

Resolving Clause Amendment

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

S. Res. 174

Condemning the human rights record of the Government of the Kingdom of Eswatini and the brutal killing of Eswatini activist Thulani Maseko on January 21, 2023.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by _____

Viz:

- 1 Strike all after the resolving clause and insert the fol-
- 2 lowing: “That the Senate—
- 3 (1) condemns the brutal murder of Thulani
- 4 Maseko and the worsening cycle of political violence
- 5 and instability in Eswatini;
- 6 (2) expresses deep concern about reports of
- 7 continued human rights violations against the people
- 8 of Eswatini, and the harassment of advocates for
- 9 human rights and democratic practice and constitu-
- 10 tionalism in Eswatini;

1 (3) calls on the Government of the Kingdom of
2 Eswatini to—

3 (A) undertake a full, transparent, and im-
4 partial criminal investigation into the assassina-
5 tion of Thulani Maseko and hold perpetrators
6 accountable;

7 (B) cease surveilling and intimidating
8 human rights activists fighting to protect fun-
9 damental freedoms;

10 (C) uphold freedoms of peaceful assembly
11 and expression, as well as corresponding rights
12 in the Eswatini constitution;

13 (D) expeditiously initiate pre-dialogue
14 preparations and announce a firm date by
15 which a credible, inclusive dialogue on constitu-
16 tional and political reform will begin starting
17 prior to scheduled September 2023 elections;

18 (E) engage in good faith in a credible, in-
19 clusive national dialogue to address long-
20 standing demands for democratic reforms; and

21 (F) fully staff and empower a full com-
22 plement of Commission of Human Rights and
23 Public Accountability (CHRPA) human rights
24 investigation staff, install an appointed Com-
25 missioner, make CHRPA fully independent

1 from the Ministry of Justice and other govern-
2 ment interference in line with commitments to
3 treaty conventions and the Paris Principle, and
4 take action to address CHRPA's recommenda-
5 tions;

6 (4) calls on the Office of the United Nations
7 High Commissioner for Human Rights to conduct
8 an independent investigation into Mr. Maseko's as-
9 sassination and human rights violations in Eswatini;

10 (5) encourages the Secretary of State and the
11 Administrator of the United States Agency for
12 International Development to—

13 (A) maintain and expand support for jour-
14 nalists, human rights advocates, and the rule of
15 law and media freedoms in Eswatini; and

16 (B) encourage the SADC to take action to
17 address the political and human rights crisis in
18 Eswatini, including by working to convene a
19 credible consultative forum inclusive of diverse
20 political views and civil society to address issues
21 related to political space and democratic re-
22 form; and

23 (6) encourages the Secretary of State and the
24 Secretary of the Treasury to consider targeted sanc-
25 tions under the Global Magnitsky Human Rights

1 Accountability Act (subtitle F of title XII of Public
2 Law 114–328; 22 U.S.C. 2656 note) in the context
3 of Eswatini.