



## EAST AFRICAN COMMUNITY

# GAZETTE

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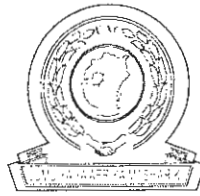
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Legal Notice No. EAC/1/2013.



**EAST AFRICAN COMMUNITY**

**DECISIONS AND DIRECTIVES OF THE 26<sup>TH</sup> EXTRA-ORDINARY MEETING OF  
THE COUNCIL OF MINISTERS HELD FROM 22<sup>ND</sup> - 25<sup>TH</sup> April, 2013**

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**PART I RECOMMENDATIONS ON THE APPOINTMENT OF ONE NEW DEPUTY SECRETARY GENERAL FROM THE REPUBLIC OF KENYA**

**1.1 END OF TENURE OF DR. JULIUS TANGUS ROTICH**

The Council was informed that the contract of service of Dr. Julius T. Rotich, who was appointed Deputy Secretary General by the Summit of Heads of State ("the Summit") on 18<sup>th</sup> June 2007 and whose contract was renewed on 28<sup>th</sup> June 2010, will expire on 28<sup>th</sup> June 2013. By the provisions of the Treaty this contract cannot be renewed and the Summit has to appoint another Kenyan national as Deputy Secretary General in replacement of Dr. Julius T. Rotich.

**1.2 PROPOSED NEW DEPUTY SECRETARY GENERAL**

The Council was informed that by her letter Ref EAC/5/13 Vol.11 (16) dated 1<sup>st</sup> March 2013 addressed to the Secretary General, the Republic of Kenya had recommended Mr. Charles Jackson Kinyanjui Njoroge EBS for consideration by The Council of Ministers and subsequent appointment by the Summit as Deputy Secretary General.

The Council –

- (a) commended Dr. Julius Tangus Rotich for his exemplary service to the Community (*EAC/CM/EX/26/Decision 01*); and
- (b) recommended to the Summit to appoint Mr. Charles Jackson Kinyanjui Njoroge, EBS as a Deputy Secretary General in charge of Political Federation (*EAC/CM/EX/26/Recommendation 01*).

**PART II PROPOSAL TO ESTABLISH THE BUREAU OF SPEAKERS AS AN ORGAN OF THE EAST AFRICAN COMMUNITY**

The Council was informed that the Rt. Hon. Speakers of the EAC National Assemblies/Parliaments established a Forum of EAC Speakers in 2008. Accordingly, in her letter ref. EALA/CORD/9(3) dated 8<sup>th</sup> October, 2012 to the Chairperson of the Council, requested the Summit to consider transforming the Bureau of Speakers into an Organ of the Community.

The Council recommended to the Summit of Heads of State that it is not appropriate to establish the Bureau of Speakers as an Organ of the East African Community (*EAC/CM/EX/26/Recommendation 02*).

**PART III PROGRESS REPORT ON THE IMPLEMENTATION OF THE DIRECTIVE OF THE SUMMIT ON EXTENSION OF THE JURISDICTION OF THE EAST AFRICAN COURT OF JUSTICE**

The Council –

- (a) took note of the progress made (*EAC/CM/EX/26/Decision 02*);
- (b) directed Partner States to submit comments on the technical paper on the Implementation of the Summit Directive on extension of the Jurisdiction of the East African Court of Justice by 30<sup>th</sup> May, 2013 for consideration by the 15<sup>th</sup> Meeting of the Sectoral Council on Legal and Judicial Affairs (*EAC/CM/EX/26/Directive 01*); and
- (c) directed the Secretary General to ensure that Agenda items for the Extra-Ordinary Summit should contain only those items decided by the Heads of State and that additional matters should be endorsed by the Chairperson of the Council in consultation with the other members of the Council (*EAC/CM/EX/26/Directive 02*).

**PART IV: PROGRESS REPORT ON THE NEGOTIATIONS OF THE PROTOCOL ON THE ESTABLISHMENT OF THE EAST AFRICAN COMMUNITY MONETARY UNION**

The Council–

- (a) took note of the progress made on the negotiations of the Protocol on the Establishment of the EAC Monetary Union and the schedule of meetings (*EAC/CM/EX/26/Decision 03*); and

- (b) directed Partner States to ensure that negotiations for the draft Protocol on the Establishment of the EAC Monetary Union are concluded by August 2013 (*EAC/CM/EX/26/Directive 03*);
- (c) directed the Secretariat to consult with Partner States on new suitable dates of meetings of the Sectoral Council on Finance and Economic affairs and Pre-Budget; and Sectoral on Monetary Union and convene them expeditiously (*EAC/CM/EX/26/Directive 04*).

