

Participants

Australia	Justice Michael D Kirby, AC, CMG
Brazil	Justice Celio Borja
European Court of Human Rights	President Rolv Ryssdal
The Gambia	Chief Justice E O Ayoola
Ghana	Chief Justice P E Archer
India	Justice P N Bhagwati
Nigeria	Chief Justice Mohammed Bello, CON - Convenor Justice A G Karibi-Whyte, Justice of the Supreme Court Justice P Nnaemeka-Agu, Justice of the Supreme Court Justice Aloma Mukhtar, Justice of the Court of Appeal Justice Niki Tobi, Justice of the Court of Appeal Chief Judge M B Belgore, Federal High Court Acting Chief Judge E A Ojuolape, Ondo State Chief Judge M U Usoro, Akwa-Ibom State Chief Judge L A Ayorinde, Lagos State Chief Judge T A Oyeyipo, Kwara State Chief Judge K M Kolo, Borno State Chief Judge G I Uloko, Plateau State Chief Judge I B Delano, Ogun State Chief Judge S U Minjibir, Kano State Chief Judge S E J Ecoma, Cross-River State Judge R H Cudjoe, High Court of Justice, Kaduna State Chief Judge A Idoko, Benue State Acting Chief Judge T A A Ayorinde, Oyo State Judge A N Maidoh, Delta State Chief Judge F I E Ukattah, Abia State Judge M O Nweje, Anambra State Chief Judge S S Darazo, Bauchi State Judge A C Orah, High Court of Justice, Enugu State Chief Judge A O Aparara, Osun State Acting Chief Judge Tijjani Abubakar, Jigawa State Acting Chief Judge Mahmud Mohammed, Taraba State

Chief Judge Ibrahim Umar, Kebbi State
Chief Judge M D Saleh, Federal Capital
Territory
Abdulkadir Orire, Grand Kadi of Kwara State
President Y Yakubu, Customary Court of
Appeal, Plateau State
Judge R N Ukeje, Federal High Court, Jos
Judge A O Ige, High Court of Justice, Oyo
Judge E E Arikpo, High Court of
Justice, Cross-River State
Justice Kayode Eso, CON, Supreme Court (rtd)

Sierra Leone	Chief Justice S M F Kutubu
United Kingdom	Recorder Anthony Lester, QC
United States of America	Judge Nathaniel R Jones
Zimbabwe	Justice Enoch Dumbutshena

ALSO PRESENT

African Commission on Human and Peoples' Rights

Professor U O Umozurike, Commission Member

Commonwealth Secretariat

Mr Richard Nzerem, Legal Division
Mr Neroni Slade, Legal Division

Ford Foundation

Ms Mora McLean
Ms Azuka Ilukwe

Interights

Ms Beverley Byfield
Mr Nasir Mir

Programme

Monday, 9 December 1991

0930 Opening ceremony

1100 Tea

1130 First Session

(A) Domestic Application of International Human Rights Norms

1. Presentation by the **Justice Bhagwati**

1230 Lunch

1400 2. Presentation by the **Justice Eso**

3. Presentation by the **Justice Karibi-Whyte** on the circumstances of birth as a human rights norm

1530 Tea

Discussion on:

- The role of the courts in the domestic application of international human rights norms

- The development of the common law by judicial techniques by reference to or direct application of international human rights norms

- The balancing of personal liberty and reasons of state

- The constitutional provisions for the protection of citizens against disability or deprivation by reason of origin or circumstances of birth

- The extent to which international and regional human rights standards are given domestic constitutional or legislative protection with respect to civil and political rights, and economic, social and cultural rights

Tuesday, 10 December 1991

0900 Second Session

4. Paper by **Mr Markus Schmidt** of the United Nations Human Rights Centre on the International Human Rights Norms with particular emphasis on the application of the International Covenant on Civil and Political Rights by the Human Rights Committee (to be delivered by **Mr Recorder Anthony Lester, QC**)

Discussion on the sources of international human rights, with particular reference to the UN Charter, the Universal Declaration of Human Rights, the declarations and resolutions of the General Assembly and the UN Human Rights Committee

1030 Tea

1100 **(B)The African Charter on Human and Peoples' Rights**

Third Session

5. Presentation by **Professor Umozurike** on the procedures under the African Charter for the protection and redress of human rights

Discussion on the mandate, proceedings and procedures of the African Commission on Human and Peoples' Rights

1230 Lunch

1400 6. Paper by the **Justice Maman Nasir**, President of the Court of Appeal, on the African Charter on Human and Peoples' Rights (to be delivered by **Justice Niki Tobi**)

Discussion on the regional application of human rights norms in the African context including:

- The civil, political, economic, social and cultural rights elaborated in the African Charter

- The concept of 'duties of the individual' in the African Charter

- The African Charter and the freedom and independence of the African judiciary

1530 Tea

1600 **Fourth Session**

7. Presentation by the **Justice Ryssdal** on the European provisions and experience

8. Presentation by **Mr Recorder Anthony Lester, QC** on the European Human Rights Convention

Discussion on:

- The types and adequacy of international human rights procedures for the protection and realisation of human rights

- The human rights jurisprudence and system of Europe, and the impact on and implications for the Commonwealth

Wednesday, 11 December 1991

0900 Fifth Session

(C) Role of the Judge in Advancing Human Rights

9. Presentation by the **Judge Nathaniel Jones**

10. Presentation by the **Justice Enoch Dumbutshena**

1030 Tea

1100 11. Presentation by the **Justice Michael Kirby**

Discussion on:

- Judicial techniques and strategies to translate human rights and fundamental freedoms into practical reality through the interpretation of legislation and common law including rules of procedure, evidence, *amicus curiae* briefs, *locus standi* etc

- The question of funding of public interest litigation and legal aid, the role of national human rights commissions, etc

1230 Lunch

1400 Sixth Session

(D) Human Rights Proceedings

12. Presentation by the **Justice Nnaemeka-Agu** on the domestic provisions and experience of Nigeria

Discussion on:

- The types and adequacy of international human rights procedures for the protection and realisation of human rights

- The regional application of human rights proceedings and procedures in the African context for the strengthening, promotion and safeguard of the civil, political, economic, social and cultural rights elaborated in the African Charter

1530 Tea

1600 Abuja Confirmation statement

Closing remarks