Country/entity	El Salvador
Region	Americas
Agreement name	Chapultepec Agreement
Date	16 Jan 1992
Agreement status	Multiparty signed/agreed
Interim arrangement	Yes
Agreement/conflict level	Intrastate/intrastate conflict

El Salvador Civil War (1979 - 1992)

The civil war in El Salvador lasted from 1979 to 1992 between an authoritarian government and non-state opponents. Following a failed coup d'état, five leftist guerrilla movements merged to form the umbrella organisation Farabundo Marti National Liberation Front (FMLN). U.S. support for the central Salvatorean government after 1979 lasted until its collapsed in late 1980s, after which the right-wing Republican National Alliance (Arena) filled the power vacuum. In March 1990, the rebels announced a suspension of attacks on non-military entered into talks backed by the UN and Catholic Church with the government. Despite the talks violence peaked over the next two years until the Chapultepec Peace Accords were signed in Mexico City in February 1992. Another ceasefire was signed a month later, which lasted nine months and was never broken during that time. Arena won the 1994 presidential elections and maintained a significant portion of the legislature until 2009, when the FMLN attained the presidency.
Close
El Salvador Civil War (1979 - 1992)

Stage	Framework/substantive - comprehensive
Conflict nature	Government
Peace process	El Salvador peace process

Parties	Representing the Government of El Salvador: (Signed) Mr. Oscar SANTAMARÍA Col. Juan MARTÍNEZ VARELA Gen. Mauricio Ernesto VARGAS Mr. David Escobar GALINDO Mr. Abelardo TORRES Mr. Rafael Hernán CONTRERAS Representing the Frente Farabundo Martí para la Liberación Nacional: (Signed) Cmdr. Schafik HÁNDAL Cmdr. Francisco JOVEL Cmdr. Salvador SÁNCHEZ CERÉN Cmdr. Eduardo SANCHO Cmdr. Joaquín VILLALOBOS Salvador SAMAYOA Ana Guadalupe MARTÍNEZ María Marta VALLADARES Roberto CAÑAS Dagoberto GUTIÉRREZ
Third parties	Boutros Boutros-Ghali, UNSG (signatory, status unclear)
Description	Set of political agreements dealing with the armed forces, civil police, judicial system, electoral system, economic and social questions, political participation by FMLN, cessation of armed conflict, UN verification, implementation timetable; series of annex elaborating necessary legislative reform

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Agreement document	SV_910116_Chalputepec.pdf (opens in new tab) | Download PDF

Groups

Children/youth	No specific mention.
Disabled persons	Groups→Disabled persons→Substantive Page 35, Chapter V: Economic and Social Questions 9. National Reconstruction Plan: [...] The National Reconstruction Plan shall also include programme for the war-disabled and the relatives of victims among the civilian population.
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	Page 13, Chapter II, National Civil Police [This chapter deals extensively with the establishment of the National Civil Police] II.7.D.b. A publicity campaign to promote the recruitment of new personnel for the National Civil Police shall be designed and implemented as soon as possible. Special consideration shall be given to the recruitment of women.
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	Page 28, Chapter IV: Electoral System, The Parties reaffirm their commitment, made in the Mexico Agreements, to promote a comprehensive proposal for reform of the electoral system. To that end, they request COPAZ to appoint the Special Commission envisaged for that purpose in the Mexico Agreements. That Commission shall study the preliminary draft amendments to the Electoral Code submitted to the Legislative Assembly by the Central Board of Elections, as well as any proposals put forward by its members or by independent experts invited for that purpose. The Special Commission shall organize its work in such a way that the results can be used within the time-limits set for the reform of the electoral system.
Electoral commission	No specific mention.

Political parties reform

Governance→Political parties reform→Rebels transitioning to political parties

Chapter VI

Political Participation by FMLN

The following agreements have been reached concerning political participation by FMLN, and shall be subject to the implementation timetable contained in this Agreement:

1. Adoption of legislative or other measures needed to guarantee former FMLN combatants the full exercise of their civil and political rights, with a view to their reintegration, within a framework of full legality, into the civil, political, and institutional life of the country.
2. Freedom for all political prisoners.
3. Full guarantees and security for the return of exiles, war-wounded and other persons currently outside the country for reasons related to the armed conflict.
4. Granting of licences for FMLN mass media.
5. Cessation of the armed conflict implies the commitment and the right of FMLN to full political participation, without any restrictions other than those deriving from the new institutional and legal framework established by the agreements reached during the negotiations.
6. Legalization of FMLN as a political party, through the adoption of a legislative decree to that end.
7. Guarantee that FMLN will be able to conduct its activities normally when it becomes a political party, meaning:

a. Freedom to canvass for new members;

b. The right to set up an appropriate infrastructure (premises, printing works, etc.);

c. Free exercise of the right of assembly and mobilization for FMLN leaders, activists and members;

d. Freedom for FMLN to purchase and use advertising space in the mass media.

