Country/entity	Kenya
Region	Africa (excl MENA)
Agreement name	Resolutions of the Conflict Mitigation Strategy between Elders from Garissa (Lagdera Sub-County) and Isiolo (Garbatulla Sub-County) Counties attended by National Government Officials together with Building Bridges Initiative at Sportsman's Arms Hotel, Nanyuki
Date	1 Apr 2019
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/local conflict

Kenyan Post-Electoral Violence (2007 - 2008)

The conflict emerged as post-election violence. After the incumbent President Kibaki was declared the winner of the Kenyan presidential elections in December 2007, complaints of fraud and a structural disadvantage affecting his competitor Raila Odinga lead to outbreaks of severe ethno-political violence. After the first incidents in the Rift Valley region, mainly directed against the Kikuyu ethnic group – the traditional powerbase of Kibaki – the fighting spread to the cities of Nairobi and Mombasa. After two months, Kibaki and Odinga agreed on a power-sharing agreement that granted Odinga the post as a Prime Minister and ended the violence.
Close
Kenyan Post-Electoral Violence (2007 - 2008)

Stage	Framework/substantive - partial
Conflict nature	Inter-group
Peace process	Kenya peace process
Parties	Witnessed by: Representative Elders from Lagdera sub-county, Garissa [signatures] Representative Elders from Garbatulla sub-county, Isiolo [signatures]

Third parties	Witnessed by: Mr. Victor Kamonde, Deputy County Commissioner, Garbatulla sub-county, Isiolo Mr. Julius Koima, Deputy County Commissioner, Lagdera Sub-County Mr. Peter K. Thuku, EBS - Secretary/Peace Building and Distaster Response, State Department of Interior Mr. Joseph Kaguthi, EBS - Former Provincial Commissioner Mr. James Matundura, HSC - Building Bridges Initiative Bishop (rtd.) Peter Njenga - Building Bridges Initiative Major (rtd.) John Seii - Building Bridges Initiative
Description	Agreement to resolve the inter-community conflict between the Borana and Auliyan of Isiolo and Garissa Counties respectively.

Agreement document	KE_190401_Resolutions of the Conflict Mitigation Strategy between Elders from Garissa (Lagdera Sub-County) and Isiolo (Garbatulla Sub-County) Countie.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	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	Groups→Refugees/displaced persons→Rhetorical Page 5, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: ... (i) Resettlement of Displaced Persons Concerted efforts be made to facilitate persons displaced by the conflict.
Social class	No specific mention.

Gender

Women, girls and gender	No specific mention.
Men and boys	No specific mention.
LGBTI	No specific mention.
Family	Page 3, 6. Key resolutions The Elders condoled with the families for the loss of lives in the recent skirmishes. They also promised to embrace peace and ensure there is no further theft of livestock and destruction of property.

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

Page 2, 3. Mandate of the Arbitrating Committee
The Committee was mandated to:-
(a) Receive the Acceptance of both warring communities to arbitrate between them and receive a commitment signed by the representing elders to that effect.

Page 2, 4. Pre-forum inter-community agreements:
(a) Acceptance of peace to end the current impasse, ethnic tensions, and use dialogue including ADR mechanisms to end the conflict.
(b) Each of the two communities to nominate 10 elders each to represent them in the meeting.

Page 4, 6. Key resolutions, 1.5 On Illegal Settlement:
The Regional Coordinators from both North Eastern and Eastern regions to create a special committee comprising of elders, religious leaders, chiefs, national government officials, political leaders from both counties to look into the issue of illegal settlements as stipulated in 1.2

Page 4, 6. key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation:
Existing tradition dispute resolution mechanisms like the Modogashe Declaration 2011 to be reviewed and enforced when addressing compensation of loss of lives, stolen livestock and destruction of property.
...
Leaders from both communities to engage in inter-commnal dialogues to reduce existing tensions and avert further attacks and counter-attacks
Security agencies to act on Early Warning information given by the community and the political leaders to make follow-ups/implement recommendations made therof.
...
There is need to engage with the final decision making organs of the warring communities in Hayu (Borana) and Ugasi (Auliyan) on review and follow-up on implementation of Nanyuki I and II Declarations. This should include input from National and County governments security officers, peace committees, elders, politicians and other stakeholders on undertaking of PBCM/CPRM initiatives earlier agreed upon.

Page 5, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation:
(f) Facilitation of Peace Committees and Elders:
Mechanisms be put in place to facilitate/support peace committees and elders in undertaking of quarterly (1/4) PBCM/CPMR initiatives at the grassroots levels. This will go a long way in reducing the current tensions and avert future attacks and retaliatory attacks.
...
(h) Quarterly joint Meetings/Barazas and Peace Caravans
Both national and county government officials including security officers from affected areas to participate in quarterly joint meetings/barazas and peace caravans targeting the two communities - Borana and Auliyan in Lagdera and Garbatulla sub-counties.