#### PART V DRAFT PROTOCOL ON IMMUNITIES AND PRIVILEGES OF THE EAST AFRICAN COMMUNITY, ITS ORGANS AND INSTITUTIONS

##### The Council –

- (a) took note of the above developments (*EAC/CM/EX/26/Decision 04*); and
- (b) decided to refer the Draft Protocol on Immunities and Privileges to the Sectoral Council on Legal and Judicial Affairs for legal input on Articles 2, 3 and 11 (*EAC/CM/EX/26/Decision 05*).

#### PART VI REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

##### 6.1 FINANCIAL MATTERS

###### 6.1.1.1 EAC-Budget Proposal for the Financial Year 2013/2014

###### 6.1.1.2 EAC Secretariat, EACJ, EALA and LVBC

##### The Council—

- (a) considered and adopted the Budget Estimates amounting to US\$ 117,533,567 to enable the Secretariat, EALA, EACJ and LVBC to discharge their mandate for the Financial year 2013/2014 (*EAC/CM/EX/26/Decision 06*);
- (b) took note of the proposal from the Secretariat on additional funds amounting to US\$ 208,400 and decided that the same will be considered during the mid-term review in December 2013 (*EAC/CM/EX/26/Decision 07*);
- (c) considered and adopted the Budget Estimates amounting to US\$ 9,692,785 to enable the IUCEA to discharge its mandate for the Financial year 2013/2014 (*EAC/CM/EX/26/Decision 08*);
- (d) considered and adopted budget estimates amounting to US\$ 3,203,042 to enable LVFO to discharge its mandate for Financial Year 2013/2014 (*EAC/CM/EX/26/Decision 09*);
- (e) decided to refer items (a), (b) and (c) to the East African Legislative Assembly (EALA) for debate and approval (*EAC/CM/EX/26/Decision 10*);
- (f) considered and adopted the Budget Estimates for CASSOA amounting to US\$ 1,543,111 for the Financial Year 2013/2014 (*EAC/CM/EX/26/Decision 11*);
- (g) directed the Secretariat to improve the preparation of the budget proposals in order to clearly bring out the link between the Development Strategy, the targets and the proposed activities and ensure that the EAC Development Strategy, Procurement Plan, Approved EAC Calendar of Activities and the Annual Operational Plan are always available during the meeting of the Finance and Administration Committee to guide the deliberations (*EAC/CM/EX/26/Directive 05*);
- (h) directed the Secretariat to develop a comprehensive transport management policy and guidelines on the use of fuel, hire, purchase of vehicles and fleet management (*EAC/CM/EX/26/Directive 06*); and
- (i) direct the Secretariat to ensure that the budget preparation for subsequent years follows the following sequence—
  - (i) Secretariat to prepare priority activities, for the Community based on EAC Development Strategy and Summit and Council decisions, for approval by the Council;
  - (ii) based on the approved priorities the Secretariat to prepare an Annual EAC Program to be financed by Partner States and by Development Partners;

- (iii) mobilization of resources should be in line with EAC Approved Program.
- (iv) the donor conference should be an engagement between the Council and Development Partners guided by key priorities and EAC Approved Program;
- (v) direct the Secretariat to prepare a comprehensive technical paper which will enable the Community to operationalise (i)-(iv) above to be submitted to the 27th Meeting of the Council for approval (*EAC/CM/EX/26/Directive 07*).

#### 6.1.2 Status of Partner States' Contributions

##### 6.1.2.1 EAC Organs and the Lake Victoria Basin Commission (LVBC)

The Council—

- (a) took note of the status of Partner States' contributions as at 26th April 2013 (*EAC/CM/EX/26/Decision 12*); and
- (b) directed the Republics of Kenya and Rwanda, and the United Republic of Tanzania to timely remit their outstanding contributions before the end of the Financial Year 2012/2013 (*EAC/CM/EX/26/Directive 08*).

