



**Pan African
Lawyers Union**

PALU Policy Brief No. 3

**Tabulation of Cases Filed or Concluded before the
African Court on Human and Peoples' Rights (AfCHPR)
from Inception till 31st August 2012**



JUDGMENTS, ORDERS & PENDING CASES

#	Application No.	Case Title	Referred Cases	Decision Made	Separate/ Dissenting Opinion	Date Filed	Date Concluded/ Finalised	Time Elapsed
1	Application No. 001/2008	<i>Michelot Yogogombaye¹ v. Republic of Senegal²</i>		Judgment	Separate Opinion by Judge Fatsah Ouguergouz	29 Dec 2008	15th Ordinary Session - 15 Dec 2009	11 months, 2 weeks & 3 days
2	Application No. 001/2011	<i>Femi Falana³ v. African Union⁴</i>		Judgment	Dissenting Opinion by Judges Sophia A.B. Akuffo - VP, Bernard M. Ngoepe & Elsie N. Thompson Separate Opinions by Judges Jean Mutsinzi & Fatsah Ouguergouz	17 Feb 2011	25th Ordinary Session - 26 June 2012	1 year, 4 months & 1 week
3	Application No. 002/2011	<i>Soufiane Ababou v. People's Democratic Republic of Algeria</i>	Court to Commission	Decision: Court held that it had no Jurisdiction to hear the matter		20 Feb 2011	21st Ordinary Session - 16 June 2011	3 months, 3 weeks & 4 days
4	Application No. 003/2011	<i>Urban Mkandawire v. Malawi</i>		Matter Pending		13 March 2011		
5	Application No. 004/2011	<i>African Commission on Human and Peoples' Rights v. Great Socialist People's Libyan Arab Jamahiriya⁵</i>	Commission to Court	Order: for Provisional Measures		16 March 2011	20th Ordinary Session - 25 March 2011	1 week & 2 days
				Order: extension of time for the Respondent to file its Reply		18 May 2011	21st Ordinary Session - 8 June 2011	3 weeks & 1 day
				Order: extension of time for the Applicant to file its Rejoinder		28 June 2011	22nd Ordinary Session - 2 Sept 2011	2 months & 5 days
				Order: second extension of time for the Applicant to file its Rejoinder		7 October 2011	24th Ordinary Session - 30 March 2012	5 months, 3 weeks & 4 days
				Order: Pan African Lawyers Union (PALU) admitted as Amicus Curiae ⁶		13 June 2011	24th Ordinary Session - 30 March 2012	9 months, 2 weeks & 4 days
				Matter Pending		16 March 2011		
6	Application No. 005/2011	<i>Daniel Amare & Mulugeta Amare v. Republic of Mozambique & Mozambique Airlines</i>		Decision: Court held that it had no Jurisdiction to hear the matter		16 March 2011	21st Ordinary Session - 16 June 2011	3 months
7	Application No. 006/2011	<i>Association Juristes d'Afrique pour la Bonne Gouvernance v. Republic of Cote d'Ivoire</i>	Court to Commission	Decision: Court held that it had no Jurisdiction to hear the matter		4 May 2011	21st Ordinary Session - 16 June 2011	1 month, 2 weeks

