



PROTOCOL ON INDUSTRY

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PREAMBLE

WE, the Heads of State or Government of:

The Republic of Angola
The Republic of Botswana
The Union of Comoros
The Democratic Republic of Congo
The Kingdom of Eswatini
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 United Republic of Tanzania
The Republic of Zambia
The Republic of Zimbabwe

ACKNOWLEDGING that industrial development is central to diversification of economies, enhancement of productive capacity, meeting the needs of societies, creation of wealth and employment, reduction of poverty and setting economies on a sustainable and gender balanced growth path;

RECOGNISING Africa's continental effort to achieve industrial development, in particular, but not exclusively, in the form of the Constitutive Act of the African Union of 2000 and the African Union Agenda 2063 adopted in 2015;

REALISING that Articles 12 and 21 of the Treaty establishing the Southern African Development Community (SADC), hereinafter referred to as the Treaty, places industrial development as one of the core areas of integration and co-operation in SADC with the aim of building a diversified, innovative and globally competitive regional industrial base;

NOTING that Article 22 of the Treaty expressly provides for the conclusion of Protocols as may be necessary in each area of co-operation within the Community;

AFFIRMING the regional determination to achieve sustainable development reflected in the SADC Revised Regional Indicative Strategic Development Programme (RISDP), 2015 and the SADC Industrialisation Strategy and Roadmap (2015-2063) approved by SADC Extraordinary Summit in Harare, Zimbabwe in April, 2015;

DESIROUS of concluding a Protocol to provide a comprehensive legal framework to govern the attainment of industrial development in the Region;

MINDFUL of the different levels of industrial development among the Member States;

CONVINCED that the successful implementation of this Protocol will assist Member States to formulate and implement harmonised policies, laws and strategies based on best practices so as to create a conducive environment to facilitate industrialisation of our respective economies;

BEARING IN MIND that industrialisation of the Region is further dependent upon the effective implementation of Member States' commitments under other SADC protocols, policies and strategies impacting on industrial development; and

ACTING on the recommendations of the Council of Ministers;

HEREBY agree as follows:

ARTICLE 1 DEFINITIONS AND ABBREVIATIONS

1.1 DEFINITIONS

In this Protocol, unless the context otherwise indicates, a word defined in the SADC Treaty shall have the same meaning, and:

“Centre of Excellence”	means an industrial research, innovation and development institute within the Region designated as such by the Committee of Ministers;
“Centre of Specialisation”	means an industrial, innovation and development training institution within the Region designated as such by the Committee of Ministers;
“Committee of Ministers”	means the Committee of Ministers established under Article 28 (1) and (2) of this Protocol;
“Committee of Senior Officials”	means the Committee of Senior Officials established under Article 28 (1) and (4) of this Protocol;
“factors of production”	means land and other natural resources, raw materials, labour, capital, technology and entrepreneurship skills;
“Industrial Development Forum”	means the forum established under Article 28 (1) of this Protocol;
“industrial skills”	means skills necessary for industrial development;

“industry”	means an economic activity concerned with the processing of raw materials and manufacture of goods in factories;
“non-SADC State”	means a state not a Member State of SADC;
“Protocol”	means this Protocol and any amendments thereto;
“regional infrastructure”	means the basic physical and organisational structures and facilities including roads, power supplies, maritime and air connectivity, information, communication and technology (ICT) and buildings developed or identified as regional infrastructure by SADC;
“SADC Business Council”	means the apex body representing private sector associations in the Region;
“SADC National Committees”	means the SADC National Committees created under Article 16 A (1) of the Treaty;
“SADC Tribunal”	means the Tribunal established under Article 16 of the Treaty, as amended;
“Small, Micro and Medium Enterprises”	means Small, Micro and Medium Enterprises as defined by each State Party in its relevant legislation as qualifying for such status and that have their primary business in the field of industry and trade;
“stakeholders”	means the Member States’ institutions in the public or private sector, civil society and regional organisations engaged in industrial activities, research, innovation and education involved in sustainable and inclusive industrial development;
“State Party”	means a Member State that is a party to this Protocol;
“Treaty”	means the Treaty establishing the Southern African Development Community of 1992, as amended;
“value addition”	means the process of adding value to a product; and

“value chain” means the sequence of related business operations from design, research and development, transformation, marketing, and up to the final sale of the particular product, process or service to consumers.

