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Centre for Human Rights

2014
ANNUAL
REPORT



Centre for
Human Rights
UNIVERSITY OF PRETORIA

The Centre for Human Rights, based at the Faculty of Law, University of Pretoria, is both an academic department and a non-governmental organisation.

The Centre was established in the Faculty of Law, University of Pretoria, in 1986, as part of domestic efforts against the apartheid system of the time.

The Centre for Human Rights works towards human rights education in Africa, a greater awareness of human rights, the wide dissemination of publications on human rights in Africa, and the improvement of the rights of women, people living with HIV, indigenous peoples, sexual minorities and other disadvantaged or marginalised persons or groups across the continent.

Over the years, the Centre has positioned itself in an unmatched network of practising and academic lawyers, national and international civil servants and human rights practitioners across the entire continent, with a specific focus on human rights law in Africa, and international development law in general.

Today, a wide network of Centre alumni contribute in numerous ways to the advancement and strengthening of human rights and democracy all over the Africa continent, and even further afield.

In 2006, the Centre for Human Rights was awarded the UNESCO Prize for Human Rights Education, with particular recognition for the African Human Rights Moot Court Competition and the LLM in Human Rights and Democratisation in Africa. In 2012, the Centre for Human Rights was awarded the 2012 African Union Human Rights Prize.

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STRENGTHENING HUMAN RIGHTS
IN AFRICA BY SUPPORTING
AND IMPROVING THE
AFRICAN REGIONAL
HUMAN RIGHTS SYSTEM

DIRECTOR'S MESSAGE

Thanks for contributing to a year of highlights



Prof Frans Viljoen, Director, Centre for Human Rights

In 2014 the Centre continued towards its primary aim of strengthening human rights in Africa, with a particular focus on supporting and improving the African regional human rights system, established under the auspices of the African Union (AU).

Graduates

Located in the Faculty of Law, it should be recalled that the Centre for Human Rights in the first place is an academic department. One of the most prominent academic programmes, the Master's Programme in Human Rights and Democratisation in Africa, in 2014 marked 15 years of existence. In 2014, 27 new graduates joined a closely knit network of professional, practising and activist alumni across Africa. The LLM (International Trade and Investment Law in Africa) saw 18 new graduates becoming part of a newly established Alumni Association

for this programme. A record number of six doctoral candidates completed their studies in the Centre and graduated in 2014.

Research

Researchers in the Centre have produced a record number of publications. Significantly, ten of these were published in Web of Science (ISI) journals.

Moot Court Competitions

The Centre now organises, annually, four moot court competitions. The sixth Nelson Mandela World Human Rights Moot Court Competition was held in Geneva for the first time, on 10 December. The twenty-third African Human Rights Moot Court Competition was held in Nairobi, with the collaboration of the University of Nairobi, which in 2014 also became a partner

on the Master's programme. The second Southern African Disability Rights Moot Court Competition was also held. The South African Schools Moot, aimed at the popularisation of the South African Constitution among learners, once again took place.

Short courses

The Advanced Human Rights Courses (AHRC) Programme distinguished itself in 2014 with 10 intensive, advanced one-week courses. During 2014, over 480 participants attended courses presented by AHRC. Covering a broad spectrum of thematic areas, participants were drawn from all over Africa including judges, activists, academics and Centre alumni wishing to refresh their knowledge in a particular area.

Publications

As for Centre publications, the highlight of 2014 was the two journals appearing under the Centre's editorial auspices, the *African Human Rights Law Journal* and the *African Disability Rights Yearbook*, both of which became available as fully on-line open access journals. The Pretoria University Law Press (PULP) prospered again in 2014, publishing a total of 20 publications.

Conferences, colloquia and round tables

The Centre created space for dialogue and deliberation on various aspects related to human rights in Africa. It organised and hosted three major conferences/ colloquia: the annual Disability Rights Conference (which this year focused on the rights of women with disabilities); a Colloquium on the Protection of Civilians (building on a related Colloquium on article 4(h) of the AU Constitutive Act, held in 2013); and another Colloquium, on sexual minority rights in Africa. It further hosted two Round Tables – on the future of the SADC Tribunal, and on the feasibility and possible

content of a Protocol to the African Charter on the rights of persons with disabilities in Africa. We further co-hosted events on the shrinking space for civil society in Africa, and on children's rights.

Numerous other Centre projects, executed within the Centre's thematic units, contributed to foster human rights in Africa. Highlights include the following:

Freedom of expression and access to information

Together with the African Commission's Special Rapporteur on Freedom of Expression and Access to Information, the Centre continued working on the decriminalisation of restrictions of free speech, through the submission of two amicus curiae briefs, to the African Court on Human and Peoples' Rights and South African High Court, and with interventions targeting Swaziland, Tanzania, Zambia and Zimbabwe. The team further advocated for the adoption by African states of the AU Model Law on Access to Information, with advocacy missions taking place to the African Union (AU), East African Community (EAC), Southern African Development Community (SADC), and country visits to Ghana and Mozambique.

Supporting the mandate of the African Commission's Special Rapporteur on Women in Africa

The main objective of this project is to disseminate and popularise the Guidelines on State Reporting on the Women's Protocol as well as to build and strengthen the capacity of the represented states on State reporting to ensure that more African States comply with their State reporting obligations under the Women's Protocol.

Business and human rights

The Centre for Human Rights, together with the African Commission's Working Group on Extractive Industries, Environment and Human Rights, is involved in a project investigating the impact that extractive industries in Africa have on the environment and human rights. In 2014, the first country visit to Zambia was completed as part of this project. The Centre contributed to the development of National Action Plans on Business and Human Rights, and conducted training on business and human rights for a mining company.

Rights of persons with disabilities

The Centre's work on the rights of persons with disabilities continued, centred around its role as coordinator of the Southern African Law Schools Disability Rights Network, comprising the law schools of the following universities: Botswana; Chancellor College (Malawi); Dodoma (Tanzania); Eduardo Mondlane (Mozambique); Midlands State (Zimbabwe); Namibia, and Zambia. In addition to the Disability Rights Conference, the *African Disability Rights Yearbook* and the Southern African Disability Rights Moot Court Competition, the Centre also presents a short course on disability rights in Africa, and participates in the selection and administration of the Open Society's Disability Rights Scholarship programme.

UN Special Rapporteurs

In addition to working closely with a number of mechanisms of the African Commission, the Centre also supports the mandate of two UN Special Rapporteurs, the one on Extrajudicial, Summary and Arbitrary Executions (Professor Christof Heyns) and the one on the Human Rights Situation in Eritrea (Ms Sheila Keetharuth).

Speakers

Events at the Centre also created greater awareness and visibility. Prominent among these were the lecture by Navi Pillay, outgoing UN High Commissioner for Human Rights, and the Julius Osega Memorial Lecture, delivered by Deputy President Kgalema Mothanthe.

Thanks

In all these activities, the Centre's professional and dedicated staff members were supported by many partners and allies, whose support we happily acknowledge.

Most of the Centre's projects depend on external donor funding. Individual funders are mentioned in this report. We remain grateful for these generous sponsors.

Prof Frans Viljoen

Director, Centre for Human Rights



Colloquium on the Protection of Civilians in Armed Conflict



Ms Navi Pillay

ACADEMIC PROGRAMMES

LLD, LLM and MPhil degree programmes

LLD Programme

Around thirty students were registered for the LLD programme in the Centre, under the supervision (or co-supervision) of Professors Frans Viljoen, Michelo Hansungule, Danny Bradlow, Charles Fombad, Charles Ngwenya and Magnus Killander. Monthly LLD meetings were held, at which doctoral candidates present their work in progress.

In 2014, six candidates completed their studies and graduated. They are Busingye Kabumba (Uganda), Amir Abdallah (Sudan), Jegede Ademola (Nigeria), AJ Beredugo (Nigeria), Remember Miamingi (South Sudan) and Ally Possi (Tanzania).

Master's (LLM/MPhil) in Human Rights and Democratisation in Africa

In 2014, 13 women and 13 men were admitted to study for the Master's degree in Human Rights and Democratisation in Africa. All the students completed the programme successfully and in the specified timeframe.

Originally only open to law graduates, since 2013 non-law students are also admitted. Out of the 26 candidates in 2014 there were five with backgrounds in economics and history, journalism, psychology and political science.

The first semester (January to June) was spent in Pretoria with students attending lectures and specialised short courses; as well as participation in experiential learning activities including film shows, debates, a Constitutional Court hearing in which they wrote a shadow judgment. Students undertook study visits to Botswana, Lesotho, Mozambique, Swaziland, Zimbabwe and the Limpopo Province of South Africa, ending with a written assignment based on their field of research.

The second semester (July to December) was spent at the partner universities. Here students write a dissertation, serve an internship in a relevant institution, study a foreign language and complete course work in human rights.

The Master's programme involves an exciting end-of-year week attended by all students, representatives from partner universities, some alumni and staff of the Centre for Human Rights. End of year activities in 2014 included:

- A workshop for students on how to convert their dissertations into publishable articles.
- An international colloquium on sexual minority rights.
- The annual meeting of the Council of the Master's programme, involving all partner universities.
- The graduation ceremony on 10 December 2014, International Human Rights Day, at which Ms Leda Hasila Limann (Ghana, Class of 2003) received the Vera Chirwa Award in recognition of her contribution to fostering peace and unity in Darfur and South Sudan through personal leadership and financial support.

The partner universities involved in presenting the LLM/MPhil programme are:

Université d'Abomey Calavi (Benin), Addis Ababa University (Ethiopia), University of Alexandria (Egypt), Catholic University of Central Africa (Cameroon), Universidade Eduardo Mondlane (Mozambique), Université Gaston Berger de Saint Louis (Senegal), University of Ghana, University of Lagos (Nigeria), University of Nairobi (Kenya), Makerere University (Uganda), University of Mauritius, University of Pretoria (South Africa), University of Venda (South Africa) and the University of the Western Cape (South Africa).

The Master's programme received generous financial support from the following funders: European Union (main funder), Deutscher Akademischer Austausch Dienst (DAAD), the Royal Government of the Netherlands and the Royal Norwegian Government.

LLM/MPhil (Multidisciplinary Human Rights)

The LLM/MPhil programme in multidisciplinary human rights is offered to candidates in possession of an LLB degree from a recognised university (who graduate with an LLM) and non-holders of an LLB degree but who hold an honours degree in another field (who graduate with an MPhil (Multidisciplinary Human Rights)). It is a part-time programme. Six students graduated on the LLM programme in 2014.

