



PANAFRICAN AGENCY OF THE GREAT GREEN WALL

DRAFT OF INTERIOR REGULATION



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TITLE I: CREATION OF THE AGENCY

CHAPTER 1: DEFINITIONS

First Article: At the end of this present Interior Regulation of the Agency, the terms below mean:

- **“Agency”**: Panafrican Agency of the Great Green Wall (AAGGW):
- **“Committee”** The Technical Expert Agency Committee which is defined in the article 4.4 of the Convention concerning creation of Agency;
- **“Meeting”** : The conference of the Heads of States and Government members of Panafrican Agency of Great Green Wall;
- **“Council”** : The Council of Ministries in charge of the PAGGW which is defined in the article 4.2 of Convention précisant the creation of the Agency;
- **“Convention”** : The constitutive law précisant Panafrican Agency of the Great Green Wall signed on June, 17th 2010 by the Head of States and the Government of the members States when the first submit taken place in N’Djamena, Republic of Chad;
- **“Community of States of Sahelo-saharian”**: in summary CENSAD, international organization gathering 28 African States. It has the main objective, establishment of a economic union global basis on the investment strategic and of complementary development in agriculture, industry, energy, social and cultural domains of the countries concerned;
- **“States members”** : The States of Sahelo-Saharan having signed the convention and deposited the ratification instruments of the Agency: Republic of Burkina Faso, Republic of Djibouti, State of Eritrea, Federal and Democratic Republic of Ethiopia, Republic of Mali, Islamic Republic of Mauritania, Republic of Niger, Federal Republic of Nigeria, , Republic of Senegal, Republic of Sudan, Republic of Chad;
- **“Civil servant”**: the person employed by the Agency so that permanent, regular or on the basic of a temporary contract with a temporary wage or monthly which planed in the present regulation;
- **“Civil servant elected”**: The person be called by the conference or the Council to occupy a position in the Agency organ;
- **“Special civil servant”**: The person be called by a elected civil servant to occupy a position in the Agency within civil servant officer elected to his discretion where till at the end of his mandate

- « **Manual of procedures** »: is the document when describes the nature and the content of the takes to be executed for each operation of financial and accounting management dealing whit agency;
- “**Interior regulation of agency**”: the document is verified and accepted by the council of ministers that is précising the way and functions of the agency;
- “**Staff Interior regulation**”: a written documents by agency précising the regulation dealing with heath and safety. It also determines general and permanent rules dealing with disciplines as well as the type and meaning of applicable sanctions.
- “**Executive secretary**”: Organ of Panafrican Great Green Wall set up according to the Article 4.3 of the convention and which is in charge of making decisions through the organs of Agency. It’s led by an Executive Secretary;
- “**Executive Secretary** ”: He/she is appointed by the Conference of Heads of States and Government; He must rule the Agency for four years terms renewable;
- “**National structure of Great Green Wall**”: National Structure of States members in charge of appointing members of Great Green Wall.

CHAPTER 2: OBJECT AND APPLYING DOMAIN

Article 2: Object

The Interior Regulation written according to disposal convention dealing with Agency for Panafrican Great Green Wall has to precise ways of organization and functions of different organs of the Agency.

It has been helped within some of its disposals by Administrative, according and financial procedures manual and the staff status.

Article 3: Applying domain

The interior regulation is applying to all organs of Agency and to structures link to statutes members.

CHAPTER 3: AGENCY AND ITS ORGANS

Article 4: Agency creation

It has been created on June 17, 2010 during the first meeting of the Conference of Heads of States and Governments of Sahelo-Saharan countries held in N'Djamena, Republic of Chad between Sahelo-Saharan States : Republic of Burkina Faso, Republic of Djibouti, State of Eritrea, Federal and Democratic Republic of Ethiopia, Republic of Mali, Islamic Republic of Mauritania, Republic of Niger, Federal Republic of Nigeria, , Republic of Senegal, Republic of Sudan, Republic of Chad, setting up an Organization named Panafrican Agency of the Great Green Wall, in abbreviated (AAGGW).

