

Country/entity Ethiopia
Kenya

Region Africa (excl MENA)

Agreement name Dukana-Dillo-Maikona Declaration

Date 19 Jul 2009

Agreement status Multiparty signed/agreed

Interim arrangement Yes

Agreement/conflict level Intrastate/local conflict

Kenyan Post-Electoral Violence (2007 - 2008)

The conflict emerged as post-election violence. After the incumbent President Kibaki was declared the winner of the Kenyan presidential elections in December 2007, complaints of fraud and a structural disadvantage affecting his competitor Raila Odinga lead to outbreaks of severe ethno-political violence. After the first incidents in the Rift Valley region, mainly directed against the Kikuyu ethnic group – the traditional powerbase of Kibaki – the fighting spread to the cities of Nairobi and Mombasa. After two months, Kibaki and Odinga agreed on a power-sharing agreement that granted Odinga the post as a Prime Minister and ended the violence.

Close
Kenyan Post-Electoral Violence (2007 - 2008)

Stage Framework/substantive - partial

Conflict nature Inter-group

Peace process Kenya Local Agreements

Parties No signature but agreement is between Borana of Kenya and the Gabra people.

Third parties -

Description Agreement between Borana and Gabra relating to access to resources. Also contains agreed penalties that will be incurred for theft of livestock.

Agreement document [KE_090719_Dukana-Dillo-Maikona Declaration.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** No specific mention.

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** Page 1, Untitled Preamble
...
“We propose an elder’s committee. We need a period that will be facilitated by this committee working on peace between these communities until things take off and we have engagement and interaction.”

...

Page 1, Untitled Preamble

...

“We don’t have to run to the government to sort out our issues. We can use our own systems. We can sort out our daily life issues through our own traditional system.”

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 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 Page 1, Untitled Preamble

...

“We have decided that from this meeting on, you Gabra have the right to use all our resources equally. [We will make] an inter-clan committee of Borana and Gabra that will oversee the rules of access to resources.”

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** Page 1, Untitled Preamble
...
“We propose an elder’s committee. We need a period that will be facilitated by this committee working on peace between these communities until things take off and we have engagement and interaction.”

Page 1, Untitled Preamble
...
“Animals from both communities have strayed. We should return these to their owners.”

Page 1, Untitled Preamble
...
“We should be people together, giving each other information – where lost animals are etc – all information”

Cultural heritage No specific mention.

Environment No specific mention.

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

Security sector

**Security
Guarantees** No specific mention.

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	<p>Page 1, The gathering also agreed to adopt the Dillo and Dukana declaration [November 2008] which decrees that:</p> <ol style="list-style-type: none"> 1. If a person is caught with a stolen animal, the fine is four animals per one animal stolen and the culprit has to pay the expense incurred for tracking that animal. 2. If anyone injures another person with intent the penalty is 15 cows. 3. If anyone kills a person, the penalty is 30 cows. 4. If someone is putting out lies and propaganda, inciting people to fight, this is very serious. It is worse than fighting itself. He is fined expenses and five cows. 5. For the man who conceals a culprit or information, both the concealer and the concealed are fined the same. E.g. a man who hides another man who has killed; both are fined 30 cows. <p>In all these cases the culprit also goes to court.</p>
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	<p>Transitional justice→Reparations→Material reparations Page 1,</p> <ol style="list-style-type: none"> 1. If a person is caught with a stolen animal, the fine is four animals per one animal stolen and the culprit has to pay the expense incurred for tracking that animal. 2. If anyone injures another person with intent the penalty is 15 cows. 3. If anyone kills a person, the penalty is 30 cows. 4. If someone is putting out lies and propaganda, inciting people to fight, this is very serious. It is worse than fighting itself. He is fined expenses and five cows. 5. For the man who conceals a culprit or information, both the concealer and the concealed are fined the same. E.g. a man who hides another man who has killed; both are fined 30 cows. <p>In all these cases the culprit also goes to court.</p>
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	No specific mention.
Related cases	No specific mention.
Source	Pastoralist Communication Initiative, (2009) http://www.pastoralists.org/borana-and-gabrapastoralists-agree-to-peace/