LLM (International Trade and Investment Law in Africa)

This programme is presented at the Centre only every second year. During 2014 the programme was presented at the University of the Western Cape.

On 10 December 2014 the 2013 group of students (who studied at the Centre) graduated, with 18 of the 19 students being awarded their degrees. In 2014, students from the 2013 intake went on a 6-month exchange programme to the University of Amsterdam.

The Centre in 2014 established an LLM Trade and Investment Alumni Network, alumni database and alumni newsletter. An effort is being made to get all the mini-dissertations converted into publishable articles.

The LLM programme was financially supported by ABSA and the National Research Foundation.



Graduation ceremony on 10 December 2014



COUNTRIES REPRESENTED ON THE *HUMAN RIGHTS AND DEMOCRATISATION IN AFRICA* PROGRAMME IN 2014

EGYPT	1
ETHIOPIA	1
GAMBIA	1
GHANA	1
KENYA	3
MAURITIUS	1
MOZAMBIQUE	1
NIGERIA	3
RWANDA	1
SIERRA LEONE	1
SOUTH AFRICA	4
SOUTH SUDAN	2
TANZANIA	3
UGANDA	2
ZIMBABWE	2

RESEARCH

Additional research projects

In addition to the research conducted by students and staff in the Centre, and research arising from other activities and projects, the Centre was involved in the following two research projects:

Fostering human rights among European (external and internal) Policies (FRAME)

FRAME brings together 19 universities and human rights institutes mainly from the European Union, Egypt, China, India, Peru, South Africa and the United States to investigate the role of the European Union in the protection of human rights. FRAME is a four-year project launched in 2013.

The Centre for Human Rights participates in six work packages dealing with challenges and factors; underlying conceptions; institutions and instruments; engagement with multilateral organisations; bilateral cooperation; and development and trade.

Global Campus Research on the Universal Periodic Review

Prof Magnus Killander coordinated a research team from the Global Campus partner universities to produce a report on the implementation of recommendations of the Universal Periodic Review (UPR) in 21 countries across the world considering factors that affect the implementation of UPR recommendations.



Global Campus, Venice, Italy



Global Campus, Venice, Italy

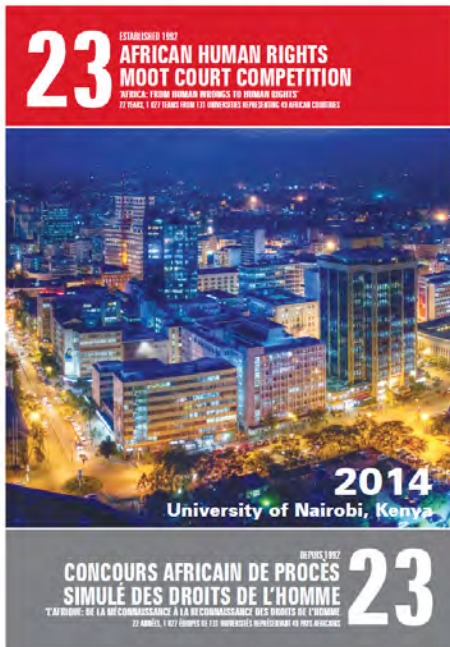


Global Campus, Venice, Italy



PROJECTS

Moot court competitions, short courses and other projects



Twenty-third African Human Rights Moot Court Competition

The 23rd African Human Rights Moot Court Competition (the Moot) took place in 2014. The Moot is the largest annual gathering of African law faculties and one of the most important human rights educational initiatives in Africa. It offers unparalleled opportunity for networking among young scholars, academics, judges and human rights experts, and is a unique pedagogic tool in teaching law at undergraduate level. Since its inception in 1992, it has been hosted in 18 countries and has brought together 141 law faculties in Africa representing 49 of its 54 countries.

In 2014 the University of Nairobi, Kenya, hosted the Moot. In total 88 participants from 45 universities representing 15 African countries took part. This year, students had to argue a case dealing with the rights of indigenous peoples, the exploitation of natural resources and the right to development.

An important component of the Moot week was a high-level human rights conference on the right to development held on 5 September and hosted by the Kenya School of Law.

After two full days of preliminary rounds, the best two teams in each language category (English and French) advanced to the final round in which they were paired to form two new combined teams – with one Anglophone and one Francophone on each side. The finalists were University Gaston Berger, Senegal and University of Nairobi, Kenya, for the Applicant; and Université Felix Houphouet Boigny, Côte d'Ivoire, and University of Pretoria, South Africa, for the Respondent. The Applicant team won the competition.

The Moot Court Competition was financially supported by the European Union (EU).



23rd African Human Rights Moot Court Competition



23rd African Human Rights Moot Court Competition



Nelson Mandela World Human Rights Moot Court Competition

The 6th Nelson Mandela World Human Rights Moot Court Competition was held in Geneva, Switzerland from 8 to 10 December 2014. Established in 2009, the main objective of the competition is to bring together students, law professors and human rights lawyers from different legal systems to debate and discuss contemporary cross-cutting human rights issues. The competition is organised in collaboration with the United Nations Office of the High Commissioner for Human Rights.

After being held in Pretoria for the 5 past years, the United Nations Offices in Geneva hosted the Competition for the first time in 2014. The executors of the estate of the late President Nelson Mandela granted permission for the competition to be named after the great statesman and human rights icon, Nelson Mandela (the event was previously simply called 'World Human Rights Moot Court Competition').

Thirteen teams from 12 countries representing the five UN regions were selected to compete in the pre-final rounds in Switzerland. Over 40 participants were welcomed at Palais Wilson, the former headquarters of the League of Nations and currently the Office of the High Commission for Human Rights. At the Opening Ceremony participants were welcomed by Mr Eric Tistounef, Chief of the Human Rights Council Branch and Prof Christof Heyns, Co-director of the Institute for International and Comparative Law in Africa at the University of Pretoria and United Nations Special Rapporteur on extrajudicial, summary or arbitrary executions. The President of the Human Rights Council, Ambassador Baudelaire Ndong Ella of Gabon, encouraged participants to use this opportunity to deepen their knowledge of the UN mechanisms and other international instruments.



The pre-final rounds were held at Palais des Nations, the headquarters of the United Nations human rights agencies. The panels of judges in these rounds were human rights experts as well as lecturers from the participating universities. Teams from the following countries participated in the pre-final rounds: Argentina, Australia, Belarus, Greece, India, Indonesia, Kenya, Singapore, Slovenia, Poland, Switzerland and South Africa. After a visit to the International Red Cross museum the finalists were announced. The teams from the University of New South Wales in Australia and Moi University in Kenya qualified to advance to the final round.

The final round was held on International Human Rights Day (10 December) in the famous Room XX of the Palais des Nations (also known as the Human Rights and Alliance of Civilizations Room), where the Human Rights Council regularly meets to discuss burning issues.

The finalists argued a hypothetical human rights case before the following eminent judges:

- Justice Dikgang Moseneke (Presiding), Deputy Chief Justice, Constitutional Court of South Africa (South Africa)
- Ms Jane Connors, Director: Research and Right to Development Division, Office of the High Commissioner for Human Rights (Australia)
- Ms Patricia O'Brien, Ambassador, Irish Permanent Mission, former UN Under-SG for Legal Affairs and UN Legal Counsel (Ireland)
- Justice Fatsah Ouguerouz, Judge and former Vice-President of the African Court of Human and Peoples' Rights (Algeria)
- Prof Robert Roth, Director of the Geneva Academy of International Humanitarian Law and Human Rights (Switzerland)



6th Nelson Mandela World Human Rights Moot Court Competition



Prof Cheryl de la Rey, Vice-Chancellor and Principal of the University of Pretoria and Zeid Ra'ad Al Hussein, United Nations High Commissioner for Human Rights

The team arguing for the Respondent, the University of New South Wales, was declared winner of the 6th Nelson Mandela World Human Rights Moot Court Competition. The Final Round and Closing Ceremony were attended by the Vice-Chancellor and Principal of the University of Pretoria Prof Cheryl de la Rey. The highlight of the Closing Ceremony was the keynote address by the newly appointed United Nations High Commissioner for Human Rights Zeid Ra'Ad Al Hussein.

The World Moot Competition was a great success in offering a unique opportunity for students from different parts of the world to engage with their peers on global human rights issues, and to be, in the words of Nelson Mandela, the 'teachers, judges and leaders of tomorrow.'

The 6th Nelson Mandela World Human Rights Moot Court Competition was organised by the

Centre for Human Rights, University of Pretoria and the Office of the United Nations High Commissioner for Human Rights (OHCHR) in partnership with the Geneva Centre for Human Rights Advancement and Global Dialogue, the Geneva Academy of International Humanitarian Law and Human Rights and the University of Lucerne, Chair of Comparative and Anglo-American Law / Lucerne Academy for Human Rights Implementation.

The financial assistance of the following donors is gratefully acknowledged: the Permanent Mission of the Swiss Federation to the United Nations at Geneva; the Permanent Mission of Ireland to the United Nations at Geneva; the Permanent Mission of South Africa to the United Nations at Geneva; the Geneva Centre for Human Rights Advancement and Global Dialogue; and the Office of the UN High Commissioner for Human Rights (Regional Office for Southern Africa).

National Schools Moot Court Competition

The National Schools Moot Court Competition is a project of the Centre. However, other major stakeholders in this initiative include the Department of Justice and Correctional Services, the Department of Basic Education, the Foundation for Human Rights, the Constitutional Literacy and Service Initiative, the Constitution Hill Education Project and the South African Human Rights Commission. The Schools Moot aims to foster practical skills in aspirant lawyers, achieving this aim by facilitating a nationwide, high school level moot court competition on an annual basis.

Participating learners are provided with a hypothetical set of facts that concern a Constitutional and Human Rights law issue, with this year's 'problem' relating to the right to freedom of expression. The learners must

subsequently formulate a legal argument based on these facts and make their oral arguments through various elimination rounds. The final round of the competition is hosted at the Constitutional Court, where the case is heard before a panel of five judges, three of whom are justices of the Constitutional Court.

On 11 October 2014 the University of Pretoria hosted the top teams (80 learners and 40 educators) from various high schools around the country to compete in the national semi-finals at the University of Pretoria. In 2014 judges included magistrates, top attorneys and advocates in the profession, aspiring candidate attorneys, post-graduate law students, and Constitutional Court law clerks. Teams had the opportunity to tour Constitution Hill and the Constitutional Court, as well as Freedom Park in Pretoria to learn more about South Africa's history and unsung heroes. A gala dinner was held at which the top ten teams were recognised.



