

Country/entity	Cambodia
Region	Asia and Pacific
Agreement name	Statement of the Five Permanent Members of the Security Council of the United Nations on Cambodia Incorporating the Framework for a Comprehensive Political Settlement of the Cambodia Conflict
Date	28 Aug 1990
Agreement status	Unilateral document
Interim arrangement	Yes
Agreement/conflict level	Interstate/intrastate conflict(s)

Cambodia Conflict (1975 - 1999)

After the agro-communist Khmer Rouge won the 1970-75 civil war, they installed a regime that subsequently killed almost 2 million people. Despite previous cooperation with Vietnamese communists, the Khmer Rouge feared the potential power of their neighbour and began purging Vietnamese-trained members of their cadre as well as launching attacks on the Vietnamese border from 1975 onwards. In response, Vietnam launched a full invasion in 1978, displacing the Khmer Rouge government and installing a puppet government in Phnom Penh. Vietnam continued fighting members of the Khmer Rouge until Vietnamese forces withdrew in 1989 and in 1991, the UN mediated a ceasefire. By 1992, however, the Khmer Rouge withdrew from the agreement and resumed fighting until they were defeated in 1999. Meanwhile, the 1993 elections formed a power-sharing arrangement between the two largest political parties; Cambodian People's Party (CPP) and the National United Front for an Independent, Neutral, Peaceful and Cooperative Cambodia (FUNCINPEC). However, the CPP consolidated political power following the overthrow of FUNCINPEC's co-Prime Minister in mid-1997.

Close

Cambodia Conflict (1975 - 1999)

Stage	Pre-negotiation/process
Conflict nature	Government
Peace process	Cambodian peace process

Parties

(Signed) Pierre-Louis BLANC, Permanent Representative of France to the United Nations
 (Signed) Thomas R. PICKERING, Permanent Representative of the United States of America to the United Nations
 (Signed) LI Daoyu, Permanent Representative of the People's Republic of China to the United Nations
 (Signed) Yuli M. VOLONTSOV, Permanent Representative of the Union of Soviet Socialist Republics to the United Nations
 (Signed) Crispin TICKELL Permanent Representative of the United Kingdom of Great Britain and Northern Ireland to the United Nations

Also later agreed by the Cambodian parties, not listed here, but presumed to be those which later form the Superme National Council: H.R.H Prince Norodom Sihanouk, the government of Cambodia, Khmer People's National Liberation Front (KPNLF), FUNCINPEC, Democratic Kampuchea (Khmer Rouge).

Third parties -

Description This agreement, drawn up by the representatives of the five permanent members of the UN security council outlines the principles underlined in the Framework Agreement and calls on the parties to implement the comprehensive settlement of the Cambodian conflict at the Paris Conference.

Agreement document [KH_900828_UNSCStatement.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 Groups→Racial/ethnic/national group→Anti-discrimination
 Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 25: Articles 55 and 56 of the UN Charter pledge all member States to take joint and separate action to promote universal respect for, and observance of, human rights and fundamental freedoms for all without distinction as to race, sex, language or religion.

Religious groups Groups→Religious groups→Anti-discrimination
 Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 25: Articles 55 and 56 of the UN Charter pledge all member States to take joint and separate action to promote universal respect for, and observance of, human rights and fundamental freedoms for all without distinction as to race, sex, language or religion.

Indigenous people No specific mention.

Other groups No specific mention.

Refugees/displaced persons Groups→Refugees/displaced persons→Substantive
Page 6, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 20: The United Nations should be responsible for the organization and conduct of free and fair elections on the basis of genuine and verified voter registration lists of Cambodian citizens. Eligibility to vote, including provisions regarding the conditions of residence in Cambodia, will be established in the electoral regulations. Principles covering voting and candidate eligibility criteria will also be set out within the comprehensive political settlement. Special electoral arrangements should be agreed to guarantee the right to vote of Cambodian refugees and displaced persons.

Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 26: All Cambodian people and others in Cambodia and all Cambodian refugees and displaced persons should enjoy the rights enshrined in the Universal Declaration of Human Rights and other relevant international human rights instruments. Fundamental rights and freedoms should form part of the constitutional principles within the comprehensive political settlement.

Social class No specific mention.

Gender

Women, girls and gender Page 7, SECTION 4, HUMAN RIGHTS PROTECTION, 25: Articles 55 and 56 of the UN Charter pledge all member States to take joint and separate action to promote universal respect for, and observance of, human rights and fundamental freedoms for all without distinction as to race, sex, language or religion.

Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

State definition

**Nature of state
(general)**

Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...The basic principle behind the Five 's approach is to enable the Cambodian people to determine their own political future through free and fair elections organized and conducted by the United Nations in a neutral political environment with full respect for the national sovereignty of Cambodia.

Page 8, SECTION 5, INTERNATIONAL GUARANTEES, 31: The aim of the provisions of this section should be to: safeguard the independent and neutral status of Cambodia; prevent foreign aggression against Cambodia or interference in the affairs of that country; safeguard human rights in Cambodia and prevent a return to the policies and practices of the past; facilitate a comprehensive and durable political settlement based on self-determination of the Cambodian people, and ensure that the settlement agreed upon is implemented in its entirety.

Page 8, SECTION 5, INTERNATIONAL GUARANTEES, 32: Cambodia will solemnly undertake to maintain, preserve and defend its independence, sovereignty, territorial integrity and inviolability, and national unity, with perpetual neutrality proclaimed and enshrined in the Cambodian Constitution to be adopted after free and fair elections.

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 33: As part of a comprehensive political settlement, the states participating in the Paris Conference will conclude a multilateral agreement to recognize and respect the independence, sovereignty, territorial integrity and inviolability, neutrality, national unity of Cambodia. This agreement will be open to adherence by all member States of the United Nations.

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 34: The details of the respective obligations of Cambodia and the other participating States will be based upon the consensus achieved in the Second Committee of the Paris Conference on Cambodia, including in particular undertakings with respect to:

a) Refraining from entering into military alliances or other military agreements between Cambodia and other States that would be inconsistent with Cambodia' s neutrality without prejudice to its right to receive or acquire the necessary military equipment, arms, munitions and assistance to enable it to exercise its legitimate right of self-defence and to maintain law and order;

...c) Terminating the treaties and agreements which are incompatible with Cambodia's independence, sovereignty, territorial integrity and inviolability, neutrality and national unity;

...e) Consistent with the United Nations Charter, refraining from the use or threat of use of force, or the use of their territories or the territories of other States to impair the independence, sovereignty, territorial integrity and inviolability, neutrality and national unity of Cambodia ;

f) Refraining from the use of Cambodian territory to impair the independence, sovereignty and territorial integrity of other States

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 35: The participating States will call upon all other States to recognize and respect in every way the independence, sovereignty, territorial integrity and inviolability, neutrality and national unity of Cambodia and to refrain from any action inconsistent with these principles.

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 36: In the event of a violation or threat of violation of the independence, sovereignty, territorial integrity, neutrality and national unity of Cambodia, or of any of the other commitments herein, including those relating to human rights, the participating States will immediately undertake appropriate consultations with a view to adopting all appropriate measures to ensure respect for those commitments. Such measures may include, inter alia, reference to the Security

State configuration Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 7: The SNC should be the embodiment of the independence, sovereignty and unity of Cambodia. It should represent Cambodia externally and occupy the seat of Cambodia at the United Nations, in the UN specialised agencies, and in other international institutions and international conferences.

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...c) Terminating the treaties and agreements which are incompatible with Cambodia's independence, sovereignty, territorial integrity and inviolability, neutrality and national unity;

...e) Consistent with the United Nations Charter, refraining from the use or threat of use of force, or the use of their territories or the territories of other States to impair the independence, sovereignty, territorial integrity and inviolability, neutrality and national unity of Cambodia ;

f) Refraining from the use of Cambodian territory to impair the independence, sovereignty and territorial integrity of other States

Self determination No specific mention.

Referendum No specific mention.

State symbols No specific mention.

Independence/ secession

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...c) Terminating the treaties and agreements which are incompatible with Cambodia's independence, sovereignty, territorial integrity and inviolability, neutrality and national unity;

...e) Consistent with the United Nations Charter, refraining from the use or threat of use of force, or the use of their territories or the territories of other States to impair the independence, sovereignty, territorial integrity and inviolability, neutrality and national unity of Cambodia ;

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**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)→Temporary new institutions
Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...The Five thus now call on the Cambodian parties to the conflict to commit themselves to this process and to form the Supreme National Council as soon as possible on the basis outlined in the framework document.

Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...To this end, the Five support Indonesia's efforts to convene in Jakarta a meeting with the Cambodian parties. They urge the two co-Chairmen of the Paris Conference to commend the framework to the Cambodian parties and to persuade them to form the Supreme National Council accordingly.

Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...The early formation of a Supreme National Council would permit that body to designate its representative to occupy the Cambodian seat in the United Nations and other international organizations.

Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 1: In order to restore and maintain peace in Cambodia, prevent the continuation of the conflict, promote national reconciliation and ensure the realization of national self-determination through free and fair general elections, it is essential to establish a unique legitimate body and source of authority in which, throughout the transitional period, national sovereignty and unity would be enshrined.

Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 2: In the light of their discussions during their first five meetings and taking account of the wishes of parties concerned, the Five believe it is appropriate to establish at an early date a Supreme National Council (SNC) of Cambodia.

Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 3: The composition of the SNC, including the selection and number of its members, should be decided by the Cambodian parties through consultations. No party should be dominant in this process.

Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 4: The SNC should be composed of representative individuals with authority among the Cambodian people. They should be acceptable to each other. They may include representative individuals of all shades of opinion among the people of Cambodia. The members of the SNC should be committed to the holding of free and fair elections as the basis for forming a new and legitimate government

Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 5: Should Prince Norodom SIHANOUK be elected by the SNC as its President, the Five would welcome this decision.

Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 7: The SNC should be the embodiment of the independence, sovereignty and unity of Cambodia. It should represent Cambodia externally and occupy the seat of Cambodia at the United Nations, in the UN specialised agencies and in other international institutions and international conferences.

Elections

Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...At the end of their sixth meeting, held in New York on August 27-28, 1990, the Five reached final agreement on a framework for a settlement. The framework document is composed of five sections comprising the indispensable requirements for such a settlement:
...III. - Elections under United Nations auspices

Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...The basic principle behind the Five 's approach is to enable the Cambodian people to determine their own political future through free and fair elections organized and conducted by the United Nations in a neutral political environment with full respect for the national sovereignty of Cambodia.

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Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 10: In order to ensure a neutral political environment conducive to free and fair general elections, administrative agencies, bodies and offices which could directly influence the outcome of elections should be placed under direct UN supervision or control. In that context special attention will be given to foreign affairs, national defence, finance, public security and information. To reflect the importance of these subjects, UNTAC needs to exercise such control as is necessary to ensure the strict neutrality of the bodies responsible for them. The UN in consultation with the SNC would identify which agencies, bodies and offices could continue to operate in order to ensure normal day-to-day life in the country.

Page 6, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 20: The United Nations should be responsible for the organization and conduct of free and fair elections on the basis of genuine and verified voter registration lists of Cambodian citizens. Eligibility to vote, including provisions regarding the conditions of residence in Cambodia, will be established in the electoral regulations. Principles covering voting and candidate eligibility criteria will also be set out within the comprehensive political settlement. Special electoral arrangements should be agreed to guarantee the right to vote of Cambodian refugees and displaced persons.

Page 6, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 21: The electoral process should be guided by the following principles:

a) The system and procedures adopted should be, and be seen to be, absolutely impartial while the arrangements should be as administratively simple and efficient as possible;

b) All Cambodian participants in the elections should have the same rights, freedoms

Electoral commission	No specific mention.
Political parties reform	No specific mention.
Civil society	<p>Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...At the end of their sixth meeting, held in New York on August 27-28, 1990, the Five reached final agreement on a framework for a settlement. The framework document is composed of five sections comprising the indispensable requirements for such a settlement:</p> <p>I. - Transitional arrangements regarding the administration of Cambodia during the pre-election period;</p> <p>II. - Military arrangements during the transitional period;</p> <p>III. - Elections under United Nations auspices</p> <p>IV. - Human rights protection;</p> <p>V. - International guarantees</p> <p>This document will be made public after it has been communicated to the interested parties.</p>
Traditional/religious leaders	No specific mention.
Public administration	No specific mention.
Constitution	<p>Governance→Constitution→Constitutional reform/making</p> <p>Page 7, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 23: A comprehensive political settlement must include a specified period within which elections will take place. The duration of the electoral process should be consistent with the above and as short as possible. It should lead to a single election of a constituent assembly which would draft and approve a Constitution and transform itself into a legislative assembly, which will create the new Government. The principles on which the new Cambodian constitution should be based will be an integral part of a comprehensive political settlement.</p> <p>Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 26: All Cambodian people and others in Cambodia and all Cambodian refugees and displaced persons should enjoy the rights enshrined in the Universal Declaration of Human Rights and other relevant international human rights instruments. Fundamental rights and freedoms should form part of the constitutional principles within the comprehensive political settlement.</p> <p>Page 8, SECTION 5, INTERNATIONAL GUARANTEES, 32: Cambodia will solemnly undertake to maintain, preserve and defend its independence, sovereignty, territorial integrity and inviolability, and national unity, with perpetual neutrality proclaimed and enshrined in the Cambodian Constitution to be adopted after free and fair elections.</p>

