

Aquinaldo Mandlate, LLD.

Senior Legal Advisor

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PROFILE

Aquinaldo Mandlate works as a Senior Legal Advisor in ILPI on a part-time basis and currently affiliates on projects related to Angola. He previously worked at MGA Advogados e Consultores, currently known as CGA Advogados & Associados, and has also been engaged in multiple consultancy tasks and participated in the development of key African regional and sub-regional documents such as the Guidelines for Repatriation of Children on the Move in Mozambique, South Africa, and Zimbabwe.”

Mandlate is a young lawyer strongly inclined to prompting good governance and the rule of law, and he is passionate about public international human rights law, generally. He has supported the work of regional institutions such as the African Committee of Experts on the Rights and Welfare of the Child, which monitors the implementation of the African Children’s Charter. Currently, he is involved in research and teaching international human rights law in South Africa, Angola and Mozambique. Mandlate has a number of publications and has compiled the first ever-comprehensive comparative law study focusing on the implementation of children’s rights in Lusophone Africa (Angola and Mozambique).

WORK EXPERIENCE

Senior Legal Advisor International Law and Policy Institute (ILPI), Oslo Norway	Aug 2014 — Present
<ul style="list-style-type: none"> ▪ Working on the Angola Human Rights Training project, which is a cooperation between the Angolan Ministry of Justice and Human Rights and the Norwegian Embassy. 	
Lecturer, Universidade Eduardo Mondlane (UEM), Mozambique	2013
<ul style="list-style-type: none"> ▪ Taught in the LLM Human Rights Programme on the courses focussing on the Inter-American Human Rights System and the International System for the promotion and protection the rights of refugee’s 	
Consultant, Centre for Human Rights, University of Pretoria, South Africa	Nov 2013
<ul style="list-style-type: none"> ▪ Presented lectures for the advanced short course on children’s rights in Africa (4-8 November 2013) organised by the Centre for Human Rights (University of Pretoria) in partnership with Save the Children SA 	
Various consultancy work	Jan 2013 — July 2013
<ul style="list-style-type: none"> ▪ Drafting of the report on “Migration and Repatriation Laws and Procedures for Children on the Move in Mozambique, South Africa and Zimbabwe.” Prof. Ann Skelton, at the Centre for Child Law of the University of Pretoria, acted as the lead consultant for the work commisioned by Save the Children Mozambique. 	

- Involved actively in developing the Guidelines for Repatriation of Children on the Move in Mozambique, South Africa and Zimbabwe as part of the work regarding the drafting of the report on “Migration and Repatriation Laws and Procedures for Children on the Move in Mozambique, South Africa and Zimbabwe” (work done for Save the Children Mozambique).
- Actively involved in drafting “Report on the analysis of the Angolan Children’s Act.” Professor Julia Sloth-Nielsen acted as lead expert of the work done through the Children’s Rights Project of the Community Law Centre of the University of the Western Cape (collaboration with UNICEF Easten and Southern Africa Regional Office – UNICEF ESARO - and UNICEF Angola).
- Played a key role in drafting the report on “Good practices regarding the law and policies affecting children with disability in Liberia. Kenya and Mozambique” under the initiative of the Centre for Disability Law and Policy (University of the Western Cape) and the African Child Policy Forum (ACPF).

**Lawyer, MGA Advogados & Consultores, LDA
(COUTO GRAÇA & ASSOCIADOS or CGA)**

2006
— 2009

- Advised clients and represented them in several fields of corporate law, investment, tax, banking (contracts and mortgage), intellectual property rights and real estate.
 - Undertaking private and public law litigations, human rights litigation (including children’s rights litigation at the Supreme Court of Mozambique)
 - Advising the company and its clients on international and regional trade and investment legislation and practice
 - Assisting the chief of litigation department in all legal matters relating to the activities of the banking institution
 - Negotiating investment/finance contracts, both domestically and internationally
 - Preparing and implementing training activities regarding the dissemination of legislation (pro bono work mainly for the Portuguese Embassy and other public offices)
 - Training clients and updating them on legal developments and other related procedures
 - Was also involved planning and implementing the activities of company as well as in the assessment and management of risks

Various tasks with different organizations in South Africa and Mozambique

2004
— 2008

- Assisted in drafting comments and making references for the SADC HIV Model Law under a clinical group for the LLM Human Rights and Democratisation in Africa programme (University of Pretoria, South Africa).
- Actively involved in clinical group work (LLM in Human Rights and Democratisation in Africa, University of Pretoria), which led to the adoption by the African Commission on Human and People’s Rights of a Resolution on Access to Medicines in Africa, Abuja, 2008.
- Developed the first most comprehensive reading list of General Documents on Intellectual Property Rights speaking to TRIPS (Trade-Related Aspects of Intellectual property Rights), LLM 2008, clinical group work.
- Acted as co-translator for the African Human Rights Moot Court Competition, organised by Centre for Human Rights of the University of Pretoria, South Africa.
- Facilitated negotiations for acquisition of train coaches for the Mozambican CORRIDOR DE DESENVOLVIMENTO DO NORTE (CDN). This

multinational trade transaction involved the purchase of eight train coaches from the South African railway giant, TRANSNET SOUTH AFRICA.

