

AFRICAN UNION

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EXECUTIVE COUNCIL

Twenty-Ninth Ordinary Session

13 - 15 July 2016

Kigali, RWANDA

EX.CL/Draft/Dec.1-15(XXIX)

DRAFT DECISIONS

DRAFT
DECISION ON THE BUDGET OF THE AFRICAN UNION
FOR THE 2017 FINANCIAL YEAR
Doc. EX.CL/956(XXIX)

The Executive Council,

1. **TAKES NOTE** of the report of the PRC and **ENDORSES** the recommendations contained therein;
2. **APPROVES** a total budget of **US\$782,108,049** for the African Union for year 2017, broken down into **US\$488,525,786** Operating Budget and **US\$293,582,263** Programs to be financed as follows:
 - i) A total amount of **US\$205,149,538** assessed on Member States; and
 - ii) A total amount of **US\$576,958,511** to be raised from International Partners.
3. **FURTHER APPROVES** that the 2017 budget be financed as follows:

Organs	Member States			Partners			Total Budget for 2017		
	Operating Budget	Programs	Total Assessment	Operating	Programs	Total	Operating	Programs	Total 2017
AUC	40,070,933	149,580,665		199,252,631	199,252,631	109,509,732	239,323,563	348,833,295	40,070,933
PAP	15,577,975		15,577,975		6,442,184	6,442,184	15,577,975	6,442,184	22,020,159
AfCHR (The Court)	8,709,318		8,709,318		1,605,966	1,605,966	8,709,318	1,605,966	10,315,284
ACHPR (The Commission)	4,610,969		4,610,969		914,736	914,736	4,610,969	914,736	5,525,705
ECOSSOC	1,119,557		1,119,557			-	1,119,557	-	1,119,557
NEPAD	9,444,778		9,444,778		31,995,633	31,995,633	9,444,778	31,995,633	41,440,411
AUCIL	421,326		421,326		309,960	309,960	421,326	309,960	731,286
Advisory Board on Corruption	1,861,946	534,300	2,396,246			-	1,861,946	534,300	2,396,246
Peace & Security Council	-	1,047,965	1,047,965			-	-	1,047,965	1,047,965
ACERWC	271,838	83,358	355,196		472,360	472,360	271,838	555,718	827,556
SPECIALIZED OFFICES OF THE AU									
AFREC	1,275,699		1,275,699			-	1,275,699	-	1,275,699
IPED	762,647		762,647			-	762,647	-	762,647
CIEFFA	716,656		716,656			-	716,656	-	716,656
PAU	2,531,177		2,531,177			-	2,531,177	-	2,531,177
AIR	763,494		763,494			-	763,494	-	763,494
ACDC	3,971,148		3,971,148			-	3,971,148	-	3,971,148
AOSTI	916,272		916,272			-	916,272	-	916,272
AFRIPOL	948,450		948,450			-	948,450	-	948,450
PEACE OPERATIONS									
AMISOM			-	325,112,803	10,852,238	335,965,041	325,112,803	10,852,238	335,965,041
TOTAL	163,412,983	41,736,556	205,149,538	325,112,803	251,845,708	576,958,511	488,525,786	293,582,263	782,108,049

4. **DIRECTS** the Commission to:
- i) regularly update the PRC on the status of the Reserve and other Funds, on the implementation of both operational and programme budget as well as on the payment of assessed contributions by Member States on a quarterly basis;
 - ii) increase the percentage of the programme budget in relation to the operating budget, with special focus on impactful programmes in the continent;
 - iii) strengthen the role of Internal Program and Budget Committee in its oversight role in enhancing the budget scrutiny;
 - iv) Fast track the operationalization of the Accountability and Oversight Mechanism.
5. **REQUESTS** all the Organs of the Union to improve the quality and harmonize budget presentation from 2018 onwards;
6. **URGES** Member States to honour their commitments and make available funds to the Union in a timely manner.

