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**IMPLEMENTATION ROADMAP
FOR
THE DRAFT PROTOCOL TO THE TREATY ESTABLISHING THE AFRICAN ECONOMIC COMMUNITY
RELATING TO FREE MOVEMENT OF PERSONS, RIGHT OF RESIDENCE AND RIGHT OF
ESTABLISHMENT**

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
1.	Article 32	<p><u>Signature/Ratification/Accession of Protocol</u></p> <p>(a) Implementation/initiation of ratification proceedings in the Member State</p> <p>(b) Deposit instruments of ratification with Chairperson of the Commission</p>	<p>Member States</p> <p>Member States</p> <p>AUC to follow up on ratification by Member States</p>	<p>January 2018</p> <p>December 2018</p>
2.	Article 5(3)(a) and (b)	<p>Accelerated implementation</p> <p>1. Establish and provide more favourable mechanisms for realisation of free movement of persons, right of residence and right of establishment</p> <p>2. Use of variable geometry in implementation of Protocol ✓ Implementation of any provision of the Protocol at different speed and time</p> <p>3. Establish regional and bilateral arrangements for accelerated implementation</p>	<p>Member States and Regional Economic Communities</p> <p>Member States and Regional Economic Communities</p>	Anytime upon coming into force of Protocol
3.	Parts III, IV and V, Article 5 and 26	Common facilitators of effective implementation of free movement of persons, right of residence and right of establishment		

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>3. Improve the capacities of border governance mechanisms and personnel by optimizing new border governance technologies:</p> <ul style="list-style-type: none"> a. improve the integrity and security of travel documents; b. equip all official entry and exit points with up to date border management information systems to fight against fraudulent documents; c. upgrade inspection, data collection (advanced passenger information systems (APIS) and communication systems; d. provide technical training for those involved in border management and migration policy. 	Member States with assistance from Regional Economic Communities and Commission	Continuous starting 2018
PHASE ONE – RIGHT OF ENTRY AND ABOLITION OF VISA REQUIREMENTS				
4.	Article 5 (1)a, 6 and 27	<p>Right of entry</p> <ul style="list-style-type: none"> (a) Implement a relaxed visa regime (Facilitate the issuance of visas for certain categories (students, researchers...etc)) ✓ issuing visas on arrival to citizens of African Union Member States 	Member States	<p>December, 2023 (gradual and continuous process)</p> <p>(a) By Dec, 2018</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
6.	Article 8	<p>Share designated official points of entry and exit with other Member States</p> <p>(a) Publicise or share information on official points of entry and exit with other member states</p>	Member States and the Commission	2018 Continuous
7.	Article 26 and 28 (3)	<p>Harmonisation of national laws, policies and procedures</p> <p>(a) Immigration laws, policies and procedures:</p> <p>(i) Review laws, policies and procedures for conformity with Protocol</p> <p>(ii) Establish policies and procedures which facilitate and promote free movement of persons in conformity with Protocol</p> <p>(b) Laws policies and procedures relating to study and research:</p> <p>(i) Identification of laws relating to study and research by non-nationals</p> <p>- Admission of non-nationals into education institutions</p> <p>(ii) Review of laws relating to study and research by non-nationals</p> <p>(c) Labour laws, policies and procedures</p>	Member States and RECs (RECs shall coordinate the harmonisation of laws, policies and procedures within each region)	<p>(a) 2023</p> <p>(b) 2023</p> <p>(c) 2023</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		Review policies, laws and procedures on employment of non-nationals (i) harmonising immigration policies with labour laws (d) Laws, policies and procedures relating to social security		(d) 2023
8.	Article 9	Travel documents (a) Use of ICAO standard travel documents Upgrade passports from Machine Readable Passports (MRP) to e-Passports (b) Use of travel documents other than Passports (c) mutual recognition and exchange of specimens of the valid travel documents issued by a Member State	Member States Member States RECs Member States	Continuous from 2017 Continuous from 2017 Continuous from 2017
9.	Article 10	African Passport (a) Establish the continental design and technical specifications of the African Passport: ✓ Propose basic common specifications of the African Passport to Member States for consideration	(a) Commission and Member States	June 2018