1.2 ABBREVIATIONS

In this Protocol, unless the context otherwise requires:

“AIDS” means Acquired Immunodeficiency Syndrome;
“HIV” means Human Immunodeficiency Virus;
“SADC” means the Southern African Development Community;
“SMMEs” means Small, Micro and Medium Enterprises; and
“SPS” means sanitary and phytosanitary measures.

ARTICLE 2

OBJECTIVES OF THE PROTOCOL

1. The objective of this Protocol is to promote the development of diversified, innovative and globally competitive regional and national industrial bases to enable the Region to achieve sustainable and inclusive industrial development.
2. Pursuant to the main objective in paragraph 1 of this Article, the specific objectives of this Protocol are to:
 - (a) promote industrialisation in an equitable and co-ordinated manner;
 - (b) strengthen national and regional capabilities for industrial policy formulation, design, implementation and monitoring and evaluation;
 - (c) promote and attract investment in the industrial and related sectors;
 - (d) promote the development of regional collaboration frameworks on matters related to industry;
 - (e) facilitate the development of globally competitive SMMEs;

- (f) promote the improvement of and co-operation in the fields of technical regulation, standards, metrology, conformity assessment and accreditation;
- (g) promote the production of and regional trade in essential raw materials, intermediate products and industrial inputs;
- (h) promote industrial innovation and diversification, technology transfer, skills development, research and development and new emerging industries and technologies;
- (i) promote sustainable and inclusive industrial development by encouraging the protection of the environment and the optimal use of natural resources in terms of internationally acceptable standards;
- (j) promote co-operation in the protection of intellectual property rights;
- (k) promote the integration of gender in all industrial development, policies and programmes within the Region; and
- (l) facilitate collaboration in the collection and sharing of industrial data and information among State Parties.

ARTICLE 3 GUIDING PRINCIPLES

In implementing this Protocol, State Parties shall co-operate in good faith and shall be guided by, and give effect to, the following principles:

- (a) striving to formulate regional policies and strategies consistent with the principles contained in Article 4 of the Treaty;
- (b) ensuring that national policy interventions and measures have regional focus and promote regional integration;
- (c) aligning national industrial policies, interventions and measures to the broader SADC objectives of reducing poverty, creation of wealth and employment and raising standards of living in the Region;
- (d) ensuring that regional policies and interventions take into consideration State Parties different levels of development; and
- (e) promoting the inclusive participation of all stakeholders.

ARTICLE 4
REGIONAL CO-OPERATION ON INDUSTRIALISATION

In order to achieve the objectives of this Protocol, State Parties shall co-operate on industrial matters by, *inter-alia*:

- (a) developing prioritised regional value chains;
- (b) promoting value addition of goods and processes within the Region;
- (c) sharing industrial information and knowledge;
- (d) implementing joint projects to improve and modernise infrastructure for industrialisation;
- (e) promoting collaboration among industries, training institutions, vocational and tertiary education institutions and Centre (s) of Excellence and Specialisation in the Region;
- (f) collaborating in building institutional capacity to facilitate and co-ordinate implementation of industrialisation programmes;
- (g) encouraging the establishment of joint regional industrial enterprises;
- (h) collaborating on the development of SMMEs;
- (i) providing incentives necessary for regional industrial development; and
- (j) jointly mobilising resources to support industrialisation programmes.

ARTICLE 5
MEASURES AT THE NATIONAL LEVEL

In order to achieve the objectives of this Protocol, State Parties shall, at the national level:

- (a) formulate and implement effective strategies and mechanisms to promote industrialisation;

- (b) develop and implement national policies and strategies that facilitate SMMEs participation in regional industrialisation programmes;
- (c) promote public-private partnership;
- (d) create a stable and predictable regulatory environment to encourage industrial investment;
- (e) support and promote value addition within the Region;
- (f) take measures to facilitate the enhancement of industrial productive capacity and diversification;
- (g) promote industrial skills development and productive employment of human resources;
- (h) formulate industrial workplace policies to create stable industrial relations and sustainable enterprises;
- (i) improve national participation, ownership and utilisation of factors of production;
- (m) support industrialisation with a particular emphasis on enabling infrastructure development, transport, energy development, technology advancement, innovation and industrial research; and
- (o) improve access to finance for industrial activities.

