

AFRICAN UNION

الاتحاد الأفريقي



UNION AFRICAINE

UNIÃO AFRICANA

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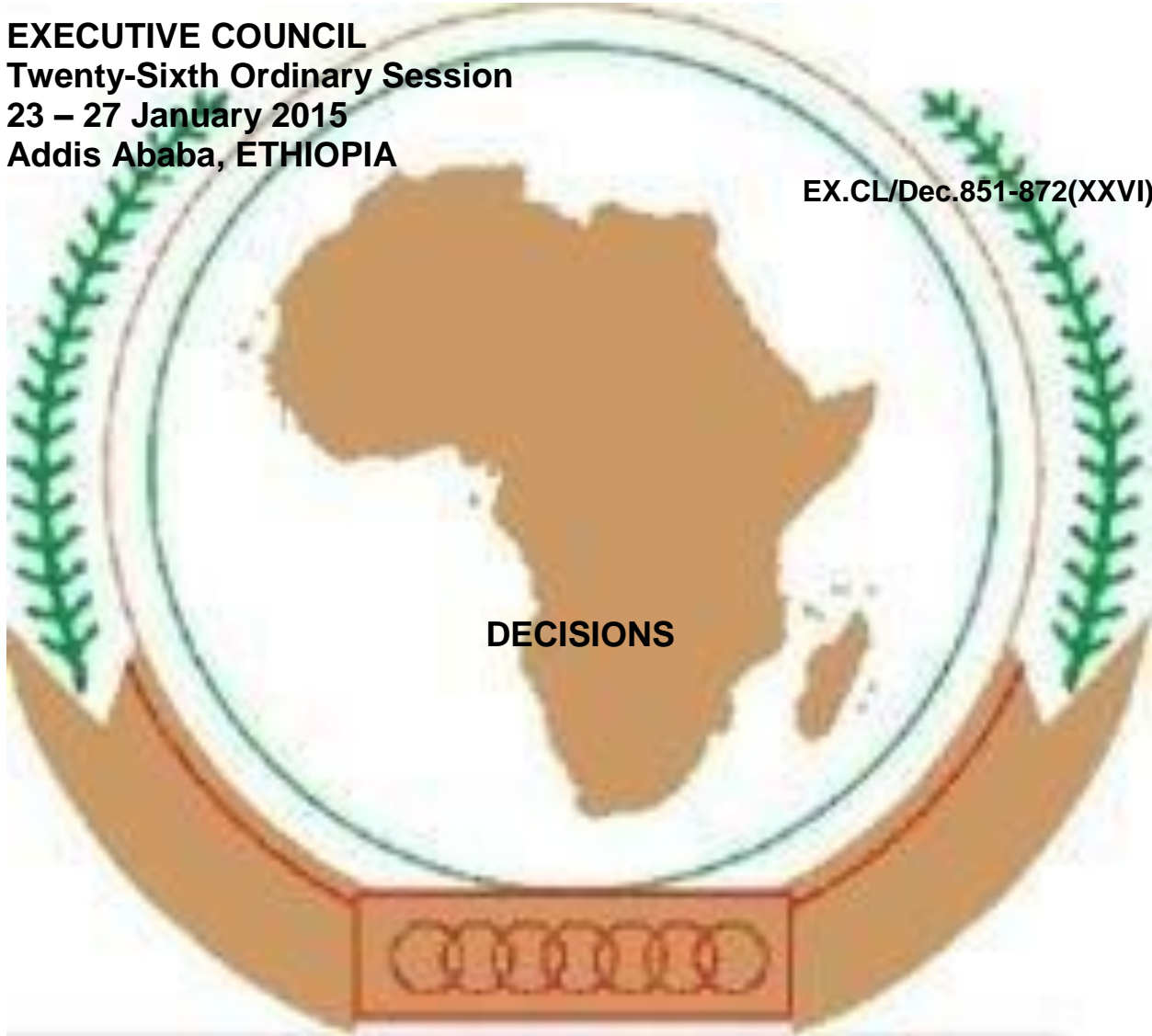
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**EXECUTIVE COUNCIL**  
**Twenty-Sixth Ordinary Session**  
**23 – 27 January 2015**  
**Addis Ababa, ETHIOPIA**

**EX.CL/Dec.851-872(XXVI)**



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**DECISION ON THE SUPPLEMENTARY BUDGET  
OF THE AFRICAN UNION FOR THE 2015 FINANCIAL YEAR  
Doc. EX.CL/864(XXVI)i**

**The Executive Council,**

1. **ENDORSES** a total supplementary budget of **US\$31,037,714.92** broken down into operating budget of **US\$774,310.41** and Programmes of **US\$30,263,404.51**.
2. **ALSO ENDORSES** the breakdown of sources of funding as follows:
  - a) **US\$1,439,410.41** from Member States (Reserves Fund)
  - b) **US\$29,598,304.51** from Partners

Organs/Departments	Reserves (Member States)			Partners		Total		
	Operational	Programs	Total	Programs	Total	Operational	Programs	Total
Medical Center	54,356.00		54,356.00		-	54,356.00	-	54,356.00
AHRD	253,427.06		253,427.06		-	253,427.06	-	253,427.06
Geneva Office	129,000.00		129,000.00		-	129,000.00	-	129,000.00
Cairo Office	20,000.00		20,000.00		-	20,000.00	-	20,000.00
Washington Office	36,066.45	36,400.00	72,466.45		-	36,066.45	36,400.00	72,466.45
PANVAC Office	25,932.90		25,932.90		-	25,932.90	-	25,932.90
Bureau of Deputy Chairperson	60,000.00	66,000.00	126,000.00		-	60,000.00	66,000.00	126,000.00
Office of Legal Council		141,801.00	141,801.00		-	-	141,801.00	141,801.00
Bureau of Chairperson		153,071.00	153,071.00		-	-	153,071.00	153,071.00
Rural Economy			-	682,187.00	682,187.00	-	682,187.00	682,187.00
HRST			-	161,469.00	161,469.00	-	161,469.00	161,469.00
Peace and Security			-	26,975,922.51	26,975,922.51	-	26,975,922.51	26,975,922.51
Social Affairs			-	234,556.00	234,556.00	-	234,556.00	234,556.00
Trade & Industry		267,828.00	267,828.00		-	-	267,828.00	267,828.00
SPPMERM			-	1,544,170.00	1,544,170.00	-	1,544,170.00	1,544,170.00
<b>TOTAL AUC</b>	<b>578,782.41</b>	<b>665,100.00</b>	<b>1,243,882.41</b>	<b>29,598,304.51</b>	<b>29,598,304.51</b>	<b>578,782.41</b>	<b>30,263,404.51</b>	<b>30,842,186.92</b>
<b>OTHER ORGANS</b>								
AU Advisory Board on Corruption	70,020.00		70,020.00		-	70,020.00	-	70,020.00
AUCIL	125,508.00		125,508.00		-	125,508.00	-	125,508.00
<b>TOTAL OTHER ORGANS</b>	<b>195,528.00</b>	<b>-</b>	<b>195,528.00</b>	<b>-</b>	<b>-</b>	<b>195,528.00</b>	<b>-</b>	<b>195,528.00</b>
<b>GRAND TOTAL</b>	<b>774,310.41</b>	<b>665,100.00</b>	<b>1,439,410.41</b>	<b>29,598,304.51</b>	<b>29,598,304.51</b>	<b>774,310.41</b>	<b>30,263,404.51</b>	<b>31,037,714.92</b>

**DECISION ON THE BUDGET OF THE AFRICAN UNION  
FOR THE 2015 FINANCIAL YEAR  
Doc. EX.CL/864(XXVI)i**

**The Executive Council,**

1. **RECALLS** its previous decision **EX.CL/Dec.813(XXV)** authorizing the African Union Commission to mobilize the sum of **US\$149,266,824** from Partners to close the funding gap and report back on the status to the PRC;
2. **TAKES NOTE** of the Report of the PRC on the effort of the Commission in mobilizing resources to close the funding gap;
3. **ENDORSES** the recommendation of the PRC to reduce the Program budget from the initial approval of **US\$ 379,433,721** to **US\$250,349,574** by **US\$129,084,147**;
4. **APPROVES** a new total revised Budget of **US\$393,037,453** broken down as follows:

Organs	Operating Budget					Programs				Total Budget for 2015
	Assessed on MS	Reserve Fund	Acquisition of Property	Partners	Total Operating Budget	Assessed on MS	Women Fund	Partners - Secured	Total Programs	
AUC	93,232,027	5,000,000	4,730,473		102,962,500	7,880,271	205,000	195,231,833	203,317,104	306,279,604
PAP	10,891,648	841,749			11,733,397			17,788,440	17,788,440	29,521,837
AfCHR (The Court)	6,938,014	1,238,140			8,176,154			1,681,511	1,681,511	9,857,665
ACHPR (The Commission)	4,076,044	894,781			4,970,825			951,770	951,770	5,922,595
ECOSOCC	993,710	29,811			1,023,521			-	-	1,023,521
NEPAD	4,410,000	2,896,433		4,251,479	11,557,912			24,487,231	24,487,231	36,045,143
AUCIL	371,024	11,131			382,155			260,392	260,392	642,547
Advisory Board on Corruption	739,436				739,436			1,066,192	1,066,192	1,805,628
Peace & Security Council	-				-	759,253		-	759,253	759,253
ACERWC	241,724				241,724	37,681		-	37,681	279,405
AFREC	900,255				900,255				-	900,255
<b>TOTAL</b>	<b>122,793,882</b>	<b>10,912,046</b>	<b>4,730,473</b>	<b>4,251,479</b>	<b>142,687,881</b>	<b>8,677,205</b>	<b>205,000</b>	<b>241,467,369</b>	<b>250,349,574</b>	<b>393,037,453</b>

5. **FURTHER APPROVES** the breakdown of sources of funding as follows:

Organs	Member States				Total Member States	Partners		Total Budget for 2015
	Assessed on MS	Reserve Fund	Acquisition of Property	Women Fund		Secured	Total Partners	
AUC	101,112,297	5,000,000	4,730,473	205,000	111,047,771	195,231,833	195,231,833	306,279,604
PAP	10,891,648	841,749			11,733,397	17,788,440	17,788,440	29,521,837
AfCHR (The Court)	6,938,014	1,238,140			8,176,154	1,681,511	1,681,511	9,857,665
ACHPR (The Commission)	4,076,044	894,781			4,970,825	951,770	951,770	5,922,595
ECOSOCC	993,710	29,811			1,023,521	-	-	1,023,521
NEPAD	4,410,000	2,896,433			7,306,433	28,738,710	28,738,710	36,045,143
AUCIL	371,024	11,131			382,155	260,392	260,392	642,547
Advisory Board on Corruption	739,436				739,436	1,066,192	1,066,192	1,805,628
Peace & Security Council	759,253				759,253	-	-	759,253
ACERWC	279,405				279,405	-	-	279,405
AFREC	900,255				900,255	-	-	900,255
<b>TOTAL</b>	<b>131,471,087</b>	<b>10,912,046</b>	<b>4,730,473</b>	<b>205,000</b>	<b>147,318,607</b>	<b>245,718,848</b>	<b>245,718,848</b>	<b>393,037,453</b>



**DECISION ON THE ADOPTION OF ANTI-FRAUD  
AND CORRUPTION POLICY  
Doc. EX.CL/864(XXVI)i**

**The Executive Council,**

1. **TAKES NOTE** of the Report of the Permanent Representatives Committee (PRC) on Anti-Fraud and Corruption Policy;
2. **APPROVES** the Anti-Fraud and Corruption Policy of the African Union;
3. **FURTHER AUTHORIZES** the Chairperson of the Commission and the Accounting officer of the Union to follow up the implementation of the policy by all Organs and Institutions of the Union;
4. **CALLS UPON** the PRC to liaise with the Commission in addressing challenges in the implementation of the Decision.





