



## **AGREEMENT AMENDING**

**THE PROTOCOL ON POLITICS, DEFENCE AND**

**SECURITY COOPERATION**

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**AGREEMENT AMENDING THE PROTOCOL ON  
POLITICS, DEFENCE AND SECURITY COOPERATION**

**PREAMBLE**

**WE**, the Heads of State or Government of:

The Republic of Angola

The Republic of Botswana

The Democratic Republic of Congo

The Kingdom of Lesotho

The Republic of Madagascar

The Republic of Malawi

The Republic of Mauritius

The Republic of Mozambique

The Republic of Namibia

The Republic of Seychelles

The Republic of South Africa

The Kingdom of Swaziland

The United Republic of Tanzania

The Republic of Zambia

The Republic of Zimbabwe

**HAVING REGARD** to the objectives set forth in the Southern African Development Community (SADC) Treaty;

**REAFFIRMING** our commitment to the principles of human rights, democracy and the rule of law, especially as these principles must inform corrections and prisons operations in the SADC Region;

**RECOGNISING** that the current corrections and prisons operations need a regional institutional framework;

**MINDFUL** that the SADC Protocol on Politics, Defence and Security Cooperation does not establish a structure to expressly accommodate regional corrections and prisons operations;

**CONVINCED** that the Inter-State Defence and Security Committee of the Organ on Politics, Defence and Security Co-operation (ISDSC) should also serve as a coordinating forum for the Chiefs of Corrections and Prisons in Southern Africa;

**REALIZING** that the Protocol requires amendment to identify the institutional forum for the co-ordination of the regional corrections, prisons and penitentiary operations;

**HEREBY AGREE** as follows:

#### **ARTICLE 1**

##### **Definitions**

In this Agreement, the terms and expressions defined in Article 1 of the Treaty shall bear the same meaning unless the context otherwise requires.

“Protocol” means the Protocol on Politics, Defence and Security Cooperation.

#### **ARTICLE 2**

##### **Amendment to Article 1 of the Protocol**

Article 1 of the Protocol is amended by inserting in the appropriate alphabetic order the following new definition:

“Corrections, Prisons and Penitentiary Sub Committee” means the Sub Committee of the ISDSC comprising government officials responsible for corrections, prisons and penitentiary administration within the SADC Region.

#### **ARTICLE 3**

##### **Amendment to Article 2 of the Protocol**

Article 2(2) of the Protocol is amended by inserting, after paragraph l), the following new paragraph m):

“m) promote close cooperation between State Parties on:

- (i) the development of common regional guidelines, practices and procedures for good management of prisons based on relevant international standards and norms

- (ii) capacity building for personnel;
- (iii) exchange of inmates related information; and
- (iv) strengthening governance, research and development"

#### **ARTICLE 4**

##### **Amendment to Article 5 of the Protocol**

Article 5(1) of the Protocol is amended to read as follows:

- "1. The Ministerial Committee shall comprise the Ministers responsible for foreign affairs, defence, public security, state security, police, and corrections, prisons and penitentiary services, from each of the State Parties."

#### **ARTICLE 5**

##### **Amendment to Article 7 of the Protocol**

1. Article 7(1) is amended to read as follows:

"1. ISDSC shall comprise the ministers responsible for foreign affairs, defence, public security, state security, police, and corrections prisons and penitentiary services, from each of the State Parties."

2. Article 7(7) of the Protocol is amended to read as follows:

"7. ISDSC shall retain the Defence, State Security, Public Security Committees, SARPCCO, Corrections, Prisons and Penitentiary Sub Committee and other subordinate structures of the existing Inter-State Defence and Security Committee."

#### **ARTICLE 6**

##### **Entry into force**

This Agreement shall enter into force on the date of signature by three quarters of the Member States that are parties to the Protocol.

#### **ARTICLE 7**

##### **Depositary**

1. The original texts of this Agreement shall be deposited with the Executive Secretary who shall transmit certified copies to all Member States.
2. The Executive Secretary shall register this Agreement with the Secretariat of the United Nations Organisation and the Commission of the African Union.

Done in GABORONE, BOTSWANA this 18 day of AUGUST 2015 in three (3) original texts in the English, French and Portuguese languages, all texts being equally authentic.

IN WITNESS WHEREOF, WE, the Heads of State or Government, or our duly authorised representatives, have signed this Agreement.



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Republic of Angola



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Republic of Botswana



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Democratic Republic of Congo



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Kingdom of Lesotho



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Republic of Malawi

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Republic of Mauritius



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The Republic of Madagascar



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Republic of Mozambique

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Republic of Namibia



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Republic of Seychelles



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Republic of South Africa



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Kingdom of Swaziland



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United Republic of Tanzania



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Republic of Zambia

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Republic of Zimbabwe