

Country/entity	Nepal
Region	Asia and Pacific
Agreement name	Agreement between the GoN and Kirant Janawadi Workers Party
Date	18 Jan 2009
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/local conflict

Nepalese Insurgency (1996 - 2006)

Inspired by the Maoist insurgency in Peru in the early 1990s, the Communist Party of Nepal (Maoist) – CPN(M) – declared war on the Nepalese government in February 1996. A key demand was the transformation of Nepal from a monarchy into a ‘People’s Republic’. Following a pronounced Maoist military strategy, the CPN(M) focused their insurgency on the rural areas. They gained significantly in strength and it took heavy international military support to stabilize the Nepalese government in 2002. After public protests escalated in Kathmandu in 2004, the Nepalese King Gyanendra took authoritarian control over the government. In the cities, a strong popular movement for democracy emerged, forcing the government into fast progressing peace negotiations in 2006 that concluded with the signing of a Comprehensive Peace Accord on 21 November 2006.

Close

Nepalese Insurgency (1996 - 2006)

Stage	Ceasefire/related
Conflict nature	Government
Peace process	Nepal related-local processes
Parties	On behalf of Kirant Janawadi Workers Party Sd. Anant Kranti Coordinator On behalf of GoN Talks Team Sd. Janardhan Sharma ‘Prabhakar’ Coordinator
Third parties	-
Description	An agreement in the Government of Nepal agree to consider the demands of the Kirant Janawadi Workers Party in the next round of talks and the Kirant Janawadi Workers Party agree to suspend violent activities in order to participate in the negotiations.

Agreement document

[NP_090118_GoN and Kirant Janawadi Workers.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** No specific mention.

Religious groups No specific mention.

Indigenous people Groups→Indigenous people→Substantive
Page 1, 4: The GoN has already ratified ILO Convention 169. In the course of its implementation, the acts and laws shall be amended, as necessary.

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) Page 1, Untitled Preamble: A dialogue was held in a cordial atmosphere between the Talks Team of the Government of Nepal (GoN) and the Talks Team of the Kirant Janawadi Workers Party on January 18, 2009 in Dharan. With the belief that the institutional development, strengthening of Nepal's progressive transformation and federal democratic republic can take place only through a new people-centric constitution, and embracing the principles of sovereignty, integrity, national interest and national unity, an agreement was reached on the following points.

State configuration Page 1, Untitled Preamble: A dialogue was held in a cordial atmosphere between the Talks Team of the Government of Nepal (GoN) and the Talks Team of the Kirant Janawadi Workers Party on January 18, 2009 in Dharan. With the belief that the institutional development, strengthening of Nepal's progressive transformation and federal democratic republic can take place only through a new people-centric constitution, and embracing the principles of sovereignty, integrity, national interest and national unity, an agreement was reached on the following points.

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 No specific mention.

Traditional/religious leaders No specific mention.

Public administration No specific mention.

Constitution Governance→Constitution→Constitutional reform/making
Page 1, Untitled Preamble: A dialogue was held in a cordial atmosphere between the Talks Team of the Government of Nepal (GoN) and the Talks Team of the Kirant Janawadi Workers Party on January 18, 2009 in Dharan. With the belief that the institutional development, strengthening of Nepal's progressive transformation and federal democratic republic can take place only through a new people-centric constitution, and embracing the principles of sovereignty, integrity, national interest and national unity, an agreement was reached on the following points.

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 Page 1, 4: The GoN has already ratified ILO Convention 169. In the course of its implementation, the acts and laws shall be amended, as necessary.

Civil and political rights No specific mention.

Socio-economic rights No specific mention.

Rights related issues

Citizenship No specific mention.

Democracy Page 1, Untitled Preamble: A dialogue was held in a cordial atmosphere between the Talks Team of the Government of Nepal (GoN) and the Talks Team of the Kirant Janawadi Workers Party on January 18, 2009 in Dharan. With the belief that the institutional development, strengthening of Nepal's progressive transformation and federal democratic republic can take place only through a new people-centric constitution, and embracing the principles of sovereignty, integrity, national interest and national unity, an agreement was reached on the following points.

Detention procedures No specific mention.

Media and communication No specific mention.

Mobility/access No specific mention.

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 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 1, 1: The GoN shall be responsible for the security of the members of the talks committee during the period of dialogue.

Ceasefire Security sector→Ceasefire→Ceasefire provision
Page 1, 2: The Kirant Janawadi Workers Party shall suspend its violent activities and shall not engage in any unlawful activities. In addition, the GoN shall treat the party leaders and activists as political actors.

Police No specific mention.

Armed forces No specific mention.

DDR No specific mention.

**Intelligence
services** No specific mention.

**Parastatal/rebel
and opposition
group forces** Page 1, 2: The Kirant Janawadi Workers Party shall suspend its violent activities and shall not engage in any unlawful activities. In addition, the GoN shall treat the party leaders and activists as political actors.

Page 1, 3: The Kirant Janawadi Workers Party shall make available to the GoN a list of the people imprisoned in the course of agitation, and the GoN shall immediately release them after investigations.

Page 1, 5: Many of the demands put forth on the negotiation table by the Kirant Janawadi Workers Party shall be reconsidered and the GoN shall categorize the demands, carry out additional studies and homework, and discuss them in the next round of talks. The date of the next round of talks shall be decided on mutual understanding.

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, 3: The Kirant Janawadi Workers Party shall make available to the GoN a list of the people imprisoned in the course of agitation, and the GoN shall immediately release them after investigations.

Vetting No specific mention.

Victims No specific mention.

Missing persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

Implementation

UN signatory No specific mention.

Other international 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 Asian Study Center for Peace & Conflict Transformation (2011), From Conflict to Peace in Nepal: Peace Agreements 2005-2010.