**DECISION ON THE REPORTS OF THE PRC SUB-COMMITTEES**  
**Doc. EX.CL/864(XXVI)iv-xi**

**The Executive Council,**

1. **TAKES NOTE** of the reports of the following PRC subcommittees:
  - A. **ON THE AUDIT OF AUC BUDGET EXECUTION ANALYSIS FOR THE PERIOD 1 JANUARY - 30 JUNE 2014 - Doc. EX.CL/864(XXVI)iv**
2. **CALLS UPON** the Commission to address the issues raised by the PRC Sub Committee on Audit Matters including the following matters:
  - i) the Budget Performance Report should include specific departmental programmes analysis to determine whether the sets of objectives and programmes are achieved;
  - ii) the Commission should address the problem of planning of programs which keeps on affecting the implementation of the programmes;
  - iii) the Office of Internal Audit should also be reporting on the programme performance and the attainment of the objectives instead of reporting only on the financial matters;
  - iv) the Commission should report to Member States on all reforms done in improving internal control systems, including the implementation of the travel policy taking into consideration the AU Staff Regulations and Rules as well as the AU Financial Rules and Regulations;
  - v) the Commission should carry out Systems Audit to ensure more efficiency in its operations.
3. **REQUESTS** the Commission to report on the implementation of this decision during the AU Summit of January 2016;
  - B. **ON MULTILATERAL COOPERATION – Doc. EX.CL/864(XXVI)v**

**TICAD VI**

4. **ENCOURAGES** the candidate Member States to host TICAD VI Summit (The Gambia and Kenya), to finalize their consultations as soon as possible;
5. **REQUESTS** the Commission to engage the co-organisers and the host country for the determination of the date suitable to all stakeholders at the Summit of TICAD VI so as to embark on necessary preparations in this connection;



**Africa-Arab**

6. **INVITES** the Commission and the League of Arab States to mobilize the funds required for the implementation of the consolidated work plan 2014-2016;
7. **WELCOMES** the efforts of the Kuwait in the implementation of this partnership;

**Africa-Turkey**

8. **ENCOURAGES** both parties to intensify their efforts in the implementation of the Plan of Action;
9. **REQUESTS** the Commission to begin preparations for the joint meeting of experts slated for the first quarter 2015 in Turkey in order to finalize the operationalization of the matrix of priority projects adopted in Malabo (Equatorial Guinea) in November 2014;

**Africa-South America (ASA)**

10. **REQUESTS** the Commission:
  - i) to initiate consultations with the South American side for the implementation of the conclusions of the 3rd ASA Summit and the strengthening of this partnership to achieve concrete results;
  - ii) to propose, in cooperation with the South American side, a date for the holding of the 4<sup>th</sup> ASA Summit planned in Quito (Ecuador).

**Africa-China**

11. **URGES** the African side to quickly establish its own Follow up mechanism;

**Africa-Korea**

12. **INVITES** Member States to submit their candidature to host the 4th Africa Forum-Korea;
13. **REQUESTS** the Commission, in collaboration with Korea, to begin preparations for the holding of the meeting of senior officials in March 2015 in Burkina Faso;

**Africa-India**

14. **REQUESTS** the Commission to conduct consultations with India to determine a new date for the holding of the 3rd Summit scheduled in India in 2015;

15. **URGES** the Member States who have been selected to host the Pan-African institutions offered by India to accelerate their operationalization;

### Evaluation of Strategic Partnerships

16. **REQUESTS** the Commission:

- i) to speed up finalization of the study on the evaluation of all Strategic Partnerships, by March 2015, for submission to the Sub-committee on Multilateral Cooperation;
- ii) to prepare a guide on the rules governing the relationship between the AU and the Strategic Partners.

17. **EMPHASISES** the urgent need for strict compliance with the Banjul Formula by all Parties and **STRONGLY APPEALS** to the various Partners to comply with the decisions of the AU within this framework;

### C. ON THE SITUATION OF REFUGEES, RETURNEES AND INTERNALLY DISPLACED PERSONS IN AFRICA - Doc. EX.CL/864(XXVI)vi

18. **ADOPTS** the Report and the recommendations therein, and **TAKES NOTE** of the Report of the Commission on the Humanitarian Situation in Africa covering the period July – December 2014 as well as Member States' observations on the subject;

19. **TAKES SPECIAL NOTE** of the outcomes of the missions undertaken to Madagascar, Zimbabwe, Kenya and Central African Republic which demonstrate the active solidarity of the African Union and all its Member States with the countries affected by the problem of refugees, returnees and internally displaced persons, and by natural disasters;

20. **ENCOURAGES:**

- i) the Sub-Committee, in collaboration with the Commission, to continue to organize such solidarity missions to countries affected by these humanitarian challenges;
- ii) the Sub-Committee to intensify its efforts vis-à-vis Member States at promoting AU legal instruments on humanitarian issues, particularly the AU Convention on the Protection and Assistance of Internally Displaced Persons in Africa.

**21. INVITES:**

- i) the Sub-Committee and the Commission to continue to exert effort for active preparation of a common African position for the World Humanitarian Summit due to be held in Istanbul, Turkey, in June 2016;
- ii) the Commission to continuously update its statistics on refugees, returnees and internally displaced persons through a mechanism for coordination with all the field players, including the concerned Member States, UNHCR and other humanitarian organizations operating in this domain.

**22. REAFFIRMS** the need for all the concerned players to facilitate the delivery of humanitarian assistance in conflict zones;

**23. CALLS UPON** the Commission to submit a report on the situation of refugees, returnees and IDPs in Africa and on progress on the African Common position to the World Humanitarian Summit at the next Ordinary Session of the Executive Council scheduled for July 2015;

**D. ON THE SUB-COMMITTEE ON CONTRIBUTIONS – Doc. EX.CL/864(XXVI)vii**

**24. CONGRATULATES** countries that are up to date with their contributions and **ENCOURAGES** other Member States to pay fully and on time their assessed contributions;

**25. EXPRESSES APPRECIATION** to the development partners for their contributions and **INVITES** them to release their contributions on time to allow the African Union to implement the relevant projects and programmes;

**26. INVITES** Member States to pay their contributions on time and **ENCOURAGES** those that are in arrears to pay the amounts due;

**27. COMMENDS** the Republic of Madagascar for the initiatives taken by honouring 74% of its arrears of contributions and **ENCOURAGES** Madagascar to maintain this momentum and request the latter to approach the Commission to work out the modalities for settling the remaining arrears, and **decide** to remove the temporary exemption instituted on Madagascar;

**28. REQUESTS** Member States totalling two years of arrears to settle their financial commitments within the shortest time to avoid falling under the sanction regime in accordance with the rules in force; in this regard, **REQUESTS** the Ministerial Ad hoc Committee on the Scale of Assessment to examine the possibility of reducing the period of 2 years to 1 year in the context of the strengthening of the regime of sanctions;



29. **IMPOSES** sanctions on the following Member State for non-payment of its assessed contribution:

- 1) Central African Republic;

30. **REQUESTS:**

- i) the Federal Republic of Somalia to find ways and means of paying its arrears before the start of the session of Executive Council and to comply with the Decision EX.CL/Dec.788 (XXIV) of the Executive Council;
- ii) the Commission to find an alternative solution to facilitate payment by the Republic of the Sudan of its contributions to the African Union in a timely manner, taking into account the unilateral sanctions imposed on it, and **URGES** the AU to spare no effort in favour of lifting these sanctions;
- iii) the Commission to constantly update the status of contributions and arrears received and to inform regularly the Member States concerned inviting them to fulfil their obligations;
- iv) the Commission to review the status of contribution to reflect new contributions that would have been received to the account of the Union, before the opening of January 2015 Sessions of the Executive Council and the Assembly.

31. **COMMENDS** the Republic of Sudan for its commitment to the African Union by paying USD 6,000,000 in cash to the Commission in Addis Ababa despite the unjust unilateral sanctions imposed on it;

32. **REQUESTS** the Ad hoc Ministerial Committee on the Scale of Assessment:

- i) to accelerate the process of revision of the scale of contributions of the Member States, taking into account the best international practices and on the basis of the principles of equity and ability to pay;
- ii) to study the possibility of increasing the number of the major contributors from 5-10 on the basis of the principle of ability to pay.

**E. ON HEADQUARTERS AND HOST AGREEMENTS – Doc. EX.CL/864(XXVI)x**

33. **EXPRESSES** its appreciation to the Federal Democratic Republic of Ethiopia, for its commitment as the Host Country, for extending the necessary privileges, facilities and immunities to the African Union and its Member States, in accordance with the Agreement between the African Union and the Federal

Democratic Republic of Ethiopia on the Headquarters of the African Union (Headquarters Agreement);

**34. URGES:**

- i) the Host Country to continue to ensure the effective discharge of its obligations under the Headquarters Agreement;
- ii) the Commission, its staff members and the Member States of the African Union to respect the laws of the host country in accordance with the Headquarters Agreement.

**35. REQUESTS:**

- i) the Host Country to conduct an investigation into the complaint submitted by the State of Eritrea on the alleged violation of the privileges and immunities of its Permanent Representative and his spouse at Bole International Airport on 14 May 2014, and report back to the Sub-Committee before June 2015 and the Commission to submit its report on the incident to the Sub-Committee before June 2015;
- ii) the Host Country to look into modalities for effecting legal money transfer, foreign exchange and remittances;
- iii) Member States, the Commission and its staff members to respect the laws of the host country in accordance with the Headquarters Agreement.