Power sharing

Political power sharing

Power sharing→Political power sharing→Executive coalition
State level

Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 3: The composition of the SNC, including the selection and number of its members, should be decided by the Cambodian parties through consultations. No party should be dominant in this process.

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Power sharing→Political power sharing→International involvement
State level

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 8: Being the unique legitimate body and source of authority in Cambodia during the transitional period, the SNC, at the time the comprehensive political settlement is signed, will delegate to the United Nations Transitional Authority in Cambodia (UNTAC) all powers necessary to ensure the implementation of the comprehensive agreement, including those relating to the conduct of free and fair elections and the relevant aspects of the administration of Cambodia.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 9: The SNC should offer advice to the UNTAC which will comply with this advice provided there is a consensus among the members of the SNC, and provided this advice is consistent with the objectives of the comprehensive political settlement. The Special Representative of the UN Secretary-General will determine whether such advice is consistent with the comprehensive political settlement. He should attend the meetings of the SNC and give its members all necessary information on the decisions taken by UNTAC.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 10: In order to ensure a neutral political environment conducive to free and fair general elections, administrative agencies, bodies and offices which could directly influence the outcome of elections should be placed under direct UN supervision or control. In that context special attention will be given to foreign affairs, national defence, finance, public security and information. To reflect the importance of these subjects, UNTAC needs to exercise such control as is necessary to ensure the strict neutrality of the bodies responsible for them. The UN in consultation with the SNC would identify which agencies, bodies and offices could continue to operate in order to ensure normal day-to-day life in the country.

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 Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...At the end of their sixth meeting, held in New York on August 27-28, 1990, the Five reached final agreement on a framework for a settlement. The framework document is composed of five sections comprising the indispensable requirements for such a settlement:
...IV. - Human rights protection;

Page 7, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 22. The provisions for the holding of free and fair elections under United Nations auspices, as part of a comprehensive political settlement, must include inter alia:

...i) Adoption of a Code of Conduct regulating participation in the elections in a manner consistent with respect for human rights, including the prohibition of coercion or financial inducement in order to influence voter preference.

Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 25: Articles 55 and 56 of the UN Charter pledge all member States to take joint and separate action to promote universal respect for, and observance of, human rights and fundamental freedoms for all without distinction as to race, sex, language or religion.

Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 29: As part of the comprehensive political settlement the other participating States should undertake to promote and encourage respect for and observance of human rights and fundamental freedoms in Cambodia as embodied in relevant international instruments so as to prevent the recurrence of human rights abuses.

Page 8, SECTION 5, INTERNATIONAL GUARANTEES, 31: The aim of the provisions of this section should be to: safeguard the independent and neutral status of Cambodia; prevent foreign aggression against Cambodia or interference in the affairs of that country; safeguard human rights in Cambodia and prevent a return to the policies and practices of the past; facilitate a comprehensive and durable political settlement based on self-determination of the Cambodian people, and ensure that the settlement agreed upon is implemented in its entirety.

Bill of rights/similar No specific mention.

**Treaty
incorporation**

Page 7, SECTION 4, HUMAN RIGHTS PROTECTION, 24: Cambodia's tragic recent history requires special measures to assure protection of human rights. Therefore, the comprehensive political settlement should commit Cambodia to comply with the obligations of the relevant international human rights instruments as well as with relevant resolutions of the UN General Assembly. Necessary measures should be taken in order to observe human rights and ensure the non- return to the policies and practices of the past.

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...e) Consistent with the United Nations Charter, refraining from the use or threat of use of force, or the use of their territories or the territories of other States to impair the independence, sovereignty, territorial integrity and inviolability, neutrality and national unity of Cambodia ;

...h) Respect for human rights in Cambodia, including observance of relevant international instruments.

