

COMUNIDADE DOS ESTADOS  
DA ÁFRICA OCIDENTAL

ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES



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

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## **SIXTY-FOURTH ORDINARY SESSION OF THE ECOWAS COUNCIL OF MINISTERS**

**Abuja, 31 May – 2 June 2010**

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# **FINAL REPORT**

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Abuja, May/June 2010

## **I. INTRODUCTION**

1. The Sixty-fourth Ordinary Session of the ECOWAS Council of Ministers was held at the ECOWAS Commission, Abuja on 31<sup>st</sup> May – 2<sup>nd</sup> June 2010.
2. The following Member States were represented:
  - Republic of BENIN
  - BURKINA FASO
  - Republic of CAPE VERDE
  - Republic of COTE D'IVOIRE
  - Republic of The GAMBIA
  - Republic of GHANA
  - Republic of GUINEA-BISSAU
  - Republic LIBERIA
  - Republic of MALI
  - Federal Republic of NIGERIA
  - Republic of SENEGAL
  - Republic of SIERRA LEONE
  - TOGOLESE Republic
3. The following institutions and specialized agencies of ECOWAS were also represented:
  - ECOWAS Commission;
  - ECOWAS Parliament;
  - Community Court of Justice;
  - West African Health Organisation (WAHO);
  - Inter-Governmental Action Group against Money Laundering in West Africa (GIABA);
  - ECOWAS Gender Development Centre;
  - West African Power Pool (WAPP);
  - West African Monetary Agency (WAMA);
  - ECOWAS Regional Centre for Renewable Energy and Energy Efficiency;
  - ECOWAS Bank for Investment and Development (EBID).
4. The list of participants is attached as an Annex to this report.

## **II. OPENING SESSION**

### **• Address by the Chairman of the Council of Ministers**

5. In his welcome address, the Host Minister Dr. Aliyu Idi Hong, Honourable Minister of State for Foreign Affairs of Nigeria and Chairman of the Council of Ministers welcomed all participants to the Sixty-fourth Session of the Council of Ministers. He expressed deep thanks and appreciation to all the Ministers present for taking time out of their very busy schedules to attend the important Council Meeting and stated that the impressive turnout was a clear indication of the unflinching commitment of Council members to carry the sub-regional organization to an enviable height that could address the myriad of challenges facing ECOWAS at this time.

6. He further stated that under the Chairmanship of Nigeria, the sub-region had recorded some measure of success in the area of peace and stability as well as economic development in virtually all spheres within the sub-region, as can be attested to in the organisation's mediatory efforts in Guinea Bissau, Niger and Guinea.

7. He underscored the fact that the West African region was facing serious food, energy and financial crises, and that it was only through collective efforts and collaboration that the Community could solve these problems by re-energizing the integration process in the region.

8. He noted that the region had recorded some measure of success in the area of implementation of ECOWAS programmes in diverse forms in order to fast-track regional integration in virtually all spheres. He expressed the belief that only such a rapid socio-economic transformation could help the sub-regional organization realize its dream and aspirations of transforming it from an ECOWAS of States to an ECOWAS of peoples by the year 2020, with the establishment of a Customs Union and the effective functioning of the Common External Tariff (CET), together with the elimination of all barriers to the free movement of persons, goods and services remaining top priorities. He noted with delight the progress made in the negotiation of the CET, particularly the re-classification of products and the adoption of a fifth band, and the finalization of national agricultural investment programmes within the framework of the ECOWAS Agricultural Policy (ECOWAP) and the Comprehensive African Agricultural Development Programme (CAADP), among others.

9. While stressing that the Republics of Niger and Guinea remained suspended in line with the relevant provisions of the ECOWAS Protocol on Democracy and Good Governance, following unconstitutional changes of government in those countries, the Chairman of Council restated the commitment of ECOWAS to assisting both countries in the implementation of transition programmes that would lead to credible and transparent elections.

10. Finally, the Honourable Minister reiterated the avowed commitment of Dr. Goodluck Ebele Jonathan, GCFR, President and Commander-in-Chief of the Armed Forces of the Federal Republic of Nigeria to the maintenance of peace and stability in the West African sub-region, especially in his capacity as the current Chairman of the Authority of ECOWAS Heads of State and Government.

11. He concluded by wishing all participants fruitful deliberations at the Sixty-fourth Ordinary Session of the Council of Ministers.

• **Statement by the President of the ECOWAS Commission**

12. In his opening statement, the President of the ECOWAS Commission, His Excellency James Victor Gbeho joined the Chairman of Council in welcoming the delegates to Abuja for the Sixty-fourth Session of the ECOWAS Council of Ministers. He pointed out that it was the first Council meeting that he had the honour to attend since assuming duty as the President of the ECOWAS Commission.

13. He also seized the opportunity to extend hearty felicitations and warm welcome to all members as well as a pleasant stay in Abuja, pledging to work assiduously with the Chairman and all members of Council for the success of the session. He expressed the conviction that, in line with the 35 year-old tradition of the Community, both old and new members of the Council would work together as a coherent team towards the attainment of Community objectives and the achievement of the Strategic Vision 2020 of ECOWAS.

14. He thereafter invited delegates to observe a one-minute silence in memory of the late President of the Federal Republic of Nigeria and last Chairman of the ECOWAS Authority of Heads of State and Government, H.E. Alhaji Umaru Musa Yar'Adua.

15. Continuing his address, the President of the Commission pointed out that the Sixty-Fourth ordinary session of Council was coming at a significant time in the life of both the Community and the young Commission, characterised by the global financial and economic crisis that engulfed the world in the last few years, which though now under greater control, still required that Council make confident decisions on future activities without sacrificing the necessary caution that helped the region withstand the effects of the recession.

16. As for the young Commission, the President of the ECOWAS Commission reminded the Council of the impending end of tenure of many statutory officers of the Commission and certain other Institutions of the Community, following the transformation, of the Executive Secretariat into a nine-member Commission by the Authority of Heads of State and Government in 2007. He informed Council that the Commission, in line with the directives of the Authority, would be submitting for Council consideration, proposals for the rotation of Statutory positions and a schedule for the allocation of these positions and the position of Chair of the Authority to member States. He urged the Council of Ministers to engage itself with providing the Authority with concrete and well thought out positions that could ensure that the gains made since the transformation were not lost.

17. His Excellency James Victor Gbeho invited Council to consider the various other technical reports and recommendations placed before it, with the usual dedicated insight and patience in order to avail the Authority of Heads of State and Government of the Community of the benefit of its experience and dispassionate judgements.

18. He concluded by wishing the Council of Ministers fruitful deliberations.

19. The full texts of the two speeches are annexed to this report.

### **III. ELECTION OF BUREAU**

20. The following bureau was elected:
- Chairman - Nigeria
  - Rapporteurs - Gambia
  - Mali

### **IV. ADOPTION OF AGENDA AND WORK PROGRAMME**

21. The following agenda was adopted:

- i. Opening Ceremony
  - Opening Statement by the Host Minister, Chairman of Council
  - Statement by the President of the ECOWAS Commission
- ii. Election of Bureau
  - Adoption of the Draft Agenda and Work Programme

#### **Items for Decisions**

- iii. Consideration of the 2010 Interim Report of the President of the ECOWAS Commission
- iv. Implementation status of Tasks Assigned by the 63<sup>rd</sup> Ordinary Council to Community Institutions
- v. Consideration of the 2009 Final Report of the Financial Controller
- vi. Consideration of the Report of the Audit Committee
- vii. Consideration of the Report of the Seventh Meeting of the Administration and Finance Committee
- viii. Presentation and Consideration of the report of the Ad Hoc Ministerial Committee on the adoption of the Rules of Procedure of some Community Institutions
- ix. Presentation and Consideration of a Memorandum on the modalities for the rotation of the positions of President, Vice President and Commissioners of the ECOWAS Commission
- x. Presentation and Consideration of a Memorandum relating to the schedule of rotation of the Chairmanship of the Authority of Heads of State and Government
- xi. Consideration of a Memorandum on the allocation of four (4) positions of Judges of the Community Court of Justice to Member States
- xii. Presentation and Consideration of a Memorandum on the allocation of the position of the President of the Community Parliament to a Member State

- xiii. Consideration of the Draft Agenda of the Thirty-Eight Ordinary Session of the Authority of Heads of State and Government

#### **Items for Adoption**

- xiv. Presentation and Consideration of the report of the Meeting of the Ministers in charge of Defence and Security
- xv. Consideration of a Memorandum on the Progress Report on the EPA Negotiations and the Final Report of the Ministerial Monitoring Committee (MMC) on Negotiations of the Economic Partnership Agreement
- xvi. Adoption of the West African Common Industrial Policy (WACIP) and its Action Plan
- xvii. Adoption of the Report of the 8<sup>th</sup> Ad Hoc Ministerial Committee on GIABA

#### **Items for Information**

- xviii. Consideration of the report on Cash Courier and Payment Systems in West Africa
- xix. Consideration of the Report and Final Communiqué of the 11<sup>th</sup> Ordinary Assembly of Health Ministers of ECOWAS
- xx. Any other Business
- xxi. Adoption of Report
- xxii. Closing Session

### **V. OUTCOME OF DELIBERATIONS**

#### **Item 3: Consideration of the 2010 Interim Report of the President of the ECOWAS Commission**

22. The 2010 Interim Report of the President of the Commission presented an overview of recent economic developments in the world economy and their implications for Africa and the ECOWAS region, the status of the West African economic performance, and a progress report on the implementation of Community Work Programmes from November 2009 to May 2010 as well as the challenges and the way forward in 2010 and beyond.

