

AFRICAN UNION

الاتحاد الأفريقي



UNION AFRICAINE

UNIÃO AFRICANA

---

Addis Ababa, ETHIOPIA P. O. Box 3243 Telephone +251115- 517700 Fax : +251115- 517844  
Website : [www.africa-union.org](http://www.africa-union.org)

---

**EXECUTIVE COUNCIL**  
**Ninth Ordinary Session**  
**25 - 29 June 2006**  
**Banjul, THE GAMBIA**

**EX.CL/244(IX)**

**REPORT ON THE IMPLEMENTATION OF PREVIOUS**  
**DECISIONS OF THE EXECUTIVE COUNCIL AND**  
**THE ASSEMBLY**

**REPORT ON THE IMPLEMENTATION OF PREVIOUS DECISIONS OF THE  
EXECUTIVE COUNCIL AND THE ASSEMBLY**

This report gives a brief summary of the status of implementation, by the Departments, Directorates and Units of the Commission, of various decisions, declarations and other acts issued by the policy organs of the Union during the review period, that is, from January to June 2006.

The Executive Council and the Conference adopted a significant number of acts sanctioning the deliberations of their various ordinary, extraordinary and special sessions; these acts provide the legal frameworks binding the Commission and other Union organs in the performance of their duties to consolidate the integration process in Africa. Many of these actions are undertaken in the form of consultation meetings, coordination and harmonization of approaches and activities organized in conjunction with Member States. Most often, the aim is to adopt common stands and harmonized political decisions.

The activities cover a wide range and a high number of topics of common interest to Member States. The range stretches from legal, administrative, financial, political, economic, social and cultural issues to peace and security. Certain specific items proposed by Member States are treated in a separate implementation report to be submitted to the Conference for consideration.

On account of budgetary constraints or lack of human resources during the review period, certain decisions with particular financial incidence were not implemented, while others were carried forward a little for technical reasons or because of the schedule, pending more favourable conditions or eased constraints.

**LEGAL MATTERS**

**IMPLEMENTATION OF DECISIONS ADOPTED IN SIRTE**

Decisions: No & Title	Decisions: Action Required	Implemented (Fully/Partly) Action Taken	Not Implemented	Constraints
<p><b>Assembly/AU/Dec.83 (V)</b> Decision on the merger of the African Court on Human and Peoples' Rights and the Court of Justice of the African Union</p>	<p>All necessary measures for the functioning of the Human Rights Court be taken, including particularly the election of the judges, the determination of the budget and the operationalization of the Registry.</p> <p>The Seat of the merged court shall be decided upon by the Member States of the Eastern Region, which shall also serve as the seat of the Human Rights Court pending the merger.</p>	<ul style="list-style-type: none"> <li>- Judges were elected by the Eighth Ordinary Session of the Executive Council in Khartoum, The Sudan and appointed by the Assembly.</li> <li>- A budget of 2.3 Million was adopted for the functioning of the Court</li> <li>- The seat of the Court has been decided upon by the countries of the region</li> <li>- First Meeting of the Court shall be held in July 2006</li> </ul>		
<p><b>EX/CL/Dec.230 (VII)</b> Decision on the Criteria for granting observer status and a system of accreditation within the AU as contained in Document EX.CL/195 (VII) Annex V</p>	<p><b>AUTHORISES</b> the Chairperson of the Commission to implement the said Criteria</p>	<p>In accordance with the Criteria, the Chairperson has continued to consider and receive letters of accreditation from Non-African States.</p>		

Decisions: No & Title	Decisions: Action Required	Implemented (Fully/Partly) Action Taken	Not Implemented	Constraints
<p><b>EX.CL/Dec.229 (VII)</b> Decision on the Criteria for Hosting AU Organs as contained in Document EX.CL/195 (VII) Annex IV.</p>	<p><b>URGES</b> the Regions, to undertake as soon as possible, the necessary consultations to submit the names of the Member States which will host the Headquarters of the Organs allocated to the respective regions</p>	<p>The Criteria for Hosting AU Organs as adopted is being used in elaborating hosting Agreements for AU Organs</p>		<p>The Commission is yet to receive the names of host Member States for some of the organs allocated to various AU regions.</p>
<p><b>EX.CL/Dec.193 (VII)</b> Decision on the Status of OAU/AU Treaties</p>	<p><b>REQUESTS:</b></p> <ul style="list-style-type: none"> <li>- the Commission to ensure that the texts of the treaties are harmonized in all the working languages and</li> <li>- to expedite the process of review of OAU/AU Treaties, to enable Member States accelerate the process of ratification/accession to OAU/AU Treaties.</li> </ul>	<ul style="list-style-type: none"> <li>- The Commission has already initiated internal consultations on this issue and has set in motion a process of recruiting more translators and interpreters and also Arabic and Portuguese speaking lawyers.</li> <li>- The Commission wrote to Member States to provide Information on ratification and accession procedures</li> </ul>	<ul style="list-style-type: none"> <li>-</li> <li>-Review not yet completed</li> <li>- Meeting of Legal experts is planned for the last quarter of 2006</li> </ul>	<ul style="list-style-type: none"> <li>- Lack of adequate personnel to undertake the activities.</li> <li>- Lack of adequate human resources in the Office of the Legal Counsel</li> </ul>

Decisions: No & Title	Decisions: Action Required	Implemented (Fully/Partly) Action Taken	Not Implemented	Constraints
<p><b>EX.CL/Dec.228 (VII)</b> Decision on the proposed amendments to the Rules of Procedure of the PRC, the Executive Council and the Assembly and the Statute of the Commission</p>	<p>PRC to further review the Rules of Procedure of the Assembly, the Executive Council and the PRC as well as the Statutes of the Commission in order to ensure that there are no inconsistencies within the Rules or with other legal instruments.</p>		<ul style="list-style-type: none"> <li>- A meeting of the PRC and legal experts to review the rules.</li> <li>- Item was placed on the agenda of PRC and Legal Experts' Meeting but could not be dealt with due to time constraints</li> </ul>	<p>The PRC was unable to review the Rules and Statutes of the Policy Organs because of time constraints.</p>

**IMPLEMENTATION OF DECISIONS ADOPTED IN KHARTOUM**

Decisions: No & Title	Decisions: Action Required	Implemented (Fully/Partly) Action Taken	Not Implemented	Constraints
<b>Assembly/AU/Dec.103(VI)</b> on Hissène Habré case	A group of eminent African jurists should be set up with a view to making appropriate recommendations to the Assembly on how to deal with this case and others in the future.	Meeting of the Group was held from 22 to 24 May 2006 and the Report of the Group will be submitted to the Assembly in July 2006		
<b>Assembly/AU/Dec. 106(VI)</b> on the Election of Peace and Security Members	None	The new members of the PSC have taken up their seats.	-	
<b>Assembly/AU/Dec. 100 (VI)</b> on the Election of ACHPR Judges	Operationalization of the African Court on Human and Peoples' Rights	Plans have been made for the swearing in of the judges and for the first meeting of the Court in early July 2006.	First meeting of the Court is scheduled from 2 to 5 July 2006	
<b>Assembly/AU/Dec. 102 (VI)</b> on the election of Mrs. Dawlat Ibrahim for the ACRWC	None	Mrs. Dawlat Ibrahim has taken up her seat		
<b>Assembly/AU/Recommendation (VI)</b> on Chairmanship of the	1. The rotation principle between regions	Member States to constitute a Sub-	The Executive Council could	Commission has not been made aware of

Decisions: No & Title	Decisions: Action Required	Implemented (Fully/Partly) Action Taken	Not Implemented	Constraints
African Union	<p>shall be respected when electing the Chairman of the African Union;</p> <p>2. A committee shall be established to examine the implementation of the rotation principle for the coming years in conformity with the relevant provisions of the Constitutive Act;</p>	<p>Committee at Ministerial level;</p> <p>Need for the Sub-Committee to meet and to look into the issue of rotation and make appropriate recommendations thereon.</p>	<p>consider setting up its sub-Committee during the next ordinary session in July 2006</p>	<p>consultations in this regard</p>
<p><b>Ex. CL./Dec.237 (VIII)</b> on the merger of the ACHPR and the Court of Justice of the AU</p>	<p>PRC and legal experts to finalize the draft single instrument on the merger of the ACHPR and the Court of Justice</p>	<p>Meeting of the PRC and the Legal Experts was held from 16 to 19 May 2006 and a draft legal instrument will be submitted to Council and the Assembly in July 2006</p>		

**AFRICA CITIZENS DIRECTORATE (CIDO)**

**IMPLEMENTATION OF DECISIONS ADOPTED IN KHARTOUM**

Decisions: No & Title	Decisions: Action Required	Implemented (Fully/Partly) Action Taken	Not Implemented	Constraints
Decision on the Africa-Diaspora Process <b>EX.CL/Dec.269 (VIII)</b>	<b>CALLS UPON</b> Member States and the Communities in the Diaspora to participate in the 2 <sup>nd</sup> Conference of Intellectuals of Africa and the Diaspora scheduled in Brazil, in July 2006	Arrangements have been finalized with the Brazilian authorities on the conference and invitations have been sent out. The AU Commission has also sent a Note Verbale to Member States urging their participation and urging them to sponsor intellectuals for the meeting. The Commission has also mobilised support from various international agencies and organizations to sponsor African intellectuals for the meeting. The AU Commission has briefed the PRC and Member States accordingly.		
	<b>REQUESTS</b> the Chairperson of the Commission to take necessary steps to facilitate the convening of an Africa – South America Summit in May 2006.	Following consultations with Nigeria and South America states the meeting has been postponed till November 30 – 1 Dec.2006. Consultations are underway to conclude arrangements for the meeting.		



Decisions: No & Title	Decisions: Action Required	Implemented (Fully/Partly) Action Taken	Not Implemented	Constraints
<p>Decision on marking of the Emancipation Day in Africa <b><u>DOC. EX.CI/243 (VIII)</u></b></p>	<p><b>DECIDES</b> to mark 1<sup>st</sup> August of every year as Emancipation Day in solidarity with the African Diaspora;</p> <p><b>REQUESTS</b> Member States to organize activities to mark the day.</p>	<p>The Commission recognizes the need to share the decision with our brothers in the Caribbean and has begun consultations with them on procedures and modalities for the implementation of this mandate. The Commission has also made plans to start the celebration this year and would be represented at the Emancipation Day celebrations in Trinidad and Tobago in August this year.</p>		

