



VIRGINIA BROOKES
11-11-1957 - 24-08-2021

ANNUAL REPORT 2021



UNIVERSITY of the
WESTERN CAPE



DULLAH OMAR INSTITUTE
FOR CONSTITUTIONAL LAW, GOVERNANCE AND HUMAN RIGHTS

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DULLAH OMAR INSTITUTE



ORGANISATIONAL OVERVIEW

ADVISORY BOARD

PROF JOSÈ FRANTZ

Deputy Vice-Chancellor: University of the Western Cape, represented by

PROF JULIAN MAY

Director: DST-NRF Centre for Excellence on Food Security (Chair)

PROF TYRONE PRETORIUS

Rector and Vice-Chancellor: University of the Western Cape

PROF JACQUES DE VILLE

Dean: Faculty of Law

PROF JAAP DE VISSER

Director: Dullah Omar Institute

ADV SIBONILE KHOZA

Advocate at the Cape Bar

JUDGE VINCENT SALDANHA

Judge at the Western Cape High Court

MR ASHRAF MAHOMED

Practising attorney

PROF DEE SMYTHE

Professor of Public Law University of Cape Town

PROF LEA MWAMBENE

Law Faculty representative

MS FAIRUZ MULLAGEE

Law Faculty representative

MANAGEMENT COMMITTEE

PROF JULIAN MAY

PROF JACQUES DE VILLE

PROF JAAP DE VISSER

PROF LEA MWAMBENE (until 1 July 2021)

ADV SIBONILE KHOZA (from 1 July 2021)

STAFF

PROF JAAP DE VISSER

Director

Financial Management:

VIRGINIA BROOKES

Chief Operations & Financial Manager (until August 2021)

KIRSTY-MARTINE WAKEFIELD

Bookkeeper

SADIEKA NAJAAR

Finance Manager (from July 2021)

Office Management:

DEBBIE GORDON

Coordinator: Institute Operations and Projects

MANDY CUPIDO

Receptionist

Children's Rights Project:

PROF BENYAM MEZMUR

Project Head

ASSOC PROF USANG MARIA ASSIM

Senior Researcher

DR MESERET KIFLE ANDE

Postdoctoral Researcher

NIMROD MUHUMUZA

Doctoral Researcher

THANDEKA KHOZA

Doctoral Researcher (until June 2021)

SIDEEN LOUW

Doctoral Researcher

CRYSTAL NITSCKIE

Administrator

Africa Criminal Justice Reform:

ASSOC PROF LUKAS MUNTINGH

Project Head

DR JEAN REDPATH

Senior Researcher

KRISTEN PETERSEN

Researcher

JANELLE MANGWANDA

Researcher

TINA LORIZZO

Associate Researcher / Adjunct Professor

CRYSTAL NITSCKIE

Administrator

Applied Constitutional Studies Laboratory:

ASSOC PROF DEREK POWELL

Project Head

VALMA HENDRICKS

Administrator

South African Research Chair in Multilevel Government, Law and Policy:

PROF NICO STEYTLER

South African Research Chair

ASSOC PROF TINASHE CHIGWATA

Project Head of Multilevel Government

DR MICHELLE MAZIWISA

Postdoctoral Researcher

THABILE CHONCO

Doctoral Researcher / NGAP Lecturer

ANNETTE MAY

Doctoral Researcher

DR SHEHAAM JOHNSTONE

Postdoctoral Researcher (Jan-March 2021, July-Dec 2021)

XAVIA POSWA

Doctoral Researcher

HENRY OMBOTO

Doctoral Researcher

MELISSA ZISWA

Doctoral Researcher

CURTLY STEVENS

Doctoral Researcher

JENNICA BEUKES

Research Assistant

MANDY CUPIDO

Administrator

Socio-Economic Rights Project:

PROF EBENEZER DUROJAYE

Project Head

GLADYS MIRUGI-MUKUNDI

Researcher

PAULA KNIPE

Doctoral Researcher

DR FUNMILOLA ADENIYI

Postdoctoral Researcher (since May 2021)

DR AISOSA JENNIFER OMORUYI

Postdoctoral Researcher (since May 2021)

KEATHÉLIA SAPTO

Administrator

Women and Democracy Initiative:

SAMANTHA WATERHOUSE

Project Head

VIVIENNE MENTOR-LALU

Deputy Project Head

MOTLATSI KOMOTE

Research and Advocacy Officer

LAURA WELLEN

Administrator

ADJUNCT AND EXTRAORDINARY STAFF AND RESEARCH FELLOWS:

ASSOC PROF CHRISTOPHER MBAZIRA

Makerere University

PROF HENK KUMMELING

Utrecht University

DR JACQUI GALLINETTI

Plan International

PROF JAMIL MUJUZI

Faculty of Law, UWC

PROF JULIA SLOTH-NIELSEN

Huddersfield Business School, University of Huddersfield (Since September 2021)

DR NKATHA MURUNGI

Centre for Human Rights

DR ROBERT DOYA NANIMA

Faculty of Law, UWC

ADJUNCT PROF STEPHEN BERRISFORD

African Centre for Cities (UCT) / Pegasys Consulting

ADJUNCT PROF TINA LORIZZO

REFORMAR

PROF XAVIER PHILIPPE

University of Paris I (Panthéon-Sorbonne)

PROF YONATAN FESSHA

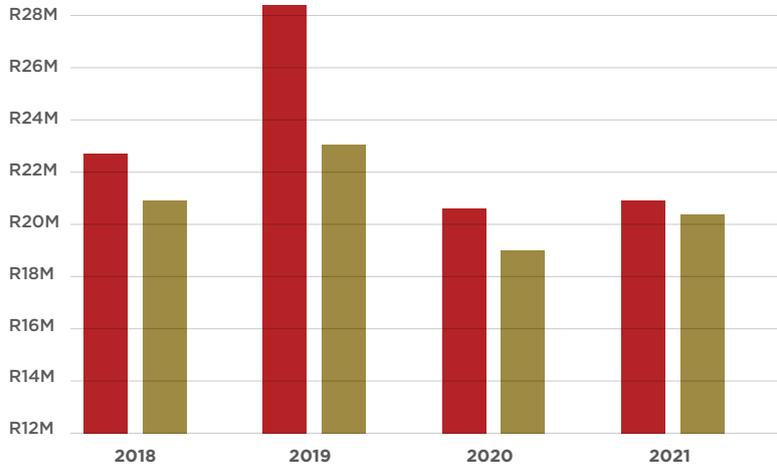
Faculty of Law, UWC

ASSOC PROF ZEMELAK AYELE

Addis Ababa University

THE INSTITUTE AT A GLANCE

FINANCES



| Year | Total Income (R) | Total Expenditure (R) |
|------|------------------|-----------------------|
| 2021 | 20 952 400 | 20 502 001 |
| 2020 | 21 956 160 | 19 662 698 |
| 2019 | 28 234 366 | 23 833 755 |
| 2018 | 22 019 523 | 20 946 570 |

STAFF PROFILES

 **11**
MALES

 **31**
FEMALES

 **42**
STAFF IN TOTAL

 **8**
NATIONALITIES

 **3**
NRF-RATED

 **15**
STAFF WITH PHDS

 **10**
FEMALE PHD CANDIDATES

 **4**
MALE PHD CANDIDATE

ACADEMIC OUTPUTS BY INSTITUTE STAFF

BOOKS
 **7**

CHAPTERS IN BOOKS
 **21**

PEER-REVIEWED ARTICLES
 **7**

DOCTORAL DEGREE
 **2**

OTHER OUTPUTS

RESEARCH REPORTS



SUBMISSIONS



WORKSHOPS & SEMINARS



CONFERENCES



CONFERENCE PAPERS



MEDIA

WEBSITE VISITS



TV & RADIO



PRINT & ONLINE



FACEBOOK LIKES



TWITTER FOLLOWERS



FACEBOOK UNIQUE VISITS/POST



PHDS AND MASTERS' DEGREES AWARDED

MASTERS' DEGREES

- **NOKUTHULA NDLOVU**
(Supervisor: Prof Ebenezer Durojaye)
- **VICTOR THABO**
(Supervisor: Prof Jaap de Visser)
- **MLAMULI SIBANDA**
(Supervisor: Prof Benyam Dawid Mezmur)
- **BERNICE KAREN THOMAS**
(Supervisor: Prof Usang Maria Assim)



PhD

Oluwafunmilola Adeniyi

Supervisors: Prof Ebenezer Durojaye and Prof Jaap de Visser

Title: Hungry for knowledge, hungry for bread: Realising the right to food of students in South African tertiary institutions



PhD

Aisosa Jennifer Omoruyi

Supervisor: Prof Ebenezer Durojaye

Title: Forced sterilisation as a continuing violation of human rights in Africa: Possibilities and challenges



DIRECTOR'S REPORT

Prof Jaap De Visser

The year 2021 will forever be etched in our institutional and personal memories as the year in which we lost our dear colleague, Virginia Brookes. Virginia joined the Institute in 2001, when it was still the Community Law Centre. She was our Finance and Operations Manager until she retired in August 2021. She personified the values that the Institute stands for, namely integrity, compassion and true grit. The work of support staff, many of them female, who make it possible for researchers, academics and activists to produce, teach and advocate, so often goes unnoticed. Virginia had a deep passion for her work.

She expertly managed the funds and operations that enabled the Institute to pursue social justice, and steadfastly refused to seek the limelight, or take any credit. She became an institution at the University, well-known and respected among all her colleagues. Her contribution went far beyond the Institute. She also served other NGOs, such as the Surplus Peoples' Project and the South African Liaison Office. Furthermore, she was instrumental in the Sunday School Programme of the New Apostolic Church, and a formidable presence in her community. She was a mentor to young colleagues who pursued a career in administration and finance and taught numerous eager young minds the ins and outs of finance and administration and equipped these young people for careers at UWC and elsewhere. She enjoyed working with young scholars and students from across Africa, and did much to help them navigate administrative requirements. Virginia's legacy of integrity and kindness lives on in Bernard, her husband for 43 years, her four children and five grandchildren.

For the Institute, 2021 thus became a year in which we grieved the loss of a colleague, and had to adjust to the tremendous void she left. The staff and students of the Institute displayed grace and resilience, in adjusting to this challenging reality. Particular mention must be made of the Project Heads and senior staff who relied on Virginia for the financial management of their projects and made tremendous sacrifices throughout the transition. This was all in addition to the challenge of coping with COVID-19. Working from home had

already become the new norm in 2020, and in 2021, we continued to adjust to this efficiently, and capitalised on the new opportunities it created. However, it also exacted a toll on our staff and students' wellbeing and we lost out on the benefits of teamwork and problem solving in an office environment.

Despite these challenges, 2021 was a year full of achievements in research, teaching and advocacy in our six focal areas. What follows is a brief overview of some highlights, with further detail in the respective chapters. The local government elections of 1 November occupied public debate and news cycles in the latter part of 2021. The Institute engaged with the elections in a number of ways. We published a feminist review of manifestos, a practical guide on coalitions, an elections manual and various short articles. We also conducted many media engagements around the elections. During 2021, we also continued focusing on the impact of the COVID-19 pandemic on democracy and human rights. We did so with dedicated research reports, numerous webinars, and two comprehensive comparative studies on the management of the pandemic.

It was a productive year with respect to the publication of books and articles. DOI staff produced eight books and seven peer-reviewed journal articles. The manuscript for a book on Constitutional Resilience and the COVID-19 in Sub-Saharan Africa, edited by Ebenezer Durojaye and Derek Powell was accepted for publication, and further products of the annual SASCA Conferences (see below) are in the offing.

Aside from books and journals, we also produced thirty-nine research reports. These reports all contained the products of interdisciplinary, applied research on democracy and human rights. They covered topics such as combating corruption in municipalities, assessing the transparency and public access of Parliament and provincial legislatures, assessing lockdown measures in African countries, assessing transparency in municipal procurement and the urban-rural interplay in local government. What makes these reports special is that they open up new areas of innovation in law and policy. For example, ACJR promoted new forms of collaboration between the NPA and provinces and the delegation of prosecutorial authority. The Children's Rights Project, with Maria Assim in a lead role, drafted a Model Law on Children Affected by Armed Conflict for the African Committee of Experts on the Rights and Welfare of the Child. Another example is the Framework for Coalitions in Local Government, by Jennica Beukes and Jaap de Visser, which fills a critical knowledge gap around coalitions in local government.

Building on our successful 'conversion' to the webinar format in 2020, we hosted fifty-two webinars on topics ranging from food security and non-communicable diseases, financial impact of COVID-19, constitution-making in Chile, constitutionalism and nature, training for community leaders and overregulation of local government. Some of these webinars were special events such as book launches, commemoration and memorial events. For example, we co-hosted a webinar to commemorate the life of Dulcie September who was assassinated in Paris in 1988.



We also co-hosted the 2nd Ivan Rugema Memorial Lecture by Professor Rodney Uphoff. Another feature of these webinars is that they were often the product of collaborations with other institutions such as the Human Sciences Research Council, Stellenbosch University's School for Public Leadership, the Western Cape Department of Local Government, the South African Embassy in France, and our partners in the EU and HBF funded programme 'Putting the People in People's Parliament'.

COVID-19 restrictions continued to curtail our ability to organise larger face-to-face conferences. The one exception was the SARChI Chair's co-hosting of the Stellenbosch Annual Seminar on Constitutionalism in

Africa (SASCA 2021). We hope and expect that in 2022, we will be able to convene more face-to-face or hybrid conferences and workshops.

Much of our advocacy takes place in close collaboration with partner organisations and fellow members of campaigns. ACJR's Kristen Petersen and Janelle Magwanda continued to spearhead DOI's participation in, and co-leadership of the Petty Offences Campaign. WDI participates in the Shukumisa Campaign and the Budget Justice Coalition, with Samantha Waterhouse serving on the latter's Steering Committee. Motlatsi Komote and Lukas Muntingh regularly represent DOI on the Civil Society Working Group on the Zondo Commission.

We also made nine submissions to Parliament, municipalities and national and international government agencies. Examples are the WDI's submission on the National Health Insurance, and ACJR's submission to the City of Cape Town on its public nuisances by-law.

Part of DOI's research and advocacy strategy is to make laws, policy and research accessible, and also using this vehicle to promote democracy and human rights. For example, the Local Government Bulletin, with Tinashe Chigwata as lead editor, grew its readership to thirty-five thousand in 2022 and is growing further as a prominent feature of the local government landscape. Another example is the regular publication of ESR Review by the Socio-Economic Rights Project, and the review and publication of the Manual Electing Councillors, by Jaap de Visser and Nico Steytler, a summary of the local government electoral system.

Throughout 2021, DOI staff and students were actively sharing their knowledge, skills and passion for democracy and human rights on a variety of public platforms. We made no fewer than one hundred and sixty presentations and panel contributions. This is a critical leg of the Institute's drive to influence public discourse and, ultimately, law and policy. These presentations are based on thorough preparation and require energy and skill.

DOI staff and students are also regularly requested to provide expert input into research projects, as sources. In 2021, there were twenty-five such instances where staff members made such contributions. In a similar vein, our staff and students are often relied on for academic peer review, and examinations by other Universities. In 2021, we conducted fifty-one peer reviews of articles, books and funding proposals and conducted thirty-five examinations of theses and modules of other Universities.

During 2021, our media engagement grew substantially, compared to previous years. We published twenty-eight opinion pieces, ranging from topics such as student hunger, public participation in budgeting, law enforcement, the protection of children's rights in conflict and transparency in procurement. Opinion pieces are a key component of our advocacy strategy, as it allows us to use media platforms to disseminate our advocacy points widely and accessibly. In addition, we



conducted one hundred media interviews, a significant increase from the fifty-seven interviews we conducted in 2020.

Teaching and supervision during the pandemic was challenging. COVID-19 negatively affected the student experience of our teaching and supervision. While online teaching has its advantages, it became clear that many students experienced challenges with online teaching and supervision. These related to data and connection challenges, but also the lack of a suitable space at home for studying and attending online classes. In addition, students are deprived of much needed human interaction with their peers, lecturers and supervisors. That said, in 2021, DOI staff still managed to bring four masters and two doctoral students to the finish line under trying circumstances. Furthermore, the Institute continues to expand its postgraduate and certificate offerings. Through the Children's Rights Project, we co-hosted (with University of Pretoria's Centres for Human Rights and Centre for Child Law) the 'Advanced Human Rights Course: Children's Rights in Africa'. We also commenced teaching a new one-year Postgraduate Diploma in Public Law, focusing on Local Government. This represents a new chapter for the Institute, hosting for the first time a post-graduate diploma, based on an agreement with the University that allows the Institute to manage it as a revenue-generating project. The first intake in June already resulted in a cohort of approximately twenty-five students and the first six months of the Programme ran successfully. With a second intake, we increased the cohort to forty students. During 2022, we will complete the first full cycle of teaching and be able to review the entire Programme, and how we manage it. Another key initiative that came to fruition in 2021 was the African School for Decentralisation, a two-week, accredited course on decentralisation, offered to a group of carefully selected practitioners from all over Africa. It is held under the auspices of the SARChI Chair and was put together by a collective of young scholars, including Henry Omboto, Shehaam Johnstone and

Michelle Maziwisa. This initiative bears testimony and expands the Institute's momentum in promoting sound decentralisation on the African continent. As we have been doing for many years, we convened two online doctoral colloquia, as platforms for doctoral candidates in the Faculty to share and discuss their ongoing work with experts and peers. These colloquia, expertly coordinated by Debbie Gordon continue to be critical markers in the research journey of doctoral candidates in the Faculty.

The objective of all our work is to make an impact on law, policy and practice in relation to human rights and democracy. That impact is often not immediately discernible, because it requires sustained research, action and engagement that percolates over time. However, there were clear signs in 2021 that our work is making an impact. Sometimes, that impact is 'within close reach' when we're specially invited by public institutions or even political parties into 'unusual' spaces, based on our expertise. For example, Jean Redpath was requested to address the National Prosecution Authority's leadership on its core values, and Jaap de Visser was requested to address the ANC's Local Government Campaign. More direct indicators of impact are instances when legislative or policy proposals are changed and the change can be traced directly to our input. For example, the National Land Transport Bill was referred back to Parliament by the President on the basis of his reservations about its constitutionality. These reservations were first raised by the Institute (Jaap de Visser and Thabile Chonco) in 2018 through the South African Local Government Association. At the time, they were ignored by Parliament, but the President ultimately refused to assent to the Bill for the same reasons, and leaned heavily on the DOI submission. Another clear sign of impact was the fact that the Institute's work in 2019-2020 on board directors of state-owned entities was cited twice in the first Report of the Zondo Commission and some of the recommendations taken on board.



One of the many ways in which the Institute influences law, policy and practice towards democracy, constitutionalism and human rights is through its staff and students serving in important positions in civil society and academia, and receiving accolades and awards for their research and activism. A few key examples illustrate this:

- Gladys Mirugi-Mukundi was appointed as an assessor at the South African Law Reform Commission Legal Writing Essay Competition.
- Prof Nico Steytler was appointed as International Jury member, Baxter Family Competition on Federalism 2021, Law School, McGill University.
- Paula Knipe won the Food Environments and the Law Student Writing Competition of the Global Center for Legal Innovation on Food Environments at the O'Neill Institute.
- Jean Redpath was appointed to the Western Cape Provincial Safety Advisory Committee.
- Benyam Mezmur was appointed as Eleanor Roosevelt Fellow at the Harvard Law School Human Rights Program to spend a sabbatical year in 2022.
- Motlatsi Komote was appointed as a Board member and Board Secretary of the Saartjie Baartman Centre for Women and Children.
- Meseret Ande was appointed as an External Expert in the Working Group on Children with Disabilities of the African Committee of Experts on the Rights and Welfare of the Child.
- Samantha Waterhouse served as a member of the Budget Justice Coalition Steering Committee.
- Jaap de Visser was appointed as a member of the International Budget Partnership Advisory Committee.
- Maria Assim was appointed as member of the Editorial Board of Strathmore Law Journal, as a member of the Academic Committee of the LLM programme on Human Rights and Democratisation in Africa, and as Chair of its Council of Directors for the 2022 Academic Year.

Our support team, Kirsty Wakefield, Debbie Gordon, Keathélia Saptó, Crystal Nitsckie, Valma Hendricks, Laura Wellen and Mandy Cupido deserve special mention. They carried the Institute through a very difficult year, characterised by the loss of a loved colleague and mentor, challenges to the mental and physical health of staff members, and the need to cope with the ever-challenging online environment. Ms Sadiëka Najaar joined this formidable team and was appointed as Finance Manager, after Virginia Brookes retired. For Sadiëka, this is a 'return' to DOI, as she worked at the Community Law Centre from 1997 to 1999 on secondment from the University's Finance Department. Tinashe Chigwata was appointed as Project Head: Multilevel Government, taking charge of the Institute's efforts in this focal area, working closely with the SARChI Chair.

The work of the Institute is never possible without the support of partners and funders. They are mentioned in each project overview and listed at the end of this report. A special mention goes to the Open Society Foundations, including Open Society Foundation-South Africa, for their ongoing support to the Institute, and for opening up new funding arrangements on criminal justice reform, and on climate justice. On a sad note, late in 2019, the Ford Foundation signalled its intention to discontinue its support from mid-2022. The Ford Foundation has supported the Institute ever since providing the first seed grant to the Community Law Centre in 1990. We are extremely grateful for the enduring support we have received from the Ford Foundation throughout the many years.

As my second term as a Director of the Institute draws to a close at the end of 2022, I also want to take this opportunity to express my gratitude for the support of my colleagues at DOI, our stakeholders, the University, and our partners. A new Director will be appointed to take the reins in 2023. It is not possible to express how much of an honour it is to lead this formidable organisation, and help facilitate the incredible work its members do each day, to work towards a more just world.

There is much more to the tireless work of DOI staff and students in promoting democracy, human rights and constitutionalism. I thus invite you to read the project-specific reports that follow.