23. In his introduction, the President reiterated that in spite of the destabilizing effects of the recent global fuel, food, and financial and economic crises over the last two years, IMF projections in the April 2010 *World Economic Outlook* show that global recovery has evolved better than expected, as global economic growth is forecast to rebound and reach 4.2 percent in 2010 and 4.3 percent in 2011. Alongside growth, global trade and capital inflows have also shown a strong rebound and financial market conditions have improved.

24. An examination of the West African economic performance revealed that real growth declined from 4.7 percent in 2008 and 4.4 percent in 2009 as a result of fall in prices of raw materials, contraction in demand for ECOWAS exports, drop in foreign direct investments and decline in remittances and tourism receipts. However, growth is expected to record a partial recovery and rebound to 4.7 percent in 2010 and, hopefully, to 5.0 percent in 2011 in response to the positive signs of recovery in the major world economies following the introduction of fiscal, monetary and financial sector reforms.

25. With regards to the implementation status of Community programmes, the Report highlighted progress achieved since November 2009 in the implementation of socio-economic programmes and regional peace and security. The most important actions in these sectors are as follows:

- Regarding monetary integration and macroeconomic policy measures, a Roadmap for the establishment of a full ECOWAS monetary union in 2020 has been adopted. Other achievements in the sector include the launching of the Regional Poverty Reduction Strategy Paper in Accra on 11 January 2010 and the formulation of an ECOWAS Strategic Plan to address the regional impact of the global economic and financial crisis in West Africa.
- Regarding trade integration, significant progress is being made to accelerate the implementation of the remaining actions for the finalization of the Common External Tariff (CET) as well as to address all outstanding issues on the draft Economic Partnership Agreement (EPA) text with prime focus on the EPA Development programme prior to its conclusion.
- In the infrastructure sector, progress is being made to accelerate the establishment of the Project Preparation and Development Unit (PPDU), the continued implementation of the Transit Facilitation Programme and Regional Road Transport, and the effective establishment of the ECOWAS Regional Electricity Regulation Authority (ERERA) in Accra and the ECOWAS Regional Centre for the Promotion of Renewable Energy and Energy Efficiency in Praia.
- Priority action in Agriculture, Environment and Health include the establishment of a regional financing mechanism for the ECOWAP/CAADP, and the signing of an ECOWAS-Cuba-Venezuela Tripartite Agreement in 2009 to eliminate malaria in the region.
- Regarding regional peace and security, the Report highlighted on-going efforts and progress being made by ECOWAS to ensure the effective implementation of the Protocol on Good Governance to ensure regional peace and security, democracy and constitutional order in the region, especially in Niger, Guinea, Guinea Bissau, Cote d'Ivoire and Togo.

26. In addition, the Report highlighted the challenges encountered in the implementation of the Community Work Programme and concluded with an appeal to all stakeholders in the ECOWAS project to continue to commit

themselves to the realisation of the ECOWAS Vision 2020 and to ensure sustainable integration and development in the region.

27. At the end of his presentation, Council commended the President of the Commission for the quality and in-depth nature of his report and thereafter, adopted it.

**Item 4: Implementation status of Tasks Assigned by the 63<sup>rd</sup> Ordinary Council to Community Institutions**

28. The Commission presented a memorandum on the implementation status of tasks assigned in the form of a detailed table, indicating the percentage level of implementation of each task, timeframe of on-going activities as well as remarks on the tasks.

29. At the end of discussions on the presentation, Council made the following recommendations and directives:

- The Community Levy management committee should conclude its work on the management of surplus community funds, determine the quantum of surplus funds and make recommendations to the next session of Council.
- The Committee should also examine the problem of absorption capacity of budgets to determine the root cause of the problem and submit appropriate report to the next session of Council.

**Item 5: Consideration of the 2009 Final Report of the Financial Controller**

30. The Financial Controller presented her 2009 final report to the Council of Ministers covering the period 01 January to 31 December 2009 on the budgetary and financial situation of the community institutions. The report recalled that Council of Ministers at its sixty-first ordinary session approved a total budget of UA 165,934,114 for community institutions for the year 2009, an increase of 18% over the preceding year of which UA 136,579,787 was to be funded from community levy, UA 2,068,000 from contribution arrears, UA 3,750,000 surplus funds from previous years, UA 22,707,958 from donor grants and UA 828,369 miscellaneous income.

31. From the report, total income recorded was UA 139,106,289 at the end of the fiscal year registering an achievement of 84% of the budgeted income for the year. Of the total income recorded as received for the period, community levy accounted for UA 113,406,535 constituting 82% of total receipts and representing 83% of the community levy budget. Contribution arrears received from three member states during the period amounted to UA 2,438,942, surplus funds from previous years UA 3,750,000, donor grants UA 18,224,496 and miscellaneous income recorded UA 1,286,315.



32. The report noted that though high percentage of the donor funds budget was achieved during the year, the level of donor grants allocated in the overall budget of the community institutions was low as well as the rate of absorption of the grants. Some improvements in the recording and management of the community levy were noted during the year. The report also recorded that some of the issues in the previous reports concerning budgeting and accounting for donor funds was being addressed.

33. The report recorded that as at the end of the fiscal year 2009, member states have accumulated unpaid levy proceeds of UA 123.5 million which is more than the levy receipts recorded for the year 2009. In view of the importance of the community levy as the major source of income for the community, the ECOWAS Commission should take steps to safeguard the levy proceeds and minimise the risk of financial loss.

34. In addition to the levy balances outstanding, eight member states have contribution arrears totalling UA 23.1 million which according to Council directives should be cleared by the end of 2010. Considering the unlikelihood of recovering the outstanding contributions, Council was invited to review the deadline and give a new directive.

35. With respect to the implementation of the budget, the report recorded UA 101,391,777 was committed for the year representing 61% of the budget for the year. The overall performance achieved was above average and an improvement compared to the preceding year. Administrative expenditure recorded was UA 54,066,393, programme UA 40,274,576 and others UA 7,050,808. The rate of implementation of the budget for administration of 81% was also higher than that achieved under the programme budget of 48%. Programme expenditure constituted 43% of the total expenditure which is below the budgeted rate of 56%. The low rate of programme implementation is due mainly to inadequate staffing, completion of the preceding year's activity in the first quarter of the year, over-budgeting and lack of enforcement of quarterly planning and monitoring of programmes and activities. The high cost of administration, on the other hand, is not efficiently managed.

36. A total of one hundred and fifty-eight staff were reported recruited during the year, four (4) statutory appointees, seventy-six (76) professionals and seventy-eight (78) local staff. At the end of the year a net increase in staff of ninety (90) was realised. Improvements were noted in recruitment of staff during the period. The geographical spread was much wider and higher female representation than in previous years was achieved. Expenditure on staff for the year 2009 of UA 33 million accounted for 33% of total expenditure and average cost per staff of UA 38,037 was considered to be on the high side.

37. At the end of the presentation, the Financial Controller made nine recommendations for the consideration and approval of Council.

- a) ECOWAS Commission, WAHO and GIABA should conduct an evaluation of all factors affecting programme implementation and make proposals that would lead to improvement in programme implementation;

- b) For effective take-off of the implementation of the revised financial regulations, it is recommended that training on the new regulations and manual of accounting procedures for key staff involved in the process be carried out under the direction of the Commission before the end of the year;
- c) The ECOWAS Commission is urged to provide the required resources and structure to drive the process of achieving consolidated accounts and implementing IPSAS in 2010 and 2011 respectively;
- d) The ECOWAS Commission in consultation with banks within the region should come up with measures that would minimise the carrying of huge sums of cash across borders for the implementation of its activities;
- e) All institutions which have not yet opened separate interest-bearing bank accounts for lodgement of separation allowances for staff should do so without further delay to ensure the security and availability of funds when the staff member leaves;
- f) The ECOWAS Commission should take steps to recover more effectively the huge amount of un-remitted Community Levy proceeds amounting to about 40% of the total amount due and avoid running the risk of loss of funds;
- g) The Council of Ministers is urged to review the deadline set for the settlement of contribution arrears by the end of 2010 and give a new directive taking into account the recoverability of the debt;
- h) The ECOWAS Commission should address the staffing situation in all the agencies and the weak accounting system and personnel at the ECOWAS Youth and Sports Development Centre without further delay;
- i) Management of the Commission should develop an action plan to implement the recommendations contained in the report of the study to improve the Commission's travel management system.

38. After exhaustive deliberations, Council adopted all the recommendations contained in the report and directed all ECOWAS Institutions to ensure full implementation of the recommendations.

39. Council also decried the lack of full implementation of earlier recommendations adopted by it and directed that in future, recommendations from the Financial Controller's report should be implemented within the prescribed deadlines. Council also directed that henceforth, a written report should be submitted to it during each of its sessions, containing a status of implementation of the Financial Controller's recommendations.

## **Item 6: Consideration of the Report of the Audit Committee**

40. The Vice Chairman of the Audit Committee presented a report of the 14<sup>th</sup> and 15<sup>th</sup> Audit Meetings held in Kaduna, Nigeria, and in Abuja from 18-19 March and from 24<sup>th</sup> to 30<sup>th</sup> May 2010 respectively.

41. The report focussed on the following:

- The activity report and work plan of the Chief Internal Auditor together with the internal workings and organisation of the new Committee;
- The implementation status of tasks assigned;
- The recruitment reports;
- The external audit arrangements of the community institutions;
- The External Audit Report on the Community Levy;
- The External Audit Report on Donor Funded Projects;
- The 2009 Activity Report and 2010 work plan of the Financial Controller; and
- The External Auditors' Report on Community Institutions for the year 2008.