**DRAFT
DECISION ON FINANCIAL MATTERS**

The Executive Council,

1. **TAKES NOTE** of the Report of the PRC and **ENDORSES** the recommendations contained therein;

A. ON THE AUDIT OF COMMISSION BUDGET PERFORMANCE FOR THE YEAR 2015 AND RECOMMENDATION MATRIX OF 30 APRIL 2016 - Doc. EX.CL/957(XXIX)

2. **REQUESTS:**

- i) The Commission to address the issues raised by the PRC on Audit Matters;
- ii) Departments and organs responsible for implementing pending audit recommendations to take necessary actions to implement so as to enhance improvements in the operations of the organization failing which the sanctions will be applied;

3. **ALSO REQUESTS** the Commission:

- i) to accompany all the recommendations contained in the report with deadlines for implementation;
- ii) to draw up the matrix of implementation of the recommendations in accordance with the relevant decision of the Executive Council Session held in Johannesburg, South Africa in June 2015;

B. ON THE FINANCIAL STATEMENTS OF THE AU ORGANS FOR THE YEAR ENDED 31 DECEMBER 2014 - Doc. EX.CL/957(XXIX)

4. **CALLS UPON** each of the AU organs to address the issues raised under their respective Audited Financial Reports and implement the recommendations contained therein;

5. **REQUESTS** the Chairperson of the Commission to report on the noncompliance to the Executive Council for corrective action;

C. ON MATTERS OF THE BOARD OF EXTERNAL AUDITORS (BOEA)

6. The Terms of Reference (TOR) of BOEA should be reviewed as provided for in the AU Financial rules and regulations;

7. **REQUESTS** the Commission:

- i) To publish the 2014 Audited and Approved Financial Statements of the Union in compliance with IPSAS requirements;
- ii) To report on the implementation of this decision during the AU summit of January 2017.

DRAFT
DECISION ON SPECIALISED TECHNICAL COMMITTEES (STCS)

The Executive Council,

1. **TAKES NOTE** of all the reports of the Specialised Technical Committees and **ADOPTS** the recommendations contained therein;

A. ON Gender Equality And Women Empowerment – Doc. EX.CL/970(XXIX)
2. **TAKES NOTE** of the report of the Specialized Technical Committee on Gender Equality and Women Empowerment held on January 18, 2016 in Addis Ababa, and adopts the recommendations contained in the Communiqué;
3. **REQUESTS** the competent Sub-Committee of the Permanent Representatives Committee to examine recommendation 19 on guaranteeing a gender alternating system in the leadership of the Commission within the framework of the review of the Rules of procedure of the Policy organs;

B. on Finance, Monetary Affairs, Economic Planning and Integration – Doc. EX.CL/971(XXIX)
4. **DECLARES** 2017-2026 as the Decade for repositioning Civil Registration and Vital Statistics (CRVS) in Africa’s continental, regional and national development agenda and **URGES** governments to respond with appropriate action;

C. On Trade, Industry and Minerals – Doc. EX.CL/972(XXIX)
5. **REQUESTS** the Assembly to declare 2019 as the Year of “*Africa’s Structural Transformation through Industrialization and Mineral Resources Development under Agenda 2063*” in commemoration of the 10th Anniversary of the adoption of the AIDA framework.
6. **ALSO REQUESTS** the Commission to mobilise the necessary resources to carry out the following activities:
 - i) Organise meetings of the Sub-Committees on Trade, Industry, Minerals and Directors General of Geological Surveys;
 - ii) Technical studies with pertinent data underlining Africa’s potential in trade, industry and mining sectors in order to boost investments in identified priority sectors including pharmaceuticals;

- iii) In collaboration with UNECA, undertake a study that will enable Africa to formulate a common approach to future Africa-US trade and investment relations including an analysis on the low utilization of AGOA;