Page 6, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: (k) Communication amongst Elders:
Elders to enhance information sharing and communication amongst themselves on issues regarding peace and security regularly. They should ensure they have telephone contacts including those of their respective Chiefs and Assistant Chiefs.
Finally, all present at this forum commit ourselves on issues regarding peace and security regularly. They should ensure they have telephone contacts including those of their respective Chiefs and Assistant Chiefs.

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	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	Justice sector reform→Criminal justice and emergency law→Criminal Justice System reform Page 5, Page 5, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation:... (e) Apprehension of Individuals Engaging in Criminal Activities: Relevent authorities to expeditte aprehension of individuals engaging in criminal activities and ensure their prosecution.
State of emergency provisions	No specific mention.
Judiciary and courts	No specific mention.
Prisons and detention	No specific mention.
Traditional Laws	Page 4, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: Existing tradition dispute resolution mechanisms like the Modogashe Declaration 2011 to be reviewed and enforced when addressing compensation of loss of lives, stolen livestock and destruction of property. The National Government to equally take action against culprits involved. ... (c) Adherence to Customary Laws/ADR Mechanisms on Pasture Management and Access to Water Points: Both communities to respect and adhere to customary laws and/or ADR mechanisms (Dhetha System) on pasture management.

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	Page 3, 6. Key resolutions The Elders condoled with the families for the loss of lives in the recent skirmishes. They also promised to embrace peace and ensure there is no further theft of livestock and destruction of property. Page 3, 6. Key resolutions, 1.3 On Pasture and Water Sharing: Migrating communities to liaise continuously with host communities in regard to modalities for pasture and water sharing before moving in with their animals. The communities in search of pasture and water should declare arms in their possession and they will rightfully use them to protect their livestock. Page 4, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: Existing tradition dispute resolution mechanisms like the Modogashe Declaration 2011 to be reviewed and enforced when addressing compensation of loss of lives, stolen livestock and destruction of property. The National Government to equally take action against culprits involved. ... (b) Return of stolen livestock: Both communities to expedite return of stolen livestock to their respectful owners.
Cultural heritage	No specific mention.

Environment	Page 5, 1.6 On Attacks and Retaliatory Attacks and Compensation: ... (d) Embracing of Environmental Conservation: Both communities to commit to embracing environmental conservation given the diminishing natural resources and adverse weather conditions.
Water or riparian rights or access	No specific mention.

Security sector

Security Guarantees	Page 3, 6. Key resolutions, 1.3 On Pasture and Water Sharing: ...The communities in search of pasture and water should declare arms in their possession and they will rightfully use them to protect their livestock. Page 4, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: ...Leaders from both communities to engage in inter-communal dialogues to reduce existing tensions and avert further attacks and counter-attacks Security agencies to act on Early Warning information given by the community and the political leaders to make follow-ups/implement recommendations made thereof... Page 5, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: (j) Insecurity: Highway banditry, proliferation of illicit arms are of a concern and there is need for security to be beefed up in affected areas in Lagdera and Garbatulla sub-counties. Chiefs and Assistant Chiefs to be proactive in sharing of early information on threats to peace and security for rapid response by relevant authorities.
Ceasefire	Security sector→Ceasefire→General commitments Page 3, 5. Agenda of the forum: (a) Address cessation of hostilities and further loss of lives including destruction of property.
Police	Page 3, 6. Key resolutions, 1.4 On Disarmament: ...National Police Reservists to be recruited trained and issued with firearms.
Armed forces	No specific mention.
DDR	Security sector→DDR→DDR programmes Page 3, 6. Key resolutions, 1.4 On Disarmament: Disarmament/registration exercise on ilicit arms held by local communities to continue.
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	Page 5, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: (e) Apprehension of Individuals Engaging in Criminal Activities: Relevent authorities to expeditte aprehension of individuals engaging in criminal activities and ensure their prosecution (j) Insecurity: Highway banditry, proliferation of illicit arms are of a concern and there is need for security to be beefed up in affected areas in Lagdera and Garbatulla sub-counties. Chiefs and Assistant Chiefs to be proactive in sharing of early information on threats to peace and security for rapid response by relevant authorities.
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	Page 4, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: Existing tradition dispute resolution mechanisms like the Modogashe Declaration 2011 to be reviewed and enforced when addressing compensation of loss of lives, stolen livestock and destruction of property. The National Government to equally take action against culprits involved.
Prisoner release	No specific mention.
Vetting	No specific mention.
Victims	Page 3, 6. Key resolutions The Elders condoled with the families for the loss of lives in the recent skirmishes. They also promised to embrace peace and ensure there is no further theft of livestock and destruction of property.
Missing persons	No specific mention.

Reparations	Transitional justice→Reparations→Material reparations Page 4, 6. Key resolutions, 1.6 On Attacks and Retaliatory Attacks and Compensation: Existing tradition dispute resolution mechanisms like the Modogashe Declaration 2011 to be reviewed and enforced when addressing compensation of loss of lives, stolen livestock and destruction of property. The National Government to equally take action against culprits involved. ... (a) Compensation: Both communities to expedite compensation of lives lost during the conflict. (b) Return of stolen livestock: Both communities to expedite return of stolen livestock to their respectful owners.
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.
