

English edition

PROTOCOLS, DECISIONS AND RESOLUTIONS

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**1. PROTOCOL AND SUPPLEMENTARY PROTOCOL
SUPPLEMENTARY CONVENTION A/SP.1/5/90
ESTABLISHING A COMMUNITY GUARANTEE
MECHANISM FOR INTER-STATE ROAD TRAN-
SIT OF GOODS**

**THE GOVERNMENTS OF MEMBER STATES OF
THE ECONOMIC COMMUNITY OF WEST
AFRICAN STATES**

Mindful of article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Mindful of the provisions of Article 22, paragraphs 3 and 4 and Article 23 of the ECOWAS Treaty on the re-exportation of goods and transit facilities and on customs legislation;

Mindful of the provisions of paragraph (3) of article 28 of Convention A/P.4/5/82 of the ECOWAS Authority of Heads of State and Government on Inter-State Road Transit of Goods;

Considering the urgent necessity to establish a Community guarantee mechanism to facilitate the free flow of goods in the field of Inter-State Road Transit of goods;

HEREBY AGREE AS FOLLOWS

Article 1

In this Supplementary Convention, the following expressions shall have the meaning assigned to them hereunder:

1. "Treaty" means the Treaty of the Economic Community of West African States.
2. "Community" means the Economic Community of West African States.
3. "Member State" or "Member States" means a Member State or Member States of the Economic Community of West African States.
4. "Authority" means the Authority of Heads of State and Government established by article 5 of the Treaty.
5. "Executive Secretary" or "Executive Secretariat" means the Executive Secretary or the Executive Secretariat of the Economic Community of West African States as defined in Article 8 of the Treaty.

Article 2

There is hereby established within the Community a

guarantee mechanism for Inter-State Road Transit of Goods.

Article 3

1. The mechanism shall consist of a chain of national bodies responsible for guaranteeing the payment of duties, taxes and other imposition incurred in the territory of the Member State transitted within the frame-work of the Inter-State Road Transit of Goods.
2. The national body shall be the institution or body corporate designated by each Member State to provide the principal obligee with the requisite guarantee for cover under ISRT-ECOWAS booklets.
3. The national institution or body-corporate so designated shall also be appointed by the Member State as the correspondent of the national institutions or body-corporates designated by the other Member States of the Community.

Article 4

Each guarantee provided by the national institution or designated body-corporate shall be valid for a single transit operation commencing from the customs office of departure to the customs office of final destination.

Article 5

1. Each designated correspondent shall represent the guarantor in its relations with the competent authorities in the territory of the Member State of the Correspondent.
2. The national institution or body corporate designated in each Member State and their correspondents in each of the other Member States shall be linked to one another by an agreement which shall define the obligations between them.

Article 6

The national institutions and its correspondents, as well as the principal obligee, shall jointly and severally undertake to comply with the obligations stipulated in the convention on the Inter-State Road Transit of goods in force within the Community.

Article 7

In the event of partial or total failure to honour obligations or contravention of custom legislation and regulations, the guarantor or its correspondents shall pay the amounts due from the defaulting principal obligee on demand by the customs department of the Member State in which the offence is committed.

Article 8

Each Member State shall inform the Executive Secretariat of all measures taken for the implementation of this Supplementary Convention and of all measures taken for the implementation of Convention A/P. 4/5/82 dated 29 May, 1982, on Inter-State Road Transit of Goods.

Article 9

Any dispute which may arise between Member State regarding the interpretation of application of this Supplementary Convention shall be settled in conformity with the procedure for the settlement of disputes stipulated in article 56 of the Treaty.

Article 10

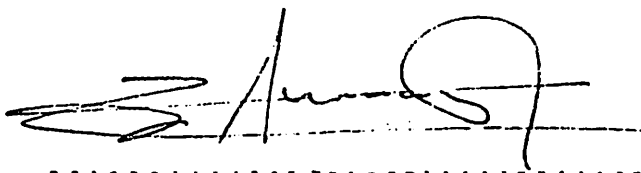
1. Any Member State may submit proposals for amendment or revision of this Supplementary Convention.
2. Any such proposals shall be submitted to the Executive Secretary who shall communicate them to other Member States within (30) thirty days of the receipt of such proposals. The amendments or revisions shall be examined by the Authority at the expiration of the thirty (30) days notice period given to Member States.

Article 11

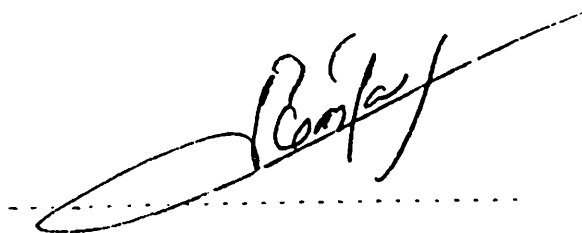
1. This Supplementary Convention shall enter into force provisionally upon signature by the Heads of State and Government of Members States and definitively upon ratification by at least seven (7) signatory Member States in accordance with the constitutional procedures applicable for each signatory Member State.
2. This Supplementary Convention and all the instruments of ratification shall be deposited with the Executive Secretariat which shall transmit certified true copies to all Member States and notify them of the dates of deposits of the instruments of ratification and shall register this Supplementary Convention with the Organisation of African Unity, the United Nations Organisation and other Organisations designated by Council.
3. This Supplementary Convention shall be annexed to and shall be an integral part of the Convention A/P 4/5/82 of 29 May, 1982

IN FAITH WHERE OF, we the Heads of State and Government of the Economic Community of West African States have signed this Supplementary Convention.

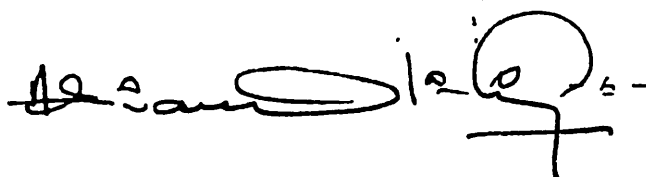
DONE AT BANJUL THIS 29TH DAY OF MAY, 1990
IN ONE SINGLE ORIGINAL IN THE FRENCH AND
ENGLISH LANGUAGES BOTH TEXTS BEING
EQUALLY AUTHENTIC.



Honourable Theophile NATA Minister of Foreign Affairs
for and on behalf of the President of the
Republic of Benin



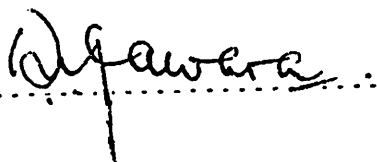
H. E. Captain Blaise COMPAORE, Chairman of the
Popular Front, Head of State, Head of Government of
BURKINA FASO



Honourable Adriano De Oliveira LIMA, Minister of
Publics Works for and on behalf of the President of the
Republic of CAPE VERDE



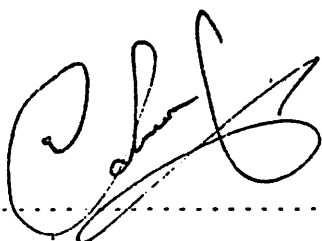
Honourable Simeon AKE, Minister of Foreign Affairs for
and on behalf of the President of the Republic of
COTE D'IVOIRE



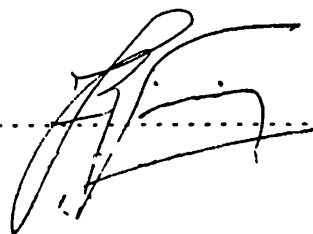
H. E. Alhaji Sir Dawda Kairaba Jawara, President of the Republic of The Gambia



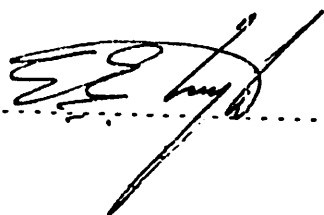
Honourable Dr. Obed Yao ASAMOAH, PNDC Secretary for Foreign Affairs for and on behalf of the Head of State and Chairman of the Provisional National Defence Council.



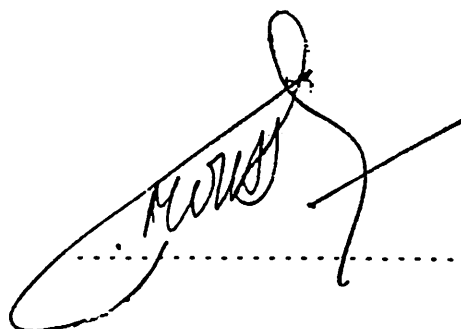
H. E. General Lansana CONTE, Chairman of the National Military Committee of Recovery, Head of State, President of the Republic of GUINEA.



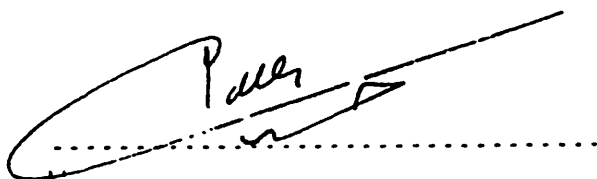
H. E. Joao Bernardo VIEIRA, Secretary-General of the PAIGC, Chairman of the Council of State, President of the Republic of GUINEA BISSAU.



Honourable Dr. Elijah E. TAYLOR, Minister of Planning and Economic Affairs for and behalf of the President of the Republic of LIBERIA.



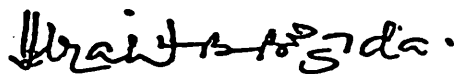
H. E. General Moussa TRAORE, Secretary-General of the Democratic Union of the People of Mali, President, Head of State of the Republic of MALI.



Honourable Hasmi Ould DIDI, Minister of External Affairs for and on behalf of the President of the Islamic Republic of MAURITANIA.



Honourable Aliou MAHIMIDOU, Prime Minister, for and on behalf of the President of the Republic of NIGER



.....
H. E. General Ibrahim Badamasi BABANGIDA,
President, Commander-in-Chief of the Armed Forces of
the Federal Republic of NIGERIA.



.....
H. E. Chiekh HAMIDOU KANE, Minister responsible
for African economic integration for and on behalf of
the President of the Republic of SENEGAL



.....
H. E. Major-General Dr. Joseph Saidu MOMOH,
President of the Republic of SIERRA LEONE



.....
H. E. Yaovi ADODO, Minister of Foreign Affairs and
Cooperation for and on behalf of the President of the
TOGOLESE Republic.

