

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.1/12/19 APPROVING THE WORK
PROGRAMME OF THE ECOWAS COMMISSION, FOR THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the ECOWAS Commission, its Agencies, Centres and Offices for the 2020 Financial Year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November- 1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the ECOWAS Commission, its Agencies, Centres and Offices during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.1/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E.KALLA ANKOURAO
FOR COUNCIL
THE CHAIRMAN

C/REG.1/12/19



ECONOMIC COMMUNITY OF
WEST AFRICAN STATES

COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.2/12/19 APPROVING THE WORK
PROGRAMME OF THE ECOWAS PARLIAMENT
FOR THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the ECOWAS Parliament for the 2020 Financial Year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November- 1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the ECOWAS Parliament during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.2/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E. KALLA ANKOURAO
FOR COUNCIL
THE CHAIRMAN

C/REG.2/12/19



**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.3/12/19 APPROVING THE WORK
PROGRAMME OF THE COMMUNITY COURT OF JUSTICE
FOR THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the Community Court of Justice for the 2020 Financial Year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November- 1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the Community Court of Justice during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.3/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019.

.....
H.E.KALLA ANKOURAO

FOR COUNCIL
THE CHAIRMAN

C/REG.3/12/19

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

COMMUNAUTE CONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.4/12/19 APPROVING THE WORK
PROGRAMME OF THE WEST AFRICAN HEALTH ORGANISATION
FOR THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the West African Health Organisation for the 2020 Financial Year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November-1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the West African Health Organisation during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.4/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E.KALLA ANKOURAO

FOR COUNCIL
THE CHAIRMAN

C/REG.4/12/19

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.5/12/19 APPROVING THE WORK
PROGRAMME OF THE INTERGOVERNMENTAL ACTION GROUP
AGAINST MONEY LAUNDERING IN WEST AFRICA (GIABA)
FOR THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the Intergovernmental Action Group against Money Laundering in West Africa (GIABA) for the 2020 Financial Year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November- 1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the Intergovernmental Action Group against Money Laundering in West Africa (GIABA) during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.5/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E. KALLA ANKOURAO
FOR COUNCIL
THE CHAIRMAN

C/REG.5/12/19

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.6/12/19 APPROVING THE WORK
PROGRAMME OF THE ECOWAS GENDER DEVELOPMENT
CENTRE FOR THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the ECOWAS Gender Development Centre for the 2020 Financial Year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November-1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the ECOWAS Gender Development Centre during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.6/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E. KALLA ANKOURAO
FOR COUNCIL
THE CHAIRMAN

C/REG.6/12/19

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.7/12/19 APPROVING THE WORK
PROGRAMME OF THE WATER RESOURCES INTEGRATED MANAGEMENT CENTRE FOR
THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the Water Resources Coordination Centre for the 2020 Financial Year recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November-1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the Water Resources Integrated Management Centre during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.7/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E.KALLA ANKOURAO

FOR COUNCIL
THE CHAIRMAN

C/REG.7/12/19

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.8/12/19 APPROVING THE WORK
PROGRAMME OF THE ECOWAS OFFICE IN BRUSSELS**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the ECOWAS Office in Brussels for the 2020 Financial Year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November- 1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the ECOWAS Office in Brussels during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.8/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E.KALLA ANKOURAO

FOR COUNCIL
THE CHAIRMAN

C/REG.8/12/19

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.9/12/19 APPROVING THE WORK PROGRAMME OF THE ECOWAS
YOUTH AND SPORTS DEVELOPMENT CENTRE FOR THE 2020 FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

HAVING CONSIDERED the Work Programme of the Youth and Sports Development Centre for the 2020 financial year as recommended by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja, from 25th November-1st December 2019;

UPON THE OPINION OF PARLIAMENT during its fourth ordinary session held in Abuja from 18 November to 14 December 2019;

ENACTS

ARTICLE 1

The Work Programme attached hereto, is hereby approved and shall be executed by the Youth and Sports Development Centre during the 2020 Financial Year.