Jaap de Visser

Director, Dullah Omar Institute



Valma Hendricks and Crystal Nitsckie, Project Administrators



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PROJECT REPORTS

AFRICA CRIMINAL JUSTICE REFORM (ACJR)

Prof Lukas Muntingh

CONTEXT

The events of the last two years have shown how willingly states call upon the criminal justice system to respond to a public health problem. The enforcement of curfews, mask wearing and restricted mobility opened the door for numerous rights violations under the guise of protecting public health. As has been shown repeatedly, those who are perceived to have less power are at a greater risk of arrest without a warrant. Inevitably the arrest burden falls on the poor and those individuals who are already marginalised and vulnerable. In South Africa alone, 1.6 million more people were arrested in 2020/21 than in the previous year. More arrests in South Africa or elsewhere did not result in less crime and safer societies, but more likely the opposite: people are now more desperate and consequently trust the state even less.

KEY OBJECTIVES OF YOUR PROJECT

Research has shown that regardless of context, people who are perceived to have less power are particularly at risk of arrest without a warrant. The problem is enabled by a myriad of laws, municipal by-laws and petty offences, and notions of social order rooted in the colonial era. ACJR is working towards two broad outcomes:

- *Protecting the right to liberty* by advancing democratic policing through improved protection of the right to liberty and due process through strengthening compliance with the legal requirements for arrest without a warrant through rights education and monitoring by partnering with civic actors, the media, judiciary, government and national human rights institutions (NHRI).
- *Reducing discriminatory law enforcement* by advancing democratic policing through supporting policy and practice changes reducing discriminatory

law enforcement (i.e., targeting the poor and other marginalised groups) by demonstrating the cost to the economy of excessive and avoidable arrest and detention, and presenting feasible alternatives, with reference to the declassification and decriminalisation of petty offences.

The target countries are South Africa, Kenya, Malawi, Mozambique, and Zambia as well as regional engagements with existing networks (e.g. Pan-African Lawyers Union, International Commission of Jurists and Network of African National Human Rights Institutions) and the African Commission on Human and People's Rights. Key outputs are: fact sheets, peer reviewed articles, research reports, op-eds, webinars, expert inputs, workshops and workshop reports, website material and policy engagements.

PROMINENT ACTIVITIES IN 2021

Knowledge production and accurate analysis is ACJR's core business. During 2021 we produced a total of 23 research reports and a notable effort was made to place these in the public domain in an accessible format.

The unwanted anniversary: On 26 March 2021 ACJR hosted a webinar titled "Reviewing the 2020 lockdown: Seeking a balance of rights under COVID-19 restrictions", or more colloquially referred to as the "Unwanted anniversary" as a year under the COVID-19 restrictions had passed. On 30 March 2021, our partner in Mozambique, REFORMAR, hosted a similarly focussed webinar titled "One year with COVID-19: Lessons for Criminal Justice". The event reflected on challenges that public defenders, lawyers, prosecutors, judges and the prison administration faced during the first months from the spreading of the virus. Good practices were also shared by the different actors that attended the event.



Reflecting on the preceding twelve months, a number of themes stood out. The first was that the response to COVID-19 relied heavily on the criminal justice system in South Africa as well as other countries to manage a public health issue. Secondly, whilst there is a right to health, this does not exist in isolation and the lockdown restrictions had significant adverse consequences for the criminal justice system especially those who were already in custody, or being tried. Delays, restricted access to family and legal representatives and to oversight agencies were some of the immediate consequences. The third major impact was socio-economic in nature. In particular the poor and already marginalised were hit hardest. Fourth, the event in Mozambique highlighted how important it is for justice institutions to reinvent themselves to better fit a “new normal” and the need for harmonisation of criminal justice institutions and the administration of justice with stakeholders.

Lessons for the future must be taken from this contestation of rights and the ease with which states turned to the criminal justice system to address a public health issue, and in some cases even invoking emergency and disaster legislation, very often expressed inter alia through curfews and other restrictions on movement to be policed. The latter frequently created the opportunity for bribes and extortion.

In view of the COVID-19 pandemic, ACJR undertook a five-country survey to investigate and document state responses to the pandemic. The countries were Kenya, Malawi, Mozambique, South Africa and Zambia. The survey looked in particular at the legal framework and how this was used to respond to the pandemic. The project yielded five country reports and an overarching report dealing with:

- the legal and other measures taken to respond to COVID-19;
- litigation and responses to lockdown measures;
- the impact on civil and political rights, and
- the impact on detention monitoring and oversight mechanisms.

A central observation is the diversity in state responses with South Africa representing one end of the spectrum as reflected in a highly centralised control model, a high reliance on the legislation and the regulatory framework, and this highly reliant on policing. At the other end are responses that were more understanding of the socio-economic impact of a hard lock-down, less reliant on legislation and policing, and a more challenging civil society, reflected in litigation against a lockdown.

In the fourth quarter of 2021, ACJR commenced with in-country consultation on the impact and experiences of ordinary people under the COVID-19 restrictions. This is scheduled for completion in 2022.

National Prosecuting Authority: ACJR has over a number of years conducted research on the National Prosecuting Authority (NPA). The original focus was on the lack of prosecution for human rights violations, but the scope has expanded to include the larger structural-functional arrangements of the NPA as well as its performance. The NPA is deeply implicated in state capture and to turn the ship around will not be easy. Moreover, the institution has an entrenched culture of secrecy and is highly structured. These are significant challenges in the reform project. Three research reports were published and released at webinars. They dealt with:

- the prosecution service and the provinces;
- delegations of the prosecutorial function to state entities: expanding prosecution of neglected crimes; and
- prosecution priorities: how to make best use of scarce resources in the criminal justice system.

In addition to the research reports, ACJR also provided to the NPA, at its request, in-depth conceptual analyses of its core values, being professionalism, independence, accountability and credibility. Additional technical assistance was also rendered to support its reporting and information management. In addition, internal technical advice and assistance relating to data collection and performance management was begun.



Stakeholder Engagement on COVID-19 and the impact on criminal justice and human rights workshop, Zambia on 2 Dec 2021 and Malawi, on 6 Dec 2021

MOZAMBIQUE

Our partner in Mozambique, REFORMAR further established its role in the human rights and criminal justice landscape by signing a memorandum of understanding with the state-run *Centro De Formação Jurídica e Judiciária* (Legal Training Centre) which is responsible for the training of judges, magistrates and prosecutors. This will enable REFORMAR to engage with the judges of the future as well as expose existing judges to current research and analyses. In September, REFORMAR signed a memorandum of agreement with the Faculty of Law of the *Universidade Rovuma*, in Nampula, a leading private university in the north of the country.

REFORMAR supported the UNDP to draft and publish a manual on alternatives to prison to be used in training of judicial officers at the Legal Training Centre. REFORMAR, supported by ACJR, has for a number of years advocated for alternatives to arrests and detention and the training manual is therefore a significant investment towards reducing the reliance on imprisonment as punishment.

In addition, REFORMAR now presents an eight-session module titled 'Penology: theory, practice and new developments', as part of the initial training course for judges and prosecutors of the Legal Training Centre. The module covers the history of punishment and prisons in Africa and Mozambique; the international framework on human rights applied to criminal justice as well as sentencing in Mozambique. The module also includes reflections on research findings from REFORMAR and ACJR in recent years on vulnerable groups such as children in conflict with the law and women imprisoned. The result is that for the first time in Mozambique a new group of more than 100 judges and prosecutors will serve justice, having undergone thorough training on prisoners' rights and alternatives to imprisonment. This training module was also offered at the Police Academy and law faculties of the University Eduardo Mondlane and *Instituto Superior de Ciências e Tecnologia de Moçambique*.

REFORMAR also supported the UN Office on Drugs and Crime (UNODC) to draft a training manual for the Mozambican judiciary on the comprehensive protection of children in conflict with the law. The manual will be released in 2022 in Maputo. Such interventions add to the impact of our research findings through practical interventions.

In September, REFORMAR hosted three workshops on democratic policing in the capital city of Maputo and the central and north provinces of Sofala and Nampula. The events brought together trainers from the three

police training colleges and police station commanders to discuss challenges for police reform in the country. One of the key components of the theoretical framework on democratic policing that the events focused on was knowledge and the need to professionalise the police.

Media, presentations and submissions: ACJR supported the campaign "Poverty is not a Crime – the decriminalisation of petty offences in Africa" by developing an infographic on campaign achievements. As one of the initial members of the campaign, ACJR is proud to be part of this growing network that now covers the four main regions of Africa. The infographic is available in English, French, Portuguese and Arabic.

ACJR staff published eight op-eds dealing with prisoners' rights, access to justice, drunk driving law enforcement, the NPA, the SADC tribunal, and police violence. These were published in widely read publications such as news24.com and Daily Maverick. In total, ACJR staff engaged in 22 television and radio interviews, mostly responding to current events, paying particular attention to the interpretation and application of the law. ACJR staff also made 33 presentations on a range of in-person and online events.

Four formal submissions were made to:

- the Constitutional Review Committee on the appointment and dismissal of the National Director of Public Prosecutions
- the City of Cape Town on the *Draft Streets, Public Places and the Prevention of Public Noise Nuisances Amendment By-law*
- the UN Special Rapporteurs on Housing and Extreme Poverty concerning the criminalisation of homelessness, with other partners in the Campaign on the Decriminalisation of Petty Offences
- the 69th Ordinary Session of the ACHPR on the Human Rights Situation in Africa.

Influencing the debate

The NPA has a special focus on the constitutional principle of accountability and there is therefore very good reason to focus on the NPA in the context of state capture. The research conducted, reports and op-eds published, and media engagements have contributed to a more informed debate about the NPA and more particularly what our expectations are of the NPA, but also the underlying reasons for the challenges the NPA is facing. Towards the end of 2021 ACJR secured substantial funding from OSF(SA) to focus specifically on civil society and the NPA. This reflects the confidence shown in ACJR to make a meaningful contribution in reforming the NPA to an institution that is open, transparent and accountable and works in service of the people.





Poverty is not a crime: what we have achieved and how you can help.



MA pobreza não é um crime: o que conquistamos e como você pode ajudar.



La pauvreté n'est pas un crime : ce que nous avons accompli et comment vous pouvez nous aider.



Julius Osega Memorial Lecture 2021



PROJECT REPORTS

APPLIED CONSTITUTIONAL STUDIES LABORATORY (ACSL)

Prof Derek Powell

CONTEXT

The context for the project's research was defined by two main factors in this period. The first was the continuation of the COVID-19 pandemic, which shaped both the focus of research and the methods used in working from home and remotely.

The second was the escalation of the climate crisis, which coincided with the launch of a new research project to examine how constitutional and public law were developing in response to the climate and ecological crisis facing the planet.

In the case of both the pandemic and climate crisis it was clear that global thresholds had been crossed that meant that public law and government everywhere were confronted with unprecedented challenges to address natural phenomena imperilling human and other life on a planetary scale.

The two objectives for research in this period were

1. to complete the project to assess the impact of the COVID-19 pandemic on constitutional government, which had commenced in 2020, and
2. to launch the project to understand the constitutional implications of climate change and the destruction of the natural environment

KEY OBJECTIVES

Assessing the impact of the pandemic on the resilience of constitutional government

In 2021 the objective was to complete the project that had commenced in 2020, assessing the impact of government responses to the pandemic on the foundations of constitutional government. From the onset it was clear that governments would have to use

emergency powers to combat the pandemic, and that fact would potentially have huge implications for the resilience of constitutional government and human rights in the world. This project sought to assess practice in ten countries in Sub-Saharan Africa and relate these regional perspectives to global trends. The aim was to finalise the publication of the research and submit it to an international publisher.

Assessing the development of constitutional law in response to climate change

This was a new project whose objective was to launch a programme of research into climate change and constitutional law that would culminate in a colloquium in 2023 comprising leading jurists and professors in the field of public law from different regions and legal traditions. The colloquium will examine how constitutional law is developing in response to climate change and identify pathways for future development and common ground between countries and legal systems in tackling climate change as a problem of constitutional law.

KEY ACTIVITIES

Completing the book project on constitutional resilience

The book project was completed and the manuscript was submitted to Palgrave MacMillan to be published in 2022. This was a major collaborative project comprising researchers from ten countries in Sub-Saharan Africa that examined the resilience of constitutional government in the first year of the pandemic in the region.

The book shows how, like governments elsewhere, the governments of these ten countries invoked emergency powers in combatting the pandemic, normal legislative and judicial process were attenuated, and a wide range of human rights were limited.

Constitutional Resilience and the pandemic in Africa webinar series

The Constitutional Resilience and the COVID-19 Pandemic Webinar series is an ongoing collaboration between ACSL, SERP, and the Faculty of Law, and which promotes conversation between scholars, civic society organisations and practitioners about the impact of the pandemic on the resilience of constitutional government in Africa and elsewhere. Webinars included -

- **The limitation of rights in the fight against COVID-19: What South Africans think about that.** Professor Bohler-Muller talked about the findings from a recent study by the Human Sciences Research Council in partnership with the University of Johannesburg, about how South Africans felt about the limitation of various rights in the course of the struggle against the pandemic in 2020.
- **Impact of COVID on South Africa's Metros (Cape Town).** In the first of two webinars related to the metropolitan municipalities, Mr. Craig Kesson of the City of Cape Town provided an overview of the general impact of the pandemic on the Metro, the implications for the Metro's revenue and expenditure budgets and National-Metro intergovernmental relations during the pandemic.
- **Impact of COVID on South Africa's Metros (Tshwane).** In this second webinar Mr. Stanley Blessing Nyanyirai provided an overview of the **COVID-19 Lessons Learned Study Research Project.** This is based on the lessons learned and performance of the City against the six-pillar strategy adopted by municipalities within the Gauteng Province to combat the COVID-19 virus. It covered issues such as comprehensive health response, economic response, state capacity and capability, social mobilisation, law enforcement as well as food security and social relief.

- **The Resilience of the Rule of Law in Africa.** In this webinar, Professor John Mukum Mbaku (Brady Presidential Distinguished Professor of Economics & John S Hinckley Fellow, Department of Economics, Weber State University, USA. Non-resident Senior Fellow) discussed his latest research on threats to the rule of law in Africa, what the rule of law is, and why it is an essential foundation for sustainable development and social justice, and reflected on how the rule of law has fared during the COVID-19 pandemic.

Conceptualising the new Constitution of Nature project

The activities for this period included conceptualising the project on how constitutional law addresses problems affecting the natural world, such as climate change and environmental destruction. The concept note was completed and submitted to the Funder, the Foundation for the International Law of the Environment, along with a concept note on the process of planning and convening the colloquium in Bellagio, Italy, in 2023.

Next Generation Constitutionalism webinar series

The NGC webinar series continued in collaboration with the Global Centre for the Environment. The webinar series provides a platform for leading scholars to talk about various topics about how constitutional law addresses problems of our time, including climate change. Webinars included -

- **A Constitution for Nature (Part I)?** Scientists now know that there are thresholds beyond which species, ecosystems, biodiversity and life itself will fail. Pass these and it is game over. We might think about these thresholds as the foundations of "Nature's own constitution." In this webinar, environmentalist Jo Douwes talked about the work being done in Durban to understand and apply these thresholds and why protecting the environment and biodiversity is also closely linked to issues of human wellbeing and social justice.

- **A Constitution for Nature (Part II)?** In this webinar we talked to one of Germany’s leading scholars of constitutional law and climate change, Prof. Dr. Felix Ekardt, about Germany’s constitutional regime to protect the environment, the decision in a recent Federal Constitutional Court case and its implication for the development of German constitutional law in the area of climate change, and how his own research (Sustainability: Transformation, Governance, Ethics, Law Springer Nature 2019) helped to shape the outcome of the case.
- **Global trends in climate change litigation.** In this webinar Joana Setzer from the Grantham Research Institute on Climate Change and the Environment at LSE spoke about their recent report on climate change litigation, current trends in litigation, and future developments to watch, the types of legal challenges that are being brought and where they are being fought, areas in which legal action appears to have greater likelihood of success and less, and the nature of any “broader societal shift” that these cases suggest might be underway.
- **The future of public international law beyond the Paris Agreement.** In this webinar, Prof. Christina Voigt, Department of Public and International Law, University of Oslo, Norway, and the recently appointed Chair of the IUCN World Commission on Environmental Law and Co-Chair of the Paris Agreement Implementation and Compliance Committee (PAICC) spoke about ‘The Future of Public International Law Beyond the Paris Agreement.’ Prof. Voigt discussed the new climate commitments under the Glasgow Climate Pact and unpacked these in line with current and projected climate challenges and possible responses in the international legal order.

OUTCOMES AND IMPACTS

Completion of book project

The international research led to a book project that was substantially completed in the year and culminated in a proposal for a book on Constitutional Resilience and the COVID-19 Pandemic: Perspective from Sub-Saharan Africa, which was accepted for pre-publication external review by international publisher Palgrave Macmillan.

Continuation of two highly successful international webinar series

Two very successful webinar series were launched, attracting high level participants from all over the world, including many from Africa. We managed to hold almost one a month throughout the crisis. These webinar series provided an important platform for scholars, civil society organisations and government officials from the global south and north to come together to grapple with the unique and complex governance issues arising from the pandemic.

New long-term funding secured from FILE and OSF for work on constitutional law and climate change

The project secured funding from the Foundation for International Law of the Environment and the Open Society Foundation for a new project of research on a constitution for nature.

Challenges and opportunities

The Constitution for nature project opens a new opportunity for research and funding. The biggest challenge beside the pandemic is the continuing fact of the project’s dependence on the vicissitudes of donor funding for research and employment, income, and career security within the University.



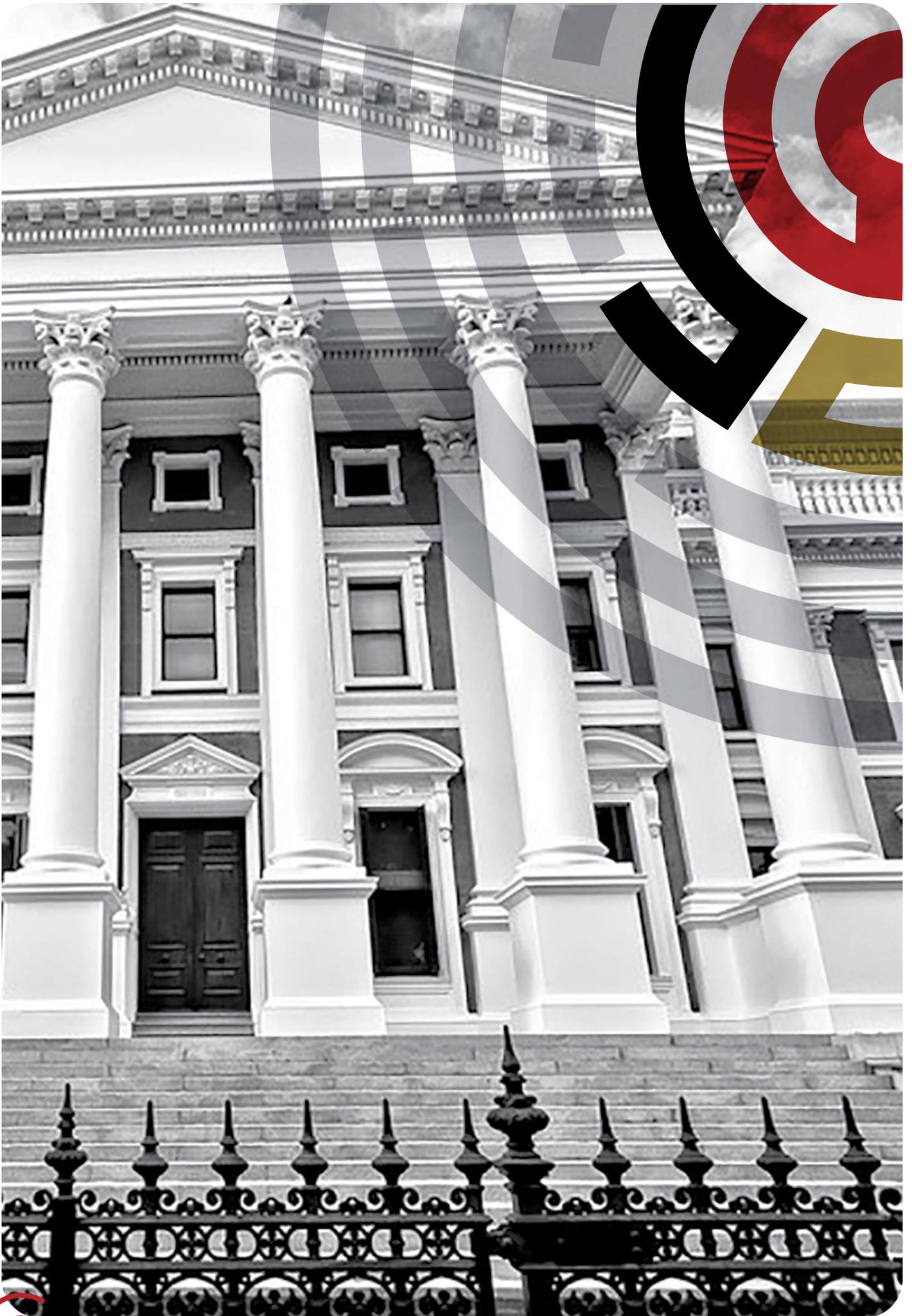
Ms Malijeng Ngqaleni (DDG: IGR (National Treasury, Government of South Africa), Webinar on the Impact of Covid-19 on South Africa’s Metros (18 February 2021)

OUTLINE

- This presentation will address the following
 - Firstly, brief orientation of the local government fiscal landscape – to understand the role and significance of cities in national economy and in relation to LG budgets
 - Secondly, highlight the impact of Covid19 on metros and more specifically on the economy, revenue and expenditure
 - Lastly, indicate support provided to Metros:
 - Financing to respond to Covid 19
 - Strengthen intergovernmental coordination and alignment



Professor Javier Couso, Webinar on the Next Generation Constitutionalism: Constitution-Making in Chile (11 March 2021)





PROJECT REPORTS

CHILDREN'S RIGHTS PROJECT (CRP)

Prof Benyam Dawit Mezmur

CONTEXT

Still grappling with the impact of the COVID-19 pandemic, the Children's Rights Project (CRP) continued to be innovative and to adapt in its 2021 operations and delivery on activities. As was the case in 2020 for instance, the African Committee of Experts on the Rights and Welfare of the Child (ACERWC) carried on with 'virtual sessions', holding both its 37th and 38th ordinary sessions online, in March and November 2021 respectively.