**36. INVITES** both the Commission and the Host Country to continue to engage with a view to ensuring mutual implementation of their respective obligations under the Headquarters Agreement in a predictable manner, and **STRESSES** the need for the Joint Headquarters Implementation Committee to meet regularly in order to follow-up on the effective implementation of the Headquarters Agreement as well as to resolve outstanding cases;

**37. REQUESTS:**

- i) the Commission to conduct study on Host Agreements with all countries hosting AU Organs, Offices and Institutions and present a comparative analysis of the privileges, facilities and immunities to the Sub-Committee in June 2015;
- ii) the Sub-Committee to consider implementation of Host Agreement between the AU and Member States hosting other AU Organs, Offices and Institutions.

**F. ON THE SPECIAL EMERGENCY ASSISTANCE FUND FOR DROUGHT AND FAMINE IN AFRICA – Doc. EX.CL/864(XXVI)xi**

- 38. WELCOMES** the implementation of the Decision EX.CL/Dec.1(XVI) of the Sixteenth Extraordinary Session of the Executive Council by the Commission to expand the mandate of the AU Special Emergency Assistance Fund for Drought and Famine in Africa to include other emergencies and calamities, including public health;
- 39. NOTES WITH CONCERN** the declining level of the fund and the negative impact on the Sub-Committee's ability to execute its mandate, **CALLS ON** Member States to urgently replenish the depleting funds and in addition to provide financial support for sustaining the Fund;
- 40. REQUESTS** the Commission:
- i) in collaboration with the PRC and its Sub-Committee on SEAF, to convene a Pledging Conference in favour of the Fund;
  - ii) to undertake, in cooperation with the PRC and the Sub-Committees on SEAF and on Refugees, the review of the Statute of the Fund with a view to rationalizing the activities and operations of the Sub-Committee on SEAF with those of the Sub-Committee on Refugees, Returnees, IDPs and in charge of natural disasters.

**G. ON THE SUB-COMMITTEE ON NEPAD –DOC. EX.CL/864(XXVI)ix**

- 41. REQUESTS** the NEPAD Agency, in collaboration with the Commission, to harmonize the activities of the partnerships it undertakes with those of the Sub-Committee on Multilateral Cooperation for greater impact and profitability to the Union;
- 42. ENCOURAGES** the dynamics of the already well-established interaction between the NEPAD Agency, the Commission, Member States and RECs, in particular through the software of the agency that is under development and through regular meetings with the PRC;
- 43. UNDERSCORES:**
- i) the need for more platforms such as the Dakar Summit on Funding so as to mobilize more resources for NEPAD flagship programmes;
  - ii) the need to ensure that the contributions of private entities comply with AU interests.



44. **REQUESTS** the NEPAD Agency to work closely with the Commission within the framework of Agenda 2063;
45. **CALLS UPON** Member States to make voluntary contributions to NEPAD;
46. **URGES** Member States to help those affected by Ebola in strengthening public health systems to enable them to respond effectively to the epidemic.

**H. ON THE REPORT OF SUB-COMMITTEE ON AUDIT MATTERS ON THE FINANCIAL STATEMENTS OF AU ORGANS FOR THE YEAR 2013 - Doc. EX.CL/864(XXVI)iv**

47. **TAKES NOTE** of the Report of the Sub-Committee on Audit Matters in relation to the Financial Statements of the AU Organs for the year 2013 as well as AUC Budget Execution, and **ENDORSES** the recommendations contained in the AU Board of External Auditors' Financial Reports relating to the AU Commission (AUC), the African Court on Human and Peoples' Rights (AfCHPR), the Pan African Parliament (PAP), the African Commission on Human and Peoples' Rights (ACHPR) and the NEPAD Agency (NPCA), and **DECIDES** as follows:
- i) AU organs and institutions should provide a Matrix on the Implementation Status of Recommendations of the AU Board of External Auditors during consideration of their annual budgets;
  - ii) AU organs and institutions should ensure that in the preparation of their annual budgets, the expected funding from partners are confirmed in advance before they are included in the proposed budget;
  - iii) The Commission should ensure an effective implementation of the disciplinary system against staff responsible for any wrongdoing in line with the AU Financial and Staff Regulations;
  - iv) The Commission should expedite the conclusions of the various on-going reforms including speeding up the Inventory of Fixed Assets and the recruitment process for vacant positions;
  - v) The Commission should expedite the development of the Annual Operational Plans based on the AU Strategic Plan 2014-2017;
  - vi) The Commission should harmonize and coordinate all internal audit functions of the African Union as enshrined in the Internal Audit Regulations and the Financial Rules and Regulations;
  - vii) The Commission should carry out Systems Audit to ensure more efficiency in its operations.

48. **APPEALS** to the AU Organs to ensure strict compliance with the AU Rules and Regulations in force;
49. **REQUESTS** the AU organs to report on the implementation of this decision during the June/July 2015 AU summit.



**DECISION ON THE REPORT OF THE COMMISSION ON DEVELOPMENT OF  
THE AFRICAN UNION AGENDA 2063 AND THE REPORT OF THE MINISTERIAL  
FOLLOW-UP COMMITTEE ON THE BAHR DAR RETREAT  
Doc. EX.CL/868(XXVI)**

The Executive Council,

1. **TAKES NOTE** of:

- i) the Report of the Commission on the development of the African Union Agenda 2063, as well as the **Agenda 2063 Framework Document; Agenda 2063 Popular Version; and the Agenda 2063 First Ten Year Implementation Plan;**
- ii) the presentations of the Report of the Follow-Up Ministerial Committee on Agenda 2063.

2. **ONCE AGAIN WELCOMES** the consultative nature of the Agenda 2063 Development Process;

3. **EXPRESSES** its appreciation to the Commission for the excellent work accomplished;

4. **ALSO EXPRESSES** its high appreciation to the Ministerial Follow up Committee for its proactive work towards the smooth implementation of the Bahr Dar Ministerial Retreat conclusions of January 2014;

5. **RECALLS** its Decision EX.CL/Dec. 832(XXV) taken at the Ordinary Session held in June 2014 in Malabo, Equatorial Guinea, requesting Member States to conduct national consultations on the Agenda 2063 Framework Document and Popular Version, and to provide inputs to the Commission by 31 October 2014;

6. **RECOMMENDS** the Agenda 2063 Framework Document and Popular Version for **ADOPTION** by the Assembly;

7. **REQUESTS:**

- i) the Commission to intensify measures aimed at popularizing the fifty-year continental agenda;
- ii) Member States and the RECs to accelerate the domestication of Agenda 2063 and integrating it into their respective Development Initiatives and Plans;



- iii) the Commission to finalize all necessary consultations on the First Ten Year Implementation Plan of Agenda 2063 with a view to submitting it at the June/July 2015 meetings of the AU Policy Organs.

**8. TAKES NOTE** of the commendable progress made in the formulation and development of the following Agenda 2063 Flagship projects and promoting reconciliation in Africa:

- i) Integrated High Speed Train Network;
- ii) Great Inga Dam;
- iii) Single African Aviation Market;
- iv) Outer Space;
- v) The Pan African E-Network;
- vi) Creation of an Annual African Consultative Platform;
- vii) Establishment of the Virtual University;
- viii) Free Movement of Persons and the African Passport;
- ix) The Continental Free Trade Area;
- x) Silencing the Guns by 2020;
- xi) Development of a Commodity Strategy;
- xii) Establishment of the Continental financial Institutions, including the African Central Bank by 2030.

**9. REQUESTS** the Commission to:

- i) present detailed road maps for the implementation of each of the flagship projects for consideration by the AU Policy Organs in June 2015;
- ii) ensure that the issues and concerns of African Island and Landlocked States are adequately mainstreamed into all continental frameworks for political, social, cultural and economic development, including the addition of a representative of Island States to the Bahr Dar Ministerial Follow-up Committee;
- iii) facilitate access to funds required by Island States, including under the Agenda 2063 Resource Mobilization Strategy, as well as Climate funds by 2020.

**10. RECOMMENDS** to the Assembly to authorise the convening of a Ministerial Retreat as proposed by the Commission and the Ministerial Follow-Up Committee in between the two summits to brainstorm on the draft 1<sup>st</sup> 10 year Implementation Plan of Agenda 2063 as well as other relevant issues including all flagship projects, and those pertaining to agricultural transformation and eradication of poverty, so as to report at the next Summit in June/July 2015. In the same vein **REQUESTS** the Commission to pursue

consultations with the RECs and other stakeholders so as to gather all contributions from all concerned partners in this process;

11. **UNDERSCORES** the need to undertake the restructuring of the Commission to enable it to carry out the critical mandate linked with the implementation of Agenda 2063 with requisite human and financial resources and institutional capacity. In this regard, **CALLS UPON** the Commission to pursue its efforts in ensuring prudent management of its financial resources and on Member States to fulfil their financial obligations to the AU and **CALLS ON** Partners to release the pledged funds in a timely manner to enable the AU carry out its programmes in a predictable and sustainable manner. In the interim, **REQUESTS** the Commission to establish a temporary structure to oversee the conclusion of the First Ten-Year Plan, and coordinate finalisation of the identified fast track projects;
12. **ALSO CALLS UPON** Member States to take necessary measures for the effective implementation of the 1999 Yamoussoukro Decision on the Liberalisation of Air Transport Markets in Africa and adopt its regulatory texts in this respect;
13. **UNDERSCORES** the need for the continent to fully integrate the Blue Ocean Economy and its great opportunities within the framework of Agenda 2063 through development of requisite expertise;
14. **STRESSES**, at continental and regional levels, the need to ensure smooth division of labour on the basis of the principles of subsidiarity and complementarity among all stakeholders, particularly the AUC, the RECs and the NPCA in Agenda 2063;
15. **TAKES NOTE** of the budgetary requirement of the Pan African E-Network amounting to USD 230,000.00 and **AUTHORISES** the Commission to mobilize resources in this regard;
16. **ALSO TAKES NOTE** of the offer by the Arab Republic of Egypt to host the proposed African Space Agency after the conclusion of the draft space policy that is being developed by the AU Space Working Group as articulated in AU Agenda 2063.

