

AFRICAN UNION

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**REPORT ON ELECTION OF SIX (6) MEMBERS OF THE AFRICAN
UNION COMMISSION ON INTERNATIONAL LAW (AUCIL)**

REPORT ON ELECTION OF SIX (6) MEMBERS OF THE AFRICAN UNION COMMISSION ON INTERNATIONAL LAW (AUCIL)

1. The election of Members of the African Union Commission on International Law (AUCIL) is governed by the provisions of the Statute of the AUCIL and the Rules of Procedure of the Executive Council.

2. The AUCIL was established on the basis of Article 5(2) of the Constitutive Act of the African Union as an advisory organ of the Union. The Statute of the AUCIL under Article 3 provides that the AUCIL membership consists of eleven (11) members, who have *“recognised competence in international law, who are nationals of Member States and who shall serve in their personal capacities.”* Furthermore, Article 3 (2) of the Statute states that the AUCIL shall not include more than one (1) national from the same State.

3. Pursuant to the provisions of Article 12 (2) of the Statute, the AUCIL Members are elected for a period of five (5) years and are eligible for re-election only once.

4. The Commission would like to inform the Executive Council that the terms of office of the following six (6) Members of AUCIL who were elected in January 2015 for a five-year term and January 2017 for a three-year term¹, respectively, shall expire in January 2020:

1. Ms, Kathleen Quartey Ayensu (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)

5. Candidated 1-5 are eligible for re-election

Modalities for Election

6. Article 11 of the Statute provides that Members of AUCIL are elected by the Executive Council by secret ballot.

7. The Commission would like to draw the attention of all Member States to Decision EX.CL/907 (XXVIII) adopted by the Executive Council during the January 2016 Summit on the Modalities on Implementation of Criteria for Equitable Geographical and Gender Representation in the African Union Organs. Paragraph 2 of the said Decision provides as follows:

¹ One Member was elected in January 2017 to finish the term of office of the late Mr. Ebenezer Appreku from Ghana.

- i) The regional representation, where applicable, shall be East (2), Central (2), North (2), South (2) and West (2), except in cases in which a region which has been duly informed has not presented candidates;
- ii) Where applicable, one (1) seat shall be a floating seat and will rotate among the five (5) regions;
- iii) At least one (1) member from each region should be a woman;
- iv) The modalities shall become effective immediately.

8. The Commission would like to inform the Executive Council that after the expiry of the terms of office of the six (6) Members in January 2020, the regional and gender representation of the AUCIL will be as follows:

REGION	MEMBERS	GENDER	
		FEMALE	MALE
Central	2	1	1
East	1(one occupying floating seat)	0	1
North	1	1	0
South	1	1	0
West	0	0	0
TOTAL	5	3	2

9. In this regard, during these elections, in accordance with the Modalities on Implementation of Criteria for Equitable Geographical and Gender Representation in the African Union Organs, the following Members shall be elected:

- **Eastern Region:** two (2) candidates: One (1) Male and One (1) Female
- **Northern Region:** one (1) male candidate
- **Southern Region:** one (1) male candidate
- **Western Region :** two (2) candidates: One (1) Male and One (1) Female

10. It will be recalled that the Commission, through its Note Verbale referenced BC/OLC/4223/2223.19 and dated 30 September 2019, invited Member States, to submit candidates on or before the deadline on 30 November 2019. Further, the Commission through Note Verbal reference number BC/OLC/42.23/2496.19 dated 19 November 2019, reminded Member States of the elections and the set deadline.

11. The Commission would like to inform the Executive Council that the candidatures received from the Member States are as follows:

NO.	NAME	Gender	COUNTRY	REGION
1	Widad Khalafalla Abdelrahman	Female	Sudan	Eastern
2	Almoktar Omar Saied Ashnan	Male	Libya	Northern
*3	Kathleen Quartey Ayensu	Female	Ghana	Western
4	Yamie Quiqui Bgeisay, Sr.	Male	Liberia	Western
5	Béli Bi Sébastien Daila	Male	Burkina Faso	Western
6	Mohamed S. Helal	Male	Egypt	Northern
*7	Abdi Ismail Hersi	Male	Djibouti	Eastern
*8	Sebastião da Silva Isata	Male	Angola	Southern
*9	Juliet Semambo Kalema	Female	Uganda	Eastern

**Candidates 3, 7, 8 and 9 are eligible for re-election*

**DRAFT DECISION ON THE ELECTION OF SIX (6) MEMBERS OF THE AFRICAN
UNION COMMISSION ON INTERNATIONAL LAW (AUCIL)**

The Executive Council,

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

NO.	NAME	COUNTRY	REGION	GENDER
1				
2				
3				
4				
5				
6				

3. **RECOMMENDS** the elected members of the African Union Commission on International Law (AUCIL) to the Thirty Third Ordinary Session of the Assembly for appointment.

**DRAFT DECISION ON THE APPOINTMENT OF SIX (6) MEMBERS OF THE
AFRICAN UNION COMMISSION ON INTERNATIONAL LAW (AUCIL)**

The Assembly,

- 1. TAKES NOTE** of the election of the Six (6) members of the African Union Commission on International Law;
- 2. APPOINTS** the following Members of the African Union Commission on International Law for a term of **five (5) years**:

NO	NAME	COUNTRY	REGION	GENDER
1				
2				
3				
4				
5				
6				

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