D. On Youth, Culture and Sport – Doc. EX.CL/974(XXIX)

7. **REQUESTS** the Commission to expedite the establishment of the African Youth Development Fund and develop clear programs and initiatives to address emerging issues affecting young people, including migration;
8. **CALLS UPON** Member States to engage in the process of development of the African Union Model Law on the Protection of Cultural Property/Heritage through regional consultations to take place in 2016 and 2017 to ensure ownership of the Model Law;
9. **URGES** Member States to:
 - i) comply with UNESCO Convention on Doping and other Instruments to promote a drug free environment in all competitions; and **REQUESTS** the Commission in collaboration with the World Anti-doping Agency (WADA) to convene an Anti-Doping forum to sensitize Member States on the fight against doping in Sport in June 2017;
 - ii) provide technical and financial support to the Great Museum of Africa being established in Algiers, and **RECOMMENDS** that the Great Museum of Africa becomes one of the Flagships programmes for the AU Agenda 2063 in the first ten (10) year plan for the arts and culture sector.
10. **AGREES** to establish a Technical and Advisory Committee composed of Member States, AUC and stakeholders led by Algeria to develop the road-map for the launching of the Great Museum of Africa;
11. **ENDORSES** the offer by Equatorial Guinea to host the 2019 African Games; and **INVITES** Member States to submit bids for hosting the 2023 African Games;
12. **ALSO ENDORSES** the Roadmap and accompanying matrix of key activities as the main guiding framework for the commemoration of the 2017 theme of the year “**On Harnessing Dividend Through Investment in Youth**” and **CALLS ON** all Member States and Regional Economic Communities to be guided by its recommendations and key actions to help position Africa towards harnessing the demographic dividend;
13. **REQUESTS** the Commission to convene **an** extraordinary session of the Specialized Technical Committee on Youth, Culture and Sport (STC-YCS2) in September 2016 to consider the Draft Statute of the African Film Commission and **ACCEPTS** the offer of the Republic of Kenya to host the extraordinary session.

DRAFT
DECISION ON THE REPORT OF THE ACTIVITIES OF THE AFRICAN
COMMISSION ON HUMAN AND PEOPLES' RIGHTS (ACHPR)
Doc. EX.CL/968(XXIX)

The Executive Council,

1. **TAKES NOTE** of the Fortieth (40th) Activity Report of the African Commission on Human and Peoples' Rights (ACHPR) and **AUTHORIZES** its publication;
2. **FURTHER TAKES NOTE** of the human rights situation on the continent as outlined in the 40th Activity Report, **WELCOMES** the positive developments identified and **URGES** Member States to take the necessary measures to address challenges that have been identified in their respective countries;
3. **ENCOURAGES** Member States to ratify and implement all human rights instruments and submit their State Periodic Reports in accordance with Article 62 of the African Charter on Human and People's Rights (African Charter) and Article 26 of the Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa (Maputo Protocol), and **COMMENDS** Member States that are up-to-date in this regard;
4. **CALLS ON** Member States to use the opportunity of the "African Year of Human Rights with Particular Focus on the Rights of Women" to take stock of their progress in the promotion and protection of human rights, **URGES** partners to extend their full support for the successful organization of the commemorative activities, and **EXHORTS** Member States to organise celebrations to mark this auspicious year in their respective countries;
5. **WELCOMES** the development by the ACHPR of the draft Protocol to the African Charter on Human and Peoples' Rights on the Rights of Persons with Disabilities in Africa, the draft Protocol to the African Charter on Human and Peoples' Rights on the Specific Aspects of the Right to a Nationality and the Eradication of Statelessness in Africa and the draft Additional Protocol to the African Charter on Human and Peoples' Rights on the Abolition of the Death Penalty in Africa, and **REQUESTS** the Commission to take the required steps to ensure the processing of these draft instruments in line with the procedures for the development of AU legal instruments;
6. **NOTES** the on-going efforts by the Commission to recruit for various positions at the ACHPR Secretariat and **REQUESTS** the Commission to expedite the process to enable the ACHPR to effectively carry out its mandate;
7. **TAKES NOTE** of the efforts of the Government of the Islamic Republic of The Gambia regarding the construction of the permanent headquarters of the ACHPR's Secretariat and **EXHORTS** the Government to expedite this process to its completion;

8. **TAKES NOTE** of the offer by the Republic of Niger to host the 60th Ordinary Session of the ACHPR and **CALLS ON** other Member States to consider hosting one of the Sessions of the ACHPR, particularly those that have not yet done so.