ARTICLE 2

This Regulation **C/REG.9/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days upon signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette thirty (30) days after notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E.KALA HANKOURAOU

FOR COUNCIL
THE CHAIRMAN

C/REG.9/12/19

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES



COMMUNAUTE ECONOMIQUE
DES ETATS DE L'AFRIQUE
DE L'OUEST

COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

**Eighty-Third Ordinary Session of the
Council of Ministers**

Abuja, 17-19 December 2019

**REGULATION C/REG.10/12/19 APPROVING THE BUDGET OF THE COMMUNITY
INSTITUTIONS, STATUTORY OBLIGATIONS, SPECIAL PROGRAMMES, INTERVENTIONS
IN MEMBER STATES AND IN THE PEACE AND SECURITY SECTOR FOR THE 2020
FINANCIAL YEAR**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS Treaty as amended establishing the Council of Ministers and defining its composition and functions;

MINDFUL of Articles 2 and 6 of the said Treaty and its amendments on the establishment of ECOWAS and its Institutions;

MINDFUL of Article 72 of the Treaty relating to the Community Levy;

MINDFUL of Article 69 of the Treaty which relates to the budget of the Community Institutions;

MINDFUL of the Regulation C/REG.5/05/09 of May 27, 2009 adopting the Financial Regulations of the Institutions of the Economic Community of West African States (ECOWAS);

MINDFUL in particular, of Articles 11 and 12 of the Financial Regulations of the Community referred to in the preceding paragraph, which provide for the preparation of a consolidated budget for the Community and for the structure and presentation of the Budget;

HAVING CONSIDERED the budget estimates of ECOWAS Institutions as well as other ECOWAS Interventions and Obligations as proposed by the twenty-sixth meeting of the Administration and Finance Committee which was held in Abuja from 25th November-1st December 2019;

UPON THE OPINION OF PARLIAMENT during its second ordinary session held in Abuja from 18 November to 14 December 2019;

C/REG.10/12/19

ENACTS

Article 1

The budget estimates of the ECOWAS Institutions/Agencies as well as that for other ECOWAS, special programmes, Interventions and Obligations for the 2020 financial year considered at the 26th meeting of the Administration and Finance Committee balanced in income and expenditure at the sum of Three hundred and ninety nine million, four hundred and ninety nine thousand two hundred and sixty one **Units of Account (UA 399,499,261.00)** is hereby approved.

Article 2

1. Approved Budget Income for 2020 is as follows:

i) Community Levy from Member States	-	UA 220,953,098
ii) Arrears of Community Levy	-	UA 60,894,454
iii) <i>Arrears of Contributions</i>	-	UA 1,768,710
iv) Other Income	-	UA 179,545
v) Income from External Sources	-	UA 115,703,454
<u>Total:</u>	-	<u>UA 399, 499,261</u>

2. Approved Budget Expenditure for 2020 is allocated as follows:

i) Community Institutions	-	UA344, 405,537
ii) Statutory Obligations	-	UA 11,307,660
iii) Special Programmes and Interventions in Member States	-	UA 12,050,322
iv) Peace and Security	-	UA 31,735,742
<u>Total:</u>	-	<u>UA 399,499,261</u>

Article 3

The Approved 2020 Budget estimates for ECOWAS Institutions is as follows:

Commission	-	UA 239,787,813
WAHO	-	UA 47,898,903
GIABA	-	UA 11,094,910
Parliament	-	UA 20,939,304
Court of Justice	-	UA 16,938,263
Office of the Auditor General	-	UA 7,746,344
<u>Total:</u>		<u>UA 344,405,537</u>

Article 4

This Regulation **C/REG.10/12/19** shall be published by the ECOWAS Commission in the Official Journal of the Community within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall equally be published in the Official Gazette of each Member State within thirty (30) days upon notification by the Commission.

