

Economic Community of West African States, African Regional Bodies

Regulation C/REG.23/12/07 Adopting the Rules of Procedure of the Community Judicial Council

Legislation as at 15 December 2007

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Economic Community of West African States

Regulation C/REG.23/12/07 Adopting the Rules of Procedure of the Community Judicial Council

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[This is the version of this document as it was at 15 December 2007 to 31 December 2007.]

The Council of Ministers

Mindful of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, relating to the Council of Ministers and defining its composition and functions;

Mindful of Supplementary Protocol A/SP2/6/06 amending some provisions of the Protocol relating to the Community Court of Justice and in particular those of Articles 3,4, and 7 of the Protocol;

Mindful of Decision A/DEC./2/6/06 establishing a Community Judicial Council;

Considering the need to endow the Community Judicial Council with rules to assist it to short-list applications, interview candidates during the recruitment of judges for the Community Court of Justice, and to ensure the judges observe a high moral value throughout their tenure;

Recalling the provision of the aforementioned decision that the Rules of Procedure of the Community Judicial Council shall focus on the frequency of its meetings, the offences that may be considered as breaches of discipline, protective measures, the methods of investigating cases referred to it, the defence and protection of the interests of defendant judges;

Recalling also the provision of the Decision establishing the Community Judicial Council that the Rules of Procedure of this Council shall be adopted by the Council of Ministers on the recommendation of the President of the ECOWAS Commission;

ON THE PROPOSAL of the second meeting of the Supreme Chief Justices of Member States, held in Abuja on 13 and 14 September 2007;

ON THE RECOMMENDATION of the President of the ECOWAS Commission;

ENACTS

Article 1

The Rules of Procedure of the Community Judicial Council attached hereto are hereby adopted.

Article 2

The President of the Commission shall notify the Rules of Procedure of the Community Judicial Council to the members of the Community Judicial Council and to the Community Court of Justice.

Article 3

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days of its signature by the Chairperson of the Council of Ministers. It shall also be published within the same time frame by each Member State in its National *Gazette*.

Done at Ouagadougou, this 15th day of December 2007.

H.E. Mrs. Minata Samaté Cessouma,

Chairperson, for the Council.