

To: The United Nations Security Council  
The African Union Peace and Security Council  
The League of Arab States  
Dr. Nkosazana Dlamini-Zuma, Chair of the African Union Commission  
Thabo Mbeki, Chair of the African Union High Implementation Panel  
Prime Minister Meles of Ethiopia, Chair of IGAD

From: The Undersigned 96 International Organizations

Date: August 3, 2012

Re: Implementation and Review of United Nations Security Council Resolution 2046

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On June 6, 2012, 89 international organizations urged the UN Security Council to impose consequences as outlined in Resolution 2046 on Sudan if it did not allow immediate access for humanitarian aid into Nuba Mountains/South Kordofan and Blue Nile by June 14, 2012.

On June 14, 2012, the spokesperson for Secretary-General Ban Ki-Moon acknowledged serious food shortages particularly in the areas not under government control, and he committed to the delivery of 8,000 metric tonnes of food assistance. We understand Sudan recently allowed the World Food Programme to provide a 3 month supply of aid to approximately 170,000 people in 13 government-held areas in eastern South Kordofan.

We appreciate the initial efforts to supply aid to war affected populations and we appreciate attention by the UN Security Council, the African Union and IGAD to address the crises in Sudan and South Sudan through implementation of the African Union Roadmap and UN Security Council Resolution 2046.

According to Resolution 2046 article 6, the UN Security Council intends to take appropriate measures under Article 41 of the UN Charter if Sudan, South Sudan and the SPLM-North do not comply with decisions set forth in the Resolution. Review of compliance was scheduled for May 17<sup>th</sup> and in two week intervals thereafter. In addition, Resolution 2046 article 5 established a 3 month deadline on August 2, 2012 for conclusion of negotiations between Sudan and South Sudan over oil, citizenship, the border and Abyei.

Besides concluding negotiations between Sudan and South Sudan, compliance by the parties is based on the following actions:

- Cease all hostilities including aerial bombardments.
- Withdraw troops to their side of the border.
- Activate, by May 9th, the Joint Border Verification and Monitoring Mechanism and the Safe Demilitarized Border Zone.
- Cease harboring or supporting rebel groups against the other state.
- Activate the means to investigate allegations.

- Cease hostile propaganda and protect property, religious and cultural symbols and nationals of the other State.
- Implement the June 20, 2011 agreement on Abyei.
- Reach a negotiated settlement between Sudan and the SPLM-N based on the June 28, 2011 Framework Agreement.
- Accept and implement the tripartite proposal by Sudan and the SPLM-North.
- Protect human rights including those of women and people belonging to vulnerable groups.

Non-compliance of these requirements is subject at any time to measures under Article 41, which include partial or complete interruption of economic relations and severance of diplomatic relations.

It is widely recognized that while South Sudan and the SPLM-North have largely complied with the Resolution, Sudan has not and instead has committed the following violations:

- Ongoing bombardment and attacks in South Kordofan, Blue Nile and South Sudan.
- Refusal to implement a buffer zone between Sudan and South Sudan.
- Ongoing presence of Sudan military in Abyei.
- Refusal to accept and implement the tripartite proposal and as a result condemning thousands of people to death by starvation, thirst, injury and disease within Sudan and creating a humanitarian crisis outside of Sudan as over 200,000 civilians seek refuge in South Sudan and Ethiopia.
- Refusing to recognize the SPLM-North as a political party, arresting and torturing its members and confiscating their property while refusing to approach negotiations with the SPLM-North in good faith making a negotiated settlement impossible.
- Violating human rights by arresting, torturing and killing peaceful protestors and individuals associated with opposition parties; indiscriminate bombing of civilian populations in Nuba Mountains/South Kordofan and Blue Nile; and by restricting access for international humanitarian aid throughout Sudan.

We recognize the tenuous nature of negotiations between Sudan and South Sudan and the implications of failed negotiations. While there may be a reluctance to antagonize Sudan for fear of repercussions, failing to implement Resolution 2046 emboldens Sudan and other states to disregard international law and institutions and to instigate violence that threatens global peace and security.

