

|                                 |  |
|---------------------------------|--|
| <b>Country/entity</b>           | Colombia   |
| <b>Region</b>                   | Americas   |
| <b>Agreement name</b>           | Acuerdo entre el Gobierno Nacional y el Ejército Popular de Liberación |
| <b>Date</b>                     | 15 Feb 1991  |
| <b>Agreement status</b>         | Multiparty signed/agreed   |
| <b>Interim arrangement</b>      | Yes  |
| <b>Agreement/conflict level</b> | Intrastate/intrastate conflict   |

**Colombian Conflict (1964 - )**

The Colombian conflict is really a set of conflicts and the peace agreements reflect both different processes relating to different conflict groups and dyads, and processes taking place at different times in a complex peace process history. The Colombian civil war has its roots in the late 1940s and the violent infighting between liberal and the conservative factions. Emerging from the liberal tradition with a thorough grounding in nationalist communist ideology, the Revolutionary Armed Forces of Colombia—People's Army (FARC) began its armed insurrection against the Colombian government in 1964. Other left-wing guerrillas emerged as well, most notably the socialist/populist M-19, which would later be integrated into the formal political system in the peace process of 1990s; the National Liberation Army (ELN), which has strong roots in liberation theology, and the Maoist Ejército Popular de Liberación (EPL) (also part of the 1990 process, less successfully). Several stages of peace processes were undertaken by the various sides, which were further complicated by the emergence of right-wing paramilitary 'self-defence' forces. The peace agreement between the Colombian government under President Uribe and the main alliance of the paramilitary groups, the United Self-Defence Forces of Colombia (AUC), concluded in 2005 and is still heavily disputed as several remnants are still active, but now subsumed under the heading 'Bacrim' (Bandas criminales). In addition, FARC and ELN maintain a military presence, but both demonstrate a strong interest in completing successful peace negotiations with the government, with the most recent agreements being between FARC and the Government.

Close  
Colombian Conflict (1964 - )

|                        |                                 |
|------------------------|---------------------------------|
| <b>Stage</b>           | Framework/substantive - partial |
| <b>Conflict nature</b> | Government                      |
| <b>Peace process</b>   | Colombia I - Gaviria            |

**Parties**

Por el Gobierno Nacional:  
 JESÚS ANTONIO BEJARANO AVILA Consejero Presidencia, CARLOS EDUARDO JARAMILLO Asesor de la Consejería TOMAS CONCHA Asesor de la Consejería ALVARO HERNANDEZ Asesor de la Consejería  
 GABRIEL RESTREPO FORERO Asesor de la Consejería GONZALO DE FRANCISCO Asesor de la Consejería

Por el EPL:  
 JAIME FAJARDO Comisión Negociadora ANÍBAL PALACIO Comisión Negociadora  
 FERNANDO PINEDA Comisión Negociadora  
 BERNARDO GUTJÉRREZ Comisión Negociadora JAIRO MORALES Comisión Negociadora  
 MARCOS JARA Comisión Negociadora

**Third parties** -

**Description**

This agreement includes an amnesty for all EPL combatants in return for their reinsertion into civil society. An objective of the agreement is to address the causes of the conflict, to include communities in future decision making and implementation to consolidate the conditions for peace, to this effect a commission is created ‘Comisión de Superación de la Violencia’, fora for discussion will be established regionally, the commission will include people of moral respect. The government will consider the findings and recommendations of the commission, and work on improving the mechanism for popular participation. Regional planning in the zones in which EPL was active. The Government guarantees the EPL the possibility to form a political party, after decommissioning and with the necessary forms. It reaffirms the negotiation process and reinsertion plans. They agree to meet again and evaluate the process, because intervening in the peace process/transition is better than in violent conflict. They agree it is a phased process: transition, reunion, inspection, evaluation (transición, reencuentro, seguimiento, evaluación). The document details the reunion, inspection and evaluation phases. It addresses the camps and programmes within, as well as the ex-combatants’ health guarantees.

