

AFRICAN UNION

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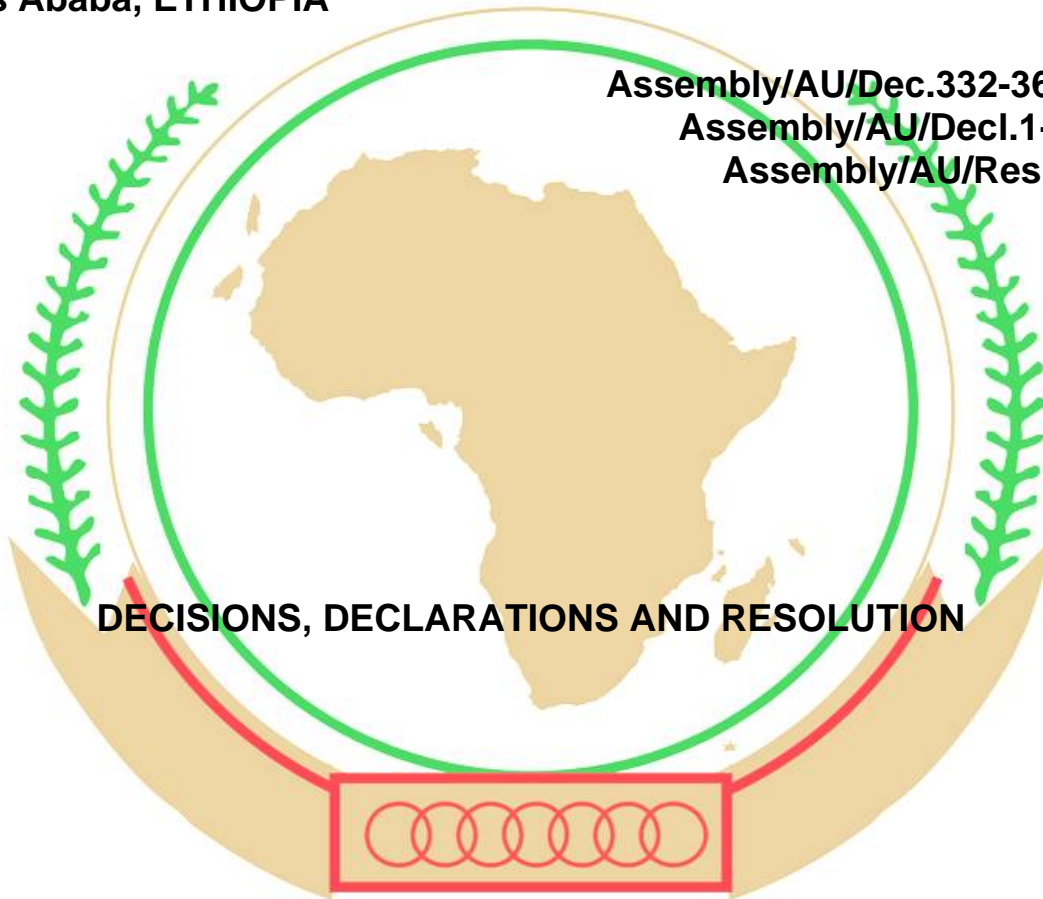
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ASSEMBLY OF THE UNION
Sixteenth Ordinary Session
30 - 31 January 2011
Addis Ababa, ETHIOPIA

Assembly/AU/Dec.332-362(XVI)

Assembly/AU/Decl.1-3(XVI)

Assembly/AU/Res.1(XVI)



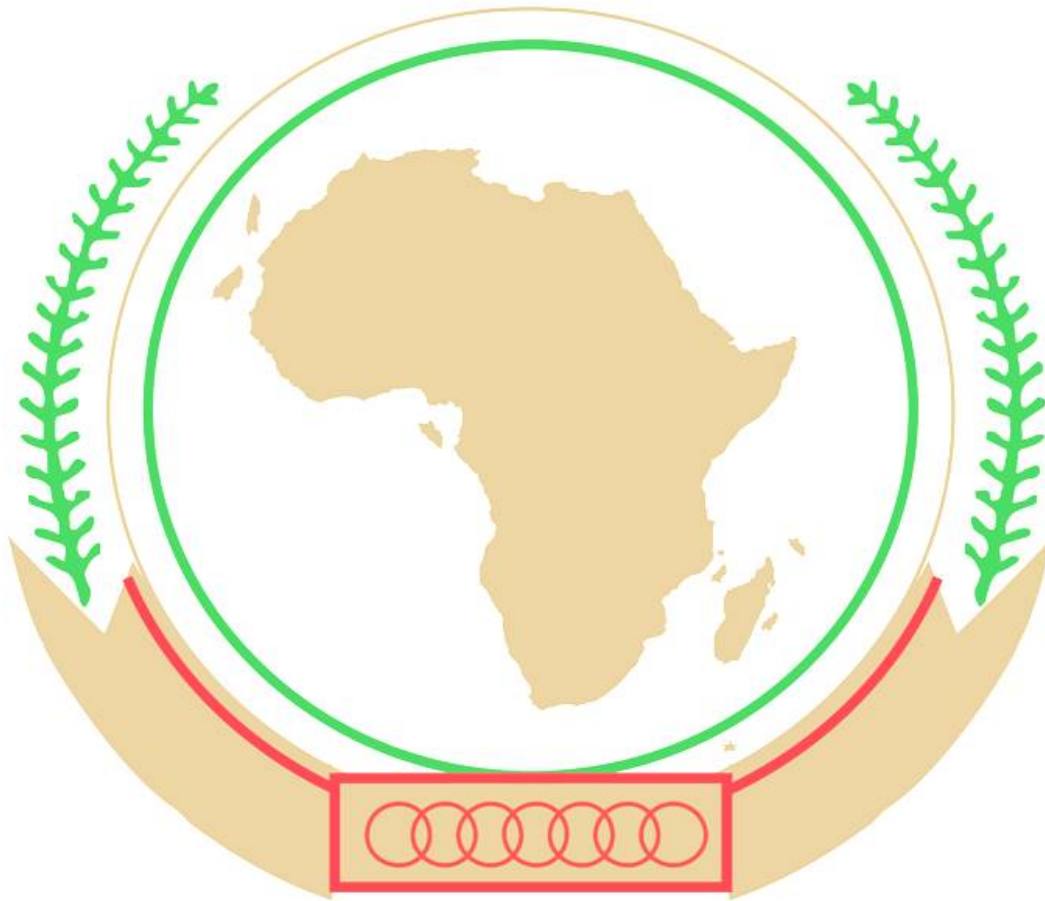
DECISIONS, DECLARATIONS AND RESOLUTION

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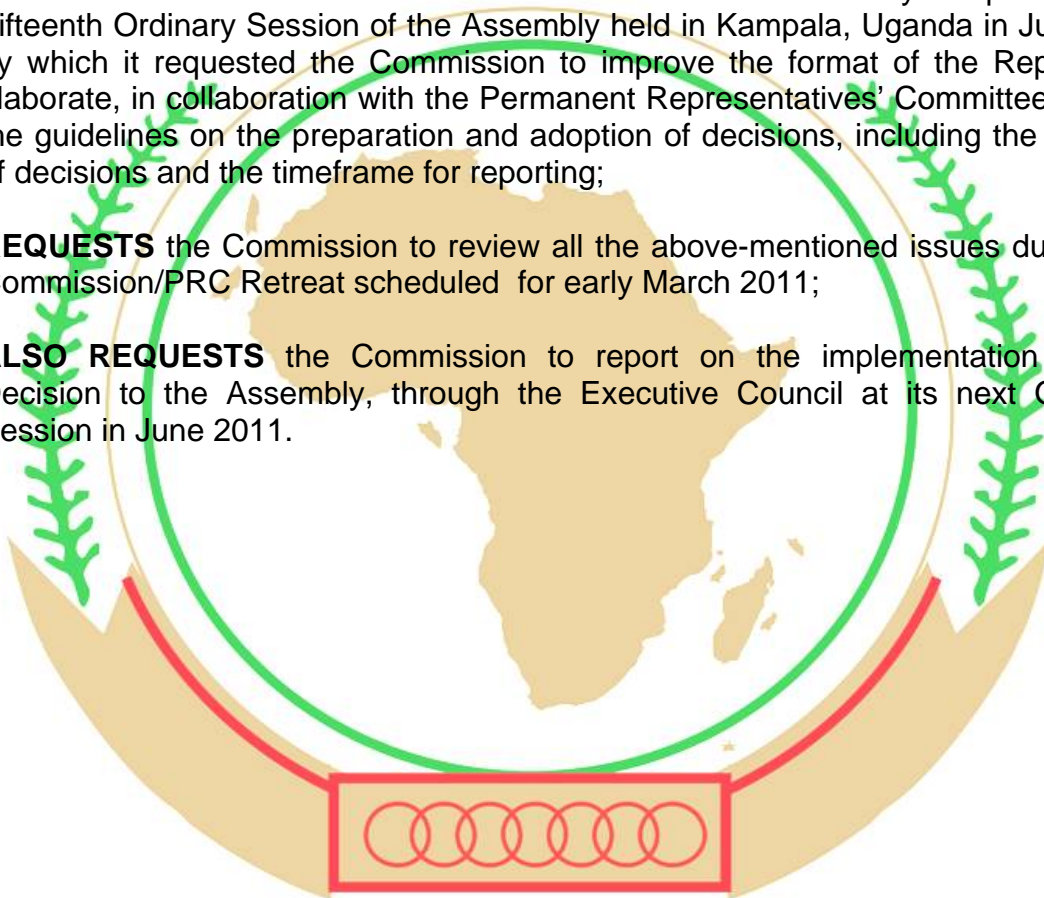
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**DECISION ON THE IMPLEMENTATION OF THE PREVIOUS
DECISIONS OF THE EXECUTIVE COUNCIL AND THE ASSEMBLY
Doc. EX.CL/623(XVIII)**

The Assembly,

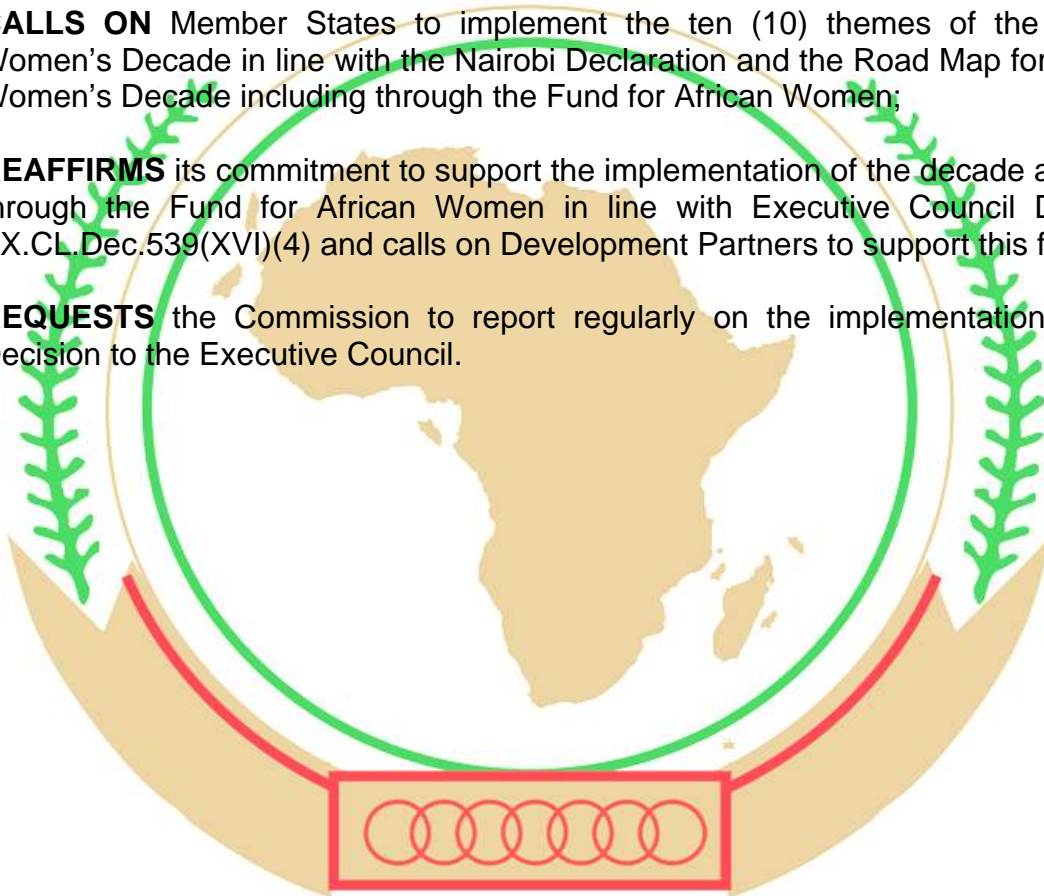
1. **TAKES NOTE** of the Report of the Commission on the Implementation of the Previous Decisions of the Executive Council and the Assembly of the African Union;
2. **RECALLS** its Decision Assembly/AU/Dec.318(XV) on the Implementation of the Previous Decisions of the Executive Council and the Assembly adopted by the Fifteenth Ordinary Session of the Assembly held in Kampala, Uganda in July 2010 by which it requested the Commission to improve the format of the Report and elaborate, in collaboration with the Permanent Representatives' Committee (PRC), the guidelines on the preparation and adoption of decisions, including the number of decisions and the timeframe for reporting;
3. **REQUESTS** the Commission to review all the above-mentioned issues during the Commission/PRC Retreat scheduled for early March 2011;
4. **ALSO REQUESTS** the Commission to report on the implementation of this Decision to the Assembly, through the Executive Council at its next Ordinary Session in June 2011.



**DECISION ON THE CONTINENTAL LAUNCH OF
THE AFRICAN WOMEN'S DECADE
Doc. EX.CL/629(XVIII)**

The Assembly,

1. **TAKES NOTE** of the successful launch of the African Women's Decade during the Conference in Nairobi, Kenya from 10 to 15 October;
2. **CONGRATULATES** the Government of Kenya for successfully hosting the Conference and the launch of the Decade;
3. **CALLS ON** Member States to implement the ten (10) themes of the African Women's Decade in line with the Nairobi Declaration and the Road Map for African Women's Decade including through the Fund for African Women;
4. **REAFFIRMS** its commitment to support the implementation of the decade activities through the Fund for African Women in line with Executive Council Decision EX.CL.Dec.539(XVI)(4) and calls on Development Partners to support this fund;
5. **REQUESTS** the Commission to report regularly on the implementation of this Decision to the Executive Council.

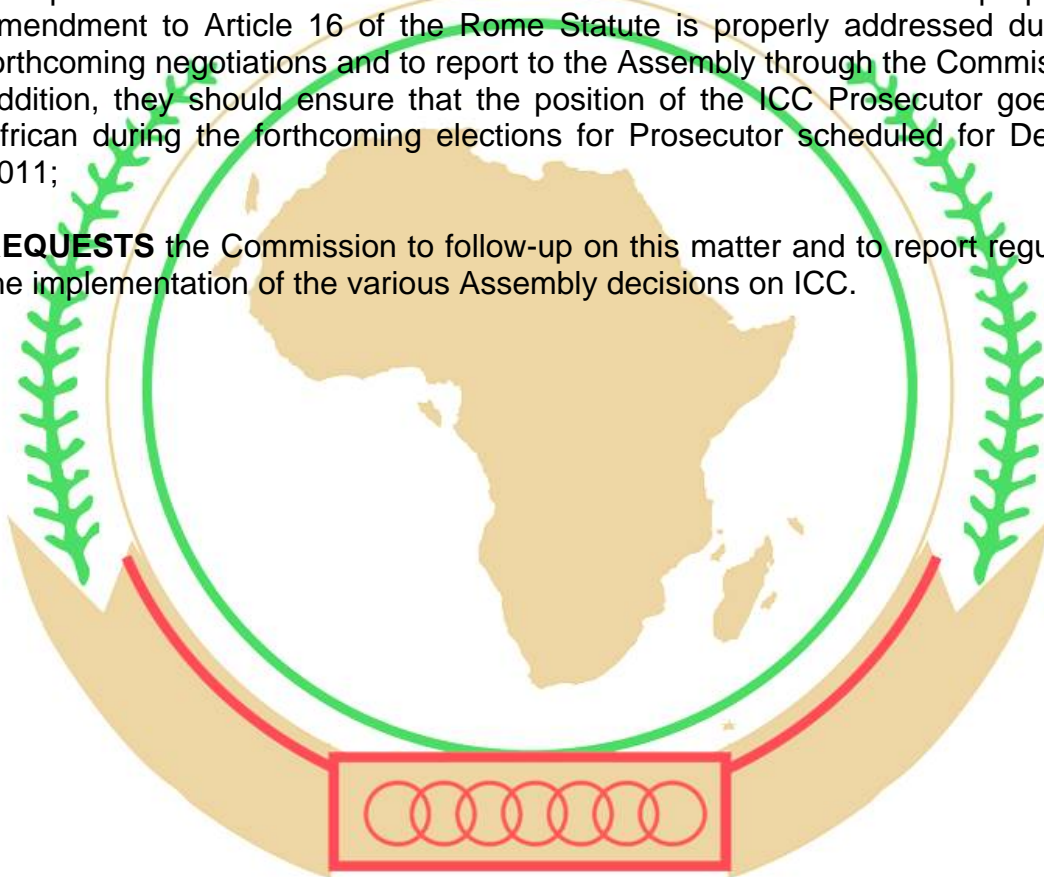


**DECISION ON THE IMPLEMENTATION OF THE DECISIONS
ON THE INTERNATIONAL CRIMINAL COURT Doc. EX.CL/639(XVIII)**

The Assembly,

1. **TAKES NOTE** of the Progress Report of the Commission on the Implementation of Decision Assembly/AU/Dec.296 (XV) adopted in Kampala, Uganda on 27 July 2010;
2. **REITERATES** its commitment to fight impunity in conformity with the provisions of Article 4(h) of the Constitutive Act of the African Union;
3. **DEEPLY REGRETS** that the request by the African Union (AU) to the United Nations (UN) Security Council to defer the proceedings initiated against President Bashir of The Sudan, in accordance with Article 16 of the Rome Statute of ICC on deferral of cases by the UN Security Council, has not been acted upon, and in this regard, **REITERATES** its request to the UN Security Council; and **REQUESTS** the African members of the UN Security Council to place the matter on its agenda of the Council;
4. **ALSO DEEPLY REGRETS** the Decisions no.: ICC-02/05-01 of the Pre-trial Chamber I of the ICC dated 27 August 2010 informing the UN Security Council and the Assembly of the States Parties to the Rome Statute (ASP) about the visit of President Omar El-Bashir of the Sudan to the Republic of Chad and the Republic of Kenya on 21st July and 27th August 2010 respectively;
5. **DECIDES** that by receiving President Bashir, the Republic of Chad and the Republic of Kenya were implementing various AU Assembly Decisions on the warrant of arrest issued by ICC against President Bashir as well as acting in pursuit of peace and stability in their respective regions;
6. **SUPPORTS AND ENDORSES** Kenya's request for a deferral of the ICC investigations and prosecutions in relation to the 2008 post election violence under Article 16 of the Rome Statute to allow for a National Mechanism to investigate and prosecute the cases under a reformed Judiciary provided for in the new constitutional dispensation, in line with the principle of complementarity, and in this regard **REQUESTS** the UN Security Council to accede to this request in support of the ongoing peace building and national reconciliation processes, in order to prevent the resumption of conflict and violence; and **REQUESTS** the African members of the UN Security Council to place the matter on the agenda of the Council;
7. **TAKES NOTE** of the outcome of the Ninth Assembly of States Parties to the Rome Statute of the International Criminal Court (ICC) regarding the consideration of the proposed amendment to Article 16 of the Rome Statute;

8. **ALSO TAKES NOTE** of the Decision of the Ninth ASP-ICC to hold informal consultations on the proposed amendments to the Rome Statute in the context of a Working Group before its Tenth Session scheduled in December 2011 and **CALLS UPON** all African States Parties to the Rome Statute of the ICC that have not yet done so to co-sponsor the proposal for the amendment to Article 16 of the Rome Statute and indicate such willingness to the UN Secretary General, the Depositary of the Rome Statute, with copy to the AU Commission;
9. **UNDERScores** the need for African States Parties to the Rome Statute of the ICC to speak with one voice during the forthcoming negotiations at the level of the New York and The Hague Working Groups respectively and **REQUESTS** the Group of African States Parties in New York to ensure that the proposal for amendment to Article 16 of the Rome Statute is properly addressed during the forthcoming negotiations and to report to the Assembly through the Commission. In addition, they should ensure that the position of the ICC Prosecutor goes to an African during the forthcoming elections for Prosecutor scheduled for December 2011;
10. **REQUESTS** the Commission to follow-up on this matter and to report regularly on the implementation of the various Assembly decisions on ICC.