DRAFT
DECISION ON THE REPORT OF THE AFRICAN COMMITTEE OF EXPERTS
ON THE RIGHTS AND WELFARE OF THE CHILD (ACERWC)
Doc. EX.CL/977(XXIX)

The Executive Council,

1. **TAKES NOTE** of the Report of the African Committee of Experts on the Rights and Welfare of the Child ;
2. **ADOPTS** the Report and commends the Committee for the work done in monitoring the implementation of the African Charter on the Rights and Welfare of the Child;
3. **URGES** Member States who have not yet ratified the Charter, to expedite their ratification process for possible completion before the end of 2016; and State Parties which have placed reservations on the application of the provisions of the Charter to consider the withdrawal of the same;
4. **APPRECIATES** State Parties which have submitted their Reports on the implementation of the African Children's Charter and **CALLS UPON** States Parties that have not yet submitted their reports to expedite the process of submission of their reports;
5. **ADOPTS** the theme for the Day of the African Child 2017: "**The 2030 Agenda for Sustainable Development for Children in Africa: Accelerating protection, empowerment and equal opportunity**" and **REQUESTS** Member States to commemorate the DAC and report on the implementation of the recommendations of the Committee;
6. **STRONGLY URGES** the Government of Tanzania to closely work with the ACERWC and the AUC Department of Social Affairs in protecting the rights and welfare of children with albinism in Tanzania;
7. **RECOGNISES** the need to further reinforce accountability against violations of children's rights;
8. **TAKES NOTE** of the advisory opinion of the African Court on Human and Peoples' Rights;
9. **DECIDES** that the ACERWC be granted a direct access to the African Court on Human and Peoples' Rights.

DRAFT
DECISION ON THE INAUGURAL AFRICAN
ECONOMIC PLATFORM

The Executive Council,

1. **RECALLS** that the African Economic Platform, one of the Flagship Projects in the First Ten Year Implementation Plan, is a forum for regular engagement between the political leadership, business leaders and the private sector, universities and intellectuals, on the implementation of Agenda 2063 and issues of economic transformation and industrialization;.
2. **WELCOMES** the offer by His Excellency, Sir Anerood Jugnauth, Prime Minister of the Republic of Mauritius to host the Inaugural Platform in Mauritius between 10-11 March 2017.
3. **URGES:**
 - i) the Commission, working with the Government of Mauritius and the African Union Foundation to ensure the organization of a successful Inaugural Platform;
 - ii) Member States to mobilise its business and academic sectors, to ensure maximum participation by all stakeholders to the African Economic Platform (AEP).

DRAFT
DECISION ON THE REPORT OF THE COMMISSION OF
THE AFRICAN UNION ON THE DOMESTICATION OF THE FIRST
TEN-YEAR IMPLEMENTATION PLAN OF AGENDA 2063
Doc. EX.CL/963(XXIX)

The Executive Council,

1. **TAKES NOTE** of the Report of the Commission on the domestication of the First Ten-Year Implementation Plan (FTYIP) of Agenda 2063 as work in progress;
2. **CALLS UPON** the Pan African Parliament (PAP) to continue to work with National and Regional Parliaments and ECOSOCC to mobilize its constituency to ensure that Agenda 2063 is integrated as Africa's vision and planning framework through legislative enactment to facilitate institutionalisation;
3. **CALLS UPON** the UN system to continue supporting fully the implementation of the First Ten-Year Implementation Plan and its popularization;
4. **ENCOURAGES** all AU Organs to consider synchronizing the planning cycles with the Ten Year Implementation Plan, by adopting 5-year planning cycles whose dates are synchronized with the FTYIP.

DRAFT
DECISION ON THE REPORT
OF THE COMMISSION ON THE HISSENE HABRE CASE
Doc. EX.CL/986(XXIX)

The Executive Council,

1. **TAKES NOTE** of the Report of the Commission on the implementation of the Assembly decision on the Hissene Habre trial;
2. **CONGRATULATES** the Republic of Chad, the Republic of Senegal, the Commission, AU Partners, Countries and Institutions that contributed to the establishment and funding of the African Extraordinary Chambers towards the successful conclusion of proceedings in the Hissene Habre case;
3. **WELCOMES** the Decision of the African Extraordinary Chambers in the Hissene Habre case;
4. **NOTES** the Commission's effort on the operationalization of the Appeals Chamber of the African Extraordinary Chambers to hear appeals from the decision of the Trial Chamber;
5. Pursuant to Articles 27 and 28 of the Statute of the African Extraordinary Chambers on the need to address reparation for victims and the establishment of a reparation fund for victims, **DECIDES:**
 - i) That a Trust Fund on reparations for rightful victims of crimes within the jurisdiction of the African Extraordinary African Chamber shall be established within the auspices of the Union;
 - ii) To direct the Commission, in collaboration with the Government of Chad, and Senegal, to organize a pledging Conference involving Member States, Partner Countries , international organizations , non-governmental organizations and other entities for voluntary contributions towards the establishment of the victims' reparations Trust Fund;
 - iii) That the Executive Council shall make resources available to the Commission for the organization of the pledging conference.