**POLITICAL AFFAIRS**

Decisions N° & Title	Implemented Actions taken	Not implemented	Constraints
<b>EX.CL/239</b> on the draft amendment to the rules of procedure	Dissemination in Member States. Effective implementation by the Ministerial Committee on Candidatures		
<b>EX.CL/240</b> on the situation of refugees, returnees and internally displaced persons	<p>Raising international awareness in view of increasing assistance to forcibly displaced persons, with particular attention to Sudan</p> <p>In mid-March 2006, the Commission hosted a joint AU/UNHCR Donor Supplementary Appeal for the return and Reintegration Programme of 400,000 Sudanese Refugees and 4 million Internally Displaced Persons to South Sudan from Khartoum and Kassala States of the Sudan. The African Union contributed US\$ 100,000.00 to the cause. The funds will be specifically used towards the provision of post-primary education facilities in Southern Sudan, thus contributing to the Council's Decision, EX.CL.Dec.240 (VII) adopted in Khartoum, Sudan in January 2006 for the Commission to develop a policy to ensure provision of post-primary education for victims of forced displacement.</p> <p>Two meetings of independent experts were held: one was devoted to the drafting of a policy on access for refugees and internally displaced persons, and the other to the drafting of a legal framework for providing protection and assistance to internally displaced persons. The Comprehensive draft concept papers from the two Experts meetings on the Legal Framework and Access to Post-Primary Education were among the working papers that were discussed at the Experts and ministerial Meeting in Burkina Faso.</p> <p>Organization of the Ouagadougou Ministerial Conference on Refugees, Returnees and Internally Displaced Persons. A Declaration was adopted at the end of the meeting.</p>		

Decisions N° & Title	Implemented Actions taken	Not implemented	Constraints
EX.CL/Dec.243 on the 5th Pan-African Conference of Ministers of Public Service	<p>Meeting organized by the Commission and the NEPAD Secretariat in April 2006 to harmonize their work plan towards the implementation of the Addis Ababa Declaration. The plan was submitted for consideration by the Bureau of the 5th Pan-African Conference at the meeting held in April 2006 at Abuja.</p> <p>Meeting in March 2006 of the Steering Committee of the Capacity Development Programme on Governance and Public Administration Fund.</p>	<p>The transformation of the Pan-African Conference into a specialized technical committee is hinged on the completion of the whole process.</p> <p>The process to institute a mechanism to combat corruption in the public service will start in the second half of 2006.</p>	
EX.CL/Dec.256 on the situation in the Middle East and in Palestine	<p>The situation in the region is being closely monitored and reported to the Executive Council.</p>		
EX.CL/Dec.on the progress report of the African Commission on Human and Peoples' Rights	<p>A brainstorming session was held in Banjul bringing together members of the African Commission on Human and People's Rights and of other Union organs to examine ways and means of strengthening the Commission.</p> <p>Meeting in Banjul of national bodies working in the domain of human rights.</p>		

**HUMAN RESOURCES, SCIENCE & TECHNOLOGY**

Decisions		Implemented			Action Taken	Constraints
No & Title	Action Required	Fully	Partly	Not Implemented		
Decision on a Second Decade of Education for Africa (2006 – 2015) and the framework of the plan of action <b>for the second decade EX/CL/224 (VIII) Rev.2</b>	M/States should devote sufficient resources for the implementation of the Plan of Action  Commission, RECs and M/States are requested to strengthen cooperation as well as support coordination mechanisms for operationalizing the framework of the Plan of Action;		In progress		- 7 Working Groups for 7 focal areas established. with regional representatives - Meeting of W Groups 5-8 June2006 in South Africa. - Two meetings on Higher Education, financed by DfID - IPED is involved in monitoring and evaluation through education observatory. - A meeting with the RECs is planned on 30 June in Banjul.	

Decisions		Implemented			Action Taken	Constraints
No & Title	Action Required	Fully	Partly	Not Implemented		
<b>Decision on the linkage between culture and education</b>	To strengthen the interface between education and culture and give full support to the implementation of programmes and projects to this effect		In progress		Focus on Gender and Culture, languages and African history and geography will be covered under the Curriculum development. Inter-departmental collaboration between the Social Affairs Dep, HRST and Gender is being organized towards implementing this aspect of the Decision.	
Decisions on report of ministers of science and technology <b>Doc. Ex.cl/224 (viii)</b>	To prepare a comprehensive programme for the establishment and funding of Centres of Excellence in Africa for the implementation of Africa's Science and Technology Consolidated Plan of Action		In progress		HRST will utilize the high profile for science and technology, which has been presented by the fact that the January 2007 Summit of Heads of State and Government will have the subject of Science and Technology for Africa's Development	

Decisions		Implemented			Action Taken	Constraints
No & Title	Action Required	Fully	Partly	Not Implemented		
Decision on the report on the outcome of the World Summit on the Information Society (WSIS) – Tunis Phase Ex.cl/238 (viii)	To formalize African Ministerial Conference for Communication and Information technology	Fully			The Commission organized a meeting in Cairo, Egypt on 18-20 April 2006. The African CIT Ministerial Conference adopts the proposed structure as the basis for the functioning of the African Ministerial Conference on Communication and Information Technologies, its related Committees and the Cairo declaration. Further recommends the said documents to the Assembly of the African Union for consideration and endorsement.	

Decisions		Implemented			Action Taken	Constraints
No & Title	Action Required	Fully	Partly	Not Implemented		
Decision on the proposal to establish an African educational, scientific and cultural organization (AFESCO) Doc. Ex.cl/243 (viii) add.10	Request AUC to consider the issue further in cooperation with a Group of Experts to be set up for this purpose	Fully			The AUC has twice written to The Sudan Government through its Embassy in Addis Ababa, to request them to furnish the following information to enable the Commission to implement this decision: - Structure of the proposed organization - Budget requirements - Sources of funding - Proposed collaboration with existing initiatives in education and culture in Africa	So far no response has been received from the Sudan on this matter.

