

Annex 2: Key Texts

2.1 National Pact

NATIONAL PACT CONCLUDED BETWEEN THE GOVERNMENT OF MALI AND THE UNIFIED MOVEMENTS AND FRONTS OF AZAWAD GIVING EXPRESSION TO THE SPECIAL STATUS OF NORTHERN MALI¹

- The Government of the Republic of Mali and the Unified Movements and Fronts of Azawad, called the two parties within the context of the present Pact,
- Having carried out a deep analysis of the origins of the painful armed conflict in the north of the country, and after having noted all the serious consequences of this situation;
- Desiring to achieve a peaceful, just and final negotiated solution to the painful armed conflict in the 6th, 7th and 8th Regions of Mali called Azawad by the Unified Movements and Fronts of Azawad, a solution taking into account the cultural, geographical and socio-economic diversity existing in the Republic of Mali, and a solution which, at the same time, helps to consolidate national unity and integrity;
- Reaffirming their adherence to the Constitution of the Republic of Mali dated 12th January 1992;
- Underlining the commitments in the Constitution of the Republic of Mali to the Declaration of Human Rights of 10th December 1948 and to the African Charter on Human and People's Rights of 27th June 1981, and the proclamation of its determination defend the rights of women and children as well as the cultural and linguistic diversity of the National Community;
- At the end of their peace negotiations in Algiers, under the mediation of the Democratic and Popular Republic of Algeria named as Mediator in the context of the present document, have decided as follows:

¹ The Pact was signed on 11th April 1992 and published as Decree No 92-121/P-CTSP2, between the Transitional Government of Mali CTSP *Comité de Transition pour le Salut du Peuple* and the MFUA *Mouvements et Fronts unifiés de l'Azawad*.

TITLE I GUIDING PRINCIPLES OF THE PACT

1. The present Pact provides the framework within which a just and final peace is restored in the North of Mali with national reconciliation between all Malians.
2. The content of the present Pact is a solemn commitment and the terms therein are irrevocable, agreed by the two parties and binding all Malians and their institutions. In this regard, the permanence of the statutory dispositions and the execution of the other terms are guaranteed by the State.
3. The terms of the present Pact constitute a whole, the execution of which shall be carried out in accordance with a timetable defined in the Pact itself.
4. The terms of the present Pact are applicable to the North of Mali, called the 6th, 7th and 8th Regions by the Government and Azawad by the Unified Movements and Fronts of Azawad.

The Government of Mali is not opposed to the name "Azawad" for these regions. However it respects the right of the people to decide freely on the name of their local territory. Until the people have been able to exercise this right through their elected local, regional or inter-regional representatives, and confronted from the beginning by the need to install peace in this part of the national territory, the two parties decided on the term: the North of Mali, for use in this Pact,

TITLE II ON THE FINAL CESSATION OF HOSTILITIES AND ON THE SETTLEMENT OF QUESTIONS EMERGING FROM THE SITUATION OF ARMED CONFLICT

5. A permanent cease-fire will come into force at zero hour on the day following the signature of the Pact.
6. Until the provisions of paragraph 7.A (below) can be put into effect, and under the supervision of the Ceasefire Commission², the forces of the two parties commit themselves to forbid any action or movement that might increase tension or lead to any incident.
7. Within sixty days following the signature of the Pact, a programme will be put into effect comprised of the following measures:

² The Ceasefire Commission was known as CCF *Commission de suivi du Cessez-le-Feu*

A - Within the framework of measures for restoring confidence, eliminating factors of insecurity, and the installation of a permanent state of security:

- all the combatants of the Unified Movements and Fronts of Azawad will be integrated into the various uniformed forces of the State, on an individual and voluntary basis and in accordance with criteria for assessing competence,
- special units of the armed forces will be created for one year, composed mainly of integrated combatants from the Unified Movements and Fronts of Azawad,
- an internal security corps will be instituted (Gendarmerie, Goum Guards, Police) composed of all sections of the local populations including integrated combatants from the Unified Movements and Fronts of Azawad, which will be provided to local authorities within their police powers,
- special units of the army will be created, open to all sections of the local populations, whose mission will be limited to the preservation of the integrity and external security of the country's frontiers.