SUPPLEMENTARY PROTOCOL A/SP 2/5/90 ON THE IMPLEMENTATION OF THE THIRD PHASE (RIGHT OF ESTABLISHMENT) OF THE PROTOCOL ON FREE MOVEMENT OF PERSONS, RIGHT OF RESIDENCE AND ESTABLISHMENT

THE HIGH CONTRACTING PARTIES

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and function;

Mindful of Article 27 of the ECOWAS Treaty relating to freedom of movement and residence within the Community;

Mindful of Protocol A/P. 1/5/79 dated 29 May, 1979, on Free Movement of Persons, Right of Residence and Establishment;

Mindful of Protocol A/P. 3/5/82 dated 29 May, 1979, establishing the Code of Citizenship of the Community;

Mindful of Protocol A/P. 1/11/84 dated 23 November, 1984, on Community Enterprises;

Mindful of Supplementary Protocol A/SP. 1/7/85 dated 6 July, 1985, establishing the Code of Conduct for the implementation of the Protocol on Free Movement of Persons, Right of Residence and Establishment;

Mindful of Supplementary Protocol A/SP. 1/7/86 of 1 July, 1986, on the implementation of the Second Phase (Right of Residence) of the Protocol on Free Movement of Persons, Right of Residence and Establishment;

Considering the deadline for the implementation of Phase II (Right of Residence) of the Protocol on Free Movement of Persons, Right of Residence and Establishment, which deadline will expire on 4 June, 1990;

Convinced of the imperative need to proceed to the third phase (Right of Establishment) of the Protocol on Free Movement of Persons, Right of Residence and Establishment, in-as-much as the uniform implementation of the provisions of ECOWAS texts on free movement of persons, goods, services and capital by all Member States is a fundamental basis of Community building and a pre-requisite for the harmonious development of the economic, social and cultural activities of the States of the sub-region which will ensure the welfare of their peoples.

HEREBY AGREE AS FOLLOWS

CHAPTER I

DEFINITIONS

Article 1

In this Protocol, the following terms shall have the meanings assigned to them hereunder:

- “Treaty” means the Treaty of the Economic Community of West African States.
- “Community” means the Economic Community of West African States.
- “Member State or Member States” means a Member State or Member States of the Economic Community of West African States.
- “Host Member State” means the Member State or country of residence of the migrant worker.
- “Member State of Origin” means the Member State or country of origin of the migrant worker or the country of which he is a national.
- “Authority” means the Authority of Heads of State and Government established by Article 5 of the Treaty.
- “Council” means the Council of Ministers established by Article 6 of the Treaty.
- “Executive Secretary and Executive Secretariat” means the Executive Secretary and the Executive Secretariat of the Community as defined in Article 8 of the Treaty.
- “Commission” means the Trade, Customs, Immigration, Money and Payments Commission of the Community, as defined in Article 9 para. 1(a) of the Treaty.
- “Community Citizen or Community Citizens” means any national or nationals of a Member State fulfilling the conditions stipulated in the Protocol A/P. 3/5/82 relating to the definition of Community Citizen.
- “Right of Residence” means the right of a citizen who is a national of one Member State to reside in a Member State other than this State of origin which issues him with a residence card or permit that may or may not allow him to hold employment.
- “Right of Establishment” means the right granted to a citizen who is a national of the Member State to settle or establish in another Member State other than his State of Origin, and to have access to economic activities, to carry out these activities as well as to set up and manage enterprises, and in par-

ticular companies, under the same conditions as defined by the legislation of the host Member State for its own nationals.

- “Residence Card” or “Residence Permit” means the document issued by the competent authorities of a Member State granting right of residence in the territory of the Member State.
- “Resident” means any citizen, who is a national of one Member State, and who is accorded the right of residence.
- “Migrant Worker” or “Migrant” means any citizen who is a national of one Member State, who has travelled from his country of origin to the territory of another Member State of which he is not a national and who seeks to hold employment there.
- “Competent Administration or relevant Departments” means national Administrations of Member States responsible for immigration and emigration matters.
- “Competent Authority of place of residence” means the competent local authority responsible for problems concerning the residence of foreigners in the territory of the host Member State.
- “Fundamental Rights” means the right granted to any migrant worker by this Protocol and the Conventions of the International Labour Organisation (ILO) on the protection of the rights of migrant workers.
- “Border area workers” means migrant workers who, while in employment in one Member State, maintain their normal residence in a neighbouring Member State, which is their country of origin and to which they return each day or at least once a week.
- “Seasonal Workers” means migrant workers in employment or practising a business on their own account in one Member State of which they are not nationals, the activity being by its nature dependent on seasonal conditions and capable of being practised only during a part of the year.
- “Itinerant Workers” means migrant workers who, normally residing in one Member State, may have to travel to another Member State for a short period for the requirements of their activities.
- “Company” means a company constituted under civil or commercial law or any other legal entity constituted under public or private law with the exception of non-profit-making companies.

2. In this Protocol, the term “migrant worker” excludes

- (i) Persons on official posting who are employed by international organisations and persons employed by a State outside the territory of that State, whose entry into the country and conditions of service are governed by general international law or by specific International Agreements or Conventions.
- (ii) Persons on official posting who are employed by a State outside the territory of that State for the implementation of cooperation programmes for development agreed on with the host country, the entry into the country and conditions of service of such persons being established by specific International Agreements or Conventions.
- (iii) Persons whose working relations with an employer have not been established in the host Member State.
- (iv) Persons who become residents in their capacity as investors in a country other than their State of origin or who, since their arrival in that country, have been carrying out an economic activity as an employer.

CHAPTER II

ESTABLISHMENT OF OR ACCESS TO ENTERPRISES

Article 2

The right of establishment as defined in Article 1 above shall include access to non-salaried activities and the exercise of such activities as well as the creation and management of enterprises and companies which comply with the definition contained in Article 3 below subject to the same conditions stipulated by the laws and regulations of the country of establishment for its own nationals.

Article 3

For the purpose of implementation of this Protocol, companies which are formed in accordance with the laws and regulations of a Member State with their headquarters, central seat of administration or principal establishment within the Community shall be considered in the same category as individual nationals of Member States. Where, however, only the statutory headquarters of the company are established in a Member State, activities of such a company should have effective and sustained links with the economy of the Member State.

CHAPTER III**PROVISIONS FOR SECTORS OF ECONOMIC ACTIVITY GOVERNED BY SPECIAL MEASURES WHERE SUCH ACTIVITY INVOLVE NON-NATIONALS****Article 4**

1. In matters of establishment and services, each Member State shall undertake to accord non-discriminatory treatment to nationals and companies of other Member States.
2. If however, for a specific activity, a Member State is unable to accord such treatment, the Member State must indicate as much, in writing, to the Executive Secretariat. Other Member States shall then not be bound to accord non-discriminatory treatment to nationals and companies of the State concerned.
3. The provisions of this Protocol and measures taken as a result thereof shall be without prejudice to the application of legislative and administrative provisions, which provide a special treatment for non-nationals and are justified by exigencies of public order, security or public health.
4. On the recommendation of the Commission and on the proposal of the Council, the Authority shall take the relevant decision for the cooperation and harmonisation of legislative, statutory and administrative provisions which, in at least one Member State, make access to certain non-salaried activities (liberal or non-liberal professions) and the exercise of such activities subject to protective or restrictive measures.
5. To facilitate access to non-salaried activities and the exercise of such activities, the Commission shall recommend to the Council, which shall propose to the Authority, that decisions be taken for the mutual recognition at Community level of diplomas, certificates and other qualifications.
6. Activities which in a Member State, form part, even occasionally, of the exercise of public authority, shall be exempted from the provisions of this Protocol.

CHAPTER IV**PROVISIONS FOR THE PROMOTION AND PROTECTION OF CAPITAL FOR INVESTMENT OR ALREADY INVESTED IN THE ESTABLISHMENT OF AN ENTERPRISE OR FOR THE PURPOSE OF OBTAINING ACCESS TO ECONOMIC ACTIVITY****Article 5**

Member States recognise the importance of capital (whether private or public) in the promotion of development cooperation and the need to take measures conducive to the promotion of such capital. Member States shall therefore undertake, jointly and severally to:

- (i) implement measures to encourage participation in development efforts by economic operators who share the objectives and priorities of development cooperation and respect the law and regulations of their respective States;
- (ii) accord fair and equitable treatment to such capital to encourage and create conditions which favour investment of such capital;
- (iii) promote effective cooperation between economic operators in their respective States.

Article 6

In order to further accelerate cooperation in their development efforts and increase directly productive investments. Member States shall undertake to adopt provisions which will facilitate and increase the flow of more stable private capital and enhance:

1. co-financing of productive investment with the private sector;
2. the activities and efficacy of domestic financial markets;
3. access to international financial markets.

Article 7

1. Assets and capital invested by ECOWAS citizens who are not nationals of the Member State of establishment, having been duly authorised, shall not be subjected to any act of confiscation or expropriation on a discriminatory basis.
2. Any act of confiscation, expropriation or nationalisation must be followed by fair and equitable compensation.

Article 8

In recognition of the intermediary role of national development finance institutions in attracting the flow of capital for development cooperation. Member States shall undertake to encourage, as part of their monetary and financial cooperation, the establishment or enhancement of:

1. national or regional export financing and export credit guarantee institutions;
- and*
2. regional payment mechanism likely to facilitate and promote intra-community trade

Article 9

In recognition of the need to promote and protect the investments of each Member State in their respective territories, Member States shall undertake, in their mutual interest, to harmonise their national legislations, administrative rules and regulations governing the promotion and protection of investments in order to establish the foundations for the Community guarantee and insurance systems.

CHAPTER V**PROVISIONS GOVERNING THE MOVEMENT OF CAPITAL FOR INVESTMENT AND CURRENT PAYMENTS****Article 10**

1. In transactions involving movement of capital for investment and current payments, Member States shall refrain from taking exchange control measures which are incompatible with their obligations under the terms of this Protocol and earlier Community provisions, particularly Protocol A/P. 1/11/84 of the Authority dated 23 November, 1984, and relating to Community Enterprises.
2. However, such obligations shall not prevent Member States from taking the necessary protective measures for reasons of grave economic

difficulty or serious balance of payment problems, provided that the decision-making bodies of the Community are given notification thereof.

Article 11

In the case of foreign exchange transactions related to investment and current payments, Member States shall, as far as possible refrain from taking discriminatory measures and from according preferential treatment to nationals of third countries.

CHAPTER VI**COOPERATION BETWEEN RELEVANT ADMINISTRATIONS IN MEMBER STATES****Article 12**

The relevant authorities of Member States shall cooperate closely with one another and with the Executive Secretariat in accordance with the general conditions for the realisation of the right of establishment in order to:

1. identify activities in which freedom of establishment has a particularly useful contribution to make to the development of production and trade and to deal with such activities in order to priority;
2. eliminate administrative practices and procedures emanating either from internal legislation or from agreements earlier concluded between Member States which, if maintained, would be an impediment to the freedom of establishment;
3. ensure that salaried workers of one Member State employed in the territory of another Member State shall remain in the said territory to carry out non-salaried activity on condition that they fulfill the requirements binding upon any ECOWAS citizen arriving from his State of origin for the purpose of carrying out a non-salaried activity;
4. make possible the acquisition and exploitation of landed property situated in the territory of one Member State by a national of another Member State, in-so-far as this is permitted by the laws and regulations of the host Member State;
5. eliminate restrictions to freedom of establishment in any sector of activity both in terms of conditions for the establishment of agencies, branches or subsidiaries and in terms of conditions of entry for staff of the parent establishment into the management or supervisory organs of the subsidiaries;
6. coordinate as far as necessary with a view to making them equivalent, the guarantees required from companies by Member States to protect the interests of both partners and third parties.

