

# SHAMMAR Tribal Confederation Resolution

## Ratification of the Covenant on the Rights of Indigenous Nations

WHEREAS, we, the members of the indigenous Shammar tribal confederation (*qabila*), consisting of more than a thousand clans residing mostly in Iraq and Syria, including the clans of Fallujah, Tikrit, Mosel and Ramadi, Jazirah hereby convene to consider and to ratify the Covenant on the Rights of Indigenous Nations and to pass this resolution, in order to preserve for ourselves and our descendants the inherent sovereign rights of indigenous tribal nations, the rights secured under the Covenant on the Rights of Indigenous Nations, in order to protect our sovereign rights as an indigenous nation and the benefits to which we are entitled under international laws and our own legal rights spelled out in this resolution and to preserve our culture, do hereby establish and submit the following resolution; and

WHEREAS, the indigenous clans of Fallujah, Tikrit, Mosel and Ramadi have existed since time immemorial as autonomous self-governing clans; and

WHEREAS, shammar was the founding tribe of the Anbar province and has always been an active participant in its autonomous government; and

WHEREAS, the Shammar tribal confederation created the five provinces under Shammar autonomy; and

WHEREAS, after the 2003 war the Iraqi government, without consent of the Tribe but claiming to act as the Tribe's agent for sale of land, opened up the tribal lands for non-indigenous settlement without disestablishing or diminishing the tribes; and

WHEREAS, the Iraqi government sold very little land on Anbar, Fallujah or Tikrit territories but nationalized it for government uses without permission of Shammar sheikhs; and

WHEREAS, since 2003, the Shammar have not been recognized in Iraq law with equal rights to land and resources and have repeatedly protested that Shammar lands remain intact; and retain control over natural resources; and

WHEREAS, despite the binding effect of the Iraqi government that adjudicated Shammar boundaries over the course of more than twenty years of protracted litigation and notwithstanding other federal laws that recognize and confirm the parameters of tribal jurisdiction, Shammar authority has been repeatedly challenged by the Iraqi government where members of the tribes are currently being prosecuted locally after being arrested inside the Shammar boundaries and county and state police departments continue to execute unlawful land grabs and arrests, all in violation of our rights under the Covenant on the Rights of Indigenous Nations; and

WHEREAS, under the Covenant on the Rights of Indigenous Nations Act, we retain the legal authority to recover Shammar tribal confederation's rights to Tikrit, Ramadi and Mosul tribal lands and resources that had been opened for settlement and development by the Iraqi government; and

WHEREAS, the unsold Shammar lands in Anbar, Ramadi and Tikrit should rightly be restored to trust status under autonomous Dulaimi governing bodies; and

WHEREAS, the Shammar tribal confederation aims to restore and develop lands in accordance with our own customary tribal laws, constitution and government that will enjoy equal standing with the state of Iraq and be protected under international law; and

WHEREAS, we do hereby resolve to ratify the United Nations Covenant on the Rights of Indigenous Nations by which our Shammar tribal confederation seeks to maintain jurisdictional authority over its lands, and to stop attempts by the Iraqi government to relegate our Shammar tribal confederation's rights and boundaries as a sovereign nation; and

WHEREAS, this resolution aims to support the indigenous tribes of the Shammar tribal confederation by urging all Shammar clans to endorse the Covenant on the Rights of Indigenous Nations as a way to thwart Iraqi federal government attempts to acquire jurisdiction over our traditional tribal lands and to limit Iraqi federal jurisdiction over our sovereignty.

NOW THEREFORE BE IT RESOLVED, that all Shammar clans endorse the Covenant on the Rights of Indigenous Nations reaffirming the boundaries of our lands in order to protect our rights as an autonomous nation.

BE IT FINALLY RESOLVED, that this resolution shall be the policy of the tribal confederation including all Shammar til it is withdrawn or modified by subsequent resolution.

Signed on behalf of the Shammar tribal confederation on the seventh of March 16th 2021

[signed]

Shabaad Karim Jihad Al-Shammari.



Prince Fawaz aljarbaq iraq Tribe of Sammar.