Similarly, various virtual events were held by the ACERWC and its partners in commemoration of the Day of the African Child (DAC) 2021, the theme of which was "30 years after the adoption of the Charter: accelerate the implementation of Agenda 2040 for an Africa fit for children". The 2021 DAC was aimed at evaluating progress made by African States towards the realisation of Agenda 2040.

While continuing with our core objectives of working towards the realisation of the African Charter on the Rights and Welfare of the Child (ACRWC/African Children's Charter) and the UN Convention on the Rights of the Child (CRC) at both national and regional levels, the CRP engaged in other areas and emerging issues such as children's digital rights, climate change and the Sustainable Development Goals (SDGs), and resource mobilisation. For example, within the framework of the African Children's Charter Project (ACCP), in May, the CRP participated in a Donor Roundtable to present the objectives, achievements and challenges of the ACCP and canvas for donor support to continue the project, at least in part. We also participated in a meeting of child rights sector stakeholders with the newly appointed Special Rapporteur on Children affected by Armed conflict (CAAC) of the ACERWC, to discuss and devise measures for leveraging CRP's work on CAAC beyond the ACCP.

NEW PROJECT: PROTECTING AFRICAN CHILDREN'S RIGHTS IN THE DIGITAL WORLD

In the latter part of 2021, the CRP developed a project proposal on protecting children's digital rights in Africa, with funding support from Meta Platforms, Inc. ("Meta" – formerly Facebook). This project comes against the background of the fact that too often, efforts to promote children's rights online are viewed as incompatible with freedom of expression and access to information as enabled by the digital world. However, with children becoming more visible via the online world, the protection of rights such as privacy and protection from exploitation cannot be overemphasised. Children's rights are affected in far reaching ways by the innovations of the digital world. Thus, a balanced approach to securing the benefits associated with engaging with the online world while mitigating the associated risks must be pursued, ensuring the development of competent and discerning adult 'digital citizens' in the future. The goal of the project is to practically unpack what the best interests of the child in the digital space in the African context are and seek measures by which those interests can be guaranteed in this context. It demands a delicate balancing of the autonomy of children on the one hand, and their evolving capacities on the other.

TEACHING AND CAPACITY BUILDING

Online Course on the Communications Procedures of the ACERWC and Child Rights Jurisprudence in Africa

Within the framework of the African Children's Charter Project (ACCP), which formally ended in 2021 (and not in 2020 as originally planned, due to the pandemic), one of the teaching innovations of the CRP was the development and launch, in partnership with the ACERWC, of an 'Online Course on the Communications Procedures of

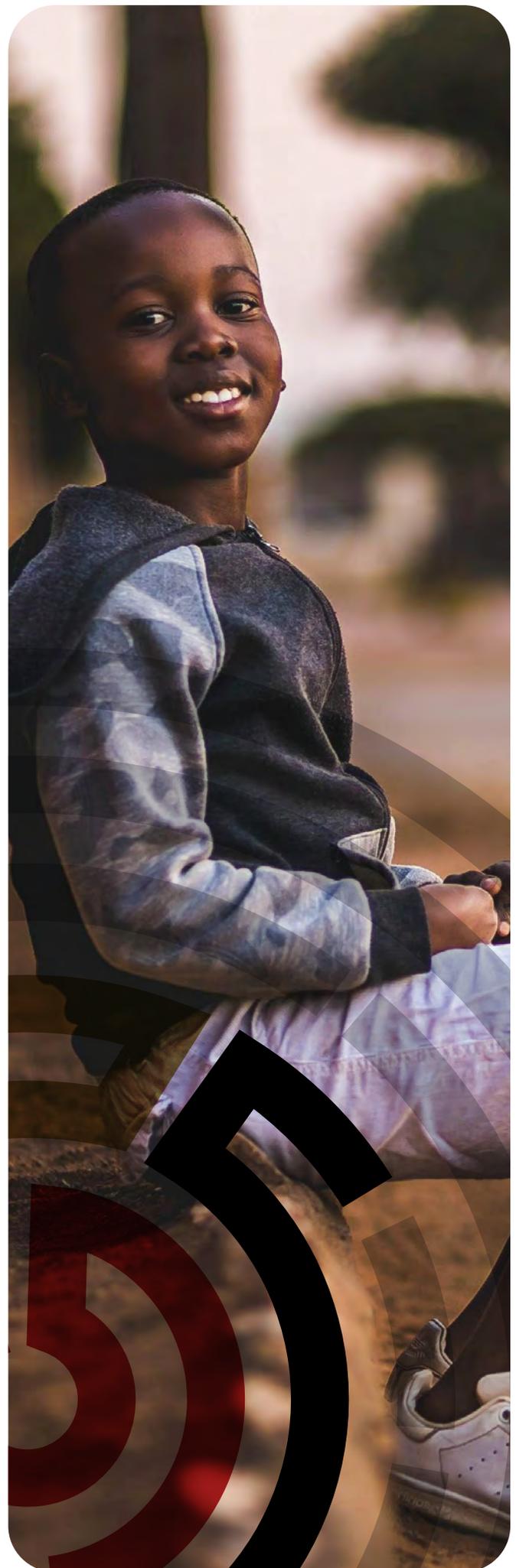
the ACERWC and Child Rights Jurisprudence in Africa'. The goal of the course is to raise awareness about the African Children's Charter and provide a comprehensive understanding of the Communications mandate of the Committee and its child rights jurisprudence. The course is designed for a wide range of participants from governments, non-governmental organisations, and academic institutions that work on child rights research, advocacy and litigation. Designed to be conducted regularly as a self-paced course, participants are expected to complete it within a period of one month – four modules in total, one per week. In 2021, over 500 participants registered for the course with 150 successfully completing it on the first attempt; certificates of completion were jointly awarded to these participants by the ACERWC and the Dullah Omar Institute. Officially launched through a Webinar on 1st February 2021, the course carried on until 28 February 2021, while assessments and other administrative requirements were completed by 11 March 2021. The University of the Western Cape's iKamva platform was the medium of accessing and completing the course (<https://ikamva.uwc.ac.za/>).

Involvement in the Faculty of Law and UWC

As usual, CRP staff continued to be involved in teaching and academic supervision at both LLM and LLD levels, in addition to serving on governance structures and as internal course moderators and examiners. Prof Mezmur convened and taught a new LLM module 'Contemporary Human Rights Issues' (IHR 816) as well as the LLM module on 'International Protection of Human Rights Law' (IHR 814). Both Profs Assim and Mezmur convened and taught half of the 'Children's Rights and the Law' LLM module (CLL 811) which was initially convened for the first half of the semester by Prof Julia Sloth-Nielsen. Individually and jointly, CRP staff have continued to supervise/co-supervised seven LLM candidates and five LLD candidates at various stages of their theses writing in 2021. Doctoral candidate, Nimrod Muhumzuma also served as a co-supervisor for an LLM thesis. Additionally, Prof Assim served as one of the experts invited to make inputs on papers presented at the Economic Crimes Conference of the *Journal of Anti-Corruption Law* (JACL) and the Law Faculty's Department of Criminal Justice and Procedure.

Prof Mezmur continued the practice of hosting Conversation Sessions for UWC postgraduate students with a wide range of established experts and eminent personalities. These include sessions with the UN Independent Expert on the Human Rights of Persons with Albinism (10 June) and the UN Independent Expert on Sexual Orientation and Gender Identity

In April 2021, as part of UWC's tricontinental trilateral partnership agreement with Ghent University in Belgium and the University of Missouri System in the United States,



Prof Assim (representing DOI and on behalf of UWC's International Relations Office) made a presentation titled, "Domestic Extremism and the Weakening of Governance: Confronting the Enemy Within". This was during UWC's Tricontinental Partnership Series on Domestic Extremism and the Threat to Democracy. Further, Prof Assim and Dr Robert Nanima (a CRP-SERP fellow), during UWC's 2021 Academic Week (6-10 September), made a presentation on 'blended learning and teaching arrangements' to the university community drawing from CRP's experience during the 'Online Course on the Communications Procedures of the ACERWC and Child Rights Jurisprudence in Africa'.

Prof Assim successfully completed the Programme for Academic and Professional Leaders (P4APL) convened by the Office of the DVC (Academic), Prof. Vivienne Lawack, with modules in: *The Higher Education Landscape; Introduction to Entrepreneurship in Higher Education; The Leadership Digital Story; and Internationalisation in the Higher Education Context*. She also successfully completed the 'Oxford Women's Leadership Development Programme', as part of UWC Staff and Organisational Development programme, in partnership with the SAID Business School, University of Oxford. Further, having regard to her expertise and experience in the field of human rights and democratisation, Prof. Assim was appointed to serve as proxy for the DVC (Academic), Prof. Vivienne Lawack, in the Assembly meetings of the Global Campus of Human Rights. Prof Assim was also featured as a 'top achiever' in the 'UWC Digimag: Celebrating UWC's Women in Academia & Leadership, Edition 3: June 2021'.

Advanced Short Course on Children's Rights in Africa

The CRP continued its partnership with the Centre for Human Rights and the Centre for Child Law at the University of Pretoria, in organising and teaching on the Advanced Short Course on Children's Rights in Africa. As was the case in 2020, the 2021 edition of the course, held in June, was presented virtually, with a diverse range of participants from within and outside of Africa. Both Profs Mezmur and Assim also taught in the course.

Other Capacity Building/Teaching/Advocacy Activities

In 2021, CRP staff continued to be involved in various academic and non-academic capacity building activities including giving technical inputs, peer review, theses examination, serving as resource persons in training courses, serving as expert panellists in seminars/conferences/workshops, serving as guest lecturers etc. Prof Mezmur examined four PhD theses for candidates from the Universities of Cape Town, Johannesburg and Fort Hare and Antwerp, while Prof Assim served as examiner for five LLM theses for candidates from the

Universities of KwaZulu-Natal and Pretoria, etc. and as a 'critical Reader' for an LLD proposal for the University of the Free State. In addition, CRP staff peer-reviewed several articles for a number of journal publications including *Law, Democracy and Development; De Jure Law Journal; African Human Rights Law Journal; International Journal of Children's Rights; Common Law World Review; Economic and Social Rights Review; and the African Human Mobility Review*.

Prof Mezmur presented lectures at a number of universities including Erfurt University (one on 'child marriage' and another on 'the Convention on the Rights of the Child'), Harvard University ('reflections on child protection systems' and 'rights of persons with disabilities in Africa with a focus on persons with albinism'), Tilburg University ('children's right to nationality and statelessness'), University of Geneva (on 'children's rights in Africa', 'children's rights monitoring in Africa' and 'children's rights instruments in Africa'), and Leiden University ('climate change and children's rights'). In March, Prof Mezmur was part of a press conference as a Member of the Eminent Persons Group Launch Report "Keeping the Promise: An independent Review of the UN's Annual List of Perpetrators of Grave Violations against Children 2021-2020". He followed this up with an op-ed in the Mail and Guardian. Similarly, CRP fellow, Dr Robert Nanima, in his capacity as a member of the ACERWC, served as Judge during the finals of the All Africa Human Rights Moot Court Competition (now the 'Christof Heyns African Human Rights Moot Court Competition') in July 2021.

In June, Prof Assim participated in an 'Urgent webinar on Child Rights Violations in Tigray, Ethiopia' convened by the ACERWC Special Rapporteur on Children Affected by Armed Conflict, and in September, she gave an interview to a data collection consultant on behalf of the ACERWC on 'the ACERWC's Dissemination strategy for documents/key findings and messages to stakeholders for the protection of children affected by armed conflicts'. In November, Prof Assim was interviewed by a 12-year old learner for a school research project on the impact of Advocate Dullah Omar on South African Democracy, and served as one of the experts at the validation workshop for the 'Report on Children's Right to Privacy in the Digital Sphere in the African Region'. Assim also led the participants and speakers in developing a 'Call to Action' (an advocacy material for governments and other stakeholders) as an outcome of the Child Justice Summit on Advancing Access to Justice for Children in East and Southern Africa, in Nairobi Kenya (October 2021).

Under the supervision of Prof Mezmur, postdoctoral candidate, Dr Meseret Ande completed research reports on the deprivation of liberty in the context of armed conflict; children deprived of liberty in the context

of COVID-19; and female genital mutilation in African countries. Ms Sieden Louw, an NRF Doctoral Bursary holder, also joined the CRP under Prof Mezmur's supervision, researching on children's digital rights.

CONFERENCES, SEMINARS AND WORKSHOPS

The CRP staff hosted, participated in, and made presentations at a number of conferences, seminars and workshops, both physically and virtually. In March, Prof Mezmur presented 'Recent developments on child justice and the CRC' at the Chinese Criminal Defence Lawyers training event hosted by Mahidol University's Institute of Human Rights and Peace Studies in Thailand. This was followed by a presentation on the 'SDGs and children's rights' at the Human Rights Council Annual Day on the Rights of the Child in Geneva (March). In April, he presented on 'child sexual abuse', 'childhood statelessness', 'children with albinism', and 'synergies and complementarities with the ACERWC' at conferences/seminars organised by Harvard and the Catholic University of America, Institute of Statelessness and Inclusion, the Pan-African Parliament, and UNICEF ESARO respectively. In July, he presented 'Climate change and the jurisprudence of the CRC Committee' at a workshop by the Geneva Human Rights Platform, and 'Extraterritorial jurisdiction and recent developments in respect of the Convention on the Rights of the Child' at the Hebrew University/Minerva Center for Human Rights symposium. In September, Mezmur presented 'Childhood statelessness and the Convention on the Rights of the Child' at the Special Roundtable on the 1954 and 1961 Statelessness Conventions organized by the UNHCR and the Peter McMullin Centre on Statelessness, and 'SDG 1: No poverty' at a Symposium hosted by the Max Planck Institute on the SDGs and Private International Law. And in November, Mezmur hosted a webinar titled 'Looking back to look ahead: Implications of *Saachi et al.*

v Argentina for human rights and climate change'.

In October, Mezmur and Assim presented on "Developments on Child Justice at the International Level" and "The Future of Child Justice in Africa" respectively, at the 'Child Justice Summit: Advancing Access to Justice for Children in East and Southern Africa' – held in Nairobi, Kenya. In November, Mezmur presented "Wear my shoes: The right to education in the context of COVID-19" as the plenary address at the 'World Day of Prayer and Action for Children 2021'. Also, in November, Assim and doctoral candidate Nimrod Muhumuza participated in the 'Symposium on Children's Socio-Economic Rights in Africa' and presented on "the implementation of children's socio-economic rights in domestic African law" and on the utility of the ACERWC in advancing climate action for children, respectively.

APPOINTMENTS AND MEMBERSHIPS

CRP's Project Head, Prof Mezmur was appointed as an Eleanor Roosevelt Fellow at the Human Rights Program, Harvard Law School, to spend a sabbatical year there in 2022. Prof Assim was appointed a member of the Editorial Board of Strathmore Law Journal, Strathmore University, Kenya. She was also appointed Chair of the Council of Directors for the Human Rights and Democratisation in Africa (HRDA) programme for the 2022 academic year and as member (representing DOI-UWC) of the HRDA's Academic Committee. Dr Ande was also appointed as an External Expert in the Working Group of the ACERWC on Children with Disabilities.

PUBLICATIONS AND RESEARCH REPORTS

CRP members continued the track record of producing several academic and other publications. These include op-eds, journal articles, chapters in books and commissioned research reports that are subsequently listed in the annual report.



Assoc Prof Usang Maria Assim and Dr Robert Doya Nanima



Child Justice Summit: Advancing Access to Justice for Children in East and Southern Africa, Nairobi, Kenya, 27-29 October, 2021



PROJECT REPORTS

SOCIO-ECONOMIC RIGHTS PROJECT (SERP)

Prof Ebenezer Durojaye

INTRODUCTION

The Socio-Economic Rights Project continued to engage in advocacy, research and teaching to advance the realisation of socio-economic rights within South Africa and the continent. The devastating impact of COVID-19 continued in 2021, pushing people below the poverty line, not only in South Africa but the continent as whole. High unemployment rates due to loss of jobs, coupled with high level of gender-based violence and acute shortages of supplies characterised the period under review. The impact of COVID-19 continues to be felt among vulnerable and marginalised groups, especially people in rural areas and informal settlements. Disadvantaged communities continue to shoulder the negative consequences of the pandemic such as the loss of jobs, lack of access to social amenities including water, food, electricity and health care. In response to some of these challenges, SERP embarked on a series of activities to highlight the human rights consequences arising from the pandemic and the lockdown imposed by the government. The continued impact of the pandemic also necessitated a review of some of our strategies and plans.

Capacity Building for Community Leaders in Informal Settlements

SERP continued to work with people from informal settlements in Cape Town with a view to responding to the negative impact of the pandemic. We continued with our series of webinars captioned 'Our Voices Matter' highlighting the impact of COVID-19 for people in informal settlements. The main objective of these webinars was to amplify the voices and concerns of vulnerable and marginalised groups in informal settlements because of the lockdown. Realising the seriousness of the impact of the pandemic for people in informal settlements compared to the other members of the public, SERP adopted this intervention as a way of capturing the experiences of community members. These webinars provided opportunities for people

in informal settlements to share their experiences and express their concerns about socio-economic implications of the pandemic. During 2021, SERP realised that due to technical challenges with the internet and the inability of the majority of people from informal settlements to afford smartphones, participation in the webinars was very low. Consequently, we resorted to face-to-face meetings to ensure the full participation of the members of the communities. We were able to hold one face-to-face meeting towards the end of the year. The meeting proved to be very useful as the participants expressed deep joy and satisfaction in the opportunity to gather again to express their views and challenges during the pandemic. Various issues addressed during the workshop included the impact of COVID-19 on access to food in informal settlements, the right to social protection during COVID-19, and access to health care services during COVID-19. The consensus at the meeting was that SERP should try as much as possible to sustain these face-to-face meetings in order to give voices to the concerns of people from informal settlements.

Research on Recognition of Community based Paralegals in Africa

Community-based paralegals play an important role in ensuring access to justice for vulnerable and marginalised groups across Africa. Despite this important role, their efforts are hardly recognised, regulated or given the needed support by governments to promote their work in the region. Thus, SERP and the African Centre of Excellence for Access to Justice, with the support of the Mott Foundation, embarked on a study to assess the roles, nature, and challenges of community-based paralegals in six selected countries (Ghana, Nigeria, Tanzania, Zambia, Uganda and Mozambique) in Africa. The study, which began in 2019, was concluded in 2021. Three validation meetings were held (one virtually and two face-to-face) towards the finalisation of the report. The validation meetings were attended by the organisations in the six countries that assisted with data

collections, and other stakeholders working on access to justice in Africa. The study reveals some of the important roles of community-based paralegals in facilitating access to justice in both criminal and civil matters for many people in disadvantaged communities. It further reveals the different approaches by governments in the six countries regarding the legal framework on paralegals. While in some countries like Tanzania and Zambia, a legal framework for recognising paralegals exists, in others such as Nigeria and Ghana, no law exists in this regard. The study further reveals that African governments would need to do more in ensuring access to justice for millions of the people through support (financial or human) to the work of community-based paralegals. Recommendations were made to the African Union, governments, donor organisations and other stakeholders.

Advancing Sexual and Reproductive Health and Rights in East and Southern Africa

The Project began three years ago involving three organisations namely, Initiative for Strategic Litigation in Africa, KELIN and the DOI. It is aimed at building capacity and developing knowledge on sexual and reproductive health and rights in Africa. For 2021, SERP organised a series of webinars and conducted various studies in relation to sexual and reproductive health and rights. In addition, SERP finalised research reports including policy briefs on the link between SRHR and COVID-19. These dealt with topics such as COVID-19 and gender-based violence, the impact of COVID-19 on the SRHR of young people, COVID-19 and SRHR of women. In addition, SERP produced a manual on the SRHR of Adolescents in Africa.

Constitutional Resilience and COVID-19

SERP in conjunction with ACSL organised a series of webinars on constitutional resilience and COVID-19. The idea behind these webinars was to test the constitutionality of the steps adopted by governments in response to the COVID-19 pandemic. Some of the questions the webinars seek to address include whether the imposition of the lockdown can be justified in a democratic society. What are the implications of the lockdown for the enjoyment of socio-economic rights? What is the role of the judiciary in curtailing the excessive use of powers

by the executive during emergencies such as COVID-19? The webinars featured panellists, guest speakers and experts from Africa and beyond. In addition, this joint effort has produced an edited volume titled: Constitutional Resilience and COVID-19: Perspectives from Sub-Saharan Africa which will be published by Palgrave MacMillan in 2022.

The following webinars were organised under this initiative:

- Webinar on the Impact of COVID-19 on South Africa's Metros [24 February 2021]
- Webinar: The suspension of rights in the fight against COVID-19: What South Africans think about that [22 April 2021]
- Webinar: The Impact of COVID-19 on South Africa's Metro's [11 May 2021]
- Webinar: The Impact of COVID-19 on South Africa's Metro's [2 June 2021]
- Webinar: The Resilience of the Rule of Law in Africa [26 October 2021]

Legal and Policy Framework to Address Diet-related Non-Communicable Diseases

In conjunction with the O'Neill Institute, Georgetown University, SERP embarked on two studies to explore the legal and policy framework to address diet-related non-communicable diseases (NCDs) in South Africa. The global NCDs burden is increasingly significant as a major cause of premature death and disability, especially in developing countries, in addition to placing a strain on already overstretched health systems. The World Health Organisation estimates that 41 million people worldwide die each year from NCDs which is equivalent to 71 percent of deaths, globally making them the leading cause of death. 85 percent of premature deaths from NCDs occur in low- and middle-income countries. Left unaddressed, NCDs are estimated to rise in the coming decades including in Africa. South Africa is not left out in this, because there is a steady rise in NCDs amidst communicable diseases, maternal and child mortality, injury and trauma leading to a quadruple burden of disease. The COVID-19 pandemic has not only impacted on countries' capacity to address and respond to NCDs due to disruption of health services, but also drawn more attention to the burden of NCDs



Valma Hendricks, Facilitating the Community Leaders Training Workshop, 27 August 2021



globally as people living with various NCDs are most vulnerable to becoming seriously ill or dying of COVID-19. The metabolic or physiological changes that are the underlying causes of most NCDs including overweight and obesity, raised blood pressure, raised blood glucose levels and non-optimal blood cholesterol levels are all linked to diet. This makes addressing unhealthy diets a priority in prevention measures through evidence-based strategies aimed at ensuring a healthy diet through the life cycle.