The AAGMV is an intergovernmental organization designed under the auspices of the African Union and the Community of Sahel-Saharan States (CEN-SAD). She has the international legal capacity and autonomy of operation.

Article 5: Agency members

The convention setting up the Panafrican Agency which is signed on June 17th, 2010, is opened to all sahelo-saharian states that want to be members.

All members of Agency are from Sahelo-Saharan States that have signed the Convention which set up the Agency and it's implied to the interior regulation to become member;

The Agency is opened to states of Sahalo-Saharan zones but they are submitted to article 13 of the convention, namely the approval of the conference of Heads States and Government.

Article 6: Founders principles

The States members reaffirm their commitments according to the following founder's principles:

- Sovereign equality of all states members;
- Non interference within national affairs of States members;
- Reciprocal sharing of advantages which result from actions of Cooperation within a convention;
- Conservation and durable management of natural resources and environment.

Article 7: Objectives and missions

The African Agency of Great Green Wall has the global objective to implement the Great Green Wall initiative in the States members in order to fight against the drawbacks of climate change and desertification as well as loss of biodiversity, in order to entail high positive socio economic impacts on populations and to assure a durable management of natural resources and integrated development within target desert zones.

It is shifted by setting up an action at each state member through a national structure in charge of undertaking activities of Great Green Wall national component.

The AAGGW has for main tasks, planning, coordination, monitoring, evaluation and mobilization of financial resources, for implementation of the Great Green Wall activities
It particular is in charge of:

- Assuring a good communication and an efficient defense of Great Green Wall on national and international level;
- undertaking the necessary studies for the implementation of programs and projects in areas of interest of the agency;
- developing and adopting strategic framework and Consolidated Action Plan and to monitor and evaluate their implementation;
- coordinating , monitoring and evaluating all activities dealing with Great Green Wall;
- ensuring consistency national actions with action programs developed in cooperation;
- facilitating from states, the implementation of programs and activities in the boarder portions of the Great Green Wall line,
- mobilizing necessary resources for making true the objectives;
- supporting national structures in the activities of implementation and the strengthen of capacities ;
- undertaking in relation with States and partner institutions activities for community development and local governance and to assure the monitoring and evaluation of the impacts on population and environment;
- developing and implementing across GGW line of a Geo-Information System (Geo Info Sys).
- Bringing technical and material assistances for national structures and particularly those of Great Green Wall, namely in order to set up Management and Information Systems;
- identifying scientific research actions to accompany the management of knowhow and to facilitate their making true through scientific networks;

- undertaking capacity building programs of various stakeholders, valuation and capitalization of traditional knowledge, through training, development and exchange of experiences and best practices;
- ensuring coherence and coordination of various actions and interventions in the national components,
- undertaking the necessary actions cooperation to the optimize the Great Green Wall implementation ;
- creating a platform for partnership and cooperation in science, technology and financial between institutions and countries interested in the realization of the Great Green Wall;
- Undertaking any other task and action likely to promote the implementation and optimal use of the Great Green Wall.

The AAGGW performs its missions in relation to Member States and all regional and subregional organizations, as well as all international institutions and states interested in achieving the Great Green Wall across Agreements and Conventions.

Article 8: Agency organs

Agency is made of the following organs:

- Conference of Heads of States and Governments
- Council of Ministries,
- Executives secretary,
- Technical committee of Experts;
- And all other organ that can be created according to the convention

TITLE II: FUNCTIONING OF THE AGENCY

CHAPTER 1: ORGANS FUNCTIONING

SECTION 1: CONFERENCE OF HEADS OF STATE AND GOVERNMENT

Article 9: Composition

Structure is made of Heads of State and Government members of Agency or their representatives who are certified.

Article 10: Presidency of conference

Presidency of Conference is filled up by the Head of the State or Government of the the country of which is designed to hold the next session.

Article 11: Tasks

As the high organ of the AAGGW the Conference defines the orientations of the Agency.