ARTICLE 6 DEVELOPMENT OF REGIONAL VALUE CHAINS

State Parties shall promote the development of regional value chains by:

- (a) jointly determining the priority regional value chains;
- (b) facilitating cross-border participation of firms and companies in regional value chains; and
- (c) collaborating with the private sector in the development of industrial projects and programmes to encourage cross-border linkages in regional value chains.

ARTICLE 7
PROMOTION OF SMALL, MICRO AND MEDIUM ENTERPRISES

State Parties shall promote the development and participation of SMMEs in industrialisation by formulating and implementing policies and strategies that:

- (a) facilitate linkages between large enterprises and SMMEs;
- (b) target the formalisation, upgrading and modernisation of SMMEs;
- (c) encourage cross border participation of SMMEs in regional value chains;
- (d) encourage the provision of financial support and incentives to SMMEs;
- (e) support identification of export markets for goods and services produced and offered by SMMEs;
- (f) incubate SMMEs to ensure growth and development;
- (g) promote preferential procurement of goods and services produced by SMMEs;
- (i) facilitate SMMEs access to industrial information, skills and opportunities; and
- (j) promote the participation of women, youths and persons with disabilities in SMMEs.

ARTICLE 8
JOINT INDUSTRIAL ENTERPRISES

State Parties shall promote the establishment of joint industrial enterprises to enable industries to:

- (a) support integration of regional value chains;
- (b) produce industrial inputs and intermediate products for further processing within the Region;
- (c) employ the available industrial resources in the Region for value addition;
- (d) utilise the available regional and global markets; and
- (e) compete and deliver on the regional and global markets.

**ARTICLE 9
PROMOTION OF REGIONAL INDUSTRIAL INVESTMENT**

1. State Parties shall adopt and implement policies and measures that promote cross-border industrial investments to increase:
 - (a) industrial production capacity and diversification; and
 - (b) value and wealth creation.
2. State Parties shall collaborate to secure investment for large and strategic industrial projects that will act as anchor projects around which regional industrial development can be spurred and promoted.

**ARTICLE 10
REGIONAL PREFERENCE ON PUBLIC PROCUREMENT**

1. State Parties shall endeavour to promote preferential public procurement of raw materials, goods and services from within the Region.
2. For purpose of paragraph 1 of this Article, State Parties shall:
 - (a) develop and operationalise a regional procurement policy; and
 - (b) collaborate in putting in place a regional supplier development programme aimed at enhancing the capacity of suppliers within the Region.
3. The regional procurement policy envisaged under paragraph 2 (a) of this Article shall provide, *inter-alia*, a minimum threshold of regional content for raw materials, goods and services.

**ARTICLE 11
RESEARCH, DEVELOPMENT, INNOVATION AND TECHNOLOGY**

1. State Parties shall collaborate to:
 - (a) advance research, innovation and technology for sustainable industrial development;
 - (b) support the undertaking of industrial research in the areas that have regional dimension; and

- (c) designate Centre(s) of Excellence and Specialisation in the areas of industrial management, industrial production and utilisation and marketing of industrial goods.
2. State Parties shall ensure the development, sustainability and utilisation of regional Centre(s) of Excellence and Specialisation to support research, innovation, technology development and transfer for the advancement of industrial development.
 3. State Parties shall formulate and implement policies, laws and strategies that support industrial research, innovation, technological advancement and commercialisation of products, goods and services.
 4. State Parties shall take appropriate legislative measures to protect intellectual property rights in order to facilitate innovation, technological development, technology transfer and commercialisation of products, goods and services.

ARTICLE 12
STANDARDS, QUALITY ASSURANCE, ACCREDITATION, METROLOGY AND CONFORMITY ASSESSMENT

1. State Parties shall co-operate in the formulation, implementation and compliance to technical regulation, standards, quality assurance, accreditation, metrology and conformity assessment.
2. State Parties shall ensure that national standards, quality assurance, accreditation and metrology infrastructures contribute to regional industrialisation.
3. State Parties shall, at national level:
 - (a) take measures to strengthen national infrastructure dealing with technical barriers to trade in order to support the production of globally acceptable goods and services;
 - (b) take measures to facilitate SMMEs compliance to and implementation of standards and access to the services of infrastructure dealing with technical barriers to trade nationally and regionally; and
 - (c) make use of standardisation to promote industrial development and competitiveness.

