

AGREEMENT

FOR MANAGEMENT OF THE INTERIM

PHASE

BETIT-SALAM

JUNE 16 2010

We, the President of the Union of the Comoros and the Governors of the autonomous islands of Ngazidja, Mohéli and Anjouan,

- Encouraged by the will to spare no effort to promote and consolidate the process of national reconciliation, in order to tackle decisively the problems of socio-economic development in the Comoros;
- Conscious of the need to continue to work for greater stability and national unity;
- Mindful of the need to work in harmony to implement the constitutional reforms following the referendum of May 17, 2009;
- Following the peace missions to Comoros of the African Union Commissioner for Peace and Security, Ambassador Ramtane Lamamra, on April 8 and 10, and June 3 and 5, 2010;
- Expressing our appreciation to the international community, acting under the coordination of the African Union, consisting of Libya, South Africa, China, France/European Union (EU), the League of Arab States (LEA), the International Organisation of La Francophonie (Organisation Internationale de la Francophonie, OIF), and the UN System, for its support for the inter-Comorian dialogue;

Decide as follows:

I. Dates of elections and investitures:

I.I In accordance with the timetable set out in the annex which forms an integral part of this Agreement, the primary elections in Mohéli for the President of the Union of Comoros and the first round of the election for the Governors of the autonomous islands, will take place on November 7, 2010;

I.II The election of the President of the Union of the Comoros and the second round of the election for the Governors of the autonomous islands will take place on December 26, throughout the national territory;

I.III The investiture of the Governors of the islands will take place three (3) days before that of the President of the Union, given that their mandates will start from the day of investiture of the President of the Union;

I.IV The investiture of the new President of the Union of the Comoros will take place in the Palace of Beit-Slam in Moroni. It will be subject to an agreement between the outgoing President and the new elected President and will take place on a date between the official announcement of the final results of the general elections and May 26, 2011.

II. Mechanisms for implementation and guarantees:

II.I In implementing judgement no 10-05/CC of May 8, 2010 of the Constitutional Court, the formation of the Government by the President of the Union foreseen in this judgement, will take place according to the following provisions:

II.I.I To ensure inclusive and transparent management of the interim phase, the appointment by each island chief executive of a qualified person to participate in the Government, in a mission and/or function to be determined by the President of the Union;

II.I.II Nomination of a person appointed by Mohéli as Minister of State in charge of elections;

II.III A law to be drafted to revise the Electoral Code based on the timetable presented in the annex;

II.IV A law to be drafted on indemnities, privileges and protocols which will apply to Presidents of the Union, the Constitutional Court, the Union Assembly and Governors of the autonomous islands when their mandates expire;

II.V The establishment of a new Independent National Electoral Commission (Commission Electorale Nationale Indépendante, CENI) with all the means necessary to organise elections according to the timetable determined in this dialogue;

II.VI The establishment of a monitoring committee, made up of two (2) representatives of the Union, two (2) representatives per autonomous island, and of members of the international community coordinated by the African Union, in order to monitor, supervise and ensure the effective implementation of all decisions arising from the dialogue and strict adherence to the timetable. The committee will also be tasked with tracking and monitoring activities related to the transfer of services;

II.VII The establishment of a calm and harmonious environment in which the free expression and movement of persons throughout the national territory is assured.

We ask, in the national interest, that the deputies of the Union and Advisors of the autonomous islands meet in Congress to validate the dates of the harmonised elections for the President of the Union and the Governors of the islands, foreseen in this Agreement, and that the Union Assembly adopts the draft laws specified in the timetable.

We express our satisfaction with and appreciation of the engagement of our partners in the international community, for their commitment to working to ensure the financing of the elections, and to provide the technical assistance necessary to revise the electoral code and operationalise CENI.

The present agreement will be made public, filed in African Union headquarters and sent to all our partners in the international community.

