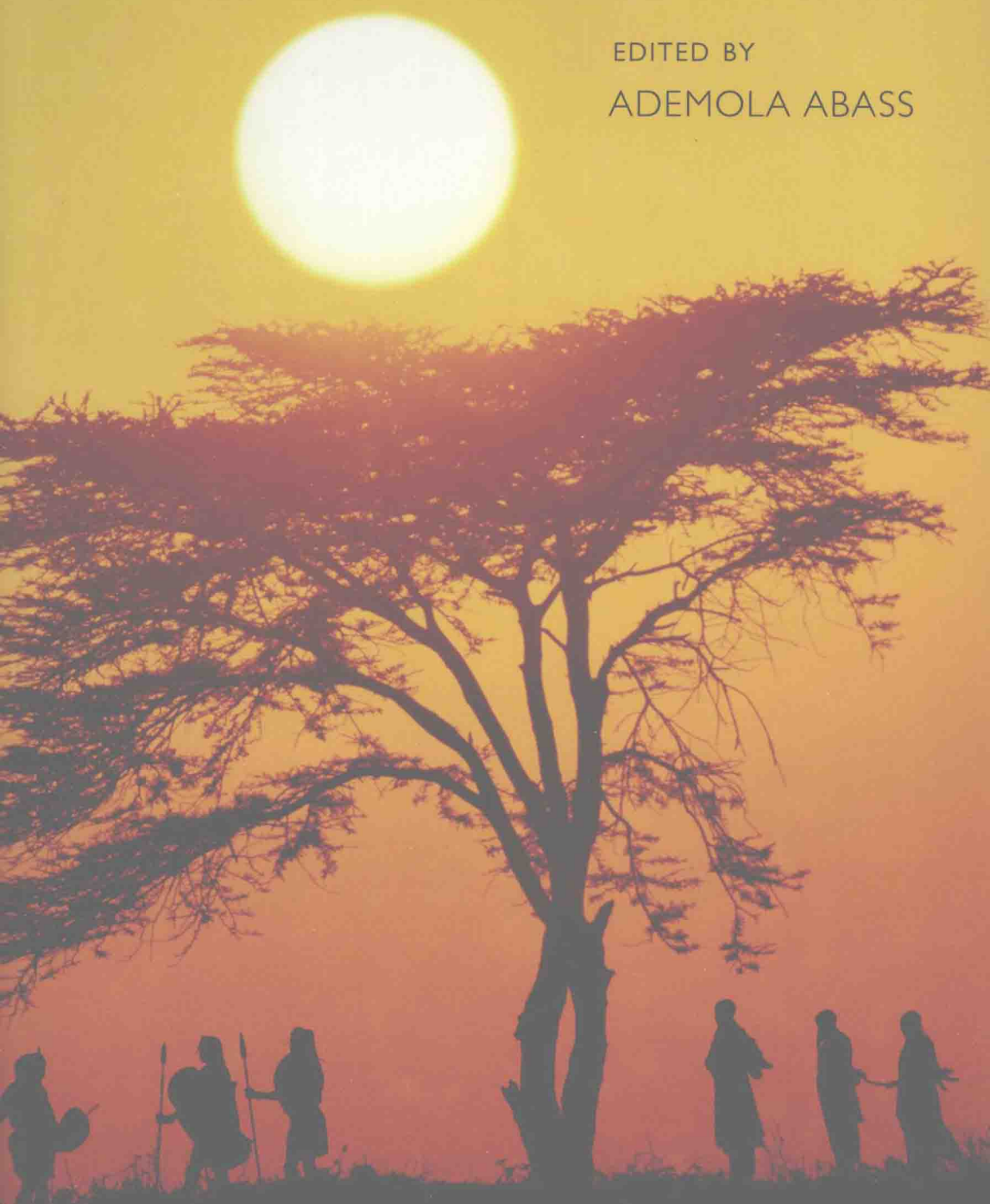


PROTECTING HUMAN SECURITY IN AFRICA

EDITED BY
ADEMOLA ABASS



OXFORD

Protecting Human Security in Africa

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Great Clarendon Street, Oxford OX2 6DP

Oxford University Press is a department of the University of Oxford.
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Published in the United States
by Oxford University Press Inc., New York

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First published 2010

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British Library Cataloguing in Publication Data
Data available

Library of Congress Cataloging-in-Publication Data
Data available

Typeset by Newgen Imaging Systems (P) Ltd., Chennai, India
Printed in Great Britain
on acid-free paper by
CPI Antony Rowe, Chippenham, Wiltshire

ISBN 978-0-19-957898-6

1 3 5 7 9 10 8 6 4 2

To Nuru Ribadu and John Githongo, Chairmen of the Economic and Financial Crimes (EFCC) in Nigeria and the Kenya Anti Corruption Commission (KACC) respectively for their courageous fight against corruption in Africa

Preface

The last Millennium was a wasted one for Africa, as it was, indeed, for a large chunk of the human race. However, while the last two centuries of that millennium saw the redemption of humanity largely in Europe, North America and, to a reasonable extent, Asia, Africa wallowed in the vicious cycle of slavery, colonialism, self-destructive governance, the looting of collective resources by governments, military adventurism in politics, authoritarianism and general retrogression.