National Schools Moot Court Competition



Justice Edwin Cameron addresses participants of the National Schools Moot Court Competition

On Sunday 12 October 2014, the Constitutional Court hosted the final round, which was presided over by Justices Sisi Khampepe and Mbuyiseli Madlanga of the Constitutional Court, as well as Judge Jody Kollapen of the North Gauteng High Court, Advocate McCaps Motimele SC of the General Council of the Bar, and Professor Ann Skelton of the University of Pretoria. This event was attended by all participating learners, educators and parents, with a keynote address by Deputy Minister of Education Enver Surty. The audience and judges also heard from Professor Christof Heyns of the University of Pretoria and UN Special Rapporteur on extrajudicial, summary or arbitrary executions; and Mr Brent Williams, Chief Executive Officer of Cliffe, Dekker and Hofmeyr, one of the Competition's partners in 2014.

The team from Grenville High School in the Northwest Province came first, with the team from the Gibson Pillay Learning Academy in Gauteng as runners-up. Grassdale High School in the Western Cape had the best essays. All these learners will receive bursaries to cover a portion of their first year of law studies at any South African university. A prize-giving ceremony followed, with Deputy Minister Surty delivering certificates to all participants in the Competition and Exclusive Books vouchers to the top overall ten teams in the country.

The National Schools Moot Court Competition was sponsored by the Foundation for Human Rights, Juta Publishers and the firm Cliffe, Dekker & Hofmeyr Attorneys.

Southern African Disability Rights Moot Court Competition

The second Southern African Disability Rights Moot Court Competition was held in November

Five Universities from Southern Africa participated in the competition: University of Botswana, University of Malawi, Midlands State University (Zimbabwe), University of Zambia and University of Namibia.

University of Zambia and Midlands State University proceeded to the final round, which was won by Midlands State University. The final round judges were Prof Luke Clements (Cardiff University), Prof Bob Dinerstein (Washington College of Law), Ms Yvonne Dausab (University of Namibia) and Justice Monica Mbaru (High Court of Kenya).



2nd Southern African Disability Rights Moot Court Competition

Advanced Human Rights Courses (AHRC)

The Advanced Human Rights Courses Programme (AHRC) consists of annual advanced short courses dealing with issues pertinent to human rights, development and good governance in Africa. Each course, lasting one week, is presented by local and international experts in the respective fields, with a careful balance between academics and practitioners. Human rights and development professionals at all levels often have to grapple with the multi-disciplinary challenges presented by the huge gap between human rights in practice and human rights in theory.

These one-week courses attempt to fill this gap by offering participants the chance to acquire the latest knowledge and information in the particular area; undertake an analytical and critical appraisal of current issues; and the opportunity to conceptualise solutions to these problems, while building an important network of people and institutions.

These courses are primarily aimed at governmental officials, managers and staff of civil society organisations, judges and magistrates, legal practitioners, staff of international and intergovernmental organisations, as well as academics from Universities in Africa.

Courses presented during 2014

Sexual minority rights (February); Disability rights in an African context (March); Judicial enforcement of socio-economic rights (May); Civil Society Law (June); Judicial exchange programme (Kenya Court of Appeal) (June); Children's rights in Africa (July); The right to development (August); The role of men and boys in achieving gender equality (August); Indigenous peoples' rights (September); and African human rights in comparative perspectives (October).

All courses covered the main principles relating to the respective fields they address, seen from a specifically African perspective, and focusing on the issues of relevance in the continent.

During 2014, over 360 participants attended AHRC courses. Although participants were mainly from Africa, a number of participants came from Europe, Asia and the USA.

Partnerships

A number of institutional partnerships exist in the technical (academic) presentation of AHRC courses including:

- Institute for Human Rights Law, Catholic University of Leuven, Belgium (Sexual minority rights)
- University of Antwerp, Belgium (Right to development)
- Ghent University, Belgium (African human rights system in comparative perspectives)
- Sonke Gender Justice Network, South Africa (Role of men and boys in achieving gender equality)
- Save the Children International (Children's rights)
- International Work Group for Indigenous Affairs (IWGIA) (Indigenous peoples' rights)

AHRC was funded by the Flemish Government; the Norwegian Ministry of Foreign Affairs; the Norwegian Centre for Human Rights, University of Oslo; Irish Aid (through Sonke Gender Justice Network); Open Society Foundation; IWGIA; Ford Foundation (support for Judges on the socio-economic rights course); and Save the Children International (Children's Rights in Africa).












Children's Rights in Africa Course



Indigenous Peoples' Rights Course

NUMBER OF PARTICIPANTS ATTENDING THE ADVANCED HUMAN RIGHTS COURSES (AHRC)

SEXUAL MINORITY RIGHTS 10 - 14 FEBRUARY 2014		46
DISABILITY RIGHTS IN AN AFRICAN CONTEXT 10 - 15 MARCH 2014		47
JUDICIAL ENFORCEMENT OF SOCIO-ECONOMIC RIGHTS 5 - 9 MAY 2014		39
JUDICIAL EXCHANGE PROGRAMME (KENYA COURT OF APPEAL) 10 - 14 JUNE 2014		10
CIVIL SOCIETY LAW 14 - 18 JULY 2014		24
CHILDREN'S RIGHTS IN AFRICA 21 - 25 JULY 2014		60
THE RIGHT TO DEVELOPMENT 25 - 29 AUGUST 2014		40
THE ROLE OF MEN AND BOYS IN ACHIEVING GENDER EQUALITY 4 - 8 AUGUST 2014		32
INDIGENOUS PEOPLES' RIGHTS 15 - 19 SEPTEMBER 2014		25
AFRICAN HUMAN RIGHTS SYSTEM IN COMPARATIVE PERSPECTIVES 20 - 24 OCTOBER 2014		44

MORE THAN
360 PARTICIPANTS
ATTENDED THE ADVANCED
HUMAN RIGHTS COURSES
(AHRC)
DURING 2014

Disability Rights Unit

Disability Scholarship Programme

The Centre for Human Rights played a consultative role in arranging interviews under the Disability Rights Scholarship Programme (DRSP) of the Open Society Institute. This involved receiving and screening applications, arranging for interviews to take place in Pretoria, South Africa, including all the logistics in that process and organising travel arrangements for the successful grantees to Turkey for a summer school.

Of the 18 semi-finalists that were shortlisted from the interviews that took place at the Centre in April, 9 finalists were selected to pursue an LLM in Disability Rights at different universities in Canada, the UK and the USA (see table below).

The Disability Rights Scholarship Programme is funded by the Foundation Open Society Initiative.

The Disability Rights Round Table Meeting

The disability rights round table meeting was held on 21 and 22 August 2014, hosted by the Centre for Human Rights in collaboration with the Africa Disability Alliance (ADA). The meeting was a consultative process which brought together 50 prominent representatives from civil society, non-governmental organisations and governments from across the continent involved in promoting disability rights. The main focus of the meeting was a discussion on the desirability and feasibility of the African Disability Rights Protocol.

The Deputy Minister for Social Development in South Africa, Ms Hendrietta Bogopane-Zulu, attended part of the meeting. The main speakers at the meeting were Commissioner Lawrence Mute, African Commission on Human and Peoples' Rights; Dr Johan Strijdom, Head of Division, Social Affairs Department at the African Union; and Ms Rosewete Mudarikwa, Chair of the African Disability Alliance.

The Roundtable was sponsored by an anonymous donor and the Open Society Initiative of Southern Africa (OSISA).



Disability Rights Round Table Meeting

	STUDENT	SEX	COUNTRY	UNIVERSITY PLACED
1	Juventus Duorinah	Male	Ghana	University of Cardiff, UK
2	Novath Rukwago	Male	Tanzania	Washington College of Law, USA
3	Edmond Gichuru	Male	Kenya	Syracuse University, USA
4	Miriam Nthenge	Female	Kenya	University of Galway, Ireland
5	Isabel Palasida	Female	Zimbabwe	University of Cardiff, UK
6	Esther Gyamfi	Female	Ghana	University of Galway, Ireland
7	Jodge Manhique	Male	Mozambique	University of Galway, Ireland
8	Abraham Mateta	Male	Zimbabwe	University of Leeds, UK
9	Thomas Mtonga	Male	Zambia	University of Leeds, UK
10	Everlyn Koiyiet	Female	Kenya	Syracuse University, USA

Disability Rights Annual Conference

Globally, women with disabilities experience significantly more barriers in realising human rights in both public and private settings. They are more likely to suffer multiple or aggravated forms of discrimination inside as well as outside the home. In Africa, as with many other societies around the world, the situation of women with disabilities is complicated by traditional and conservative views on the position and role of women in society.

The Centre for Human Rights hosted the annual disability rights conference on the theme 'Overcoming Obstacles: Towards the effective implementation of the rights of women with disabilities in Africa' on 4-5 November 2014. This annual conference seeks to bring together scholars, researchers, practitioners, disability activists, disabled people's organisations and

policymakers from across Africa and beyond to examine the intersection between women with disabilities and the fulfilment of their human rights in the African region.

The conference was attended by about 70 participants from 15 countries. Participants included academics, lawyers, non-governmental organisations, civil societies and national governments. The papers presented at the conference will be reworked with the aim of publishing them in the 2015 African Disability Rights Yearbook. The conference coincided with the launch of the 2014 African Disability Rights Yearbook.

The Conference was sponsored by the Open Society Initiative of Southern Africa (OSISA).





Konate v Burkina Faso

Freedom of Expression Programme

Amicus Brief: *Konate v Burkina Faso*

The programme (on behalf of the Centre for Human Rights), together with 17 other non-governmental organisations, acted as amici curiae in the case of *Konate v Burkina Faso* before the African Court on Human and Peoples' Rights (African Court). In this case the offence of criminal defamation, as enshrined under the laws of Burkina Faso, was challenged as a violation of the African Charter on Human and Peoples' Rights. The case was argued before the African Court in March and in a landmark judgment on 5 December, the African Court upheld the arguments of the amici.

Amicus Brief: *Motsepe v The State*

Once again, the programme (on behalf of the Centre for Human Rights), together with 16 other organisations acted as amici curiae in the case of *Motsepe v The State* before the High Court of South Africa (Gauteng Provincial Division) on appeal against the conviction for criminal defamation by the magistrates court, which was challenged as a violation of the Constitution of South Africa. The case was argued before the High Court in October and, on 5 December, the appeal was upheld, but the offence of criminal defamation found to be consistent with the Constitution.