CHAPTER VII**GENERAL AND MISCELLANEOUS PROVISIONS****Article 13**

Member States shall undertake to institute all legislative and other measures which are in conformity with their constitutional procedures and necessary for the implementation of the provisions of this Protocol.

Article 14

Any dispute arising between Member States on the interpretation or implementation of this Protocol shall be resolved in accordance with the procedure for settlement of disputes as laid down in Article 56 of the Treaty.

Article 15

1. Any Member State may submit proposals for amendment or revision of this Protocol.
2. All proposals shall be forwarded to the Executive Secretary who shall communicate them to Member States within thirty (30) days of receiving them. Amendments or revisions shall be considered by the Authority at the expiration of the thirty (30) days period of notice granted to Member States.

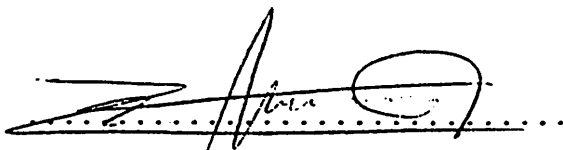
CHAPTER VIII**DEPOSIT AND ENTRY INTO FORCE****Article 16**

1. This Supplementary Protocol shall enter into force, provisionally, upon signature by the Heads of State and Government and definitively, upon ratification by at least seven signatory States in accordance with the constitutional procedures of each signatory State.
2. This Supplementary Protocol and all instruments of ratification shall be deposited with the Executive Secretariat, which shall forward certified copies of the Protocol to all Member States and shall notify them of the date of deposit of the instruments of ratification. This Protocol shall be registered with the Organisation of African Unity, the United Nations Organisation and such Organisation as may be determined by the Authority of Heads of State and Government.
3. This Supplementary Protocol shall be annexed to the Treaty of which it shall form an integral part.

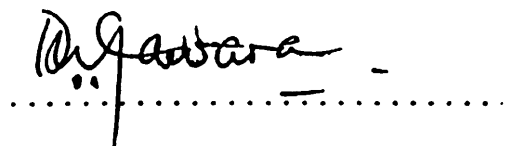
IN FAITH WHEREOF WE HEADS OF STATE AND GOVERNMENT OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES, HAVE SIGNED THIS PROTOCOL

DONE AT BANJUL THIS 29TH DAY OF MAY 1990

IN ONE SINGLE ORIGINAL IN THE FRENCH AND ENGLISH LANGUAGES, BOTH TEXT BEING EQUALLY AUTHENTIC.



Hon. Theophile NATA, Minister of Foreign Affairs and Cooperation, for and on behalf of the President of the Republic of BENIN.



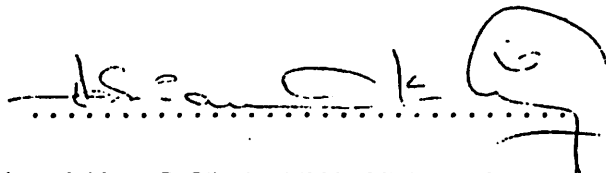
H. E. Alhaji Sir Dawda Kairaba JAWARA, President of the Republic of THE GAMBIA.



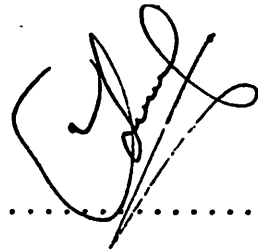
H. E. Captain Blaise Compaore, Chairman of the Popular Front, Head of State, Head of Government of BURKINA FASO

.....

Hon. Dr. Obed Yao ASAMOAH, PNDC Secretary for Foreign Affairs for and on behalf of the Head of State and Chairman of the Provisional National Defence Council of the Republic of GHANA.



Hon. Adriano D Oliveira LIMA, Minister of Public Works for and on behalf of the President of the Republic of CAPE VERDE

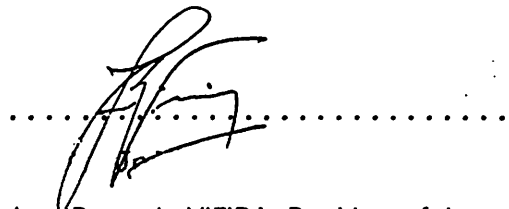


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H. E. General Lansana CONTE, Chairman of the National Military Committee of Recovery, Head of State, President of the Republic of GUINEA

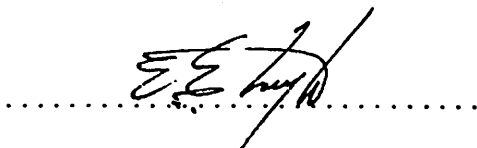


Hon. Siméon AKE, Minister of Foreign Affairs for and on behalf of the President of the Republic of COTE D'IVOIRE

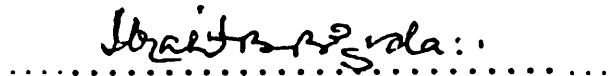


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H. E. Joao Bernardo VIEIRA, President of the Republic of GUINEA BISSAU



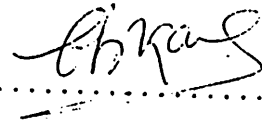
Hon. Dr. Elijah E. TAYLOR, Minister of Planning and Economic Affairs for and on behalf of the President of the Republic of LIBERIA.



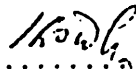
H. E. General Ibrahim Badamasi BABANGIDA, President, Commander-in-Chief of the Armed Forces of the Federal Republic of NIGERIA.



H. E. General Moussa TRAORE, Secretary-General of the Democratic Union of the People of Mali, President, Head of State of the Republic of MALI.



H. E. Cheikh HAMIDOU KANE, Minister responsible for African Economic Integration for and on behalf of the President of the Republic of SENEGAL.

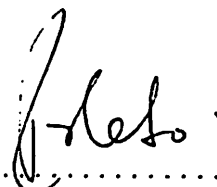


Hon. Hasmi Ould DIDI, Minister of External Affairs for and on behalf of the President of the Islamic Republic of MAURITANIA

H. E. Major-General Dr. Joseph Saidou MOMOH, President of the Republic of SIERRA LEONE



Hon. Aliou MAHIMIDOU, Prime Minister for and on behalf of the President of the Republic of NIGER



H. E Yaovi ADODO, Minister of Foreign Affairs and Cooperation for and on behalf of the President of the TOGOLESE Republic

2. DECISIONS

(a) OF THE AUTHORITY OF HEAD OF STATES AND GOVERNMENT

DECISION A/DEC. 1/5/90 RELATING TO THE INTERIOR DESIGN FURNISHING AND DECORATION AND FOR THE SUPPLY, INSTALLATION, COMMISSIONING AND MAINTENANCE OF SIMULTANEOUS INTERPRETATION EQUIPMENT AND PUBLIC ADDRESS SYSTEM OF THE HEAD-QUARTERS OF THE EXECUTIVE SECRETARIAT IN ABUJA

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Mindful of Decision A/DEC. 17/5/82 of the Authority of Heads of State and Government relating to the construction of the Headquarters of the Institutions of the Community;

Mindful of Decision C/DEC. 6/11/82 of the Council of Ministers relating to the procedure for the construction of the Headquarters of Community Institutions;

Considering Resolution C/RES. 1/5/90 of the 27th Session of the Council of Ministers held in Banjul from 22 to 27 May 1990;

DECIDES

Article 1

The total cost of the interior design, furnishing and decoration excluding architect's fees and other charges of the Headquarters of the Executive Secretariat is fixed at the sum of FF 27,570,287 and shall not exceed this amount.

Article 2

The total cost of the supply, installation commissioning and maintenance of simultaneous interpretation equipment and public address system, excluding architect's fees and other charges is fixed at the sum of FF 10,552,037 and shall not exceed this amount.

Article 3

Architect's and Consultants' fees for the interior design, furnishing and decoration and for the supply, installation, commissioning and maintenance of the simultaneous interpretation equipment and public address system are fixed at the sum of 4,460,312 FF (four million, four hundred and sixty thousand, three hundred and twelve French Francs) and shall not exceed this amount.

Article 4

Sixty (60) percent of the total cost of the interior design, furnishing and decoration, supply, installation, commissioning and maintenance of simultaneous public address system and Architect's and Consultants' fees, that is forty-two million, five hundred and eighty-two thousand, six hundred and thirty-six French Francs (FF 42,582,636) shall be financed from the ECOWAS Fund's own resources while forty (40) percent shall be shared among Member States in accordance with the co-efficient for payment of contributions as stipulated in Article 5 of the Protocol relating to the ECOWAS Fund.

Article 5

The Executive Secretary is hereby authorised to negotiate and sign contracts with Société Générale des Entreprises (Nig.) Ltd., for the interior design, furnishing and decoration and for the supply, installation, commissioning and maintenance of simultaneous interpretation equipment and public address system.

Article 6

This Decision shall enter into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT BANJUL, THIS 30TH DAY OF MAY 1990.



**H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY**

DECISION A/DEC. 2/5/90 ESTABLISHING A RESIDENCE CARD IN ECOWAS MEMBER STATES

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Mindful of Article 27 of the ECOWAS Treaty relating to freedom of movement and residence within the Community;

Mindful of Protocol A/P. 1/5/79 dated 29 May, 1979, on Free Movement of Persons, Right of Residence and Establishment signed in Dakar on 29 May, 1979;

Mindful of Protocol A/P. 3/5/82 dated 29 May, 1982, establishing a Code of Citizenship for the Community;

Mindful of Supplementary Protocol A/SP 1/7/85 dated 6 July, 1985, establishing a Code of Conduct for the Implementation of the Protocol on Free Movement of Persons, Right of Residence and Establishment;

Mindful of Article 9 of Supplementary Protocol A/SP. 1/7/86 dated 1 July, 1986, on the implementation of the Second Phase (Right of Residence) of the Protocol on Free Movement of Persons, Right of Residence and Establishment;

Considering that more than seven (7) States have ratified and put into force Supplementary Protocol A/SP 1/7/86 dated 1 July, 1986, on the Implementation of the Second Phase (Right of Residence) of the Protocol on Free Movement of Persons, Right of Residence and Establishment;

Convinced that the aim of harmonious development of activities in the Community makes it necessary to introduce a single Residence Card for the Community;

DECIDES

PART 1

FORM AND CONTENT OF THE RESIDENCE CARD

Article 1

There is hereby established by this decision, a "Residence Card" in ECOWAS Member States.

Article 2

1. The Residence Card referred to in Article 1 above shall have the following format: 12 cm x 10 cm

with a hard light blue cover on which shall be printed the ECOWAS Emblem.

2. The model Residence Card as well as the Residence Card application form, shall be as annexed to this Decision.

PART II

CONDITIONS GOVERNING ISSUANCE AND RENEWAL OF RESIDENCE CARD

Article 3

1. ECOWAS Citizens who are nationals of Member States desiring to reside in the territory of another Member State shall obtain a Residence Card from the competent authorities of the host Member State.

