

TB Laws & Legal Remedies

REGIONAL ROADMAP

Lawyers Alert CFCS Anglophone Africa Project February 2024

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Introduction

The TB Laws & Legal Remedies Regional Roadmap sets forth actions to promote rights-based, people-centered TB laws and policies and enhance access to legal remedies for people affected by TB in Anglophone Africa. The Roadmap is a cornerstone of the Lawyers Alert Challenge Facility for Civil Society (CFCS) Anglophone Africa project implemented by Lawyers Alert in Nigeria in partnership with SCORE TB in Ghana, KELIN in Kenya, CHREAA in Malawi, and Jointed Hands Welfare Organisation (JHWO) in Zimbabwe.

The Regional Roadmap synthesizes information and ideas from this project's stakeholder mapping, Legal Landscape Analyses, and online consultations, and existing CRG Assessments and Action Plans. The Roadmap comprises a list of general actions with corresponding timelines, implementing partners, activities, and outcomes in three main areas: Engagement, Advocacy, and Remedies. The aim is to leverage regional-level synergies and country-level experiences to promote rights-based, people-centered TB laws and policies and enhance access to legal remedies for people affected by TB. Each country has a corresponding TB Laws & Legal Remedies Action Plan derived from the Regional Roadmap with detailed, concrete actions, activities, and expected outcomes.

I. Engagement

Lawyers Alert and partners will engage people affected by TB across the region to promote their involvement in national TB responses and support them in accessing legal remedies for rights violations and other legal challenges. Lawyers Alert and partners will also engage judges and lawyers to sensitize them on TB, human rights, and the law and enhance the accessibility of legal remedies for people affected by TB.

A. People Affected by TB

1. Identify and engage groups of people affected by TB to support their participation in law and policy reform and enhance their access to legal remedies.

Timeline:

January – June 2024

Partners:

• See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action Plans for detailed lists of relevant community partners.

Activities

- Conduct meetings, dialogues, and workshops with civil society, community group partners, and people affected by TB.
- Create, maintain, and monitor a WhatsApp group or use other social media platforms to bring together civil society and community group partners and people affected by TB.

Outcomes:

- Working relationships with people affected by TB.
- Participation of people affected by TB in law and policy reform processes.
- Involvement of people affected by TB in judicial and policy dialogues to sensitize judges and policymakers on TB, human rights, and the law.
- Enhanced knowledge among people affected by TB on accessing legal remedies for rights violations and other legal challenges.

B. Judges

2. Engage judges and magistrates in national courts to sensitize them on TB, human rights, and the law and enhance the accessibility of legal remedies for people affected by TB.

Timeline:

• April – June 2024

Partners:

• See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action Plans for detailed lists of judges, judicial associations, and legal organizations.

Activities:

- Hold one-on-one meetings with influential judges.
- Conduct a judicial dialogue, bringing together judges, magistrates, lawyers, legal experts, civil society, and people affected by TB.

Outcomes:

- Better informed judges and magistrates sensitized about TB, people affected by TB, and a rights-based, people-centered TB response.
- Judgments and court orders protecting the rights of people affected by TB from courts at all levels, including the magistrates' courts, High Court, Supreme Court, and Constitutional Court.

C. Lawyers

3. Engage and sensitize lawyers to strengthen their knowledge of TB, human rights, and law and elevate their commitment to advocating for people affected by TB to access legal remedies.

Timeline:

March – June 2024

Lawyers:

• See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action Plans for detailed lists of lawyers and legal organizations.

Activities:

Conduct in-person or virtual meetings, dialogues, and workshops with lawyers.



• Create and manage a WhatsApp group or use other social media platforms to bring lawyers together and maintain communication and contact.

Outcomes:

- Working relationships with lawyers who are available to represent people affected by TB.
- Enhanced knowledge and commitment among lawyers to advocate for people affected by TB to access legal remedies for rights violations and other legal challenges.
- Involvement of lawyers in judicial and policy dialogues to sensitize judges and policymakers on TB, human rights, and the law.

II. Advocacy

Lawyers Alert and partners will advocate for law and policy reforms to promote rights-based, people-centered TB laws and policies and to enhance access to legal remedies for people affected by TB across the region.

A. Lawmakers

4. Advocate for law reform with Members of Parliament to promote rights-based, people-centered TB laws and increase access to legal remedies.

Timeline:

April – July 2024

Partners:

- Global TB Caucus, Anglophone Africa Regional Team
 - Deborah Ogwuche (deborah.ogwuche@globaltbcaucus.org)
 - Paidamoyo Magaya (paidamoyo.magaya@globaltbcaucus.org)
- See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action Plans for detailed lists of MPs, CSOs, and other relevant partners for law reform.

Activities:

- See the country-level CFCS Legal Landscape Analyses for in-depth TB legal and policy analysis and both the Legal Landscape Analyses and TB Laws & Legal Remedies Action Plans for specific law reform activities.
- Hold one-on-one meetings with MPs and their staff.
- Conduct mini workshops and group dialogues with MPs and their staff to sensitize them on rights-based, people-centered TB laws.
- Develop and share law reform briefs with MPs and their staff based on each country's Legal Landscape Analysis.

