

AFRICAN UNION

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UNIÃO AFRICANA

Addis Ababa, ETHIOPIA P. O. Box 3243 Telephone : 00251115517 700 Fax : 002511155130 36
website : www.africa-union.org

SC8768

**ASSEMBLY OF THE UNION
Twentieth Ordinary Session
27 - 28 January 2012
Addis Ababa, ETHIOPIA**

**Assembly/AU/2(XX)
Original: English**

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

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INTRODUCTION

1. In accordance with Decision [Assembly/AU/Dec.318 (XV)], adopted by the 15th Ordinary Session of the Assembly held in Kampala, Uganda in July 2010, and in line with the Conclusions of the PRC/Commission Retreat held from 31 March to 2 April 2011, in Nazareth, Ethiopia, the Commission is pleased to submit this Report which gives an account of actions taken and challenges encountered in the process of implementation of the various Decisions and Declarations taken by the policy organs of the Union, spanning from the Kampala July 2010 Summit to the July 2012 Summit held in Addis Ababa.
2. At their various Ordinary, Extraordinary and Special Sessions, the Executive Council and the Assembly of the Union, had adopted a number of decisions, declarations and resolutions at the conclusion of their deliberations, which constitute the legal authority for the Commission, Member States, and the other Organs of the Union to pursue actions necessary for the integration process of the Continent. Many of those actions and activities were carried out in collaboration with Member States, the other AU Organs, stakeholders and partners such as the Regional Economic Communities (RECs), in the form of consultation and coordination meetings aimed at harmonizing actions and viewpoints that would facilitate the adoption of common positions and collective policy decisions by the AU Policy Organs.
3. The activities carried out during the period under consideration range from legal, administrative, financial, political and peace and security issues to economic, social, scientific and cultural matters and cover various subjects and numerous important issues of interest to Member States and to the continent in general, some of which the reports currently being considered under the Agenda of the Executive Council and/or that of the Assembly are based upon. Furthermore, the statements of the Chairperson of the Commission during the opening of both the Executive Council and the Assembly did give an account of stewardship of actions taken during the last twelve months, in the implementation of some decisions of the Executive Council and the Assembly. However, despite the remarkable efforts made, it is pertinent to note that the Decisions that have emanated from such noble creative approaches have witnessed difficulties in their implementation.
4. In order to present a concise and comprehensible report, the Commission has avoided duplication as much as possible on such Decisions in which detailed and self-explanatory Reports had been submitted for consideration under the Agenda Items of the present sessions of the Executive Council and Assembly.

Problems identified in the implementation of the Decisions and Recommendations:

5. It is common knowledge that many decisions taken at various sessions of the Executive Council and Assembly have been met with very little degree of implementation. The reasons for the low execution level of the Decisions could be attributable to various factors such as:

- The high number of decisions taken at each Session
- Budgetary, human and Technical constraints
- Quasi dependency on Partners' support
- Short time-frame for reporting

6. It is also worth highlighting that although majority of the decisions are supposed to be implemented by Member States, feedback by the latter has not been forthcoming.

Recommendations:

- i) The Commission should ensure compliance with the Guidelines on the preparation and adoption of decisions and the time-frame for implementation as means of stream-lining and further reducing the number of decisions adopted at each Session of the Executive Council and the Assembly.
- ii) Financial, human and Technical resources should be made available to facilitate the implementation of decisions where these factors have been identified as constituting an impediment.
- iii) Member States should endeavour to provide and in a timely manner, their inputs to the report on implementation of previous decisions.
- iv) Proper scrutiny should be made at all levels of the Financial, Legal, and material implications prior to the adoption of any decision.

**REPORT ON IMPLEMENTATION OF PREVIOUS DECISIONS OF
THE EXECUTIVE COUNCIL AND THE ASSEMBLY
ADDIS ABABA, ETHIOPIA**

A. Decisions of the Executive Council

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
1	EX.CL/Dec.650(XIX) on the Conclusions of the Third Joint Retreat between the Permanent Representatives Committee and the African Union Commission	1. REQUESTS the Commission, in close collaboration with the PRC, prepares guidelines/criteria on minimum requirements for the Hosting of Summits (Standard Host Agreement), holding of side events during Summits, and submission of items proposed by Member States;	Consultants had been engaged to develop the Event Management Manual, Host Agreement.		OSGC & all Concerned Departments
		2. REQUESTS the Commission in collaboration with the PRC in the ongoing preparatory process for the celebration of the OAU/AU, should consider the possibility of publishing a "Jubilee Book" which would encompass the achievements of the Organization in political, economic and social fields, the challenges encountered and future prospects; in implementation of the January 2011 Summit Decision on the celebrations of the 50 th Anniversary of the OAU/AU;	Work in Progress. The DIC is working on the production of the Jubilee Book with the Communication brand, Global South Group (GSG). The MoU has now been sent to the OLC and awaiting clearance. DIC is working with GSG on what would be the content of the Jubilee Book and on the timeline.		DCI

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		3. FURTHER REQUESTS the Commission in consultation with the PRC to identify issues to be discussed during the January/February and June/July Summits respectively and to make appropriate recommendations to the Executive Council at its 20 th Ordinary Session in January 2012;	The proposal has been developed and will be submitted to PRC for consideration.		
2	EX.CL/Dec.665(XIX) on the candidature of Algeria to the Chairmanship of the 77 and China Group	1. REQUESTS the African Group in New York to take the necessary steps to notify the present decision to the Chairman of the Group of the 77 and China well ahead of the thirty-fifth annual ministerial meeting of the Group;			DPA
3	EX.CL/Dec.646(XIX) on Structural Reforms	1. DECIDES to establish a new division of Management of Partnerships in the office of the CPWITH 1XP5, 4xP3, pxP2+ Support staff, over period of 3 years.	Recruitment for 2xP3 and 2xP2 is at the stage of short listing for 2012.		AHRM

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4	EX.CL/Dec.577(XVII) and Assembly/AU/Dec.305 (XV)	<ul style="list-style-type: none"> Prepare and submit to the Policy Organs, the relevant Annexes to the Staff Regulations and Rules as specified in Rule 78.2 of the Staff Rules for consideration; Submit to the Executive Council through the PRC, on an annual basis, a report on the status of implementation of the Staff Regulations and Rules. 	Work in Progress		AHRM
5	EX.CL/Dec.669(XX) on Multilateral Cooperation	<p>ON AFRICA-INDIA</p> <p>1. REQUESTS the Commission and the PRC through its Sub-Committee on Multilateral Cooperation to conclude the Action Plan of the Framework for Enhanced Cooperation of the Second Africa-India Forum Summit with the Indian side, and follow up on the implementation of the agreed projects and programmes within the prescribed time period;</p>	The conclusion of the Action Plan of the frameworks for Enhanced Cooperation of the Second Africa-India Forum Summit is at the final stage and is expected to be signed by both sides in the coming weeks. In parallel, the implementation of the agreed projects and programmes is ongoing.		BCP
		<p>2. ALSO REQUESTS the Regional Deans and Member States to complete the process of seats of the institutions allocated by India to the respective regions and to countries within the regions, following India's offer to establish six (6) new institutions at the continental level;</p>	Consultations ongoing		

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		<p>ON AFRICA-TURKEY</p> <p>3. INVITES both sides to implement the priority projects that were proposed at the Ministerial Review Conference in Istanbul in December 2011 and, in this regard, URGES the Government of Turkey, the PRC through its Sub-Committee on Multilateral Cooperation and the Commission to meet in Addis Ababa to review the implementation of the priority projects by early September 2012;</p>	<p>The process of seats of institutions is completed and India has been notified accordingly</p> <p>The Government of Turkey agreed upon six priority projects out of 16 submitted by the AUC. Preparations to kick start the implementation of these agreed upon priority projects are ongoing and will be soon brought to an end. Decision to be made about the remaining 10 priority projects is still awaited from Turkey.</p>		
		<p>On AFRICA-KOREA</p> <p>4. REQUESTS the PRC, through its Sub-Committee on Multilateral Cooperation, and the Commission to step up their preparations in order to ensure a successful High Officials meeting in the first quarter of 2012 as well as the Second Korea-Africa Forum scheduled to be held in Seoul on 18 October 2012.</p>	<p>The 3rd Africa-Korea Forum was successfully convened from 16 to 17 October 2012, at both the Senior Ministerial and Officials Level. The Forum was crowned by the adoption of a Declaration and a 2012-2015 Plan of Action. Both sides are working out implementation matrix.</p>		

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		5. ALSO REQUESTS the Commission to report on a regular basis on the implementation of this Decision through the PRC	Done		
6	EX.CL/Dec.671(XX) on the African Union Representational Offices	<p>i) The Commission should formulate a Policy on the Modalities of Appointment, Grade, Emoluments and Tour of duty, the Duration and Terms of Employment, as well as other Conditions of Service of the Heads of the Representational Offices;</p> <p>ii) The Regional Offices should be established in the other four (4) Geographical Regions of the Continent, and should be located where the Headquarters of the RECs are; as a temporary measure, and until the finances of the AU allows, one (1) AU Technical Office per Region should be capacitated to perform Representational functions by appointing a Senior Political Officer to that Office, a Staff of the Commission could also be appointed to work at the Headquarters of each of the RECs as per an already existing decision on the matter;</p> <p>iii) Where the AU cannot establish offices immediately or in the near future, the Dean of African Ambassadors in the country of interest could be requested to</p>	The Commission has requested the PRC Sub-Committee on Structural Reforms, as well as the Advisory Sub-Committee on Administration, Budgetary and financial matters, to look at all the recommendations contained in the report of the Commission, as well as the proposed structure and budget implications for the Vienna Office and other Offices	Report was prepared by Office of CP (Doc.EX/CL/687A Annex I). Awaiting proposals from Partnership Division outlining policy directives of Commission.	AHRM

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		<p>represent the AU;</p> <p>iv) The Office in Vienna should be established as soon as possible, taking advantage of the offer made by the Austrian Government;</p> <p>v) The newly established Partnerships Management and Coordination Division in the Office of the Chairperson should be strengthened and be assigned the responsibility of ensuring the links between the Representational Offices and the AU Headquarters;</p>			
7	EX.CL/Dec.672(XX) on the Forum on China-Africa Cooperation	<p>1. REQUESTS the Commission in collaboration with Member States, the African Diplomatic Missions in China and the Chinese authorities to maintain regular consultations in the process of elaboration of all the documents for the Fifth Ministerial Conference and URGES all Member States to participate actively in the Fifth Ministerial Conference of FOCAC scheduled in China in mid-July 2012.</p>	<p>The Fifth Ministerial Conference of the Forum on China-Africa (FOCAC) was held on 19 and 20 July 2012 in Beijing, China and witnessed the participation of 50 African countries. Declaration and Action Plan adopted at the end of the Forum were jointly prepared by AUC, members States and China.</p>	<p>African side and China to jointly work out implementation matrix to translate Action Plan into concrete actions on the ground.</p>	BCP
8	EX.CL/Dec.675(XX) on the Report of the African Union Conference of Ministers of Public Service	<p>1. REQUESTS the Commission to accelerate the operationalization of the Secretariat of the AU Conference of Ministers of Public Service in collaboration with the</p>	<p>Development of a document on the final structure of the Secretariat.</p>	<p>Delay in the convening of the PRC Sub-Committee</p>	DPA