42. The Committee considered the audited financial statements for the ended 31 December 2008 of the ECOWAS Commission, the ECOWAS Parliament, the Community Court of Justice, the West African Health Organisation (WAHO), the Inter-Government Action Group against Money Laundering (GIABA) and the ECOWAS Gender Development Centre, and recommended their adoption by Council. It noted with dissatisfaction that the audited financial statements of the ECOWAS Commission, WAHO and GIABA were qualified and urged them to take all necessary steps to achieve an unqualified audit report in the future. After highlighting some inadequacies in the internal control environment, the Committee recommended to Council to adopt the recommendations contained in the External Auditors' report in addition to those made by the Committee.

43. In response to the difficulties faced by the External Auditors in concluding their report, the Audit Committee recommended the following:

- Henceforth, the audit of financial statements should be completed and closed for the Community Institutions before submission to the Committee;
- A 30-day calendar deadline after the date of the draft audit report should be given to enable managements of Community Institutions to discuss the draft audit reports and make their responses in writing in a document approved by the President or Head of Institution and forwarded to the External Auditors for finalisation of their reports. Appropriate sanctions should be formulated for non-response to audit queries;
- The Management of the Commission and those of other institutions should ensure ownership of the financial reports.

44. The Report of the Audit Committee also pointed out the following cross-cutting deficiencies observed in the report of the External Auditors:

- Non-compliance with Headquarters Agreement on Payroll tax;
- Low level of implementation of recommendations made in previous audit reports;
- Non-compliance with existing financial regulations, tender procedures and other texts of the Community;
- High travel costs; substantial volumes and poor ticketing arrangements;
- Lack of mastery of existing accounting software by users, proliferation of ineffective and incompatible accounting software across the Community institutions;
- Non-uniformity of financial statements and the absence of consolidated financial statements of ECOWAS;
- Non-disclosure of external auditors' fees in the financial statements;
- Problems with fixed assets management-maintenance of fixed asset registers, fuel utilisation, absence of adequate procedures and/or non-compliance with existing procedures for disposal of assets;

45. Having made the above observations, the Committee made nine (9) recommendations as contained in their Report to the 64<sup>th</sup> Council of Ministers.

46. With regards to the External and Internal Audit Reports on the Recruitment Process, the Audit Committee noted that both reports focussed only on the recruitment process but fell short of addressing the wider aspects including the capabilities of the Human Resources Directorate. In this regard and in consideration of other aspects of the recruitment process, the Committee made the following recommendations:

- Management to take into account and address the overall human resources capabilities and resourcing to meet the current and future requirements of ECOWAS for the attainment its of vision 2020;
- The ECOWAS Commission to promptly submit, with the technical support of the Human Resources Directorate, its comments on the recruitment reports in a document to be duly approved by the President of the Commission within a maximum period of sixty (60) days with effect from 1<sup>st</sup> June 2010;
- Organisational Charts for ECOWAS and constituent Directorates should be reviewed and updated;
- Management should create for each position, a joint recruitment panel with strong representation from the beneficiary directorate;
- Management should take the necessary measures to put in place a manual of recruitment procedures. Pending this manual of procedures, any recruitment undertaken should be carefully carried out in accordance with best practices;
- Management should undertake a comprehensive information gathering on staff of the Commission to inform different activities relating to human resource management such as Planning, Succession Planning, Training Needs, Analysis, Career Development etc.

47. On the External Audit Report on Donor Funded Projects, the Committee expressed dissatisfaction with the inactivity of grants totalling US\$ 620,650 under 14 projects and recommended as follows:

- Speedy implementation of the projects
- To avoid duplication of efforts in the preparation of audit reports, a separate audit should not be made on external funding except where specifically required in the agreement signed with the donors.

48. With regards to the External Audit Report on the Community Levy, the Committee also noted with deep concern that the financial statements were qualified and made the following recommendations:

- Management to take all necessary steps to achieve unqualified reports in the future;
- Management to prepare an implementation programme of all the previous outstanding recommendations with clear timeframes to speed up implementation;
- In addition to the Community Levy, a separate unit should be created to improve the management of Community Levy;
- The adoption of the framework on the utilisation of the 4.5% Community Levy subject to:
  - The inclusion of an appropriate budgetary process, contained in appendix 1 of the Audit Committee Report;
  - Elaboration of the annual audit arrangement over the use of the 4.5% subvention for integration activities as contained in appendix II of Audit Report.

49. With regards to the Activity Report of the Chief Internal Auditor, the Committee recommended as follows:

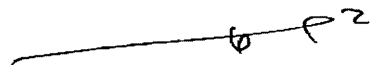
- Management to address the recruitment and human resource capacity problems of the Office of the Chief Internal Auditor
- Management to address the problems of Office space constraints
- The adoption of the general recommendations contained in his report as contained in appendix IV of their report.

50. On the report of the Financial Controller, the Committee expressed satisfaction with the quality of the report and supported the proposal relating to the high cost of missions and for the cost of meals to persons on missions to henceforth be deducted from subsistence allowances.

51. The report of the Audit Committee also endorsed the renewal of the appointment of the Messrs Deloitte, Côte d'Ivoire for another two years to undertake the audit of the 2009 and 2010 financial statements.

52. After considering the report, Council commended the Audit Committee and the External Auditors for a job well done and then directed as follows:

- The Commission to organise training for staff of all Community Institutions on accounting standards to enable them operate on the same standards;



- Commission and Community Institutions to note all the recommendations of the Audit Committee and take corrective measures where required;
- Institutions to submit their audited accounts of by 31<sup>st</sup> of May each year;
- The Audit Committee to make sure that the responses and explanations of Institutions and Departments concerned are reflected before finalising their reports;
- Management to note all the observations made by the various Member States and take necessary steps to address them;
- Management should make available to Council members, audited financial statements on demand;
- All Institutions should, within the framework of the freeze on recruitments earlier approved by Council, submit to it for consideration all their recruitment needs, with the exception of recruitments for posts requested under donor funding.
- The ECOWAS Commission should respect and subject itself to all Community Texts.

53. Having given the above-mentioned directives, Council adopted the Report of the Audit Committee as presented, subject to the responses of the various Community Institutions to the queries on areas that concern them as well as the inclusion of the observations and remarks of member States.

**Item 7: Consideration of the Report of the Seventh Meeting of the Administration and Finance Committee**

54. The report was presented by Mr. Nurudeen Babatunde Ayinla, who chaired the meeting and focussed on the following points discussed during the meeting:

- Implementation status of tasks assigned to Community institutions
- Memorandum on the implementation of ECOWAS Common Investment Market (ECIM)
- Requests for Supplementary Budgets from ECOWAS Commission, GIABA and Community Court of Justice
- Memorandum on the review of G & M Staff Housing allowances.

55. After deliberating on the report, the Council of Ministers adopted the Report.

56. Council also approved the supplementary budget requests made by ECOWAS Institutions as follows:

- UA 598,587 for the ECOWAS Commission to finance Additional Works on the renovation of its headquarters;
- UA 3,171,955 for the Department of Human Development and Gender of the Commission to assist member States in case of natural disasters;
- UA 493, 783 for priority programmes in Education;
- UA 1,325,000 for the activities contained in the Action Plan for ECOWAS Labour and Employment Policy;
- UA 94,088 for GIABA as take-off funds for the Anti-Money Laundering project for 2010; and

- UA 219,660 for the Court of Justice activities marking its tenth year anniversary.

57. The various sums are to be sourced from the 2009 budget surplus of each institution.

**Item 8: Presentation and Consideration of the report of the Ad Hoc Ministerial Committee on the adoption of the Rules of Procedure of some Community Institutions**

58. The Minister of Foreign Affairs and African Integration of Côte d'Ivoire, the rapporteur in the meeting of the Ad-hoc Ministerial Committee, presented the report of the Committee's meeting held in Abuja from 11 to 13 May 2010 to the Council of Ministers. He recalled the mission of the Committee, which was aimed at considering the draft Rules of Procedure of the Authority of Heads of State and Government, the Council of Ministers, the ECOWAS Commission and the Administration and Finance Committee and in particular, at taking a critical look into the concerns raised by some members of Council on some provisions of the drafts in order to arrive at a consensus and make recommendations for presentation to the sixty fourth ordinary session of the Council of Ministers.

59. He pointed out some improvements the Committee made on some provisions in the draft Rules of Procedure mentioned above.

60. Council thanked the Committee for the improvements made on the draft Rules of Procedure. Council, in turn, made further improvements on the draft Rules of Procedure and pertinent corrections on some of the provisions contained therein.

61. Council invited the Commission to incorporate the remarks made during the consideration of the draft Rules of Procedure, and ensure that all sections of the Rules are consistent with existing Texts, Regulations and Decisions of ECOWAS.

62. Council agreed to approve the final version of the draft Rules of Procedures, subject to incorporation of the changes and amendments made.

63. Council further decided that the Commission should organise quarterly meetings of Permanent Representatives of ECOWAS member States accredited to ECOWAS with a view to apprising them of the status of implementation of Community projects and programmes.

**Item 9: Presentation and Consideration of a Memorandum on the guiding principles for the rotation of the positions of President, Vice President and Commissioners of the ECOWAS Commission**

64. In presenting the Memorandum, the Commission recalled the mandate of the thirty-seventh session of the Authority of Heads of State and Government. In particular, it indicated that the provisions of new paragraph 1 and new paragraph

4 of Article 18 of the Revised Treaty propose that the alphabetical order of countries be considered as the basic principle in defining modalities for the rotation of given positions. In order to make the alphabetical order-based rotational system acceptable, the Commission has identified principles which if taken into account, will facilitate the allocation of positions to Member States in an open, equitable and predictable manner.

