



PROGRAMME

Advanced Human Rights Courses (AHRC)

Disability Rights in an African Context

Venues:

LLM Classroom, Centre for Human Rights (9 –12 March 2020)

Moot Court Room, Faculty of Law (13 March 2020)

9 – 13 March 2020

About the Disability Rights Unit

The Disability Rights Unit at the Centre for Human Rights is committed to finding evidence-based ways of addressing the rights of persons with disabilities on the African continent. This includes conducting research on international disability rights standards and instruments, building capacity among governments, national human rights institutions, academia, civil society and communities, and engaging with judicial, quasi-judicial and non-judicial redress mechanisms.

About the Centre for Human Rights

Recognised internationally for excellence in human rights law in Africa, the Centre for Human Rights is uniquely positioned as both an academic department and a non-governmental organisation. A leader in human rights education in Africa, the Centre works towards 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.

Important links

Disability Rights Unit, Centre for Human Rights, University of Pretoria:

www.chr.up.ac.za/disability-rights-unit

Master's degree (LLM/MPhil) in Disability Rights in Africa (DRIA):

www.chr.up.ac.za/dria

Advanced Human Rights Course: Disability Rights in an African Context:

www.chr.up.ac.za/ahrc

Repository on Disability Rights in Africa (RODRA):

www.rodra.co.za

African Disability Rights Yearbook:

www.adry.up.ac.za

Day 1

Monday 9 March 2020

Introduction to and overview of disability rights at international and regional levels

Time	Activity
08:30 – 09:00	Registration & course logistics Mrs Tariro Rufetu <i>Researcher, Disability Rights Unit, Centre for Human Rights, University of Pretoria (UP)</i>
09:00 – 09:10	Welcome address Professor Frans Viljoen <i>Director, Centre for Human Rights, UP</i>
09:10 – 09:20	Overview and course objectives Ms Innocentia Mgijima-Konopi <i>Programme Manager, Disability Rights Unit, Centre for Human Rights, UP</i>
09:20 – 10:00	Historical development of disability rights Dr Ilze Grobbelaar-du Plessis <i>Senior Lecturer, Department of Public Law, UP</i>
10:00 – 10:30	Appropriate terminology Ms Dianah Msipa <i>Programme Officer, Disability Rights Unit, Centre for Human Rights, UP</i>
10:30 – 10:45	Tea break

- 10:45 – 12:00 Introduction to the Convention on the Rights of Persons with Disabilities (CRPD)
Dr Ilze Grobbelaar-du Plessis
Senior Lecturer, Department of Public Law, UP
- 12:00 – 13:00 Introduction to the Protocol to the African Charter on Human and People's Rights on the Rights of Persons with Disabilities in Africa (African Protocol)
Professor Serges Kamga
Thabo Mbeki Institute, UNISA
- 13:00 – 14:00 Lunch break and Group photo
- 14:00 – 15:30 Panel Discussion: Strategies for getting African states to ratify the African Disability Protocol
Panelists:
Professor Serges Kamga
Thabo Mbeki Institute, UNISA;
Ms Patience Mpani
Centre for Human Rights, UP;
Mr Dagnachew Wakene
African Disability Alliance
Facilitator:
Ms Innocentia Mgijima-Konopi
Centre for Human Rights, UP
- 15:30 – 16:00 Tea break
- 16:00 – 16:30 Introduction to moot question and assignment of participants to teams
Mr Nyambeni Davhana
Institute for International and Comparative Law in Africa (ICLA), UP
- End of Day 1

Day 2

Tuesday 10 March 2020

Taking a closer look: Specific rights in the CRPD and the African Disability Protocol