DRAFT
DECISION ON THE INTERNATIONAL CRIMINAL COURT
Doc. EX.CL/987(XXIX)

The Executive Council,

1. **TAKES NOTE** of the recommendations of the Executive Council on the implementation of Decisions on the International Criminal Court (ICC);
2. **REITERATES** the following:
 - i) The commitment of the African Union and its Member States to the fight against impunity in accordance with the Constitutive Act of the African Union;
 - ii) Its previous Decision Assembly/AU/Dec. 547(XXIV) on the progress Report of the Commission on the Implementation of Previous Decisions on the International Criminal Court (ICC) adopted by the Twenty-Fourth Ordinary Session of the Assembly held in Addis Ababa, Ethiopia, in January 2015, and in particular paragraph 17 (d) suspension of proceedings against President Omar Al Bashir of The Sudan and **URGES** the United Nations Security Council to withdraw the referral case in The Sudan;
 - iii) Its previous decision that the Open Ended Ministerial Committee should meet with the United Nations Security Council (UNSC) to engage on all issues that have been consistently raised by the African Union
 - iv) The need for all Member States to comply with the Assembly Decisions on the warrants of arrest issued by the ICC against President Al Bashir of The Sudan and subsequent ICC notifications to the UNSC of so-called non-complying states pursuant to Article 23 (2) of the Constitutive Act of the African Union and Article 98 of the Rome Statute of the ICC;
 - v) That AU Member States sign and ratify, as soon as possible, the Protocol on Amendments to the Protocol of the African Court of Justice and Human and Peoples' Rights adopted in Malabo (Equatorial Guinea) on 27 June 2014;
3. **WELCOMES** the decision of Trial Chamber of the ICC to terminate the proceedings against the Deputy President of the Republic of Kenya due to insufficient evidence adduced by the Prosecutor, which gives credence to its previous Decision Assembly/AU/Dec. 590 (XXVII) that the continued prosecution of the Deputy President is without foundation given the unambiguous absence of incriminatory evidence;

4. **COMMENDS** the members of the Open ended Committee of Foreign Ministers (“*Open ended Ministerial Committee*”) under the chairpersonship of H.E. Dr. Tedros Adhanom Ghebreyesus, Minister of Foreign Affairs of the Federal Democratic Republic of Ethiopia for the work done so far;
5. **TAKES NOTE** of the upcoming session of the 15th Assembly of the States Parties of the ICC (ASP) scheduled to take place in November 2016 in The Hague and **DECIDES** that:
 - i) At the upcoming 15th ASP in November 2016, African States Parties to the Rome Statute of the ICC should reject the provisional amendment to rule 165 of the Rules of Procedure and Evidence adopted by the judges of the International Criminal Court during their 34th plenary session as this will increase prejudice, may be used to circumvent substantive rights enshrined in the Rome Statute and remove the possibility of the checks and balances in the form of a dissenting opinion;
 - ii) African States Parties to the Rome Statute of the ICC should reject during the consideration and adoption of the draft ICC Action Plan on Arrest Strategies any provision that includes language requiring the UNSC to mandate UN Peacekeeping missions to enforce ICC arrest warrants in Africa because the exercise of arrest is a sovereign power that cannot be delegated to any other authority;
 - iii) The Open Ended Ministerial Committee:
 - a) in its engagement with UNSC, the Assembly of State Parties to the Rome Statute and other stakeholders on AU concerns on the activities of the ICC in Africa, convey that the AU member states object to the inclusion of language requiring the UNSC to mandate UN Peacekeeping missions to enforce ICC arrest warrants in Africa;
 - b) conclude its work on the review the ICC’s interpretation of its power pursuant to Article 93 of the Rome Statute that allows the latter to oblige State Parties to forcibly compel unwilling witnesses to testify before the ICC, with a view to rejecting witness compulsion *in toto* and inform the ICC and the next ASP accordingly;
 - iv) The Commission, through the AU Mission in Brussels, Belgium, will serve as the secretariat to the Open-ended Ministerial Committee and provide institutional support to the African Group in The Hague, Netherlands to ensure effective coordination of its activities;
6. **REQUESTS** the Commission in collaboration with all stakeholders to follow-up on this matter to ensure that the African proposals and concerns are addressed and to report regularly to the Assembly through the Executive Council.