65. To this end, the Commission proposed the following guiding principles:

A. In the particular case of the positions of President of the Commission and Heads of other Institutions:

- i) no one Member State shall concurrently hold the position of head of several Community Institutions;
- ii) a Member State shall not be allocated the position of Head of Institution where the headquarters of the given institution is hosted by the said Member State.

B. For the positions of President, Vice President, Commissioners and other statutory officers

A Member State shall not be allocated any of these positions if at the time of allocation:

- a coup d'état occurs in the country;
- generally, power is obtained through unconstitutional means;
- the country fails to comply with the convergence criteria on democracy, which are contained in the ECOWAS Protocol on Democracy and Good Governance;
- the incumbent authorities attempt to remain in power through unconstitutional means;
- the country fails to apply the texts governing the Community Levy;

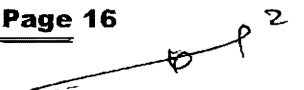
C. For the positions of Vice President and Commissioners

In proposing the Countries to which the positions of Vice President and Commissioners shall be allocated, other statutory positions shall be taken into account.

D. For the position of Vice President of the Commission

- i) The Vice President shall not be from the same linguistic group as the President of the Commission.

66. The Commission also proposed a schedule for distributing the technical departments to Member States to which positions shall be allocated. In this





regard, the Commission proposed that a Member State should not be asked to fulfil the same functions previously performed by its nationals within the same Institution.

67. In addition to the principle mentioned above, the Commission recommends that the allocation of technical departments to Member States be carried out by the Chairman of the Authority by the drawing of lots.

68. The proposals by the Commission on the procedure for allocating positions also envisage the possibility for a Member State, to relinquish its turn in the rotational order and re-enter the rota after having relinquished its turn, or after having been denied its turn due to non-compliance with the modalities stated above.

69. The Council commended the Commission for the excellent presentation of the proposed rotation modalities. After lengthy discussions with divergent views expressed on the proposals and alternative scenarios considered, Council was unable to reach a consensus on the matter.

70. Consequently, Council constituted from among its members, a 3-member ad hoc Committee chaired by Nigeria and including Cape Verde and Cote d'Ivoire as members.

71. Council mandated the ad hoc Committee to review the memoranda submitted by the Commission on the allocation of the positions of President, Vice President, Commissioners and Speaker of the ECOWAS Parliament to Member States. To this end, Council formulated the following Terms of Reference for the ad hoc Committee:

- to review the process (principles and modalities) for allocation of statutory positions to member States;
- to allocate the positions of President, Vice President and Commissioners of the ECOWAS Commission and that of Financial Controller of ECOWAS Institutions;
- to allocate the positions of four (4) judges of the Community Court of Justice;
- to allocate the position of Speaker of the ECOWAS Parliament;
- to consider and advise Council on the modalities for the rotation of the Chair of the Authority of ECOWAS Heads of State and Government.

72. The Council requested that the ad hoc Committee submit its report during the extraordinary session to be convened by the President of the Commission as directed by the Council. Specifically, the extraordinary session shall be convened at Sal, Cape Verde, two (2) days before the thirty-eight ordinary session of the Authority of Heads of State and Government.

73. Consequently, Council did not consider items 10, 11 and 12 of its agenda, but decided to include them in the terms of reference of the Ad Hoc Ministerial Committee mentioned in paragraph 70 above.

**Item 13: Consideration of the Draft Agenda of the Thirty-Eight Ordinary Session of the Authority of Heads of State and Government**

74. The ECOWAS Commission submitted to Council for consideration, a Draft Agenda for the 38<sup>th</sup> Ordinary Session of the Authority of ECOWAS Heads of State and Government scheduled to be held in the Island of Sal, Cape Verde on 2<sup>nd</sup> July 2010.

75. Noting that the Summit will be followed on 3<sup>rd</sup> July 2010, at the same venue, by a Special Brazil-ECOWAS Summit, Council considered and amended the draft agenda of the 38<sup>th</sup> Ordinary Session of the Authority and decided to recommend it to the Heads of State and Government of ECOWAS for adoption.

76. The Draft Agenda is attached as an annex and forms part of this report.

**Item 14: Presentation and Consideration of the Report of the Meeting of the Ministers in charge of Defence and Security**

77. The ECOWAS Commissioner for Political Affairs, Peace and Security, Col. Mahamane Touré presented the Report of the meeting of the Ministers of Defence and Security held in Abuja, Nigeria, on 16 – 17 March 2010, on behalf of His Excellency, the Minister of Defence of the Federal Republic of Nigeria.

78. The report highlighted and made recommendations on the following issues:

- The Plan of Action for the implementation of the Convention
- The Plan of Activities at the National Level
- The Plan of Action at the Regional Level
- The Five Year Priority Plan of Activities
- The Exemption Request Form to the Convention

79. Following the presentation, the Council of Ministers adopted the said Report as well as the recommendations contained therein.

**Item 15: Consideration of a Memorandum on the Progress Report on the EPA Negotiations and the Final Report of the Ministerial Monitoring Committee (MMC) on Negotiations of the Economic Partnership Agreement**

80. The Permanent Secretary of the Ministry of Commerce and Industry of Nigeria presented the report of the meeting of the Ministerial Monitoring Committee on Economic Partnership Agreement (EPA) between West Africa and the European Union held on 6-7 May 2010 in Bamako on behalf of His Excellency, Senator Jubril Martins-Kuye, Minister of Commerce and Industry of the Federal Republic of Nigeria, who chaired that Committee.

81. The said report highlighted and made recommendations on the following issues:

- Implementation of tasks assigned by the Ministerial Monitoring Committee;
- The EPA Development Programme
- The Rules of Origin and Protocol on mutual administrative assistance
- Community Levies
- Most favoured Nation Clause
- Non- execution Clause
- Market access Offer and the determination of net fiscal impact
- The ECOWAQS Common External tariff (CET)
- Hub and Spokes Capacity Building Project
- Aid for Trade

82. Following the presentation, the Council of Ministers adopted the said report as well as the recommendations contained therein. Council encouraged the Chief Negotiators of the region to protect the interest of West Africa to enable the EPA be a tool for development.

**Item 16: Adoption of the West African Common Industrial Policy (WACIP) and its Action Plan**

83. The Director of Industries in the Federal Ministry of Commerce and Industry of Nigeria, Mr. Latifu G. Salami, representing the Minister, Hon. Jubril Martins Kuye presented the report of the meeting of Ministers in charge of Industry of ECOWAS Member States held in Abuja on 23-24 April 2010 relating to the West Africa Common Industrial Policy and its Plan of Action.

84. After presentation, the Council of Ministers adopted the WACIP document, its Action Plan and the Supplementary Act. Council invited the ECOWAS Commission to take all necessary measures with a view to urgently implementing the said plan of action

**Item 17: Adoption of the Report of the 8<sup>th</sup> Ad Hoc Ministerial Committee on GIABA**

85. The report of the Eighth meeting of the Ad-Hoc Ministerial Committee on GIABA was presented by the Attorney General and Minister of Justice of the Federal Republic of Nigeria, Mr. Mohammed Bello Adoke (SAN) who chaired the meeting.

86. The report covered the following areas:

- Director General's Summary Mid-year Report;
- Evaluation of 2007-2009 Strategic Plan;
- Consideration of GIABA's Application for Associate Membership in FATEF;
- Adoption of the Report of the 13<sup>th</sup> Technical Commission/Plenary meeting;
- Creation of GIABA'S Information Centre;
- Staff Requirements.

87. Council adopted the report and recommended it for endorsement of Authority of Heads of States and Government. However, on the issue of staffing,

Council approved GIABA's request in principle, subject to the evaluation of the situation and the determination of the financial implications of the creation of the new positions by the Administration and Finance Committee.

**Item 18: Consideration of the report on Cash Courier and Payment Systems in West Africa**

88. The report of the Workshop on Payment Systems and Cash Courier practice in West Africa, organised by GIABA, was presented to Council by the Attorney General and Minister of Justice of the Federal Republic of Nigeria, Mr. Mohammed Bello Adoke (SAN), Chairman of the GIABA Ad Hoc Ministerial Committee.

89. Council took note of the report.

**Item 19: Consideration of the Report and Final Communiqué of the 11<sup>th</sup> Ordinary Assembly of Health Ministers of ECOWAS**

90. The report was presented by the Permanent Secretary in the Ministry of Health Mr. Linus Awute, mni on behalf of the Honourable Minister, Mr. Suleiman Bello, who could not be present.

91. The main highlights of the report were:

- the adoption of the resolution on the prevention and control of non-communicable diseases;
- the adoption of the harmonised curricula for the training of nurses and midwives;
- the integration of primary eye care into Primary Health Care;
- the adoption of the road map for universal access to malaria control products;
- the adoption of Regional Framework to accelerate the reduction of maternal and child mortality in ECOWAS countries.

92. The Ministers also recommended the inclusion of an item on the health situation of the ECOWAS Region, with particular focus on maternal and infant mortality on the agenda of the next Summit of the Heads of State and Government.

93. Council took note of the report.

**Item 20: Any Other Business**

- **Presentation by the Secretary General of the Mano River Union**

94. The Secretary General of the Mano River Union made a presentation to Council on his institution. In the presentation, he highlighted the difficulties facing the organisation in view of the economic difficulties being experienced by the member States of the Union.







95. He therefore, requested for budgetary support from ECOWAS, most especially because the constituent member States are also members of ECOWAS in order to sustain the return of Peace and Stability to the Union.

96. The President of the ECOWAS Commission, in response, assured Council members that the Commission would make contact with the Secretariat of the Mano River Union to discuss further on their request.