DONE AT ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E.KALLA ANKOURAO

**FOR COUNCIL
THE CHAIRMAN**

ON THE RECOMMENDATION of the tenth Meeting of ECOWAS Ministers of Trade held in Abuja, Federal Republic of Nigeria, from 4th to 5th December 2019;

E N A C T S

ARTICLE 1

The 2019-2023 Strategic Plan of Action for the ECOWAS Regional Competition Authority (ERCA), here attached, is hereby approved.

ARTICLE 2

1. This Regulation shall enter into force upon signature by the Chairman of the Council.
2. It shall be published in the Official Journal of the Community within thirty (30) days after its signature.
3. It shall also be published by each Member State in its Official Gazette within thirty (30) days after notification by the Commission.

DONE IN ABUJA, THIS 19TH DAY OF DECEMBER 2019

.....
H.E. KALLA ANKOURAO

THE CHAIRPERSON

FOR THE COUNCIL

SIGNED ON THIS DAY OF 20... AT ABUJA



COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES

COMMUNAUTE ECONOMIQUE DES
ETATS DE L'AFRIQUE DE L'OUEST

EIGHTY-THIRD ORDINARY SESSION OF THE ECOWAS COUNCIL OF MINISTERS

Abuja, 17-19 December 2019

REGULATION C/REG.12/12/19 ADOPTING:1) ECOWAS GUIDELINES ON MARKET ANALYSIS AND MARKET POWER ASSESSMENT, AND 2) THE FLEXIBLE CONSULTATION MECHANISM ON RELEVANT PRODUCTS AND SERVICES MARKETS IN THE TELECOMMUNICATIONS/ICT SECTOR LIKELY TO BE SUBJECT TO EX-ANTE REGULATION

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the Revised Treaty of the Economic Community of West African States as amended, establishing the Council of Ministers and defining its composition and functions;

MINDFUL of Article 33 of the Revised ECOWAS Treaty which states that Member States shall commit in the Telecommunications sector, to develop, modernise, coordinate and standardise national telecommunications networks in order to ensure reliable interconnection among Member States and coordinate their efforts to mobilise funds at the national and international levels, through private sector participation in telecommunications service provision;

MINDFUL of Supplementary Act A/SA 1/01/07 relating to the harmonisation of policies and the regulatory framework of the Information and Communication Technology (ICT) sector;

MINDFUL of Article 19(2.c) of Supplementary Act A/SA.2/01/07 relating to access to and interconnection of networks and services in the ICT sector, in which the ECOWAS Commission is required to publish a recommendation regarding the relevant markets for ex-ante regulation in the telecommunications sector;

C/REG.12/12/19

CONSIDERING that the Article does not prescribe the manner in which the national regulatory agencies (NRA) should use the list of pre-selected markets, and that the Commission should be consulted when the authorities identify relevant markets in their respective countries;

RECALLING that Article 31 of Supplementary Act A/SA.2/01/07 sets up a consultation mechanism of the Commission through the regulatory agencies, concerning the decisions taken by the agencies in implementation of the Supplementary Act, which are likely to have an impact on trade among Member States, and the creation of a common market;

NOTING that harmonisation in the identification of the relevant markets within ECOWAS assumes that the national regulatory authorities rely on the list of pre-selected markets, while consulting the Commission, and consequently, the establishment of a flexible consultation mechanism and the determination of the modalities for its implementation

HIGHLIGHTING the need to adopt guidelines on the principles on which the market analysis and market power assessment by the national regulatory agencies should be based, in accordance with Article 19 of Supplementary Act A/SA 2/01/07;

CONSIDERING, MOREOVER, that the final objective of any action taken in ex-ante regulation is to provide benefit to the end user by making the retail market competitive in a sustainable manner;

BEARING IN MIND that the definition of relevant markets may change over the course of time given the developments in competition in the ICT markets of ECOWAS Member States;

UNDERSCORING that Article 19 of Supplementary Act A/SA 2/01/07 requires the Commission to define markets in accordance with the principles of competition law;

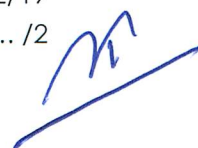
REFERRING to the principles of competition law, in order to define the products' markets within the ICT sector;