8. Legal solution to the participation of FMLN members in COPAZ, once the latter formalizes its existence.
9. Special security measures

Immediately after the signing of this Agreement, special security measures shall be taken to protect any FMLN leaders who may require such protection. The aforesaid measures, which may include their being accompanied by diplomatic personnel and also technical support from friendly Governments, shall offer all the facilities required for FMLN leaders to be able to organize their own security in accordance with the law. COPAZ shall supervise the arrangements agreed to herein and shall, if necessary, promote the adoption of the relevant legislative or other provisions to ensure that such security measures are fully effective and properly established. As part of its responsibility for the security of FMLN leaders, the Government of El Salvador shall provide the necessary facilities for implementing the agreed arrangements. ONUSAL shall verify the adoption of the above measures.

Civil society

Page 34, Chapter V: Economic and Social Questions
8. Forum for economic and social consultation
A. Purpose of the Forum
A forum shall be established in which representatives of the Government, labour and the business community shall participate on an equal footing for the purpose of working out a set of broad agreements on the economic and social development of the country for the benefit of all its inhabitants. The consultation process shall be a sustained effort and shall be conducted in phases, bearing in mind that the aim is to reach some agreements that are to be implemented immediately to achieve stabilization, others that are designed to tackle the economic and social problems that will ensue from the end of the conflict and still others that are geared specifically to reconstruction.

Among other things, the Government shall propose to the Forum for Economic and Social Consultation that existing labour legislation be revised in order to promote and maintain a climate of harmonious labour relations, without prejudice to the unemployed and the public at large. It shall also propose that the situation of disadvantaged urban and outlying urban communities be analysed with a view to proposing solutions to problems resulting from the armed conflict of recent years. In general terms, the Forum shall be the mechanism for agreeing on measures to alleviate the social cost of the structural adjustment programme.

B. Establishment of the Forum
COPAZ shall convene the Forum for Economic and Social Consultation for the first time no later than one month after the signing of this Agreement.

C. Composition of and representation in the Forum
The composition of the Forum and the representation in it of the various sectors and the Government shall be as follows:
a. The Government of El Salvador shall be represented at a high level, its representatives being empowered to take decisions on economic and social matters;
b. The most representative labour and business organizations shall be invited to represent those sectors.
In addition, the Forum may invite other social and political sectors to participate in its work as observers, on terms to be determined by it.

D. Powers of the Forum
The Forum shall determine its own operational structure and the issues for discussion and consultations. The sectors represented in the Forum shall have equal rights and shall enjoy equal opportunities for expressing their views.

In order to guarantee the effectiveness of the agreements reached by the Forum by consensus, the Government undertakes to issue, amend or repeal decrees or provisions within its sphere of competence and to submit relevant proposals to the other organs of State.

E. Secretariat of the Forum
The Forum shall appoint a secretariat to provide it with technical support and ensure the continuity of its work.

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

Power sharing

Political power sharing	UN peacemaker yes Me - No
Territorial power sharing	No specific mention.

Economic power sharing

Power sharing→Economic power sharing→Sharing of resources
Page 34, Chapter V: Economic and Social Questions
8. Forum for economic and social consultation
A. Purpose of the Forum
A forum shall be established in which representatives of the Government, labour and the business community shall participate on an equal footing for the purpose of working out a set of broad agreements on the economic and social development of the country for the benefit of all its inhabitants. The consultation process shall be a sustained effort and shall be conducted in phases, bearing in mind that the aim is to reach some agreements that are to be implemented immediately to achieve stabilization, others that are designed to tackle the economic and social problems that will ensue from the end of the conflict and still others that are geared specifically to reconstruction.

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In addition, the Forum may invite other social and political sectors to participate in its work as observers, on terms to be determined by it.

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In order to guarantee the effectiveness of the agreements reached by the Forum by consensus, the Government undertakes to issue, amend or repeal decrees or provisions within its sphere of competence and to submit relevant proposals to the other organs of State.

E. Secretariat of the Forum
The Forum shall appoint a secretariat to provide it with technical support and ensure the continuity of its work.

Military power sharing	No specific mention.

Human rights and equality

Human rights/RoL general	Page 1, Reaffirming that their purpose, as set forth in the Geneva Agreement of 4 April 1990, is "to end the armed conflict by political means as speedily as possible, promote the democratization of the country, guarantee unrestricted respect for human rights and reunify Salvadorian society",
Bill of rights/similar	No specific mention.
Treaty incorporation	No specific mention.

Civil and political rights

Human rights and equality→Civil and political rights→Freedom of association
Page 36, Chapter VI: Political Participation by FMLN
The following agreements have been reached concerning political participation by FMLN, and shall be subject to the implementation timetable contained in this Agreement:
Human rights and equality→Civil and political rights→Vote and take part
Page 36, Chapter VI: Political Participation by FMLN
The following agreements have been reached concerning political participation by FMLN, and shall be subject to the implementation timetable contained in this Agreement:

5. Cessation of the armed conflict implies the commitment and the right of FMLN to full political participation, without any restrictions other than those deriving from the new institutional and legal framework established by the agreements reached during the negotiations.