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 36: In the event of a violation or threat of violation of the independence, sovereignty, territorial integrity, neutrality and national unity of Cambodia, or of any of the other commitments herein, including those relating to human rights, the participating States will immediately undertake appropriate consultations with a view to adopting all appropriate measures to ensure respect for those commitments. Such measures may include, inter alia, reference to the Security Council of the United Nations or recourse to the means for the peaceful settlement of disputes referred to in Article 33 of the Charter of the United Nations. The participating States may also seek the good offices of the co-chairmen of the Paris conference on Cambodia.

Civil and political rights	<p>Human rights and equality→Civil and political rights→Equality</p> <p>Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 25: Articles 55 and 56 of the UN Charter pledge all member States to take joint and separate action to promote universal respect for, and observance of, human rights and fundamental freedoms for all without distinction as to race, sex, language or religion.</p> <p>Human rights and equality→Civil and political rights→Vote and take part</p> <p>Page 6, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 21: The electoral process should be guided by the following principles:</p> <p>...b) All Cambodian participants in the elections should have the same rights, freedoms and opportunities to take part in the election process;</p>
Socio-economic rights	No specific mention.

Rights related issues

Citizenship	<p>Rights related issues→Citizenship→Citizens, specific rights</p> <p>Page 6, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 20: The United Nations should be responsible for the organization and conduct of free and fair elections on the basis of genuine and verified voter registration lists of Cambodian citizens. Eligibility to vote, including provisions regarding the conditions of residence in Cambodia, will be established in the electoral regulations. Principles covering voting and candidate eligibility criteria will also be set out within the comprehensive political settlement. Special electoral arrangements should be agreed to guarantee the right to vote of Cambodian refugees and displaced persons.</p>
Democracy	No specific mention.
Detention procedures	No specific mention.
Media and communication	<p>Rights related issues→Media and communication→Governance of media</p> <p>Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 10: In order to ensure a neutral political environment conducive to free and fair general elections, administrative agencies, bodies and offices which could directly influence the outcome of elections should be placed under direct UN supervision or control. In that context special attention will be given to foreign affairs, national defence, finance, public security and information. To reflect the importance of these subjects, UNTAC needs to exercise such control as is necessary to ensure the strict neutrality of the bodies responsible for them. The UN in consultation with the SNC would identify which agencies, bodies and offices could continue to operate in order to ensure normal day-to-day life in the country.</p> <p>Page 7, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 22. The provisions for the holding of free and fair elections under United Nations auspices, as part of a comprehensive political settlement, must include inter alia:</p> <p>...f) Fair access to the media, including press, TV and radio, for all candidates ;</p>

Mobility/access	No specific mention.
Protection measures	No specific mention.
Other	No specific mention.

Rights institutions

NHRI	No specific mention.
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Regional or international human rights institutions

Rights institutions→Regional or international human rights institutions→Monitoring calls
Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 27: In recognition of the need to promote respect for human rights in Cambodia and for all Cambodians, the comprehensive political settlement should include provisions under UN auspices to guarantee the following during the transitional period

- a) Development and implementation of a programme of human rights education to promote respect for and understanding of human rights
- b) General human rights oversight of all aspects of the transitional administration, and
- c) Investigation of human rights complaints, and, where appropriate, corrective action.

Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 30: In the event of future serious violations of human rights in Cambodia, other States should, consistent with the provisions of the section on international guarantees, call upon the competent organs of the UN to take appropriate action in accordance with relevant international instruments.

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 36: In the event of a violation or threat of violation of the independence, sovereignty, territorial integrity, neutrality and national unity of Cambodia, or of any of the other commitments herein, including those relating to human rights, the participating States will immediately undertake appropriate consultations with a view to adopting all appropriate measures to ensure respect for those commitments. Such measures may include, inter alia, reference to the Security Council of the United Nations or recourse to the means for the peaceful settlement of disputes referred to in Article 33 of the Charter of the United Nations. The participating States may also seek the good offices of the co-chairmen of the Paris conference on Cambodia.

Rights institutions→Regional or international human rights institutions→Body tasked
Page 8, SECTION 4, HUMAN RIGHTS PROTECTION, 28: Following the elections, the UN Human Rights Commission should continue to monitor closely the human rights situation in Cambodia, including if necessary by the appointment of a Special Rapporteur who would report his findings annually to the Commission and to the General Assembly.