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		Permanent Representatives' Committee (PRC) through its relevant Sub-committees;	<p>Submission of the Secretariat structure for consideration and approbation to the PRC.</p> <p>Mobilization of financial & human resources for the interim Secretariat.</p> <p>Operationalization of the Interim Secretariat within the DPA.</p> <p>Submission to ACBF of request to support the operation of the Secretariat during the five coming years.</p> <p>Staff Recruitment and deployment for the operationalization of the Secretariat</p> <p>Submission of the implementation Report to the Secretary of the</p>	<p>Meeting.</p> <p>Delay on the transfer of the Secretariat from Kenya to the AUC Headquarter</p>	

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			Commission for consideration by the Executive Council in July 2012 and January 2013		
9	EX.CL/ Dec.676(XX) on the Establishment of the Pan-African University	1. REQUESTS the Commission in collaboration with RECs, the Association of African Universities and other relevant stakeholders to develop an African Accreditation Agency	The concept was presented to the higher education community and discussions are held with key stakeholders including UNESCO and the Association of African Universities.	Funding for the operation of the Agency will be a major challenge. It is planned to organize a technical brainstorming workshop to develop a conceptual framework.	HRST
10	EX.CL/ Dec.677(XX) on the Report of the All Africa Ministerial Conference on Decentralization and Local Development	1. FURTHER REQUESTS the Commission to take all the necessary measures to ensure the effective and prompt implementation of all aspects of this Decision and report on regular basis to the Executive Council	Finalization, in early May 2012, of the Contribution Agreement between the AU and the EU on the funding of the AMANI AFRICA II cycle. Consultations have been conducted, from 14 to 15 May 2012, in Addis Ababa, with the regions regarding the establishment of the Maritime Information	The continued peace and security challenges facing the continent may affect the smooth planning of the Field Training Exercise (FTX) and the holding of the Exercise. Operationalization of the MI2C on the basis of the outcome of the	DPA

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			and Coordination Cell (MI2C), whose establishment was agreed upon by the meeting of the 5 th STCDSS.	consultations between the AU and the regions. Mobilization of the required resources and expertise.	
11	EX.CL/ Dec.678(XX) on the Report of the Fourth Special Session of the African Ministerial Conference on the Environment	1. REQUESTS the Commission, in collaboration with the United Nations Environment Programme (UNEP), the United Nations Economic Commission for Africa (UNECA), the African Development Bank (AfDB) and other relevant partners to support and facilitate the implementation of the Decisions of the Fourth Special Session of AMCEN	Implemented. Report on implementation was submitted in January 2012 Summit.		DREA
12	EX.CL/ Dec.683(XX) on the Establishment of an African Institute for Remittances	1. REQUESTS the Commission to submit to the African Union Ministers of Finance the final report on the implementation of the preparatory project and recommendations pertaining to the establishment of AIR;	The report was submitted to the Ministers of Finance who requested the AUC (Resolution 3 (Resolution 892(XLV)) to submit the proposed mandate of the Institute and its organizational structure to the AU Permanent Representative Committee (PRC)	Resource mobilization for the operationalization of the institute. Re-orientate Member States about the importance to the institute for social development in Africa.	DSA

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			<p>through its relevant subcommittees.</p> <p>In July 2012, the AU Assembly by its Decision (Assembly/AU/Dec. 440(XIX)) endorsed the establishment of AIR and requested the AUC to work on the modalities for its structure and location to facilitate its early operationalization.</p> <p>Formal hosting offers for AIR were received from four AU Member States: Djibouti, Egypt, Kenya and Mauritius, following which a fact-finding Mission was sent to three countries – Egypt, Kenya and Mauritius – from 10-20 November 2012 for an in-depth assessment of their offers according to pre-established criteria. Djibouti was not</p>		

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			included due to the fact that their written offer was received on 8 November 2012, two days before the commencement of the Fact-finding mission.		
		2. ALSO REQUESTS the Permanent Representatives' Committee through its Relevant Sub-Committees, including the Sub Committee on Structural Reforms and the Sub-Committee on Administrative, Budgetary and Financial Matters the implications of establishing AIR for consideration and necessary action	To be submitted by 30 November 2012		
13	EX.CL/ Dec.684(XX) on the Restructuring of the African Rehabilitation Institute	1. REQUESTS the Commission to continue to assist the ARI in its restructuring process, and provide oversight regarding the financial and administrative management of the Institute in order to facilitate its leading role in the implementation of the extended African Decade of Persons with Disabilities (2010 – 2019);	<ul style="list-style-type: none"> The AU Commission assisted in planning for the 22nd Ordinary Session of the Governing Board of the African Rehabilitation Institute (ARIGB22) Harare, Zimbabwe from 23 – 26 October 2012 AU Commission sent a team of Auditors from the 	Funding was a problem, however, GIZ came in to assist in funding the programme since the Division of Social Welfare had a zero budget for 2012	DSA

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			Office of the Internal Auditors to carry out an audit of the ARI Financial books covering the July 2005 – July 2012		
		2. ALSO REQUESTS the Commission to include ARI in the review of the existing OAU Specialized Agencies, as directed by the Assembly	The process is on-going in collaboration with the Office of the Legal Counsel		
		3. FURTHER REQUESTS the Commission to deepen the study regarding the integration of the functions of ARI into the Commission, including the transitional mechanism and the current financial situation relating to ARI and submit the outcome to the Permanent Representatives' Committee (PRC), through its Sub-Committee on Structures, and the Sub-Committee on Administrative, Budgetary and Financial Matters;	The Report has been produced and it is going to be submitted to the Executive Council in January 2013. The Department with the Assistance of GIZ managed to secure the services of a consultant to help in drafting the initial Report, which served during the 22 nd Ordinary Session of the Governing Board of the African Rehabilitation Institute (ARIGB22) Harare, Zimbabwe from 23 – 26 October 2012	Funding has been a constraint as the Division of Social Welfare had a zero budget for 2012	

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14	EX.CL/ Dec.685(XXI) on the Status of Signature and Ratification of OAU/AU Treaties	<p>1. REQUEST Member States to give special attention to the ratification of the treaties that are not yet in force;</p> <p>2. ALSO REQUESTS the Commission to report on regular basis on the implementation of this Decision to the Executive Council through the Permanent Representatives' Committee.</p>	<p>During the period July 2012 to January 2013, Member States made efforts to sign and ratify the OAU/AU treaties in general.</p> <p>During the stated period, no Member State made any declaration accepting the competence of the Court as provided for in Article 34 (6) and 5 (3) of the Protocol to the African Charter on Human and People's Rights on the Establishment of an African Court on Human and People's Rights.</p> <p>The actions are stated in Article 5 (3) as follows: Member States may make declaration to allow Non-Governmental Organizations with observer status before the Commission and individuals to institute cases directly before it, in accordance with Article 34 (6) of the said Protocol.</p> <p>The Commission has</p>	<p>Only few Member States have made declarations accepting the competence of the Court to receive cases under article 5 (3) of the said Protocol. This situation may prevent the Rights of Non-Governmental and individuals from appealing to the Court after having exhausted all internal remedies.</p>	OLC

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			<p>prepared the Report on the Status of OAU/AU Treaties and will submit it to the Executive Council for consideration.</p> <p>The Commission sent a Note Verbale to all Member States informing them that all treaties will be available for signature during the forthcoming Summit in Addis Ababa, Ethiopia.</p>		
15	EX.CL/Dec.687(XX) on the African Union Centre on Post-Conflict Reconstruction and Development	1. REQUESTS the Commission to report regularly on the implementation of this decision.	<p>The Commission initiated consultations with Egypt and Uganda in order to encourage them, in line with paragraph 6 of the Decision, to find an amicable solution on the location of the Centre.</p> <p>The Commission received a note verbale from Uganda on 2 May 2012, spelling out comprehensively Uganda Government's proposal on the matter, and inviting the</p>	<p>Lack of agreement on the location of the Centre contributes to delaying efforts towards its operationalization.</p> <p>Need for Egypt and Uganda to expedite the implementation of paragraph 6 of the Decision, which recommends that the two countries</p>	P&S

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			Commission to send a team to Uganda to inspect the facilities offered to host the AU PCRD Centre.	consult with a view to finding an amicable solution.	
16	EX.CL/Dec.688(XX) on the Report of the Ministerial Panel on the Election of Members Of The Commission in January 2012	1. REQUESTS the Commission to review, in consultation with the Permanent Representatives' Committee, the whole process of elections of Members of the Commission with a view to addressing the challenges, gaps and new developments in order to strengthen it, including through the review of the existing rules and procedures;	Consultations On-going		OSGC/OLC
17	EX.CL/Dec.689(XX) on the Twenty Ninth, Thirtieth and Thirty First Activity Reports of the African Commission on Human and Peoples' Rights	1. REQUESTS ACHPR to continue to work closely with the African Court on Human and Peoples' Rights (AfCHPR) and the African Union (AU) Commission for the effective promotion of human rights in the Continent;			ACHPR
		2. FURTHER REQUESTS the ACHPR to carry out the necessary consultations with the Member States concerned regarding allegations of human rights violations, thus enabling it to present a balanced report to the AU Policy Organs;			
		3. REQUESTS the ACHPR to submit all financial and administrative issues			

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		to the PRC, through its Sub-Committee on Structures and the Sub-Committee on Administrative, Financial and Budgetary Matters in order to enable the AU Policy Organs to allocate adequate human, material and financial resources to the ACHPR;			
		4. REQUESTS ACHPR to carry out a mission to the occupied territory of the Sahrawi Arab Democratic Republic (SADR) with a view to investigating human rights violations and to report to the next Ordinary Session of the Executive Council in January 2013.			
18	EX.CL/Dec.690(XX) on the 2011 Activity Report of the African Court on Human and Peoples' Rights	1. REQUESTS the African Union Commission to work with the Court, to accelerate the process of extending the jurisdiction of AfCHPR to deal with criminal matters.			AfCHPR
19	EX.CL/Dec.696(XXI) Decision on the Budget of the African Union for the 2013 Financial Year	1. REQUESTS the Commission to submit appropriate structures to the PRC Sub-Committee on Structure to beef up security staff strength and also to submit a proposal to the PRC to modernize its overall security system;	Document on new proposals for the structure of Security and Safety Division prepared for submission to next Session of Sub-Committee on structure.		AHRM

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		2. REQUESTS the PRC to consider the proposals of the Commission on the review of Staff Salaries and Allowances and come up with appropriate recommendations together with the financial implications with effect from January 2012, as per Decision EX.CL/Dec.514(XV).	Work in progress. Report submitted to PRC. Consideration was deferred.		
20	EX.CL/Dec.697(XXI) Decision on the Draft African Union Internal Audit regulations	1. REQUESTS the Commission to submit to the Executive council through the PRC, on an annual basis, a report on the status of implementations of the African Union Internal Audit Regulations;	No report has been prepared for the year 2012 as the modalities on the implementation of the Internal Audit regulations are just been established, for example formation of the committees and presentation of reports to these committees.		Internal Audit
		2. REQUESTS the PRC to establish a sub-committee on Audit Matters.	The TORs have been developed for onward submission to PRC on formation of the Sub-committee.		
21	EX.CL/Dec.698(XXI) Decision on the Development of the African Union Wide Strategic Plan	1. REQUESTS the Commission to submit on a regular basis, progress reports on the preparation of the Draft 2014-2017 Strategic Plan to the AU policy organs through the relevant PRC Sub-Committees;	Concept note on the Union-wide Strategic Plan was developed and consultations were held with RECs and other AU Organs through a stakeholders workshop held on 19 th and 20 th September,	Financial Resources. Process will be fully consultative and will take 18 months to complete.	SPPEMRM