6. Legalization of FMLN as a political party, through the adoption of a legislative decree to that end.

7. Guarantee that FMLN will be able to conduct its activities normally when it becomes a political party, meaning:
a. Freedom to canvass for new members;
b. The right to set up an appropriate infrastructure (premises, printing works, etc.);
c. Free exercise of the right of assembly and mobilization for FMLN leaders, activists and members;
d. Freedom for FMLN to purchase and use advertising space in the mass media.
Human rights and equality→Civil and political rights→Other
Page 36, Chapter VI: Political Participation by FMLN
The following agreements have been reached concerning political participation by FMLN, and shall be subject to the implementation timetable contained in this Agreement:

1. Adoption of legislative or other measures needed to guarantee former FMLN combatants the full exercise of their civil and political rights, with a view to their reintegration, within a framework of full legality, into the civil, political, and institutional life of the country.

Socio-economic rights

Human rights and equality→Socio-economic rights→Property
Page 31, Chapter V: Economic and Social Questions
3. Lands within conflict zones
E. Legalization of land tenure
Except for particularly complex cases, the Government of El Salvador shall legalize the land-tenure situation in conflict zones definitively within six months from the signing of the cease-fire agreement, granting, as appropriate, individual or collective title to the land.

Rights related issues

Citizenship	No specific mention.
Democracy	Page 1, Reaffirming that their purpose, as set forth in the Geneva Agreement of 4 April 1990, is "to end the armed conflict by political means as speedily as possible, promote the democratization of the country, guarantee unrestricted respect for human rights and reunify Salvadorian society",
Detention procedures	No specific mention.
Media and communication	Rights related issues→Media and communication→Media roles Page 36, Chapter VI: Political Participation by FMLN The following agreements have been reached concerning political participation by FMLN, and shall be subject to the implementation timetable contained in this Agreement: 4. Granting of licences for FMLN mass media. ...7. Guarantee that FMLN will be able to conduct its activities normally when it becomes a political party, meaning: a. Freedom to canvass for new members; b. The right to set up an appropriate infrastructure (premises, printing works, etc.); c. Free exercise of the right of assembly and mobilization for FMLN leaders, activists and members; d. Freedom for FMLN to purchase and use advertising space in the mass media.
Mobility/access	No specific mention.

Protection measures

Rights related issues→Protection measures→Protection of civilians
Page 13, Chapter II: National Civil Police and includes various references to protextion
Summary:
1. Establishment of the National Civil Police
2. Doctrine
3. Functional and Territorial Structure
4. Personnel
5. National Public Security Academy
6. Legal Regime
7.Transitional Regime]

Selected provisions include:

Pages 11-13, Chapter II
National Civil Police
1. Establishment of the national civil police
The National Civil Police shall be established in accordance with the constitutional reform resulting from the Mexico Agreements. The National Civil Police shall be a new force with a new organization, new officers, new education and training mechanisms and a new doctrine.
A. The National Civil Police shall be the only armed police body with national jurisdiction. Its mission shall be to protect and safeguard the free exercise of the rights and freedoms of individuals, to prevent and combat all types of crimes, and to maintain internal p
2. Doctrine
C. Members of the National Civil Police shall at all times observe the duties imposed on them by law, serving the community and protecting all persons from illegal acts, in keeping with the high degree of responsibility required by their profession.
D. In the performance of their tasks, members of the National Civil Police shall respect and protect human dignity and shall preserve and defend the human rights of all persons.
I. Members of the National Civil Police shall ensure full protection of the health of persons in their custody and, in particular, shall take immediate steps to provide medical care when necessary.
N. As part of the performance of their duty to safeguard the exercise of the rights of individuals, members of the National Civil Police shall protect the exercise of the right of assembly and demonstration.
Rights related issues→Protection measures→Protection of groups
Page 8, D. Regulation of private security services.
The Parties recognize the need to regulate the activities of all those entities, groups or persons who provide security or protection to private individuals, corporations or State institutions, in order to guarantee the transparency of their activities and also their strict subordination to the law and to respect for human rights.
a. A special law shall regulate the activities of entities, groups or persons who provide security or protection to private individuals, corporations or State institutions

Page 16, 6. Division for the Protection of Eminent Persons
This Division shall be responsible for protecting and escorting senior State officials; foreign dignitaries visiting the country; and other persons on the basis of decisions of the Government or of the courts; and for guarding public buildings and the offices of diplomatic missions or international organizations.

Other	No specific mention.