##### 6.1.2.2 Inter-University Council for East Africa

###### 6.1.2.2.1 Status of Partner States Contributions

The Council—

- (a) took note of the status of Partner States' contributions as at 30th March 2013 (*EAC/CM/EX/26/Decision 13*);
- (b) directed Partner States to timely remit their outstanding contributions for the Financial Year 2012/13 (*EAC/CM/EX/26/Directive 09*);
- (c) directed the Board of the Inter-University Council for East Africa to revisit the matter of historical arrears accumulated before the year 2000 and propose a way forward in resolving this matter (*EAC/CM/EX/26/Directive 10*); and
- (d) directed the Secretariat to streamline the budget of the IUCEA into the ordinary approved budget of the Community (*EAC/CM/EX/26/Directive 11*).

###### 6.1.2.3 Status of Partner States' Contributions for IUCEA Headquarters' Construction as at 31<sup>st</sup> March 2013

The Council –

- (a) took note of the status of Partner States' contributions to IUCEA Headquarters construction as at 30<sup>th</sup> March 2013 (*EAC/CM/EX/26/Decision 14*);
- (b) took note of the progress made on preparatory activities for IUCEA Headquarters construction (*EAC/CM/EX/26/Decision 15*); and
- (c) directed the Republic of Uganda, the Republic of Rwanda, and the Republic of Burundi to remit to the IUCEA Secretariat their contributions for IUCEA Headquarters amounting to US\$ 500,000 each for FY 2013- 2014 (*EAC/CM/EX/26/Directive 12*).

#### 6.1.3 Status of Investment in Fixed Deposits

##### 6.1.3.1 EAC Secretariat

The Council took note of the status of the fixed deposits as at 15th April 2013 (*EAC/CM/EX/26/Decision 16*).

##### 6.1.3.2 Inter University Council for East Africa

The Council took note of the status of investment in fixed deposits for IUCEA as at 31<sup>st</sup> March, 2013 (*EAC/CM/EX/26/Decision 17*).

## 6.1.3.3 Status of the General Reserve

The Council –

- (a) took note of the status of the General Reserve Account as of 19th April 2013 (*EAC/CM/EX/26/Decision 18*);
- (b) considered and approved expenditure of US\$ 2,000,000 from the General Reserve Account to pay staff salaries for the month of April 2013 which should be reimbursed immediately upon receipt of outstanding contributions from Partner States (*EAC/CM/EX/26/Decision 19*); and
- (c) directed LVBC to submit the status of unutilized funds for the previous Financial Years 2006-2013 to the 27<sup>th</sup> Meeting of the Council (*EAC/CM/EX/26/Directive 13*).

The Council considered reallocation of US\$ 44,450 in the EAC CASSOA FY 2012/2013 budget estimates (*EAC/CM/EX/26/Decision 20*).

## 6.1.4 Request for Additional Funding to the EAC Secretariat and Lake Victoria Fisheries Organisation

The Council –

- (a) directed the LVFO to adhere to LVFO Financial Rules and Regulations; (*EAC/CM/EX/26/Directive 14*); and
- (b) directed the Partner States to submit their contributions to the Lake Victoria Fisheries Organization in a timely manner. (*EAC/CM/EX/26/Directive 15*).

## 6.1.5 Budget Re-Allocation Financial Year 2012/2013 Under Financial Sector Development and Regionalization Project I

The Council considered and approved a budget reallocation amounting to US\$ 830,000 for the Financial Sector Development and Regionalization Project for the financial year 2012/13, (*EAC/CM/EX/26/Decision 21*).

## 6.1.6 Election Observer Mission to the Kenya General Elections, March 2013

The Council –

- (a) considered and approved the Supplementary Budget amounting to US\$ 478,930.94 for Kenya Election Observation Mission retrospectively, (*EAC/CM/EX/26/Decision 22*);
- (b) forwarded the Supplementary Budget to EALA for debate and retrospective approval, (*EAC/CM/EX/26/Decision 23*);
- (c) directed the Secretariat to return the initially approved budget amounting to US\$ 235,300 to the Reserve Fund (*EAC/CM/EX/26/Directive 16*); and
- (d) directed the Secretariat to adhere to the approved activities and budget (*EAC/CM/EX/26/Directive 17*).

