

**ACHPR/Res.5(XI)92: RESOLUTION ON THE RIGHT TO FREEDOM OF ASSOCIATION**

*The African Commission on Human and Peoples' Rights, meeting at its Eleventh Ordinary Session, in Tunis, Tunisia, from 2 to 9 March 1992;*

***Taking into consideration*** all rights stipulated in the Universal Declaration of Human Rights, with special reference to articles 20, 23 guaranteeing the right to freedom of peaceful assembly and association;

***Recalling*** article 22 of the international Covenant on Civil and Political Rights, and article 8 of the International Covenant on Economic, Social and Cultural Rights assuring that everyone shall have the right to freedom of association with others;

***Highly*** evaluating the UN Sub-Commission on the Prevention of Discrimination, Resolution No. 13 (XXXIII) on the 11<sup>th</sup> of September 1980 which adopted the right to freedom of association;

***Taking into consideration*** the provisions of the African Charter on Human and Peoples' Rights, in particular article 10(1), guaranteeing every individual the right to free association provided that he abides by the law;

**CONSIDERS THAT:**

1. The competent authorities should not override constitutional provisions or undermine fundamental rights guaranteed by the constitution and international standards;
2. In regulating the use of this right, the competent authorities should not enact provisions which would limit the exercise of this freedom;
3. The regulation of the exercise of the right to freedom of association should be consistent with State's obligations under the African Charter on Human and Peoples' Rights.