▪ **Special ECOWAS-Brazil Summit**

The President of the ECOWAS Commission informed Council that a Special ECOWAS-Brazil Summit will be held in Sal, Cape Verde along the sidelines of the Thirty-eighth Ordinary Session of the Authority of ECOWAS Heads of State and Government, scheduled for 2<sup>nd</sup> and 3<sup>rd</sup> July 2010. He cordially invited all Council members to endeavour to attend the important event.

**Item 21: Adoption of the Report**

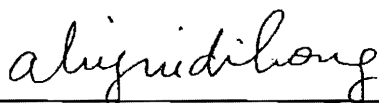
97. The Report of the Council of Ministers was adopted with amendments.

**Item 22: Closing Ceremony**

98. In his closing remarks, the President of the ECOWAS Commission, His Excellency James Victor Gbeho specially thanked the Chairman of the session, Dr. Aliyu Idi Hong, Honourable Minister of State for Foreign Affairs of Nigeria for his tireless handling of the session. He expressed appreciation to all Council members for their understanding and the community spirit that prevailed during deliberations on all the items of the agenda of the session.

99. In his response and closing speech, the Honourable Minister of State for Foreign Affairs of Nigeria and Chairman of Council, Dr. Aliyu Idi Hong thanked all the participants for their constructive contributions and patience during the meeting, expressing the hope to see them all again at the extraordinary session of Council scheduled to precede the Thirty-Eighth Ordinary Summit of ECOWAS Heads of State and Government in Sal, Cape Verde in July 2010. He thanked the ECOWAS Commission and its secretariat for the excellent services provided, which helped to ensure the success of the meeting. He concluded by wishing all members of Council and participants safe journey back to their various destinations and thereafter declared the session closed.

**DONE AT ABUJA THIS 2<sup>ND</sup> DAY OF JUNE 2010**



**DR. ALIYU IDI HONG, CFR**

**The Chairman**

**For Council**



## VOTE OF THANKS

The participants at the Sixty-third Ordinary Session of the ECOWAS Council of Ministers held in Abuja, from 31<sup>st</sup> May – 2<sup>nd</sup> June 2010, express their profound gratitude to His Excellency, Dr. Goodluck Ebele Jonathan, GCFR, President and Commander-in-Chief of the Armed Forces of the Federal Republic of Nigeria and Chairman of the Authority, and to the Government and people of Nigeria for the warm African hospitality extended to them during their stay in Abuja and for the facilities placed at their disposal to ensure the success of their meeting.

**DONE AT ABUJA THIS 2<sup>nd</sup> DAY OF JUNE 2010**

## THE MEETING



## **SIXTY FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31st May – 2<sup>nd</sup> June 2010

### **REGULATION C/REG.1/06/10 RELATING TO THE SUPPLEMENTARY BUDGET OF THE ECOWAS COMMISSION, TO PARTIALLY USE EXCESS BUDGET ALLOCATION FOR THE YEAR 2009 FOR THE RENOVATION OF THE ECOWAS HEADQUARTERS**

#### **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 Article 69 of the said ECOWAS Treaty on budgets of Community Institutions;

**MINDFUL** of Article 74 of the said Treaty relating to the Financial Regulations and Manual of Accounting Procedures of Community Institutions;

**MINDFUL** of the provisions of Article 72 of the said Treaty on Community levy;

**MINDFUL** of Protocol A /P1 /7/96 on the conditions governing the applications of the Community levy;

**MINDFUL** of Regulation C/REG.4/12/95 determining the rate of the Community levy;

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

**CONSIDERING** that the ECOWAS Commission is requesting for an amount of five hundred and ninety eight thousand five hundred and eighty seven Units of Account (UA598,587) on surplus allocation of the Community levy for the 2009 budget to effect

the renovation work of its headquarters which was approved in 2006 and under execution in 2009,;

**Upon the recommendation** of the Seventh Meeting of the Administration and Finance Committee held in Abuja from 26 to 28 April 2010;

## **E N A C T S**

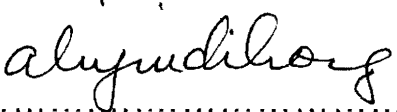
### **ARTICLE 1**

1. The President of the ECOWAS Commission is authorized under this Regulation, to commit the amount of five hundred and ninety eight thousand five hundred and eighty seven Units of Account **(UA598.587)** for the renovation of the ECOWAS Headquarters.
2. This amount shall be drawn from surplus allocation of the Community levy in the 2009 budget.

### **ARTICLE 2**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**

  
.....  
**H.E. DR. ALIYU IDI HONG**

**CHAIRPERSON**

**FOR COUNCIL**



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

ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES

## **SIXTY FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31st May – 2<sup>nd</sup> June 2010

### **REGULATION C /REG.2/06/10 RELATING TO THE SUPPLEMENTARY BUDGET OF THE COMMUNITY COURT OF JUSTICE, TO PARTIALLY USE EXCESS BUDGET ALLOCATION FOR THE YEAR 2009 FOR THE CELEBRATION OF ITS TENTH YEAR ANNIVERSARY**

#### **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 Article 15 of the said ECOWAS Treaty establishing the Community Court of Justice;

**MINDFUL** of Protocol A/P.1/7/91 defining the composition, functions, powers and organisation of the Community Court of Justice;

**MINDFUL** of provisions of Article 69 of the ECOWAS Revised Treaty relating to the budgets of Community Institutions;

**MINDFUL of Article 74** of the said Treaty relating to the Financial Regulations and Manual of Accounting Procedures of Community Institutions;

**MINDFUL** of the provisions of Article 72 of the said Treaty on Community levy;

**MINDFUL of Protocol A /P1 /7/96** on the conditions governing the applications of the Community levy;

**MINDFUL** of Regulation C/REG.4/12/95 determining the rate of the Community levy;

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

**CONSIDERING** that the Community Court of Justice is requesting for an allocation in the amount of two hundred and nineteen thousand, six hundred and sixty Units of Account (**UA219,660**) to enable it organize activities marking its tenth anniversary, which allocation shall be drawn from excess allocation of the Community levy in the 2009 Budget;

**Upon the recommendation** of the Seventh Meeting of the Administration and Finance Committee held in Abuja from 26 to 28 April 2010;

## **E N A C T S**

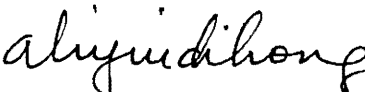
### **ARTICLE 1**

1. The President of the Community Court of Justice is authorized under this Regulation, to commit the amount of two hundred and nineteen thousand six hundred and sixty Units of Account (**UA219,660**).
2. This amount shall be drawn from surplus allocation of the Community levy in the 2009 budget.

### **ARTICLE 2**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**

  
.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL

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



ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES

## **SIXTY FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31<sup>st</sup> May to 2<sup>nd</sup> June 2010

### **REGULATION C /REG.3/06/10 AUTHORIZING THE INTERGOVERNMENTAL ACTION GROUP AGAINST MONEY LAUNDERING IN WEST AFRICA TO PARTIALLY USE EXCESS BUDGET ALLOCATION FOR THE YEAR 2009**

#### **THE COUNCIL OF MINISTERS,**

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

**MINDFUL** of Decision A/DEC.9/12/99 establishing GIABA and the Revised Statutes of the Intergovernmental Action Group Against Money Laundering in West Africa;

**MINDFUL** of the provisions of Article 69 of the ECOWAS Revised Treaty on budgets of Community Institutions;

**MINDFUL** of Article 74 of the said Treaty relating to the Financial Regulations and Manual of Accounting Procedures of Community Institutions;

**MINDFUL** of the provisions of Article 72 of the said Treaty on Community levy;

**MINDFUL** of Protocol A /P1 /7/96 on the conditions governing the applications of the Community levy;

**MINDFUL** of Regulation C/REG.4/12/95 determining the rate of the Community levy;

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

**CONSIDERING** that GIABA is requesting for an allocation in the amount of nine hundred and forty thousand eighty eight Units of Account (UA940,088) to enable it organise some of its activities for the year 2010 and currently has at its disposal the amount of ..... as Community levy allocation in the 2009 budget.

**Upon the recommendation** of the Seventh Meeting of the Administration and Finance Committee held in Abuja from 26 to 28 April 2010;

## **E N A C T S**

### **ARTICLE 1**

1. The Director General of GIABA is authorised under this regulation to commit the amount of nine hundred and forty thousand eighty eight Units of Account (UA940,088) to enable it organise some of its activities for the year 2010.
2. This amount shall be drawn from surplus allocation of the Community levy in the 2009 budget.

### **ARTICLE 2**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

**CHAIRPERSON**

**FOR COUNCIL**



## **SIXTY FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31st May – 2nd June 2010

### **REGULATION C /REG.4/06/10 RELATING TO THE SUPPLEMENTARY BUDGET OF ECOWAS COMMISSION, TO FINANCE ECOWAS PRIORITY PROGRAMMES IN EDUCATION, LABOUR AND EMPLOYMENT**

#### **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 Article 74** of the said Treaty relating to the Financial Regulations and Manual of Accounting Procedures of Community Institutions;

**MINDFUL** of Article 69 of the said ECOWAS Treaty relating to the budgets of Community Institutions;

**MINDFUL** of Article 72 of the said Treaty on Community levy;

**MINDFUL of Protocol A /P1 /7/96** on the conditions governing the applications of the Community levy;

**MINDFUL** of Regulation C/REG.4/12/95 determining the rate of the Community levy;

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

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**CONSIDERING** that the ECOWAS Commission, through its Department of Gender and Human Development is requesting for allocations to finance Education, Labour and Employment priority programmes in the amount of four hundred and ninety three thousand seven hundred and eighty three Units of Account (**UA493,783**) for Education, and one million three hundred and twenty five thousand Units of Account (**UA1,325,000**) for the Labour and Employment Policy.