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 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 10: In order to ensure a neutral political environment conducive to free and fair general elections, administrative agencies, bodies and offices which could directly influence the outcome of elections should be placed under direct UN supervision or control. In that context special attention will be given to foreign affairs, national defence, finance, public security and information. To reflect the importance of these subjects, UNTAC needs to exercise such control as is necessary to ensure the strict neutrality of the bodies responsible for them. The UN in consultation with the SNC would identify which agencies, bodies and offices could continue to operate in order to ensure normal day-to-day life in the country.

Page 5, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 15: once a ceasefire takes effect, UNTAC will supervise, monitor and verify the ceasefire and related measures, including:

...d) Locating and confiscating caches of weapons and military supplies throughout the country.

e) Undertaking training programmes in mine clearance and a mine awareness programme among the Cambodian people.

Ceasefire

Security sector→Ceasefire→Ceasefire provision

[Summary: Ceasefire proposed but not yet agreed. It is proposed that the ceasefire will take immediate effect on signing the comprehensive agreement. it's status is unclear.]

Page 5, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 15: once a ceasefire takes effect, UNTAC will supervise, monitor and verify the ceasefire and related measures, including:

a) Verification of the withdrawal from Cambodia of all categories of foreign forces, advisers and military personnel and their weapons, ammunition and equipment, and their non-return to the country.

b) Liaison with neighbouring governments over any developments in or near their territory which could endanger the implementation of the comprehensive political settlement.

c) Monitoring the cessation of outside military assistance to all Cambodian parties.

d) Locating and confiscating caches of weapons and military supplies throughout the country.

e) Undertaking training programmes in mine clearance and a mine awareness programme among the Cambodian people.

Page 6, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 17: The Five consider that a ceasefire is an indispensable element of a comprehensive agreement. As a first step, they call on all parties to the conflict to exercise maximum self restraint. To facilitate the UN deployment necessary for the agreement to come into effect, a peaceful situation should prevail in Cambodia. At the time of the signing of the agreement, all forces should immediately disengage and refrain from any deployment, movement or action which would extend the territory they control or which might lead to the resumption of fighting. The formal ceasefire envisaged should enter into force at the time the comprehensive political settlement agreement takes effect.

Police	No specific mention.
Armed forces	<p>Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...At the end of their sixth meeting, held in New York on August 27-28, 1990, the Five reached final agreement on a framework for a settlement. The framework document is composed of five sections comprising the indispensable requirements for such a settlement:</p> <p>...II. - Military arrangements during the transitional period;</p> <p>Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 34: The details of the respective obligations of Cambodia and the other participating States will be based upon the consensus achieved in the Second Committee of the Paris Conference on Cambodia, including in particular undertakings with respect to:</p> <p>a) Refraining from entering into military alliances or other military agreements between Cambodia and other States that would be inconsistent with Cambodia' s neutrality without prejudice to its right to receive or acquire the necessary military equipment, arms, munitions and assistance to enable it to exercise its legitimate right of self-defence and to maintain law and order;</p>
DDR	<p>Security sector→DDR→Demilitarisation provisions</p> <p>Page 6, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 18: In accordance with an operational timetable to be agreed upon, all forces will begin regrouping and relocating to specifically designated cantonment areas under the supervision of UNTAC. While the forces are in the cantonments, their arms will be stored on site under UNTAC supervision.</p> <p>Page 6, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 19: UNTAC will then initiate a phased process of arms control and reduction in such a way as to stabilize the security situation and build confidence among the parties to the conflict. The ultimate disposition of the factional forces and their weapons will be dealt with so as to reinforce the objectives of a comprehensive political settlement and minimize the risks of a return to warfare.</p>
Intelligence services	No specific mention.
Parastatal/rebel and opposition group forces	No specific mention.

Withdrawal of foreign forces

Page 5, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 15: once a ceasefire takes effect, UNTAC will supervise, monitor and verify the ceasefire and related measures, including:

- a) Verification of the withdrawal from Cambodia of all categories of foreign forces, advisers and military personnel and their weapons, ammunition and equipment, and their non-return to the country.
- b) Liaison with neighbouring governments over any developments in or near their territory which could endanger the implementation of the comprehensive political settlement.
- c) Monitoring the cessation of outside military assistance to all Cambodian parties...

Page 8, SECTION 5, INTERNATIONAL GUARANTEES, 31: The aim of the provisions of this section should be to: safeguard the independent and neutral status of Cambodia; prevent foreign aggression against Cambodia or interference in the affairs of that country; safeguard human rights in Cambodia and prevent a return to the policies and practices of the past; facilitate a comprehensive and durable political settlement based on self-determination of the Cambodian people, and ensure that the settlement agreed upon is implemented in its entirety.

