



LIST OF COUNTRIES WHICH HAVE SIGNED, RATIFIED/ACCEDED TO THE
PROTOCOL TO THE AFRICAN CHARTER ON HUMAN AND PEOPLE'S RIGHTS ON THE RIGHTS OF WOMEN IN AFRICA

LISTE DES PAYS QUI ONT SIGNE, RATIFIE/ADHERE

PROTOCOLE A LA CHARTE AFRICAINE DES DROITS DE L'HOMME ET DES PEUPLES RELATIF AUX DROITS DE LA FEMME
19/09/2023

No	COUNTRY/PAYS	DATE OF/DE SIGNATURE	DATE OF/DE RATIFICATION/ ACCESSION	DATE DEPOSITED/ DATE DE DEPOT
1	Algeria	29/12/2003	20/11/2016	10/01/2017
2	Angola	22/01/2007	30/08/2007	09/11/2007
3	Benin	11/02/2004	30/09/2005	13/10/2005
4	Botswana	-	-	-
5	Burkina Faso	26/02/2004	09/06/2006	09/08/2006
6	Burundi	03/12/2003	-	-
7	Cameroon	25/07/2006	13/09/2012	28/12/2012
8	Central African Rep.	17/06/2008	-	-
9	Cape Verde	-	21/06/2005	22/07/2005
10	Chad	06/12/2004	-	-
11	Côte d'Ivoire	27/02/2004	05/10/2011	09/03/2012
12	Comoros	26/02/2004	18/03/2004	16/04/2004
13	Congo	27/02/2004	14/12/2011	06/08/2012
14	Djibouti	18/12/2003	02/02/2005	04/02/2005
15	Democratic Rep. of Congo	05/12/2003	09/06/2008	09/02/2009
16	Egypt	-	-	-
17	Equatorial Guinea	30/01/2005	27/10/2009	29/06/2011
18	Eritrea	25/04/2012	-	-
19	Ethiopia	01/06/2004	18/07/2018	17/09/2019
20	Gabon	27/01/2005	10/01/2011	10/02/2011
21	Gambia	11/09/2003	25/05/2005	06/09/2005
22	Ghana	31/10/2003	13/06/2007	20/07/2007
23	Guinea-Bissau	08/03/2005	19/06/2008	14/10/2008
24	Guinea	16/12/2003	16/04/2012	17/09/2012
25	Kenya	17/12/2003	06/10/2010	13/10/2010
26	Libya	05/11/2003	23/05/2004	30/06/2004
27	Lesotho	27/02/2004	26/10/2004	05/11/2004
28	Liberia	16/12/2003	14/12/2007	15/07/2008
29	Madagascar	28/02/2004	-	-
30	Mali	09/12/2003	13/01/2005	03/02/2005
31	Malawi	-	20/05/2005	29/06/2005
32	Morocco	-	-	-
33	Mozambique	15/12/2003	09/12/2005	30/12/2005
34	Mauritania	-	21/09/2005	14/12/2005
35	Mauritius	29/01/2005	16/06/2017	23/06/2017
36	Namibia	09/12/2003	11/08/2004	26/08/2004
37	Nigeria	16/12/2003	16/12/2004	18/02/2005
38	Niger	06/07/2004	-	-
39	Rwanda	19/12/2003	25/06/2004	01/07/2004
40	South Africa	16/03/2004	17/12/2004	14/01/2005
41	Sahrawi Arab Democratic Republic	20/06/2006	19/03/2022	27/05/2023
42	Senegal	26/12/2003	27/12/2004	30/01/2005
43	Seychelles	24/01/2006	09/03/2006	25/04/2006
44	Sierra Leone	09/12/2003	03/07/2015	30/10/2015
45	Somalia	23/02/2006	-	-
46	South Sudan	24/01/2013	24/02/2023	07/06/2023
47	Sao Tome & Principe	01/02/2010	18/04/2019	27/06/2019
48	Sudan	30/06/2008	-	-

No	COUNTRY/PAYS	DATE OF/DE SIGNATURE	DATE OF/DE RATIFICATION/ ACCESSION	DATE DEPOSITED/ DATE DE DEPOT
49	Eswatini	07/12/2004	05/10/2012	06/11/2012
50	Tanzania	05/11/2003	03/03/2007	07/05/2007
51	Togo	30/12/2003	12/10/2005	26/10/2005
52	Tunisia	30/01/2015	23/08/2018	27/09/2018
53	Uganda	18/12/2003	22/07/2010	22/07/2010
54	Zambia	03/08/2005	02/05/2006	07/06/2006
55	Zimbabwe	18/11/2003	15/04/2008	05/09/2008
	Total countries : 55	of signature : 49	of ratification : 44	of deposit : 44

Note

- Adopted in Maputo, Mozambique on 11 July 2003.
- Entered into force on 25 November 2005

ADDITIONALLY

RESERVATIONS AND DECLARATIONS ENTERED BY MEMBER STATES ON THE PROTOCOL TO THE AFRICAN CHARTER ON HUMAN AND PEOPLES' RIGHTS ON THE RIGHTS OF WOMEN IN AFRICA (2003)

Ethiopia

Reservations

1. The Federal Democratic Republic of Ethiopia does not consider itself bound by Article 6(c) of the Protocol.
2. The Federal Democratic Republic of Ethiopia does not consider itself to be bound by Article 6(d) of the Protocol that puts registration as a condition for recognition of marriage.
3. The Federal Democratic Republic of Ethiopia does not consider itself to be bound by Article 6(f) of the Protocol.
4. The Federal Democratic Republic of Ethiopia enters a reservation on article 7(a) of the Protocol that requires separation of spouses to be decided by judicial organs. The laws of Ethiopia that permit spouses to separate by agreement shall apply.
5. The Federal Democratic Republic of Ethiopia does not consider itself to be bound by Article 10(3) of the Protocol.
6. The Federal Democratic Republic of Ethiopia enters a reservation on Article 21(1) of the Protocol regarding the right of a widow to inherit her deceased spouse. The law of Ethiopia according to which spouses inherit each other if he/she is designated as a legatee by a will shall apply.
7. The Federal Democratic Republic of Ethiopia does not consider itself to be bound by Article 27 of the Protocol.

