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| United Nations Security Council | S/RES 323 (2015) |

RESOLUTION 323

Adopted by the Security Council at its

2149th Meeting on 1st October 2015

# The Security Council

# *Aware of its primary responsibility for the maintenance of international peace and security,*

# *Bearing in mind the Convention relating to the Status of Refugees of 28 July 1951 and its additional protocol of 16 December 1966;*

# *Emphasizing* the need to preserve the civilian nature of the refugee camps and internally displaced persons sites and to prevent any recruitment of individuals, including children, which might be carried out in or around the camps by armed groups;

# *Recalling* UNSCR 321 / 2015 regarding the situation in DONUS and FERRA;

# *Determining* that the situation in the region of DONUS continues to constitute a threat to international peace and security;

# *Recognising* that DONUS and FERRA among each other have agreed to the creation of the multinational force and to allow it to take such actions as required, including the use of necessary force, to ensure compliance with the OSLO Peace Treaty as of 1st October 2015;

# *Welcoming* the cease-fire agreement and the OSLO Agreement as of 1st October 2015 concerning the basic steps to restore peace and a secure environment for all ethnic groups;

# *Condemning* continued violence against the population in DONUS caused by FERRA Armed Forces (FAF), Security Forces (SecF), Irregular Forces and DONUS National Defence Forces (DNDF) in despite of the OSLO Agreement;

# *Demanding* all parties to the conflict to cease hostilities immediately and put the OSLO Agreement into effect, to agree to a cease-fire and to promote the process of reconciliation and of political settlement in DONUS;

# *Welcomes* the readiness of the European Union to consider the establishment of an operation to support the United Nations presence in DONUS acting under Chapter VII of the Charter of the United Nations;

# *Authorizes* the European Union to deploy, for a period of one year from the date that its initial operating capability is declared by the European Union in consultation with the Secretary-General, an operation (hereinafter referred to as “Operation JOINT FORTRESS”) aimed at supporting the elements referred to in paragraphs 2 to 4, and decides that this operation shall be authorized to take all necessary measures, within its capabilities and its area of operation in DONUS, to fulfil the following functions, in accordance with the arrangement to be concluded between the European Union and the United Nations, in liaison with the Governments of DONUS and FERRA;

# *Contributes* to protect civilians in danger, particularly refugees and displaced persons;

# *Encourages* the delivery of humanitarian aid and the free movement of humanitarian personnel by helping to improve security in the area of operations;

# *Contributes* the protection of United Nations personnel, facilities, installations and equipment and to ensuring the security and freedom of movement of its staff and United Nations and associated personnel;

# *Authorizes* the European Union to take all appropriate measures to achieve an orderly disengagement, by means including fulfilment of the functions indicated in subparagraph a, and within the limits of its residual capacity;

# *Authorizes* the European Union to support for security and protection of civilians, within its capabilities, efforts aimed at strengthening the capacity of the DONUS government and the civil society, through training in international human rights standards;

# *Requests* the Secretary-General to keep it informed of the liaison arrangements and to report regularly on the security and humanitarian situation, including movements of refugees and internally displaced persons, in DONUS of progress towards the objective of helping to create the security conditions conducive to a voluntary, secure and sustainable return of refugees and displaced persons and of the implementation of the mandate of DONUS;

# *Reaffirms* the obligation of all parties to fully implement the rules and principles of international humanitarian law, particularly those regarding the protection of humanitarian personnel, and furthermore requests all the parties involved to provide humanitarian personnel with immediate, free and unimpeded access to all persons in need of assistance, in accordance with applicable international law;

# *Concerned* about the impact that such violence may have on the peace process, as well as on the civilian population in DONUS;

# *Stressing* the urgency of the deployment of an EU/EU-led Force in DONUS, as recognised by the governments of both states;

