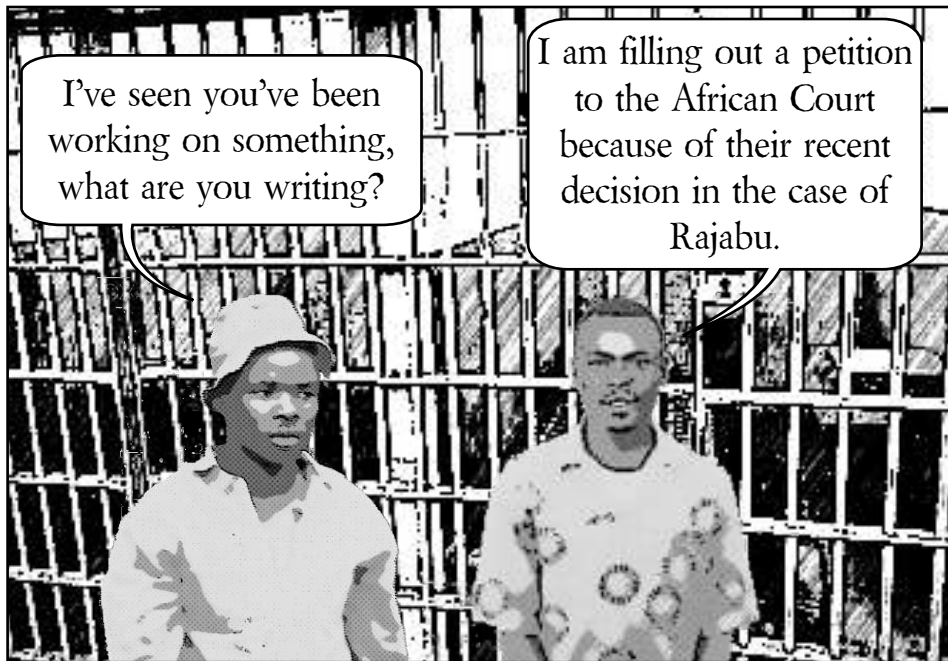


Prisoners Sentenced to Death in Tanzania:

A New Decision by the African Court Affects Your Case



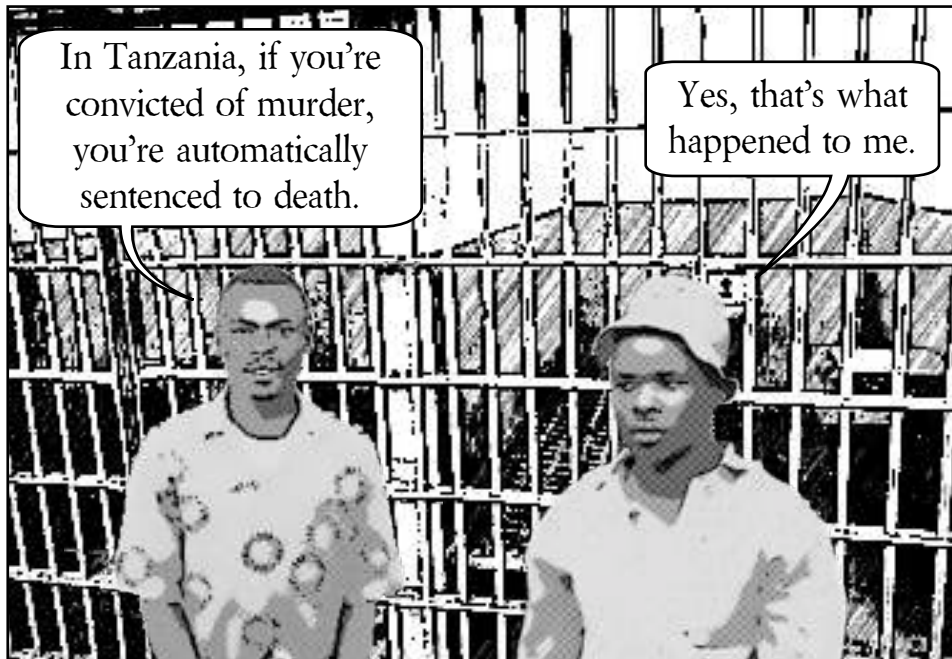


I've seen you've been working on something, what are you writing?