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			2012. By its nature and in order to ensure ownership by the African citizenry, several consultations forums will be convened on the basis of an issues paper jointly developed by AUC, ECA, and AfDB. A draft framework containing pointers on the strategic direction will be presented for consideration by Policy Organs in May, 2013 to also coincide with the 50 th OAU/AU Anniversary whose theme is "Pan Africanism and the African Renaissance".		
		2. AUTHORISES the Commission to approach Member States, Strategic Partners such as ECA, the AfDB, other Development Partners for voluntary contributions, as well as material and technical support.	Some development partners have been approached and in mid-December, 2012 authorised the AUC to earmark resources already provided under the Institutional and Capacity Building Programme for this purpose. Some agreement has also been reached	On going	

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			with ECA and AfDB to provide technical inputs in undertaking a Situational Analysis, Scenario Planning, Prospective Analysis and Baseline Studies. Work in this regard is ongoing.		
22	EX.CL/Dec.699(XXI) Decision on the Report of the PRC Sub-Committee on Multilateral Cooperation with Respect to Africa's Strategic Partnerships	1. REQUESTS the Commission to pursue its efforts to implement the plans of action of Africa's different strategic partnerships;			BCP
		2. REQUESTS the Commission to coordinate all scheduled summits with partners with a view to facilitating the participation of Member States at the required level, while placing emphasis on the results expected from such activities, and the need to carry out an evaluation of the partnerships.			
23	EX.CL/Dec.700(XXI) Decision on Member States' Contributions to the Budget of the African Union	1. REQUESTS the <i>Ad Hoc</i> Ministerial Committee on Scale of Contributions to examine, as expeditiously as possible, the Scale to be applied to the Republic of Sudan and the Republic of South Sudan, in accordance with the relevant Executive Council Decision; and to this end, request the Commission to	Done. The Ad Hoc Ministerial Committee met and its report, among others called for a review of current scale		PBFA

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		take appropriate measures to facilitate the meeting of the <i>Ad Hoc</i> Ministerial Committee on Scale of Contributions on the side-lines of the July 2012 Summit;			
		2. REQUESTS the Commission to continue to provide Member States with the status of their contributions on regular basis and by so doing induce them to pay up.	Being done on a quarterly basis.		
24	EX.CL/Dec.701(XXI) Decision on the Report of the Commission on Implementation of Previous Decisions of the Executive Council and the Assembly	1. APPROVES the proposal of the Commission to defer the operationalization of the Specialized Technical Committees (STCs) to January 2014 and submit a report on the practical modalities for its operationalization to the January 2013 Assembly;	Each Department is supposed to report on practical modalities		All
		2. RECALLS Executive Council Decision EX.CL/Dec.650(XIX), which requested the Commission, in close collaboration with the Permanent Representatives' Committee (PRC), to work out concrete proposals on the rationalization of the meetings and the agenda of the two annual Summits in terms of content and expected outcomes.	The proposal was made and is due for consideration by the Commission before transmission to PRC, bearing in mind that the operationalization would start in January 2014.		OSGC

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25	EX.CL/ Dec.702(XXI) Decision on the Fifth Ordinary Session of the Conference of Ministers of Education of the African Union (COMEDAF V)	1. REQUESTS the Commission to expedite the operationalization of the Pan African University according to Assembly Decision Assembly/AU/Dec. 391 (XVIII), the Pan African University Statutes and the Act of its establishment ;	The Interim Coordinating Committee of three persons has been appointed and reported to work on first week of November 2012. Students admitted to PAU institutes in the East and Central Africa have reported and classes have commenced by second week of November 2012.	Students admitted to the PAU Institute in West Africa could not report because of lack of hostel for the students. Arrangements are made for classes to start in January 2013.	HRST
		2. CALLS UPON the Southern Africa region to select the host country for the PAU thematic institute that is allocated to the region and to report to the Summit in January 2013;			
		3. CALL UPON Member States to contribute to the proposed fund for the implementation of the pedagogical use of the General History of Africa;			
		4. REQUESTS the Commission to initiate studies aimed at identifying mechanisms for engaging the Diaspora in mitigating the loss of African intellectual capital in education, development and all development sectors, including the teaching of Science, Mathematics			

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		and Technology.			
26	EX.CL/Dec.703(XXI) Decision on the Report of the 3rd Conference of African Ministers in Charge of Border Issues	1. REQUESTS the Commission to finalize the 2013-2017 Strategic Plan for the implementation of the African Union Border Programme, in consultation with Member States and other concerned stakeholders;	Declaration is being implemented, in particular delimitation and demarcation. South Sudan, Sudan, Rwanda, Uganda, The Gambia and Guinea are being supported by the Commission. User's guide on delimitation and demarcation and mechanisms on settling border disputes are being finalized. Resource mobilization is ongoing. The Commission is assisting some Member states in the establishment of National Boundary Commissions	Inadequate financial and human resources. AUBP will in 2013 organize a workshop with Member States and RECs to validate the Strategic Plan 2013-2017. Continued efforts to mobilize further resources and enhance the capacity to the AUBP. Preparation of a meeting on resource mobilization for the implementation of the AUBP by Member States	PS

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		2. ALSO REQUESTS the Commission to submit, as soon as possible, the draft Convention to the Ministers of Justice/Attorneys General in line with relevant Executive Council Decision EX.CL/459(XIV) adopted in January 2009;	The draft Convention will be presented to the next meeting of Ministers of Justice/Attorneys General in April 2013.	Review of draft Convention by Ministers of Justice/Attorney's General.	
		3. REQUESTS the Chairperson of the Commission to report regularly on the status of implementation of the AUBP to the competent organs of the African Union, including the AU Peace and Security Council.	Chairperson made report to Excessive Council on implementation of the AUBP	Steps underway to submit a report on implementation of the AUBP to the PSC.	
27	EX.CL/Dec.704(XXI) Decision on the Report of the Special Session of the 5th African Union Conference of Ministers of Health (CAMH5)	1. REQUESTS the Commission to take the necessary measures to ensure the implementation of the recommendations of the Conference of Ministers of Health.	PMPA Business Plan Developed Action Plan for 2 nd Decade of African Traditional Medicine Developed CARMMA Week Commemorated; African Plan for Elimination of Mother to Child Transmission of HIV and keeping their mothers alive by 2015 developed		DSA

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
28	EX.CL/ Dec.705(XXI) Decision on the Status of Signature and Ratification of OAU/AU Treaties	1. AUTHORISES the establishment of a Ministerial Committee on the challenges of ratification/accession and implementation of the OAU/AU treaties within the context of the fiftieth anniversary of the OAU while noting that this does not involve any financial and structural implications;	The Commission sent a Note Verbale requesting Member States to nominate two (2) members by region for the composition of the Ministerial Committee for a period of two (2) years, for 2013 – 2014 and to communicate the results thereon to the Commission.		OLC
		2. REQUESTS the Commission to report on regular basis on the implementation of this Decision to the Executive Council through the Permanent Representatives' Committee.	The Commission will report to the Executive Council through the PRC the actions taken to implement this decision in January 2013.		
29	EX.CL/Dec.706(XXI) Decision on the Protocol on Amendments to the Protocol on the Statute of the African Court of Justice and Human Rights	1. REQUESTS the Commission in collaboration with the African Court on Human and Peoples' Rights to prepare a study on the financial and structural implications resulting from the expansion of the jurisdiction of the African Court on Human and Peoples' Rights and submit the study along with the Draft Protocol on Amendments to the Protocol to the Statute of the African Court of Justice and Human Rights for consideration by the policy organs at the next summit slated for January 2013;	The Commission elaborated a draft Study on the financial and structural implications of the expanded Court which was validated at a workshop attended by OLC and representatives of the AfCHPR. The financial and structural implications will be submitted to the policy organs in 2013.	No funds were allocated to undertake this activity by the Policy Organs Very little time to undertake such a comprehensive study	AfCPHR/OLC

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		<p>2. STRESSES the need for the AU to adopt a definition of the crime of unconstitutional change of government and, in this regard, request the Commission in collaboration with the AU Commission on International Law and the African Court on Human and Peoples' Rights to submit this definition for consideration by the policy organs at the next Summit to be held in January 2013.</p>	<p>The Commission elaborated a draft Study on the definition of the crime of unconstitutional change of government which was validated at a workshop attended by OLC, representatives of the AfCHPR, AUCIL as well as African experts in international criminal justice. The definition of the crime of unconstitutional change of government along with the Study will be submitted to the Policy Organs in January 2013.</p>		OLC/AfCHPR
30	EX.CL/Dec.708(XXI) Decision on the African Union Model National Law on Universal Jurisdiction over International Crimes	<p>1. REQUESTS the Commission to explore ways and means through which the capacity of relevant officials and institutions of Member States may be strengthened to enable them effectively perform their duties and mandates under the AU Model Law;</p>	<p>The Commission presented the AU Model Law to the 7th Annual Meeting of the Africa Prosecutors Association held in Windhoek, Namibia, in October 2012.</p> <p>The Commission is planning to hold regional workshops with a view to disseminating the AU</p>	<p>No budget for 2013 since the decision was adopted when the budget had been</p>	

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			Model on Universal jurisdiction.	finalized. Budget will be prepared and submitted for 2014 and 2015.	
		2. ALSO REQUESTS the Commission to follow-up on this matter and to report regularly to the Executive Council.	Report on the implementation of the decision is submitted to Council through the present Report.		
31	EX.CL/Dec.709(XXI) Decision on the Humanitarian Situation in Africa	1. REQUESTS the Commission to actively engage with Member States with a view to updating information on the statistics regarding the humanitarian situation;	Member States did not send any information in spite of the Commission to remind them several times.	Commission will continue to urge Member States to send information on humanitarian issues	DPA
		2. ALSO REQUESTS the Commission to ensure gradual percentage increase of AU Administrative Budget from 2% to 4% in line with the pertinent decision in this respect	In progress to implement the increase from 2% to 4 %	The Commission Will follow up its implementation for 2013.	
32	EX.CL/Dec.710(XXI) Decision on the Progress Report of the Chairperson of the Commission on the Establishment of the African Union Centre for Post-Conflict Reconstruction and Development	1. REQUESTS the Commission to assist the two countries in finalizing these consultations before its next Ordinary Session and, if need be, to submit to it proposals on the way forward. In the meantime, the Council REQUESTS the Commission to pursue its efforts towards the mobilization of the necessary resources for the	Consultations maintained with the two countries to assist in finalizing the consultations on the issue, on the basis of the recommendations contained in the report submitted to the Executive Council in	It will be difficult for partners to commit support for as long as a final decision on the Centre has not been taken Adoption by the policy organs at	PSD

