



Updated: United Nations Security Council Resolution 2046 Compliance Tracker: Summary Chart

Enough Team | October 10, 2012



enough

The project to end genocide and crimes against humanity

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The following chart is designed to summarize the Enough Project's [United Nations Security Council Resolution 2046 Compliance Tracker](#). The chart identifies the government of Sudan, the government of South Sudan, and the Sudan People's Liberation Movement-North's respective compliance, or lack thereof, with the provisions of U.N. Security Council Resolution 2046. Notably, the chart is not designed to comprehensively catalogue the actions that each party has taken since May 2, 2012 related to Resolution 2046; rather, the chart summarizes each respective party's compliance to date. The information contained in the chart is based on information publicly available at the time of publication. Those cells within the chart shaded red indicate a party's non-compliance with a provision of Resolution 2046. In contrast, those cells shaded green indicate compliance or a willingness to comply with a provision of the resolution.

In sum, the chart demonstrates that the government of Sudan has failed to comply with nine provisions of Resolution 2046, inter alia, the government failed to cease bombardment of South Sudanese territory after the May 4 deadline provided for in the resolution and remains steadfast in its resolve to maintain an armed presence within the Abyei area following the May 16 deadline by which all forces were to be deployed outside the area. In comparison, the government of South Sudan has not complied with three provisions of the resolution, while the SPLM-N has complied or has expressed a willingness to comply with all relevant provisions.

In the coming days and weeks, as the U.N. Security Council and the African Union weigh their responses to the outcome of negotiations between Sudan and South Sudan, as well as the failure on the part of the government of Sudan to permit unfettered international humanitarian aid into all regions of South Kordofan and Blue Nile states, the discrepancy in non-compliance between the government of Sudan, on the one hand, and the government of South Sudan and the SPLM-N on the other necessitates strong consideration, particularly vis-à-vis the possible application of sanctions pursuant to operative paragraph 6 of Resolution 2046.

At-A-Glance

	Conditions in the Resolution													
	Cessation of Hostilities	Unconditional Withdrawal of All Armed Forces to Their Respective Sides of the North-South Border	Activation of the Joint Border Verification and Monitoring Mechanism (JBVMM) and the Safe Demilitarized Border Zone (SDBZ)	Cessation of the Harboring of or the Provision of Support to Rebel Groups Fighting against the Other State	Activation of the Ad Hoc Committee under the Joint Political and Security Mechanism (JPSM) to Receive and Investigate Complaints and Allegations	Cessation of Hostile Propaganda and Inflammatory Statements in the Media	Cessation of Attacks against Religious and Cultural Symbols Belonging to the Nationals of the Other State	Assumption of Full Responsibilities for the Protection of Nationals of the Other State in Accordance with International Principles and Consistent with the March 2012 Framework Agreement	Implementation of the Pending Aspects of the June 2011 Temporary Arrangements for Abyei, Including the Redeployment of All Forces Outside of the Area	Unconditional Resumption of Negotiations between the GoS and the RSS	Extension by the GoS and SPLM-N of Full Cooperation to the AUHIP and the Chair of IGAD to Reach a Negotiated Settlement	Acceptance of the Tripartite Proposal Concerning the Delivery of Humanitarian Aid to Affected Populations in South Kordofan and Blue Nile	Conclusion of Negotiations between the GoS and the RSS	Promotion and Protection of Human Rights in Accordance with International Humanitarian and Human Rights Law
Sudan	✗	✗	✓	✗	✓	✗	✗	✓	✗	✓	»	✗	✗	✗
South Sudan	✓	✗	✓	✗	✓	✓	✓	✓	✓	✓	/	/	✗	✓
SPLM-N	/	/	/	/	/	/	/	/	/	/	»	✓	/	✓

Key

✓	In Compliance	/	N/A
»	Possible Willingness to Comply	✗	Not in Compliance

Full Summary Chart

Condition in UNSC Security Council 2046	Deadline	Compliance of the Gov. of Sudan	Compliance of the Gov. of South Sudan	Compliance of the SPLM-N
1. Cessation of Hostilities Operative Para. 1 (i)	May 4, 2012	<p>× Not in Compliance</p> <p>Reports indicate SAF bombing of South Sudanese territory well after May 4, 2012. Indeed, as recently as July 20, the GoS is suspected of bombing South Sudan's territory.</p>	<p>✓ In Compliance</p>	N/A
2. Unconditional Withdrawal of All Armed Forces to Their Respective Sides of the North-South Border Operative Para. 1 (ii)	None Provided	<p>× Not in Compliance</p> <p>There are <u>allegations</u> that the SAF has crossed south of the border since the adoption of Resolution 2046.</p>	<p>× Not in Compliance</p> <p>There are <u>allegations</u> that the SPLA has crossed north of the border since the adoption of Resolution 2046</p>	N/A
3. Activation of the Joint Border Verification and Monitoring Mechanism (JBVMM) and the Safe Demilitarized Border Zone (SDBZ) Operative Para. 1 (iii)	May 9, 2012	<p>✓ In Compliance</p> <p>NB: The GoS initially, and after the May 9 deadline, refused to accept the AUHIP's proposed map for the purpose of defining the SDBZ, which, in turn, delayed the activation of the JBVMM and the SDBZ.</p>	<p>✓ In Compliance</p> <p>The RSS submitted its candidates for monitors to the JBVMM and accepted the AUHIP's proposed map for the purpose of defining the SDBZ.</p>	N/A
4. Cessation of the Harboring of or the Provision of Support to Rebel Groups Fighting against the Other State Operative Para. 1 (iv)	None Provided	<p>× Not in Compliance</p> <p><u>Reports</u> indicate that the GoS is providing support to rebel militias fighting against the RSS.</p>	<p>× Not in Compliance</p> <p><u>Reports</u> indicate that the RSS and/or other elements within South Sudan are providing support to the Sudan Revolutionary Front.</p>	N/A