Those dispositions which refer to the integration of all the combatants and members of the Movements and Fronts mentioned above, are contingent upon the return of the latter with their arms. This operation will be carried out in conjunction with the Ceasefire Commission;

The security and physical protection of the re-integrated combatants and members of the Movements and Fronts, as well as that of the repatriated displaced populations, will be entirely guaranteed;

B - In addition, and in the same spirit of restoring confidence, eliminating factors of insecurity and installing an atmosphere of permanent security, there will be a substantial, gradual and appropriate reduction of the armed forces presently in the North, leading to the withdrawal of the majority. This operation will be carried out in accordance with:

- the final ending of hostilities, according to the ceasefire determined in paragraph 5 above,
- the organisation of the security mechanisms and arrangements described in paragraph 7.A above,
- the redefinition of the objectives of the national army charged with future national defence: this implies a broad redeployment programme involving military installations and bases outside the urban areas, pastures and grazing areas as well as the transformation of certain army installations into centres and schools for

military or para-military training, and the use of some redundant barrack facilities as centres for professional training.

8. The ceasefire and the various arrangements described in paragraph 7 above, will come into force under the supervision of the Ceasefire Commission, which will be composed and organised as follows:

A - The Ceasefire Commission will be composed of 10 representatives each from the two parties and the Mediator. Its mandate will be to put in place the arrangements defined in paragraph 7 above;

B - The Ceasefire Commission will replace the Truce Commission. It will take up its functions in Gao within 48 hours after the signing of the Pact. It will organise its work and its decentralised sub-Commissions;

C - For the period of sixty days, while putting into effect the application of the measures described in paragraph 7 above, the Ceasefire Commission will be in permanent session under the Chairmanship of the Mediator and with the permanent participation of its representatives. If need be, this period may be extended until all the above-mentioned measures are fully operational;

D - Beyond this period, the Ceasefire Commission will be in permanent session for one year, with the participation of Representatives of the two parties and under the Chairmanship of each in turn alternating by month, the first Chairmanship falling to the Movements and Fronts;

E - At the end of the first and second trimesters and the second semester following the signing of the Pact, the Ceasefire Commission will meet, each time under the Chairmanship of the Mediator. These special sessions will permit the examination and settlement of any possible dispute linked to its mission, with the final session serving to proclaim the dissolution of the Ceasefire Commission;

F - The costs, expenses and means of the Ceasefire Commission will be provided by the Government of the Republic of Mali, including the payment of individual allowances to representatives of the Movements to the said Commission.

9. A programme for the repatriation of displaced persons will be prepared before signature of the present Pact. The programme will be started within 60 days of the signing of the Pact, which is to say at the end of the execution of arrangements concerning the ceasefire described in paragraph 7 above, which reads as follows:

Within sixty days following the signature of the Pact, a programme will be put into effect comprised of the following measures:

A - Within the framework of measures for restoring confidence, eliminating factors of insecurity, and the installation of a permanent state of security:

- all the combatants of the Unified Movements and Fronts of Azawad will be integrated into the various uniformed forces of the State, on an individual and voluntary basis and in accordance with criteria for assessing competence,
- special units of the armed forces will be created for one year, composed mainly of integrated combatants from the Unified Movements and Fronts of Azawad,
- an internal security corps will be instituted (Gendarmerie, Goum Guards, Police) composed of all sections of the local populations including integrated combatants from the Unified Movements and Fronts of Azawad, which will be provided to local authorities within their police powers,
- special units of the army will be created, open to all sections of the local populations, whose mission will be limited to the preservation of the integrity and external security of the country's frontiers.

B - In addition, and in the same spirit of restoring confidence, eliminating factors of insecurity and installing an atmosphere of permanent security, there will be a substantial, gradual and appropriate reduction of the armed forces presently in the North, leading to the withdrawal of the majority. This operation will be carried out in accordance with:

- the final ending of hostilities, according to the ceasefire determined in paragraph 5 above,
- the organisation of the security mechanisms and arrangements described in paragraph 7.A above,
- the redefinition of the missions of the national army charged with future national defence missions, which implies a broad redeployment programme involving military installations and bases outside the urban areas, pastures and grazing areas as well as the transformation of certain army installations into centres and schools for military or para-military training, and the use of some redundant barrack facilities as centres for professional training.

Every effort will be made to ensure that the repatriation programme will be completed within 60 days after its launch.

10. The repatriation programme will be carried out jointly by the Government and the Movements in collaboration with the authorities of the host countries, together with friendly countries and international humanitarian organisations which will be contacted to this effect.