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		operationalization of the AU-PCRD Centre, as well as to finalize the proposals on the modalities for the funding of the Centre and its structure, as requested in decision EX.CL/Dec.687(XX);	<p>July 2012.</p> <p>A mission is being planned to Uganda to assess facilities offered regarding the Centre. An earlier mission was undertaken to Egypt.</p> <p>Commission has approached partners to seek their support for the operationalization of the Centre.</p>	<p>their January 2013 session of a decision on the issues at hand</p> <p>Intensification of efforts towards the mobilization of resources for the Centre</p> <p>Submission of a formal request to member states willing to contribute, as well as to partners, as soon as a final decision has been made</p>	
		2. FURTHER REQUESTS the Chairperson of the Commission to report on the implementation of this decision at its next Ordinary Session.	Update provided in the report of the Commission		
33	EX.CL/Dec.712(XXI) Decision on the Report of the African Committee of Experts on the Rights and Welfare of the Child (ACERWC)	1. REQUESTS the Commission to continue consultations with the PRC with regard to the financial implications of moving the Secretariat of the Committee outside the headquarters and register the offer made by Burkina Faso to host this Secretariat.	Interdepartmental consultations being held with regard to administrative and financial implications of moving the Secretariat of the Committee outside the HQ.		DSA
34	EX.CL/Dec.713(XXI) Decision on the Fourth	1. REQUESTS AUABC to continue to work closely with other AU organs	AUABC has conducted Advocacy Missions to	The AUABC has engaged with	/ AUABC

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
	Report of the African Union Advisory Board on Corruption	and the RECs to promote and encourage the adoption of measures and actions by States Parties to prevent, detect, punish and eradicate corruption and related offences in Africa;	Member States of the Union to encourage ratification and assess implementation of the AU Convention on Preventing and Combating Corruption.	several National Anti-Corruption Authorities and CSOs during the advocacy missions. Engagement has not been initiated with other AU organs and RECs due to lack of fundings by Member States and the risks of duplicating similar activities conducted by the Department of Political Affairs.	
		2. FURTHER REQUESTS the AUABC to carry out the necessary consultations with Member States and States Parties as well as their respective National Anti-Corruption Authorities regarding the status of ratification and compliance with the provisions of the Convention, domestication, reporting on progress made in implementing the Convention within a year of its ratification, thus enabling it to present a balanced report to the AU Policy Organs;	AUABC has conducted Advocacy Missions to Member States of the Union to encourage ratification and assess implementation of the AU Convention on Preventing and Combating Corruption.	The AUABC has engaged with several National Anti-Corruption Authorities and CSOs during the advocacy missions. Engagement has not been initiated with other AU organs and RECs due to lack of fundings by Member States and the and risks of duplicating	

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				similar activities conducted by the Department of Political Affairs.	
		<p>3. REQUESTS the AUABC to submit financial and administrative issues to the PRC, through its Sub-Committee on Structures and the Sub-Committee on Administrative, Financial and Budgetary Matters in order to enable the AU Policy Organs to allocate adequate human, material and financial resources to the AUABC to enable the Board to fulfill its mandate in an efficient manner;</p>	AUABC has conducted Advocacy Missions to Member States of the Union to encourage ratification and assess implementation of the AU Convention on Preventing and Combating Corruption.	The AUABC has engaged with several National Anti-Corruption Authorities and CSOs during the advocacy missions. Engagement has not been initiated with other AU organs and RECs due to lack of fundings by Member States and the and risks of duplicating similar activities conducted by the Department of Political Affairs.	
		<p>4. REQUESTS the AUABC to carry out its missions in States Parties and to report on progress made by each State Party in complying with the provisions of the AU Convention on Preventing and Combating Corruption, to the ordinary Session of the Executive Council in June/July 2013;</p>	AUABC has conducted Advocacy Missions to Member States of the Union to encourage ratification and assess implementation of the AU Convention on Preventing and Combating Corruption. During these missions,	Allocation of adequate human and financial resources.	AUBC/PRC

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			the AUABC has met with National Anti-Corruption Authorities, CSOs, etc. AUABC has sent in 2010 and 2011 a baseline questionnaire to all States Parties to assess the level of implementation of the Convention. A progress report has been submitted to the AU Policy Organs in July 2012 and another one will be at the July 2013 Summit.		
		5. REQUESTS the AUABC to take into consideration the geographical balance of the membership of the Advisory Board.	AUABC has informed all the Embassies present in Addis Ababa on the coming election of a new AUABC in January 2013.	Lack of enthusiasm and diligence from Member States.	
35	EX.CL/Dec.714(XXI) Decision on the Report of the Second Ordinary Session of AU Conference of Ministers Responsible for Mineral Resources, December 2011	1. REQUESTS the AUC and the NPCA, in collaboration with RECs, UNECA and AfDB to facilitate the organization of regional meetings in Africa to promote the implementation of the Action Plan of the Africa Mining Vision;	Not yet implemented	Budgetary constraints were experienced. Resource mobilization will be undertaken for 2013	DTI
		2. REQUESTS the Commission and NPCA, in collaboration with RECs,	To be reported in January 2014 Summit		

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		UNECA and AfDB to submit to the Assembly every two years, progress reports on the implementation of the Action Plan of the Africa Mining Vision.			
36	EX.CL/Dec.715(XXI) Decision on the Appointment of Members of the African Union Board of External Auditors	1. REQUESTS the AU Commission to liaise with the Dean of the Western Region for three nominations of that region and to provide the full membership composition of the Board of External Auditors for Financial Year 2012 - 2013 to the Permanent Representative Committee.	Done		PBFA
37	EX.CL/Dec.716(XXI) Decision on the 2012 Activity Report of the Economic, Social and Cultural Council of the Union	1. REQUESTS the PRC and the Commission to conduct an institutional, administrative and financial audit to establish the facts concerning all the issues raised in the Report for consideration by the policy organs of the Union;	Audit has been carried out and outcome submitted to PRC. PRC has considered the outcomes and will submit appropriate observations to Council		CIDO
		2. DECIDES that the Audit should submit the outcomes of its investigation before the elections, but not later than 7 September 2012;	The Board of External Auditors completed its investigation before 7 September 2012 and submitted their report on schedule.		

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		<p>3. DECIDES that the Commission should make the necessary arrangements to conduct the elections for the ECOSOCC Second Permanent General Assembly on the due date in accordance with EX.CL/Dec.656(XIX) and the ECOSOCC Statutes.</p>	<p>The Chairperson of the Commission set up an interdepartmental Committee to review the eligibility status of intending candidates. The Committee met and approved the first list of qualified candidates in October 2012. Deadline for upgrading and receiving further applications was extended to December 15, 2012 to allow for more diversity and regional balance. Following the final appraisal meeting of the Interdepartmental Committee after December 15, 2012, ECOSOCC elections would be conducted either in January before the Summit or immediately after the Summit in February 2012 depending on the decision of the Chairperson.</p>		

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
38	EX.CL/Dec.718(XXI) decision on the assessment of the South Sudan	1. REQUESTS the Commission to work closely with relevant agencies to ensure that the Republic of South Sudan obtains the necessary statistical data and relevant development indicators to enable it be assessed in 2013;	Consultant recruited to review the scale		PFBA
		2. REQUESTS that the general review on the scale of assessment in 2013 take into account the effects of the Independence of the Republic of The Sudan on the Republic of South Sudan;	Under consideration		
		3. REQUESTS that the contribution of the Republic of The Sudan be revised taking into consideration the new situation of the Republic of South Sudan with effect from January 2012.	Done		
39	EX.CL/Dec.719(XXI) Decision on Election of Judges of the African Court on Human and Peoples' Rights	1. REQUESTS the Commission to prepare modalities on the implementation of the criteria of equitable geographical representation and gender representation as well as the principal legal traditions for future election of Judges of the Court and submit to the policy organs for consideration during the next ordinary session in January 2013.	OLC has initiated the process and will be consulting a number of stakeholders including the Gender Directorate with a view to submitting concrete proposals to the May 2013 Summit.		OLC

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
40	EX.CL/Dec.721(XXI) Decision on the Report of the Sub-Committee on Structure	<p>1. REQUESTS the Commission to work closely with the Sub-Committee to come up with proposals that would ensure efficiency and effectiveness with respect to the proposals to create positions of Deputy Directors within the Commission taking into account all available alternatives.</p> <p>FURTHER REQUESTS the Commission to carry out a full assessment of the structure of the endorsed Protocol Services Directorate, prepare a proposal and submit to the PRC with a view to making the service more efficient and effective without any additional financial implications;</p>	Work in progress on Deputy Directors. On Protocol Draft proposals under preparation for submission to Sub-Committee,	Difficulty to meet the objectives of the Decision without financial implications ,I. e. to create a directorate without proper hierarchy and human resources	AHRM
		<p>2. FURTHER REQUESTS the African Peer Review Mechanism (APRM), in pursuant to the Assembly Decision ref. Assembly/AU/Dec.198 (XI) in Sham El Sheikh, Egypt in July 2008, to submit to the PRC, through its Sub-committee on Structural Reforms, proposals for the Structure of the APRM for consideration and making recommendation for decision by the Executive Council during its next session.</p>	Consultations with APRM completed report will be submitted to Sub-Committee next session		

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
41	EX.CL/Dec.722(XXI) Decision on the Report of the Chairperson on the Implementation of the Solemn Declaration on Gender Equality in Africa (SDGEA)	1. REQUESTS the Commission to collect statistics on gender parity from Member States, including Cabinet, Judiciary and other Senior positions as well as propose mechanisms aimed at facilitating gender parity in all AU organs.	The Commission wrote to all Member States requesting to send the relevant information and statistics. Some Member States have already sent this information and the Commission is compiling it for inclusion in the next Chairperson report of SDGEA.		WGD
42	EX.CL/Dec.723(XXI) Decision on the Report of the Conference of Ministers in Charge of Gender and Women's Affairs: Addis Ababa, Ethiopia, 2-3 November 2011	1. REQUESTS the Commission to provide Member States with the criteria and other practical modalities for hosting the Secretariat of Africa's Women Decade 2010-2020, including within the Commission Headquarters.	The Commission has drafted the criteria for hosting Secretariat of African Women's Decade. The criteria will be adopted by Conference of Ministers in Charge of Gender and Women's affairs during their next meeting.		WGD
		2. REQUESTS the Commission to report, on regular basis, on progress attained in the implementation of the African Women's Decade 2010-2020, including the status of the Fund.	The WGDD presented a report on the progress of the implementation of the Fund for African Women to the PRC on 17 October 2012. The PRC welcomed the report and recommended that a full report be submitted		

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			to PRC with relevant matrix reflecting actual funds distributed and Member States benefiting from 2011 Call.		
43	EX.CL/Dec.725(XXI) Decision on the Election of the Commissioners of the African Union	1. DECIDES that the Commissioners for Human Resources, Science and Technology and Economic Affairs shall be elected only from among male candidates from the Central and Southern Regions in accordance with the provisions of the Statutes of the Commission as well as the Rules of Procedure of the Assembly, during the January 2013 Ordinary Session of the Executive Council.			