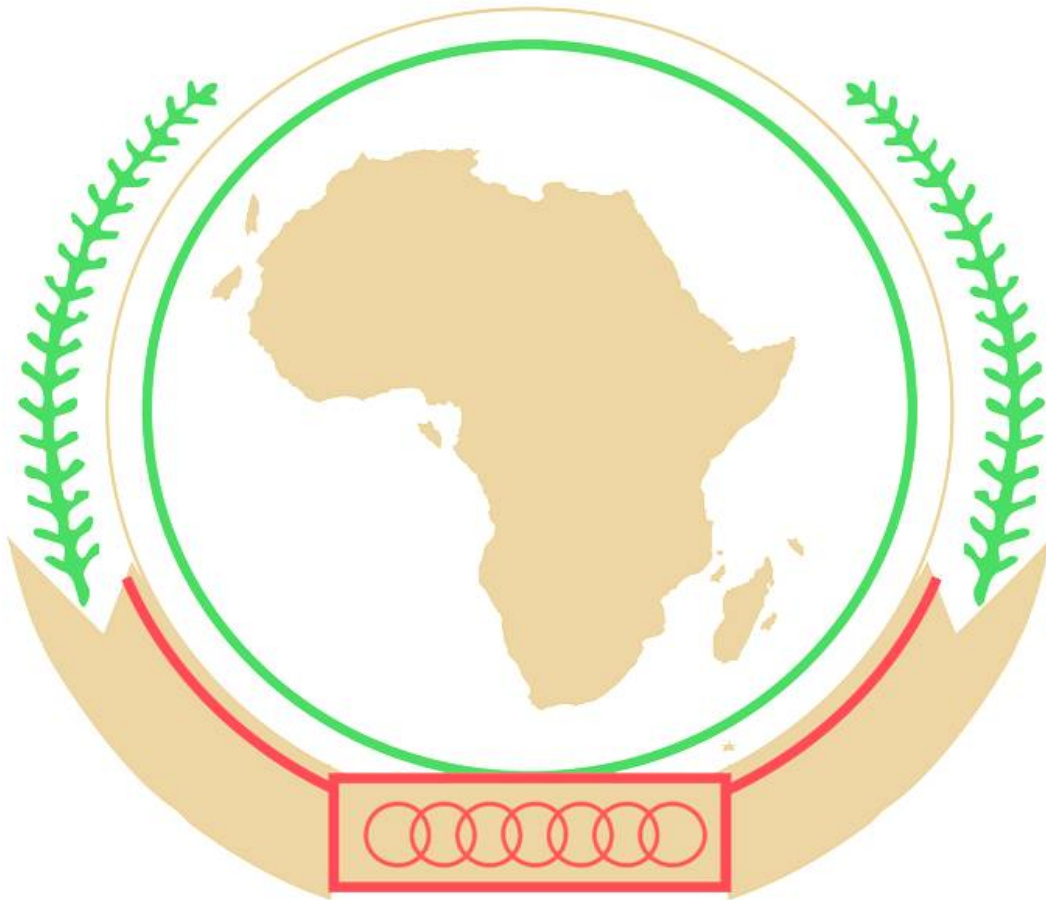
**DECISION ON THE ABUSE OF THE PRINCIPLE
OF UNIVERSAL JURISDICTION
Doc. EX.CL/640(XVIII)**

The Assembly,

1. **TAKES NOTE** of the Progress Report of the Commission on the Implementation of Decision Assembly/AU/Dec.292 (XV) adopted in Kampala, Uganda, in July 2010;
2. **REITERATES** its commitment to fight impunity in conformity with the provisions of Article 4(h) of the Constitutive Act of the African Union;
3. **FURTHER REITERATES** its conviction on the need for an international regulatory body with competence to review and/or handle complaints or appeals arising out of the abuse of the Principle of Universal Jurisdiction by individual States;
4. **CALLS UPON** all concerned States to respect international law and particularly the immunity of state officials when applying the Principle of Universal Jurisdiction;
5. **URGES** the European Union (EU) and its Member States to extend the necessary cooperation to the African Union (AU) to facilitate the search for a durable solution to the abuse of the Principle of Universal Jurisdiction and **REQUESTS** the Commission to inform the EU accordingly;
6. **ALSO URGES** the EU and its Member States to implement the recommendations of the AU-EU Joint ad-hoc Expert group;
7. **TAKES NOTE** of Resolution A/RES/65/33 on the Scope and Application of the Principle of Universal Jurisdiction adopted on 6 December 2010 by the 65th United Nations General Assembly (UNGA) and **INVITES** all Member States that have not done so to submit to the UN Secretary General, **before 30 April 2011**, information and observations on the scope and application of the Principle of Universal Jurisdiction, including information on the relevant applicable international treaties, their domestic legal rules and judicial practice;
8. **INVITES** Member States affected by the abuse of the Principle of Universal Jurisdiction by non-African States to respond to the request made by the Chairperson of the Union and to communicate to the Commission the list and details of pending cases in non African States against African personalities;
9. **REQUESTS** Member States to apply the principle of reciprocity on countries that have instituted proceedings against African State Officials and to extend mutual legal assistance to each other in the process of investigation and prosecution of such cases;
10. **UNDERScores** the need for Member States to speak with one voice during the forthcoming negotiations at level of the United Nations and **REQUESTS** the African

Group in New York under the coordination of the Members of the Bureau of the Assembly at the level of the said group to ensure that the concerns raised by the AU and its Member States regarding the abuse of the Principle of Universal Jurisdiction by some non African States are properly addressed at the Level of UN with a view to finding a durable solution and to report to the Assembly, through the Commission, on actions taken during the forthcoming negotiations at the level of the United Nations;

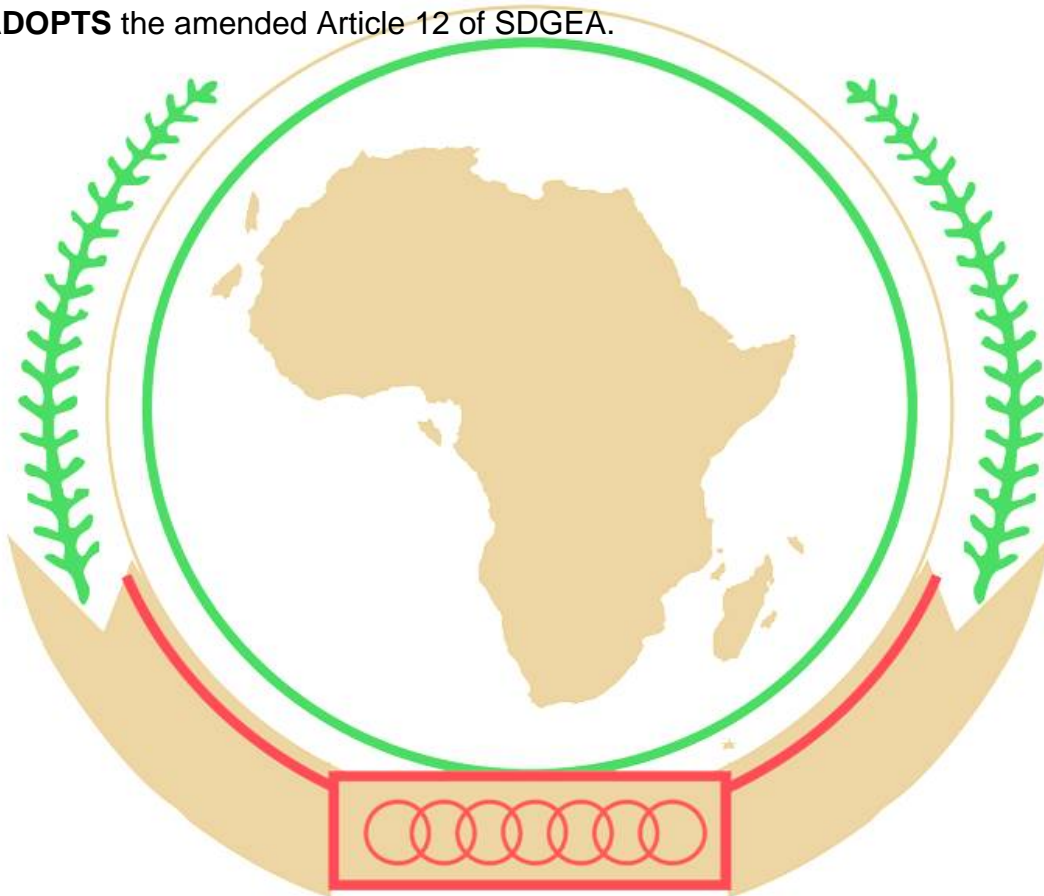
11. **ALSO REQUESTS** the Commission to follow-up on this matter and to report regularly on the implementation of this Decision.



**DECISION ON THE REPORTS ON THE IMPLEMENTATION OF THE AFRICAN
UNION SOLEMN DECLARATION ON GENDER EQUALITY IN AFRICA
Doc. EX.CL/643(XVIII)**

The Assembly,

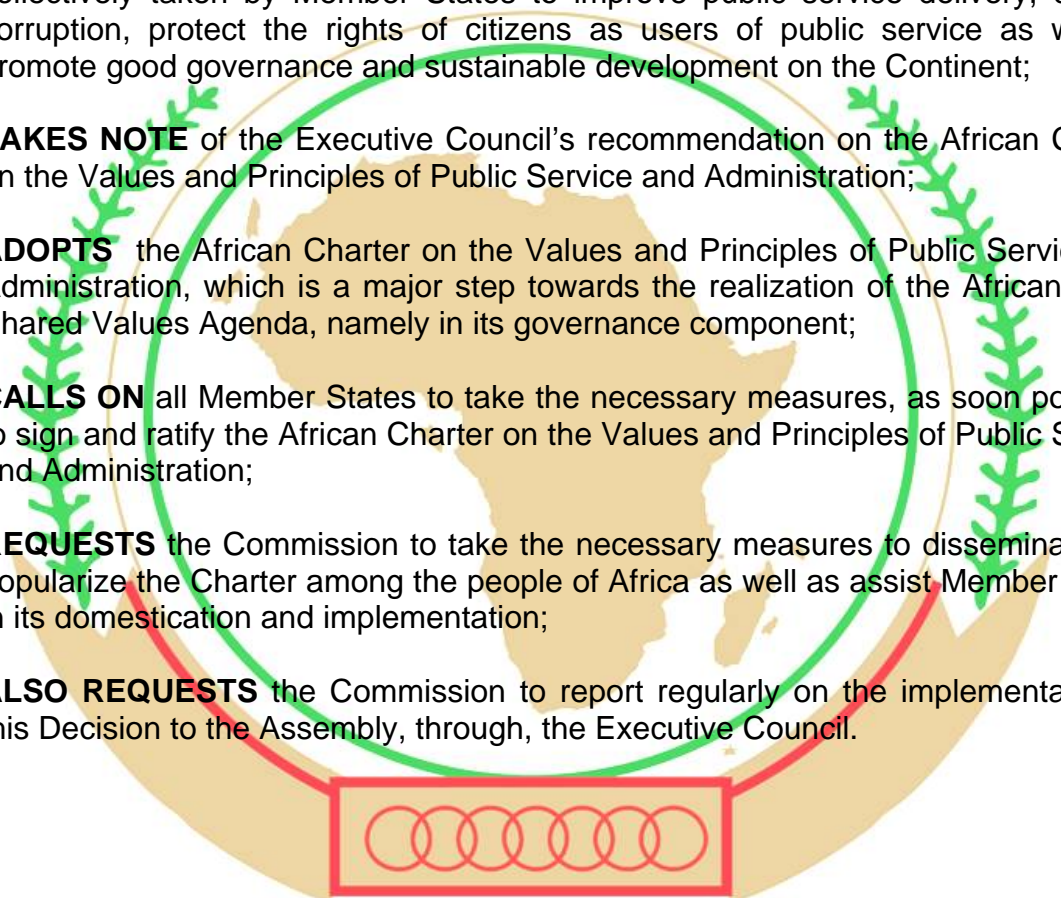
1. **TAKES NOTE** of the amendments to the reporting guidelines and implementation framework of the Solemn Declaration on Gender Equality (SDGEA) by Ministers responsible for Gender and Women's Affairs and the Launch of African Women's Decade held in Nairobi, Kenya, from 11 to 15 October 2010;
2. **ADOPTS** the amended Article 12 of SDGEA.



DECISION ON THE AFRICAN CHARTER ON THE VALUES AND PRINCIPLES OF PUBLIC SERVICE AND ADMINISTRATION
Doc. EX.CL/645(XVIII)

The Assembly,

1. **TAKES NOTE** of the Report on the African Charter on the Values and Principles of Public Service and Administration;
2. **REITERATES** the importance of the African Charter on the Values and Principles of Public Service and Administration in the consolidation of commitments collectively taken by Member States to improve public service delivery, combat corruption, protect the rights of citizens as users of public service as well as promote good governance and sustainable development on the Continent;
3. **TAKES NOTE** of the Executive Council's recommendation on the African Charter on the Values and Principles of Public Service and Administration;
4. **ADOPTS** the African Charter on the Values and Principles of Public Service and Administration, which is a major step towards the realization of the African Union Shared Values Agenda, namely in its governance component;
5. **CALLS ON** all Member States to take the necessary measures, as soon possible, to sign and ratify the African Charter on the Values and Principles of Public Service and Administration;
6. **REQUESTS** the Commission to take the necessary measures to disseminate and popularize the Charter among the people of Africa as well as assist Member States in its domestication and implementation;
7. **ALSO REQUESTS** the Commission to report regularly on the implementation of this Decision to the Assembly, through, the Executive Council.



**DECISION ON THE REPORT OF THE PEACE AND SECURITY COUNCIL ON ITS
ACTIVITIES AND THE STATE OF PEACE AND SECURITY IN AFRICA
Assembly/AU/5(XVI)**

The Assembly,

1. **TAKES NOTE** of the Report of the Peace and Security Council (PSC) of the African Union (AU) on its Activities and the State of Peace and Security in Africa;
2. **RECALLS** the Tripoli Declaration on the Elimination of Conflicts and the Promotion of Sustainable Peace in Africa [SP/ASSEMBLY/SP: DECL(1)], as well as the Tripoli Plan of Action SP/ASSEMBLY/SP/MAP, adopted at its Special Session on the Consideration and Resolution of Conflicts in Africa, held in Tripoli, Libya, on 31 August 2009. The Assembly **WELCOMES** the progress made in the implementation of both the Declaration and the Plan of Action, and **REITERATES** the need for continued and intensified efforts towards the achievement of the objectives set out in both documents;
3. **NOTES WITH APPRECIATION** the efforts made by the AU and the Regional Economic Communities/Regional Mechanisms for Conflict Prevention, Management and Resolution (RECs/RMs), with the support of the international community, to fully operationalize the African Peace and Security Architecture (APSA). In this respect, the Assembly **WELCOMES** the AU-led Assessment of the APSA, as well as the successful conduct of the *AMANI AFRICA Exercise*, from 13 to 29 November 2010, which made it possible to assess the procedures relating to the deployment of the African Standby Force (ASF) and the capacity of the Commission to undertake multidimensional peace support operations. The Assembly **REQUESTS** the Commission and the RECs/RMs, on the basis the recommendations of the APSA Assessment and the resulting AU/RECs-RMs Indicative Roadmap adopted at the 3rd meeting of the Chief Executives of the AU and RECs/RMs, held in Zanzibar, Tanzania, on 8 November 2010, and the lessons learned from the *AMANI AFRICA Exercise*, to speed up the efforts to fully operationalize the APSA. The Assembly **WELCOMES** the support provided by the European Union (EU), as part of the capacity building component of the Africa Peace Facility, as well as by other multilateral and bilateral partners;
4. **WELCOMES** the completion of the implementation of the 16 June 2010 Agreement on the Management of the Interim Period in The Comoros concluded under AU auspices, with the conduct, on 7 November and 26 December 2010, of elections for the Governors of the Autonomous Islands and for the President of the Union, respectively. The Assembly **EXPRESSES ITS COMMENDATIONS** to all Comorian parties, and **URGES** them to persevere in their efforts at consolidating the national reconciliation process in their country. The Assembly **EXPRESSES ITS GRATITUDE** to all international partners for their support to the electoral process and **URGES** them to provide all the assistance required for the socio-economic development of The Comoros. The Assembly **REAFFIRMS** the AU's position on the sovereignty of the Union of The Comoros over the Island of Mayotte,

SUPPORTS the proposals put forward by the Comorian authorities to resolve the issue, and **REQUESTS** the Committee of Seven to meet as soon as possible to undertake the necessary follow-up on the matter and to submit to the Assembly a report on its activities on regular basis;

5. **REITERATES ITS CONCERN** over the continued stalemate in the process of return to constitutional order in Madagascar. In that regard, the Assembly **RENEWS ITS SUPPORT** for the initiatives and efforts deployed by SADC in coordination with AU, and particularly by the SADC Mediator, former President of Mozambique Joaquim Chissano, to achieve a consensual return to constitutional legality in that country, in accordance with AU relevant instruments, including Decision Assembly/AU/Dec.269(XIV) Rev.1 on the Prevention of Unconstitutional Changes of Government and Strengthening the Capacities of the African Union to Manage such Situations as adopted at its 14th Ordinary Session held in Addis Ababa from 31 January to 2 February 2010;
6. **WELCOMES** the efforts made to implement the relevant provisions of decision Assembly/AU/Dec.294, adopted at its 15th Ordinary Session held in Kampala, in July 2010, including Communiqué **PSC/MIN/1(CCXXXV)** of the 245th Meeting of the PSC, held on 15 October, which, *inter alia*, enhanced the strength of AMISOM, and the appointment, by the Chairperson of the Commission, of former President Jerry John Rawlings of Ghana, as the AU High Representative for Somalia. The Assembly **REITERATES ITS COMMENDATIONS** to Burundi and Uganda for their contribution to AMISOM, as well as to the countries providing personnel for the police component of the Mission;
7. **TAKES NOTE** of resolution 1964(2010) adopted by the UN Security Council on 22 December 2010, notably requesting the Secretary-General to continue to provide a logistical support package for AMISOM as called for by resolution 1863 (2009), for a maximum of 12,000 troops. The Assembly **REITERATES** AU's call to the Security Council to provide greater support to AMISOM and fully assume its responsibilities towards Somalia and its people, including the provision of funding through UN assessed contributions for the payment of troop allowances and the reimbursement for contingent-owned equipment (COE), the imposition of a naval blockade and no-fly zone to prevent the entry into Somalia of foreign fighters and the delivery of ammunitions and equipment to the armed groups opposed to the TFG, and the deployment of a UN operation to take over AMISOM and support the long-term stabilization and reconstruction of Somalia. The Assembly **RENEWS ITS CALL** to the international community as a whole to provide the necessary political, financial and technical support to the enhanced AMISOM;
8. **STRONGLY URGES** the Somali stakeholders to broaden and consolidate the reconciliation process, ensure greater cohesion within the Transitional Federal Institutions (TFIs) and complete the outstanding transitional tasks, including the constitutional process, bearing in mind that 20 August 2011 will mark the end of the transitional period;

9. **ENDORSES** the Communiqué of the Seventeenth Extraordinary Session of the IGAD Assembly of Heads of State and Government on Sudan, Somalia, and Kenya, held in Addis Ababa, on 30 January 2011;
10. **REITERATES ITS CONCERN** at the continued impasse in the peace process between Ethiopia and Eritrea and **REAFFIRMS** AU's readiness to assist the two countries to overcome the current deadlock through dialogue, and normalize their relations;
11. **CALLS ON** Djibouti and Eritrea to pursue, in good faith, the scrupulous implementation of the 6 June 2010 Agreement reached under the mediation of the Emir of Qatar, in order to resolve their border dispute and consolidate the normalization of their relations;
12. **STRESSES** the need to develop a regional approach to the challenges of peace and security in the Horn of Africa and, in this respect and in line with the relevant provisions of the Tripoli Plan of Action, **ENCOURAGES** the Commission, in collaboration with IGAD, the UN and other stakeholders, to initiate a process of consultations which would lead to a Conference on Peace, Security, Cooperation and Development in the Horn of Africa, in support of regional efforts to foster peace, security, cooperation and development in the Horn of Africa;
13. **COMMENDS** the efforts deployed in Burundi and in the Democratic Republic of Congo (DRC) to consolidate peace and post-conflict reconstruction. The Assembly **NOTES WITH SATISFACTION** the conclusion of the electoral process which took place in Burundi between May and September 2010, and **REQUESTS** all Burundi role players to draw lessons from the various elections and work resiliently towards deepening the democratic process in their country and ensuring its socio-economic advancement. The Assembly **URGES** all Congolese role players to strive towards the proper conduct of the general elections due to take place this year, thereby ensuring that the said elections mark a new stage in the deepening of democracy and the consolidation of peace. The Assembly **ENCOURAGES** all Member States which are in a position to do so and international partners, to provide the required assistance for post-conflict reconstruction in Burundi and the DRC, pursuant to the recommendations of the multidisciplinary evaluation mission fielded in the two countries in January-February 2010;
14. **WELCOMES** the successful holding, from 9 to 15 January 2011, of the Referendum on the self-determination of Southern Sudan, which constitutes the main benchmark of the Comprehensive Peace Agreement (CPA). The Assembly **COMMENDS** President Omar Hassan Al Bashir and First Vice President Salva Kiir Mayardit, and the Sudanese people in general for this achievement, and **CALLS ON** them to continue to demonstrate the same leadership and commitment in resolving the outstanding issues in the implementation of the CPA, as well as the post referendum arrangements, with the support the AU High Level Implementation Panel (AUHIP) for Sudan;