Article 4

1. An applicant for an ECOWAS Residence Card shall deposit with the Department of Immigration of the host country, an application therefore and provide the following documents;
 - the application form as contained in Article 2 of this Decision duly completed by the applicant;
 - a copy of the applicant's police record, or any other document in lieu thereof issued within the last three months, where relevant;
 - two (2) 4 cm x 4 cm passport sized photographs taken full face;
 - valid passport or identity card;
 - recent medical certificate showing that the applicant does not suffer from any contagious or epidemic disease or any other disease that would render him unfit to carry out his chosen profession;
 - a repatriation guarantee or a letter of guarantee from the employer;
 - an employment contract stamped by the competent Department of the host country;
 - proof of registration in an educational institution in the case of students and course participants;
 - proof of registration in the Register of trade names and business enterprises in the case of traders and for the liberal professions, proof of membership of the relevant professional body or any other certificate as proof of educational qualification.
2. The application must be prepared to be finger printed.

3. He shall be issued with a receipt certifying that his application and the necessary documents have been submitted, and serving as proof of his temporary stay.

Article 5

The competent authorities in the host Member State may, in processing applications for a Residence Card request the migrant worker to present the following additional documents in respect of his family:

1. The travel document with which his family entered the territory of the host country;
2. Proof of family relationship issued by the competent authority of the State of origin or last country of domicile.

Article 6

1. The Residence Card is not transferable.
2. The Residence Card shall be acceptable as visiting and residence permit and must be produced on demand by the competent authorities of the host State.

Article 7

The processing of an application for a Residence Card may not delay the immediate execution of employment contracts concluded by the applicant.

Article 8

1. Migrant workers shall be allowed to reside in host Member States and take up employment;
2. A migrant worker may not be considered as being in an irregular situation as a result of loss of employment or cessation of his economic activity which occurs before the expiration of his work permit or any similar document.
3. Loss of employment shall not constitute a reason for withdrawal of the Residence Card.

Article 9

1. The holder shall immediately report the loss, theft or destruction of his Residence Card to the competent administrative authority in his area of domicile.
2. The original report shall be sent, along with a passport photograph, to the competent department in the host country which shall issue a duplicate copy.
3. The word; "duplicate" shall be printed in capitals on the duplicate copy.

Article 10

1. Applications for Residence Cards shall attract stamp duties in accordance with the Stamp and Registration Code of the host country.
2. Issuance of the Card shall not be subject to any other form of taxation.

PART III

ISSUING AUTHORITY

Article 11

1. Residence Cards shall be issued and renewed by the Department responsible for immigration matters in the host State, and shall be deposited within the month preceding their expiration.
2. Application for renewal of Residence Cards shall be subject to the same conditions governing their issuance and shall be submitted one month prior to the expiration of the Cards.

Article 12

The holder of a Residence Card shall present it for signature by the Immigration Department each time he changes his residence within the territory of the host Member State.

PART IV

VALIDITY

Article 13

1. The validity of a Residence Card shall be three (3) years. It may be renewed for successive periods of three (3) years.
2. The holder of a Residence Card shall leave the territory of the host Member State at the expiration of the Residence Card, unless he has applied for its renewal one month prior to its expiration.

PART V

SANCTIONS

Article 14

A Residence Card may be withdrawn from a Community citizen only by the issuing authority, where the holder is sentenced by a Court of Law in an ECOWAS Member State to a term of imprisonment for a felonious offence or misdemeanour.

Article 15

An application for a Residence Card may be rejected at the discretion of the issuing authority. A person whose application has been rejected must, upon being so informed, leave the host Member country within the stipulated period.

Article 16

Any attempt at obtaining a Residence Card through fraudulent means shall be liable to punitive sanctions prescribed by the criminal law of each ECOWAS Member State.

Article 17

The following offence shall also be liable to prosecution as prescribed by the criminal law of each Member State, without prejudice to any relevant administrative sanctions;

- (i) Transfer, even temporarily, of a Residence Card or use of a borrowed or stolen Card.
- (ii) Counterfeiting, forgery, or alteration of a Residence Card and use of such document.

PART VI**FINAL PROVISIONS****Article 18**

With the exception of political rights, nationals of ECOWAS Member States shall enjoy the same rights and liberties as nationals of the host country, particularly those contained in the Universal Declaration of Human Rights.

Article 19

The rights and liberties referred to above do not in any way affect the sovereign right of a Member State to expel nationals of another Member State whose situation is irregular as unacceptable migrants. Such expulsion shall be conducted in accordance with conditions stipulated in the relevant texts in force within the Community.

Article 20

Member States shall take all necessary statutory and administrative measures to ensure prompt implementation of this Decision and shall transmit all relevant acts to the Executive Secretariat which shall inform the other Member States.

Article 21

This decision shall enter into force upon signature and shall be published in the Official Journal of the Community and the National Gazette of each Member State.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990



H. E. CAPITAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

**DECISION A/DEC./3/5/90 RELATING TO THE
COMPLETION OF THE ECOWAS MONETARY CO-
OPERATION PROGRAMME**

**THE AUTHORITY OF HEADS OF STATE AND
GOVERNMENT**

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of States and Government and defining its composition and powers;

Conscious of the provisions of Article 36 of the ECOWAS Treaty relating to monetary and fiscal cooperation within the Community,

Recalling further its Decision A/DEC. 2/7/87 relating to the adoption of an ECOWAS Monetary Cooperation Programme, especially the policy measures to achieve the medium and long-term objectives of the single Monetary Zone;

Re-Affirming its strong commitment to a monetary union as an indispensable step towards the full integration of the West African economy;

Considering Resolution C/RES. 9/5/90 of the Council of Ministers' concerning the adoption of a timetable for the completion of the ECOWAS Monetary Cooperation Programme;

DECIDES**Article 1**

The following time-table is hereby adopted for the completion of the programme for the creation of the ECOWAS Single Monetary Zone:

- (i) further work in 1990 shall include the study of the nature of non-tariff barrier in Member States and recommendations on how they should be removed;

- (iii) the year 1991 shall be devoted to negotiations on the details of harmonisation of macro-economic policies, in particular fiscal policies, directly related to monetary harmonisation, non-tariff barriers, and on the Protocols, Rules and Regulations;
- (ii) the drafting of the Protocol on the Single Monetary Zone and the Common Monetary Authority shall be completed by 1992;
- (iv) the Statutes, Rules and Regulations of the Common Monetary Authority shall be drafted by 1993;
- (v) the Protocols, Rules and Regulations etc., shall be placed before the Authority in mid 1994;
- (vi) the rest of 1994 shall be devoted to the ratification of Protocols relating to the creation of the single Monetary Zone and the Common Monetary Authority.

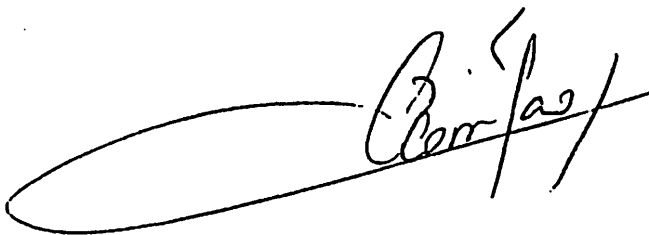
Article 2

The Executive Secretariat of ECOWAS, in collaboration with the Committee of Governors of Central Banks of Member States, shall ensure adherence to the timetable set out in Article 1 of this Decision and prepare annual progress reports on the implementation of programme for the consideration of the Authority.

Article 3

This Decision shall enter into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT BANJU, THIS 30TH DAY OF MAY, 1990



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY.

DECISION A/DEC. 4/5/90 ON THE ALLOCATION OF THE POST OF EXTERNAL AUDITOR OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES TO THE REPUBLIC OF MALI

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT,

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Mindful of Article 10 of the Treaty on the appointment of the External Auditor of the Community;

Mindful of Decision A/DEC. 5/11/84 of the Authority of Heads of State and Government relating to the distribution of statutory posts and allocating the post of External Auditor of the Community to the Islamic Republic of Mauritania;

Mindful of Decisions A/DEC. 1/7/86 dated 1 July, 1986, A/DEC. 1/7/87 dated 9th July, 1987, A/DEC. 4/6/88 dated 25 June, 1988, on the appointment and renewal of the term of office of the firm of HAIBA and Company as External Auditors to the Community for three successive periods of two years each with effect from 1 January, 1985;

Considering the fact that the term of office of the firm of HAIBA and Company will expire on 31 December, 1990;

Considering Resolution C/RES.10/5/90 of the Council of Ministers, adopted at the session held in Banjul from 22 to 27 May, 1990;

DECIDES

Article 1

The post of External Auditor of the Economic Community of West African States is hereby allocated to the Republic of Mali.

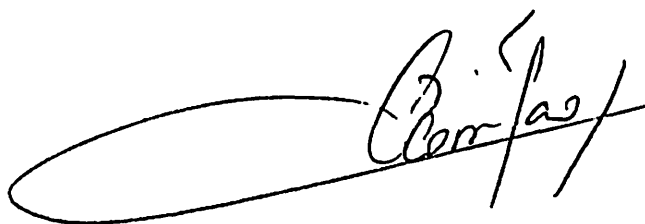
Article 2

The Republic of Mali shall submit the names of three firms of auditors, one of whom shall be recommended by Council for appointment by the Authority.

Article 3

This Decision shall enter into force on 1st January, 1991, and shall be published in the Official Journal of the Community and in the National Gazette of each Member State

DONE AT BANJUL THIS 30TH DAY OF MAY, 1990



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY.

DECISION A/DEC. 5/5/ 90 RELATING TO THE RATIONALISATION OF INSTITUTIONAL ARRANGEMENTS GOVERNING WEST AFRICAN INTEGRATION

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Aware of the adverse impact of the international economic environment on economic growth and development in West Africa, and the increasing necessity for strengthening and consolidating collective self-reliance and sub-regional cooperation;

Recognising the need for a more effective rationalisation, and coordination of the activities of West African Inter-Governmental Organisations in order to accelerate the process of economic integration and achieve sustainable growth and development in West Africa;

Recalling its decision A/DEC. 8/5/83 taken at Conakry in May 1983, requesting for a comprehensive study on the institutional framework for economic cooperation and integration in West Africa;

Recalling that the Council of Ministers, at its Twenty-second Session held in Lagos from 26 to 28 November, 1987, had recommended that the Authority of Heads of State and Government request the decision-making body of each inter-governmental organisation to affirm its commitment to a single economic community in West Africa;

Recalling also that, at its Twenty-fifth Session held in Ouagadougou from 25 to 27 June, 1989, the Council of Ministers adopted a proposal that, on the basis of additional studies, a flexible, pragmatic scheme of rationalisation should be prepared, providing for gradual merging, phasing out or restructuring of the West African IGOs and acknowledged that a political decision on the future of IGOs in the sub-region was now both necessary and urgent;

Considering Resolution C/RES 11/5/90 adopted by the Council of Ministers at its meeting held in Banjul from 22 to 27 May 1990 relating to the rationalisation of institutional arrangements for West African economic integration.

