

# APPENDIX "D"

## AGREEMENT BETWEEN THE GOVERNMENT OF MALAYSIA AND THE COMMUNIST PARTY OF MALAYA TO TERMINATE HOSTILITIES

The Government of MALAYSIA and the Communist Party of Malaya, consistent with their common objective for peace, hereby agree to the following :-

### ARTICLE 1 - CESSATION OF ARMED ACTIVITIES

Upon the signing of this Agreement, the Government of Malaysia and the Communist Party of Malaya shall cease all armed activities forthwith.

### ARTICLE 2 - DISBANDMENT OF ARMED UNITS, DESTRUCTION OF ARMS, AMMUNITION, EXPLOSIVES AND BOOBY-TRAPS

The Communist Party of Malaya shall disband all its armed units, destroy its arms, ammunition, explosives and booby-traps in Malaysia and Thailand.

### ARTICLE 3 - RESIDENCE IN MALAYSIA

3.1 Members of the Communist Party of Malaya and members of its disbanded armed units, who are of Malaysian origin and who wish to settle down in MALAYSIA, shall be allowed to do so in accordance with the laws of Malaysia.

3.2 Members of the Communist Party of Malaya and members of its disbanded armed units, who are not of Malaysian origin, may be allowed to settle down in MALAYSIA in accordance with the laws of MALAYSIA, if they so desire.

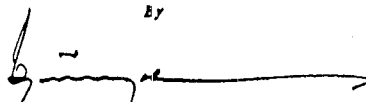
### ARTICLE 4 - PROVISION OF ASSISTANCE BY THE MALAYSIAN AUTHORITIES

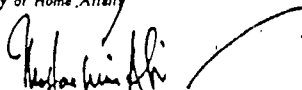
With regard to Article 3, the Malaysian authorities shall assist members of the Communist Party of Malaya and members of its disbanded armed units in order to help them to start their peaceful life afresh.

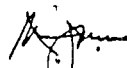
SIGNED ON 3 DECEMBER 1989 IN HAADYAI, THAILAND

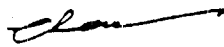
Government of Malaysia


By

  
DATO' H. WAN SIDEK BIN HJ. WAN ABDUL RAHMAN  
SPEK, DSAP, PMS, JMN, PJK  
Secretary-General  
Ministry of Home Affairs

  
GENERAL TAN SRI HASHIM BIN MOHD. ALI  
POLAT, PSM, SPTA, OAHM, DSDK, JMN, BMS, AML, PDM  
Chief of Defence Forces

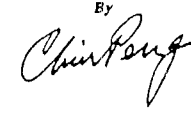
  
TAN SRI MOHD. HANIFF BIN OMAR  
PDM, SPTA, SPMU, SPM, KMM, PPT, BKT  
Inspector General  
Royal Malaysia Police

  
GEN. CHAVALIT YONGCHAIYUDH  
Deputy Director  
Internal Security Operations Command

  
POL. GEN. SAWAENG THERASAWAT  
Director-General  
Royal Thai Police Department

Communist Party of Malaya

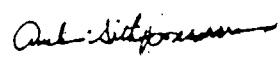
By

  
ONG BOON HUA @ CHIN PENG  
Secretary-General

ABDULLAH C.D.  
Chairman

RASHID MAIDIN  
Central Committee Member

Witnessed By Representatives of  
The Government of The Kingdom of Thailand

  
ANEK SITHIPRASASANA  
Permanent Secretary  
Ministry of Interior

  
LT. GEN. YOODHANA YAMPHUNDU  
Director  
4th Region Internal Security Operations Command

APPENDIX "E"

AGREEMENT  
BETWEEN  
INTERNAL SECURITY OPERATIONS COMMAND REGION# 4,  
KINGDOM OF THAILAND  
AND  
THE COMMUNIST PARTY OF MALAYA  
ON  
CPM'S TERMINATION OF ARMED ACTIVITIES IN THAI TERRITORY

The Internal Security Operations Command Region # 4 and the Communist Party of Malaya, with the common objective of establishing Peace in the Area of the Thai-Malaysian Border

HAVE AGREED AS FOLLOWS :

1. That the said Agreement shall be observed and accordingly carried out by both Parties; that it shall effectively, and with dignity, terminate CPM's Armed Activities in Thai Territory.

2. The Communist Party of Malaya is to

2.1 Submit lists as well as other necessary and required particulars of members of its armed units i.e, the Malayan People's Army (MPA) in the Thai Territory to the relevant Thai Authorities within the period of 15 days after

the signatory date of this Agreement.