Stakeholders meeting on the decriminalisation of laws limiting freedom of expression in Tanzania

On 8 and 9 July, the Special Rapporteur of the African Commission on Human and Peoples'

Rights on Freedom of Expression and Access to Information in Africa, Commissioner Pansy Tlakula, in collaboration with the Centre for Human Rights, the Media Institute of South Africa Tanzania (MISA-Tanzania), and members of the Decriminalisation of Expression (DOX) Campaign, organised a stakeholders meeting on the decriminalisation of laws limiting Freedom of Expression, in Dar es Salaam, Tanzania.

At the meeting, participants discussed some of the various criminal laws restricting freedom of expression and how they had been applied by courts in Tanzania, the impact of these laws on media freedom and as well as past efforts at their decriminalisation in Tanzania. The meeting concluded with the adoption of an Action Plan to guide further action towards the repeal of laws criminalising expression in Tanzania.

Meeting with the Zimbabwe Information and Media Panel of Inquiry

On 18 August, the Special Rapporteur met with the Zimbabwe Information and Media Panel of Inquiry (IMPI) in Johannesburg, South Africa. The meeting was held at the request of IMPI to solicit the views of the Special Rapporteur on the need for law reform on issues of media freedom and access to information in Zimbabwe. It was concluded that the Special Rapporteur would forward her comments on media freedom (with specific focus on the need for the decriminalisation of laws limiting freedom of expression) and access to information to IMPI for inclusion in their report.

Advocacy visit to the Kingdom of Swaziland

From 19 to 21 August, the Special Rapporteur, Commissioner Pansy Tlakula, undertook an advocacy visit to the Kingdom of Swaziland. The purpose of the visit was to meet with civil society and government officials to discuss the situation of human rights in general and freedom of expression in particular, in the

Kingdom of Swaziland. Commissioner Tlakula undertook the visit both in her capacity as Special Rapporteur and as the Commissioner of the African Commission on Human and Peoples' Rights responsible for the promotion of human rights in the Kingdom of Swaziland. During her visit, the Special Rapporteur met with members of civil society, family members and lawyers of Thulani Maseko and Bheki Makhubu, who were recently convicted for contempt of court and sentenced to two years in prison, as well as Mario Masuku, who is currently in detention awaiting trial on charges of sedition and terrorism. The Special Rapporteur also met with government officials including the Prime Minister, the Minister of Justice and the Minister of Foreign Affairs.

Stakeholders meeting on the decriminalisation of laws limiting freedom of expression in Zambia

On 12 and 13 November, the Special Rapporteur, Commissioner Pansy Tlakula, in collaboration with the Centre for Human Rights, the Media Institute of Southern Africa Zambia (MISA-Zambia), and members of the Decriminalisation of Expression (DOX) Campaign, organised a stakeholders meeting on the decriminalisation of laws limiting Freedom of Expression, in Lusaka, Zambia. At the meeting, participants discussed some of the various criminal laws restricting freedom of expression and how they had been applied by courts in Zambia, the impact of these laws on media freedom, and most importantly the proposed draft bill on decriminalisation of defamation and strategies on how to assure its passage in Parliament. The meeting concluded with the adoption of a National Plan of Action to guide further action towards the repeal of laws criminalising expression in Zambia.

The Freedom of Expression programme was sponsored by the Open Society Foundation.

Access to Information Programme

Meeting with the African Union Department of Political Affairs on the Model Law on Access to Information

On 15 January, the Special Rapporteur held a meeting with the Commissioner for Political Affairs of the African Union (AU), Dr Aisha Abdullahi, at the AU Commission in Addis Ababa, Ethiopia. The purpose of the meeting was to seek the assistance of the Department of Political Affairs (DPA) to have the Model Law on Access to Information adopted, which was adopted by the African Commission in February 2013, incorporated into the legal framework of the African Union, as well as to encourage the mainstreaming of access to information into the daily activities of the African Union. At the end of the meeting, the process for the incorporation of the Model Law into the legal framework of the AU was agreed upon. It was also agreed that the African Governance Platform (AGP) should be used as a forum for raising awareness among AU Member States on the Model Law.

Meeting with the EAC Secretariat on the Model Law on Access to Information

On 17 January 2014, the Special Rapporteur, Commissioner Pansy Tlakula, held a meeting with the Executive Secretary of the East African Community (EAC), Ambassador Richard Sezibera, at the Secretariat of the EAC in Arusha, Tanzania. The purpose of the meeting was to seek the cooperation of the EAC in facilitating the process of adopting the Model Law on Access to Information as the regional standard on access to information for Eastern Africa, as well as to encourage the mainstreaming of access to information into the daily activities of the EAC. The meeting concluded with an agreement that the EAC would look into the possibility that certain aspects of the Model Law could be specifically legislated upon by the East Africa Legislative Assembly (EALA) and the



Experts meeting on the Draft State Reporting Guidelines for the African Charter on Democracy, Elections and Governance

adoption of a binding resolution by the Council of Ministers of the EAC, encouraging member States to use the Model Law in adopting or reviewing access to information laws

Experts meeting on the Draft State Reporting Guidelines for the African Charter on Democracy, Elections and Governance

On 4 and 5 June, the Centre for Human Rights, in collaboration with the Department of Political Affairs of the African Union Commission, held an experts meeting on the draft state reporting guidelines for the African Charter on Democracy, Elections and Governance (Democracy Charter) in Pretoria, South Africa. The first day of the meeting focused on broader issues of the processes for the preparation, submission and review of State Reports, as well as mechanisms for the implementation of the concluding observations made by the African Governance Architecture (comprising organs of

the African Union responsible for democracy, human rights and governance issues as well as Regional Economic Communities, charged with the consideration of State Reports under the Democracy Charter) to States Parties following the consideration of State Reports. On the second day, participants broke up into working groups and held extensive discussions on the structure and content of the draft guidelines. At the end of the day, proposed amendments to the draft guidelines were discussed and agreed to in plenary.

The Department of Political Affairs is now expected to disseminate the amended draft guidelines widely for further feedback, with a view to ensuring broad participation by stakeholders in the finalisation of the draft guidelines. Once finalised, the reporting guidelines will be circulated to States Parties, in readiness for the commencement of reporting obligations under the Democracy Charter.

Advocacy visit to Mozambique on the Mozambican Right to Information Bill

On 26 and 27 June, the Special Rapporteur, Commissioner Pansy Tlakula, undertook an advocacy visit to Maputo, Mozambique. The purpose of the visit was to meet with government officials to advocate for the speedy adoption of the Mozambican Right to Information Bill, currently before Parliament, in accordance with regional and international standards on access to information as embodied in the Model Law. During her visit, the Special Rapporteur met with Mr Alfred Gamito, Chair of the Committee on public administration and social communication, which is the parliamentary committee responsible for the Right to Information Bill; Ms Benvinda Levy, Minister of Justice and Mr Ozias Pondja, President of the Supreme Court of Mozambique.

An important outcome of the Special Rapporteur's visit was the acceptance of the technical assistance offered by the Special Rapporteur to Mozambique in the adoption of the Right to Information Bill, as well as for its future implementation. In this regard, the Special Rapporteur forwarded her comments on the current draft of the Right to Information Bill, ahead of plenary debate of the Bill in Parliament in August 2014.

Advocacy visit to Ghana on the Ghanaian Right to Information Bill

From 1 to 2 July, the Special Rapporteur, Commissioner Pansy Tlakula, undertook an advocacy visit to Accra, Ghana. The purpose of the visit was to meet with government officials to advocate for the speedy adoption of the Ghanaian Right to Information Bill, currently before Parliament, in accordance with regional and international standards on access to information as embodied in the Model Law.



Advocacy visit to Ghana on the Ghanaian Right to Information Bill

During her visit, the Special Rapporteur met with the leadership of Parliament which included the Speaker of parliament, Honourable Edward Ajaho as well as the majority and minority leaders; the chair and members of the select committee on constitutional legal and parliamentary affairs, which is the parliamentary committee responsible for the Right to Information Bill; Honourable Mahama Ayariga, Minister of Information and Media Relations and Ms Nana Oye Lithur, Minister for Gender, Children and Social Protection. In each of these meetings, the Special Rapporteur received assurances of Ghana's commitment to the adoption of a Right to information law which takes into account the Model Law before the expiration of the tenure of the current government in 2016.

Meeting with SADC Secretariat on the Model Law on Access to Information

On 7 July, the Special Rapporteur, Commissioner Pansy Tlakula, undertook an advocacy visit to the Southern African Development Community (SADC) secretariat in Gaborone, Botswana. The purpose of the visit was to meet with the Executive Secretary, Dr Stergomenna Lawrence Tax, to discuss possible areas of collaboration on the 'implementation' of the Model Law. Specifically, the meeting sought to explore the possibility of the SADC secretariat adopting the Model Law as the sub-regional standard on access to information and, in so doing, encourage member states to use the Model Law in the adoption or review of access to information legislation in the SADC region.

A major outcome of the discussions was the agreement to set up a technical committee comprising relevant staff of the SADC secretariat

and technical experts appointed by the Special Rapporteur, to develop in detail the adoption of the Model Law as the SADC standard on access to information, and work with Member States to adopt and review access to information laws which comply with the Model Law. The technical committee is also expected to develop and facilitate the implementation of a Plan of Action on mainstreaming access to information into the day-to-day operations of the SADC secretariat.

Using Access to Information for the realisation of and Sexual and Reproductive Health Rights (SRHR) in Malawi and Rwanda

On 19 and 20 March, the Centre for Human Rights, in collaboration with MISA-Malawi and the Open Society Justice Initiative, held a meeting with local stakeholders in Lilongwe, Malawi to discuss the proposed project on using access to information for the realisation

of sexual and reproductive health rights (SRHR) of women in Malawi. The meeting concluded with the formulation of a Plan of Action for the project. Subsequently, a follow-up meeting was held on 19 June to further discuss the modalities for the implementation of the Plan of Action, setting out in detail the categories of information needed for the improvement of SRHR of women in Malawi. An initial stakeholders meeting for the project was held on 8 and 9 September in Kigali, Rwanda. As with Malawi, a Plan of Action was developed by participants and is set to be implemented by local stakeholders in 2015.

The Access to Information project was financially supported by the Open Society Initiative for Southern Africa (OSISA), Open Society Foundations, Rights Initiative (Right to Information Fund) and the United Nations Democracy Fund (UNDEF).



Special Rapporteur on Freedom of Expression and Access to Information Pansy Tlakula

Gender Unit

The Centre's Gender Unit continued its activities to support the activities of the African Commission in respect of the Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa (the Women's Protocol).

The Unit continued its research on early and forced marriages, and has been working towards the elaboration and eventual adoption of a general Comment by the African Commission on this issue. Towards the end of 2014, Karen Stefiszyn, who has for a long time headed the Unit, stood down. She will however still be involved with the Unit in an advisory capacity. She has been replaced by Katy Hindle.