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 34: The details of the respective obligations of Cambodia and the other participating States will be based upon the consensus achieved in the Second Committee of the Paris Conference on Cambodia, including in particular undertakings with respect to:

- ...b) Refraining from interference in any form in the internal affairs of Cambodia ;
- ...f) Refraining from the use of Cambodian territory to impair the independence, sovereignty and territorial integrity of other States
- g) Refraining from the introduction or stationing of foreign forces or the establishment of foreign military bases or facilities in Cambodia, except pursuant to United Nations authorisation for the implementation of the comprehensive political settlement;

Pages 13-14, Annex 2.

MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD

13. The enhanced United Nations role requires the establishment of a United Nations Transitional Authority in Cambodia (UNTAC) with a military as well as a civilian component.

14. The function of the military component should be to carry out the peacekeeping aspects of the comprehensive political settlement.

15. once a ceasefire takes effect, UNTAC will supervise, monitor and verify the ceasefire and related measures, including:

- 6 a) Verification of the withdrawal from Cambodia of all categories of foreign forces, advisers and military personnel and their weapons, ammunition and equipment, and their non- return to the country.
- b) Liaison with neighbouring governments over any developments in or near their territory which could endanger the implementation of the comprehensive political settlement.
- c) Monitoring the cessation of outside military assistance to all Cambodian parties.
- d) Locating and confiscating caches of weapons and military supplies throughout the country.
- e) Undertaking training programmes in mine clearance and a mine awareness programme among the Cambodian people.

Corruption	Page 7, SECTION 3, ELECTIONS UNDER UNITED NATIONS AUSPICES, 22. The provisions for the holding of free and fair elections under United Nations auspices, as part of a comprehensive political settlement, must include inter alia: ...b) The design and implementation of a voter education programme (ballot secrecy, voting procedures, etc.) to support the election process and a voter registration process to guard against fraud and to ensure that eligible voters have the opportunity to register; ...i) Adoption of a Code of Conduct regulating participation in the elections in a manner consistent with respect for human rights, including the prohibition of coercion or financial inducement in order to influence voter preference.
Crime/organised crime	No specific mention.
Drugs	No specific mention.
Terrorism	No specific mention.

Transitional justice

Transitional justice general	Page 7, SECTION 4, HUMAN RIGHTS PROTECTION, 24: Cambodia's tragic recent history requires special measures to assure protection of human rights. Therefore, the comprehensive political settlement should commit Cambodia to comply with the obligations of the relevant international human rights instruments as well as with relevant resolutions of the UN General Assembly. Necessary measures should be taken in order to observe human rights and ensure the non- return to the policies and practices of the past. Page 8, SECTION 5, INTERNATIONAL GUARANTEES, 31: The aim of the provisions of this section should be to: safeguard the independent and neutral status of Cambodia; prevent foreign aggression against Cambodia or interference in the affairs of that country; safeguard human rights in Cambodia and prevent a return to the policies and practices of the past; facilitate a comprehensive and durable political settlement based on self-determination of the Cambodian people, and ensure that the settlement agreed upon is implemented in its entirety.
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	<p>Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...Taken together, these documents outline a settlement process based on national reconciliation and involving an enhanced United Nations role which would ensure a just and lasting political solution to the conflict.</p> <p>Page 4, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 1: In order to restore and maintain peace in Cambodia, prevent the continuation of the conflict, promote national reconciliation and ensure the realization of national self-determination through free and fair general elections, it is essential to establish a unique legitimate body and source of authority in which, throughout the transitional period, national sovereignty and unity would be enshrined.</p>

Implementation

UN signatory	<p>(Signed) Pierre-Louis BLANC, Permanent Representative of France to the United Nations</p> <p>(Signed) Thomas R. PICKERING, Permanent Representative of the United States of America to the United Nations</p> <p>(Signed) LI Daoyu, Permanent Representative of the People's Republic of China to the United Nations</p> <p>(Signed) Yuli M. VOLONTSOV, Permanent Representative of the Union of Soviet Socialist Republics to the United Nations</p> <p>(Signed) Crispin TICKELL Permanent Representative of the United Kingdom of Great Britain and Northern Ireland to the United Nations</p>
Other international signatory	No specific mention.
Referendum for agreement	No specific mention.

