

Country/entity	Bosnia and Herzegovina Yugoslavia (former)
Region	Europe and Eurasia
Agreement name	Agreement between General Smith and General Mladic
Date	19 Jul 1995
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	General Rupert Smith [UNPROFOR]; General Ratko Mladic [VRS]
Third parties	-
Description	This agreement provides for access for humanitarian aid convoys, ICRC and UNHCR representatives to the Srebrenica area. It also provides for evacuation of wounded Moslems from Potocari, women, children and elderly Moslems, and DUTCHBAT soldiers. Issues regarding access to Gorazde, Zepa and Sarajevo are also raised.

Agreement document	BA_950719_Agreement between General Smith and General Mladic.pdf (opens in new tab) Download PDF
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Groups

Children/youth	<p>Groups→Children/youth→Substantive</p> <p>Page 1, The two sides have agreed the following:</p> <p>7. To provide the UNPROFOR displacement (including all military civilian and up to thirty locally employed personnel) from Potocari with all UNPROFOR weapons, vehicles, stores and equipment through Ljubovija, by the end of the week, according to following displacement order:</p> <p>...b. Evacuation of women, children and elderly Moslems, those who want to leave.</p>
Disabled persons	No specific mention.
Elderly/age	<p>Groups→Elderly/age→Substantive</p> <p>Page 1, The two sides have agreed the following:</p> <p>7. To provide the UNPROFOR displacement (including all military civilian and up to thirty locally-employed personnel) from Potocari with all UNPROFOR weapons, vehicles, stores and equipment through Ljubovija, by the end of the week, according to following displacement order:</p> <p>...b. Evacuation of women, children and elderly Moslems, those who want to leave.</p>
Migrant workers	No specific mention.
Racial/ethnic/national group	<p>Groups→Racial/ethnic/national group→Substantive</p> <p>Page 1, 7.</p> <p>To provide the UNPROFOR displacement (including all military civilian and up to thirty locally-employed personnel) from Potocari with all UNPROFOR weapons, vehicles, stores and equipment through Ljubovija, by the end of the week, according to following displacement order: a. Evacuation of wounded Moslems from Potocari, as well as from the hospital in Bratunac. b. Evacuation of women, children and elderly Moslems, those who want to leave.</p>

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 Page 1, 7.
To provide the UNPROFOR displacement (including all military civilian and up to thirty locally-employed personnel) from Potocari with all UNPROFOR weapons, vehicles, stores and equipment through Ljubovija, by the end of the week, according to following displacement order:...b. Evacuation of women, children and elderly Moslems, those who want to leave.

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 Page 1, 1.
The two sides have agreed the following: To provide access to the ICRC representatives to the reception points by the end of 20 July 95.

Page 1, 3.
The two sides have agreed the following: To provide that UNHCR representatives visit Srebrenica, as well as clearance for humanitarian aid convoys to enter to Srebrenica, from Belgrade through Ljubovija and Bratunac.

**Traditional/
religious leaders** No specific mention.

**Public
administration** No specific mention.

Constitution No specific mention.

Power sharing

**Political power
sharing** No specific mention.

**Territorial power
sharing** No specific mention.

Economic power sharing No specific mention.

Military power sharing No specific mention.

Human rights and equality

Human rights/RoL general No specific mention.

Bill of rights/similar No specific mention.

Treaty incorporation No specific mention.

Civil and political rights No specific mention.

Socio-economic rights No specific mention.

Rights related issues

Citizenship No specific mention.

Democracy No specific mention.

Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/access Page 1, 1.
The two sides have agreed the following: To provide access to the ICRC representatives to the reception points by the end of 20 July 95.

Page 1, 2.
The two sides have agreed the following: To provide that the DUTCHBAT soldiers leave Bratunac with their personal belongings and small arms on 15 July 1995.

Page 1, 3.
The two sides have agreed the following: To provide that UNHCR representatives visit Srebrenica, as well as clearance for humanitarian aid convoys to enter to Srebrenica, from Belgrade through Ljubovija and Bratunac.

