



Republic of Yemen

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the National Dialogue Outcomes



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Outcomes of the National Dialogue and the Transitional Political Process In the International Security Council Resolutions



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Introduction

The Outcomes of the national dialogue represented a comprehensive national project that meets the aspirations of our Yemeni people to build a new federal Yemen, a state of law and a state of rules where all of its members enjoy justice, equality, equality of opportunity and equitable distribution of wealth and power. Such outcomes came as a result of national consistency between all the political, social components to solve the past problems and ensure secure transition to the future. Besides, it gained unprecedented local, regional and international support. Such International support represented one of the important guarantees for the implementation of the Outcomes of the national dialogue. It was present in the Security Council resolutions on Yemen which provided for its support, and punish anyone who may stand against its implementation.

The National Document in the second chapter was provided with the guarantees of the outcomes of the comprehensive national dialogue conference which stressed the importance of the continued support of the international community for the political process in Yemen and meeting the developmental needs to ensure the stability of the situation and complete the arrangements for preparing the referendum on the constitution and then arrange for the elections in accordance with the new federal constitution.

The international community has been keen to support the political process in Yemen, including support of the National Dialogue Conference since the beginning of its preparation. This was confirmed by the visit of the President and members of the Security Council to the capital of Sana'a and hold an extraordinary session of the Security Council in Yemen early 2013, expressing the interest of the international community in supporting the political process and stability in Yemen, such support continued during the Conference and thereafter by supporting the National Document and supporting its implementation on the ground.

Based on the international community's perception of the importance of the conference and its outcomes and the success of transition to the State, the international consensus was accompanied by the conference and supporting implementation of its Outcomes. This was reflected in the statements of the countries supporting the conference and its outcomes, as well as through the Security Council resolutions that welcomed the results of the comprehensive national dialogue conference. The resolutions were considered as a path for a sustained democratic transition led by Yemeni leadership based on commitment



to democracy, good governance, rule of law, national reconciliation and respect for the human rights and fundamental freedoms of the entire Yemeni people in a peaceful political transition all-inclusive Yemen driven to meet the demands of the Yemeni

people and their legitimate aspirations for a peaceful political change and reform, economic and social meaningful, as provided for in the Gulf Cooperation Council initiative and implementation mechanism and the results of the comprehensive national dialogue conference.

In this report, we will review the resolutions adopted by the Security Council of the United Nations in its capacity as the international body concerned with the peace process and the maintenance of security and stability in the member states of the international system, reviewing the main implications of these decisions on the outcome of the national dialogue and ensure its implementation to reach the point of building a federal state.

First: Security Council resolutions calling for national dialogue:

The GCC initiative and its executive mechanism stipulated that the President of the Republic and the Government of the National Reconciliation call for a comprehensive national dialogue for all political powers and activities including youth and other parties, civil society organizations and Yemeni women's sector, to discuss the process of drafting the constitution and move forward towards an integrated democratic building and achieve national reconciliation and transitional justice. In this regard, the international community stopped supporting the transitional process in Yemen and demanded implementation of the provisions of the Gulf Initiative. The most important of these provisions is holding comprehensive national dialogue with the participation of the various political and social components. Accordingly, the Security Council adopted resolution No. 2051 at its meeting held on 12th June 2012.

Contents of the Security Council Resolution No. 2051 for (2012)

The resolution affirmed in its preamble the commitment of the UN Security Council to the unity, sovereignty, political independence and territorial integrity of Yemen and its support for the political transition agreement in accordance with the GCC initiative and its implementation mechanism, including holding a national dialogue conference for all parties; besides, it confirmed that the best thing is to ensure a peaceful and inclusive



political transition process and an organization that holds Yemen in control of the demands of the Yemeni people and their legitimate aspirations for a peaceful change and meaningful political, economic and social reform as stipulated by the GCC initiative and its implementation. In resolution No. 2014 (2011), the Security Council confirmed that the following:

(Para. 1)

Re-affirm the need for full implementation under the times specified in the Gulf Initiative and its full implementation mechanism within the appropriate time frame in accordance with Resolution No. 2014 for (2011).

In addition, it is noted that, in line with the implementation mechanism, the second phase of the transition should focus on the following:

1. Convene a national dialogue conference including all parties,
2. Restructuring the security forces and armed forces within the framework of a uniform and professional national leadership structure and ending all disputes.
3. Perform a constitutional and electoral reform and hold general elections.