I am filling out a petition to the African Court because of their recent decision in the case of Rajabu.

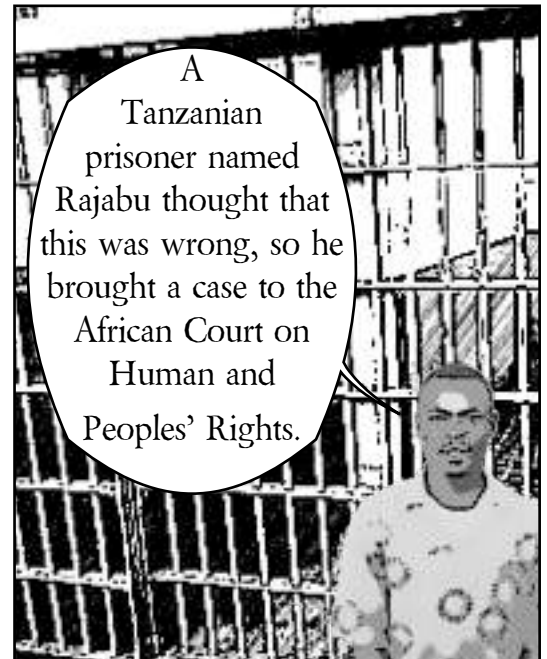


Oh, what's that about?

