

LIST OF COUNTRIES WHICH HAVE SIGNED, RATIFIED/ACCEDED TO THE

**PROTOCOL TO THE AFRICAN CHARTER ON HUMAN AND PEOPLES' RIGHTS
ON THE ESTABLISHMENT OF AN AFRICAN COURT ON HUMAN AND
PEOPLES' RIGHTS**

LISTE DES PAYS QUI ONT SIGNE, RATIFIE/ADHERE

**PROTOCOLE RELATIF A LA CHARTE AFRICAINE DES DROITS DE L'HOMME ET
DES PEUPLES PORTANT CREATION D'UNE COUR AFRICAINE
DES DROITS DE L'HOMME ET DES PEUPLES**

NO.	COUNTRY/PAYS	DATE OF/DE SIGNATURE	DATE OF/DE RATIFICATION/ ACCESSION	DATE DEPOSITED/ DATE DE DEPOT
1	Algeria	13/07/1999	22/04/2003	03/06/2003
2	Angola	22/01/2007	-	-
3	Benin	09/06/1998	22/08/2014	22/08/2014
4	Botswana	09/06/1998	-	-
5	Burkina Faso	09/06/1998	31/12/1998	23/02/1999
6	Burundi	09/06/1998	02/04/2003	12/05/2003
7	Cameroon	25/07/2006	17/08/2015	17/08/2015
8	Central African Rep.	04/03/2002	-	-
9	Cape Verde	-	-	-
10	Chad	06/12/2004	27/01/2016	08/02/2016
11	Côte d'Ivoire	09/06/1998	07/01/2003	21/03/2003
12	Comoros	09/06/1998	23/12/2003	26/12/2003
13	Congo	09/06/1998	10/08/2010	06/10/2010
14	Djibouti	15/11/2005	-	-
15	Democratic Rep. of Congo	09/09/1999	08/12/2020	08/12/2020
16	Egypt	17/02/1999	-	-
17	Equatorial Guinea	09/06/1998	-	-
18	Eritrea	-	-	-
19	Ethiopia	09/06/1998	-	-
20	Gabon	09/06/1998	14/08/2000	29/06/2004

21	Gambia	09/06/1998	30/06/1999	15/10/1999
22	Ghana	09/06/1998	25/08/2004	16/08/2005
23	Guinea-Bissau	09/06/1998	03/11/2021	03/11/2021
24	Guinea	08/07/2003	-	-
25	Kenya	07/07/2003	04/02/2004	18/02/2005
26	Libya	09/06/1998	19/11/2003	08/12/2003

27	Lesotho	29/10/1999	28/10/2003	23/12/2003
28	Liberia	09/06/1998	-	-
29	Madagascar	09/06/1998	28/03/2022	-28/03/2022
30	Mali	09/06/1998	10/05/2000	20/06/2000
31	Malawi	09/06/1998	09/09/2008	09/10/2008
32	Morocco	-	-	-
33	Mozambique	23/05/2003	17/07/2004	20/07/2004
34	Mauritania	22/03/1999	19/05/2005	14/12/2005
35	Mauritius	09/06/1998	03/03/2003	24/03/2003
36	Namibia	09/06/1998	-	-
37	Nigeria	09/06/2004	20/05/2004	09/06/2004
38	Niger	09/06/1998	17/05/2004	26/06/2004
39	Rwanda	09/06/1998	05/05/2003	06/05/2003
40	South Africa	09/06/1999	03/07/2002	03/07/2002
41	Sahrawi Arab Democratic Republic	25/07/2010	27/11/2013	27/01/2014
42	Senegal	09/06/1998	29/09/1998	30/10/1998
43	Seychelles	09/06/1998	-	-
44	Sierra Leone	09/06/1998	-	-
45	Somalia	23/02/2006	-	-

46	Sao Tome & Principe	01/02/2010	-	-
47	Sudan	09/06/1998	-	-
48	South Sudan	24/01/2013	-	-
49	Swaziland	07/12/2004	-	-
50	Tanzania	09/06/1998	07/02/2006	10/02/2006
51	Togo	09/06/1998	23/06/2003	06/07/2003
52	Tunisia	09/06/1998	21/08/2007	05/10/2007
53	Uganda	01/02/2001	16/02/2001	06/06/2001
54	Zambia	09/06/1998	-	-
55	Zimbabwe	09/06/1998	-	-

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Note:

- Adopted in Ouagadougou, Burkina Faso, on 9 June, 1998. -
Entered into force on 25 January 2004.