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<ul style="list-style-type: none"> ✓ Provide Technical specifications of African Passport to Member States ✓ Facilitate a meeting of Heads of Immigration, Emigration of member states to develop modalities and guidelines for the design, features, production, issuance, usage and any other requirements of the African passport ✓ Settle the Continental design of African Passport (biometrics) (b) Issue the African Passport to citizens. <ul style="list-style-type: none"> ✓ Harmonization of laws, policies and procedures to accommodate issue and use of African Passport ✓ Domestic design of African Passport (c) Public awareness to promote and popularise the African Passport 	<p>(b) AU Commission and Member States</p> <p>(c) Member States, Commission and RECs</p>	<p>Continuous from 2018</p> <p>Continuous from July 2016</p>
10.	Article 11	<p>Use of vehicles</p> <ul style="list-style-type: none"> (a) Share specimen of biometric drivers licences with other Member States (b) Harmonise systems and procedures for use of vehicles in different Regional Economic Communities 	<p>Member States</p> <p>Member States</p>	<p>2018</p> <p>2018</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<ul style="list-style-type: none"> (c) Recognise valid drivers licences of other Member States (harmonize systems) (d) establishment of a Continental Database on registration of vehicles (e) Link Member States vehicle registration systems to the Continental Database on registration of vehicles 	<p>Commission</p> <p>Member States with assistance from Commission</p>	<p>2018</p> <p>2019</p>
11.	Article 12	<p>Free movement of residents of border communities</p> <ul style="list-style-type: none"> 1. Ratify and accelerate the implementation of the African Union Convention on Cross-border Cooperation (Niamey Convention) <ul style="list-style-type: none"> (a) Develop and implement programs aimed at cross border cooperation (b) establish coordinated border management systems to regulate migration flows (c) Coordination of cross-border programs to avoid duplication 2. Define, delimit and demarcate inter-state borders 	Member States with assistance of Commission and Regional Economic Communities	Continuous

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>4. Identify communities in the border lands</p> <p>5. Identify and register residents of communities in the border lands</p> <ul style="list-style-type: none"> ✓ Sensitize the populations living in border zones on prevailing laws and the role they can play in conflict mitigation and border governance regimes <p>6. Adopt and provide specific border community identification documents</p> <p>7. Establish soft borders, easing restrictions for mobility and interaction between borderland communities</p> <ul style="list-style-type: none"> ✓ Establish specific border community crossing points or mechanisms <p>8. Establish and reinforce bilateral and national cross-border security regimes allowing for intelligence-sharing, joint military operations, joint patrols, and joint anti-cattle-rustling and anti-crime-units and conclude hot-pursuit agreements</p>	<p>Member States</p> <p>Member States</p> <p>Member States</p> <p>Member States</p>	<p>By December 2023</p> <p>By December, 2023</p> <p>By December, 2023</p> <p>By December, 2023</p> <p>2023</p>
12.	Article 13	Movement of students and researchers		

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<ul style="list-style-type: none"> ➤ identify areas of study in which to promote student exchange ➤ identify educational institutions within the Union to support and facilitate student exchange programmes <p>(d) Establish and coordinate regional student exchange programmes</p>	<p>Member States, Commission, Pan African University</p> <p>Member States, Regional Economic Communities (RECs)</p>	<p>2025</p> <p>2025</p>
13.	Article 14	<p>Free movement of workers</p> <ol style="list-style-type: none"> 1. Identify and assess existing categories of workers and skills within the African Union in accordance with the Migration Policy Framework for Africa 2. Classify the priority of skills (skills gaps) and workers required by individual Member States and RECs 3. Share information on the skills and workers required in each Member State <ol style="list-style-type: none"> (a) Establish and update Labour Market Information Systems (b) Harmonise standards and tools for data collection on international labour migration in Africa 	<p>Member States with technical assistance of Commission</p> <p>Member States, Commission and RECs</p> <p>Member States, Commission and RECs</p>	<p>By 2023</p> <p>From June, 2018</p> <p>By December, 2019</p> <p>Continuous from June, 2019</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>(c) Establish regional labour exchanges aimed at facilitating the employment of available human resources of one Member State in other Member States</p> <p>(d) Undertake skills forecasting to determine the skills that will be required in the short term, medium and long term.</p> <p>4. Share and disseminate information relating to the conditions and procedures for employment and work permits in each Member State.</p> <p>(a) Maintain open and continued contact between Member States of origin and Member States of destination to ensure fair working conditions for nationals working abroad.</p> <p>5. Establish transparent and accountable labour recruitment and admissions systems based on clear labour laws that are harmonised with immigration policies and procedures.</p> <p>(a) Monitor and enforce compliance with recruitment procedures to ensure transparency and fairness</p>	<p>Member States, Commission and RECs</p> <p>Member States</p> <p>Member States</p>	<p>From 2019</p> <p>2019</p> <p>2019</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>6. Promote respect for, and protection of, the rights of labour migrants including combating discrimination and xenophobia through civic education and awareness-raising activities:</p> <p>(a) abolish any discrimination based on nationality between workers of the Member States as regards employment, remuneration and other conditions of work and employment</p> <p>7. operationalize the AU Labour Migration Advisory Committee</p>	<p>Member States</p> <p>Commission</p>	<p>2019</p> <p>2019</p>
PHASE TWO – RIGHT OF RESIDENCE				
14.	Article 16	<p>Right of Residence</p> <p>(a) Adopt policies and procedures for granting residence permits to nationals of Member States:</p> <p>✓ Specify the conditions attached to each category of nationals of Member States seeking residence.</p>	Member States	<p>From 2023 Date determined by the Executive Council after review of implementation of Phase One and Phase Two by the Commission</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<ul style="list-style-type: none"> ✓ Specify whether work or sufficient means of support (in the absence of work) are required for residence ✓ Specify the registration and administrative procedures required for nationals of Member States ✓ Specify the procedures relating to spouses and dependants of nationals seeking residence <p>(b) Gradually implement more favourable policies and laws on residence for nationals of other Member States</p> <ul style="list-style-type: none"> ✓ Adopt measures that give favourable treatment to nationals of Member States seeking residence ✓ Relax the conditions for seeking and taking up residence in the case of nationals of Member States based on region or agreement (uniform fees for residence permits) 		
PHASE THREE- RIGHT OF ESTABLISHMENT				
15.	Article 17	Right of establishment		