**DECISION ON THE REPORT ON THE IMPLEMENTATION OF THE PREVIOUS  
DECISIONS OF EXECUTIVE COUNCIL AND THE ASSEMBLY  
Doc. EX.CL/870(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the report and the comments of the Member States on the report of the Commission on the implementation of the previous decisions of the Executive Council and Assembly and the recommendations contained therein;
2. **RECALLS** all decisions taken in the past as well as the recommendations of the two retreats of April 2011 and April 2014 between the PRC and the Commission on guidelines and mechanisms required for the preparation, reduction and the implementation of decisions with emphasis on the rationalization of the draft agenda of the two annual summits, the reduction in the number of decisions, the determination of the legal ,financial and structural implications of these decisions and the sources of funding, monitoring and evaluation as well as the deadlines for reporting to organs of the Union on the state of implementation. In this regard, **REQUESTS** the PRC and the Commission to conduct appropriate consultations to make relevant proposals on different aspects;
3. **CONGRATULATES** the 7 Member States which have submitted their reports over the past 6 months (Togo, Uganda, Senegal, Sierra Leone, Mauritius, Guinea and Egypt) and **URGES** all other Member States that have not yet done so to do so in order to enable the Commission to submit a report at the Summit of January 2016;
4. **REQUESTS** the Commission to submit the financial implications relating to the recruitment of a consultant to undertake a study on the State of implementation of all the decisions taken during the last 10 years to appropriate recommendations in this regard.



**DECISION ON THE REPORTS OF AFRICAN UNION  
MINISTERIAL CONFERENCES**

**The Executive Council**

1. **TAKES NOTE** of the reports of the following African Union Ministerial Conferences;
  - A. **ON THE AU CONFERENCE OF AFRICAN MINISTERS OF TRANSPORT (CAMT) Doc. EX.CL/871(XXVI)**
2. **ENDORSES** all the outcomes of the Ministerial Meeting including the road map and the following Regulatory and Institutional texts of the Yamoussoukro Decision:
  - i) Competition Regulations;
  - ii) Dispute Settlement Mechanism;
  - iii) Consumer Protection Regulations; and
  - iv) Regulatory and Enforcement Powers of the Executing Agency.
3. **CALLS UPON** the Member States to give priority and support implementation of the strategic flagship projects of the African Agenda 2063 covering their territories in order to enable the development of a harmonious, integrated and viable transport sector in the continent.
  - B. **ON THE 1<sup>st</sup> AFRICAN MINISTERS OF HEALTH MEETING JOINTLY CONVENED BY THE AUC AND WHO Doc.EX.CL/872(XXVI)**
4. **RECOGNIZES** the need to strengthen the capacity for regulation of medical products in Africa and the harmonization of medicines regulatory systems as a foundation for the establishment of a single medicines regulatory agency in Africa within the context of the African Medicines Regulatory Harmonization Programme, which is part of the framework of the Pharmaceutical Manufacturing Plan for Africa (PMPA);
5. **ENDORSES** the Milestones towards the establishment of the African Medicine Agency (AMA) and **REQUESTS** the Commission, the NEPAD Planning and Coordinating Agency and WHO in collaboration with other stakeholders to:
  - i) define the scope of the medicines or medical products that would be covered by the work of the AMA;
  - ii) Work out detailed modalities, institutional framework, legal and financial implications of the establishment of AMA.

**6. REQUESTS:**

- i) the Commission and WHO in consultation with Member States, to initiate a process towards holding only one annual main gathering of African Ministers of Health under the leadership of the African Union;
- ii) the Commission to submit a progress report on the implementation of this decision to the 29<sup>th</sup> Ordinary Session of the Council.

**C. ON THE REPORT OF THE FOURTH SESSION OF THE AFRICAN UNION CONFERENCE OF MINISTERS OF SOCIAL DEVELOPMENT  
Doc.EX.CL/874(XXVI)**

7. **URGES** Member States that are affected by child marriage to launch the Campaign to End Child Marriage in Africa or scale up activities in their countries and to collaborate with the Commission to communicate a united, amplified voice against child marriage in Africa;
8. **REQUESTS** the Commission, working with Member States, to take the necessary measures to effectively implement the Social Policy Framework for Africa and the African Union Plan of Action on the Family;
9. **UNDERSCORES** the need for good management of all institutions of the African Union and **REQUESTS** the Commission to take all necessary steps to avoid situations similar to that of the African Rehabilitation Institute (ARI);
10. **REQUESTS** Member States to develop minimum social protection packages for vulnerable populations with concrete targets, timeframes and performance indicators;
11. **URGES** Member States that have signed the ARI Agreement to pay at least 30% of their arrears in contributions to the dissolved African Rehabilitation Institute (ARI) in order to liquidate the liabilities owed to deceased, retired and redundant ARI staff.

**D. THE SIXTH SESSION OF THE AFRICAN UNION CONFERENCE OF MINISTERS IN CHARGE OF DRUG CONTROL Doc.EX.CL/875(XXVI)**

12. **UNDERSCORES** the need for greater awareness-building in Member States for effective control of the scourge of drugs in the continent on the basis of AU Plan of Action 2013-2017, with focus on preventive measures and the ways and means to address the root causes of the scourge;
13. **REQUESTS** the Commission to:

- 
- i) facilitate consultations and engagements towards a Common Position for the 2016 United Nations General Assembly Special Session (UNGASS) on Drug Control;
  - ii) conduct independent studies of the nexus of drug trafficking and organised crime and its impact on peace and security, public health and social development in all regions of Africa;
  - iii) Convene the First Session of the Specialized Technical Committee on Health, Population and Drug Control in Addis Ababa, Ethiopia, in 2015 to follow up on the implementation of the outcomes of the Conference and report thereon to the Executive Council.
- 14. CALLS UPON** Member States to take appropriate measures to combat counterfeiting of medicines in Africa and to pursue their consultations to achieve a common position.
- E. THE FIRST SESSION OF THE SPECIALISED TECHNICAL COMMITTEE ON YOUTH, CULTURE AND SPORT - Doc. EX.CL/876(XXVI)**
- 15. ENCOURAGES** all the other STCs, in coordination with the Commission, to take appropriate steps to commence their activities in their various areas of competence;
- 16. REQUESTS** the Commission to:
- i) transmit to the Member States the revised Rules of Procedure of the Specialized Technical Committee on Youth, Culture and Sport (STC-YCS);
  - ii) ensure that all the recommendations are implemented.
- 17. CALLS UPON** Member states to ensure the popularization of the Common Africa Position on Post-2015 Development Agenda and Agenda 2063 in all STC programmes and activities;
- 18. URGES** Member States to pay arrears owed to the Supreme Council for Sport in Africa;
- 19. TAKES NOTE** of the Report on the progress achieved in the preparations for the hosting of the 2015 African Games in Brazzaville;
- 20. WELCOMES** the expressions of interest by Burkina Faso, Angola, Egypt, Gabon and Senegal to host the 2019 African Games and **INVITES** Member States to submit their bid-files for consideration by the African Games Technical Committee by 31 January 2015;



**F. THE 9<sup>TH</sup> ORDINARY SESSION OF THE AU CONFERENCE OF MINISTERS OF TRADE, Doc. EX.CL/878(XXV)**

**On the Continental Free Trade Area (CFTA)**

21. **TAKES NOTE** of the progress made in the Tripartite Free Trade Area Negotiations among the Member States of COMESA, EAC and SADC and of the official launch of the ECOWAS Common External Tariff (CET) with effect from January 2015 and **REITERATES** that functional regional trading arrangements provide a strong basis for the establishment of the CFTA;
22. **REQUESTS** the Commission to convene a Dedicated Session of Senior Officials, preceded by a meeting of trade experts, to consider all the preparatory issues and develop a Road Map towards the launch of the CFTA negotiations for consideration by the Ministers of Trade;

**On Quality Standards**

23. **REQUESTS** the Commission and Quality Infrastructure Institutions in Africa to assess the status of Quality Infrastructure on the Continent and prepare a Strategic Plan on Quality Infrastructure Development in Africa by the end of 2015;

**On WTO Issues**

24. **REAFFIRMS** the need for the Member States to identify key issues in the post-Bali work programme that support and mobilize efforts towards achieving Africa's strategic structural transformation and regional integration agenda;
25. **CONGRATULATES** the Government of the Republic of Kenya for its successful offer to host the 10<sup>th</sup> WTO Ministerial Conference to be held from 15 to 18 December 2015 and **URGES** the African Group in the WTO to work together towards a successful Ministerial Conference;

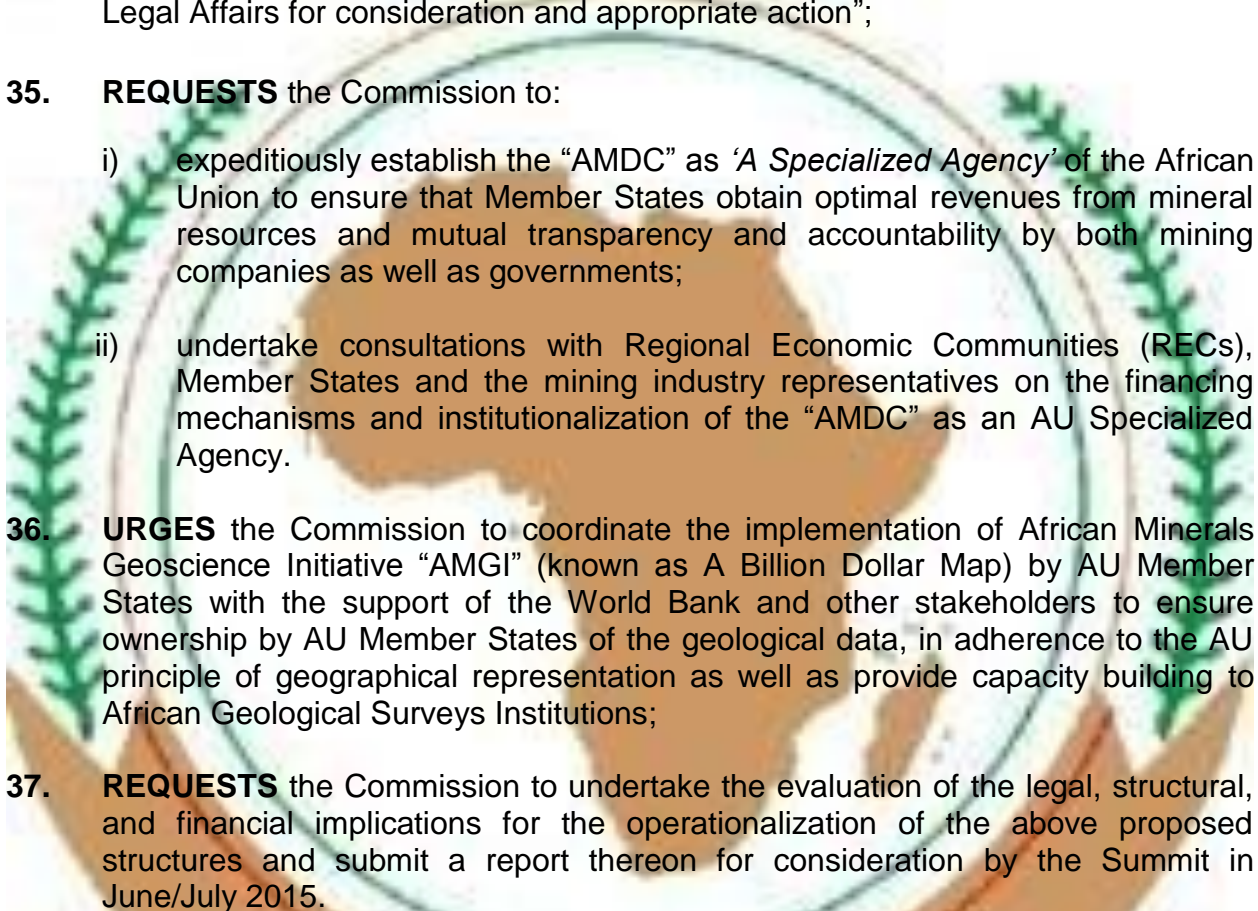
**G. ON THE SEVENTH CONFERENCE OF AFRICAN MINISTERS IN CHARGE OF INTEGRATION (COMAI VII) - Doc.EX.CL/893(XXVI)**