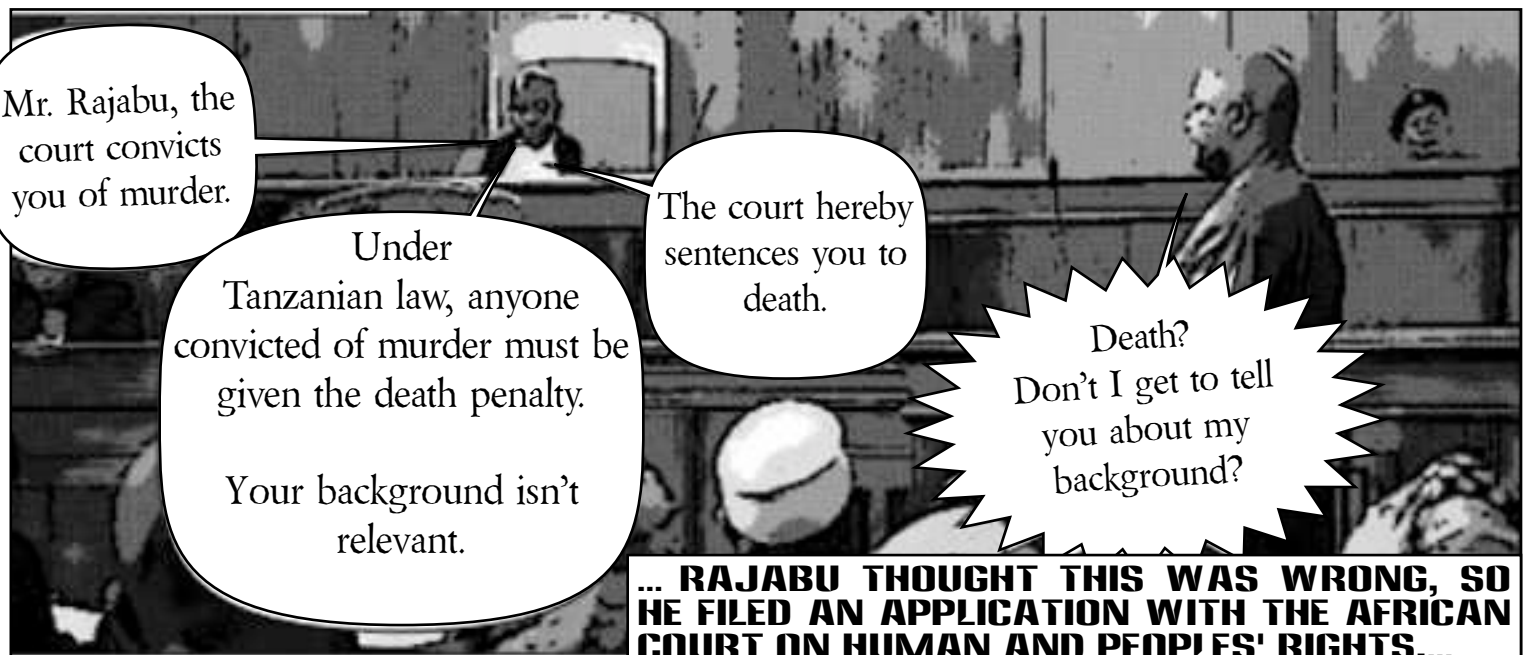


In Tanzania, if you're convicted of murder, you're automatically sentenced to death.

Yes, that's what happened to me.



A Tanzanian prisoner named Rajabu thought that this was wrong, so he brought a case to the African Court on Human and Peoples' Rights.



Mr. Rajabu, the court convicts you of murder.

Under Tanzanian law, anyone convicted of murder must be given the death penalty. Your background isn't relevant.

The court hereby sentences you to death.

Death? Don't I get to tell you about my background?

... RAJABU THOUGHT THIS WAS WRONG, SO HE FILED AN APPLICATION WITH THE AFRICAN COURT ON HUMAN AND PEOPLES' RIGHTS...

...THE AFRICAN COURT DECIDED THAT, BEFORE IMPOSING A SENTENCE OF DEATH, THE TANZANIAN COURTS MUST CONSIDER THE CIRCUMSTANCES OF THE CRIME AND OF EACH OFFENDER . . .



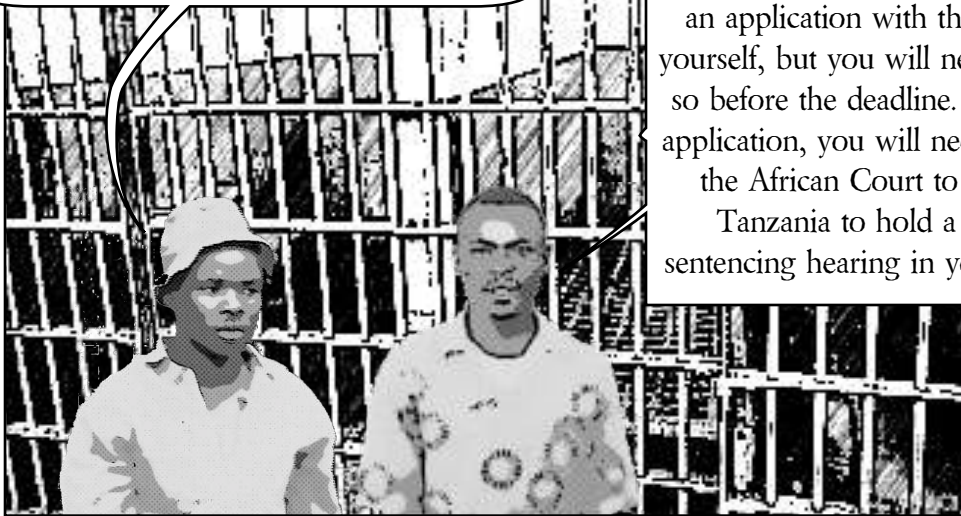
The court would have to consider...

- * *Our youth*
- * *Our good character*
- * *Hardships, illnesses, difficulties while growing up*
- * *Physical and mental harm we experienced*
- * *Whether it is our first time having been convicted of a crime*
- * *Whether we were intoxicated at the time of the offense*
- * *Whether we have mental or physical disabilities*



But what does the Rajabu decision mean for me?
Can I benefit from this decision?