We strongly recommend immediate airlifts, in coordination with the SPLM-North, to deliver aid to war affected populations in Nuba Mountains/South Kordofan and Blue Nile that are inaccessible due to Sudan imposed blockades and due to impassable roads caused by the rainy season. The international community has exercised extraordinary patience and exhausting but fruitless diplomacy to secure access for the delivery of aid. The international community must now exercise its right and responsibility to protect the citizens of the two areas from crimes committed by the Government of Sudan.

As part of the UN Secretary General's September 2, 2012 proposal to address outstanding issues related to negotiations between Sudan and South Sudan, we recommend the inclusion of immediate consequences according to Article 41 if Sudan fails to comply with all components of the Resolution and if it continues to commit crimes against its citizens and the citizens of South Sudan.

In addition, serious and unresolved humanitarian and political crises are ongoing in Darfur, Eastern Sudan and throughout Sudan. Compliance with Resolution 2046 article 3, a negotiated settlement based on the June 28, 2011 Framework Agreement on Political Partnership, would pave the way for a comprehensive security and political arrangement at the national level. However, the effectiveness of an agreement is contingent upon full participation by opposition parties and rebel groups, civil society organizations, grassroots activists and Sudanese citizens, particularly citizens from the marginalized regions. Given Sudan's well established pattern of failing to abide by negotiations, commitment by the international community to strictly monitor the implementation process and the ensuing transitional period will be necessary

We appreciate your immediate attention to these urgent matters.

Signed by:

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June 6, 2012

Dear Members of the United Nations Security Council,

We write because of our dire concern for the people of the Nuba Mountains/Southern Kordofan and the Blue Nile State who face imminent death by violence and starvation orchestrated by the Government of Sudan.

While we welcome United Nations Security Council Resolution 2046, which has succeeded in resuming negotiations between Sudan and South Sudan and has facilitated the removal of troops from Abyei, the ongoing violence and lack of humanitarian aid in the two areas has not been addressed.

UNSC Resolution 2046 “strongly urges Sudan and the SPLM-N to accept the tripartite proposal...to permit humanitarian access to the affected populations in the two areas.” The SPLM-N has signed the proposal and has repeatedly agreed to the cessation of hostilities on the basis of humanitarian grounds; however, the Government of Sudan continues to bomb and attack the areas and to refuse access for humanitarian aid.

UNSC Resolution states that if the parties do not comply with the Resolution, the UNSC agrees “to take appropriate additional measures under Article 41 of the Charter as necessary.”

We recognize the tenuous nature of negotiations between Sudan and South Sudan and all that is at stake. However, the people of the Nuba Mountains/Southern Kordofan and the Blue Nile State must not be sacrificed in order to appease the Government of Sudan. Furthermore, the Government of Sudan's blatant and longstanding disregard and abuse of its citizens clearly defines the nature of that government and calls into question its sincerity in pursuing and abiding by any outcome of negotiations between the two countries.

Rather than allowing the Government of Sudan to hold both countries and the international community hostage, we urge the United Nations Security Council to follow through with severe sanctions and other powerful consequences if the Government of Sudan does not allow immediate access for humanitarian aid as outlined in the tri-partite proposal. We recommend a deadline of June 14, 2012, which is the third scheduled review by the UNSC of implementation of the Resolution.

For one year, the international community has had the opportunity to address the crises in Nuba Mountains/Southern Kordofan and the Blue Nile State. People are starving to death and dying violent deaths because the choice was made not to intervene. This approach cannot continue if the United Nations hopes to preserve its credibility. Resolution 2046 is a step in the right direction. For the sake of peace and stability in Sudan, South Sudan and the region, please do not back down now.