B. Assembly Decisions

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
1	Assembly/AU/Dec.365(XVII) on the Specialized Technical Committees-Doc. EX.CL/666(XIX)	1. DECIDES that each STC should meet at the level of ministers and experts once every two years, except the STC on Finance, Monetary Affairs, Economic Planning and Integration, the STC on Gender and Women Empowerment and the STC on Defense and Security which shall meet once a year in ordinary session and an extra Ordinary Session if need be.	<ul style="list-style-type: none"> The exercise to determine the financial implications of meetings of each STC will be finalized in 2013, since the implementation of this decision was postponed to 2014 		OLC
2	Assembly/AU/Dec.373(XVII) on the allocation of the Pan African University Institute on Water and Energy Science, including Climate Change	1. DECIDES , based on the agreement between the North African region countries, to allocate the Pan African University Institute on Water and Energy Science, including climate change, to Algeria;	The Pan African University Institute on Water and Energy Science, including Climate Change has been allocated to Tlemcen University in Algeria	None	HRST
		2. REQUESTS the Commission to take, in collaboration with the Algerian Government, all the necessary measures to ensure the establishment of this institute.	The Institute has been established and an MOU has been developed and will soon be signed between the AUC, the government of Algeria and Germany (as lead thematic partner)		

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
3	Assembly/AU/Dec.384(XVII) On The Project To Establish The African Centre Of Excellence In Information And Communication Technologies (CAETIC) In Tunis, Republic Of Tunisia - Doc. Assembly/AU/12 (XVII)Add.7	1. REQUESTS the Commission, in collaboration with the Government of the Republic of Tunisia, to begin the necessary negotiations with the various partners of Africa in order to implement the project and submit a report thereon to the forthcoming session of the Assembly.			HRST
4	Assembly/AU/Dec.387 (XVII) On The Offer Of The Republic Of Equatorial Guinea To Host The 3 rd Africa-South America Summit In Malabo	1. REQUESTS the Commission to take necessary measures, in collaboration with the Republic of Equatorial Guinea, to facilitate the success of the Summit.	All the necessary actions undertaken, however the ASA Summit was postponed to February 2013		OSGC in consultation with BCP
5	Assembly/AU/Dec.388(XVII) On The Use Of Spanish Within The African Union	1. REQUESTS the Commission to take all the necessary measures to operationalize the use of Spanish within the African Union as soon as possible.	Work in Progress.		DCMP in consultation with AHRM & Sub-Committee on Structure & Advisory Sub-Committee on Administrative, Budgetary & Financial Matters
6	Assembly/AU/Decl.2(XVII) Solemn Declaration On The Sudan	1. Express our support to the Doha Framework Document, and call upon all our partners and the other members of the international community to fully support it;			PSD

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		2. Request the Peace and Security Council to consider taking measures against armed movements refusing to join the peace process, and urge our partners, including the UN Security Council, to support such measures;			
		3. Commit the AU and engage the international community as a whole to continue to assist the peoples of Sudan as they open a new chapter in their history.			
7	Assembly/Res.1(XVII) Resolution On The Lifting Of The Economic And Trade Embargo Imposed On The Republic Of Cuba By The United States Of America	1. RECALL Resolution Assembly/AU/Res.1(XV) adopted by our Assembly at its 15 th Ordinary Session held in Kampala, Uganda, on 27 July 2010, and in particular, the call made to the Government of the United States of America to lift the long-standing and unjustifiable economic and trade embargo imposed on the Republic of Cuba, and thus enable it to enjoy all the legitimate prospects for its sustained development.			DPA & New York Office

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
8	Assembly/AU/Dec.415(XVIII) DECISION ON THE TRANSFORMATION OF THE AFRICAN UNION COMMISSION INTO THE AFRICAN UNION AUTHORITY Doc. Assembly/AU/13(XVIII)	1. TAKES NOTE , of the Progress Report of the Commission on the implementation of Decision Assembly/AU/Dec.372(XVII) on the Transformation of the African Union Commission into the African Union Authority, adopted by the Seventeenth Ordinary Session of the Assembly held in Malabo, Equatorial Guinea, from 30 June to 1 July 2011;		The Assembly has postponed consideration of this matter twice. It would be important for the Policy Organs to take a final decision on the matter.	
		2. DECIDES to defer consideration of this matter to the next Ordinary Session of the Assembly in June/July 2012.	<ul style="list-style-type: none"> The Commission prepared and submitted a progress report on the implementation of the Decision Assembly/AU/Dec.415(XVIII) to the 19th Ordinary Session of the Assembly. The 19th Ordinary Session of the Assembly did not take a decision on the matter. 		
9	Assembly/AU/Dec.391(XVIII) Decision on the Establishment of the Pan African University	1. REQUESTS the Southern Africa Development Community (SADC) to expedite its decision on the hosting of the PAU thematic hub on Space Sciences;	The SADC secretariat made a call in June 2012 inviting countries in the region to offer to host the PAU Institute on Space Science	SADC Countries requested for an extension of the call to end of October citing need for more consultations	HRST

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		<p>2. ALSO REQUESTS the Commission to operationalize the Pan African University in collaboration with Member States, Regional Economic Communities and relevant partners, by launching calls for Member States to host PAU Centres, the establishment of the PAU Rectorate; the appointment of the PAU Council and Senate, as well as recruitment of staff and registration of students in accordance with the PAU Statutes, to ensure that the first PAU students are admitted by October 2012.</p>	<p>Students have been admitted to PAU Institutes in the East and Central Africa, by November 2012 while those for the Institute in the West will be reporting in January 2013. An Interim Rectorate has been established and shall oversee the recruitment of Rectorate staff. A steering committee of Stakeholders has been established to act as interim Council and shall be responsible for constituting the substantive council.</p>	<p>Delays in the recruitment process. Plans underway for recruitment and appointments in 2013</p>	
10	Assembly/AU/Dec.394(XVIII) Decision on Boosting Intra-African Trade and Fast Tracking The Continental Free Trade Area	<p>1. REQUESTS Member States supported by the Commission and the Regional Economic Communities (RECs) to drive the process of boosting intra-African trade and the CFTA negotiations through the implementation of the short, medium and long-term programmes and activities contained in the Action Plan at the national, regional and continental levels;</p>	<p>Work in progress</p>	<p>Resources to be mobilized to support member states</p>	<p>T&I</p>

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		2. ALSO REQUESTS the Commission, in collaboration with the RECs and the United Nations Economic Commission for Africa (UNECA), to establish a core group of experts from Member States with a view to developing a framework by December 2012 for conclusion of a draft agreement on Rules of Origin;	Work in progress		
		3. REQUESTS the Commission to assess the impact on African countries, of the proposal to extend duty free, quota free access to Least Developed Countries (LDCs) and Low Income Countries (LICs) before transmitting it to the G20.	Work in progress	Technical expertise and budget to execute in a timely manner. Currently mobilizing resources for implementation of this decision	
11	Assembly/AU/Dec.396 (XVIII) Decision on the Situation in Palestine and the Middle East	1. REQUESTS the Commission to take appropriate steps to revive the African Committee on the Question of Palestine;			DPA
12	Assembly/AU/Dec.397(XVIII) Decision on the Progress Report of the Commission on the Implementation of the Assembly Decisions on the International Criminal Court (ICC)	1. REQUESTS the Group of African States Parties to the Rome Statute in New York and in the Hague as well as African Members of the United Nations Security Council to scrupulously follow-up on the implementation of Assembly Decisions on the ICC in collaboration with the Commission to ensure that African proposals and concerns are properly considered by the UN Security Council and the Assembly			OLC/Member States

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		of States Parties to the Rome Statute;			
		2. REQUESTS the Commission to consider seeking an advisory opinion from the International Court of Justice regarding the immunities of State Officials under international law;	The AU Commission on International Law (AUCIL) has appointed a Special Rapporteur on the immunities of State Officials under international law.	On the basis of the conclusion of this Report, the Commission will consider seeking an advisory opinion from the International Court of Justice	
		3. ALSO REQUESTS the Commission to place the Progress Report of the Commission on the implementation of Assembly Decisions on the ICC on the agenda of the forthcoming Meeting of Ministers of Justice and Attorneys General for additional input.	The Conference of Ministers of Justice/Attorney General was held on 14-15 May 2012 in Addis Ababa, Ethiopia and its recommendations were endorsed by the Assembly in July 2012		
13	Assembly/AU/Dec.401(XVIII) Decision on the Hissène Habre Case	1. REQUESTS the Commission to continue consultations with partner countries and institutions and the Republic of Senegal and subsequently with the Republic of Rwanda with a view to ensuring the expeditious trial of Hissène Habre and to consider the practical modalities as well as the legal and financial implications of the trial;	The Commission had four (4) Consultative meetings with the Government of Senegal in July, August, October and November 2012. AU and Senegal signed on 22 August 2012 an Agreement establishing Extraordinary Chambers within the		OLC

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
			<p>Courts of Senegal</p> <p>The budget of the trial has been finalized.</p> <p>AU and Senegal had two (2) Consultative meetings with the Group of Donors in Dakar in August and October 2012.</p>		
		<p>2. REQUESTS the Commission to closely monitor the implementation of this Decision and report accordingly to the next Ordinary Session of the Assembly in June 2012.</p>	<p>The report on the Hissène Habre case will be submitted through the Report of the Chairperson of the Commission to the Policy Organs in January 2013</p>		
14	Assembly/AU/Dec.403 (XVIII) Decision on the Establishment of the Secretariat of the African Union Advisory Board on Corruption in Arusha, the United Republic of Tanzania	<p>1. REQUESTS the Commission, in collaboration with the Government of the United Republic of Tanzania, to take necessary measures to ensure the successful establishment of the Secretariat;</p>	<p>The host agreement has been prepared. Negotiations are scheduled to take place 19-21 December 2012 in Arusha, Tanzania</p>	<p>Lack of agreement on terms of Host Agreement between AUC and Government of United Republic of Tanzania</p>	<p>AUC and United Republic of Tanzania</p>
15	Assembly/AU/Dec.404(XVIII) Decision on "Integration as a Factor for African Renaissance"	<p>1. CALLS UPON the Secretariats of the RECs and the Commission, in collaboration with civil society organizations, to intensify efforts to initiate and undertake necessary actions to accelerate the integration process in the continent in</p>	<p>CIDO is coordinating plans with other relevant departments to submit its own inputs as required</p>		<p>CIDO, DSA, DEA</p>