Yes, but you will have to ask the African Court to make the same ruling in your case. You can file an application with the court yourself, but you will need to do so before the deadline. In your application, you will need to ask the African Court to order Tanzania to hold a new sentencing hearing in your case.

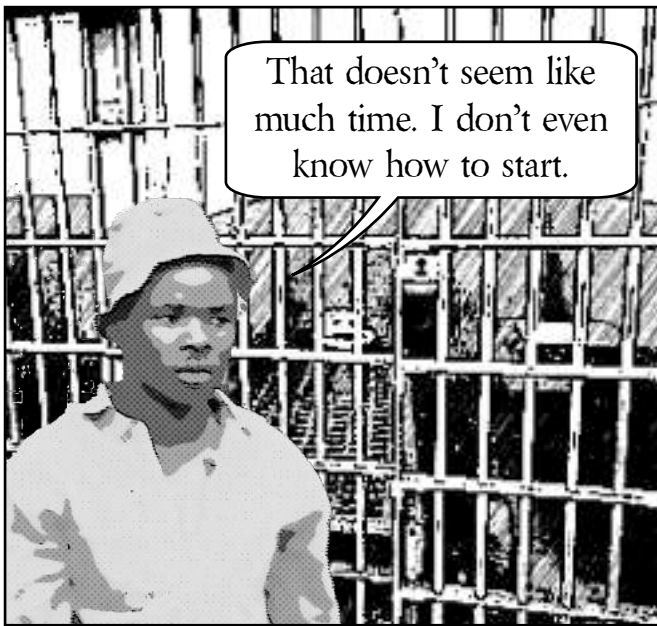


TANZANIA HAS SAID THAT INDIVIDUALS MAY NO LONGER SUBMIT PETITIONS TO THE AFRICAN COURT.

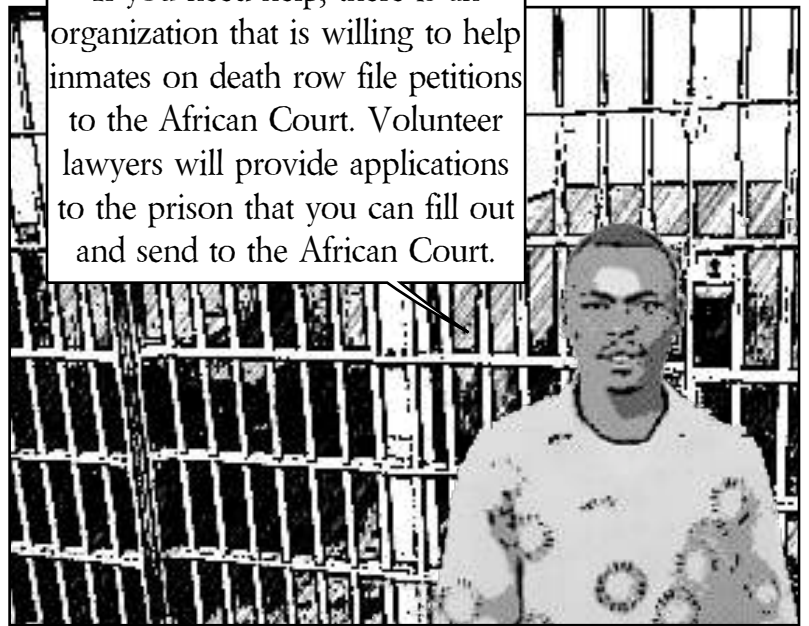
THIS DECISION TAKES EFFECT ON NOVEMBER 20TH, 2020.

YOU MUST SUBMIT YOUR APPLICATION BY

NOVEMBER 20TH, 2020



That doesn't seem like much time. I don't even know how to start.



If you need help, there is an organization that is willing to help inmates on death row file petitions to the African Court. Volunteer lawyers will provide applications to the prison that you can fill out and send to the African Court.

