



THE REPUBLIC OF UGANDA

**THE INTERNATIONAL CONFERENCE ON THE GREAT LAKES REGION
(IMPLEMENTATION OF THE PACT ON SECURITY, STABILITY AND
DEVELOPMENT IN THE GREAT LAKES REGION) ACT, 2017.**





THE REPUBLIC OF UGANDA

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ACC NO.....

CALL NO.....

I SIGNIFY my assent to the bill.

Yoweri Museveni
.....
President

Date of assent: 20/12/2017

International Conference on the Great Lakes Region
(Implementation of the Pact On Security, Stability and Development
Act *in the Great Lakes Region) Act* **2017**

THE INTERNATIONAL CONFERENCE ON THE GREAT LAKES
REGION (IMPLEMENTATION OF THE PACT ON SECURITY,
STABILITY AND DEVELOPMENT IN THE GREAT LAKES REGION)
ACT, 2017

ARRANGEMENT OF SECTIONS

Section

1. Interpretation
2. Pact to have force of law in Uganda
3. Finances
4. Immunities and privileges of employees
5. Status, immunities and privileges of the Conference
6. Subsequent amendment of Pact
7. Regulations

SCHEDULE

THE INTERNATIONAL CONFERENCE ON THE GREAT LAKES
REGION PACT ON SECURITY, STABILITY AND DEVELOPMENT
IN THE GREAT LAKES REGION





THE REPUBLIC OF UGANDA

**THE INTERNATIONAL CONFERENCE ON THE GREAT
LAKES REGION (IMPLEMENTATION OF THE PACT ON
SECURITY, STABILITY AND DEVELOPMENT IN THE
GREAT LAKES REGION) ACT, 2017**

An Act to give the force of law in Uganda to the Pact on Security, Stability and Development in the Great Lakes Region and to provide for related matters.

WHEREAS the Pact on Security, Stability and Development in the Great Lakes Region which is set out in the Schedule to this Act was signed in Nairobi, Republic of Kenya on the 15th day of December, 2006 on behalf of the Governments of the Republic of Angola, the Republic of Burundi, the Central African Republic, the Republic of Congo, the Democratic Republic of Congo, the Republic of Kenya, the Republic of Rwanda, the Republic of South Sudan, the Republic of Sudan, the United Republic of Tanzania, the Republic of Uganda and the Republic of Zambia;

AND WHEREAS the Cabinet of the Republic of Uganda ratified the Pact on 5th February, 2008 in accordance with article 123 of the Constitution and section 2(a) of the Ratification of Treaties Act;

AND WHEREAS it is expedient to give the force of law to the Pact in Uganda;

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DATE OF ASSENT:

Date of Commencement:

NOW THEREFORE be it enacted by Parliament as follows:

1. Interpretation.

In this Act, unless the context otherwise requires—

“Conference” means the International Conference on the Great Lakes;

“Conference Secretariat” means the Secretariat of the International Conference on the Great Lakes;

“member states” means the twelve core member states of the International Conference on the Great Lakes Region, namely the Republic of Angola, the Republic of Burundi, the Central African Republic, the Republic of the Congo, the Democratic Republic of the Congo, the Republic of Kenya, the Republic of Rwanda, the Republic of South Sudan, the Republic of the Sudan, the United Republic of Tanzania, the Republic of Uganda and the Republic of Zambia;

“Minister” means the Minister responsible for foreign affairs;

“Ministry” means the Ministry responsible for foreign affairs;

“Pact” means the Pact on Security, Stability and Development in the Great Lakes Region signed in Nairobi, Kenya on the 15th day of December 2006 as prescribed in the Schedule to this Act;

“Protocols” means the protocols adopted or subsequently adopted under the Pact.

2. Pact to have force of law in Uganda.

(1) The Pact as set out in the Schedule to this Act shall have the force of law in Uganda.

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(2) Without prejudice to the general effect of subsection (1), all rights, powers, liabilities, obligations and restrictions created or arising by or under the Pact and all remedies and procedures provided for by or under the Pact shall be recognised and available in law and shall be enforceable and allowed in Uganda.

3. Finances.

(1) The finances for enforcing the Pact in Uganda shall consist of—

- (a) money appropriated by Parliament to the Ministry for the purposes of the Pact; and
- (b) grants or donations from the Government or other sources made with approval of the Minister and Minister responsible for finance.