DRAFT
**DECISION ON COMBATTING VIOLENCE AGAINST WOMEN
AND GIRLS IN AFRICA, PARTICULARLY THE ROLE OF
SECURITY ORGANS IN ENDING IT**
Doc. EX.CL/981(XXIX)Add.1

The Executive Council,

1. **TAKES NOTE** of the Item proposed by the People's Democratic Republic of Algeria on «Combatting Violence against Women and Girls in Africa, particularly the Role of Security Organs in Ending It»; and **WELCOMES** the convening in the People's Democratic Republic of Algeria of the Fifth General Assembly of the Kigali International Conference Declaration on 7 and 8 March 2016, in Algiers, and the adoption on that occasion of «the Algiers Platform on the Role of Security Organs in Ending Violence against Women and Girls in Africa»;
2. **RECALLS** Executive Council Decision EX.CL/Dec.842 (XXV) declaring 2016 «African Year of Human Rights, with particular focus on the Rights of Women»;
3. **RECALLS** Decision Assembly/AU/Dec.19(III) of July 2003 endorsing the Draft Maputo Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa, particularly Article 4§2 a), b), c), e) and f) on the prohibition of all forms of violence against women, and appropriate measures to prevent and punish the perpetrators of such violence;
4. **ALSO RECALLS** Declaration Assembly/AU/Decl.12(III) of July 2004 adopting the Solemn Declaration on Gender Equality in Africa, which in Paragraph 4 stipulates «(...) initiate, launch and engage within two years sustained public campaigns against gender-based violence as well as the problem of trafficking in women and girls; Reinforce legal mechanisms that will protect women at the national level and end impunity of crimes committed against women in a manner that will change and positively alter the attitude and behaviour of the African society»;
5. **FURTHER RECALLS** that violence against women constitutes a violation of human rights and an offence to human dignity; and **STRESSES** that violence against women and girls in Africa still constitutes a scourge to which Member States of the African Union should react effectively and resolutely by virtue of their national, regional and international commitments;
6. **FURTHER STRESSES** that effectively combatting violence against women requires a synergy of action between organs responsible for enforcing the law, institutional partners, the civil society, the media, etc.;
7. **NOTES WITH CONCERN** the persistence of acts of gender-based violence committed against women and girls, particularly in countries ravaged by armed conflicts;

8. **REAFFIRMS** in this context, as underscored by the Algiers Platform, the key role of security services in Africa, with the support of AFRIPOL, in terms of exchange of information, capacity building, sharing of experiences and good practices, and the development of databases, particularly data on violence against women and girls in the Continent;
9. **ENDORSES** «the Algiers Platform on the Role of Security Organs in Ending Violence against Women and Girls in Africa»; **APPROVES** the recommendations contained therein and **INVITES** Member States to implement them, particularly through, *inter alia*:
 - a) **Adoption** of legal frameworks on violence against women and girls and the adaptation of ratified international and regional instruments in order to end such violence and facilitate investigations, legal proceedings and care for victims;
 - b) **Elaboration** of programmes of action aimed at eliminating all forms of violence against women, in accordance with Agenda 2063 and the Sustainable Development Goals;
 - c) **Development** of the professionalism of African security organs with a view to strengthening their effectiveness by promoting the different partnership formulas, and improving data collection for the elaboration of adequate policies to end violence against women and girls and **Encourage** policies for the recruitment of women at all levels of security organs, while ensuring their access to posts of responsibility;
 - d) **Adoption** of appropriate measures to improve cooperation between the security services of Member States of the African Union, through the African Mechanism for Police Cooperation (AFRIPOL), particularly in terms of exchange of information, capacity building, sharing of experiences and good practices, and the development of databases, including data on violence against women and girls, provided for under the 2016-2018 Plan of Action, as well as the **Harmonization** of Standard Operation Procedures, joint training and simulation exercises in order to end violence against women and girls in the Continent.
10. **REQUESTS** the African Union Commission, in collaboration with its development partners as well as other stakeholders, to launch an African media campaign on sensitization about violence against women and girls, particularly in cyberspace to mitigate its impact on potential targets;