Protection measures	No specific mention.
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Other	No specific mention.
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Rights institutions

NHRI	No specific mention.
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Regional or international human rights institutions	No specific mention.
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Justice sector reform

Criminal justice and emergency law	No specific mention.
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State of emergency provisions	No specific mention.
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Judiciary and courts	No specific mention.
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Prisons and detention	No specific mention.
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Traditional Laws	No specific mention.
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Socio-economic reconstruction

Development or socio-economic reconstruction	<p>Socio-economic reconstruction→Development or socio-economic reconstruction→Humanitarian assistance</p> <p>Page 1, 3.</p> <p>The two sides have agreed the following: To provide that UNHCR representatives visit Srebrenica, as well as clearance for humanitarian aid convoys to enter to Srebrenica, from Belgrade through Ljubovija and Bratunac.</p> <p>Page 1, 6.</p> <p>A positive answer will be given to the UNHCR request for humanitarian aid convoys, according to assessed needs, to Gorazde and Sarajevo, as well as to Srebrenica and Zepa. The Sarajevo convoys are to be escorted by two UNPROFOR wheeled vehicles.</p>
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National economic plan	No specific mention.
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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** No specific mention.

Ceasefire No specific mention.

Police No specific mention.

Armed forces No specific mention.

DDR No specific mention.

**Intelligence
services** No specific mention.

Parastatal/rebel and opposition group forces	No specific mention.
Withdrawal of foreign forces	No specific mention.
Corruption	No specific mention.
Crime/organised crime	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	No specific mention.
Vetting	No specific mention.
Victims	<p>Page 1, 7.</p> <p>To provide the UNPROFOR displacement (including all military civilian and up to thirty locally-employed personnel) from Potocari with all UNPROFOR weapons, vehicles, stores and equipment through Ljubovija, by the end of the week, according to following displacement order: a. Evacuation of wounded Moslems from Potocari, as well as from the hospital in Bratunac.</p>
Missing persons	No specific mention.
Reparations	No specific mention.
Reconciliation	No specific mention.

Implementation

UN signatory	General Rupert Smith [UNPROFOR]
Other international signatory	No specific mention.
Referendum for agreement	No specific mention.
International mission/force/similar	<p>Page 1, 2. The two sides have agreed the following: To provide that the DUTCHBAT soldiers leave Bratunac with their personal belongings and small arms on 15 July 1995.</p> <p>Page 1, 4. A positive answer will be given to the request for logistic convoys assigned to UNPROFOR in Potocari and to Zepa, Gorazde and Sarajevo. The convoy routes for the present will be:</p> <ul style="list-style-type: none"> a. To Zepa - from Belgrade through Visegrad and Rogatica. b. To Gorazde- from Belgrade through Visegrad. c. To Sarajevo - from Kiseljak through Kobiljaca. <p>For the time being all convoys must respect the earlier agreements and usual procedures. The intention of both sides is to normalise resupply of UNPROFOR.</p> <p>Page 1, 5. A positive answer will be given to the UNPROFOR request for the rotation of forces in Gorazde and Sarajevo.</p> <p>Page 1, 6. A positive answer will be given to the UNHCR request for humanitarian aid convoys, according to assessed needs, to Gorazde and Sarajevo, as well as to Srebrenica and Zepa. The Sarajevo convoys are to be escorted by two UNPROFOR wheeled vehicles.</p> <p>Page 1-2, 7. To provide the UNPROFOR displacement (including all military civilian and up to thirty locally-employed personnel) from Potocari with all UNPROFOR weapons, vehicles, stores and equipment through Ljubovija, by the end of the week, according to following displacement order:...c. Displacement of UNPROFOR to start on 21 July 95 at 1200 hrs. The entire operation will be supervised by General Smith and General Mladic or their representatives.</p> <p>Page 2, 9. The above mentioned positive steps will be realised in order to provide a concrete and positive contribution to the peace process and to provide fair and impartial treatment of all parties. In particular, the treatment of UNPROFOR locally-employed personnel by both sides.</p>
Enforcement mechanism	No specific mention.

Related cases No specific mention.

Source ICTY Court Records, Karadzic trial exhibit P04178
<http://icr.icty.org/>
