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Kabyle Information Agency

Renaissance of the Kabyle State: law published in the Official Journal

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International news

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PUBLICATION IN THE OFFICIAL GAZETTE OF THE LAW PROCLAIMING THE REBIRTH OF THE KABYLE STATE

As part of the project to decolonize Kabylia, Mas Ferhat Mehenni, President of the Mouvement pour l'Autodétermination de la Kabylie (MAK) and of the Provisional Kabyle Government in Exile (Anavad), is releasing the law proclaiming the rebirth of Kabylia on Saturday, April 20, 2024.

This law was examined, amended and adopted during the plenary session of the Kabyle Parliament held on March 30, 2024 :

LAW PROCLAIMING THE REBIRTH OF THE KABYLE STATE.

PREAMBLE:

■ A) General considerations

■ 1) On Stateless Peoples (PSE)

All stateless peoples are subject to the domination of a state that is not their own. The latter considers them its captive and its property. In general, it denies their existence and tries to make them believe that they are neither a people nor a nation. At best, it is merely a part of a nation into which it is forced to dissolve. The control over its own destiny is confiscated. It has no control over its territory or its development. Its education system is taken away from it and its culture downgraded. Its memory is falsified to erase it, and its language is debased. Its name is stigmatized

We force it to adopt an identity. All that remains of it is its folklore, like a trophy dedicated to the victory of its victor, or a kind of fossil fit only for cultural archaeology.

All stateless people are both repressed and demonized. With contempt, they are led to believe that they are being treated with kindness and charity. They are taken for immature, if not stupid, or the devil himself. It has no right to an international chapter, and in fact, it is evacuated from the community of accomplished peoples. All stateless peoples are on the brink of extinction. Subjected to a process of erosion in all domains, they are phagocytized a little more each day by their conquering environment. Eventually, they become invisible; they evaporate and disappear!

▣ 2) On the State

The State is a legal entity under international law. It is the representative of a nation. According to the Montevideo Convention of 1933, it is defined by the authority it exercises over a population and its territory.

In a democracy, the State is the superstructure to which a nation delegates authority and sovereign powers in order to organize its security and justice, and ensure its progress and well-being. The State is not a mystification, but a set of institutions dedicated to public services, at the apex of which is the supreme authority, governed by constitutional rules. It is the aegis under which a people, a nation, thrives; it is its emanation and remains the embodiment of its sovereignty. It is the backbone of the nation. Without it, the nation is ruined, left to chaos and foreign domination.

▣ 3) On the Kabyle state

Until 1857, Kabylia had always lived under the authority of its federated states. The first historians to bear witness to this were Ammianus Marcellinus and Procopius of Caesarea, who recorded the existence of a confederation of Quinquégentiens in the 4th and 6th centuries AD.

The town of Vgayet was a beacon of knowledge throughout the Middle Ages. The kingdoms of Vgayet, At Abbas and Koukou preserved Kabylia's independence from the Ottomans. The latter fell, first in 1857, then in 1871 to French colonial troops. These kingdoms took different forms at different times, but they all guaranteed the freedom and independence of the Kabyle people. Despite military defeat, Kabyle state institutions remained intact. Village assemblies and village and regional confederations ensured the smooth running of society, so much so that in 1920, 50 years after 1871, the French Parliament wondered why the courts installed by colonization were still not functioning.

It was the authority of this Kabyle state that the founders of the Étoile Nord-africaine and then the PPA-MTLD instinctively sought to recover. It was the prospect of Kabyle sovereignty that, consciously or unconsciously, drove the politico-military leaders of the Etoile Nord-africaine and later the PPA-MTLD.

of the Kabyle maquis (1954-1962) and the initiators of the Soummam Congress. It was for the end of Algerian colonialism that Kabylia rebelled from 1963 to 1965. The Mouvement pour l'Autodétermination de la Kabylie (MAK) and Anavad were set up to re-establish this Kabyle state authority, without which Kabylia is doomed to disappear. After more than twenty years of tireless efforts to rebuild essential non-coercive institutions, the time has come to give official and definitive birth to the Kabyle state.

■ B) Referrers

– Considering the illegality of the annexation of Kabylia to French Algeria, which is not attested to by any act of surrender or capitulation of Kabylia, either in 1857 or in 1871,

– Considering the war of liberation waged by Kabylia against Algeria from 1963 to 1965, which did not result in any act of capitulation or surrender by Kabylia,

– Considering the birth of the Provisional Kabyle Government (ANAVAD, 01/06/2010),

– Considering the birth of the Anavad Official Journal "Aymis Unşiv",

– Considering the consensual adoption of the national anthem "Ass n Tlelli",

– Considering the creation of the Kabyle Information Agency "SIWEL",

– Considering the election by universal suffrage of the Kabyle flag,

– Considering the establishment of the Kabyle parliament "IMNI",

– Considering the adoption by the Imni Aqvayli of the Kabyle constitution, welcomed with pride by the Kabyle people.

– Considering the adoption and introduction of the Kabyle Identity Card,

– Considering the creation of the High Economic, Social and Environmental Council (CESEK),

– Considering the redefinition of the external borders of Kabylia on the basis of a study carried out by a joint ANAVAD/IMNI/CESEK commission,

– Considering the birth of the High Council for the Security of Kabylia (17/01/2021),

– Considering the 5th MAK Congress adopted the resolution to return to Kabylia the state it was deprived of by French and post-French Algeria,

– Considering the overwhelming support of the Kabyle people for the project of self-determination and independence for Kabylia,

– With a view to achieving independence for Kabylia and establishing itself as a person under international law,

After review, amendments and adoption by the Imni Aqvayli plenary on Saturday: March 30, 2024,

The President of the Provisional Kabyle Government, Anavad, proclaims :

Article 1

By this law, on April 20, 2024 at 18 H 57 of Kabylia, in the name of the Kabyle people, I proclaim the return to life and for eternity, of the Kabyle State / Awanek Aqvayli, on the national and international scene.

Article 2

The Kabyle state has legal personality under international law.

Article 3

the Kabyle State is the legitimate representative of the Kabyle people in Kabylia and throughout the world. It is the emanation of the will of all those who militate for its advent.

Article 4

The Kabyle State is endowed with its own funds from contributions and donations from Kabyle citizens and international institutions.

Article 5

The Kabyle state is working to organize a referendum on self-determination for the Kabyle people.

Article 6

It is embodied by a president elected by the MAK congress, accountable to the Kabyle people and its institutions.

Article 6-1

The President of the Kabyle State is assisted by a Vice-President, whom he appoints in the same way as a Prime Minister and his government.

Article 6-2:

The President of the Kabyle State holds progress meetings with Parliament (IMNI), to which he reports on the work accomplished in the course of his duties.

Article 7

No one is entitled to challenge this proclamation on any grounds whatsoever, even after the independence of Kabylia.

Article 8

All the authorities of the Kabyle State are bound, each in what concerns it, of the execution of the present Proclamation.

Article 9

This law proclaiming the rebirth of the Kabyle State is published in the Anavad Official Gazette.

Article 10

This proclamation is addressed to all UN governments, supranational organizations and partners of the Kabyle people.

Date: April 20, 2024.

Signed: Mr Ferhat At Seïd (Mehenni), President of Anavad. SIWEL

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