Signed by:

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# SUDAN: Letter to UN Security Council Members from 123 Organizations Regarding Humanitarian Access

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September 21, 2012

Dear Ambassador:

We are deeply alarmed by the ongoing lack of full and unhindered access for international humanitarian aid agencies to all areas within the Sudanese states of South Kordofan and Blue Nile, as well as Darfur. Despite a United Nations Security Council Resolution calling on the government of Sudan to immediately allow for such access in the Two areas – and a memorandum of understanding concluded between the UN, the African Union, and the League of Arab States – the so-called “Tripartite Partners” – and the Sudanese government providing for humanitarian aid delivery, one million people continue to suffer from food insecurity as well as the continued threat of indiscriminate bombings and attacks on civilians.

It has been over four months since the UN Security Council, acting under Chapter VII of the UN Charter, called on the government of Sudan to immediately accept the Tripartite Partner’s proposal to permit humanitarian access throughout the two states. The resolution followed months of delay on the part of the Sudanese government over the review of a proposal that the Tripartite Partners submitted concerning aid delivery. On August 5, 2012, Khartoum finally signed a memorandum of understanding with the Tripartite Partners that sets out deadlines related to the planning for and distribution of international humanitarian assistance. To date, the government has ignored the deadlines laid out in the memorandum and exhibited no indication that it intends to allow the full and unhindered delivery of aid throughout South Kordofan and Blue Nile.

The UN Security Council committed in Resolution 2046 to hold all parties who fail to comply with the Resolution’s terms fully accountable through the imposition of measures under Article 41 of the Charter. It is imperative that it do so. Those parties who fail to meet their obligations should face strong consequences including the imposition of sanctions. In its upcoming review of the compliance of the parties with Resolution 2046, the Government of Sudan’s failure to abide by the provisions related to humanitarian assistance and to comply with the agreement which it signed should be considered a key factor in determining what actions the Council takes. For many in South Kordofan and Blue Nile, this is a matter of life and death.

For over a year, the government of Sudan has refused to allow aid into these two states, resulting in emergency levels of food insecurity (one level below famine) for 150,000-200,000 people in Southern Kordofan and crisis levels for hundreds of thousands of others in Southern Kordofan and Blue Nile. Continued aerial bombardments by the Sudanese Armed Forces and fighting with rebel groups has displaced or severely affected an estimated 665,000 people inside Southern Kordofan and Blue Nile and led 205,000 refugees to flee to South Sudan and Ethiopia, where they continue to face desperate conditions.

We welcomed the conclusion of a memorandum of understanding between the government of Sudan and the Tripartite Partners, but are distressed that the government of Sudan once again continues to delay in its implementation of a key agreement. Similarly, we appreciate the actions of the UN Security Council to secure the delivery of humanitarian aid and to support the initiation of a political dialogue between the government of Sudan and the Sudan People’s Liberation Movement-N. However, such

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actions will be of little consequence to civilians on the ground if the Council does not make efforts to ensure that the government of Sudan complies with the Council's approach.

If Sudan continues to ignore its obligations to allow humanitarian access to the people of South Kordofan and Blue Nile, we urge that the UN Security Council move swiftly to impose consequences for this failure and to consider alternative means for delivering aid.

Signed by:

1. Act for Sudan
2. Aegis Trust
3. African Centre for Justice and Peace Studies (ACJPS)
4. African Soul, American Heart
5. Afro-Canadian Evangelical mission
6. Alliance for the Lost Boys of Sudan
7. American Friends Service Committee US West Region
8. American Islamic Congress
9. American Islamic Forum for Democracy
10. American Jewish World Service
11. Americans Against the Darfur Genocide
12. Armenian National Committee of America
13. Arry Organization for Human Rights & Development
14. Beja Organization for Human Rights and Development
15. Blue Nile Association
16. Bnai Darfur Organization
17. Brooklyn Coalition for Darfur & Marginalized Sudan
18. Center for Peace, Justice and Reconciliation
19. Change the world. It just takes cents.
20. Christian Lifeline International Aid
21. Collectif Urgence Darfour
22. Colorado Coalition for Genocide Awareness and Action
23. Combat Genocide Association
24. Common Cause
25. Community Empowerment for Progress Organization-CEPO
26. Congregation of St. Joseph
27. Connecticut Coalition to Save Darfur
28. Darfur Action Group of South Carolina
29. Darfur and Beyond
30. Darfur Interfaith Network
31. Darfur Leaders Network
32. Darfur People's Association of New York
33. Darfur People's Association of New York Brooklyn
34. Darfur Rehabilitation Project, Inc.
35. Darfur Relief and Documentation Centre
36. Darfur Solidarity In USA
37. Darfur Union, UK & Ireland
38. Dear Sudan, Love Marin
39. Doctors to the World
40. Enough Project
41. Episcopal Diocese of Mississippi
42. Foreign Policy In Focus
43. Genocide No More - Save Darfur
44. Genocide Watch
45. Georgia Coalition to Prevent Genocide
46. GlobalSolutions.org
47. Help Nuba
48. Holocaust Museum Houston
49. Hope With (South) Sudan
50. Human Rights & Advocacy Network for Democracy (HAND)
51. Human Rights Org.
52. Human Rights Team - Community of Christ
53. Human Rights Watch
54. Humanitarian Aid Relief Trust (HART)
55. Humanity Is Us
56. Humanity United
57. Investors against Genocide
58. Iowa Center for Genocide Prevention
59. Italians for Darfur
60. Jewish World Watch
61. Jews Against Genocide
62. Joining Our Voices

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63. Kamma Organization for Development Initiatives (South Sudan)
64. Keokuk for Global Awareness & Aid
65. Leadership Conference of Women Religious
66. Live Well South Sudan
67. Long Island Darfur Action Group
68. Massachusetts Coalition to Save Darfur
69. Moro Association of the United States.
70. My Sister's Keeper
71. NAACP
72. National Association of Evangelicals
73. National Council of the Churches of Christ
74. Never Again Coalition
75. New York City Genocide Prevention Coalition
76. New York Coalition for Darfur and All Sudan
77. New York Darfur Vigil Group
78. Nuba Christian Family Mission
79. Nuba Mountain Peace Coalition
80. Nuba Mountains Advocacy Group
81. Nuba Mountains International Association
82. Nuba Relief, Rehabilitation and Development Organization
83. Nuba Vision Coalition, Inc
84. Nubia Project
85. One Million Bones
86. Operation Broken Silence
87. Peace Action
88. Persecution Project Foundation
89. Physicians for Human Rights
90. Pittsburgh Darfur Emergency Coalition
91. Presbyterian Church, (USA), Office of Public Witness
92. Rabbinical Assembly
93. San Francisco Bay Area Darfur Coalition
94. Save Darfur North Shore
95. Save Darfur Washington State
96. Shine A Ray of Hope
97. Society for Threatened Peoples
98. South Sudan Institute for Women's Education & Leadership
99. South Sudan Women Christian Mission for Peace
100. Stop Genocide Now
101. Strategic Centre for Social Studies in Blue Nile
102. Sudan Advocacy Action Forum
103. Sudan Democracy First Group
104. Sudan Human Rights Network
105. Sudan Rowan, Inc.
106. Sudan Unlimited
107. Sudanese Australian Human Rights Association
108. Sudanese Front for Change
109. Sudanese Marginalized Forum
110. Temple Ahavat Achim Darfur Social Action Committee
111. The Africa Institute of American Jewish Committee
112. The Hebrew Immigrant Aid Society (HIAS)
113. The Institute on Religion and Democracy
114. TransAfrica
115. Triangles of Truth
116. Ubuntu Women Institute USA Inc.
117. Unitarian Universalist Association
118. Unitarian Universalist Service Committee
119. United Methodist Church, General Board of Church and Society
120. United to End Genocide
121. Use Your Voice to Stop Genocide RI
122. Voices for Sudan
123. Waging Peace