



**The ILA study group on the Role of  
Cities in International Law  
City Report: Arusha**

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# City Report on International Law: Arusha

*Abstract: Arusha has an enviable reputation in the promotion of international law in Africa. However, due to the strong presence of the national government in Tanzania's urban governance, the city's prominence in international law is largely evident in terms of the spatial context, rather than as an actor. The historical and diplomatic profile of Arusha accord it a special place on the continent. This role has been actively promoted by the Government of the United Republic of Tanzania in order to project the city as a strategic location for international organisations and legal establishments. Moreover, the extant presence of such institutions and networks serves to attract other similar entities. Arusha has a reputation for peace building and good governance in tandem with the Urban Authority Act of 1982 (later amended in 1992). Thus, it has played host to various accords meant to restore peace in countries such as Rwanda, Burundi and South Sudan. Also, the city has hosted several international courts and legal establishments. These include the International Criminal Tribunal for Rwanda and the African Court on Human and People's Rights. Arusha also prioritises refugee matters, in consonance with the Tanzania Country Refugee Response Plan. It has played host over the years to various international conferences and platforms dealing with the refugee population on the African continent. In the implementation of the United Nations Sustainable Development Goals, Arusha's actions have been informed by the Urban Authority Act of 1982 (later amended in 1992), as well as the Arusha strategic plan for 2011/12 to 2014/15.*

## 1. Introduction

Arusha is a thriving metropolis in the north eastern part of Tanzania in East Africa. The city is one of the seven districts in the Arusha Region and also its capital. Moreover, it is a regional and continental administrative hub. It was upgraded to a city status in 2010, resulting in an expansion of its territorial boundaries from 93 to 208 square kilometres.<sup>1</sup> In 2012, the population of the city of Arusha was 416,442.<sup>2</sup> The estimated population in 2019 was 483,000.<sup>3</sup>

The name Arusha is commonly associated with international law in Sub-Saharan Africa. Towards understanding the nature of this role however, one must take cognisance of the local government system in Tanzania. This dispensation is highly centralised and thus vests much power in the hands of the national government, as opposed to local authorities. As a result, Arusha mostly serves as a space, rather than an actor in the promotion of international law. Moreover, the Urban Authority Act of 1982/1992 stipulates that the promotion of social and economic development by the Arusha City Council shall be in tandem with overarching

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<sup>1</sup> Wenban-Smith (2015); Overseas Development Institute (n. d.)

<sup>2</sup> The United Republic of Tanzania: National Bureau of Statistics and Office of Chief Government Statistician (2013)

<sup>3</sup> Population Stat (2017-2020)

national development plans or strategies. Thus, in instances where Arusha is actor, much of this initiative appears to be at the behest of or in conjunction with the national government.

The Government of the United Republic of Tanzania (hereinafter referred to as the Government of Tanzania) actively promotes Arusha as a location of choice for international organisations and legal establishments. This occurs through intergovernmental partnerships within the ambit of the East African Community, African Union and United Nations where the city's reputation is touted in order to attract such entities there. From a historical perspective, this may be an approach to cement Arusha's path dependency as a regional diplomatic hub. And from a strategic point of view, it could be a way of projecting the city as an attractive location for global establishments with expected positive political economic ramifications for Tanzania and East Africa.

Arusha's role in international law may also be unpacked within the lens of already existing international organisations and networks in the city. In other words, the extant reputation enhances its strategic position because previous engagements in international law serve as the foundation for the emergence of new ones. Also, the existence of physical infrastructure and facilities for legal establishments makes it easier for similar or new entities to develop. Moreover, the pooling of experts in international law serves to attract more legal luminaries into the city. An agglomerative dynamic is therefore evident in the city's political economy and internal geography.

This report observes that the role of Arusha in international law may be explained by five main factors. These include its historical and regional diplomatic profile, promotion of peace building and good governance, salience as a hub of international courts and legal establishments, focus on refugees and reputation in terms of the United Nations Sustainable Development Goals. The factors are expounded in the remainder of the report.

## **2. Historical and Regional Diplomatic Role**

As already noted, the national context appears to largely explain the Tanzanian government's initiatives to promote Arusha as a diplomatic and legal hub in Sub-Saharan Africa. This centralised political system may be traced to the end of the First World War when the then territory of Tanganyika was transferred from Germany to Britain under the mandate of the League of Nations. The arrangement occurred in the absence of direct local representation.<sup>4</sup> After independence, political centralisation was entrenched as district councils were mostly brought under the control of the then ruling Tanganyika Africa National Union (TANU). Moreover, the local government reforms, introduced in the mid-1990s, were piecemeal in nature as local authorities up till today still rely on the largesse of the central government and

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<sup>4</sup> Kessy and McCourt (2010, p. 691)

lack real power to make autonomous decisions.<sup>5</sup> The national government appears keen on maintaining the status quo as this results in the consolidation of political power and ensures national cohesion. Thus, local authorities seem to have little or no leverage in terms of political bargaining with the central government. The implication is that substantive decentralisation of power to local governments is largely elusive.