DECIDES

Article 1

1. There shall be a single economic community in West Africa for the purpose of sub-regional integration and as the basis for the eventual establishment of the African Economic Community envisaged in the Lagos Plan of Action.
2. In order to achieve, in the quickest possible time, the objective in Paragraph 1 of this Article, every Member State hereby undertakes to adopt and implement all necessary measures to strengthen and consolidate ECOWAS in order to make it the only economic community in West Africa. These measures shall include:
 - (a) the prompt payment of all financial contributions to the budgets of the Institutions of the Community;
 - (b) the speedy ratification of all Community conventions and protocols; *and*
 - (c) the effective implementation of all Community Acts and Decisions.

Article 2

The decision-making organ of every other West African Inter-Governmental Organisation is hereby requested to re-affirm its commitment to a single economic community in West Africa.

Article 3

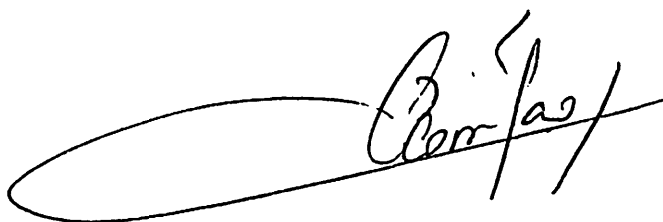
1. The Executive Secretary is hereby directed to undertake relevant studies and hold consultations with the IGOs in the sub-region in order to prepare a flexible and pragmatic scheme of rationalisation of integration efforts in the sub-region, including practical modalities and a time-table for implementation.

2. The Executive Secretary shall present his proposals to the 1991 Session of the Authority through the Council.

Article 4

This decision shall come into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

DECISION A/DEC. 6/5/90 ON THE RATIFICATION OF PROTOCOLS AND CONVENTIONS SIGNED BY HEADS OF STATE AND GOVERNMENT OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and the Government and defining its composition and functions;

Mindful of the provisions of Article 62, Paragraph 1 of the Treaty on the entry into force and ratification of the Treaty and Protocols annexed thereto;

Considering the fact that, despite the provisions of Decision C/DEC. 7/6/89, not all Member States have ratified all Protocols and Conventions signed by the Heads of State and Government;

DECIDES

Article 1

All Member States should ratify all outstanding Protocols and Conventions signed by the Heads of State and Government and deposit the instrument of

ratification with the Executive Secretariat by 31 December, 1990.

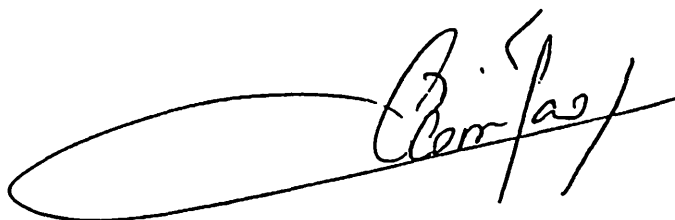
Article 2

The Executive Secretariat shall monitor the ratification of Protocols and Conventions by Member States and prepare a status report which shall be circulated to all Member States not later than 31 January, 1991.

Article 3

This decision shall enter into force upon signature and shall be published in the Official Journal of the Community and the National Gazette of each Member State.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990.



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

DECISION A/DEC. 7/5/ 90 RELATING TO THE EFFECTS OF THE COMPLETION OF THE INTERNAL EUROPEAN MARKET (EUROPE 1992) ON WEST AFRICA

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Conscious of the close links existing between the economies of Member States and the EEC countries;

Aware of the 1987 Single European Act and the determination of the EEC to complete its Internal European Market programme by the end of 1992;

Convinced of the adverse effects that Europe 1992 would have, thus worsening the hostile international environment that ECOWAS and its Member States have to cope with;

Determined to protect the West African economy and address at the sub-regional level the problem of marginalisation of West Africa by the international community;

Considering Resolution C/RES. 13/5/90 passed Council at its Twenty-Seventh Session in Banjul on 27th May, 1990:

DECIDES

Article 1

Member States shall endeavour to consult among themselves and harmonise their approaches to and strategies for dealing with all international economic issues, in order to adopt a common front and enhance their negotiating positions. For this purpose, the Executive Secretary is directed to take all necessary measures to ensure the establishment and effective functioning of a sub-regional consultation mechanism.

Article 2

Member States are called upon to assist in strengthening the West African economy by showing full commitment to sub-regional integration and giving it the highest priority, especially through the prompt and effective implementation of all Community Acts and Decisions.

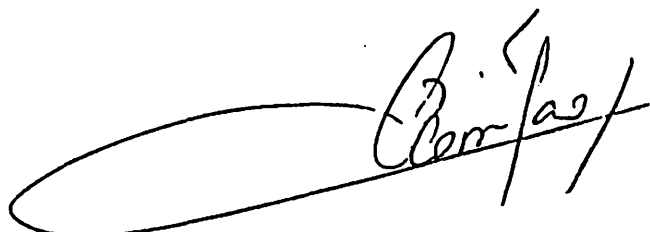
Article 3

The Executive Secretary is directed to monitor and evaluate the implementation of the Single European Act and to propose necessary modifications to ECOWAS cooperation programmes in the relevant sectors in order to take account of the effects of the said Act on ECOWAS and its Member States.

Article 4

This Decision shall come into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

DECISION A/DEC. 8/5/90 ON THE REVIEW OF THE COEFFICIENT OF CONTRIBUTIONS BY MEMBER STATES TO THE BUDGET OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty, establishing the Authority of Heads of State and Government and defining its composition and functions

Mindful of the provisions of Article 2, paragraph 4 of the Protocol on contributions of Member States to the budget of the Economic Community of West African States which stipulate that the coefficient used to determine the contributions of Member States should be reviewed by Council every three years;

Aware that, contrary to the provisions of Article 2 of the above-mentioned Protocol, the coefficient of contributions has not been reviewed since 1976;

Considering the fact that, at its sessions held in Banjul from 4 to 6 December, 1988, and in Ouagadougou from 25 to 27 June 1989, the Council of Ministers agreed on the need to review the coefficient used to determine the contributions of Member States to the budget of the Community;

DECIDES

Article 1

the coefficient used to determine the contributions of Member States to the budget of the Community is hereby reviewed and fixed as follows:

COUNTRY (1)	Co-efficient 1976 – 1990 (2)	Co-efficient as from 1st January 1991 (3)
1. BENIN	3.0	3.47
2. BURKINA FASO	2.6	3.07
3. CAP VERT	1.0	1.47
4. COTE D'IVOIRE	13.0	11.50
5. THE GAMBIA	2.6	3.07
6. GHANA	12.9	10.50
7. GUINEE	2.9	3.46
8. GUINE BISSAU	1.5	1.97
9. LIBERIA	6.7	7.17
10. MALI	1.9	2.37
11. MAURITANIE	3.6	4.07
12. NIGER	2.1	2.57
13. NIGERIA	32.8	30.50
14. SENEGAL	5.4	5.87
15. SIERRA LEONE	4.4	4.87
16. TOGO	3.6	4.07
ECOWAS	100.00	100.00

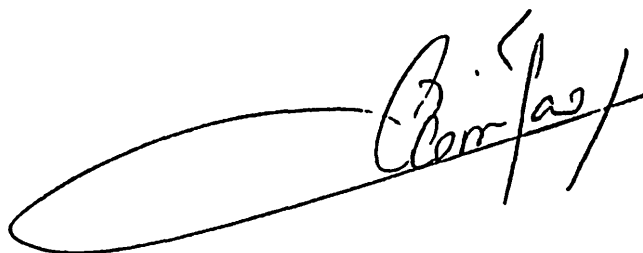
Article 2

The coefficients which shall be applied as from 1991 shall come into force with effect from 1 January, 1991.

Article 3

This decision shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990



H. E. CAPTQAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

DECISION A/DEC. 9/5/90 RELATING TO THE ESTABLISHMENT OF THE STANDING MEDIATION COMMITTEE

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Recalling the ideals of solidarity, unity, mutual trust and good neighbourliness which guided the founding of the Community;

Convinced that regional security and stability, as well as peace and concord are necessary conditions for effective sub-regional cooperation and integration;

Aware of the disruptive effect that recurrent situations of conflict and dispute among Member States have on the ultimate ECOWAS goal of a harmonious and united West African society;

Recalling the ECOWAS Protocol on Non-Aggression adopted in Dakar on 22 April, 1978;

DECIDES

Article 1

1. There is hereby established a Community Standing Mediation Committee.
2. The Committee shall comprise four members appointed by Authority of Heads of State and Government and shall include the current Chairamn of the Authority who shall act as Chairman.
3. Membership of the Committee shall be reviewed every three years.

Article 2

A Member State involved in a dispute or conflict with one or more Member States shall inform the Executive Secretary in writing of its intention to refer the matter to the Standing Mediation Committee for settlement.

Article 3

1. The Executive Secretary shall without delay inform the Chairman of the Authority and the Government of the other Member States of the Standing Mediation Committee of any knowledge of actual or impending dispute or conflict between two or more Member States.

2. The Executive Secretary shall take all necessary measures to facilitate the work of the Committee in the settlement of the dispute or conflict.

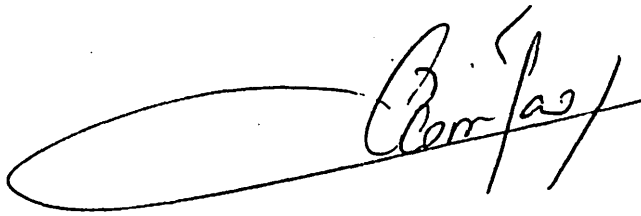
Article 4

Where there is a dispute, the Chairman of the Authority shall convene the other members of the Committee as early as practicable and inform the Member States involved in the dispute or conflict of the preparedness of the Committee to initiate mediation procedures. The Chairman shall report to the Authority at its next session of the nature of the dispute or conflict, the parties involved, the mediation efforts made by the Committee and the outcome of such mediation.

Article 5

This decision shall enter into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT BANJU, THE 30TH DAY OF MAY, 1990



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

DECISION A/DEC. 10/5/90 ON THE SETTING UP OF A COMMITTEE FOR THE REVIEW OF THE ECOWAS TREATY

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the Treaty, establishing the Authority of Heads of State and Government and defining its composition and functions;

Aware that the Community needs to adapt to the changes on the international scene in order to derive greater benefits from those changes;

Considering the need to modify the strategies of the Community in order to accelerate the integration process in the sub-region;

DECIDES

Article 1

the Executive Secretary is hereby directed to set up a Committee of Eminent Persons in the sub-region drawn from within and outside governmental circles, to undertake a review of the ECOWAS Treaty.

Article 2

In carrying out this assignment, the Committee shall lay particular emphasis on:

- (i) The legislative powers of the Authority;
- (ii) The financing of the budgets of Community Institutions;
- (iii) The decision-making procedures of the Authority and Council.

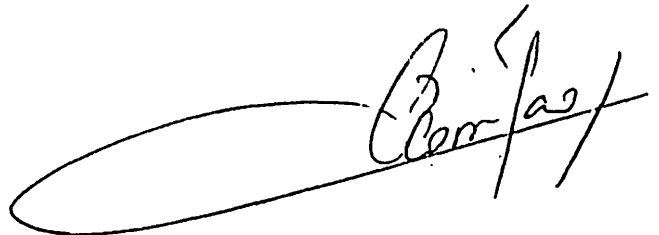
Article 3

The Executive Secretary shall report to the decision-making organs of the Community on this issue as early as practicable.