Declarations on the Protocol

1. Article 4 sub article 2(a) of the Protocol relating to the crime of rape shall be applied in accordance with Article 620 of the Criminal Code of Ethiopia.
2. Article 6(b) of the Protocol shall be applied in accordance with the family laws of Ethiopia that allows dispensation from the minimum age of marriage that is 18 years.
3. Article 6(j) of the Protocol shall be applied in accordance with the law of Ethiopia according to which income acquired during marriage is common property of the spouses and it is managed and disposed by their joint decision.
4. Article 7(d) of the Protocol that provides for the right of women to acquire equitable share from the common property in the marriage shall be applied in line with the laws of Ethiopia that provide for equal share of spouses on the common property.
5. Article 13(l) of the Protocol regarding the secondary responsibility of the private sector to contribute to the

upbringing and development of children shall be applied in accordance with the laws of Ethiopia.

6. Article 14(b) of the Protocol in relation to the right of women to decide whether to have a child shall be applied based on the agreement of the spouses in the case of married women.

Cameroon entered the following declaration:

“ The acceptance of the Protocol to the African Charter on Human and Peoples’ Rights on the Rights of Women in African should in no way be construed as endorsement, encouragement or promotion of homosexuality, abortion(except therapeutic abortion), genital mutilation, prostitution or any other practice which is not consistent with universal or African ethical and moral values, and which could be wrongly understood as arising from the rights of women to respect as a person or to free development of her personality.

Any interpretation of the present Protocol justifying such practices cannot be applied against the Government of Cameroon “.

Kenya entered the following reservations:

“The Government of the Republic of Kenya does not consider as binding upon itself the provisions of Article 10(3) and Article 14(2)(c) which is inconsistent with the provisions of the Laws of Kenya on health and reproductive rights.”

Mauritius

1. The Republic of Mauritius declares that it shall not take any legislative measures under 6(c) of the Protocol where these measures would be incompatible with provisions of the laws in force in Mauritius;

2. The Republic of Mauritius declares in relation to Article 9 of the Protocol that it shall use its best endeavors to ensure the equal participation of women in political life, in accordance with its Constitution;

3. The Republic of Mauritius declares that it shall not take any measures under Articles 4(2)(k), 10(2)(d) and 11(3) of the Protocol;

4. The Republic of Mauritius declares that it shall use its best endeavors to achieve the aims in Article 12(2) of the Protocol, in accordance with its Constitution, and the accession to the Protocol should not be regarded as an acceptance of positive discrimination by the Republic of Mauritius; and

5. The Republic of Mauritius declares that it shall not take any measures under Article 14(2)(c) of the protocol in relation to the authorization of medical abortion in cases of sexual assault, rape and incest whether the matter has not been reported to the police or where the pregnancy as exceeded its fourteenth week.

Namibia The Government of the Republic of Namibia has a reservation on Article 6 (d) of the Protocol, until legislation regarding the recording and registration of customary marriages is enacted.

Rwanda has a reservation on Article 14 (2) (c).

SADR has ratified with reservation as to the articles which contravene Islamic law and are incompatible with the Sahrawi Constitution and national:

- Article 2, paragraph (c).
- Article 6, paragraphs (a), (b), (c) and (e).
- Article 7, paragraphs (b) and (d).
- Article 8, paragraphs (d) and (e).
- Article 14, paragraph 1(a), (b), (c), and paragraph 2 (c).
- Article 19, paragraph (a)
- Article 21.

South Africa entered the following reservations/interpretative declarations:

Reservations

1. Article 4(j): does not find application in the Republic of South Africa as the death penalty has been abolished.

2. Article 6(d): South Africa does not consider itself bound by this Article that a marriage be recorded in writing and registered in accordance with national laws in order to be legally recognized.

3. Article 6(h): South Africa enters a reservation on this Article, which subjugated the equal rights of men and women with respect to the nationality of their children to national legislation and national security interests, on the basis that it may remove inherent rights of citizenship and nationality from children.

Interpretative declarations

1. Article 1(f): definition of “discrimination against women” in the Protocol has the same meaning and scope as provided for in and interpreted by the Constitution of South Africa from time to time.

2. Article 31: The South African Bill of Rights shall not be interpreted to offer less favorable protection of human rights than the protocol, which does not expressly provide for such limitations.

Uganda entered the following reservations:

1. Article 14(1)(a): In respect to the women's right to control their fertility interpreted to mean; women entirely have the right to control their fertility regardless of their marital status.

2. Article 14(2)(c): interpreted in a way conferring an individual right to abortion or mandating a State Party to provide access thereto. The State is not bound by this clause unless permitted by domestic legislation expressly providing for abortion.

Algeria

Article 6

Article 7

Article 14