Time	Activity
09:00 – 09:10	Welcome and recap of the first day Mrs Tariro Rufetu <i>Centre for Human Rights, UP</i>
09:10 – 10:15	Access to justice Ms Dianah Msipa <i>Centre for Human Rights, UP</i>
10:15 – 10:30	Tea break
10:30 – 11:45	Living independently and being included in the Community Ms Patricia P'Odong <i>Makerere University</i>
11:45 – 13:00	The right to inclusive education Dr Nkatha Murungi <i>Assistant Director, Centre for Human Rights, UP</i>
13:00 – 14:00	Lunch break
14:00 – 15:15	The right to legal capacity and supported decision-making Professor Robert Dinerstein <i>Washington College of Law, American University</i>

15:15 – 16:00

Breakout session: Group work on moot question

End of Day 2

Day 3

Wednesday 11 March 2020

Intersectionalities and specific groups

Time	Activity
09:00 – 09:10	Welcome and recap of the second day Mrs Tariro Rufetu <i>Centre for Human Rights, UP</i>
09:10 – 10:30	Critical reflections on intersections of gender and disability Professor Heléne Combrinck <i>Faculty of Law, North-West University</i>
10:30 – 10:45	Tea break
10:45 – 12:15	Documentary on albinism: <i>In the shadow of the sun</i> <i>Facilitator:</i> Ms Innocentia Mgijima-Konopi <i>Centre for Human Rights, UP</i>

12:15 – 13:00	Albinism in Africa: How far have we come in addressing violence and killings of persons with albinism? Honourable Isaac Mwaura <i>Senator and Member of Parliament, Kenya</i>
13:00 – 14:00	Lunch break
14:00 – 15:30	Children with disabilities Dr Nkatha Murungi <i>Centre for Human Rights, UP</i>
15:30 – 16:00	Breakout session: Group work on moot question
	End of Day 3

Day 4

Thursday 12 March 2020

From rhetoric to practice

Time	Activity
09:00 – 09:10	Welcome and recap of the third day Mrs Tariro Rufetu <i>Centre for Human Rights, UP</i>
09:10 – 10:45	Workshop on advocacy for disability rights <i>Facilitator:</i> Mrs Robyn Beere <i>Inclusion Southern Africa</i>

10:45 – 11:00

Tea break

11:00 – 11:15

Personal reflections from a self-advocate
Ms Sheri Brynard

11:15 – 13:00

Workshop on strategic litigation
Facilitator:
Ms Annabel Raw
Pupil Advocate, Johannesburg Society of Advocates

13:00 – 14:00

Lunch break

14:00 – 15:30

Workshop on technology and advocacy
Facilitator:
Ms Hlengiwe Dube
Project Coordinator, Democracy, Transparency and Digital Rights Unit, Centre for Human Rights, UP

15:30 – 16:00

Breakout session: Group work on moot question

End of Day 4

Day 5

Friday 13 March 2020

Application of knowledge received

Venue: Moot Court

Time	Activity
09:00 – 11:00	Moot Court Competition
11:00 – 11:15	Tea break
11:15 – 11:30	Moot Court Judgment <i>Judges:</i> Professor Magnus Killander Dr Ilze Grobbelaar-du Plessis Mr Michael Nyarko
11:30 – 12:00	Course evaluation
12:00 – 12:30	Presentation of certificates / Closing remarks
12:30 – 13:00	Exhibition viewing <i>Venue: Centre for Human Rights</i>
13:00 – 14:00	Lunch break
	End of Course

Notes

[illegible]

Biographies



Annabel Raw

Annabel Raw is a pupil advocate at the Johannesburg Society of Advocates. Prior to that, she ran the Health Rights Programme at the Southern Africa Litigation Centre, where she worked in human rights litigation and advocacy in a number of jurisdictions. She has a background in research in human rights, constitutional law and international law, including having worked at the South African Constitutional Court. She has BA Law, BA Hons, LLB and LLM degrees.