26. **REQUESTS** the Commission:
- i) to develop a communication strategy to popularize implementation of PIDA and identify infrastructure projects specific to landlocked and island countries;
  - ii) to evaluate the implementation of PIDA to address the causes of the existing gap between policy decisions and their implementation, as

illustrated by the lack of and/or non-compliance with the common rules. This activity should also lead to the identification of possible remedial measures;

- iii) to work closely with relevant Stakeholders to develop infrastructure project specific to landlocked as well as Island countries.
27. **TAKES NOTE** of the progress being made on the process of integration on the Continent;
  28. **CALLS FOR** the urgent implementation of quick-wins such as the High Speed Train, the African Passport to serve as catalysts for integration;
  29. **INVITES** Member States to facilitate the financing of infrastructure projects by mobilizing resources on the financial markets and prioritize in their national development plans, trade-related infrastructure, including transport and trade facilitation measures, such as one-stop window border posts, border efficiency boosting projects, and integrated border management systems;
  30. **DECIDES** to establish the African Integration Fund (AIF) with a view to speeding up implementation of the Minimum integration Programme (MIP) and AU priority programs; and **REQUESTS** the Commission to clearly determine the value-addition of the Fund in relation to other existing Funds and identify the linkage between the AIF and other Funds, especially Africa Fund 50;
  31. **APPROVES** the methodology and set of indicators of the African Regional Integration Index (ARII); and **REQUESTS** the Commission and the UNECA to conduct extensive consultations with Member States on regional integration indicators and criteria;
  32. **REQUESTS** the Commission:
    - i) to promote and facilitate the training of Member States and RECs officials in regional integration, among other things, within the framework of AU Pan African University;
    - ii) to take necessary steps, in consultation with all relevant Stakeholders, to prepare the upcoming Conference on Financing the African Integration Projects.
  33. **URGES** Member States to ratify AU Treaties and Protocols and incorporate them into national legislation for policies harmonization at national level;

**H. ON THE REPORT OF THE 1<sup>ST</sup> EXTRAORDINARY SESSION OF THE AU CONFERENCE OF MINISTERS RESPONSIBLE FOR MINERAL RESOURCES DEVELOPMENT (CAMRMRD) ON THE ESTABLISHMENT OF THE AFRICAN MINERALS DEVELOPMENT CENTRE (AMDC) - Doc. EX.CL/877(XXVI)**

- 34. TAKES NOTE** of the draft Statute of the Africa Mineral Development Centre “AMDC and refers it to the Specialized Technical Committee on Justice and Legal Affairs for consideration and appropriate action”;
- 35. REQUESTS** the Commission to:
- i) expeditiously establish the “AMDC” as ‘*A Specialized Agency*’ of the African Union to ensure that Member States obtain optimal revenues from mineral resources and mutual transparency and accountability by both mining companies as well as governments;
  - ii) undertake consultations with Regional Economic Communities (RECs), Member States and the mining industry representatives on the financing mechanisms and institutionalization of the “AMDC” as an AU Specialized Agency.
- 36. URGES** the Commission to coordinate the implementation of African Minerals Geoscience Initiative “AMGI” (known as A Billion Dollar Map) by AU Member States with the support of the World Bank and other stakeholders to ensure ownership by AU Member States of the geological data, in adherence to the AU principle of geographical representation as well as provide capacity building to African Geological Surveys Institutions;
- 37. REQUESTS** the Commission to undertake the evaluation of the legal, structural, and financial implications for the operationalization of the above proposed structures and submit a report thereon for consideration by the Summit in June/July 2015.
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**DECISION ON AFRICA'S CONTRIBUTION TO THE POST- 2015  
FRAMEWORK FOR DISASTER RISK REDUCTION  
Doc. EX.CL/873(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Report of the 5<sup>th</sup> Africa Regional Platform and Third High-level Meeting on Disaster Risk Reduction held in May 2014, and **ENDORSES** the recommendations contained therein and the Summary Statement;
2. **URGES:**
  - i) all Member States and the Regional Economic Communities (RECs) to actively participate in the process leading up to the integration of Africa's Contribution to the Global Post-2015 Framework for Disaster Risk Reduction to be adopted in Sendai, Japan, in March 2015 at the 3<sup>rd</sup> World Conference on Disaster Risk Reduction;
  - ii) Member States, to actively participate, at the Head of State/Government level in the 3<sup>rd</sup> World Conference on Disaster Risk Reduction.
3. **REQUESTS** the Commission to facilitate the review of the Extended Programme of Action for the implementation of the Africa Regional Strategy for Disaster Risk Reduction in line with the forthcoming Global Post-2015 Framework for Disaster Risk Reduction once the latter has been adopted.



**DECISION ON THE AFRICAN UNION ADVISORY  
BOARD ON CORRUPTION  
Doc.EX.CL/879(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Audit report of the Commission and the report of the AU Advisory Board on Corruption as well as comments of Member States in this regard;
2. **EXPRESSES** its grave concern at the alleged misappropriations by the former Executive Secretary of the funds allocated to the AU Advisory Board on Corruption since its installation in Arusha, Tanzania in 2012 with their disastrous consequences likely to seriously tarnish the image of the African Union, as a body established to fight against the scourge of corruption on the continent;
3. **REQUESTS** the Commission:
  - i) the AU Advisory Board on Corruption to urgently put in place an appropriate mechanism for effective collaboration between the two bodies to resolve all outstanding issues relating to the management of the AU Advisory Board on Corruption and report thereon to the June/July 2015 Summit;
  - ii) to accelerate the recruitment of an Executive Secretary for the AU Advisory Board on Corruption and ensure that recruitments made under the supervision of the former Acting Executive Secretary are cancelled and the related posts are re-advertised to attract candidates with the necessary skills and integrity;
  - iii) to take the necessary steps to improve the image of the AU Advisory Board on Corruption by effectively implementing all the recommendations of the audit reports and the final forensic report of experts as initiated by donors on Swedish International Development Agency (SIDA) and the ECA;
  - iv) to initiate appropriate legal action at the Headquarters of the AU Advisory Board on Corruption in Arusha, Tanzania against individuals identified on the basis of evidence obtained through the on-going investigations in this regard;
  - v) to ensure that individuals found guilty by a competent court bear the legal consequences of their actions and repay the misappropriated funds; this will have a deterrent effect on other AU officials and reaffirm the commitment of the African Union to resolutely fight corruption in Africa;

- vi) to take disciplinary sanctions against the officials responsible for embezzlement and misappropriation, in accordance with the AU Staff Regulations and Rules.





**DECISION ON THE ELECTION OF ELEVEN (11) MEMBERS OF  
THE AFRICAN UNION ADVISORY BOARD ON CORRUPTION  
DOC. EX.CL/883(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Report of the Commission on the Election of Eleven (11) Members of the African Union Advisory Board on Corruption (the Board);
2. **ELECTS** the following members of the Board for a **two (2)-year term**:

<b>No</b>	<b>Name</b>	<b>Country</b>
1	Mr. Jacques III ACHIAOU	Cote d'Ivoire
2	Mrs. Akossiwa Antoinette AYENA	Togo
3	Mrs. Angèle BARUMPOZAKO	Burundi
4	Mr. Daniel BATIDAM	Ghana
5	Mr. Jean-Baptiste ELIAS	Benin
6	Mr. Joseph Fitzgerald KAMARA	Sierra Leone
7	Mr. Ekwabi Webster Tekere MUJUNGU	Tanzania
8	Mr. Alhaji Isa Ozi SALAMI	Nigeria
9	Mr. Sefako Aaron SEEMA	Lesotho
10	Mr. John Kithome TUTA	Kenya
11	Mrs. Florence ZIYAMBI	Zimbabwe

3. **RECOMMENDS** the elected members of the Board to the Twenty Fourth Ordinary Session of the Assembly for appointment.

**DECISION ON THE ELECTION OF SEVEN (7) MEMBERS OF THE AFRICAN  
UNION COMMISSION ON INTERNATIONAL LAW (AUCIL)  
DOC. EX.CL/884(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Report of the Commission on the Election of Seven (7) Members of the African Union Commission on International Law (AUCIL);
2. **ELECTS** the following six (6) members of the AUCIL for a **five (5) year term**:

No	Name	Country
1	Mr. Ebenezer APPREKU	Ghana
2	Mr. Mohamed BARAKAT	Egypt
3	Mr. Abdi Ismael HERSI	Djibouti
4	Mr. Sebastião Da Silva ISATA	Angola
5	Mrs. Juliet Semambo KALEMA	Uganda
6	Mr. Cheikh Tidiane THIAM	Senegal

3. **FURTHER DECIDES** to elect **Mrs. Hajer GUELDICH (Tunisia)** for the **remainder of the term** of Mr Rafâa BEN ACHOUR (Tunisia), who was elected for a five (5)-year term by the Twenty-Second Ordinary Session of the Executive Council held in Addis Ababa, Ethiopia, from 21 to 25 January 2013 but recently resigned from the AUCIL;
4. **RECOMMENDS** the elected members of the AUCIL to the Twenty Fourth Ordinary Session of the Assembly for appointment.