2.2 Commence with a view to establishing peaceful conduct of living, the setting-up of new housing-areas at 4 pre-selected sites, within the period of 2 months after the signatory date of this Agreement, in consultation with, and advice and assistance from the relevant Thai Authorities.

2.3 Destroy its weapons, ammunition and explosives of all types 75 days after the signatory date of this Agreement. This is to be witnessed by the Thai Authorities.

2.4 Ensure that its armed units, i.e. the Malayan People's Army (MPA), from the instant they commence their peaceful conduct of living as per paragraph 2.2, terminate Armed Activities, or such other actions which would violate Thai Internal Security and Laws.

3. The Internal Security Operations Command Region # 4 and the relevant Thai Authorities are to

3.1 Declare that CPM's Termination of Armed Activities in Thai Territory is a reasonable action, and that slanderous terms such as "surrender" or "capitulation", will not be used in any verbal or written announcement.

3.2 Provide Identity Cards to former Members of the MPA who once held Thai Citizenship, and, through steps in accordance with Official Requirements and Regulations, procure either Thai Nationality or immigrant documentation for other Nationals who wish to remain in Thailand, affording them appropriate legal rights.

Certificates granting Rights of Movements will be issued to all during the above legal proceeding.

3.3 Guarantee rights of ownership for legal belongings of former Members of the MPA, equal to those granted to Thai Citizens.

3.4 Set-up 4 housing-areas, as per paragraph 2.2, for former Members of the MPA, and support them with

3.4.1 Land of 15 rai for farming/cultivation per family.

3.4.2 A quarter rai for housing-area per family.

3.4.3 Public Lands per Village, equal to an area of 10% of the total land allotted to that whole Village.

3.4.4 26,000 Baht per family for construction materials.

3.4.5 Construction materials for

(i) One Religious place-of-worship per Village.

(ii) One Meeting House per Village.

(iii) One Medical Centre per Village.

3.4.6 Daily Expense Allowance of 22 Baht per person for a period of 3 years.

3.4.7 Basic utility system as deemed necessary by the relevant Thai Authorities.

3.4.8 Occupation investment for each family.

3.4.9 Clothing and Household utensils.

3.5 Allow the former Members of the MPA to retain various types of cultural relics acquired at the time of conflict, provide healthcare and set up an association/club to help promote close relationship among Villagers.

3.6 Provide security for former Members of the

MPA who choose to conform with peaceful conduct of living and for Villages, through close liaison with those Villagers, who shall be allowed to join a Village self-defence unit, should they so wish.

3.7 Render the necessary documentary support to those former Members of the MPA who, after having first settled down at these 4 Villages, may subsequently wish to return to Malaysia or go to a Third Country.

3.8 Willingly receive and render support to those former Members of the MPA who, at later dates, do not wish to return to Malaysia or a Third Country. They shall be allowed to settle down at those 4 Villages, and enjoy the same privileges given to all.

3.9 Ensure, with reference to the Mass Media, that

3.9.1 Mass Media be allowed to be present and undertake their respective activities on the day of Signing.

3.9.2 Only officially approved photographers are allowed to enter the Villages. Entry to any of the 4 Villages is otherwise strictly prohibited to Mass Media.

3.9.3 The destruction of weapons, ammunition and explosives shall not be photographed and video-taped.

4. This Agreement will come into force upon signature.

5. Done at Haadyai, Songkhla this 2nd day of December 1989, in English Text only.

FOR THE INTERNAL SECURITY  
OPERATIONS COMMAND REGION#4

FOR THE COMMUNIST PARTY  
OF MALAYA

MAJ.GEN. *K. Ratanachaya*

(KITTI RATANACHAYA)

DEPUTY COMMANDER,  
INTERNAL SECURITY OPERATIONS  
COMMAND REGION#4

MR. *Chin Peng*

(CHIN PENG)

SECRETARY GENERAL OF THE CPM



CONFIDENTIAL / RESTRICTED

ADMINISTRATIVE ARRANGEMENT BETWEEN  
THE GOVERNMENT OF MALAYSIA  
AND  
THE COMMUNIST PARTY OF MALAYA  
PURSUANT TO THE AGREEMENT  
TO TERMINATE HOSTILITIES