## 6.2 HUMAN RESOURCE MATTERS

## 6.2.1 Renewal of Staff Employment Contracts

## 6.2.1.1 Renewal of Employment Contracts of Professional Staff - EAC Secretariat

Table X: Professional Staff whose Employment Contracts are due for renewal

S/No	NAME	DESIGNATION AND GRADE	DATE OF APPOINTMENT	DATE OF EXPIRY	DATE OF RENEWAL
EAC Secretariat					
1	Mr. Stephen Agaba	Principal Legal Officer (P4)	1st May, 2008	30th April, 2013	1st May, 2013
2	Dr. Anthony L. Kafumbe	Principal Legal Officer (P3)	1st May, 2008	30th April, 2013	1st May, 2013
3	Ms. Wivine Ntamubano	Principal Environment and Natural Resources Officer (P3)	1st May, 2008	30th April, 2013	1st May, 2013
4	Mr. Juvenal Ndimurirwo	Principal Accountant (P3)	1st May, 2008	30th April, 2013	1st May, 2013
5	Ms. Perpetue Miganda	Principal Gender & Community Development Officer (P3)	1st June, 2008	30th May, 2013	1st June, 2013
6	Ms. Rehema Joseph Kerefu	Senior Legal Officer (P2)	1st May, 2008	30th April, 2013	1st May, 2013
7	Ms. Emmanuela Hakizimana	Senior Export Promotion Officer (P2)	1st May, 2008	30th April, 2013	1st May, 2013
8	Mr. Evariste Habimana	Internal Auditor (P1)	1st May, 2008	30th April, 2013	1st May, 2013

East African Legislative Assembly					
9	Ms. Gloria Nakebu	Hansard Editor (P2)	1st May, 2008	30th April, 2013	1st May, 2013
10	Ms. Beatrice Ndayizeye	Senior Clerk Assistant (P2)	1st May, 2008	30th April, 2013	1st May, 2013
11	Mr. Stephen Mugume	Senior Clerk Assistant (P2)	1st May, 2008	30th April, 2013	1st May, 2013
12	Ms. Loise Ampaire	Hansard Reporter (P1)	1st May, 2008	30th April, 2013	1st May, 2013
13	Mr. Enoch Musime	Research Officer (P1)	1st May, 2008	30th April, 2013	1st May, 2013
East African Court of Justice					
14	Ms. Umugwaneza Geraldine	Deputy Registrar (P4)	7th July, 2008	5th July, 2013	6th July, 2013
15	Mr. Michel Ndayikengurukiye	Research Officer (P1)	1st May, 2008	30th April, 2013	1st May, 2013
16	Mr. Pierre Claver Nzimpura	Librarian (P1)	1st May, 2008	30th April, 2013	1st May, 2013

The Council -

- (a) approved renewal of employment contracts for the above (16) Professional Staff for a final term in line with the provisions of Regulations 22(1)(c) and 102 of the Staff Rules and Regulations with effect from the due dates; (*EAC/CM/EX/26/Decision 24*); and
- (b) directed the Secretariat to include due diligence in the Terms of Reference for the Human Resource Advisory Committee. (*EAC/CM/EX/26/Directive 18*).

#### 6.2.1.2 Renewal of Professional Staff Employment Contracts - Lake Victoria Basin Commission

**Table XI: Professional Staff whose Employment Contracts are due for renewal**

S/N	NAME	DESIGNATION AND GRADE	DATE OF APPOINTMENT	DATE OF EXPIRY	DATE OF RENEWAL
1	Ms. Odeth Bateta	Principal Administrative Officer (P3)-	1st May, 2008	30th April, 2013	1st May, 2013
2	Dr. Jackson Muhirwe	Information Technology Officer (P1)	1st May, 2008	30th April, 2013	1st May, 2013
3	Mr. Lazare Gaceke	Human Resources Officer (P1)	14th May, 2008	13th April, 2013	14th May, 2013

The Council approved the renewal of the employment contracts for the above-named professional Staff with effect from the due dates. (*EAC/CM/EX/26/Decision 25*).

#### 6.2.1.3 Renewal of Employment Contract for the Deputy Executive Secretary of the Inter-University Council For East Africa

The Council -

- (a) approved the renewal of employment contract for the Deputy Executive Secretary of IUCEA Professor Pontien Ndabaneze for three years with effect from 1st October 2013 in accordance with the IUCEA Staff Rules and Regulations, 2010; (*EAC/CM/EX/26/Decision 26*);
- (b) directed the IUCEA Secretariat to finalise the alignment of the IUCEA Staff Rules and Regulations, 2010 with that of the EAC Staff Rules and Regulations, 2006 by June 2013; (*EAC/CM/EX/26/Directive 19*); and
- (c) directed the Secretariat to harmonize age limits for EAC employees in Executive positions excluding those on political appointments and include the same in the EAC Rules and Regulations. (*EAC/CM/EX/26/Directive 20*).