The first line of the research examines the current South African constitutional and legal framework for the prevention of diet related NCDs. The study demonstrates the growing rate of NCDs in South Africa and the role unhealthy diet plays in this. It also assesses the various influences that shape people's eating patterns such as socio-cultural, economic and environmental factors, food insecurity as well as the food industry. The study analyses policies pertaining to food security, nutrition and economic growth which are relevant to preventing diet-related NCDs. While it affirms that the legal and policy space in South Africa towards diet-related NCDs prevention is commendable, discrepancy exists between the constitutional obligations of government with respect to the right to food and policy priorities for preventing NCDs. Also, gaps exist in policy coherence and the extent to which the food environment is regulated to ensure access to healthy foods. It highlights the need for coherence of policies across government, as well as improving synergy of food security interventions towards the prevention of diet-related NCDs.

The second study contextualises the link between access to safe and nutritious food and diet-related non-communicable diseases in South Africa: the double burden of malnutrition. It notes that the neoliberal ideology underpins the constitutional design in South Africa, as well as the foundation of its economy. The neoliberal ideology is a direct cause and consequence of poverty and inequality, causing a perpetual cycle of ill-health. Similarly, it is also a major factor contributing to

the shortcomings in the current normative frameworks influencing food and nutrition in South Africa, and subsequent responses. It makes some concrete recommendations on how the government should address this very pertinent issue.

As part of the project, a webinar was organised focussing on the legal and human rights issues raised by diet-related NCDs. The webinar sparked meaningful conversations on the importance of strengthening health systems, which have already been stretched, to respond to a myriad of health-related burdens. It attracted the participation of experts and other stakeholders from academia and civil society.

ICESCR Campaign

SERP has continued to coordinate the South African Civil Society Campaign on the International Covenant on Economic, Social and Cultural Rights (ICESCR). Together with its partners, SERP held meetings and organised a webinar on the implications of intellectual property rights for access to vaccines for poor countries. The webinar featured experts from South Africa and outside to deliberate on the consequences of patent rights for access to COVID-19 vaccine for poor regions. The webinar raised various issues in relation to the Trade Related Aspects of Intellectual Property Rights and human rights, particularly states' obligations to ensure access to life-saving medication for people in need. There was a consensus that the TRIPS as currently implemented constitutes a serious barrier to access to medicines for those in developing and poor countries.

Teaching and Supervision

As part of contributing to knowledge and producing the next generation of scholars to advance socio-economic rights, members of SERP were involved in different teaching activities for 2021. These included guest lecturers at national and international courses. For 2021, one LLM student and two LLD/PHD students graduated under the supervision of SERP staff members.

RESEARCH PUBLICATIONS

As part of its commitments to advancing scholarship and knowledge on socio-economic rights, SERP has continued to produce high quality research. In 2021, SERP members of staff were involved in the following publications

BOOKS

Durojaye E, Mirugi-Mukundi G and Ngwena C *Advancing Sexual and Reproductive Health and Rights in Africa: Constraints and Opportunities* (Routledge 2021)

REPORTS

Legal Recognition of Paralegals in Africa: Lessons, challenges and good practices 2021.

CHAPTERS IN BOOKS

Durojaye, E and Gonese-Manjonjo, T 'Lessons from Litigating for Sexual and Reproductive Health Rights in Southern Africa' in E Durojaye, G Mirugi-Mukundi and C Ngwena (eds) *Advancing Sexual and Reproductive Health and Rights in Africa: Constraints and Opportunities* (Routledge 2021) pp. 188-205.

Durojaye E and Nabaneh S 'Addressing FGC/M in The Gambia: Beyond Criminalisation' in E Durojaye, G Mirugi-Mukundi and C Ngwena (eds) *Advancing Sexual and Reproductive Health and Rights in Africa: Constraints and Opportunities* (Routledge 2021) pp. 115-131.

Durojaye, E and Mahadew, A 'The nexus between poverty and sexual and reproductive health: A case study of child marriage in Africa' in O Nnamuchi and N Nwafor (eds) *Joys of human rights: Essays in honour of Professor Joy Ezeilo* (Mathouse Press 2021) pp. 83-104

JOURNAL ARTICLES

Durojaye, E and Nanima, R 'The Realisation of the Right to Health of Persons with Disabilities in the COVID-19 Era: Evaluating South Africa's (Non)Inclusive Response' (2021) 9 *African Disability Rights Yearbook* pp. 52-71.

Durojaye, E "An analysis of the contribution of the African Human Rights System to the understanding of the Right to Health (2021) 21 (2) *African Human Rights Law Journal* pp. 751-781.



Gladys Mirugi-Mukundi, Researcher



Paula Knipe, Doctoral Researcher





PROJECT REPORTS

SOUTH AFRICAN RESEARCH CHAIR IN MULTILEVEL GOVERNMENT, LAW AND DEVELOPMENT (SARCHI)

Prof Nico Steytler

The SARCHi Chair promotes the study of the role of multilevel government in furthering peace, democracy and development in South Africa, elsewhere in Africa, and worldwide. It focuses on research, teaching, and policy engagement. In 2021 the Chair worked closely with a team of researchers: Prof Jaap de Visser and Prof Tinashe Chigwata as well as post-doctoral fellows, Dr Michelle Maziwisa and Dr Shehaam Johnstone, and doctoral researchers Henry Omboto, Melissa Ziswa, Phumla Hlati, Curtly Stevens, Jennica Beukes, Xavia Poswa and Thabile Chonco. This part of the report covers work done both directly under the SARCHi Chair as well as work associated with it.

CONTEXT

The continuation of the COVID-19 pandemic in 2021 put multilevel systems of government under considerable strain, both in South Africa and further afield. Already the system in South Africa was under considerable pressure, deteriorating year after year as measured by the Auditor-General's annual Reports, service delivery failures and provincial interventions. While the system of multilevel government is under stress in South Africa, it is still seen as the only system to bring peace to a number of conflict-ridden countries elsewhere in Africa, including Sudan, South Sudan, Somalia, and Ethiopia.

OBJECTIVES

Within this context, the objectives of the project are four fold. First, with respect to South Africa, the aim is to do research on the functioning and future of our system of multi-level government, and where possible and appropriate engage with the governments at the various levels of government. Second, as multilevel government is seen as an important governance tool for peace and development in Africa, the objective is to do research, build a network of scholars, and engage with practitioners and government on the topic. Third, the work on multilevel government must be situated in the global discourse on non-centralism, and, where requested, also assist countries in the Global South with the use and value of systems of multilevel government.



Assoc Prof Tinashe Chigwata: Project Head of Multilevel Government

Fourth, closely linked to our research endeavours is building through teaching and training a new generation of scholars and practitioners in South Africa, elsewhere in Africa, and internationally.

Prominent Activities in 2021

The 14th Issue of Nico Steytler and Jaap de Visser, *Local Government Law of South Africa* was completed. The Constitutional Court and other courts referred favourably to this work during 2021, e.g. in *Premier, Gauteng and Others v Democratic Alliance and Others* [2021] ZACC 34 (4 October 2021).

Two major research projects on the COVID-19 pandemic and federal systems continued in 2021. First, following the IACFS virtual conference in October 2020 entitled 'Comparative Federalism and COVID-19: Combating the Pandemic', the Chair prepared the papers and other invited authors for publication. The product is 19 case studies of federations across the world, plus two concluding chapters, which was published by Routledge in 2021, in time to launch it at the 2021 IACFS conference in Innsbruck in October 2021. The book is the first systematic academic analysis in the world of the impact of COVID-19 on federal systems. It was simultaneously published in hard copy, electronically and on Open Access, making it freely available world-wide.

Secondly, the Chair continued on the editorial committee of the major research project from University College London, King's College London, and the Max Planck Institute Heidelberg, called Lex Atlas: COVID-19, providing a scholarly analysis of national legal responses to COVID-19 in 60 countries. The first reports were published online in 2021 as 'The Oxford Compendium of National Legal Responses to COVID-19'. As the area editor for federalism and local government, the Chair reviewed and edited the country reports of all the federations and hybrid federations. The first draft of a comparative paper on federal systems and COVID-19 responses was presented at an authors' meeting in November 2021.

After the cancellation of the first African School on Decentralisation (ASD) in 2020, a virtual School was held in August 2021. ASD was established in 2019 by the SARCHI Chair and the Centre of Federalism and Governance Studies (Addis Ababa University), in collaboration with the Institute of Federalism, Fribourg, and the Institute of Comparative Federalism, EURAC Research. The 25 participants from 25 countries, selected from over 600 applicants in 2020, attended the 10-day course. The engagement hours had to be reduced and it was a challenge to retain connectivity for 10 days. Twenty one student completed the course, wrote the examination and received an accredited certificate, issued by both Universities.

After the 2020 Stellenbosch Annual Seminar on Constitutionalism in Africa, hosted by the Institute of International and Comparative Law in Africa, the University of Pretoria, and the Chair, was postponed, we decided to proceed with a hybrid model in September 2021. Eventually only 6 of 15 paper presenters could attend the conference in person, but a successful hybrid conference was held.

Apart from teaching the LL M module on Intergovernmental Relations, my colleagues and I presented a new Post-graduate Diploma in Public Law (focused on local government), designed for senior practitioners. The Chair also taught in masters courses at McGill University (Canada) and the University of Fribourg (Switzerland). I also taught in EURAC's Winter School on Federalism.

Outreach and consultancy activities: In South Africa Jaap de Visser and I produced the 2nd edition of *Electing councillors - a guide to municipal elections* (Dullah Omar Institute), in partnership with the Independent Electoral Commission, and the Department of Cooperative Governance, for the 2021 Local Government Elections, in electronic and hard copy.

Internationally, I prepared a booklet on *The Pivotal Role of The National Natural Resources and Fiscal Commission in Nepal's Intergovernmental Fiscal System*, for the Commission, with the support of the Forum of Federations. I was also contracted by the UNDP as an international expert on the drafting of a new federal constitution for Sudan. I presented three training

sessions to the Myanmar National Unity Government (in exile) and the Committee Representing Pyidaungsu Hluttaw (CRPH) on intergovernmental relations.

Transparency in local government procurement

We expanded our project on transparency in local government from the previously 34 municipalities in 2020 to 49 municipalities in 2021. The project, run together with IBP-SA, involves the survey of selected municipalities to establish the extent to which municipal websites are transparent about the goods and services which municipalities procure. The survey found that transparency in municipal procurement has not improved with particular reference to the publication and accessibility of tender specifications, names of successful bidders, price of contracts and implementation plans for projects awarded to successful bidders. The findings were discussed at a webinar which brought together key stakeholders including representatives of the different spheres of government. We were invited by different stakeholders working in the space of municipal procurement to present our findings and explore opportunities for future collaboration in this area.

Metro OBS

Together with IBP-South Africa, we implemented the Metro Open Budget Survey which measures transparency, participation and oversight throughout the entire budget process: formulation, adoption, implementation and audit phases. Our focus was on budgets of five metros: City of Cape Town, Nelson Mandela Bay, City of Johannesburg, eThekweni and Ekurhuleni. The survey established that transparency and participation in the budget processes of metros is weak. As for oversight, it is generally stronger at the audit phase than at any other stages of the budget process and was almost non-existent at the formulation phase. Detailed results can be assessed here: <https://bit.ly/3sGAqDE>

Local government webinar series

In 2021, we continued with the implementation of the local government webinar series project, with the support of HSF. We hosted seven webinars, with the first webinar on coalitions in local government. The second webinar, where Dr Mkhululi Ncube from the Finance and Fiscal Commission was one of the presenters, looked at the financial impact of COVID-19 on local and district municipalities. Our Factsheets on Decentralisation in Africa were launched at another webinar with participants from different parts of the continent. The fourth webinar, hosted in partnership with DOI's Africa Criminal Justice Reform project, interrogated the role of local government in community safety. We launched two reports on corruption in local government in a webinar co-hosted with the Department of Local Government in the Western Cape. The last three webinars organised were co-hosted with Prof Tania Ajam of the School of Public Leadership at Stellenbosch University. The webinars discussed the local government fiscal framework, the streamlining of the administrative burden of municipalities, and opportunities for enhancing the fiscal and operational sustainability of municipalities.

Our webinar series project continues to provide a valuable platform for stakeholders to engage virtually on key issues affecting local government.

Local Government Bulletin

The Local Government Bulletin, which publishes short, accessible articles on local government in South Africa and the region, recorded over 35 000 visitors to its webpage in 2021. This confirms that the Bulletin is one of the leading platforms on local government research in the country and beyond. While the readers of the Bulletin are mostly from South Africa there is huge interest in the Bulletin from the rest of Africa and Europe. Our researchers (contributors) are regularly invited on different platforms to present and engage on various local government topics on the back of their articles published in the Bulletin. In 2021, we published five Issues of Volume 16 with 33 articles on various topics, bills and policies. We also produced 27 podcasts of articles published in the Bulletin, which were listened to by over 600 people in 2021 alone. We also successfully partnered with the School of Public Leadership at Stellenbosch University to produce a special issue of the Bulletin on local government finance.

LOGOV-PROJECT

The DOI is part of the Local Government and the Changing Urban-Rural Interplay project together with 17 other international partners from different parts of the world. As part of this project, the DOI, with the support of the South African Local Government Association (SALGA), produced a Country Report on local government in South Africa. The Report provides an overview of the local government system and evaluates selected local government practices in South Africa. It provides a good entry point for those that are interested in understanding the system of local government in South Africa and how it works in practice.

ACADEMIC PUBLICATIONS:

Multilevel government (MLG) in South Africa:

- Nico Steytler and Jaap de Visser, 14th Issue of *Local Government Law of South Africa*, updating the volume from August 2019 to September 2021;
- Nico Steytler, 'Subnational constitutionalism in South Africa: An empty promise', in Patricia Popelier, Giacomo Delledone, and Nicholas Aroney (eds), *Routledge Handbook of Subnational Constitutions and Constitutionalism* (Routledge, 2021)
- Nico Steytler and Jaap de Visser, 'South Africa's response to COVID-19: The multilevel government dynamic', in Rupak Chattopadhyay et al. (ed) *Federalism and the Response to COVID-19: A Comparative Analysis* (Routledge, 2021) 200-207
- Chigwata Tinashe Carlton (with Jaap de Visser and Lungelwa Kaywood) (eds) (2021) *Perspectives on development, governance and service delivery*, Juta, Cape Town.

- Chigwata Tinashe Carlton (with Nico Steytler & Jaap de Visser) (2021) 'South Africa: Surfing Towards Centralisation on the COVID-19 Wave' in Steytler N *Comparative Federalism and COVID-19 Combating the Pandemic*, Routledge.

Multilevel government in Africa:

- Charles Fombad and Nico Steytler (eds.) *Democracy, Elections, and Constitutionalism in Africa* (Oxford University Press, 2021) pp 580
- Steytler, Nico and Charles Fombad, 'Introduction: Democracy, Elections, and Constitutionalism in Africa', in Charles Fombad and Nico Steytler (eds.) *Democracy, Elections, and Constitutionalism in Africa* (Oxford University Press, 2021) pp. 1-16
- Steytler, Nico 'Local multiparty democracy in Africa' in Charles Fombad and Nico Steytler (eds.) *Democracy, Elections, and Constitutionalism in Africa* (Oxford University Press, 2021) pp. 92-118
- Chigwata Tinashe Carlton (with Jaap de Visser and Zemelak Ayele) (2021) 'Real or Imagined Local Autonomy: Experiences from Local Government in Ethiopia, South Africa and Zimbabwe' Fenwick T and Banfield A (eds) *Beyond Autonomy Practical and Theoretical Challenges to 21st Century Federalism*, Brill Nijhoff, Boston. pp. 191-216.
- Chigwata TC (2021) 'Multiparty Democracy in Zimbabwe after the adoption of the 2013 Constitution' in Fombad C and Steytler N (eds) *Democracy, Elections and Constitutionalism in Africa*, Oxford University Press, Oxford.

Global:

- Nico Steytler, Editor, *Comparative Federalism and COVID-19: Combatting the Pandemic* (Routledge, 2022) pp 433
- Nico Steytler, 'Introduction: How federations combat COVID-19', in Nico Steytler (ed) *Comparative Federalism and COVID-19: Combatting the Pandemic* (Routledge, 2021) 1-12
- Nico Steytler, 'Federalism under pressure: Federal "health" factors and "comorbidities"', in Nico Steytler (ed) *Comparative Federalism and COVID-19: Combatting the Pandemic* (Routledge, 2021) 396-42
- Nico Steytler 'Equality and Advantage in Emerging Federations and the Dilemma of Non-Renewable Natural Resources: The Cases of the Solomon Islands and Trinidad and Tobago', in Eva Maria Belser et al (eds.) *The Principle of Equality in Diverse States - Reconciling Autonomy with Equal Rights and Opportunities* (Brill, 2021) 197-223
- Nico Steytler, area editor, *The Oxford Compendium of National Legal Responses to COVID-19* (OUP, 2021 oxon.oup.com/home/OCC19) (60 country research project).

Reports / Manuals

- Nico Steytler *The Pivotal Role of The National Natural Resources and Fiscal Commission in Nepal's Intergovernmental Fiscal System*. The Forum of Federations, Kathmandu. (2021) pp 44
- Jaap de Visser and Nico Steytler *Electing councillors - a guide to municipal elections*, 2nd ed, Dullah Omar Institute
- Tinashe Chigwata et al, *How transparent is municipal procurement?* DOI and IBP-SA (18 November 2021).

Papers

- 'The elusive search for constitutional identity: A century of constitutions in South Africa', Stellenbosch Annual Seminar on Constitutionalism in Africa, 'Constitutional Identity in Africa', Stias, Stellenbosch, 17 September
- 'Somalia, South Sudan and Sudan: The founding of new federations by "aggregation"', IACFS 2021 Conference, Institute for Federalism, University of Innsbruck, Austria, 30 October

Webinar presentations

- Opening lecture 'Federalism and Local Self-Government', Winter School on Federalism and Governance, Eurac Research, University of Innsbruck, 1 February
- 'South African case study', conference on 'Transformative Potential of the Euro-Atlantic Processes in Bosnia-Herzegovina', hosted by University of Mostar, Bosnia and Herzegovina, 18 March
- 'Constitutional framework for anti- COVID-19 measures', webinar on 'The one-year "unwanted anniversary" of COVID-19 restrictions', African Criminal Justice Reform, Dullah Omar Institute, 26 March
- 'Federal and Devolved Systems in Africa', Conference on 'Tackling Crisis of Good Governance through Mult9-level Governance in the Horn', organised by Centre of Excellence in Good Governance, Centre for Federalism and Governance Studies, Addis Ababa University, Addis Ababa, 6 April 2021
- 'Megacities and Federalism', 20th anniversary conference, Forum of Federations, Ottawa, Canada, 18 May, 2021
- Principal speaker, 'Role and Function of the National Natural Resources and Fiscal Commission of Nepal', Webinar organised by Centre for Federal Studies at the National Administrative Staff College, Kathmandu, Nepal, and Forum of Federations, 25 June 2021.
- Panelist, 'Intergovernmental Relations in South Africa', Webinar on 'Intergovernmental Relations in Multilevel Systems', organised by Institute for Applied Economic Research, Sao Paulo, Brazil, and Forum of Federations, 7 July 2021
- Panelist, 'Legal responses to the COVID-19 Pandemic in federal systems', I-CON conference, 9 July, 2021



Prof Nico Steytler & the late Virginia Brookes



Henry Omboto, Doctoral Researcher



Dr Michelle Maziwisa, Postdoctoral Researcher

- Panelist, Designing Federalism and Decentralisation in Post-conflict Societies – Practitioner Perspective, Institute of Federalism, University of Fribourg, Switzerland, 13 August (virtual)
- Panelist, ‘An overview of the state of service delivery within local municipalities from a research perspective’, Salga Executive Management Team (EMT) Lekgotla, 21 September (virtual)
- Presentation: “The Local Government Elections on 1 November 2021 : key issues on the election process, the new changes and prospects of elections”, organised by the Dullah Omar Institute, in partnership with the Independent Electoral Commission and the Department of Cooperative Government, 25 October
- Presentation, Discussant, “Intergovernmental Fiscal Relations and Processes: Budgeting and Resource Allocation: Jurisprudence from South Africa”, Training on Emerging Issues in Devolution for Judges, Kenyan Judiciary Training Institute, virtual, October
- Discussant, “Federal -provincial intergovernmental relations in Canada”, presentation by Prof Francois Vaillancourt, Institute of Federalism, University of Fribourg, Fribourg, Switzerland, 2 October
- Presentation, “FFC Recommendation: Quo vadis?”, Strategic Session, Financial and Fiscal Commission, Cape Town, 26 November
- Panelist, webinar, Local Public Sector Alliance, in Sub-Saharan Africa Knowledge Weeks: “The big five (Nigeria, Ethiopia, DRC, South Africa and Kenya”, World Bank, UNDP, UNCDF, Decentralisation.net, 6 December
- Panelist, webinar, Federalism and Democracy: Meeting the Challenges of Political Polarisation? Global Democracy Coalition Forum, Forum of Federations, 7 December



Melissa Ziswa, Doctoral Researcher



Xavia Poswa, Doctoral Researcher



Curtly Stevens, Doctoral Researcher



Thabile Chonco, Doctoral Researcher / NGAP Lecturer



PROJECT REPORTS

WOMXN AND DEMOCRACY INITIATIVE (WDI)

Samantha Waterhouse

CONTEXT

South Africa has struggled to realise the constitutional promises of social justice and people-centred democracy. Most measures taken by the government under the C19 pandemic exacerbated the *status quo*. At the same time, the crisis spurred on new formations for social justice across civil society and among the public.

