

Country/entity	Bosnia and Herzegovina Yugoslavia (former)
Region	Europe and Eurasia
Agreement name	Joint Declaration
Date	18 Nov 1993
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes

Agreement/conflict level Intrastate/intrastate conflict

Balkan Conflicts (1991 - 1995) (1998 - 2001)

Former Yugoslavia

The disintegration of former Yugoslavia post cold war saw conflicts which became mediated and produced peace agreements in Slovenia (where the brief independence conflict was mediated by the EC Troika in 1991), Croatia (between Croatian and Serb populations 1991-1995), in Bosnia (between Croatian, Serb and Bosniak populations 1992-1995), in Macedonia (where mediation played a key pre-emptive role in preventing large scale conflict in 2001), in Kosovo (between Kosovar Albanians and Serbian population and the Federal Republic of Yugoslavia (FRY), but also between FRY and NATO, 1998-1999), and a conflict in the Presevo Valley (between Albanians in South Serbia and FRY, 2000-2001). The continued fall-out of the disintegration of former Yugoslavia also saw mediated agreement and ultimate dissolution of the Union between Serbia and Montenegro.

Bosnia-Herzegovina

In 1991, after nationalist parties won the first multi-party elections in the Socialist Federal Republic of Yugoslavia, a violent process of disintegration commenced. With its mixed population, Bosnia-Herzegovina became the centre of the following civil war that began in 1992 between the newly formed army of the Republic of Bosnia and Herzegovina (mostly Muslim Bosniacs), and the parastatal forces of self-declared Bosnian Croat (Herzeg-Bosnia) and Bosnian Serb (Republika Srpska) entities within Bosnia-Herzegovina, supported by Croatia and Serbia, with various, often short-lived, coalitions. The General Framework Agreement (Dayton Peace Agreement), signed in 1995, split the country into two ethno-federal entities, the Bosniak-Croat Federation and the Republika Srpska, and included continued peacekeeping and institutional administration by international actors.

Kosovo

The conflict between Serbs and Kosovar Albanians has a long history and always involved territorial disputes as well as ethno-political, cultural and linguistic factors. The most recent phase of the conflict began in November 1997 when the Albanian Kosovo Liberation Army (KLA or UCK) began their campaign for the independence of Kosovo from the Federal Republic of Yugoslavia (FRY – then Serbia and Montenegro). The subsequent war lasted until the NATO intervention, which undertook bombing campaigns of Belgrade and other places in Serbia during spring 1999. The main agreements solving the conflict were internationally driven and, finally, a UNSC resolution imposed a post-conflict arrangement in the wake of what was essentially a NATO military victory. In February 2008, Kosovo's parliament declared independence, but independence is still internationally disputed.

Close

Balkan Conflicts (1991 - 1995) (1998 - 2001)

Stage

Pre-negotiation/process

Conflict nature	Government/territory
Peace process	Bosnia peace process
Parties	MR. H. SILAJDZIC, DR. R. KARADIZIC, MR. M. BOBAN
Third parties	Chairmanship of Mrs. Ogata, United Nations High Commissioner for Refugees
Description	This declaration outlines commitments by the parties to facilitate free passage of humanitarian aid, safety for all international actors when delivering aid, prisoner release facilitated by the ICRC and adherence to the Geneva conventions and other International Humanitarian Law.

Agreement document	BA_931118_Joint Declaration.pdf (opens in new tab) Download PDF
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Groups

Children/youth	No specific mention.
Disabled persons	No specific mention.
Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ethnic/ national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	No specific mention.
Social class	No specific mention.

Gender

Women, girls and gender No specific mention.

Men and boys No specific mention.

LGBTI No specific mention.

Family No specific mention.

State definition

Nature of state (general) No specific mention.

State configuration No specific mention.

Self determination No specific mention.

Referendum No specific mention.

State symbols No specific mention.

Independence/secession No specific mention.

Accession/unification No specific mention.

Border delimitation No specific mention.

Cross-border provision No specific mention.

Governance

Political institutions (new or reformed) No specific mention.

Elections No specific mention.

Electoral commission	No specific mention.
Political parties reform	No specific mention.
Civil society	<p>Page 1, 2. Ensure complete and secure freedom of movement for all personnel of the UN and international humanitarian organizations;</p> <p>Page 1, 3. Allow UNHCR and ICRC to determine, without any conditionality or linkages, the content of humanitarian assistance, including priority winterization needs and all materials, supplies, gas and other fuel necessary for the survival of the civilian population, excluding, of course, materials of war, and to monitor that this assistance is not misused for military purposes;</p> <p>Page 1, 5. Release, in accordance with the principles of and arrangements made by the ICRC, all civilians unlawfully detained;</p>
Traditional/religious leaders	No specific mention.
Public administration	No specific mention.
Constitution	No specific mention.
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Power sharing	
Political power sharing	No specific mention.
Territorial power sharing	No specific mention.
Economic power sharing	No specific mention.
Military power sharing	No specific mention.
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Human rights and equality

Human rights/RoL general No specific mention.

