

Country/entity	Colombia
Region	Americas
Agreement name	Acuerdo Nro. 2 - Búsqueda de Personas Dadas por Desaparecidas en el Territorio - Mesa para la Co-construcción de Paz Territorial en Nariño
Date	17 Oct 2024
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/local conflict

Colombian Conflict (1964 -)

The Colombian conflict is really a set of conflicts and the peace agreements reflect both different processes relating to different conflict groups and dyads, and processes taking place at different times in a complex peace process history. The Colombian civil war has its roots in the late 1940s and the violent infighting between liberal and the conservative factions. Emerging from the liberal tradition with a thorough grounding in nationalist communist ideology, the Revolutionary Armed Forces of Colombia—People's Army (FARC) began its armed insurrection against the Colombian government in 1964. Other left-wing guerrillas emerged as well, most notably the socialist/populist M-19, which would later be integrated into the formal political system in the peace process of 1990s; the National Liberation Army (ELN), which has strong roots in liberation theology, and the Maoist Ejército Popular de Liberación (EPL) (also part of the 1990 process, less successfully). Several stages of peace processes were undertaken by the various sides, which were further complicated by the emergence of right-wing paramilitary 'self-defence' forces. The peace agreement between the Colombian government under President Uribe and the main alliance of the paramilitary groups, the United Self-Defence Forces of Colombia (AUC), concluded in 2005 and is still heavily disputed as several remnants are still active, but now subsumed under the heading 'Bacrim' (Bandas criminales). In addition, FARC and ELN maintain a military presence, but both demonstrate a strong interest in completing successful peace negotiations with the government, with the most recent agreements being between FARC and the Government.

Close
Colombian Conflict (1964 -)

Stage	Pre-negotiation/process
Conflict nature	Government/territory
Peace process	Colombia VII - Petro Peace Dialogues with Comuneros del Sur (Nariño Regional Process)

Parties	National Government Delegation:
	Carlos Erazo - Head of the National Government Team Clemencia Carabalí - Representative National Government Andrei Gómez-Suárez - Representative National Government Angela María Robledo Gómez - Representative National Government Pablo Pardo Velasco - Representative National Government Southern Comuneros Delegation: Royer Garzón Alvarado - Representative Southern Comuneros Antonio Ovallos - Representative Southern Comuneros Segundo Andrés Obregón - Representative Southern Comuneros
Third parties	Accompanying Persons (witnesses/supporters):
	Reina Buijs - Ambassador of the Kingdom of the Netherlands to Colombia Florencia Riveros - Delegate MAPP-OEA, Organisation of American States Padre Paulo Verdugo - Episcopal Conference of Colombia Acknowledgements (entities supporting the process): Search Unit for Missing Persons (UBPD) International Committee of the Red Cross (ICRC) Government of Nariño Episcopal Conference of Colombia Embassy of the Kingdom of the Netherlands Mission to Support the Peace Process of the Organisation of American States (MAPP-OEA)
Description	The second agreement of the Nariño Territorial-Peace Roundtable creates safeguards and an operational team to search for persons reported missing. It guarantees security and access for search entities and families, forms a 10-member Search Team linked to UBPD, recognises Southern Comuneros as key actors, grants full freedom of movement to the ICRC, and incorporates obligations under Common Article 3 of the Geneva Conventions and the UN Convention on Enforced Disappearance.
Agreement document	CO_241017_Acuerdo_Numero_2_Busqueda_De_Personas_Dadas_Por_Desaparecidas_EN (opens in new tab) Download PDF
Agreement document (original language)	CO_241017_Acuerdo Numero 2 Busqueda De Personas Dadas Por Desaparecidas (opens in new tab)
Source of document	https://www.consejeriacomisionadadepaz.gov.co/MesaCo-ConstruccionPazNari%C3%B1o/Documents/Recursos-documentos/AcuerdoNro.2.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** 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 This agreement, framed within the principles of common Article 3 of the Geneva Conventions, is the result of our commitment to de-escalate violences and alleviate the suffering of victims, especially the families and loved ones of people reported missing.

