

PROCEDURE

Jurisdiction

Contentious cases

No rigid approach to determining whether jurisdiction or admissibility is first considered

Although the Court may first determine whether it has jurisdiction before considering whether the matter before it is admissible (*Tanganyika Law Society, The Legal and Human Rights Centre v The United Republic of Tanzania*, application 009/2011; *Reverend Christopher R. Mtikila v The United Republic of Tanzania*, application 011/2011, judgment, 14 June 2013, Separate Opinion of Judge Ouguerouz, para 2 and Judge Niyungeko paras 4-5, the Court does not however adopt a rigid mechanical approach. There is no consensus that the Court is naturally predisposed to consider the question of jurisdiction before admissibility or vice versa (Separate Opinion of Judge Ngoepe, paras 2-3).