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**SUPPLEMENTARY PROTOCOL A/SP.1/01/06  
AMENDING ARTICLES VI-C, VI-I, IX- 8, XI - 2 AND XII  
OF PROTOCOL A/P2/7/87 ON THE ESTABLISHMENT  
OF THE WEST AFRICAN HEALTH ORGANISATION  
(WAHO)**

## **THE HIGH CONTRACTING PARTIES**

**MINDFUL** of Articles 7, 8 and 9 of the Treaty establishing the Authority of Heads of State and Government and defining its composition and functions;

**MINDFUL** of Regulation C/REG.15/01/03 establishing the Ad Hoc Ministerial Committee on the Harmonization of the Community Legislative Texts, and Article 2 defining the committee's terms of reference;

**CONSIDERING** that the procedure prescribed by Protocol A/P2/7/87 of 9 July, 1987 for the adoption of the budget of the West African Health Organization is inconsistent with the procedure prescribed for all the ECOWAS Institutions by Article 69 of the revised Treaty adopted on 24 July, 1993 and currently in force;

**CONSIDERING** that Article 84 of the Final Report of the Forty-ninth Session of the Council of Ministers requests the Executive Secretariat to take necessary measures to amend Article XII of the Protocol establishing the West African Health Organization to conform to Article 69 of the Treaty relating to the adoption of the budgets of the Community Institutions;

**CONSIDERING** that the Fiftieth Session of the Council of Ministers approved the recommendations of the Ad Hoc Ministerial Committee on the Harmonization of the Community Texts and decided that the draft budgets and all issues with financial implications for the Community Institutions should be approved on the recommendation of the Administration and Finance Commission and in accordance with Article 69, paragraphs 3 and 4 of the revised Treaty;

**CONSIDERING** that Articles VI-c, VI-I, IX-8, X 1-2 and XII of Protocol A/P2/7/87 relating to the adoption of the Staff Rules and Regulations of the West African Health Organization, and to the approval of the organogram of this institution are inconsistent with the relevant provisions of Article 10-3 (f) of the revised Treaty and that there is need to amend them to conform to them;

**CONSIDERING** the report of the Fifty-fourth Session of the Council of Ministers on the draft Protocol amending Article XII of Protocol A/P2/7/87 on the establishment of a West African Health Organization;

**AGREE AS FOLLOWS:**

### **ARTICLE 1**

Articles VI-c, VI-I, IX-8, X 1-2 and XII of Protocol A/P2/7/87 on the establishment of a West African Health Organization are hereby abrogated and replaced with the following new provisions:

### **NEW ARTICLE IX-8**

The Director-General shall appoint the officials and other staff of the West African Health Organization, in accordance with the provisions of the ECOWAS Principles of Staff employment and Staff Regulations of the Community Institutions.

### **NEW ARTICLE X 1-2**

1. The following specialized technical divisions are hereby created within the General Directorate of WAHO:
  - i) Division of Human Resource Development;
  - ii) Division of Research and Health Management Information Systems;
  - iii) Division of Primary Health Care and Disease Control;
  - iv) Division of Planning and Technical Assistance,
2. The Council of Ministers may, on the recommendation of the Assembly, create other divisions within the General Directorate.

### **NEW ARTICLE XII: BUDGET**

- 1 There shall be a budget for the West African Health Organisation.
- 2 A draft budget for each year previously considered by the Assembly of Health Ministers shall be proposed by the Director-General of the West African Health Organisation.
- 3 The Administration and Finance Commission shall consider the draft budget of the West African Health Organization, as well as all issues with financial implications for the organization. It shall consider all issues relating in particular to the administrative organization and management of the staff of the West African Health Organization.
- 4 The budget of the West African Health Organization shall be approved by the Council of Ministers on the recommendation of the Administration and Finance Commission.

### **ARTICLE 2**

#### **ENTRY INTO FORCE**

1. This Protocol shall enter into force provisionally upon signature by Heads of State and Government. Accordingly, signatory Member States hereby undertake to start

implementing all provisions of this Protocol upon signature.

2. This Protocol shall enter into force definitively upon ratification by at least nine(9) signatory States in accordance with the constitutional procedures of each Member State.

### ARTICLE 3

#### DEPOSITORY AUTHORITY

This Supplementary Protocol and all the instruments of ratification shall be deposited with the Executive Secretariat, which shall transmit certified true copies of this Supplementary Protocol to all Member States, informing them of the dates on which the instruments of ratification have been deposited. This Supplementary Protocol shall be registered with the African Union, the United Nations Organization and with any organization that the Council may determine.

**IN FAITH WHEREOF, WE THE HEADS OF STATE AND GOVERNMENT OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES [ECOWAS] HAVE SIGNED THIS SUPPLEMENTARY PROTOCOL IN THREE ORIGINAL COPIES IN FRENCH, ENGLISH AND PORTUGUESE LANGUAGES, THE THREE [3] TEXTS BEING EQUALLY AUTHENTIC.**

**DONE AT NIAMEY, THIS 12<sup>TH</sup> DAY OF JANUARY 2006**

**signed**

**H.E. Hon. Fredric DOHOU**

*Minister of Communications and Promotion of  
New Technologies Representing  
H. E. President of the Republic of BENIN*

**Signed**

**H.E. Youssouf QUEDRAOGO**

*Senior Minister, Minister of Foreign Affairs  
and Regional Cooperation  
Representing H.E. The President of BURKINA  
FASO*

**Signed**

**H.E. Raou Vieira BARBOSA**

*Ambassador of Cape Verde in Senegal  
Representing H.E. the President  
of the Republic of CAPE VERDE*

**Signed**

**H.E. Youssouf BAKAYOKO**

*Minister of foreign Affairs  
Representing H.E.  
The President of the Republic of COTE D'IVOIRE*

**signed**

**H. E. Alieu M. NGUM**

*Minister of Trade, Industry and  
Employment Representing H.E. the  
President of THE GAMBIA*

**H. E. Nana AKUFO-ADDO**

*Minister of Foreign Affairs  
Representing H.E. The President  
of the Republic of GHANA*

signed

**H.E. Cellou Dalein DIALLO**

*Prime Minister, of the Republic of GUINEA*

signed

**H.E. Mamadou TANDJA**

*President of the Republic of NIGER*

signed

**Hon. Abdou Aziz SOW**

*Minister of NEPAD, of African Economic  
Integration and of Policy of Good Governance  
Representing H. E. The President of SENEGAL*

signed

**H.E. Charles GYUDE BRYANT**

*Chairman of the Transitional Government of  
LIBERIA*

**S.E. Faure Ezzionma GNASSINGBE**

*The President of the TOGOLESE Republic*

Signed

**H. E. Joao Bernado VIEIRA**

*President of the Republic of GUINEA-BISSAU*

Signed

**For H.E. Olusegun OBASANJO**

*President, Commander-in-Chief  
of the Armed Forces of the Federal Republic of  
NIGERIA*

Signed

**Hon. Mohammed B. DARAMY**

*Minister of Development and Economic Planning,  
Representing H.E. the President of the Republic of  
SIERRA LEONE.*

Signed

**H.E. Amadou Toumani TOURE**

*President of the Republic of MALI*