EMPHASING that the identification and selection of particular markets for ex-ante regulation are based on the characteristics of those markets that may justify the imposition of ex-ante regulatory obligations and that NRAs are to define the relevant markets in line with national circumstances, particularly the relevant geographic markets within their territory;

FOLLOWING THE OPINION of the Community Parliament at its second ordinary session held in Abuja from 23 November to 14 December 2019;

C/REG.12/12/19

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HEREBY ENACTS:

ARTICLE 1

ADOPTION

By virtue of this **Regulation C/REG 12/12/19**, i) the ECOWAS guidelines on market analysis and market power assessment, and ii) the flexible consultation mechanism on relevant products and services markets in the telecommunications / ICT sector likely to be subject to ex ante regulation attached as an annex are hereby adopted .

ARTICLE 2

ENTRY INTO FORCE

This **Regulation C/REG. 12 /12/19** shall enter into force from the date it is signed by the Chair of the ECOWAS Council of Ministers.

ARTICLE 3

PUBLICATION

1. This **Regulation C/REG 12/12/19** shall be published by the Commission in the Official Journal of the Economic Community of West African States (ECOWAS) within thirty days of its signature by the Chair of the Council of Ministers.
2. This Regulation shall be published by each Member State in its National Gazette within the same timeframe and upon notification by the Commission.

DONE IN ABUJA THIS 19 DAY OF DECEMBER 201

FOR COUNCIL

THE PRESIDENT

.....

H.E KALLA ANKOURAO

SIGNED ON THIS.....DAY OF DECEMBER 2019

C/REG.12/12/19

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COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES

COMMUNAUTE ECONOMIQUE DES
ETATS DE L'AFRIQUE DE L'OUEST

EIGHTY-THIRD ORDINARY SESSION OF THE COUNCIL OF MINISTERS OF THE ECONOMIC
COMMUNITY OF WEST AFRICAN STATES (ECOWAS)

ABUJA, 17 - 19 DECEMBER 2019

REGULATION C/REG.13/12/19 ADOPTING THE ECOWAS POLICY ON ACCESS TO
INFORMATION AND COMMUNICATION TECHNOLOGY

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the revised ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

MINDFUL of the United Nations Convention on the Rights of Persons with Disabilities on 13 DECEMBER 2006;

CONSIDERING the Continental Action Plan for the African Decade of Persons with Disabilities on 2002;

CONSIDERING that ECOWAS Member States have ratified the Convention on the rights of persons with disabilities which obliges them to respect the principle that persons with disabilities should enjoy their inherent rights to life on equal basis, fully enjoying their human and fundamental rights, and that they must *pari passu* take appropriate measures to ensure that persons with disabilities have equal rights to information and communication technology, emergency services and the internet;

AWARE of the need to promote the principle of equality before the law through legislative measures aimed at protecting certain persons or certain categories of persons discriminated against and improve their situation, and remove obstacles from access to essential communication services such as mobile services, public access to the internet and the web;

DETERMINED to ensure that persons with disabilities have access to ICT;

ON THE RECOMMENDATION of the Ministerial Committee on Telecommunication at its meeting held in October 2019 in Burkina Faso;

UPON THE OPINION OF THE Community Parliament at its second Ordinary Session held in Abuja, from 18 November to 14 December 2019;

C/REG.13/12/19

HEREBY ENACTS AS FOLLOWS:

Article 1: Adoption

This **REGULATION C/REG.13/12/19** on ECOWAS Policy on Access to Information and Communication Technology attached as an Annex is hereby adopted.

Article 2: Entry into Force

This **REGULATION C/ REG.13/12/19** shall enter into force from the date of its signature by the Chair of the Council of Ministers.

Article 3: Publication

1. This **Regulation C/ REG. 13/12/19** shall be published by the Commission in the Official Journal of the Community within thirty (30) days of its signature by the Chair of the Council of Ministers.
2. This **Regulation C/ REG. 13/12/19** shall also be published by each Member State in its Official Gazette within the same time-frame upon notification by the Commission thereof.