15. **REITERATES** AU's commitment to recognize and support the outcome of the Referendum, and **CALLS ON** AU partners and the larger international community to do the same;
16. **EXPRESSES CONCERN** at the precarious security situation in Darfur and **REITERATES** the need for an immediate cessation of hostilities and an end to all acts of violence. The Assembly **PAYS TRIBUTE** to UNAMID and to its leadership for their commitment, **EXPRESSES** its full support and confidence in the Joint Special Representative, Prof. Ibrahim Gambari, and **ENCOURAGES** the Mission to pursue and intensify its efforts to improve the security situation on the ground, protect the civilian population and provide support to needy Darfur populations, and for early socio-economic recovery;
17. **NOTES** the protracted negotiations and the slow and limited progress in the Doha political talks, and **STRESSES THE NEED** to ensure the speedy conclusion of the Doha peace negotiations. The Assembly, **ONCE AGAIN, DEMANDS** that all the parties, in particular the Justice and Equality Movement (JEM) and the Sudan Liberation Army (SLA/Abdul Wahid), engage in good faith in negotiations towards a ceasefire, and extend the necessary cooperation to the Joint Chief Mediator (JCM) and the State of Qatar;
18. **REITERATES** the critical importance of the Darfur-based Political Process (DPP) and its immediate commencement as an important mechanism to assist the people of Darfur to participate in and support the peace process, in line with the recommendations of the AU High-Level Panel on Darfur (AUPD) as endorsed by the AU at the highest level and the Conclusions of the 2nd meeting of the Sudan Consultative Forum held in Addis Ababa on 6 November 2010, under the co-chair of the AU and the UN. In this respect, the Assembly **WELCOMES** the agreement reached with the GoS regarding the launch of the DPP under the auspices of the AUHIP and UNAMID, in partnership with Qatar, and the active participation of the League of Arab States and other partners, to result in a Darfur-Darfur Conference that will promote a lasting political solution to the conflict in Darfur. The Assembly **REQUESTS** the Commission to see to it that the JCM harmonize and coordinate the final phase of its activities in line with the DPP and in close coordination with the AUHIP and UNAMID. The Assembly **WELCOMES** the commitment of the State of Qatar to support and contribute to the DPP and **PAYS TRIBUTE** to the Qatari authorities for their commitment to peace in Darfur and Sudan as a whole;
19. **REITERATES ITS FULL SUPPORT** to the work of the AUHIP under the leadership of former Presidents Thabo Mbeki, Abdusalami Abubakar and Pierre Buyoya, which is making a major contribution to the quest for peace, justice and reconciliation in Sudan;
20. **WELCOMES** the visit undertaken to Sudan, in October 2010, by a delegation of the AU Ministerial Committee on Post-Conflict Reconstruction on Sudan, led by the Minister of International Relations and Cooperation of the Republic of South Africa, in her capacity as Chair of the Committee, and **LOOKS FORWARD** to the timely

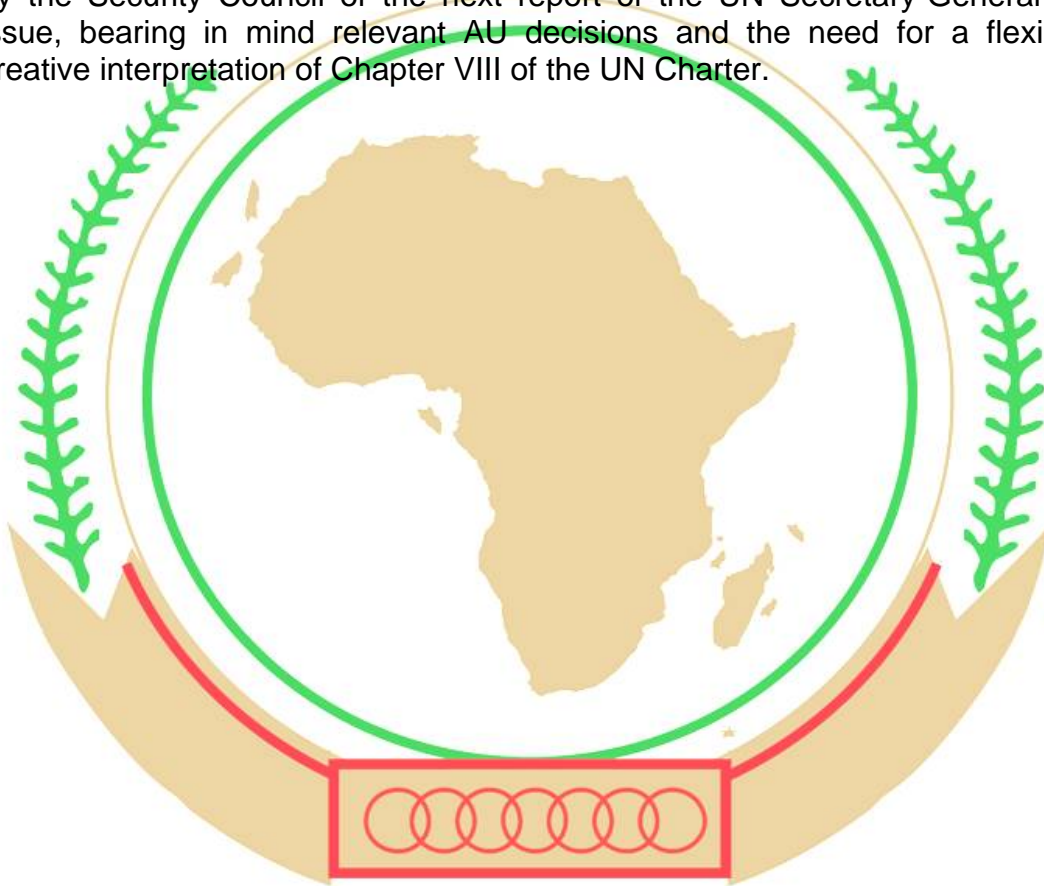
implementation of the recommendations made, in particular the dispatching of a technical team of experts to assess post-conflict needs in Sudan and the convening of an African Solidarity Conference to mobilize support for post-conflict reconstruction efforts in the Sudan;

21. **ENCOURAGES** the Central African Republic (CAR) stakeholders to continue, in peace and through dialogue, the electoral process begun on 23 January 2010. The Assembly **URGES** Member States to show solidarity with the CAR and **REQUESTS** the international community to lend greater support towards post-conflict reconstruction in the CAR, including the acceleration of the security sector reform;
22. **EXPRESSES ITS DEEP CONCERN** at the prevailing crisis in Côte d'Ivoire following the 2nd round of the presidential elections held on 28 November 2010, **ENDORSES** the PSC Communiqués and **COMMENDS** ECOWAS, the AU Commission and all the African and international leaders involved in the search for a peaceful solution to the crisis. The Assembly **ENCOURAGES** the AU Commission and ECOWAS to continue with their efforts to find, as soon as possible, a solution that respects democracy and the will of the people as expressed on 28 November 2010 and preserves peace in the country;
23. **TAKES NOTE** of the efforts deployed by the *de facto* Authorities and the political actors towards the restoration of constitutional order in Niger, including the referendum on the constitution, local elections and the conduct of the 1st round of presidential and legislative elections. The Assembly **URGES** all the Nigerien stakeholders to place the higher interest of Niger over and above partisan and other considerations and thus facilitate the speedy conclusion of the process of restoration of constitutional legality;
24. **EXPRESSES SATISFACTION** at the restoration of constitutional legality in the Republic of Guinea with the conduct, on 7 November 2010, of the second round of the presidential election. The Assembly **STRESSES** the historic importance of this process which has ushered in a democratically elected President in Guinea. The Assembly **EXPRESSES ITS GRATITUDE** to Guinea's partners who, throughout this difficult process, demonstrated their readiness to strive towards the democratization and development of this country, and **CALLS ON** them to pursue and intensify their support for the socio-economic recovery in Guinea ;
25. **STRESSES** the need to deploy continuous efforts for the consolidation of peace and the socio-economic development of Guinea Bissau and **EXPRESSES SATISFACTION** at the strides made in that regard. The Assembly **URGES** all the stakeholders concerned to do everything possible to ensure the convening of the Donors' Conference, which has been repeatedly postponed, in order to facilitate the mobilization of the resources required for the Priority Economic Recovery Programme ;

26. **EXPRESSES** its solidarity with the people of Tunisia and **URGENTLY APPEALS** to all the Tunisian parties to work together, in unity, peace, consensus and respect of legality, towards a peaceful and democratic transition which will enable the people of Tunisia to freely choose their leaders through open, free, democratic and transparent elections ;
27. **NOTES** the Review launched by the United Nations Secretary General to improve the international civilian capacities in order to better assist countries emerging from conflict and the conclusions of the regional consultation organized jointly, in Addis Ababa, on 8 December 2010, by the UN Secretariat and the AU Commission, with the support of ACCORD, and **LOOKS FORWARD** to the completion of the Review, which will contribute to the enhancement of the civilian dimension of the ASF and facilitate a more effective support to countries emerging from conflicts;
28. **REITERATES** its deep concern at the worsening scourge of terrorism and the threat posed by this situation, **CONDEMNS** in the strongest terms all the terrorist attacks committed over the past few months in various parts of the continent, and **UNDERScores** the need for closer cooperation and coordination among Member States, based on relevant African and international instruments. The Assembly **WELCOMES** the steps taken by the Commission in pursuance of decision Assembly/AU/Dec.311(XV), adopted at its Kampala Session, including the appointment of Mr. Francisco Madeira as the AU Special Representative for Counter-Terrorism Cooperation and as the new Director of the African Centre on Research and Study on Terrorism (ACRST), the follow-up on the decisions of the AU regarding the prohibition of the payment of ransom to terrorist groups, and the convening, in Algiers, Algeria, on 15 and 16 December 2010, of a meeting of experts from Member States to consider and adopt the draft African Model Law on the Prevention and Combating of Terrorism, prepared by the Commission;
29. **WELCOMES** the convening, by the Commission, of the 1st Conference of State Parties to the African Nuclear-Weapon-Free Zone (Pelindaba Treaty) in Addis Ababa, on 4 November 2010, which elected the members of the African Commission on Nuclear Energy (ACNE) and established its headquarters in South Africa. The Assembly **EXPRESSES** AU's conviction that the African Nuclear-Weapon-Free Zone constitutes an important step towards strengthening the non-proliferation regime, promoting cooperation in the peaceful uses of nuclear energy, promoting general and complete disarmament, and enhancing regional and international peace and security. The Assembly **CALLS UPON** the AU Member States that have not yet done so, to sign and ratify the Treaty of Pelindaba without further delay, and **APPEALS** to the concerned non-African States to speedily sign and ratify the relevant Protocols to the Pelindaba Treaty and to comply with all the commitments contained therein;
30. **WELCOMES** the efforts being deployed by the Commission towards the development of a comprehensive AU Policy Framework on Security Sector Reform (SSR), within the context of the Policy on Post-conflict Reconstruction and Development, as requested by the Assembly at its 10th Ordinary Session held in

Addis Ababa in January 2008, and **REQUESTS** that the draft Policy be submitted as soon as possible to the relevant policy organs;

31. **COMMENDS** the Commission for the steps taken to follow-up on the recommendations contained in the Prodi Report on UN Support to AU peacekeeping operations authorized by the Security Council, including its contribution to the debate of the UN Security Council of 22 October 2010 on the report submitted to it by the UN Secretary-General. The Assembly **ENCOURAGES** the Chairperson of the Commission to prepare and submit to the PSC a report on AU's strategic vision of the cooperation between the African Union and the UN on peace and security matters, as a contribution to the consideration by the Security Council of the next report of the UN Secretary-General on this issue, bearing in mind relevant AU decisions and the need for a flexible and creative interpretation of Chapter VIII of the UN Charter.



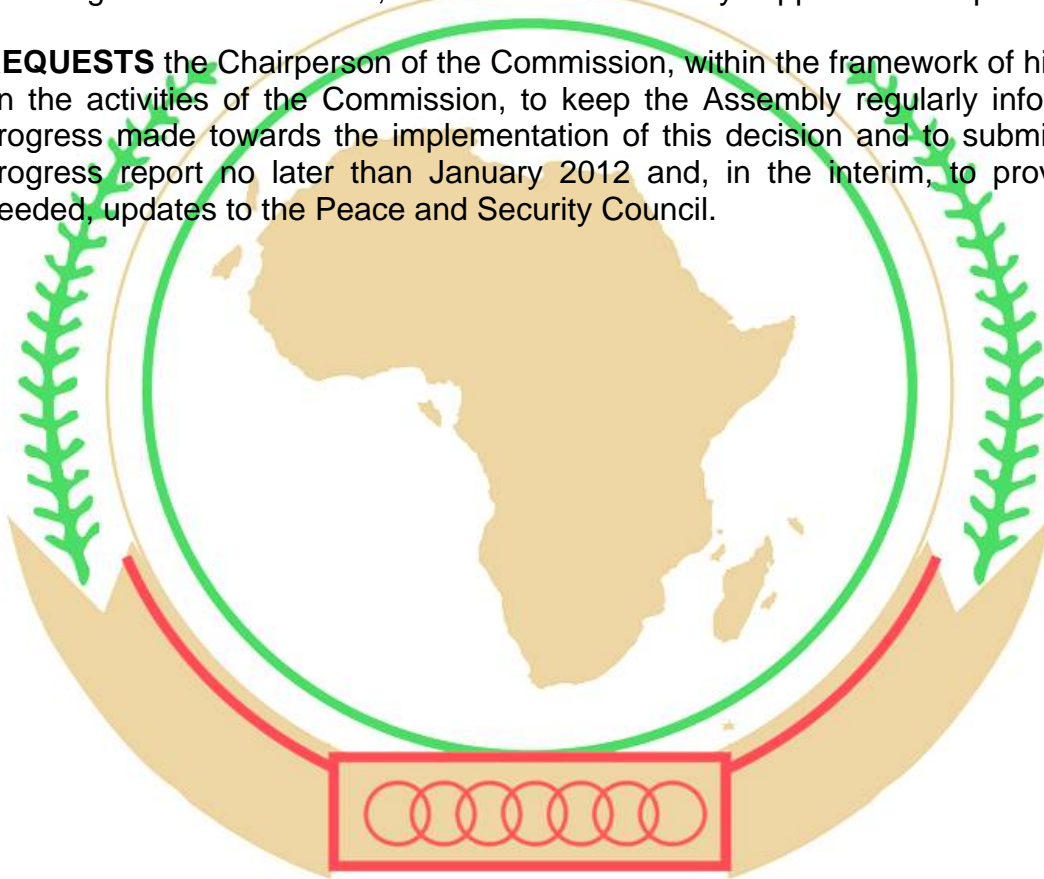
**DECISION ON THE FINAL REPORT OF THE CHAIRPERSON OF THE COMMISSION
ON THE YEAR OF PEACE AND SECURITY IN AFRICA
Doc. Assembly/AU/6(XVI)**

The Assembly,

1. **TAKES NOTE** of the Final Report of the Chairperson of the Commission on the Implementation of the 2010 Year of Peace and Security in Africa;
2. **RECALLS** its decisions Assembly/AU/Dec.275(XIV) and Assembly/AU/Dec.295(XV) adopted at its 14th and 15th Ordinary Sessions held, respectively, in Addis Ababa and Kampala, from 29 to 30 January and 25 to 27 July 2010;
3. **EXPRESSES SATISFACTION** at the successful observance, across the continent, of Peace Day, on 21st September 2010, in particular the respect of the cessation of hostilities in all conflict areas, as well as at the other outreach and programmatic activities undertaken as part of the Year of Peace and Security in Africa, including the mobilization of support for the Make Peace Happen Industry Charter, the enhancement of the capacity of African Academic Institutions, the use of sport to further peace, the building of a Memorial on Human Rights, the Cairo High-Level Retreat and the overall efforts towards the implementation of the Tripoli Declaration and Plan of Action of 31 August 2009, as captured in paragraphs 13 to 33 of the report of the Chairperson of the Commission;
4. **CONGRATULATES** all Member States, Regional Economic Communities/Regional Mechanisms for Conflict Prevention, Management and Resolution (RECs/RMs), civil society, private sector and other stakeholders, as well as AU partners, including the United Nations and its agencies, for their contribution and support to the Make Peace Happen Campaign. The Assembly **ALSO COMMENDS** the Peace Ambassadors and Members of the YoPS Advisory Council for their efforts and dedication;
5. **DECIDES** that, in order to sustain the efforts to Make Peace Happen, the steps taken and initiatives launched as part of the Year of Peace and Security in Africa should be pursued and intensified;
6. **ENDORSES** the recommendations made by the Chairperson of the Commission in his report (paragraphs 41 to 54) for the implementation of a long-term sustainability strategy, building on the achievements made and the lessons learnt from the Make Peace Happen Campaign and revolving around the following elements: (i) the institutionalization of the celebration of Peace Day along the lines of paragraph 9 of decision Assembly/AU/Dec.295(XV), (ii) communication and outreach to publicize the efforts of the continent and sensitize all stakeholders, (iii) partnerships with stakeholders, in particular the private sector and civil society, (iv) peace education, (v) support to African academic and research institutions, to enhance their capacity to explore the nature of African conflicts to investigate what succeeds and fails in conflict resolution and to arrive at African-centered solutions, (vi) support to peace-

building activities through renewed efforts towards the implementation of the Tripoli Declaration and Plan of Action and the institutionalization of the Cairo High-Level Retreat, and (vii) resource mobilization, in particular within the continent, in order to enhance Africa's ownership and of leadership in, the quest for peace in the continent;

7. **URGES** all Member States to provide the support required for the successful implementation of the Make Peace Happen Campaign sustainability strategy. The Assembly **ALSO URGES** all other stakeholders, including RECs/RMs, civil society and private sector, to work closely with the AU and take all necessary initiatives and steps in this respect. The Assembly **FURTHER URGES** the AU partners, including the United Nations, to extend the necessary support and cooperation;
8. **REQUESTS** the Chairperson of the Commission, within the framework of his report on the activities of the Commission, to keep the Assembly regularly informed of progress made towards the implementation of this decision and to submit to it a progress report no later than January 2012 and, in the interim, to provide, as needed, updates to the Peace and Security Council.



DECISION ON THE HISSENE HABRE CASE
Doc. Assembly/AU/9(XVI)

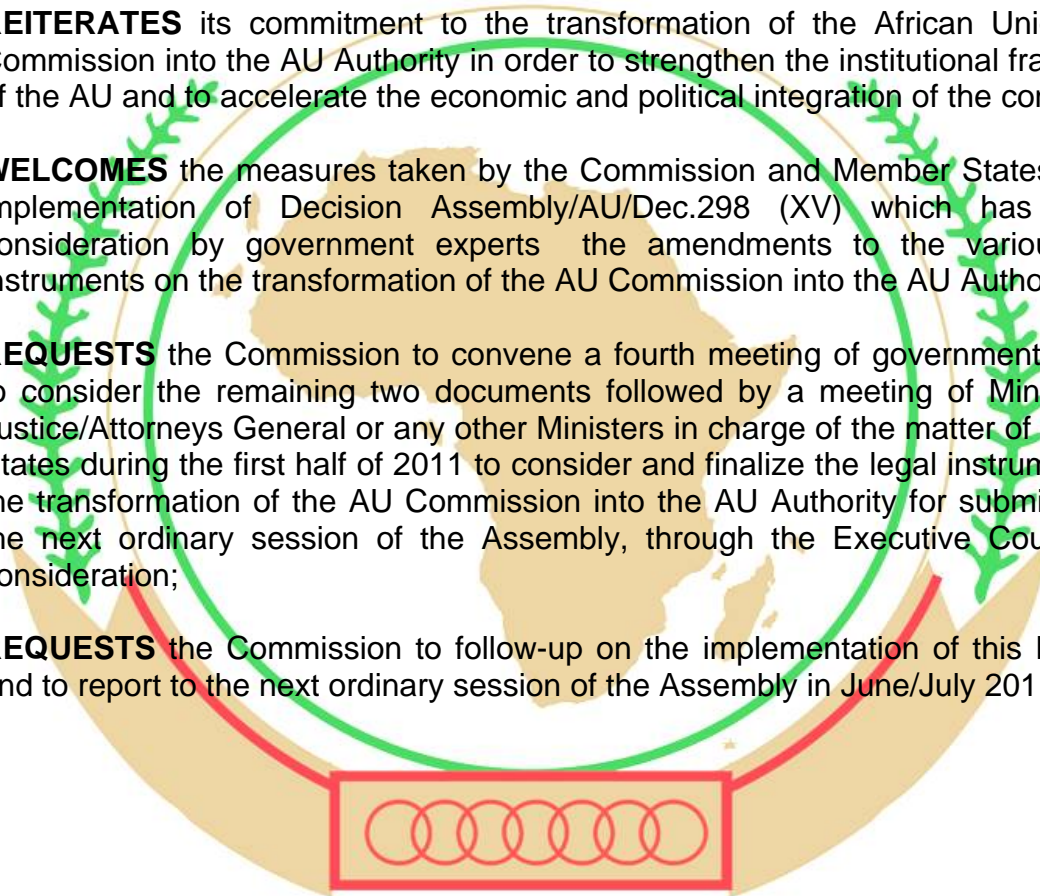
The Assembly,

1. **TAKES NOTE** of the Progress Report of the Commission on the Implementation of Decision Assembly/AU/Dec.297 (XV) on the Hissene Habre Case, adopted in Kampala, Uganda, on 27 July 2010;
2. **REITERATES ALSO** its previous Decisions on the Hissene Habre case adopted in July 2006, in February and July 2009, in February and July 2010 respectively;
3. **CONFIRMS** the mandate given by the African Union (AU) to Senegal to try Hissene Habre considering the continued readiness of Senegal to try him;
4. **ALSO REITERATES** its commitment to fight impunity in conformity with the provisions of Article 4(h) of the Constitutive Act of the African Union;
5. **ENDORSES** the recommendation of the Committee of the Permanent Representatives (PRC) for an amount of US\$ one (1) million as AU contribution to the budget of the trial and **AUTHORISES** expenditure from arrears of contributions;
6. **WELCOMES** the conclusions of the Donors Round Table for the funding of the Hissene Habre trial, held in Dakar, Senegal on 24 November 2010;
7. **REQUESTS** the Commission in collaboration with the Government of Senegal, Chad, and Partner countries and institutions to continue with their consultations with the view to mobilizing the pledges made during the Donors Round Table;
8. **CALLS ON** Member States, all partner countries and relevant institutions to disburse within a reasonable time the funds pledged at the Donors Round Table held on 24 November 2010 for the funding of the Hissene Habre trial in Senegal ;
9. **REQUESTS** the Commission to undertake consultations with the Government of Senegal in order to finalise the modalities for the expeditious trial of Hissene Habre through a special tribunal with an international character consistent with the Economic Community of West African States (ECOWAS) Court of Justice Decision;
10. **FURTHER REQUESTS** the Commission to follow-up and to report on the implementation of this Decision in June 2011.