Bill of rights/similar No specific mention.

Treaty incorporation Page 1, 6.
Ensure that the military and civilian administrations at all levels honour the above commitments and all others previously entered into with regard to the respect for freedom of movement and other human rights, the Geneva Conventions and other applicable international humanitarian law and humanitarian principles.

Civil and political rights No specific mention.

Socio-economic rights No specific mention.

Rights related issues

Citizenship	No specific mention.
Democracy	No specific mention.
Detention procedures	No specific mention.
Media and communication	No specific mention.
Mobility/access	<p>Page 1, 1. Ensure the delivery of humanitarian assistance by suspending hostilities and allowing free and unconditional access by the most effective land routes, as well as the repairs essential for the use of these routes;</p> <p>Page 1, 2. Ensure complete and secure freedom of movement for all personnel of the UN and international humanitarian organizations;</p> <p>Page 1, 6. Ensure that the military and civilian administrations at all levels honour the above commitments and all others previously entered into with regard to the respect for freedom of movement and other human rights, the Geneva Conventions and other applicable international humanitarian law and humanitarian principles.</p>
Protection measures	No specific mention.
Other	No specific mention.

Rights institutions

NHRI	No specific mention.
Regional or international human rights institutions	No specific mention.

Justice sector reform

Criminal justice and emergency law No specific mention.

State of emergency provisions No specific mention.

Judiciary and courts No specific mention.

Prisons and detention No specific mention.

Traditional Laws No specific mention.

Socio-economic reconstruction

Development or socio-economic reconstruction	<p>Socio-economic reconstruction→Development or socio-economic reconstruction→Humanitarian assistance</p> <p>Page 1, 1.</p> <p>Ensure the delivery of humanitarian assistance by suspending hostilities and allowing free and unconditional access by the most effective land routes, as well as the repairs essential for the use of these routes;</p> <p>Page 1, 3.</p> <p>Allow UNHCR and ICRC to determine, without any conditionality or linkages, the content of humanitarian assistance, including priority winterization needs and all materials, supplies, gas and other fuel necessary for the survival of the civilian population, excluding, of course, materials of war, and to monitor that this assistance is not misused for military purposes;</p> <p>Page 1, 4.</p> <p>Ensure that all humanitarian assistance reaches its intended civilian beneficiaries and is not diverted to the military or others;</p>
National economic plan	No specific mention.
Natural resources	No specific mention.
International funds	No specific mention.
Business	No specific mention.
Taxation	No specific mention.
Banks	No specific mention.

Land, property and environment

Land reform/rights No specific mention.

**Pastoralist/
nomadism rights** No specific mention.

Cultural heritage No specific mention.

Environment No specific mention.

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

Security sector

**Security
Guarantees** Page 1, 3.
Allow UNHCR and ICRC to determine, without any conditionality or linkages, the content of humanitarian assistance, including priority winterization needs and all materials, supplies, gas and other fuel necessary for the survival of the civilian population, excluding, of course, materials of war, and to monitor that this assistance is not misused for military purposes;

Page 1, 4.
Ensure that all humanitarian assistance reaches its intended civilian beneficiaries and is not diverted to the military or others;

Ceasefire No specific mention.

Police No specific mention.

Armed forces No specific mention.

DDR No specific mention.

**Intelligence
services** No specific mention.

**Parastatal/rebel
and opposition
group forces** No specific mention.

**Withdrawal of
foreign forces** No specific mention.

Corruption No specific mention.

Crime/organised crime No specific mention.

Drugs No specific mention.

Terrorism No specific mention.

Transitional justice

Transitional justice general No specific mention.

Amnesty/pardon No specific mention.

Courts No specific mention.

Mechanism No specific mention.

Prisoner release Page 1, 5.
Release, in accordance with the principles of and arrangements made by the ICRC, all civilians unlawfully detained;

Vetting No specific mention.

Victims No specific mention.

Missing persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

Implementation

UN signatory Chairmanship of Mrs. Ogata, United Nations High Commissioner for Refugees

Other international signatory No specific mention.

Referendum for agreement No specific mention.

International mission/force/similar	No specific mention.
Enforcement mechanism	No specific mention.
Related cases	No specific mention.
Source	B.G. Ramcharan (ed.) The International Conference on the Former Yugoslavia, volume 2 (The Hague: Kluwer Law International, 1997) pp. 1382-1383