**INFRASTRUCTURE AND ENERGY**

**STATUS OF IMPLEMENTATION OF DECISIONS**

<b>Decisions: No &amp; Title</b>	<b>Decisions: Action required</b>	<b>Implemented (Fully/Partly) (Actions taken)</b>	<b>Not Implemented</b>	<b>Constraints</b>
<p><b>EX/CL/Dec.195 (VII)</b></p> <p>Creation of a Unified Telecommunications Numbering Space for Africa (ATNS)</p>	<ol style="list-style-type: none"> <li>1. Member States and other African operators and service providers to adhere to the Project and participate actively in the feasibility study</li> <li>2. International telecommunications sector actors to support the African Telecommunications Numbering Space (ATNS) Project.</li> <li>3. The Commission and the Inter-Institutional Coordination Committee (IICC) to take all the necessary steps to conduct the feasibility study</li> <li>4. The Commission to submit the Conclusions of the feasibility study to the next meeting of</li> </ol>	<ul style="list-style-type: none"> <li>• The project was presented to the African Telecom Regulators Forum, and The African Ministerial Meeting on NEPAD Infrastructures</li> <li>• Terms of reference for the economic study have already been prepared.</li> <li>• The economic study is planned to be carried out in October and November 2006</li> </ul> <p>Not yet done</p>	<p>Not yet done</p>	<p>Lack of finance to realize all the feasibility studies</p>



Decisions: No & Title	Decisions: Action required	Implemented (Fully/Partly) (Actions taken)	Not Implemented	Constraints
<p><b>EX/CL/Dec.199 (VII)</b></p> <p><b>Transport and the MDGs</b></p>	<p>African Ministers of telecommunications for consideration.</p> <ol style="list-style-type: none"> <li>The Commission to submit the Declaration of the Ministers responsible for Transport and Infrastructure and the Matrix of Transport and Targets as part of the African Common Position on the implementation of the MDGs to the UN MDG Review Conference of September 2005</li> <li>The Commission to coordinate the elaboration of a plan of action for the realisation of the set transport targets.</li> </ol>	<ol style="list-style-type: none"> <li>Done: Submission of Declaration and Targets Matrix to UN MDG Conference: <b>Sept. 2005</b></li> <li>Completion of Action Plan: <b>Dec. 2006</b></li> </ol>		<p><b>Budget constraints</b></p>
<p><b>EX/CL/Dec.208 (VII)</b></p> <p><b>Air Transport</b></p>	<ol style="list-style-type: none"> <li>Implementation of the Sun City Resolution of the Ministers responsible for Air Transport on the Implementation of the Yamoussoukro</li> </ol>	<p>Underway</p>	<p>The Commission and other stakeholders are working on other alternatives to save AFCAC from collapse at the end</p>	<p>Member States have not yet met their financial obligations</p>

Decisions: No & Title	Decisions: Action required	Implemented (Fully/Partly) (Actions taken)	Not Implemented	Constraints
	<p>Decision.</p> <p>2. The Commission, in collaboration UNECA, AFCAC, AFRAA and the RECs to prepare a Common African External Air Transport Policy.</p> <p>3. Member States to pay their full contributions for 2005 as well as arrears in order to sustain AFCAC and enhance its autonomy.</p>	<p>Underway</p>	<p>of ICAO's support in December 2006</p>	

**RURAL ECONOMY AND AGRICULTURE**

**STATUS OF IMPLEMENTATION OF DECISIONS**

Decision Number	Status of Implementation	Constraints
<p><b>Assembly/AU/Dec. 14 (V)</b></p> <p><b>Decision on The Dangers of Imported Seed to Africa</b></p>	<p>The African Seed and Biotechnology Programme (ASBP) was presented to the FAO Twenty-fourth Africa Regional Conference (ARC) of African Ministers which met from 30 to 31 January 2006, in Bamako, Mali. The programme, which was endorsed by the Conference, follows an integrated approach and aims at providing a strategy for the comprehensive development of the seed sector and biotechnology in Africa. The AU Commission is currently working with the FAO to develop a Technical Cooperation Programme (TCP) project, to develop a Plan of Action, which indicates detailed activities, timeframes and allocation of responsibilities for the ASBP. The project should begin in July 2006.</p>	
<p><b>EX.CL/Dec.194 (VII)</b></p> <p><b>Decision on CAADP-Sirte Integration</b></p>	<p>The African Union Commission in collaboration with the NEPAD Secretariat prepared an Integrated Plan for the operationalization of CAADP and Sirte which was presented to and endorsed by Ministers of Agriculture during the AU Conference of Ministers of Agriculture that was held on 31 January to 1 February, 2006 in Bamako, Mali. In the Bamako Meeting, the Ministers called upon the AU Commission to play the leadership role to coordinate the implementation of CAADP-Sirte and support the NEPAD Secretariat and RECs to plan, assess and monitor the progress at continental, regional and national level. As a way forward, AUC and the NEPAD Secretariat held a meeting in Addis Ababa from 27 to 29 May 2006 to harmonize the efforts and establish coordination mechanisms for implementation, resource mobilization, reporting, monitoring and evaluation modalities. To this effect a joint work plan has been developed.</p>	