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
		furtherance of its economic, social and cultural development.			
16	Assembly/AU/Dec.405(XVIII) Decision on the Establishment of an African Institute of International Law in Arusha, the United Republic of Tanzania	1. REQUESTS the Commission, in collaboration with the Government of the United Republic of Tanzania, to take necessary measures and undertake negotiations with the African Foundation for International Law Institute and other partners in order to implement the project;			
17	Assembly/AU/Dec.406(XVIII) Decision Recognizing the Life and Work of Wangari Muta Maathai	1. DECIDES to create the “Wangari Maathai Award for Outstanding African Achievements in Environment and Biodiversity Conservation” recognizing outstanding achievements of individuals committed to preserving the environment, and REQUESTS the Commission, in collaboration with the Republic of Kenya, the United Nations Environment Programme (UNEP), the Green Belt Movement and other interested parties to define the modalities of establishing the Award and report thereon to the next Ordinary Session of the Assembly in June/July 2012 on ways to operationalize this Decision.	Implemented. A Report on “Modalities for Process of Selection of Recipients of the Wangari Maathai Award for Outstanding African Achievements in Environment and Biodiversity Conservation” has been prepared and submitted		
18	Assembly/AU/Dec.407(XVIII) Decision on the African Square Kilometre Array (SKA) Project	1. PROPOSES the inclusion of Radio Astronomy as a priority focus area for Africa’s international science and technology partnerships, such as the Eighth Africa-European Union (EU)	The Commission has introduced this decision in the EU-Africa 8 th Partnership on Science,		HRST

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		Partnership on Science, Information Society and Space;	Information Society and Space, dialogue and will propose for further discussions during the forthcoming EU-Africa joint taskforce meeting		
		2. CALLS UPON other Member States, the Commission, and the Regional Economic Communities (RECs) to support the African SKA bid both directly and in all relevant forums were such support would promote the success of the bid, leading towards the final decision expected to be made in 2012.	South Africa along with the African partner countries won the bid to co-host the Square Kilometre Array (SKA) radio telescope on the continent and calls upon the Member States to actively participate in the SKA and other astronomy related capacity building and research programmes.		
19	Assembly/AU/Dec.412(XVIII) Decision on the Celebration of the Fiftieth Anniversary of the Establishment of the Organization of African Unity	1. REQUESTS the Commission to coordinate activities for an inclusive and participatory process of reflection on the last fifty (50) years of efforts towards African unity, with the intention of defining Pan-Africanism for the coming generation;	Concept note developed on the theme of the year, and a comprehensive report produced in respect of the 50 th Anniversary.	No budget for the planned activities	OSGC
		2. ENCOURAGES Member States and the Regional Economic Communities (RECs) in coordination with the Commission to organize various activities including media events,	Consultations are ongoing with all the stakeholders.		

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		debates and competitions in schools and universities, public opinion surveys, sessions in local and national legislatures, and other activities to celebrate the year of Pan-Africanism and enhance the awareness of the new generation of Africans about the ideals of Pan-Africanism and African Renaissance.			
20	Assembly/AU/Dec.413(XVIII) Decision on the Report of Heads of State and Government Orientation Committee on the New Partnership for Africa's Development	1. REQUESTS NPCA in collaboration with the Commission and partner institutions including United Nations Environment Programme (UNEP), UNECA and the African Development Bank (AfDB) to continue to support the African process and follow up on the negotiations on Climate Change particularly the outcomes of COP 17 as well as for NPCA to facilitate the development, implementation and coordination of adaptation actions including building adaptive capacities at national and regional levels to strengthen sectoral resilience and reduce vulnerability to climate change;			DEA/NEPAD
		2. REQUESTS the Commission and NPCA in collaboration with the Joint United Nations Programme on HIV/AIDS (UNAIDS) to work out a road map of shared responsibility to draw on African efforts for viable health funding streams with support of traditional and emerging partners			

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		to address AIDS dependency response.			
21	Assembly/AU/Dec.414(XVIII) Decision on the Elections of Members of the Commission	1. REQUESTS the Commission to take all the necessary measures towards the implementation of this Decision and AUTHORISES the Permanent Representatives' Committee (PRC) to approve the necessary expenditures in this regard.	Consultations On-going		OLC
22	Assembly/AU/Dec.416(XIX) Decision on the Draft African Union Internal Audit Regulations	1. REQUESTS the Commission to report annually on the implementations of the African Union Internal Audit Regulations to the Assembly through the Executive council.	No report has been prepared for year 2012 as the modalities on the implementation of the Internal Audit regulations are just been established, for example formation of the committees and presentation of reports to these committees.		AUDIT
23	Assembly/AU/Dec.417(XIX) Decision on the Africa Risk Capacity (ARC): Sovereign Disaster Risk Solutions	1. REQUESTS the Commission in collaboration with ARC Secretariat to elaborate a legal agreement for the establishment of the African Risk Capacity (ARC);	Implemented. A draft legal instrument has been prepared.		DREA/OLC
		2. REQUESTS the Commission to convene a meeting of government experts and subsequently a conference of plenipotentiaries before the end of the year to consider and adopt the establishment agreement;	Implemented. The meeting of government experts was organized in September 2012 in Johannesburg, South Africa. The Conference of		

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			plenipotentiaries is scheduled for November 19-24, 2012 in Johannesburg.		
		3. REQUESTS the Commission to report on the implementation of this Decision to the next ordinary session of the Assembly in January/February 2013.	Item included in the draft Summit Agenda. Report will be submitted after the conclusion of the plenipotentiaries.		
24	Assembly/AU/Dec.418(XIX) Decision on the Operationalization of the Pan-African University	1. AUTHORISES the admission of students and recruitment of temporary staff for the running of the Pan African University and its Rectorate;	Students have been admitted to two of the PAU Institutes located in The East and central Africa and classes have commenced. An Interim Coordinating Committee has been recruited to act as Interim Rectorate. Academic and administrative staff have been recruited or appointed for the PAU three Institutes		HRST
		2. REQUESTS the Commission to submit the structure and financial implications of the Pan African University to the policy organs through the PRC Sub- Committee on Structure for adoption;			
		3. AUTHORISES the Commission to establish a special fund called the			

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		Pan African University Fund, and proceed to mobilise resources for the functioning of the PAU.			
25	Assembly/AU/Dec.419(XIX) Decision on the Implementation of the Decisions on the International Criminal Court (ICC) -	1. REQUESTS the AU Chairperson, the Permanent Representatives Committee (PRC) and the African Groups in New York and in The Hague to promote and support the African common position on ICC;	No actions required from the Commission		OLC/ Member States
		2. ALSO REQUESTS the Commission, the African Commission on Human and Peoples' Rights and the African Court on Human and Peoples' Rights to publicize, within the continent, what it has done towards the protection of civilians in situations where international crimes have been perpetrated;	Work in progress		
		3. REQUESTS the Commission to follow-up on this matter and to report regularly on the implementation of the various Assembly decisions on ICC.	The decision of the Assembly was forwarded to the Group of African States Parties in New York and in The Hague The Commission attended the 11 th Session of the Assembly of States Parties (ASP) to the Rome Statute held in the Hague in November 2012 to		

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			ensure that African proposals and concerns are properly considered by ASP. It had consultations with the Group of African States Parties.		
26	Assembly/AU/Dec.420(XIX) Decision on the Abuse of the Principle of Universal Jurisdiction	1. REQUESTS the Commission, on behalf of the Assembly, to send an official communication to the European Commission, requesting the latter to transmit the AU concerns and request the Government of Spain to comply with the Laws of Spain with respect to the arrest warrants issued against Rwandan Leaders on the basis of the application of the principle of Universal jurisdiction and ALSO REQUESTS the AU Chairperson to send a similar request directly to the Prime Minister of Spain.	Work in progress		OLC
27	Assembly/AU/Dec.422(XIX) Decision on the Progress Report on the Implementation of Assembly Decision (Assembly/AU/Dec.412(XVIII)) on the Preparations for the Celebration of the 50th Anniversary of the OAU/AU on 25th May 2013	1. ENCOURAGES the Commission, in close collaboration with the Ethiopian Government, to work together with all the Member States and the Regional Economic Communities (RECs) as well as other AU Organs to organize various activities, including media events, debates and competitions in schools and universities, public opinion surveys, sessions in local and national legislatures, and other activities to celebrate the year of Pan-Africanism	The Commission and the Host Country are working together in consultation with Member States through the PRC. Programmes have been developed and activities of the CSOs, NGOs and Diaspora had been included.		OSGC

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		and African Renaissance so as to enhance the awareness of the new generation of Africans about the ideals of Pan-Africanism;			
		2. REQUESTS the Commission, in close collaboration with the Ethiopian Government, to submit the final proposals on the activities to be undertaken together with the financial implications to the Permanent Representatives' Committee (PRC) through the Advisory Sub – Committee on Administrative, Budgetary and Financial Matters and AUTHORISES the PRC to approve the necessary expenditures in this regard, using the arrears of contributions as well as voluntary contributions from Member States and other African sources of funding;	The proposal had been made and discussed with the PRC.		
		REQUESTS the Commission, in collaboration with the Ethiopian Government, to report on the implementation of this Decision to the 20th Ordinary Session of the Assembly in January 2013.	Report finalized for presentation.		
28	Assembly/AU/Dec.423(XIX) Decision on Millennium Development Goals (MDGs) Report and Post 2015 MDGs Agenda	MANDATES the African Union Commission, in close consultation with Member States and Regional Economic Communities to identify Africa's priorities for the post 2015 development agenda in order to consider making 2015-2024 a decade of transformation for Africa with	Two Regional Consultative meetings on post 2015 Development Agenda to identify Africa's priorities Consultative meeting	Financial constraints	DEA

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		the support of the AfDB, the UNDP, the ECA and all other stakeholders.	with statisticians on the post 2015 development agenda Continental wide consultation to take place in February 2013 Preparation of an African Common Position on Post 2015 Development Agenda.		
29	Assembly/AU/Dec.424(XIX) Decision on the Implementation of the African Charter on Statistics and the Strategy for the Harmonization of Statistics in Africa (SHASA)	<p>1. URGES the Commission to coordinate all activities on labour market information systems at the continental level and to reinforce its capacity with suitable staffing and adequate resources, and calls on the Economic and Statistical Observatory for sub-Saharan Africa, the Economic Commission for Africa (ECA), the African Development Bank (AfDB), the African Capacity-Building Foundation (ACBF), the United Nations Development Programme (UNDP), the Organization for Economic Cooperation and Development (OECD), the European Union (EU), the International Labour Organization (ILO), and other partners, to support this effort ;</p>	<p>Training workshop of ECOWAS countries in August 2013</p> <p>Action plan, harmonized indicators, questionnaires for household surveys</p> <p>Training workshop for EAC and SADC countries in December 2013</p> <p>Plan to train North and Central Africa countries in January 2013</p>	Financial constraints	DEA
		2. REQUESTS the Commission, the ECA, the AfDB and the United Nations Children's Fund (UNICEF) to mobilize the required resources for operationalization of the Africa Info	Discuss with AfDB to support AUC in the development of Open data		

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		database initiative and provide the necessary support to enable countries to develop effective data management and dissemination systems aimed at enabling full public access to official statistics	6 th Meeting of the Committee of Directors General of Statistics		
30	Assembly/AU/Dec.425(XIX) African Solidarity Initiative for Support to Post-Conflict Reconstruction Development and (PCRD) in Africa	1. REQUESTS the Commission, in close collaboration with the countries concerned and all other Member States, Regional Economic Communities, and other relevant African institutions, to roll-out a full implementation plan, to mobilize in-kind, capacity building, as well as financial contributions to support post-conflict reconstruction activities and efforts in African countries concerned;	Meeting held in Johannesburg, South Africa from 24 to 26 October 2012, to prepare a plan of action for the implementation of the ASI	<p>Need for additional staff to assist in coordinating and follow-up the ASI with relevant Departments of the Commission and partners, member states and other stakeholders</p> <p>Mobilization of further support fully to operationalize ASI</p> <p>A Security Sector meeting is planned for all pilot countries in South Sudan, in February 2013</p> <p>Discussions are underway with the NEPAD</p>	PSD