ARTICLE 13

SANITARY AND PHYTOSANITARY MEASURES

1. State Parties recognise the importance of the full implementation and compliance with sanitary and phytosanitary measures (SPS) and that SPS are a critical element for sustainable and inclusive industrial development.
2. State Parties shall:
 - (a) collaborate on industrialisation-related SPS matters;
 - (b) introduce and implement measures to ensure that the execution of regional value chains across borders is in line with mutually recognised SPS principles; and
 - (c) collaborate in putting in place necessary technical infrastructure to comply with SPS in industrialisation.

ARTICLE 14

INFRASTRUCTURE IN SUPPORT OF INDUSTRIALISATION

State Parties shall:

- (a) co-operate with each other to ensure that infrastructure in support of industrialisation within their borders is accessible without undue restrictions;
- (b) collaborate in implementing regional infrastructure projects in support of industrialisation;
- (c) develop programmes to leverage on infrastructure projects to achieve industrial development;
- (d) mobilise resources for building necessary infrastructure in support of industrialisation and trade in the Region;
- (e) collaborate in the establishment of industrial parks and special economic zones; and
- (f) promote industrial cluster cross-border collaboration.

ARTICLE 15
PROMOTION, REGULATION AND PROTECTION
OF INDUSTRIAL INVESTMENTS

1. State Parties shall cooperate in the promotion of industrial investments.
2. Each State Party shall take measures to enhance the regulatory environment for the establishment, registration and operation of industrial investments.
3. Each State Party shall, in accordance with its laws and regulations, facilitate and create favourable conditions to attract industrial investments in its territory through suitable administrative measures.
4. Industrial investments shall not be nationalised or expropriated in the territory of any State Party except for a public purpose, under due process of law, on a non-discriminatory basis and subject to the payment of fair and adequate compensation.

ARTICLE 16
CAPACITY BUILDING

State Parties shall promote education, training, capacity-building and public awareness in connection with industrial and related activities by:

- (a) involving relevant facilities and institutions in education, training and capacity building in connection with industrial and related activities in the Region;
- (b) collaborating with relevant international and other training and education institutions and organisations outside the Region concerned with industrial development;
- (c) developing regional programmes for capacity-building in the industry sector, giving particular attention to the development of the capacity at the rural or local level to participate in industrial activities, marketing and related activities;
- (d) taking measures to promote the development, exchange and transfer of industrial skills, knowledge and expertise in the Region;
- (e) strengthening capacity in innovation, training and the efficient application of science and technology; and
- (f) facilitating access to industrial skills that are not available within the Region.

ARTICLE 17
PRIVATE SECTOR ENGAGEMENT

State Parties shall promote the continued engagement and participation of the private sector in industrialisation both at regional and national levels by, *inter-alia*:

- (a) developing and implementing capacity-building programmes for private industries and industrial undertakings to raise productivity and competitiveness;
- (b) establishing platforms for public-private-academic dialogue and collaboration on industrial policy-making processes;
- (c) ensuring private sector awareness of and participation in the implementation of industrial policies and strategies; and
- (d) promoting public-private partnership as an alternative mode of financing the implementation of industrial projects.

ARTICLE 18
COLLECTION AND SHARING OF INDUSTRIAL AND RELATED INFORMATION

1. State Parties shall, in accordance with their national laws, cause to be registered every existing industry and industrial undertaking as the basis for maintaining industrial information.
2. State Parties shall, in as far as possible and within their available resources, maintain databases of all registered industries, industry practitioners and industrial undertakings operating within their respective territories for the purpose of facilitating and planning management and co-ordination of industrial activities.
3. State Parties shall:
 - (a) co-operate in the sharing of industrial information through the networking of industries and public institutions, amongst others;
 - (b) co-operate in enhancing their capacity to collect and disseminate industrial information; and
 - (c) endeavour to improve the collection, organisation and dissemination of technical, investment and marketing information through appropriate institutional mechanisms and national industrial portals.

ARTICLE 19
EMPOWERMENT OF WOMEN, YOUTH AND PERSONS WITH DISABILITIES

1. State Parties shall adopt industrialisation policies and strategies that promote:
 - (a) gender equality and equity; and
 - (b) development, empowerment and participation of women, the youth and persons with disabilities.

