

**EAST AFRICAN COMMUNITY
EAST AFRICAN LEGISLATIVE ASSEMBLY**



A MOTION FOR A RESOLUTION OF THE ASSEMBLY TO URGE EAC PARTNER STATES TO PROTECT THE RIGHTS AND FREEDOMS OF ALBINOS

By: Hon. Shyrose Bhanji

**Seconded by: Hon. Abubakar Zein Abubakar
Hon. Nusura Tiperu**

WHEREAS Article 6(d) of the Treaty for the Establishment of the East African Community enjoins the EAC Partner States to uphold, among others, the fundamental principle of good governance including adherence to the principles of democracy, the rule of law, social justice, equal opportunities, gender equality as well as recognition, promotion and protection of human and peoples' rights in accordance with the provisions of the African Charter on Human and peoples' Rights;

BEARING IN MIND Article 2 of the African Charter which guarantees every individual the enjoyment of the rights and freedoms recognized in the African Charter regardless of race, ethnic group, color, sex, language, religion, political or any other opinion, national and social origin, fortune, birth or other status;

FURTHER BEARING IN MIND Article 18(4) of the African Charter which provides that the persons with disabilities shall also have the right to special measures of protection in keeping with their physical or moral needs, in addition to Article 23 of the Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa which provides for the special protection of women with disabilities;

COGNISANT OF THE FACT that the principles proclaimed in the Charter of the United Nations recognise the inherent dignity and worth, and the equal and inalienable rights of all members of the human family as the foundation of freedom, justice and peace in the world;

RECOGNISING that human rights and fundamental freedoms are universal, indivisible, interdependent and interrelated, and that the rights of every individual are recognised in global human rights instruments which include, among others, the Universal Declaration of Human Rights, the International Covenant on Economic,

Social and Cultural Rights and the International Covenant on Civil and Political Rights;

AWARE that the Persons with Albinism have continually been discriminated against in regards to employment and access to educational, social and financial services;

FURTHER AWARE that there is increased systematic violence, brutal attacks on and maiming of Persons with Albinism who are highly targeted for ritual killings due the myths and misconceptions that their body parts are a source of wealth and good charms;

RECALLING a Resolution guided by of the African Charter for Human and Peoples Rights/Res.263 (LIV) 2013 on the prevention of attacks and discrimination against Persons with Albinism;

APPRECIATING that the national Constitutions of the EAC Partner States recognise the fundamental human rights and freedoms, and the enjoyment of these rights without discrimination;

NOTING that specific interventions need to be urgently instituted and an appropriate legal and institutional framework developed to curtail the ritual killings and discrimination against Persons with Albinism in a bid to restore their dignity and guarantee the enjoyment of their rights and freedoms;

NOW THEREFORE BE IT RESOLVED BY THIS ASSEMBLY THAT:

1. The Assembly condemns all forms of discrimination and attacks against persons with albinism, ritual killings and the trafficking in persons of people with albinism in the EAC Partner States.
2. The Council of Ministers impresses upon the Partner States to urgently prioritise affirmative action for persons with Albinism by coming up with enhanced interventions that will guarantee the protection and enjoyment of the rights and freedoms of persons with albinism including guarantees for access by persons with albinism to quality and free or affordable sun screen lotion, low vision assistive devices, and proper health services, in particular early skin cancer detection and prevention as well as eye care services;
3. The EAC Partner States also prioritise affirmative action for Persons with Albinism for purposes of addressing long history of marginalisation, in particular in matters related to education, employment, economic empowerment and decision making;

4. The EAC Partner States take effective measures to eliminate all forms of discrimination against persons with albinism, and to increase education and public awareness-raising activities
5. The EAC Partner States enforce compliance to the conduct of impartial and speedy and effective investigations into attacks against persons with albinism, the prosecution of those responsible, and by ensuring that victims and members of their families have access to appropriate remedies
6. The EAC Partner States institute a collaborative partnership with the Civil Society Organisations, the Private Sector or other actors with the view of eliminating stigma against persons with albinism, and promoting the rights, dignity and living conditions of persons with albinism in the region; and
7. The EAC Partner States promote, in collaboration with relevant regional and international organizations, bilateral, regional and international initiatives aimed at promoting the rights, dignity and living conditions of persons with albinism in the region.

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