1. Guarantees in the Search: Southern Comuneros undertakes to ensure that entities, institutions and family members searching for missing persons can carry out their work with all the necessary guarantees, facilitating their work through coordinated activities in the territory.

By joining forces and strengthening collaboration between national, departmental and local government entities, social and victims' organisations, and delegations from the National Government and Southern Comuneros, we reaffirm our commitment to not rest until every missing person is found and every family receives the comfort they deserve.

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 4. Guarantees for the ICRC: The parties undertake to respect International Humanitarian Law and shall ensure that the International Committee of the Red Cross (ICRC), with its principles of neutrality, impartiality, humanity and independence, can move freely throughout the territory to ensure the implementation of this humanitarian action. By joining forces and strengthening collaboration between national, departmental and local government entities, social and victims' organisations, and delegations from the National Government and Southern Comuneros, we reaffirm our commitment to not rest until every missing person is found and every family receives the comfort they deserve.

Traditional/ religious leaders	No specific mention.
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Public administration	No specific mention.
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Constitution	No specific mention.
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Power sharing

Political power sharing	No specific mention.
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Territorial power sharing	No specific mention.
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Economic power sharing	No specific mention.
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Military power sharing	No specific mention.
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Human rights and equality

Human rights/RoL general	The humanitarian provisions contained in the peace agreements, including partial agreements, as well as the protocols signed by the parties at the dialogues table, which are intended to protect the civilian population from armed conflict, as well as those who do not participate directly in hostilities, are part of IHL, in accordance with the provisions of Articles 93 and 94 of the Political Constitution, and shall therefore be binding on the parties." This Agreement is established as a special mechanism that seeks to guarantee better protection for persons affected by the armed conflict, and is recognised as binding on the parties, in accordance with the provisions of current legislation. 4. Guarantees for the ICRC: The parties undertake to respect International Humanitarian Law and shall ensure that the International Committee of the Red Cross (ICRC), with its principles of neutrality, impartiality, humanity and independence, can move freely throughout the territory to ensure the implementation of this humanitarian action.
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Bill of rights/similar	No specific mention.
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**Treaty
incorporation**

This agreement, framed within the principles of common Article 3 of the Geneva Conventions, is the result of our commitment to de-escalate violence and alleviate the suffering of victims, especially the families and loved ones of people reported missing. The common Article 3 of the Geneva Conventions states that “the Parties to the conflict should further endeavour to bring into force, by means of special agreements, all or part of the other provisions of the present Convention.”

5. Commitment against enforced disappearance: The parties sign this agreement in compliance with paragraph 3 of Article 24 of the International Convention for the Protection of All Persons from Enforced Disappearance, which states that “Each State Party shall take all appropriate measures to search for, locate and release disappeared persons and, in the event of death, to locate, respect and return their remains.”

**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	4. Guarantees for the ICRC: The parties undertake to respect International Humanitarian Law and shall ensure that the International Committee of the Red Cross (ICRC), with its principles of neutrality, impartiality, humanity and independence, can move freely throughout the territory to ensure the implementation of this humanitarian action.
Protection measures	Rights related issues→Protection measures→Protection of civilians The humanitarian provisions contained in the peace agreements, including partial agreements, as well as the protocols signed by the parties at the dialogues table, which are intended to protect the civilian population from armed conflict, as well as those who do not participate directly in hostilities, are part of IHL, in accordance with the provisions of Articles 93 and 94 of the Political Constitution, and shall therefore be binding on the parties." Rights related issues→Protection measures→Other 5. Commitment against enforced disappearance: The parties sign this agreement in compliance with paragraph 3 of Article 24 of the International Convention for the Protection of All Persons from Enforced Disappearance, which states that "Each State Party shall take all appropriate measures to search for, locate and release disappeared persons and, in the event of death, to locate, respect and return their remains."
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	1. Guarantees in the Search: Southern Comuneros undertakes to ensure that entities, institutions and family members searching for missing persons can carry out their work with all the necessary guarantees, facilitating their work through coordinated activities in the territory.
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	1. Guarantees in the Search: Southern Comuneros undertakes to ensure that entities, institutions and family members searching for missing persons can carry out their work with all the necessary guarantees, facilitating their work through coordinated activities in the territory. 2. Formation of the Search Team: The Southern Comuneros delegation will form a team of ten people who will energise the process of searching for people reported missing. 3. Recognition of the role of Southern Comuneros: The National Government delegation will promote the recognition of Southern Comuneros as active and decisive actors in the search for missing persons, emphasising their contribution to society and reconciliation. By joining forces and strengthening collaboration between national, departmental and local government entities, social and victims' organisations, and delegations from the National Government and Southern Comuneros, we reaffirm our commitment to not rest until every missing person is found and every family receives the comfort they deserve.
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 This is a significant step on our path towards peace, which seeks to heal the wounds of the past and build a future where dignity and truth prevail.