Dagnachew Wakene

Based in Addis Ababa, Ethiopia, Dagnachew B. Wakene has been working for over 11 years as an advocate, educator and research consultant with a focus on Disability Rights. He holds an LLB degree from the Addis Ababa University, Ethiopia, and Masters of Philosophy (MPhil) in Rehabilitation and Development Studies from Stellenbosch University, South Africa. He is currently a PhD candidate at the Institute for International and Comparative Law (ICLA), Faculty of Law, University of Pretoria, with a research focus on violence against persons with disabilities in Africa. He is also serving as Regional Director, based in Addis Ababa, for the Africa Disability Alliance (ADA) – a continental technical agency founded in 2003 and headquartered in Pretoria, South Africa, aimed at designing, evaluation and implementation of disability-inclusive programmes across the continent in partnership with the African Union Commission and its organs.

A childhood polio-survivor himself, Dagnachew embraces a blend of lived experience, professional and academic expertise in his field.

Further details and publications available here <http://www.icla.up.ac.za/about/doctoral-students/9-about-us/276-dagnachew-b-wakene>



Dianah Msipa

Dianah Msipa is a programme officer in the Disability Rights Unit at the Centre for Human Rights, University of Pretoria. She is also a Doctor of Laws (LL.D) candidate at the Centre for Human Rights. Dianah holds a Master of Laws Degree (LL.M) from McGill University in Montreal, Canada. She also holds a Postgraduate Diploma in Legal Practice (LPC) from Northumbria University in the United Kingdom as well as a Bachelor of Laws Degree (LL.B) from the University of Newcastle upon Tyne in the United Kingdom. Dianah's research interests include access to justice, legal capacity, and the intersection between criminal law and disability rights.



Professor Frans Viljoen

Professor Frans Viljoen holds the degrees MA, LLB and LLD from the University of Pretoria, and an LLM from Cambridge University. He is a professor of law and Director of the Centre for Human Rights in the Faculty of Law at the University of Pretoria. His research area is international human rights law, with a focus on the African regional human rights system. He has been involved in advocacy and training on the African regional human rights system, and published widely on international human rights law, including International human rights law in Africa (Oxford University Press, second edition, 2012).

He is editor-in-chief of the African Human Rights Law Journal and co-editor of the English and French versions of the African Human Rights Law Reports. He is also the academic co-ordinator of the Master's programme in Human Rights and Democratisation in Africa, presented by the Centre, in collaboration with partner law faculties across Africa. He has been involved with advocacy campaigns and litigation before the African Commission on Human and Peoples' Rights.



Professor Heléne Combrinck

Heléne Combrinck is an Associate Professor at the Faculty of Law, North-West University, South Africa. She previously worked as a senior researcher at the Centre for Disability Law and Policy, University of the Western Cape (UWC), Cape Town, which was preceded by a number of years as the project coordinator of the Gender Project at the (then) Community Law Centre, also at UWC. Her publications focus on disability rights as well as gender equality (with an emphasis on gender-based violence). From 2016 to 2017, she was a member of the task force convened by the International Bar Association's Human Rights Institute to consider the rights of persons with albinism and she has also been a co-editor of the African Disability Rights Yearbook since its launch in 2013. Current research interests include the rights of persons with psychosocial disabilities and the development of disability rights in Africa.



Dr Ilze Grobberlaar-du Plessis

Dr Ilze Grobbelaar-du Plessis (Bluris LLB LLM LLD (UP)) is a senior lecturer in the Department of Public Law, Faculty of Law from the University of Pretoria. Ilze currently lectures Constitutional Law for the LLB undergraduate students, and also lectures Constitutional Law and Disability Law for LLM / MPhil postgraduate students. Ilze is the supervisor of both LLM and LLD candidates in the field of Constitutional and Disability Law. She co-edited *Aspects of Disability Law in Africa* (2011) PULP with the late TP van Reenen and is a co-editor of the *African Disability Rights Yearbook* (ADRY).