11. The reinsertion of displaced populations and the assistance to victims of all the consequences of the armed conflict in Northern Mali will give rise to the creation of two Funds:

- a Fund for development and reinsertion, which will support the creation of small and medium-sized industries, and small and medium-sized enterprises, and the insertion of the displaced populations into production systems,
- a Fund for assistance and compensation to civil and military victims of the two parties and their heirs, for all the consequences of the armed conflict. This Fund will compensate as a priority, victims identified by the Independent Commission of Enquiry.

A permanent mechanism will be instituted to assist military victims of the two parties and their heirs.

These two Funds will be created within thirty days of the signature of the present Pact.

12. In accordance with the decision reached between the two parties at the Mopti Conference in December 1991, confirmed in their Algiers meeting of January 1992 and repeated at their meeting in March, the Independent Commission of Enquiry will be set up in Mopti within 15 days after signature of the Pact.

13. In case the two parties should not have been able to agree within the period specified in the previous paragraph, on the full composition of the Independent Commission of Enquiry, the Commission for Supervision of the Pact - whose creation is included in the present document - meeting under the Chairmanship of the Mediator at the end of the first month after the signing of this Pact, will consider the question and will search out ways and means to overcome this difficulty so that the Independent Commission of Enquiry may be able to function within the terms agreed between the two parties and recorded in the paragraph below.

14. The Independent Commission of Enquiry will work according to the arrangements decided by the two parties which are as follows:

MANDATE OF THE COMMISSION:

The Independent Commission of Enquiry will enquire into all the events which have taken place in Mali with relation to the problems of the North, specifically: crimes committed against the civil populations in their physical and moral persons as well as their properties, violations of the environment and destruction of livestock, theft, pillage and every act of vandalism and damage. The Commission will work to define the responsibility for such acts, their consequences, to evaluate the damages and compensations due to victims.

ORGANISATION OF THE COMMISSION:

A - The Commission shall be composed as follows:

- five (5) representatives of the Government of the Republic of Mali,
- five (5) representatives of the Unified Movements and Fronts of Azawad,
- a maximum of seven (7) and a minimum of five (5) independent experts, chosen by common accord by the two parties from the following countries, there being just one expert by nationality: Algeria, Burkina-Faso, France, Libya, Mauritania, Niger, Senegal;

B - the two parties will determine the names of the members of this Commission during their next meeting;

C - the Commission will be Chaired by an independent expert elected by his peers;

D - the Commission will begin its work within three weeks after its installation;

E - the functioning costs of the Commission will be covered by the Government of the Republic of Mali: the latter will also do everything to facilitate the Commission's tasks through its full administrative and material cooperation.

The two parties commit themselves to ensure that the necessary conditions of security are achieved to allow the Commission to function.

FUNCTIONING OF THE COMMISSION

A - the Commission will carry out its mandate independently and impartially;

B - the members of the Commission will be granted immunity. This immunity shall be extended to any person the Commission decides to hear, within the framework of their testimony;

- C - the Commission will take decisions by simple majority, the President's vote serving to determine the majority in case of stalemate;
- D - the Commission will establish its own rules and will organise its own work;
- E - the Commission's conclusions shall be made known within three months after it begins work. If need be, this deadline may be extended by common accord between the two parties, and at the request of the Commission;
- F - the deliberations and the report of the Commission shall be confidential;
- G - the report of the Commission shall be addressed to the President of the Republic of Mali, and copies shall be sent to the Unified Movements and Fronts of Azawad, and to the Mediator.

IMPLEMENTATION OF THE CONCLUSIONS OF THE COMMISSION

- A - the two parties commit themselves to respect the decisions and recommendations of the Commission;
- B - the Malian State commits itself to refer to the appropriate judicial and other authorities for execution, the decisions and recommendations of the Commission, within 45 days of the report being submitted to the President of the Republic of Mali.

TITLE III SPECIAL STATUS OF THE NORTH OF MALI

Recognising the importance of the organisation and management of the affairs of the populations within the framework of the peaceful and permanent settlement of the armed conflict in the North of Mali, the two parties have agreed on a special status for the North of Mali.

In the spirit of the management by the populations of their inter-regional, regional and local affairs, and with a view to bringing them closer to this management, the two parties are agreed on the principle of a new administrative reorganisation of the territory in the North of Mali, and at every level. This new administrative reorganisation shall be proposed by the appropriate local authorities and confirmed by Law.