(Para. 4)

Support the efforts of President Abed Rabbo Mansour Hadi and the Government of the National Reconciliation to advance the transition through, inter alia, security sector reform, changes in senior positions in the security and armed forces and initiation of the preparatory process for the national dialogue conference.

(Para. 5)

Emphasize on the importance of a national, inclusive, transparent and meaningful national dialogue conference involving all youth and women's groups and calls for all concerned parties in Yemen to participate actively and constructively in this process.



(Para. 10)

Urge the Yemeni government to enact legislation on transitional justice to support reconciliation.

(Para. 17)

Request the Secretary-General to continue coordinating assistance provided by the international community in support of the national dialogue and the transition process as provided for in the implementation mechanism of the GCC Council initiative.

Second: Post-process of the national dialogue and declaration of its Outcomes:

On 18/3/2013, the National Dialogue Conference was launched with the participation of all political parties, civil society organizations, youth and women. The meeting sessions lasted for ten months, during which the dialogue and discussion were held on various national, political and developmental issues. For the sake of the international community, the Political Transition Process and the Outcome of the National Dialogue, Security Council resolution No. 2140 for(2014) was issued by the Security Council at its 7119th meeting on 26 February 2014.

Contents of the UN Security Council Resolution No. 2140 for (2014)

The resolution welcomed the results of the comprehensive national dialogue conference, considering its decisions as a road map for a continuous democratic process led by Yemen based on commitment to democracy, good governance, rule of law, national reconciliation and respect for the human rights and fundamental freedoms of all Yemeni people.

The decision praised those who facilitated the outcome of the comprehensive national dialogue conference through their constructive participation and in particular the leadership of President Abed Rabbo Mansour Hadi.

It considered that the best solution to the situation in Yemen is through a peaceful and inclusive political transition process and an organization that Yemen will take to meet the demands of the Yemeni people and their legitimate aspirations for peaceful change and meaningful political,



economic and social reform as stipulated by the GCC initiative and its implementation mechanism and the results of the comprehensive national dialogue.

It re-affirmed on the need to implement the political transition process in full and on time within the framework of the comprehensive national dialogue conference and in line with the GCC initiative and its implementation mechanism and in accordance with the Council's resolutions and in order to meet the aspirations of the Yemeni people;

The Secretary-General asked for continuing submission of reports on the developments in Yemen including implementation of the outcome of the comprehensive national dialogue conference.

The decision provided also the following:

(Para - 1)

Re-affirm the need to implement the political transition process in full and on time at the end of the Comprehensive National Dialogue Conference and in line with the GCC initiative and its implementation mechanism and in accordance with resolutions No. 2014 for (2011) and No. 2051 for (2012)

In its support for the implementation of the political transition process, paragraph (2), it welcomed the recent progress in the political transition process in Yemen and strongly supported the completion of the next steps of the transition, in line with the implementation mechanism, including the following:

1. Drafting a new constitution in Yemen;
2. Implementation of an electoral reform including drafting and adopting a new electoral law consistent with the new Constitution;
3. A referendum on the draft Constitution including the definition of it as appropriate;
4. Reforming the state structure to prepare Yemen to move from a unitary state to a federal state;
5. Holding general elections in a timely manner at the end of President Hadi's current term followed by the inauguration of the era of the President-elect under the new Constitution.



(Para. 3)

Encourages all constituencies in the country including youth movements and women's groups in all regions of Yemen to continue their active and constructive participation in the political transition process and to continue the spirit of consensus for the implementation of subsequent steps in the transition process and the recommendations of the National Dialogue Conference, Houthis and others to engage constructively and renounce the use of violence to achieve political objectives;

(Para. 4)

Welcome the intention of the Government of Yemen to introduce the Asset Recovery Act and support international cooperation in this regard.

(Para. 8)

Also, look forward to the speed up adoption of a law on transitional justice and national reconciliation that will be consistent with Yemen's obligations and international commitments and follow best practices where appropriate, while taking into account, the recommendations of the National Dialogue Conference;

(Para. 10)

Confirms that the transition process agreed upon by both parties in the GCC initiative and agreement on the Mechanism for implementing the Transition process has not yet been fully realized, and call on all Yemenis to respect fully the implement the political transition process and uphold the values of the implementation mechanism agreement.