*SIGNED ON 2 DECEMBER 1989 IN HAADYAI, THAILAND*



CONFIDENTIAL / RESTRICTED

**ADMINISTRATIVE ARRANGEMENT BETWEEN  
THE GOVERNMENT OF MALAYSIA  
AND  
THE COMMUNIST PARTY OF MALAYA  
PURSUANT TO THE AGREEMENT  
TO TERMINATE HOSTILITIES**

***SIGNED ON 2 DECEMBER 1989 IN HAADYAI, THAILAND***



**ADMINISTRATIVE ARRANGEMENT BETWEEN  
THE GOVERNMENT OF MALAYSIA AND  
THE COMMUNIST PARTY OF MALAYA PURSUANT TO  
THE AGREEMENT TO TERMINATE HOSTILITIES**

The Government of MALAYSIA hereinafter referred to as the Government, and the Communist Party of Malaya, hereinafter referred to as the CPM, hereby agree to the following Administrative Arrangement for the implementation of the Agreement signed on 2 DEC 1989 in HAADYAI, THAILAND to terminate all hostilities.

**ITEM 1 – TERMINATION OF ARMED ACTIVITIES**

1.1 The Government and the CPM shall terminate all armed activities upon the signing of the Agreement.

**1.2 Press Statements**

All press statements issued by either Party thereafter shall be in the spirit of the Agreement and shall not contain any slanderous terms such as “mass surrender” and “capitulation”.

**ITEM 2 – DISBANDMENT OF ARMED UNITS**

**2.1 Announcement Of Disbandment**

The CPM shall disband all its armed units, namely the Malayan People's Army (MPA) in MALAYSIA and THAILAND and shall announce the disbandment not later than two and a half months from the date of the signing of the Agreement.

## **2.2 Nominal List**

The CPM shall furnish the Malaysian authorities with a nominal list containing personal particulars of its members and members of its disbanded armed units, who decide to take up residence in MALAYSIA, for purposes of verification by the Malaysian authorities. The list of such members shall be given to the Malaysian authorities as soon as possible, and in any case not later than one year from the date of the signing of the Agreement.

## **2.3 Withdrawal From The Jungles**

All members of the disbanded armed units led by the CPM shall assemble at the pre-designated places in Thailand not later than two months from the date of the signing of the Agreement.

## **2.4 Destruction Of Firearms, Ammunition And Explosives**

2.4.1 All members of the disbanded armed units shall destroy their firearms, ammunition and explosives not later than fifteen days from the date of their arrival at the pre-designated places in Thailand and not later than two and a half months from the date of the signing of the Agreement.

2.4.2 The CPM shall provide the Malaysian and Thai authorities a list containing the description and quantity of such firearms, ammunition and explosives for purposes of verification before destruction. Such destruction shall be witnessed by the Malaysian and Thai authorities.

2.4.3 Such destruction shall not be photographed or video-taped.

## 2.5 Location And Destruction Of Booby-Traps

- 2.5.1 Members of the disbanded armed units of the CPM shall locate and destroy all booby-traps in MALAYSIA that can be found, to be witnessed by the Malaysian authorities.
- 2.5.2 The CPM shall furnish the Malaysian authorities with all existing sketch plans of the locations of booby-traps in MALAYSIA.
- 2.5.3 The location and destruction of booby-traps shall commence as soon as possible and shall be completed without unnecessary delay.
- 2.5.4 The Malaysian authorities shall provide medical treatment, allowances and compensation for any death or injuries suffered by members of the CPM's disbanded armed units in the course of locating and destroying such booby-traps.
- 2.5.5 All expenses incurred in locating and destroying the booby-traps in MALAYSIA shall be borne by the Malaysian authorities.

## 2.6 Radio Suara Demokrasi Malaya

The CPM shall within one month from the date of the signing of the Agreement close down the Radio Suara Demokrasi Malaya (SDM) station. During this period of one month, the SDM shall not broadcast any slanderous statement against the Government.

**ITEM 3 – PERSONAL BELONGINGS**

All personal belongings including souvenirs, photographs and other daily necessities of members of the CPM and members of its disbanded armed units, the possession of which is not unlawful in MALAYSIA, shall be retained by them after inspection before their entry into MALAYSIA.

**ITEM 4 – RESIDENCE IN THAILAND AND FREEDOM OF MOVEMENT**

- 4.1 The Malaysian authorities shall not object to members of the CPM and members of its disbanded armed units taking up residence in THAILAND.
- 4.2 Those who have settled down in THAILAND are free to enter MALAYSIA through legal means to visit their relatives, friends and for vacation.
- 4.3 Those who have been allowed to settle down in MALAYSIA are free to visit their relatives and friends in THAILAND through legal means.
- 4.4 Relatives and friends of those who have settled down in THAILAND and MALAYSIA shall be free to visit them in either country through legal means.