#### 6.2.2 Staff Confirmation in Service

##### 6.2.2.1 Legal Officer - Lake Victoria Basin Commission

The Council recalled that at its 24th Extraordinary Meeting, the Council approved the appointment of Mr. Alex Mukunzi Ruharo as a Legal Officer (P1) for Lake Victoria Basin Commission. In line with Regulation 31 of the EAC Staff Rules and Regulations, Mr. Alex Mukunzi Ruharo has served his probationary period and his performance and conduct rated satisfactory as per the EAC requirements in the terms of efficiency, competence and integrity. It is therefore recommended that the Officer be confirmed in employment with effect from 18th June 2012.

The Council approved the confirmation in appointment of the above-named Professional Staff with effect from 18th June 2012 (*EAC/CM/EX/26/Decision 27*).

#### 6.2.2.2 Executive Director - Civil Aviation Safety and Security Oversight Agency

The Council approved the confirmation in appointment of Mr. Barry A. Kashambo, as Executive Director of CASSOA with effect from 1st June 2012. (*EAC/CM/EX/26/Decision 28*).

#### 6.2.3 Staff Resignation - East African Legislative Assembly

The Council was informed that Mr. William Kamket (Hansard Reporter) tendered his resignation from the service of the Community effective 3rd January 2013.

The Council –

- (a) took note of the above development: (*EAC/CM/EX/26/Decision 29*); and
- (b) directed the Secretariat to initiate the recruitment process to fill the vacant position of Hansard Reporter (P1) in accordance with the EAC Staff Rules and Regulations following the Quota System. (*EAC/CM/EX/26/Directive 21*).

#### 6.2.4 Proposal on the Review of the EAC Staff Salaries and Allowances

##### 6.2.4.1 Comprehensive Review of the Staff Terms and Conditions of Service

The Council stayed consideration of Terms of Reference awaiting finalisation of the institutional review exercise in accordance with the directive of the 20th Meeting of the Council, (*EAC/CM/EX/26/Decision 30*).

#### 6.2.5 Staff Appointments

The Council –

- (a) directed the Secretariat to convene a meeting of Heads of Public Service Commissions to audit the entire recruitment process in the EAC and make appropriate recommendations to the 27th Meeting of the Council (*EAC/CM/EX/26/Directive 22*); and
- (b) directed the Secretariat to identify an independent consultant to review the EAC recruitment process and come up with recommendations to guide future recruitments in the Community (*EAC/CM/EX/26/Directive 23*);
- (c) directed the Partner States to expedite assent to the Bill on EAC Public Service Commission 2011 (*EAC/CM/EX/26/Directive 23*).

##### 6.2.5.1 Recruitment of Principal Internal Auditor (P3) and Senior Budget Officer (P2) - Lake Victoria Basin Commission

The Council –

- (a) appointed Ms. Barbara Muchilwa from the Republic of Uganda to the position of Principal Internal Auditor (P3) and Mr. Emmanuel Bigirindavyi, from the Republic of Burundi to the position of Senior Budget Officer (P2) for Lake Victoria Basin Commission. (*EAC/CM/EX/26/Decision 31*); and
- (b) reiterated its earlier decision directing the Secretariat to always communicate through the Ministry of East African Community Affairs; and to ensure that nomination of delegates to participate in the interviewing panel is coming from the co-ordinating Ministries of East African Community Affairs. (*EAC/CM/EX/26/Decision 32*).

##### 6.2.5.2 Recruitment of Programme Coordinator (P3) for Lake Victoria Water Supply and Sanitation

The Council appointed Eng. Dan Oduor Owore from the Republic of Kenya to the position of Project Coordinator (P3) for Lake Victoria Water Supply and Sanitation. (*EAC/CM/EX/26/Decision 33*).

##### 6.2.5.3 Request for Recruitment of Economist/Planning Officer (P2) and Communication/Development Awareness Officer (P2) - Lake Victoria Environmental Management Project II Program



The Council directed that subject to the quota system and in accordance with the previous decision of the Council, the recruitment process to fill in the said positions be commenced immediately. *(EAC/CM/EX/26/Directive 24)*.

