



منظمة الموفقين والوسطاء والرقابيين الأفارقة
African Ombudsman and Mediators Association
Association des Ombudsman et Mediateurs Africains
Associaçãodos Ombudsman eMediadores Africanos

MINUTES OF THE 9TH EXECUTIVE COMMITTEE MEETING IN YAMOOUSSOUKRO, COTE DIVOIRE ON THE 27TH AND 28TH JULY 2015

PRESENT

- | | |
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| 1. Hon. Dr. Fozia Amin | - President, Ethiopia |
| 2. Hon. Ng'olo Coulibaly | - 1 st Vice President, Cote D'Ivoire |
| 3. Hon. Dr. Mohammed Rukara | - 2 nd Vice President, Burundi |
| 4. Hon. Dr. Otiende Amollo | - Secretary General, Kenya |
| 5. Hon. Caroline Sokoni | - Treasurer, Zambia |
| 6. Hon. Adv. Thulisela Madonsela | - Chairperson, AORC |
| 7. Hon Alima Deborah Traore | - IOI Regional Director, Burkina Faso |
| 8. Hon. Bahame T.M. Nyanduga | - East Region Rep, Tanzania |

SPECIAL AUTHORIZED REPRESENTATIVE

- | | |
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| 1. Matseliso Machai - Ndumo | - Chief Legal officer & Head of Investigations, South Region Representative, Lesotho |
| 2. Hon. Ramadan Barma | - Secretary General, Central Region Representative, Chad |

APOLOGY

- | | |
|------------------------------------|-----------------------------------|
| 1. Hon. Dr. Paulo Tjipilica | - Former President of AOMA Angola |
| 2. Hon. Adv. John Walters | - IOI President, Namibia |
| 3. Leonard Ngaluma | - Acting Executive Director |

IN ATTENDANCE/COLLABORATORS

1. Robi Sarara	-Kenya (Secretariat)
2. Younous Ibedou	-Tchad
3. Tourmar Nayo Jacob	-Tchad
4. Ghahimbare Eurydile	-Burundi
5. Sakala Alfred	-Zambia
6. Eskinder Kebede	-Ethiopia
7. Seyoum leul	-Ethiopia
8. Kula Momolize	-South Africa
9. Tanguy Dimitri Kone	-Côte D'ivoire
10. Patricia Isimat Mirin	-Côte D'ivoire
11. Ouedraogo Sylvie	- Burkina Faso

AGENDA

1. Apologies, constitution of the meeting/quorum
2. Adoption of the agenda
3. Consideration and approval of the minutes of the 8th EXCO meeting
4. Matters arising
5. Report of the AOMA President – for noting
6. Report of the Secretary general- for noting
7. Report of the Chairperson of AORC – for noting
8. Reports of Regional Representatives (East, South & Central)
9. Membership of the Executive Committee & Vacant Regional Posts
10. AOMA finances and status of membership contributions
11. The 5th General Assembly, Arusha Tanzania, 28-30th September 2016
12. Applications for membership
13. Update on the Burundi situation
14. Any other business.

OPENING

The President of AOMA called the meeting to order at around 11.00 am. It was noted that the meeting started late. The President welcomed the members to the meeting and requested the Secretary General to proceed with the confirmation of the quorum and the adoption of the agenda. The quorum was confirmed and the agenda was adopted.

The Public Protector, South Africa proposed the agenda and the same was seconded by Zambia.

The Secretary General proposed to present his report before considering the matters arising from the previous meeting as most of the issues were extensively covered in his report. Members agreed to the proposal.

**MIN 9/1//2015: CONSIDERATION AND APPROVAL OF THE MINUTES OF
THE 8TH EXECUTIVE COMMITTEE OF AOMA**

- 1.0. The Meeting considered and approved the minutes of the 8th Executive committee meeting of AOMA.

MIN 9/2/2015: MATTERS ARISING

- 2.1. The Secretary General Proposed to discuss his report noting that his report covered substantively most of the matters arising from the previous meeting. The proposal was adopted by the members.
- 2.2. It was noted that the Public Protector had not handed over the minutes of the 7th Executive Committee meeting held in Lusaka, Zambia as requested in the previous meeting. The Public Protector explained that she had left the meeting early and undertook to follow up and deliver the minutes to the committee.
- 2.3. Members noted and appreciated the visit by the Secretary General to Tanzania at his own cost for purposes of initiating discussions on Tanzania hosting the 5th General Assembly.
- 2.4. Members noted and approved the opening of the AOMA Account at CFC Stanbic Bank, Nairobi.
- 2.5. With regard to signatories, the meeting resolved that in the interim, the acting Executive Director, the Secretary General and one other commissioner of the Commission on Administrative Justice shall have the signing powers in respect of the AOMA bank account. Further, it was agreed that the Secretary General in consultation with the Treasurer to procure an independent firm of external auditors.
- 2.6. The Secretary General gave a report on the progress made in transferring the AOMA funds from South Africa to the new secretariat in Kenya. The Secretary General explained that he had approved