(Para. 33)

The Secretary-General shall be requested to continue providing reports on the development process in Yemen including the implementation of the outcome of the comprehensive national dialogue conference every 60 days;



Third: Post-coup phase on the legitimate authority in Yemen:

During the period following the political coup d'état on the legitimate authority in Yemen and the belief of the international community in the importance of adhering to the Outcomes of the national dialogue and completing the political transition process agreed upon by all parties and political and social components, several UN Security Council resolutions on Yemen stressed the need to return to the implementation of the Council's initiative Gulf Cooperation Council and its executive mechanism and the results of the outcomes of the comprehensive national dialogue, where the following resolutions were issued:

1. Security Council Resolution No. 2201 for (2015) which was adopted by the Security Council at its meeting session held on 15 February 2015, which provides for:

(Para. 4)

The Security Council calls upon all parties, especially the Houthis, to abide by the GCC initiative and its implementation mechanism, along with the outcome of the Comprehensive National Dialogue Conference, the Peace Agreement and the National Partnership and its Security Annex, all of which provide for a democratic transition under Yemeni leadership.

(Para. 5)

The Security Council urges all parties, particularly the Houthis, to accelerate all-inclusive negotiations by the United Nations to continue the political transition with a view to reaching a consensus solution in accordance with the GCC initiative and its implementation mechanism, and the outcome of the Comprehensive National Dialogue and the Peace Agreement and National Partnership and its Security Annex, and implement this solution

(Para. 6)

The Security Council urges all parties to agree on certain dates for ending the process of constitutional consultation, holding a referendum on the Constitution, and holding elections under the new electoral law pursuant to the new Constitution, and announcing such dates.



(Para. 13)

The Secretary-General shall be requested to report on the implementation of the mechanism of this resolution and to continue providing report on developments in Yemen, including the implementation of the GCC initiative and its implementation mechanism, the outcomes of the Comprehensive National Dialogue Conference, the Peace Agreement and the National Partnership and its security annex within 15 days From the date of adoption of this resolution, and every 60 days thereafter.

2. Security Council resolution No. 2216 (2015) adopted by the Security Council at its meeting session held on 14 April 2015, which included the reference to the Twenty-sixth Summit of the League of Arab States on developments in Yemen and stressed the need to resume the process of political transition in Yemen with the participation of all Yemeni parties in accordance with the initiative of the GCC and its implementation mechanism and the results of the comprehensive national dialogue conference.

The Security Council called on all Yemeni parties, especially the Houthis to abide by the GCC initiative and its implementation mechanism, the outcome of the comprehensive national dialogue conference, the relevant Security Council resolutions, and the resumption and acceleration of the comprehensive negotiations of all parties mediated by the United Nations to continue the process of peaceful transition with a view to reaching a compromise solution.

It provides also:

(Para. 5)

The Security Council calls upon all the Yemeni parties, especially the Houthis, to abide by the GCC initiative and its implementation mechanism and the results of the comprehensive national dialogue conference and relevant Security Council resolutions, and stresses in this regard the importance of full implementation of the agreements concluded and the commitments made to achieve that goal, and in this regard, to agree on the conditions that would lead to the speedy cessation of violence in accordance with the Charter of the United Nations and the relevant Security Council resolutions, including resolution No. 2210 for(2015)



(Para. 6)

The Security Council calls upon all Yemeni parties to commit themselves to resolve differences through dialogue and consultation, to renounce acts of violence to achieve political objectives, to refrain from provocative acts and all unilateral actions with a view to delegitimizing the political transition process and stresses that all parties should take concrete steps to agree and implement a political solution based on consistent opinions for the crises in Yemen in accordance with the GCC Initiative, its implementation mechanism and results of the comprehensive national dialogue.

(Para. 13)

The Secretary-General shall be requested also to make good efforts to allow for the resumption of a sound and inclusive political transition process under the leadership of Yemen and to meet the legitimate demands and aspirations of the Yemeni people including Yemeni women for peaceful change and meaningful political, economic and social reform as outlined in the Gulf Cooperation Council Initiative Their implementation and the outcome of the comprehensive national dialogue conference,

The Security Council further stresses on the importance of closer coordination between the United Nations and its international partners, and in particular the Gulf Cooperation Council and the Ambassadors Group in Sana'a and other actors in order to contribute to the success of the transition process.