15. This statute defines and consecrates the competence of local, regional and inter-regional Assemblies.

These elected Assemblies are competent to:

A - organise the urban and rural life of their communities;

B - determine and promote the economic, social and cultural development programme of their choice. Such specific or general programmes, whether local or regional, may cover activities such as agriculture, livestock, water management, urban development, habitat, protection of the ecosystem, industry, transport, communications, health, education, culture, tourism, research and promotion of local languages, handicrafts, improvement and protection of historic sites, the management of land and land tenure and incentives to explore and exploit natural resources;

C - ensure through their elected officials, the control of local and regional policing forces and actions of law enforcement;

D - participate fully and effectively in the maintenance of security in the region, and defend national frontiers which is a patriotic duty;

E - ensure concertation, cooperation, and coordination of actions between representative bodies of the various council areas at every organisational level, on the horizontal as well as vertical planes, and between differing levels of collective organisation at the grassroots right through to the inter-regional level which covers the whole of Northern Mali;

F - organise and animate exchanges and complementary activities between local and regional councils in the North and those in the other Regions of Mali;

G - Organise exchanges of experience and assistance with the populations of other localities and countries, and through the twinning of localities and regions of Northern Mali with similar entities in other countries, as well as through the coordination of exchanges and initiatives between neighbouring regions in cross-frontier areas, as well as seeking assistance from developmental non-governmental organisations (NGO), and gaining advantage from this cooperation in accordance with the legal agreements concerning their activities.

16. In this respect the respective local, regional and inter-regional instances are:

- the inter-regional Assembly,
- the Region,
- the Commune, Arrondissement and Cercle.

17. At the level of each council area there are:

- an elected Assembly,
- an Executive identified from among the elected members of the Commune, Arrondissement, Cercle or Region,
- a representative of the State participates at the Regional level,
- the inter-regional Assembly will have a permanent secretariat.

CHAPTER I AT INTER-REGIONAL LEVEL

18. In order to respect the unity of the State and the Nation of Mali, and with the goal of encouraging the policy of development within an area of the national territory which shares very similar geographical, climatic, socio-economic and cultural parameters, an inter-regional Assembly shall be created between the Regions of the North of Mali, for the benefit of the populations concerned and of the Republic of Mali as a whole.

19. Membership of this inter-regional Assembly by the Regions of the North of Mali shall be voluntary.

20. The inter-regional Assembly shall be elected by the Regions belonging to it, and for a term of 5 years. Each member Region shall have 5 seats. The inter-regional Assembly shall elect its own President.

21. The inter-regional Assembly shall have a permanent secretariat, run by a Secretary-General chosen by the President of the Assembly. The elected members of the inter-regional Assembly shall receive a fee paid by the State. Officials in the permanent secretariat and the Secretary-General will be paid by the State.

22. The inter-regional Assembly shall have an annual budget for its functioning costs which will be funded by the member Regions and augmented by the State.

23. The inter-regional Assembly shall have competence in the following areas:

- A - elaborating all developmental, socio-economic or cultural activities or programmes with an inter-regional vocation;
- B - coordinating any activity or project of mutual interest to the associated Regions;
- C - putting in place, in concertation with the Government and on the basis of the expressed wish of the Regions and their local councils, any suggested adjustment of regional boundaries;
- D - proposing to the Government any action or proposal for initiatives or developments which go beyond the limits of a single Region;

E - initiating in conjunction with the relevant national authorities, and supervising the execution of, any project in the areas of training and education, health or culture with a dimension which is common to all the Regions involved, and which will improve response to the needs of the populations (eg university hospital or faculties, radio or television stations with an inter-regional audience....);

F - participating in consultation with the relevant national authorities in any programme concerning member Regions of the inter-regional Assembly in matters concerning national or civil defence, and protection against natural disasters;

G - contributing to the promotion and animation of cross-frontier development activities with neighbouring countries.

CHAPTER II AT REGIONAL LEVEL

24. Each of the Regions in the North shall have an Assembly democratically elected by the local populations. This Assembly shall be elected by indirect suffrage for a period of five years. The number of members will correspond to the number of electoral constituencies, defined with relation to the population density and the geographical extent, with a minimum of one elected member per Cercle.

25. The Assembly shall elect its Bureau and its President.

26. The Bureau of the Assembly shall select the Chief of the Regional Executive, who shall answer to the Assembly. He shall be assisted by a Secretary-General selected by himself.