Historically, the legal documents that granted independence to Tanganyika (which later merged with Zanzibar to form today's United Republic of Tanzania) were signed in Arusha. This occurred in the year 1961.<sup>6</sup> The choice of Arusha may have been due to its historical role as a regional centre of administration and commerce following the German surrender of the city to Britain in the First World War. This preeminent profile was fuelled by factors such as the relocation of the regional civilian administrative functions from New Moshi to Arusha, as well as the extension of a railway line to the town.<sup>7</sup>

In 1967, the Arusha Declaration led to the emergence of African socialism premised on brotherhood, equality and respect for individual rights. This pronouncement was spearheaded by the then ruling TANU party which later merged with Zanzibar's ruling Afro-Shirazi Party (ASP) to form today's ruling Chama Cha Mapinduzi (CCM).<sup>8</sup> The Arusha declaration strengthened the role of the city as a symbol of national and pan African political identity. Given that the proclamation was made at a time when many African countries had either recently gained independence or were still struggling for self-determination, it became a reference point for the future of statecraft in many African countries. The Arusha declaration of 1967 also limited the power of local authorities as it reinforced control by the state through greater centralisation. Moreover, it resulted in the nationalisation of industries and business establishments as a way of increasing the dominance of the national government even in the economic sphere.<sup>9</sup>

Besides the Arusha declaration, the city currently hosts the headquarters of the East African Community (EAC), a regional bloc comprising six countries in East Africa. These include Tanzania, Kenya, Uganda, Burundi, Rwanda and South Sudan. The treaty establishing the East African Community was signed in November 1999 and ratified in July 2000 by the three founding members: Tanzania, Kenya and Uganda. Rwanda and Burundi assented the agreement in June 2007 and assumed full membership in July of the same year. Moreover, South Sudan acceded the treaty in April 2016 and became a full member in August 2016.<sup>10</sup>

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<sup>5</sup> Ibid (pp. 689-693)

<sup>6</sup> Spear (2000[2006]); Pallotti (2009)

<sup>7</sup> Ibid

<sup>8</sup> Nyerere (1967)

<sup>9</sup> Kessy and McCourt (2010, p. 691)

<sup>10</sup> EAC (1999-2020)

The choice of Arusha as the headquarters of the EAC may be explained by its historical profile as an idyllic location for diplomatic activity in Africa. Given the fact that the regional body was conceived of as a mechanism for fast-tracking political economic integration in East Africa, there was the need for a reputable venue and Arusha easily fit that description. Moreover, given the city's prior role as a venue for regional peace negotiations (in Rwanda and Burundi for instance), it was an obvious choice.

### **3. Peace Building and Good Governance**

The Urban Authority Act of 1982 (later revised in 1992) empowers the Arusha City Council to pursue initiatives for the promotion of *peace, order and good governance* within its jurisdiction. This provision may largely explain the proclivity of the city to team up with the national government when it comes to various initiatives to project the reputation of the metropolitan area in terms of international law. Arusha also engages in international partnerships through sister city relationships with Durham and Kansas City in the United States, Mürzzuschlag in Austria and Tifariti in Western Sahara.<sup>11</sup> However, these engagements appear to be largely symbolic and do not portend significant ramifications for peace building and good governance. Besides, the relatively low level of local agency implies that direct partnerships with international organisations are primarily influenced by national dynamics or actors.

Arusha has historically served as a venue of choice for the negotiation and signing of various peace agreements. This process was spearheaded by the Government of Tanzania due to the city's historical and strategic diplomatic role. The local government, under the auspices of the Urban Authority Act of 1982 (later revised in 1992) mostly plays a supporting role in furtherance of central government plans. The signing of various peace agreements in Arusha may therefore be understood largely as an intergovernmental endeavour by national actors who operate within the urban space.

In August 1993 for instance, the Arusha Accords were finalised by warring factions in Rwanda's civil war under the auspices of the Government of Tanzania. This accord was signed between the transitional government in Rwanda and the rebel Rwanda Patriotic Front (RPF). The initial goal was to form a more broad-based transitional government comprised of the RPF, as well as other parties which were already in the extant transitional arrangement.<sup>12</sup> Notwithstanding the well-intentioned nature of the Arusha Accords, the agreements failed resulting in the Rwandan genocide of 1994. This was due to the unwillingness of powerful actors such as the United States and European Union to commit funding towards the implementation of the accords. Moreover, intransigent positions adopted by the various warring factions implied that the *demobilisation, disarmament and reintegration* programme was a huge failure.<sup>13</sup>

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<sup>11</sup> Nkwame (2012)

<sup>12</sup> The National Security Archive (2014); Jones (1999[2016]); Lindsay (2004)

<sup>13</sup> Ibid

Similar to the accords for Rwanda, the signing in August 2000 of the Arusha Peace and Reconciliation Agreement for Burundi was meant to usher in a new political arrangement to end the country's civil war. This primarily occurred through power-sharing and political inclusion.<sup>14, 15</sup> Beside the accords for Rwanda and Burundi, the Arusha Agreement for South Sudan, signed in January 2015, helped to unify the ruling Sudan People's Liberation Movement (SPLM) with the goal of ending political and ethnic factionalism.<sup>16, 17</sup> The Arusha accord laid the foundation for the attainment of a substantive peace agreement for the whole of South Sudan as per the aegis of the Intergovernmental Authority on Development (IGAD).