3. The Security Council resolution No. 2266 (2016) adopted by the Security Council at its 7630th meeting session held on 24 February 2016, which stressed the importance of the commitment to unity, sovereignty, independence and territorial integrity of Yemen and expressed the concern of the international community about the continuing political, security, economic and humanitarian difficulties in Yemen, including the continuing violence and the threats posed by the illicit transfer, destabilization and misuse of weapons.



It also stated in paragraph (1) thereof:

The Security Council reaffirms the need to implement the political transition process in full and on time in the wake of the Comprehensive National Dialogue Conference, in line with the GCC initiative and implementation mechanism and in accordance with resolutions No. 2014 for (2011), No. 2051 for (2012) and No. 2140 for (2014) No. 2201 for (2015), No. 2204 for (2015) and No. 2216 for (2015), taking into account the aspirations of the Yemeni people.

- 4- The Security Council - Resolution No. 2342 for (2017) adopted by the Security Council at its 7889th meeting session held on 23 February 2017, which included a reference to its previous resolutions on Yemen, and reaffirmed its strong commitment to the unity, sovereignty, independence and regional safety.

It provided also in (Para – 1) thereof:

The Security Council reaffirms the need to implement the political transition process in full and on time at the end of the Comprehensive National Dialogue Conference, in line with the GCC initiative and its implementation mechanism in accordance with resolutions No. 2014 for (2011), No. 2051 for (2012), No. 2140 for (2014) and No. 2201 for (2015), No. 2204 for (2015), No. 2216 for (2015) and No. 2226 for (2016) and take into account the aspirations of the Yemeni people.

- 5- The Security Council resolution No. 2402 (2018) adopted by the Security Council at its 8190th meeting session held on 26 February 2018, which included a reference to its previous resolution and reaffirmed its strong commitment to the unity, sovereignty, independence and territorial integrity of Yemen and that the situation in Yemen continued to pose a threat to international peace and security As stated in paragraph (1) thereof:

Reaffirms the need to implement the political transition process in full and on time in the wake of the Comprehensive National Dialogue Conference in line with the GCC initiative and its implementation mechanism and in accordance with resolutions No. 2014 for (2011), No. 2051 for (2012), No. 2140 for (2014) and No. 2201 for (2015), No. 2204 for (2015), No. 2216 for (2015) and No. 2226 for (2016) and take into account the aspirations of the Yemeni people.



Conclusion:

Through this brief review of some of the provisions of the Security Council resolutions concerning the support of the Outcomes of the national dialogue, and considering the obstacles facing the implementation of these Outcomes as impeding the process of peaceful political transition in Yemen, the Security Council sanctions committee should include them in the list of UN sanctions imposed by the Council. Council No. 2140 for the year 2014 provides as follows:

Criteria for determining who is subject to sanctions - Penalties - include, for example the following:

1. Obstruct or authorize the success of the political transition process as outlined in the GCC initiative and the agreement on its implementation.
2. Or impede the implementation of the findings of the final report of the comprehensive national dialogue conference.

This clearly confirms the importance given by the international community to support the implementation of the outcome of the dialogue, which represented the bases for establishing the new federal Yemen. It included a deep, transparent and responsible review of all imbalances and weaknesses in the state structures and negative practices that led to political, social and economic problems; and threatened to collapse, which strengthened the mobilization and support of the international community to meet the aspirations of the Yemeni people, who chose the path of dialogue as the best option and the most appropriate, safest, and the safe path leading to national reconciliation to resolve various national issues,

This is meant to prospect a promising future for change to build a modern democratic civil state and to establish the foundations of security, peace and progress before the forces of the coup attempt to characterize this peaceful path.

In order not to give the opportunity for the greedy interest of the cope leaders to handicap this entire national project, the international community is called upon to intensify efforts to support the implementation of the Outcomes on the ground and to punish the detainees. This requires primarily the support of the restoration of the state and the end of the coup d'état, and the achievement of this national dream that the people have long waited for. The large national conference on the outcome of the comprehensive national dialogue conference will remove the burden of suffering from the problems of living and the spread of poverty, unemployment, high prices and other concerns in the framework of international efforts to support the completion of transitional benefits to Building the new federal Yemen.

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