Decision Number	Status of Implementation	Constraints
<p><b>EX.CL/Dec.250 (VIII)</b></p> <p><b>Decision on the Programme of Action of the African Regional Strategy for Disaster Risk Reduction</b></p>	<p>The AU Commission in collaboration with the UNISDR/Africa Office, convened a consultative meeting with the RECs and Development Partners on May 15-16, 2006, to discuss a strategic approach to the implementation of the decision. In addition, the AU Commission presented the African Regional Strategy of Disaster Risk Reduction at the African Ministerial Conference on the Environment (AMCEN), on May 22-26, 2006 in Brazzaville, Congo.</p>	
<p><b>EX.CL/Dec.259 (VIII)</b></p> <p><b>Decision on the Highly Pathogenic Avian Influenza (HPAI)</b></p>	<p>The AU/IBAR in collaboration with the FAO recruited an Avian flu coordinator for East and Southern Africa (stationed in the AU/IBAR office in Nairobi) and another one in charge of West and Central Africa stationed in Bamako, Mali. Workshops for launching activities of the two offices were respectively held from 18 – 20 January, 2006 in Nairobi, and from 23 – 25 January in Bamako. There are further discussions for the establishment in Cairo of a third office to cover North African countries.</p> <p>When Avian Influenza outbreaks were declared in Northern Nigeria in February, AU/IBAR sent two teams to the country to support the veterinary services in implementing control measures. Shortly thereafter, two other experts from the AU-IBAR office in Bamako were dispatched to Benin, Niger, Chad and Cameroon to help in resource mobilization negotiations with the EU Delegations in the various countries.</p> <p>Discussions between the AU Commission with the African Development Bank led to the formulation of a Memorandum of Understanding to avail to Nigeria and seven other neighbouring countries (Burkina Faso, Ghana, Togo, Benin, Niger, Chad and Cameroon), deemed to be directly exposed to the risk of spreading from the Nigerian outbreaks, an amount of US\$ 500,000 per country.</p>	
	<p>A sub-regional coordination mechanism was set up for the prevention and response to Avian flu within the ECOWAS region and a Ministerial Steering Committee was set up to provide political leadership for the mechanism. A Ministerial Meeting for avian influenza is planned in Abuja, Nigeria on June 23.</p>	

Decision Number	Status of Implementation	Constraints
<p><b>Green Wall for the Sahara Initiative</b></p>	<p>It would be recalled that HE. President Olusegun Obasanjo, President of the Federal Republic of Nigeria, proposed a “Green Wall for the Sahara Initiative” to the 5<sup>th</sup> Ordinary session of Summit in July 2005, which was widely supported. In pursuit of the implementation of the Initiative, the Commission convened two informal contact group meetings to brainstorm on the way forward with the Initiative. Based on the request of these meetings, the Commission has also prepared a Concept Paper, which proposed the creation of a Steering and Technical committees to guide the implementation as well as other technical considerations. Member States in the sahelo-sahara zones that will be affected by the Initiative have been invited to propose representative to the two Committees. The Commission is indeed optimistic about the Initiative and hopes that the African Union, Member States concerned and the development partners will provide sufficient funding for the implementation of the comprehensive action plan that will come out of the consultations of the Technical Committee. The progress report on Green wall Initiative was presented and adopted during the 11<sup>th</sup> Regular session of the Amen Ministerial Council on Environment (AMCEN) meeting held between 21 - 26 May 2006.</p>	

**ECONOMIC AFFAIRS**

**STATUS OF IMPLEMENTATION OF PREVIOUS DECISIONS**

Decisions: NO & title	Status of implementation		
	Implemented (Fully/Partly) (action taken)	Not implemented	Constraints
<p><b>EX.CL/Dec.242 (VIII)</b></p> <p><b>Establishment of Financial Institutions</b></p> <p><b>REQUESTS</b> the Central and West Africa regions to take the necessary steps to communicate the names of the countries hosting the African Monetary Fund and the African Central Bank respectively to the Commission by 31 March 2006;</p> <p><b>ALSO REQUESTS</b> the Commission to take all the necessary steps to set up the Technical Steering Committees in relation to the establishment of the institutions mentioned-above;</p> <p><b>FURTHER REQUESTS</b> the Commission to submit a Report to the next Ordinary Session of the Executive Council.</p>	<p>The following actions were undertaken:</p> <ul style="list-style-type: none"> <li>• Central and West Africa were consulted through the Office of the Chairperson on the countries to host the African Monetary Fund and the African Central Bank respectively. West Africa indicated has communicated that Nigeria was selected but consultations with Mali still need to be finalized.</li> <li>• Names of Experts to seat on the Technical Committees for the three institutions were identified and the Committees have been set up. However, contracts are still be signed pending availability of funds.</li> <li>• A progress report has been submitted for information.</li> </ul>		<p>Financial resources have not been allocated although budgeted for.</p>
<p><b>EX.CL/Dec.260 (VIII)</b> (Africa-EU Dialogue)</p>	<ul style="list-style-type: none"> <li>• The Africa-EU Ministerial Troikas met in Vienna, Austria on 8 May 2006 and adopted a Joint Implementation Matrix, which will be a</li> </ul>		<p>Human resources for follow-up activities.</p>