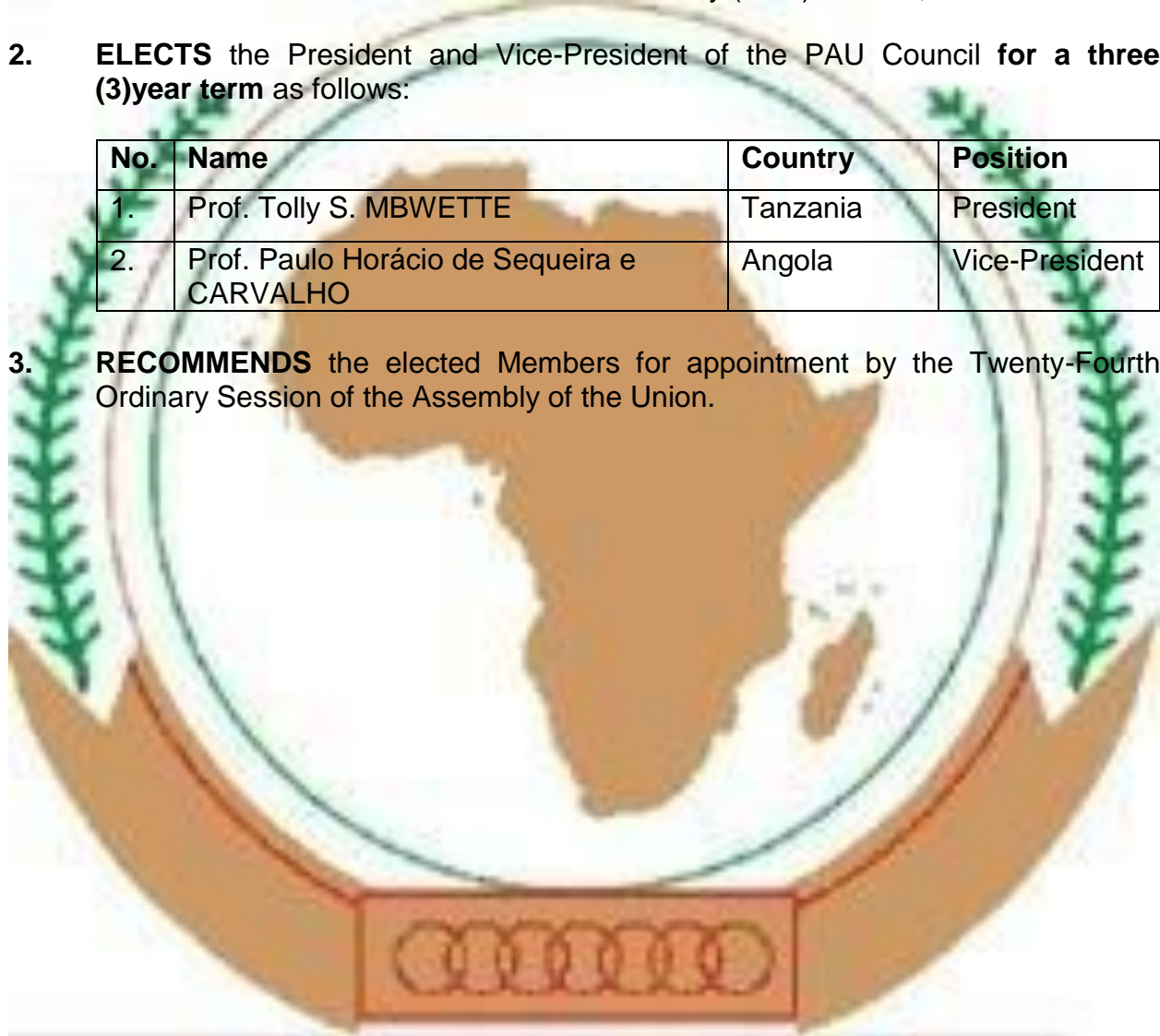
**DECISION ON ELECTION OF THE PRESIDENT AND VICE PRESIDENT  
OF THE PAN AFRICAN UNIVERSITY (PAU) COUNCIL  
Doc. EX.CL/885(XXV)**

**The Executive Council,**

1. **TAKES NOTE** of the Report of the Commission on the Election of the President and Vice President of the Pan African University (PAU) Council;
2. **ELECTS** the President and Vice-President of the PAU Council **for a three (3)year term** as follows:

No.	Name	Country	Position
1.	Prof. Tolly S. MBWETTE	Tanzania	President
2.	Prof. Paulo Horácio de Sequeira e CARVALHO	Angola	Vice-President

3. **RECOMMENDS** the elected Members for appointment by the Twenty-Fourth Ordinary Session of the Assembly of the Union.

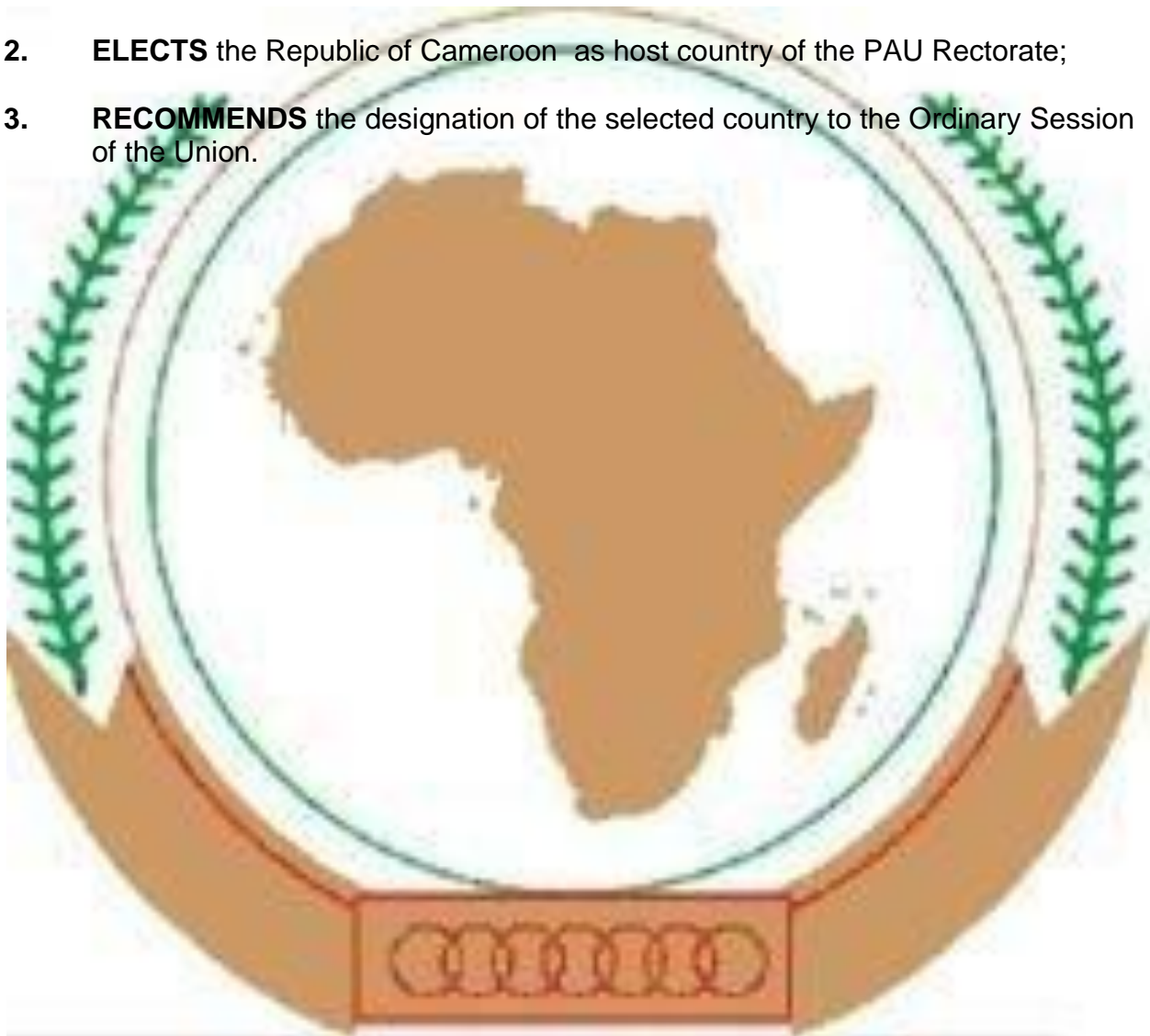




**DECISION ON THE DESIGNATION OF THE HOST COUNTRY OF  
THE PAN-AFRICAN UNIVERSITY RECTORATE  
Doc. EX.CL/886(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the report of the High Level Panel constituted by EX.CL/Dec 829 (XXV) on the Hosting of the Pan-African University Rectorate;
2. **ELECTS** the Republic of Cameroon as host country of the PAU Rectorate;
3. **RECOMMENDS** the designation of the selected country to the Ordinary Session of the Union.



**DECISION ON THE THIRTY-SEVENTH ACTIVITY REPORT OF THE AFRICAN  
COMMISSION ON HUMAN AND PEOPLES' RIGHTS  
Doc.EX.CL/887(XXVI)<sup>1</sup>**

**The Executive Council,**

1. **TAKES NOTE** of the Thirty-seventh Activity Report of the African Commission on Human and Peoples' Rights (ACHPR) and the recommendations therein;
2. **ALSO TAKES NOTE** of the human rights situation in the continent as outlined in the report; **CONGRATULATES** Member States that have taken positive measures to improve their human rights situation and **URGES** all Member States to take necessary concerted measures to address the concerns regarding certain situations of non-respect of human rights;
3. **REQUESTS** the ACHPR and the African Court on Human and Peoples' Right (AfCHPR) to strengthen their relations of collaboration for harmonious discharge of their respective mandate;
4. **NOTES WITH APPRECIATION:**
  - i) the submission by the ACHPR of the first case to AfCHPR; and in that regard, **AUTHORIZES** the Commission to implement the relevant provisions of Executive Council Decisions EX.CL/Dec.824(XXIV) and EX.CL/Dec.351(XI) with regard to members of the Commission representing ACHPR before the African Court;
  - ii) the efforts jointly undertaken by the two organs in the preparations for the celebration of 2016 as the African Year of Human Rights with particular focus on the Rights of Women; and in this regard, **REQUESTS** that the activities in respect of the Year be taken on board during preparation of the 2016 budget.
5. **URGES** the Commission to expedite the recruitment of staff to the vacant positions in ACHPR within the limits of budgetary provisions;
6. **REQUESTS** the ACHPR, in consultation with the host country, to report on progress made regarding the building of permanent headquarters for the ACHPR; Further Requests the Commission in consultation with ACHPR, to report on the progress made in the establishment of the ACHPR as an independent organ of the AU;

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<sup>1</sup> Reservation by Eritrea on paragraph 19.II(a)(v) of the Report