**ITEM 5 – RESIDENCE IN MALAYSIA**

- 5.1 Members of the CPM and members of its disbanded armed units shall be allowed to take up residence in MALAYSIA if they so desire, after they have stayed in the pre-designated places in THAILAND for a minimum period of six months.
- 5.2 Members of the CPM and members of its disbanded armed units, who are not of Malaysian origin, may be allowed to take up residence in MALAYSIA, if they so desire, after having stayed in the pre-designated places in THAILAND for a minimum period of six months.
- 5.3 Those who seek to settle down in MALAYSIA must notify the Malaysian authorities of their intention to do so not later than one year from the date of the signing of the Agreement.
- 5.4 With regard to Items 5.1 and 5.2, the CPM shall provide the necessary particulars to the Malaysian authorities for processing and verification. In this connection, the Government shall despatch relevant officers to deal with these cases in THAILAND.
- 5.5 Those who wish to settle down in MALAYSIA shall be categorised as follows :—
- 5.5.1 Malaysian citizens,
  - 5.5.2 Non-citizen spouses and children of Malaysian citizens,  
*and*
  - 5.5.3 Aliens

- 5.6 Those who are allowed to settle down in MALAYSIA shall be given identification papers upon their entry into MALAYSIA before they proceed to their respective places of residence of their choice.
- 5.7 Non-citizen spouses and children of those who are of Malaysian origin may be allowed to settle down in MALAYSIA in accordance with the laws of MALAYSIA if they so desire.
- 5.8 Those who have taken up residence of their own choice in MALAYSIA shall notify the Malaysian authorities of their current address and subsequent change of addresses to facilitate disbursement of financial assistance.
- 5.9 Those who are allowed to settle down in MALAYSIA shall be taken into the country in small batches and any search that may be conducted shall be in a manner so as not to cause any embarrassment.
- 5.10 There shall be no publicity of their entry into MALAYSIA.

## **ITEM 6 – LEGAL REQUIREMENTS**

### **6.1 Loyalty To King And Country**

Members of the CPM and members of its disbanded armed units, who have returned to settle down in MALAYSIA, shall be loyal to the King and country and shall abide by the Federal Constitution and the laws of MALAYSIA.

## 6.2 No Detention, Interrogation Or Prosecution

6.2.1 The Government shall not apply the Internal Security Act, 1960 or any other laws on members of the CPM and members of its disbanded armed units, who have returned to settle down in MALAYSIA, for their past CPM-related activities.

6.2.2 Members of the CPM and members of its disbanded armed units shall be liable under the laws of MALAYSIA for any unlawful activities committed by them in the future.

## 6.3 Citizenship And NRICs

6.3.1 Those who were in possession of Blue and Red NRICs and citizenship certificates before they joined the CPM or its armed units shall continue to use them as valid documents. Any such documents which have been lost or damaged shall be replaced expeditiously after verification.

6.3.2 Non-citizen spouses and children of those of Malaysian origin who have settled down in MALAYSIA shall be issued with RED NRICs. They can apply for citizenship after two years of continuous stay in MALAYSIA in accordance with the laws of MALAYSIA.

6.3.3 Those who are aliens and those whose citizenship have been revoked shall be issued with RED NRICs should they be allowed to settle down in MALAYSIA. They can subsequently apply for citizenship in accordance with the laws of MALAYSIA.

6.3.4 Those who are of Malaysian origin and who joined the CPM and its armed units before the implementation of National Registration, shall be issued with RED NRICs should they be allowed to settle down in MALAYSIA. They can subsequently apply for citizenship in accordance with the laws of MALAYSIA.

#### 6.4 Privileges And Obligations

6.4.1 Those who are Malaysian citizens and have settled down in MALAYSIA shall enjoy the same privileges as any other citizens under the Federal Constitution and the laws of MALAYSIA.

6.4.2 Those not of Malaysian origin and non-citizens who have settled down in MALAYSIA shall be governed by the Federal Constitution and the laws of MALAYSIA.

### ITEM 7 – PARTICIPATION IN POLITICAL ACTIVITIES

7.1 Members of the CPM and members of its disbanded armed units who are Malaysian citizens are free to participate in political activities including the formation of a political party or parties within the confines of the Federal Constitution and the laws of MALAYSIA.