Article 4

This decision shall enter into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member States.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990.



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

b. OF THE COUNCIL OF MINISTERS

DECISION C/DEC. 1/5/90 RELATING TO THE FORMULATION AND IMPLEMENTATION OF AN ECOWAS INFORMATION POLICY AND PROGRAMME

THE COUNCIL OF MINISTERS

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Aware of information as a strategic sector for promoting national and sub-regional development, and fostering the Community spirit;

Considering the important role of telecommunications in the transmission of information;

Convinced that advertising, an important factor in economic and social development, is not adequately organised within the Community and does not give priority to the promotion of Community-originating products;

Recognising the need for the news media and communications institutions to have adequate and competent human resources to ensure an effective performance of the information sector;

Aware of the value of the contribution of the private sector to the functioning of the information media;

Conscious of the absence of an ECOWAS policy and programme on information;

Upon the recommendation of the First Meeting of ECOWAS Ministers of Information held at Ouagadougou from 16 to 17 March, 1990;

DECIDES

AT COMMUNITY LEVEL

Article 1

It is hereby agreed in principle to upgrade the Division of Information at the ECOWAS Executive Secretariat to a Department. The Executive Secretary is directed to present the financial implications of the upgrading to the November 1990 Session of Council for consideration. The Department is to assist the Executive Secretary to formulate a draft ECOWAS Information Policy and Programme containing inter alia, the following elements:—

- audio-visual specialised telecommunications network for audio-visual transmissions;
- news transmission through the adoption of harmonised tariffs and negotiated special reduced tariffs;
- circulation of newspapers and publications among Member States by negotiating preferential tariffs;
- pool of newspapers in the sub-region to publish common special editions on the activities of the Community, including the celebration of ECOWAS Week;
- production, including co-production within the sub-region of radio and television programmes and films;
- Community Cinema Week
- Formation of a sub-regional advertising body for better organisation of the industry;
- establishment of a Community Information Centre by the private sector;
- information system for promoting ECOWAS at the international level;
- collaboration with PANA to ensure more effective circulation of information in the sub-region;
- cooperation with URTNA in the promotion of exchange of programmes and news among the radio and television organisations of Member States;
- Directory of Training Institutions in the field of information and communications in the sub-region;
- meetings of Heads of Training Institutions for the purpose of harmonising their training programmes;
- training sessions for communicators in fields relevant to the Community's activities and promote the exchange of professionals in the communications field.

AT NATIONAL LEVEL

Article 2

Each Member State is called upon:


- to designate within its Ministry of Information, correspondents to be responsible for the production, transmission and exchange of news and programmes on ECOWAS
- to ensure that with immediate effect its official media (press, radio and television) devote about 20 percent of its news content to highlighting in a positive manner the activities of ECOWAS, its Member States and Institutions. The private media should be encouraged to do likewise;
- to adopt and strengthen the teaching of ECOWAS in the curricular of its educational institutions;

- to undertake a campaign of mass education on ECOWAS, in particular the rights and duties of the citizens under ECOWAS Conventions and Protocols and translate these rights and duties into the national languages. Such campaigns should involve the party structures, youths and women's organisations;
- to encourage the National News Agency to increase and vary the volume of its production for PANA;
- to encourage its national newspaper to publish, on a regular basis, information on ECOWAS provided by PANA; the Institutions of the Community and other agencies;
- to encourage private sector entrepreneurs to invest in the media industry and in the manufacture of goods for use of information and telecommunications institutions (equipment, spare parts, consumables, etc.).

Article 3

This Decision shall enter into force upon signature and shall be published in the Official Journal of the Community and in the National Gazette of each Member State.

DONE AT BANJUL, THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

DECISION C/DEC. 2/5/90 CONTAINING THE LIST OF INDUSTRIAL ENTERPRISES AND PRODUCTS ELIGIBLE TO BENEFIT FROM TRADE LIBERALISATION BETWEEN ECOWAS MEMBER STATES

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Mindful of the Protocol relating to the concept of products originating from ECOWAS Member States and subsequent amendment acts and decisions;

Mindful of Decision of A/DEC. 15/5/80 of the Authority of Heads of State and Government, fixing the level of participation in the authorised capital of industrial enterprises wishing to benefit from preferential taxation under the intra-Community trade system;

Mindful of Decision A/DEC. 1/5/83 dated 29 May, 1983, of the Authority of Heads of State and Government on the adoption and implementation of a single trade liberalisation scheme for industrial products originating from Member States of the Community;

Mindful of Decision C/DEC. 3/5/80 dated 25 May, 1980, of the Council of Ministers and relating to proof and verification of the Community origin of products and the procedures applicable to the movement of goods within the Community;

Mindful of Decision C/DEC. 3/6/88 dated 21 June, 1988, of the Council of Ministers defining the procedure for approval of industrial products and enterprises eligible for the ECOWAS trade liberalisation scheme;

On the Recommendation of the Trade, Customs Immigration, Money and Payments Commission meeting in Lagos from 17 to 21 April, 1990;

HEREBY DECIDES

Article 1

Industrial enterprises and goods fulfilling the ECOWAS Rules of Origin Conditions and approval as being eligible for inclusion in the intra-Community trade liberalisation scheme are those contained in the list herewith attached as an Annex to this Decision.

Article 2

The list referred to in Article 1, may be amended or completed by the Council of Ministers, on the advice of the Trade, Customs, Immigration, Money and Payments Commission in accordance with the approved procedure stipulated by Decision C/DEC. 3/6/88 dated 21st June 1988.

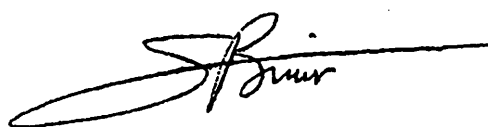
Article 3

Member States and the Executive Secretariat shall take all measures necessary for the implementation of this Decision.

Article 4

This decision shall enter into force upon signature and shall be published in the Official Journal of the Community and the National Gazette of each Member State.

DONE AT BANJUL, THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

LISTE DES ENTREPRISES ET PRODUITS INDUSTRIES AGREES
LIST OF AGREED ENTERPRISES AND INDUSTRIAL PRODUCTS

Etat Membre D'Export/Entreprise Exporting Member State / Company	Produit / Product		Observations
	No. Nomenclature	Designation / Description	
GHANA			
Aluworks Ltd.	76.03	Feuilles et bandes en aluminium / Coils, flat sheets.	
Alugan Company Ltd.	76.08	Cadres de fenêtres en aluminium / Aluminium louvre frames.	
	70.21	Lamelles de verres pour cadres de fenêtres / Class louvre blades.	
	76.00	Cadres de fenêtres en aluminium / Aluminium louvre frames.	
Asakan Metal Works Ltd.	18.06	Chocolat / Chocolate	
	34.05	Cirages pour chaussures / Shoe polish	
	38.11	Antiseptique dentaire / Dental Antiseptic	
	38.11	Antirouille de coffres forts / Safes antiseptic.	
	38.06	Poudre à dépeussier / Dusting Powder	
United Glassware Ltd. Paramount Distilleries Ltd.	70.14	Verrerie d'éclairage / Lantern globes	
	22.09	Gin / Paramount Gin	
	22.09	Schnapps / Paramount Schnapps	
	22.09	Cognac / Tree Star Brandy	
	22.09	Gin Totapak/	
	22.09	Brandy Totapak	
	44.09	Batonnets d'allumettes / Match Splints	
New Match Factory Ghana Ltd. J.L. Morison Son & Jones Ltd.	29.01	Huile Omega / Omega Oil	
	29.01	Elizir antepa / Antepa Elixir	
	29.01	Colorant pour cheveux / Hair dye	
Metalware Ltd.	73.31	Pointes / Nails	
	73.29	Boucles de chaînes / Chain link	
Pens & Plastics Ghana Ltd.	98.03	Stylos bic / Bic ball pens	
Twifo Oil Palm P'antation	15.07	Huile de palme brute / Crude Palm Oil	
Tema Food Complex Corporation	16.04	Conserves de poisson / Tuna flakes in oil	
Ital Ghana Lace Manufacturing Ltd.	58.08	Dentelles brodées / Embroider Laces	

LISTE DES ENTREPRISES ET PRODUITS INDUSTRIELS AGREES
LIST OF AGREED ENTERPRISES AND INDUSTRIAL PRODUCTS

Etat Membre D'Export/Entreprise Exporting Member State/Company	No. Nomenclature	Produit/Product	Observations
		Designation/Description	
PEGASUS Beauty Products Ltd.	34.02 33.06	Savons médicaux / Medicated soaps Produits pour les soins de cheveux / Hair activator	
DOMOD COMPANY LTD.	76.15	Articles de menage et d'economie domestique/Aluminium Cooking Utensil and Holloware	
NIGERIA Berger Paints Nig. Ltd. Chemical & Allied Products Ltd.	32.03 32.09 32.09 32.09 32.09	Peinture / Paint Peinture à eau / Dulux emulsion paint Vernis / Dulux Gloss Peinture / Caplux emulsion paint Peinture pour voiture / Permobel Car Paint	
SENEGAL SNTI (Société Natoinale de Tomate Industrielle)	20.02	Concentré de tomate / Tomato puree	
Senechap	87.06 87.06	Silencieux / Silencer Tuyau d'échappement / Exhaust Pipe	
Icotaf	55.09 55.09 55.09 55.09 55.09	Tissu de coton (ARMICO) / Cotton fabric Poids' > 200g/m2 / Weight < 200g/m2 Largeur > 115 cm/Width > 115cm. Tissus de fibres synthétiques discontinus / Discontinuous Synthetic fibre fabrics. Tissu coton (Drill super teint) / Poids > 200g/m2 / Largeur > 115cm Cotton fabric (dyed super white). Tissu de coton (popeline faconnée teinte) / Cotton fabric (dyed fancy poplin). Basins et similaires teints / Dyed damark and the like.	

LISTE DES ENTREPRISES ET PRODUITS INDUSTRIES AGREES
LIST OF AGREED ENTERPRISES AND INDUSTRIAL PRODUCTS

Etat Membre D'Export/Entreprise Exporting Member State/Company	Produit/Product		Observations
	No. Nomenclature	Designation/Description	
ICOTAF	55.09	Tissu de coton teint (MA Teint) / Dyed cotton fabric.	
	55.09	Tissu coton dégrués, crémés ou blanchis / Scoured, creamed, or bleached cotton fabrics.	
	55.09	Tissu coton avec différentes couleurs (shirting 90 teint) / Cotton fabrics with different colours.	
	55.09	Tissu coton dégrués, crémés ou blanchis (shirting 90 blanc) / Scoured, creamed or bleached cotton fabric (90% white shirting).	