2. The policies and strategies in paragraph 1 of this Article shall, *inter-alia*:
 - (a) facilitate access to:
 - (i) available industrial financing;
 - (ii) industrial upgrading, skills development and modernisation programmes; and
 - (iii) business development services; and
 - (b) promote preferential public procurement of industrial goods and services produced by enterprises owned by women, youths and persons with disabilities.

ARTICLE 20
MAINSTREAMING HIV AND AIDS IN INDUSTRIALISATION

State Parties shall mainstream HIV and AIDS related issues in their respective industrialisation policies and strategies to ensure:

- (a) non-discrimination against people infected with or affected by HIV and AIDS; and
- (b) availability of and access to HIV and AIDS commodities and services.

ARTICLE 21
ENVIRONMENT MEASURES AND OPTIMAL USE OF NATURAL RESOURCES

1. State Parties shall, in their industrialisation policies, laws and strategies ensure the protection of the environment by:

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EMPOWERMENT OF WOMEN, YOUTH AND PERSONS WITH DISABILITIES

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ARTICLE 21
ENVIRONMENT MEASURES AND OPTIMAL USE OF NATURAL RESOURCES

1. State Parties shall, in their industrialisation policies, laws and strategies ensure the protection of the environment by:

- (a) enhancing the sustainable management and conservation of the environment;
 - (b) promoting and prioritising the development and application of green technology;
 - (c) requiring that industrial development is preceded by environmental impact assessments and environment protection measures;
 - (d) encouraging a regional approach in conducting environmental impact assessments especially in relation to shared ecosystems and industrial activities with cross-border environmental effect;
 - (e) promoting collaboration in the development of programmes to train environmental scientists in fields related to industrial development;
 - (f) encouraging the sharing of information on environmental protection, management of hazards and industrial accidents, rehabilitation and adaptation; and
 - (g) requiring that new industrial investments be resilient to adverse climatic conditions.
2. State Parties shall promote the use of their natural resources in a sustainable and environmentally friendly manner by:
- (a) implementing best sustainable management and conservation practices; and
 - (b) ensuring efficient resource utilisation and cleaner production to encourage sustainable consumption and production patterns.
3. State Parties undertake to comply with their obligations under regional and international agreements regarding environmental management and optimal use of natural resources.

ARTICLE 22 OCCUPATIONAL SAFETY AND HEALTH

State Parties shall:

- (a) co-operate in improving occupational safety and health practices and standards for industries;

- (b) encourage the sharing of training and any promotional facilities related to occupational safety and health in the Region; and
- (c) ensure the implementation of and compliance to internationally acceptable occupational safety and health standards and practices by industries within their respective territories.

ARTICLE 23
HARMONISATION OF POLICIES AND LAWS

In order to enhance regional co-operation and integration on industrial matters, State Parties shall pursue harmonisation of policies and laws in accordance with the best practices where necessary to achieve the objectives of this Protocol.

ARTICLE 24
FINANCIAL PROVISIONS

Joint regional industrial projects and programmes under this Protocol may be financed from:

- (a) contributions by State Parties;
- (b) grants or donations received from the private sector, international organisations and other co-operating partners in conformity with the objectives of this Protocol; and
- (c) development financing.

ARTICLE 25
RELATIONSHIP WITH OTHER STATES AND ORGANISATIONS

1. State Parties shall pursue and promote policies that aim at increasing co-operation with non-SADC States, regional and international organisations on issues related to industrialisation.
2. Nothing in this Protocol shall prevent a State Party from entering into bilateral or multilateral agreements with other Member States not parties to this Protocol or non-SADC States in furtherance of the objectives and principles of this Protocol.

**ARTICLE 26
DEROGATION**

1. State Parties shall not derogate from their obligations under this Protocol without the approval of the Committee of Ministers.
2. Where a derogation request is made, the Committee of Ministers shall assess and make a decision to grant or refuse such a request.

**ARTICLE 27
EXISTING AGREEMENTS**

Nothing contained in this Protocol shall derogate or be construed to derogate from existing agreements entered into between two or more State Parties or with Member States not party to this Protocol or other organisations on any activity related to industry, provided that State Parties shall endeavour to give effect to such agreements and any rights acquired or obligations assumed thereunder in conformity with the objectives and principles of this Protocol.