Hlengiwe Dube

Hlengiwe Dube is a Project Coordinator with the Centre For Human Rights' Democracy, Transparency and Digital Rights Unit where she coordinates projects on freedom of expression, access to information, digital rights and other issues that fall within the democracy purview. She holds a Master's Degree in Human Rights and Democratization in Africa from the Centre for Human Rights, University of Pretoria and is currently studying towards a PhD at the same institution. Her previous appointments include consultant at the Centre's Women's Rights Unit where she worked on a state reporting project on compliance with the Protocol to the African Charter on the Rights of Women in Africa (Maputo Protocol); Legal Assistant with the African Commission on Human and Peoples' Rights in

The Gambia; Researcher with the Media Monitoring Project Zimbabwe. She has also done internships at the Open Society Initiative for West Africa and Southern African Litigation Centre.



Patience Mungwari Mpani

Patience Mungwari Mpani is the Women's Rights Unit Programme Manager at the Center for Human Rights at the University of Pretoria. She is a women's rights activist, driven to improve the lives of women and girls by eradicating, gender inequality and other human rights abuses that pose a constraint to achieving a dignified and fulfilled existence. Her research interests are in sexual and reproductive health rights, gender-based violence and women's participation in social movements.



Innocentia Mgijima-Konopi

Innocentia Mgijima-Konopi holds a Masters in Law degree (LLM) in International and Comparative Disability Law and Policy from the Centre for Disability Law and Policy, National University of Ireland, Galway and an LLB (Hons) degree from the University of the Witwatersrand, South Africa. She is currently the Programme Manager for the Disability Rights Unit at the Centre for Human Rights, University of Pretoria.

As project manager, her key responsibilities include managing the planning, implementation, coordination, monitoring and evaluation of all programmes undertaken by the Disability Rights Unit. Innocentia teaches the module on Contemporary Challenges in the implementation, domestication and formulation of disability rights in the LLM/Mphil in Disability Rights in Africa. Her research interests include the human rights of persons with albinism, inclusive early education and the right of older persons with albinism.



Honourable Isaac Maigua Mwaura

Hon. Isaac Maigua Mwaura holds a Bachelor's Degree in Special Education and French, a post-graduate diploma in Public Relations Management and a Diploma in Theology from Kenyatta University. He also holds a Master's degree in Social and Public Policy as a Ford Scholar from the University of Leeds. Hon. Mwaura holds another Master's Degree from Nelson Mandela University, South Africa. He recently got an honorary Doctor of Philosophy in humanities (Honoris Causa), from UGCI-USA for his contribution to society in serving the marginalized and minorities in Kenya. He received the Chief of Burning Spear award from the President of Kenya, H.E. Uhuru Kenyatta. Honourable Mwaura authored a book titled 'A Discourse of Human Rights, Disability and Development in Kenya.' He is currently the National Coordinator for Albinism Society of Kenya since 2007. He has served for five years as a Member of Parliament in the National Assembly and is currently the Senator representing people with disabilities in the Senate.



Professor Magnus Killander

Magnus Killander is professor of human rights law at the Centre for Human Rights, University of Pretoria, and academic coordinator of the master's programme in human rights and democratisation in Africa. He is an editor of the African Human Rights Law Journal, the African Human Rights Law Reports, the African Court Report and the Oxford Reports on International Law. His research interests include the role of international mechanisms in protecting human rights, the relationship between international and national law and normative content and the role of law in protecting socio-economic rights.



Michael Nyarko

Michael Nyarko is a lawyer and researcher with a decade of experience working on several legal and multidisciplinary projects across Africa and beyond. His experience has largely been in the areas of public international law, human rights and democratisation in Africa, implementation/impact of human rights treaties, litigation before African regional and sub-regional human rights courts and treaty bodies, corporate transactions & projects advisory services. He is the author of many publications on governance and human rights in Africa and recently published his second co-edited book Governance,

human rights and political transformation in Africa (Palgrave Macmillan, 2020).