7. **INVITES** the ACHPR to provide the Member States concerned by certain paragraphs of the report and the communications therein for such amendments as are deemed necessary and justified;
8. As regards communications 426/12 and 392/10 concerning the Government of Rwanda, Council **REQUESTS** that the cases in question be expunged from the report of the African Commission for the period June-December 2014 until Rwanda is offered the opportunity of oral hearing on the two cases, as requested through various correspondence to the ACHPR;
9. **AUTHORIZES** the publication of the 37th Activity Report of the ACHPR;
10. **REITERATES** its serious concern at the continued illegal occupation of the territories of Western Sahara which could not be visited by ACHPR in line with Executive Council Decision on the matter, **DEMANDS** expeditious implementation of the various relevant United Nations and African Union Resolutions to actualize as early as possible the long awaited self-determination of the Saharawi people; in that regard, Council **RECOMMENDS** that AU organize some of its activities in the liberated territories of Western Sahara as a demonstration of solidarity with the Saharawi people in their legitimate aspirations<sup>2</sup> ;
11. **RECOMMENDS** to the Assembly of the Union to adopt a special declaration condemning the holding of the Crans Montana Forum in Dakhla in the occupied territory of Western Sahara<sup>3</sup>;
12. **ENCOURAGES** ACHPR to step up field visits to Member States to not only promote respect for human rights but also to establish the facts in cases of alleged human rights violation;
13. **TAKES NOTE** of the proposal of the Republic of Benin calling for the ACHPR to follow up on the issue of abolition of death penalty and submit the Cotonou Declaration adopted on the subject at the next Summit in June/July 2015;
14. **STRONGLY CONDEMNS** the abduction of Chibok girls, women, children and all other persons in the northern part of Nigeria by insurgents and Reiterates the call on Heads of State, the International Community to continue its support to the Government of the Federal Republic of Nigeria, in its efforts to ensure the release of the abducted people and to facilitate a lasting solution to the threat of Boko Haram.

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<sup>2</sup> Reservations by Senegal, Guinea, Cote d'Ivoire, Comoros, Gabon and Cape Verde. Reservation by Benin on the last sentence of paragraph 10 which comprises "Recommends" .

<sup>3</sup> Reservations by Senegal, Burundi, Guinea, Cote d'Ivoire, Comoros and Gabon.



**DECISION ON THE 2014 ACTIVITY REPORT OF THE AFRICAN  
COURT ON HUMAN AND PEOPLES' RIGHTS<sup>1</sup>  
Doc. EX.CL/888(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the 2014 Activity Report of the African Court on Human and Peoples' Rights (the Court), and the recommendations therein as well as the studies undertaken by the Court, in particular:
  - i) The implementation of a concrete mechanism for reporting and follow-up;
  - ii) The institutionalization of a continental judicial Dialogue;
  - iii) The establishment of a Judicial Fund;
  - iv) The 2016 Concept Note as African Year of Human Rights with particular emphasis on Women's Rights.
2. **AUTHORISES** the Court to carry out the activities proposed within this framework of the resources already allocated to it and through mobilisation of voluntary resources of Member States. **APPEALS** to Member States to make voluntary contributions within this framework;
3. **URGES** Member States that have not yet ratified/acceded to the Protocol on the Court to do so and **REQUESTS** them to make a declaration in accordance with article 34 (6) of the Protocol before 1 January 2016;
4. **URGES** Member States to commit unconditionally to, and comply with judgements rendered by the Court;
5. **EXPRESSES** its profound appreciation to the Government of the United Republic of Tanzania for the facilities provided to the Court and measures taken for the construction of a permanent Seat for the Court and **ENCOURAGES** the United Republic of Tanzania to continue its efforts to this end in order to provide the Court with the Seat as soon as possible to facilitate its operation;
6. **REQUESTS** the Court to always ensure that all relevant documents are transmitted in the AU working languages;
7. **ENCOURAGES**, at the same time, Member States to provide all the information requested by the Court within the set deadline;
8. **UNDERScores** the independence of the Court and the consequent need for Member States to provide the Court with sufficient resources for its full operation independently, both with regard to its structures and financial resources and **URGES** the PRC through relevant Sub-Committees concerned to consider the issue within the framework of the 2016 budget.

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<sup>1</sup> Reservation by Libya regarding paragraphs 27,30 and 31 of the Report and the recommendations in paragraphs 78 and 79 thereof

**DECISION ON THE ANNUAL REPORT OF  
THE COMMISSION FOR 2014  
EX.CL/866(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Annual Report of the Chairperson and its Corrigendum;
2. **ALSO TAKES NOTE** of the Commission's work in elaborating the Implementation Strategy and Roadmap to facilitate operationalization of the 2014 Malabo Declaration on Accelerated Africa Agricultural Growth and Transformation for Shared Prosperity and Improved Livelihoods, as well as the Livestock Development Strategy to facilitate fast-tracking of the reforms in the livestock sector and the realization of its full potential; and **ENDORSES** these two strategies;
3. **COMMENDS** the Commission for the quality of the report and in particular its innovative focus on outcomes and results and a shift from activity based reporting;
4. **FURTHER COMMENDS** the Commission and its Chairperson for the activities undertaken and progress made during the reporting period, in line with the Strategic Plan 2014-2017;
5. **COMMENDS** all the Member States that successfully held free and fair elections during the year 2014;
6. **REITERATES** its decision on silencing of the guns on the continent by 2020 as well as its decision on "the Madiba Nelson Mandela Decade (2014 – 2024) of Reconciliation in Africa" and **CALLS UPON** the Commission and all other stakeholders to take the necessary measures to implement these decisions;
7. **REQUESTS** the Commission to give priority to the issue of resource mobilization and alternative sources of funding during 2015 as a way of ensuring predictable and sustainable financing for the organization;
8. **CALLS FOR** the urgent establishment of the post-conflict reconstruction centre and the implementation of the Decisions of the Policy Organs to that effect;
9. **FURTHER CALLS ON** the Commission to take the necessary measures, in collaboration with relevant stakeholders, in ensuring the full operationalization of the African Institute for Remittances (AIR). In this regard, **COMMENDS** the Republic of Kenya for providing the necessary logistics support to enable the take-off of the Institute;
10. **CALLS ON** the Commission to inscribe on the Agenda of the Policy Organs, a stand-alone item on the ICC;

11. **TAKES NOTE** of the progress made in the mediation peace efforts in the intra-South Sudan conflict;
12. **CALLS FOR** enhancement of AU's engagement in the search for a solution to the long conflict in Western Sahara in accordance with Decision EX.CL/Dec.758(XXII) of the Executive Council and other resolutions on the issue;
13. **REAFFIRMS** its support of efforts to find a quick solution to the crisis in Libya and the support of all international initiatives aimed at finding a comprehensive settlement to the said crisis;
14. **CALLS ON** the Commission to accurately reflect all payments of assessed contributions by Member States;
15. **FURTHER CALLS ON** the Commission to submit a report that highlights the successes and challenges encountered in the implementation of the theme of 2014, The Year of Agriculture & Food Security;
16. **CALLS ON** the Commission to submit a report on the celebration of the 50th Anniversary of the OAU/AU.





**DECISION ON THE REPORT OF ALTERNATIVE SOURCES  
OF FINANCING THE AFRICAN UNION  
Doc. EX.CL/869(XXVI)**

**The Executive Council:**

1. **TAKES NOTE** of the Report and **EXPRESSES ITS APPRECIATION** for the efforts put in by the Conference of the AU Ministers of Economy and Finance (CAMEF), the Ministerial Working Group of the CAMEF and the Commission working in close collaboration with the UNECA, towards the implementation of the pertinent decisions of the Assembly on the issue; in this regard, **AGREES** on the urgent need to find a solution to this long-standing issue at the current Summit;
2. **STRESSES** the critical need to ensure that the AU becomes financially autonomous;
3. **URGES** all Member States that have not yet done so, to honour as soon as possible their contributions and arrears to the Union;
4. **RECOMMENDS** that the Assembly reaffirms the principle of Alternative Sources of Funding the Union by its Members States, provided that Member States are given the flexibility of its implementation in accordance with their national imperatives, laws and regulations and constitutional provisions as appropriate;
5. **FURTHER RECOMMENDS** that the Ad-hoc Ministerial Committee on the Scale of Assessment be tasked to pursue consultations in an open-ended manner, with a view to proposing modalities for the implementation of the Alternative Sources of Financing the Union by Member States with particular emphasis on:
  - i) The determination of an appropriate scale of assessment for contribution so that the AU can take charge of its budget in line with the following principles:
    - a) Member States to fund the operational budget at 100%;
    - b) Member States to fund the programme budget at 75%;
    - c) Member States to fund the Peace support operations budget at 25%.
  - ii) Proposing a non-exhaustive and non-binding basket of options, at national, regional and continental levels, by building on the reports of H.E. President Obasanjo and the ministerial Working Group of the CAMEF from which Member States may choose from, in view of the implementation of the Alternative Sources of Financing the African Union, on the understanding that Member States preserve their sovereign rights of adding new options/measures deemed convenient to them;
  - iii) Devising an accountability mechanism to ensure sound, effective and efficient financial management of the Union's budget.