**International
mission/force/
similar**

Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...The basic principle behind the Five 's approach is to enable the Cambodian people to determine their own political future through free and fair elections organized and conducted by the United Nations in a neutral political environment with full respect for the national sovereignty of Cambodia.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 8: Being the unique legitimate body and source of authority in Cambodia during the transitional period, the SNC, at the time the comprehensive political settlement is signed, will delegate to the United Nations Transitional Authority in Cambodia (UNTAC) all powers necessary to ensure the implementation of the comprehensive agreement, including those relating to the conduct of free and fair elections and the relevant aspects of the administration of Cambodia.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 9: The SNC should offer advice to the UNTAC which will comply with this advice provided there is a consensus among the members of the SNC, and provided this advice is consistent with the objectives of the comprehensive political settlement. The Special Representative of the UN Secretary-General will determine whether such advice is consistent with the comprehensive political settlement. He should attend the meetings of the SNC and give its members all necessary information on the decisions taken by UNTAC.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 10: In order to ensure a neutral political environment conducive to free and fair general elections, administrative agencies, bodies and offices which could directly influence the outcome of elections should be placed under direct UN supervision or control. In that context special attention will be given to foreign affairs, national defence, finance, public security and information. To reflect the importance of these subjects, UNTAC needs to exercise such control as is necessary to ensure the strict neutrality of the bodies responsible for them. The UN in consultation with the SNC would identify which agencies, bodies and offices could continue to operate in order to ensure normal day-to-day life in the country.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 11: Adequate provision must be made within the terms of the comprehensive political settlement for the exercise of routine law enforcement functions under UNTAC supervision.

Page 5, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 13: The enhanced United Nations role requires the establishment of a United Nations Transitional Authority in Cambodia (UNTAC) with a military as well as a civilian component.

Page 5, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 14: The function of the military component should be to carry out the peacekeeping aspects of the comprehensive political settlement.

Page 5, SECTION 2, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, MILITARY ARRANGEMENTS DURING THE TRANSITIONAL PERIOD, 15: once a ceasefire takes effect, UNTAC will supervise, monitor and verify the ceasefire and related measures, including:

a) Verification of the withdrawal from Cambodia of all categories of foreign forces

Enforcement mechanism

Page 2, STATEMENT OF THE FIVE PERMANENT MEMBERS OF THE SECURITY COUNCIL OF THE UNITED NATIONS ON CAMBODIA: ...Once the Cambodian parties have accepted this framework and the SNC has been formed, the Paris Conference, which includes all interested parties and the Secretary General of the UN, should be reconvened. Its task should be to adopt the elements of the comprehensive political settlement and draw up a detailed plan of implementation in accord with this framework.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 8: Being the unique legitimate body and source of authority in Cambodia during the transitional period, the SNC, at the time the comprehensive political settlement is signed, will delegate to the United Nations Transitional Authority in Cambodia (UNTAC) all powers necessary to ensure the implementation of the comprehensive agreement, including those relating to the conduct of free and fair elections and the relevant aspects of the administration of Cambodia.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 9: The SNC should offer advice to the UNTAC which will comply with this advice provided there is a consensus among the members of the SNC, and provided this advice is consistent with the objectives of the comprehensive political settlement. The Special Representative of the UN Secretary-General will determine whether such advice is consistent with the comprehensive political settlement. He should attend the meetings of the SNC and give its members all necessary information on the decisions taken by UNTAC.

Page 5, SECTION 1, TRANSITIONAL ARRANGEMENTS REGARDING THE ADMINISTRATION OF CAMBODIA DURING THE PRE-ELECTORAL PERIOD, 12: The Special Representative of the Secretary General should investigate complaints and allegations regarding actions by the existing administrative structures in Cambodia that are inconsistent with or work against the objectives of a comprehensive political settlement.

Page 9, SECTION 5, INTERNATIONAL GUARANTEES, 36: In the event of a violation or threat of violation of the independence, sovereignty, territorial integrity, neutrality and national unity of Cambodia, or of any of the other commitments herein, including those relating to human rights, the participating States will immediately undertake appropriate consultations with a view to adopting all appropriate measures to ensure respect for those commitments. Such measures may include, inter alia, reference to the Security Council of the United Nations or recourse to the means for the peaceful settlement of disputes referred to in Article 33 of the Charter of the United Nations. The participating States may also seek the good offices of the co-chairmen of the Paris conference on Cambodia.

Related cases

No specific mention.

Source

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