

<b>Country/entity</b>	Bosnia and Herzegovina Yugoslavia (former)
<b>Region</b>	Europe and Eurasia
<b>Agreement name</b>	Prisoner exchange agreement
<b>Date</b>	8 Feb 1994
<b>Agreement status</b>	Multiparty signed/agreed
<b>Interim arrangement</b>	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

<b>Conflict nature</b>	Government/territory
<b>Peace process</b>	Bosnia peace process
<b>Parties</b>	MR DAMIR BARBARIĆ HVO DR IVO SANDRK HVO MR BERISLAV PUŠIĆ HVO MR ŽELJKO BARBARIĆ HVO MR SELMAN PODŽIĆ BIH MR ALIJA ALIKADIĆ BIH MR ZIJO ORUČEVIĆ BIH
<b>Third parties</b>	MAJOR FERRER SPABAT MRS IRIS WITTWER ICRC [listed as present but copy unsigned] MR JAVIER ECMM MRS CHRISTINE MACCALLUM CIVAFF [listed as present but copy unsigned] MR KOSTAS KUOFAKIS ECMM
<b>Description</b>	Short agreement which provides for a mutual prisoner exchange within the 4th BiH Corps zone, facilitated by the ICRC with support from UNPROFOR.

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<b>Agreement document</b>	<a href="#">BA_940208_Sporazum o razmjeni zatvorenika - zatocenika_tr.pdf (opens in new tab)</a>   <a href="#">Download PDF</a>
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<b>Agreement document (original language)</b>	<a href="#">BA_940208_Sporazum o razmjeni zatvorenika - zatocenika_CR.pdf (opens in new tab)</a>
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## Groups

<b>Children/youth</b>	No specific mention.
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<b>Disabled persons</b>	No specific mention.
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<b>Elderly/age</b>	No specific mention.
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<b>Migrant workers</b>	No specific mention.
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<b>Racial/ethnic/national group</b>	No specific mention.
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<b>Religious groups</b>	No specific mention.
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<b>Indigenous people</b>	No specific mention.
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**Other groups** No specific mention.

**Refugees/displaced persons** No specific mention.

**Social class** No specific mention.

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## **Gender**

**Women, girls and gender** No specific mention.

**Men and boys** No specific mention.

**LGBTI** No specific mention.

**Family** No specific mention.

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## **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.

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## **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, 3.  
FROM TODAY, AND NO LATER THAN 10 DAYS FROM TODAY, LISTS WITH PRISONERS' NAMES WILL BE EXCHANGED, WITH ONE COPY GIVEN TO THE ICRC.

Page 1, 4.  
ONCE BOTH LISTS HAVE BEEN AMENDED, THE EXCHANGE PROCESS WILL BE AGREED WITH ICRC, WITH THE SUPPORT FROM UNPROFOR.

**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** No specific mention.

**Civil and political rights** No specific mention.

**Socio-economic rights** No specific mention.

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## **Rights related issues**

**Citizenship** No specific mention.

**Democracy** No specific mention.

**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.

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## **Rights institutions**

**NHRI** No specific mention.

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

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## **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.

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## **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.

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## **Land, property and environment**

**Land reform/rights** No specific mention.

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

**Cultural heritage** No specific mention.

<b>Environment</b>	No specific mention.
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<b>Water or riparian rights or access</b>	No specific mention.
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**Security sector**

<b>Security Guarantees</b>	No specific mention.
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<b>Ceasefire</b>	No specific mention.
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<b>Police</b>	No specific mention.
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<b>Armed forces</b>	No specific mention.
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<b>DDR</b>	No specific mention.
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<b>Intelligence services</b>	No specific mention.
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<b>Parastatal/rebel and opposition group forces</b>	No specific mention.
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<b>Withdrawal of foreign forces</b>	No specific mention.
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<b>Corruption</b>	No specific mention.
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<b>Crime/organised crime</b>	No specific mention.
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<b>Drugs</b>	No specific mention.
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<b>Terrorism</b>	No specific mention.
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**Transitional justice**

<b>Transitional justice general</b>	No specific mention.
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<b>Amnesty/pardon</b>	No specific mention.
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<b>Courts</b>	No specific mention.
<b>Mechanism</b>	No specific mention.
<b>Prisoner release</b>	<p>Page 1, 1. THE EXCHANGE WILL FOLLOW THE PRINCIPLE “EVERYONE FOR ALL” WITHIN THE ZONE AGREED IN POINT 2.</p> <p>Page 1, 2. THE PRISONERS WILL BE EXCHANGED FOLLOWING THE ABOVE PRINCIPLE WITHIN THE 4TH BIH CORPS ZONE, INCLUDING BUGOJNO.</p> <p>Page 1, 3. FROM TODAY, AND NO LATER THAN 10 DAYS FROM TODAY, LISTS WITH PRISONERS’ NAMES WILL BE EXCHANGED, WITH ONE COPY GIVEN TO THE ICRC.</p> <p>Page 1, 4. ONCE BOTH LISTS HAVE BEEN AMENDED, THE EXCHANGE PROCESS WILL BE AGREED WITH ICRC, WITH THE SUPPORT FROM UNPROFOR.</p>
<b>Vetting</b>	No specific mention.
<b>Victims</b>	No specific mention.
<b>Missing persons</b>	No specific mention.
<b>Reparations</b>	No specific mention.
<b>Reconciliation</b>	No specific mention.

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## Implementation

<b>UN signatory</b>	MAJOR FERRER SPABAT [UNPROFOR Battalion]
<b>Other international signatory</b>	<p>MRS IRIS WITTWER ICRC [listed as present but copy unsigned] MR JAVIER ECMM MRS CHRISTINE MACCALLUM CIVAFF [listed as present but copy unsigned] MR KOSTAS KUOFAKIS ECMM</p>
<b>Referendum for agreement</b>	No specific mention.
<b>International mission/force/similar</b>	<p>Page 1, 4. ONCE BOTH LISTS HAVE BEEN AMENDED, THE EXCHANGE PROCESS WILL BE AGREED WITH ICRC, WITH THE SUPPORT FROM UNPROFOR.</p>

<b>Enforcement mechanism</b>	No specific mention.
<b>Related cases</b>	No specific mention.
<b>Source</b>	Slobodan Praljak <a href="http://www.slobodanpraljak.com/">http://www.slobodanpraljak.com/</a>

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