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>(a) Remove restrictions on nationals of Member States establishing businesses</p> <ul style="list-style-type: none"> ✓ Identify the restrictions on establishment of business, calling or profession ✓ Review policies, laws and procedures providing restriction to nationals of Member States establishing business, trade, profession or calling <p>(b) simplify the processes and procedures for obtaining licenses, permits and other relevant documents for establishment of business, trade profession, vocation or calling</p> <ul style="list-style-type: none"> ✓ specify and harmonise conditions for obtaining licenses, permits and other authorisations <p>(c) harmonise fees payable for obtaining and processing necessary authorisations, licenses and permits</p> <p>(d) provide for equality of nationals of Member States setting up business, trade profession or vocation with nationals of Member State:</p>	<p>Member States</p> <p>Member States with assistance of Commission and RECs</p> <p>Member States</p> <p>Member States</p>	<p>Date determined by the Executive Council after review of implementation of Phase One and Phase Two by the Commission</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<ul style="list-style-type: none"> ✓ guarantee right to join professional or trade organizations ✓ provide equal protection of the law ✓ provide equal working conditions ✓ Provide for protection of assets, capital and business of nationals of a Member State established in Member State 		
16.	Article 18	<p>Mutual recognition of qualifications</p> <ol style="list-style-type: none"> 1. Ratify the African Union Revised Convention on the Recognition of Studies, Certificates, Diplomas, Degrees and Other Academic Qualifications in Higher Education in African States 2. Adopt a Continental and regional qualifications frameworks: <ol style="list-style-type: none"> (a) Develop and maintain a Continental Framework for Higher Education Qualifications. (b) Create Minimum Standards in Targeted Qualifications. 	<p>Member States</p> <p>Commission, Regional Economic Communities and Member States</p>	<p>2025</p> <p>2025</p>
17.	Article 19	Portability of social security benefits		

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>(a) Make social security benefits available to workers from other Member States.</p> <ul style="list-style-type: none"> ✓ Classify and categorise social security benefits: <ul style="list-style-type: none"> • Pension, unemployment benefits, health or medical benefits etc. ✓ Establish social security schemes to which non-nationals working in a host Member State may contribute ✓ Adopt social security measures that prevent abuse and exploitation of social security benefits by non-nationals working in host Member State ✓ Categorise and classify workers and residents and the social security benefits attached to each category: <ul style="list-style-type: none"> • Persons working or resident for less than 3 months • Persons working or resident for more than 3 months • Persons resident without working • Self-employed persons etc. 	Member States	2023

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		(b) Promote the regional integration and collaboration of social security schemes in Member States (c) Establish mechanisms for workers from other Member States to access their social security benefits in their own countries and in other Member States	RECs and Member States Member States	2023 2023
18.	Article 21	Expulsion, Deportation and Repatriation 1. Streamline laws, policies and procedures on expulsion, deportation and repatriation of nationals of African Union Member States 2. Conclude bilateral repatriation agreements (a) Reinforce cooperation between Member States in order to facilitate identification and repatriation of their nationals 3. Conclude extradition agreements in accordance with international and continental legal instruments	Member States	2018 2018 2018
19.	Article 22	Protection of property acquired in host Member State		