payment of **USD 17,723** to the external auditors in South Africa since the same had been approved in the previous executive committee meeting. It was noted that the total amount to be transferred was **USD 39,760**.

- 2.7. On the registration of AOMA, the meeting while noting the importance of the registration of AOMA as an entity appreciated the progress made by the Secretary General in registering AOMA as a company limited by guarantee in Kenya. It was agreed that the Secretary General finalizes the process of registering AOMA.
- 2.8. The meeting noted that the AOMA website www.aoma.ro.ke had been opened.
- 2.9. The Secretary General briefed the Committee on the steps taken on the development of the AOMA strategic plan and work plans. The Secretary General tabled before the Committee a quotation for the development of the AOMA strategic plan and work plans from Prof. Victor Ayieni. The meeting resolved that the amount of **USD 19,219** was too high and there was need to get two more quotations in order to get value for money.
- 2.10. It was further resolved that the Secretary General should officially request AORC for support in the development of the strategic plan.
- 2.11. The members noted the letters of notification of change of office bearers sent to the African Union, United Nations and the International Ombudsman Institute.
- 2.12. The meeting approved the Secretary General's proposed mode of recognition and commendation of the previous AOMA members who have served the association distinctively. It was resolved that the award should consider all the members since the establishment of AOMA. The presentations would be done at the next General Assembly.
- 2.13. The Report of the Secretary General was noted and approved save for the resolutions above.

- 3.1. The President report was well received. It was noted and approved.
- 3.2. Members noted that the report of the President ought to have been translated and circulated in advance.

MIN 9/4/2015: REPORT OF THE CHAIRPERSON OF AORC – FOR NOTING

- 4.1. The President presented the report of the Chairperson of AORC and proposed co-option of other AOMA Executive Committee members
- 4.2. The Chair of AORC further proposed amendments to vary membership of the Board of AORC as stated in Article 12 (1) of the AOMA Constitution by adding other members and replacing the CEO of the Public Protector to name an alternate if unable to attend. Further, it was requested that Article **12 (1) a** be amended to vary the registration of AORC from being as it is currently.
- 4.3. After due deliberations, the meeting observed that the discretion to co-opt any member to the AORC Board rests with the AORC Board itself. Upon such a resolution, the AORC Board shall communicate to the members so co-opted.
- 4.4. The meeting resolved to recommend to the General Assembly to consider amending Article 12 to allow change of registration status of AORC and to allow flexibility and secondment of a senior officer from the Public Protector's office to represent the CEO.

MIN 9/5/2015: REPORTS OF REGIONAL REPRESENTATIVES (EAST, SOUTH & CENTRAL)

- 5.1. The meeting resolved that reports from the regional representatives should be submitted to the secretariat early enough for purposes of translation before the meetings to enable members to follow through at the meeting. Presentation of the reports was deferred to the next executive committee meeting in which all the activities will be covered.

MIN 9/6/2015: MEMBERSHIP OF THE EXECUTIVE COMMITTEE & VACANT REGIONAL POSTS

- 6.1. After deliberation, it was resolved that Madagascar (Indian Ocean), Burkina Faso (West Region) and Tunisia (North Region) will serve as regional representatives on a temporary basis pending facilitation of appropriate regional meetings to agree on the substantive regional representatives by members of the respective regions.
- 6.2. It was agreed that the Secretary General of AOMA would request AORC to finance the regional meetings and the Public Protector undertook to endeavor to finance and facilitate the said meetings. Further, it was resolved to host the regional meetings before the next Executive Committee meeting.
- 6.3. It was agreed that the newly appointed Ombudsman of Lesotho, Advocate Abel Leshele Thoalane be continue to act as South Region representative pending a final decision to be made at a regional meeting of members of the region.

MIN 9/7/2015: AOMA FINANCES AND STATUS OF MEMBERSHIP CONTRIBUTIONS

- 7.1. The Secretary General tabled a report detailing outstanding amounts in terms of membership fees. The report was duly noted.