Then it:

- defines general policy and Great orientations of Agency;
- statutes on all interesting subject dealing with mission and the fundamental objectives of Agency

- referees all issues which are submitted sovereignty
- deals with all applications regarding memberships;
- brings any modification or correction to the convention;
- appoints the Executive Secretary (chief executive officer);
- exercise any other power conferred upon the Convention;
- takes any given measure to reach the objectives of Agency

The Conference determines the headquarter of Agency and can decide its transfer.

Article 12: Sessions

According to call upon of the President, the conference meets for ordinary session once every two years or for extraordinary session demanded by the president or by one state member with the approval of the majority of the majority of members;

President fixes dates of meeting and project of the agenda

Conference sessions can be held in camera. The conference anyway can decide that some sessions must be public

In urgent case, the President can use the procedure of home consultation.

The decisions of Conference are made by consensus.

The conference informs the Heads of States and Government of African Union meeting of its activities and decisions.

Article 13: Agenda

The project of Agenda is made by the President of the conference according to the proposal of the President of Council of Ministers in relation with Executive secretary.

It is communicated to the States members at least fifteen (15) days before the opening of the session.

Article 14: Secretariat of conference

Executive secretary is in charge of secretariat of conference. At the end of each session of the conference, the Executive Secretary:

- prepares a final announcement to be read after the heads of state and government approval;
- prepare the report of session to be signed by the President and transmitted copy to members after one month.

Article 15: Sequence of sessions

The President of session opens and closes each session, leads discussions, and gives floor to one who asks it. He statute on the motions.

He propose that the Conference during the discussions of an issue fixe the limitation of speaking time, limiting the number of operations and the closure of the list of speakers and debates.

He may also propose the suspension, adjournment of the meeting or the discussions on the question under discussion. No member of the Conference cannot speak without the consent of the President.

Article 16: Decisions

The conference leads by decision. Expert contrary proposals, decisions are made by consensus. Decisions are compulsory regarding the states members and institutions which are concerned by decisions. They can be executed in States members.

Article 17: Projects of decisions, motions and amendments

Projects of decisions, motions and amendments projects are prepared by Ministers' meeting and submitted to the Conference.

Project of motions and amendments are initiated by States and submitted to the President to be presented to the conference. Those projects are studied by order of submission.

The motion or amendment can be with drawn by its author by its study. Any member of conference can present a motion or amendment and with out drawn.

SECTION 2: COUNCIL OF MINISTERS

Article 18: Composition

The Council is made of Ministers in charge of Great Green Wall.

Article 19: Duties

The Council is responsible for the operation and development of the Agency.

For this purpose:

- ensure implementation of guidelines established by the Conference of Heads of State and Government;
- make recommendations to the Conference on l'intention any action aimed at achieving the objectives of the Agency in the framework of general policy and major guidelines defined and adopted by the Conference of Heads of State and Government;
- adopted the strategic framework and comprehensive action plan of the Agency;
- adopts the budget and investment plan of the Executive Secretariat;
- assists the Executive Secretariat to mobilize resources;
- adopt the reports of technical and financial activities of the Executive Secretary;
- approves agreements and conventions of technical and financial cooperation between the Agency to an international organization;
- approve the organizational structure, internal rules and procedures manual and the Agency may make any changes;
- prepare draft decisions for submission to the Conference of Heads of State and Government;
- perform any attributions recognized the Convention and any jurisdiction delegated to it by the Conference.

Article 20: Presidency of Council

Presidency of Council is led by the Minister in Charge of Great Green Wall of the country which is ruling it.

Article 21: Sessions

The meeting of Ministers takes place once a year in ordinary session called by the President or in extraordinary session initiated by the President or by the two-thirds of members.

In emergency case, the President can use a home consultation procedure.

Decisions are made by consensus or by the present majority members. Each member has one voice.

The council through the President can invite any personality, sectorial Minister or responsible that it finds necessary.

Article 22: Agenda

The project of the agenda is setting up by the President of Council with Executive Secretary. It is published to the members at least fifty (15) days before the opening session.

Article 23: Progress Works

The President pronounces the opening and end of each plenary sitting. Lead the debates, give the floor to the members of council which ask it.

He statutes on the motion and assures the keeping order. He can propose to thee council in the course way debates of a question. He limits times of speech, without the President agreement and the closing the audiences and debates listing.

He can also propose adjournment of the meeting or that of debates about discuss question. None members of council cannot have the floor in the needing order.

Article 24: Motions and Amendment

The project of motion and amendment are prepared by the Executive Secretary and communicated to the members of council.

The project of motions and amendment on the initiative of states are given the project of motion and amendment to council. The project motion and amendment are examined in order where it has put.

The motion or amendment can be retired by its author before it exam. All members of council can present the motion again or the amendment then retired.

Article 25: Order motion

In the course of debates, any member of council can present a order motion on which the president statutes immediately.

Any member of council that presented a order motion cannot, in his intervention, to treat the question substances in debates.

The order motion involves each other requests of suspension or end of meeting then the adjournment of debates.

Article 26: end of the debates

When a question is debated for long time, a member of council can ask the close of the debates. The proposition is adopted or rejected by consensus. When the debates about a question are finished or if there are not the written down author, the president affirms debates close.

Article 27: Regulation

The Council acts by regulation. The regulations are legally binding on member states and institutions they serve. They are automatically enforceable in the Member States and take effect since their notification.

The projects of Regulation are prepared by the Executive Secretariat and communicated to the members of Council.

SECTION 3: EXECUTIVE SECRETARIAT

Article 28: Organization of the Executive Secretariat

The Executive Secretariat is composed of the Cabinet of Executive Secretariat and three (03) operational Directorates.

- a) The Cabinet is composed of different efficiencies and following structures:
 - the Executive Secretary Assistant ;
 - the Special Adviser on strategic planning and technical and financial cooperation,
 - the Unit of communication, marketing and advocacy,
 - the Unit of technical and scientific data system,
 - the Unit of legal affairs and tender unit ,
 - the Unit of Internal Audit and management Control,
 - Attache of cabinet .

- b) The Operational directorates three (03) are structured in Programs or Divisions:
 - **Direction of the development of infrastructures (DDI)**
 - Program: infrastructures and logistics (IL),
 - Program: Community development (CD),
 - Program: Impact evaluation (IE).

 - **Technical and scientific Direction (TSD)**
 - Program: studies, planning and programming,
 - Program: follow up an evaluation and operations ,
 - Program: research and management of know how.

- **Financial and Administrative Direction (FAD)**

- Financial and Partnership Division,
- Accountant division,
- Human resources and administrative Division.

The modalities of working of these different structures are described in the manual of procedures
In case of need, the reorganization will create new structures or cancel some by council of ministers upon the Executive Secretary

Article 29: General attributions of the Executive Secretariat

The Executive Secretariat is technical statutory body in charge of the implementation of the vision orientations and strategic frameworks as well as the strategies of realizations of initiative of Agency

In this framework, he:

- assure the leadership of the communication and advocacy of Great Green Wall initiative, the conception, the planning and coordination of the program and realization project and exploitation of the Agency,
- realizing the mobilizations and coordination of resources of other to support to use of national and cross program,
- assure the follow up and evaluation of use of projects and program and the extent execution of Agency,
- develop notably the performance of technical scientific and data system
- Initiate the actions of thematic research,
- provide management and capitalization of knowledge;
- felicitate the technical support of the national projects, the synergy and coherence with the intervention of under regional and regional and international.

Article 30: The Executive Secretary

The Agency is headed by an Executive Secretary, mandated for four (04) years renewable.

The nomination of the Executive Secretary is duly to criteria of technical and scientific competence and experience. He is used upon for the vacancy among the technical and scientifically personality of States members whose competence are well known.

The executive Secretary is legal representative of agency.

As such he:

- in charge of all administrative organizational and Management function of Agency;
- represent the Agency in all civil act and can conclude a deal or contract approve by the council of ministries;
- ordinate the budget;
- nominate the staff of different categories of the Agency according to arragement of manual procedures;
- can choice the members office cabinet;
- prepare and present to Council of ministers the draft of chart, the internal regulation as well as program of work and budget corresponding and any order project notably the bulding of premises and creation of new structure;
- prepare in partnership and technical committee of expats; the conference of Heads States and Government and Council of the Ministries;
- assure the secretariat of conference of the Heads of States and Governments and the Council of the Ministries and make use of the decisions and application of all regulation and the directive from this instances;
- prepare and submit to the council all proposal which may contribute to the good working condition and image of the agency and all amendment of statutes texts and all application for membership of new members;
- file in the applications of membership of new members of submitted to examination to the council of Ministers and then to approval of the conference of government;
- convent meetings of the Technical Committee of Experts and may preside over them
- Perform other function entrusted by conference of Heads of State and Government and Council of Ministers.

SECTION 4: TECHNICAL COMMITTEE OF EXPERTS

Article 31: Composition

The Technical Committee of Experts is composed of:

- a) The national experts nominated the states members :
- the responsible of national structure of the Agency,

- the directors of service in charge of forests;
 - experts nominated by the States one per country ,
- b) The representatives of Regional , sub-regional and continental organizations
- one representative of African Union Commission,
 - one representative of NEPAD,
 - one representative of General Secretary of CEN SAD,
 - one representative of CILSS,
 - one representative of the Commission of Central African Forest ,
 - one representative of IGAD,
 - one representative of OSS

The Technical Committee of Experts may call in an advisory capacity, individuals or entities because of their technical skills as well as representatives of technical and financial partners.

The ETC meets at least once a year and whenever necessary, convened by the SE.

Article 32: Duties

The Technical Committee of Experts is responsible to study or instruct at the responsibility of Executive Secretariat the issues and projects submitted before it.

At this effect, it:

- Assists the Executive Secretariat in the exercise of its duties;
- Examine the reports of council of Ministers and draws recommendations;
- Perform all others missions entrusted by the Executive Secretary, notably :
- Examination of plan Action and AGGW budget to be submitted to the approval of the Council of Ministers;
- Preparation of the Council of Ministers' meeting
- Examination of contract and agreements submitted to the AAGGW;

The technical Committee of Experts is also responsible to give technical and scientific approval on all issues submitted to it by the executive Secretary. The technical committee of Experts can also submit the proposals to the Executive Secretary.

Article 33: Sessions

The Technical Committee of Experts holds a meeting once a month and each time if need upon convocation of the ES who fix the agenda. It holds a meeting in the Headquarters of the Agency or in one of its member States.

Article 34: Presidency of the Committee

The presidency of the Committee is assured by the Head of delegation of the States member which the Ministers presides over the council.

SECTION 5: THE NATIONAL AGENCIES

Article 35: The national structure of the Great Green Wall.

In the implementation of the Great Green Wall, the Agency is relayed in each country level by a national structure created with the mission in order to undertake the realization of the national component of the Great Green Wall.

Judicial and institutional organization of the national structure must confer the authority of working.

As part of its activities, the national structure:

- proposes to the Panafrican Agency of the Great Green Wall Plan of activity and a budget on the basis of the Regional Plan Of Action adopted by the Council of Ministers;
- Transmits to the AAGGW the annual activity reports and the executions of the budget;
- Supports the administrative and technical staff of the Agency during its missions in the States members;

The Executive Secretary or his representative can assist in annual meetings of planification and evaluation of the national agencies.

SECTION 6: THE CONSULTATIVE COMMITTEES

Article 36: Ad Hoc committees

In addition to the Technical Committee of Experts, which is an advisory body of support, the Executive Secretary also relies on the following ad hoc consultation structures:

- the Committee of recruitment, assessment and advancement (CRAA);
- the Platform of Partnership and Scientific, Technical and Financial Cooperation
- the roundtable of the donors .

Article 37: Composition and Working

The composition and modalities of working of these ad hoc committees are defined in the statute of personal in the Manual of Procedures.

CHAPTER 2 : RESOURCE AND FINANCIAL PROVISIONS

Article 38: Resource and Financial provisions

a) Financial resources

The financial resources of the AAGGW are composed of:

- (i) the statutory contribution, special or volunteer of states members
- (ii) the contributions and financial assistance, gifts, legacies, granted legacies or subvention granted by the physical or African moral or international, notably governments, international or financial organizations, private or public organization non government organizations and privates,
- (iii) All other authorized source by the council of ministers.

b) Contributions in kind

The States members can grant on the basis of needs duly expressed by the Executive Secretary and approved by the council of ministers the contributions in kind in under form of human and material resources.

