



SOUTH-SOUTH DIALOGUE ON CONSTITUTION BUILDING PROCESSES
*“Strengthening Constitutional Legitimacy
through inclusive and participatory drafting processes”*

10- 12 October 2011

Nefertiti Room, Intercontinental Semiramis Hotel ♦Cairo, Egypt

Participant Profiles

Al-Saadi, Mohammed – Iraq

Mohammed Al-Saadi is a legal consultant, researcher and First Deputy Speaker in the Iraqi Council of Representatives He is also the Chairman of the Board of Trustees of the Civil Defense Forum

Aukot, Ekuru – Kenya

Ekuru Aukot was the immediate former Director & ex-officio member of the Committee of Experts on the Review of the Constitution of Kenya. He currently consults for two US-based corporations, the Universal Strategy Group Inc., (USGI) & DAI as a Senior Advisor on Policy & Planning in the Directorate of Policy & Planning at the Ministry of SPLA & Veterans Affairs, Government of Southern Sudan (GoSS), Juba. He is an advocate of the High Court of Kenya, and a Partner in the law firm of EkuruKabageNyamathwe & Co. Advocates; has taught constitutional & Administrative Law at the University of Warwick, UK and at the Kenya School of Law, Nairobi; he has lectured on the Law of Refugees & IDPs at the School & Faculty of Law, University of Nairobi and at the East African School on Refugees & Humanitarian Affairs; he is also an editor of the African Section of the Refugee Law Reader. On part time, he writes his memoirs on the constitution building process in Kenya

Chafik Sasar, Mohamed – Tunisia

Mohammed Chafik Sasar is a member of the Committee of Experts within the High Commission in Charge of the Realization of the Objectives of the Revolution in Tunisia. He is also a Professor of constitutional law and Director of the Department of Political Science within the Faculty of Law and Political Science of the University of Tunis

Delgado, Rebecca – Bolivia

Rebecca Delgado is a former member of the Bolivia Constituent Assembly (2006-2007) where she chaired many commissions, including Ad Hoc Committee and the Commission of Justice. Her legal experience also includes working as a practicing lawyer and a judge. Rebecca served the Bolivian government in many capacities, including, as Deputy Minister on Territorial Coordination and Management. She has also taught

law at the Catholic University of Bolivia. She is currently the President of the Andean Parliament and also a member of its gender committee

Dossou, Robert – Benin

Currently the president of the Constitutional Court of Benin, Robert Dossou was a member of the Committee that organized the Benin National Conference of 1990 and later served on the Constitutional Commission that wrote the current constitution of Benin. He has also been the Dean of the Faculty of Law of the University of Benin, President of the Bar Association, Minister of Foreign Affairs and Member of Parliament. He is also currently the President of the Association of African Constitutional Courts and as well as of the Association of Constitutional Courts of French Legal Tradition (ACCPUF)

Ebrahim, Hassen – South Africa

Hassen Ebrahim has extensive experience in constitution building and is the author of 'Soul of the Nation- Constitution Making in South Africa', published in 1998. As the National Administrator of the ANC's National Negotiations Commission, he was responsible for the organisation and facilitation of the ANC's effort and involvement in the negotiations process. In 1994, he joined the Transitional Executive Council (TEC) in managing the transition between the apartheid order and the new democratic dispensation. He later became the CEO of the Constitutional Assembly with primary responsibility for the establishment of the constitution making body. Hassen became the UN's Senior Technical Advisor to the Somali Constitution Drafting Process in 2010. In the same year, he was also appointed by the UNDP and AWEPA to participate as a senior technical advisor in a series of four international workshops working with Somali leaders involved in the negotiation of a new constitution. Hassan has also participated in an international panel of experts monitoring the referendum in Zimbabwe and assessing the effectiveness of the Zimbabwean Constitutional Commission and its outreach programme. In 2011, he was asked to support the leadership of the Blue Nile State and Southern Kordifan in their review of the 2005 Comprehensive Peace Agreement in Sudan.

Haysom, Nicholas – South Africa

Mr. Nicholas Haysom of South Africa was appointed as Director for Political Affairs in the Office of UN Secretary-General, BAN Ki-moon, in May 2007. Prior to this, Mr. Haysom served in Baghdad, Iraq, as the head of UNAMI's 'Office of Constitutional Support' from 2005 to 2007. Mr. Haysom was closely involved in the constitutional negotiations leading up to the interim and final constitutions in South Africa. He served as chief legal advisor throughout Mr. Mandela's presidency. Upon President Mandela's retirement in 1999, Haysom has advised on conflict resolution and constitutional reform in East and Central Africa, and South and South East Asia. Inter alia Mr. Haysom had been involved in the Burundi Peace Talks as the chairman of the committee negotiating constitutional issues (1999-2002) and served as the adviser to the IGAD Sudanese Peace Process (2002 - 2005). Mr. Haysom was a founding partner of a human rights law firm, and an Associate Professor of Law until he joined Mandela's office in May 1994.