DRAFT
DECISION ON THE REPORT ON THE ECONOMIC, SOCIAL
AND CULTURAL COUNCIL (ECOSOCC)
Doc.EX.CL/976(XXIX)

The Executive Council,

- 1. TAKES NOTE** of the report of ECOSOCC and the recommendations contained therein as well as the observations and comments of Member States;
- 2. REQUESTS** the Commission and ECOSOCC to work closely to overcome all difficulties related to access to the World Bank funds and other partners funds;
- 3. ALSO REQUESTS** the Commission to work in close collaboration with the Commission to finalise the relocation process of ECOSOCC Secretariat to Lusaka, Zambia.

DRAFT
DECISION ON THE HOSTING OF THE AFRICA-EU SUMMIT

The Executive Council,

- 1. TAKES NOTE** of the offer by Cote d'Ivoire to host the 2017 Africa-European Union Summit;
- 2. CONGRATULATES** Cote d'Ivoire for its offer which is an honour to the entire continent;
- 3. RECOMMENDS** to the Summit to accept the offer by Cote d'Ivoire to host the 2017 Africa-European Union Summit.

DRAFT
DECISION ON THE OVERSIGHT AND ACCOUNTABILITY MECHANISM(S)
Doc. EX.CL/984(XXIX)

The Executive Council,

1. **TAKES NOTE** of the Report of the Ministerial Committee on the Review of Scale of Assessment and Contributions;
2. **RECALLS** Assembly Decisions Assembly/AU/Dec. 561(XXIV), Assembly Decisions Assembly/AU/Dec. 578 (XXV); Assembly Decisions Assembly/AU/Dec. 602 (XXVI);
3. **RECALLS** Executive Council Decisions EX.CL/Dec. 867, EX.CL/Dec. 893(XXVII) and Executive Council Decision EX.CL/Dec. 915(XXVIII);
4. **REAFFIRMS** the necessity for the Union to become financially independent, enhance its efficiency and take concrete steps to improve the overall financial and administrative management;
5. **EXPRESSES** its concern over the non-compliance of some Member States with regard to their Statutory obligations to pay their assessed contributions as and when due and the persistent pattern of arrears which is impacting adversely on the financial situation of the Union;
6. **URGES** Member States to pay their statutory obligations with regard to their assessed contributions in a timely manner and to endeavor to clear all outstanding contributions urgently;
7. **REAFFIRMS** the principle of Alternative Sources of Financing the Union by its Member States and the flexibility that has been afforded to them for its implementation in accordance with their national imperatives through non-binding and non-exhaustive basket of options;
8. **TAKES COGNIZANCE of** the major aspirations of the Union including the implementation of the Agenda 2063 and **RECOGNIZES** in this regard, the necessity to improve the financial, administrative and budgetary processes of the Union;
9. Pursuant to EX.CL/915(XXVIII) instituting a sound and credible accountability and oversight mechanism through the establishment of the PRC Sub-Committee on General Supervision and Coordination on Budgetary, Financial and Administrative Matters and the PRC Sub-Committee on Budgetary Matters, as well as the restructuring of the Ad Hoc Ministerial Committee on Scale of Assessment and the revision and alignment of mandates of other relevant sub-Committees and mechanisms;
10. **ADOPTS** the Terms of Reference of:

- (i) the PRC Sub-Committee on General Supervision and Coordination on Budgetary, Financial and Administrative Matters; and
- (ii) the PRC Sub-Committee on Budgetary Matters.

