



**EAST AFRICAN COMMUNITY
EAST AFRICAN LEGISLATIVE ASSEMBLY**

**MOTION FOR A RESOLUTION OF THE ASSEMBLY MOVED UNDER RULE 30(J) OF
THE ASSEMBLY RULES OF PROCEDURE ON A MATTER OF PRIVILEGE ARISING
FROM A THREAT OF TENURE OF OFFICE**

WHEREAS Members of the East African Legislative Assembly are elected under the provisions of the EAC Treaty;

AND WHEREAS their tenure is guaranteed by the same Treaty under Article 51;

AND WHEREAS upon election, all the Members of the Assembly are required to take oath before taking their seats in the Assembly purposely to protect and defend the EAC Treaty and lay claim to the sanctity and privileges of this Assembly;

CONCERNED HOWEVER THAT, there is an attempt to breach the EAC Treaty through threats to the loss of tenure of four of the Members of the Assembly from Burundi, namely: Hon. Jeremie Ngendakumana, Hon. Yves Nsabimana, Hon. Frederic Ngenzebuhoro and Hon. Dr. Martin Nduwimana. (This threat coming through a letter from the Parliament of Burundi to EALA and availed to the four MPs on the premise that the conditions through which they presented themselves for elections had now changed even when their status changed from being candidates for elections at that time, to Members of the Assembly as it is now.

FURTHER CONCERNED THAT the state of affairs affects the tenure, privileges and rights of the Members;

NOTING THAT it touches on the spirit, reputation, integrity, and independence of the Assembly;

FURTHER NOTING THAT the threat has a potential for undermining the authority of the Assembly and compromises its functioning under the Treaty;

DEEPLY CONCERNED THAT it will jeopardize the safety, security and status of Members.

NOW THEREFORE THIS ASSEMBLY RESOLVES TO:

1. Affirms the precedent set by the 2nd EALA on similar threats to the tenure and security of Members.
2. Specifically uphold the rights of every elected Member to complete their tenure without the curtailment of their rights and privileges through intimidation, harassment and threat to physical harm to themselves and their families.
3. Urge Partner States not to introduce any attempt to unlawfully manipulate their institutions and/or officials to threaten Members and/or undermine their status which would amount to an affront to the principles under the Treaty.
4. Appeal to the other Organs and institutions of the Community including the Summit to at its utmost, guarantee the safety and security of all Members of EALA and staff of other Organs and institution of the Community.
5. Condemn in the strongest term possible all attempts to undermine the authority of the Assembly and the claim to the privileges and status of its Members.

MOVED BY: HON. ABUBAKAR OGLE

SECONDED BY: