

# Health, Humanitarian Affairs and Social Development

**IMPLEMENTATION STATUS OF THE  
FREE MOVEMENT OF PERSONS,  
RIGHT OF RESIDENCE AND RIGHT  
OF ESTABLISHMENT AND  
AFRICAN PASSPORT**  
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By

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African  
Union 

African  
Union 

Agenda  
**2063**  
The Africa we Want  




# Presentation Outline

- ❑ Background
- ❑ Unpacking the Protocol
- ❑ Implementation(Roles and Responsibilities)
- ❑ Potentials of FMP
- ❑ Where we Are
- ❑ Appointment of a Champion
- ❑ Conclusion

- It is envisaged that African **development** and **integration** will not be achieved without breaking the barriers that impede the free movement of persons across the continent.
- Furthermore, **Agenda 2063**, highlights the importance of African integration in **Aspiration 2**, which calls for 'An integrated continent politically united, based on the ideals of Pan-Africanism and the vision of Africa's Renaissance'.
- **The Executive Council Decisions;**
  - **EX.CL/Dec.894(XXVII)** held in Johannesburg, South Africa; June 2015, calls upon Member States to expedite the operationalization of the African Passport that would, as a start facilitate free movement of persons in different categories, which would be issued by Member States;

## Background Cont..

- The Mekele Retreat EX.CL/908(XXVIII) further reaffirms its commitment to free movement of people and goods, which will grant access to all AU Member States citizens; The Protocol was adopted in February 2018 by the Assembly
- In July 2016, The Assembly in Kigali, Rwanda adopted Decision **Assembly/AU/Dec.607(XXVII)** that launched the African Passport and called upon the Commission to support Member States to issue it. The design, Specifications and security features were adopted during the Summit in January 2019 by the Executive Council

# The Protocol and its Implementation Road Map

Part I – Definitions

Part II – Objectives and Principles of the Protocol

Part III – Free Movement of Persons

- Right of Entry
- Entry in Member State Territory
- Official points of entry and exit
- Travel Documents including the African Passport;
- Use of Vehicles;
- Free Movement of residents of border communities;
- Free Movement of students and researchers;
- Free Movement of workers;
- Permits and Passes

## Part IV

### **The Protocol requires the following;**

- Signature, Ratification and Accession of protocol (15 ratifications)

## Part IV – Right of Establishment and Right of Residence

## Part V – General Provisions

- Mutual Recognition of Qualifications
- Portability of Social Security Benefits
- Mass Expulsions
- Expulsion, Deportation and Repatriation
- Protection of Property acquired in host Member State
- Remittances
- Procedure of Movement of Specific Groups

## Part VI – Implementation

- Cooperation between Member States
- Coordination and Harmonization
- Role of Member States
- Role of Regional Economic Communities
- Role of the Commission
- Remedies

## Part VII – Final Provisions

# Implementation (Roles & Responsibilities)

Member States (Article 27)	RECS (Article 28)	AU Commission (Article 29)
1. Implementation of the Protocol	1. Focal Point for Promoting follow up and evaluating implementation of the Protocol and reporting the progress towards free movement of persons in their respective regions	1. The Commission shall follow-up and evaluate the implementation of this Protocol by M/S and through respective Sub-Committees, submit periodic reports to EX/CL on status of implementation
2. Adopt necessary Legislative and Administrative measures to implement and give effect to the Protocol	2. Each REC shall submit periodic reports to the Commission on the progress of implementation of the Protocol within their respective region	2. Together with M/S develop and apply a continental follow-up and coordination mechanism for assessing the status of implementation of the Protocol
3. Harmonize all laws, policies, agreements and immigration procedures to ensure compliance with the Protocol	3. RECs shall harmonize their Protocols, policies and procedures of free movement of persons with the Protocol	3. The follow-up and coordination mechanism shall include collection and analysis of data nationally and regionally in order to assess the state of free movement of persons



## **Boost Intra-African trade, commerce and tourism**

1. Intra-regional trade is higher in regions with advanced free movement regimes – ECOWAS, EAC
2. Intra-African Trade estimated at 17.7% (UNCTAD 2016) lowest as compared to other regions
3. Informal Cross Border Trade accounts for 60% of regional Trade in Africa (TRALAC 2015)
4. Projection: FMP is key to the achievement of 50% Intra-African Trade by 2045

## Potentials of FMP Cont...

### **Facilitate Labour mobility, intra-Africa knowledge and skills transfer**

- Africa youth population is between 250 -260M (21% of global population index)
- Youth unemployment in Africa at 60%
- LM will give youth opportunity beyond their countries
- Improved education and training by creating competitions
- Enhance essential skills transfer and innovation based on Needs

## Where We Are

To accelerates the ratification of the free movement protocol it is necessary to reach the required 15 ratification to enable the protocol to enter into force. So far, the protocol has **received 32 signatures and 4 ratifications**. The following underlisted Member States has deposited the instrument to the Chairperson of the Commission, they are: -

1. Republic of Rwanda
2. Republic of Niger
3. Republic of Mali
4. Sao Tome and Principe

## Ratification Process: The Appointment of a Champion

To bring the much-needed political visibility and mobilization in support of popularization of the Protocol on Free Movement of Persons, the Commission is facilitating the appointment of a sitting Head of State to assume the role of a champion on Free Movement of Persons in Africa. The role of the Champion and Regional Goodwill Ambassadors will involve:-

1. High-Level Political Advocacy among the leadership of AU Member States to lobby for more signature and ratifications
2. Robust all society Advocacy Strategy , on the way

. Inter-RECs Collaborations

4. Encouragement of Bilateral Agreement among Member States

5. FMP Technical Task Force

## **Establishment of HIGH-LEVEL TASK FORCE**

### **Proposed Members**

1. Member States
2. RECs (CEOs)
3. Private Sector
4. Women Groups
5. Youth/Social Media influencers
6. International Partners