Signatures

Pour l'Union
S.E.M Ahmed Abdallah Mohamed SAMBI
Président de l'Union des Comores

Pour Ngazidja
S.E.M. Mohamed Abdoulwahabi
Gouverneur de l'île

Pour Anjouan
S.E.M. Moussa Toybou
Gouverneur de l'île

Pour Mohéli
S.E.M. Mohamed Ali Saïd
Gouverneur de l'île

Pour la Communauté internationale
Amb. Francisco Madeira
Envoyé spécial du Président de la Commission de l'Union Africaine

MANAGEMENT OF THE INTERIM PHASE

TIMETABLE FOR HARMONISED ELECTIONS FOR PRESIDENT OF THE UNION AND GOVERNORS OF THE ISLANDS

	ACTIVITIES	PERIOD	RESPONSIBLE
1.	Signature of Agreement for management of the interim phase	June 16 2010	President of the Union and Island Chief Executives
2.	Formation of the Government for the interim phase	June 19, 2010	President of the Union
3.	Request for finance, technical support and election observers sent to the international community	June 20 2010	President of the Union/Minister of Finance/MRE
4.	Monitoring Committee established	June 21 2010	President of the Union and Island Chief Executives + CI
5.	First session of the Monitoring Committee	June 22, 2010	Monitoring Committee
6.	Establishment and swearing in of Committees in charge of elections (CENI-CIEs)	June 25 to July 5 2010	President of the Union + Minister in charge of elections + Island Chief Executives + CENI + Constitutional Court
7.	Budget for election organisation created and sent to partners	July 20 2010	Minister of Finance + Minister in charge of elections + MRE
8.	Validation of dates for harmonised elections	June 25 to July 25, 2010	Congress of Union Deputies and Island Advisors
9.	Revision and adoption of the electoral code	June 25 to July 25, 2010	Government and Union Assembly
10.	Adoption of the corrective Finance Law (Electoral Budget)	June 25 to July 30, 2010	Government and Union Assembly

11.	Adoption of the law on indemnities and privileges	Government and Union Assembly	Government and Union Assembly
12.	Revision of electoral lists, collection and analysis of data	July 1 to September 30 2010	CENI + SNAP + SIAP + Data Collection Centre
13.	Electoral body convened	August 24, 2010	President of the Union
14.	Candidates registered	August 25 to September 12 2010	Candidates + political parties + CENI-CIEs
15.	Delivery of candidates' files	September 13 to 14 2010	CENI
16.	Examination of candidates' files	September 15 to 24 2010	Constitutional Court
17.	Submission to the Constitutional Court	September 25 to 29 2010	Candidates and Constitutional Court
18.	Publication of final lists of accepted candidates	September 30 2010	Constitutional Court
19.	Election campaign for primaries and the first round of Governors	October 1 to November 5 2010	CENI + candidates+ civil society + political parties
20.	Polling for primaries and first round of Governors	November 7 2010	CENI + Government + Law + security forces
21.	Announcement of provisional results	November 8 to 9	Minister in charge of elections
22.	Submission to the Constitutional Court	November 10 to 18 2010	Candidates and Constitutional Court
23.	Final results for primaries and first round of Governors	November 19 2010	Constitutional Court
24.	Election campaign for general elections and second round of Governors	November 20 to December 24 2010	CENI + candidates+ civil society + political parties

25.	Polling for general elections and second round of Governors	December 26 2010	CENI + Government + security forces
26.	Announcement of provisional results	December 27 to 28 2010	Minister in charge of elections
27.	Submission to Constitutional Court	December 29 2010 to January 12 2011	Candidates and Constitutional Court
28.	Announcement of final results of general elections	January 13 2011	Constitutional Court
29.	Swearing in – investiture of elected Governors	Three (3) days before investiture of the new elected President	Island Executives/Constitutional Court
30.	Swearing in – investiture of the President of the Union	Subject to an agreement between the outgoing President and the newly elected President in compliance with point I.IV of the Agreement	Government/Constitutional Court