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**Agreement document** [CO\\_910215\\_ACUERDO ENTRE EL GOBIERNO NACIONAL Y EL EJÉRCITO - tr.pdf \(opens in new tab\) | Download PDF](#)

**Agreement document (original language)** [CO\\_910215\\_ACUERDO ENTRE EL GOBIERNO NACIONAL Y EL EJÉRCITO.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.

|  |                      |
|--|----------------------|
| <b>Migrant workers</b>                   | No specific mention. |
| <b>Racial/ethnic/<br/>national group</b> | No specific mention. |
| <b>Religious groups</b>                  | No specific mention. |
| <b>Indigenous people</b>                 | No specific mention. |
| <b>Other groups</b>                      | No specific mention. |
| <b>Refugees/displaced<br/>persons</b>    | No specific mention. |
| <b>Social class</b>                      | No specific mention. |

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#### **Gender**

|                                    |                      |
|------------------------------------|----------------------|
| <b>Women, girls and<br/>gender</b> | No specific mention. |
| <b>Men and boys</b>                | No specific mention. |
| <b>LGBTI</b>                       | No specific mention. |
| <b>Family</b>                      | No specific mention. |

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#### **State definition**

|                                      |                      |
|--------------------------------------|----------------------|
| <b>Nature of state<br/>(general)</b> | No specific mention. |
| <b>State configuration</b>           | No specific mention. |
| <b>Self determination</b>            | No specific mention. |
| <b>Referendum</b>                    | No specific mention. |
| <b>State symbols</b>                 | No specific mention. |
| <b>Independence/<br/>secession</b>   | 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** Governance→Political parties reform→Rebels transitioning to political parties  
Page 3, Political Guarantees and Promotion of the Peace Process,  
To facilitate the emergence of the political project arising from EPL, the council  
undertakes to make arrangements with the corresponding authorities for the registration  
and legal constitution of its party, subject to provision of the necessary documentation  
by the interested parties. These arrangements may only be initiated following the  
surrender of arms.

## Civil society

Page 2, Human Rights and Factors of Violence,

One of the fundamental purposes of this agreement is to affect factors of violence that have been present in the zone where EPL has a presence, seeking to include community participation in designing and implementing solutions to effectively consolidate conditions of peace.

Both parties have agreed to establish a commission to overcome violence for this purpose. The commission will comprise five figures of recognised suitability and moral standing to ensure effective treatment of the issue. Regional fora with broad community participation will be held to overcome violence, strategies will be defined to eradicate the phenomenon and a report will be submitted to the government with general political recommendations and specific cases to be addressed.

[...]

Page 3, Regional Plans,

We agree to develop regional plans in areas of influence where EPL has had a presence.

The plans will provide foundations for the socio-economic development of regions, involve the participation of authorities at all levels, stimulate the participation of private enterprise and community organisations, and invite contributions from NGOs and academic organisations.

In each beneficiary municipality, the community will decide the projects and works to be carried out. For municipalities covered by the National Restoration Plan (Plan Nacional de Rehabilitación, PNR), extraordinary sessions of the restoration councils will be held with the joint participation of EPL and the government representative to explain the scope of the proposal. For municipalities not covered by the PNR, municipal peace councils will be created as mechanisms to allow community participation. The councils will be chaired by the municipal mayor and a representative from the restoration council and will include the participation of EPL, who will explain the scope of the proposals together with a government representative.

Page 4-5, Reinsertion Plan,

[...]

To ensure both the communication of the peace process with EPL and the civil and productive reinsertion projects for its forces have the necessary public backing from civil and business organisations and to ensure the tasks to be undertaken for these purposes are supported by the sectional governments, the council will promote the official creation of operational committees for the promotion of the peace process via the sectional government where the EPL camps are located. These committees will include an official from the respective sectional government, the mayor or representative, an official from the PNR and a member of EPL. The committees will be responsible for the initiative for public communication of and participation in the peace process.

[...]

The government and EPL will begin the transition phase in the camps with the participation of government, non-governmental and private bodies and the organisation that is being demobilised. The transition will run for six months following life in camps and entail the development of formal education, technical-professional training and business consultancy, public participation, public communication, culture and leisure activities. When the camps are wound up, the government will authorise a subsistence payment for veterans. The funds will be managed and distributed by the foundations legally constituted for the purposes of this peace process. It will also provide integrated health insurance, contracted from a specialised body.

[...]

**Traditional/  
religious leaders**

No specific mention.

**Public  
administration**

No specific mention.

**Constitution**

Governance→Constitution→Constitutional reform/making  
Page 1,

NATIONAL CONSTITUTIONAL ASSEMBLY

We recognise the sovereignty of the National Constitutional Assembly and the existence of the parties' initiatives to present proposals to it.