27. The Government will appoint a Representative of the State in the Region. In his quality as representative of the Government, he will ensure, together with the President of the Regional Assembly that the decisions of the Regional Assembly are not in contradiction with national rules and legislation.

28. Elected members of the Regional Assembly shall enjoy immunity in the exercise of their duties. They will receive a fee paid by the State.

29. The Regional Executive shall be assisted by officials representing the various deconcentrated services of the State, supporting the regional administration. Notwithstanding the unity of the national Administration, particular priority shall be accorded during recruitment to people who were born in the Region.

30. The Regional Assembly is competent to:

A - undertake any action which will promote the development of the Region;

B - promote investment in the Region;

C - offer an informed opinion on any national development programme;

D - manage through the Executive, credits which are allotted by the Government of the Region;

E - define, conduct and carry out the Regional infrastructure programme and supervise its execution;

F - define and promote a policy in favour of rural development, notably in the areas of land tenure use and management, habitat, the fight against desertification, water management, livestock and the preservation of the ecosystem;

G - encourage and promote industrial and craft development in the Region, notably through the creation of industrial zones and the creation or expansion of local handicraft and artisan units, or any other initiatives which may satisfy local needs;

H - take any measures needed to promote tourism and improved transport facilities;

I - contribute to social and cultural development in the Region, through:

- * promoting of harmonious educational and health policies in the Region,
- * proposing actions to the Government,
- * promoting local social and cultural activities which will expand the cultural traditions of the Region, ensuring its distribution across the whole country, and bringing into the Region other riches of the national cultural heritage. In this regard, any possibility for creating decentralised radio or television stations shall be put into operation.

J - encourage the coordination of efforts and actions between local councils inside the country, and between them and their counterparts beyond the frontiers;

K - study and propose, in concertation with local grassroots organisations, any programme for changing the boundaries of local council areas in the Region.

31. Through its President, the Regional Assembly shall ensure that sufficient numbers of people from the Region are made available to the State, to staff the internal security forces. The Assembly shall exercise a power of control over the police forces and the maintenance of civil order at the regional level.

32. The Regional Assembly is competent to promote a policy of cross-frontier development and a programme of cooperation and exchange with equivalent institutions in neighbouring countries, save only respect for national sovereignty and the commitments of the State.

33. The Regional Assembly votes the Regional budget. The latter is funded from local rates and taxes, by annual or exceptional subsidies from the State, and by

donations and legacies. It also votes to authorise borrowing at the national level, decided by the Region in support of regional development.

CHAPTER III AT THE LOCAL LEVEL

34. With the aim of bringing the populations closer to the management of their local affairs, the Communes, Arrondissements and Cercles shall have an organisation similar to that of the Region:

- a Council elected for five years, the number of seats being determined by the density of the population, taking account also of the geographical extent. Each Council will elect its President and Bureau, and select a local Executive who will answer to the Council.
- the Secretary-General of the local council area will be selected by the President, and he will ensure that the decisions of the Council are consistent with national rules and legislation.

35. The Councils at the level of the Cercle, Arrondissement and Commune shall exercise powers equivalent to those of the Regional Assembly.

36. The budget of the of the Cercle, Arrondissement and Commune shall be voted by its Council. It will be funded from local rates, by subsidies allocated by the Region on the basis of credits from the State, and by donations and legacies.

37. This policy of bringing the citizen closer to the management of local affairs will be consolidated by a programme to reinforce the network of urban and rural communes in the North of Mali. The new communal boundaries will be determined through studies and proposals to be carried out and elaborated by each of the Regions in consultation with the lower levels (Cercle, Arrondissement and Commune), which proposals shall be submitted to the appropriate national authority for final approval.

38. In addition to these elected civic structures, any group of citizens acting together or any professional association, whether at the local, regional or inter-regional level is authorised in the North of Mali, consistent with national rules and legislation.

39. Communes, Arrondissements and Cercles shall be able to initiate programmes of exchange or partnership with equivalent organisations in other Regions of Mali.

40. Communes, Arrondissements and Cercles are authorised to initiate programmes of cooperation and exchange with similar organisations in other countries.

**CHAPTER IV
ON THE IMPLEMENTATION OF THE PRESENT STATUTE**

41. In order to respect the irreversible nature of the spirit and the letter of the present Statute, all legal and reglementary measures will be taken to speed implementation.