Supporting state reporting under the African Women's Protocol

The Gender Unit of the Centre for Human Rights organised a 3-day workshop in November on increasing States' capacity for reporting under the Women's Protocol in collaboration with the Special Rapporteur (SR) on the Rights of Women in Africa of the African Commission on Human and Peoples' Rights (African Commission), Commissioner Soyata Maiga.

Thirty key government and civil society stakeholders involved in the state reporting process in the Democratic Republic of Congo, Seychelles, Tanzania and Zimbabwe attended this workshop.

The main objectives of the workshop were to disseminate and popularise the Guidelines on State Reporting on the Women's Protocol as well as to build and strengthen the capacity of the represented states on State reporting to ensure that more African States comply with their State reporting obligations under the Women's Protocol.

Participants also shared the status of reporting in their respective countries as well as the challenges faced by those tasked with drafting the State reports. In addition, participants worked in country groups to draft a report on the Women's Protocol and presented it in a moot session of the African Commission. This session provided an opportunity for participant State representatives to have constructive engagement with the SR on the Rights of Women in Africa, allowing representatives to benefit from her concrete recommendations.

This project yielded some tangible results and outcomes and Malawi became the first country to submit a state report on the Women's Rights Protocol. This report was subsequently considered at the Commission's 56th ordinary session in April 2015.

This project was funded by the Norwegian Government through its Embassy in Pretoria.



Workshop on increasing States' capacity for reporting under the Women's Protocol



Workshop on increasing States' capacity for reporting under the Women's Protocol

I am a human being, an individual

Robert and Karl O...

"If I would n...
good-bye...
would h...



I am a human being, an individual

Frieda Belinfante

"I wanted to look down...



South Africa, 1994

In 1994, South Africa became the first country in the world to...
discrimination based on their sexual orientation through its Constitution. ...
all countries in Latin America have abolished anti-gay legislation. The United States
identified Lesbian, Gay, Bisexual and Transgender (LGBT) rights as a human rights priority
in their foreign policy.

Can homosexual men and women continue to count on protection
under the law in the 21st century? Or are liberties again being eroded?
How will society react to intolerance, hate and dehumanization?

What will YOU do?

How do we address LGBT rights in South Africa today?

What our Constitution Says

Chapter 2 of the Constitution: The Bill of Rights

...and has the right to equal protection and benefit of the law.
...ment of all rights and freedoms.
...ly or indirectly against anyone on one or more
...status, ethnic or social origin, colour, sexual
...language and birth.
...anyone on one or more grounds,
...in, colour, sexual orientation,
...man dignity
...ent dignity and the right to have
...protected.

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all



'In whom can I still trust' exhibition - a visual documentation of the persecution of homosexuals by the Nazi regime during the Holocaust

UN Special Rapporteur on the situation of human rights in Eritrea

This project aims to strengthen the capacity of the Centre for Human Rights in contributing to the academic discourse and concrete action regarding the situation of human rights in Eritrea, with a view to bringing about better enjoyment of human rights in the country. The Centre therefore provides some support to the UN Special Rapporteur on the situation of human rights in Eritrea (Special Rapporteur) as she delivers independently on her mandate.

This involves primarily monitoring human rights developments in Eritrea, including maintaining an overview of human rights and political developments in the Horn of Africa, through daily desktop research. As information within Eritrea is very controlled and limited, it is necessary to keep abreast of other online news resources to keep up to date with the situation of human rights in Eritrea. The information derived is then documented on a dynamic database, monitoring any improvements or progress made in relation to the situation of human rights in Eritrea.

Some students on the LLM/MPhil (Human Rights and Democratisation in Africa) programme participate in the Eritrea Clinical Group and provided some support to the Special Rapporteur, mainly in the form of research on the situation of human rights in Eritrea

The Special Rapporteur attended the 53rd session of the African Commission on Human and Peoples' Rights, where she presented her vision of and approach to the mandate during a briefing with the members of the Commission.



United Nations Special Rapporteur on the situation of human rights in Eritrea Ms Sheila B Keetaru



Participants at the Roundtable on the future of the SADC Tribunal

Roundtable on the future of the SADC Tribunal

The Centre for Human Rights, in collaboration with the Konrad Adenauer Stiftung, held a Round Table to discuss the restoration of the Southern African Development Community (SADC) Tribunal on 28 and 29 August 2014.

The Round Table was attended by many stakeholders including former judges of the SADC Tribunal; a former judge of the East African Court of Justice (EACJ); officials from the SADC Tribunal, the EACJ and the Court of Justice of the Economic Community of Western African States (ECOWAS); lawyers from private practice and academia; officials of the South African Department of Justice; the South African Law Society; researchers; and members of civil society.

The objective of the Round Table was to discuss the implications of the adoption of a new Protocol by the SADC Summit.

Some of the concerns raised include:

- The new SADC Tribunal only gives access to states, depriving individuals of this privilege;
- The abolition of individual access to the SADC Tribunal contradicts the global trend;
- The processes of the negotiation and adoption of the new Protocol were done in a non-transparent manner and excluded SADC citizens and civil society organisations, contrary to the letter and spirit of the SADC Treaty.

The SADC Tribunal initially allowed access to its employees to settle their disputes with SADC as its employer, but by abolishing individual access, employees no longer have any legal recourse.

This roundtable was financially sponsored by the Konrad Adenauer Stiftung.

International Development Law Unit

The position of the SARChI Chair on Development Law, previously held by Prof Danny Bradlow, was vacant in 2014. Prof Frans Viljoen acted as interim Chair.

Dr Femi Soyaju was appointed as a post-doctoral fellow in IDLU and oversaw ongoing academic activities of students in the LLM (International Trade and Investment Law in Africa) programme.

IDLU was financially supported by ABSA and the National Research Foundation.

Business and Human Rights Unit

African Commission Working Group on Extractive Industries, Environment and Human Rights

The Centre for Human Rights, together with the Working Group, has been awarded a research project by the Australian Government to investigate and explore the impact that extractive industries in Africa have on the environment and human rights. The project is scheduled to end in mid-2015, with the development of a set of human rights-based Guidelines for the Extractive Industries in Africa.

The project involves different activities, of which four country visits to conduct primary research are the most notable in the first stage of the project. The first research and information



Training on business and human rights



Multi-stakeholder dialogue on business and human rights in South Africa

gathering visit to Zambia was completed in January 2014, with Professor Michelo Hansungule and Mr Josua Loots from the Centre forming part of the research team. The mission report is currently before the Working Group, and is expected to be released towards the end of 2015.

The project team encountered several challenges during the first phase of the project around country visits, and has not been able to complete as many as originally planned. As a result, the project team has embarked on a series of sub-regional consultation sessions, in which the Working Group is able to engage with representatives from government, civil society, industry role-players, and national human rights institutions from across the sub-region. The first sub-regional consultation was held in Johannesburg, South Africa, in August 2014 and was hosted by the Legal Resources Centre.

The consultation focused on Southern Africa, and involved stakeholders from Botswana, Mozambique, South Africa, Zambia and Zimbabwe. The findings of the Southern Africa sub-regional consultation are forthcoming in a report. The next sub-regional consultation is planned for East Africa, and is scheduled to take place in Nairobi, Kenya, in January 2015.

The project is expected to deliver several research outputs, including background studies on selected countries, thematic research papers, and reports on all activities. Thus far, background studies on Zambia and Liberia have been completed, and four thematic papers are in being finalised on the topics of international standards pertaining to extractive industries, case studies of extractive industries and human rights in Africa, national legislation on extractive industries in Africa and the African Charter and human rights in Africa.

The project on extractive industries has also produced an electronic database of laws and regulations pertaining to extractive industries in Africa, available on the website of the Centre. The database is a work in progress, and relies heavily on contributions from the Centre's students and alumni. The database will be updated substantially once the new group of students on the LLM/MPhil in Human Rights and Democratisation in Africa programme arrives in January 2015.

National Action Plans Project

Following the adoption of the United Nations Guiding Principles on Business and Human Rights (UNGPs) by the United Nations Human Rights Council in 2011, the United Nations Working Group on Human Rights and transnational corporations and other business enterprises (UN Working Group) has been working to help countries across the globe adopt national action plans (NAPs) on implementing the UNGPs. The Centre is working on two projects focusing on the development and implementation of NAPs.

The Centre forms part of a coalition of civil society organisations and academic institutions from the global south that has been asked by the UN Working Group to do a critical analysis of NAPs, and make submissions to the UN Working Group on ways to improve the development and implementation of the UNGPs through the use of NAPs. Other partners on this project include the Centre for Applied Legal Studies (CALs) at the University of the Witwatersrand, the South African Institute for Advanced Constitutional, Public, Human Rights and International Law (SAIFAC), and the Singapore Management University (SMU). The project will look at NAPs from the perspective of emerging economies, post-conflict societies, and gender equality. The first round of interviews with stakeholders from Africa and Asia has been completed, and submissions made to the UN Working Group in preparation for the Annual

UN Forum on Business and Human Rights taking place in Geneva, Switzerland, from 1 to 3 December 2014.

In addition to the above project, the Centre has partnered with the International Corporate Accountability Roundtable (ICAR) based in Washington DC, and the Khulumani Support Group from South Africa on a project focusing on NAPs in the South African context. The project will consist of two distinct but complementary activities. First, the project aims to build capacity among South African civil society organisations on the UNGPs in general, and the development and implementation of NAPs in particular. Secondly, the project will attempt to conduct a national baseline assessment of the current status of business and human rights in South Africa, which is generally recognised to be the first step in the process of developing NAPs on business and human rights. The project is scheduled to launch officially in January 2015.

Training on business and human rights

The Centre was approached by BHP Billiton Manganese in 2013 to deliver training and awareness raising sessions to employees on human rights, with a specific focus on security and human rights. To this end, the Centre developed training manuals for the company on human rights in the South African and international context, with a focus on the South African Constitution and relevant international instruments. The training sessions were delivered in Hotazel, in the North Cape province of South Africa, and Meyerton and Johannesburg in the Gauteng province of South Africa. Training sessions started with security personnel at the different operating sites, and ended with middle to top level management in Johannesburg.

The project was financially supported by the AUSAID (the Australian Government).



Colloquium on the Protection of Civilians in Armed Conflict

Colloquium on the Protection of Civilians in Armed Conflict

A conference on 18 and 19 September in Pretoria, brought together academics, judges, practitioners, policy makers, military personnel, government officials and other commentators to consider legal, procedural and practical challenges in the implementation of article 4(h) of the Constitutive Act of the African Union.