Besides peace building, Arusha's reputation in good governance is evinced by its culture of political inclusiveness. In 2016 for instance, the majority of city councillors were from the opposition Party for Democracy and Progress (popularly referred to as Chadema). Moreover, urban governance in the metropolis comprises diverse interest groups such as political representatives, local communities, the business sector and environmental organisations. Also, budget planning is an inclusive process which starts at the neighbourhood and ward levels, before consolidation for discussion at the city council.<sup>18</sup>

Arusha is also the host city for the African Union Advisory Board on Corruption (AUABC). The body was created in 2009 based on Article 22 of the African Union Convention on Preventing and Combatting Corruption. This convention was promulgated at a conference in Mozambique in 2003 and implemented in 2006 following ratification by at least fifteen member states.<sup>19</sup> Specifically, the AUABC is tasked with the mandate of initiating and implementing measures to combat corruption on the continent. Moreover, it has responsibility for conducting research on the matter and advising governments across the continent regarding how to effectively deal with the canker. It also develops codes which guide the conduct of public officers across the continent.<sup>20</sup>

In carrying out its mandate, the AUAC pools efforts with the African Commission on Human and People's Rights, as well as other governmental, non-governmental and civil society

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<sup>14</sup> Nantulya (2015); Kiiza (2016); Boshoff, Vrey and Rautenberg (2019); Chrétien (2000)

<sup>15</sup> There were four main elements enshrined in the Arusha agreement for Burundi. One was the emergence of a power-sharing paradigm which allotted quotas to the various ethnic groupings in the country. Another element was ensuring the representation of all political parties in the arrangement. Moreover, there was a provision to prevent the eventual dominance by a single party in the nation's body politic. The agreement also sought to integrate former rebel groups into the national army with the goal of ensuring a balance of power. These provisions subsequently became enshrined in Burundi's constitution (Ibid).

<sup>16</sup> Aleu (2015)

<sup>17</sup> The Arusha talks on South Sudan brought together three factions of the ruling SPLM. One of these was the mainstream group led by President Salva Kiir. The second was that led by then former vice president, Riek Machar whose fallout with President Kiir in 2013 over allegations of an attempted coup plot led to South Sudan's major conflict after independence. The third faction comprised political prisoners or persons detained in wake of the alleged failed putsch of 2013 (Ibid).

<sup>18</sup> Overseas Development Institute (n. d.)

<sup>19</sup> AUABC (n. d.)

<sup>20</sup> Ibid

organisations. The networking and partnerships ensconced in its activities thus consolidate the role of Arusha as a diplomatic hub in Sub-Saharan Africa. Moreover, the emphasis on public accountability adds to the reputation of the city as an incubator or citadel of good governance on the continent.

#### **4. International Courts and Legal Establishments**

Besides furthering peace building and good governance, Arusha has also hosted trials relating to the outcomes of war or human rights abuses. Here, the role of the Tanzanian government has been instrumental in the selection of the city for this purpose. Due to the perceived benefits of these endeavours, the local government has been very supportive of the national efforts. This occurs for instance through the urban planning process which avails physical infrastructure and political networks to facilitate the work of these courts. From 1994 to 2015, Arusha served as the host of the International Criminal Tribunal for Rwanda (ICTR). The court was established to judge people accused of serious crimes and human rights violations in the Rwandan genocide of 1994. This was based on Resolution 955, adopted by the United Nations Security Council in November 1994.<sup>21</sup> The tribunal gave impetus to the 1948 Geneva Conventions by defining genocide and putting on trial those guilty of this crime. It also elucidated rape under international law and categorised it as a tool for the perpetuation of genocide. Moreover, the landmark *media case* highlighted the ability of public broadcasts to be employed as platforms for instigating people to engage in genocidal acts. In the course of its work, the tribunal oversaw cases involving several high-profile or prominent people. The ICTR concluded its assignment in December 2012.<sup>22</sup>

As the home of the ICTR, Arusha served to promote international law in several ways. To begin with, it provided a haven for the speedy and judicious trial of persons accused of serious crimes. This occurred in part because the tribunal was not located in Rwanda, which was the hotspot of the genocide (thus implying that the hosting of trials in the country itself could have inflamed ethnic and political tensions). Simultaneously, the relative proximity of Arusha and Tanzania to Rwanda meant less cost and more convenience in dispensing justice. Moreover, Arusha was a good location for the ICTR because of its historical reputation as a place for the incubation of peace and justice in the African political landscape. This served to engender confidence amongst the various parties associated with the court. Also, the choice of Arusha was germane due to the presence of many other international organisations and networks. The ramification was that it was relatively more feasible to establish the support and resource networks necessary for the successful operation of the tribunal.

