

**Additional terms of the Government's assurances for the transfer of the five individuals
from the Kalma CPC to the host country authorities**

The following additional terms shall apply to the transfer of the five individuals from the Kalma Camp CPC to the relevant authorities of Sudan.

UNAMID and the Government of Sudan ("the Government") are committed to bringing the issue of the five individuals in the Kalma Camp CPC to a close in a manner that respects international human rights and humanitarian law standards, the sovereign authority and jurisdiction of the Sudan, and the mandate of UNAMID.

The Sudanese authorities have the responsibility to protect civilians, to maintain law and order, and to adjudicate breaches of the law in all of the territory of Sudan, including in IDP camps.

UNAMID's mandate includes, inter alia, providing support to the Sudanese parties in the implementation of the Darfur Peace Agreement and subsequent peace agreements, providing support to the African Union-United Nations joint mediation efforts, and protecting civilians without prejudice to the responsibility of the Government of Sudan.

UNAMID shall not act in any way that detracts from its international character and its impartiality.

UNAMID and the Government of Sudan agree that the issue of the individuals in the Kalma camp should be resolved in a manner that promotes reconciliation, security and the broader goal of achieving a lasting peace in Darfur. They shall refrain from any action that might create or exacerbate political tensions, including, in particular, with respect to any penalty that might be imposed in the event that any of the individuals in the Kalma camp CPC are convicted of alleged crimes.

Accordingly, without prejudice to the position of UNAMID or of the Government on the question of the death penalty, the Government assures UNAMID of the following:

- First, blood relatives of the victims of the alleged crimes will be called upon to exercise their power to waive the death penalty and seek payment of compensation in the form of "blood money" instead;
- Second, regardless of the outcome of any formal judicial process, the Government will seek reconciliation through the Ajaweed traditional justice;
- Third, the President has the prerogative of mercy which he has confirmed he will exercise in the event that the death penalty is imposed on the accused.
- Fourth, the Government is committed to the success of UNAMID and will therefore refrain from any action in connection with the five individuals in the Kalma camp CPC that might undermine UNAMID's ability to conduct its activities in an effective manner or undermine confidence among IDPs and other vulnerable groups that UNAMID and other international agencies are meant to protect.
- Finally, in the interest of transparency, in the event that any of the five individuals are held in custody pending prosecution or incarcerated after a fair trial, the Government

shall facilitate unrestricted access to them by UNAMID's Human Rights Division, the International Committee of the Red Cross and other relevant human rights organizations.