The Terms of Reference of the PRC Sub-Committee on General Supervision and Coordination on Budgetary, Financial and Administrative Matters and the PRC Sub-Committee on Budgetary Matters, are annexed to this decision as Annex 1 and 2 respectively.

11. **REQUESTS** the Ministerial Committee on Scale of Assessment and Contributions to continue its work with a view to finalizing the review and alignment of the mandates of other relevant Sub-Committees and Mechanisms and clarify their interactions with the PRC Sub-Committee on General Supervision and Coordination on Budgetary, Financial and Administrative Matters and the PRC Sub-Committee on Budgetary Matters;
12. **FURTHER REQUESTS** the Ministerial Committee on Scale of Assessment and Contributions to develop its Terms of Reference including by reinforcing the sanction regime governing the statutory contributions of Member States;
13. **ALSO REQUESTS** the Commission particularly the Office of the Legal Counsel to provide all the necessary support with a view to finalizing the tasks entrusted to the Ministerial Sub-committee on the Scale of Assessment and Contributions;
14. **REQUESTS** the Ministerial Committee on the Scale of Assessment and Contributions to finalize its work on the implementation of EX.CL/ 915(XXVII) and Assembly decision Assembly/AU/Dec.602(XXVI) and report on the matter in January 2017.

DRAFT
DECISION ON THE ACTIVITY REPORT OF THE AFRICAN UNION
COMMISSION ON INTERNATIONAL LAW (AUCIL)
Doc. EX.CL/978(XXIX)

The Executive Council,

- 1. TAKES NOTE** of the Activity Report of the African Union Commission on International Law (AUCIL) for the period May 2015 to June 2016 together with the recommendations contained therein;
- 2. REQUESTS** AUCIL to focus its reports in line with its mandate which, among others, includes developing and codifying international law, and aligning AU treaties and protocols with the vision of Agenda 2063;
- 3. FURTHER REQUESTS** the AUCIL to conduct an accurate and detailed assessment of financial and human resource needs, including activities;
- 4. URGES** Member States to pay greater attention to AUCIL activities by participating in its deliberations;

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DECISION ON THE COMMON AFRICAN POSITION
ON THE THIRD UNITED NATIONS CONFERENCE ON HOUSING
AND SUSTAINABLE URBAN DEVELOPMENT (HABITAT III)
IN QUITO, ECUADOR, 17 - 20 OCTOBER 2016
Doc. EX.CL/962(XXIX)

The Executive Council,

1. **RECALLS** the convening of the Third United Nations Conference on Housing and Sustainable Urban Development to be held from 17 – 20 October 2016, in Quito, Ecuador;
2. **FURTHER RECALLS** the on-going preparatory processes leading to the Habitat III Conference and the need for Africa to engage effectively with one voice to secure her priorities in the outcome document;
3. **COMMENDS** the efforts made by the Specialized Technical Committee on Public Service, Local Government, Urban Development and Decentralization in collaboration with the African Union Commission and with technical support from the Economic Commission for Africa and the United Nations Human Settlement Program (UN-HABITAT) to develop a coordinated framework for Africa's engagement in the Habitat III Process;
4. **FURTHER COMMENDS** the Federal Government of the Republic of Nigeria, in conjunction with other relevant actors, for hosting and supporting the African Ministerial Conference on the Third United Nations Conference on Housing and Sustainable Urban Development held from 21 -26 February 2016, in Abuja, Nigeria.
5. **REITERATES** the commitment to strengthening the United Nations Human Settlement Program (UN-Habitat) in Nairobi as the global anchor institution that leads and coordinates the United Nations system wide implementation on the mandates of urbanization and human settlements included in the Agenda 2030 for sustainable development, the Paris Agreement to the United Nations Framework Convention on Climate Change, the Sendai Framework on Disasters and Risks Reduction, and the New Urban Agenda;
6. **DECIDES TO:**
 - (i) Take note of the Abuja Declaration on the Third United Nations Conference on Housing and Sustainable Urban Development on the Common African Position;

- (ii)** Adopt the Common African Position (CAP H3) as contained in the Abuja Declaration as the Position to be used by all High Level Government representatives and negotiators for engagements in the Habitat III preparatory processes and at the Conference to be held in October 2016 in Quito, Ecuador.

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