42. The calendar for implementation of this Statute is detailed in the general calendar for the implementation of the National Pact, which is presented under Title VI below.

43. Notwithstanding the participation of the Regions in the High Council of Local Councils foreseen in Title XII of the Constitution of the Republic of Mali, there will be created the post of Commissioner for the North, to advise the Head of State for a period of five years (renewable), who will have responsibility for implementing the present Pact.

**TITLE IV
ON THE CONSOLIDATION OF SOLIDARITY
AND NATIONAL UNITY IN THE NORTH OF MALI**

**SUB-TITLE A
MEASURES TO CONSOLIDATE NATIONAL SOLIDARITY**

44. As mentioned in paragraph 11 title II, the reinsertion of displaced populations and assistance to victims of all the consequences of the armed conflict in the North of Mali, will give rise to the creation of two Funds:

- a Fund for development and reinsertion,
- a Fund for assistance and compensation to victims of all the consequences of the armed conflict.

45. These two funds will be created and funded within thirty days of signature of the Pact, and will remain active for a full year. They will be managed by a bilateral commission including representatives of the Government and the Movements.

46. In order to succeed with the running of these funds, the two parties will launch a joint appeal to the generosity of the Malian Nation and an appeal for humanitarian and financial assistance to the international community.

47. A special development programme for the North of Mali will be approved for a period of ten years, and launched with two successive five-year funding tranches.

48. The purpose of this programme will be to redress the economic, social and cultural inequalities between the North of Mali and the rest of the country. It will have the further goal of improving the infrastructure in the North of Mali, in order to render the Region more attractive to investors.

49. The special development programme will be designed, and its financing planned, within six months of signature of the present Pact. The Regional and inter-regional Assemblies will make submissions to the Government on this subject.

50. The special development programme will be approved by the Government. The resources allocated will be announced as five-year amounts. These credits will be allocated in annual tranches to each of the Regional Assemblies, which will be responsible for management and execution of the programme.

51. A preferential fiscal regime will be created for the North of Mali. This will be designed so as to encourage and attract investment. It will be announced within three months of the signing of this Pact, and will remain in place for a period of ten years.

SUB-TITLE B MEASURES TO CONSOLIDATE NATIONAL UNITY

52. While taking account of the necessary minimum qualifications, the Government will make an especial effort to ensure the exceptional integration into the National Defence General Staff and other security corps, of officials from the Movements and individuals originating from the North of Mali. This measure shall be executed within two months of the signing of the Pact so as to reinforce confidence, and to associate an important segment of the Malian population in the task of national defence.

53. Furthermore, and in the same spirit, the Government will make an effort - while taking account of the qualifications required - to integrate officials from the Movements and people from among the populations of Northern Mali, into the various organs of the public and semi-public services.

This measure, which shall be executed within two months of the signing of the Pact, is also aimed at consolidating the spirit of reconciliation and reinforcing confidence, and will help to ensure a fair representation of the populations of each Region inside the State apparatus.

54. In order to ensure that they are fully represented within the National Assembly, and with the goal of ensuring a real participation of the northern populations, including the displaced populations, there will be created - as an exception during the first legislature - a total of four seats to be filled by people displaced from the North of Mali.

55. These seats will be filled through elections to be held at the end of the repatriation programme in favour of displaced persons, and in any case no later than 130 days after signature of the present Pact.

56. There will be, furthermore, one or two additional seats to ensure a fair representation of Malian populations essentially from the North but installed outside the country, which will be part of those seats in the National Assembly which have been reserved for Malians living abroad. These seats, to be filled through by-elections, shall be additional to the seats mentioned in paragraph 54 above.

57. Since national unity demands equality of rights and obligations between all Malian citizens, it can best be guaranteed through a programme of teaching and training being equitably applied throughout the national territory. To this end, a special programme of teaching and civil and military training will be undertaken for the benefit of the populations of the North of Mali. This programme will be pursued through the implementation of an organised policy of school provision according to criteria of equality, and with respect for the respective competencies of authorities at the local, regional and national levels. In addition, the Northern populations shall have access to training grants awarded within the framework of international cooperation agreements, whether these be grants offered to the State, or programmes involving cross-border cooperation agreements between similar area councils.

TITLE V SUB-REGIONAL AND INTERNATIONAL COOPERATION IN THE SERVICE OF PEACE AND DEVELOPMENT

58. Convinced that national unity and solidarity have their natural extension in African unity and solidarity, the Government of the Republic of Mali has repeated its determination to maintain its actions in support of national peace and reconciliation through an effort to promote sub-regional cooperation and development.