- Headed legal departments of various companies (part-time basis), including HOTEL TROPICAL DE NAMPULA, J & Z ENTERPRISES, LDA, Mozambique, CREDIRAPIDO, LDA, Mozambique and MULLI BROTHERS, LDA, Mozambique.
- Assisted with oral translations (Portuguese and English) for the consultancy on the “Status of Administration of Justice in Mozambique” as well as on a consultancy on “Local Government Monitoring and Advocacy”, both conducted by Prof José Oscar Monteiro and Mr André Jaime Calengo on behalf of Open Society Initiative for Southern Africa Development (OSISA).
- Undertook and completed Portuguese and English translations on several documents including activity reports pertaining to the works done by Concern World Wide, Nampula Office, Mozambique.
- Co-researcher and translator of Law Faculty Research Centre (CEPKA), Universidade Católica de Moçambique.

EDUCATION

University of the Western Cape, South Africa

2010
— 2013

- Doctor Legum (LLD) in Public International Law

University of Pretoria, South Africa

2008

- LLM (Magister Legum) in International Human Rights Law and Democratisation in Africa

Universidade Católica, Nampula, Mozambique

2000
2006

- Licenciatura em Direito

LANGUAGES

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- **English** — Fluent
 - **Portuguese** — Fluent
 - **French** — Working knowledge

PUBLICATIONS

Books

- Mandlate, A 2014, *Implementing the Convention on the Rights of the Child in Lusophone Africa*, Eleven International Publishing, The Netherlands, (forthcoming 2014).

Book chapters

- Mandlate, A & Assim, MU 2014, 'The right to alternative care for children deprived of a family environment: Overview of the international norms and the legislative framework of Mozambique', in *The International Survey of Family Law*, Jordan publishing UK.
- Mandlate, A et al, 2013, 'Disability rights in the sub-regional economic communities during 2011 and 2012', in *African Disability Rights Yearbook 2013*, Pretoria University Law Press (PULP), 2013.
- Mandlate, A & Sloth-Nielsen, J 2013, 'A preliminar appraisal of the normative gains for children's rights in the Angolan Children's Act (Act 25/12 of 22 August 2012)', in *The International Survey of Family Law*, Jordan publishing UK, 2013.
- Mandlate, A & Mamade, F 2012, "The impact of the African Charter and the Women's Protocol in Mozambique" in Centre for Human Rights, 'The impact of the African Charter and the Women's Protocol in selected African states', University of Pretoria Law Press, (2012).
- Mandlate, A 2010, 'Mozambique', in Cheryl Hendricks & Takawira Musavengana (eds.), 'The security sector in Southern Africa', Institute for Security Studies (ISS), (2010).

Thesis

- Mandlate, A, 2012, 'Assessing the implementation of the Convention on the Rights of the Child in Lusophone Africa (Angola and Mozambique)', unpublished LLD thesis prepared under the supervision of Professor Julia Sloth-Nielsen (Dean of the Faculty of Law – University of the Western Cape - and Deputy-Chair of the African Committee of Experts on the Rights and Welfare of the Child) and co-supervision of Dr Benyam de Mezmur (UNCRC Committee member).
- Mandlate, A 2008, 'Democracy in Practice: Exploring Parliamentary Elections in Mozambique', unpublished LLM thesis, Centre for Human Rights, University of Pretoria, South Africa.
- Mandlate, A 2006, 'Dos contratos electrónicos: Lacunas no regime jurídico Moçambicano', unpublished LLB thesis, Universidade Católica de Moçambique.

Other publications

- Mandlate, A 2014, 'Strengthening Child Laws in Africa: Some Examples from the New Children's Act of Angola,' *European Journal of Law Reform*, Vol. 16, No. 1, (2014).
- Mandlate and Serges Kamga, 'The possibilities of impact litigation to promote children's right in Portuguese and French speaking African countries', research report for the Centre for Child Law of the University of Pretoria, (2012).
- Mandlate, "Mozambique needs a Constitutional Court", OSISA Blog paper published 23 July 2012.
- Mandlate, "Giant leap for human rights in Mozambique?", OSISA Blog paper, published 17 October 2012
- Hettinga, B, Mandlate, A, & Muntigh, L 2011, 'Survey of detention oversight mechanisms provided for in the laws of SADC countries', published 2011, CSPRI project of the Community Law Centre (CLC), University of the Western Cape, South Africa.
- Mandlate, A 2011, 'The need for prison law reform in Mozambique', published March 2011, CSPRI project of the Community Law Centre (CLC), University of the Western Cape, South Africa.
- Mandlate, A 2010, 'The protection and enforcement of socio-economic rights in Lusophone countries in Africa: Challenges in Angola, Cape Verde and Mozambique', 2010, ESR Riview Vol.11, No. 3.
- Mandlate, A, 2010, 'Prison reform in Mozambique: Early achievements and challenges ahead', published April 2010, CSPRI project of the Community Law Centre (CLC), University of the Western Cape, South Africa.
- Mandlate, A et al, 2008, 'Access to medicines in Africa: Exploring the potential role of the African Commission on Human and Peoples' Rights', research report, HIV Clinical Group, Centre for Human Rights, University of Pretoria, 2008.
- Mandlate, A 2008, 'Commercial sexual exploitation of minor girls in Ghana', research report, The Ark Foundation, Accra, Ghana, 2008.

In addition to these, several conferences attended and papers presented at seminar and workshops.

ADDITIONAL EXPERIENCE AND AFFILIATION

- Member of the Mozambican Bar Association (Ordem dos Advogados de Moçambique - OAM)
- Member of the *Instituto do Patrocínio e Assistência Jurídica (IPAJ)* – a body that provides free legal aid for indigent people in Mozambique