Rights institutions

NHRI	Rights institutions→NHRI→New or fundamentally revised NHRI Page 29, Chapter III: Judicial System 2. Office of the National Counsel for the Defence of Human Rights A. The National Counsel for the Defence of Human Rights shall be appointed within 90 days following the entry into force of the constitutional reform resulting from the Mexico Agreements. B. COPAZ shall be entrusted with preparing the preliminary bill organizing the Office of the National Counsel for the Defence of Human Rights. C. The preliminary bill shall establish appropriate means for putting into effect the firm commitment assumed by the Parties in the course of the negotiations to identify and eradicate any groups which engage in a systematic practice of human rights violations, in particular, arbitrary arrests, abductions and summary executions, as well as other attempts on the liberty, integrity and security of persons. This includes the commitment to identify and, where appropriate, abolish and dismantle any clandestine jail or place of detention. In any event, the Parties agree to give top priority to the investigation of such cases, under ONUSAL verification.
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	Page 29, Chapter III: Judicial System 1. National Council of the Judiciary A. The Parties reaffirm that, as already agreed in the Mexico Agreements, the composition of the National Council of the Judiciary shall be such as to guarantee its independence from the organs of the State and from political parties and its membership shall, as far as possible, include not only judges but also sectors of society not directly connected with the administration of justice. In accordance with the New York Agreement, they refer the matter to COPAZ to prepare the corresponding preliminary legislative draft. B. Judicial Training School a. Pursuant to the Mexico Agreements, the preliminary draft referred to in the preceding paragraph shall include provisions regulating the Judicial Training School, which shall function under the responsibility of the National Council of the Judiciary and whose purpose shall be to ensure a steady improvement in the professional training of judges and other judicial officials and of members of the Office of the Attorney-General of the Republic; to investigate the country's judicial problems and promote solutions thereto; and to foster greater bonds of solidarity among members of the judiciary and a coherent overall vision of the function of the judiciary in a democratic State. b. The rules for the administration and organization of the Judicial Training School shall be such as to ensure its academic independence and its openness to the various schools of legal thought.
Prisons and detention	No specific mention.
Traditional Laws	No specific mention.

Socio-economic reconstruction

Development or socio-economic reconstruction

Socio-economic reconstruction→Development or socio-economic reconstruction→Socio-economic development
Page 28, Chapter V: Economic and Social Questions
1. Preamble, One of the prerequisites for the democratic reunification of Salvadorian society is the sustained economic and social development of the country. At the same time, reunification of Salvadorian society and a growing degree of social cohesion are indispensable for fostering development. Hence, the set of agreements required to put a definitive end to the armed conflict in El Salvador must include certain minimum commitments to promote development for the benefit of all sectors of the population.

Page 33,6. Measures to alleviate the social cost of structural adjustment programmes
A. Consumer protection
The Government of El Salvador undertakes to adopt policies and create effective mechanisms for consumer protection in accordance with the requirements set out in the last part of article 101, paragraph 2, of the Constitution. In order to comply with this constitutional requirement, the Government undertakes to submit to the Legislative Assembly, within 60 days from the signing of this Agreement, a consumer protection bill providing for the strengthening of the Ministry of Economic Affairs, which could be a first step towards the establishment of an Office of Consumer Protection Advocate (Procuraduría General de Defensa del Consumidor).

C. Social welfare programmes
The Government of El Salvador shall seek to strengthen existing social welfare programmes designed to alleviate extreme poverty. Additional external resources shall be sought for this purpose.

7. Procedures for direct external cooperation for community development and assistance projects
The Government of El Salvador shall facilitate private direct external cooperation for community development and assistance projects, provided that assistance is channelled in accordance with foreign exchange and lending regulations. Official direct external cooperation may also be approved, subject to the provision of the requisite information on the purposes of such cooperation.

The Government shall grant legal and institutional facilities to private sources of direct external cooperation benefiting communities, social organizations and national non-governmental organizations: it shall not discriminate among the latter, provided that it is ascertained that they are engaged in or wish to engage in integrated development projects. Former combatants of both Parties shall have access to external cooperation funds.

8. Forum for economic and social consultation
A. Purpose of the Forum
A forum shall be established in which representatives of the Government, labour and the business community shall participate on an equal footing for the purpose of working out a set of broad agreements on the economic and social development of the country for the benefit of all its inhabitants. The consultation process shall be a sustained effort and shall be conducted in phases, bearing in mind that the aim is to reach some agreements that are to be implemented immediately to achieve stabilization, others that are designed to tackle the economic and social problems that will ensue from the end of the conflict and still others that are geared specifically to reconstruction.