**ARTICLE 28
INSTITUTIONAL ARRANGEMENTS**

1. Institutional mechanisms for the implementation of this Protocol shall comprise:
 - (a) the Committee of Ministers;
 - (b) the Committee of Senior Officials;
 - (c) the Industrial Development Forum;
 - (d) the SADC National Committees; and
 - (e) the SADC Secretariat.
2. The Committee of Ministers shall:
 - (a) be composed of State Parties Ministers responsible for industry and trade and other sector(s) concerned with regional economic integration as may be co-opted;
 - (b) meet at least once a year; and
 - (c) be chaired by the nominated Minister representing the State Party chairing SADC.

3. The Committee of Ministers shall be responsible for the following:

- (a) overseeing and monitoring the implementation of this Protocol;
- (b) adopting regional policies and strategies on industrialisation;
- (c) determining priority areas for industrial co-operation;
- (d) setting and reviewing targets for industrialisation;
- (e) considering and approving recommendations from the Committee of Senior Officials and the Industrial Development Forum;
- (f) submitting proposals to the Council of Ministers for amendment of this Protocol;
- (g) creating such committees, sub-committees or institutions as it deems necessary for the effective implementation of this Protocol;
- (h) directing the work of any committee, sub-committee or institutions established under this Protocol;
- (i) recommending to the Council of Ministers the adoption of annexes to implement co-operation in any particular area of co-operation provided that such annexes are not inconsistent with the provisions of this Protocol;
- (j) designating Centre(s) of Excellence and Specialisation for purposes of this Protocol;
- (k) settling disputes in terms of Article 30 (2) of this Protocol; and
- (l) discharging any function that ensures the effective implementation of this Protocol.

4. The Committee of Senior Officials shall:

- (a) consist of administrative heads of Ministries responsible for industry and trade and other sector(s) concerned with economic integration as may be co-opted or their representatives;
- (b) meet at least once every year;
- (c) be chaired by the nominated Senior Official representing the State Party chairing SADC;
- (d) be responsible for:

- (i) monitoring and reporting to the Committee of Ministers on matters relating to the implementation of the provisions of this Protocol;
 - (ii) clearing documents prepared by the SADC Secretariat or recommendations made by the Industrial Development Forum to be submitted for the consideration of the Committee of Ministers;
 - (iii) supervising and directing the work of the Industrial Development Forum and the SADC Secretariat through the Chairperson; and
 - (iv) performing such other functions as may be assigned to it by the Committee of Ministers;
- (e) work closely with the Committee of Ministers, Industrial Development Forum and SADC Secretariat to ensure effective implementation of this Protocol.

5. The Industrial Development Forum shall:

- (a) comprise representatives of State Parties' government ministries responsible for industry and trade as well as other sector(s) concerned with economic integration as may be co-opted, SADC National Committees, the SADC Business Council, private sector operators, industry sector associations, industrial experts in both the public and private sectors, regional intermediary organisations, employees' associations, employers' associations and other relevant stakeholders as may be co-opted from time to time;
- (b) be the technical body supporting the Committee of Senior Officials and shall discharge the following functions:
 - (i) provide inputs on the formulation and harmonisation of industrial policies and laws;
 - (ii) provide recommendations on the development and implementation of action plans and strategic interventions;
 - (iii) recommend measures on the mobilisation of resources to fund projects to implement this Protocol; and
 - (iv) leverage the direct and indirect contribution of the private sector, training, vocational and tertiary education institutions as well as Centre(s) of Excellence and Specialisation to speed up regional industrialisation and integration process;
- (c) be chaired by the nominated Senior Official representing the State Party chairing SADC; and
- (d) meet twice a year.

6. The SADC National Committees shall be responsible for performing their duties under Article 16 A of the Treaty in respect to industry.
7. The SADC Secretariat shall perform the following functions:
 - (a) co-ordinate the implementation of this Protocol;
 - (b) provide technical and secretarial support to the Committee of Ministers, Committee of Senior Officials and the Industrial Development Forum;
 - (c) provide technical support to committees, sub-committees and institutions that may be established under paragraph 3 (g) of this Article;
 - (d) facilitate the formulation of policies and strategies geared towards the attainment of sustainable and inclusive industrial development;
 - (e) identify and recommend research needs and priorities necessary to ensure the attainment of sustainable and inclusive industrial development; and
 - (f) facilitate the monitoring, evaluation and reporting on the implementation of this Protocol, policies and agreed strategic interventions.