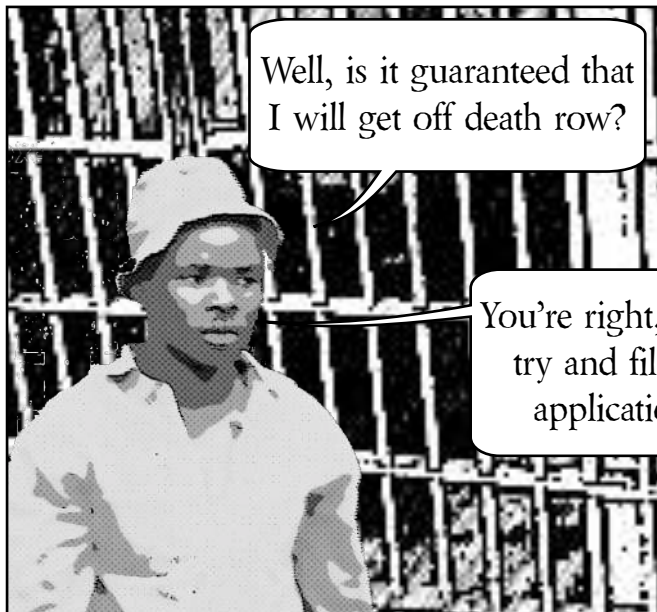
THE PAN AFRICAN LAWYERS UNION



Pan African Lawyers Union

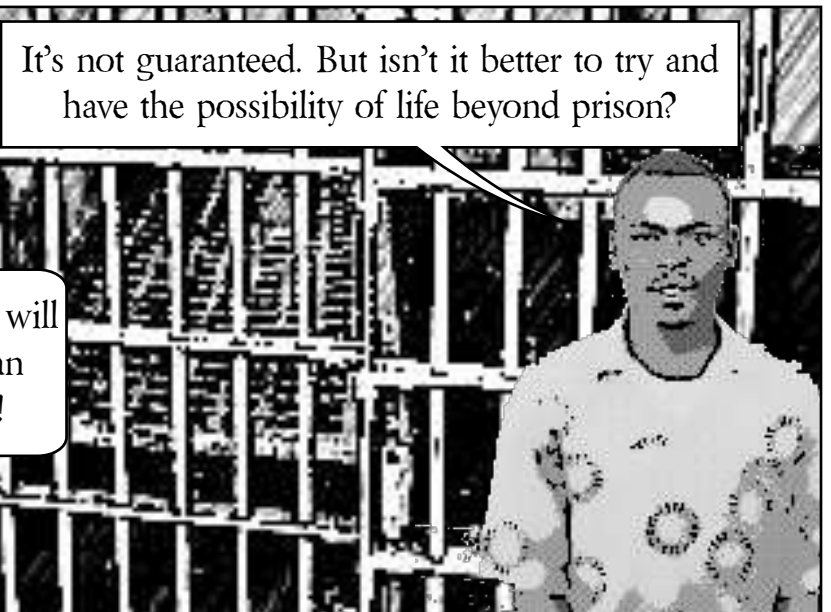
We are volunteer lawyers, so our services are FREE. We are asking the African Court to clarify that *Rajabu* applies to everyone. But you can also file your own application.

We are PALU lawyers.



Well, is it guaranteed that I will get off death row?

You're right, I will try and file an application!



It's not guaranteed. But isn't it better to try and have the possibility of life beyond prison?

Wafungwa Waliohukumiwa Kifo Nchini Tanzania:

Uamuzi Mpya wa Mahakama ya Afrika Unaathiri Kesi Yako





Naona umekuwa ukifanya jambo fulani, unaandika nini?

Najaza ombi litakalotumwa kwa Mahakama ya Afrika kwa sababu ya uamuzi wao wa hivi karibuni katika kesi ya Rajabu.