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				<p>Coordinating Agency to ensure a well-planned and coordinated implementation of the ASI and to link with ongoing programmes such as PIDA, CAADEP, etc.</p> <p>African Solidarity pledging Conference is planned for 2013</p>	
		<p>2. INVITES partners to fully support this African Initiative.</p>	<p>Sensitization missions on ASI undertaken to key partners in New York (UNDP-Africa Programme, UNDP-BCPR); UN Peace building Commission; African Ambassadors, New York; World Bank; US Bureau of the Coordinator for Reconstruction and Stabilization of the Department of State in Washington DC</p>		

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			Private Sector Forum on ASI was organized in Abidjan, Cote d'Ivoire, on 7 November 2012 to mobilize support for the Initiative.		
		3. REQUESTS the Commission to regularly update the Assembly, as well as the Peace and Security Council, on progress made in this Initiative		Steps are underway to brief the PSC on ASI	
31	Assembly/AU/Dec.427(XIX) Decision on the Protocol on Amendments to the Protocol on the Statute of the African Court of Justice and Human Rights	1. REQUESTS the Commission in collaboration with the African Court on Human and Peoples' Rights to prepare a study on the financial and structural implications resulting from the expansion of the jurisdiction of the African Court on Human and Peoples' Rights and submit the study along with the Draft Protocol on Amendments to the Protocol to the Statute of the African Court of Justice and Human Rights for consideration by the policy organs at the next summit slated for January 2013;	The Commission elaborated a draft Study on the financial and structural implications of the expanded Court which was validated at a workshop attended by OLC and representatives of the AfCHPR. The financial and structural implications will be submitted to the Policy Organs in January 2013.	No funds were allocated to undertake this activity by the Policy Organs Very little time to undertake such a comprehensive study	OLC & AfCHPR
		2. STRESSES the need for the AU to adopt a definition of the crime of unconstitutional change of government and, in this regard, request the Commission in	The Commission elaborated a draft Study on the definition of the crime of unconstitutional		OLC, AfCHPR & AUCIL

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		collaboration with the AU Commission on International Law and the African Court on Human and Peoples' Rights to submit this definition for consideration by the policy organs at the next Summit to be held in January 2013.	change of government which was validated at a workshop attended by OLC, representatives of the AfCHPR, AUCIL including and African experts in international criminal justice. The definition of the crime of unconstitutional change of government along with the Study will be submitted to the Policy Organs in January 2013.		
32	Assembly/AU/Dec.428 (XIX) Decision on the Protocol to the Constitutive Act of the African Union Relating to the Pan-African Parliament	1. DECIDES that more in-depth consultations should be undertaken on the Draft Protocol to the Constitutive Act of the African Union Relating to the Pan-African Parliament with respect to its Articles 8.1(a) and 8.2 on legislative and oversight powers, which should be deferred to a later date for consideration taking into account the progress accomplished in the integration process.	Since the decision Assembly/AU/Dec.428 (XIX) don't reflect the ruling of the Assembly adopted during its last session, and as requested by the Assembly, the Commission has inserted in the draft agenda of the forthcoming session of the Assembly the Protocol to the Constitutive Act of the African Union Relating to the Pan-African Parliament for consideration and adoption in		PAP

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			accordance with Rule 8 (2) (a) of Procedure of the Assembly.		
33	Assembly/AU/Dec.429(XIX) Decision on Progress Report on Maternal New Born and Child Health	1. REQUESTS the Commission in collaboration with other Organs, RECs and partners to strengthen the implementation of the reporting system with aligned indicators as adopted by the Ministers of Health; and also urge Member States to provide the Commission with up-to-date information in this respect.	<ul style="list-style-type: none"> The draft report on the state of Maternal New Born and Child Health in Africa has been completed The Meeting of the Task Force on Maternal New Born and Child Health in Africa to review this report is planned for the 1st quarter of 2013. 	Financial resources to convene the task force meeting have not been readily available.	DSA
34	Assembly/AU/Dec.430(XIX) Decision on the Report of the Committee of Ten on UN Reform	1. REQUESTS the Commission to continue to facilitate the activities of the Committee of Ten and of the African Permanent Representatives of the Committee of Ten to the UN in the intergovernmental negotiations on UN Security Council reform and related consultations thereon;			DPA
		2. REITERATES that the Committee of Ten remains seized of this matter until Africa achieves its objectives on the reform of the UN Security Council, and requests the Committee to present a report to the 20th Ordinary Session of the Assembly in January 2013.			

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35	Assembly/AU/Dec.431(XIX) Decision on the Report of the High – Level Panel on Alternative Sources of Funding the African Union, Headed	1. REQUESTS the Commission through the Permanent Representatives' Committee (PRC) to undertake a comprehensive study of all options to provide quantifiable data on the expected impact on all Member States to enable the High-Level Panel to make definitive recommendations;	The Commission is currently working on comprehensive study of all options to provide quantifiable data on the expected impact on all Member States		DEA
		2. ALSO REQUESTS the High-Level Panel to take into account the criteria of equity for each option proposed;	Experts' Meeting is planned to take place in January 2013 to discuss the study		
		3. REQUESTS the Panel to pursue this work and produce an interim report to be submitted for consideration by Ministers of Finance before submission to the 22nd Ordinary Session of the Assembly in January 2014;	The report will be submitted to High level panel and the Conference of Ministers of Finance, Planning and Economic Development		
		4. REQUESTS the High-Level Panel on alternative sources of funding to send the report to Member States, Ministers of Finance and Economy so that Member States can provide the final observation and position before the 21st Ordinary Session of the Assembly in May 2013.	The final report will be submitted to the May 2013 Summit for consideration		
36	Assembly/AU/Dec.432(XIX) Decision on the Report of the Peace and Security	1. ENCOURAGES the Commission and the PSC to continue with the efforts initiated with a view of	The Commission has taken a number of	Insufficient resources both	PSD

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	Council on its Activities and the State of Peace and Security in Africa	promoting the necessary pooling of efforts and the coordination of initiatives in the search for a solution to the crisis in Mali, including through the elaboration of a strategic concept that articulates the political, security and military measures to be taken to that effect.	steps in support of conflict resolution and post-conflict reconstruction efforts and regularly updated the Peace and Security Council (PSC)	<p>human and financial that make it difficult to extend the support required and fully implement the actions contemplated</p> <p>Inadequate follow-up/compliance with the decisions taken by various stakeholders</p> <p>Mobilization of greater resources to enable the AU enhance the effectiveness of its efforts towards the promotion of peace, security and stability on the continent</p> <p>Need for greater compliance by different stakeholders</p>	

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37	Assembly/AU/Dec.435(XIX) Decision on Re-integrating the Centre for Tick and Tick Borne Diseases into the AU Structures	1. DECIDES to integrate this Centre into the structures of the AU;			DREA
		2. REQUESTS the Commission in consultation with the PRC to undertake relevant studies on the legal, institutional, structural and financial implications of integrating the CTTBD into AU Structures, with a view to coming up with appropriate recommendations in this respect.			
38	Assembly/AU/Dec.437(XIX) Decision on the United Nations Conference on Sustainable Development (RIO+20), held in Rio De Janeiro, Brazil, 20 – 22 June 2012	1. REQUESTS the Commission, the United Nations Economic Commission for Africa (UNECA), the African Development Bank (AfDB), the United Nations Environment Programme (UNEP), the United Nations Development Programme and other partners to step up efforts in terms of providing the necessary facilitation and coordination support towards an effective implementation of the Rio+20 outcomes to support sustainable development efforts in Africa.	Being implemented. Efforts are being made to ensure that the consultation process convergences with the post-2015 Development agenda. ECA, AUC, AfDB and the Regional Bureau for Africa of UNDP are supporting the Africa consultations on the Post-2015 development agenda. During the sub-regional consultations, participants were briefed about the Rio+20 outcomes, including the SDG process. At the same		DREA

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			<p>time, the conclusions and main recommendations emerging from the consultations on the post-2015 development agenda will inform the SDG process.</p> <p>The Africa Regional Implementation Meeting (Africa-RIM) to the Twentieth Session of the Commission on Sustainable Development (CSD) will be organized by ECA, in collaboration with the AUC, the AfDB and the United Nations Department of Economic and Social Affairs (UNDESA) in Addis Ababa from 19-21 November 2012 focussing on the main outcomes of Rio+20, and to deliberate on their implications for Africa, charting the way forward for effective</p>		

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			implementation. It is expected that the RIM will adopt an outcome document to serve as Africa's collective input to CSD-20 and other relevant processes on follow up to the Rio+20 outcomes.		
39	Assembly/AU/Dec.442(XIX) Decision on the Report of Heads of State and Government Orientation Committee (HSGOC) on NEPAD	1. REQUESTS the NPCA to certify and publish the adopted Rules in consultation with the Office of Legal Counsel of the Commission for circulation to HSGOC Members;			DEA
		2. FURTHER RECALLS the Decision (Assembly /AU/Dec.413 (XVIII) and NOTES the ongoing work being done by NPCA and UNECA, along with partner institutions, on the policy study on domestic resource mobilization which will be presented to the HSGOC in January 2013. URGES the final study to come up with concrete and innovative mechanisms to effectively mobilize domestic funding for NEPAD regional projects and PROPOSES the convening of a special HSGOC session in the first half of 2013 to address this matter;			

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		3. DIRECTS the NEPAD Steering Committee to convene an extraordinary meeting to deliberate on funding for NPCA and its programmes before the end of 2012;			
		4. REQUESTS NPCA in collaboration with the Commission to engage the Government of United Kingdom as a country to assume G8 Presidency in 2013 to ensure that African priorities and interests are fully reflected in the agenda of the G8 in 2013.			
40	Assembly/AU/Dec.443(XIX) Decision on the Outcome of the Global African Diaspora Summit -	1. ENDORSES the five flagship or Legacy Projects and REQUESTS the Commission to urgently organize appropriate Seminars and workshop of Member States of the Union in the fourth quarter of 2012 to consolidate their feasibility studies and present the outcome to the next Ordinary Session of the AU Assembly in January 2013 for consideration;	Consultations and Plans were finalized to hold the Seminars and Workshops on 10-15 December 2012 but arrangements were halted by lack of funds for implementation.	Budget approved for this programme was not released due to unavailability of funds. The programme implementation schedule has been postponed to February/March 2013	CIDO
		2. REQUESTS the Commission to engage regional Diaspora groupings with a view to helping them to organise themselves into regional networks that will facilitate their representation as “observers” at AU Summit and eventually, in the future, as the Sixth Region of the continent that would contribute substantially to implementation of policies and			