Amnesty/pardon No specific mention.

Courts No specific mention.

Mechanism This Agreement is established as a special mechanism that seeks to guarantee better protection for persons affected by the armed conflict, and is recognised as binding on the parties, in accordance with the provisions of current legislation.

Prisoner release No specific mention.

Vetting No specific mention.

Victims This agreement, framed within the principles of common Article 3 of the Geneva Conventions, is the result of our commitment to de-escalate violence and alleviate the suffering of victims, especially the families and loved ones of people reported missing. This Agreement is established as a special mechanism that seeks to guarantee better protection for persons affected by the armed conflict, and is recognised as binding on the parties, in accordance with the provisions of current legislation. By signing this second agreement, we are sending a message of hope to the victims and to society as a whole. By joining forces and strengthening collaboration between national, departmental and local government entities, social and victims' organisations, and delegations from the National Government and Southern Comuneros, we reaffirm our commitment to not rest until every missing person is found and every family receives the comfort they deserve.

Missing persons	This agreement, framed within the principles of common Article 3 of the Geneva Conventions, is the result of our commitment to de-escalate violence and alleviate the suffering of victims, especially the families and loved ones of people reported missing. 1. Guarantees in the Search: Southern Comuneros undertakes to ensure that entities, institutions and family members searching for missing persons can carry out their work with all the necessary guarantees, facilitating their work through coordinated activities in the territory. 2. Formation of the Search Team: The Southern Comuneros delegation will form a team of ten people who will energise the process of searching for people reported missing. This team will include a person responsible for communication and liaison with the Search Unit for Missing Persons (UBPD), through the Office of the Peace Commissioner. To strengthen this effort, the UBPD will conduct theoretical and practical training, for which the training programme and its contents will be sent in advance. During this training, specific actions will be agreed upon that will enable a collective search exercise, thus ensuring that the team is properly prepared to contribute effectively to this vital process. 3. Recognition of the role of Southern Comuneros: The National Government delegation will promote the recognition of Southern Comuneros as active and decisive actors in the search for missing persons, emphasising their contribution to society and reconciliation. 5. Commitment against enforced disappearance: The parties sign this agreement in compliance with paragraph 3 of Article 24 of the International Convention for the Protection of All Persons from Enforced Disappearance, which states that “Each State Party shall take all appropriate measures to search for, locate and release disappeared persons and, in the event of death, to locate, respect and return their remains.” By joining forces and strengthening collaboration between national, departmental and local government entities, social and victims' organisations, and delegations from the National Government and Southern Comuneros, we reaffirm our commitment to not rest until every missing person is found and every family receives the comfort they deserve.
Reparations	Transitional justice→Reparations→Symbolic reparations 3. Recognition of the role of Southern Comuneros: The National Government delegation will promote the recognition of Southern Comuneros as active and decisive actors in the search for missing persons, emphasising their contribution to society and reconciliation. Such actions may be considered as early measures of reparation.
Reconciliation	3. Recognition of the role of Southern Comuneros: The National Government delegation will promote the recognition of Southern Comuneros as active and decisive actors in the search for missing persons, emphasising their contribution to society and reconciliation.

Implementation

UN signatory No specific mention.

Other international signatory Reina Buijs, Ambassador of the Kingdom of the Netherlands to Colombia
 Florencia Riveros
 Delegate MAPP-OEA
 Organisation of American States

Referendum for agreement No specific mention.

International mission/force/ similar No specific mention.

Enforcement mechanism No specific mention.