Among other things, the Government shall propose to the Forum for Economic and Social Consultation that existing labour legislation be revised in order to promote and maintain a climate of harmonious labour relations, without prejudice to the unemployed

National economic plan	Page 35, Chapter V: Economic and Social Questions 9. National Reconstruction Plan Within 30 days from the signing of the agreement on the cessation of the armed conflict, the Government of El Salvador shall submit to FMLN the National Reconstruction Plan which it has drawn up, so that the recommendations and suggestions of FMLN, like those of the various sectors of national life, may be taken into account, ensuring that the Plan reflects the country's collective wishes. The main objectives of the Plan shall be the integrated development of zones affected by the conflict, satisfaction of the most immediate needs of the population hardest hit by the conflict and of former combatants of both Parties, and the reconstruction of damaged infrastructure. In particular, in the context of the corresponding national programmes, measures shall be taken to facilitate the reintegration of FMLN into the country's civil, institutional and political life, including fellowship, employment and pension programmes, housing programmes and programmes for starting up new businesses. The Plan shall pay special attention to the need to promote job creation on a massive scale and to increase the production of basic foodstuffs, which shall be a priority for the State. To that end, the Government shall promote the integrated development of agricultural, stockbreeding, fisheries, forestry and agro-industrial activities, guarantee the provision of basic social services and launch the construction and rehabilitation of economic and social infrastructures. The National Reconstruction Plan shall also include programmes for the war-disabled and the relatives of victims among the civilian population. Given the magnitude of the additional resources that will be required for the implementation of the Plan, both Parties appeal to the international community to lend its fullest support to the fund-raising effort. To this end, a national reconstruction fund shall be established, to be supported by the United Nations Development Programme. The role of UNDP shall include advising the Government on all matters relating to the mobilization of external support, assisting in the preparation of projects and programmes likely to attract such support, facilitating approaches to official bilateral and multilateral agencies, mobilizing technical assistance and cooperating with the Government in harmonizing the Plan with the activities of non-governmental organizations involved in local and regional development activities.
Natural resources	No specific mention.
International funds	No specific mention.

Business

Page 33, Chapter V: Economic and Social Questions
6. Measures to alleviate the social cost of structural adjustment programmes
...B. Privatization
The policy of privatization shall increase society's share of ownership by affording workers access to ownership of privatized companies. It shall also avoid monopolistic practices, while guaranteeing business freedom and consumer protection, in accordance with the provisions of article 110 of the Constitution.

Page 34, 8. Forum for economic and social consultation
A. Purpose of the Forum
A forum shall be established in which representatives of the Government, labour and the business community shall participate on an equal footing for the purpose of working out a set of broad agreements on the economic and social development of the country for the benefit of all its inhabitants. The consultation process shall be a sustained effort and shall be conducted in phases, bearing in mind that the aim is to reach some agreements that are to be implemented immediately to achieve stabilization, others that are designed to tackle the economic and social problems that will ensue from the end of the conflict and still others that are geared specifically to reconstruction.

Page 35, 9. National Reconstruction Plan
... The main objectives of the Plan shall be the integrated development of zones affected by the conflict, satisfaction of the most immediate needs of the population hardest hit by the conflict and of former combatants of both Parties, and the reconstruction of damaged infrastructure. In particular, in the context of the corresponding national programmes, measures shall be taken to facilitate the reintegration of FMLN into the country's civil, institutional and political life, including fellowship, employment and pension programmes, housing programmes and programmes for starting up new businesses.

Taxation

No specific mention.

Banks

Socio-economic reconstruction→Banks→Personal or commercial banking
Page 32, Chapter V: Economic and Social Questions
5. Loans to the agricultural sector and to micro- and small-scale enterprise A. Loans to the sector as a whole

The Government of El Salvador shall see to it that the national financial system has the resources it needs to meet the demand for credit of the agricultural sector in general and of micro- and small-scale enterprise and small-scale peasant production, including cooperatives in the reformed and the non-reformed sector, in particular.
It shall also establish rules governing loans for agricultural and industrial production so that such loans are granted in a timely manner and in amounts sufficient to sustain productive capacity and the marketing of the goods produced. To that end, it shall promote an increase in loans by the commercial banking system to small businessmen and small-scale enterprises.

B. Active involvement of target sectors
The Government also undertakes to permit and promote the active involvement of target sectors in both the design and the administration of special credit programmes for those sectors. To that end, the Government undertakes to increase the participation of organizations representing the sectors referred to in the preceding section in developing policies of the Agricultural Guarantee Fund, FIGAPE, FEDECREDITO and BFA, and to ensure that the financial position of these institutions remains sound and that they become conduits for channelling external resources into loans for micro- and small-scale enterprise, small-scale peasant production and cooperatives in both the reformed and the non-reformed sector.
Socio-economic reconstruction→Banks→International finance
Page 32, Chapter V: Economic and Social Questions
5. Loans to the agricultural sector and to micro- and small-scale enterprise A. Loans to the sector as a whole

D. International cooperation for the agricultural sector

Given the increase in the demand for agricultural credit that will follow the signing of the Peace Agreement, the Government of El Salvador undertakes to seek additional external resources to cover the new needs of
the sector. In this connection, the Government shall seek external financial resources to increase the operations of the Agricultural Guarantee Fund as a mechanism for facilitating lending to small- and medium-sized farmers and their cooperatives, without adversely affecting the financial health of lending institutions.

Land, property and environment

Land reform/rights Land, property and environment→Land reform/rights→Property return and restitution
Page 29, Chapter V: Economic and Social Questions
2. The agrarian problem
A. Lands in excess of the constitutional limit of 245 hectares
The Government of El Salvador shall transfer rural farmland that has not yet been transferred under articles 105 and 267 of the Constitution of the Republic.

