Peace Agreement Access Tool PA-X https://test.pax.peaceagreements.org/

Country/entity Papua New Guinea

Bougainville

Region Asia and Pacific

Agreement name Protocol Concerning the Peace Monitoring Group

Date 29 Apr 1998

Agreement status Multiparty signed/agreed

Interim Yes

arrangement

Agreement/conflict Intrastate/intrastate conflict

level

Bougainville Conflict (1987 - 1998)

The conflict on Bougainville, an island under the jurisdiction of Papua New Guinea (PNG), began in 1987 as a dispute over compensation for the use of land by Bougainville Copper Ltd, a an Australian subsidiary. The underlying issue of independence soon emerged and the conflict escalated between the government of PNG and the native islanders, in turn spearheaded by the Bougainville Revolutionary Army (BRA). Until fighting ended in 1998, an estimated 20,000 died in the conflict. Several pre-negotiation agreements culminated in an agreement to a 'permanent and irrevocable' ceasefire, and a framework for normalizing the PNG-Bourgainville relationship, which included elections.

Close

Bougainville Conflict (1987 - 1998)

Stage Pre-negotiation/process

Conflict nature Government/territory

Peace process Bougainville: peace process

Parties FOR THE INDEPENDENT STATE OF PAPUA NEW GUINEA: ROY YAKI;

FOR AUSTRALIA: ALEXANDER DOWNER; FOR FIJI: BERNARDO VUNIBOBO; FOR NEW ZEALAND: DON MCKINNON;

FOR VANUATU: LEO SESE;

Third parties -

Description Agreement with neighbouring states to establish neutral peacekeeping force further to

the terms of the Lincoln Agreement, thereby amending the agreement between the parties of Dec. 5, 1997 establishing a Neutral Truce Monitoring Group for Bougainville.

Agreement PG_980429_Protocol concerning the Peace Monitoring Group.pdf (opens in new tab)

document 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 No specific mention.

persons

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

No specific mention.

(general)

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 No specific mention.

institutions (new or

reformed)

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

No specific mention.

administration

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 No specific mention.

general

Bill of rights/similar No specific mention.

Treaty

No specific mention.

incorporation

Civil and political

No specific mention.

rights

Socio-economic

No specific mention.

rights

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

No specific mention.

measures

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 No specific mention. **emergency law**

State of emergency No specific mention.

provisions

Judiciary and

No specific mention.

courts

Prisons and detention

ı

No specific mention.

Traditional Laws

No specific mention.

Socio-economic reconstruction

Development or

No specific mention.

socio-economic reconstruction

National economic No specific mention.

plan

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/

No specific mention.

nomadism rights

Cultural heritage

No specific mention.

Environment

No specific mention.

Water or riparian

No specific mention.

rights or access

Security sector

Security

Page 1, Untitled Preamble

Guarantees

... TAKING NOTE of the contents of the Lincoln Agreement on Peace, Security and Development on Bougainville, including the commitment to cooperation in achieving and maintaining lasting peace by peaceful means;

Ceasefire

Security sector→Ceasefire →Ceasefire provision

Page 1, Untitled Preamble

... NOTING that the Lincoln Agreement provides for a permanent and irrevocable ceasefire to take effect at 2400 hours on 30 April 1998;

... TAKING NOTE of arrangements for the implementation of the ceasefire;

Page 2, Article 1: Definitions

(2) The following new paragraphs shall be inserted into Article 1 of the Head Agreement:

... (h) shall be inserted to read:

"Ceasefire" is the ceasefire agreed to in the Lincoln Agreement;

Page 3, Article 4: Mandate of the Peace Monitoring Group

(1) Article 5 (Mandate of the Group) of the Head Agreement shall be amended to read as follows:

The Participating States shall establish the Group which shall comprise military and civilian members. The mandate of the Group shall be to:

- (a) monitor and report on the compliance of the parties involved in the Bougainville peace process to all aspects of the ceasefire;
- (b) promote and instil confidence in the peace process through its presence, good offices and interaction with people in Bougainville;
- (c) provide people in Bougainville with information about the ceasefire and other aspects of the peace process;

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 No specific mention.

general

No specific mention. Amnesty/pardon

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 Page 5, Signed:

signatory For Australia: Alexander Downer

> For Fiji: Bernando Vunibobo For New Zealand: Don McKinnon

For Vanuatu: Leo Sese

Referendum for

agreement

No specific mention.

International mission/force/ similar

Page 3, Article 4: Mandate of the Peace Monitoring Group

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The Participating States shall establish the Group which shall comprise military and civilian members. The mandate of the Group shall be to:

- (a) monitor and report on the compliance of the parties involved in the Bougainville peace process to all
- aspects of the ceasefire;
- (b) promote and instil confidence in the peace process through its presence, good offices and interaction with people in Bougainville;
- (c) provide people in Bougainville with information about the ceasefire and other aspects of the peace process;
- (d) provide such assistance in the implementation of the Lincoln Agreement as the parties to the Lincoln Agreement and the Parties to this Protocol may mutually determine and available resources allow; and
- (e) such other measures as may be mutually determined by the parties to the Lincoln Agreement and the Parties to this Protocol which will assist with the democratic resolution of the situation.

Page 3, Article 4: Mandate of the Peace Monitoring Group

(2) The Peace Monitoring Group will cooperate with United Nations observers in respect of the objectives of the Lincoln Agreement, subject to such terms and conditions as may be mutually determined in consultation between the United Nations and the Parties to this Protocol.

Enforcement mechanism

Page 3, Article 3: Peace Process Consultative Committee

Article 2 (Peace Consultative Committee) of the Head Agreement shall be amended to read as follows:

There shall be a Peace Process Consultative Committee, established by the parties to the Lincoln Agreement, which shall receive regular reports from the Commander on the implementation, progress and success of the Lincoln Agreement, including the permanent and irrevocable ceasefire which will take effect in Bougainville at 2400 hours on 30 April 1998. It shall have no direct involvement in command of the Peace Monitoring Group or the deployment decisions made by the Commander.

Page 3, Article 4: Mandate of the Peace Monitoring Group

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The Participating States shall establish the Group which shall comprise military and civilian members. The mandate of the Group shall be to:

(a) monitor and report on the compliance of the parties involved in the Bougainville peace process to all aspects of the ceasefire;

Page 4, Article 8: Entry into force, review and duration of this Protocol

... (3) Noting the agreements reached by the parties to the Lincoln Agreement regarding restoration of civil authority, including civilian peacetime policing and the holding of free and democratic elections to elect a Bougainville Reconciliation Government before the end of 1998, the Parties agree to consult and review the size, composition and role of the Peace Monitoring Group at intervals of three months, or such other intervals as may be agreed, bearing in mind progress towards restoration of civil authority in Bougainville. Participating States will consult the other Parties before altering the size or composition of their respective contributions to the Peace Monitoring Group.

Related cases

Page 1, Untitled Preamble

... TAKING NOTE of the contents of the Lincoln Agreement on Peace, Security and Development on Bougainville, including the commitment to cooperation in achieving and maintaining lasting peace by peaceful means;

NOTING that the Lincoln Agreement provides for a permanent and irrevocable ceasefire to take effect at 2400 hours on 30 April 1998;

NOTING that the Lincoln Agreement provides for restoration of civil authority in Bougainville, including the transition to civilian peacetime policing and the holding of free and democratic elections to elect a Bougainville Reconciliation Government before the end of 1998;

Source

Accord

Australian Treaty Series