Fiscal policy and budget decisions through 2020 and 2021 continued to deepen South Africa's austerity measures. These effected greater cuts to social spending, hitting critical areas such as basic education and health hard. The impacts of these decisions are exacerbated by policy failures, mismanagement, weak capacity and corruption. Indicators demonstrate the continued trend that Black womxn, womxn from poor and working class contexts, womxn in informal employment, womxn living with disabilities or caring for people living with disabilities, migrant womxn, and those living in poor urban and rural contexts are worst off.

Despite having the resources to produce sufficient food for the population, food insecurity increased. We've seen a frightening rise in the already disturbing levels of hunger and the devastating impact of this on children's wellbeing and right to life. Evidence indicates that, in attempts to shield children, womxn experience greater levels of hunger; furthermore, womxn carry the responsibilities for providing food and these burdens increase with increased poverty and food insecurity. Under COVID-19 during 2020, the additional unpaid care work expected of womxn and girls was dramatically increased. Over the course of 2021, the increased poverty and income insecurity, continued periods of home-schooling, and caring for sick family members (due to COVID-19 or other health conditions that worsened due to poor access to healthcare) have maintained the high burdens on womxn. We see scant response to support the losses borne by people dependent on the informal

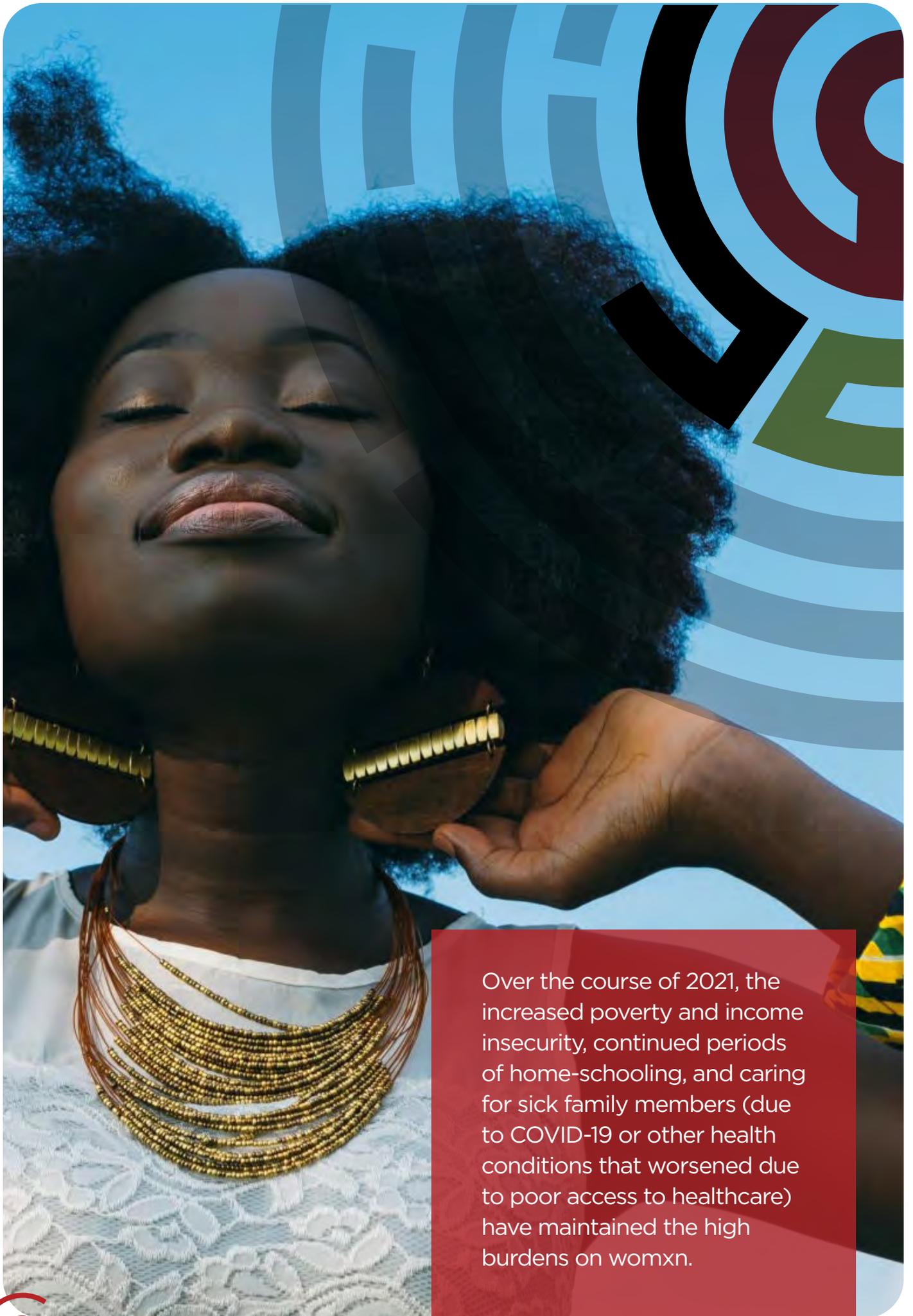


Vivienne Mentor-Lalu, Deputy Project Head and Samantha Waterhouse, Project Head

r employed in informal labour – the majority of whom are womxn. While public pressure has resulted in an extension of the COVID-19 relief grant, the government continues to resist the introduction of a universal basic income grant, or solidarity taxes.

The prolonged National State of Disaster (NSoD) legally increased the role of the executive branch. Legislatures provided little, if any, direction throughout 2020 and 2021 and few executive decisions taken under the NSoD were challenged by legislatures. This is consistent with the pre-pandemic *status quo*, where legislatures' role to be the site where the executive report to the public on their performance was maintained, but their role to provide direction to and oversight over the executive on behalf of the public was weak.

The deepening inequality, and regressions in human rights mean that the imperative for action by the public to claim democracy and human rights continues, the powerful tradition of activism in South Africa forms a bedrock. Formations and CSO approaches have continued to diversify, with evident successes from increasing public actions 'outside' the structures of the state being coupled with more common deliberative approaches on the 'inside'. This increased radicalism of activism is an inevitable response to the injured state, however it carries risks of increased securitisation and shutting the civic space down.



Over the course of 2021, the increased poverty and income insecurity, continued periods of home-schooling, and caring for sick family members (due to COVID-19 or other health conditions that worsened due to poor access to healthcare) have maintained the high burdens on womxn.

While South Africa continues to enjoy relatively significant participation of women in leadership positions, this is constrained by social norms and structural barriers, which prevent womxn from 'getting to the table' and prevent their influence once there. After the promise of the release of the Gender-Based Violence and Femicide National Strategic Plan (GBVF NSP) which was ground-breaking in terms of the level of political leadership; optimism is waning. Despite evident commitment to realising the strategy within the ranks of the Department of Women, Youth and Persons with Disability (DWYPD), the strong political leadership that met the civil society action in 2018 and drove the process is clearly weakened.

KEY OBJECTIVES

WDI works towards 'feminist governance' – realising human rights and social justice through supporting increased practices of deliberative and some aspects of radical democracy within our constitutional framework. Realising social justice is influenced by political systems, and systems of patriarchy, racism, and capitalism. Thus we take an intersectional feminist approach, working towards structural and systemic change. This infuses what we work on and how we work.

Our research tracks indicators across sectors' policy, budgets and progress on womxn's rights (what is prioritised/achieved) and leadership and governance (how things are achieved) to support realising rights and address the structural inequalities experienced across society. We monitor democratic structures performance on constitutional mechanisms for participation in pursuit of increased civil society and public influence through these.

We invest in collaboration and strengthened civil society to increase impacts of advocacy for social justice, including exchange of information and skills, promoting debate, pluralism, while encouraging consensus. Recognising the vast inequalities of resources and access to sites of influence among CSOs, we work to achieve feminist democratic practices and challenge the negative exercise of privilege and power within civil society, including being reflective of WDI's relative privilege.

PROMINENT ACTIVITIES

Feminist governance: leadership and womxn

WDI engaged on questions of **leadership and womxn** in two ways: how womxn's equality and rights are understood and prioritised; and contexts of womxn leaders.

Drawing on our 'feminist indicators' framework, we undertook analysis and commentary on political statements such as the National Budget and State of the Nation Address and provided inputs to CSO led processes on the UN Commission on Status of Women, and in CSO civil society shadow reporting to CEDAW.

We developed and finalised our *Indicators for Feminist Governance - Local Government* and utilised these to produce non-partisan analysis: '*A Feminist View of the 2021 Local Government Election Manifestos*'. WDI undertook numerous media engagements to promote womxn's and feminist leadership. Recognition of WDI's developed expertise in and framework for intersectional feminist policy analysis, and governance resulted in our being requested to review the World Bank Review on South Africa's performance on gender.

WDI maintained our monitoring and engagement role with the Department of Women, Youth and Persons with Disabilities on the National Strategic Plan on GBV-F, along with measures to directly address GBV, this includes aspects relating to leadership and governance systems and gendered economic reform.

We continued the development of our knowledge-base relating to hunger, gender and food systems linking this to issues of social security and economic reforms, and built on efforts to maintain links between work on petty offences, women in informal employment, and decriminalisation of sex work. We engaged with DWYPD on issues of sexual harassment in the public sector, with a view to proposals for policy reform and maintained our work with the Shukumisa Campaign on sexual offences.

Feminist budgeting and public finance

WDI continued to strengthen our expertise to contribute to Gender Responsive Budgeting (GRB), using our framing of 'feminist public finance'. We engaged with and contributed to numerous government, academic and civil society initiatives, collaborating closely with the Budget Justice Coalition (BJC). Our activities include participating in the IMF and Treasury's forum for the Roadmap to GRB Reform; monitoring the GBVF Response Fund; participating in the NCOP *Budget and Financial Oversight* workshop; providing input on the *Politics of Gender Responsive Budgeting* to develop 'intersectional Budgetary Practices' (led by the IEJ); and CSO initiatives for feminist economic strategy to address GBV.

WDI is a member of the BJC steering committee, in collaboration with feminist partners, WDI integrates feminist analysis across BJC activities and advocacy. We seek to deepen intersecting gendered questions across all sectors. We facilitated three BJC strategic workshops including the 2021 AGM.

We analysed the National Budget Speech and subsequent Fiscal Framework and Medium Term Budget Policy proposals, Estimates of National Expenditure for Justice, SAPS, Social Development, Agriculture, Presidency, Treasury, Small Business, and Labour to assess impacts of budget proposals on selected indicators on realising womxn's rights across sectors. This analysis was shared through public commentary and in collaborative civil society advocacy. We participated in interventions linked to the July 2021 unrest and hunger.

Democracy: Governance general

Most of our interventions into governance for democracy, relates to legislatures. WDI also contributes to civil society initiatives for open, democratic governance of SOEs and Chapter 9 institutions. In 2021, in addition to work with the civil society working group on the Zondo Commission of Inquiry, we made submissions regarding governance of the National Health Insurance Fund. During the unrest in July we engaged with civil society movements to inform our strategic responses through our alliances.

Democracy: Legislatures

WDI provides leadership and coordination of alliances aimed at monitoring and advocacy to strengthen legislatures' fulfilment of their democratic functions – *ParlyWatch* (PW), an alliance of nine partners and the *Putting People in People's Parliament* (PPiPP) project with 26 participating organisations these include urban and rural-based NGOs, social movements, advice offices and academics; in 2021 we continued to support the Action on Legislatures network WDI initiated in 2020. We coordinated and monitored Parliament and Eastern and Western Cape provincial legislature committees, budget speeches, and state of the province addresses to enable advocacy to improve access, public participation, and oversight. We finalised the case study tracking experiences of CSOs, particularly community-based activist attempts to engage legislatures: *A Wedge in Parliament's Door - Putting the people in people's parliament. A Case Study*.

Following advocacy to re-open legislatures and increase public access after the lockdown in 2020, WDI continued to lead alliance work through Parliament's Public Education Office to expand on the gains to public access through the move to online meetings. Linked to this objective, with the Parliamentary Monitoring Group we produced research: *Opening the (virtual) door: Public Access to online committee meetings in National Parliament during lockdown - April 2020 to March 2021*.

Additional advocacy includes: follow up with presiding officers on previous recommendations; launching podcasts and video on legislatures; and launch of 2020 research: *Testing the limits of openness, transparency and access to information: Public access to information Parliament requests from departments*. WDI hosted public events and dialogues: *Successes and Challenges in Gaining Access to Provincial Legislatures from a Civil Society Perspective Roundtable*; *the Putting the 'People' in People's Parliament: Lessons, Challenges and Successes from a Four-year Civil Society Project to Increase Engagement in the Legislatures*; *Civil Society Convening on Leadership, Elected Representatives and*

the Unrest in South Africa. We presented on Legislatures at *The State we're in: Democracy's fractures, fixes and futures International Conference* hosted by Nelson Mandela University and supported initiatives by the Institute for African Alternatives to develop *Civic Action to Renew Parliament*.

OUTCOMES/INFLUENCE

Women and leadership

Our work to expand on the 'intersectional feminist indicators' seeks to normalise feminist analysis and gendered questions across civil society and to infuse messaging to government. Some of the indicators we have utilised for policy, budget, and political party manifesto analysis over the past four years are noticeably integrated in other collaborative structures' advocacy.

Recognition of our expertise on intersectional feminist policy analysis and on supporting womxn's leadership led to requests to provide expert input at international and domestic levels. This ranged from supporting other CSOs and government in their development of intersectional feminist responses to budgeting and to review World Bank research on South Africa towards this goal.

We undertook and supported collective advocacy; monitoring and providing commentary on government policy. WDI's work to create more connective narratives across sectors and departments has filled gaps in the scope of issues addressed with government. Sustained work with coalitions on these issues has seen increased responsiveness from government – such as moves by the Treasury to develop gender-tagging across department budgets.

Legislatures

An external evaluation at the end of 2021 confirms that WDI's investments into capacity and support contributed to increasing the range of public, in particular activists and community-based advice offices, who access legislatures, and that our interventions have deepened their engagements with elected representatives in different spheres towards realising social justice. This includes increased budget literacy, supporting provincial-level efforts for service delivery (e.g. vaccine rollout in EC) amongst many others.

Consequent of WDI-led interventions with coalitions and networks in 2020, which contributed to the relatively quick move of legislatures to online meetings, we were invited to collaborate with structures in Parliament to continue to advise them on the expansion of the

accessibility of the legislatures to the public, this has shown direct impacts in improving how information is provided to the public. Further efforts of WDI, often with the Parliamentary Monitoring Group, have assisted CSOs with less experience of legislatures accessing basic information to enable their engagements with committees.

Our research on public access to written responses that departments provide to committees outside of meetings; the issue of closed committee meetings; and increasing public access through online platforms, has seen various instances of committees and structures in legislatures engaging on those issues.

CHALLENGES/OPPORTUNITIES

What is this Feminist Governance?

To an extent, our concepts of Feminist Governance, and indicating feminism are an opportunity for learning and debate to deepen our own, CSO, and government's understanding of what it means to realise social justice and human rights within a feminist paradigm.

Legislatures online

The move to online meetings has largely been an opportunity to expand public access to the legislatures. Undoubtedly, it also poses a challenge in that it increases the passive nature of public observing meetings, and closes down spaces previously available to engage with elected representatives. It has also brought new challenges to access, which is limited by people's access to the tech, devices, data, web coverage and so forth; womxn's care roles in the home pose greater interruptions to womxn monitoring meetings from home.

Going beyond NGOs

A number of organisations we partner with are CBOs and Community Advice Offices, and many linked to social movements, are also local activists. After the initial intensity they faced through 2020, for the most part 2021 continued to present profound challenges of people

faced with hunger, challenges accessing work and grants, no basic services like water. Thus we saw a thinning out of who was active among long standing partners, mostly womxn. We managed, through providing resources for data to these partners to maintain some participation, and this led to strengthened relationships between us and some organisations in the Eastern Cape, however, we noticeably lost the participation of activists in the Western Cape.

At the same time funding constraints have seen significant resource and job insecurity, and some shrinking of CSOs, including NGOs and particularly social movements.

Collaboration in an online environment

WDI developed methods to offset the alienating and silencing nature of most online platforms that favour those with privilege and work against collaboration amongst more diverse groups.



Laura Wellen, Project Administrator



Motlatsi Komote, Research and Advocacy Officer

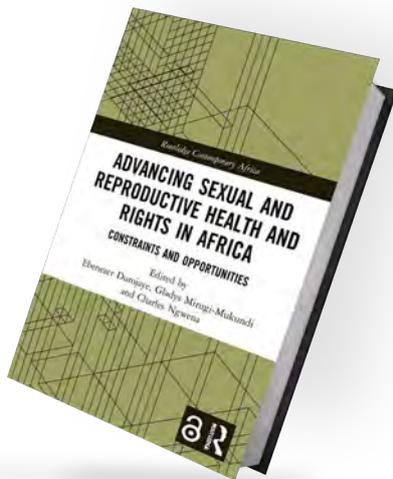
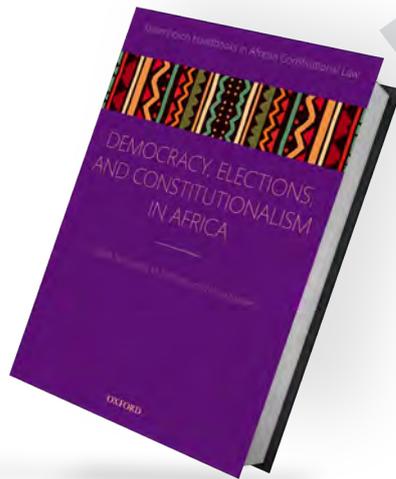
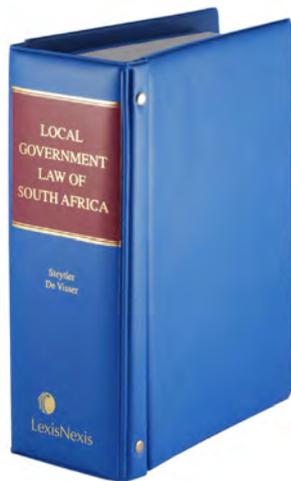
INCOME AND EXPENDITURE STATEMENT

| | 2021 R | 2020 R |
|--|-------------------|-------------------|
| INCOME | | |
| Funders | 20 375 692 | 20 277 385 |
| Consultancies | 576 708 | 1 678 775 |
| University of the Western Cape | | |
| 2 x Professorial posts - R 2 054 000 | | |
| Faculty of Law - R3 800 000 | | |
| Premises, Utilities & IT | | |
| TOTAL INCOME | 20 952 400 | 21 956 160 |
| EXPENDITURE | | |
| Contribution to Operating Expenses | | |
| Contribution to Administration salaries | | |
| Salaries | 13 261 084 | 10 687 596 |
| Stationery | 33 721 | 128 635 |
| Photocopying | 42 503 | 4 666 |
| Postage & Distribution | 26 403 | - |
| Telephone | 56 157 | 131 259 |
| Travel & Accommodation | 450 108 | 936 744 |
| Printing & Publications | 670 464 | 571 348 |
| Subscriptions & Books | 296 318 | 382 617 |
| Audit Fees | - | - |
| Workshops / Meetings | 268 785 | 50 736 |
| Consultation Fees | 978 266 | 560 258 |
| Partner Activities | - | 1 848 852 |
| Sundry Expense | (13 189) | 2 040 |
| Post-Graduate Bursaries | 2 446 512 | 2 706 600 |
| Conferences & Seminars | 773 325 | 19 069 |
| Research | 777 406 | 1 318 990 |
| Website & Social Media | 58 949 | 173 529 |
| Rent (CT Office) | 130 713 | 37 932 |
| Catering for Meetings & Socials | 276 | 49 091 |
| Computer Equipment (incl Maintenance) | 244 200 | 52 736 |
| Funders returned to donors | - | - |
| TOTAL EXPENDITURE | 20 502 001 | 19 662 698 |
| CLOSING BALANCE FOR YEAR | 450 399 | 2 293 462 |
| Surplus carried forward from previous year | 19 374 186 | 17 047 654 |
| Prior Year Adjustment | (610 229) | 33 070 |
| NET CLOSING BALANCE 31-12-2021 | 19 214 356 | 19 374 186 |

Approved by: J. Cloete & S. Najaar

THE INSTITUTE'S OUTPUTS

PUBLICATIONS





BOOKS

Chigwata T, De Visser J and Kaywood L (eds) *Developmental Local Government Series: Municipal Perspectives on Development, Governance and Service Delivery* (Juta: Cape Town) pp. 208.

De Visser J and Steytler N (eds) *Electing Councillors - A Guide to Municipal Elections*, 2nd ed, (Dullah Omar Institute, 2021) pp. 70.

Durojaye E, Mirugi-Mukundi G and Ngwena C (eds) *Advancing Sexual and Reproductive Health and Rights in Africa: Constraints and Opportunities* (Routledge, 2021) pp. 268.

Fombad C.M and Steytler N (eds) *Democracy, Elections, and Constitutionalism in Africa* (Oxford University Press, 2021) pp. 576.

Steytler N (ed) *Comparative Federalism and Covid-19: Combatting the Pandemic* (Routledge, 2021) pp. 454.

Steytler N *The Pivotal Role of The National Natural Resources and Fiscal Commission in Nepal's Intergovernmental Fiscal System* (The Forum of Federations, Kathmandu, 2021) pp. 52.

Steytler N and De Visser J, *14th Issue of Local Government Law of South Africa*, (updating the volume from August 2019 to September 2021).