3. RESOLUTION

(a) OF THE AUTHORITY OF HEAD OF STATES AND GOVERNMENT

RESOLUTION A/RES. 1/5/90 RELATING TO MEASURES APPLICABLE TO MEMBER STATES IN ARREARS OF CONTRIBUTIONS

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

Mindful of Article 54, paragraph 3 of the ECOWAS Treaty relating to measures applicable to Member States in arrears of contribution to the budget of the Community;

Mindful of the provisions of the Protocol Relating to the contributions by Member States to the Budget of the Economic Community of West African States;

Considering that there are still arrears of contribution in respect of the first tranche of the ECOWAS Fund's capital despite several appeals by the Authority of Heads of State and Government;

Mindful of Decision C/DEC. 5/6/88 of the Council relating to the terms and conditions for the paying up of the second tranche of the called-up capital and for the callable capital of the ECOWAS Fund;

Recalling that in its final communique at the end of its Twelfth Session held in Ouagadougou, from 29 to 30 June, 1989, Member State with outstanding balances in their contributions were called upon to liquidate these balances without further delay and in any case before the end of June 1990;

Considering the increasing amount of arrears in contributions owed by Member States and the detrimental effect this situation was having on the functioning of Community Institutions;

Considering Resolution C/RES. 1/5/90 adopted by the Twenty-Seventh Session of the Council of Ministers held in Banjul from 22 – 27 May, 1990;

HEREBY RESOLVES AS FOLLOWS

Article 1

All Member States with arrears of contributions to the Budgets of the Community up to 31 December, 1989, shall pay these arrears not later than 31 December, 1993;

Article 2

All Member States with arrears of contribution to the

Budget of the Community for 1990 shall pay these arrears not later than 28 May, 1991.

Article 3

In the event of non-payment of contributions to the Budget of the Community for 1990 in accordance with Article 2 above, the following measures shall apply:

- (a) No new posts in the Institutions of the Community shall be allocated to such defaulting Member States and the appointment of all categories of staff of such Member States in the Institutions of the Community shall be suspended for a period of three months. If the arrears remain unpaid beyond this period, the officials of the Member States concerned shall simply be sent back to the defaulting Member States.
- (b) Community Institutions shall not initiate any study or undertake project appraisals in the territories of such defaulting Member States;
- (c) Community Institutions shall suspend disbursement of any loans to such defaulting Member States.

Article 4

Payment of arrears of contribution to the Budget of the Community shall not excuse Member States from paying their contributions to the current Budget of the Community.

Article 5

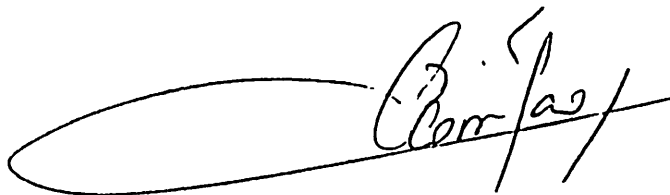
All Member States with arrears of contributions to the First and Second tranches of the called-up capital of the ECOWAS Fund shall pay up all such arrears by 31 December, 1992.

Article 6

In the event of non-payment of contributions by any Member State to the First and Second tranches of the called-up capital of the ECOWAS Fund by 31 December, 1992, the following measures shall apply:

- (a) No new posts in the Institutions of the Community shall be allocated to such defaulting Member States and the appointment of all categories of staff of such Member States in the Institutions of the Community shall be suspended for a period of three months. If the arrears remain unpaid beyond this period, the officials of the Member States concerned shall simply be sent back to the defaulting Member States.
- (b) Community Institutions shall not initiate any study or undertake project appraisals in the territories of such defaulting Member States;
- (c) Community Institutions shall suspend disbursement of any loans to such defaulting Member States.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

RESOLUTION A/RES. 2/5/90 RELATING TO THE SURVIVAL, PROTECTION AND DEVELOPMENT OF THE AFRICAN CHILD

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government, and defining its composition and functions;

Noting the silent emergencies which cause the death of four million children in Africa every year;

Appreciating the OAU Resolution of 1989 declaring the 1990s as the decade of the children of Africa;

Noting further the efforts made by ECOWAS Member States and other organisations to address this serious problem;

Appreciating further the United Nations adoption of the Convention on the Rights of the Child in November, 1989;

Aware of the United Nations Secretary-General's call for support to the World Summit for Children from 29 to 30 September, 1990;

Considering the report of the First Meeting of ECOWAS Ministers of Foreign Affairs held in Banjul from 25 to 27 May, 1990;

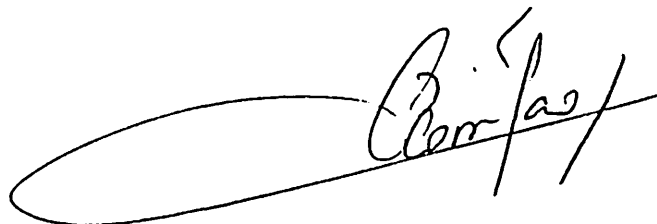
HEREBY RESOLVES

All Heads of State and Government of ECOWAS Member States, with help from International Organisations, are called upon:

(a) to intensify their efforts to ensure that relevant information on child survival, protection and development is disseminated to the masses of their people;

- (b) To take every possible measure to reach the global target of universal child immunization (UCI) for Africa, i.e., seventy-five percent (75%) vaccination coverage by December, 1990;
- (c) To take steps to ratify and implement the U.N. Convention on the Rights of the Child;
- (d) To attend personally the World Summit for Children to be held at the United Nations Headquarters in New York, on 29 and 30 September, 1990, in order to voice African concerns among the comity of nations.
- (e) To place issues relating to women, mothers and children on their national political agenda, and ensure that national development plans accord appropriate priority to these issues.

DONE AT BANJU, THIS 30TH DAY OF MAY, 1990.



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

RESOLUTION A/RES. 3/5/90 RELATING TO INTERNATIONAL SUPPORT OF WEST AFRICAN DEVELOPMENT

THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

Mindful of Article 5 of the ECOWAS Treaty establishing the Authority of Heads of State and Government and defining the composition and functions;

Aware of the poor performance of the West African economy, especially during the past decade, and the gloomy forecast for the future on the basis of current trends;

Accepting primary responsibility for the task of developing the economies of Member States;

Determined to ensure the resumption of economic development through the strategy of regional integration and collective self-reliance;

Convinced of the usefulness and importance of external assistance required to supplement the sub-regional resources available for the economic development of West Africa;

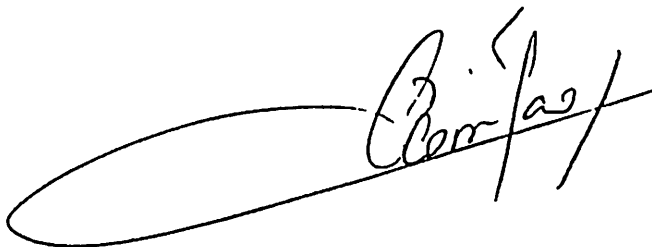
Conscious of the diminution of the flow of external resources to the sub-region, especially during the past decade in spite of the firm commitments made under UN-PAAERD by the industrialised countries to support the necessary efforts of African countries;

Apprehensive about the negative effects on the West African economy of the recent dramatic changes in both Western and Eastern Europe as well as in North America and the Far East;

RESOLVES

To make an urgent appeal to the international community, especially the European Economic Community (EEC) and its member countries, to manifest greater awareness and concern for the development needs of West African countries, by taking firm measures to reverse the trend towards the marginalisation of West Africa and ensure a renewed flow of development assistance to supplement the efforts of West African countries.

DONE AT BANJUL, THIS 30TH DAY OF MAY, 1990



H. E. CAPTAIN BLAISE COMPAORE
CHAIRMAN
FOR THE AUTHORITY

b. OF THE COUNCIL OF MINISTERS

RESOLUTION C/RES. 1/5/90 RELATING TO THE INTERIOR DESIGN FURNISHING AND DECORATION AND FOR THE SUPPLY, INSTALLATION, COMMISSIONING AND MAINTENANCE OF SIMULTANEOUS INTERPRETATION EQUIPMENT AND PUBLIC ADDRESS SYSTEM OF THE HEADQUARTERS OF THE EXECUTIVE SECRETARIAT IN ABUJA

THE COUNCIL OF MINISTERS

Mindful of Article 6 of the ECOWAS Treaty establish-

ing the Council of Ministers and defining its composition and functions;

Mindful of Decision A/DEC. 17/5/82 of the Authority of Heads of State and Government relating to the construction of the Headquarters of the Institutions of the Community;

Mindful of Decision C/DEC. 6/11/82 of the Council of Ministers relating to the procedure for the construction of the Headquarters of Community Institutions;

On The Recommendation of the Ad Hoc Ministerial Committee on the construction of the Headquarters of the Institutions of the Community at its meeting held in Banjul on 21 May, 1990;

Proposes to the Authority of Heads of State and Government to adopt the attached draft decision relating to the interior design, furnishing and decoration and for the supply, installation, commissioning and maintenance of simultaneous interpretation equipment and public address system of the Headquarters of the Executive Secretariat in Abuja.

DONE AT BANJUL, THIS 27TH DAY OF MAY, 1990



HONOURABLE (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 2/5/90 ON THE ADOPTION OF THE DRAFT SUPPLEMENTARY PROTOCOL ON THE IMPLEMENTATION OF THE THIRD PHASE (RIGHT OF ESTABLISHMENT) OF THE PROTOCOL ON FREE MOVEMENT OF PERSONS, RIGHT OF RESIDENCE AND ESTABLISHMENT

THE COUNCIL OF MINISTERS,

Considering Article 6 of the Treaty establishing the Council of Ministers and defining its composition and functions;

Considering Article 2, paragraphs 3 and 4 of the Protocol on Free Movement of Persons, Right of Residence and Establishment, signed on 29 May, 1979, in Dakar

Considering that the Protocol finally entered into force in Member States on 5 June, 1986, and that the four-year period, which commenced from that date, for the implementation of Phase II, expires on 6 June, 1990;

Aware that the criteria for the implementation of Phase III (Right of Establishment) have been fulfilled and that it is necessary for Member States to implement it by adopting and implementing the relevant decisions;

On the Recommendation of the Trade, Customs, Immigration, Money and Payments Commission meeting in Lagos, from 17 to 21 April, 1990;

Proposes, to the Authority of Heads of State and Government;

To approve and adopt the attached Supplementary Protocol on the implementation of Phase III (Right of Establishment) of the Protocol on Free Movement of Persons, Right of Residence and Establishment.

DONE AT BANJUL, THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

**RESOLUTION C/RES. 3/5/90 ON THE COMPUTE-
RISATION OF VEHICLE REGISTRATION IN ECO —
WAS MEMBER STATES**

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty, establishing the Council of Ministers and defining its composition and functions;

Considering the recommendation of the Transport, Communications and Energy Commission (Transport Sub-Commission) which met in Lagos from 2 to 6 April, 1990;

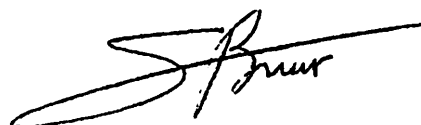
URGES MEMBER STATES:

- (a) to computerise their vehicle registration systems to ensure better control of vehicle movement within the sub-region and to facilitate the collection of statistical data on transport matters;

- (b) to take into account the following basic information, in order to harmonise data on vehicle particulars;

- Make vehicle
- Type of vehicle
- Engine number
- Chassis number
- Registration number
- Date of registration
- Name of owner
- Address of owner
- Private or commercial
- Net weight
- Gross vehicle weight
- Cubic capacity (horse-power)
- Source of energy
- Year of first registration

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990.