59. To this effect, the Government of the Republic of Mali will redouble its actions to relaunch cooperation between the States and peoples of the Organisation of Saharan States, which it sees as an essential complement to those other sub-regional Organisations of which the Republic of Mali is a member.

60. The Republic of Mali commits itself furthermore to request actively the support of relevant international Organisations (UNDP, IFAD, WFP, UNESCO, ADB, IDB...) to help redress the economic, social and cultural disadvantage of the North of Mali.

61. Finally the Republic of Mali will request friendly countries to join it within a framework of intergovernmental cooperation, to train or retrain young people from the displaced populations of Northern Mali who have not had the opportunity to receive training, or who have been obliged to interrupt it, or who have received training abroad.

TITLE VI

ON THE TIMETABLE FOR IMPLEMENTATION OF THE ARRANGEMENTS OF THIS NATIONAL RECONCILIATION PACT

62. The two parties are committed to respect the inseparable nature of the totality of the clauses in the present Pact. In order to ensure an smooth implementation, free from disagreement or misunderstanding, the two parties have agreed to the following timetable for implementation:

63. 72 hours after its signature on Malian soil by both parties, the present Pact shall be published in the Official Journal of the Republic of Mali by the President of the Transitional Committee for the Salvation of the People (CTSP).

64. The ceasefire shall start at zero hour on the day following the signature.

65. The whole of the arrangements pertaining to the final cessation of hostilities, described under Title II of the present Pact, shall be put into effect at the same time and within 60 days of signature, under the supervision and control of the Ceasefire Commission.

66. The Independent Commission of Enquiry will be put in place within 15 days after the signature of the Agreement. As agreed, the Commission will submit its findings less than four months after its installation. The appropriate judicial and other authorities will be informed of its conclusions within 45 days after the report reaches the Head of State. In case there should be delays in finalising the composition of the Commission, the arrangements outlined in paragraph 13 of the

present Pact will come into effect, in order to allow the Independent Commission of Enquiry to begin its work.

67. Within 60 days after the signing of the Pact, an appointment shall be made, in consultation with the Movements, to the post of Commissioner for the North of Mali, responsible for the implementation of the present Pact for a period of five years.

68. Within 30 days after signature of the Pact, shall be created and financed the Fund for development and reinsertion of displaced populations, and the Fund for assistance and compensation to victims of all the consequences of the armed conflict.

69. The programme for voluntary repatriation of Northern populations displaced within the countries of the sub-region, will be launched 60 days after signature of the Pact, with the assistance of the host countries as well as of friendly countries and international humanitarian organisations, and in coordination between the State and the Movements. This programme shall be completed within 60 days with the assistance for reinsertion provided from the Funds cited in paragraph 68 above. During this period, assistance will also be provided to persons displaced within the country and who have suffered because of the conflict.

70. 130 days after the signing of the Pact, which will be 10 days after the completion of the repatriation programme, by-elections shall be organised for the seats in the National Assembly which have been created ad hoc for the first legislature, in favour of those populations from the North of Mali which have been displaced.

71. The exceptional integration into the National Defence and public and semi-public Administration, of officials from the Movements and populations of the North of Mali, shall be completed two months after signature of the Pact. A period shall be allowed for those selected to take up their posts.

72. Three months after the signing of the present Pact, the appropriate executive and legislative authorities shall begin to prepare the necessary measures for the creation of the Assemblies, and the specific mechanisms pertaining to the Communes, Arrondissements, Cercles, Regions and to the inter-regional Assembly. These measures shall be drafted in accordance with the irrevocable clauses of the present Pact. They shall be prepared in close collaboration with the Commission for Supervision of the Pact and the Commissioner for the North of Mali.

73. Elections shall be organised 6 months after the signature of the present Pact, for the Commune, Arrondissement, Cercle, Regional Assemblies. The inter-regional Assembly shall be constituted one month after the election for the

Regional Assemblies. The installation of the Executives and Permanent Secretariats attached to the Assemblies and described under Title V of the present Pact, shall take place within one month of their respective creations.

74. In the interval between the signing of the present Pact and the coming into effect of the new local institutions for the North of Mali, the Commission for Supervision and the Commissioner for the North will jointly ensure that the arrangements of the present Pact are enforced, in particular insofar as these concern the security of the populations and the territory of the North of Mali, the reinsertion of displaced persons, assistance to victims, and the preparation of measures outlined in the Pact.