Dr Nkatha Murungi

Dr. Nkatha Murungi is an Assistant Director of the Centre for Human Rights, and a Senior Lecturer in the Faculty of Law at the University of Pretoria. She holds a Master of Laws (LLM in Human Rights and Democratisation in Africa) in human rights from the University of Pretoria, and a Doctorate in Law from the University of the Western Cape in South Africa. She oversees the Centre's Women's Rights, Disability, and Children's Rights Units. Dr. Murungi is a qualified advocate of the Kenyan Bar, and a lecturer and researcher in human rights with a keen focus on the rights of vulnerable groups such as children, women and persons with disabilities, and sexual and reproductive health rights. She has extensive experience in pan-African human rights programming and advocacy, civil society engagement with the African Union and its mechanisms, as well as human rights research, particularly in Africa. Her research covers a range of human rights issues including child rights, education, sexual and reproductive health rights of women and girls in Africa, disability rights, and access to justice.



Professor Robert D. Dinerstein

Robert D. Dinerstein is professor of law and director of the Disability Rights Law Clinic at American University, Washington College of Law, where he has taught since 1983. He is the author of many publications and has made numerous presentations in domestic (US) and international disability law, including the Americans with Disabilities Act and supported decision making and alternatives to guardianship for people with disabilities (especially Article 12 of the CRPD). His relevant publications include Implementing Legal Capacity Under Article 12 of UN Convention on the Rights of Persons with Disabilities: The Difficult Road From Guardianship to Supported Decision-Making,"¹⁹ Human Rights Brief 8 (Winter 2012); Emerging International Practices in Guardianship Law for People with Disabilities (with Grewal and Martinis), 22 (2) ILSA J. of Int'l & Comparative Law 435-460 (Winter 2016); and Supported Decision-Making for People with Disabilities: International Origins and Influences, 42 (3) TASH CONNECTIONS 15-18 (Fall 2017).



Robyn Beere

With an LLB and Hons Degree in Political Science, Robyn is the Deputy Director of the Equal Education Law Centre. Here she supports the organisation's activist lawyers to engage in litigation and non-legal processes to advocate for legal and policy development in the education sector. Prior to this Robyn was the Director of Inclusive Education South Africa (IESA) for eight and a half years. During her time with IESA she built up the organisation to become a leading civil society voice promoting the right to meaningful access to participation in learning for all children in South Africa. She is also the Chairperson of the Right to Education for Children with Disabilities Alliance. Robyn led the development of an alternative report and submissions to the UN Committee on the CRPD and a delegation to the UN in March 2018. Robyn is a passionate education activist.



Nyambeni Davhana

Nyambeni Davhana is a researcher for Professor Christof Heyns, Member of the UN Human Rights Committee. He is also the National Co-ordinator of the National Schools Moot Court Competition. He completed his LLB and LLM at the University of Pretoria. Upon completion of his LLB, Nyambeni worked as an Academic Associate at the Department of Mercantile Law, where he lectured Business Law and Commercial Law. In addition to lecturing, he also tutored Labour Law, while providing research assistance. During his undergraduate years of study, he was actively involved in moot court competitions, representing the University at the following competitions; the annual Kovies Moot Court Competition for first years in Bloemfontein (2012); African Regional Rounds of the Manfred Lachs International Space Law Moot Court Competition in Nigeria (2014), finishing in 2nd place. In 2015, Nyambeni coached the University's team that participated in the Philip C. Jessup International Moot Court Competition, winning the right to represent South Africa at the International rounds, held in Washington, DC. In 2016, he coached the South African Moot Court Team that won the International Moot Court Competition in The Hague, Netherlands. He again coached the team in 2020, winning the International Moot Court, held in Poland.



Patricia Atim P'Odong

Ms Atim holds a Master of Laws in Human Rights and Democratisation in Africa from the University of Pretoria, South Africa, and a Diploma in Legal Practice and Bachelor of Laws Degree from Makerere University. She is a duly enrolled practicing advocate of the Courts of Judicature in Uganda. She is currently an Assistant lecturer at the School of Law, Makerere University attached to the Department of Public and Comparative Law. In addition she is also the Senior Instructor at the Public Interest Law Clinic (PILAC), School of Law, Makerere University. Ms Atim's professional interest is mainly in International and domestic human rights, Constitutional law, Family law, Children's rights, Gender and disability studies, and Clinical Legal Education. She is currently also a member of the Board of Directors in the following organizations: Foundation for Human Rights Initiative (FHRI), Engineers for Green Action Africa (EGAA), and Human Rights Awareness.



