

AGREEMENT BETWEEN THE GOVERNMENT OF THE SUDAN (GOS) AND THE SUDAN PEOPLE'S LIBERATION MOVEMENT/SUDAN PEOPLE'S LIBERATION ARMY (SPLM/SPLA) ON IMPLEMENTATION MODALITIES OF THE PROTOCOLS AND AGREEMENTS

WHEREAS the Government of the Republic of the Sudan and the Sudan People's Liberation Movement/Sudan People's Liberation Army hereinafter referred to as the "Parties" reconfirm the Protocols and Agreements reached, namely the Machakos Protocol, dated 20th July, 2002; the Agreement on Security Arrangements, dated 25th September, 2003; the Agreement on Wealth Sharing, dated 7th January, 2004; the Protocol on Power Sharing, dated 26th May, 2004; the Protocol on the Resolution of the Conflict in Southern Kordofan and Blue Nile States, dated 26th May, 2004; and the Protocol on the Resolution of the Conflict in the Abyei Area, dated 26th May, 2004;

WHEREAS the Parties having met in Nairobi and Naivasha, Kenya, from 26th November, 2004 through 31st December, 2004 under the auspices of the Inter-Governmental Authority on Development (IGAD) Peace Process, in respect of finalization of the issues related to implementation modalities of the aforementioned Protocols and Agreements;

WHEREAS they have agreed that these Protocols and Agreements shall constitute the Comprehensive Peace Agreement, together with the Agreement on Permanent Ceasefire Arrangements and the Implementation Modalities of the aforementioned Protocols and Agreements;

WHEREAS the Parties have concluded the Agreement on the Implementation Modalities of all Protocols and Agreements;

NOW RECORD THAT the initialed text of the Implementation Modalities which is attached hereto forms an integral part of the Comprehensive Peace Agreement and sets out the details of funding, executing bodies and timeframes and in particular the date on which the Comprehensive Peace Agreement shall come into effect;

THE PARTIES FURTHER RECORD THAT this Agreement on Implementation Modalities shall also include the following:

- (a) The initialed Global Implementation Matrix with its own appendices attached as Annexure A hereto, which covers the detailed implementation of the Machakos Protocol, dated 20th July, 2002; the Agreement on Security Arrangements, dated 25th September, 2003; the Agreement on Wealth Sharing, dated 7th January, 2004; the Protocol on Power Sharing, dated 26th May, 2004; the Protocol on the Resolution of the Conflict in Southern Kordofan and Blue Nile States, dated 26th May, 2004; and the Protocol on the Resolution of the Conflict in Abyei Area, dated 26th May, 2004; and the Permanent Ceasefire and Security Arrangements Implementation Modalities Agreement, notwithstanding its appendices in that agreement;
- (b) The initialed corrections which are agreed to for clarification and accuracy are set out in Annexure B hereto; and
- (c) The initialed List of Abbreviations attached as Annexure C hereto.

AND FINALLY THE PARTIES RECOGNIZE THAT as this Implementation Modalities Annex and the Global Implementation Matrix and its Appendices truly reflect the letter and spirit of the

Protocols and Agreements which make up the Comprehensive Peace Agreement (CPA), it is agreed that this Agreement on Implementation Modalities shall be part and parcel of the Comprehensive Peace Agreement and shall be binding on the Parties.

The Constitutional Task Team shall work out an appropriate mechanism for resolving any discrepancies that may arise during the implementation process, between this Agreement on Implementation Modalities Annex and its Appendices and any of the other signed Protocols or Agreements.

Mr. Sayed El Khatib
For: The Government of Sudan

Dr. Samson Lukare Kwaje
For: The Sudan People's Liberation
Movement/Army

WITNESSED BY: **Lt. Gen. Lazaro K. Sumbeiywo (Rtd)**
Ambassador and Kenya Special Envoy
For the Sudan Peace Process

*Done at Lake Naivasha Simba Lodge
Naivasha, Kenya
31st December, 2004*