Outcomes:

- Better-informed lawmakers sensitized about TB, people affected by TB, and a rights-based, people-centered TB response.
- Rights-based, people-centered TB laws enshrining the rights of people affected by TB and enhancing their access to legal remedies.



B. Other Decision-Makers

5. Advocate for reforms to policies, plans, regulations, and other directives with Ministerial and administrative decision-makers to promote rights-based, peoplecentered TB policies and increase access to legal remedies.

Timeline:

April – July 2024

Partners:

• See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action Plans for detailed lists of Ministerial and other relevant partners for policy reform.

Activities:

- See the country-level CFCS Legal Landscape Analyses for in-depth TB legal and policy analysis and both the Legal Landscape Analyses and TB Laws & Legal Remedies Action Plans for specific policy reform activities.
- Hold one-on-one meetings with decision-makers and their staff.
- Conduct mini workshops and group dialogues with decision-makers and their staff.
- Develop and share policy reform briefs with MPs and their staff based on each country's Legal Landscape Analysis.

Outcomes:

- Better-informed Ministerial and administrative decision-makers sensitized about TB, people affected by TB, and a rights-based, people-centered TB response.
- Rights-based, people-centered TB policies, plans, strategies, and other directives recognizing the rights of people affected by TB and enhancing their access to legal remedies.
- Enhanced access to Ministerial and other administrative remedies and complaint mechanisms.

III. Remedies

Lawyers Alert and partners will utilize existing judicial, legal, and administrative mechanisms to obtain remedies for rights violations and other legal challenges experienced by people affected by TB across the region.

A. Judicial

6. Use national courts to obtain constitutional and legislative remedies for rights violations and other legal challenges people affected by TB face across the region.

Timeline:

• May – December 2024

Partners:



• See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action Plans for detailed lists of lawyers, CSOs, and community partners for litigation.

Activities:

- See Part II, Key Takeaways and Action Items, in the country-level CFCS Legal Landscape
 Analyses for detailed guidance on bringing constitutional and legislative claims to obtain
 remedies for people affected by TB in each country; also see the TB Laws & Legal
 Remedies Action Plans.
- Identify and support people affected by TB who have experienced rights or other legal violations to be plaintiffs in court cases.
- Coordinate with community and civil society groups to prepare for litigation.
- Research and draft legal briefs and complaints seeking remedies for rights violations and other legal challenges using each country's Legal Landscape Analysis.
- File complaints in the courts representing people affected by TB.

Outcomes:

• Judgments and orders obtaining constitutional and legislative remedies for people affected by TB for rights violations and other legal challenges.

B. Legislative

7. Use statutory mechanisms established in legislation to obtain remedies for rights violations and other legal challenges people affected by TB experience across the region.

Timeline:

May – December 2024

Partners:

 See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action Plans for detailed lists of lawyers, CSOs, and community partners to use legislative mechanisms.

Activities:

- See Part II, Key Takeaways and Action Items, in the country-level CFCS Legal Landscape
 Analyses for detailed guidance on using legislative mechanisms to obtain remedies for
 people affected by TB in each country; also see the TB Laws & Legal Remedies Action
 Plans.
- Identify and support people affected by TB who have experienced rights or other legal violations to file complaints.
- Coordinate with community and civil society groups to prepare complaints.
- Research and draft complaints seeking remedies for rights violations and other legal challenges using each country's Legal Landscape Analysis.
- File complaints with statutory bodies using legislative mechanisms representing people affected by TB.

Outcomes:

 Decisions and orders from statutory bodies providing remedies for people affected by TB for rights violations and other legal challenges.



C. Administrative

8. Use administrative mechanisms, such as National Human Rights Commissions and Ombudsmen, to obtain remedies for rights violations and other challenges people affected by TB face across the region.

Timeline:

May – December 2024

Partners:

See the Stakeholder Mapping Tool and country-level TB Laws & Legal Remedies Action
Plans for detailed lists of partners to support the use of administrative mechanisms,
including National Human Rights Commissions, offices of Ombudsmen, and other
bodies.

Activities:

- See Part II, Key Takeaways and Action Items, in the country-level CFCS Legal Landscape
 Analyses for detailed guidance on using administrative mechanisms to obtain remedies
 for people affected by TB in each country; also see the TB Laws & Legal Remedies Action
 Plans.
- Identify and support people affected by TB who have experienced rights or other legal violations to file complaints.
- Coordinate with community and civil society groups to prepare complaints.
- Research and draft complaints seeking remedies for rights violations and other legal challenges using each country's Legal Landscape Analysis.
- Support people affected by TB in lodging complaints with administrative bodies, such as National Human Rights Commissions and Ombudsmen.

Outcomes:

Decisions and orders from administrative bodies, such as National Human Rights
 Commissions and Ombudsmen, providing remedies for people affected by TB for rights violations and other legal challenges.