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

**RESOLUTION C/RES. 4/5/90 ON THE REDUCTION
OF THE NUMBER OF ROAD CHECK-POINTS IN
ECOWAS MEMBER STATES**

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty, establishing the Council of Ministers and defining its composition and functions;

Considering the recommendation of the Transport, Communications and Energy Commission (Transport Sub-Commission) which met in Lagos from 2 to 6 April, 1990;

URGES Member States:

- to take all necessary measures to effectively reduce the number of checkpoints on Inter-State roads.

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990.



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 5/5/90 ON AXLE ROAD

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Considering the recommendation adopted by the meeting of the Transport, Communications and Energy Commission (Transport Sub-Commission) held in Lagos from 2 to 6 April, 1990;

URGES Member States:

- to introduce weighbridge and axle scales as a means of effectively monitoring tonnage transported and of ensuring that the maximum axle load of 11.5 tonnes adopted by ECOWAS Member States is enforced.

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990.



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 6/5/90 ON THE COMPLETION OF THE REMAINING SECTIONS OF THE TRANS WEST AFRICAN HIGHWAY NETWORK AND THE INTERCONNECTING ROADS TO FACILITATE ACCESS TO LANDLOCKED COUNTRIES

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Considering the recommendation of the meeting of the Transport, Communications and Energy Commission (Transport Sub-Commission) held in Lagos from 2 to 6 April, 1990;

URGES the Member States concerned:

1. to initiate appropriate action towards the completion of the remaining sections of the Trans West African Highway (Lagos — Nouakchott — Dakar to Ndjamena).
2. to accord priority to the construction of interconnecting roads in their investment programmes in order to facilitate access to the landlocked countries.

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 7/5/90 ON THE ESTABLISHMENT OF AN APPROPRIATE ADMINISTRATIVE FRAMEWORK AS STIPULATED IN ARTICLE 1- 1 OF DECISION A/DEC. 2/5/81

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Considering the Recommendation emanating from the meeting of the Transport, Communications and Energy Commission (Transport Sub-Commission) held in Lagos from 2 — 6 April, 1990

REQUESTS Member States

1. to establish an appropriate administrative framework such as a Directorate of Road Transport to facilitate the coordination of road transport activities and rapid collection of the information required for the establishment of a transport data bank.
2. to accelerate the effective implementation of decisions relating to the transport sector.

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGO
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 8/5/90 ON THE ESTABLISHMENT OF A RESIDENCE CARD IN ECOWAS MEMBER STATES

THE COUNCIL OF MINISTERS

Considering the Protocol on Free Movement of Persons, Right of Residence and Establishment;

Considering the Supplementary Protocol on the implementation of the second phase (Right of Residence), and particularly, Articles 5, 6 and 9 on the harmonised ECOWAS Residence Card;

Aware of the need to establish a harmonised Residence Card within the Community to facilitate and simplify movement of persons within member States;

On the recommendation of the Trade, Customs, Immigration, Money and Payments Commission meeting in Lagos, from 17 to 21 April, 1990;

Proposes that the Authority of Heads of State and Government:

- Approve and adopt the attached Draft Decision on the establishment of a harmonised ECOWAS Residence Card.

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990.



HON. (MRS) BINTOU SANOGO
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 9/5/90 RELATING TO THE COMPLETION OF THE ECOWAS MONETARY CO-OPERATION PROGRAMME

THE COUNCIL OF MINISTERS

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Aware of the provisions of Article 36 of the ECOWAS Treaty relating to monetary and fiscal cooperation within the Community;

Recalling Decision A/Dec. 6/5/87 of the Authority on the adoption of an ECOWAS Monetary Cooperation Programme, especially the policy measures to be adopted during the 1987 — 1992 transitional period in order to achieve the medium and long-term objectives of the Single Monetary Zone;

Considering the review of the current monetary situation conducted by the ECOWAS Committee of Governors of Central Banks and its recommendations thereon;

PROPOSES TO THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

- To adopt the following time-table for the completion of the ECOWAS Monetary Union::
 - (i) further work in 1990 should include the study of the nature of non-tariff barriers in Member States and recommendations on how they should be removed;
 - (ii) the year 1991 be devoted to negotiations on the details of harmonisation of macro-economic policies, in particular fiscal policies, directly related to monetary harmonisations, non-tariff barriers, and on the Protocols Rules and Regulations;
 - (iii) the drafting of the Protocol on the Single Monetary Zone and the Common Monetary Authority to be completed by 1992;
 - (iv) the drafting of the Statutes, Rules and Regulations of the Common Monetary Authority by 1993;
 - (v) the Protocols, Rules and Regulations, etc., to be placed before the Authority in mid-1994;
 - (vi) the rest of 1994 shall be devoted to the ratification of Protocols relating to the creation of the Single Monetary Zone and the Common Monetary Authority;

- To request the introduction of a credit guarantee fund mechanism in the West African Clearing House; and
- To urge debtor banks to ensure early settlement of their arrears in the West African Clearing House.

DONE AT BANJUL, THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 10/5/90 ON THE ALLOCATION OF THE POST OF EXTERNAL AUDITOR OF THE COMMUNITY TO THE REPUBLIC OF MALI

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions

Mindful of Article 10 of the Treaty on the appointment of the External Auditor of the Community;

Mindful of Decision A/DEC. 5/11/84 of the Authority of Heads of State and Government relating to the distribution of statutory posts and allocating the post of External Auditor of the Community to the Islamic Republic of Mauritania;

Mindful of Decisions A/DEC. 1/7/86 dated 1 July, 1986, A/DEC. 1/7/87 dated 9 July, 1987, A/DEC. 4/6/88 dated 25 June, 1988, on the appointment and renewal of the term of office of the firm of HAIBA and COMPANY as External Auditors of the Community for three successive periods of two years each, with effect from 1 January, 1985;

Considering the fact that the term of office of the firm of HAIBA and COMPANY will expire on 31 December, 1990;

Proposes that the Authority of Heads of State and Government approve and adopt the attached draft Decision on the allocation of the post of External Auditor to the Republic of Mali.

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990.



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 11/5/90 OF COUNCIL OF MINISTERS RELATING TO THE RATIONALISATION OF INSTITUTIONAL ARRANGEMENTS GOVERNING WEST AFRICAN INTEGRATION

THE COUNCIL OF MINISTERS,

Convinced of the ever-growing necessity to rationalise the numerous institutional arrangements governing economic cooperation and integration efforts in the West African sub-region;

Recalling Authority Decision A/DEC. 8/5/83 taken in Conakry in May, 1983, and A/DEC. 2/11/84 taken in Lome in November, 1984, relating to the rationalisation of economic cooperation efforts within the West African sub-region;

Having examined the Report of the Joint Meeting of ECOWAS Member States and inter-governmental Organisations on Rationalisation of Integration Efforts in West Africa, held in Niamey in October, 1987;

Proposes that the Authority of Heads of State and Government approve and adopt attached draft Decision relating to the Rationalisation of institutional arrangements governing West African integration.

DONE AT BANJUL, THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 12/5/90 ON THE RATIFICATION OF PROTOCOLS AND CONVENTIONS SIGNED BY HEADS OF STATE AND GOVERNMENTS OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Mindful of the provisions of Article 62, paragraph 1 of the Treaty on the entry into force and ratification of the Treaty and Protocols annexed thereto;

Mindful of Decision C/DEC. 7/6/89 on the ratification of Protocols and Conventions signed by ECOWAS Heads of State and Government;

Considering the fact that, despite the provisions of the above-mentioned decision of the Authority of Heads of State and Government, not all Member States have ratified all the Protocols and Conventions signed by ECOWAS Heads of State and Government;

Proposes that the Authority of Heads of State and Government approve and adopt the attached draft decision on the ratification of Protocols and Conventions signed by Heads of State and Government of the Economic Community of West African States.

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990.



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 13/5/90 RELATING TO THE EFFECTS OF THE COMPLETION OF THE INTERNAL EUROPEAN MARKET (EUROPE 1992) ON WEST AFRICA

THE COUNCIL OF MINISTERS,

Mindful of Article 6 of the ECOWAS Treaty establish-

ing the Council of Ministers and defining its composition and functions;

Conscious of the close links existing between the economies of Member States and the EEC countries;

Aware of the 1987 Single European Act and the determination of the EEC to complete its Internal European Market by the end of 1992;

Convinced of the adverse effects that Europe 1992 would have, thus worsening the hostile international environment that ECOWAS and its Member States have to cope with;

Determined to protect the West African economy and address at the sub-regional level the problem of marginalisation of West Africa by the international community;

Upon the recommendation of the Fifth Meeting of National Officials of Planning held at Lagos from 4 to 9 May, 1990;

PROPOSES TO THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

- to institute a regional consultation mechanism to enable Member States coordinate their strategies and approaches to international economic issues, in order to adopt a common front and enhance their negotiation positions;
- to call on Member States to show full commitment to sub-regional integration as a means of strengthening the West African economy through the implementation of Community Acts and Decisions;
- to direct the Executive Secretary to monitor and evaluate the implementation of the Single European Act, and propose adjustments to the ECOWAS cooperation programmes in order to take account of the effects of Europe 1992 on ECOWAS and its Member States.

DONE AT BANJUL, THIS 27TH DAY OF MAY, 1990.



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL

RESOLUTION C/RES. 14/5/90 RELATING TO MEASURES APPLICABLE TO MEMBER STATES IN ARREARS OF CONTRIBUTIONS

THE COUNCIL OF MINISTERS

Mindful of Article 6 of the ECOWAS Treaty establishing the Council of Ministers and defining its composition and functions;

Considering that there are still arrears of contributions in respect of the first tranche of the ECOWAS Fund's capital despite several appeals by the Authority of Heads of State and Government;

Mindful of DECISION C/DEC. 5/6/88 of the Council relating to the terms and conditions for the paying up of the second tranche of the called-up capital and for the callable capital of the ECOWAS Fund;

Noting that the Heads of State and Government in their final communique, Ouagadougou, 29 – 30, June 1989, called upon all Member States with outstanding balances to liquidate these balances without further delay and in any case before the end of June, 1990;

Considering the increasing amount of arrears in contributions owed by Member States and the detrimental effect this situation is having on the functioning of Community Institutions;

On the recommendation of the Twenty-fifth Session of the Board of Directors of ECOWAS Fund held in Banjul from 18 to 20 May, 1990;

PROPOSE TO THE AUTHORITY OF HEADS OF STATE AND GOVERNMENT

To adopt the attached draft decision relating to measures applicable to Member States in arrears of contributions;

DONE AT BANJUL THIS 27TH DAY OF MAY, 1990



HON. (MRS) BINTOU SANOGOH
CHAIRMAN
FOR THE COUNCIL