DONE IN ABUJA, THIS DAY 19 DECEMBER 2019

FOR THE COUNCIL OF MINISTERS

THE CHAIRMAN


.....
H.E. KALLA ANKOURAO

SIGNED ON THIS..... DAY OF DECEMBER 2019

C/REG.13/12/19

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COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES

COMMUNAUTE ECONOMIQUE DES
ETATS DE L'AFRIQUE DE L'OUEST

EIGHTY-THIRD ORDINARY SESSION OF THE COUNCIL OF MINISTERS OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES (ECOWAS)

ABUJA 17-19 DECEMBER 2019

REGULATION C/REG.15/12/19 RELATING TO THE REGIONAL PROGRAMME FOR THE FACILITATION OF THE SUPPLY OF PETROLEUM PRODUCTS IN THE ECOWAS REGION

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the Revised ECOWAS Treaty as amended, establishing the Council of Ministers and defining its composition and functions;

MINDFUL of Article 28 of the said Revised ECOWAS Treaty on the coordination and harmonisation of policies and programmes of Member States in the field of energy;

MINDFUL of Decision A/DEC.3/5/82 relating to the ECOWAS Energy Policy setting out among other things, the need for a mutual system of exchange of energy and non-energy raw materials, including the finished products thereof;

MINDFUL of Protocol A/P4/1/03 dated 31 January 2003 hereinafter called « ECOWAS Energy Protocol», laying down the legal framework for promoting a long-term cooperation in the field of energy, based on complementarity and mutual benefits for increased investment in the energy sector and developing trade in energy in the West African region;

CONSIDERING that securing supply of hydrocarbons in ECOWAS Member States constitutes a major challenge due to aging refineries, inadequate storage system, poor transportation system and long and costly distribution networks;

AWARE that the region is highly dependent on imports to meet demand in petroleum products with the risk of Member States' being exposed to exogenous shocks in the petroleum sector

C/REG.15/12/19

characterised by geopolitical crisis and price fluctuations, with negative consequences on security in the region's energy sector;

CONSIDERING Member States' readiness for gradual removal of regulatory, institutional and infrastructural barriers and other obstacles to efficient and regular supply of petroleum products in the region;

RECOGNISING the need to encourage the development of an integrated regional hydrocarbon market in order to have a viable and regular supply of quality petroleum products in ECOWAS Member States;

DESIROUS of adopting an appropriate framework and adequate mechanisms that will strengthen regional cooperation in the downstream petroleum sector and secure energy in the region to the benefit of the people;

ON THE RECOMMENDATION of the Joint Meeting of ECOWAS Ministers in charge of Hydrocarbons held in Niamey on 18 July 2019;

UPON THE OPINION OF THE Community Parliament at its second Ordinary Session held in Abuja, from 18 November to 14 December 2019;

ENACTS:

ARTICLE 1: ADOPTION

It is hereby adopted the Regional Programme for the Facilitation of the Supply of Petroleum Products as set out in the document attached to this **Regulation REG.15/12/19**.

ARTICLE 2: ENTRY INTO FORCE


1. This **Regulation C/REG.15/12/19** shall enter into force from the date of its signature by the Chair of the ECOWAS Council of Ministers.
2. The ECOWAS Commission's Energy Department, with the collaboration of its technical and financial partners shall take all necessary measures to implement the Programme.

ARTICLE 3: PUBLICATION

1. This **Regulation C/REG.15/12/19** shall be published in the Official Journal of the Economic Community of West African States by the Commission within thirty (30) days of its signature by the Chairperson of the Council of Ministers.

C/REG.15/12/19

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2. This **Regulation C/REG.15/12/19** shall also be published within the same time frame in the National Gazette of each Member State upon its notification par la Commission.