Homlaor, Somchai - Thailand

Somchai Homlaor is a lawyer and a human rights activist in Thailand. He was the President of the Union for Civil Liberty, Chairperson of the Human Rights Committee of the Lawyers Council of Thailand (LCT) and an executive board member of the LCT, the founder and the Secretary General of Forum-Asia. He currently is the President of the Cross Cultural Foundation, Vice chair of the Sub Committee on civil and political rights of the National Human Rights Commission, a commissioner of the Truth and Reconciliation Commission of Thailand (TRCT), and a commissioner of the newly established the Law Reform Commission of Thailand (LRCT).

Hussein Mohammed, Abdikadir - Kenya

Abdikadir Hussein Mohamed is a Member of Parliament and Chairman of Parliament's Constitutional Implementation Oversight Committee. Prior to this, he served as Chairman of the Departmental Committee for Justice and Legal Affairs, as well as Chairman of the Parliamentary Select Committee on the Review of the Constitution – the parliamentary body that forged the political consensus on the new Constitution of Kenya. Abdikadir holds membership in many professional societies including the Law Society of Kenya and the Roll of Advocates of the High Court of Kenya. In July 2011, German Chancellor Angela Merkel announced that Abdikadir will be the 2011 recipient of the German Africa Award in recognition to for his contribution to constitutional reform in Kenya. He was also the recipient of the 2010 Kenya National Human Rights Commission Award. Abdikadir is a graduate of the University of Nairobi and Harvard Law School.

Issa Abdourahmane, Boubacar - Niger

Boubacar Issa ABDOURHAMANE graduated in law and political science from Niger. He is responsible for constitutional matters and supports the transition process at the OIF. He is the author of books and articles on issues of constitutional governance and democratic transitions in Africa.

Jardim, Torquato - Brazil

Torquato Jardim is a Lawyer and also member of the Brazilian Institute of Electoral Law (IBRADE), of which he is one of the former presidents. He has also previously served as; a Justice on Brazil's Superior Electoral Court (1992-96, 1988-92) and professor of Constitutional Law, University of Brasília (1977-95). Torquato completed graduate studies at the University of Michigan (1978-79), Georgetown University (1977) and the International Institute of Human Rights (Strasbourg, 1982). He is currently, also a lecturer and consultant on Constitutional and Election Laws in various countries in the Americas, Africa, Europe and the Middle East.

Magolowondo, Augustine- Malawi

Augustine Magolowondo is a Malawian political scientist by training with expertise in the areas of democratisation aid, development cooperation, political parties' strengthening, decentralisation and conflict management, focusing geographically mainly on sub-saharan Africa. Based in Lilongwe, Malawi, he is the Africa Regional Programme Coordinator at the Netherlands Institute for Multiparty Democracy (NIMD) where he manages and coordinates an Africa wide regional political parties programme which includes Burundi, Ghana, Mali, Malawi, Zimbabwe, Kenya, Uganda, Tanzania and Mozambique

Malla Pradhan, Sapana - Nepal

Sapana Pradhan Malla is both a Member of Parliament and the Constituent Assembly (CA), charged with drafting the new Constitution. She is also an expert on the CA's dispute settlement sub-committee which has responsibility to reach consensus on unresolved issues. She has already worked on different subcommittee to finalize many chapters of the Constitution, and was member of the CA's Rules and Procedure drafting committee. As an MP, she was instrumental in the passing of legislation to criminalize marital rape, protect the fundamental reproductive and property rights of women; and coordinated parliament's technical committee to finalize the anti domestic violence bill, which has already become law. Sapana also contributed to drafting the Gender Equality Amendment Act, and a model Human Trafficking Act. An avid human rights advocate, she has fought for

equal inheritance and reproductive rights, and for women's participation in political and public policy processes. She is dedicated to ensuring a comprehensive women's rights agenda within the constitutional framework. She has published extensively on the legal status of women in Nepal, and as an advocate before the Supreme Court of Nepal, has brought several landmark cases on these issues to the court. A recipient of the Gruber International Women's Rights Awards for her contribution in the field of Women Rights, Sapana also serves as Gender Advisor to the Office of Prime Minister and Council of Minister (OPMCM) wherein, she spearheaded the creation of the GBV Unit. She is also the founder of the Forum for Women, Law & Development (FWLD), an organization dedicated to eliminate all forms of discrimination against women in Nepal and protect and promote human rights through research and public education, advocacy, legal aid, and litigation.