The new Millennium revived the hope for Africa, just as the attainment of political independence from European powers between the late 1950s and 1960s, once did. Across the African continent, momentous developments are currently unfolding which make Africans dare hope again: the wanton plundering of Africa's natural resources by rulers and warlords alike is today being vigorously challenged by an increasingly vocal civil society; the culture of graft and corruption is being confronted by daredevilry across many African countries, as best typified by the vigorous campaigns led by Nuru Ribadu and John Githongo, the former heads of the Economic and Financial Crimes Commission (EFCC) in Nigeria and the Kenyan Anti-Corruption Commission (KACC) respectively. The international law principle of non-intervention in internal affairs of States, which many member States of the Organization of African Unity (OAU) hijacked to shield their reigns of terror from international scrutiny, has now been replaced by a policy of 'no indifference' by the African Union. As a principle, the African Union is now able to intervene in a member State once a situation therein crosses certain thresholds. The International Criminal Court's issuance of an arrest warrant against President Bashir in Sudan in relation to crimes committed in Darfur, if nothing else, serves as a serious symbolic gesture that the era of impunity is fast coming to an end.

Of course, that is not to say that corruption, violent conflicts, theft and mismanagement of natural resources and extensive looting of national wealth will all suddenly cease in Africa. Quite the contrary, the ongoing situations in Darfur, Somalia and the Democratic Republic of Congo (DRC) clearly show that today's violent conflicts in Africa are as nasty as those of yesteryears. Grand embezzlement of public funds still occurs daily across the continent, while the 2007/8 post-election crises in Kenya and Zimbabwe demonstrate the gory determination of political leaders to steal their peoples' democratic victories at all costs. The greater the resolve of the African people to fight HIV/AIDS, the less, it seems, the enthusiasm of multinational pharmaceutical corporations to make antiretroviral drugs available at affordable prices.

This book investigates the various ongoing efforts to address the threats to human security in Africa. Threats, such as environmental insecurity, food insecurity, the proliferation of small arms and light weapons, endemic corruption, labour exploitation, repression of women's rights, refugees, piracy, natural resource-fuelled conflicts, are commonplace in Africa. The contributors to the book are, in their own right, leading academics and practitioners in the various themes of their commentary. In the first part, each chapter analyses the legal and policy frameworks available for dealing with specific human security threats. The second part focuses on the African institutions and mechanisms for advocating, protecting, and vindicating human security in Africa. The African Union, the African Commission of Human and Peoples' Rights, the African Court of Human Rights and Justice, Non-Governmental Organizations and the civil society all play crucial and significant roles in this respect, and as such, receive great attention in this book.

For the various assistance received from the start to the finish of this book, I thank the Oxford University Press team of John Louth, Merel Alstein and Fiona Stables for their support and cooperation. For their assistance with proof-reading the manuscripts, I thank especially Edefe Ojomo and Ife Ogbona, and Dominique Mystris. For tolerating my frequent escapes from home and punching away at my laptop at ungodly hours, Eche and Kobi, my wife and kid.

Ademola Abass
Uxbridge
June 2010

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List of Abbreviations

ABHS	Advisory Board on Human Security
ACDEG	African Charter on Democracy, Elections and Governance
ACHPR	African Charter on Human and Peoples' Rights
ACHPR	African Commission on Human and Peoples' Rights
AFDL	Alliance of Democratic Forces for the Liberation of Congo-Zaire
AIDS	Acquired Immune Deficiency Syndrome
AMIS	African Union Mission in Sudan
APSA	African Peace and Security Architecture
APSOG	Association of Private Security Operators in Ghana
ARBA	Ashanti Region Blacksmiths Association
ARVS	Anti-retroviral Drugs
ASF	African Stand by Force
AU	African Union
CAADP	Comprehensive Africa Agriculture Development Programme
CASDP	Common African Security and Defence Policy
CCEM	Committee against Modern Slavery
CCPCI	Chad-Cameroon Pipeline Consortium Initiative
CDF	Comprehensive Development Framework
CDM	Clean Development Mechanism
CEDAW	Convention on the Elimination of All Forms of Discrimination against Women
CEN-SAD	Community of Sahel-Saharan States
CERD	Committee on the Elimination of Racial Discrimination
CESCR	Committee on Economic, Social and Cultural Rights
CEWARN	Conflict and Early Warning Response Mechanism
CEWS	Continental Early Warning System
CHS	Commission for Human Security
COMESA	Common Market for Eastern and Southern Africa
CPR	Civil and Political Rights
CSO	Civil Society Organizations
CSSDCA	Conference on Security, Stability, Development and Cooperation in Africa
CTF	Combined Task Force
DDI	Diamond and Development Initiative
DDR	Disarmament, Demobilization and Reintegration
DFID	Department for International Development (UK)
DPKO	Department for Peacekeeping Operations (UN)
DRC	Democratic Republic of the Congo
ECHR	European Convention on Human Rights
ECOMOG	ECOWAS Monitoring Group
ECOWAS	Economic Community of West African States