**Upon recommendation** of the Seventh Meeting of the Administration and Finance Committee held in Abuja from 26 to 28 April 2010;

## **E N A C T S**

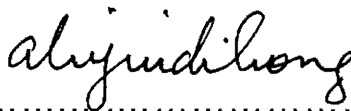
### **ARTICLE 1**

1. The President of the ECOWAS Commission is authorized, under this Regulation, to commit the amount of four hundred and ninety three thousand seven hundred and eighty three Units of Account (**UA493,783**) for Education, and one million three hundred and twenty five thousand Units of Account (**UA1,325,000**) for the Labour and Employment Policy.
2. This amount shall be drawn from surplus allocation of the Community levy in the 2009 and 2010 budget.

### **ARTICLE 2**

This Regulation shall be published in the Official Journal of the Community by the ECOWAS Commission within thirty (30) days of its 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 2ND DAY OF JUNE 2010**

  
.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



## **SIXTY FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31<sup>st</sup> May to 2<sup>nd</sup> June 2010

### **REGULATION C /REG.5/06/10 ALLOCATING FUND FOR THE MANAGEMENT OF NATURAL DISASTERS IN MEMBER STATES OF THE COMMUNITY TO COMPLETE THE DIRECT DISBURSEMENT PROCESS FOR 2009 AND COMPLEMENT THE 2010 BUDGET ALLOCATION FOR DISASTER RESPONSE**

#### **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 Article 15 of the said ECOWAS Treaty establishing the Community Court of Justice;

**MINDFUL** of Article 74 of the Treaty relating to the Financial Regulations and Manual of Accounting Procedures of Community Institutions;

**MINDFUL** of Article 69 of the ECOWAS Treaty on the budgets of Community Institutions;

**MINDFUL** of Article 72 of the said Treaty relating to the Community levy;

**MINDFUL** of Protocol A /P1 /7/96 on the conditions for the application of the Community levy;

**MINDFUL** of Regulation C/REG.05/05/09 of 27 May 2009 on the adoption of the financial regulations of Institutions of the Community;

**CONSIDERING** that the Department of Gender and Human Development of the ECOWAS Commission is requesting for an allocation for the management of disasters

*612*

in ECOWAS Member States in the amount of two million one hundred and seventy one thousand, nine hundred and fifty five Units of Account **(2.171.955UA)** for 2009 and one million Units of Account **(UA1.000.000)** for 2010, which allocations would enhance the financial capacity of the Community to cope with future disasters;

**On the recommendation** of the Seventh Meeting of the Administration and Finance Committee held in Abuja from 26 to 28 April 2010.

## **E N A C T S**


### **ARTICLE 1**

1. The President of the ECOWAS Commission is authorized under this regulation to commit the amount of three million one hundred and seventy one thousand nine hundred and fifty five Units of Account (UA3,171,955) for the purpose of managing disasters in the Member States of the Community.
2. This amount shall be drawn from surplus allocation of the Community levy in the 2009 and 2010 budgets.

### **ARTICLE 2**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



## **Sixty fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2<sup>nd</sup> June 2010

### **REGULATION C/REG.6/06/12 ADOPTING THE 2008 AUDITED FINANCIAL STATEMENTS OF THE ECOWAS COMMISSION**

**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 Article 75 of the Treaty appointing the External Auditors of the ECOWAS Institutions;

**MINDFUL** of the Financial Regulations and Manual of Accounting Procedures of the Institutions of ECOWAS adopted in May 2009;

**MINDFUL** of Decision A/DEC.19/01/06 appointing the firm «Deloitte and Touche, Côte d'Ivoire» as the External Auditors of the Community Institutions;

**MINDFUL** of Decision A/DEC.15/01/06 relating to the establishment of an Audit Committee for ECOWAS and adopting its mandate and terms of reference;

**AFTER CONSIDERING** the report of the Audit Committee which took place in Kaduna and Abuja respectively from 18<sup>th</sup> to 19<sup>th</sup> March 2010 and 24<sup>th</sup> to 30<sup>th</sup> May 2010, on the 2008 financial statements of the ECOWAS Commission;

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**ENACTS**

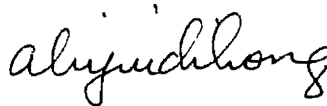
**ARTICLE 1:**

The audited financial statements of the ECOWAS Commission for 2008 are hereby adopted.

**ARTICLE 2:**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



## **Sixty fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2nd June 2010

### **REGULATION C/REG.7/06/10 ADOPTING THE 2008 AUDITED FINANCIAL STATEMENTS OF THE ECOWAS PARLIAMENT**

#### **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 Article 75 of the Treaty appointing the External Auditors of the ECOWAS Institutions;

**MINDFUL** of the Financial Regulations and Manual of Accounting Procedures of the Institutions of ECOWAS adopted in May 2009;

**MINDFUL** of Decision A/DEC.19/01/06 appointing the firm «Deloitte and Touche, Côte d'Ivoire» as the External Auditors of the Community Institutions;

**MINDFUL** of Decision A/DEC.15/01/06 relating to the establishment of an Audit Committee for ECOWAS and adopting its mandate and terms of reference;

**AFTER CONSIDERING** the report of the Audit Committee which took place in Kaduna and Abuja respectively from 18<sup>th</sup> to 19<sup>th</sup> March 2010 and 24<sup>th</sup> to 30<sup>th</sup> May 2010, on the 2008 financial statements of the ECOWAS Parliament.

*Handwritten signature*

**ENACTS**

**ARTICLE 1:**

The audited financial statements of the ECOWAS Parliament for 2008 are hereby adopted.

**ARTICLE 2:**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



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

ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES

## **Sixty fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2nd June 2010

### **REGULATION C/REG.8/06/10 ADOPTING THE 2008 AUDITED FINANCIAL STATEMENTS OF THE COMMUNITY COURT OF JUSTICE**

**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 Article 75 of the Treaty appointing the External Auditors of the ECOWAS Institutions;

**MINDFUL** of the Financial Regulations and Manual of Accounting Procedures of the Institutions of ECOWAS adopted in May 2009;

**MINDFUL** of Decision A/DEC.19/01/06 appointing the firm «Deloitte and Touche, Côte d'Ivoire» as the External Auditors of the Community Institutions;

**MINDFUL** of Decision A/DEC.15/01/06 relating to the establishment of an Audit Committee for ECOWAS and adopting its mandate and terms of reference;

**AFTER CONSIDERING** the report of the Audit Committee which took place in Kaduna and Abuja respectively from 18<sup>th</sup> to 19<sup>th</sup> March 2010 and 24<sup>th</sup> to 30<sup>th</sup> May 2010, on the 2008 financial statements of the Community Court of Justice.



**ENACTS**

**ARTICLE 1:**

The audited financial statements of the Community Court of Justice for 2008 are hereby adopted.

**ARTICLE 2:**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2<sup>ND</sup> DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

**CHAIRPERSON**

**FOR COUNCIL**



## **Sixty fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2nd June 2010

### **REGULATION C/REG.9/06/10 ADOPTING THE 2008 AUDITED FINANCIAL STATEMENTS OF THE WEST AFRICAN HEALTH ORGANISATION (WAHO)**

**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 Article 75 of the Treaty appointing the External Auditors of the ECOWAS Institutions;

**MINDFUL** of the Financial Regulations and Manual of Accounting Procedures of the Institutions of ECOWAS adopted in May 2009;

**MINDFUL** of Decision A/DEC.19/01/06 appointing the firm «Deloitte and Touche, Côte d'Ivoire» as the External Auditors of the Community Institutions;

**MINDFUL** of Decision A/DEC.15/01/06 relating to the establishment of an Audit Committee for ECOWAS and adopting its mandate and terms of reference;

**AFTER CONSIDERING** the report of the Audit Committee which took place in Kaduna and Abuja respectively from 18<sup>th</sup> to 19<sup>th</sup> March 2010 and 24<sup>th</sup> to 30<sup>th</sup> May 2010, on the 2008 financial statements of the West African Health Organisation (WAHO).

**ENACTS**

**ARTICLE 1:**

The audited financial statements of the West African Health Organisation for 2008 are hereby adopted.

**ARTICLE 2:**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2<sup>ND</sup> DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

**CHAIRPERSON**

**FOR COUNCIL**



## **Sixty fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2nd June 2010

### **REGULATION C/REG.10/06/10 ADOPTING THE 2008 AUDITED FINANCIAL STATEMENTS OF THE INTER-GOVERNMENTAL ACTION GROUP AGAINST MONEY LAUNDERING IN AFRICA (GIABA)**

**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 Article 75 of the Treaty appointing the External Auditors of the ECOWAS Institutions;

**MINDFUL** of the Financial Regulations and Manual of Accounting Procedures of the Institutions of ECOWAS adopted in May 2009;

**MINDFUL** of Decision A/DEC.19/01/06 appointing the firm «Deloitte and Touche, Côte d'Ivoire» as the External Auditors of the Community Institutions;

**MINDFUL** of Decision A/DEC.15/01/06 relating to the establishment of an Audit Committee for ECOWAS and adopting its mandate and terms of reference;

**AFTER CONSIDERING** the report of the Audit Committee which took place in Kaduna and Abuja respectively from 18<sup>th</sup> to 19<sup>th</sup> March 2010 and 24<sup>th</sup> to 30<sup>th</sup> May 2010, on the 2008 financial statements of the Inter-Governmental Action Group Against Money Laundering in Africa (GIABA).

