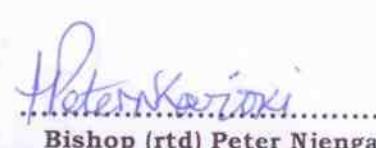
No.	Name	ID NO.	Signature
1.	Roba Galalo	0078750	

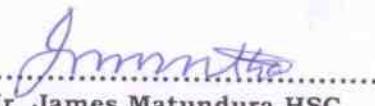
2.	Mohamed Abduna Gedde	0077546	Abdu
3.	Hassan ABDI	0009855	Hassan
4.	Mohamed madera	0365876	Madera
5.	MUHAMMAD SHEIKH	16064773	Muhammad
6.	Hassan Dibbs	0079370	Dibbs
7.	BONU JASO	3335630	Bonu
8.	MARIAM HOKA	22159243	Mariam
9.	SOMO ROBA	0006770	Somo
10.	Suleiman Osman	24006813	Osman

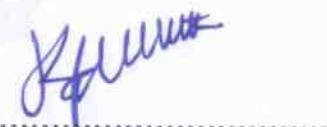


Mr. Victor Kamonde
DEPUTY COUNTY COMMISSIONER, GARBATULLA SUB-COUNTY, ISILOO


Major (rtd.) John Seii
BUILDING BRIDGES INITIATIVE


Bishop (rtd) Peter Njenga
BUILDING BRIDGES INITIATIVE


Mr. James Matundura, HSC
BUILDING BRIDGES INITIATIVE


Mr. Joseph Kaguthi, EBS
FORMER PROVINCIAL COMMISSIONER


Mr. P. K. Thuku, EBS
SECRETARY, PEACEBUILDING AND DISASTER RESPONSE

Dated 1st April, 2019 at SPORTSMAN'S ARMS HOTEL, NANYUKI