Following the end of the ICTR's tenure, its successor, the International Residual Mechanism for Criminal Tribunals (IRMCT), also has a branch in Arusha. The Arusha branch of the residual

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<sup>21</sup> Barria and Roper (2005); Reydams (2005, 2013); Westberg (2011)

<sup>22</sup> Ibid



tribunal is responsible for the unfinished work of the ICTR. Thus, one of the mandates of the residual mechanism is the arrest and prosecution of serious genocide offenders who evaded justice during the work of the ICTR. This successor was premised on the United Nations Security Council Resolution 1966.<sup>23</sup>

The African Court on Human and People's Rights (ACHPR) has also been based in Arusha since its establishment in 2004. As per earlier statements, the convenience of already existing international networks and institutions made Arusha a natural choice for this legal entity. The court is envisaged as a supporting mechanism to the work of the African Commission on Human and People's Rights. Specifically, it creates a platform for protecting the human rights of all peoples across Africa. To ensure its establishment and facilitate its work, the Government of Tanzania signed an agreement with the African Union for the establishment of this court in Arusha.<sup>24</sup> As part of the terms of agreement, the Tanzanian government was enjoined to provide permanent premises, as well as facilities necessary for the efficient functioning of the court. The court seeks to provide the necessary institutional and cross-national support for the protection of human rights in Africa. This occurs by ensuring the independence or impartiality of the judges and the stipulation of clear terms of reference for its operations.<sup>25</sup>

As the host of the ACHPR, Arusha has further emblazoned its reputation as a focal point for the dispensation of international law or justice in Africa. This occurs through the provision of the conducive atmosphere for the operation of the court. Moreover, the *agglomeration* of several similar international judicial establishments in the city serves as a source of institutional memory and helps to pool synergies towards effective justice delivery. The presence of the African Court, which is a permanent body (unlike the ICTR for instance), serves to create a more enduring legal legacy in the body politic of the city. Moreover, because this particular court is a creation of the African Union, it epitomises the capacity of Africans themselves to actualise the reality of effective justice delivery in an African setting.

Besides the aforementioned courts, the African Institute of International Law (AAIL), an independent body, is also based in Arusha. The institute is envisaged as a research and educational centre which fosters understanding of international law. Notwithstanding its independence, the body has been endorsed by both the African Union and the United Nations as a place of excellence for promoting international law on the continent.<sup>26</sup> Thus, this approach (unlike the ICTR and ACHPR for instance) embodies the roles of both global and continental bodies when it comes to the protection of human rights and international law. This occurs through mechanisms such as capacity building, specialised training, research publications and fellowships.<sup>27</sup>

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<sup>23</sup> United Nations: IRMCT (n. d.)

<sup>24</sup> ACHPR (2019); African Union (n. d.)

<sup>25</sup> Ibid

<sup>26</sup> AAIL (2019)

<sup>27</sup> Ibid

## 5. Refugees

Arusha also plays an important role when it comes to refugees. The city's approach to dealing with this population however appears to be shaped by the national policy context. Specifically, the Tanzania Country Refugee Response Plan comes to mind. The plan seeks to host an increasing number of refugees mostly from Burundi and the Democratic Republic of Congo.<sup>28</sup> Arusha however appears to be a relatively less active host for this population. This is because the national response plan recommends the settlement of refugees in camps in the north west of Tanzania. These include Nyarugusu, Nduta and Mtendeli. Thus, major cities such as Dar es Salaam and Arusha only host a small proportion of refugees. Moreover, the Governments of Tanzania and Burundi, under the facilitation of the United Nations High Commissioner for Refugees (UNHCR), have actively encouraged this population to voluntarily return home.<sup>29</sup>

The Tanzania Country Refugee Response Plan embodies the fulfilment of Tanzania's international legal commitments with respect to refugees, particularly in East Africa. This occurs in three main ways. First, the plan recognises the nation's obligations as a host or venue for the refugee population from conflict-prone countries. Second, it creates the legal and policy frameworks for agency on the part of the Tanzanian government, in collaboration with other actors such as the UNHCR and relevant local authorities. Third, the plan serves as the basis for the mobilisation of local and international resources towards providing for the needs of refugees.