It likewise undertakes to ensure that implementation of the relevant constitutional requirements is not evaded by owners of rural holdings in excess of 245 hectares.

B. State-owned lands which are not currently part of a forestry reserve
The Government of El Salvador shall transfer to beneficiaries of the agrarian reform, as provided in article 104 of the Constitution, State- owned rural farmland which is not part of a forestry reserve.
Under the various land-transfer programmes which the Government of El Salvador is carrying out with State-owned farmland, preference shall be given to former combatants of both Parties who so request voluntarily, are of peasant origin and familiar with farming, and possess no land of any kind. The size of the lots shall be determined by the amount of land available, as mentioned above, and the number of beneficiaries who meet the conditions set out in this section.

C. Lands offered for sale to the State
Making use of the legal, technical and financial resources available to it, the Government of El Salvador shall seek to acquire and transfer through the Land Bank lands voluntarily offered for sale by their owners. Once the said lands are acquired, they shall be transferred to beneficiaries of the agrarian reform.

D. Recipients of lands transferred in accordance with the preceding sections
The lands acquired under sections A, B and C of this chapter shall be used to satisfy the need for land of landless peasants and small farmers. Specifically, title to the land shall be transferred legally to the peasants and small farmers designated by law as beneficiaries of the agrarian reform.

E. Payments for land
The lands referred to in the preceding sections shall be transferred at market prices and on the same credit terms as are granted to beneficiaries of the reformed sector. At the same time, a system of payments may be established on the basis of a fixed price and long-term financing at low, fixed interest rates not subject to interest capitalization. Domestic credit shall be supplemented with financing from international cooperation, for which a special fund, financed from external resources, shall be established for the purchase of land.

F. New legislation
Since the current agrarian legislation is haphazard, contradictory and incomplete, the Parties agree that it must be harmonized and unified into an agrarian code. To this end, the Government shall submit the relevant draft legislation to the Legislative Assembly no later than 12 months after the signing of this Agreement. If it fails to do so, COPAZ shall take on the task of preparing the corresponding preliminary draft.

3. Lands within conflict zones
A. The land-tenure system in conflict zones
In accordance with the New York Agreement, the current land-tenure situation in conflict zones shall be respected until a satisfactory legal solution for the definitive land-tenure system is arrived at. Consequently, landholders shall not be evicted pending agreement on such a solution; moreover, they shall be given financial support to increase

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

Security sector→Ceasefire→Ceasefire provision
Page 37, Chapter VII: Cessation of the Armed Conflict
1. The cessation of the armed conflict (hereinafter referred to as the CAC) is a brief, dynamic and irreversible process of predetermined duration which must be implemented throughout the national territory of El Salvador. During the CAC, there shall be no substantive negotiations but only the measures necessary to put into practice the agreements reached during the negotiating process.
2. The CAC shall begin on 1 February 1992 (hereinafter referred to as D-Day) and shall be completed on 31 October 1992.
3. The CAC consists of four elements, as defined herein:
a. The cease-fire;
b. The separation of forces;
c. The end of the military structure of FMLN and the reintegration of its members, within a framework of full legality, into the civil, political and institutional life of the country;
d. United Nations verification of all the abovementioned activities.
This chapter also includes agreements on the restoration of public administration in conflict zones and the use of the mass media to promote reconciliation (see annexes E and F).

The cease-fire
4. The cease-fire shall enter into force officially on D-Day.
5. As of that date, each of the parties shall, as appropriate, refrain from carrying out any hostile act or operation by means of forces or individuals under its control, meaning that neither party shall carry out any kind of attack by land, sea or air, organize patrols or offensive manoeuvres, occupy new positions, lay mines, interfere with military communications or carry out any kind of reconnaissance operations, acts of sabotage or any other military activity which, in the opinion of ONUSAL, might violate the cease- fire, or any act that infringes the rights of the civilian population.
6. Official verification of compliance with the undertaking described in the preceding paragraph shall begin on D-Day. Any alleged violation of the cease-fire shall be investigated by ONUSAL.
7. During the period between the signing of this Agreement and D-Day, the two parties shall observe an informal cease-fire under which they undertake not to carry out any of the activities described in paragraph 5.
8. ONUSAL shall deploy its personnel and equipment during the informal cease-fire period, so as to be able to verify all aspects of the CAC as of D-Day.