7.2 The Malaysian authorities shall expeditiously consider any application that may be submitted by them for the registration of any political party in accordance with the due process of the law. Upon registration, such party shall be accorded the same status as any other legally registered political parties.



- 7.3 Those who are Malaysian citizens shall be allowed to register themselves as voters.

**ITEM 8 – ASSISTANCE**

8.1 The Malaysian authorities shall provide reasonable assistance to members of the CPM and members of the disbanded armed units who have settled down in Malaysia. All financial assistance offered to them shall be managed and administered by the Malaysian authorities.

**8.2 Financial Assistance**

8.2.1 Upon entry into MALAYSIA, an initial sum of \$3,000 Ringgit shall be given to each of them before they proceed to the place of residence of their choice.

8.2.2 A subsidy of \$300 Ringgit per month shall be given to each of them for a period of thirty six months effective from the date of their entry into MALAYSIA.

8.2.3 A final amount of \$5,000 Ringgit shall be given to each of them after the expiry of the thirty six months.

**8.3 Employment**

The Malaysian authorities shall wherever possible assist the members of the CPM and members of its disbanded armed units to seek employment.

#### 8.4 Economic Activities

Members of the CPM and members of its disbanded armed units are free to participate in economic activities of the country. The Malaysian authorities have no objection to them bringing in any amount of money to establish business ventures, so long as the capital and profits accruing therefrom are not used for unlawful purposes.

#### 8.5 Assistance For Those Without Homes

Those members of the CPM and members of its disbanded armed units who have returned to MALAYSIA and have no homes of their own shall be provided accommodation with basic furniture and household utensils for a period not exceeding three years from the date of their return.

#### 8.6 Assistance For The Aged And Infirm

The Malaysian authorities shall provide reasonable assistance in the form of accommodation and medical care for the aged and infirm members of the CPM and members of its disbanded armed units who have returned to MALAYSIA, for a period not exceeding three years from the date of their return.

### ITEM 9 – LIAISON COMMITTEE

A liaison committee comprising representatives from the Working Groups of both sides shall be established in THAILAND with the consent and cooperation of the Thai authorities, for consultation to resolve any problems which may arise in the implementation of this Administrative Arrangement.

**ITEM 10 – SIGNING OF AGREEMENT AND  
ADMINISTRATIVE ARRANGEMENT**

- 10.1 The Agreement and the Administrative Arrangement shall be signed separately at pre-determined venues agreed by both sides.
- 10.2 The Agreement shall be signed by both sides in public and the spirit of this Agreement shall be announced in a Joint Communique immediately after the signing.
- 10.3 The Administrative Arrangement shall also be signed by both sides but it shall not be publicised.

*Signed on 2 DECEMBER 1989 in HAADYAI, THAILAND*

*On Behalf Of*

The Government Of MALAYSIA



.....  
DATUK ABDUL RAHIM BIN MOHD. NOOR  
DMSM, KMN

*Deputy Inspector General,  
Royal Malaysia Police*

.....  
DATO' ZULKIFLI BIN ABDUL RAHMAN  
DPTS, KMN, AMN, AMPs, BCK, PPT (PK)  
*Director Special Branch,  
Royal Malaysia Police*