Arusha has a stronger reputation as a venue for conferences or platforms focused on the refugee population in Africa. This could be due to the presence of facilities and legal networks for organising such events. Moreover, the hosting of conferences helps to further reinforce the city's historical and diplomatic reputation. This development may largely be traced to May 1979 when Arusha served as the venue for the Pan-African Conference on the Situation of Refugees in Africa. The event, organised at the behest of the Government of Tanzania, brought together various stakeholders such as non-governmental organisations and international partners.<sup>30</sup> The 1979 conference underscored the rights of refugees to seek asylum in other countries. It also reiterated the salience of various international and African conventions to the protection of refugees. These included the 1951 Convention, 1967 Protocol and 1969 Convention by the then Organisation of African Unity.<sup>31</sup>

Arusha also hosted an international refugee conference in July/August 1990. Three of the main recommendations from this conference were premised on *integration*, *voluntary repatriation* and *resettlement* of refugees.<sup>32</sup> In April 2011, the UNHCR organised a conference focused on

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<sup>28</sup> United Nations High Commissioner for Refugees [UNHCR]: Regional Refugee Coordination Office [RRC] (2019-2020)

<sup>29</sup> Ibid

<sup>30</sup> UNHCR (2020, 2010); Eriksson, Melander and Nobel (1981)

<sup>31</sup> Ibid

<sup>32</sup> University of Oxford: Refugees Studies Centre (1990)

the inter-linkages among *international refugee law*, *international criminal law* and *international human rights law*. The event was held at the premises of the ICTR in Arusha. The goal for establishing the aforementioned linkages was partly to eulogise past conventions on refugees and their contributions to the protection of refugee rights. These included the *1951 Convention on the Status of Refugees*, as well as the *1961 Convention on the Reduction of Statelessness*.<sup>33</sup>

In keeping up with its reputation as a focal point of refugee initiatives in Africa, Arusha currently hosts a liaison office of the UNHCR in Tanzania. The UNHCR is a UN agency involved in managing international and local responses to the plight of refugees around the world. It thus engages with governments and local actors to protect the rights of this population. The UNHCR liaison office in Arusha works in close conjunction with the main office in Dar-es-Salaam and other offices around the country to better coordinate refugee responses in Tanzania and elsewhere in East Africa.

## **6. United Nations Sustainable Development Goals**

Arusha also has a special role to play in the actualisation of the United Nations Sustainable Development Goals (UN SDGs). As per the Urban Authority Act of 1982 (subsequently amended in 1992), the Arusha City Council is mandated to pursue initiatives to protect the environment as a way of ensuring the attainment of sustainable development outcomes. While this power in reality is limited by political centralisation at the national level, the council still adopts strategic planning as a tool for attaining such objectives locally. For instance, the Arusha strategic plan for the 2011/12 to 2014/15 period stressed the salience of environmental and social sustainability in its mission and vision. Although the plan did not make explicit mention of the SDGs (perhaps due to the fact that the SDGs largely came into effect only in 2015), it implicitly embodies goals 6 and 11 which respectively focus on clean water and sanitation, as well as sustainable cities and communities. Specific strategies adopted by the Arusha City Council include improving the quality of water supply and sanitation services. Moreover, there are efforts to ensure the conservation of natural resources as a way of serving the needs of both current and future generations.<sup>34</sup>

In the recent past, Tanzania's Ministry of Water and Irrigation has transferred much of the responsibility for water supply and sanitation to the Arusha Urban Water and Sanitation Authority (AUWSA) while the city council retains these functions only in peri-urban areas. AUWSA has responsibility for ensuring the provision of potable water within the confines of Arusha Municipality while simultaneously ensuring the conservation of this resource for sustainable development. Moreover, it manages the city's sewage system as a way of promoting public sanitation and health.<sup>35</sup>

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<sup>33</sup> UNHCR (2011); Edwards and Hurwich (2011)

<sup>34</sup> Arusha City Council (2016)

<sup>35</sup> Overseas Development Institute (n. d.)

Much of Arusha's prominence regarding the UN SDGs however appears to be with respect to its role as a space for advancing the goals. The Arusha Declaration of November 2018 for instance was in furtherance of the International Day to End Impunity for Crimes Against Journalists. The declaration underscored the roles of national, sub-national and judicial authorities in the protection of the rights of journalists. This was in tandem with Article 19 of the Universal Declaration of Human Rights, as well as Article 9 of the African Charter on Human and People's Rights.<sup>36</sup>

The Arusha Declaration of 2018 was also in consonance the UN SDG 16 which focuses on *peace, justice and strong institutions*. This goal recognises legislation at both the national and international levels as the bases for enhanced information access to the general public. It also underscores the need to track and make public incidents involving the arrest, detention, prosecution or killing of journalists in any country.<sup>37</sup>

At the national level, Tanzania has been teaming up with various partners such as the Commonwealth Local Government Forum (CLGF) and the Association of Local Authorities of Tanzania (ALAT) to promote local capacity and reforms towards the actualisation of the SDGs. This partnership culminated in the first conference of the East African Local Government Forum (EALGF) in Arusha. Moreover, in wake of Tanzania's maiden multi-party local government elections, a capacity building initiative was rolled out in 1995 by the CLGF to support the democratic gains made.<sup>38</sup>