**ENACTS**

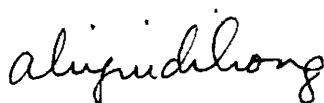
**ARTICLE 1:**

The audited financial statements of the Inter-Governmental Action Group Against Money Laundering in Africa (GIABA) for 2008 are hereby adopted.

**ARTICLE 2:**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2<sup>ND</sup> DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

**CHAIRPERSON**

**FOR COUNCIL**



## **Sixty fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2<sup>nd</sup> June 2010

### **REGULATION C/REG.11/06/10 ADOPTING THE 2008 AUDITED FINANCIAL STATEMENTS OF THE ECOWAS CENTRE FOR DEVELOPMENT AND GENDER**

**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 Article 75 of the Treaty appointing the External Auditors of the ECOWAS Institutions;

**MINDFUL** of the Financial Regulations and Manual of Accounting Procedures of the Institutions of ECOWAS adopted in May 2009;

**MINDFUL** of Decision A/DEC.19/01/06 appointing the firm «Deloitte and Touche, Côte d'Ivoire» as the External Auditors of the Community Institutions;

**MINDFUL** of Decision A/DEC.15/01/06 relating to the establishment of an Audit Committee for ECOWAS and adopting its mandate and terms of reference;

**AFTER CONSIDERING** the report of the Audit Committee which took place in Kaduna and Abuja respectively from 18<sup>th</sup> to 19<sup>th</sup> March 2010 and 24<sup>th</sup> to 30<sup>th</sup> May 2010, on the 2008 financial statements of the ECOWAS Centre for Development and Gender.

**ENACTS**

**ARTICLE 1:**

The audited financial statements of the ECOWAS Centre for Development and Gender for 2008 are hereby adopted.

**ARTICLE 2:**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2<sup>ND</sup> DAY OF JUNE 2010**

  
.....  
**H.E. DR. ALIYU IDI HONG**

**CHAIRPERSON**

**FOR COUNCIL**



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

ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES

## **Sixty-fourth Ordinary Session of the Council of Ministers**

Abuja 31st May – 2<sup>nd</sup> June 2010

### **REGULATION C/REG.12/06/10 ADOPTING THE RULES OF PROCEDURE OF THE ECOWAS COUNCIL OF MINISTERS**

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

**MINDFUL** of Supplementary Protocol A/SP1/06/06 of 14 June 2006 amending the Revised Treaty, particularly new Article 10 of the Treaty defining the composition of the Council of Ministers;

**MINDFUL** of Article 10, paragraph 3(e) of the ECOWAS Treaty under which the Council of Ministers shall establish and adopt its rules of procedure;

**MINDFUL** of Regulation C/REG.6/12/99 of 7 December 1999 setting the modalities for representation at Council meetings ;

**AWARE** of the need to ensure the effectiveness of the deliberations of the Council of Ministers, and to consequently enable it to take decisions in its area of jurisdiction for the effective functioning and development of the Community;

**DESIROUS**, in this context, to endow the Council of Ministers with appropriate rules on its functioning ;

**ON THE RECOMMENDATION** of the ad hoc ministerial Committee on the adoption of Rules of Procedure of some Community Institutions at its meeting in Abuja from 9 – 11 May 2010.



**ENACTS**

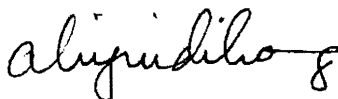
**Article 1:**

The Rules of Procedure of the Council of Ministers attached to this Regulation are hereby adopted.

**Article 2 :**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



## **Sixty-fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2<sup>nd</sup> June 2010

### **REGULATION C/REG.13/06/10 APPROVING THE RULES OF PROCEDURE OF THE COMMISSION OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES (ECOWAS)**

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

**MINDFUL** of Supplementary Protocol A/SP1/06/06 of 14 June 2006 amending the Revised Treaty, particularly new Article 17 establishing the ECOWAS Commission;

**MINDFUL** of Articles 4 and 5 of Decision A/DEC.1/06/06 of 14 June 2006 directing the Commission to make to the Council of Ministers and to the Authority of Heads of State and Government, all necessary recommendations to enable the authorities to decide on the main policy thrusts, as well as any other recommendation that the Commission may deem necessary for the promotion and development of the Community ;

**MINDFUL** of Article 7 of Decision A/DEC.1/6/06 of 14 June 2006 by virtue of which the Commission may make rules for the implementation of Acts enacted by Council;

**AWARE** of the need to ensure the improvement of the performance of the ECOWAS Commission;

**DESIROUS**, in this context, to endow the ECOWAS Commission with appropriate operating rules;

**ON THE RECOMMENDATION** of the Ad Hoc Ministerial Committee on the Adoption of Rules of Procedure of some Community Institutions at its meeting in Abuja from 9 – 11 May 2010.

## ENACTS

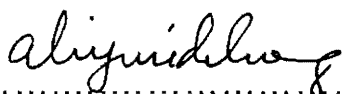
### **Article 1:**

The Rules of Procedure of the ECOWAS Commission attached to this Regulation are hereby adopted.

### **Article 2 :**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



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

ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES

## **Sixty-fourth Ordinary Session of the Council of Ministers**

Abuja 31 May – 2 June 2010

### **REGULATION C/REG.14/06/10 APPROVING THE RULES OF PROCEDURE OF THE ADMINISTRATION AND FINANCE COMMITTEE**

**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 Supplementary Protocol A/SP1/06/06 of 14 June 2006 amending the Revised Treaty, particularly new Article 22, paragraph 1 (a), by virtue of which the Technical Commissions established in accordance with Article 22 of the ECOWAS Treaty are called « Committees »;

**MINDFUL** of Supplementary Protocol A/SP1/06/06 of 14 June 2006 amending the Revised Treaty, particularly new Article 22, paragraph 1 (b), establishing the Administration and Finance Committee ;

**MINDFUL** of Article 24 of the said ECOWAS Treaty under which each technical committee shall establish its rules of procedure and submit same to the Council of Ministers for approval;

**AWARE** of the need to ensure the effectiveness of the deliberations of the Administration and Finance Committee which would enable it make, in its area of jurisdiction, judicious recommendations to the Community authorities ;

**DESIROUS**, in this context, to endow the Administration and Finance Committee with appropriate operating rules;

**ON THE RECOMMENDATION** of the Ad hoc ministerial Committee on the adoption of Rules of Procedure of some Community Institutions at its meeting held from 9 – 11 June 2010;

## **ENACTS**

### **Article 1:**

The Rules of Procedure of the Administration and Finance Committee attached to this Regulation are hereby approved.

### **Article 2:**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

**CHAIRPERSON**

**FOR COUNCIL**



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

ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES

## **SIXTY-FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31st May – 2<sup>nd</sup> June 2010

### **REGULATION C/REG.15/06/10 ADOPTING MEASURES FOR THE IMPROVEMENT OF THE ADMINISTRATIVE AND FINANCIAL MANAGEMENT OF COMMUNITY INSTITUTIONS**

#### **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 Decision A/DEC.4/12/01 re-establishing the position of Financial Controller of Community Institutions;

**MINDFUL** of Decision A/DEC.15/01/06 establishing the ECOWAS Audit Committee and adopting its mandate and terms of reference;

**MINDFUL** of Regulation C/REG.15/12/06 adopting the internal audit charter;

**CONSIDERING** that the objective of transforming the Executive Secretariat into a Commission and restructuring the other Community Institutions is to improve their performance and adapt them to the international environment;

**CONSIDERING** the need for Community Institutions to initiate, coordinate and monitor the implementation of operational activities which help accelerate the regional integration process;

**CONSCIOUS** that the orientation, management and effective control of the administrative, financial and accounting activities of the Community Institutions ensure that they function efficiently;

**NOTING** that, despite some improvements attained, more effort should be made by the Institutions in various fields of activity in order to enhance their performance;

**ON THE RECOMMENDATION** of the Financial Controller of Community Institutions at the Sixty-Third and Sixty-Fourth Ordinary Sessions of the Council of Ministers held on 20 November 2009 and from 31 May – 2 June 2010 respectively, in Abuja.

## **E N A C T S**

### **ARTICLE 1**

The ECOWAS Commission, the West African Health Organisation (WAHO) and the Inter-Governmental Group against Money Laundering in West Africa (GIABA) shall evaluate factors affecting programme implementation and shall make proposals to Council that would lead to improvements in programme implementation

### **ARTICLE 2**

The ECOWAS Commission shall take necessary measures to ensure urgent training for key staff involved in the application of the Revised Financial Regulation and the Manual of Accounting Procedures, in order to facilitate effective take-off of the implementation of the Revised Financial Regulation.

### **ARTICLE 3**

The ECOWAS Commission shall provide the required resources and structures to drive the process of achieving consolidated accounts and implementing the International Public Sector Accounting Standards (IPSAS) in 2010 and 2011 respectively.

### **ARTICLE 4**

In consultation with the regional banks, the ECOWAS Commission shall take necessary measures to minimize physical movement of huge amounts of cash across State borders for implementation of its activities.

## **ARTICLE 5**

All Institutions that have not yet lodged their staff separation benefits in interest-bearing accounts shall do so immediately in order to ensure security and availability of funds when staff members are about to leave.

## **ARTICLE 6**

The ECOWAS Commission should establish more effective measures for the recovery of unremitted Community Levy proceeds to the relevant ECOWAS accounts.

## **ARTICLE 7**

The ECOWAS Commission shall adopt necessary measures that would address the staffing situation in all Agencies, and in particular, address the problems relating to the accounting system and staffing at the Youth and Sports Development Centre in Ouagadougou, Burkina Faso.