ECOSOCC	Economic Social and Cultural Council
EITI	Extractive Industries Transparency Initiative
ENVSEC	Environmental Security
ESCR	Economic, Social and Cultural Rights
ESF	ECOWAS Standby Force
EU	European Union
EUNAVFOR	European Union Naval Force
FAO	Food and Agricultural Organization
FGM	Female Genital Mutilation
FLC	Forced Labour Convention
FOSDA	Foundation for Security and Development in Africa
GDP	Gross Domestic Product
GEMAP	Governance and Economic Management Assistance Program
GHG	Greenhouse Gases
GPS	Ghana Police Service
HDR	Human Development Report
HIPC	Highly Indebted Poor Countries
HIV	Human Immunodeficiency Virus
HRC	Human Rights Committee
HSTF	High Seas Task Force
ICC	International Criminal Court
ICCPR	International Covenant on Civil and Political Rights
ICERD	International Convention on the Elimination of All Forms of Racial Discrimination
ICESCR	International Covenant on Economic, Social and Cultural Rights
ICISS	International Commission on Intervention and State Sovereignty
ICJ	International Court of Justice
ICRC	International Convention on the Rights of the Child
IDP	Internally Displaced Person
IFAD	International Fund for Agricultural Development
IGAD	InterGovernmental Authority on Development
IHI	International Human Rights Institutions
ILC	International Labour Code
ILC	International Law Commission
ILO	International Labour Organization
IMF	International Monetary Fund
IMO	International Maritime Organization
IRTC	Internationally Recognised Transit Corridor
ITCZ	Intertropical Convergence Zone
IUU	Illegal Unreported and Unregulated Fishing
JDA	Joint Development Authority
JDZ	Joint Development Zone
KACA	Kenya Anti-corruption Authority
KACC	Kenya Anti-corruption Commission
LOSC	Law of the Sea Convention
LPA	Lagos Plan of Action

LRA	Lord's Resistance Army
LURD	Liberia United for Reconciliation and Democracy
MDC	Movement for Democratic Change
MDG	Millennium Development Goals
MODEL	Movement for Democracy in Liberia
MoU	Memorandum of Understanding
MPLA	Popular Movement for the Liberation of Angola
MSC	Maritime Safety Committee
MSC	Military Staff Committee
MSPA	Maritime Security Patrol Area
NATO	North Atlantic Treaty Organization
NEPAD	New Partnership for Africa's Development
NGO	Non-governmental Organization
NHRI	National Human Rights Institution
NJC	National Judicial Council
NLC	Native Labour Code
NPFL	National Patriotic Front of Liberia
NPP	New Patriotic Party
NRCD	National Redemption Council Decree
NSA	Non-state Actor
NTLG	National Transitional Government of Liberia
OAS	Organization of American States
OAU	Organization of African Unity
ODM	Orange Democratic Movement
OECD	Organisation for Economic Co-Operation and Development
OSCE	Organisation for Security and Cooperation for Europe
PLWHA	People Living with HIV and AIDS
PMAD	Protocol on Mutual Assistance and Defence
PNDC	Provisional National Defence Council
PRSP	Poverty Reduction Strategy Papers
PSC	Peace and Security Council
PSC	Private Security Companies
REC	Regional Economic Communities
RENAMO	Resistência Nacional Moçambicana
RoE	Rules of Engagement
RPG	Rocket Propelled Grenades
RRF	Rapid Reaction Force (EU)
SADC	Southern African Development Community
SALW	Small Arms and Light Weapons
SAP	Structural Adjustment Program
SARS	Severe Acute Respiratory Syndrome
SEWS	Sub-regional Early Warning System
SPLA	Sudan People's Liberation Army
SSR	Security Sector Reform
SUA	Suppression of Unlawful Acts

TCN	Troops Contributing Nations
TFG	Transitional Federal Government of Somalia
UDHEM	Universal Declaration on the Eradication of Hunger
UDHR	Universal Declaration of Human Rights and Malnutrition
UNAIDS	United Nations Programme on HIV/AIDS
UNDP	United Nations Development Programme
UNDPKO	UN Department for Peacekeeping Operations
UNEP	United Nations Environment Programme
UNFCC	UN Framework Convention on Climate Change
UNGASS	United Nations General Assembly Special Session on HIV and AIDS
UNHCR	United Nations High Commission for Refugees
UNITA	Union for the Total Independence of Angola
WHO	World Health Organization
WTO	World Trade Organization
ZANU-PF	Zimbabwe African National Union—Patriotic Front

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