Mashumba, Noria - Zimbabwe

Noria Mashumba from is a lawyer by profession with over seventeen years experience in various capacities in government, civil society and inter-governmental organization and currently the Project Manager for Support to Participatory Constitution Making in Zimbabwe. A graduate of the Universities of Zimbabwe and Lund, Sweden, her areas of expertise include - constitution making processes; criminal justice; human rights and conflict management, anti-corruption, conflict transformation, post-conflict reconstruction and peacebuilding; democratic dialogue and conflict management; gender and peacebuilding; HIV/AIDS in Integrated Peace Support Operations; research and policy development; A seasoned facilitator and researcher, Ms Mashumba has developed training manuals and has travelled and worked extensively on the African continent building capacities, and enhancing knowledge and expertise among policy makers in inter-governmental organizations including SADC, ECOWAS, ECCAS and IGAD and civil society organization in the areas highlighted. Following a seven year stint as state prosecutor in the High Court of Zimbabwe, Ms Mashumba was engaged in various capacities in regional and international civil society organizations in Africa including the Centre for Conflict Resolution (CCR) in Cape Town, South Africa, the Institute for Security Studies in Pretoria, South Africa, the Human Rights Trust of Southern Africa in Zimbabwe and Oxfam GB in Zimbabwe.

Mijak, Deng Biong – South Sudan

Justice Deng Biong Mijak is a researcher and expert on customary law and traditional justice systems reform and development in South Sudan. He wrote a number of academic papers and made numerous presentations on the inter-face of both the traditional and statutory legal systems and the challenges of establishing a sound legal framework for the newly born State of South Sudan. Before his appointment to the current position (September,2010), Justice Biong served as the Under-Secretary(PS), the Director for Training and Research in the then GoSS' Ministry of Legal Affairs and Constitutional Development (2006-2010), President of the High Court in Greater Equatoria (1995-2000) and President of the High Court's Circuit 2 based in Rumbek (2000-2004) in the SPLM liberated areas. He, also, served as a legal and military officer in various SPLA units and command areas (1986-1991). Justice Biong was a member of the Constitutional Review Committee which drafted the current South Sudan Transitional Constitution; 2011.He internationally observed elections in Argentina, October, 2007 and the much disputed Kenyan elections, December, 2007.

Ottaway, Marina – Italy/ USA

Marina Ottaway works on issues of political transformation in the Middle East and Gulf security. A long-time analyst of the formation and transformation of political systems, she has also written on political reconstruction in Iraq, Afghanistan, the Balkans, and African countries. Before joining the Endowment, Ottaway carried out research in Africa and in the Middle East for many years and taught at the University of Addis Ababa, the University of Zambia, the American University in Cairo, and the University of the Witwatersrand in South Africa. Her extensive research experience is reflected in her publications, which include nine authored books and six edited ones. Her most recent publications include Getting to Pluralism,

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co-authored with Amr Hamzawy and Yemen on the Brink, co-edited with Christopher Boucek. She is also the author of Iraq: Elections 2010, an online guide to Iraqi politics.

Raja, Salman - Pakistan

Salman Raja has extensive experience in constitutional and administrative law matters and has appeared in recent years in some of the high profile cases before the Supreme Court of Pakistan that have involved questions of interpretation of the Constitution of Pakistan. Salman regularly appears as an analyst on various television channels to comment on issues of constitutional importance. He is also an advocate of the Supreme Court of Pakistan and an acknowledged leader amongst dispute resolution practitioners specializing in corporate, commercial, banking and competition matters. Salman studied law in Pakistan and holds LL.M degrees from the London School of Oriental Studies and African Studies, and Harvard Law School.

Zoelva, Hamdan – Indonesia

Hamdan Zoelva is one of the nine Justices of the Constitutional Court of the Republic of Indonesia (MK RI) since January 2010. Prior to that he has been noted as one of the figures who played a role in the amendments to the 1945 Constitution as the member of Ad-Hoc Committee I of MPR RI (*The People's Consultative Assembly*) during the period of 1999-2002 and in leading the way to the establishment of the Constitutional Court. Furthermore, as a member of the Special Committee for drafting the Constitutional Court Law, he was also directly involved in formulating various issues on the Constitutional Court, both the organization and the law of proceedings in the Constitutional Court. Up to now, he still active as the Secretary of the Constitution Forum.