With the assistance of the United States Africa Command (AFRICOM) through the Africa Military Law Forum (AMLF), the colloquium was held at the University of Pretoria on the theme "All Means Necessary": Bridging the Gap between the Doctrine of R2P and the Actual Protection of Civilians in Armed Conflicts'.

The colloquium brought together over 80 high-ranking military officers from different African

countries, academics, policy makers, and other practitioners in the field of the protection of civilians.

The objective of the colloquium was to identify innovative and effective means of preventing mass atrocities and, in the event of failure to prevent, to explore how humanitarian agencies and the military should protect populations at risk, pursuant to article 4(h) of the Constitutive Act of the African Union (AU) and the coercive element of the third pillar of the responsibility to protect (R2P).

The goal of the colloquium was to contribute to cultivating 'a culture of protection', the reduction of the vulnerability of civilian populations, and to ensuring greater compliance with International Human Rights Law (IHRL) and International Humanitarian Law (IHL) obligations as well as the specific law relating to the protection of



Colloquium on the Rights of Sexual Minorities in Africa

women, girls, children, Internally Displaced Persons (IDPs), refugees and other vulnerable populations in armed conflict. The colloquium provided recommendations to guide military and humanitarian actors in the protection of civilians and prevention of mass atrocities, focusing on the African continent.

The Colloquium was sponsored by the Norwegian Government, through its Embassy in Pretoria.

Colloquium on the Rights of Sexual Minorities in Africa

The protection of sexual minorities in Africa has, in the recent past, penetrated the hitherto unwelcoming circles in human rights discourse. Today, like never before, the question of the Lesbian, Gay, Bisexual, Transsexual and Intersexed (LGBTI) persons in African is

prominent in legal, political, social and religious discussions, although discussions on the academic front remain limited. This trend has been checkered, registering success, regress, stagnation, timid protest and brave protests all at once, in different locations on the continent.

A two-day colloquium on 8 and 9 December was held to take stock of these successes and milestones as well as to chart a way forward on the protection of the rights of LGBTI persons in Africa. The colloquium attracted the participation of African activists, academics, religious leaders, journalists and students, with additional inputs from sexual rights advocates from beyond the region.

The human rights of members of sexual minority groups in Africa continue to evoke heated, polarising debate. LGBTI persons suffer discrimination, harassment and violence

in much of Africa. Most African states still criminalise consensual same-sex conduct between adults in private and do not accord legal recognition to transsexuals and intersexed persons. The argument often put forward in denying sexual minorities their human rights, is that homosexuality is contrary to African culture and to conventional religions.

Against this background, the purpose of the colloquium was to gather a balanced regional representation of views on the progress or regress of protecting the rights of LGBTI persons in Africa and on how to chart a way forward, bearing in mind the current normative, institutional, political, religious and cultural realities that influence respect for the rights of LGBTI persons in Africa. Participants came from all over Africa, as well as from beyond the continent.

The Colloquium was sponsored by the Norwegian Government, through its Embassy in Pretoria.

Africa Regional Workshop on the Protection of Civic Space

On 17 and 18 November, the Centre for Human Rights presented a workshop on the protection of civic space, in collaboration with the International Center for Not-for-Profit Law, CIVICUS, and the Community of Democracies in cooperation with the Office of the UN Special Rapporteur on the Rights to Freedom of Peaceful Assembly and of Association.

The value of civil society to development and the trend of closing civic space in Africa were among the topics addressed, when President Obama hosted 47 African heads of state in Washington, DC on 4 to 6 August 2014,



Colloquium on the Rights of Sexual Minorities in Africa

including during side events such as the Civil Society Forum. Nevertheless, there was an identified need to deepen conversations, foster collaboration among key actors and translate broader principles into actionable strategies for protecting civic space. To address this, the co-conveners held an African regional workshop on Protecting Civic Space in November 2014 at the University of Pretoria.

The workshop included 48 participants, including African civil society representatives from 14 countries and a wide variety of organisations, along with international civil society partners and representatives of donor agencies. Participants were chosen based on their knowledge of key issue areas, experience mobilising civil society, engaging with government actors, influence on other civil society actors within their own countries and regionally, and success in defending and/ or expanding civic space. Participants were also selected to represent a variety of countries and sub-regions. Unfortunately, several participants were unable to attend the workshop due to Ebola-related concerns and visa restrictions.

In preparation for the workshop, participants identified priority legal issues confronting African civil society to address during the conference. The selected key topics were:

- Responding to constraints on freedom of assembly and expression;
- Coalition-building and advocacy strategies; and
- Protecting civil society's right of access to resources.

The workshop format was designed to encourage participants to share their experiences in improving legal protection for civic space at country and regional levels, with a particular emphasis on disseminating successful strategies. Workshop findings were collected from pre-arrival questionnaires, plenary discussions, a panel presentation,

small-group discussions on each key topic, and presentations from global leaders in the protection of civic space such as Maina Kiai, UN Special Rapporteur on the Rights to Freedom of Peaceful Assembly and Association and Ambassador Maria Leissner, Secretary General of the Community of Democracies.

Participants collectively identified obstacles to their work, shared experiences and best practices, and identified priority issues for the future. Key recommendations addressed how African civil society colleagues, African governments, and the international community can better expand and protect civic space.

The workshop was generously supported by USAID, as part of President Obama's Stand with Civil Society Agenda through the Legal Enabling Environment Program (LEEP), and the Government of Sweden, through the "Protecting Civic Space and the Right to Access Resources" project implemented by the Community of Democracies.



Plan International Workshop on the Rights of Children

Plan International Workshop on the Rights of Children

The Children's Unit of the Centre for Human Rights, the Child Rights Networks of Southern Africa (CRNSA) and Plan International organised a Workshop for Southern African CSOs on Child Rights monitoring and advocacy from 11 to 13 November 2014. The purpose of the workshop was to raise awareness among Southern African CSOs on children's rights monitoring and advocacy. Two participants from SADC countries took part in this exercise.

The workshop focused on the five Child Rights monitoring components:

- Baseline information, providing data for a certain year or period, against which all future data can be measured to show improvements or deterioration;

- A system of indicators, (baseline, monitoring and early warning) which can provide integrated information rather than a list of disparate information;
- Disaggregated data, that can show which group or groups of children have their rights violated or not achieved;
- An integrated set of age ranges, through which information about children can be compared among Southern African countries or agencies;
- Child-centred statistics, providing direct information about children rather than about adults or institutions.
- Child Rights advocacy focusing on CSO engagement with treaty bodies with a special attention to the African Committee of Experts on the Rights of the Child.

The workshop was financially supported by Plan International.

A NETWORK OF
CENTRE ALUMNI CONTRIBUTE
IN NUMEROUS WAYS
TO THE ADVANCEMENT AND
STRENGTHENING OF HUMAN RIGHTS
AND DEMOCRACY IN AFRICA
AND BEYOND

Public Lectures

Navi Pillay

After retiring as the United Nations High Commissioner for Human Rights, Ms Navi Pillay, a South African national who had previously also served as President of the International Criminal Tribunal for Rwanda (ICTR) and judge of the International Criminal Court (ICC), returned to South Africa.

Ms Pillay presented a lecture, providing an overview of highlights and challenges during her term as High Commissioner.

Julius Osega Memorial Lecture

This is a memorial lecture in honour of an alumnus of the Master's Programme in Human Rights and Democratisation in Africa who was killed during a peace-keeping mission in Darfur, Sudan.

The theme of this annual lecture relates to issues of democratisation in Africa. In 2014, the Julius Osega Memorial Lecture was delivered by the Deputy President of South Africa, Mr Kgalema Montlanthe. In his lecture he articulated a clear rationale for the establishment of an African Court with criminal jurisdiction.

The lecture also served as an event to celebrate 15 years of the existence of the Master's Programme in Human Rights and Democratisation in Africa.



Deputy President of South Africa, Mr Kgalema Montlanthe delivered the Julius Osega Memorial Lecture



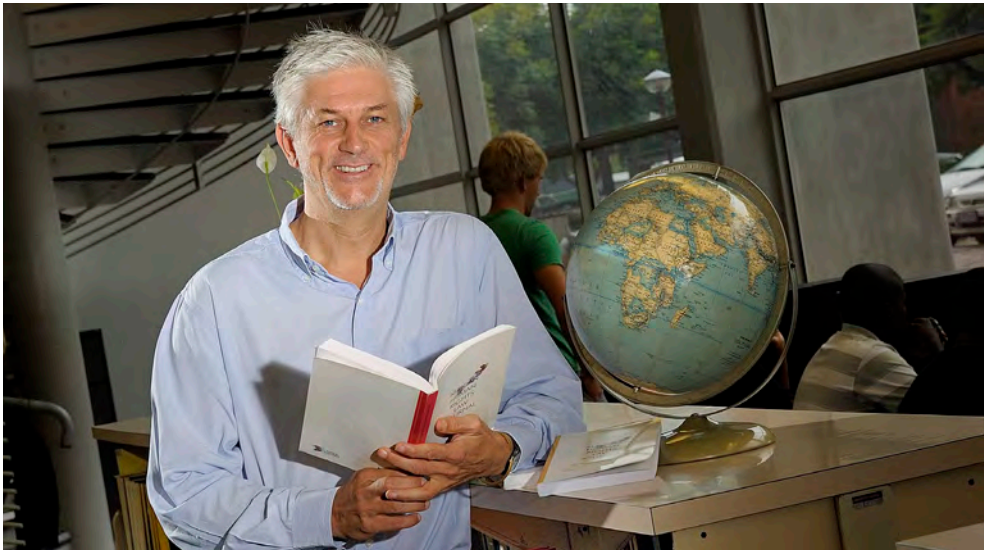
Ms Navi Pilaay



Prof André Boraine, Ms Navi Pilaay, Prof Cheryl de La Rey, Prof Frans Viljoen and Mr Norman Taku

PUBLICATIONS

Regular publications and the Pretoria University Law Press (PULP)



Prof Frans Viljoen, Director, Centre for Human Rights

Regular Publications

African Human Rights Law Journal

The African Human Rights Law Journal is edited by Frans Viljoen, Magnus Killander, Annelize Nienaber, Solomon Eboobrah and Tshupo Madlingozi.

During 2014 two volumes were published, in July and December. The Journal enjoys accredited status with the South African Department of Higher Education and Training and is included on the IBSS.

The open-access website of the *African Human Rights Law Journal* is located at: www.ahrhj.up.ac.za

During 2014 the Journal was partly sponsored by the European Union.

