

AFRICAN UNION

الاتحاد الأفريقي



UNION AFRICAINE

UNIÃO AFRICANA

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ASSEMBLY OF THE AFRICAN UNION

Fifth Ordinary Session

4 – 5 July 2005

Sirte, LIBYA

Assembly/AU/Dec.73 –90 (V)

Assembly/AU/Decl.1-3 (V)

Assembly/AU/Resolution 1 (V)

DECISIONS, DECLARATIONS
AND RESOLUTION

**DECISION ON THE MERGER OF THE AFRICAN COURT ON HUMAN AND
PEOPLES' RIGHTS AND THE COURT OF JUSTICE OF THE
AFRICAN UNION - ASSEMBLY/AU/6 (V)**

The Assembly:

1. **TAKES NOTE** of the recommendations of the Executive Council on the merger of the Court of Justice of the African Union (Court of Justice) and the Court on Human and Peoples' Rights (Human Rights Court) ;
2. **DECIDES** that a draft legal instrument relating to the establishment of the merged court comprising the Human Rights Court and the Court of Justice should be completed for consideration by the next ordinary sessions of the Executive Council and the Assembly and **WELCOMES WARMLY AND WITH GRATITUDE** the offer by the Minister for Foreign Affairs of the Republic of Algeria, Mr. Mohamed BEDJAoui, former President of the International Court of Justice to contribute to the drafting of this instrument;
3. **ALSO DECIDES** that all necessary measures for the functioning of the Human Rights Court be taken, including particularly the election of the judges, the determination of the budget and the operationalization of the Registry;
4. **FURTHER DECIDES** that the Seat of the merged court shall be at a place to be decided upon by the Member States of the Eastern Region, which shall also serve as the seat of the Human Rights Court pending the merger.