Condition in UNSC Security Council 2046	Deadline	Compliance of the Gov. of Sudan	Compliance of the Gov. of South Sudan	Compliance of the SPLM-N
5. Activation of the Ad Hoc Committee under the Joint Political and Security Mechanism (JPSM) to Receive and Investigate Complaints and Allegations Operative Para. 1(v)	None Provided	✓ In Compliance NB: Initially, the GoS conditioned the commencement of the committee's work on the establishment of the SDBZ and the activation of the JBVMM.	✓ In Compliance	N/A
6. Cessation of Hostile Propaganda and Inflammatory Statements in the Media Operative Para. 1(vi)	May 2, 2012	✗ Not in Compliance Statements from President Bashir constituting inflammatory speech were delivered after May 2, 2012.	✓ In Compliance	N/A
7. Cessation of Attacks against Property and Religious and Cultural Symbols Belonging to the Nationals of the Other State Operative Para. 1(vi)	May 2, 2012	✗ Not in Compliance <u>Reports</u> indicate that on June 18, 2012, the GoS demolished two church buildings in Khartoum.	✓ In Compliance	N/A
8. Assumption of Full Responsibilities for the Protection of Nationals of the Other State in Accordance with International Principles and Consistent with the March 2012 Framework Agreement Operative Para. 1(vi)	May 2, 2012	✓ In Compliance No reports indicating otherwise.	✓ In Compliance No reports indicating otherwise.	N/A
9. Implementation of the Pending Aspects of the June 2011 Agreement on Temporary Security and Administrative Arrangements for the Abyei Area, Including the Redeployment of All Forces Outside of the Area Operative Para. 1(vii)	May 16, 2012	✗ Not in Compliance NB: While the RSS withdrew its armed forces from Abyei ahead of the May 16 deadline, other aspects of the temporary agreement remain unimplemented, including the formation of certain administrative bodies for the area	✓ In Compliance NB: Administration has not been formed.	N/A

Condition in UNSC Security Council 2046	Deadline	Compliance of the Gov. of Sudan	Compliance of the Gov. of South Sudan	Compliance of the SPLM-N
10. Unconditional Resumption of Negotiations between the GoS and the RSS Operative Para. 2	May 16, 2012	✓ In Compliance NB: The GoS initially, and after the May 16 deadline, conditioned the resumption of negotiations on the settlement of security related-matters prior to discussions on other outstanding issues.	✓ In Compliance	N/A
11. Extension by the GoS and SPLM-N of Full Cooperation to the AUHIP and the Chair of IGAD to Reach a Negotiated Settlement Operative Para. 3	None Provided	Possible Willingness to Comply While the GoS has participated in negotiations with the SPLM-N on humanitarian access issues, no concrete actions have yet been taken on ceasefire or political negotiations.	N/A	Possible Willingness to Comply While the SPLM-N has participated in negotiations with the GoS on humanitarian access issues, no concrete actions have yet been taken on ceasefire or political negotiations.
12. Acceptance of the Tripartite Proposal Concerning the Delivery of Humanitarian Aid to Affected Populations in South Kordofan and Blue Nile Operative Para. 4	None Provided	× Not in Compliance While the GoS signed a MOU with the Tripartite Partners concerning the delivery of humanitarian aid to the two states, it has, to date, not fully implemented that MOU.	N/A	✓ In Compliance
13. Conclusion of Negotiations between the GoS and the RSS Operative Para. 5	August 2, 2012 NB: The AU subsequently extended the deadline to September 22.	× Not in Compliance NB: The GoS and the RSS concluded certain agreements on Sept. 27, however, the final status of the Abyei area and the final definition of the north-south border remain unresolved.	× Not in Compliance NB: The GoS and the RSS concluded certain agreements on Sept. 27, however, the final status of the Abyei area and the final definition of the north-south border remain unresolved.	N/A
14. Promotion and Protection of Human Rights in Accordance with International Humanitarian and Human Rights Law Operative Para. 7	None Provided	× Not in Compliance The GoS continues to perpetrate grave human rights abuses against <u>civilian populations</u> in South Kordofan and Blue Nile, as well as <u>peaceful protesters</u> in Khartoum and other urban centers throughout the country.	✓ In Compliance No reports indicating otherwise.	✓ In Compliance No reports indicating otherwise.