# *Acting* under Chapter VII of the Charter of the United Nations;

# *Urges* the parties to implement a General Framework Agreement for Peace (GFAP) in good faith;

# *Authorizes* the European Union to establish for an initial period of 12 month, to continue thereafter unless the Security Council decides otherwise, an EU/EU-led Force (EUFOR DONUS) in DONUS in order to fulfil the role specified in the OSLO Agreement;

# *Welcomes* also the parties’ commitment, as specified in the OSLO Agreement, to secure for all persons within their jurisdiction the highest level of internationally recognized human rights and fundamental freedoms;

# *Welcomes* also the parties´ commitment to the right of all refugees and displaced persons to return in safety to their homes and places of origin;

# *Authorizes* the European Union to take all necessary measures to effect the implementation of, and to ensure compliance with the OSLO Agreement to take all necessary measures to ensure compliance with the rules and procedures, to be established by CG EUFOR DONUS, to include governing command and control of airspace over DONUS with respect to all civilian and military air traffic;

# *Decided,* that, in accordance with the Security General’s recommendations, the EU / EU-led Force in DONUS shall have the following mandate:

## To ensure in accordance with the General Framework Agreement for Peace.

### The de-escalation of violence by assisting in the separation including use of minimum force of the national Armed Forces of FERRA and DONUS.

### The withdrawal of FERRA forces from DONUS territory.

### The disarming of irregular forces in DONUS in assistance of a demilitarization process.

### The withdrawal of DONUS National Defence Forces (DNDF) to their barracks and training areas.

### Compliance with the restrictions within the Safety Zones.

### The protection and freedom of movement of itself, the international civil presence, and that of other international organizations.

## To assist in ensuring the security of the Safety Zones as it is defined in the General Framework Agreement for Peace (GFAP).

## To investigate, at the request of the parties or on its own initiative, instances of alleged non-compliance with the GFAP relating to the deployments, activities and status of the forces of FERRA and DONUS, and to pursue any such instances with the parties responsible.

## To assist in the restoration and maintenance of law and order, whenever possible by domestic and international police forces through the control and dissolution of armed criminal organizations and other irregular non-government military and paramilitary organizations.

## To support the initiatives of the host countries and of the international community, including any organizations, agencies, or bodies of the United Nations, in resettlement of refugees and displaced persons, in accordance with the GFAP.

## To support the initiatives of the host countries and of the international community, including any organizations, agencies or bodies of the United Nations, in the promotion and protection of human rights in DONUS, in accordance with the GFAP.

## To support the initiatives of the host countries and of the international community, including any organizations, agencies or bodies of the United Nations, in issues relating to mines and demining in DONUS.

# *Empowers* the Secretary-General of the Council of the European Union to appoint a Special Representative of the Secretary-General (SRSG) who will exercise system-wide authority over all EU elements and UN elements and who will carry out the responsibilities outlined in the GFAP;

# *Decides* to extend the United Nations Assistance Mission in DONUS (UNMID), headed by the a Chief of Staff, who will exercise assistance to the DONUS and FERRA government and administration in accordance with the GFAP;

# *Decides* to establish a European Union police force (EUPOL), to be entrusted with tasks set out in the GFAP;

# *Demands* that the parties take all appropriate steps to ensure freedom of movement, availability of necessary infrastructure, and the security and safety of the operation and personnel engaged in the operation;

# *Decides* that all States shall continue the embargo on all shipments of weapons and other military supplies to the territory of FERRA and DONUS;

# *Authorizes* the EU/EU-led Force to take over responsibilities of the enforcement of the arms embargo;

# *Invites* all states, in particular those in the region, to provide appropriate support and facilities including transit facilities for the troop contributing nations of the EU/EU-led Force;

# *Urges* Member States, the organizations, agencies and bodies of the United Nations, and Non-Governmental Organizations (NGO) to provide and intensify their economic, financial and humanitarian assistance in favour of the affected populations and of the peace process in DONUS.

# *Decides to* remain actively seized of the matter.