

**Country/entity** Mozambique

**Region** Africa (excl MENA)

**Agreement name** Projecto de Lei de Memorando de Entendimento

**Date** 25 Aug 2014

**Agreement status** Multiparty signed/agreed

**Interim arrangement** Yes

**Agreement/conflict level** Intrastate/intrastate conflict

**Mozambique Civil War (1976 – 1992) and RENAMO Insurgency (2012 – )**

The Mozambique conflict has roots in the independence movement launched by the Mozambique Liberation Front (FRELIMO) (est. 1962) against Portuguese colonization. Despite the insurgency, independence only came a year after a military coup d'état in Lisbon overthrew the longstanding 'Estado Novo' dictatorship. Nonetheless, FRELIMO installed itself as the ruling party and officially became a Marxist-Leninist party in 1977. Fierce fighting broke out in the Cold War context, between the FRELIMO, supported by the Soviet Bloc, and the anti-Communist Mozambique National Resistance (RENAMO) movement, which received funding from neighbouring 'white' regimes in Rhodesia and later on, South Africa. After the death of President Somaro Moises Machel in a plane crash in 1986, the presidency passed to Joaquim Alberto Chissano who encouraged political pluralism, particularly following the collapse of the Soviet Union in 1989. Following the Rome Peace Accords in 1992, FRELIMO won the country's first multi-party election in 1994.

Political tensions began to rise after the 2002 presidential elections, which RENAMO argued were fraudulent. These continued until a low-level outbreak of violence by RENAMO fighters targeting police and economic infrastructure. A new peace accord was signed between RENAMO and FRELIMO in September 2014, but RENAMO's later refusal to accept the terms of the 2014 Presidential election, as well as government difficulties in disarming RENAMO fighters led to a breakdown of the accord in August 2015. Since then, clashes have renewed between the two parties.

Close

Mozambique Civil War (1976 – 1992) and RENAMO Insurgency (2012 – )

**Stage** Implementation/renegotiation

**Conflict nature** Government

**Peace process** Mozambique process - recent

**Parties**

Government of Mozambique and Renamo party:  
MILITARY EXPERTS (signed)

For the government  
Major-General Julio dos Santos Jane (Team Leader)

First-Adjutant Commissary of the Police, Xavier Ernesto Tocoli

Brigadier Tenente Freitas Norte

Adjutant-Commissary of the Police Arsenia Felicidade Felix Massingue

Simiao Pedro Macave, jurist  
For RENAMO:  
Lt. General Ossufo Momad

Colonel Jose Manuel

Major Antonio Muzorewa

Isequiel Meide Gusee, jurist

Maputo, on the eleventh day of August, two thousand and fourteen.

For the government:  
Jose Condugua Antonio Pacheco  
(Minister of Agriculture and Head of Delegation)

Gabriel Serafim Muthisse  
(Minister of Transport and Communications)

Abdurremane Lino de Almeida  
(Vice-minister for Public Offices)

For RENAMO  
Salmone Muhambi Macuiana  
(Deputy in the Assembly of the Republic, President of the Jurisdictional Council and  
Head of RENAMO delegation)

Jeremias Pondeca Munguambe  
(Head of the Department for Rural Administration and Local Government)

Dr. Antonio Eduardo Namburete  
(Head of the Department for External Relations)

Abdul Magid Ibraimo  
(Senior Member)

**Third parties** National observers/mediators:  
Prof. Dr. Lourenco do Rosario (Team Leader)

Right Reverend don Dinis Sengulane

Prof. Dr. father Filipe Couto

Reverend Anastacio Chembeze

Sheik Saide Habibo

**Description** Legislative act giving the legal power to the agreement to include Renamo in the military structures of the Republic of Mozambique, with provisions for a mixed national and international Military Observation Team. The agreement entails the mention of a legislative mechanism for implementing this integration of Renamo, but no details, as those are to be defined in subsequent legislation. The guarantee entails a commitment to resolving disputes of interpretation through dialogue. Amnesty law is mentioned as an aim, but not provided for in detail in this agreement - except that all parties are clear that there is amnesty.