The aim of the political solution to the armed conflict represents a significant contribution to the National Constitutional Assembly, now recognised as the setting for achieving peace. The country acknowledges the contribution of the negotiations with the Popular Liberation Army (Ejército Popular de Liberación, EPL), the Revolutionary Workers' Party (Partido Revolucionario de los Trabajadores, PRT) and the Quintin Lame Armed Movement (Movimiento Armado Quintín Lame, MAQL) to steps toward this institutional reform process and the ability of the process to contribute to the climate of political expansion that lays the foundations for the effective ceasefire and recognition of the verdict of the people in the elections held on 9 December 1990.

Page 3, Political Guarantees and Promotion of the Political Process,  
[...]

The council undertakes to arrange a joint meeting with the Ministry of the Interior, the group leaders of the National Constitutional Assembly and the EPL negotiating commission to allow the organisation to present its constitutional reform project to the constituent parties.

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## **Power sharing**

### **Political power sharing**

Power sharing→Political power sharing→Other  
Sub-state level  
REGIONAL PLANS

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### **Territorial power sharing**

No specific mention.

### **Economic power sharing**

No specific mention.

### **Military power sharing**

No specific mention.

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## **Human rights and equality**

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

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

**Treaty incorporation** Page 2, Human Rights and Factors of Violence, [...]  
The national government undertakes to consider and address the recommendations that are made and the agreed actions, strengthen mechanisms to improve control and civil commitment in the handling of public order, ensure the viability of political, legal and administrative measures for the eradication of paramilitary activity, establish a general programme to reopen cases of those affected by acts of violence and favour the application of international humanitarian law by establishing expedited mechanisms to ensure its observation and compliance.

**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** Page 4-5, Reinsertion Plan,  
The insertion of EPL in the country's political, economic and social life is an act of reconciliation that forms part of a political project designed to promote democratic coexistence and a fairer and more equal society. The government and EPL agree the process should build support for coexistence and the expansion of democracy.  
[...]

**Detention procedures** No specific mention.



**Media and communication**

Rights related issues→Media and communication→Media roles  
Page 3, Political Guarantees and Promotion of the Political Process,  
[...]

The government undertakes to promote the negotiation process and progress in the disarmament and reinsertion work, facilitate the coverage of information, make arrangements with the respective mayors to authorise the opening of Houses of Peace (Casas de la Paz) and develop a security plan with the institutional measures and resources agreed in each individual case.  
[...]

Page 4-5, Reinsertion Plan,  
[...]

To ensure both the communication of the peace process with EPL and the civil and productive reinsertion projects for its forces have the necessary public backing from civil and business organisations and to ensure the tasks to be undertaken for these purposes are supported by the sectional governments, the council will promote the official creation of operational committees for the promotion of the peace process via the sectional government where the EPL camps are located. These committees will include an official from the respective sectional government, the mayor or representative, an official from the PNR and a member of EPL. The committees will be responsible for the initiative for public communication of and participation in the peace process.  
[...]

**Mobility/access**

No specific mention.

**Protection measures**

No specific mention.

**Other**

No specific mention.

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**Rights institutions**

**NHRI**

Rights institutions→NHRI→New or fundamentally revised NHRI  
Page 2, Human Rights and Factors of Violence,  
[...]

Both parties have agreed to establish a commission to overcome violence for this purpose. The commission will comprise five figures of recognised suitability and moral standing to ensure effective treatment of the issue. Regional fora with broad community participation will be held to overcome violence, strategies will be defined to eradicate the phenomenon and a report will be submitted to the government with general political recommendations and specific cases to be addressed.  
[...]

**Regional or international human rights institutions**

No specific mention.

## Justice sector reform

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

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

**Judiciary and courts** Data not yet entered.

**Prisons and detention** No specific mention.

**Traditional Laws** No specific mention.

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## Socio-economic reconstruction

**Development or socio-economic reconstruction** Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development  
Page 3, Regional Plans,  
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**National economic plan** No specific mention.

**Natural resources** No specific mention.

**International funds** No specific mention.

**Business**

Page 4-5, Reinsertion Plan,

[...]

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[...]

**Taxation**

No specific mention.

**Banks**

No specific mention.