Decisions: N0 & title	Status of implementation		
	Implemented (Fully/Partly) (action taken)	Not implemented	Constraints
<p><b>DECIDES</b> that the Africa-EU Ministerial Troikas should continue to strengthen the Africa-EU Dialogue and seek ways that could lead to the revitalization of the Follow-up Mechanism provided for in the Cairo Declaration with a view to holding the Africa-EU Summit in the near future;</p> <p><b>INVITES</b> the experts from both sides (Africa/Europe) to develop a joint implementation matrix and study the EU Strategy with a view to translating it into an action plan.</p>	<p>tool for monitoring progress made in implementing decisions and commitments made by both sides. Among other issues, the Ministers discussed the holding of the second Summit possibly in Lisbon in 2007 and agreed to come up with creative mechanisms that would remove the obstacles to the holding of the Summit. The Troikas are also working on a Joint Strategy, which would be submitted to the Summit for approval. These joint activities are meant to deepen the dialogue.</p> <ul style="list-style-type: none"> <li>• The Ministerial Troikas adopted the Joint Implementation Matrix of commitments made by both sides on 8 May 2006. The matrix will facilitate monitoring of the implementation of the commitments. The Troikas at Ambassador level will update the matrix every three months. The Troikas also agreed to commence working on a Joint Strategy, which will use the Joint Matrix and the EU Strategy for Africa as basis. Meanwhile, the Commission has circulated the EU Strategy for Africa to all Member States for their comment.</li> </ul>		

Decisions: NO & title	Status of implementation		
	Implemented (Fully/Partly) (action taken)	Not implemented	Constraints
<p><u>Assembly/AU/Dec.109</u> (VI) Establishment Of A Pan-African Stock Exchange And On The Establishment Of A Fund Within The African Union To Mitigate The Effects of The Increase In Oil Prices On The African Countries):</p> <p><b>DIRECTS</b> the Chairperson of the Commission to take necessary measures to convene a meeting of Experts to consider the two proposals and to report thereon to the 7<sup>th</sup> Ordinary Session of the Assembly in July 2006.</p>	<ul style="list-style-type: none"> <li>• Terms of reference ToRs) for the two studies have been prepared, including the detailed budgets. The ToRs of the oil fund study also benefited from the contribution received from the Africa Energy Commission (AFREC).</li> <li>• Since the two studies were not budgeted for in 2006, the budgets for the two studies were submitted for inclusion in the African Union Commission Supplementary Budget for 2006. Discussions were also held between the Commissioner for Economic Affairs and H.E. the Chairperson of the Commission and the Deputy Chairperson regarding the need to identify funding for the studies as the indications were that these two studies would probably not be included in the supplementary budget.</li> <li>• Regarding the establishment of the stock exchange, a Note Verbale was written to Senegal requesting for information on the study that was commissioned by H. E. President Wade.</li> </ul>		Financial resources not available
<p><b>Ext/EX.CL/ Dec.1 (VIII)</b> on the Budget: <b>FURTHER REQUESTS</b> the Commission in collaboration with the PRC to consider the study on alternative sources of funding the Union and make appropriate recommendations thereon for final decision at the next Summit in 2006</p>	<p>The Commission convened a meeting of governmental experts from 29-30 May 2006 in Addis Ababa to discuss the various options of alternative funding of the AU. The experts examined each option in terms of the advantages and disadvantages, mode of collection and recommendations. The conclusions of the Experts meeting are:</p> <ul style="list-style-type: none"> <li>• The meeting was of the view that the current</li> </ul>		



Decisions: N0 & title	Status of implementation		
	Implemented (Fully/Partly) (action taken)	Not implemented	Constraints
in order to ensure sustainability in funding future Budgets of the Union	<p>system of assessed contribution should be strengthened and allowed to continue and be evaluated as soon as possible. The Commission should consult the countries with difficulties and ascertain how they can be assisted to make their payments. It is also recommended to take into consideration the specificities of the Member State situation particularly countries in conflict and post conflict.</p> <ul style="list-style-type: none"> <li>• After intensive debate on all the proposals particularly looking at the technical obstacles and advantages of each of the proposals, the meeting resolved that there is need for more studies to evaluate their impact on various economies, particularly on national budgets, trade, investment (including legal implications of agreements) and business environment and how the proposals would provide sustainable revenue to the AU. In conducting the studies the Commission should review recommendations stated in the matrix as well as issues raised in the general discussions.</li> </ul> <p>These conclusions will be submitted to the PRC, Conference of Ministers of Finance and Economy, which will be convened after Summit.</p>		<p>The call for further studies entails the need for financial resources that are not budgeted for.</p>

**TRADE AND INDUSTRY**

**STATUS OF IMPLEMENTATION OF DECISIONS**

Decisions: No. & Title	Decisions: Action Required	Implemented (Fully/Partly) (Actions taken)	Not implemented	Constraints
<p><b>Ex.CI/Dec. 253 (VIII)</b> Decision on African Commodities</p>	<p><b>AUTHORIZES</b> the Commission to initiate activities, in collaboration with Member States, RECs, the Common Fund for Commodities (CFC), UNCTAD, FAO, and other relevant organizations to establish a follow-up mechanism to facilitate the implementation of the Arusha Plan of Action on African Commodities;</p> <p><b>REQUESTS</b> the Commission to report regularly to the Executive Council on progress in the implementation of the Arusha Plan of Action.</p>	<p><b>Partly Implemented</b> A Forum of economic operators and experts on commodities was organized in preparation for the launching and establishment of the Pan African Commodity Exchange in Gaborone, Botswana on 8-10 May, 2006;</p> <p>An AUC/RECs meeting was held on 6-8 June 2006 to examine optimal ways of establishing the Panafrican Commodity Exchange</p> <p>Done</p>		<p>This is an on-going process</p>
<p><b>Assembly/AU/Dec.1 (VI)</b> Declaration on the</p>	<p><b>COMMEND</b> the Aid for Trade Initiative and <b>REQUEST</b> that it be endowed with adequate resources, and</p>	<p><b>Partly implemented</b> A retreat of African negotiators and</p>		<p>Reflection and fine-tuning of the document is on-</p>