**DECISION ON THE TRANSFORMATION OF THE AFRICAN UNION
COMMISSION INTO THE AFRICAN UNION AUTHORITY
Doc. Assembly/AU/10(XVI)**

The Assembly,

1. **TAKES NOTE** of the Progress Report of the Commission on the Implementation of Assembly Decision Assembly/AU/Dec.298 (XV) on the Transformation of the African Union Commission into the African Union Authority adopted by the Fifteenth Ordinary Session of the Assembly held in Kampala, Uganda, on 27 July 2010;
2. **REITERATES** its commitment to the transformation of the African Union (AU) Commission into the AU Authority in order to strengthen the institutional framework of the AU and to accelerate the economic and political integration of the continent;
3. **WELCOMES** the measures taken by the Commission and Member States for the implementation of Decision Assembly/AU/Dec.298 (XV) which has led to consideration by government experts the amendments to the various legal instruments on the transformation of the AU Commission into the AU Authority;
4. **REQUESTS** the Commission to convene a fourth meeting of government experts to consider the remaining two documents followed by a meeting of Ministers of Justice/Attorneys General or any other Ministers in charge of the matter of Member States during the first half of 2011 to consider and finalize the legal instruments on the transformation of the AU Commission into the AU Authority for submission to the next ordinary session of the Assembly, through the Executive Council, for consideration;
5. **REQUESTS** the Commission to follow-up on the implementation of this Decision and to report to the next ordinary session of the Assembly in June/July 2011.



**DECISION ON THE SIXTEENTH CONFERENCE OF PARTIES TO THE UNITED
NATIONS FRAMEWORK CONVENTION ON CLIMATE CHANGE
AND THE SIXTH CONFERENCE OF PARTIES
TO THE KYOTO PROTOCOL
Doc. Assembly/AU/11(XVI)**

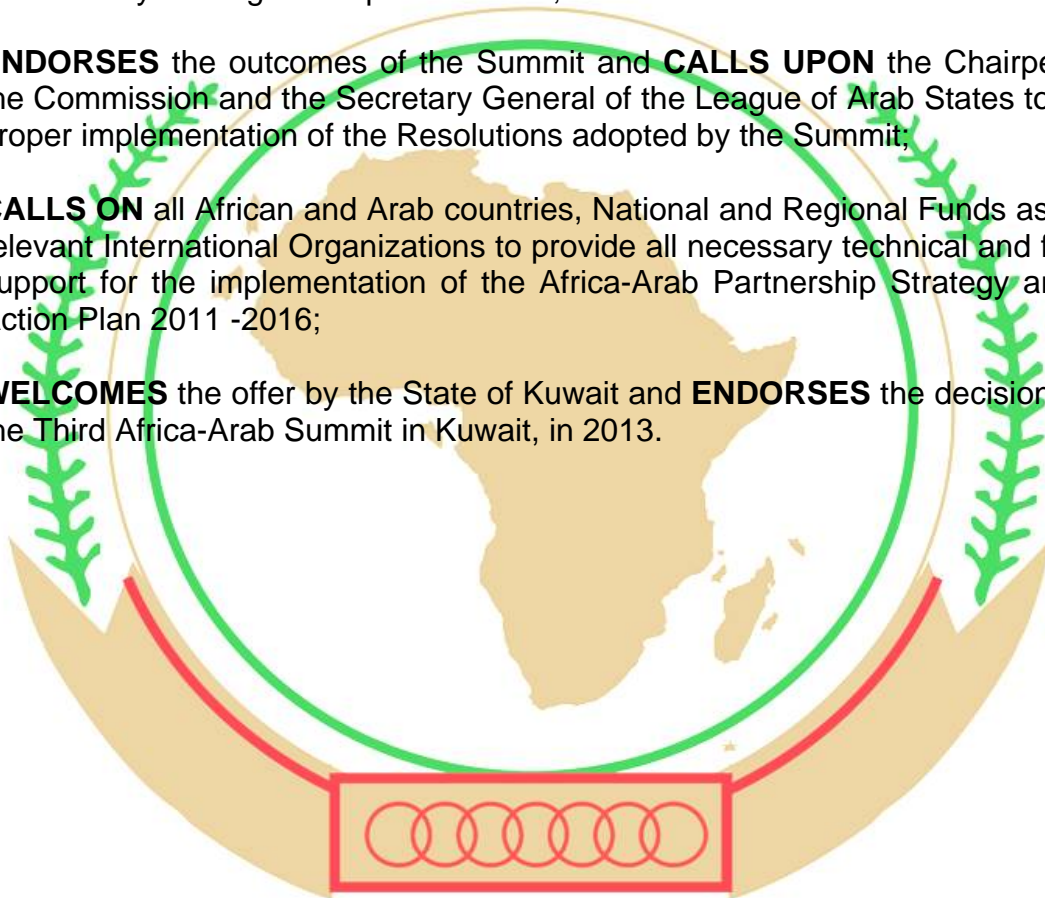
The Assembly,

1. **TAKES NOTE** of the Report of the Coordinator of the Committee of Heads of State and Government on Climate Change (CAHOSCC), H.E. Meles Zenawi, Prime Minister of the Federal Democratic Republic of Ethiopia on the Global Conference on Climate Change and the Sixth Conference of Parties (COP) to the Kyoto Protocol held in Cancun, Mexico from 29 November to 10 December 2010;
2. **COMMENDS** the efforts of H.E. Meles Zenawi, Prime Minister of the Federal Democratic Republic of Ethiopia as well as the African negotiators including the CAHOSCC Coordinators at Ministerial and Experts' levels and the Commission under the leadership of CAHOSCC, in championing and defending the African Common Position on Climate Change and in advancing a united African voice;
3. **CONGRATULATES** H.E President Jacob Zuma and the Republic of South Africa as the Host of COP 17 in Durban, South Africa on behalf of Africa in December 2011;
4. **ENDORSES** the recommendation for CAHOSCC to liaise with South Africa, hosting COP 17 and COP/MOP 7 that will be held in Durban, South Africa from 28 November to 9 December 2011 because COP 17 is for Africa;
5. **ALSO ENDORSES** CAHOSCC to hold a meeting in preparation for COP 17 scheduled in Durban, South Africa in December 2011;
6. **FURTHER ENDORSES** CAHOSCC recommendation for African Green Development Fund, as part of Green Climate Fund, with a view to ensuring a significant part of the later be apportioned for Africa;
7. **REQUESTS** the Commission to:
 - a) Liaise with Republic of South Africa and AfDB on having an African Pavilion at COP 17;
 - b) Make adequate preparations to support the African Group of Negotiators (Experts) in the preparatory Climate Change talks leading to COP 17;
 - c) Convene an African Conference of Ministers responsible for Climate change to finalise the documents as part of the preparation for COP17;
8. **URGES** all Development Partners to support the African Negotiators and the Commission in the global negotiations leading to COP 17 and beyond.

DECISION ON AFRICA-ARAB COOPERATION
Doc. Assembly/AU/12(XVI)

The Assembly,

1. **TAKES NOTE** of the Report on the Second Africa-Arab Summit held in Sirte, Great Libyan Arab Jamahiriya on 10 October 2010;
2. **EXPRESSES** its gratitude to Brother Leader Muammar Gaddafi, the Government and the People of the Great Socialist People's Libyan Arab Jamahiriya for successfully hosting this important event;
3. **ENDORSES** the outcomes of the Summit and **CALLS UPON** the Chairperson of the Commission and the Secretary General of the League of Arab States to ensure proper implementation of the Resolutions adopted by the Summit;
4. **CALLS ON** all African and Arab countries, National and Regional Funds as well as relevant International Organizations to provide all necessary technical and financial support for the implementation of the Africa-Arab Partnership Strategy and Joint Action Plan 2011 -2016;
5. **WELCOMES** the offer by the State of Kuwait and **ENDORSES** the decision to hold the Third Africa-Arab Summit in Kuwait, in 2013.



DECISION ON THE AFRICA-EUROPEAN UNION DIALOGUE
Doc. Assembly/AU/13(XVI)

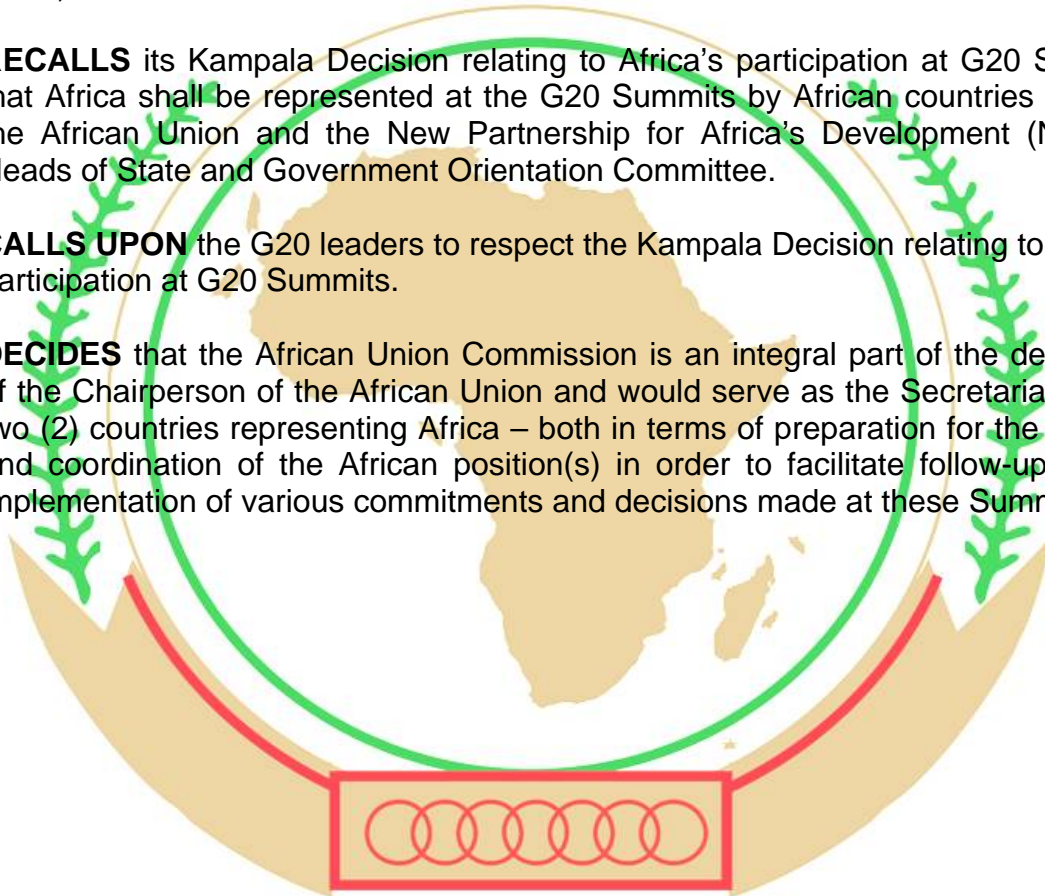
The Assembly,

1. **TAKES NOTE** of the Report of the Third Africa-European Union (EU) Summit held in Tripoli, Great Libyan Arab Jamahiriya on 29 and 30 November 2010;
2. **COMMENDS** the Great Socialist peoples Libyan Arab Jamahiriya for the successful hosting of the Summit;
3. **WELCOMES** the Tripoli Declaration and Second Action Plan 2011-2013;
4. **CALLS UPON** Member States, the Regional Economic Communities, the private sector, the Pan-African Parliament, civil society and all other stakeholders to actively participate in the implementation process;
5. **REQUESTS** the African Union Commission and Member States in collaboration with the European Commission to engage in further discussions with a view to establishing an African Integration Facility;
6. **ALSO REQUESTS** Member States to make avail qualified experts to participate in the work of the Joint Experts Groups (JEGs).
7. **DECIDES as follows:**
 - (i) The Follow-up Committee be maintained. However, a system of rotation should be introduced within its members and the *Chefs de file*, giving a chance to all Member States to participate directly;
 - (ii) Five (5) countries (one per region), the country chairing the African Union and the Commission shall represent the African side at Experts and Senior Officials levels, and the AU shall be represented by the country chairing the Union and the Commissioners for Economic Affairs and Peace and Security at ministerial Troika/political dialogue meetings.

DECISION ON THE OUTCOME OF G20 SUMMIT
Doc. Assembly/AU/14(XVI)

The Assembly,

1. **TAKES NOTE** of the outcome of the G20 Summit held in Seoul, South Korea, from 11 to 12 November 2010;
2. **WELCOMES** the G20 Summit decision to invite to future G20 Summits at most five (5) non-G20 countries, including to enlarge Africa's participation to two (2) seats;
3. **RECALLS** its Kampala Decision relating to Africa's participation at G20 Summits that Africa shall be represented at the G20 Summits by African countries chairing the African Union and the New Partnership for Africa's Development (NEPAD) Heads of State and Government Orientation Committee.
4. **CALLS UPON** the G20 leaders to respect the Kampala Decision relating to Africa's participation at G20 Summits.
5. **DECIDES** that the African Union Commission is an integral part of the delegation of the Chairperson of the African Union and would serve as the Secretariat for the two (2) countries representing Africa – both in terms of preparation for the Summit and coordination of the African position(s) in order to facilitate follow-up on the implementation of various commitments and decisions made at these Summits.



**DECISION ON THE THEME, DATE AND VENUE OF THE SEVENTEENTH
ORDINARY SESSION OF THE ASSEMBLY OF THE AFRICAN UNION**

The Assembly,

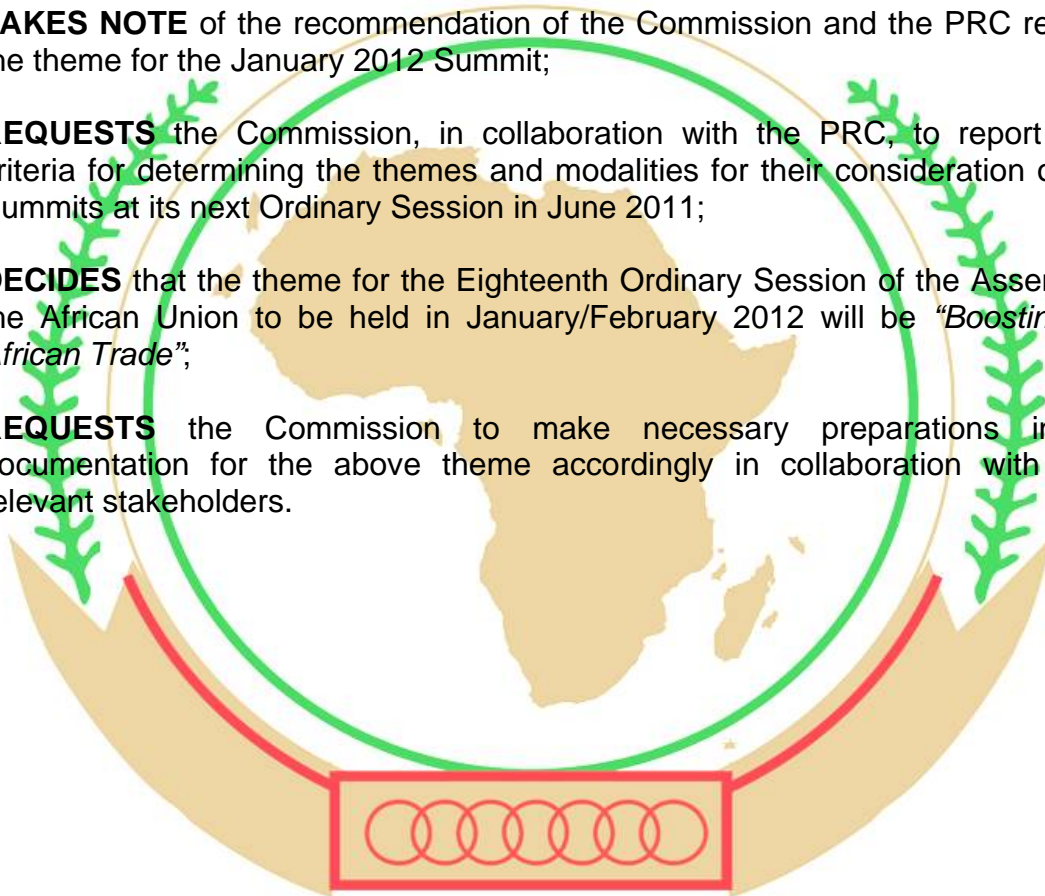
1. **RECALLS** its Decision Assembly/AU/Dec.300(XV) adopted in Kampala, Uganda, in July 2010 on the theme of the June/July 2011 Summit which shall be "*Accelerating Youth empowerment for sustainable development*";
2. **DECIDES** that the dates of the Seventeenth Ordinary Session of the Assembly to be held in Malabo, Equatorial Guinea, shall be the following:
 - i. Twenty-Second Ordinary Session of the Permanent Representatives' Committee: 23 and 24 June 2011;
 - ii. Nineteenth Ordinary Session of the Executive Council: 26 to 28 June 2011;
 - iii. Seventeenth Ordinary Session of the Assembly: 30 June and 1 July 2011;
3. **REQUESTS** the Commission in collaboration with Member States and all relevant stakeholders to take all necessary measures to prepare all relevant documentation and materials for the Theme.



**DECISION ON THE THEME OF THE EIGHTEENTH ORDINARY SESSION
OF THE ASSEMBLY OF THE AFRICAN UNION IN JANUARY 2012**

The Assembly,

1. **RECALLS** its Decision Assembly/AU/Dec.300(XV) on the Theme of the July 2011 African Union Summit adopted by the Fifteenth Ordinary Session of the Assembly in Kampala, Uganda in July 2010 by which it requested the Commission to work out a criteria for determining the themes of the Summits in collaboration with the Permanent Representatives' Committee (PRC);
2. **TAKES NOTE** of the recommendation of the Commission and the PRC regarding the theme for the January 2012 Summit;
3. **REQUESTS** the Commission, in collaboration with the PRC, to report on the criteria for determining the themes and modalities for their consideration of future Summits at its next Ordinary Session in June 2011;
4. **DECIDES** that the theme for the Eighteenth Ordinary Session of the Assembly of the African Union to be held in January/February 2012 will be "*Boosting Intra-African Trade*";
5. **REQUESTS** the Commission to make necessary preparations including documentation for the above theme accordingly in collaboration with all the relevant stakeholders.