ARTICLE 29 ANNEXES

1. State Parties may develop and adopt annexes for the implementation of this Protocol.
2. An annex shall form an integral part to this Protocol.
3. The adoption of annexes under this Article shall be done in accordance with Articles 28 (3) (i) and 36 of this Protocol.

ARTICLE 30 SETTLEMENT OF DISPUTES

1. State Parties shall strive to resolve any dispute arising between or among them regarding the application, interpretation or implementation of this Protocol amicably.

2. Any dispute arising between or among State Parties from the application, interpretation or implementation of this Protocol which cannot be settled amicably shall be referred to the Committee of Ministers.
3. Any dispute arising from the interpretation, application and implementation of this Protocol which cannot be settled by the Committee of Ministers, shall be referred to the SADC Tribunal.
4. The decision of the SADC Tribunal shall be final and binding.

ARTICLE 31 SIGNATURE

This Protocol shall be signed by the Heads of State or Governments of the Member States or their duly authorised representatives.

ARTICLE 32 RATIFICATION OF THE PROTOCOL

This Protocol shall be subject to ratification by Member States in accordance with their respective constitutional procedures.

ARTICLE 33 ENTRY INTO FORCE

1. This Protocol shall enter into force thirty (30) days after the deposit of instruments of ratification by two-thirds of Member States.
2. This Protocol shall remain in force for as long as there are at least two-thirds of the States Parties who remain bound by the provisions of this Protocol.

ARTICLE 34 ACCESSION

The Protocol shall remain open for accession by any Member State.

ARTICLE 35 DEPOSITORY

1. The original text of this Protocol and all instruments of ratification and accession shall be deposited with the Executive Secretary, who shall transmit certified copies thereof to all Member States.

2. The Executive Secretary shall register this Protocol with the Secretariat of the United Nations and the African Union Commission.

ARTICLE 36 AMENDMENT OF THE PROTOCOL

1. Any State Party may propose amendments to this Protocol.
2. Proposals for amendment to this Protocol may be made in writing to the SADC Executive Secretary who shall duly notify all Member States of the proposed amendments, at least ninety (90) days in advance of consideration of the amendments by Member States, but such notice period may be waived by Member States.
3. An amendment to this Protocol shall be adopted by a decision of three-quarters of all State Parties, and shall become effective thirty (30) days after such adoption.

ARTICLE 37 WITHDRAWAL

1. Any State Party may withdraw from this Protocol upon the expiry of twelve (12) months from the date of giving the Executive Secretary a written notice to that effect.
2. The Executive Secretary, upon receiving the notification contemplated in paragraph 1 of this Article, shall inform the Committee of Ministers of the intention of that State Party to withdraw.
3. A State Party that has given notice to withdraw pursuant to paragraph 1 of this Article shall cease to enjoy all rights and benefits under this Protocol upon the withdrawal becoming effective but shall remain bound by her outstanding obligations under this Protocol.

IN WITNESS WHEREOF, WE, the Heads of State or Government, or duly authorised Representatives of Member States, have signed this Protocol.

DONE at ~~DAR ES SALAAM, UNITED REPUBLIC OF TANZANIA~~ on the 18TH day of AUGUST, 2019 in three (3) original texts, in the English, French and Portuguese languages, all texts being equally authentic.


REPUBLIC OF ANGOLA

REPUBLIC OF BOTSWANA


UNION OF COMOROS

DEMOCRATIC REPUBLIC OF


KINGDOM OF ESWATINI


KINGDOM OF LESOTHO


REPUBLIC OF MADAGASCAR


REPUBLIC OF MALAWI


REPUBLIC OF MAURITIUS


REPUBLIC OF MOZAMBIQUE


REPUBLIC OF NAMIBIA

REPUBLIC OF SEYCHELLES

REPUBLIC OF SOUTH AFRICA


UNITED REPUBLIC OF TANZANIA

REPUBLIC OF ZAMBIA


REPUBLIC OF ZIMBABWE