#### 6.2.5.4 Recruitment of Programme Administrator - LWATSAN II Program

The Council –

- (a) took note of the job description for the position of LWATSAN Program Administrator. *(EAC/CM/EX/26/Decision 33)*; and
- (b) approved recruitment of the Program Administrator - LWATSAN, to facilitate the effective Co-ordination of program activities. *(EAC/CM/EX/26/Decision 34)*.

#### 6.2.6 Due Diligence on Staff within the Employment of the Community

The Council approved the Terms of Reference for the Consultancy on Due Diligence on East African Community Staff. *(EAC/CM/EX/26/Decision 35)*.

#### 6.2.7 Report of the Meeting of Experts to address Challenges in the Quota System Manual

The Council—

- (a) took note that the effective date of the implementation of the Quota System is 26th November, 2011 when the Council adopted the Quota System as a method of recruitment in the Community. *(EAC/CM/EX/26/Decision 36)*; and
- (b) reiterated its earlier decision directing the Secretariat to finalise the review of legal instruments which are relevant to the operationalization of G4 and G5 under the Quota System before including recruitment of G4 and G5 in the Quota System. *(EAC/CM/EX/26/Decision 37)*.

SIGNED by the Leaders of Delegation this 27<sup>th</sup> day of April, 2013.

Hon. Shem Bageine,  
Minister of State for East  
African Community Affairs  
Ministry of East African  
Community

THE REPUBLIC OF UGANDA

Hon. Leontine Nzeyimana,  
Minister,  
Minister to the President  
the President Represents the  
East African Community Affairs

THE REPUBLIC OF BURUNDI

Prof. Githu Muigai, FCIArb,Sc  
Attorney General  
State Law

THE REPUBLIC OF KENYA

Hon. Monique Mukaruliza  
Minister,  
Ministry of East African  
Community

THE REPUBLIC OF RWANDA

Hon. Samuel J. Sitta, MP  
Minister,  
Ministry of East African  
Cooperation

THE UNITED REPUBLIC  
OF TANZANIA

Legal Notice No. EAC/2/2013.

**DECISIONS AND DIRECTIVES OF THE 11<sup>TH</sup> EXTRAORDINARY SUMMIT OF HEADS OF  
STATE HELD ON 28<sup>TH</sup> APRIL 2013**

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**1.0 APPOINTMENT OF NEW DEPUTY SECRETARY GENERAL FROM THE REPUBLIC OF KENYA**

The Summit was informed by the Council that the contract of service of Dr. Julius T. Rotich, who was appointed Deputy Secretary General by the Summit on 18th June 2007 and which contract was renewed on 28th June 2010, will expire on 28<sup>th</sup> June 2013. Pursuant to the provisions of Article 68 of the Treaty for the Establishment of the East African Community ("the Treaty") this contract cannot be renewed and the Summit had to appoint another Kenyan national as Deputy Secretary General in replacement of Dr Rotich.

At its 26th Extraordinary Meeting held on 26th April 2013, the Council recommended to the Summit to appoint Mr. Charles Jackson Kinyanjui Njoroge, MBS as Deputy Secretary General with effect from 29th June 2013 and in accordance with Article 68 of the Treaty.

The Summit –

- (a) considered the Council's recommendation and, pursuant to Article 68 of the Treaty, appointed Mr. Charles Jackson Kinyanjui Njoroge, MBS as Deputy Secretary General with effect from 29th June 2013; and
- (b) thanked Dr. Rotich for his dedicated service to the East African Community.  
*(EAC/SHS EX 11/Decision 01)*

**2.0 APPOINTMENT OF TWO NEW JUDGES FROM THE REPUBLIC OF BURUNDI AND THE REPUBLIC OF RWANDA**

**3.1 Appointment of the Judges**

The Summit received a report from the Secretary General that the tenure of service of the following persons who were appointed Judges of the East African Court of Justice on 26th June 2008 will, by effluxion of time, expire on 26th June 2013:-

- (a) Hon. Mr. Justice Laurent Nzosaba, Appellate Division; and
- (b) Hon. Mr. Justice Johnston Busingye, Court of First Instance and Principal Judge.

These Judges are nationals of the Republic of Burundi and the Republic of Rwanda respectively.