International IDEA

Ayoub, Ayman- Syria

Ayman Ayoub specializes in programmes of electoral assistance, legal and judicial reform. A Spanish lawyer of Syrian origin, Mr Ayoub's work for the last 13 years has primarily focussed on the provision of specialised assistance services for elections and democratisation processes in transitional and post conflict countries, including the Middle East, West Africa, East Europe and South East Asia for the European Commission, the United Nations and other organisations. Ayman holds a Law from the "Universidad de Cantabria" of Santander, Spain.

Isberg, Jenny - The Philippines

Jenny Isberg is Administrative Assistant in the Constitution Building Processes Programme at International IDEA. Prior to joining IDEA, she was a translator in the Embassy of Tanzania in Stockholm for nearly six years. Ms. Isberg's experiences in the Philippines include Market Research Supervisor in Duty Free Philippines (1994-1997); Community Development Officer in an NGO which was providing livelihood projects to the victims of the Mt. Pinatubo eruption in 1993; PR representative and newsletter contributor (later editor) in the Canadian-Filipino owned Marcopper Mining Company in 1991-1993; and Development Management Officer for a UNDP-funded project on poverty alleviation at the National Economic and Development Agency (NEDA). Ms Isberg holds a Masters degree in Swedish Social Studies under the International Graduate Program of Stockholm University, 2000 and a Bachelor's degree in Agricultural Economics from the University of the Philippines. She also attended the MBA Program at Ateneo de Manila University and has a Diploma in Journalism and Professional Writing.

Ngenge, Tayuh- Cameroon

Tayuh Ngenge, is a jurist and Assistant Programme Officer in the Constitution Building Processes Programme at International IDEA. His portfolio within IDEA includes assisting in the development, management, organisation and coordination of knowledge exchange platforms such as the South to South Dialogues and the online resource tool (ConstitutionNet), both designed for constitution building practitioners. He also worked in various legal capacities in the private sector prior to joining IDEA. Mr. Ngenge has an LL.M from Central European University (CEU) in Budapest, Hungary; a Certificate of Studies in Global Law from Emory (USA) and CEU respectively; and a *Licence* and *Maîtrise en Droit* from the University of Yaoundé II (Cameroon).

Zovatto, Daniel – Argentina

Daniel Zovatto has been Assistant and Deputy Director of the Inter-American Institute of Human Rights (1989-1996) and the Executive Director of the Centre for Promotion and Electoral Assistance (CAPEL). He was Editor of 'La Revista de Derechos Humanos' and 'Boletín Electoral Latinoamericano' and also worked as Executive Secretary of the 'Protocolo de Tikal,' the 'Protocolo de Quito' and of the Inter-American Electoral Union (1991-1996). Dr Zovatto has undertaken dozens of electoral observation missions in Latin America and a large number of technical assistance missions. Publications: A large number of articles and several books on human rights, democracy and elections in Latin America. Daniel has a degree in Political Science and International Relations from the Catholic University of Cordoba, a Law degree from the National University of Cordoba, a post-graduate degree in Diplomacy from the Spanish Foreign Ministry School of Diplomacy, a degree in Human Rights Law and a PhD. in International Law from the Complutense University, Spain and a Masters degree in Public Management from the Kennedy School of Government, Harvard University.

Tesfagiorgis, Paulos - Eritrea

Paulos Tesfagiorgis is the Senior Advisor for Democracy and Constitution Building of International IDEA, based in the IDEA Pretoria Office. He has extensive teaching experience in family law, public international law and constitutional law at the University of Asmara, Eritrea (1993-200) and was involved in the drafting of the Eritrean Constitution as a member of the Constitution Commission of Eritrea (Executive Committee) in 1994-1997. Subsequently, he chaired/coordinated the Law Reform Programme (1997-1998) which was tasked with reviewing, revising and reforming all Eritrean laws inherited from Ethiopia and harmonize them with the new Eritrean Constitution. He was also involved in drafting the first election laws for Eritrea as a member of the Committee to Draft Election Laws for Eritrea (1997-2001). In 2004-2006, he was involved in the Iraqi constitution making process in Baghdad as a Senior Legal Officer with the UNDP and UNAMI. He graduated from Haile Sellassie I University in Addis Ababa, Ethiopia with LL.B.; received his LL.M. from McGill University, Montreal, Canada; completed course work towards MLI (Master of Legal Institutions) at the University of Wisconsin, Madison, Wisconsin, USA.

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