**DECISION ON THE REPORT OF THE HEADS OF STATE AND GOVERNMENT
ORIENTATION COMMITTEE (HSGOC) ON THE NEW PARTNERSHIP
FOR AFRICA'S DEVELOPMENT
Doc. Assembly/AU/7(XVI)**

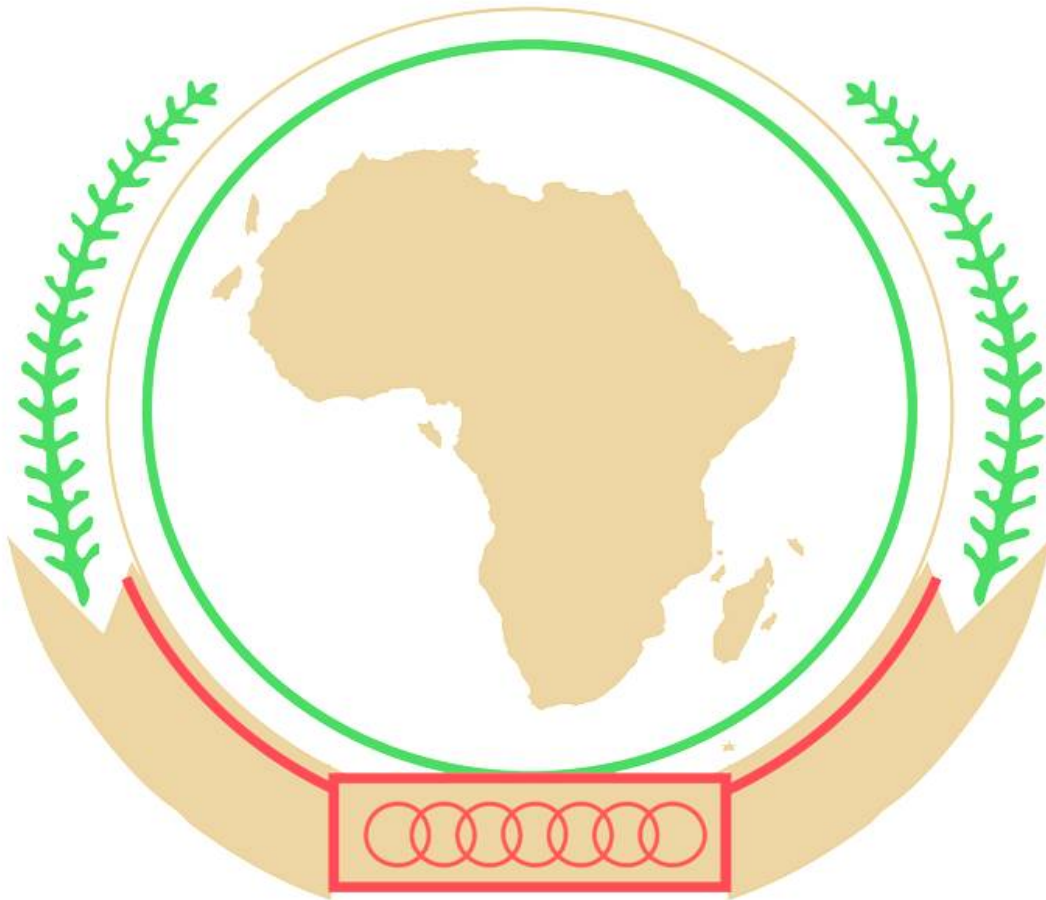
The Assembly,

1. **WELCOMES** the Report by the Chairperson of the New Partnership for Africa's Development (NEPAD) Heads of State and Government Orientation Committee (HSGOC), H.E. Meles Zenawi Prime Minister of the Federal Democratic Republic of Ethiopia;
2. **TAKES NOTE WITH SATISFACTION OF** the smooth transition to the NEPAD Planning and Coordinating Agency (NPCA) resulting from NEPAD integration into the African Union structures and processes, following Decision Assembly/AU/Dec.282(XIV) adopted by the Fourteenth Ordinary Session of the Assembly of the Union in Addis Ababa, Ethiopia in February 2010;
3. **WELCOMES** the adoption of African Union AU rules and regulations for NPCA Human Resources and Finance systems and the recent setup of the NEPAD Coordination Unit in the Bureau of Chairperson of the Commission to interface between the Commission and NPCA **WHILE EMPHASIZING** continued collaboration, synergy and programme harmonization between the Commission and NPCA and providing the new Agency with necessary adequate financial resources to enable it function effectively; as well as urgently operationalizing NPCA new organizational structure;
4. **ENDORSES** the programmatic activities and priorities as contained in the NPCA Activity Report for July-December 2010 and outlook for 2011, **ESPECIALLY NOTING** the efforts at result-based performance and concrete progress in strategic planning, knowledge management, policy alignment, programme implementation and coordination, partnerships, resource mobilization and communication, including increased Comprehensive Africa Agriculture Development Programme (CAADP) Compact signing; access to agriculture funding; roll-out of key regional programmes featuring rural futures, capacity development support for Regional Economic Communities; combating tuberculosis; implementation support for National Programmes of Actions (NPOAs) arising from APRM processes;
5. **RECALLS** Decision Assembly/AU/317(XIV) of the Fifteenth Assembly on promoting regional infrastructure development through political championing based on the AU/NEPAD African Action Plan: 2010-2015 and Programme for Infrastructure Development in Africa (PIDA); **NOTES** the finalization of the African Action Plan and its launch to implement the infrastructure priority programme as complementary to PIDA and the Presidential Infrastructure Initiative;
6. **COMMENDS** the work done and progress so far recorded by the High-Level Sub-Committee of eight (8) countries on the Presidential Infrastructure Champion

Initiative with South Africa as chair and **ENDORSES** the criteria and prioritized projects and champions selected for implementation covering the AU five (5) regions **WHILE URGING** necessary and continuous engagement with relevant countries, regional bodies, pan-African institutions and the private sector on the identified projects;

7. **REQUESTS** the NPCA and the AU Commission to continue to provide technical coordination and support for this Presidential initiative in collaboration with RECs, the African Development Bank and the United Nations Economic Commission for Africa (UNECA), given the criticality of infrastructure to advance Africa's regional integration agenda;
8. **UNDERScores** the essential need for Africa to consolidate its partnership engagement with the G8 and G20, **NOTING IN PARTICULAR** the key outcomes of the November 2010 G20 Summit in Seoul, South Korea and outlook for the 2011 G8/Africa Outreach in France; and **WELCOMES** concrete steps taken by the G20 Working Group on Development co-chaired by South Africa and South Korea;
9. **ACCORDINGLY WELCOMES** the G20 Seoul Development Consensus on Shared Growth as being consistent with NEPAD priority objectives and the Multi-Year Action Plan on Development focusing on concrete actions including the G20 High-Level Panel for Infrastructure Investments; **CALLS UPON** regional and multilateral development banks to align their policy and operational interventions to the Seoul Consensus; **EXPRESSING** the need for Africa to constructively interact with the G20 Panel towards utilizing global excess savings for investment in Africa's infrastructure sector and **REQUESTS** the Commission and NPCA to galvanize the African voice towards this transformation goal;
10. **REAFFIRMS** the imperative for Africa's adequate and effective representation in the G20 **WHILE NOTING** the participation of the Chairpersons of the African Union, HSGOC and the Commission at the Seoul Summit; **ALSO REITERATES** the call for Africa's development partners including the G8 to fully deliver their commitments and **PROPOSES** the possibility of establishing an African/NEPAD Fund as resource window to expedite the implementation of key Continental programmes/projects;
11. **UNDERLINES** the importance of broad ownership of NEPAD Programme through inclusiveness and rotation of membership and hierarchy of the NEPAD governance structures and **AGREES** that the status quo for the current HSGOC Chairperson and Vice Chairpersons shall be maintained for one (1) year;
12. **HIGHLIGHTS** that consultations at the highest political level will continue within HSGOC on improving the work of NEPAD governance structures and consequently **REQUESTS** NPCA to draft the necessary rules of procedure to guide future conduct within NEPAD governance structures based on AU regulations and practices and present for HSGOC approval at the next Assembly;

13. **NOTES** that 2011 marks ten (10) years since the adoption of NEPAD as the AU flagship socio-economic programme in Lusaka in July 2001 **STRESSING** that this landmark provides the opportunity for deeper reflection at all levels on the success and challenge factors for actualizing Africa's transformation agenda.



**DECISION ON THE EIGHTH REPORT OF THE COMMITTEE OF TEN ON
THE UNITED NATIONS SECURITY COUNCIL REFORM
Doc. Assembly/AU/8(XVI)**

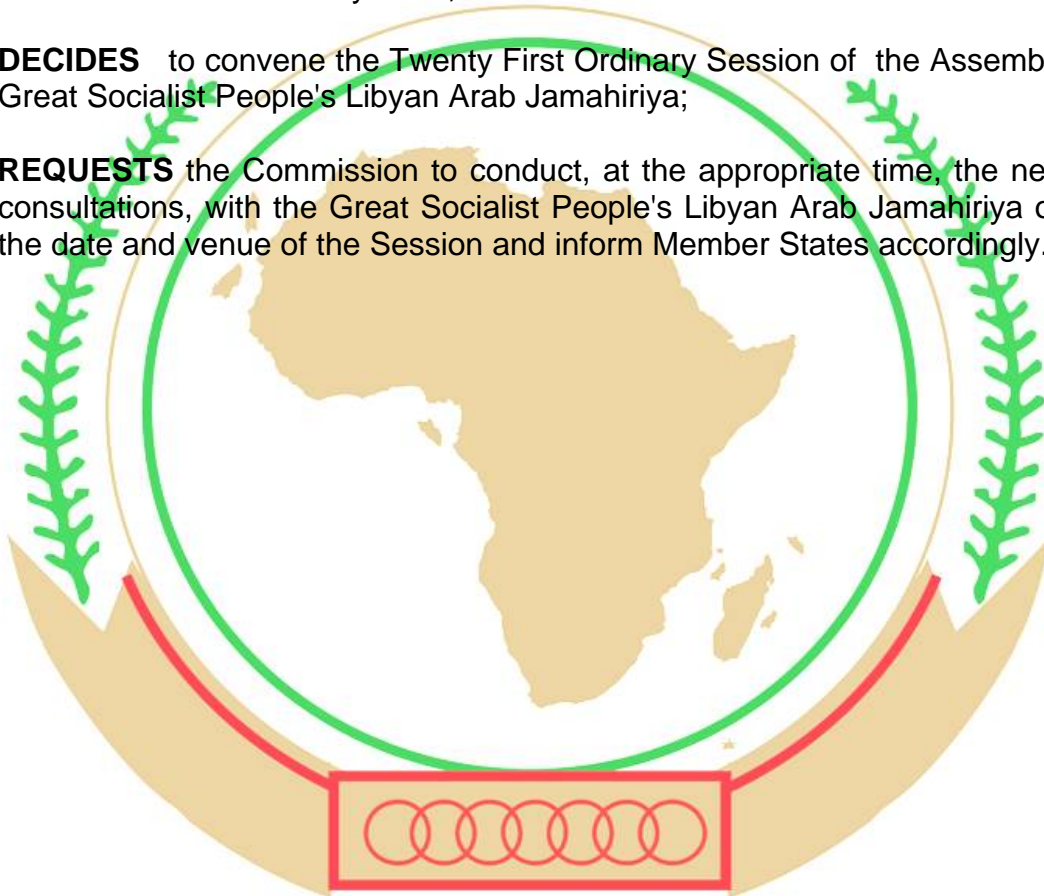
The Assembly,

1. **TAKES NOTE** of the Eighth Report of the Committee of Ten Heads of State and Government on the Reform of the United Nations (UN) Security Council;
2. **ALSO TAKES NOTE** of the current developments in the intergovernmental Negotiations and **WITH APPRECIATION** the efforts of the African Permanent Representatives in promoting and defending the continent's interest in the UN Security Council Reform process;
3. **REAFFIRMS** the Ezulwini Consensus and the Sirte Declaration on the Reform of the UN Security Council containing the African Common Position, **CALLS** for its intensive promotion cohesively and **STRESSES** the need for Africa to continue to speak with one voice on this issue;
4. **REQUESTS** the Committee of Ten Heads of State to intensify its efforts in advocating, canvassing and promoting the African Common Position as well as endeavouring to reach out at the highest political levels including, the holding of timely meetings , with a view to considering developments and continue providing updates;
5. **ALSO REQUESTS** the African Permanent Representatives to the United Nations of the Committee of Ten in participating in the ongoing inter-governmental negotiations on the Security Council Reform, to continue to work closely with other African Permanent Representatives to the UN as well as with other Interest Groups in the process;
6. **FURTHER REQUESTS** the Commission to continue to facilitate the activities of the African Permanent Representatives to the UN of the Committee of Ten to enable them to defend Africa's interest on the basis of the Ezulwini Consensus and the Sirte Declaration;
7. **CALLS ON** the Committee of Ten to remain seized of this matter until Africa achieves its objectives and report on progress made at the next Ordinary Session of the Assembly in June 2011.

**DECISION ON THE OFFER OF THE GREAT SOCIALIST PEOPLE'S LIBYAN ARAB
JAMAHIRIYA TO HOST THE TWENTY FIRST ORDINARY SESSION OF THE
ASSEMBLY OF THE UNION, JUNE/JULY 2013
Doc. Assembly/AU/15(XVI) Add.1**

The Assembly,

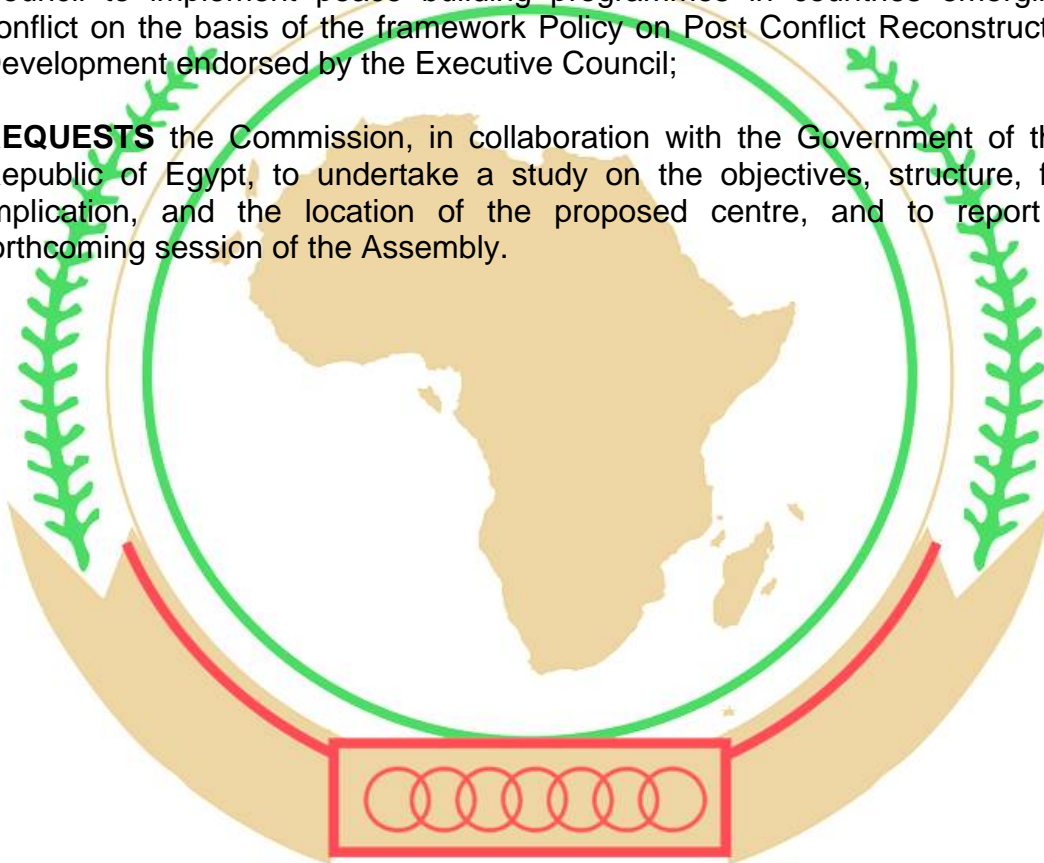
1. **WELCOMES** the offer made by the Great Socialist People's Libyan Arab Jamahiriya to host the Twenty First Ordinary Session of the Assembly of the African Union in June/July 2013;
2. **DECIDES** to convene the Twenty First Ordinary Session of the Assembly in the Great Socialist People's Libyan Arab Jamahiriya;
3. **REQUESTS** the Commission to conduct, at the appropriate time, the necessary consultations, with the Great Socialist People's Libyan Arab Jamahiriya on fixing the date and venue of the Session and inform Member States accordingly.



**DECISION ON THE ESTABLISHMENT OF AN AFRICAN UNION CENTER FOR POST
CONFLICT RECONSTRUCTION AND DEVELOPMENT
Doc. Assembly/AU/15(XVI) Add.2**

The Assembly,

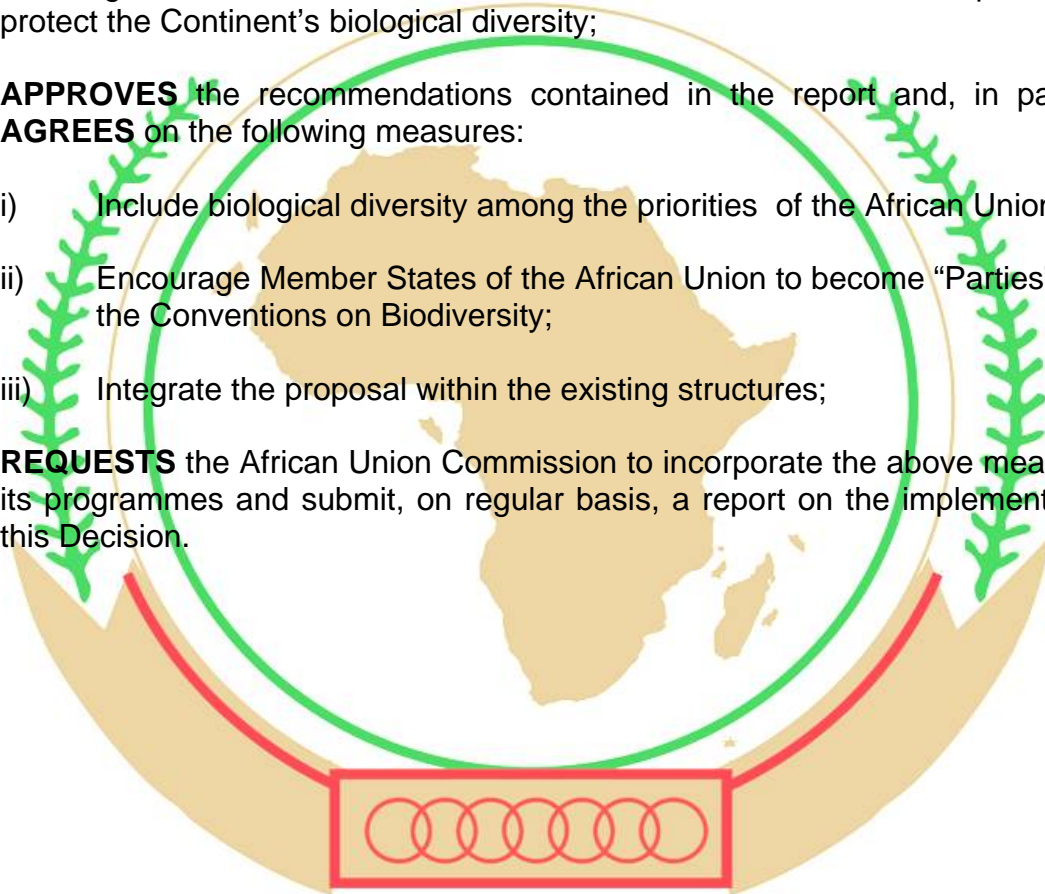
1. **WELCOMES** the proposal of the Arab Republic of Egypt to establish the African Union Centre for Post-Conflict Reconstruction and Development (AUC-PCRD);
2. **RECALLS** its Decision Assembly/AU/Dec.120(VII) adopted at its 7th Ordinary Session held in Banjul, Gambia, in July 2006, requesting the Peace and Security Council to implement peace building programmes in countries emerging from conflict on the basis of the framework Policy on Post Conflict Reconstruction and Development endorsed by the Executive Council;
3. **REQUESTS** the Commission, in collaboration with the Government of the Arab Republic of Egypt, to undertake a study on the objectives, structure, financial implication, and the location of the proposed centre, and to report to the forthcoming session of the Assembly.



**DECISION ON THE REPORT ON AFRICA'S PARTICIPATION IN
THE NAGOYA CONFERENCE ON BIODIVERSITY
Doc. Assembly/AU/15(XVI) Add.3**

The Assembly,

1. **NOTES WITH APPRECIATION** the report presented by the Republic of Gabon on Africa's participation in the Nagoya Conference on Biodiversity;
2. **CONGRATULATES** the President of the Gabonese Republic His Excellency Mr. Ali Bongo ONDIMBA on all the efforts and initiatives undertaken to promote and protect the Continent's biological diversity;
3. **APPROVES** the recommendations contained in the report and, in particular, **AGREES** on the following measures:
 - i) Include biological diversity among the priorities of the African Union;
 - ii) Encourage Member States of the African Union to become "Parties" to all the Conventions on Biodiversity;
 - iii) Integrate the proposal within the existing structures;
4. **REQUESTS** the African Union Commission to incorporate the above measures in its programmes and submit, on regular basis, a report on the implementation of this Decision.



**DECISION ON THE FORTHCOMING CENTENARY OF
THE AFRICAN NATIONAL CONGRESS
Doc. Assembly/AU/15(XVI)Add.4**

The Assembly,

1. **TAKES NOTE** of the proposal made by the Republic of South Africa on the Centenary of the African National Congress (ANC);
2. **CONGRATULATES** the ANC on the achievement of this historic milestone since its formation in 1912;
3. **ENDORSES** the proposal for the ownership and celebration by the African Union of all African liberation movements and the recognition of their achievements;
4. **PAYS HOMAGE** to Africa's founding fathers for their role and the sacrifices they made in their dedication to the mission of uniting the African people in the struggle against colonialism, imperialism and apartheid;
5. **SALUTES** the Organization of African Unity (OAU) for its contribution through its Liberation Committee, to the liberation and self-determination of South Africa;
6. **FURTHER SALUTES** the Governments and liberation movements on the Continent, as well as the International Solidarity Movement, for being an inspiration to the ANC and the people of South Africa in their resistance against apartheid and their attainment of freedom;
7. **DRAWS INSPIRATION** from the ANC for remaining a united and principled movement and for its noble reputation, nature and historic objectives;
8. **DECIDES** to link the Centenary of the ANC and the anniversaries of other continental liberation movements to the recent celebration of the 50th Anniversaries of the independence of many African countries and to Africa's Shared Values;
9. **REQUESTS** the Commission to work with the South African Government in the celebration of the ANC Centenary.
10. **FURTHER REQUESTS** the Commission to report on the implementation of this Decision to the next ordinary session of the Assembly in June/July 2011.
11. **FURTHER REQUESTS** the AU Commission, in collaboration with Member States, to work towards the review and documentation of the liberation history of the Continent;
12. **URGES** Member States to view the ANC Centenary celebrations as an African event and undertake activities in solidarity with South Africa in this respect;
13. **CALLS UPON** the international community to observe the Centenary of the ANC on 08 January 2012.