# Conclusion

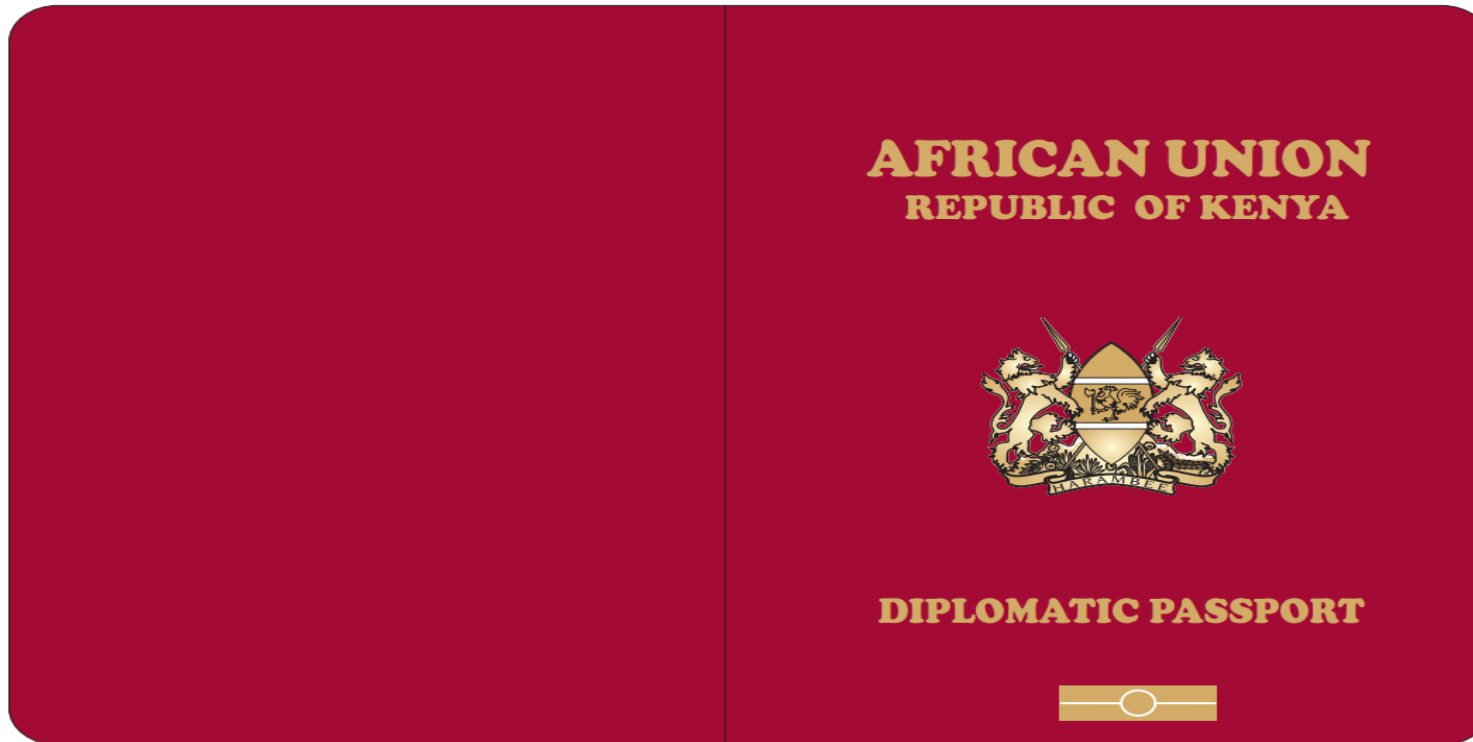
Since the adoption of the two Instruments, the Protocol on Free Movement of Persons in (January 2018) and the Africa Continental Free Trade Area (March 21 2018) and the commencement of the AfCFTA, there has been improvement of economic growth regionally. It was suggested that AfCFTA is just to regularized trade in Africa for the benefits of the African Citizens.

# The African Passport (Diplomatic Passport)

## ANNEX 2 : Agreed colors, categories and features of the African Passport

### AFRICAN PASSPORT COMPUTER GENERATED DESIGN OF THE MINIMUM TECHNICAL SPECIFICATIONS

**COLOUR:**  
**RED PANTONE 200 PC**



**Back-Outer Cover  
should be left blank(no text)**

**The Front Outer Cover  
Name of African Union,  
Name of the issuing Country, Logo  
of country, Category of Passport and Symbol of Chip.  
COLOUR: RED PANTONE 200 PC  
Minimum Language 2 (Two)**

