



LEGAL REQUIREMENTS FOR ACCESSION

PRESENTATION BY PATIENCE RASHAI

LEGAL REQUIREMENTS FOR ACCESSION

THE PROCESS OF ACCESSION IS GOVERNED BY SECTION 327 (2) OF THE CONSTITUTION

- “An international treaty which has been concluded or executed by the President or under the President’s authority does not bind Zimbabwe until it has been approved by Parliament....”

LEGAL REQUIREMENTS CONCLUDED

- Some stages have already been implemented, that is;
- 1. Examination by the Office of the AG;
- 2. Submission to the Public Agreements Advisory Committee (PAAC); and
- 3. Submission to the Cabinet Committee on Legislation

LEGAL REQUIREMENTS OUTSTANDING

- The Ministry shall submit a motion to Parliament for approval in accordance with section 327 (2) of the Constitution.
- Both Houses of Parliament, that is, the Senate and the National Assembly should approve.
- After Parliamentary approval, the Ministry shall draft the instruments of accession, cabinet minute and Minister's memorandum for submission to the Office of the AG.

LEGAL REQUIREMENTS OUTSTANDING

- The Office of the AG will examine the submitted documents and initial the cabinet minute for submission to His Excellency for his signature.
- The Ministry will submit the signed documents to the Ministry of Foreign Affairs for depositary to the Secretary General of the United Nations.