75. 6 months after the signing of the present Pact:

A - the special army units will be created which will be open to all sections of the local populations, whose mission will be limited to the preservation of the integrity and external security of the country's frontiers, and which are described in the last line of paragraph 7.A. above;

B - the special programme for the development of the North of Mali will be launched, in accordance with the arrangements under Title IV paragraph 47 to 50;

C - the preferential fiscal regime to attract investment will be announced and applied in the North of Mali in accordance with the arrangements under Title V paragraph 51;

D - the process of redefining communal and administrative boundaries in the North of Mali will be launched, as described under paragraph 37 above, and shall be completed at the end of the year following the signature of the present Pact.

TITLE VII

ON GUARANTEES FOR THE IMPLEMENTATION OF THE PACT

76. The two parties have stated that the primary guarantee for respecting the implementation of the present Pact, lies in the fundamental interest of peace, unity and stability which the present document aims to restore: this in the good faith which inspires them and in their irrevocable commitment to the permanent restoration of national harmony and stability in the country and in the sub-region.

77. The Governmental party recalls that the Constitution of the Republic of Mali dated 12th January 1992, expresses the will of the Malian people to seal national harmony and reconciliation between all the children of Mali.

78. On their side, the Unified Fronts and Movements repeat their desire, and that of the populations whom they represent, to take up once again their place in the Malian Nation, assuming their rights as citizens within a permanent peace founded on the application of the present Pact.

79. This is why the two parties have solemnly expressed their irrevocable commitment to ensure that all the arrangements in the present Pact are implemented sincerely, complete and unchanged.

80. Conscious of their national and sub-regional responsibilities, the two parties call as witness to their solemn commitment, the Malian people, the Mediator, the countries which are friends and brothers of Mali, and the personalities whom have been invited as friends to the ceremony for the signing of the Pact.

81. In order to avoid any misunderstanding concerning the sincere and loyal implementation of the present Pact, and in addition to the Ceasefire Commission described under Title II paragraph 8, the two parties have decided to install a Commission for Supervision and Implementation of the Pact.

82. The said Commission shall be installed within 15 days after the signature of the Agreement, and will carry out its task for one year. The Commission for Supervision shall be permanently composed of the representatives of the two parties, in the number of four from each side. The permanent chairmanship shall be held by each of the two parties, alternating monthly, with the first chairmanship falling to the party of the Unified Movements and Fronts of the Azawad.

83. The Commission for Supervision shall hold special sessions in the presence of and under the chairmanship of the Mediator who shall designate representatives to the Commission. These sessions will examine and resolve any problems which may arise, linked to the implementation of the present Pact. They shall be convened at the end of the second and third months following signature of the Agreement, and again at the end of the second trimester, and at the end of the second semester following the signature. These sessions shall give rise to official Minutes and to Press Releases.

83 bis As agreed during their meeting in Algiers, during which the two parties announced their intention to consult with their constituents concerning the Agreement reached, the two parties confirm that these consultations have taken place.

As a result, the two parties confirm their acceptance of the National Pact. Furthermore they have agreed that arrangements and practical organisation for implementing the approved text shall be fixed during the first meeting of the Commission for Supervision under the Chairmanship of the Mediator, two months after the signing of the National Pact.

On the side of the MFUA, these arrangements and practical details shall be approved by Secretaries-General of the MFUA during the first meeting of the Commission for Supervision of the Pact.

FINAL ARRANGEMENTS

84. The present Pact for national reconciliation has been established in three original copies in the French language, signed by both parties. One original copy shall be kept by each of the two parties and by the Mediator.

85. The observers invited to the signing ceremony and requested to act as witnesses, shall each receive one copy of the present document.

86. The present Pact shall be published in the Official Journal of the Republic of Mali by the President of the Transitional Committee for the Salvation of the People (CTSP).

Signed in Bamako, on 11th April 1992

For the Government of the Republic of Mali, the Minister for Territorial Administration responsible for relations with the CTSP and with associations,
Colonel Brehima Siré Traoré

For the Coordination Bureau of the Unified Movements and Fronts of the Azawad,
Zahaby ould Sidi Mohamed

The President of the Transitional Committee for the Salvation of the People (CTSP),
Lt Colonel Amadou Toumani Touré