#	Application No.	Case Title	Referred Cases	Decision Made	Separate/ Dissenting Opinion	Date Filed	Date Concluded/ Finalised	Time Elapsed
8	Application No. 007/2011	<i>Youssef Ababou v. Kingdom of Morocco</i>		Decision: Court held that it had no jurisdiction to hear the matter		18 May 2011	22nd Ordinary Session - 2 Sept 2011	3 Months & 2 weeks
9	Application No. 008/ 2011	<i>Ekollo M. Alexandre v. Republic of Cameroon and Federal Republic of Nigeria</i>	Court to Commission	Decision: Court held that it had no jurisdiction to hear the matter	Dissenting Opinion by Judge Fatsah Ouguergouz	20 May 2011	22nd Ordinary Session - 23 Sept 2011	4 months & 4 days
10	Application No. 009/2011	<i>Tanganyika Law Society and Legal and Human Rights Centre v. United Republic of Tanzania</i>		Judgment Pending (Ref also No. 12 below)		2 June 2011		
11	Application No. 10/2011	<i>Efoua Mbozo'o Samuel v. Pan African Parliament</i>		Decision: Court held that it had no jurisdiction to hear the matter	Separate Opinion by Judge Fatsah Ouguergouz	6 June 2011	22nd Ordinary Session - 30 Sept 2011	3 months & 3 weeks
12	Application No. 011/2011	<i>Rev. Christopher R. Mtikila v. United Republic of Tanzania</i>		Judgment Pending		10 June 2011		
	Application No. 009/2011 & 011/2011	<i>The Tanganyika Law Society and the Legal and Human Rights Centre⁷ and Reverend Christopher Mtikila⁸ v. United Republic of Tanzania⁹</i>		Order: Joinder of Applications 009 & 011		10 June 2011	22nd Ordinary Session - 22 September 2011	3 months & 2 weeks
13	Application No. 012/2011	<i>National Convention of Teachers Trade Union v. Republic of Gabon</i>		Decision: Court held that it had no jurisdiction to hear the matter	Separate Opinion by Judge Fatsah Ouguergouz	3 August 2011	23rd Ordinary Session - 15 Dec 2011	4 months & 2 weeks
14	Application No. 013/2011	<i>Beneficiaries of the Late Norbert Zongo -Abdoulaye Nikiema ,Ernest Zongo, Blaise Ilboudo and Burkinabe Human and Peoples' Rights Movement v. Republic of Burkina Faso</i>		Matter Pending		21 December 2011		
15	Application No. 014/2011	<i>Atabong Denis Atemnkeng¹⁰ v. African Union</i>		Matter Pending		1 December 2011		
16	Application No. 001/2012	<i>Karata Ernest & Others v. Attorney General of the United Republic of Tanzania</i>		Matter Pending		30 January 2012		
17	Application No. 002/2012	<i>Delta International Investments S.A., Mr and Mrs A.G.L. De Lange v. Republic of South Africa</i>		Decision: Court held that it had no jurisdiction to hear the matter	Separate Opinion by Judge Fatsah Ouguergouz	8 February 2012	24th Ordinary Session - 30 March 2012	1 month & 3 weeks
18	Application No. 003/2012	<i>Peter Joseph Chacha¹¹ v. United Republic of Tanzania</i>		Matter Pending		13 February 2012		
19	Application No. 004/2012	<i>Emmanuel Joseph Uko and Others v. Republic of South Africa</i>		Decision Court held that it had no jurisdiction to hear the matter	Separate Opinion by Judge Fatsah Ouguergouz	20 February 2012	24th Ordinary Session - 30 March 2012	1 month, 1 week & 2 days
20	Application No. 005/2012	<i>Amir Adam Timan v. Republic of Sudan</i>		Decision: Court held that it had no jurisdiction to hear the matter	Separate Opinion by Judge Fatsah Ouguergouz	25 February 2012	24th Ordinary Session - 30 March 2012	1 month & 4 days
21	Application No. 006/2012	<i>African Commission v. Republic of Kenya</i>		Matter Pending				
22	Application No. 007/2012	<i>Baghdadi Ali Mahmoudi v. Republic of Tunisia</i>		Decision: Court held that it had no jurisdiction to hear the matter	Separate Opinion by Judge Fatsah Ouguergouz	1 June 2012	25th Ordinary Session - 26 June 2012	3 weeks & 5 days

Advisory Opinions

#	Request No.	Request From	Status	Date Filed	Date Concluded/ Finalised	Time Elapsed
1	001/2011	Republic of Mali	Withdrawn			
2	002/2011	The Great Socialist Peoples' Libyan Jamahiriya	Struck out for lack of authorisation			
3	001/2012	Socio-Economic Rights and Accountability Project (SERAP)	Pending			

Footnotes

¹Himself

²Mr. Abdoulaye Dianko - State Legal Officer; Mr. Mafall Fall - State Legal Department, Ministry of Economy & Finance; His Excellency Mr. Cheikh Tidiane Thiam – Ambassador; Mr. Mamadou Mboj - Legal and Consular Affairs Department, Ministry of Foreign Affairs; Mr. Moustapha Ka - Criminal and Mercy Affairs Department, Ministry of Justice

³Representing himself

⁴Mr. Bahame Tom Nyanduga, Advocate; Mr. Bright Mando, Legal Officer, Office of the Legal Counsel, African Union Commission

⁵Mr. Abebe Hailu, Advocate

⁶For Amicus Curiae: Dr. Chidi Anselm Odinkalu; Mr. Ibrahima Kane; Mr. Donald Deya, CEO, Pan African Lawyers Union

⁷Mr. Clement Mashamba; Mr. James Jesse; Mr. Donald Deya, CEO, Pan African Lawyers Union

⁸Prof. Roland Adjavi

⁹Mr. George M. Masaju - Deputy Attorney General; Mr. Mathew Mwaimu - Director of Constitutional Affairs and Human Rights; Mrs. Irene Kasyanju - Assistant Director and Head of Legal Affairs Unit, Ms. Sarah Mwaipopo-Senior State Attorney, Mrs. Alesia Mbuya-Senior State Attorney, Mr. Benedict Msuya-Second Secretary/Legal Officer

¹⁰Mr. Ibrahima Kane

¹¹Under its legal aid mandate, the Court appointed the Pan African Lawyers Union (PALU) to assist the Applicant, who was previously representing himself.



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