*On Behalf Of*

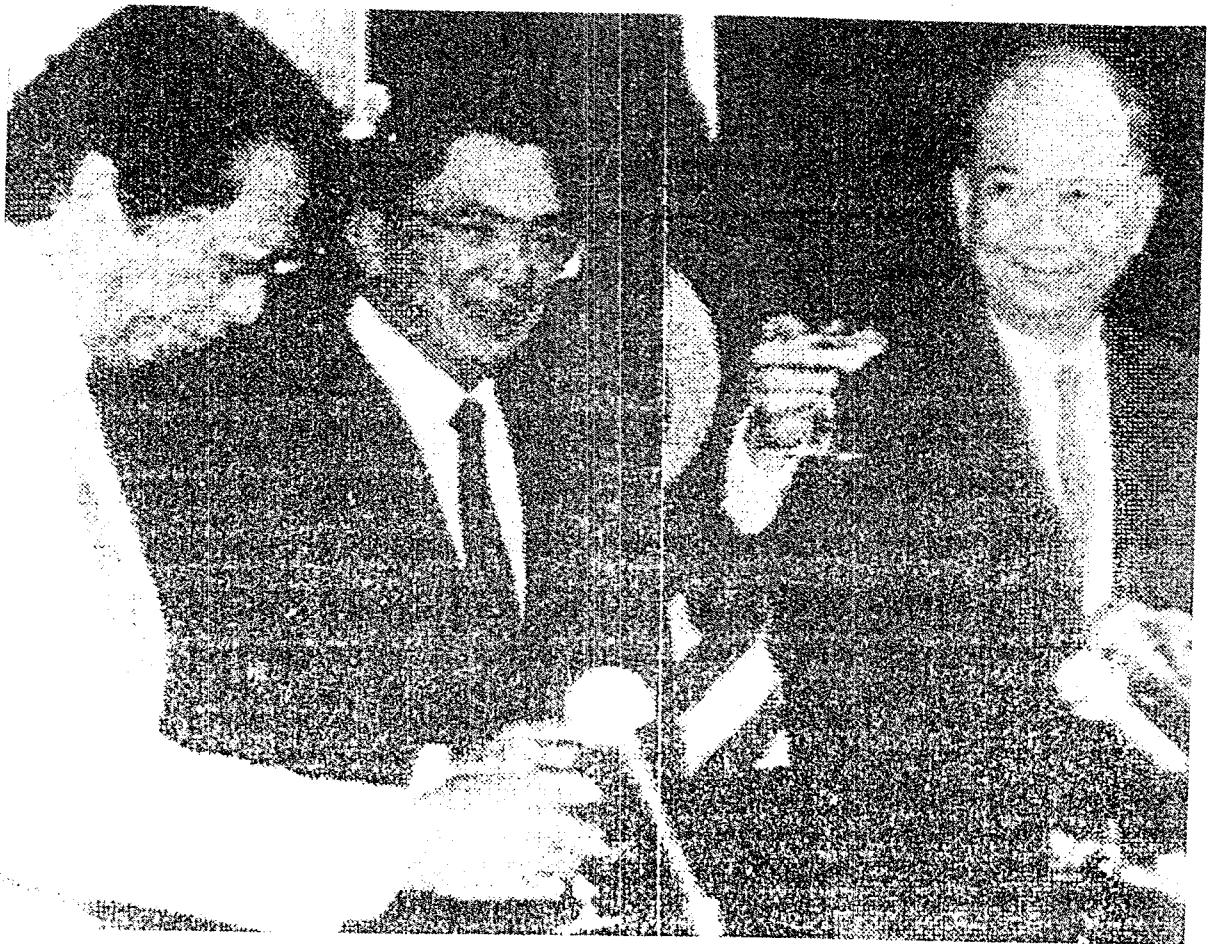
The Communist Party Of Malaya



.....  
ONG BOON HUA @ CHIN PENG  
*Secretary - General*

.....  
RASHID MAIDIN  
*Central Committee Member*





TO PEACE... Datuk Wan Sidek Abdul Rahman (left), Gen Chavalit and Chin Peng Drinking a toast after the signing of the peace agreements in Haadyai Bernamapic

## The joint communique

FOLLOWING is the joint communique issued by the Thai and Malaysian governments and the Communist Party of Malaya to mark the signing of peace agreements:

*The Government of the Kingdom of Thailand, the Government of Malaysia and the Communist Party of Malaya, consistent with their common desire for reconciliation and peace, have reached two mutual agreements, one between the Government of Malaysia and the Communist Party of Malaya and the other between the Internal Security Operations Command Region Four of the Kingdom of Thailand and the Communist Party*

*of Malaya to terminate all armed activities and bring peace to the entire Thai-Malaysian border region and Malaysia.*

*Former members of the disbanded armed unit led by the Communist Party of Malaya have given their pledge to Thailand and Malaysia to respect the laws of these two countries and to participate in socio-economic developments for the benefit of the people.*

*Thailand and Malaysia will in due course allow former members of the disbanded armed unit led by the Communist Party of Malaya who are Malaysian citizens or who have become Malaysian citi-*

*zens to freely participate in political activities within the framework of the Federal Constitution and the laws of Malaysia.*

*All three parties recognised that this honourable settlement will bring prosperity, stability and security to the Thai-Malaysian border region and Malaysians.*

*The Government of Malaysia and the Communist Party of Malaya extend their heartfelt gratitude to the Government of the Kingdom of Thailand for its efforts in providing facilities for the holding of the tripartite peace talks and in bringing about the successful conclusion of the peace talks.*