DONE AT ABUJA THIS DAY 19 DECEMBER 2019

FOR COUNCIL OF THE MINSITERS

THE CHAIRMAN

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H.E KALLA ANKOURAO



SIGNED ON THISDYAY OF DECEMBER 2019



Eighty- Third Ordinary Session of the Council of Ministers

Abuja, 17 - 19 December 2019

Regulation C/REG.16 /12/19 Relating to the Prevention of Risk in Biosafety in ECOWAS

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the ECOWAS revised Treaty establishing the Council of Ministers and defining its composition and functions;

MINDFUL of the provisions of Article 3 (2) (a) and (b) of said Treaty on “the harmonisation and coordination of national policies and the promotion of programmes, projects and activities, particularly in the sectors of agriculture, natural resources, environmental protection, industry, health, science, technology ...”

MINDFUL of the provisions of Articles 25, 27, 29, 30 and 31 of the ECOWAS revised Treaty relating respectively to agricultural development and food security; science and technology; the environment; toxic and hazardous waste, and natural resources;

MINDFUL of the provisions of Article 67 of the Revised ECOWAS Treaty on the harmonisation of policies in other areas;

MINDFUL of Decision A.DEC.11/01/05 adopting an ECOWAS Agricultural Policy;

MINDFUL of Supplementary Act A/SA.4/12/08 adopting an ECOWAS Environmental Policy;

MINDFUL of Supplementary Act A/AS.2/06/12 adopting an ECOWAS Policy on Science, Technology and Innovation and its Action Plan;

MINDFUL of Regulation C/REG.5/05/08 on the adoption of an Action Plan for the Development of Biotechnology and Biosafety in the ECOWAS Region;

CONSIDERING that nearly all ECOWAS Member States are signatories to the Convention on Biological Diversity and the Cartagena Protocol on Biosafety to the Convention on Biological Diversity;

CONSIDERING that Article 14 of the Cartagena Protocol provides for the conclusion, by State Parties, of bilateral, multilateral or regional agreements on matters relating to Living Modified Organisms;

CONVINCED that modern biotechnologies open up real and substantial prospects for socio-economic development, human and animal health, and the environment;

AWARE nonetheless, that the adoption of modern biotechnology does present risk factors for human and animal health and the environment, with socio-economic consequences;

RECOGNISING the need for ECOWAS to have a Regulation on biosafety, in order to implement the Convention on Biological Diversity, Cartagena Protocol and Nagoya Kuala-Lumpur Supplementary Protocol on Liability and Redress to the Cartagena Protocol on Biosafety, with a view to ensure adequate protection for the safe use of modified living organisms and derived products resulting from biotechnology;

AWARE also of the need to improve the institutional, legal, scientific and technical capacity of ECOWAS Member States in the implementation of this Regulation, by providing them with the adequate means to prevent, reduce or eliminate the proven and potential risks related to the use of modern biotechnology and its derivatives, taking into account any other form of advanced biosafety-related technology;

DEEPLY AWARE of the need to put in place an institutional, legal, scientific and technical mechanism in the Community, to deal with the nature and scale of proven and potential risks related to living modified organisms (LMO) and their derivatives;

WELCOMING the collaborative effort between ECOWAS Commission, UEMOA Commission and CILSS Executive Secretariat;

ON THE RECOMMENDATION of the meeting of the ECOWAS Ministers responsible for Biosafety, held at Abuja, Nigeria on 17 May 2019;

HAVING RECEIVED the opinion of the ECOWAS Parliament at its 2nd Ordinary Session held from 18th to 14th November 2019 in Abuja

ENACTS

Article 1

The Regulation Relating to the Prevention of Risk in Biosafety in ECOWAS attached hereto is hereby adopted.



Article 2

This Regulation **C/REG.16/12/19** shall be published by the ECOWAS Commission in the official journal of the Community within thirty (30) days of its signature by the chairman of the Council of Ministers. It shall also be published within the same timeframe by each Member State in its official Gazette.