Arusha hosted the African Ministerial Conference on the Environment in September 2012 following the UN Conference on Sustainable Development (Rio+20) which was hosted by the Brazilian city of Rio de Janeiro in June 2012. The forum sought to develop a plan of action for Africa in wake of the resolutions reached at the Rio+20 summit. Moreover, it underscored the salience of efforts by organisations such as the United Nations Environment Programme (UNEP), the United National Development Programme (UNDP), the Economic Commission for Africa (ECA) and the African Development Bank (ADB) towards actualising the various resolutions reached on the continent. The Arusha declaration also welcomed the ten-year programme outdoored at the Rio+20 Summit to support regional and national efforts towards attaining sustainable development outcomes in terms of production and consumption.<sup>39</sup>

In March 2019, Arusha hosted a meeting of non-governmental organisations and the private sector on the progress of implementing the UN SDGs. At the event, the Deputy Coordinator of the UN Global Compact Badru Juma underscored the gains made by Tanzania in actualising the goals. These include free education, poverty reduction, improved health care access and

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<sup>36</sup> United Nations Educational, Scientific and Cultural Organization [UNESCO], United Nations Tanzania and Republic of Tanzania (2018)

<sup>37</sup> Ibid

<sup>38</sup> CLGF (2017-18, 2020)

<sup>39</sup> UNEP (2012)

reduction in hunger. Other speakers at the meeting however observed challenges in terms of water supply and the right to information.<sup>40</sup>

## 7. Syntheses and Conclusions

While the role of Arusha in international law appears largely evident in terms of the spatial domain rather than local agency, this is still important for three main reasons. First, the Arusha context reveals that even in instances of national political centralisation, the urban space remains indispensable in the promotion of international law. This occurs because cities possess the physical infrastructure and political networks necessary for the advancement of transitional justice. Second, Arusha symbolises the spatial context of national influence in international law. This is evinced by the fact that the Tanzanian government continues to actively promote the city in the international arena with the view of strengthening the role of the nation in the global legal, political and diplomatic spheres. As already noted, this situation has been facilitated by the relatively centralised local governmental system in Tanzania which makes it easy for the national government to prioritise which cities or regions receive specific attention. The efforts by the government may therefore be comprehended within broader legislative contexts such as the Local Government (District Authorities) Act 1982, the Local Government (Urban Authorities) Act 1982, the Regional Administration Act 1997 and the Local Government Laws (Miscellaneous Amendments) Act number 9 of 1999. Third, notwithstanding the limited role of Arusha as an actor, the pursuit of various SDG initiatives reveal that sustainable development is largely a localised phenomenon even if these are implemented in tandem with global goals. The reputation of the city in SDGs thus evinces the global-local nexus in the context of a major African urban centre.

Besides the Tanzanian government, the African Union and other regional inter-governmental bodies have been forthcoming in propping up the role of Arusha. This may be due to its historical reputation and the crucial role it plays in fostering peace and security on the African continent. Also, the international community comprising of the United Nations, national governments and various donors continue to reinforce Arusha's path dependency as an incubator of international peace and law. This occurs through resource commitments, the adoption of relevant resolutions and availing of politico-legal networks necessary for the city to play its functional role.

In terms of the UN SDGs, Arusha serves as a localising platform by bringing together various experts from around the world on the issue of sustainable development. It therefore pools the efforts of international organisations, national governments, local authorities and non-governmental organisations towards attaining the SDGs. Arusha itself is a direct beneficiary of these initiatives as reflected in its urban water and sanitation strategies.

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<sup>40</sup> The Citizen (2019)

Arguably, the role of Arusha as an actor in international law will continue to be constrained by the ethos of centralisation in Tanzania's political ethos. This notwithstanding, the city could enhance its potential for agency by strengthening partnerships with other cities and international organisations as a way of building its political economic capital. Moreover, Arusha should translate the gains from the presence of international organisations and legal entities into its local political culture by proactively positioning itself as a city which upholds democracy and human rights. Finally, the Arusha City Council can more actively embrace the UN SDGs in its strategic direction with the goal of propping up the metropolis as a hub for sustainable development in Tanzania and East Africa.