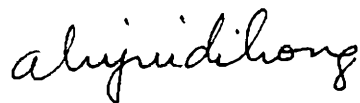
## **ARTICLE 8**

The ECOWAS Commission shall take necessary measures to improve the Commissions travel management system.

## **ARTICLE 9**

This Regulation shall be published by the ECOWAS Commission in the Official Journal of the Economic Community of West African States within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within thirty (30) days after notification by the Commission.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL





## **Sixty fourth Ordinary Session of the Council of Ministers**

Abuja, 31st May – 2nd June 2010

### **REGULATION C/REG.16/06/10 RELATING TO THE ESTABLISHMENT OF TWO (2) INFORMATION CENTRES FOR THE INTER GOVERNMENTAL ACTION GROUP AGAINST MONEY LAUNDERING IN WEST AFRICA (GIABA)**

**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 Decision A/DEC.91/12/99 establishing the Inter-Governmental Action Group Against Money Laundering in West Africa (GIABA) which Institution is located in Dakar Senegal;

**RECALLING** that the mandate of GIABA includes the protection of the national economies as well as the financial and banking systems of the Member States against threats posed by the laundering of the proceeds of crime and the financing of terrorist activities;

**ALSO RECALLING** that GIABA has the responsibility of strengthening and increasing measures and efforts on the part of Member States to combat these crimes and reinforce cooperation between States in the fight against money laundering and financing of terrorism;

**NOTING** that GIABA plays a central role in the establishment of control mechanisms promoting partnerships and raising awareness about the dangers of money laundering and terrorist financing;

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**CONSIDERING** the need to meet the challenges of promoting strategic partnerships with civil societies, professional bodies, non-governmental organisations and the news media;

**DESIROUS** therefore of maximising GIABA's comparative advantage within the context of one of its key programmes which is prevention through public awareness;

**ON THE RECOMMENDATION** of the Eighth GIABA Ad Hoc Ministerial Committee meeting which was held in Praia, Cape Verde on 5<sup>th</sup> may 2010.

## **ENACTS**

### **ARTICLE 1:**

There are established two (2) AML/CFT Information Centres for GIABA located in Lagos in the Federal Republic of Nigeria and in Abidjan in the Republic of Côte d'Ivoire.

### **ARTICLE 2:**

The functions of the two Information Centres will include the following:

- i) support the GIABA Secretariat in its outreach to the civil societies;
- ii) develop publicity materials and terrorist financing and galvanize the public, especially the news media to support the crusade against these scourges;
- iii) monitor news reports and collate relevant data on AML/CFT developments in Member States;
- iv) provide needed support and information on GIABA's activities to professional bodies, the academia, and the general public;
- v) promote other ECOWAS regional activities related to the mandate of GIABA.

### **ARTICLE 3:**

The Centres shall report directly to the GIABA Secretariat.

**ARTICLE 4:**

The ECOWAS Commission in collaboration with GIABA shall ensure that the structure and staffing of the Centres as proposed by GIABA is submitted to the next session of the Administration and Finance Committee for analysis before final submission to the next Ordinary Session of the Council of Ministers for approval.

**ARTICLE 5:**

This Regulation shall be published in the Official Journal of the Community by the ECOWAS Commission within thirty (30) days of its 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 2ND DAY OF JUNE 2010**

  
.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



ECONOMIC COMMUNITY OF  
WEST AFRICAN STATES

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

## **SIXTY FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31<sup>st</sup> May – 2nd June 2010

### **RECOMMENDATION C/REC.1/06/10 RELATING TO THE RENEWAL OF THE MANDATE OF THE FIRM OF DELOITTE ET TOUCHE, COTE D'IVOIRE AS THE EXTERNAL AUDITORS OF THE INSTITUTIONS OF THE COMMUNITY**

**THE COUNCIL OF MINISTERS,**

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

**MINDFUL** of Article 75 of the said Treaty relating to the appointment of External Auditors;

**MINDFUL** of Decision A/DEC.19/01/06 appointing the firm of Deloitte et Touche as the auditors of the Institutions of the Community;

**MINDFUL** of the contract between ECOWAS and the firm of Deloitte et Touche of 1<sup>st</sup> April 2006, relating to the conditions for the provision of services by the Auditors of the Institutions of the Community;

**CONSIDERING** that according to Article 75 of the afore-mentioned Treaty, the auditors shall be appointed for a period of two years renewable twice only, for subsequent terms of two (2) years;

**CONSIDERING** that the second term of two (2) years of service of the firm of Deloitte and Touch as the auditors of the Institutions of the Community ends on 31<sup>st</sup> March 2010;

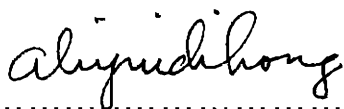
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**CONSIDERING** that during the afore-mentioned period, the firm of Deloitte et Touch carried out its task competently and efficiently;

**RECOMMENDS**

To the Authority of Heads of State and Government to adopt the attached Draft Decision relating to the renewal of the mandate of the firm of Deloitte and Touche, Côte d'Ivoire as External Auditors of the Institutions of the Community for two (2) years starting from 1<sup>st</sup> April 2010 to 31<sup>s</sup> March 2012.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**



.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



## **SIXTY-FOURTH ORDINARY SESSION OF THE COUNCIL OF MINISTERS**

Abuja, 31st May – 2<sup>nd</sup> June 2010

### **RECOMMENDATION C/REC.2/06/10 RELATING TO THE ADOPTION OF THE RULES OF PROCEDURE OF THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT**

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 Supplementary Protocol A/SP1/06/06 of 14 June 2006 amending the Revised Treaty in particular, New Article 8, which defines the operational modalities for the Authority;

**RECALLING** the directives issued at the Thirty-fourth session of the Authority for the elaboration by the ECOWAS Commission, of Rules of Procedure for Institutions of the Community;

**AWARE** of the need to ensure better organization and conduct of the sessions of the Authority to enable it reflect on all Community Integration activities and take necessary decisions thereon;

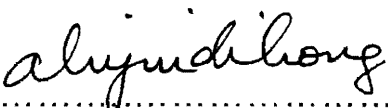
**DESIROUS**, in this context, of endowing the Authority with appropriate rules for its functioning;

On the Recommendation of the Sixty-fourth Ordinary Session of the Council of Ministers that took place in Abuja from 31 May to 2 June 2010;

**Recommends**

To the Authority of Heads of State and Government to adopt the attached Draft Decision relating to the Adoption of Rules of Procedure for the Authority of Heads of State and Government.

**DONE AT ABUJA THIS 2ND DAY OF JUNE 2010**

  
.....  
**H.E. DR. ALIYU IDI HONG**

CHAIRPERSON

FOR COUNCIL



## **Sixty Fourth Ordinary Session of the Council of Ministers**

Abuja, 31 May – 2 June 2010

### **RECOMMENDATION C/REC 3/06/10 RELATING TO THE ADOPTION OF THE WEST AFRICAN COMMON INDUSTRIAL POLICY (WACIP) AND THE ATTACHED PLAN OF ACTION**

#### **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 Article 26 of the said ECOWAS Treaty relating mainly to harmonisation of industrial policies of Member States with a view to promoting regional industrial development and integration of their economies;

**MINDFUL** of the Declaration of 2 February 2008 of the African Union Summit on Industrial Development in Africa – Doc. Ex.CI/379 (XII);

**MINDFUL** of UEMOA Supplementary Act 05/99 of 8 December 1999 adopting the UEMOA Common Industrial Policy;

**MINDFUL** of Decision C/DEC.2/11/86 of the Council of Ministers on the adoption of the Industrial Development Programme 1987-1991;

**MINDFUL** of Decision C/DEC.4/11/86 of the Council of Ministers relating to the adoption of the West African Economic Recovery Programme, in its Section V entitled "Industrial Rehabilitation Programme" which stipulates measures on industrial rehabilitation and cooperation at the national and community levels ;

**CONSIDERING** Member States' commitment to promoting cooperation and integration within the framework of a West African Economic Union through adoption of common policies, especially in the industrial sector;



**CONCERNED** by the level of harmonisation of common economic, financial and industrial policies, inadequate industrial capacities, low competitiveness of existing industries, high cost of production factors;

**CONVINCED** of the need to take into account the industrial programmes in some Member States and the level of UEMOA Member States as well as past experiences;

**RECALLING** that, in order to make the West African Common Industrial Policy efficient and pragmatic, it is important to attach to it a coherent and realistic action plan and ensure the development of a capacity building programme;

**CONSCIOUS** of the importance of the informal sector, the need to adequately take it into account in the West African Common Industrial Policy and its integration into the formal sector with a view to enabling it to fully play its role in the region's economy;

**ANXIOUS** to promote harmonised development, ensure better organisation of the West African industrial sector in order to make it modern and competitive, and to have an adequate financing mechanism adapted to the industrial sector of the region;

**DESIROUS** to adopt the West African Common Industrial Policy and its Plan of Action with a view to making the industry of the region successful, in line with international standards and accessible to the most demanding markets;

**ON THE RECOMMENDATION** of the meeting of Ministers in charge of Industry of ECOWAS Member States held in Abuja on 22 and 23 April 2010;

**HAVING CONSIDERED THE OPINION** of the ECOWAS Parliament;

### **RECOMMENDS**

To the Authority of Heads of State and Government to adopt the attached Draft Supplementary Act on the Adoption of the West African Common Industrial Policy and its Plan of Action.

DONE AT ABUJA, THIS 2 JUNE 2010



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**H. E. DR. ALIYU IDI HONG**

CHAIRMAN

FOR COUNCIL