(2) Subject to article 159 of the Constitution of the Republic of Uganda, for the purposes of providing any sums required for giving effect to the Pact under this section, the Minister responsible for finance may, on behalf of Government, make such arrangements as are necessary or raise loans by creation and issuance of securities bearing such rates of interest and subject to such conditions as to repayment, redemption or otherwise as the Minister considers fit.

(3) A grant, donation or loan received by the Government for purposes of the Pact shall be paid into and form part of the Consolidated Fund and shall be available in the manner in which funds from the Consolidated Fund are available.

4. Immunities and privileges of employees.

(1) A person who is employed in the service of the Conference in Uganda, who is a citizen of a member state other than Uganda, shall—

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- (a) be immune from civil process with respect to acts performed by them in their official capacity; and
- (b) be accorded such immunities from immigration restrictions and alien registration as the Member States may determine.

(2) Experts and consultants rendering services to the Conference in Uganda shall be accorded such immunities and privileges as may be agreed by member states.

5. Status, immunities and privileges of the Conference.

(1) The Conference shall be accorded such status, capacity, immunities, privileges and exemptions in Uganda as may be agreed upon by the member states.

(2) Members of the organs and institutions of the Conference shall be accorded such immunities and privileges as may be agreed upon by the member states.

6. Subsequent amendment of the Pact.

Where, after the commencement of this Act, the Pact is amended or modified in accordance with the provisions of article 34 of the Pact, and ratified under article 123 of the Constitution of the Republic of Uganda, the Minister shall cause a copy of the amendment or modification to be laid before Parliament; and the amendment or modification shall, for the purposes of this Act, come or be deemed to have come into operation on the date it is laid before Parliament.

7. Regulations.

(1) The minister may, in consultation with the line ministry, by statutory instrument, make regulations to give effect to the provisions of this Act.

(2) Without prejudice to the generality of subsection (1), the minister shall make regulations for—

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Article 10: Protocol on the Specific Reconstruction and Development Zone

Article 11: Protocol on the Prevention and Suppression of Sexual Violence Against Women and Children

Article 12: Protocol on the Protection and Assistance to Internally Displaced Persons

Article 13: Protocol on Property Rights of Returning Persons

Article 14: Protocol on the Management of Information and Communication

Article 15: Subsequent Protocols

CHAPTER III: THE PROGRAMMES OF ACTION

Article 16: Objectives of the Programmes of Action

Article 17: The Programme of Action for Peace and Security

Article 18: The Programme of Action for Democracy and Good Governance

Article 19: The Programme of Action for Economic Development and Regional Integration

Article 20: Programme of Action on Humanitarian, Social and Environmental Issues

CHAPTER IV: THE SPECIAL FUND FOR RECONSTRUCTION AND DEVELOPMENT

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Mechanisms

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Article 34: Amendments and Revision

Article 35: Withdrawal

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REAFFIRMING our decision taken at Dar-es-Salaam to declare the Great Lakes Region a specific zone of reconstruction and development and jointly determined to meet the challenge of reconstruction and development with the full participation of all our peoples, particularly in partnership with the civil society organizations, young people, women, the private sector and religious organizations, as well as in close cooperation with the relevant regional organizations, the African Union, the United Nations, and the international community in general;

DETERMINED to adopt and implement collectively the appropriate Programmes of Action, the Protocols and mechanisms to translate into reality the priority political options and the guiding principles of the Dar-es-Salaam Declaration;

HEREBY SOLEMNLY AGREE:

CHAPTER I: GENERAL PROVISIONS

ARTICLE 1

Definitions

1. For the purpose of this Pact, unless the context otherwise requires, the following mean:

- (a) **Conference:** The International Conference on the Great Lakes Region;
- (b) **Great Lakes Region:** The region composed of the whole of the territories of the twelve core Member States of the Conference;

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ARTICLE 7

Protocol on Judicial Cooperation

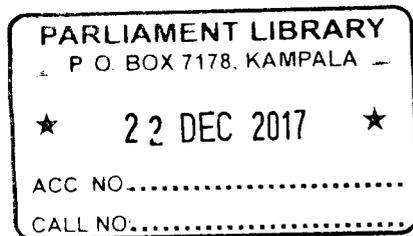
The Member States undertake, in accordance with the Protocol on Judicial Cooperation, to cooperate in matters of extradition, judicial investigation and prosecution.