6. **REQUESTS** the Commission to provide all necessary assistance and resources to facilitate the discussions on the above;
7. **REQUESTS** the Ad-hoc Ministerial Committee on the Scale of Assessment to submit its report on the matter at the June/July 2015 Summit.<sup>1</sup>



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<sup>1</sup> Reservation by the Republic of Tunisia on paragraph 7

**DECISION ON THE PROGRESS REPORT OF THE COMMISSION  
ON THE IMPLEMENTATION OF PREVIOUS DECISIONS ON  
THE INTERNATIONAL CRIMINAL COURT (ICC)  
Doc. EX.CL/894(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Report of the Commission on the progress made in the implementation of Decisions on the International Criminal Court (ICC);
2. **RECOMMENDS** to the Assembly to:
  - i) **REITERATE**, the commitment of the African Union and its Member States to fight impunity in accordance with the Constitutive Act;
  - ii) **EXPRESS**
    - a) its deep concern following the summoning of President Uhuru Kenyatta through a decision of the Trial Chamber V (b) of the ICC which did not take cognizance whatsoever of the amendments of the Rules of Procedure and Evidence of the ICC adopted by the 12<sup>th</sup> Ordinary Session of the Assembly of States Parties to the Rome Statute held in the Hague, the Netherlands in November 2013;
    - b) its deep concern regarding the conduct of the Office of the Prosecutor and the Court and the wisdom of the continued prosecution against African Leaders.
  - iii) **COMMEND** President Uhuru Kenyatta for the leadership demonstrated and the unprecedented act of appointing the Acting President so as to respect the Court Summons and protect the Sovereignty of Kenya;
  - iv) **REITERATE** the imperative need for all African States Parties (ASP) to ensure that they adhere and articulate commonly agreed positions at the African Union in line with their obligations under the constitutive Act of the Union;
  - v) **REAFFIRM** the principles deriving from national and International Customary Law by which sitting Heads of State and other senior officials are granted immunities during their tenure in office;
  - vi) **WELCOME** the decision made by the Prosecutor of the International Criminal Court on 5 December, 2014 to withdraw the charges against President Uhuru Kenyatta while regretting the period it took the Office of the Prosecutor to arrive at the decision and the continued prosecution through disclosure of alleged evidence available to the ICC against him;



- vii) **NOTE WITH CONCERN** that the case against the Deputy President William Samoei Ruto is still proceeding before the International Criminal Court and **REITERATE** to the ICC the imperative need to terminate its prosecution against the Deputy President as per the previous decisions;
- viii) **RECALL** its decision Ext/Assembly/AU/Dec.1 particularly 12(i) that African States Parties should comply with African Union decision on ICC and continue to speak with one voice to ensure that African proposals to the amendments to articles 16 and 27 of the Rome Statute of the ICC are considered by the ASP Working Group on amendments as well as by the forthcoming sessions of the Assembly of States Parties to the Rome Statute;
- ix) **EXPRESS** its concern on the failure by the ASP to consider the concerns and proposals for amendments by African Union of the Rome Statute of the ICC during the 13<sup>th</sup> Session of the ASP held in New York from 8 to 17 December, 2014;
- x) **THANK** Member States, African Group in New York and at the Hague ,the Contact Group and other like-minded States Parties to the Rome Statute for their work and continued support in fast-tracking the consideration of African concerns and amendment proposals to the Rome Statute;
- xi) **REGRET** that the AU's endorsement of one person as a sole candidate for the post of judge of the ICC was not respected by some African States Parties;
- xii) **RECALL** its decision Assembly/AU/Dec.529(XXIII) during the 23<sup>rd</sup> Ordinary Session of the Assembly held in Malabo, Equatorial Guinea in June, 2014 adopting the Protocol on Amendments to the Protocol on the Statute of the African Court of Justice and Human Rights to try international crimes;
- xiii) **UNDERScore** the need to expeditiously operationalize the exercise of the jurisdiction of the African Court of Justice and Human Rights to try international crimes through signing and ratification of both the Protocol on the Statute of the African Court of Justice and Human Rights and the Protocol on the Amendments to the Protocol on the Statute of the African Court of Justice and Human Rights by Member States of the African Union and **UNDERLINE** the need to ensure predictable and sustainable funding;
- xiv) **DECIDE** as follows:
- a) to request all concerned to fast track consideration by the ASP Working Group on amendments and by Assembly of States Parties of the African proposals for amendments of the Rome Statute of the ICC;
  - b) to operationalize the exercise of jurisdiction of the African Court of Justice and Human Rights to try international crimes by signing and ratifying the

requisite protocols; and in this respect, to establish a Special Fund and convene a resource mobilization conference to raise funds to initiate and sustain the activities of the African Court on Human and Peoples Rights' proposed Chambers of the International Criminal Law Section as envisaged in Article 19 *bis* of the Protocol on the Amendments to the Protocol on the Statute of the African Court of Justice and Human Rights;

- c) in accordance with its decisions particularly the African States Parties to the Rome Statute reserves the right to take any measures in order to preserve and safeguard peace, security and stability, as well as the dignity, sovereignty and integrity of the continent;
  - d) pursuant to this decision and its previous decisions, to request the ICC to terminate or suspend the proceedings against Deputy President William Samoei Ruto of Kenya until the African concerns and proposals for amendments of the Rome Statute of the ICC are considered;
  - e) in the same vein to request the suspension of proceedings against President Omar Al Bashir and to urge the UN Security Council to withdraw the referral case of the Sudan.
- xv) **COMMEND** the Democratic Republic of Congo for complying with AU Decision for non-cooperation for the arrest and surrender of President Omar Al Bashir of the Republic of Sudan;
- xvi) **REQUEST** the Commission to present a progress report on the implementation of this decision at its 26<sup>th</sup> Ordinary Session in January 2016.



**DECISION ON THE 2ND ECOSOCC PERMANENT  
GENERAL ASSEMBLY**

**The Executive Council,**

1. **TAKES NOTE** of the report of the Chairperson of the Commission on the Implementation of the Malabo Decision EX.CL/Dec.849(XXV) on ECOSOCC Elections;
2. **COMMENDS** the Commission for the timely and effective implementation of the Decision that led to the inauguration of the 2nd ECOSOCC Permanent General Assembly;
3. **REQUESTS ECOSOCC:**
  - i) and the Commission to continue with organizing by-elections for vacant position in the ECOSOCC General Assembly to ensure the widest representation of Member States of the Union within ECOSOCC;
  - ii) and the Commission in close collaboration with Member States to facilitate the establishment of national ECOSOCC Chapters as a framework for accountability of elected members, as well as, a conduit for disseminating information and mobilising support for AU programmes and activities;
  - iii) to play a key role in popularisation of Agenda 2063 and Post 2015 Development Agenda and all important AU policy frameworks.
4. **CALLS UPON** Member States, the PRC and the Commission to take all urgent and necessary measures to facilitate and support the activities of ECOSOCC and its 2nd Permanent General Assembly.



**DECISION ON REPORTS OF THE SPECIAL SESSION OF THE LABOUR  
AND SOCIAL AFFAIRS COMMISSION HELD IN WINDHOEK, NAMIBIA  
FROM 22 TO 25 APRIL 2014 DELIBERATING ON OUAGA+10 ON EMPLOYMENT,  
POVERTY ERADICATION AND INCLUSIVE DEVELOPMENT  
Doc. EX.CL/892(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Reports of the Special Session of the Labour and Social Affairs Commission that took place in Windhoek, Namibia, from 22 to 25 April 2014;
2. **RECOMMENDS** to the Assembly the adoption of the following documents:
  - i) Declaration on Employment, Poverty Eradication and Inclusive Development;
  - ii) Plan of Action for the implementation of the Declaration;
  - iii) Follow-up Mechanism on the implementation of the Declaration and Plan of Action;
  - iv) Labour Migration Governance for Development and Integration.



**DECISION ON THE REPORT OF THE CHAIRPERSON OF THE AFRICAN  
RISK CAPACITY (ARC) GOVERNING BOARD ON THE THIRD  
ARC CONFERENCE ON THE PARTIES**

**The Executive Council,**

1. **TAKES NOTE** of the report and the recommendations contained therein;
2. **COMMENDS** the ARC for the activities already undertaken in favour of African States since its recognition as a Specialised Agency by the AU, and **ENCOURAGES** it to intensify its activities in favour of the States Parties that have signed the ARC Treaty;
3. **ALSO ENCOURAGES** Member States to sign and ratify this Treaty thereby facilitating its operationalisation and to benefit from its activities in the domain of risk management capacity building and insurance against such risks.



**DECISION ON THE AFRICAN CANDIDATURES WITHIN  
THE INTERNATIONAL SYSTEM  
Doc.EX.CL/882(XXVI)**

**The Executive Council,**

1. **TAKES NOTE** of the Report of the Ministerial Committee on African Candidatures within the International System;
2. **ENDORSES:**
  - i) the candidature of ***Ambassador Kongit Sinegiorgis*** of the Federal Democratic Republic of Ethiopia for membership of the **United Nations Joint Inspection Unit** for the period 2016-2021;
  - ii) the candidatures of the ***Republic of Senegal*** for the post of **Non-Permanent Member of the United Nations Security Council** for the period 2016-2017;
  - iii) the candidatures of the ***Arab Republic of Egypt***, for the post of **Non-Permanent Member of the United Nations Security Council** for the period 2016-2017.
3. **TAKES NOTE** and decides to defer consideration of the following candidatures:
  - i) The candidature of **Mrs Mmasekgoa Masire-Mwamba** of the **Republic of Botswana** for election to the post of **Secretary General of the Commonwealth** for the period **2016-2020** during the election to take place in November 2015 at Malta, to the session of June 2015. The Committee noted her endorsement by the African group in London. The Committee urged AU Member States to render political support to this candidate;
  - ii) The candidature of the **Arab Republic of Egypt** for the post of **Member of the UNESCO World Heritage Committee** to the session of June 2015;
  - iii) The candidature of the **Republic of South Africa** for the post of **Member of the Executive Board of UNESCO** for the period **2015-2019** during elections scheduled to take place in Paris at the 38<sup>th</sup> General Conference of UNESCO in November 2015, to *the session of June 2015*,
  - iv) The candidature of the **Republic of Senegal** for the post of **Member of the Executive Board of UNESCO** for the period **2015-2019** during elections scheduled to take place in Paris at the 38<sup>th</sup> General Conference of UNESCO in November 2015, to the session of June 2015;
  - v) the candidature of the **Republic of Seychelles** for the post of **Non-Permanent Member of the United Nations Security Council** for the period **2017-2018**, to the session of January 2016;



- vi) the candidature of the ***Federal Democratic Republic of Ethiopia*** for the post of Non-Permanent Member of the United Nations Security Council for the period 2017-2018, to the session of January 2016;
- vii) The candidature of ***the Republic of Tunisia to the membership of the United Nations Human Rights Council*** for the period 2017-2019 at the elections scheduled for November 2016 at the 71<sup>st</sup>, session of the United Nations General Assembly, to the session of January 2016.

4. **TAKES NOTE** of the candidates presented for the post of President of the AfDB and **DECIDES** that all candidates nominated and interested should submit their applications to the AfDB in accordance with its rules and regulations;

5. **DECIDES** that:

- i) mistakes were made all round regarding the position of Judge to the International Criminal Court to which the DRC candidate was elected;
- ii) no sanctions shall be imposed on the Member States concerned;
- iii) a Working Group of African Permanent Representatives in Addis Ababa shall be set up to study the situation relating to compliance with the Committee's rules of procedure;
- iv) the Working Group shall be composed of representatives of the Republic of Cameroon for Central African region, the Republic of Uganda for Eastern African region, the Republic of The Gambia for Western African region, the Republic of South Africa for Southern African region and the People Democratic Republic of Algeria for Northern African region. The Working Group, which should report at the next session of the Committee, shall be facilitated by the Commission;
- v) the mandate of the Secretariat shall be clearly defined and the Secretariat be provided with the requisite support and resources to discharge its mandate effectively, taking into account the challenges facing the Committee in accessing useful information on details relating to candidatures.

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