

DECISION ON THE ACTIVITY REPORT ON THE AFRICAN UNION COMMISSION ON INTERNATIONAL LAW (AUCIL) - EX.CL/1368(XLI)**The Executive Council,**

1. **TAKES NOTE** of the activity report of the African Commission on International Law (AUCIL) for the period January 2021-June 2022, and the recommendations contained therein;
2. **ALSO NOTES** the wide range of legal topics and diverse studies being undertaken by AUCIL towards the codification and implementation of African international law and **COMMENDS** the AUCIL for the several studies on international law so far finalized;
3. **FURTHER NOTES WITH CONCERN** the insufficient resources allocated to the AUCIL, which affects its effectiveness;
4. **RECALLS** Decision EX.CL/Dec.1083(XXXVI) on the offer by the Republic of Equatorial Guinea to host the AUCIL Secretariat and **CALLS ON** the PRC and the Commission to expeditiously finalize the structure of an independent AUCIL Secretariat, the process of its relocation, and submit a report thereof to the Executive Council in February 2023;
5. **COMMENDS** the AUCIL for the timely completion of the study on the legal implications of amending Article 5(1) of the Protocol on the Establishment of the African Court on Human and Peoples' Rights to grant the African Committee of Experts on the Rights and Welfare of the Child direct access to the Court, and **DECIDES** the transmission of the study to the PRC for consideration, through its Sub-Committee on Human Rights and Governance, prior to the submission of concrete recommendations on the way forward to the Executive Council in February 2023;
6. **URGES** the PRC, through its relevant Sub-Committees, and the Commission to work closely with the AUCIL and provide it with the necessary resources and support it needs to effectively discharge its mandate, including providing guidance and advise on the identification and selection of legal matters of interest to the Union and its Member States, in a manner consistent with the nature and the mandate of the AUCIL;
7. **REQUESTS** accordingly the PRC to consider and adopt a supplementary budget for AUCIL activities with regard to its interactions with relevant AU Organs;
8. **COMMENDS** the theme of the 9th Edition of the Forum as: "**International Law, Business Law and Human Rights in Africa**" in line with the objectives set under Agenda 2063 and **REQUESTS** the AUCIL to disseminate the proceedings of the Forum to all Member States and other relevant bodies.