DOCUMENTCODE = '0020'

DECLARATIONS ENTERED BY MEMBER STATES:

Article 34 of the Protocol [Ratification] stipulates that “*at the time of ratification of this Protocol or any time thereafter, the State shall make a declaration accepting the competence of the Court to receive cases under Article 5(3) of this Protocol. The Court shall not receive any petition under article 5(3) involving a State which has not made such a declaration.*” Article 5(3) states as follows: “*The Court may entitle relevant Non-Governmental Organizations (NGOs) with observer status before the Commission, and individuals to institute cases directly before it, in accordance with article 34(6) of this Protocol.*”

The following Member States have deposited a declaration in conformity with Article 34(6):-

NO.	COUNTRY	DATE OF SIGNATURE	DATE OF DEPOSIT	withdrawn
1	Burkina Faso	14/07/1998	28/07/1998	
2	Malawi	09/09/2008	09/10/2008	
3	Mali	05/02/2010	19/02/2010	

4	Tanzania *	09/03/2010	29/03/2010	14 Nov 2019
5	Ghana	09/02/2011	10/03/2011	
6	Rwanda *	22/01/2013	06/02/2013	24 Feb 2016
7	Cote d'Ivoire *	19/06/2013	23/07/2013	28 Apr 2020
8	Benin *	22/05/2014	08/02/2016	24 Mar 2020
9	Tunisia	13/04/2017		
10	Gambia	23/10/2018	02/02/2020	
11	Niger	28/10/2021	28/10/2021	
12	Guinea Bissau	03/11/2021	03/11/2021	

Remarks

Burkina Faso: The Court shall be competent to receive cases from individuals and NGOs with observer status within the African Commission on Human and Peoples' Rights. **(signed: 14/07/1998 Deposited: 28/07/1998)**

Malawi: Accepts the competence of the Court to receive cases under Article 5(3) of the Protocol. **(signed: 09/09/2008 Deposited: 09/10/2008)**

Mali: Accepts the competence of the Court to receive cases in accordance with Article 5(3) of the Protocol. **(signed: 05/02/2010 Deposited: 19/02/2010)**

Tanzania: The Court may entitle Non-governmental Organizations (NGOs) with observer status before the Commission and individuals to institute cases directly before it in accordance with Article 34(6) of the Protocol. However, without prejudice to Article 5(3) of the aforesaid Protocol, such entitlement is only to be granted to such NGOs and Individuals once all domestic legal remedies have been exhausted and in adherence to the Constitution of the United Republic of Tanzania. **(signed: 09/03/2010 Deposited: 29/03/2010)**
**However, from November 2019, Tanzania has withdrawn its article 34(6) declaration of the Protocol and the withdrawal will be effective from march 2017*

Ghana: Accepts the competence of the Court to receive cases against the Republic of Ghana under Article 5(3) of the Protocol. **(signed: 09/02/2011 Deposited: 10/03/2011)**

Rwanda: Declares that the African Court on Human and Peoples' Rights may receive petitions involving the Republic of Rwanda, filed by Non-Governmental Organizations (NGOs) with observer status before the African Commission of Human and Peoples' Rights and individuals, subject to the reservation that all local remedies will have been exhausted before the competent organs and jurisdictions of the Republic of Rwanda. **(signed: 22/01/2013 Deposited: 06/02/2013)**
**However, on 24 February 2016, Rwanda has withdrawn its article 34(6) declaration of the Protocol and the withdrawal take effect on march 2017*

Côte d'Ivoire: Declares to accept the jurisdiction of the Court to receive applications by individuals and non-governmental organizations (NGOS) with observer status with the African Human and Peoples Rights Commission. **(signed: 19/06/2013 Deposited: 23/07/2013)**
**However, on 28 April 2020, Côte d'Ivoire has withdrawn its article 34(6) declaration of the Protocol and the withdrawal was effective one year later.*

- Benin:** Accepts the competence of the Court to receive cases under Article 5(3) of the Protocol. **(signed: 22/05/2014 Deposited: 08/02/2016)**
**However, on 24 Mar 2020, Benin has withdrawn its article 34(6) declaration of the Protocol and the withdrawal was effective one year later.*
- Tunisia:** Accepts the competence of the Court to receive cases under Article 5(3) of the Protocol. **(signed: 13/04/2017)**
- Gambia:** Accepts the competence of the Court to receive cases under Article 5(3) of the Protocol. **(signed: 23/10/2018 Deposited: 02/02/2020)**

For more information: <https://www.african-court.org/wpafc/declarations/>

Map of Africa with status of each country with regard to ratification and article 34(6) declaration of the Protocol