Human resources deal with Experts or professional staff appointed to Executive position for a defined period. Salaries of those people are respectively paid by each State member according to the amount of money provided by those countries.

Material resources include facilities, equipment, supplies and facilities available to the Agency. The overall cost of the donation is made to the estate of the donor country.

Article 39: Agency budget

The expenses at the charge of the Agency are payed within the annual budget prepared by the Executive Secretary and approved by the Council of Ministers.

The annual budget is set up and approved before the end of the year activity. In case the council of Ministers couldn't meet in order to adopt the budget, the President of that Council authorizes the ES to engage the expenditures within a limit allows for the activity year.

Article 40: The Auditors

The council of ministers nominates an auditor for two years term renewable.
He is chosen after international candidacy in the level of state members.

The auditor is responsible for annually certifying the accounts for the financial year and submit a report to the Council of Ministers.

CHAPTER 3: RIGHTS AND OBLIGATIONS OF STATES MEMBERS

Article 41: Rights and obligations of states members

Each member state according are from states members can intend according to list competence apply for professional position open in international challenging level of the agency. Even any physical of normal person regularly organized may make bids for international tenders and in accordance with the procedures manual AAGMV of the Agency.

The Agency enjoys its full rights on the territory of each member advantages and immunities enabling it to ensure the accomplishment of its functions according to the convention of the united states nations of February 13th 1946 and the convention of African Union of July, 11th 2000.

The State members are committed to:

- cooperate in the limit of their means with the Agency in order to enable it to realize the objectives which are assigns to it;
- help the Agency in the respect of Principles enabling the maintain of peace and safety in the territory of the Great Green Wall;
- pay off in good faith all obligations which are namely the payment of the contribution of state members and ensure the execution of all activities;
- create national structure of Great Green Wall and give means and necessary independence for the function of the Agency;
- facilitate advantage and immunities of Agency staff according to article 25 of institute;
- Protect and secure the premises, wealth and to ensure the safety of Civil servant who are invited to different events of the Agency;
- Ensure and give the international judiciary enjoyment personality to the Agency in order to benefit from advantages of international, regional, sub regional of the United Nations of February 13th 1946.

For this reason the capacity the advantages, immunities and all exception which are mentioned here after in the country which has the headquarters of the Agency according the agreements:

- the Agency, its wealth and possessions and all its transactions are exempt from all taxes, customs duties and restrictions on import and export of articles imported or exported solely for personal use;
- The staff of the Agency has advantages and immunities known mutatis and according to article 5 of United of Nations convention on advantages and immunities.

In others states members, the member of the Agency on official mission benefits from protection and security given by the Agency.

TITLE III: GENERAL PROVISION

Article 42: Coming into force and notification

The interior regulation comes, into force as soon as its adoption is done by the council of Ministers. It can be notified to the States members by the Executive Secretary.

Article 43: Modification

The interior regulation may be modified by the council of Ministers. The proposals of modification are transmitted to ES at least one month before the next session.

The ES must transmit the members in fifteen days term their receptions.

The council of Ministers examines this proposal at its next meeting. The proposals of modification are adopted by consensus.

Article 44: Languages work

The languages of work in the Agency are French, English and Arabic.

Article 45: Regulations of disputes

Any dispute between state members in framework of application and interpretation of solved friendly.

In the lack of solving friendly dispute, the disputes are carried before African Court of Justice and Human rights.

Article 46: Liquidation

When the Conference notices that the Agency cannot work, the liquidation can be pronounced by the conference.

In case of liquidation it is executed by the host State except the Country decision made by the conference.

Any implication resulting from the liquidation of the Agency Is up to conference to decide.

Done in N'Djamena on

**For the Council of Ministers
The President**

HE Mr HASSAN TERAP

**Minister of Environment and Fishery Resources.
Republic of Chad**