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**Agreement document** [MZ\\_140825\\_Projecto\\_de\\_Lei\\_de\\_Memorando\\_de\\_Entendimento\\_tr.pdf \(opens in new tab\)](#) | [Download PDF](#)

**Agreement document (original language)** [MZ\\_140825\\_Projecto\\_de\\_Lei\\_de\\_Memorando\\_de\\_Entendimento.pdf \(opens in new tab\)](#)

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## Groups

**Children/youth** No specific mention.

**Disabled persons** No specific mention.

**Elderly/age** No specific mention.

**Migrant workers** No specific mention.

**Racial/ethnic/  
national group** No specific mention.

**Religious groups** No specific mention.

**Indigenous people** No specific mention.

**Other groups** No specific mention.

**Refugees/displaced persons** No specific mention.

**Social class** No specific mention.

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## **Gender**

**Women, girls and gender** No specific mention.

**Men and boys** No specific mention.

**LGBTI** No specific mention.

**Family** No specific mention.

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## **State definition**

**Nature of state (general)** No specific mention.

**State configuration** No specific mention.

**Self determination** No specific mention.

**Referendum** No specific mention.

**State symbols** No specific mention.

**Independence/secession** No specific mention.

**Accession/unification** No specific mention.

**Border delimitation** No specific mention.

**Cross-border provision** No specific mention.

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## **Governance**

**Political institutions (new or reformed)** No specific mention.

**Elections** No specific mention.

**Electoral commission** No specific mention.

**Political parties reform** No specific mention.

**Civil society** No specific mention.

**Traditional/religious leaders** No specific mention.

**Public administration** No specific mention.

**Constitution** No specific mention.

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## **Power sharing**

**Political power sharing** No specific mention.

**Territorial power sharing** No specific mention.

**Economic power sharing** No specific mention.

**Military power sharing** Power sharing→Military power sharing→Merger of forces  
Summary: The whole agreement deals with the Renamo forces, maintaining the ceasefire, and the Renamo integration in Mozambique's military.

Page 2, section h):  
h) For the operational effects of the questions related to previous paragraphs, the groups of military experts from both sides will have to introduce a document to the plenary. In this document, there will also be questions about the integration of the current residual forces from Renamo to the Armed Forces for the Defence of Mozambique and the Police of the Republic of Mozambique and the consequent development of framework for the security of Renamo.

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## **Human rights and equality**

**Human rights/RoL general** No specific mention.

**Bill of rights/similar** No specific mention.

**Treaty incorporation** No specific mention.

**Civil and political rights** No specific mention.

**Socio-economic rights** No specific mention.

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## **Rights related issues**

**Citizenship** No specific mention.

**Democracy** No specific mention.

**Detention procedures** No specific mention.

**Media and communication** No specific mention.

**Mobility/access** No specific mention.

**Protection measures** No specific mention.

**Other** No specific mention.

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## **Rights institutions**

**NHRI** No specific mention.

**Regional or international human rights institutions** No specific mention.

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## **Justice sector reform**

**Criminal justice and emergency law** No specific mention.

**State of emergency provisions** No specific mention.

**Judiciary and courts** No specific mention.

**Prisons and detention** No specific mention.

**Traditional Laws** No specific mention.

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## **Socio-economic reconstruction**

**Development or socio-economic reconstruction** No specific mention.

**National economic plan** No specific mention.

**Natural resources** No specific mention.

**International funds** No specific mention.

**Business** No specific mention.

**Taxation** No specific mention.

**Banks** No specific mention.

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## **Land, property and environment**

**Land reform/rights** No specific mention.

**Pastoralist/nomadism rights** No specific mention.

**Cultural heritage** No specific mention.

**Environment** No specific mention.

**Water or riparian rights or access** No specific mention.

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**Security sector**

**Security Guarantees** No specific mention.

**Ceasefire** No specific mention.

**Police** Page 2, section e)  
e) The organic structure of the Armed Forces for the Defence of Mozambique and the Police of the Republic of Mozambique may be altered, after consideration of the National Council of Defence and Security, according to the law;

**Armed forces** Most of the text of the agreements concerns armed forces. Particularly, see Pages 1 and 2: Both sides reaffirm the constitutional, legal principles and also those from Security and Defence Policy, as well as the principles of dialogue, collaboration and consultation that follows:  
a) Defence and Security Forces shall be republican, i.e., nonpartisan, serving the Republic of Mozambique with professionalism and respect for the constitutional order which is based on the Rule of Law, democracy and social justice;  
b) No party, political or related force shall use the Defence and Security Forces, save in cases requested by law;  
c) Defence and Security Forces should pledge loyalty to the Constitution of the Republic;  
d) Promoting and guaranteeing the spirit of reconciliation, which includes the immediate cessation of all hostile manifestation, especially the military manifestation, including in the social communication;  
e) The organic structure of the Armed Forces for the Defence of Mozambique and the Police of the Republic of Mozambique may be altered, after consideration of the National Council of Defence and Security, according to the law;

**DDR** Security sector→DDR→Demilitarisation provisions  
Page 2, sections i) and j):  
i) Conclude all the process of integration and development of the framework for the residual forces of Renamo, all military equipment will be delivered to the guard and they will be at the disposal of the Forces of Defence and Security.  
j) With the end of the procedures, the party should not own any sort of armed forced other than the forces allowed by law.

**Intelligence services** No specific mention.

**Parastatal/rebel and opposition group forces** Summary: The whole agreement deals with the Renamo forces, maintaining the ceasefire, and the Renamo integration in Mozambique's military.



**Withdrawal of foreign forces** No specific mention.

**Corruption** No specific mention.

**Crime/organised crime** No specific mention.

**Drugs** No specific mention.

**Terrorism** No specific mention.

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## **Transitional justice**

**Transitional justice general** No specific mention.

**Amnesty/pardon** Transitional justice→Amnesty/pardon→Amnesty/pardon proper  
Page 2:

Both sides also understand that:

f) After the end of military hostilities, no element of any party can be prosecuted on the basis of acts or facts derived from the hostilities or connected situation.

g) For the effects constituted in the paragraph before, the parties agree that it is necessary to approve an amnesty law, in this session of the Assembly of the Republic.

Also, page 3:

e) Once the amnesty based on the understandings reached between the Government of the Republic of Mozambique and Renamo is declared, any posterior act that can be substantiated in a unilateral violation or abandon of the principles agreed, will be processed and punished in the terms of the applicable legislation;

**Courts** No specific mention.

**Mechanism** No specific mention.

**Prisoner release** No specific mention.

**Vetting** No specific mention.

**Victims** No specific mention.

**Missing persons** No specific mention.

<b>Reparations</b>	No specific mention.
<b>Reconciliation</b>	Page 2, section d): d) Promoting and guaranteeing the spirit of reconciliation, which includes the immediate cessation of all hostile manifestation, especially the military manifestation, including in the social communication;

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## **Implementation**

**UN signatory** No specific mention.

**Other international signatory** No specific mention.

**Referendum for agreement** No specific mention.

**International mission/force/ similar** Page 2:  
k) The implementation of these principles shall be followed, monitored and observed by the International Community, through the Military Observation Team on the Cessation of Hostilities (EMOCHM);

Pages 3-8: TERMS OF REFERENCE FOR THE MILITARY OBSERVATION TEAM ON THE CESSATION OF HOSTILITIES – EMOCHM

**Enforcement mechanism** No specific mention.

**Related cases** No specific mention.

**Source** Originally obtained in hard copy, text on file with author.

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