Professor Serges Djoyou Kanga

Prof Serges Djoyou Kanga holds an LLD from the Centre for Human Rights, University of Pretoria and is currently an Associate Professor at the Thabo Mbeki African Leadership Institute (TMALI), UNISA where he teaches Thought Leadership for Africa's Renewal. He previously worked as a Researcher for the Centre for Human Rights, for the South African Institute for Advanced Constitutional, Public, Human Rights and International Law (SAIFAC) which is a centre of the University of Johannesburg. He is a member of the 'building committee' of the Cross-cultural Human Rights Centre, a consortium of one European University, ten Chinese and four African universities aimed at bringing Southern concepts and ideas in the area of human rights to Northern audiences. His areas of interest include Leadership and African renaissance, Development and human rights, human rights from a cross-cultural perspective, and Disability rights. He publishes in these areas. He is a co-editor of the African Disability Rights Yearbook.



Shéri Brynard

Shéri Brynard is the only person with Down syndrome who has a tertiary teacher's diploma without any amendments been made to the course, in South Africa. She was also appointed by Down syndrome international as an international ambassador for all people with Down syndrome. She truly believes that all people have the responsibility to endeavour to make the best of their circumstances and she is a living example thereof. Shéri has also been chosen by her Down syndrome peers as their official South African spokesperson and she is the South African representative on the Down syndrome international Board. Shéri has just been offered an ad hoc position at the University of the Free State. She will assist in a project to motivate learners in disadvantaged schools in the Free State, to reach their full potential. She is currently also a full-time qualified assistant teacher at a Pre-primary school for learners with special educational needs and she presents motivational speeches all over the world. Shéri strives to change negative perceptions about people with Down syndrome and she actively advocates for the rights of all people with any disadvantage to be granted the same opportunities they would have had, if they were more privileged.



Tariro Rufetu

Mrs Tariro Rufetu is a Research Assistant in the Disability Rights Unit at the Centre for Human Rights, University of Pretoria. Tariro holds a Bachelor of Laws (LLB) degree from University of South Africa (UNISA) Tariro is passionate about human rights and is working on developing her expertise in human rights in Africa through her work at the Centre for Human Rights. Tariro has been actively involved in the work done by the Centre for Human Rights, most particularly, within the Disability Rights Unit. Tariro is currently part of a team working with the National Task Force for Persons with Albinism, who are drafting a national action plan on persons with albinism in South Africa. Tariro has been involved in access to justice for persons with disabilities trainings of justice personnel in South Africa and Botswana. She also does presentations on behalf of the Centre for Human Rights on issues related to disability rights in Africa.

Advanced Human Rights Courses (AHRC)

For more information about the Advanced Human Rights Course on Disability Rights in an African Context, presented by the Centre for Human Rights, University of Pretoria, please contact dennis.antwi@up.ac.za or dianah.msipa@up.ac.za

Website: www.chr.up.ac.za

WIFI LOGIN

Username: drac@up.ac.za

Password: 8550

Twitter

#AHRC2020_DRA

@CHR_HumanRights @UPTuks

Upcoming Advanced Human Rights Courses

Women's Rights in Africa (23 – 27 March 2020)

Judicial Enforcement of Socio Economic Rights in Africa (18 – 22 May 2020)

Police Oversight and Accountability in Africa (1–5 June 2020)

Civil Society Law in Africa (8 –12 June 2020)

Children's Rights in Africa (29 June – 3 July 2020)

Indigenous peoples' Rights in Africa (31 August – 4 September 2020)

Police Oversight and Vulnerable groups (7 – 11 September 2020)

Right to Development in Africa (14 – 18 September 2020)

African Human Rights Systems in Comparative Perspectives (5 – 9 October 2020)

The Role of Men and Boys in Achieving Gender Equality (26 – 30 October 2020)