## References

- African Court on Human and People's Rights (ACHPR). (2019). *African Court on Human and People's Rights: about us*. Retrieved from <https://en.african-court.org/index.php>
- African Institute of International Law (AIIL). (2019). *About us*. Retrieved from <http://aiil-iadi.org/#goals>
- African Legal Support Facility. (2019). *African Institute for International Law (AIIL)*. Retrieved from <https://www.aflsf.org/partners/african-institute-international-law-aiil>
- African Union Advisory Board on Corruption (AUABC). (n. d.). *Mission and vision of the Board*. Retrieved from <http://www.auanticorruption.org/auac/about/category/vision-and-mission>
- African Union. (n. d.). *Host agreement between the Government of the United Republic of Tanzania and the African Union on the seat of the African Court on Human and People's Rights in Arusha, Tanzania*.
- Aleu, P. (2015). *South Sudan's fractured SPLM signs reunification agreement*. (Voice of America (VOA)) Retrieved from <https://www.voanews.com/africa/south-sudans-fractured-splm-signs-reunification-agreement>
- Appadurai, A. (2000). Grassroots globalization and the research imagination. *Public Culture*, 12(1), 1-19.
- Arusha City Council. (2016b). *Arusha City Council: five years strategic plan, 2016/2017 – 2020/2021*.
- Arusha Urban Water Supply and Sanitation Authority (AUWSA). (2017). *AUWSA medium term strategic plan, 2018/19-2022/23*.
- Barria, L. A. & Roper, S. D. (2005). How effective are international criminal tribunals? An analysis of the ICTY and ICTR. *The International Journal of Human Rights*, 9(3), 349-363.
- Boshoff, H., Vrey, W. & Rautenbach, G. (2010). *The Burundi peace process: from civil war to conditional peace*. (M. 171, Red.) Institute for Security Studies.
- Chaulia, S. S. (2003). The politics of refugee hosting in Tanzania: from open door to unsustainability, insecurity and receding captivity. *Journal of Refugee Studies*, 16(2), 147-166.
- Chrétien, J.-P. (2000). Burundi after the Arusha accords (Le Burundi après la signature de l'accord d'Arusha). *Politique Africaine*, 4(80).
- Commonwealth Local Government Forum (CLGF). (2017-18). *The local government system in Tanzania: country profile 2017-18*. CLGF. Retrieved from [www.clgf.org.uk/tanzania](http://www.clgf.org.uk/tanzania)
- Commonwealth Local Government Forum (CLGF). (2020). *Tanzania*. Retrieved from <https://www.clgf.org.uk/regions/clgf-east-africa/tanzania/>
- East African Community (EAC). (1999-2020). *Overview of EAC*. Retrieved from <https://www.eac.int/overview-of-eac>
- Edwards, A. & Hurwitz, A. (2011). Introductory note to the Arusha summary conclusions on complementarities between international refugee law, international criminal law and international human rights law. *International Journal of Refugee Law*, 23(4), 856-859.

- Eriksson, L.-G., Melander, G., & Nobel, P. (Eds.). (1981). *An analysing account of the conference on the African refugee problem: Arusha, May 1979*. Uppsala: Scandinavian Institute of African Studies.
- International Institute for Democracy and Electoral Assistance. (2016). *Constitutional history of Tanzania*. Retrieved from <http://constitutionnet.org/country/tanzania-country-constitutional-profile>
- Jones, B. D. (1999 (2016)). The Arusha peace process. In H. Adelman, & A. Suhrke (Eds.), *The path of a genocide: the Rwanda crisis from Uganda to Zaire*. Routledge: Taylor and Francis Group.
- Kessy, A. T. & McCourt W. (2010). Is decentralization still recentralization? The local government reform programme in Tanzania. *International Journal of Public Administration*, 33(12-13), 689-697.
- Kiiza, C. (2016). An assessment of post-Arusha peace agreement challenges and the current efforts to restore peace in Burundi. *KIU Journal of Social Sciences*, 2(2), 85-97.
- Kiliba, E. (2017). *Global goals champions outreach to over 20,000 recognized at launch of TIMUN 2017*. (United Nations in Tanzania) Retrieved from <https://tanzania.un.org/en/18274-global-goals-champions-outreach-over-20000-recognized-launch-timun-2017>
- Lindsay, S. (2004). Rwanda's Arusha accords: a missed opportunity. *Undercurrent*, 1(1), 66-76.
- Nantulya, P. (2015). *Burundi: why the Arusha accords are central*. (Africa Center for Strategic Studies) Retrieved from <https://africacenter.org/spotlight/burundi-why-the-arusha-accords-are-central/>
- Nkwame, M. (2012). *Arusha to revive 'sister city' relations*. (Tanzania Standard Newspapers Ltd) Retrieved from The national newspaper daily news: <https://www.dailynews.co.tz/news/arusha-to-revive-sister-city-relations.aspx>
- Nyerere, J. (1967). *The Arusha declaration and TANU's policy on socialism and self-reliance*. Retrieved from Nyerere Archive: <https://www.marxists.org/subject/africa/nyerere/1967/arusha-declaration.htm>
- Overseas Development Institute (ODI). (n. d.). *Case study: Arusha*. London: ODI.
- Pallotti, A. (2009). Post-colonial nation-building and Southern African liberation: Tanzania and the break of diplomatic relations with the United Kingdom, 1965–1968. *African Historical Review*, 41(2), 60-84.
- PopulationStat. (2017-2020). *Arusha, Tanzania population*. Retrieved from <https://populationstat.com/tanzania/arusha>
- Reydams, L. (2005). The ICTR ten years on: back to the Nuremberg paradigm? *Journal of International Criminal Justice*, 3(4), 977-988.
- Reydams, L. (2013). Let's be friends: The United States, post-genocide Rwanda, and victor's justice in Arusha. *Institute of Development Policy and Management (IOB) of the University of Antwerp Discussion Paper*. Retrieved from [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2197823](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2197823)
- Spear, T. (2000 (2006)). A 'town of strangers' or a 'model modern East African town'? Arusha and the Arusha. In D. Anderson, R. Rathbone, & J. A. Rathbone (Eds.), *Africa's urban past*. James Currey Ltd.