CHAPTERS IN BOOKS

Beukes J (2021) 'Coalitions in the City of Cape Town- From post-coalition majority to a return to coalition?' in Booyens S (ed) *When Wedding Bells Ring: Coalitions With(Out) Concord: Analysis of South Africa's 2021 Local Elections and Coalitions* (Pretoria) pp. 87-92.

Beukes J (2021) 'Enhancing municipal governance through implementation of the King IV principles on corporate governance' in Chigwata T, De Visser J and Kaywood L (eds) *Developmental Local Government Series: Municipal Perspectives on Development, Governance and Service Delivery* (Cape Town: Juta) pp. 135-157.

Beukes J (2021) 'Using the local government legislative framework to guide coalition formation in municipalities' in Booyens S (ed) *When Wedding Bells Ring: Coalitions With(Out) Concord: Analysis of South Africa's 2021 Local Elections and Coalitions* (Pretoria) pp. 52-58.

Chigwata T.C (2021) 'Multiparty Democracy in Zimbabwe after the adoption of the 2013 Constitution' in Fombad C and Steytler N (eds) *Democracy, Elections and Constitutionalism in Africa* (Oxford University Press, Oxford) pp. 119-146.

Chigwata T.C, De Visser J and Ayele Z (2021) 'Real or Imagined Local Autonomy: Experiences from Local Government in Ethiopia, South Africa and Zimbabwe' in Fenwick T

and Banfield A (eds) *Beyond Autonomy: Practical and Theoretical Challenges to 21st Century Federalism* (Brill Nijhoff, Leiden) pp 189-216.

De Visser J (2021) 'Local Government in Intergovernmental Relations' in Kariuki P, Reddy P and Wissink H (eds) *Subnational Governance And Development In South Africa Post 1994: Prospects And Challenges* (Democracy Development Program, Durban) pp. 23-48.

Durojaye E and Gonese-Manjonjo T (2021) 'Lessons from Litigating for Sexual and Reproductive Health Rights in Southern Africa' in Durojaye E, Mirugi-Mukundi G and Ngwena C (eds) *Advancing Sexual and Reproductive Health and Rights in Africa: Constraints and Opportunities* (Routledge) pp. 188-205.

Durojaye E and Mahadew A (2021) 'The nexus between poverty and sexual and reproductive health: A case study of child marriage in Africa' in Nnamuch O and Nwafor N (eds) *Joys of human rights: Essays in honour of Professor Joy Ezeilo* (Malthouse Press) pp. 83-104.

Durojaye E and Nabaneh S (2021) 'Addressing Female Genital Cutting/Mutilation (FGC/M) in The Gambia: Beyond Criminalisation' in E Durojaye, Mirugi-Mukundi G, Ngwena C (eds) *Advancing Sexual and Reproductive Health and Rights in Africa: Constraints and Opportunities* (Routledge) pp. 115-131.

May A and Agenbag M (2021) 'Environmental Health and Municipal Public Health services' in Du Plessis A (ed) *Environmental Law and Local Government in South Africa* (Juta & Co, Cape Town, South Africa) pp. 15-1 – 15-106.

Maziwisa M.R (2021) 'Barriers to access to contraceptives for adolescent girls in rural Zimbabwe as a human rights challenge' in Durojaye E, Mirugi-Mukundi G and Ngwena C (eds) *Advancing Sexual and Reproductive Health and Rights in Africa: Constraints and Opportunities* (Routledge, 2021) pp. 67-83.

Mezmur B.D (2021) 'SDG 1: No poverty' in Michaels R, Abou-Nigm V.R and Van Loon H (eds) *The Private Side of Transforming our World - UN Sustainable Development Goals 2030 and the Role of Private International Law* (Intersentia Online) pp. 29-55.

Steytler N (2021) 'Federalism under pressure: Federal "health" factors and "co-morbidities"' in Nico Steytler (ed) *Comparative Federalism and Covid-19: Combatting the Pandemic* (Routledge, 2021) pp. 396-422.

Steytler N (2021) 'Introduction: How federations combat COVID-19' in Nico Steytler (ed) *Comparative Federalism and Covid-19: Combatting the Pandemic* (Routledge, 2021) pp. 1-12.

Steytler N (2021) area editor, *The Oxford Compendium of National Legal Responses to Covid-19* (OUP, 2021 oxon. ouplaw.com/home/OCC19) (60 country research project).

Steytler N (2021) 'Local multiparty democracy in Africa' in *Democracy, Elections, and Constitutionalism in Africa, Fombad C.M and Steytler N* (eds.) (Oxford University Press) pp. 92-118.

Steytler N (2021) 'Subnational Constitutionalism in South Africa: An empty promise', in Patricia Popelier, Giacomo Delledonne and Nicholas Aroney (eds), *Routledge Handbook of Subnational Constitutions and Constitutionalism* (Routledge, 2021)

Steytler N (2021) 'Equality and Advantage in Emerging Federations and the Dilemma of Non-Renewable Natural Resources: The Cases of the Solomon Islands and Trinidad and Tobago', in Eva Maria Belser et al (eds.) *The Principle of Equality in Diverse States - Reconciling Autonomy with Equal Rights and Opportunities* (Brill, 2021) pp. 197-223.

Steytler N (2021), 'Introduction: Democracy, Elections, and Constitutionalism in Africa' in Fombad C and Steytler N (eds.) *Democracy, Elections, and Constitutionalism in Africa* (Oxford University Press) pp. 1-16.

Steytler N and De Visser J(2021) 'South Africa's response to COVID-19: The multilevel government dynamic' in Rupak Chattopadhyay et al. (ed) *Federalism and the Response to COVID-19: A Comparative Analysis* (Routledge) pp. 200-207.

Steytler N, de Visser J and Chigwata T.C (2021) 'South Africa: Surfing towards centralisation on the COVID-19 wave' in N Steytler (ed) *Comparative federalism and Covid-19: Combating the Pandemic* (Routledge) pp. 336-354.

PEER REVIEWED ARTICLES

Adeola R and Mezmur B.D, 'The Protection of Internally Displaced Children in Africa: A Doctrinal Analysis of Article 23(4) of the African Children's Charter' (2021) Vol 65 (S1) *Journal of African Law*, pp. 115 - 129.

Durojaye E and Nanima R, 'The realisation of the right to health of persons with disabilities in the COVID-19 era: Evaluating South Africa's (non) inclusive response' (2021) Vol 9 *African Disability Right Yearbook*, pp. 52-71.

Durojaye E, 'An analysis of the contribution of the African human rights system to the understanding of the right to health' (2021) Vol 21 (2) *African Human Rights Law Journal*, pp. 751-781.

Durojaye E, 'Between a rock and a hard place: (un)balancing the public health interventions and human rights protection in the COVID 19 era in South Africa' (2021) Vol 26 (2) *The International Journal of Human Rights*, pp. 332-347.

Gichana H, 'Sub-regional organisations and the responsibility to protect: A case for the localisation and normative repatriation of sub-regional authority for coercive measures' (2021) Vol 21 (1) *African Human Rights Law Journal*, pp. 335-362.

Maziwisa M.R, 'External Economic Arrangements and South African Cities as Agents of Local Development: Illustrations from the City of Cape Town' (2021) Vol 17(1) *Journal of Global Business and Technology*, pp. 54-68.

Muntingh L, Faull A, Redpath J and Petersen K, 'Democratic Policing – a Conceptual Framework' (2021) Vol 25 *Law, Democracy and Development*, pp. 121-147.



RESEARCH REPORTS

AFRICA CRIMINAL JUSTICE REFORM (ACJR)

Lorizzo T and Petrovic V, (with Muntingh L, Redpath J, Petersen K and Mangwanda J) *Appendix Three - Country Survey: Mozambique* (2021).

Mangwanda J and Petersen K, *Survey Report of COVID-19 lockdown measures taken in five African countries: Zambia, ACJR-DOI-UWC* (2021).

Mangwanda J, (with Muntingh L, Lorizzo T, Petersen K and Redpath J) *Appendix One - Country Survey: Kenya* (2021).

Mangwanda J, *Comparative report of COVID-19 measures taken in five African countries*, ACJR Report, Dullah Omar Institute (September 2021).

Mangwanda J, *Survey Report of COVID-19 lockdown measures taken in five African countries: Kenya, ACJR-DOI-UWC* (2021).

Muntingh L, *Assessing the impact of COVID-19 restrictions on oversight and detention monitoring mechanism*, ACJR Report, Dullah Omar Institute (2021).

Muntingh L, *Guidance Note on Credibility for the National Prosecuting Authority*, ACJR Report, Dullah Omar Institute (2021).

Muntingh L, *Guidance Note on Professionalism for the National Prosecuting Authority*, ACJR Report, Dullah Omar Institute (2021).

Muntingh L, Mangwanda J, Petersen K and Redpath J, *Criminal justice, human rights and COVID-19 - a comparative study of measures taken in five African countries* (2021).

Muntingh L, *Overview Guidance Note for the National Prosecuting Authority*, ACJR Report, Dullah Omar Institute (2021).

Muntingh L, *The NPA and the Provinces*, ACJR Report, Dullah Omar Institute (2021).

Muntingh, L, *The Prosecution Service and the Provinces*, Bellville: ACJR-DOI-UWC, 2021.

Petersen K and Mangwanda J, (with Muntingh L, Lorizzo T, and Redpath J) *Appendix Five - Country Survey: Zambia* (2021).

Petersen K, (with Muntingh L, Lorizzo T, Redpath J and Mangwanda J) *Appendix Four - Country Survey: South Africa*.

Petersen K, *Litigating the lockdown: Court challenges to the lockdown and/or curfews, norms and standard*, ACJR, Dullah Omar Institute (2021).

Petersen K, *Survey Report of COVID-19 lockdown measures taken in five African countries: South Africa*, ACJR-DOI-UWC (2021).

Redpath J, (with Muntingh L, Lorizzo T, Petersen K and Mangwanda J) *Appendix Two - Country Survey: Malawi* (2021).

Redpath J, *Delegations of the prosecutorial function to State Entities: Expanding prosecution of neglected crimes*, ACJR Report, Dullah Omar Institute (2021).

Redpath J, *Guidance Note on Accountability for the National Prosecuting Authority*, ACJR Report, Dullah Omar Institute (2021).

Redpath J, *Guidance Note on Independence for the National Prosecuting Authority*, ACJR Report, Dullah Omar Institute (2021).

Redpath J, *Proposed Indicators for the NPA Dashboard for IPSO Office of the NPA* (18 May 2021).

Redpath J, *Prosecution Priorities: How to make best use of scarce resources in the criminal justice system*, ACJR Report, Dullah Omar Institute (2021).

Redpath J, *Survey Report of COVID-19 lockdown measures taken in five African countries: Malawi*, ACJR-DOI-UWC (2021).

Redpath J, *The impact of COVID-19 restrictions on fair trial rights in five African countries*, ACJR Report, Dullah Omar Institute (2021).

CHILDREN'S RIGHTS PROJECT (CRP)

Assim U.M, *Impact of the Master's Programme in Human Rights and Democratisation in Africa on partner Universities* commissioned report by the Centre for Human Rights (UP).

Assim U.M, *Model Law on Children Affected by Armed Conflict*, to the African Committee of Experts on the Rights and Welfare of the Child (May 2021).

Assim U.M, *Quick Reference Guide for the Identification of GBV in the context of Trafficking in Person* commissioned report by UNODC (SA).



SOCIO-ECONOMIC RIGHTS PROJECT (SERP)

Nanima R and Durojaye E, *A Research Report on the Legal Recognition of Paralegals in Africa: Lessons, Challenges and Good Practices* (2021)

SOUTH AFRICAN RESEARCH CHAIR IN MULTILEVEL GOVERNMENT (SARCHI)

Beukes J and De Visser J, *A framework for coalitions in local government*, SALGA (2021).

Chigwata T.C et al, *How transparent is municipal procurement?* DOI and IBP-SA (18 November 2021).

Maziwisa M and De Visser J, LoGov project, *Local Government in South Africa: Responses to Urban-Rural Challenges*, 2021

De Visser J, Beukes J, Chonco T and Chigwata T, *Combating Corruption in Local Government in the Western Cape*, Dullah Omar Institute (2020).

Maziwisa M.R, (with Okore S) *Feminist Analysis in Amplifying Women's Realities within the World of Work: A Review of the World Bank Development Report on The Changing Nature of Work* (2019), (2021). <https://bit.ly/3KAQXjA>

Ziswa M, *Transparency in Local Government procurement Project*

WOMXN AND DEMOCRACY INITIATIVE (WDI)

Brandt F, Wesso R: BenTech Consultants, *A wedge in Parliament's Door: Putting the 'People' in People's Parliament: A case study*. Women and Democracy Initiative, Dullah Omar Institute, UWC (With editorial and or other contributions from Waterhouse S, Mentor-Lalu V, Komote M and Wellen L. Coordination by Waterhouse) November 2021.

Ndlovu S, Komote M, Waterhouse S, Alli R and Doyle M, *Testing The Limits of Openness, Transparency and Access to Information-Public Access to Information that Parliament Requests from Departments*, Dullah Omar Institute, University of the Western Cape and the Parliamentary Monitoring Group (2021).

Waterhouse S, Doyle M, Mentor-Lalu V, Weyers D, Komote M, Alli R, Wellen L, and Ndlovu S. (2021). *Moving online, opening the (virtual) door: Public access to online committee meetings in National Parliament during lockdown*. Dullah Omar Institute and Parliamentary Monitoring Group (April 2020 to March 2021).

Waterhouse S, Mentor-Lalu V and Komote M, *A Feminist View of the 2021 Local Government Election Manifestos* (28 October 2021).

Waterhouse S, *Research on leadership and budgets for GBVF NSP undertaken*.



WORKSHOPS/SEMINARS/WEBINARS

Adeniyi O, Hosted a webinar on Effective implementation of socio-economic rights at the national level (Zoom, 26 January 2021)

Assim U.M, Hosted the Launch of the Online Course on the Communications Procedure of the ACERWC (Online, 1 February 2021)

Assim U.M,Co-hosted the Advanced Human Rights Course: Children’s Rights in Africa’ (with the University of Pretoria (Centre for Human Rights and for Child Law) (Online, 21-25 June 2021)

Chigwata T.C, Hosted the Launch of the Factsheets on Decentralisation in Africa (Online, 16 August 2021)

Chigwata T.C, MLG co-hosted (together with the School of Public Leadership, Stellenbosch University) a webinar under the theme ‘Reconfiguring the local government fiscal framework’ (Online, 3 November 2021)

Chigwata T.C, MLG co-hosted (together with the School of Public Leadership) a webinar under the theme ‘Streamlining the administrative burden in Western Cape Municipalities’ (Online, 11 November 2021)

Chigwata T.C, MLG co-hosted a webinar (with the School of Public Leadership) under the theme ‘Towards increased fiscal and operational sustainability in Western Cape Municipalities and beyond’ (Online, 3 December 2021)

Chigwata T.C, MLG Hosted a Report Launch and Dialogue on Combating Corruption in Local Government (jointly hosted with the Western Cape Department of Local Government and HSF). It was the launch of two reports on corruption in local government (Online, 20 November 2021)

De Visser J and Beukes J, Hosted a webinar on Coalitions in Local Government (Online, 12 March 2021)

De Visser J, Hosted webinar on Financial Impact of COVID-19 on District and Local Municipalities (Online, 24 March 2021)

Durojaye E, Hosted a Book Launch and Dialogue on Seeking the Right to Food: Food Activism in South Africa (Online, 30 September 2021)

Durojaye E, Hosted a Book Launch and Dialogue on the book: Human Rights and The Transformation of Property (Online, 7 September 2021)

Durojaye E, Hosted a Community Leaders Training Workshop (Cape Town, 27 August 2021)

Durojaye E, Hosted a webinar on Community Leaders Training



CONFERENCES

Durojaye E, Hosted a Validation Workshop on Research Report on CBPS/Paralegals in Africa (Nairobi, 16-17 September 2021)

Steytler N, Hosted (with the Institute of Comparative and International Law in Africa) the Stellenbosch Annual Conference on Constitutionalism in Africa, ‘Constitutional Identity in Africa’, Stias (Stellenbosch, 16-18 September 2021)

Workshop on The Impact of COVID-19 on Access to Food for Vulnerable Communities (Online, 4 May 2021)

Durojaye E, Hosted a webinar to commemorate the life of Dulcie September (with the Embassy of South Africa in France) (Zoom, 29 March 2021)

Durojaye E, SERP and ACSL hosted a webinar for authors on Book on Constitutional Resilience and COVID-19 in Africa (Zoom, 23 March 2021)

Durojaye E, SERP and ACSL hosted a webinar on COVID-19 Vaccines and Human Rights Challenges (with UN Special Rapporteur, Harvard Law School and Division Head of Ezintsha) (Zoom, 16 March 2021)

Knipe P, Hosted the webinar on The Link Between Access to Safe and Nutritious Non-communicable Diseases in South Africa (Online, 18 March 2021)

Komote M and Mentor-Lalu V, Hosted the ParlyWatch Advocacy Output Workshop, Including partners: R2K, PMG, PSAM, WFP, SJC and two monitors of the project (Zoom, 16 March 2021)

Komote M, Coordinated, Mentor-Lalu V facilitated (with Wellen L): 'Successes and Challenges in Gaining Access to Provincial Legislatures from a Civil Society Perspective Roundtable'. Presentations were made by 6 representatives from PMG, PSAM, R2K, Democracy Development Programme, Landrossa and Democracy Works Foundation. (Online, 14 September 2021)

Lorizzo T, ACJR/REFORMAR (in collaboration with the Minister of Justice) hosted a webinar on One year with COVID-19. Lessons for Criminal Justice in Mozambique (Online, 30 March 2021)

Lorizzo T, REFORMAR and ACJR hosted a workshop on Democratic Policing for police (Grand Plaza Hotel, Nampula, 13-14 September 2021)

Lorizzo T, REFORMAR and ACJR hosted a workshop on Democratic Policing for police (Sena Hotel, Beira, 27-28 September 2021)

Lorizzo T, REFORMAR hosted a workshop on Democratic

Policing in Mozambique. (Legal Training Centre, Mozambique, 24 and 25 May 2021)

Mangwanda J, Hosted a Stakeholder Engagement Workshop on COVID-19 and the impact on Criminal Justice and Human Rights (Blantyre, Malawi, 6 December 2021)

Mentor-Lalu V, (with Rameru M, Waterhouse S, Wellen L, and Komote M) Hosted and facilitated: 'Civil Society Convening on Leadership, Elected Representatives and the Unrest in South Africa'. Six seeding inputs provided from representatives from R2K, Unemployment Movement, DOI, Democracy Development Programme, HBS. (Online, 28 July 2021)

Mentor-Lalu V, (with Waterhouse S, Komote M, Wellen L, Kota Z (PSAM), Hosted the 'PPIPP Core Partners Workshop' for Eastern Cape and Western Cape partners. (Online, 10 June 2021).