Decisions: No. & Title	Decisions: Action Required	Implemented (Fully/Partly) (Actions taken)	Not implemented	Constraints
<p>Outcome of the 6<sup>th</sup> WTO Ministerial Conference Held in Hong Kong, China, - 13-18 December 2005</p>	<p>appropriate governance and operational modalities that will enable the initiative serve as an effective instrument for the supply-side capacity building which our countries need in order to use trade for development;</p> <p><b>REQUEST</b> African Trade Ministers and negotiators to remain engaged, vigilant and united and to intensify their efforts in order to ensure that the interests and concerns of Africa are adequately addressed in the final outcome of the Doha Round of WTO negotiations;</p> <p><b>DIRECT</b> the AU Commission to take necessary measures to continue to coordinate Africa's common position and, in collaboration with the ECA and other organizations, give necessary technical support to Member States in the WTO negotiations.</p>	<p>stakeholders was held in Montreux, Switzerland on 7-8 April, 2006; the result was tabled at the 4<sup>th</sup> Conference of Ministers of Trade for further guidance.</p> <p><b>Fully implemented</b> 4<sup>th</sup> Conference of Ministers of Trade was convened in Nairobi on 12-14 April, 2006. Common positions were arrived at resulting in the following outcome documents:</p> <ul style="list-style-type: none"> <li>- Resolution on the rationalization of RECs;</li> <li>- Nairobi Ministerial Declaration on the Doha Work Programme;</li> <li>-Nairobi Declaration on EPAs;</li> </ul> <p>2<sup>nd</sup> meeting of Directors General of Customs convened in Harare, 3-7 April 2006 on Regional Integration</p>		<p>going</p>

**STATUS OF IMPLEMENTATION OF THE DECISIONS ON PEACE AND SECURITY  
OF THE KHARTOUM SESSIONS OF THE EXECUTIVE COUNCIL AND SUMMIT  
June 2006**

<b>Decisions: No. &amp; Title</b>	<b>Decisions: Action Required</b>	<b>Implemented (Fully/Partly) (Actions Taken)</b>	<b>Constraints</b>
<b>EX.CL/Dec.255 (VIII) Decision on a Common African Position on the UN Review Process on the Plan of Action on Small Arms and Light Weapons (DoC.EX.CL/215 (VIII))</b>	Member States to defend Common Position throughout UN Review Process  Commission to take necessary steps to establish legally binding instrument to prevent, combat and eradicate the illicit trade in small arms and weapons	Partly implemented through the submission of Note Verbales to Member States to support the Common Position throughout the UN Review Process  Partly implemented as the process towards designing a legally binding instrument is underway	
<b>EX/CL/Dec.263 (VIII) Decision on the Status of the UN Regional Centre for Peace and Disarmament in Africa (Doc.EX.CL/243 (VIII) Add.7</b>	Examine proposal by Togo and make recommendations on the sustenance of the Centre; and appeal to Member States to make voluntary contributions to the Centre to maintain its operations pending recommendations by the Commission	Partly implemented. The Commission is an active member of the UN Consultative Mechanism, which is seeking to address ways of improving the functioning of the Centre. Note Verbales have been forwarded to Member States to make voluntary contributions to the sustenance of the Centre	No Member State has yet made any concrete contribution to the Centre nor indicated that it seeks to do so.
<b>EX.CL/Dec.271(VIII) Decision on the situation in Côte d'Ivoire</b>	Requests all the Parties concerned to refrain from any action likely to worsen the situation and to commit themselves to the peace process  Urges all the parties to cooperate with UNOCI, the International Working Group (IWG) and the	It should be mentioned that President Olusegun Obasanjo's visit to Abidjan on 18 January 2006, in his capacity as the Current Chairman of the AU and the efforts he deployed helped to calm the situation in the aftermath of the incidents that followed the 15 January 2006 Communiqué of the IWG on the mandate of the National Assembly  AU participation in all meetings of the IWG either at the level of the Commissioner for Peace and Security, or at that of the Special Representative in Côte	As noted by the IWG and PSC, there have been considerable delays in the implementation of the road map; hence the need for more sustained efforts to speed up the implementation so as to ensure the holding of free, transparent and open elections not later than 31 October 2006

Decisions: No. & Title	Decisions: Action Required	Implemented (Fully/Partly) (Actions Taken)	Constraints
	Day-to-Day Mediation	<p>d'Ivoire in order to backstop the peace process</p> <p>Active participation of the AU Liaison Office in Côte d'Ivoire in the activities of the Mediation Group</p> <p>Regular meetings between the Special Representative, Senior Ivorian Officials and other stakeholders as part of implementation of the peace process</p> <p>The Liaison Office to monitor the military, security and humanitarian situation, through field visits among other things</p> <p>The 29 May 2006 meeting of the Peace and Security Council to be devoted to consideration of the situation in Côte d'Ivoire. At that meeting, after expressing its deep concern at the considerable delay in the implementation of the road map adopted by the Government in February 2006, the PSC requested the IWG to submit to it a global evaluation of the situation and to come up with recommendations on how best to speed up implementation of the road map, thereby paving the way of the holding of elections not later than 31 October 2006. Communication was addressed to the IWG co-Chairs in this regard.</p>	
<p><b>EX.CL/Dec.276 (VIII)</b> <b>Decision on the ratification of the Treaty of Pelindaba (Treaty Establishing Africa as a Nuclear Weapon Free Zone)</b> <b>Doc.Ex.CL/243 (VIII)</b> <b>Add.15</b></p>	<p>Call upon Member States that have not yet ratified the Treaty, to do so for the Treaty to enter into force; and on the Commission to follow up on the matter with Member States</p>	<p>The Peace and Security Council held an open meeting on the Pelindaba Treaty on 31 May 2006. In the decision adopted at the end of the meeting, the PSC, <i>inter alia</i>, requested the Member States that have not yet done so to urgently sign and ratify the Treaty and requested the Chairperson of the Commission to take all necessary steps, including through the appointment of a Special Envoy, to speed up to entry into force of Treaty and the signing and ratification by all those concerned of the three Protocols appended to the Treaty. The Commission is following up on the matter.</p>	<p>Only 20 African countries have ratified the Pelindaba Treaty, while 28 instruments of ratification are required for this Treaty to enter into force. Africa is the only one of the regions that have concluded Treaties on Nuclear Weapons-Free-Zones where such an instrument has not yet come into force</p>