The Republic of Burundi and the Republic of Rwanda have respectively nominated His Lordship Mr. Justice Liboire Nkurunziza and His Lordship Mr. Justice Dr. Faustin Ntezilyayo as persons of proven integrity, impartiality and independence and who fulfil the conditions required in each of the Republic of Burundi and the Republic of Rwanda for the holding of high judicial office for appointment as new Judges of the East African Court of Justice.

The Summit considered this report and the nominations and, pursuant to the provisions of Article 24(1) of the Treaty appointed—

- (a) Hon. Mr. Justice Liboire Nkurunziza Judge of the East African Court of Justice in the Appellate Division; and
- (b) Mr. Justice Dr. Faustin Ntezilyayo Judge of the East African Court of Justice in the First Instance Division.  
(EAC/SHS EX 11/Decision 02)  
with effect from 27th June 2013.

### 3.2 Designation of a New Principal Judge

The Secretary General informed the Summit that it (“the Summit”) was expected to designate a Principal Judge of the East African Court of Justice in replacement of Hon. Mr. Justice Johnston Busingye whose contract expires on 26th June 2013.

The Summit, pursuant to Article 24(5) of the Treaty and taking into account considerations of seniority in service and durations of contracts of the Judges in the First Instance Division, designated Hon. Mr. Justice Jean Bosco Butasi as Principal Judge of the East African Court of Justice with effect from 27th June 2013.

(EAC/SHS EX 11/Decision 03)

### 4. CONSIDERATION OF THE PROGRESS REPORT OF THE COUNCIL OF MINISTERS ON THE IMPLEMENTATION OF THE DIRECTIVE OF THE SUMMIT ON EXTENSION OF JURISDICTION OF THE EAST AFRICAN COURT OF JUSTICE

The Summit directed the Council to expedite finalization of the extension of jurisdiction of the East African Court of Justice and report progress at the 15<sup>th</sup> Ordinary Summit scheduled for November 2013.

(EAC/SHS EX 11/Directive 01)

### 4.0 CONSIDERATION OF A PROGRESS REPORT OF THE COUNCIL OF MINISTERS ON THE NEGOTIATIONS OF THE PROTOCOL ON THE ESTABLISHMENT OF THE EAST AFRICAN MONETARY UNION

The Summit—

- (a) took note of the progress made on the negotiations of the draft Protocol on the Establishment of the EAC Monetary Union; and  
(EAC/SHS EX 11/Decision 04)
- (b) directed the Council to ensure that negotiations of the draft Protocol are concluded *by August 2013* with a view to signing the Protocol at the 15th Summit scheduled for November 2013.  
(EAC/SHS EX 11/Directive 02)

### 5.0 CONSIDERATION OF A PROPOSAL BY THE BUREAU OF SPEAKERS TO UPGRADE THE BUREAU INTO AN ORGAN OF THE COMMUNITY

The Summit considered the recommendations of the Council on the proposal to establish the Bureau of Speakers as an Organ of the Community; and

- (a) decided that it was not appropriate to transform the Bureau of Speakers into an Organ of the Community; and
- (b) encouraged the Bureau of Speakers to enhance the relationships between the Legislative Assembly and the National Assemblies/Parliaments as provided for under Article 65 of the Treaty.  
(EAC/SHS EX 11/Decision 05)

### 6.0 CONSIDERATION OF ANY OTHER BUSINESS

#### 7.1 Need for a Regional Strategy on the Management and Utilisation of Regional Oil and Gas Resources

The Summit observed the need for the Partner States to exploit and utilise the recently discovered oil and gas resources for the benefit of the people of East Africa. The Heads of State expressed the need to have sufficient trained capacity in the areas of negotiations: drilling and refining of oil and natural gas resources: transportation of products: and provision of reliable legal support. They further observed the need to study best practises from elsewhere in the world to enable the Partner States to substantially and productively manage the said resources.

The Summit directed—

- (a) the Secretary General to convene a Meeting of Ministers Responsible for Energy and Finance, the Attorneys General, Heads of Revenue Authorities and Chief Executive Officers of National Oil and Gas Companies to share experiences and agree on best practices; and
- (b) the Secretariat to work with Partner States and other relevant Partners in developing capacity at the national and Community levels in the management of hydrocarbons.

(EAC/SHS EX 11 Directive 03)

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