Mezmun B.D, Hosted a Conversation Session for our PG students (with the UN Independent Expert on Sexual Orientation and Gender Identity) on Recent developments on SOGI issues at the UN (Online, 22 September 2021)

Mezmun B.D, Hosted a Conversation Session on The human rights of persons with albinism in Africa: Reflections by the United Nations Independent Expert (with the UN Independent Expert on the Human Rights of Persons with Albinism) (Online, 10 June 2021)

Mezmun B.D, Hosted a webinar on Looking back to look ahead: Implications of Saachi et al. v Argentina for human rights and climate change (Online, 1 November 2021)

Mezmun B.D, Hosted 'The 2nd Ivan Rugema Memorial Lecture' (Online, 5 October 2021)

Mezmun B.D, 'The role of the Security Council in responding to human rights abuses, and how Council dysfunction undermines that response' hosted a Conversation Session for Postgraduate students under the topic by Amb Allan Rock (Online, 20 October 2021)



Mezmur B.D, 'The World Health Organization's report on sexual abuse' hosted a Conversation Session for Postgraduate students under the topic and the speaker was Mme Dikere Marie-Christine Bocoum (Online, 2 November 2021)

Muntingh L, ACJR and MLG Co-hosted a webinar on 'Local Government and Crime in light of the 2021 Local Government Elections'. Presentations were made by Muntingh L (Chair), Redpath J, Petersen K and De Visser J (Online, 27 October 2021)

Muntingh L, Hosted a webinar on Criminal justice, human rights and COVID-19 - a comparative study of measures taken in five African countries: Kenya, Malawi, Mozambique, South Africa and Zambia. The webinar saw the release of six research reports (Online, 13 October 2021)

Muntingh L, Hosted a webinar on DCS 2019/20 Annual Report. The panelists were Muntingh L and Gear S (JDI-SA) (Zoom, 16 February 2021)

Muntingh L, Hosted a webinar on JICS 2019/20 Annual Report. The panelists were the Inspecting Judge for Correctional Services, Justice E. Cameron (JICS), Kristen Petersen (ACJR), Doreen Gaura – (DJF) and Sithuthukile Mkhize – (DJF) (Zoom, 3 March 2021)

Muntingh L, Hosted a webinar on NPA 2019/20 Annual Report. The panelists were Bulelwa Makeke (NPA), and Jean Redpath (ACJR) (Zoom, 17 March 2021)

Muntingh L, Hosted a webinar on Reviewing the 2020 lockdown: Seeking a balance of rights under COVID-19 restrictions. The panelists were Nico Steytler, Jean Redpath, Leandrie Hattingh and Lukas Muntingh (Zoom, 26 March 2021)

Muntingh L, Hosted a webinar on SAPS and IPID 2019/20 Annual Reports. The panelists were Redpath J, Muntingh L and Mangwanda J (Zoom, 24 February 2021)

Powell D.M and Durojaye E, ACSL and SERP (with DDG: IGR (National Treasury, Government of South Africa) hosted the webinar on the Impact of COVID-19 on South Africa's Metros' (Zoom, 18 February 2021)

Powell D.M and Durojaye E, ACSL and SERP (with Chief Strategy Officer at eThekweni Municipality – Durban) hosted the webinar on the Impact of COVID-19 on South Africa's Metros (Zoom, 24 February 2021)

Powell D.M and Durojaye E, SERP and ACSL hosted a webinar on The suspension of rights in the fight against COVID-19: What South Africans think about that with Human Sciences Research Council (Online, 22 April 2021)

Powell D.M and Durojaye E, SERP and ACSL hosted a webinar on the Impact of COVID-19 on South Africa's Metros: Provided an overview of the general impact of the pandemic on the Metro, the implications for the Metro's revenue and expenditure budgets and National-Metro intergovernmental relations during the pandemic with City of Cape Town (Online, 11 May 2021)

Powell D.M and Durojaye E, SERP and ACSL hosted a webinar on the Impact of COVID-19 on South Africa's Metros: Lessons learnt from COVID-19 (FIRST WAVE) (with City of Tshwane) (Online, 2 June 2021)

Powell D.M, Hosted a webinar on 'Next Generation Constitutionalism Constitution – A Constitution for Nature?' (with Joana Setzer, Grantham Research Institute on Climate Change and the Environment) (Online, 24 November 2021)

Powell D.M, Hosted a webinar on Next Generation Constitutionalism Constitution – Making in Chile (with Diego Portales University, Chile) (Zoom, 11 March 2021)

Powell D.M, Hosted a webinar on Next Generation Constitutionalism Constitution – A Constitution for Nature? (with Manager: Policy Implementation Branch Environmental Planning and Climate Protection Department, eThekweni Municipality (Durban) (Online, 7 April 2021)

Powell D.M, Hosted a webinar on The Resilience of the Rule of Law in Africa. Professor John Mukum Mbaku (Brady Presidential Distinguished Professor of Economics & John S Hinckley Fellow, Department of Economics, Weber State University, USA. Nonresident Senior Fellow, The Brookings Institution) (Online, 26 October 2021)

Powell D.M, Hosted webinar on 'Next Generation Constitutionalism Constitution – A Constitution for Nature?' (with Prof. Dr. Dr. Felix Ekardt about Germany's constitutional regime to protect the environment, the decision in the case and its implication for the development of German constitutional law in the area of climate change, and how his own research (Sustainability: Transformation, Governance, Ethics, Law Springer Nature 2019) helped to shape the outcome of the case) (Online, 29 September 2021)

Redpath J and Muntingh L, Hosted a webinar on Delegation of the Prosecutorial Function (Online, 3 September 2021)

Redpath J and Muntingh L, Hosted a webinar on Prosecution Priorities (Online, 22 September 2021)

Stevens C, Hosted, moderated and facilitated the Kenyan and Ethiopian case studies, webinar on Decentralisation and Development in Africa in partnership with the Hanns Seidel Foundation (Online, 23 August 2021)

Steytler N, Hosted a webinar on The Local Government Elections on 1 November 2021: Key issues on the election process, the new changes and prospects of elections, (in partnership with the Independent Electoral Commission and the Department of Cooperative Government, with the support of the Embassy of Switzerland to South Africa) (Online, 25 October 2021)

Steytler N, Hosted the African School on Decentralisation (with the Centre for Federal and Governance Studies, Addis Ababa University) (Online, 16-27 August 2021)

Waterhouse S, (with Mentor - Lalu V, Komote M and Wellen L) hosted Putting the 'People' in People's Parliament: Lessons, Challenges and Successes from a Four-year Civil Society. Project to Increase Engagement in the Legislatures. Jointly hosted by Dullah Omar Institute, Heinrich Boell Foundation, Parliamentary Monitoring Group, Public and Environmental Economic Research Unit, UJ, and Public Service Accountability Monitor, RU. (Zoom, Online 25 November 2021)



CONFERENCE PAPERS

Adeniyi O, 'COVID-19 and the pandemic of hunger: Lessons from South Africa in realising the right to food if African Children' Presented a paper at the 2nd Postdoc Research Conference of Southern Africa (Online, 11 November 2021)

Durojaye E and Lawal T, 'The Potential of the Niamey Guidelines in Addressing Sexual Harassment at the National Level' Presented at the Conference on Responsiveness of the African human rights system to sexual and gender-based violence. Organised by the Stellenbosch University and the Center for Human Rights, University of Pretoria (Online, 23 September 2021)

Durojaye E and Nanima R, 'Ensuring the realisation of the right to adequate housing during COVID-19 era in South Africa' Presented at a Conference on COVID-19 Pandemic and Inequalities in South Africa. Organised by the South African Journal on Human Rights Special edition on COVID-19 (Online, 25-26 February 2021)

Mezmur B.D, 'Childhood statelessness and the Convention on the Rights of the Child' Paper presented at the Special Roundtable on the 1954 and 1961 Statelessness Conventions. Organized by the UNHCR and the Peter McMullin Centre on Statelessness on (Online, 16 September 2021)

Muhumuza N, 'Children's Rights and Climate Change: An analysis of the utility of the African Charter on the Rights and Welfare of the Child to climate action in Africa' Submitted for presentation at a Validation Meeting and Symposium on Children's Socio-Economic Rights (SERs) in Africa at the Centre for Human Rights, University of Pretoria (Southern Sun Hotel, 4 November 2021)

Steytler N, 'The elusive search for constitutional identity: A century of constitutions in South Africa' Presented at Stellenbosch Annual Seminar on Constitutionalism in Africa, 'Constitutional Identity in Africa', Stias (Stellenbosch, 17 September 2021)

Steytler N, 'Somalia, South Sudan and Sudan: The founding of new federations by 'aggregation' Paper presented at IACFS 2021 Conference, Institute for Federalism, University of Innsbruck (Austria, 30 October 2021)

Waterhouse S, 'The Soul of South Africa's Legislatures: A site of struggle - or not' Plenary at The State we're in: Democracy's fractures, fixes and futures International Conference hosted by the Centre for Advancement of Non-Racialism and Democracy, Nelson Mandela University, 7-10 September 2021. (Online, 9 September 2021).



PRESENTATIONS

Adeniyi O, Chaired Law Faculty Session at UWC Research Week 2021 (Online, 28 September 2021)

Adeniyi O, 'Creating safety nets for the vulnerable in South Africa - COVID-19 experiences' Presented at UWC Research Week 2021 (Online, 29 September 2021)

Adeniyi O, 'The role of legislation in mobilising for the right to food' Presented at Book Launch and Dialogue: Seeking the Right to Food: Food Activism in South Africa (Author: Dr. Bright Nkruhmah) hosted by SERP (Online, 30 September 2021)

Aisosa J, 'Renewed attention to diet related non-communicable diseases prevention: a key to sustainable recovery from the COVID-19 pandemic and realizing Sustainable Development Goal 3.4' Presented at the 2nd Postdoctoral research conference of Southern Africa, hosted by University of Stellenbosch (Online, 10-12 November 2021)

Assim U.M and Mezmur B.D, 'Curriculum transformation of the HRDA programme' Presented at the Centre@35 Forum (Online, 9 December 2021)

Assim U.M, 'Blended learning and teaching arrangements: Online Collaborative Communications Procedure Course' Presented at the UWC Academic Week, (Online, 27 September - 1 October 2021)

Assim U.M, 'Domestic Extremism and the Weakening of Governance: Confronting the Enemy Within' Presented at the UWC Tricontinental Partnership series on Domestic Extremism and the Threat to Democracy (Online, 8 April 2021)

Assim U.M, 'Draft Model Law on Children Affected by Armed Conflict' Presented at the 37th Virtual Session of the ACERWC (Online, 22 March 2021)

Assim U.M, 'Leading in your role: Digital story session' Presented at the UWC Programme for Academic and Professional Leaders Programme (P4APL) (Online, 29 April 2021)

Assim U.M, Panel Chair 'Contemporary aspects related to children's socio-economic rights in Africa' at the Symposium on Children's Socio-Economic Rights in Africa (Southern Sun Hotel, Pretoria, 5 November 2021)

Assim U.M, 'Statement' Presented on behalf of Dullah Omar Institute during the 38th Ordinary Session of the African Committee of Experts on the Rights and Welfare of the Child held 15-26 November 2021 (Online, 16 November 2021)

Assim U.M, 'The African Children's Charter Project: Objectives 1 and 2 and Challenges' Presented during the ACCP virtual donor roundtable (Online, 25 May 2021)

Assim U.M, 'The Future of Child Justice in Africa' Presented at the Child Justice Summit: Advancing Access to Justice for Children in East and Southern Africa (Nairobi, 27-29 October 2021)

Assim U.M, 'The implementation of children's socio-economic rights in domestic African law' Presented at the Symposium on Children's Socio-Economic Rights in Africa (Keynote Panelist) (Pretoria, 4-5 November 2021)

Beukes J 'What happens if coalition governments cannot be formed before the deadline?' for a webinar on the 2021 Local Government Elections hosted by MyVoteCounts (Online, 11 November 2021)

Beukes J 'What is needed to fix coalitions in municipalities?' Presented at a webinar on coalition governments (2021) hosted by the Dullah Omar Institute & Swiss Embassy (Online, 25 October 2021)

Beukes J, 'Demystifying Hung Councils in South Africa's Municipalities' Presented at Webinar on Coalitions in Local Government hosted by the Dullah Omar Institute (Zoom, 12 March 2021)

Beukes J, 'Hung Councils in South Africa: Law and Theory' Presented in LLM lecture at the University of the Western Cape (Online, 12 March 2021)

Beukes J, 'Metropolitan Governance: The City of Cape Town' Presented at workshop hosted by Eurac Research Institute (Online, 6 February 2021)

Chigwata T.C, 'An analysis of the City of Johannesburg's Annual Report for 2019/2' Presented at the Roundtable Discussion on the 2019/20 Annual Report of the City of Johannesburg, hosted by Municipal Public Accounts Committee, City of Johannesburg (Online, 6 June 2021)

Chigwata T.C, 'Local government autonomy in Zimbabwe' Presented at Colloquium on Local Government Autonomy in Law and Practice in Zimbabwe and South Africa hosted by the SARCHIL Chair in Cities, Law and Environmental Sustainability, North-West University, (Online, 11 May 2021)

Chigwata T.C, Panellist at the Dialogue on the Devolution and Decentralisation Policy organised by the Silveira House (Zimbabwe) (Online, 23 February 2021)

Chigwata T.C, 'Procurement' Presented at In-house Seminar on Local Government: Changing Urban-Rural Interplay (EURISE webinar) hosted by DOI (Online, 18 June 2021)

Chonco T and Chigwata T, 'How transparent is municipal procurement?' Presented at a Report Launch and Dialogue: How transparent is municipal procurement? (Online, 18 November 2021)

Chonco T and Chigwata T, 'Transparency in local government procurement' Presented at National Treasury PINK SCM Forum (Online, 3 December 2021)

Chonco T, 'Distribution of powers & responsibilities for local finances: The case of South African municipalities' Presented at the Winter School on Federalism and Governance 2021 (Virtual, 6 February 2021)

Chonco T, 'The accreditation of municipalities to administer housing programmes' Presented at the EU-Rise workshop hosted by DOI (Online, 18 June 2021)

De Visser J, 'Cooperation Mechanisms of Local Governments in Times of Crisis' Presented at EURAC Winter School on Federalism and Governance: Federalism and Local Self-Government (Online, 10 February 2021)

De Visser J, 'Development Charges in Local Government' Presented at EU-RISE Seminar (Online, 2 July 2021)

De Visser J, 'Funding Local Governance Work' Presented at Raith Workshop (Online, 27 July 2021)

De Visser J, 'How to write a research proposal' Presented at UWC Law Faculty Postgraduate Seminar (Online, 20 May 2021)

De Visser J, 'Intergovernmental relations: intergovernmental consultation and cooperation and ADR (perspective from South Africa)' Presented to Kenya Judiciary Training Institute (Online, 13 October 2021)



De Visser J, 'Local Government Elections' Presentation to ANC Launch of Local Government Barometer (Online, 27 October 2021)

De Visser J, 'Local governments and development in South Africa' Presented at African School for Decentralisation (Online, 20 August 2021)

De Visser J, 'Local Government's role in Community Safety' Presented at ACJR/MLG webinar on Crime and Local Government (Online, 27 October 2021)

De Visser J, Panelist at KAS/Businessday Roundtable on Grassroots Governance and Accountability (Online, 26 August 2021)

De Visser J, Panelist at North West University Webinar 'The 2021 South African local government elections at a cross-road: synchronisation' (Online, 20 May 2021)

De Visser J, Panelist at panel discussion on Local Democracy and Human Rights: Challenges in South Africa, Zambia, Botswana and Sweden Swedish International Centre for Local Democracy (Online, 25 March 2021)

De Visser J, Panelist at SALGA National Members Assembly The Grand Political Debate: "The Journey of the 4th Term of Democratic Local Government: Opportunities to renew as we march towards the 5th Term of Local Government" (Online, 13 May 2021)

De Visser J, Respondent at Session 'Developmental local government' African School for Decentralisation (Online, 18 August 2021)

De Visser J, 'The intersection of socio-economic rights, the courts and the mandate of local government' Presented at FFC Seminar on Socio-economic Rights and the role of the FFC (Online, 2 September 2021)

De Visser J, 'Transparency in Procurement' Presented at EU-RISE Webinar hosted by DOI (Online, 18 June 2021)

Durojaye E, 'A Critical Review of the Right to Health under the African Charter on the Rights and Welfare of the Child' Presented a paper at a Symposium on Children's Socio-economic Rights in Africa organized by the Center for Human Rights University of Pretoria (Pretoria South Africa, 4 and 5 November 2021)

Durojaye E, 'Intersectional Discrimination and realisation of Socio-economic Rights' Presented at a Regional Meeting for the Proposed Draft General Comment on Equality and the Sustainable Development Goals organised by the UN Committee on Economic, Social Cultural Rights (Online, 3 September 2021)

Durojaye E, 'The Right of Children and Adolescents to Refuse Medical Treatment in South Africa: Lessons from other Jurisdictions' Presented at a virtual Conference for the Special Edition of the Acta Juridica "The evolving African family: challenges and victories from a South African perspective in Honour of Prof Himonga organized by the Faculty of Law University of Cape Town (Online, 20-21 September 2021)

Durojaye E, 'To be or not to be? Some reflections on Mandatory COVID-19 Vaccination in Africa' Presented a keynote paper at the Second Postdoctoral Colloquium organized by the University of Stellenbosch (10-12 November 2021)

Durojaye E, Co-facilitated a workshop for NRF rating for young researchers at the Faculty of Law (Online, 14 June 2021)

Durojaye E, 'Norms and standards on sexual violence in Africa' Presented at a webinar on Hand -over Dialogue of the UN Special Rapporteur on the Right to health (Online, 9 June 2021)

Durojaye E, Participated in Expert Meeting for the drafting of a General Comment on Private Actors and social services in Africa – African Commission on Human and Peoples' Rights and Center for Human Rights, University of Pretoria (Online, 3 May and 15 June 2021)

Durojaye E, 'The Contribution of the African Human Rights System to the understanding of the right to health' Presented at virtual conference organised by the Centre for Human Rights, University of Pretoria and the African Commission to mark the 40th year Anniversary of the Adoption of the African Charter on Human and Peoples' Rights (Online, 2 July 2021)

Knipe P, 'COVID-19 and the Right to Food in South Africa' Presented at a webinar on Community Leaders Training Workshop on The Impact of COVID-19 on Access to Food for Vulnerable Communities hosted by SERP (Online, 4 May 2021)

Knipe P, Facilitated 'Book Launch and Dialogue on Seeking the Right to Food: Food Activism in South Africa' hosted by SERP (Online, 30 September 2021)

Knipe P, Facilitated in the breakout rooms and presented on the group's discussion at the UN Independent Summit Dialogue: Food Systems Summit 2021 Dialogues on 'Youth Engagement in Strengthening Food Systems' hosted by SickKids Centre for Global Child Health and SANCD (Online, 14-15 June 2021)

Knipe P, Facilitated webinar 'Beyond the pandemic: Health systems change to protect children and adolescents from NCDs' Hosted by NCD Child and SickKids Centre for Global Child Health (Online, 28 July 2021)

Knipe P, Facilitated webinar on 'The Double Burden of Malnutrition in South Africa: A Rights-Based Approach to Reducing Diet-Related Non-Communicable Diseases' Hosted by SERP and the O'Neill Institute for National and Global Health Law (Online, 26 October 2021)

Knipe P, Facilitated webinar on 'The Double Burden of Malnutrition in South Africa: A Rights-Based Approach to Reducing Diet-Related Non-Communicable Diseases' Hosted by SERP and the O'Neill Institute for National and Global Health Law (Online, 26 October 2021)

Knipe P, 'Impact of COVID-19 on the Right to Food Among Vulnerable Groups' Presented at Community Leaders Training Workshop hosted by SERP (Cape Town, 27 August 2021)

Knipe P, Recap at Validation Workshop on Research Report on Legal Recognition of Paralegals/Community-Based Paralegals in Africa, hosted by SERP and African Centre of Excellence for Access to Justice (Nairobi, 16-17 September 2021)

Komote M and Mentor-Lalu V, Co-facilitation of the ParlyWatch Advocacy Output Workshop for more than ten ParlyWatch partners including R2K, PMG, PSAM, WFP, SJC and two monitors of the project in which we discussed the collective advocacy outputs for the 2021 period based on previous meetings and discussions held in 2020. In preparation for his meeting Mentor-Lalu V and Komote M prepared a written document on potential advocacy outputs based on workshops held in 2020 with partners. (Zoom, 16 March 2021)

Komote M, 'Government's role during the unrest' Presented at the Civil Society Convening on Leadership, Elected Representatives and the Unrest in South Africa (Online, 28 July 2021)

Komote M, 'Legislatures Efforts to Increase Access Since COVID-19: Challenges and Successes' Presented at Putting the 'People' in People's Parliament: Lessons, Challenges and Successes from a Four-year Civil Society project to increase Engagement in the Legislatures. Jointly hosted by Dullah Omar Institute, Heinrich Boell Foundation, Parliamentary Monitoring Group, Public and Environmental Economic Research Unit, UJ, and Public Service Accountability Monitor, RU. (Zoom, 25 November 2021)

Komote M, 'Parliament Watch Advocacy Messages: 2014-2021' Presented at Parliament Watch Strategic Meeting hosted by Womxn and Democracy Initiative (Woodstock, 7 December 2021)

Lorizzo T, 'Research on Community Based Paralegals the findings from Mozambique' Presented at the Validation Webinar (Online, 26 July 2021)

Lorizzo T, 'Situational Analysis of Children Access to Justice in Mozambique' Presented to the Ministry of Justice (Hotel Radisson, Maputo, 29 July 2021)

Lorizzo T, REFORMAR, 'Findings on Mozambique' Presented at the Validation Workshop on Research on Community Based Paralegals. Organised by the Socio-Economic Rights Project, Dullah Omar Institute (Nairobi, 16 & 17 September 2021)

Mangwanda J, 'Criminal justice, human rights and COVID-19 measures: A comparative study of measures taken in five African countries - Legal Frameworks applicable during COVID-19' Presented at workshop and facilitated a session at the 'Stakeholder Engagement Workshop on COVID-19 and the impact on Criminal Justice and Human Rights' hosted by Africa Criminal Justice Reform, Zambia Law Development Commission and Ubuntu Justice Initiative (Lusaka, Zambia, 2 December 2021).

Mangwanda J, 'Campaign for the Decriminalisation and Declassification of Petty Offences: Historical Context and Achieved Milestones' Presented at SADC-LA High Level Stakeholder Consultation meeting on implementation and domestication of AU Standards for Decriminalisation of Petty Offences in the SADC region (Online, 27 May 2021)

Mangwanda J, Chaired and facilitated a webinar on Review of the Correctional Services Annual Report 2019/20 (16 February 2021)

Mangwanda J, Chaired and facilitated webinar on A review of the 2019/20 Annual Report of the Judicial Inspectorate for Correctional Services (Online, 3 March 2021)

Mangwanda J, Chaired and facilitated webinar on The one-year 'unwanted anniversary of COVID-19 restrictions Reviewing the 2020 lockdown: Seeking a balance of rights' (Online, 26 March 2021)

Mangwanda J, 'Challenging the weaponisation of criminal justice against the poor and most marginalised - the need to decriminalise petty offences' Presented at 14th United Nations Congress on Crime Prevention and Criminal Justice (Online, 10 March 2021)

Mangwanda J, Facilitated a webinar on 'Criminal justice, human rights and COVID-19 - a comparative study of measures taken in five African countries: Kenya, Malawi, Mozambique, South Africa and Zambia' (Online, 13 October 2021)

Mangwanda J, Facilitated a webinar on The NPA and the Provinces (Online, 4 August 2021)

Mangwanda J, Facilitated the Julius Osega Memorial Lecture co-hosted by the Dullah Omar Institute and the Centre for Human Rights (University of Pretoria, 16 July 2021)

Mangwanda J, 'Independent Police Investigative Directorate Annual Report 2019/20 - A Brief Overview' Presented at the webinar South African Police Service and Independent Police Investigative Directorate Annual Reports 2019/2020' (Online, 24 February 2021)

Mangwanda J, 'Introduction à la Campagne pour la décriminalisation et la déclassification des infractions mineures' Presented at a Petty Offence campaign meeting with the International Federation of ACAT (FIACAT) (Online, 1 June 2021)



Mangwanda J, 'Réunion des membres de la Campagne en Afrique du Nord' Presented at the North Africa French Meeting of the Petty Offences Campaign (Online, 24 February 2021)

Mangwanda J, 'Statement on behalf of the Dullah Omar Institute for Constitutional Law, Governance and Human Rights at the 68th Ordinary Session of the African Commission on Human and Peoples' Right' Presented in response to the activity report of the Special Rapporteur on Prisons, Conditions of Detention and Policing in Africa (Online, 22 April 2021)

Maziwisa M.R, 'A Re Yeng' Bus Rapid Transit Project, City of Tshwane' Presented at the Local Government: Changing Urban-Rural Interplay (Workshop 1), hosted by the DOI (inhouse Seminar) (Online, 18 June 2021)

Maziwisa M.R, 'An overview of South Africa's response to the COVID-19 pandemic' Presented at the 7th International Conference on Strategies for Developing Social Groups, Institutes, and Territories (hosted by URAL Federal University, Russia. (Ekaterinberg, 19 April 2021)

Maziwisa M.R, 'Cooperative Approaches to Fiscal and Financial Management Across the Three Spheres of Government through Bulk Resources for Municipal Services' Presented at the Local Government: Changing Urban-Rural Interplay (Workshop 1), hosted by the Dullah Omar Institute (Online, 18 June 2021).

