***ACHPR /Res.82(XXXVIII)05* : RESOLUTION ON THE APPOINTMENT OF A SPECIAL RAPPORTEUR ON PRISONS AND CONDITIONS OF DETENTION IN AFRICA**

*The African Commission on Human and Peoples’ Rights meeting at its 38th Ordinary Session held from 21st November to 5th December 2005 in Banjul, The Gambia;*

***Recalling*** its mandate to promote human and peoples’ rights and ensure their protection in Africa under the African Charter on Human and Peoples’ Rights;

***Reaffirming*** the importance of the observance of the purposes and principles of the *African Charter* for the promotion and protection of the human rights of all, including those of detainees and prisoners;

***Recalling*** its decision to establish the position of and appoint a Special Rapporteur on Prisons and Conditions of Detention in Africa as a prison monitoring mechanism taken at its 20th Ordinary Session held in Grand Bay, Mauritius in October 1996;

***Considering*** that the term of Dr. Vera Mlangazuwa Chirwa as a Member of the African Commission along with her mandate as Special Rapporteur on Prisons and Conditions of Detention in Africa came to an end on 21st November 2005;

***Appreciating*** the work that Dr. Chirwa has done as Special Rapporteur on Prisons and Conditions of Detention in Africa;

***Emphasising*** the importance of the work of the Special Rapporteur as regards the search for solutions to the problems arising from the restriction of the freedom of the individual, in particular;

**Decides to appoint** Commissioner Mumba Malila as the Special Rapporteur on Prisons and Conditions of Detention in Africa for a period of two years effective 5th December 2005.