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		programmes.			
41	Assembly/AU/Dec.448(XIX) Decision on Africa's Preparation for the United Nations Conference on Climate Change (COP18/CMP8)	1. REQUESTS Africa's negotiators to play an enhanced role at the Doha conference and through other appropriate platforms to aid quick consensus building on sources of finance; and CALLS ON the Secretariat of the United Nations Framework Convention on Climate Change to expedite action on the operationalization of the GCF to start delivering on its principal functions, namely, mobilizing and allocating financial resources;	Being implemented.		
		2. URGES CAHOSCC to convene a meeting to consider and take forward the updated African common position on climate change to COP 18/CMP 8, which the African Ministerial Conference on Environment (AMCEN) will have considered and endorsed at its 14th Ordinary Session to be held in September 2012 in Arusha, Tanzania;	Efforts are being made to ensure that the consultation process convergences with the post-2015 Development agenda. ECA, AUC, AfDB and the Regional Bureau for Africa of UNDP are supporting the Africa consultations on the Post-2015 development agenda. During the sub-regional consultations, participants were briefed about the Rio+20 outcomes, including the SDG process. At the same time, the conclusions		

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			and main recommendations emerging from the consultations on the post-2015 development agenda will inform the SDG process.		
		<p>3. REQUESTS the Commission, the United Nations Economic Commission for Africa (UNECA), the African Development Bank (AfDB) and other partners to step up their efforts in terms of providing the necessary facilitation and coordination support towards an effective Africa's preparation for the COP18/CMP8.</p>	<p>The Africa Regional Implementation Meeting (Africa-RIM) to the Twentieth Session of the Commission on Sustainable Development (CSD) will be organized by ECA, in collaboration with the AUC, the AfDB and the United Nations Department of Economic and Social Affairs (UNDESA) in Addis Ababa from 19-21 November 2012 focussing on the main outcomes of Rio+20, and to deliberate on their implications for Africa, charting the way forward for effective implementation. It is expected that the RIM will adopt an outcome document to serve as</p>		

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			Africa's collective input to CSD-20 and other relevant processes on follow up to the Rio+20 outcomes.		
42	Assembly/AU/Decl.1(XIX) Solemn Declaration on Mali	1. REQUEST the Chairperson of the AU Commission and the President of the ECOWAS Commission, in consultation with the ECOWAS Mediator on the Malian crisis, the core countries and other relevant AU Member States from the region, including Chad, to take urgent steps for the effective implementation of all the provisions of the PSC communiqué;	Regular missions to Bamako by the Commission to interact with the Malian stakeholders and encourage them to agree on an inclusive roadmap on how best to achieve the two main goals of the transition: holding of free and fair elections and restoration of state authority in the northern part of the country. Support to mediation efforts with Malian groups willing to negotiate within the strict framework of the principles articulated by the AU, including through interaction with the ECOWAS Mediator and his	The absence of an inclusive Roadmap, as called for by the AU, ECOWAS, the UN and other partners. Financial and logistical constraints, in the absence of a UN full support package may hamper the envisaged deployment The multiplicity of international actors is a challenge in terms of coordination Encouragement to the Malian stakeholders to urgently finalize	

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			<p>representatives</p> <p>Continued interaction with ECOWAS, including participation in meetings, as well as with the core countries, to facilitate coherent and coordinated approach to the challenges at hand</p> <p>Sustained efforts to mobilize the members of the international community in support of the African-led efforts, including through the convening of a meeting of the Support and Follow-up Group in Bamako, on 19 October 2012</p> <p>Elaboration of a Strategic Concept for the Resolution of the Crises in Mali, to provide an overall framework for international efforts on Mali. The Strategic</p>	<p>and agree on an inclusive Roadmap on the management of the Transition</p> <p>Implementation of all components of the Strategic Concept for the Resolution of the Crises in Mali</p> <p>Support to the mediation efforts within the framework outlined by the AU</p> <p>Finalization of the planning and other operational documents for the deployment of AFISMA, in support of the harmonized</p>	

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			<p>Concept was endorsed by the PSC on 24 October 2012, and transmitted to the Security Council</p> <p>Appointment of a High Representative for Mali and the Sahel, in the Person of Former President Pierre Buyoya. The High Representative has already undertaken several rounds of consultations in Mali and in the region, as well as with key international stakeholders.</p> <p>Initiation of steps to operationalize the AU Office in Bamako and the envisaged wider presence in the Sahel and Sahara region.</p>	CONOPS	

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		<p>2. REQUEST the PSC to meet, as and when required by the situation, at the level of Heads of State and Government, and/or at ministerial level, to closely follow the developments and take all appropriate measures on behalf of the entire membership of the African Union, in accordance with Article 7 of the PSC Protocol, including the provisions of its paragraphs 2, 3 and 4.</p>	<p>Participation in the elaboration of the harmonized Concept of Operations for the deployment of the African-led International Support Mission in Mali (AFISMA). The CONOPS was endorsed by the PSC on 13 November 2012 and transmitted to the Security Council</p> <p>Mobilization of the international community to support the AU and ECOWAS efforts, including the deployment of AFISMA. In this respect, Commission interacted with Members of the Security Council, participated in UNSC debate on Mali of 6 December 2012, and took a number of other steps.</p>	<p>Continued efforts to secure a full and timely UN support package for the envisaged deployment of AFISMA</p> <p>Convening of regular meetings of the Support and Follow-up Group to enhance international coordination</p>	

NO.	DECISION NO.	ACTION REQUIRED	ACTION UNDERTAKEN	CONSTRAINTS AND WAY FORWARD	RESPONSIBILITY
43	Assembly/AU/Decl. 2(XIX) Declaration on the Report of AIDS Watch Africa (AWA) Action Committee of Heads of State and Government	1. REQUEST the AU Commission to coordinate, follow up and report annually on the implementation of this Declaration; and the NEPAD Agency, African Peer Review Mechanism, the Pan-African Parliament and other relevant regional and continental bodies to fully incorporate HIV/AIDS, TB and Malaria control and accountability into their respective programmes and also report annually on related progress	Side Event at the UN General Assembly on 26 September 2012 on the Roadmap on Shared Responsibility and Global Solidarity for Africa's Response to AIDS, TB and Malaria Meeting of AWA Consultative Expert Committee in April 2013 in Algeria to prepare Report for the AWA Action Committee of the Heads of State and Government		
44	Assembly/AU/Decl.1 (XI) Sharm El Sheikh Commitments for Accelerating the Achievement of Water and Sanitation Goals in Africa	1. REQUEST AMCOW to annually report on progress made in the implementation of our commitment on water and sanitation with support from regional partners, and to submit these reports for our consideration;	Report has been prepared based on a format that has been endorsed by AMCOW in 2011.	Report to be formally launched during the May 2013 Summit.	DREA

RE7581

Assembly/AU/2(XX)
Annex

**Report on Modalities for Process of Selection of Recipients of
The Wangari Maathai Award for Outstanding African Achievements
in Environment and Biodiversity Conservation**

Report on Modalities for Process of Selection of Recipients of The Wangari Maathai Award for Outstanding African Achievements in Environment and Biodiversity Conservation

1. Purpose

This draft modality is prepared in accordance with Assembly Decision on the Wangari Maathai Award for Outstanding African Achievements in Environment and Biodiversity Conservation (Assembly/AU/Dec.382(XVII), in which the Assembly , among other things (a) approved the proposal to create a Wangari Maathai Award, and (b) requested the commission in collaboration with the Republic of Kenya, the United Nations Environment Programme (UNEP), the Green Belt Movement and other interested parties “to define the modalities of establishing the Award and report thereon to the next Ordinary Session of the Assembly in June/July 2012 on ways to operationalize this Decision.”

The purpose of the modality is, within the framework of the Assembly Decision, to elaborate and clarify the eligibility, nominating, selection and presentation procedures and processes to be used for conferring the Award. It is also intended to propose the value of the prize and possible sources of its funding.

2. Eligibility

The Assembly Decision has identified those eligible for the Award Prize as “individuals committed to preserving the environment”. The reference made to the individuals as eligible may be interpreted as an African individual, community based groups and African institutions. Therefore, all citizens of AU Member States, community based groups and African institutions shall be eligible for the Prize.

3. Value of the Award

The Award will consist of a trophy on which text will be engraved describing the beneficiary and the Prize, and a cash Prize of 100,000 US Dollars which will be shared among five awardees, one from each of the five geographical regions of Africa.

4. Nomination

The nomination process shall commence with a formal announcement by the commission of the African Union inviting Member states and relevant African institutions to submit their proposals for individual nominations. The announcement shall be made by the commission 9 months prior to the Award ceremony. Proposals for nomination shall be received no later than 5 months prior to the Award ceremony at the AU Summit in July.

5. Screening and Selection

5.1. A Technical Committee shall be established for the purpose of screening proposals submitted for consideration and short-listing of three finalists. The Technical Committee shall be composed of:

- Commissioner for Rural Economy and Agriculture, Chair;
- Representative of the United Nations Environment Programme (UNEP);
- Representative of the Green Belt Movement;
- Representative of the African Development Bank;
- Representative of the UN Economic Commission for Africa, ECA;
- Representative of the Wangari Maathai Institute for Peace and Environmental Studies;
- Representative of the Economic, Social and Cultural Council of the African Union (AU- ECOSOCC).

5.2. The Technical committee shall:

- Propose, consistent with the framework as broadly defined in the Assembly Decision, a specific thematic area of focus to be considered for the Award in a particular round;
- Elaborate the selection criteria including the relative weights to be assigned for each of the criterion, for its use in screening the proposals;
- Submit, six months before the award ceremony, its recommendations to the High Level Panel that will be established for making the final selection of the individuals to receive the Award.

5.3. The High Level Panel shall consist of:

- The Chairperson of the Commission of the African Union, Chair;
- Commissioner for Rural Economy and Agriculture;
- Five Ministers of Environment – that is, one Minister of Environment each of the Regions of Africa (however, the country whose citizen is short-listed as finalist cannot sit in the High level panel).

The High Level Panel shall:

- Receive report from the Technical Committee outlining the processes, outcomes and recommendations on the screening process;
- Based on the recommendation of the Technical Committee, and other additional relevant considerations that make it explicit, decide on the selection of the individual who should be awarded the prize;

6. Notification of the Selection Outcome

The individual persons, community based groups or African institutions who are selected shall be notified by the commission of its selection not later than two months before the awarding ceremony.

7. Presentation of the Award

The Award will be conferred and presented to the winners or their representatives by the Chairperson of the AU during the June/July Summit, in a special ceremony.

8. Resource mobilization for the Award

There are several options for resource mobilization. These include:

8.1. Budgetary provision in the African Union Commission's regular budget.

To ensure African ownership, and sustainability of the Award, it is of crucial importance that a budgetary provision is made for the Award in the AUC regular budget as from 2014. The budget should come from the Member States contribution.

8.2. As a start, Member States of the African Union are invited to make voluntary pledges for funding the first award in 2013.

8.3. Contributions from the private sector and partners

Voluntary contributions from Member States, foundations, private sector and partners will be lodged in a trust fund. The trust fund will be managed by a board of trustees that will draw its membership from all relevant stakeholder institutions.

The estimated financial requirements for operationalization of the Award (including the prize itself, facilitation of the screening and selection processes as well as logistics related to conferring of the Award) could be around 250,000 Dollar. To ensure its sustainability, the Award should be given biennially.

2012-01-28

Recommendations of the Executive Council on the Report of the Commission on the Implementation of Previous Decisions of the Executive Council and the Assembly

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