**DECISION ON THE GLOBAL AFRICAN DIASPORA
SUMMIT CONSULTATIVE PROCESS
Doc. Assembly/AU/15(XVI)Add.5**

The Assembly,

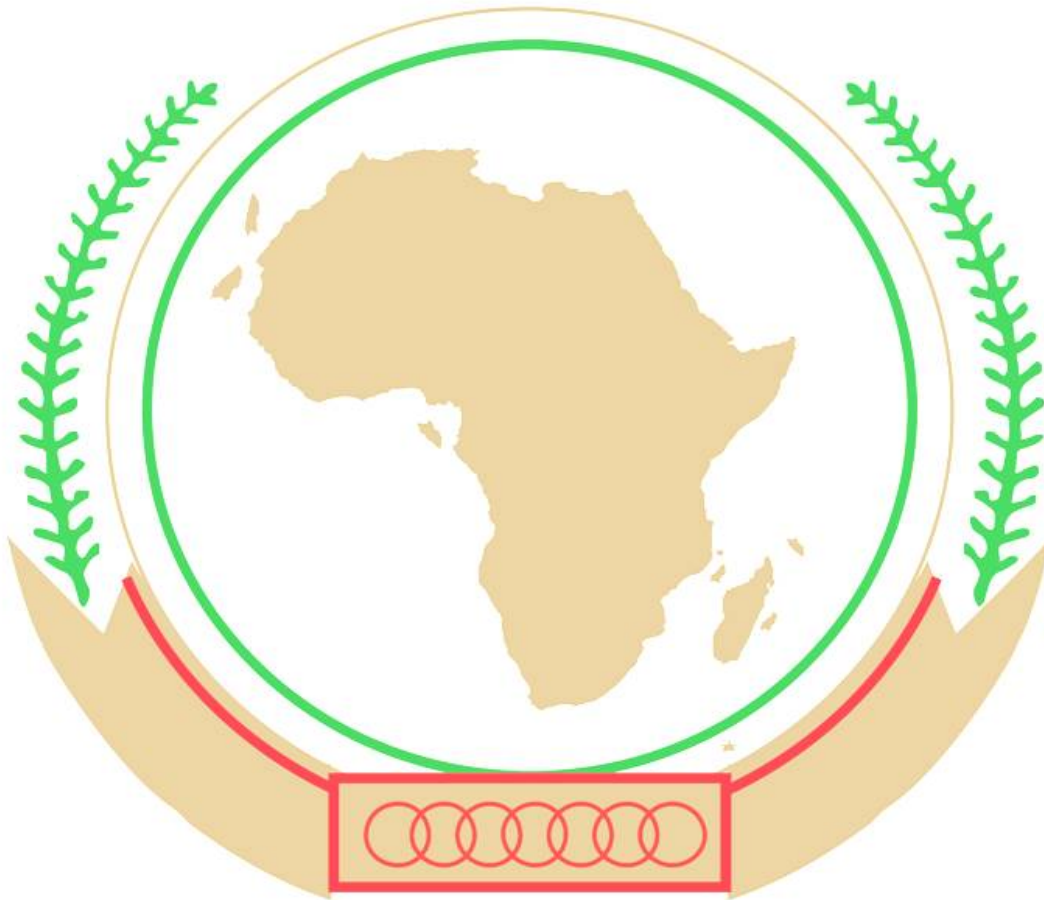
1. **TAKES NOTE** of the Assembly Decision 319(XV) and of the Report on the Diaspora Initiative and the Global African Diaspora Summit;
2. **APPROVES** the Roadmap and its elements as contained in the Report;
3. **REQUESTS** the Government of South Africa and the Commission to continue their close collaboration in order to implement the roadmap and to facilitate the successful preparation and conduct of the Global African Diaspora Summit;
4. **WELCOMES** the decision of the Commission, in consultation with the Republic of South Africa, as a first step, to undertake to convene the African Diaspora Technical Committee Meeting which will be hosted by South Africa in February 2011;
5. **REITERATES ITS REQUEST** for the Commission to continue to work together with Member States to ensure the successful preparation and conduct of the Diaspora Summit and the advancement of the Diaspora initiative in general;
6. **REQUESTS** the PRC and the Commission to support efforts aimed at the successful outcome of the programme leading to the African Global Diaspora Summit;
7. **FURTHER REQUESTS** Member States, leaders of the Caribbean Community, South America, and the African Diaspora population worldwide to continue to support the implementation of the Roadmap and processes leading up to the Global African Diaspora Summit;
8. **DECIDES** that the African Diaspora process remains a standing Agenda for the Summit meeting to enable the Commission and the Republic of South Africa to report on progress towards the hosting of the global African Diaspora Summit and beyond.

**DECISION ON THE RECONGNITION OF WOMEN AS RESOURCE FOR
SUSTAINABLE DEVELOPMENT AND ECONOMIC GROWTH IN AFRICA
Doc. Assembly/AU/15(XVI)Add.6**

The Assembly,

1. **NOTES WITH APPRECIATION** the Proposal by the Republic of South Africa on the Recognition of Women as Resource for Sustainable Development and Economic Growth;
2. **RECOGNISES** the crucial role of women in the preservation of African values based on the principles of equality, peace, freedom, dignity, justice, solidarity and Democracy;
3. **COMMENDS** the efforts of Member States to ensure the involvement of women in sustainable development and economic growth in Africa;
4. **RECALLS** the Protocol to the African Charter on Human and People's Rights on the Rights of Women in Africa, adopted by the 2nd Ordinary Session of the Assembly of the African Union in Maputo, Mozambique, on 11 July 2003, in particular, Articles 13 on Economic and Social Welfare Rights, and Article 19 on the Right to sustainable Development;
5. **FURTHER RECALLS** the Solemn Declaration on Gender Equality in Africa, and its Implementation Framework adopted at the 3rd Ordinary Session of the African Union Assembly of Heads of State and Government in Addis Ababa, Ethiopia, in July 2004, as an important African instrument for promoting gender equality and women's empowerment;
6. **ACKNOWLEDGES** that women continue to experience difficulties with respect to their full participation in the development and economic activities of the Continent;
7. **CALLS UPON** Member States that have not yet done so to sign and ratify/accede to the Protocol to the African Charter on Human and People's Rights on the Rights of Women in Africa, and those that have ratified/acceded to the Protocol to fully implement its provisions;
8. **ALSO CALLS UPON** Member States to fulfil their commitments and comply with their obligations under the Solemn Declaration on Gender Equality in Africa;
9. **REQUESTS** Member States to redouble their efforts of ensuring the involvement of women in sustainable development and economic growth in Africa by promoting their participation at all levels in the conceptualisation, decision-making, implementation and evaluation of development policies and programmes;

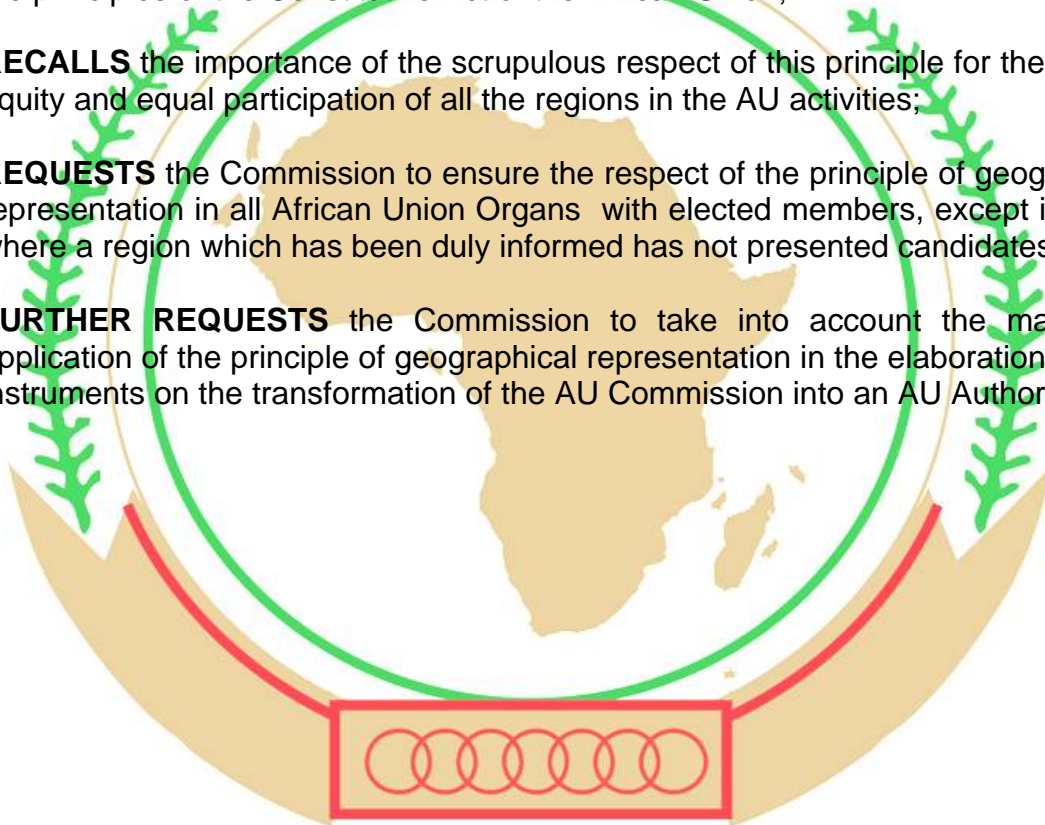
10. **FURTHER REQUESTS** Member States and RECs to maximally utilise the offices of the Pan-African Women's Organisation in their respective regions to highlight and enhance the contribution of women to the development of the Continent;
11. **URGES** Member States to allocate enough resources to enable women to play their rightful roles in building our economy and to ensure their place as a resource for sustainable development and economic growth in Africa;
12. **MANDATES** the Commission to follow up on the implementation of this Decision and report regularly to the Ordinary Sessions of the Assembly through the Executive Council.



**DECISION ON THE MANDATORY APPLICATION OF THE PRINCIPLE OF
GEOGRAPHICAL REPRESENTATION IN ALL AFRICAN UNION
ORGANS WITH ELECTED MEMBERS
Doc. Assembly/AU/15(XVI)Add.7**

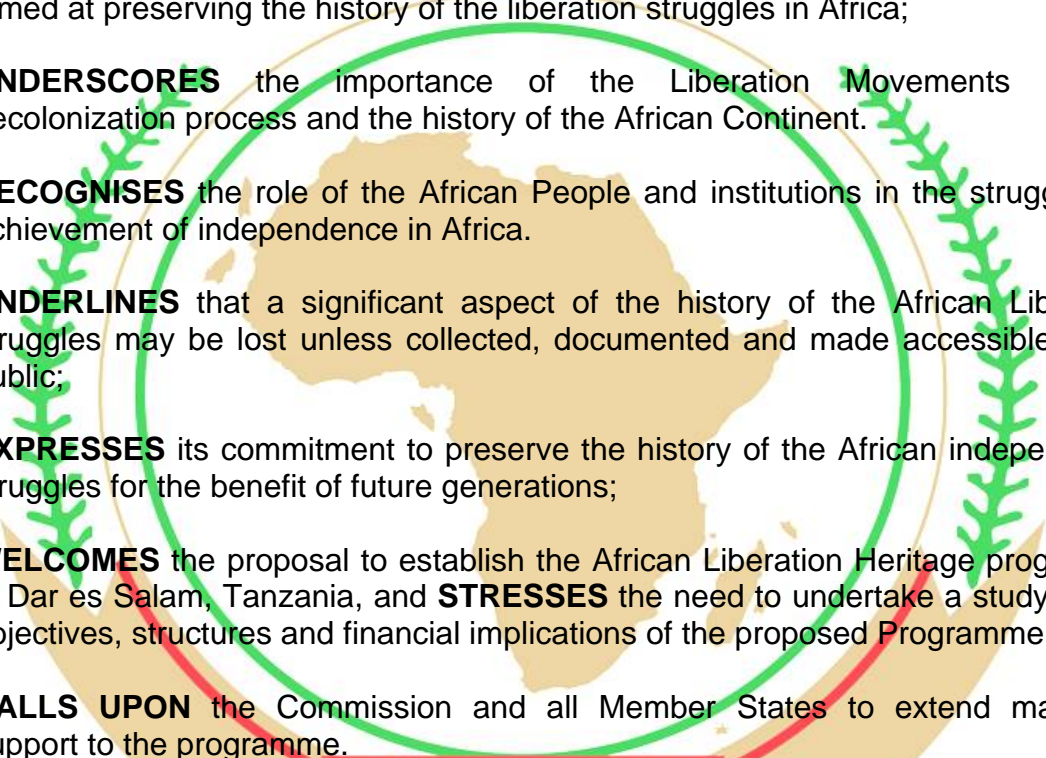
The Assembly,

1. **NOTES WITH APPRECIATION** the proposal by the Government of the Republic of Chad relating to the mandatory application of the principle of geographical representation in all African Union Organs which have elected members;
2. **EXPRESSES SATISFACTION** at the relevance of the observations contained in the presentation note of the Republic of Chad and their conformity with the spirit of the principles of the Constitutive Act of the African Union;
3. **RECALLS** the importance of the scrupulous respect of this principle for the sake of equity and equal participation of all the regions in the AU activities;
4. **REQUESTS** the Commission to ensure the respect of the principle of geographical representation in all African Union Organs with elected members, except in cases where a region which has been duly informed has not presented candidates;
5. **FURTHER REQUESTS** the Commission to take into account the mandatory application of the principle of geographical representation in the elaboration of legal instruments on the transformation of the AU Commission into an AU Authority.



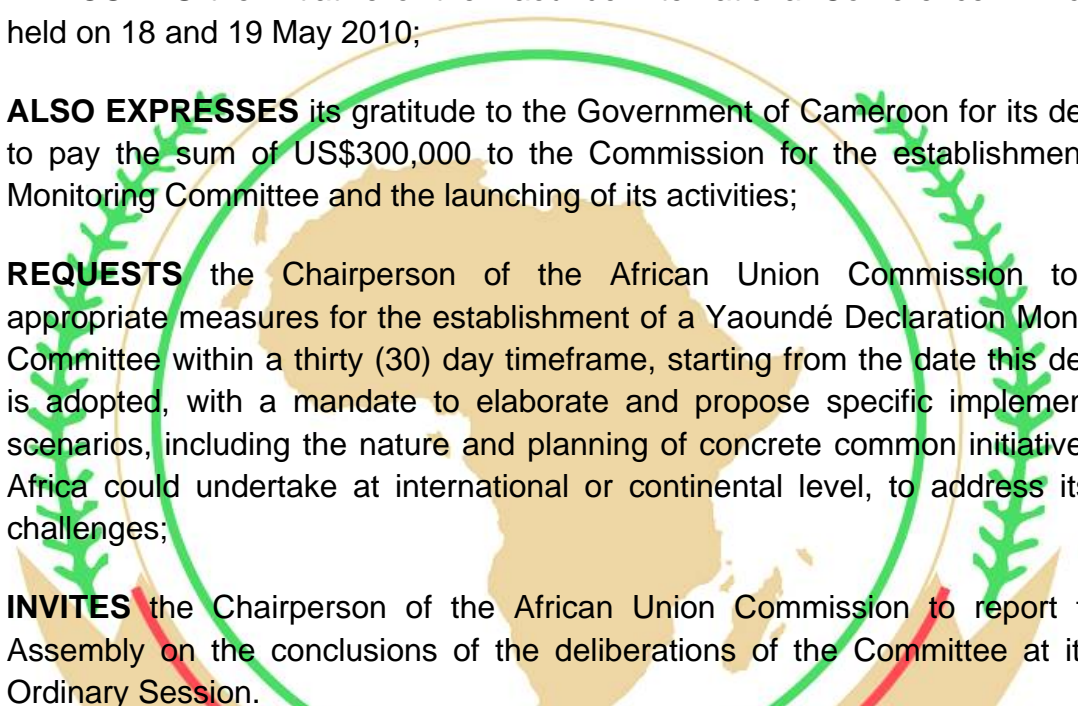
**DECISION ON THE ESTABLISHMENT OF A CONTINENTAL PROGRAMME TO
VALORISE THE AFRICAN LIBERATION HERITAGE
Doc. Assembly/AU/15(XVI)Add.8**

The Assembly,

1. **NOTES** with appreciation the proposal by the Government of the United Republic of Tanzania on the establishment of a Continental programme to valorize the African Liberation Heritage;
 2. **COMMENDS** the Government of the United Republic of Tanzania for its initiative aimed at preserving the history of the liberation struggles in Africa;
 3. **UNDERScores** the importance of the Liberation Movements in the decolonization process and the history of the African Continent.
 4. **RECOGNISES** the role of the African People and institutions in the struggle and achievement of independence in Africa.
 5. **UNDERLINES** that a significant aspect of the history of the African Liberation struggles may be lost unless collected, documented and made accessible to the public;
 6. **EXPRESSES** its commitment to preserve the history of the African independence struggles for the benefit of future generations;
 7. **WELCOMES** the proposal to establish the African Liberation Heritage programme in Dar es Salam, Tanzania, and **STRESSES** the need to undertake a study on the objectives, structures and financial implications of the proposed Programme;
 8. **CALLS UPON** the Commission and all Member States to extend maximum support to the programme.
- 

**DECISION ON THE YAOUNDE INTERNATIONAL CONFERENCE “AFRICA 21”:
GLOBAL PARTNERSHIP FOR THE DEVELOPMENT OF AFRICA
Doc. Assembly/AU/15(XVI)Add.9**

The Assembly,

1. **TAKES NOTE WITH APPRECIATION** of the Yaoundé Declaration;
 2. **WELCOMES** the initiative of the Yaoundé International Conference «Africa 21» held on 18 and 19 May 2010;
 3. **ALSO EXPRESSES** its gratitude to the Government of Cameroon for its decision to pay the sum of US\$300,000 to the Commission for the establishment of a Monitoring Committee and the launching of its activities;
 4. **REQUESTS** the Chairperson of the African Union Commission to take appropriate measures for the establishment of a Yaoundé Declaration Monitoring Committee within a thirty (30) day timeframe, starting from the date this decision is adopted, with a mandate to elaborate and propose specific implementation scenarios, including the nature and planning of concrete common initiatives that Africa could undertake at international or continental level, to address its new challenges;
 5. **INVITES** the Chairperson of the African Union Commission to report to the Assembly on the conclusions of the deliberations of the Committee at its 17th Ordinary Session.
- 

**DECISION ON THE APPOINTMENT OF MEMBERS OF THE
ADVISORY BOARD ON CORRUPTION
Doc. EX.CL/652(XVIII)**

The Assembly,

1. **TAKES NOTE** of the election conducted by the Executive Council;
2. **DECIDES** to appoint the following persons as members of the Advisory Board on Corruption for a two (2)-year term, as elected by the 18th Ordinary Session of the Executive Council held in Addis Ababa, Ethiopia, on 29 January 2011:

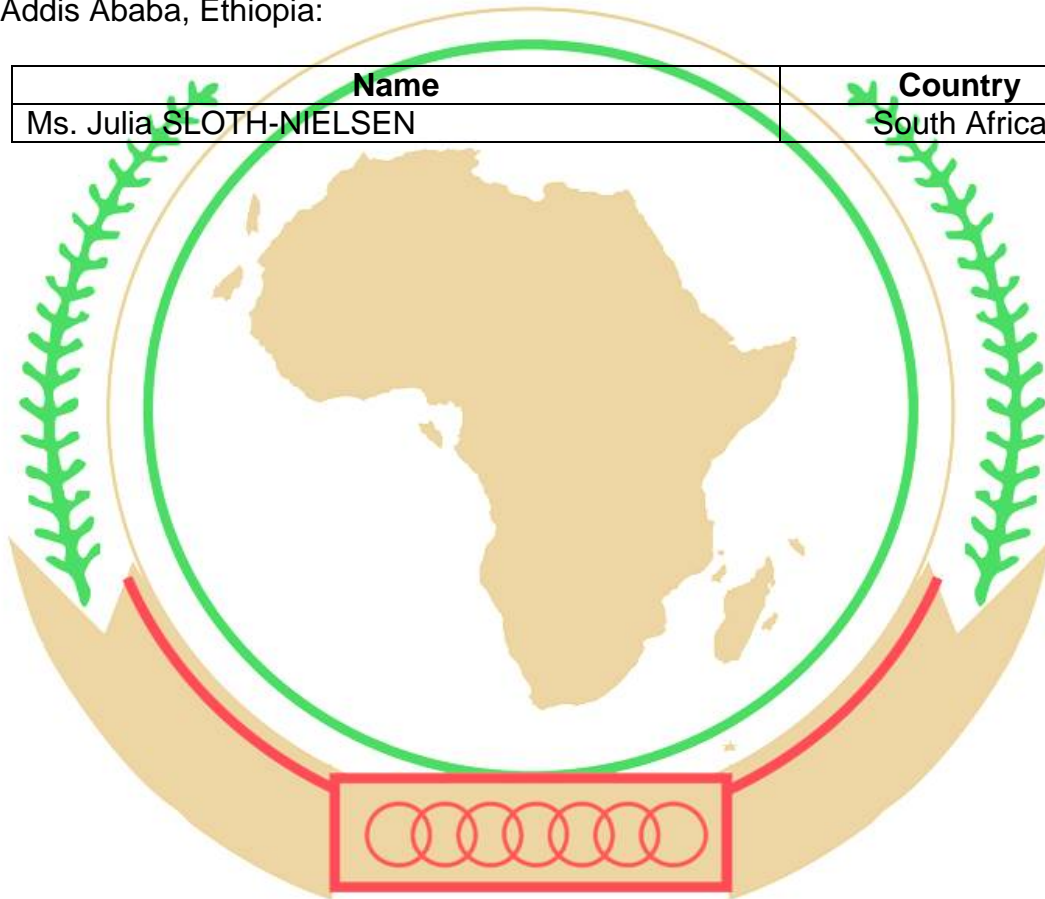
No.	Name	Country
1.	Mr. Joe Tony AIDOO	Ghana
2.	Ms. Dorothy N. ANGOTE	Kenya
3.	Ms. Jane ANSAH	Malawi
4.	Mr. M'Pèrè DIARRA	Mali
5.	Ms. Henriette Tall DIOP	Senegal
6.	Mr. Edward GAMAYA	Tanzania
7.	Ms. Frene Noshir GINWALA	South Africa
8.	Mr. Nabil HATTALI	Algeria
9.	Mr. Leonidas HAVYARIMANA	Burundi
10.	Mrs. Julie ONUM-NWARIAKU	Nigeria
11.	Mr. Costantinos Berhe Tesfu	Ethiopia

**DECISION ON APPOINTMENT OF A MEMBER OF THE AFRICAN COMMITTEE OF EXPERTS ON THE RIGHTS AND WELFARE OF THE CHILD
Doc. EX.CL/653(XVIII)**

The Assembly,

1. **TAKES NOTE** of the election conducted by the Executive Council;
2. **DECIDES** to appoint the following person as a member of the African Committee of Experts on the Rights and Welfare of the Child for a five (5)-year term, as elected by the Eighteenth Ordinary Session of the Executive Council held in Addis Ababa, Ethiopia:

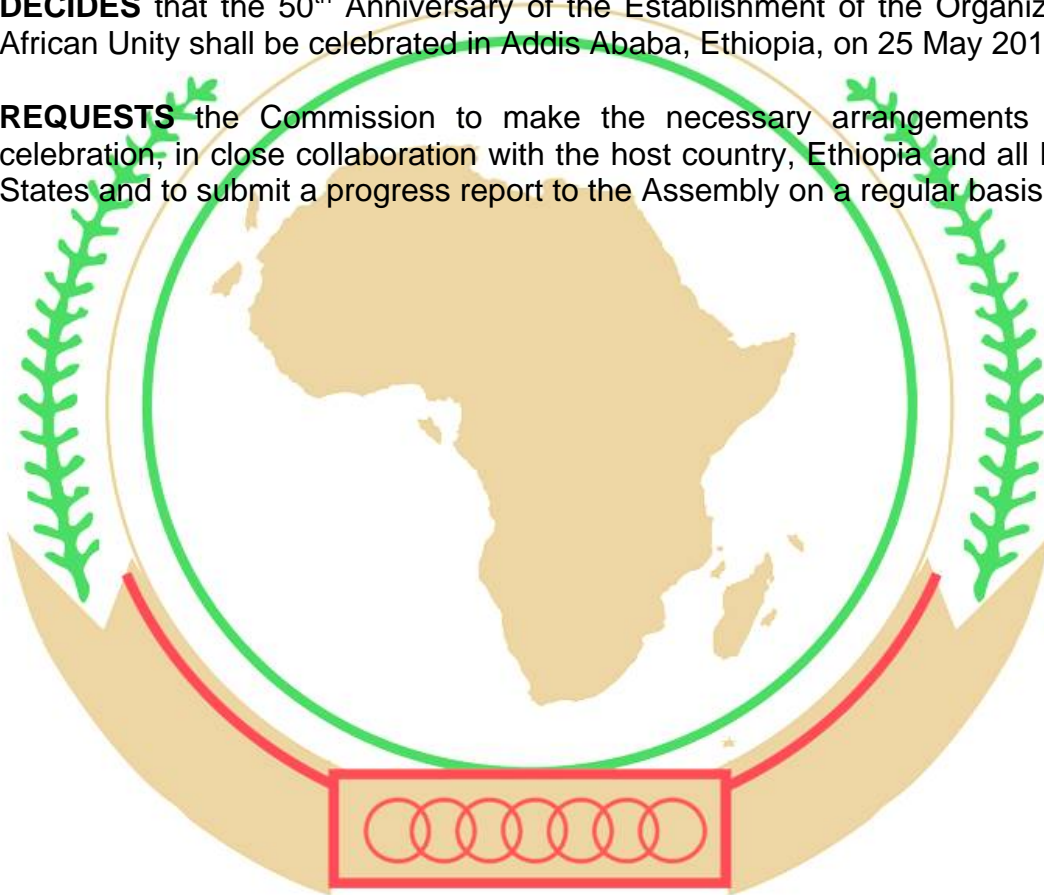
Name	Country
Ms. Julia SLOTH-NIELSEN	South Africa



**DECISION ON THE CELEBRATION OF THE FIFTHIETH ANNIVERSARY
OF THE ESTABLISHMENT OF THE ORGANIZATION
OF AFRICAN UNITY**

The Assembly,

1. **TAKES NOTE** of the proposal of the Federal Democratic Republic of Ethiopia on the celebration of the Fiftieth (50th) Anniversary of the Establishment of the Organization of African Unity (OAU) in Addis Ababa on 25 May 2013;
2. **DECIDES** that the 50th Anniversary of the Establishment of the Organization of African Unity shall be celebrated in Addis Ababa, Ethiopia, on 25 May 2013;
3. **REQUESTS** the Commission to make the necessary arrangements for this celebration, in close collaboration with the host country, Ethiopia and all Member States and to submit a progress report to the Assembly on a regular basis.



**DECISION ON THE BUDGET FOR THE AFRICAN UNION
FOR THE 2011 FINANCIAL YEAR
Doc. EX.CL/622(XVIII)**

The Assembly,

1. **ADOPTS** the budget for the African Union (AU), for the Financial Year 2011 amounting to **US\$256,754.447** as follows:

- i. A total amount **US\$122,602,045** assessed to Member States on the basis of the new Scale of Assessment, which includes the balance of the Programs Budget amounting to **US\$10,177,417**;
- ii. A total amount of **US\$134,152,402** earmarked for the programs is secured from International Partners.

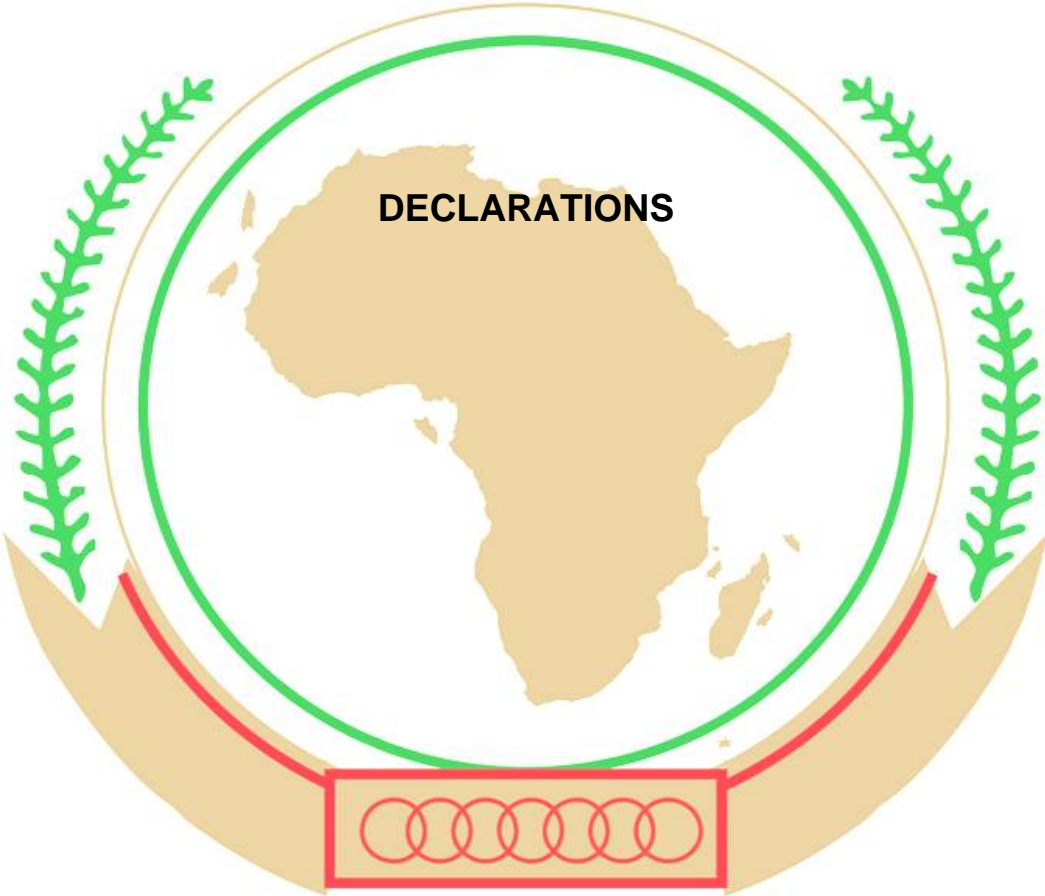
2. **ALSO APPROVES** the Budget breakdown among the AU Organs as follows:

Organ	Member States			Partners	Total Budget 2011		
	Operational	Program	Total	Programs	Operational	Program	G. Total
AU Commission	87,194,512	9,847,417	97,041,929	124,436,569	87,194,512	134,283,986	221,478,498
PAP	9,586,223		9,586,223	2,286,000	9,586,223	2,286,000	11,872,223
AfCHPR (The Court)	6,478,071		6,478,071	2,911,544	6,478,071	2,911,544	9,389,615
ACHPR (The Commission)	3,624,600		3,624,600	4,318,289	3,624,600	4,318,289	7,942,889
ECOSSOC	1,608,075		1,608,075		1,608,075	0	1,608,075
NEPAD	3,171,897		3,171,897		3,171,897	0	3,171,897
AUCIL	236,250		236,250		236,250	0	236,250
Advisory Board on Corruption	525,000		525,000		525,000	0	525,000
Peace & Security Council		330,000	330,000	200,000		530,000	530,000
Total	112,424,627	10,177,417	122,602,045	134,152,402	112,424,627	144,329,819	256,754,447

3. **AUTHORISES** the New Partnership for Africa's Development Planning and Coordination Agency to mobilize funds from development partners to the tune of US\$5,428,803 to cover the shortfall in its operating budget;

4. **ALSO AUTHORISES** the Commission to mobilize funds for the NEPAD Coordination Unit under the Office of the Chairperson from development partners amounting to US\$694,750;

5. **APPROVES** that the Commission implement the decision to increase Member States contributions towards the Peace Fund from six percent (6%) to seven percent (7%) during the 2011 Financial Year.



AFRICAN UNION

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UNION AFRICAINE

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Addis Ababa, Ethiopia

P. O. Box 3243

Telephone: 5517 700

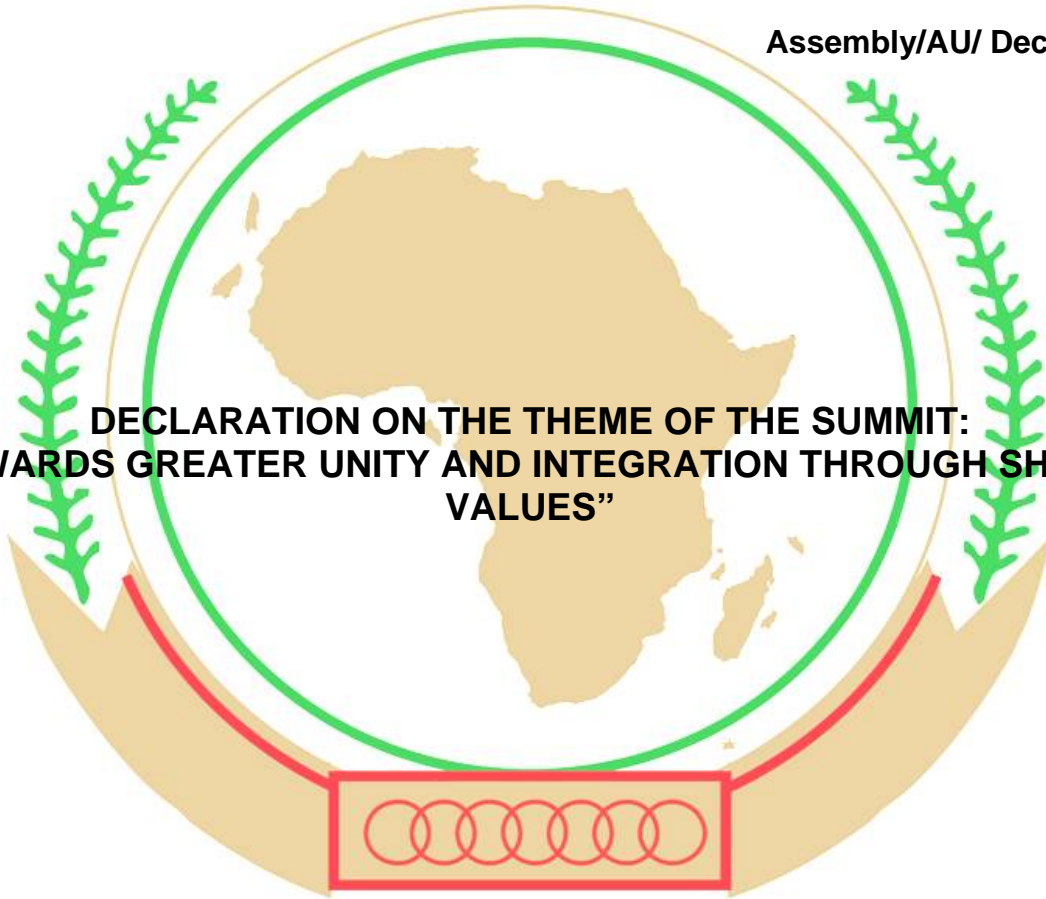
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**ASSEMBLY OF THE UNION
Sixteenth Ordinary Session
30 - 31 January 2011
Addis Ababa, ETHIOPIA**

Assembly/AU/ Decl.1(XVI)

**DECLARATION ON THE THEME OF THE SUMMIT:
“TOWARDS GREATER UNITY AND INTEGRATION THROUGH SHARED
VALUES”**



**DECLARATION ON THE THEME OF THE SUMMIT:
“TOWARDS GREATER UNITY AND INTEGRATION THROUGH SHARED VALUES”**

We, African Union (AU) Heads of State and Government, meeting at the 16th Ordinary Session of the Assembly of the Union in Addis Ababa, Ethiopia, from 30 to 31 January 2011, and after having debated the Theme dedicated to this Session, namely ‘Towards Greater Unity and Integration through Shared Values’;

Recalling the Decision EX. CL/Dec.525 (XVI) which was endorsed by the 14th Ordinary Session of the Assembly, which recommended that the 16th Ordinary Session of the Assembly be dedicated to the Shared Values of the African Union, including identifying obstacles and measures to be adopted to facilitate continental integration based on such values, as well as putting in place a Pan-African Architecture on Governance as a framework for dialogue between the various stakeholders;

Inspired by Africa’s history of liberation struggles and the continued quest for sovereignty, freedom and self determination of all African countries, as well as Africa’s rich tradition of solidarity, consensus, national reconciliation and communalism and its contribution to the universal principles of governance, democracy, and human rights;

Further inspired by the Shared Values embodied in the Constitutive Act of the African Union, which, amongst others, emphasise the significance of democratic governance, popular participation, the rule of law, human and peoples’ rights and sustainable socio-economic development;

Recognising that Shared Values is one of the four pillars of the Strategic Plan of the African Union Commission (2009-2012) through which the Commission seeks to implement the vision of the Union;

Acknowledging that Shared Values are a means of accelerating Africa’s integration agenda through values and principles that are embodied, in the various instruments, decisions and declarations that have been adopted by the Union;

Further acknowledging the role of women, youth and civil society in promoting Shared Values and the importance of securing and enhancing their participation in the development, popularisation and domestication of these values;

Observing that Africa has made significant progress in the promotion of Shared Values and that development and implementation of these values is a continuous process that, for sustainability, would require the active involvement of all stakeholders;

Committing ourselves to establishing viable and democratic states, and ensuring the efficient delivery of services to the peoples, and promoting economic progress as well as a culture of good governance;

Cognizant of the need to promote and encourage democratic practices, good governance and the rule of law, protect human rights and fundamental freedoms,

respect for the sanctity of human life and international humanitarian law, as part of efforts for the prevention of conflicts;

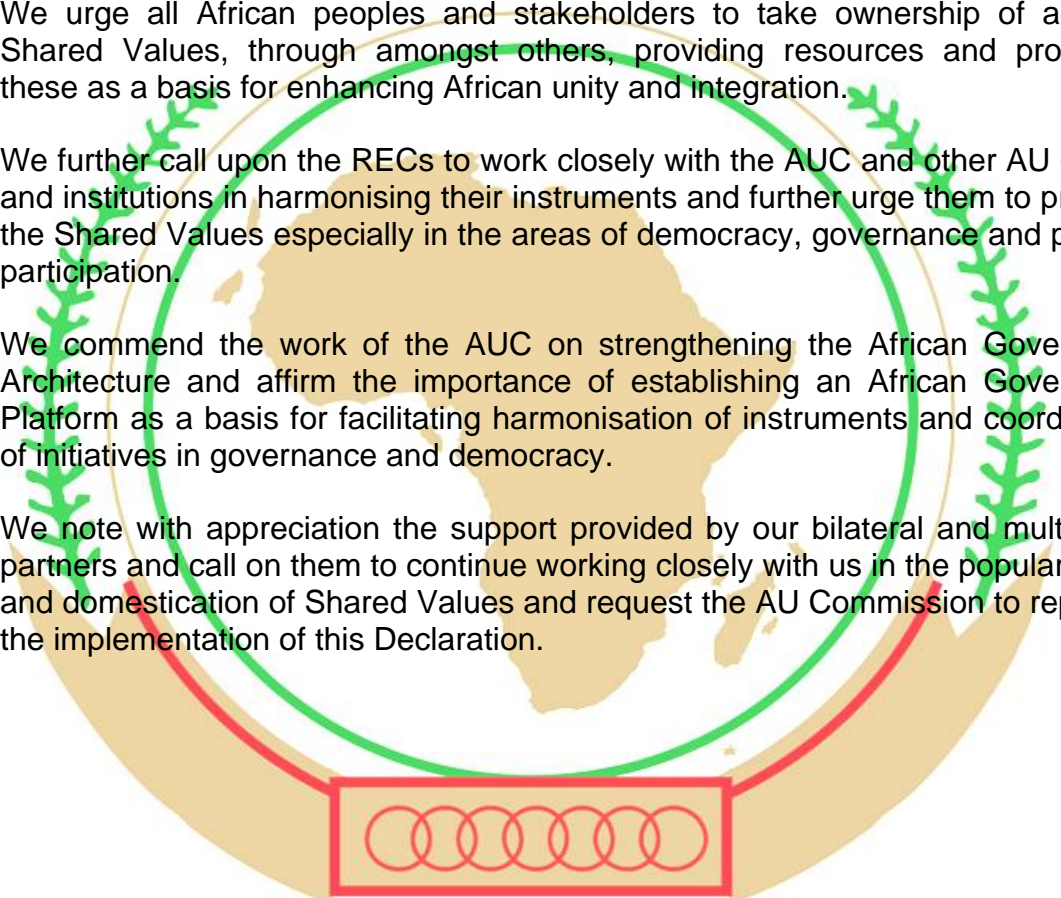
Convinced that the Regional Economic Communities (RECs) constitute the building blocks in the development and promotion of an effective continental agenda for integration, based on Shared Values;

Mindful that the Continent still faces many challenges in promoting, ratifying and domesticating instruments of Shared Values and recognising that there are a number of obstacles that need to be overcome in furtherance of the Shared Values.