# The African Passport (Service Passport)

**COLOUR:  
GREEN PANTONE 350 PC**



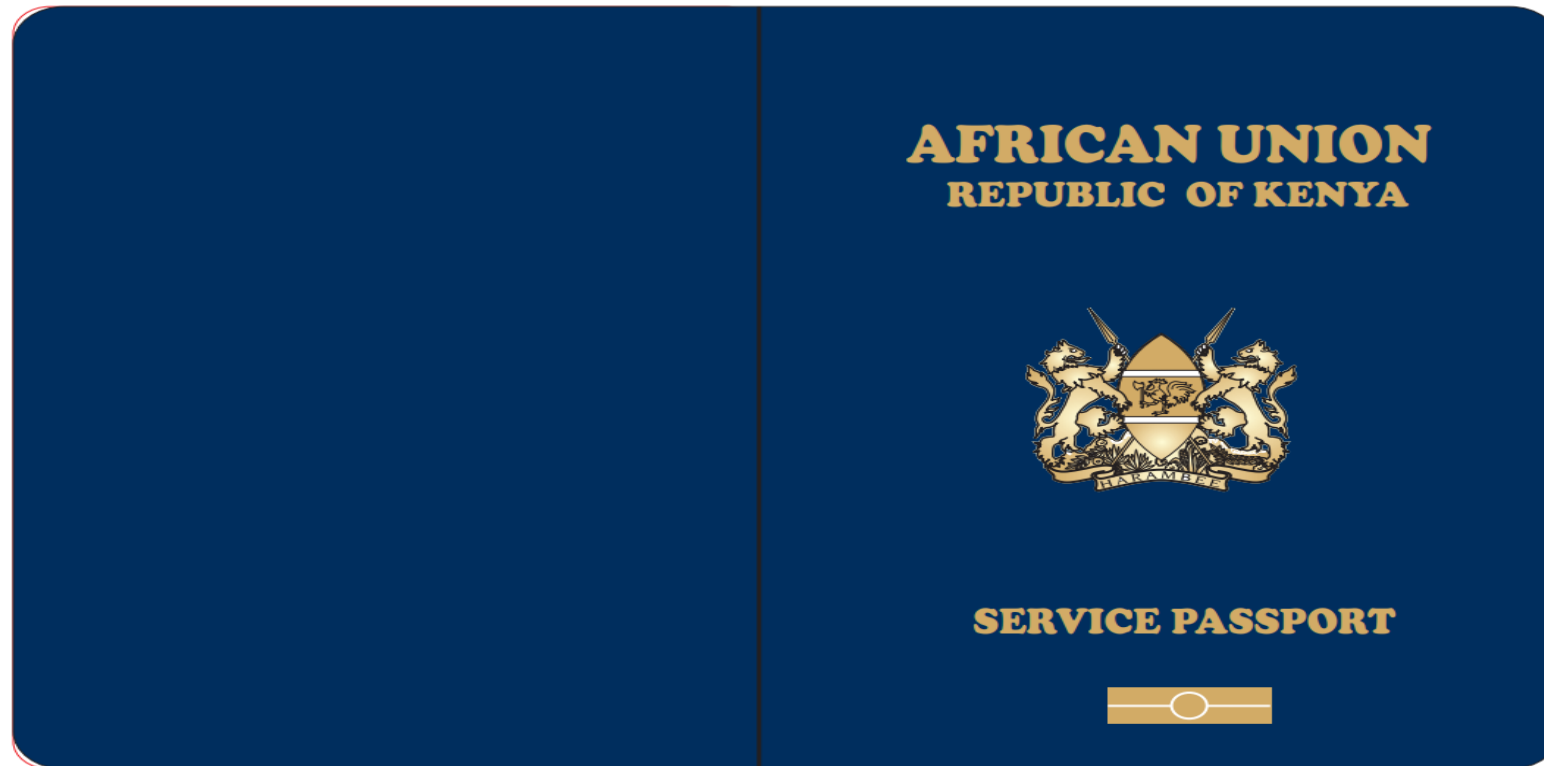
**Back-Outer Cover  
should be left blank(no text)**

**The Front Outer Cover  
Name of African Union,  
Name of the issuing Country, Logo  
of country, Category of Passport and Symbol of Chip.  
COLOUR: GREEN PANTONE 350 PC  
Minimum Language 2 (Two)**



