

Application 005/2011

Daniel Amare and Mulugeta Amare v. Mozambique Airlines and Republic of Mozambique

Summary of facts

1. The Applicants are two individuals who allege as follows, namely that –
 - In or about November 2008, having procured the requisite passports, visas and air tickets, they set out to travel to Maputo, Mozambique via Nairobi, Kenya.
 - At Nairobi, they transited from the Ethiopian Airlines to a Mozambique Airline Flight to Maputo.
 - However, the flight did not take them to Maputo but landed at Pemba, Mozambique, where they were stranded for a period of twenty six (26) days.

2. The applicants further allege that –
 - During that period they were subjected by the Mozambique Immigration Officials to diverse hardships, including demands for bribes, which they resisted, confiscation of their passports and visas, robbery of \$1000 from them, torture, and deportation to Dar-es-Salaam, Tanzania.
 - Upon intervention of the Tanzanian Immigration Officials the applicants were returned to Pemba but thereafter the Mozambique Immigration Officials repatriated them back to Ethiopia.

Relief Sought

3. The applicants contend that the acts of the Mozambique Airline and Immigration Officials are illegal under international conventions and accordingly, they ***“request the African Union to take necessary measures to the Mozambique Airline and Immigration Officials to refund us the robbed money.”***

Procedure

4. The application was received at Registry of the Court on 16 March 2011 and was registered on 30 March 2011. On the latter date the Registrar wrote to the applicants acknowledging receipt of the application and observing that the application did not indicate any evidence of exhaustion of local remedies.

Decision of the Court

5. At its 21st ordinary session, the Court took a decision to summarily dismiss the application. Please see decision.

For further information, please contact:

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