Police

Page 13, Chapter II: National Civil Police
[This chapter deals extensively with the establishment of a National Civil Police force:
Summary:
1. Establishment of the National Civil Police
2. Doctrine
3. Functional and Territorial Structure
4. Personnel
5. National Public Security Academy
6. Legal Regime
7.Transitional Regime]

Armed forces

Page 2, Chapter 1: Armed Forces
This Chapter deals extensively with the Armed Forces:
Summary:
1. Doctrinal Principles
2. Educational System of the Armed Forces
3. Purification
4. Reduction
5. End to impunity
6. Public security forces
7. Intelligence services
8. Rapid deployment infantry battalions
9. Subordination to civilian authority
10. Paramilitary bodies
11. Suspension of forcible recruitment
12. Preventative and promotional measures
13. Redeployment and discharge

DDR

Security sector→DDR→DDR programmes
Page 37, Chapter VII: Cessation of the Armed Conflict
1. The cessation of the armed conflict (hereinafter referred to as the CAC) is a brief, dynamic and irreversible process of predetermined duration which must be implemented throughout the national territory of El Salvador. During the CAC, there shall be no substantive negotiations but only the measures necessary to put into practice the agreements reached during the negotiating process.

2. The CAC shall begin on 1 February 1992 (hereinafter referred to as D-Day) and shall be completed on 31 October 1992.
3. The CAC consists of four elements, as defined herein:
a. The cease-fire;
b. The separation of forces;
c. The end of the military structure of FMLN and the reintegration of its members, within a framework of full legality, into the civil, political and institutional life of the country;
d. United Nations verification of all the abovementioned activities.
This chapter also includes agreements on the restoration of public administration in conflict zones and the use of the mass media to promote reconciliation (see annexes E and F)...

Separation of forces

9. The purpose of the separation of forces is to reduce the risk of incidents, to build trust and to allow ONUSAL to verify both parties' compliance with this Agreement.

10. The separation of forces shall take place in two stages, so that the Salvadorian armed forces (FAES) fall back progressively from their present positions until deployed as they would normally be in peacetime and the FMLN forces are concentrated progressively in designated locations within conflict areas as determined in annex D.

11. During the first stage, which shall coincide with the five days following D-Day, FAES land forces shall go to the barracks, bases, existing semi-permanent facilities and other locations listed in annex A and FMLN forces, except for the combatants mentioned in paragraph 18, shall go to the places listed in annex B. The places listed in annexes A and B generally reflect the present deployment of the two parties' forces.

12. The movements described in the preceding paragraph shall be made under the supervision of ONUSAL. Neither party shall do anything to prevent or jeopardize the movement of the other party's forces during this period. ONUSAL military observers shall closely supervise all the places listed in annexes A and B and shall in principle be present 24 hours a day in each of those places as of D-Day.

13. During the period between D-Day + 6 days and D-Day + 30 days, FAES land forces shall fall back to their peacetime positions as listed in annex C and FMLN forces, except for the combatants mentioned in paragraph 18, shall fall back to the locations indicated in annex D. The precise designation of such locations shall be determined by the ONUSAL Chief Military Observer, in consultation with the two parties, during the informal cease-fire period.

14. The movements described in the preceding paragraph, which shall also be supervised by ONUSAL, shall be carried out according to phased programmes agreed between the ONUSAL Chief Military Observer and the two parties during the informal cease-fire period, through the joint working group to which reference is made in paragraph 32. During this task, the group shall be guided as appropriate by the agreed timetable for the implementation of the agreements reached

Intelligence services

Page 7, 7. Intelligence services:

A. The National Intelligence Department shall be abolished and State intelligence services shall be entrusted to a new entity to be called the State Intelligence Agency, which shall be subordinated to civilian authority and come under the direct authority of the President of the Republic. During the transitional period, the Director of the State Intelligence Agency shall be a civilian appointed by the President of the Republic on the basis of his ability to attract broad acceptance. He may be dismissed by resolution of the Legislative Assembly on grounds of serious human rights violations.

B. The legal regime, staff training, organizational lines, operational guidelines and, in general, the doctrine of the State Intelligence Agency shall accord with democratic principles; the concept of State intelligence as a State function for the common good, free from all considerations of politics, ideology or social position or any other discrimination; and strict respect for human rights.

C. TheactivitiesoftheStateIntelligenceAgencyshallberestrictedtothoserequired for compiling and analysing information in the general interest, by the means and within the limits authorized by the legal order and, in particular, on the basis of strict respect for human rights.

D. The activities of the State Intelligence Agency shall be supervised by the Legislative Assembly, using the oversight mechanisms established by the Constitution.

E. Alternative employment and compensation shall be offered to staff currently attached to the National Intelligence Department who are not incorporated into the new State Intelligence Agency. International support shall be sought for that purpose.

F. The incorporation into the State Intelligence Agency of staff of the National Intelligence Department who so request shall be permitted only after rigorous evaluation of their past performance, abilities and capacity to adapt to the new doctrine. Such evaluation shall be made by the Director of the Agency, under the authority of the President of the Republic, with the support of international advisory services and United Nations verification.

G. The State Intelligence Agency shall be organized by its Director, under the authority of the President of the Republic.

