

Country/entity	Ecuador Peru
Region	Americas
Agreement name	Acuerdo de Bases respecto de la rehabilitación o reconstrucción de la bocatoma y obras conexas del Canal de Zarumilla Grupo de Trabajo sobre el Canal de Zarumilla
Date	26 Oct 1998
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Interstate/interstate conflict

Cenepa War (1995)

This brief conflict was fought between Peru and Ecuador in 1995, over the control of the Canepa valley on Peruvian territory. There had been earlier military confrontations over this area between the two nations, one in 1941 (the Ecuadorian-Peruvian War), resulting in a border treaty later disagreed with by Ecuador, and another brief confrontation in 1981. The war was initiated by Ecuadorian outposts at the Cenepa River that were discovered by a Peruvian patrol. Peru claimed that the existence of these outposts constituted a violation of Peruvian territory and gave Ecuador an ultimatum to withdraw its patrols or they would be dislodged by force. The deadline passed and Peruvian troops were deployed to the area to remove the Ecuadorian posts, followed by a general mobilization by both sides. Heavy air and ground attack were carried out from the end of January until 28 February when a bilateral ceasefire agreement was signed. In March 1995, the Military Observer Mission to Ecuador and Peru came to Canepa, which was later turned into a demilitarized zone, to supervise the separation of forces. Furthermore, both governments negotiated the final demarcation of the border, resulting in the Rio Protocol, signed 26 October 1998.

Close
Cenepa War (1995)

Stage	Implementation/renegotiation
Conflict nature	Territory
Peace process	Ecuador-Peru border dispute peace process
Parties	Ecuador, Peru (no signatories listed)
Third parties	Signatories/witnesses: US, Chile, Argentina, Brazil
Description	Constituent Agmt of Acta Presidencial de Brasilia. Parties agree on joint management of the Canal, establishing a Permanent Binational Commission to that end.

Agreement document [EC_PE_981026_Base_Agreement_with_respect_to_the_rehabilitation_or_reconstruction_Zarumilla_Canal_tr.pdf \(opens in new tab\)](#) | [Download PDF](#)

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.

Gender

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

Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

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 [Summary] Agreement concerns the joint maintenance and facilitation of the Zarumilla Canal which entails cross border provisions.

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.

Power sharing

Political power sharing No specific mention.

Territorial power sharing No specific mention.

Economic power sharing No specific mention.

Military power sharing No specific mention.

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.

Rights related issues

Citizenship No specific mention.

Democracy No specific mention.

Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/access The whole agreement refers to the reconstruction and maintenance of a canal, allowing for mobility in the previously disputed area.

Protection measures No specific mention.

Other No specific mention.

Rights institutions

NHRI No specific mention.

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 No specific mention.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

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.

Land, property and environment

Land reform/rights No specific mention.

Pastoralist/nomadism rights No specific mention.

Cultural heritage No specific mention.

Environment

Page 1, I. THE ZARUMILLA Canal ADMINISTRATION

A. General Concepts

... 6. For ecological reasons, the minimum amount of flow that will run through the Zarumilla river waters to the sea will be 0.4 m³/s under capacity, when this is possible.

Page 2, C. Obligations of Ecuador

Immediate obligations

22. Remove the buildings located at the edge of the Canal and stop any dumping of sewage or salty water from waste tanks.

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D. Joint Obligations

26. Maintain the Canal's path and remove all existing obstacles that will impede the smooth operation of the Canal that may have originated from its settlers' harmful activities and remove all causes of pollution and sand blockages existing on the Canal's path.

... 28. Clean and decontaminate the Canal and its banks.

Water or riparian rights or access

[Summary] The entire agreement concerns water issues.

Security sector

Security No specific mention.

Guarantees

Ceasefire No specific mention.

Police No specific mention.

Armed forces No specific mention.

DDR No specific mention.

Intelligence services No specific mention.

Parastatal/rebel and opposition group forces No specific mention.

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.

Transitional justice

Transitional justice general No specific mention.

Amnesty/pardon No specific mention.

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.

Reparations No specific mention.

Reconciliation No specific mention.

Implementation

UN signatory No specific mention.

Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar

No specific mention.

Enforcement mechanism

A. 4. parties agree permanent Binational Commission to handle management of the canal. II. Repair to the canal to be considered by the Commission for Integration established to agree a joint development plan for the border region.

Related cases

No specific mention.

Source

<http://www4.congreso.gob.pe/comisiones/1999/exteriores/libro1/2avolum/06nota.htm>