- SUN Movement. (2015). *Experts plan a multi-stakeholder contribution to the Sustainable Development Goals at the future fortified global summit on food fortification in Arusha, Tanzania*. Retrieved from <https://scalingupnutrition.org/news/experts-plan-a-multi-stakeholder-contribution-to-the-sustainable-development-goals-at-the-future-fortified-global-summit-on-food-fortification-in-arusha-tanzania/>
- The Citizen. (2019). *Tanzania makes headway in implementing SDGs*. Retrieved from <https://www.thecitizen.co.tz/News/Tanzania-makes-headway-in-implementing-SDGs/1840340-5030660-na434oz/index.html>
- The National Security Archive. (2014). *Rwanda: the failure of the Arusha peace accords*. (E. Willard, Redacteur, & National Security Archive Electronic Briefing Book No. 469) Retrieved from International community's lack of support for military demobilization and Rwandans' inability to implement accords led to genocide in 1994: <https://nsarchive2.gwu.edu/NSAEBB/NSAEBB469/>
- The United Republic of Tanzania: National Bureau of Statistics & Office of Chief Government Statistician. (2013). *2012 population and housing census: population distribution by administrative areas*. Dar es Salaam & Zanzibar: Ministry of Finance & Presidents Office, Finance, Economy and Development Planning.
- Todd, G. & Mamdani, M. (2017). *Tanzania and the Sustainable Development Goals: has Tanzania prepared to roll-out and domesticate the health SDGs?* Ifakara Health Institute.
- United Nations Educational, Scientific and Cultural Organization (UNESCO), United Nations Tanzania & Republic of Tanzania. (2018). *The Arusha declaration on strengthening national mechanisms for safety of journalists and media workers in Eastern Africa*.
- United Nations Environment Programme (UNEP). (2012). *Arusha declaration on Africa's post Rio+20 strategy for sustainable development*. Retrieved from <https://wedocs.unep.org/bitstream/handle/20.500.11822/20528/ArushaDeclaration14AMCEN.pdf?sequence=1&isAllowed=y>
- United Nations High Commissioner for Refugees (UNHCR). (2020). *Recommendations from the Pan-African Conference on the Situation of Refugees in Africa, Arusha (Tanzania)*. Retrieved from <https://www.refworld.org/docid/3ae6b37214.html>
- United Nations High Commissioner for Refugees (UNHCR). (2010). *United Republic of Tanzania*. UNHCR global report 2010.
- United Nations High Commissioner for Refugees (UNHCR). (2011). *Expert meeting on complementarities between international refugee law, international criminal law and international human rights law: summary conclusions*. Arusha, Tanzania: UNHCR.
- United Nations High Commissioner for Refugees (UNHCR): Regional Refugee Coordination Office (RRC). (January 2019 — December 2020). *Tanzania country refugee response plan: the integrated response plan for refugees from Burundi and the Democratic Republic of the Congo*. Nairobi.

- United Nations Peacemaker; Chama Cha Mapinduzi. (2015). *Agreement on the reunification of the SPLM*. Retrieved from [https://peacemaker.un.org/sites/peacemaker.un.org/files/SS\\_150121\\_ArushaAgreement.pdf](https://peacemaker.un.org/sites/peacemaker.un.org/files/SS_150121_ArushaAgreement.pdf)
- United Nations: International Residual Mechanism for Criminal Tribunals (UN: IRMCT). (n. d.). *About*. Retrieved from <https://www.irmct.org/en/about>
- United Nations: International Residual Mechanism for Criminal Tribunals (UN: IRMCT). (n. d.). *The ICTR in brief*. Retrieved from <https://unictr.irmct.org/en/tribunal>
- University of Oxford: Refugee Studies Centre. (1990). *Working group 3 durable solutions (recommendations)*. Retrieved from [http://repository.forcedmigration.org/show\\_metadata.jsp?pid=fmo:558](http://repository.forcedmigration.org/show_metadata.jsp?pid=fmo:558)
- Wagner, C., Kawulich, B., & Garner, M. . (2012). *Doing social research: a global context*. Berkshire: MacGraw Hill Higher Education.
- Wenban-Smith, H. (2015). Population growth, internal migration and urbanisation in Tanzania. *Working paper*. International Growth Centre.
- Westberg, M. M. (2011). Rwanda's use of transitional justice after the genocide: the gacaca courts and the ICTR. *Kansas Law Review*, 59, 331-367.