



**EAST AFRICAN COMMUNITY  
EAST AFRICAN LEGISLATIVE ASSEMBLY**

**RESOLUTION OF THE ASSEMBLY URGING EAC PARTNER STATES TO RATIFY  
AND DEPOSIT INSTRUMENT OF RATIFICATION TO THE PROTOCOL TO THE  
CONSTITUTIVE ACT OF THE AFRICAN UNION RELATING TO PAN AFRICAN  
PARLIAMENT**

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**By Hon. Mike Sebalu and adopted by the Assembly on Thursday 3<sup>rd</sup> December, 2015**

**WHEREAS** Article 130(1) (2) & (3) of the Treaty provides that the Partner States shall honour their commitments in respect of other multinational and international organizations of which they are Members; reiterate their desire for a wider unity of Africa and regard the Community as a step towards the achievement of the objectives of the Treaty Establishing the African Economic Community; with a view to contributing towards the achievement of the objectives of the Community, the Community shall foster co-operative arrangements with other regional and international organizations whose activities have a bearing on the objectives of the Community and the Partner States shall accord special importance to co-operate with the organization of Africa Unity, United Nations Organisation and its agencies, and other international organisations, bilateral and multi-lateral development partners interested in the objectives of the Community;

**AND WHEREAS** the Sirte Declaration adopted at the Fourth Extraordinary Session of the Assembly of Heads of State and Government held in Sirte, Libya on 9<sup>th</sup> September, 1999 establishing the African Union and calling for the speedy establishment of the institutions provided for in the Treaty Establishing the African Economic Community signed in Abuja, Nigeria, on 3<sup>rd</sup> June 1991, and the establishment of the Pan-African Parliament (PAP) by the year 2000;

**NOTING** in particular, that the adoption by the Assembly of Heads of State and Government meeting at its 36<sup>th</sup> Ordinary Session in Lome, Togo, from 10<sup>th</sup> to 12<sup>th</sup> July 2000, of the Constitutive Act of the African Union, thereby giving concrete expression to the common vision of a united, integrated and strong Africa;

**NOTING FURTHER THAT** Articles 5 and 17 of the Constitutive Act of the African Union provide for a Pan-African Parliament as an Organ of the African Union, whose composition, functions, powers and organization are to be defined in a Protocol;



**AWARE THAT** the establishment of the Pan African Parliament is informed by a vision to provide a common platform for African peoples in the continent and the diaspora and their grassroots organizations to be more involved in discussions and decision-making on the problems and challenges facing the continent;

**FURTHER AWARE THAT** since its establishment, the PAP has been exercising limited oversight, advisory role and consultative powers to the African Union (AU), as the Organ that represents all peoples of Africa and the interests of Africans in the Diaspora;

**COGNIZANT** of the imperative and urgent need to further consolidate the aspirations of the African peoples for greater unity, solidarity and cohesion in a larger community transcending cultural, ideological, ethnic, religious and national differences;

**AWARE THAT** the PAP in its current constitution has a high turnover of its Members as their election is largely dependent on national election cycles;

**NOTING THAT** The African Union Assembly of Heads of State and Governments adopted the amended Protocol to the Constitutive Act of the African Union Relating to the Pan-African Parliament on 27<sup>th</sup> June, 2014 at its Twenty-Third Ordinary Session held in June in Malabo, Equatorial Guinea;

**NOTING FURTHER THAT** the amended Protocol will grant the Pan African Parliament greater powers and roles including legislative authority on continental issues;

**FIRMLY CONVINCED THAT** the strengthening of the Pan-African Parliament will ensure effective and full participation of the African peoples in the economic development and integration of the continent;

**NOTING FURTHER THAT** the adopted amended Protocol requires 28 ratifications from the AU Member States before it comes into force;

**CONCERNED THAT** only six African countries have since signed the Protocol, although only the Republic of Mali has gone ahead to ratify and deposit the required instruments;

**APPRECIATING THAT** all EAC Partner States are Members of the African Union and are represented in the Pan African Parliament;

**CONSIDERING THAT** The Pan African Parliament has set itself a target of achieving the required 28 ratifications by 2016;

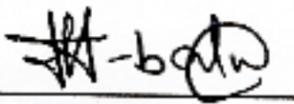
**FURTHER CONCERNED THAT** the Protocol will lapse if it is not ratified by the specified date of 31<sup>st</sup> December 2016.



**NOW THEREFORE THIS ASSEMBLY RESOLVES:**

1. To urge EAC Partner States to urgently sign, ratify and deposit the required instruments of ratification to the amended Protocol to the Constitutive Act of the African Union to support Pan African Parliament achieve one of its important pillars of legislation;
2. To support Pan African Parliament in the full implementation of the amended Protocol.

**CERTIFIED BY:**

  
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Alex Obatre  
DEPUTY CLERK

4/12/15  
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DATE:

