

Country/entity	Nepal
Region	Asia and Pacific
Agreement name	10-Point Commitment made by the Leaders of the Main Political Parties
Date	1 Apr 2008
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/intrastate conflict Nepalese Insurgency (1996 - 2006) Inspired by the Maoist insurgency in Peru in the early 1990s, the Communist Party of Nepal (Maoist) – CPN(M) – declared war on the Nepalese government in February 1996. A key demand was the transformation of Nepal from a monarchy into a ‘People’s Republic’. Following a pronounced Maoist military strategy, the CPN(M) focused their insurgency on the rural areas. They gained significantly in strength and it took heavy international military support to stabilize the Nepalese government in 2002. After public protests escalated in Kathmandu in 2004, the Nepalese King Gyanendra took authoritarian control over the government. In the cities, a strong popular movement for democracy emerged, forcing the government into fast progressing peace negotiations in 2006 that concluded with the signing of a Comprehensive Peace Accord on 21 November 2006. Close Nepalese Insurgency (1996 - 2006)
Stage	Framework/substantive - partial
Conflict nature	Government
Peace process	Nepal peace process
Parties	1 Nepali Congress, President Girija Prasad Koirala, Sd. 2 Nepal Communist Party (UML), General Secretary Madhav Kumar Nepal, Sd. 3 Communist Party of Nepal (Maoist), Chairman Prachanda, Sd.
Third parties	-
Description	An agreement between the Nepali Congress, the Nepal Communist Party (UML), and the Communist Party of Nepal (Maoist) regarding the conduct of the 2008 Constituent Assembly elections.
Agreement document	NP_080401_10PointCommitment.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) Page 1, 1: The Constituent Assembly election is being held on April 10, 2008. This election will usher in historical change in Nepal and will vest sovereignty in the people in the real sense. The election will prove to be a great achievement of the Nepalese people as a campaign to restore sustainable peace as per their aspirations, to institutionalise democracy, to achieve prosperity of the country and to build a new Nepal as an independent, self- respecting, peaceful and prosperous nation. Expressing strong commitment to hold the election in a free, fair and fear-free manner, we appeal to all political parties, electoral candidates, civil society, people of different professions and occupations, and all citizens to make the election a success.

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.

Political**institutions (new or reformed)**

Governance→Political institutions (new or reformed)→General references

Page 1, 2: The foundation of democracy can be strengthened only by respecting and safeguarding the people's right to vote freely. Therefore, expressing the following commitments for a peaceful, fair, free and credible election, we urge all concerned to conduct their activities accordingly.

a) No one shall disturb or obstruct any programmes, including political campaigns organised by any political party or candidate, and shall conduct all programmes in a peaceful manner.

Elections

Page 1, 1: The Constituent Assembly election is being held on April 10, 2008. This election will usher in historical change in Nepal and will vest sovereignty in the people in the real sense. The election will prove to be a great achievement of the Nepalese people as a campaign to restore sustainable peace as per their aspirations, to institutionalise democracy, to achieve prosperity of the country and to build a new Nepal as an independent, self-respecting, peaceful and prosperous nation. Expressing strong commitment to hold the election in a free, fair and fear-free manner, we appeal to all political parties, electoral candidates, civil society, people of different professions and occupations, and all citizens to make the election a success.

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- a) No one shall disturb or obstruct any programmes, including political campaigns organised by any political party or candidate, and shall conduct all programmes in a peaceful manner.
- b) No one shall make any statements that may incite the peaceful environment of election.
- c) No one shall engage in, or cause others to engage in, any acts of threatening, physically assaulting, threatening, or exerting psychological pressure on voters. The p administration shall take action against persons carrying out such activities.
- d) No one shall obstruct any party, candidates or their supporters and well-wishers from campaigning in an area in the pretext it being one's stronghold.
- e) All shall fully abide by, and enforce, the Election Code of Conduct issued by the Election Commission.
- f) No one shall engage in, or engage others in, activities such as carrying and displaying weapons, including sticks, khukuri and spears and spread terror and aggression. The Government shall immediately arrest and take action against anyone involved in such activities.
- g) An all-party apparatus shall be formed at district level to hold the election in an easy, peaceful and smooth manner. Distinguished persons from a cross-section of professions in the district shall also be included in the machinery.
- h) The District Administration Office and the police shall make arrangements for a hotline to collect immediate information about violations of the Code of Conduct and incidents that disrupt the peaceful environment of election, and anyone disrupting the peaceful environment of election shall be arrested immediately and action taken against such persons.
- i) The Government shall expedite its effort to investigate incidents of murder and violence in the course of election and take action against those found guilty.
- j) An effective monitoring committee comprising representatives of civil society shall be constituted at central level to help resolve problems faced in holding the election in a free, fair and fear-free manner. The implementation of all past agreements, including the 23-Point Agreement, shall be stressed.