Maziwisa M.R, Co-organised the African School on Decentralised and facilitated various sessions, and interviewed participants (Online, 16- 27 August 2021)

Maziwisa M.R, 'eThekweni Metropolitan Municipality Expanded Public Services during the COVID-19 Emergency' Presented at the Local Government: Changing Urban-Rural Interplay (Workshop 1), hosted by DOI (inhouse Seminar) (Online, 18 June 2021)

Maziwisa M.R, 'Gender, e-Commerce and the AfCFTA' Presented in a hybrid Seminar hosted by FEMNET and SADC Gender Protocol Alliance 'Pre-SADC Summit: High Level panel: A gender just and inclusive AfCFTA' (Cairo, Egypt, 8 November 2021)

Maziwisa M.R, 'Inclusive Urban Development' Presented at the PRIA@40 Conversation on the theme: 'Inspiring Leadership from Mayors and Councillors for Inclusive Urbanisation' hosted by Participatory Research in Asia (India, 6 October 2021)

Maziwisa M.R, 'Intergovernmental Relations in Integrated Development Planning' Presented at the Local Government: Changing Urban-Rural Interplay (Workshop 1), hosted by the DOI (inhouse Seminar) (Online, 18 June 2021)

Maziwisa M.R, Moderated a webinar on 'Coalitions in Local Government', Hosted by DOI (Zoom, 12 March 2021)

Maziwisa M.R, Moderated and co-hosted the Dullah Omar Institute's Workshop 1 on Local Government and the Changing Urban-Rural Interplay (Online, 18 June 2021)

Maziwisa M.R, Moderated online seminar on the theme 'Food sovereignty and health for all women worldwide, how the EU is blocking it in the WTO' hosted by Forum Umwelt und Entwicklung, WIDE+, WO=MEN, Anders Handeln, Gender Trade Coalition and Seattle to Brussels Network (Online, 10 November 2021)

Maziwisa M.R, Moderated the Launch of the Factsheets on Decentralisation in Africa (Online, 16 August 2021)

Maziwisa M.R, Moderated the National Department of Cooperative Government 'Women in Local Government Webinar' Women's Day Event (Online, 10 August 2021)

Maziwisa M.R, Moderated the United Nations Conference on Trade and Development Inaugural Gender and Development Forum online international conference on Regional Trade Agreements and Gender (Online, 27 September 2021)

Maziwisa M.R, 'The Interconnection between Gender, Trade, Food Security and Health' Presented at the World Trade Organisation Public Forum on the theme: 'Gender, trade and development: Examining old and new issues in the global trading system' session 102 report available on <https://bit.ly/3lHuVuM> (Online, 1 October 2021)

Mezmur B.D, 'Wear my shoes: The right to education in the context of COVID-19' Presented at the plenary address at the 'World Day of Prayer and Action for Children 2021' (Dubai, 19 November 2021)

Mezmur B.D, 'Non-punishment convened by the UN Special Rapporteur on trafficking in persons, especially women and children' Presented at the Experts Consultation (5 and 6 February 2021)

Mezmur B.D, 'Recent developments on child justice and the CRC', Presented at the Chinese Criminal Defence Lawyers training event hosted by Mahidol University's Institute of Human Rights and Peace Studies in Thailand (10 March 2021)

Mezmur B.D, 'SDGs and children's rights', Presented at the Human Rights Council Annual Day on the Rights of the Child on in Geneva (1 March 2021)

Mezmur B.D, 'Child sexual abuse and the Convention on the Rights of the Child during the Faith and Flourishing in the Face of Childhood Sexual Abuse: Strategies for Prevention and Healing' Presented at a conference hosted by Harvard University and the Catholic University of America (Online, 8 April 2021)

Mezmur B.D, 'Childhood statelessness and the CRC Committee' Presented at a seminar on How to protect every child's right to a nationality organized by the Institute of Statelessness and Inclusion et al (Online, 15 April 2021)

Mezmur B.D, 'Climate change and the jurisprudence of the CRC Committee' Presented at the workshop on The Legal aspects of the right to a safe, clean, healthy and sustainable environment. Organized by the Geneva Human Rights Platform (Online, 7 July 2021)

Mezmur B.D, 'Developments on Child Justice at the International Level' Presented at the Child Justice Summit: Advancing Access to Justice for Children in East and Southern Africa (Online, 27-29 October 2021)

Mezmur B.D, 'Developments on corporal punishment' Presented at the 'Ending Corporal Punishment: Donor Convening on accelerating progress on non-violent childhoods' (New York/Online, 15 December 2021)

Mezmur B.D, 'Environment and human rights: How do national human rights actors address this link and how do they move it to Geneva?' Presented at the 2021 Annual Conference of the Geneva Human Rights Platform (Geneva/Online, 13 October 2021)

Mezmur B.D, 'Extraterritorial jurisdiction and recent developments in respect of the Convention on the Rights of the Child' Presented at the Hebrew University/ Minerva Center for Human Rights symposium "New Developments on the Extraterritorial Application of Human Rights" (Online, 26 July 2021)

Mezmur B.D, 'International Children's Rights Moot Court Competition' Served as a Judge on the SemiFinals hosted by Leiden University and Baker McKenzie Moot Court Competition (Online, 15 June 2021)

Mezmur B.D, 'Non-punishment, child victims of trafficking and the Convention on the Rights of the Child' Presented at a Side Event Panel at the Human Rights Council 47th Session "Non- punishment of victims of trafficking of women and children: A roundtable on the application of the principle of non-punishment for victims of trafficking in persons" (Online, 30 June 2021)

Mezmur B.D, 'SDG 1: No poverty' Presented at The Private Side of Transforming our World – UN Sustainable Development Goals 2030 and Private International Law Symposium hosted by the Max Planck Institute (Online, 9 September 2021)

Mezmur B.D, 'Synergies and complementarities with the African Committee of Experts on the Rights and Welfare of the Child' Presented at the UNICEF ESARO webinar titled "How to best leverage human rights mechanisms to trigger results of children?" (Online, 27 April 2021)

Mezmur B.D, 'The ACERWC and children with albinism in Africa' Presented inputs at the Review and Validation Exercise of the pan-African Parliament titled "Accusations of witchcraft and Ritual Attacks: Towards Eliminating Harmful Practices and other Human Rights Violations" (Online, 20 April 2021)

Mirugi-Mukundi G, Anchored a webinar on The impact of COVID-19 on the City of Tshwane: Panellist: Mr. Stanley Blessings Nyanyirai City of Tshwane - Director: Strategy and Research Development. Webinar series Constitutional Resilience and the COVID-19 Pandemic (Online, 2 June 2021)

Mirugi-Mukundi G, Anchored a webinar on The impact of COVID-19 on the City of Cape Town. Panellist: Mr. Craig Kesson, City of Cape Town - Executive Director: Corporate Services. Webinar series Constitutional Resilience and the COVID-19 Pandemic (Online, 11 May 2021)

Muhumuza N, 'Children's rights and climate change: an analysis of the utility of the ACERWC to climate action in Africa' Presented at a symposium on children's socio-economic rights in Africa at the Centre for Human Rights, University of Pretoria (Online, 5 November 2021)

Muntingh L, 'ACJR's research and other work' Presented to the partners in the Petty Offences Campaign at a global webinar (Online, 7 December 2021)

Muntingh L, 'What Works in Preventing Torture' Presented at the Excessive Use of Force in Correctional Centres: The Role of DCS, JICS and Civil Society, Hosted by the Office of the Inspecting Judge (Online, 28 May 2021)

Muntingh L, 'Accountability for victims of torture' Presented keynote address at Pan-African Reparations Initiative seminar (Online, 14 September 2021)

Muntingh L, 'DCS Annual Report 2019/20' Presented at webinar on the 'Review of the Correctional Services Annual Report 2019/20', hosted by ACJR (Online, 16 February 2021)

Muntingh L, 'Overview of the manifestos' Presented at the Local Government and Crime in light of the 2021 Local Government Elections webinar (Online, 27 October 2021)

Muntingh L, 'SAPS Annual Report 2019/20' Presented at webinar on the 'Review of the South African Police Service and Independent Police Investigative Directorate Annual Reports 2019/2020', hosted by ACJR (Online, 24 February 2021)

Muntingh L, 'SDG-16, and the criminalisation of poverty and status' Presented at UWC Research week (Online, 29 September 2021)

Muntingh L, 'SOE Board appointments' Presented at a webinar on 'Enhancing the performance of SOEs by getting the governance right' hosted by Catholic Parliamentary Liaison Office (Online, 29 September 2021)

Muntingh L, 'The impact of COVID-19 on prison system' Presented at webinar on The Unwanted Anniversary, hosted by ACJR (Online, 26 March 2021)



Petersen K, Facilitated the webinar on South African Police Service and Independent Police Investigative Directorate Annual Reports 2019/2020 (Online, 24 February 2021)

Petersen K, 'COVID-19 and the impact on Criminal Justice and Human Rights in Zambia' Presented and facilitated the Research and Stakeholder Engagement Workshop (Lusaka, Zambia, 2 December 2021)

Petersen K, 'COVID-19 and the impact on Criminal Justice and Human Rights in Malawi' Presented and facilitated the Research and Stakeholder Engagement Workshop (Blantyre, Malawi, 6 December 2021)

Petersen K, 'A review of the 2019/20 Annual Report of the Judicial Inspectorate for Correctional Services' Presented at webinar on the 'Review of the 2019/20 Annual Report of the Judicial Inspectorate for Correctional Services', hosted by ACJR (Online, 3 March 2021)

Petersen K, 'ACJR submission on the Human Rights Situation in Africa' Presented to the 69th Ordinary Session of the African Commission on Human and Peoples' Rights (Online, 16 November 2021)

Petersen K, 'Does the COVID-19 Pandemic provide the urgency to Decriminalise Petty Offences?' Presented at the Commonwealth Human Rights Institute (Accra) webinar titled 'Does the COVID-19 Pandemic provide the urgency to Decriminalise Petty Offences' (Online, 28 October 2021)

Petersen K, 'Pro-poor policies and local government' Presented at the Local Government and Crime in light of the 2021 Local Government Elections webinar (Online, 27 October 2021)

Redpath J, 'A review of the impact of the South African Police Service approach as frontline law enforcer during the COVID-19 pandemic. A Case Study' Joint presentation with UCT researchers at a mini-symposium hosted by SAPS (Online, 4 February 2021)

Redpath J, 'Does violent crime affect ruling party support?' Presented at the Local Government and Crime in light of the 2021 Local Government Elections webinar (Online, 27 October 2021)

Redpath J, 'Police Human Resources - How are they distributed and does it matter?' Presented at Conference on Preventing Violence in South Africa: From policy making to evidence-based implementation, SaferSpaces (Online, 7-8 June 2021)

Redpath J, 'The limits of criminalisation: Public health interventions in respect of COVID-19 and the criminal justice system' Presented at the ACJR Webinar commemorating a year of lockdown (Online, 26 March 2021)

Redpath J, 'The NPA to March 2020: Too soon for evidence of a turnaround?' Presented at the ACJR Webinar on the NPA Annual Report (Online, 17 March 2021)

Redpath J, 'The State of SAPS (before the State of Disaster) Insights from the 2019-2020 Annual Report' Presented at the ACJR webinar on SAPS and IPID Annual Reports (Online, 24 February 2021)

Stevens C, 'Business tax for Metropolitan Cities in South Africa: Principles and Prospects' Presented under the theme 'Law and the City' - Annual McGill Law Graduate Conference, Faculty of Law, McGill University in Montreal, Quebec, Canada (Online, 6-7 May 2021).

Steytler N, 'Constitutional framework for anti-COVID-19 measures', Presented at a webinar on 'The one-year "unwanted anniversary" of COVID-19 restrictions', hosted by African Criminal Justice Reform, Dullah Omar Institute (Online, 26 March 2021)

Steytler N, 'Federal and Devolved Systems in Africa' Presented at Conference on 'Tackling Crisis of Good Governance through Multi-level Governance in the Horn', organised by Centre of Excellence in Good Governance, Centre for Federalism and Governance Studies, Addis Ababa University, Addis Ababa (Online, 6 April 2021)

Steytler N, 'Federalism and Local Self-Government', Presented Opening lecture at Winter School on Federalism and Governance, Eurac Research, University of Innsbruck (Online, 1 February 2021)

Steytler N, 'Megacities and Federalism' Presented at 20th Anniversary Conference, Forum of Federations, Ottawa, Canada (Online, 18 May 2021)

Steytler N, 'Role and Function of the National Natural Resources and Fiscal Commission of Nepal' Presented at Webinar organised by Centre for Federal Studies at the National Administrative Staff College, Kathmandu, Nepal, and Forum of Federations (Online, 25 June 2021)

Steytler N, 'South African case study', Presented at a conference on 'Transformative Potential of the Euro-Atlantic Processes in Bosnia-Herzegovina', hosted by University of Mostar, Bosnia and Herzegovina (18 March 2021)

Steytler N, Discussant, 'Federal -provincial intergovernmental relations in Canada' Presentation by Prof Francois Vaillancourt, Institute of Federalism, University of Fribourg, Fribourg, Switzerland (2 October 2021)

Steytler N, 'FFC Recommendation: Quo vadis?' Presented at Strategic Session, Financial and Fiscal Commission (Cape Town, 26 November 2021)

Steytler N, Panelist at a webinar on Federalism and Democracy: Meeting the Challenges of Political Polarisation? Global Democracy Coalition Forum, Forum of Federations (Online, 7 December 2021)

Steytler N, Panelist at a webinar on Local Public Sector Alliance, in Sub-Saharan Africa Knowledge Weeks: “The big five (Nigeria, Ethiopia, DRC, South Africa and Kenya”, World Bank, UNDP, UNCDF, Decentralisation.net (Online, 6 December 2021)

Steytler N, Panelist, ‘An overview of the state of service delivery within local municipalities from a research perspective’, Salga Executive Management Team (EMT) Lekgotla (Online, 21 September 2021)

Steytler N, Panelist, ‘Intergovernmental Relations in South Africa’, Webinar on ‘Intergovernmental Relations in Multilevel Systems’, organised by the Institute for Applied Economic Research, Sao Paulo, Brazil, and Forum of Federations (Online, 7 July 2021)

Steytler N, Panelist, ‘Legal responses to the COVID-19 Pandemic in federal systems’, I-CON conference (Online, 9 July 2021)

Steytler N, Panelist, Designing Federalism and Decentralisation in Post-conflict Societies – Practitioner Perspective, Institute of Federalism, University of Fribourg, Switzerland (Online, 13 August 2021)

Steytler N, Presentation, Discussant, ‘Intergovernmental Fiscal Relations and Processes: Budgeting and Resource Allocation: Jurisprudence from South Africa’, Training on Emerging Issues in Devolution for Judges, Kenyan Judiciary Training Institute (Online, October 2021)

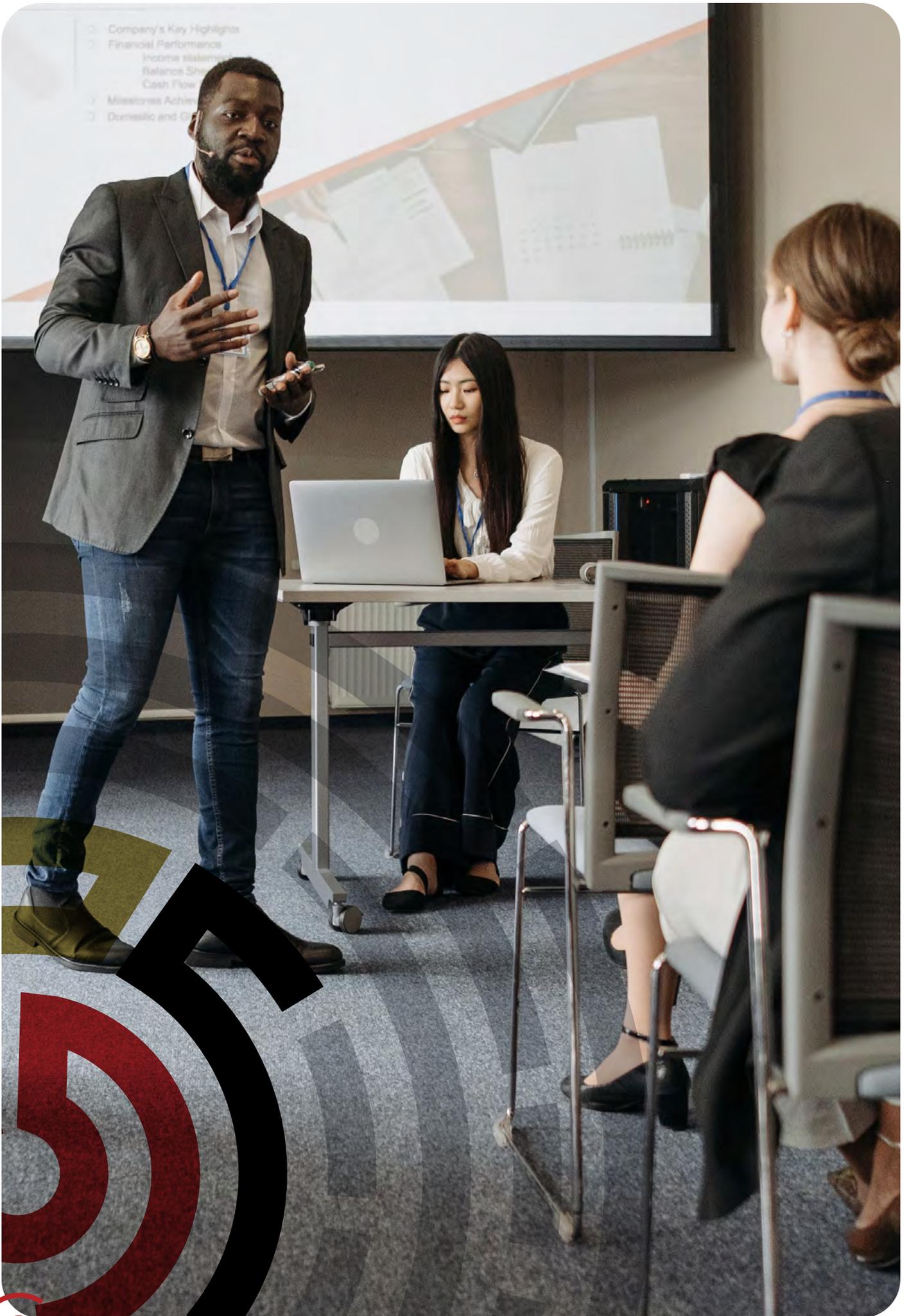
Steytler N, Webinar, delivery of three training sessions to the Myanmar National Unity Government (in exile) and the Committee Representing Pyidaungsu Hluttaw (CRPH) on (1) Introduction to Intergovernmental Relations; (2) Shared rule and formal structures through which a federal government engages with states; and (3) Intergovernmental and Intra-governmental relations. Forum of Federations (Online, October 2021)

Waterhouse S, ‘About Putting ‘People’ in People’s Parliament project and Key lessons learnt’ Presented at Putting the ‘People’ in People’s Parliament: Lessons, Challenges and Successes from a Four-year Civil Society project to increase Engagement in the Legislatures. Jointly hosted by Dullah Omar Institute, Heinrich Boell Foundation, Parliamentary Monitoring Group, Public and Environmental Economic Research Unit, UJ, and Public Service Accountability Monitor, RU. (Zoom, 25 November 2021)

Waterhouse S, Facilitated Budget Justice Coalition ‘Pre-Budget Planning meeting’ Attended by Komote M, and Mentor-Lalu V (Online, Zoom and Miro, 13 July 2021)

Waterhouse S, ‘Parly Watch: History, Where we are, Where next?’ Presented at Parliament Watch Strategic Meeting (Woodstock, 7 December 2021)

Waterhouse S, ‘The politics of Gender Responsive Budgeting’ Presented at Reducing Inequalities through Intersectional Budgetary Practice hosted by the IEJ. (Online, 3 June 2021)



- Company's Key Highlights
- Financial Performance
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2021 FUNDERS LIST

Africa Criminal Justice Reform (ACJR)

- Open Society Foundations - Human Rights Initiative
- Open Society Foundation - South Africa
- Sigrid Rausing Trust

Applied Constitutional Studies Laboratory (ACSL)

- Open Society Foundation - South Africa
- Foundation for International Law for the Environment (FILE)

Children's Rights Project (CRP)

- Plan International
- Facebook Ireland Ltd

Core

- Faculty of Law, University of the Western Cape
- University of Pretoria, Centre for Human Rights
- Open Society Foundation - South Africa

Socio-Economic Rights Project (SERP)

- Amplify Change
- Charles Stewart Mott Foundation
- DST-NRF Centre of Excellence in Food Security – University of the Western Cape
- Georgetown University
- Open Society Foundation - South Africa

SARChI / Multilevel Government Project

- DST-NRF Centre of Excellence in Food Security - University of the Western Cape
- European Union (EU-RISE)
- Hanns Seidel Foundation
- International Budget Partnership
- Student fees – UWC Post-graduate Diploma in Public Law (focused on local government)
- Open Society Foundation South Africa (Scholarships)

Womxn and Democracy Initiative (WDI)

- European Union
- Ford Foundation
- Heinrich Böll Stiftung Southern Africa
- Open Society Foundation - South Africa



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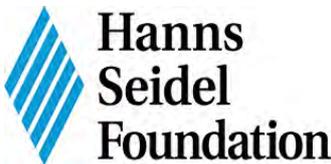
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Address

Dullah Omar Institute
University of the Western Cape
New Social Sciences Building
Robert Sobukwe Road
Bellville 7535
Cape Town



Tel: +27 21 959 2950



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