Human Rights Law Reports

The African Human Rights Law Reports contains legal decisions of relevance to human rights law in Africa. These include selected domestic decisions from the entire continent, as well as the decisions of the African Commission and Court on Human and Peoples' Rights, sub-regional courts and the United Nations treaty bodies, dealing with African countries. The Reports are fully indexed, to facilitate access and make research easy.

The Reports, which are edited by Magnus Killander, Christof Heyns, Frans Viljoen and Michelo Hansungule, are used by both researchers and legal practitioners and are available in hardcopy and in pdf format at: http://www.chr.up.ac.za/centre_publications/ahrjr/ahrjr.html

African Disability Rights Yearbook

The African Disability Rights Yearbook has appeared since 2013. In 2014, it was accredited by the South African Department of Higher Education and Training (DHET).

The convening editor is Prof Charles Ngwenya (Centre for Human Rights); other editors are Prof Ilze Grobbelaar-du Plessis (University of Pretoria), Prof Helene Combrinck (University of the Western Cape) and Prof Serges Kamga (University of South Africa).

The open-access website of the *African Disability Rights Yearbook* is located at: www.adry.up.ac.za

Pretoria University Law Press

The Pretoria University Law Press (PULP), an independent press based at the Faculty of Law of the University of Pretoria, seeks to strengthen the rule of law and promote legal scholarship on the African continent by publishing primary materials and scholarly texts on law and its related disciplines in Africa.

Activities for 2014

In keeping with PULP's access to information policy, all its books are available online in electronic format at no charge.

PULP now publishes six law journals – the African Human Rights Law Reports; *Pretoria Student Law Review*; *Botswana Law Reports*; the first open-access law journal of the Faculty of Law *De Jure*; the *African Human Rights Law Journal* and the *African Disability Rights Yearbook*, both of which are open access.



Pretoria University Law Press (PULP) book launch

Journals published by PULP during 2014

- *African Disability Rights Yearbook* - Volume 2 2014
- *African Human Rights Law Journal* - No 2 of 2013
- *African Human Rights Law Journal* - No 1 of 2014
- *African Human Rights Law Journal* - No 2 of 2014
- *Botswana Law Journal* - June 2013
- *De Jure Law Journal* - Volume 1 of 2014
- *De Jure Law Journal* - Volume 2 of 2014
- *Pretoria Student Law Review* - Volume 7 2013

Books published by PULP during 2014

- *Can rights cure? The impact of human rights litigation on South Africa's health system*
Marius Pieterse
- *Convergence and Conflicts of Human Rights and International Humanitarian Law in Military Operations*
Erika de Wet & Jann Kleffner
- *Promoting effective enforcement of the prohibition against corporal punishment in South African schools*
Faranaaz Veriava
- *Human dignity and fundamental rights in South Africa and Ireland*
Ann Hughes
- *Promoting Citizenship and Preventing Statelessness in South Africa: A Practitioner's Guide*
Lawyers for Human Rights
- *Mud to bricks: A review of school infrastructure spending and delivery*
Carmen Abdoll and Conrad Barberton
- *Property Law in Namibia*
Sam Amoo

- *Stop violence against people with disabilities: An international resource*
Diane Nelson Bryen & Juan Bornman
- *Transformative constitutionalism: Comparing the apex courts of Brazil, India and South Africa*
Oscar Vilhena, Upendra Baxi and Frans Viljoen

Other publications published by PULP in 2014

- *African Human Rights Law Reports* 2011
- *PULP Fictions - Race, Ideology and the University* No 8 2014
- *PULP GUIDE: Finding legal information in South Africa* 2014 (3rd Edition)
Shirley Ann Gilmore

All of these and other titles by PULP are available on the open-access website.



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Staff of the Centre for Human Rights supported the #BringBackOurGirls campaign

Staff Members

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- **Romola Adeola**
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Assistant: Advanced Human Rights Short Courses (AHRC)
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Justice Johann Kriegler at the 23rd African Human Rights Moot Court Competition

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- **Dr Adem Abebe**
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- **Dr Oagile Dingake**
Judge, High Court of Botswana
- **Dr Solomon Ebobrah**
Lecturer, Niger Delta University, Nigeria
- **Ms Nicole Fritz**
Executive Director, Southern Africa Litigation Centre
- **Ms Sarah Knuckey**
Centre for Human Rights and Global Justice, New York University
- **Ms Asha Ramgobin**
Executive Director, Human Rights Development Initiative
- **Prof Jure Vidmar**
University of Oxford.



Prof David Padilla at the 23rd African Human Rights Moot Court Competition

A RECORD NUMBER OF
SIX DOCTORAL CANDIDATES
COMPLETED THEIR STUDIES
AT THE CENTRE FOR HUMAN RIGHTS
AND GRADUATED
IN 2014

STAFF ACTIVITIES

Staff publications and other research activities



Gender Equality at Higher Education Institutions in Africa: A Gender Audit Tool

Frans Viljoen

Publications

- 'Amicus curiae participation before regional human rights bodies in Africa' *Journal of African Law* 58(1) 22 – 44 (with A Abebe).
- 'The feasibility and desirability of an African disability rights treaty: Further norm-elaboration or firmer norm-implementation?' *South African Journal on Human Rights* 30(2) 345 – 365 (with J Biegon).
- 'Drawing lessons from ECOWAS in the implementation of article 4(h)' in D. Kuwali & F. Viljoen (eds.) *Africa and the responsibility to protect: Article 4(h) of the African Union Constitutive Act* Routledge 251-264 (with B Nkrumah).
- 'Interim measures before the Inter-American and African Human Rights

Commissions: Strengths and weaknesses' in Haeck Y & Brems E (eds) *Human rights and civil liberties in the 21st century* Springer 157-178 (with C Burbano-Herrera).

- 'Preventing human rights violations: Recommendations for enhancing the effectiveness of interim measures before the Inter-American and African Human Rights Commissions' in Haeck Y & McGonigle-Leyh B (eds) *The realisation of human rights: When theory meets practice. Studies in honour of Leo Zwaak* Intersentia 221-241 (with C Burbano-Herrera & Y Haeck).
- 'An argument for South Africa's accession to the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights in the light of its importance and implications' 17(6) *Potchefstroom Electronic Law Journal* 2557-2600 (with N Orago).
- 'The relationship between international human rights and humanitarian law in

the African human rights system: An institutional approach' in E de wet & J Kleffner (eds) *Convergence and conflicts of human rights and international humanitarian law in military operations* 2014 Pretoria University Law Press 303-332.

Teaching

Taught on the post graduate level at Eduardo Mondlane University, Mozambique, and University for Peace, Costa Rica; and on the Open Society Internship for Rights and Governance, Budapest, Hungary.

Editorship and member of editorial board

- Editor-in-chief: *African Human Rights Law Journal*
- Co-editor: *African Human Rights Law Reports / Recueil africain des décisions des droits humains*
- Co-editor: *Africa and the responsibility to protect: Art 4(h) of the African Union Constitutive Act* (Routledge, 2014)

Michelo Hansungule

Publications

- 'Culture, governance and African human rights in critical perspective' 3(1) *International Journal of Arts and Commerce* (2014) 69-86.
- 'The role of the APRM in strengthening governance in Africa: Opportunities & constraints in implementation' 3(1) *International Journal of Arts and Commerce* (2014) 87-127.

Charles Fombad

Publications

- 'Africanisation of African Legal Education Programmes: The Need for Comparative

African Legal Studies' 49(4) *Journal of Asian and African Studies* (2014) 383-398.

- Appointment of Constitutional Adjudicators in Africa: Some Perspectives on How Different Systems Yield Similar Outcomes' 46(2) *Journal of Legal Pluralism and Unofficial Law* (2014) 249-275.
- 'An Assessment of the Judicial Service Commission in Zimbabwe's New Constitution' 67(1) *Comparative and International Law Journal of Southern Africa* (2014) 89-108 (with Gift Manyatera).
- 'Gender Equality in African Customary Law: Has the Male Ultimogeniture Rule any Future in Botswana?' 2(3) *Journal of Modern African Studies* (2014) 475-494.
- 'The Context of Justice in Africa: Emerging Trends and Prospects' in Evelyn Edroma (ed) *Rethinking the Role of Law and Justice in Africa's Development*. UNDP, Addis Ababa (2013) 1-23. (published in 2014)
- 'Constitution-building in Africa: The Never-ending Story of the Making, Unmaking and Remaking of Constitutions' 13(4) *African and Asian Studies* (2014) 429-451.
- 'Strengthening constitutional order and upholding the rule of law in central Africa: Reversing the descent towards symbolic constitutionalism' 14 *African Human Rights Law Journal* (2014) 412-448.
- 'Managing Legal Diversity: Cameroonian Bijuralism at a Critical Crossroads' in Vernon Palmer, Mohamed Mattar and Anna Koppel (eds) *Mixed Legal Systems, East and West* Ashgate Publishing (2014) 101-122.

Presentations

- "Judicial and Jurisprudential Power of African Constitutional Court Judges," Paper presented at the Conference of African Constitutional Jurisdictions of Africa (CCJA) held from 11 to 14 June 2014, Cotonou, Benin.
- "Unconstitutional Changes of Government and Popular Uprisings in Africa: Some Perspectives on a Robust and Principled

Response,” Paper presented at the “Constitutionalism and Rule of Law: Brainstorming and Expanding the AU Doctrine on Unconstitutional Changes of Government,” held on 14-16 July 2014 in Pretoria, South Africa.

- “Law-making by the Pan African Parliament: Model law option,” lecture given to the Pan-African Parliament at Midrand, Johannesburg on 9 August 2014.
- “Pan-African Parliament and law-making: The prospects for legal harmonisation using model laws,” seminar paper presented at STIAS, Stellenbosch on 4 September 2014.
- “An overview of separation of powers in Africa,” paper presented during the Second Stellenbosch Annual Seminar on Constitutionalism in Africa (SASCA 2014), on 17 September 2014.
- “Separation of powers and the role of the public prosecutor in Francophone Africa,” paper presented during the Second Stellenbosch Annual Seminar on Constitutionalism in Africa (SASCA 2014), on 17 September 2014 (with Dr. Horace Adjolohoun).
- “Priority issues to consider in drafting a new constitution for the Central African Republic,” presentation made in Bangui on 8 September 2014, at a workshop on the post-conflict intervention framework for the Central African Republic, 5-14 September 2014.
- “Silencing the guns by 2020: Role of constitutionalism and rule of law,” Paper presented at the “Third high level dialogue on democratic governance in Africa,” Dakar, Senegal, 30-31 November 2014.
- “Legitimacy of the constitution drafting process: The role and function of the Constitutional Court, Parliament and other relevant bodies.” Paper presented at a “Technical Workshop on Design Options for Constitutional Processes in Sudan,” 30 November to 3 December 2014, Khartoum, Sudan.