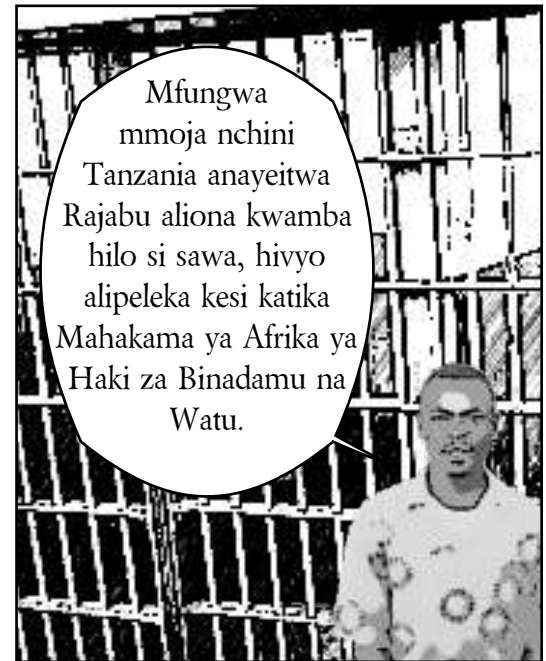


Ah, ni kuhusu nini?



Nchini Tanzania, ukipatwa na hatia ya mauaji, basi moja kwa moja unahukumiwa kifo.

Ndiyo, hivyo ndivyo ilitokea kwangu.



Mfungwa mmoja nchini Tanzania anayeitwa Rajabu aliona kwamba hilo si sawa, hivyo alipeleka kesi katika Mahakama ya Afrika ya Haki za Binadamu na Watu.



Bw. Rajabu, Mahakama imekupata na hatia ya mauaji.

Chini ya sheria ya Tanzania, mtu yeyote mwenye hatia ya mauaji lazima ahukumiwe adhabu ya kifo. Usuli wako hauzingatiwi.

Kwa hiyo Mahakama inakuhukumu kifo.

Kifo? Sipati fursa ya kueleza kuhusu usuli wangu?

... RAJABU ALIONA KWAMBA HILO SI SAWA, HIVYO AKAFUNGUA OMBI KATIKA MAHAKAMA YA AFRIKA YA HAKI ZA BINADAMU NA WATU ...

**MAHAKAMA YA AFRIKA
ILIAMUA KWAMBA, KABLA
YA KUTEKELEZA HUKUMU
YA KIFO, MAHAKAMA ZA
TANZANIA LAZIMA
ZIZINGATIE HALI ZA JINAI
NA YA KILA MHALIFU . . .**



Mahakama ingepaswa
kuzingatia...

- * Ujana wetu
- * Tabia yetu njema
- * Ugumu, ugonjwa, matatizo
tuliyo kabili wakati wa kukua
- * Madhara ya kimwili na kiakili
tuliyo pitia
- * Iwapo ni mara yetu ya kwanza
kupatwa na Bhatia ya jinai
- * Iwapo tulikuwa tumelewa
wakati wa kutenda uhalifu
- * Iwapo tuna ulemavu wa akili au
kimwili

Lakini uamuzi wa Rajabu una
maana gani kwangu? Je,
ninaweza kufaidika kutokana
na uamuzi huo?

Ndiyo, lakini utalazimika kuiomba
Mahakama ya Afrika itoe uamuzi
kama huo katika kesi yako. Unaweza
kuwasilisha mwenyewe ombi lako
katika Mahakama hiyo, lakini
utahitaji kufanya hivyo kabla ya
tarehe ya mwisho. Katika ombi lako,
utahitaji kuiomba Mahakama ya
Afrika kuiagiza Tanzania ifanye upya
kusikiliza hukumu ya kesi yako.