Hereby declare as follows:

1. We commit ourselves to enhancing efforts aimed at reinforcing a deeper understanding of Shared Values and their promotion and popularisation amongst the African peoples as a means of shaping Africa's common future and mobilising the African peoples towards achieving the shared vision of continental integration and unity.
2. We reaffirm our commitment to speeding up the ratification and domestication of instruments of Shared Values and call upon the African Union Commission (AUC) to put in place measures and modalities to support Member States to establish the required capacities and processes for monitoring and review of domestication efforts.
3. We affirm the need for the consolidation and full implementation of the instruments of Shared Values, including the African Peer-Review Mechanism (APRM) and relevant National Plans, as a catalyst for unity, policy harmonisation, convergence and integration on the Continent.
4. We encourage the African Union Commission to ensure greater synergy between peace and security matters and governance and democracy, thereby ensuring that developments in the terrain of shared values feature prominently in the Peace and Security Council.
5. We further commit ourselves to promoting the role of women in socio-economic life and prioritise the participation of women in governance and democracy and secure their direct involvement in decision-making in line with the Solemn Declaration on Gender Equality in Africa (SDGEA) and the Declaration on the African Women's Decade (2010-2020).
6. We urge the youth to participate fully in governance and democracy processes, as per the provisions of the African Youth Charter and request that efforts be put in place to establish an annual Youth Parliament at the continental level.

7. We further encourage efforts directed at enhancing the participation of African Research Institutes, Universities, Civil Society and the Media in promoting Shared Values as part of wider efforts directed at securing African ownership.
8. We call on the AUC and other Organs to establish African ownership over Shared Values by way of wider communication and information sharing, through direct support to Member States, by ensuring the strengthening of institutions and by way of putting in place measures to ensure that success is monitored and that there is ongoing review of progress in the implementation of adopted Shared Values instruments.
9. We urge all African peoples and stakeholders to take ownership of adopted Shared Values, through amongst others, providing resources and promoting these as a basis for enhancing African unity and integration.
10. We further call upon the RECs to work closely with the AUC and other AU organs and institutions in harmonising their instruments and further urge them to promote the Shared Values especially in the areas of democracy, governance and popular participation.
11. We commend the work of the AUC on strengthening the African Governance Architecture and affirm the importance of establishing an African Governance Platform as a basis for facilitating harmonisation of instruments and coordination of initiatives in governance and democracy.
12. We note with appreciation the support provided by our bilateral and multilateral partners and call on them to continue working closely with us in the popularization and domestication of Shared Values and request the AU Commission to report on the implementation of this Declaration.



DECLARATION ON CULTURAL RENAISSANCE AND SHARED VALUES

The Assembly,

Mindful of the paramount role of culture for the promotion of Pan-Africanism, African languages and positive values;

Also mindful that the Charter for African Cultural Renaissance requires ratification by or accession of two-thirds of the total membership of the African Union for its entry into force;

Further mindful of the importance of an effective and efficient implementation of the Campaign for the African Cultural Renaissance 2010-2012 for the promotion of shared values, Pan-Africanism, and the ownership of African Union Programmes by African Citizens;

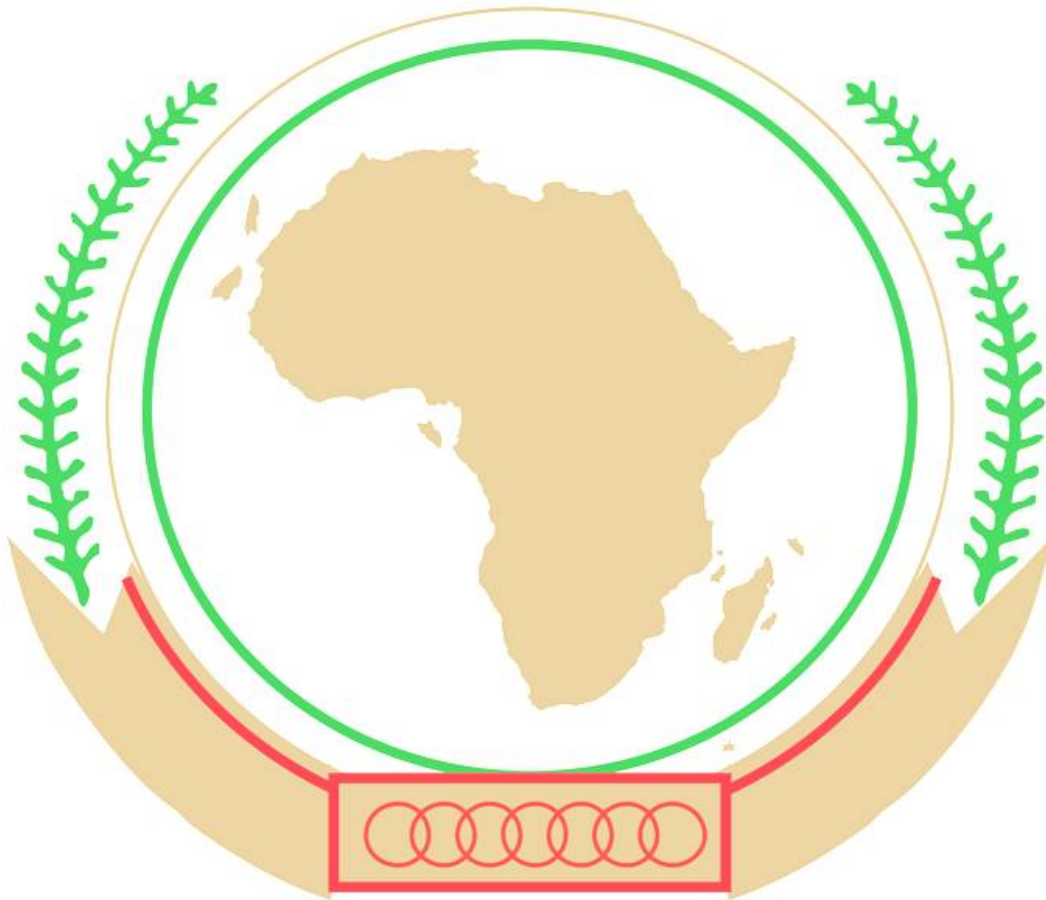
Recalling the different Continental Plans of Action on Culture, in particular, the Language Plan of Action and the Plan of Action for the Development of the Cultural Industries;

Mindful of the historic and precious opportunity for promotion of African identity and positive image offered by the construction of the new AUC Conference Centre and Offices in Addis Ababa, Ethiopia; and **desirous** to advocate for a stronger place and visibility of African Culture and Identity in all public spaces, such as Embassies, Ministries and Head Offices, among others;

Also desirous of promoting positive cultural shared values;

- 1. TAKES NOTE** of the recommendations relating to **cultural renaissance and shared values** by the Third Ordinary Session of the African Union Conference of Ministers of Culture (CAMC3) on the theme of *Sustainable Financing of Cultural Development Sector*, held in Abuja, Nigeria, from 25 to 29 October 2010;
- 2. CALLS ON** Member States and relevant institutions to create more cultural spaces and strengthen the place of African cultural identity within the architectural designing and decoration features of all our public spaces such as Squares, Ministries, Embassies and Head Offices as part of the African Renaissance Effort;
- 3. ALSO CALLS ON** Member States and the Regional Economic Communities (RECs) to promote and allocate resources for the implementation of the Campaign for the African Cultural Renaissance 2010-2012 and the establishment of Culture development Desks or Special Programmes within all RECs;
- 4. COMMITS** to the entry into force of the Charter for African Cultural Renaissance by 2012. In this context, **CALLS** on Member States, who have not yet done so, to ratify the Charter as soon as possible;

5. **URGES** Member States to popularize the use and dissemination of African Union symbols such as the Anthem, the Flag and the Logo, among others at national level as part of African Cultural Renaissance Campaign and promotion of our shared values and **REQUESTS** the Commission to make these symbols widely available to Member States;
6. **ALSO REQUESTS** the Commission to report regularly on the implementation of this Decision to the Executive Council.



**SOLEMN DECLARATION OF
THE ASSEMBLY OF THE UNION ON SUDAN**

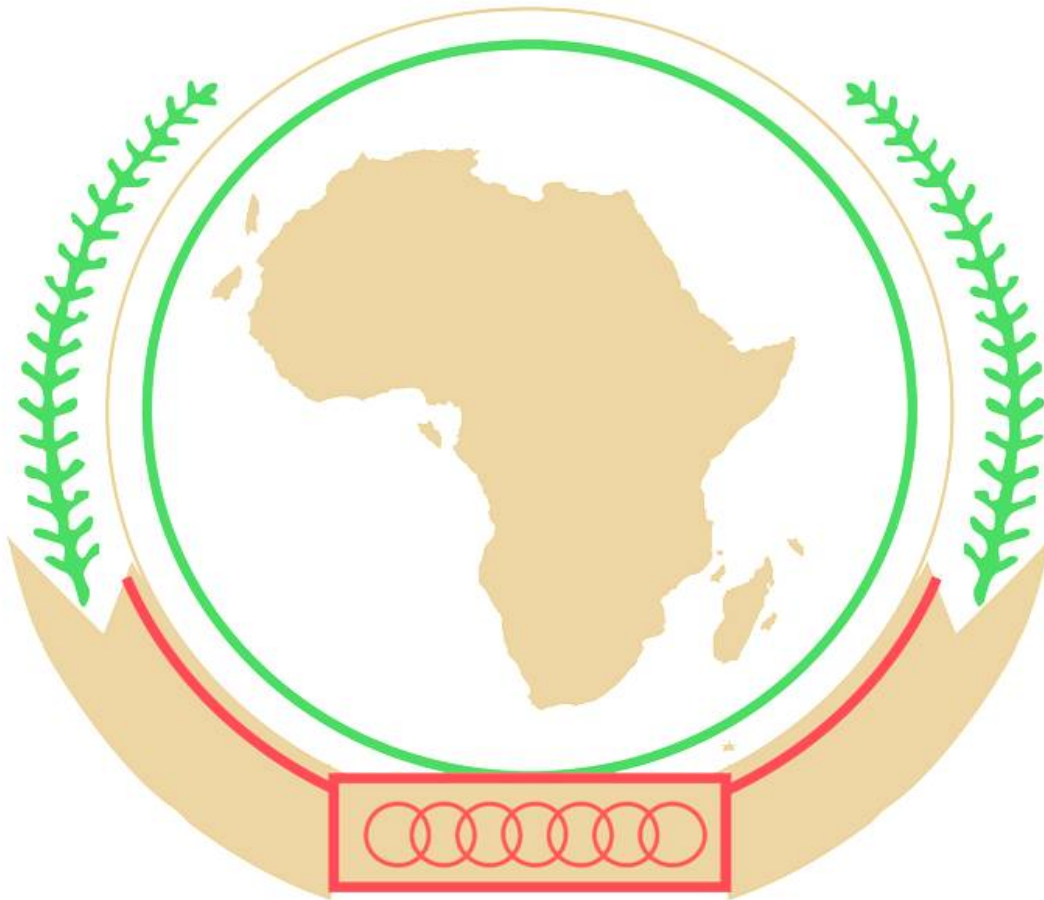
We, the Heads of State and Government of the African Union (AU), meeting at our 16th Ordinary Session in Addis Ababa, Ethiopia, from 30 to 31 January 2011, are mindful of the vital importance of this critical moment of Sudan's national history.

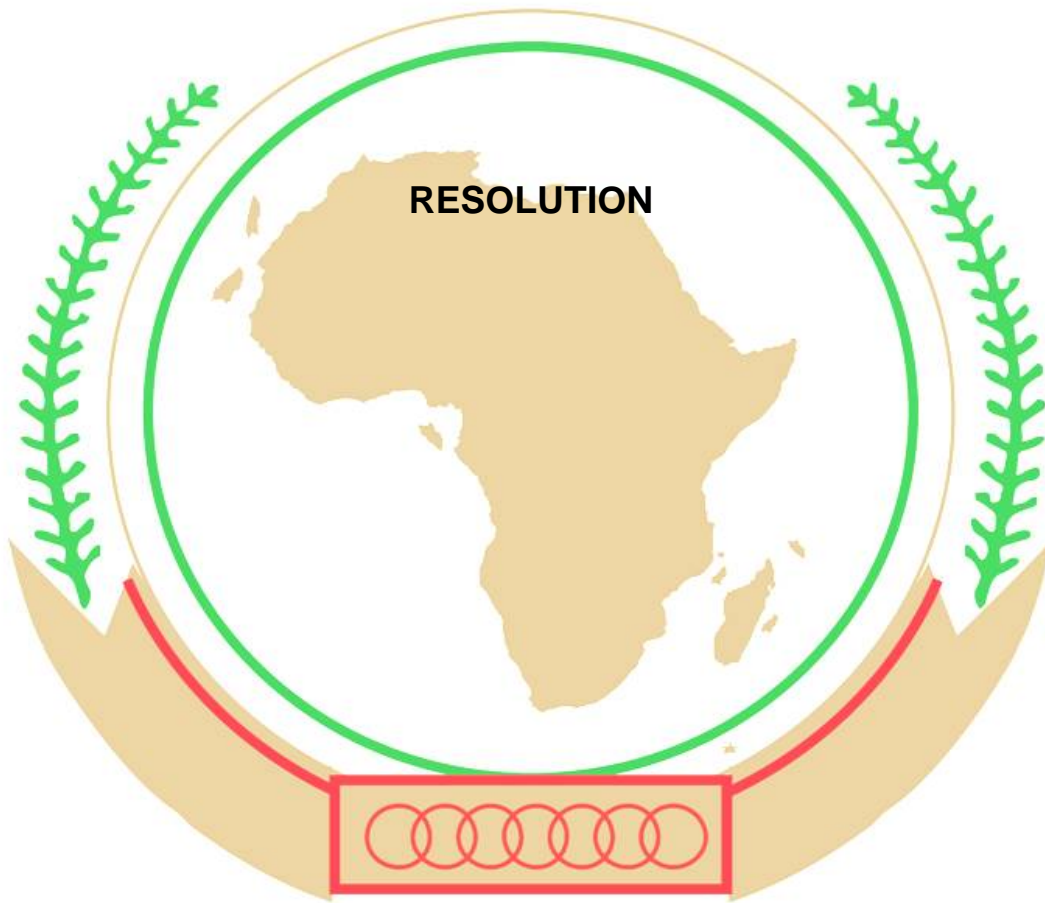
1. We congratulate the people of Sudan on the successful achievement of the principal pillar of the January 2005 Comprehensive Peace Agreement (CPA), the referendum on self-determination for southern Sudan. This success confirms the commitment of the Sudanese people and their leaders never to return to war, and hitherto to resolve any differences that may arise exclusively by peaceful means;
2. We hail the courage, vision and steadfastness of the Government of Sudan (GoS), under the leadership of President Omar Hassan al Bashir and First Vice President and President of the Government of Southern Sudan (GoSS) Salva Kiir Mayardit, which has made possible this momentous achievement. Our continent stands shoulder to shoulder, equally with these two national leaders, as they fulfil their historic responsibilities;
3. We commend the people of southern Sudan, whose choice has been clearly, freely and credibly expressed in the referendum. The African Union looks forward to solemnly accepting the outcome of the referendum as soon as it is formally proclaimed by the competent authorities, and calls upon all States to do so, and to extend such assistance and cooperation as may be required for South Sudan to achieve the development that its long-suffering people deserve;
4. We extend our solidarity and that of the entire continent to the people of northern Sudan, who have taken the unprecedented and generous step of accepting self-determination for their brethren. Africa legitimately looks forward to the complete normalization of relations between the international community and the Republic of Sudan, to ensure that all the peoples of Sudan can enjoy peace, dignity, democracy and development. In this respect, we call upon Sudan's creditors around the world to expeditiously and comprehensively relieve the country's external debt, ensuring that Sudan's special circumstances receive special treatment;
5. In that spirit, and noting the personal and unwavering commitment of President Al Bashir to sustaining peace between northern and southern Sudan and do all he can for the early resolution of the crisis in Darfur, we, once again, call upon the United Nations Security Council immediately to invoke Article 16 of the Rome Statute and suspend any actions against President Al Bashir by the International Criminal Court. In responding to this call, the Security Council would be acting in accordance with its responsibilities for the maintenance of international peace and security and would greatly facilitate the ongoing efforts by the AU to help the Sudanese parties achieve lasting peace, security, justice and reconciliation;

6. In its fifty five years as an independent nation, Sudan has faced exceptional challenges, inherited from its colonial past. Recognizing the unique nature of its national question, the Sudanese leaders resolved, in 2005, to grant the right of self-determination to the people of southern Sudan;
7. Drawing inspiration from Resolution 1514(XV) on the Declaration on the Granting Independence to Colonial Countries and Peoples, whose 50th anniversary has just been celebrated by the international community, we value and uphold the right of self-determination of peoples under colonial rule, which was indeed duly exercised by our own nations to achieve independence, and which continue to be relevant to the peoples of the non-self-governing territories listed as such by the United Nations General Assembly;
8. We acknowledge that Sudan represents an exceptional case, which, in no way, calls into question the sacrosanct principle of respect of borders inherited at the accession of African countries to independence. We reaffirm our determination to ensure full respect of this principle and to forge ahead with our agenda of integration and greater unity among our countries, as foreseen by the founding fathers of the OAU and as enshrined in the AU Constitutive Act. We welcome and support the commitment made by the leaders of Sudan to respect the will of the people in Southern Sudan and, should the latter vote for separation, to establish two viable states, mutually supportive, at peace with one another, and cooperating in the fields of economics, security and international relations. We emphasize that, in such a case, northern and southern Sudan will be equally African nations. The separation of southern Sudan, in no way, dilutes the African identity of northern Sudan. Both entities will move forward in the Sudanese tradition of building strength from diversity;
9. Sudan has the utmost importance to the African continent. It spans the diversity of our continent, bringing our peoples together in a great melting pot. The achievement of peace, democracy and development in northern and southern Sudan promises to help lift the entire continent. Sudan's ability to overcome the formidable obstacles in its path stands as a testament to Africa's capacity to resolve its conflicts and achieve our common goals. Conversely, Africa cannot afford to see Sudan again plunge into turmoil;
10. In that spirit, we welcome and endorse the commitment of the Government of Sudan to resolve the conflict in Darfur, by supporting and participating in the Darfur Political Process, which will build on the outcome of the Doha peace process. The AU calls upon the Darfur armed movements to participate immediately in the Doha peace talks, so as to achieve a ceasefire and lay the foundations for an inclusive and holistic peace agreement for Darfur;
11. We call upon the Sudanese parties to resolve speedily the remaining issues in the Comprehensive Peace Agreement, including a settlement of the question of Abyei, the convening of Popular Consultations in South Kordofan and Blue Nile

States, and the demarcation of the common border and resolution of the status of disputed areas. We urge the parties to proceed rapidly to agree on post-referendum issues, including citizenship, security, a soft border, and all questions relating to economics and natural resources;

12. We express Africa's solidarity with the entire Sudanese people, and welcome equally North and South Sudan and the emerging post-referendum situation, as building blocks for the ongoing project of African integration. Having achieved peace, the Sudanese people are now able fully to participate as effective actors and beneficiaries in the common African endeavour of shared prosperity and continental unity.





RESOLUTION

The Assembly of the Union, at its 16th Ordinary Session held in Addis Ababa, Ethiopia from 30 to 31 January 2011,

Recalling that the Chagos Archipelago, including Diego Garcia, was unlawfully excised by the United Kingdom, the former colonial power, from the territory of Mauritius prior to independence of Mauritius, in violation of UN Resolution 1514 (XV) of 14 December 1960 and 2066 (XX) of 16 December 1965 which prohibit colonial powers from dismembering colonial territories prior to granting independence;

Reaffirming that the Chagos Archipelago, including Diego Garcia, forms an integral part of the territory of the Republic of Mauritius;

Recalling in this regard, inter-alia:

- (i) Resolution AHG/Res.99 (XVII) of July 1980 of the Assembly of Heads of State and Government of the Organisation of African Unity (OAU);
- (ii) Decision AHG/Dec.159 (XXXVI) of July 2000 of the Assembly of Heads of State and Government of the Organisation of African Unity (OAU);
- (iii) Decision Assembly/AU/Dec.331(XV) of July 2010 of the Assembly of the African Union.

Noting with grave concern that notwithstanding the OAU/AU Resolution/Decisions and the strong opposition expressed by the Republic of Mauritius, the United Kingdom has proceeded to establish a 'marine protected area' around the Chagos Archipelago on 01 November 2010, in a manner that was inconsistent with its international legal obligations, thereby further impeding the exercise by the Republic of Mauritius of its sovereignty over the Archipelago;

Noting further that the Government of the Republic of Mauritius has, on 20 December 2010, initiated proceedings against the United Kingdom in relation to the dispute concerning the legality of the purported 'marine protected area' as set forth in the Notification of that date, to an Arbitral Tribunal to be constituted under Article 287 and Annex VII of the United Nations Convention on the Law of the sea;

Considering that the Government of the Republic of Mauritius is committed to taking other measures to protect its rights under international law relating to its legitimate aspiration to be able to exercise sovereignty over the Chagos Archipelago, including action at the United Nations General Assembly:

1. **DECIDES** to support fully the action of the Government of the Republic of Mauritius at the United Nations General Assembly with a view to enabling Mauritius to exercise its sovereignty over the Archipelago.

2011

Decision on the Implementation of the Previous Decisions of the Executive Council and the Assembly Doc. Ex.CI/623(Xviii)

The Assembly

The Assembly

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