ARTICLE 8

Protocol for the Prevention and the Punishment of the Crime of Genocide, War Crimes and Crimes against Humanity and all forms of Discrimination

The Member States, in accordance with the Protocol on the Prevention and the Punishment of the Crime of Genocide, War Crimes and Crimes against Humanity and all forms of Discrimination, recognize that the crime of genocide, war crimes, and crimes against humanity are crimes under international law and against the rights of peoples, and undertake in particular:

- (a) To refrain from, prevent and punish, such crimes;
- (b) To condemn and eliminate all forms of discrimination and discriminatory practices;
- (c) To ensure the strict observance of this undertaking by all national, regional and local public authorities and institutions;
- (d) To proscribe all propaganda and all organisations which are inspired by ideas or theories based on the superiority of a race or a group of people of a particular ethnic origin, or which try to justify or encourage any form of ethnic, religious, racial or gender based hatred or discrimination.



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ARTICLE 9

Protocol Against the Illegal Exploitation of Natural Resources

The Member States agree, in accordance with the Protocol Against the Illegal Exploitation of Natural Resources, to put in place regional rules and mechanisms for combating the illegal exploitation of natural resources which constitute a violation of the States' right of permanent sovereignty over their natural resources and which represent a serious source of insecurity, instability, tension and conflicts, and in particular:

- (a) To ensure that any activity bearing on natural resources must scrupulously respect the permanent sovereignty of each State over its natural resources and comply with harmonised national legislation as well as the principles of transparency, responsibility, equity, and respect for the environment and human settlements;
- (b) To put to an end, through national and international legal means, to impunity in the illegal exploitation of natural resources by natural persons and legal entities;
- (c) To put in place a regional certification mechanism for the exploitation, monitoring and verification of natural resources within the Great Lakes Region.

ARTICLE 10

Protocol on the Specific Reconstruction and Development Zone

The Member States agree, in accordance with the Protocol on the Specific Reconstruction and Development Zone, to implement, an economic development and local regional integration process, pursuant to the decision contained in the Dar-es- Salaam Declaration to declare the Great Lakes Region as a Specific Reconstruction and Development Zone, and for this purpose, to institute in particular:

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- (a) Transformer development basins to promote local regional integration of the Border populations;
- (b) A Special Reconstruction and Development Fund for the purpose of supporting the implementation of the Protocols and Programmers of Action selected in the priority areas of peace and security, democracy and good governance, economic development and regional integration, and humanitarian, social and environmental issues.

ARTICLE 11

**Protocol on the Prevention and Suppression of Sexual Violence
against Women and Children**

The Member States undertake, in accordance with the Protocol on the Prevention and Suppression of Violence against Women and Children, to combat sexual violence against women and children through preventing, criminalizing and punishing acts of sexual violence, both in times of peace and in times of war, in accordance with national laws and international criminal law.

ARTICLE 12

**Protocol on the Protection and Assistance to Internally
Displaced Persons**

The Member States undertake, in accordance with the Protocol on the Protection and Assistance to Internally Displaced Persons, to provide special protection and Assistance to internally displaced persons and in particular to adopt and implement the Guiding Principles on Internal Displacement as proposed by the United Nations Secretariat.

ARTICLE 13

Protocol on Property Rights of Returning Persons

The Member States undertake, in accordance with the Protocol on the Property Rights of Returning Persons, to provide legal protection for the property of internally displaced persons and refugees in their countries of origin, and in particular to:

- (a) Adopt legal principles whereby the Member States shall ensure that refugees and internally displaced persons, upon returning to their areas of origin, recover their property with the assistance of the local traditional and administrative authorities;
- (b) Create a legal framework for resolving disputes arising from the recovery of property previously occupied or owned by returning persons.

ARTICLE 14

Protocol on the Management of Information and Communication

The Member States agree, in accordance with the Protocol on the Management of Information and Communication, to establish a Regional Council for Information and Communication whose role, in particular, shall be:

- (a) To promote the free exchange of ideas;
- (b) To promote freedom of expression and the press;
- (c) To provide training and civic education through the media.

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ARTICLE 15

Subsequent Protocols

The Member States agree that any subsequent Protocols that they may adopt after the entry into force of this Pact shall be an integral part of the Pact. Any such Protocol shall enter into force in accordance with the provisions governing amendments and revision as set out in Article 34(5).

