

## 34th SESSION OF THE UNIVERSAL PERIODIC REVIEW - UPR, GENEVA

### STATEMENT

#### ISSUE 1: ACCESS TO JUSTICE:

UPR Recommendation: ***“Accelerate the process of judicial reforms with a view to ensure access to justice, especially to women and other vulnerable sections of the society.”***(134.112, A/HRC/WG.6/20/L.8). **INDIA**

1. In accessing the courts, we recognize that there is a progressive implementation of Law No. 2/15 of 2 February - Law on Organization and Functioning of the Courts of Common Jurisdiction that the courts are expected to be brought closer to the population, creating more instances. Court and Relations. Meanwhile, in Province like Lunda Norte, the population of Cuango’s municipality continues to travel long distances not less than 560 km to the provincial capital (Dundo) to bring an action or file a lawsuit. Along side with it lawyers are too expensive for poor people. Hence justice is distance and expensive for poor people to materialize the right of access to justice.

#### RECOMMENDATION1:

a) We recommend that the Angolan State allocate more financial resources to the Justice Sector (adding to the current 3% of the budget) in order to train more officials and build appropriated infrastructures in the size and needs of the country (municipalities) solving the distances problems faced by the populations so that we can bring Courts and Justice services closer to the populations.

2. UPR Recommendation: ***“Extend the length of the special campaign promoting the civil registry and make permanent the fee exemption for such registration”*** 134.72–**Mexico and 134.80”** – Slovenia.

The Presidential Decree 80/13 of 26 of September that allow free costs registration of Angolan citizens had the timeframe of 2016,actually from the Ministry of Justice, the Angolan Government allow some registration point to keep going on free registration instead of all the Country so that there is no guarantee and legal security.

We recommend that such guidance has to have legal basis in obedience of the principle of Legality expressed in the article 6º of Angolan Constitution.

#### ISSUE 2: THE SOCIAL CORPORATE RESPONSIBILITY

##### Recommendations from previous UPR:

***“Consider partnership in the Extractive Industries Transparency Initiative as a measure against corruption and a path to poverty reduction (135.26, A / HRC / WG.6 / 20 / L.8”*** - Norway

***“Promote and protect the rights of peasants and others working in rural areas (Par. 134.140, A / HRC / WG.6 / 20 / L.8)”***. - BOLIVIA

***“Intensify efforts to achieve greater gains in the areas of poverty reduction, with a focus on providing the necessary resources to realize the right to adequate housing and to improve the living conditions of people in rural areas (134.142, A / HRC /WG.6/20/L.8)”– SRI LANKA***

Since 2016, some people still being displaced and forced to live in precarious conditions due to concession of lands for mining exploitation reason in Lunda Norte and Sul Provinces causing mining problems of river pollution, environmental degradation and the deviation of roads that was normally used by the populations to access their villages and tillage causing land conflicts between private companies and population. The same happens in Moxico and Uige provinces with deforestation. According to the population, the land is granted to mining companies through a process that does not include free, prior and informed consent of population, which receives only the information that the soba (Tradicional authority) and the administration granted a certain area.

There are reports of people receiving 20,000 kz equivalent of US\$52,00 for their plots, others "50,000 kz more drum" for the tilling and the house.

#### **RECOMMENDATIONS:**

We recommend.

1. The Angolan State to hold companies responsible for the diamond exploitation for damage caused to the environment, in the pollution of rivers and degradation of tillage of peasants.
2. The law and private contracts must contain express clauses in which companies must invest part of their profits for the benefit of the communities in the exploration areas with sustainable projects.

THANK YOU

**AJPD & MOSAIKO**

Geneva, October 9<sup>th</sup> , 2019