# The African Passport (Ordinary Passport)

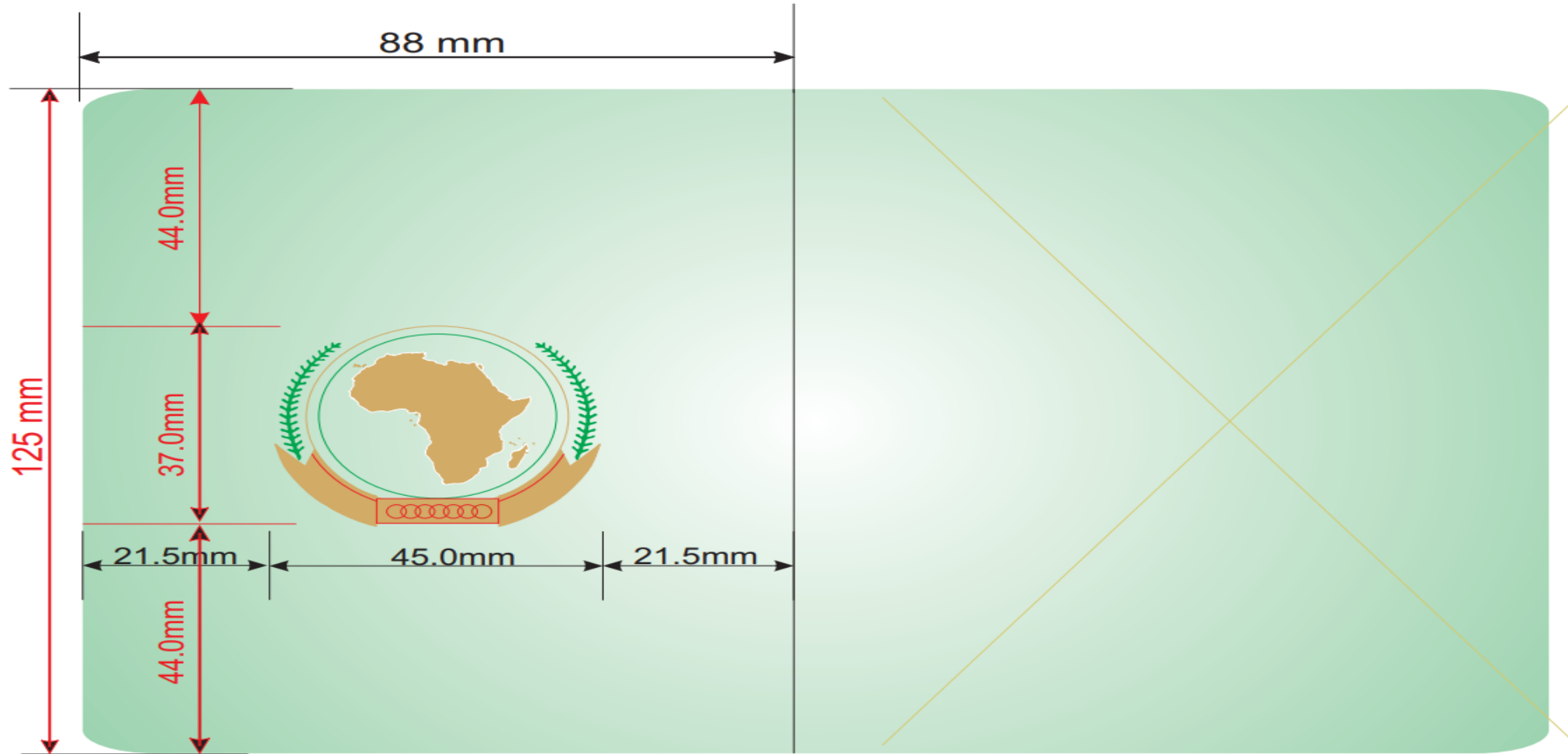
**COLOUR:**  
**BLUE PANTONE 2766 PC**



**Back-Outer Cover**  
should be left blank(no text)

**The Front Outer Cover**  
Name of African Union,  
Name of the issuing Country, Logo  
of country, Category of Passport and Symbol of Chip.  
**COLOUR: BLUE PANTONE 2766 PC**  
Minimum Language 2 (Two)

# The African Passport (Measurement and Specifications)



**Front Inner Cover – The Logo of the African Union.**

**Back Inner Cover – Emergency Information.**

- \* Member States are allowed to add more Security Feature.
- \* the Logo is Centered (Vertically and Horizontally)
- \* the Dimension of the AU logo is 45.0 mm Horizontally and 37.0 mm Vertically.

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Thank

**You**