

Country/entity	Philippines Mindanao
Region	Asia and Pacific
Agreement name	Terms of Reference of the GPH and the MILF Peace Implementing Panels
Date	21 Mar 2017
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes

Agreement/conflict level Intrastate/intrastate conflict

Philippine Insurgencies (1968 -)

The Maoist Insurgencies (1968 -)

Philippines-NDF

The Philippines have been defined by a series of center-periphery and often ideologically Maoist, separatist insurgencies. The Communist Party of the Philippines (CPP), began its war against the central Philippine government in 1968 through their armed wing – the New People’s Army (NPA). Further legitimacy was gained through the establishment of the National Democratic Front (NDF) in 1973. Grievances were predominantly opposed to the corruption and repression under the authoritarian Marcos regime.

Philippines-Cordillera

With the overthrow of Marcos’ regime in 1986, the CPP factionalized further to take on more localized characteristics. The Cordillera Peoples Liberation Army (CPLA) broke away from the NDF in 1986 to focus on the protection of the Cordilleran people and land in northern Luzon. Hostilities were formally ended in July 2011, with an agreement signed between the central government, the CPLA and the Cordillera Bodong Administration (CBA) that allowed for the absorption of CPLA fighters into the Philippine Army and the re-working of the CBA-CPLA into a socio-development organisation.

Philippines-RPM-P

Meanwhile, purge among the CPP in the early 1990s, encouraged the formation of a parallel party, the Revolutionary Workers Party (RPM-P). Their armed wing, the Alex Boncayao Brigade (ABB) which had carried out a number of assassinations during the 1980s at the bequest of the CPP, followed suit and allied themselves with the RPM-P in 1997 forming the (RPM-P-RPA-ABB). Severely weakened by the split with the CPP and with the arrest of several key figures, the RPM-P-RPA-ABB signed a peace agreement in December 2000, which encouraged the RPM-P’s branch in Mindanao to break away in 2001.

The CPP-NPA has only participated in intermittent talks with the government. Talks halted in 2004 when Gloria Macapagal-Arroyo’s administration sought closer ties with the U.S. in the war on terror and added the CPP-NPA to the list of terrorist organisations, renewing violence. Following the launch of a counter-insurgency by the Philippine government, negotiations have been further delayed due to suspected internal differences between the CPP ‘old guard’ and younger members.

The Moro Insurgency (1968 -)

Philippines-Mindanao

The Moro Insurgency began in 1968, in Mindanao and the Sulu archipelago after the killing of Moro Commandos, the so-called Jabidah Massacre, by the Philippine Army following a plot to invade Sabah province in Malaysia. The Moro National Liberation Front (MNLF) captured a swath of territory in the mid-1970s. In an attempt to stem the violence, the constitution was reformed and Autonomous Region in Muslim Mindanao (ARMM) was created 1990 granting a devolution of power to the provinces of Lanao del Sur, Maguindanao, Sulu and Tawi-Tawi. Following the establishment of the ARMM, the MNLF splintered into a range of smaller groups including Islamic factions such as the

Stage	Implementation/renegotiation
Conflict nature	Government/territory
Peace process	Philippines - Mindanao process
Parties	For the GPH IRENE M. SANTIAGO GPH Implementing Panel Chair For the MILF MOHAGHER IQBAL MILF Implementing Panel Chair
Third parties	SIGNED IN THE PRESENCE OF: DATO' KAMARUDIN BIN MUSTAFA Malaysian Facilitator and/or Special Adviser
Description	Describes the specific details of how meetings of the Implementation Panels should proceed, such as the procedures and who is included.
Agreement document	PH_170321_Terms of Reference of the (GPH) and (MILF).pdf (opens in new tab) Download PDF
Groups	
Children/youth	No specific mention.
Disabled persons	Groups→Disabled persons→Other Page 2, Article III, Conduct of Panel Meetings, Section 3. Attendance/Quorum. a. The officially designated members of the GPH and the MILF Peace Implementing Panels shall be the regular attendees at every Panel meeting In the event of permanent disability for any reason, a substitute shall be named to replace him/her; provided, finally, that prior official notice of such designation of substitute shall be given to the other party. If the meeting is held outside of the country, then notice shall likewise be made to the Third Party Facilitator and/or Special Adviser.
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 No specific mention.

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 Power sharing→Territorial power sharing→Autonomous regions
Page 1, Article II, Guiding Principles and Mandate

Section 2. Mandate. The Implementing Panels are mandated to ensure the efficient and effective implementation of the Comprehensive Agreement on the Bangsamoro (CAB) and other agreements that may be signed by the Parties. They shall jointly and cooperatively endeavor to accomplish the following:

a. The GPH Implementing Panel shall work for the passage of the proposed Bangsamoro Basic Law (BBL) in Congress while the MILF Implementing Panel shall monitor the progress of the legislative process,

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 Rights related issues→Media and communication→Media logistics
Page 4, ARTICLE IV, MEDIA COVERAGE

Section 1. The holding of joint press conferences or the issuance of joint press statements shall be mutually agreed upon by the two Panel Chairpersons.

Section 2. The respective Chairpersons of the Implementing Panels, or in their absence, a member of either Panel duly designated, shall act as the official spokespersons for each Panel, as the case may be.

Section 3. To ensure effective communication, the Implementing Panels shall agree on common messaging that shall be used for public information relative to the work of the Implementing Panels.

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** No specific mention.

Ceasefire No specific mention.

Police No specific mention.

Armed forces No specific mention.

DDR Security sector→DDR→Demilitarisation provisions
Page 1, Article II, Guiding Principles and Mandate

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...

c. Carry out the phasing and sequencing of the programs for implementation under the normalization process, including decommissioning which shall be parallel and commensurate to the movement of the legislative track, specifically, the BBL as provided for in the Annex on Arrangements and Modalities, and Transitional

**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	No specific mention.
Missing persons	No specific mention.
Reparations	No specific mention.
Reconciliation	No specific mention.

Implementation

UN signatory	No specific mention.
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Other international signatory Page 5, Signatures

Signed in the Presence of Malaysian Facilitator and/or Special Adviser Dato' Kamarudin Bin Mustafa

Referendum for agreement	No specific mention.
International mission/force/similar	No specific mention.
Enforcement mechanism	No specific mention.
Related cases	No specific mention.
Source	Office of the Presidential Adviser on the Peace Process http://peace.gov.ph/wp-content/uploads/2017/03/TOR-GPH-MILF-Implementing-Panels.pdf