CHAPTER III: THE PROGRAMMES OF ACTION

ARTICLE 16

Objectives of the Programmes of Action

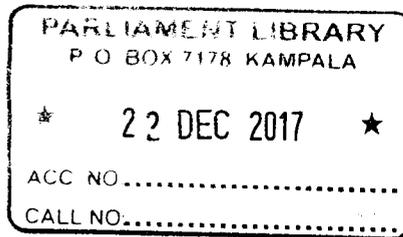
The Member States undertake to promote the joint strategies and policies outlined in the Dar-es-Salaam Declaration within the framework of the objectives of the sector Programmes of Action.

ARTICLE 17

The Programme of Action for Peace and Security

The Member States undertake to ensure sustainable peace and security in the whole Region of the Great Lakes, in the framework of the Programme of Action for Peace and Security, which is aimed at:

- (a) Promoting the joint management of the security of common borders;
- (b) Promoting, maintaining and enhancing cooperation in the fields of peace, conflict prevention and the peaceful settlement of disputes;



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- (c) Promoting inter-State cooperation on general security issues including combating the illicit proliferation of small arms and light weapons, preventing and combating organized transnational criminal activities and terrorism.

ARTICLE 18

The Programme of Action For Democracy And Good Governance

1. The Member States undertake to entrench values, principles and norms on democracy, good governance, and respect for human rights, in the framework of the Programme of Action for Democracy and Good Governance, which aims, in particular, to:

- (a) Establish regional mechanisms which work together to strengthen the rule of law in the region, to promote human rights, and to combat impunity;
- (b) Consolidate the democratization process by enhancing institutional capacity, by promoting political participation of all segments of society, and by developing and implementing communication and information strategies;
- (c) Harmonize and coordinate policies on the protection and rational management of natural resources in the region.

ARTICLE 19

The Programme of Action for Economic Development and Regional Integration

1. The Member States undertake to jointly promote a prosperous, integrated economic space, to improve the standard of living of its populations, and to contribute to the development of the Region, by implementing the Programme of Action for Economic Development and Regional Integration with the aim of:

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**CHAPTER IV: THE SPECIAL FUND FOR RECONSTRUCTION
AND DEVELOPMENT**

ARTICLE 21

Legal framework

1. A Special Fund for the reconstruction and development of the Great Lakes Region shall be created in accordance with the Protocol on the Specific Reconstruction and Development Zone, but the legal status of such a Fund shall be defined in a separate document;
2. The modality of the operation of the Fund shall be determined by a specific legal framework to be agreed with the African Development Bank, which shall manage the said Fund;
3. The financing of the Fund shall be ensured by mandatory contributions from the Member States as well as by voluntary contributions from cooperating and development partners.

CHAPTER V: THE REGIONAL FOLLOW-UP MECHANISM

ARTICLE 22

Establishment

1. The Member States agree to create a Regional Follow-up Mechanism which shall consist of the Summit of Heads of State and Government, the Regional Inter- Ministerial Committee, the Conference Secretariat, the National Coordination Mechanisms and the Collaborative Mechanisms and other specific structures or forums if necessary, in order to ensure the implementation of this Pact;

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2. The Regional Follow-up Mechanism shall be based upon the principles of best practice, complementarity, linkages, and collegial ownership by the Member States, in cooperation with the African Union and the United Nations and other partners.

ARTICLE 23

The Summit

1. The Summit shall be the Supreme organ of the Conference and it shall be chaired by a Head of State or Government of a Member State in rotation;
2. The Summit shall be held once every two years. An extraordinary session of the Summit may be convened at the request of one Member State and upon the consent of the qualified majority of eight of the majority of the ratifying Member States present and voting;
3. The Summit shall direct the implementation of this Pact, approve budgetary resources on the recommendation of the Inter-Ministerial Committee, allocate additional resources and assess progress made in the implementation of the Pact;
4. The Summit shall approve the appointment of the Executive Secretary of the Conference Secretariat on the recommendation of the Inter-Ministerial Committee, and decide on the location of the Conference Secretariat's headquarters;
5. The Conference Chairperson, in the exercise of his or her functions between the ordinary sessions of the Summit, shall ensure the respect for and the implementation of the Pact by the Member States, and seek the support of the Region's development partners to achieve the Conference's objectives. He or she shall be assisted in his activities by his predecessor and his future successor in the framework of a «Troika »;

