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**Promotion and protection of all human rights, civil,
political, economic, social and cultural rights,
including the right to development**

Written statement* submitted by the Al Zubair Charitable Foundation, a non-governmental organization in special consultative status

The Secretary-General has received the following written statement which is circulated in accordance with Economic and Social Council resolution 1996/31.

[18 August 2012]

* This written statement is issued, unedited, in the language received from the submitting non-governmental organizations.

The freedom of expression in Sudan**

Recalling all the democratic constitution in the liberal political system, the autocratic or theocratic or even Sharia laws, in consonance with all the international norms, human rights declaration charter, international conventions, national constitutions, there is derogation that impose; to safe quart , preserve, security, safety, human values, protection of privacy good name, reputation and the independency of the Judiciary.

Reiterating that words have shadows in interpretation attached to its meaning, conceptual or literal in the context of security, safety human behavior conduct. The fore mention words griped generality to encompass all the related meaning s and sometimes specific straight jacket in accordance to the political system .These values elastic with the political society from open to close narrow specific, relatively the national security varies.

Acknowledging that historically speaking all the successive Sudanese constitutions gain no census among all the concerned bodies on single meaning attached to the concept of freedom of expression since 1956-1998, but the wording of the text that provided for in 1998 amended constitution 2005 which had been indorsed by most of the political parties is encompassing the meaning and the wording that provided for under article 19 of the International Declaration of Human Rights Civil Rights and political right . Under article 35 of the constitution any citizen have a right to communicate his or her opinion, forward his advice in for public affairs,(order for goods, stop bad things) as Sharia laws teachings, which embedded in Islamic Jurisprudence and non-Islamic Jurisprudence.

Acknowledging that, Sudan's live constitution is in consonance with the Bill of human civil and Political Rights in goals and context.

Sudan's constitution, as other constitutions encompasses article that provided for the regulation of the right of freedom in accordance with law .Media and documentation law that was issued in 1930 and amended consecutively 1973, 1958, 1993, 1996, 2000, 2004,2009 which the living law .This act had been endorsed by all the Sudanese political parties national bloc including SPLA/M by one of National Assembly's session .In accordance to that any company established in accordance to The Company Act 1925 is licensed to issue any newspapers, magazine or any other media related activities.

In accordance to the that act a numerous of newspapers and magazine were issued precisely sixty by the time of this report, beside five thousand journalist were licensed to exercise journalism .Furthermore, Sudan accommodates eighty political parties they entitle to express their political ideas by all the legal means: demonstrations, expression of opinion in accordance to law.

Urgently we appeal for harmonization's among Sudanese laws; particularly the Security Act which mandated NISS as enforcement power with some derogations from application of some constitutional articles that provided for freedom of expression purposely to preserve community's safety and integration. Since there was no obsolete freedom of expression under any political system whatever, it stands as evidence that there are some violation of the freedom of expression in the eyes of the law exercised by the media.

Principally speaking if there no freedoms incorporated and enshrined in document laws there would be no violations at all ,analytically we can say Sudan's constitution provided for the right of expression like any other constitution in the civilized world ,but some times

** Small Scale Enterprise Society, an NGO without consultative status, also shares the views expressed in this statement.

there are some laws that contravene with the articles that conferring the freedom of expression for example NISS Act Sudan 's Criminal Penal Code it obliged us to appeal loudly in front of you here to Sudan 's government to harmonize its legislature by abolishing contradictions among its laws fore the welfare of its citizen.