Parastatal/rebel and opposition group forces	Page 41, Chapter VII: Cessation of the Armed Conflict End of the military structure of FMLN and reintegration of its members, within a framework of full legality, into the civil, institutional and political life of the country 26. Between D-Day + 6 and D-Day + 30, according to the phased programmes referred to in paragraph 14, FMLN shall concentrate in the 15 designated locations listed in annex D all arms, ammunition, mines, other explosives and military equipment belonging to its forces, both those concentrated during the first stage in the places listed in annex B and those belonging to its clandestine forces, and ONUSAL shall verify that they tally with the information given in the inventories it has received in accordance with paragraph 16. 27. In each of the 15 designated locations, all the arms and equipment mentioned above, save for the personal weapons and equipment of combatants present in the place, shall be kept in locked warehouses. Each warehouse shall have two locks, one key to which shall be kept by ONUSAL and the other by the FMLN commander in the place. ONUSAL shall verify the contents of such warehouses periodically to ensure that there has been no change in them. 28. During the CAC period, FMLN members shall keep their personal weapons and equipment as long as they remain in the designated locations. When they leave those places in order to be reintegrated, within a framework of full legality, into the civil, political and institutional life of the country, their personal weapons shall also be deposited in the locked warehouses referred to in the preceding paragraph. Combatants who are still in the designated locations when the programme for the destruction of arms, etc. provided for in the next paragraph begins, shall deposit their personal weapons and equipment in the locked warehouses, for verification by ONUSAL, immediately prior to their destruction according to a programme agreed with ONUSAL. 29. Between 15 and 31 October 1992, FMLN shall destroy all arms and equipment deposited in designated locations according to the arrangement described above, in the presence and under the sole supervision of ONUSAL and with its technical advice. Such destruction shall be carried out simultaneously in all 15 places designated for FMLN. FMLN shall dispose of the remains of the destroyed weapons.
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	Page 6, Chapter I: Armed Forces 5. End to impunity The Parties recognize the need to clarify and put an end to any indication of impunity on the part of officers of the armed forces, particularly in cases where respect for human rights is jeopardized. To that end, the Parties refer this issue to the Commission on the Truth for consideration and resolution. All of this shall be without prejudice to the principle, which the Parties also recognize, that acts of this nature, regardless of the sector to which their perpetrators belong, must be the object of exemplary action by the law courts so that the punishment prescribed by law is meted out to those found responsible.
Prisoner release	Page 36, Chapter VI: Political Participation by FMLN The following agreements have been reached concerning political participation by FMLN, and shall be subject to the implementation timetable contained in this Agreement: ... 2. Freedom for all political prisoners.
Vetting	No specific mention.
Victims	Page 38, Chapter V: Economic and Social Questions National Reconstruction Plan: ... The National Reconstruction Plan shall also include programme for the war-disabled and the relatives of victims among the civilian population.
Missing persons	No specific mention.
Reparations	No specific mention.
Reconciliation	Page 26, Chapter II: National Civil Police, 7. Transitional regime, D. Personnel i. Without prejudice to the provisions of the preceding paragraph, zones that were traditionally conflict zones during the armed conflict shall be the object of special treatment designed to promote national reconciliation and stability during the transition. Such treatment shall involve the formation of police units comprising personnel of different origins who have graduated from the National Public Security Academy. The chiefs of the corresponding delegations shall be appointed following consultations with the advisory commission of COPAZ.

Implementation

UN signatory	Boutros Boutros-Ghali, UNSG (signatory, capacity unclear) Submitted to UNSC by Permanent Representative of El Salvador to UN.
Other international signatory	No specific mention.
Referendum for agreement	No specific mention.
International mission/force/ similar	Page 42, Chapter VII: Cessation of the Armed Conflict United Nations verification 30. The numbers of ONUSAL military and civilian personnel shall be increased to enable it to fulfil its tasks related to the agreed processes, as described in this Agreement. 31. The Secretary-General shall request the Security Council to approve this increase in the mandate and personnel of ONUSAL. He shall also request the General Assembly to provide the necessary funding from the budget. The composition by country of the military component of ONUSAL and the appointment of the commander of its military division shall be decided by the Security Council on the recommendation of the Secretary-General, who shall first consult with the two parties. In order to fulfil its new tasks effectively, ONUSAL will require, as in the other aspects of its mandate, complete freedom of movement throughout the territory of El Salvador. 32. To facilitate the application of this Agreement, a joint working group shall be set up immediately after the Agreement has been signed. The working group shall consist of the ONUSAL Chief Military Observer, as Chairman, and one representative from each of the parties. The members of the working group may be accompanied by the necessary advisers. The Chairman of the working group shall convene its meetings on his own initiative or at the request of either or both of the parties.
Enforcement mechanism	Page 43, Chapter VIII: United Nations Verification 1. The United Nations shall verify compliance with this Agreement and with the San José, Mexico City and New York Agreements of 26 July 1990, 27 April 1991 and 25 September 1991, respectively, with the cooperation of the Parties and of the authorities whose duty it is to enforce them. 2. The international cooperation referred to in this Agreement shall be coordinated by the United Nations and shall be subject to a formal application by the Government, compliance with official formalities and the appropriate consultations.