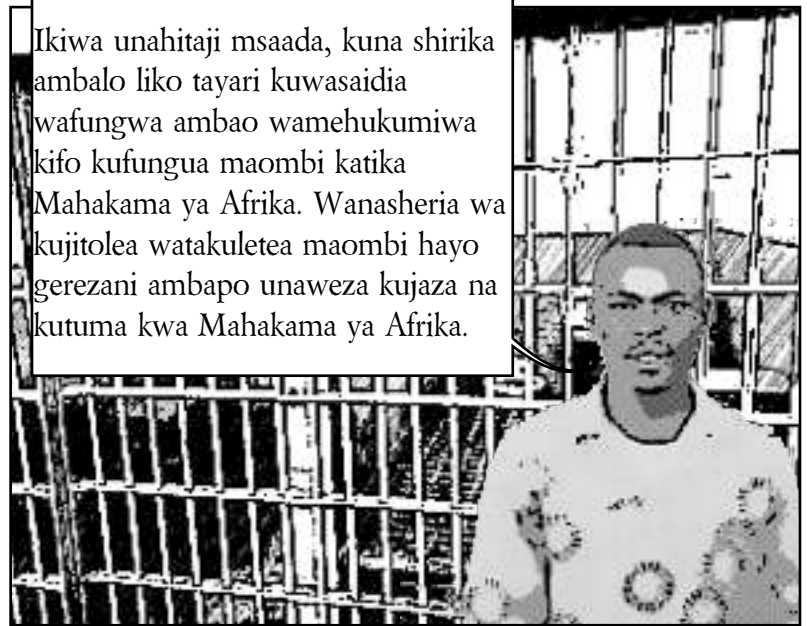
**TANZANIA
IMESEMA KUWA
MTU
MMOJAMMOJA
HAWEZI TENA
KUWASILISHA
MAOMBI KATIKA
MAHAKAMA YA
AFRIKA.**

**UAMUZI HUU
UNAANZA
KUTEKELEZWA
NOVEMBA
20, 2020.**

**UNAPASWA KUWASILISHA OMBI LAKO KABLA YA
NOVEMBA 20, 2020**



Huo hauonekani kuwa muda mrefu. Hata sijui mahali pa kuanzia.



Ikiwa unahitaji msaada, kuna shirika ambalo liko tayari kuwasaidia wafungwa ambao wamehukumiwa kifo kufungua maombi katika Mahakama ya Afrika. Wanasheria wa kujitolea watakuletea maombi hayo gerezani ambapo unaweza kujaza na kutuma kwa Mahakama ya Afrika.

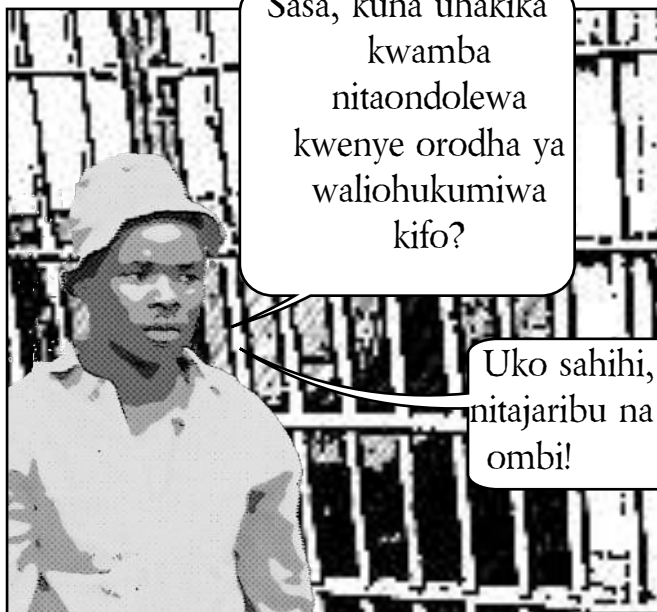
UMOJA WA WANASHERIA WA PAN AFRICAN



Pan African Lawyers Union

Sisi ni wanasheria wa PALU.

Sisi ni wanasheria wa kujitolea, hivyo tunatoa huduma BURE. Tunaiomba Mahakama ya Afrika ifafanue kwamba *Rajabu* anawakilisha kila mtu. Lakini unaweza pia kufungua ombi lako mwenyewe.



Sasa, kuna uhakika kwamba nitaondolewa kwenye orodha ya waliohukumiwa kifo?

Uko sahihi, nitajaribu na kujaza ombi!



Hakuna uhakikisho. Lakini si bora kujaribu na kupata uwezekano wa kuwa na kifungo cha maisha gerezani?