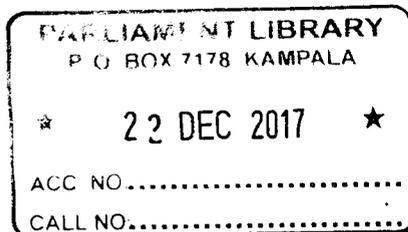
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6. A Member State that is unable or unwilling to honour its obligations under this Pact shall account for its failure before the Summit which will determine the consequences for such failure;
7. Decisions of the Summit shall be taken by consensus. In the event of failure to reach a consensus, decisions shall be taken by a qualified majority of eight of the twelve Member States present and voting in cases of non-procedural matters, and by an absolute majority of the Member States present and voting, in cases of procedural matters.

ARTICLE 24

The Regional Inter-Ministerial Committee

1. The Inter-Ministerial Committee shall be the Executive organ of the Conference. It shall meet in ordinary session twice a year. It may meet in extraordinary session on the request of one Member State with the consent of the absolute majority of Member States;
2. The meetings of the Inter-Ministerial Committee shall be chaired by a Minister of a Member State in rotation, following the sequence of the ordinary periodical sessions of the Summit. Each meeting of the Inter-Ministerial Committee shall be preceded by a meeting of senior officials of the Member States;
3. The Committee shall determine strategies for implementing this Pact and shall carry out regular monitoring of its implementation;
4. It shall submit to the Summit a periodic report on the implementation of the Pact;
5. It shall recommend to the Summit candidates for the position of the Executive Secretary of the Conference and approve nominations of senior staff for the Conference Secretariat on the recommendations of the Executive Secretary;



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6. It shall examine and submit to the Summit the draft budget as well as the reports and the work plans of the Conference Secretariat and affiliated institutions;
7. It may, in the interval between the ordinary sessions of the Summit, make such budgetary, administrative and operational adjustments as the Summit may delegate;
8. Decisions of the Inter-Ministerial Committee shall be taken by consensus. In the event of failure to reach a consensus, decisions shall be taken by a qualified majority of eight of the twelve Member States present and voting in cases of nonprocedural matters, and by an absolute majority of the Member States present and voting, in cases of procedural matters.

ARTICLE 25

Ad-hoc Group of Experts

The Inter-Ministerial Committee may nominate an ad-hoc group of a maximum number of six independent experts composed of men and women in equal numbers and of high moral integrity, whose mission shall be to:

- (a) Prepare and submit to the Summit a special report on the specific problems encountered by the Member States in implementing the Pact;
- (b) Fulfill any other functions as determined by the Summit.

ARTICLE 26

Conference Secretariat

1. The Conference Secretariat shall be the technical arm and coordinating body of the Conference. It shall be headed by an Executive Secretary whose mandate shall be for a period of four years not subject to renewal;

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2. A proposal for amendment or revision shall be submitted in writing to the Conference Secretariat that shall forthwith inform the other Member States of such a proposal;
3. The proposal for amendment or revision of the Pact shall be submitted to the Member States at least six months before the next session of the Summit at which it is proposed for adoption;
4. The decision to amend or revise the Pact shall be agreed by a qualified majority of eight of the twelve Member States present and voting;
5. An Amendment or revision adopted in accordance with paragraph 4 of this Article shall be circulated by the Conference Secretary to all the Member States for their acceptance. Instruments of acceptance of amendments or revision shall be deposited with Conference Secretariat;
6. The revision or amendment shall enter into force in respect of all the Member States 30 days after the receipt by the Conference Secretariat of the eighth instrument of acceptance;
7. Never the less, projects and budgets agreed within the framework of the Programmes of Action, Protocols, and the Regional Follow-up Mechanism may be amended without recourse to the amendment or revision procedure provided for above.

ARTICLE 35

Withdrawal

1. A Member State that has ratified this Pact may withdraw from it at any time after ten years from the date on which this Pact entered into force in relation to such a Member State, by giving written notification of the decision to withdraw to the depositary;



THE REPUBLIC OF UGANDA

This printed impression has been carefully compared by me with the bill which was passed by Parliament and found by me to be a true copy of the bill.

[Handwritten signature]

.....
Clerk to Parliament

Date of authentication: 04th/09/2017