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<ul style="list-style-type: none"> ✓ Collect and disseminate data on the remittances within the region ✓ Provide guidelines on improving the policy on remittances within the region with specific focus on reducing transaction cost and encouraging more remittances through safe and secure financial system 	Institute for Remittances (AIR)	
21.	Article 24	<p>Procedures for movement of specific groups</p> <p>(a) Establish measures for movement of refugees</p> <ul style="list-style-type: none"> ✓ Establish measures and procedures for screening and examining applicants for refugee status ✓ Register and provide identification and travel documents to refugees ✓ Adopt other specific procedures for movement of refugees <p>(b) Establish measures for movement of victims of human trafficking</p> <p>(c) Establish measures for movement of asylum seekers</p> <p>(d) Establish measures for movement of pastoralists</p>	<p>Member States</p> <p>Member States</p> <p>Member States</p> <p>Member States</p>	<p>By 2023</p> <p>2023</p> <p>2023</p> <p>2023</p>
22.	Article 25	Cooperation by Member States		

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		(a) cross-border management <ul style="list-style-type: none"> ✓ Ratify the Convention on Cross-Border Cooperation ✓ Coordinate cross border management systems (b) sharing and exchange of information on free movement of persons <ul style="list-style-type: none"> ✓ record and document all forms of disaggregated migration data at the ports or points of entry or exit 	Member States RECs Member States	2018 2018 Continuous 2018
23.	Article 28	Role of Regional Economic Communities (RECs) <ul style="list-style-type: none"> (a) focal points for, promoting, monitoring and evaluating implementation of Protocol <ul style="list-style-type: none"> ✓ promote implementation of Protocol • design and implement strategies for promoting the implementation of the Protocol in their respective regions ✓ develop regional mechanism for monitoring and evaluating implementation by Member States 	Regional Economic Communities (RECs) RECS	2018 2019

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>(b) reporting on the progress towards free movement of persons in their respective regions</p> <ul style="list-style-type: none"> ✓ collect data on the status of implementation of each the three Phases specified in Article 5 ✓ submit report to Commission on the status of implementation of each Phase within the region <p>(c) Harmonization of RECs protocols, policies and procedures with the Protocol on the Free Movement of Persons</p> <p>(d) Where a Member State is currently not a member of a Regional Economic Community, it will submit its report directly to the Commission, in accordance with the obligations provided for in this Implementation Plan and the Protocol</p>	RECs	<p>2020</p> <p>2020</p>
24.	Article 29	<p>Role of AU Commission</p> <p>(a) assist Member States to strengthen their capacity to implement the Protocol</p> <p>(b) develop and apply a continental monitoring and coordinating mechanism for assessing the status of implementing the Protocol</p>	Commission in collaboration with Member States	<p>From 2018</p> <p>2018</p>

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<ul style="list-style-type: none"> ✓ Develop criteria for assessing implementation, nationally, regionally and on the continental level (c) monitor and evaluate the implementation of the Protocol by the Member States <ul style="list-style-type: none"> ✓ Coordinate monitoring and evaluation with RECs (d) Submit periodic reports to the Executive Council through the relevant Specialised Technical Committees on the status of implementation of the Protocol. <ul style="list-style-type: none"> ✓ Identify challenges to implementation ✓ Identify success stories and case study-Member States on implementation of the Protocol ✓ Make recommendations on the measures to improve implementation (e) collect and analyze data nationally and regionally to assess the state of free movement of persons 	<p>Commission in collaboration with Member States</p> <p>Commission</p> <p>Commission</p>	<p>2020 and thereafter every 2 years</p>
25.	Article 30	<p>Remedies</p> <p>Provide appropriate administrative and judicial remedies in national laws for persons affected by</p>	Member States	2018

No.	Relevant Provisions of the Protocol	Main Activities	Role and Responsibilities	Indicative dates
		<p>decisions of a Member State relating to the implementation of this Protocol</p> <ul style="list-style-type: none"> ✓ adopt policies, laws and procedures that provide persons aggrieved by decisions of any administrative body relating to right of entry, right of residence, and right of establishment to have recourse to other administrative or judicial body ✓ bring the available administrative or judicial mechanisms to the attention of persons affected by decisions relating to exercise of their rights under the Protocol 		