

Declaration High-Level Special Instance with Ethnic Peoples (*Instancia Especial de Alto Nivel con Pueblos Étnicos, IEANPE*) for the implementation of the Final Peace Agreement between the Colombian State and the FARC-EP, 3 years after the signing and formalization of the *IEANPE*

The Ethnic Chapter of the Final Peace Agreement, numeral 6.2 of the Agreement, created the High-Level Special Instance with Ethnic Peoples to monitor the implementation of the Agreements (*IEANPE*). The ethnic chapter reads: "The body will have the functions of acting as a consultant, representative and first-order interlocutor of the Committee on Monitoring, Boosting and Verification of the Implementation of the Final Agreement (*CSIVI*)".

On 15 March 2017, through the joint communiqué number 13, the Instance was formalized before the *CSIVI* and 8 national spokesperson offices were chosen from the organizations that were promoters and partners in the development of the Ethnic Chapter, and that today converge on the Ethnic Commission for the Defense of Territorial Rights and in the National Ethnic Coordination of Peace (*Comisión Étnica para la Defensa de los Derechos Territoriales y en la Coordinación Étnica Nacional de Paz, CENPAZ*).

Since the formalization of *IEANPE*, the Colombian State has committed itself to facilitating and financing the fulfillment of the organization's mandates, including accompanying national and territorial processes in the implementation of the Agreement and creating the conditions for the full development of the Final Peace Agreement in the indigenous and Afro-Colombian territories most affected by the war.

In the second half of 2017, based on the pressure from *IEANPE* organizations, and from other national and international organizations responsible for the implementation and monitoring of the Agreement, the Macro Plan for Implementation between *IEANPE* and the Colombian State was laid out in an arduous and technically responsible process. This work of the *IEANPE*, extended to the perspectives of other instances of ethnic peoples including the Permanent Board of Concertation with Indigenous Peoples and the Rrom Gypsy Peoples, led to a special chapter in the Macro Plan for Implementation with clear objectives, goals, programs, and projects for the peace-building process (derived from the Final Agreement) in Colombia's Indigenous, *Negros*, Palenqueros, Raizes and Rrom territories.

Three years after the signing of the Final Agreement and the formalization of *IEANPE* we declare:

1. The Colombian State, lead by Juan Manuel Santos and today by Iván Duque, has systematically failed to fulfil its responsibility as it relates to the full functioning of *IEANPE* and with the ethnic peoples of Colombia, and has failed to guarantee the fulfillment of our responsibility and mandates.
2. In the face of the Colombian State's neglect of its duties with the *IEANPE* and the Final Peace Agreement, the ethnic organizations that are part of the *IEANPE* have autonomously assumed the responsibility of enforcing the mandates of the Ethnic Chapter and the Macro Plan for Implementation, and of accompanying indigenous and Afro-Colombian peoples nationally and

territorially in their implementation. However, the Colombian State's refusal to put into operation the work plan presented by the *IEANPE* and approved by the *CSIVI* has greatly limited the implementation process in the ethnic territories, seriously jeopardizing the physical and cultural existence of the communities and peoples, deepening mistrust in the fulfillment of what had been agreed in terms of construction of peace.

3. In momentous processes for the development of peace-building in Colombia resulting from the Final Agreement, such as the formulation and implementation of the Development Programs with Territorial Focus (*Planes de Desarrollo con Enfoque Territorial, PDET*), or the National Comprehensive Program for the Substitution of illicit Crops (*Programa Nacional Integral de Sustitución de Cultivos de Uso Ilícito, PNIS*), which require the effective participation of *IEANPE*, we see today that the non-functioning of *IEANPE* is a clear message from the Colombian State to not fulfil its responsibilities to guarantee the rights and special protection of the ethnic peoples of Colombia, even as ordered by the Court through the *Autos* 004, 005, 006 of 2009. The Colombian State fails by not activating the initiatives of the ethnic peoples such as the Cimarrona Guards, the Indigenous Guards and other protection mechanisms typical of the communities, which are key in the protection of our lives and territories.

4. Similarly, the Colombian State has neglected its duties by not calling the *IEANPE* to all *CSIVI*'s sessions, and the sessions of other national law enforcement bodies responsible for the implementation of what was agreed; which has made it impossible to affirm the transversal ethnic chapter of the Final Agreement and its effective and timely implementation and thus to really talk about peacebuilding.

5. The Ethnic Chapter of the Macro Plan for Implementation, a document derived from the Final Agreement as a roadmap for the peace-building process in Colombia, has been systematically neglected by the Colombian State, both under Juan Manuel Santos and Iván Duque, and has disregarded *IEANPE*'s mandates.

6. Three long years after the Peace Agreement was signed, the ethnic peoples have suffered the loss of several hundred colleagues and, so far in 2020, we have 26 indigenous persons killed; a tragedy that has not forced the Colombian state to provide protection guarantees that prevent the physical and cultural extermination of our peoples.

In the face of repeated neglect of duty that we, spokespersons of the *IEANPE*, here denounce, we convene and demand:

1. We call on the United Nations system in Colombia, the *MAPP-OAS*, the Embassies and International Organizations responsible for monitoring the implementation process, the international Cooperation that financially supports the implementation of the Agreement, to REQUIRE the Colombian State to comply with the implementation of the Ethnic Chapter of the Final Agreement and its developments, and that they accompany us in its enforcement.

2. We call on the *Procuraduría* and other monitoring bodies of the Colombian State to require and, if necessary, sanction those from the national government at the *CSIVI* responsible for this neglect.



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Años



CENPAZ
COORDINACIÓN ÉTNICA NACIONAL DE PAZ



Consejo Nacional de Paz
Afrocolombiano
CONPA
"Afrocolombianos, Negros, Palenqueros y Raizales,
somos símbolo de Paz y Esperanza"

3. We call on the Colombian State to comply with what was agreed with the *IEANPE*, among other things with financing the Plan of Action for its proper functioning and with providing the guarantees required to comply with the commitments and mandates derived from the Chapter Ethnic.

4. We URGENTLY call for the convening of the *IEANPE* in a special session with the joint *CSIVI* by March 15, 2020 to discuss the financing of the action plan so as to activate the *IEANPE* in its full set of functions, to address the path to implement the goals, indicators, plans and projects of the Macro Plan for Implementation and the route to advise the development of the previous *MEC*—elements that need to begin to be developed to bring the implementation of the Final Agreement and the Ethnic Chapter to fruition, and to ensure the real construction of peace in our territories.

5. We call on the traditional communities, organizations and authorities of ethnic peoples to express our voice of dissatisfaction with the insecurity that our territories are going through and to demand that the government and the state comply with the comprehensive and immediate implementation of the peace agreement.

6. Finally, we call for the solidarity of the national and international community that supports the Peace Agreement in Colombia.

Given in Bakatá (Bogotá) at 27 days into February 2020. In their considerations;

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National Stockperson Offices High-Level Special Instance with Ethnic Peoples - *IEANPE*