DONE AT ABUJA, THIS 19TH DAY OF NOVEMBER 2019



H. E KALLA ANKOURAO
CHAIRMAN FOR THE COUNCIL



COMUNIDADE ECONOMICA DOS
ESTADOS DA AFRICA OCIDENTAL

ECONOMIC COMMUNITY OF
WEST AFRICAN STATES

COMMUNAUTE ECONOMIQUE DES
ETATS DE L'AFRIQUE DE L'OUEST

EIGHTY-THIRD ORDINARY SESSION OF THE COUNCIL OF MINISTERS OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES (ECOWAS)

ABUJA 17 -19 DECEMBER 2019

REGULATION C/REG.17/12/19 EXTENDING THE PERIOD OF IMPLEMENTATION OF THE SUPPLEMENTARY PROTECTION MEASURE

THE COUNCIL OF MINISTERS,

CONSIDERING Articles 10, 11 and 12 of the ECOWAS Treaty, as amended, establishing the Council of Ministers and defining its composition and functions;

CONSIDERING Articles 35, 36 and 37 of the ECOWAS Treaty establishing a scheme for the liberalization of trade between ECOWAS Member States and instituting the Common External Tariff for all products imported from third countries with the view to creating a Customs Union within the Community;

Having regard to Decision A/DEC.17/01/06 of 12 January 2006 on the adoption of the ECOWAS Common External Tariff, in particular Article 9 thereof which authorizes the Council of Ministers to determine by a Regulation, the list of products, the tax base, the rates and the duration of the imposition of the Safeguard Import Tax;

REAFFIRMING Regulation C/REG1/09/13 of 30 September 2013 amended by Regulation C/REG.16/12/16 of 15 December 2016 and considering that the achievement of the objectives of the ECOWAS Common External Tariff also

C/REG.17/12/19

requires the establishment of additional protection measures that are effective and effectively implemented by the actors concerned;

NOTING that all the provisions of Regulation C/REG1/09/13 of 30 September 2013 amended by Regulation C/REG.16/12/16 of 15 December 2016 on Supplementary Protection Measures for the Implementation of the Common External Tariff of ECOWAS are not currently applied by the actors concerned, while the region is committed to implementing its Common External Tariff on January 1, 2015;

DESIROUS of achieving convergence towards the effective and full implementation of the CET;

Following the advice of the 3rd meeting of the Joint ECOWAS-UEMOA Committee for the management of the ECOWAS Customs union held in Abuja from 18 to 20 November 2019;

ON RECOMMENDATION of the 5th meeting of ECOWAS Ministers of Finance held in Abuja, on 22 November, 2019;

AFTER HAVING the opinion of ECOWAS Parliament during its 4th Ordinary Session held in Abuja from 18th November to 14 December 2019;

ENACTS:

Article 1: Purpose

The purpose of this **Regulation C/REG.17/12/19** is to extend the period for the application of ECOWAS Supplementary Protection Measures (SPMs).

Article 2: Extension

1. The period of application of the provisions of Regulation C/REG1/09/13 of 30 September 2013 amended by Regulation C/REG.16/12/16 of 15 December 2016 is extended by three (03) years from 1 January 2020.

2. Member States are required to strictly apply the Supplementary Protection Measures (SPMs) provided for in Regulation C/REG1/09/13 of 30 September 2013

C/REG.17/12/19
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as amended by Regulation C/REG.16/12/16 of 15 December 2016 to the exclusion of all other measures during this extension period.

Article 3: Entry into force and implementation

1. This **Regulation C/REG.17/12/19** shall enter into force upon the date of its signature by the President of the Council of Ministers.
2. The ECOWAS Commission shall ensure the implementation of this Regulation by the Member States.

Article 4: Publication

1. This **Regulation C/REG.17/12/19** shall be published by the Commission in the Official Journal of the Community within thirty (30) days of its date of signature by the Chair of the Council of Ministers.
2. This **Regulation C/REG.17/12/19** will also be published by each Member State in its Official Journal within the same period upon the date of its notification by the President of ECOWAS Commission.

DONE IN ABUJA THIS 19 DAY OF DECEMBER 2019

FOR THE COUNCIL OF MINISTERS

THE PRESIDENT

.....

H.E KALLA ANKOURAO

SIGNED ON THISDAY OF DECEMBER 2019

C/REG.17/12/19

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