Electoral commission

Page 1, 2:

- e) All shall fully abide by, and enforce, the Election Code of Conduct issued by the Election Commission.

Political parties reform	No specific mention.
Civil society	Page 1, 1: The Constituent Assembly election is being held on April 10, 2008. This election will usher in historical change in Nepal and will vest sovereignty in the people in the real sense. The election will prove to be a great achievement of the Nepalese people as a campaign to restore sustainable peace as per their aspirations, to institutionalise democracy, to achieve prosperity of the country and to build a new Nepal as an independent, self- respecting, peaceful and prosperous nation. Expressing strong commitment to hold the election in a free, fair and fear-free manner, we appeal to all political parties, electoral candidates, civil society, people of different professions and occupations, and all citizens to make the election a success. Page 1, 2: The foundation of democracy can be strengthened only by respecting and safeguarding the people’s right to vote freely. Therefore, expressing the following commitments for a peaceful, fair, free and credible election, we urge all concerned to conduct their activities accordingly. ...j) An effective monitoring committee comprising representatives of civil society shall be constituted at central level to help resolve problems faced in holding the election in a free, fair and fear-free manner. The implementation of all past agreements, including the 23-Point Agreement, shall be stressed.
Traditional/ religious leaders	No specific mention.
Public administration	No specific mention.
Constitution	Governance→Constitution→Constitutional reform/making Page 1, 1: The Constituent Assembly election is being held on April 10, 2008. This election will usher in historical change in Nepal and will vest sovereignty in the people in the real sense. The election will prove to be a great achievement of the Nepalese people as a campaign to restore sustainable peace as per their aspirations, to institutionalise democracy, to achieve prosperity of the country and to build a new Nepal as an independent, self- respecting, peaceful and prosperous nation. Expressing strong commitment to hold the election in a free, fair and fear-free manner, we appeal to all political parties, electoral candidates, civil society, people of different professions and occupations, and all citizens to make the election a success.

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 Human rights and equality→Civil and political rights→Vote and take part
Page 1, 2: The foundation of democracy can be strengthened only by respecting and safeguarding the people's right to vote freely. Therefore, expressing the following commitments for a peaceful, fair, free and credible election, we urge all concerned to conduct their activities accordingly.

Socio-economic rights No specific mention.

Rights related issues

Citizenship No specific mention.

Democracy Page 1, 1: The Constituent Assembly election is being held on April 10, 2008. This election will usher in historical change in Nepal and will vest sovereignty in the people in the real sense. The election will prove to be a great achievement of the Nepalese people as a campaign to restore sustainable peace as per their aspirations, to institutionalise democracy, to achieve prosperity of the country and to build a new Nepal as an independent, self- respecting, peaceful and prosperous nation. Expressing strong commitment to hold the election in a free, fair and fear-free manner, we appeal to all political parties, electoral candidates, civil society, people of different professions and occupations, and all citizens to make the election a success.

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Detention procedures No specific mention.

Media and communication Rights related issues→Media and communication→Media logistics
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...h) The District Administration Office and the police shall make arrangements for a hotline to collect immediate information about violations of the Code of Conduct and incidents that disrupt the peaceful environment of election, and anyone disrupting the peaceful environment of election shall be arrested immediately and action taken against such persons.

Mobility/access No specific mention.

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 No specific mention.

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

Security sector

**Security
Guarantees** Page 1, 2: The foundation of democracy can be strengthened only by respecting and safeguarding the people's right to vote freely. Therefore, expressing the following commitments for a peaceful, fair, free and credible election, we urge all concerned to conduct their activities accordingly.
...f) No one shall engage in, or engage others in, activities such as carrying and displaying weapons, including sticks, khukuri and spears and spread terror and aggression. The Government shall immediately arrest and take action against anyone involved in such activities.

Ceasefire No specific mention.

Police Page 1, 2: The foundation of democracy can be strengthened only by respecting and safeguarding the people's right to vote freely. Therefore, expressing the following commitments for a peaceful, fair, free and credible election, we urge all concerned to conduct their activities accordingly.
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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	Page 1, 2: The foundation of democracy can be strengthened only by respecting and safeguarding the people's right to vote freely. Therefore, expressing the following commitments for a peaceful, fair, free and credible election, we urge all concerned to conduct their activities accordingly. ...f) No one shall engage in, or engage others in, activities such as carrying and displaying weapons, including sticks, khukuri and spears and spread terror and aggression. The Government shall immediately arrest and take action against anyone involved in such activities.

Transitional justice

Transitional justice general No specific mention.

Amnesty/pardon No specific mention.

Courts Transitional justice→Courts→National courts
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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**

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Related cases

No specific mention.

Source

Asian Study Center for Peace & Conflict Transformation (2011), From Conflict to Peace in Nepal: Peace Agreements 2005-2010.