Decisions: No. & Title	Decisions: Action Required	Implemented (Fully/Partly) (Actions Taken)	Constraints
<p><b>Assembly/AU/dec.106 (VI)</b> <b>Decision on the election of ten (10) members of the Peace and Security Council of the African Union</b></p>	<p>Election of the Peace and Security Council members for a two-year term: Cameroon Congo (Central), Rwanda Uganda (East), Egypt (North), Botswana, Malawi (South), Burkina Faso, Ghana and Senegal (West)</p>	<p>The new PSC members have taken their seats on 17 March 2006.</p>	
<p><b>EX. CL/Dec.270 (VIII)</b> <b>Decision on Somalia</b></p>	<p>Call on the UN Security Council to authorize an exemption on the arms embargo and decision to establish an AU/IGAD/TFG Panel to undertake a Comprehensive review of the arms embargo</p> <p>Request to the Commission to render all possible support to the TFIs and, together with Member States, to play an advocacy role to ensure adequate support for Somalia by the international community</p>	<p>AU Participated actively in the deliberations of the Panel during its meeting in Nairobi, on 18 April 2006. The Panel endorsed a programme of action on that occasion</p> <p>AU Commission and PSC reiterated request for an exemption to the arms embargo during the visit of the UN Security Council Mission to the AU Headquarters, in early June. Furthermore, the PSC, at its meetings, held on 15 and 19 June 2006, renewed the request for an exemption to the arms embargo.</p> <p>During the period under review, the Commission, including through its Liaison Office in Somalia and the Special Representative of the Chairperson of the Commission, continued to support the TFIs through a variety of means: advocacy, participation in various meetings devoted to the situation in Somalia, including the extraordinary session of the IGAD Council of Ministers held in Nairobi on 13 June 2006, and the meeting of the International Somalia contact group, held in New York on 15 June 2006.</p> <p>Meeting of the PSC of 15 and 19 June 2006, to review the situation in Somalia, during which the Council expressed its full support for the initiatives taken by IGAD, urged the International Community to extend</p>	<p>Need to secure an exemption to the arms embargo to enable IGASOM to deploy. The UN Security Council is awaiting a detailed mission plan to be worked out by the AU and IGAD with and with the broad consensus of the TFIs and consistent with the national security and stabilization plan approved by the Transitional Federal Parliament (TFP) on 14 June 2006</p> <p>Need to mobilize funding and logistical support for IGASOM deployment</p> <p>Precarious security situation on the ground, as a result of which the personnel of the AU Office in Jowhar was evacuated to</p>

Decisions: No. & Title	Decisions: Action Required	Implemented (Fully/Partly) (Actions Taken)	Constraints
		<p>the necessary assistance to the TFIs and requested the Commission to take concrete steps toward the early deployment of IGASOM</p> <p>Convening by the Commission, in consultation with IGAD, of a consultative meeting on Somalia, on 19 June 2006</p> <p>Steps underway for the convening in Nairobi, on 28 – 29 June 2006, of a joint AU/IGAD planning meeting to prepare the ground for IGASOM Deployment and other related tasks. This will be followed by an assessment/reconnaissance mission to Somalia</p>	Nairobi
<p><b>Declaration Assembly/ AU/Decl.3(VI) on the activities of the Peace and Security Council and the states of Peace and Security in Africa</b></p>	<p>Request to the PSC to exert renewed effort to address the scourge of conflicts in Africa and to put a particular emphasis on conflict prevention and post-conflict reconstruction</p>	<p>Since the Khartoum session, the PSC has held 12 formal meetings and 7 briefing sessions devoted to the consideration of the various conflict situations on the continent and other related issues</p> <p>Following the PSC decision of September 2005, the Commission has finalized the draft Policy on post-conflict reconstruction and development, which will be considered by the Executive Council in Banjul.</p> <p>The PSC has reviewed the status of the establishment of the continental peace and security architecture, including the Continental Early Warning System, at its meeting of 21 June and has given directives on the way forward</p>	

Decisions: No. & Title	Decisions: Action Required	Implemented (Fully/Partly) (Actions Taken)	Constraints



**AFRICAN UNION UNION AFRICAINE**

**African Union Common Repository**

**<http://archives.au.int>**

---

Organs

Council of Ministers & Executive Council Collection

---

2006

# Report on the implementation of previous decisions of the executive council and the assembly

African Union

African Union

---

<http://archives.au.int/handle/123456789/4163>

*Downloaded from African Union Common Repository*