Other activities

- Attended the executive committee meeting of the International Association of Constitutional Law in Boston, USA from 6-7 March 2014.
- Attended and chaired the workshop on “Constitutional dimensions of political parties and elections,” during the 12th World Congress on Constitutional Law, Oslo, 16-20 June 2014.
- Organised the Second Stellenbosch Annual Seminar on Constitutionalism in Africa (SASCA 2014), on 17 September 2014.
- Elected Vice-President of the International Association of Constitutional law in Oslo, June 2014.
- Attended and chaired the session on “Constitutional Courts: Guardian or Master of the Constitution,” at the international workshop on, “Establishing Constitutional Courts: Drivers of Democracy or Government of Judges,” held at Justus Liebig University, Giessen, Germany, 24-26 October 2014.
- Attended NRF Law Panel Assessment Meeting from 24-25 November 2014.
- Attended Colloquium on “Assessment of the Impact of Decisions of the Constitutional Court and Supreme Court of Appeal on the Transformation of Society,” at Garden Court Hotel, Johannesburg on 26 November 2014.
- Attended a “Validation Workshop for the African Governance Architecture 2014 Knowledge Products, in Debre Zeit, Ethiopia, 4-5 December 2014.

Editorial Activities

Member of the editorial board of the following journals:

- *African Journal of International Affairs.*
- *International Encyclopaedia of Laws,* Belgium.

- *Botswana Review of Ethics, Law and HIV/AIDS* (BRELA).
- *BIAC Journal of Business, Management and Training.*
- *Fundamina. A Journal of Legal History.*
- *City University of Hong Kong Law Review.*
- *Journal of Eastern and Central African Studies.*
- *Revue Doctrinale du Droit Guinéen.*
- Founding editor-in-chief, *University of Botswana Law Journal* (UBLJ), 2005-2009.
- *Pretoria Student Law Review.*
- *McGill Journal of International Law & Legal Pluralism.*

Membership of professional associations includes the following:

- Southern African Association of Legal Historians.
- African Network of Constitutional Lawyers (ANCL).
- International Association of Constitutional Law (IACL).
- Member of the Coordinating Committee, African Network of Constitutional Lawyers (ANCL).
- Member of the Executive Committee and Vice President of the International Association of Constitutional Law (IACL).

External Examiner

- Faculty of Law, University of Namibia
- School of Law, UNISA, South Africa
- Faculty of Law, Rhodes University, South Africa
- Faculty of Law, University of Ghana, Legon
- Faculty of Law, University of Ibadan, Nigeria
- Faculty of Law, University of Kwazulu Natal, South Africa
- School of Law, University of Witwatersrand, South Africa
- Faculty of Law, University of Cape Town, South Africa
- Faculty of Law, University of Benin, Nigeria

- School of Law, University of Melbourne, Australia
- Faculty of Law, Mouncrest University College, Accra Ghana

Charles Ngwena

Publications

- ‘Conscientious objection to abortion and accommodating women’s reproductive health rights: Reflections on a decision of the Constitutional court of Colombia from an African regional human rights perspective’ *Journal of African Law* 58(2) 183 - 209.
- ‘Developing a juridical method for overcoming status subordination in disability: The place of transformative epistemologies’ *South African Journal on Human Rights* 30(2) 275 - 312.
- ‘Access to legal abortion for rape as a reproductive health right: A commentary on the abortion regimes of Swaziland and Ethiopia’ in C Ngwena & E Durojaye (eds) *Strengthening the protection of sexual and reproductive health and rights in the African region through human rights* Pretoria University Law Press 61-78 (with S Mavundla).
- ‘Reforming African Abortion Laws: The Place of Transparency’ in RJ Cook, J Erdman & BM Dickens (eds) *Abortion law in transnational perspective: Cases and controversies* University of Pennsylvania Press: 166-186.
- ‘Introducing protection of sexual and reproductive health through human rights in the African region’ in C Ngwena & E Durojaye (eds) *Strengthening protection of sexual and reproductive health through human rights in the Sub-Saharan region.* Pretoria: Pretoria University Law Press: 1-30.
- ‘Case T-388/09: A Commentary on a Decision of the Constitutional Court

of Colombia from an African Regional Perspective' in Women's Link Worldwide and O'Neill Institute for National and Global Health Law (eds) T-388/2009 *Conscientious Objection and Abortion: A Global Perspective on the Colombian Experience* Women's Link Worldwide and O'Neill Institute for National and Global Health Law: 157-176.

Editorships and membership of editorial boards

- Member of the Editorial Board, *Medical Law International*.
- Section Editor (Law & Bioethics), *Developing World Bioethics*.
- Member of Editorial Board, *Stellenbosch Law Review*.
- Convening Editor, *African Yearbook on Disability Rights*.
- Guest Editor, Special issue on disability in South African *Journal on Human Rights*.
- Member of the Editorial Board, *Journal of African Law*.

Magnus Killander

Teaching

- Academic coordinator and lecturer, LL/M/MPHil Human Rights and Democratisation in Africa
- Lecturer, LL/M/MPHil multi-disciplinary human rights
- Coordinator and lecturer, AHRC short course, The African regional human rights system in comparative perspective
- Supervision of LLB, LL/M and LL/D dissertations/theses

Editorships

- Editor-in-chief: African Human Rights Law Reports/Recueil africain des décisions des droits humains (PULP)
- Associate editor for Africa: Oxford Reports on International Law in Domestic Courts (OUP)

- Africa editor: Oxford Reports on International Human Rights Law (OUP)
- Co-editor: African Human Rights Law Journal (PULP)

Publications

- 'Human rights developments in the African Union during 2012 and 2013' (with Bright Nkrumah) (2014) 14 *African Human Rights Law Journal* 275.
- 'Africa' in Daniel Moeckli, Sangeeta Shah & Sandesh Sivakumaran (eds) *International Human Rights Law* (2nd edition, Oxford University Press, Oxford 2014) (with Christof Heyns) pp. 441 – 457.

Conference presentations

- Shared values? The European Union and Africa in the Universal Periodic Review/ Association of Human Rights Institutes conference, Copenhagen, Denmark, 29-30 September 2014.
- 'Jurisprudential dialogue in supranational human rights litigation in Africa' European Society of International Law conference, Vienna, Austria, September 2014.
- Roundtable of future prospects of human rights, Human rights and the EU five years after the Lisbon treaty – What next?, Brussels, Belgium, 10 July 2014.

Publications by Students and Extraordinary Staff affiliated to the Centre for Human Rights

Adem Abebe

- Abebe AK 'The substantive validity of constitutional amendments in South Africa' *South African Law Journal* 131 656 - 694.

Fernad de Varennes

- De Varennes F 'Language and law' in Hult F & Johnson D (eds) *Research Methods in*

Language Policy and Planning: A practical guide Lund University.

- De Varennes F 'R2P and the protection of minorities' in Peter Hilpold (ed) *Responsibility to Protect (R2P) A New Paradigm of International Law?* University of Innsbruck 274-292.

Solomon Ebobrah

- Ebobrah ST 'Sub-regional frameworks for the protection of asylum seekers and refugees in Africa: Bringing relief closer to trouble zones' in A. Abass & F. Ippolito (eds) *Regional approaches to the protection of asylum seekers: An international legal perspective* Ashgate Publishing Ltd 67-86.

Michaela Hailbronner

- Hailbronner M 'Rethinking the rise of the German Constitutional Court: From anti-Nazism to value formalism' *ICON-International Journal of Constitutional Law* 12(3) 626 – 649.
- Hailbronner M 'We the experts. Die geschlossene Gesellschaft der Verfassungsinterpreten' 53(3) *Der Staat: Zeitschrift für Staatslehre und Verfassungsgeschichte, deutsches und europäisches öffentliches Recht* 425-443.

Jegede Ademola

- Jegede AO 'Adaptation in an era of vanishing territory - the political economy of the impact of climate change versus total migration, status of statehood and refugees in Africa' *Environmental economics* 5(2) 99 - 105.

Dan Kuwali

- Kuwali D 'The meaning of 'intervention' under article 4(h)' in D. Kuwali & F. Viljoen (eds) *Africa and the responsibility to protect: Article 4(h) of the African Union Constitutive Act* Routledge 25-37.
- Kuwali D 'Bloody Bucks? Finance and Armed Conflicts in Africa' in J. Bohoslavsky & J. Cernic (eds) *Making sovereign financing*

and human rights work Hart Publishing 269-288.

- Kuwali D 'Decoding Afrocentrism: Decolonizing legal theory' *African Legal Theory and Contemporary Problems* Springer 71-92.
- Kuwali D 'Battle for sex? Protecting sexual(ity) rights in Africa' *Human Rights Quarterly* 36(1) 22 - 60.
- Kuwali D 'The responsibility to protect minorities' 71 *Europa Ethnica* 62-68.

Cephas Lumina

- Lumina CK 'Sovereign debt and human rights: The United Nations approach' in J. Bohoslavsky & J. Cernic (eds) *Making Sovereign Financing and Human Rights Work* Hart Publishing 251-268.

Yolandi Meyer

- Meyer Y 'The legality of targeted-killing operations in Pakistan' *Comparative and International Law Journal of Southern Africa* 48(2) 225 - 247.

Paul Ogendi

- Ogendi P 'The law and ethics of access to medicines in developing countries' in Y Joly & BM Knoppers (eds) *Routledge Handbook of Medical Law and Ethics* Routledge 401-418.

Azubike Onoura-Oguna

- Onoura-Oguna A 'Migration, Refugees, Asylum and Uprooted Peoples' Rights' in A. Mihr & M. Gibney (eds) *The Sage Handbook of Human Rights* Sage 253-266.

Jure Vidmar

- Vidmar J 'International community and abuses of sovereign power' *Liverpool Law Review* 35 193-210.




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- Ford Foundation
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- Foundation Open Society Institute (FOSI)
- Geneva Centre for Human Rights Advancement and Global Dialogue
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- International Committee of the Red Cross (ICRC)
- International Working Group for Indigenous Affairs (IWGIA)
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- Office of the UN High Commissioner for Human Rights (OHCHR), Regional Office for Southern Africa (ROSA)
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- Open Society Initiative of Southern Africa (OSISA)
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- Permanent Mission of Ireland to the United Nations at Geneva
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Graduation ceremony on 10 December 2014

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