## Land, property and environment

**Land reform/rights** Land, property and environment→Land reform/rights→Land reform and management  
Page 4-5, Reinsertion Plan,  
[...]  
In the reinsertion phase, beneficiary veterans will begin productive projects, with technical assistance and soft loans for agroindustry projects. Land will be made available through the current agrarian reform programme. Higher education studies will be started or continued by the interested parties through a credit fund with ICETEX to cover fees and maintenance. Finally, the government will make arrangements for work placements in the public and private sector.  
[...]

**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** No specific mention.

**Armed forces** No specific mention.

## DDR

Security sector→DDR→DDR programmes

Page 1, National Constitutional Assembly,

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Page 1-2, International Monitoring,

The agreed international monitoring commission will oversee, supervise and judge compliance with the agreements and commitments made by the parties in the definitive agreement. The parties will make arrangements for the permanent appointment of the monitoring commissions under the agreed terms and for the duration required for their mission. This will entail verification of the full and definitive disarmament of EPL forces, compliance with the civil reinsertion tasks by the guerrilla organisation and the political guarantees provided to EPL, and the implementation of the development plans to which the national government committed in the final agreement for the demobilisation of EPL.

Page 2, Amnesty

As a result of the peace negotiation process and the concomitant surrender of arms, the decision of the EPL forces to re-join civil life and their full participation in national democracy, the national government issued Decree 213, 22 January 1991, on the termination of punishments and criminal proceedings for all EPL armed forces based on projects the bilateral commission was able to hear and debate.

Page 2, Human Rights and Factors of Violence,

One of the fundamental purposes of this agreement is to affect factors of violence that have been present in the zone where EPL has a presence, seeking to include community participation in designing and implementing solutions to effectively consolidate conditions of peace.

[...]

Page 3, Regional Plans,

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**Intelligence services**

No specific mention.

**Parastatal/rebel  
and opposition  
group forces**

Page 1, National Constitutional Assembly,

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Page 3, Political Guarantees and Promotion of the Political Process,

To facilitate the emergence of the political project arising from EPL, the council undertakes to make arrangements with the corresponding authorities for the registration and legal constitution of its party, subject to provision of the necessary documentation by the interested parties. These arrangements may only be initiated following the

**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, Amnesty,  
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**Courts** No specific mention.

**Mechanism** No specific mention.

**Prisoner release** No specific mention.

**Vetting** No specific mention.

**Victims** Page 2, Human Rights and Factors of Violence,  
[...]  
The national government undertakes to consider and address the recommendations that are made and the agreed actions, strengthen mechanisms to improve control and civil commitment in the handling of public order, ensure the viability of political, legal and administrative measures for the eradication of paramilitary activity, establish a general programme to reopen cases of those affected by acts of violence and favour the application of international humanitarian law by establishing expedited mechanisms to ensure its observation and compliance.

**Missing persons** No specific mention.



**Reparations** No specific mention.

**Reconciliation** No specific mention.

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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 1-2, International Monitoring,  
The agreed international monitoring commission will oversee, supervise and judge compliance with the agreements and commitments made by the parties in the definitive agreement. The parties will make arrangements for the permanent appointment of the monitoring commissions under the agreed terms and for the duration required for their mission. This will entail verification of the full and definitive disarmament of EPL forces, compliance with the civil reinsertion tasks by the guerrilla organisation and the political guarantees provided to EPL, and the implementation of the development plans to which the national government committed in the final agreement for the demobilisation of EPL.

**Enforcement mechanism** Page 1-2, International Monitoring,  
The agreed international monitoring commission will oversee, supervise and judge compliance with the agreements and commitments made by the parties in the definitive agreement. The parties will make arrangements for the permanent appointment of the monitoring commissions under the agreed terms and for the duration required for their mission. This will entail verification of the full and definitive disarmament of EPL forces, compliance with the civil reinsertion tasks by the guerrilla organisation and the political guarantees provided to EPL, and the implementation of the development plans to which the national government committed in the final agreement for the demobilisation of EPL.

**Related cases** No specific mention.

**Source** Acuerdos con el EPL, MAQL y CRS, Diálogos con la CGSB, Biblioteca de la Paz – 1990-1994, Fundación Cultura Democrática, Ed. Álvaro Villarraga Sarmiento, Bogotá D.C., 2009 (book III) p. 166