MIN 9/8/2015: THE 5TH GENERAL ASSEMBLY, ARUSHA TANZANIA, 28-30TH SEPTEMBER 2016

- 8.1 Members noted with appreciation Tanzania's acceptance to host the 5th General Assembly alongside their celebration of 50 years of the existence of the office of the Ombudsman
- 8.2 The meeting noted the progress made by the Tanzanian Ombudsman towards the preparations of the General Assembly and approved the ombudsman of Tanzania's proposal that the same be held in Arusha on the 28-30th September 2016.
- 8.3 Further, the meeting noted the likely vicissitudes in Tanzania's preparedness to host the General Assembly as explained by the Ombudsman of Tanzania. The meeting resolved to fully consider Tanzania's preparedness at its next Executive Committee meeting in February 2016, including considerations for support or relocation of the General Assembly in the event that it should be necessary.

- 8.4 The meeting further resolved to hold the next executive committee meeting in Tanzania in February 2016 in Arusha, In the event of difficulties, then the EXCO would be held in Livingstone, Zambia, at the invitation of the Zambian Ombudsman.
- 8.5 The meeting noted the formation of a technical committee for the preparation of the General Assembly and urged members represented in the committee, who had not nominated members to nominate and facilitate their members for purposes of meetings. The Technical committee will constitute,
1. AOMA Secretary General -Dr. Otiende Amollo -(Kenya),
 2. Acting Executive Director, Leonard Ngaluma, - (Kenya)
 3. AORC – Kula Memoliza (South Africa)
 4. Presidents Office – Seyuom Leul (Ethiopia)
 5. Secretariat – Robi Sarara (Kenya)
 6. Treasurer – representatives name to be forwarded
 7. Tanzania Host – Tom Bahame Nyanduga
- 8.6. The technical committee and the Secretary General were urged to liaise closely with Tanzania and to review from time to time Tanzania's preparedness to host the General Assembly.
- 8.7. The meeting formally resolved to request AORC support for hosting the General Assembly in Tanzania.
- 8.8. The meeting noted with concern the previous postponements of the past General Assembly meeting and committed to ensure that such should not happen.

MIN 9/9/2015: APPLICATIONS FOR MEMBERSHIP

- 9.1 The committee noted the two applications for membership from the Military Ombud of South Africa and the Western Cape, South Africa, Provincial Police Ombudsman.
- 9.2. Upon due deliberations, it was resolved to postpone consideration of the two applications pending the presentation of the Secretary General's report in the next executive committee meeting on the different categories of memberships.

MIN 9/10/2015: UPDATE ON THE BURUNDI SITUATION

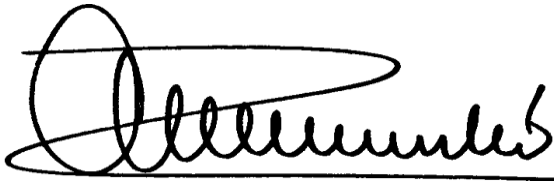
- 10.1. At the request of the Executive Committee of AOMA, the republic of Burundi was requested to give a brief on the situation in Burundi.
- 10.2. The meeting noted the versatile situation and the role played by the Mediator of Burundi in an effort to foster peace and security in the country.
- 10.3. After due deliberation the Executive Committee issued a Communiqué.

MIN 9/11/2015: ANY OTHER BUSINESS.

- 11.1. The meeting noted with appreciation the hospitality by the Cote D'Ivoire government and the Mediator of Cote D'Ivoire and thanked them for the excellent reception and for hosting the 9th Executive Committee meeting of AOMA. A letter of appreciation was duly done and transmitted.
- 11.2. The meeting resolved to constitute a Constitution Amendment Committee that shall be lead by Zambia and comprise of South Africa, Burkina Faso and Angola.
- 11.3. The meeting held that there was need to hold all the regional meetings before the next Executive Committee meeting scheduled for February 2016. However, it was agreed that the Secretary General may take any available opportunity of any other meeting to hold regional meetings on the sidelines.
- 11.4. It was resolved that the next Executive Committee meeting will be held in February 2016 in Arusha Tanzania, in the event that Tanzania will not be able to host, then the meeting shall be held in Livingstone, Zambia.

Signed by on this **22nd** day of **September** 2015

HON. DR. OTIENDE AMOLLO, EBS
SECRETARY GENERAL: AOMA



Signed by, on this.....day..... 2015

HON. DR. FOZIA AMIN
PRESIDENT: AOMA
