

Substance

Right to dispose wealth and natural resources – article 21

The notion of ‘peoples’ does not only cover populations as a constituent element of the state but also sub-state ethnic groups and communities as long as they do not challenge the territorial integrity of the state (*African Commission on Human and Peoples’ Rights v Kenya*, application 006/2012, Judgement, 26 May 2017, para 198 & 199). The deprivation of an indigenous community of their ancestral lands amounts to a violation of this right (*African Commission on Human and Peoples’ Rights v Kenya*, application 006/2012, Judgement, 26 May 2017, para 201).