

## PART 1

# THE INFREEMENT OF ERITREAN SOVEREIGN LEGAL RIGHT BY THE ANTI- ERITREAN UNITY SPEAKERS

*“Why are the Eritreans in the Diaspora unable to deter this perplexing question “?”*

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## PART 1

### 1. INTRODUCTION

At Meskerem Website, posted on 8/25/2015, I read an upcoming event, which was held on 8/29/15, featured 21 speakers who came to Oakland California; delivered a rally speech for anti National Eritrean Unity.

**Do you think these people will supposedly offer us an alternative to statehood better than what we have, achieved through our revolutionary and culturally driven National Unity?**

After we paid with 100,000 lives and other war victims with over 60,000 were disabled and all these cruel acts that went on for 30 years first by Haile Sellassie and later by Mengistu that were waged against innocent Eritrean civilians. It is still fresh in our mind to remember the atrocities such as carpet bombing of the towns of Nakfa, Afabet, Massawa and Baraentu; the breast cutting of Eritrean women that went on for years; the thousands of Asmara citizen that were strangled with piano-wire in the city streets; the massacre of religious people in the church compound of the Woki Duba village; the over 400 villagers of Sheeb that were forced to lie down at gun point in the farm field and were rolled over by brigade size tanks, all were innocent villagers. Without going on to other similar atrocities. Within these 30 years war Ethiopians and Ethiopian soldiers killed upward of 500,000 innocent Eritrean fathers, mothers, brothers and sisters [1]. But at the end of the day:

***THE EPLE/PFDJ BESTOWED UPON US THE RIGHT TO GOVERN OVER OUR NATIONAL TERRITORIAL BOUNDARIES.***

Again, all Eritreans should ask this question:

**How is it going to benefit us to hear a speech that glorifies the up-rooting and disposing the PFDJ who obtained our legal Nationhood status?**

How can we forget our own history?

**Do you think the mistake we are making today can have lifelong negative impact on us and our future coming generation?**

*The PFDJ is our defenders, liberators, carry out the promise of our martyrs, Nation builders of today tomorrow and into the future.*

The commentary of Meskerem Website also indicated that the emphases of the conference may be dedicated to discussions on the old rhetoric of condemnations, demonization, and black mailings to the PFDJ and to manufacture unsubstantiated lies that supposedly will be used against the Eritrean Government. Their resolution is as usual to cry out loudly and beg the UN to slam Eritrea with even more sanctions including “**Regime Change**” effective immediately.

Based on their previous track record, they have always given out a deviant advice which has never benefited the people of Eritrea domestically or who are living abroad. These traitors have been preaching to many Eritreans: That all Eritreans have the **right not** to support the current National Government of Eritrea; instead, their speech is implying: That the Nation of Eritrea is collapsing and that all the citizens of Eritrea prepare to hand over governance to these Anti Eritrean National Unity speakers. These implications have been expressed by some of the featured speakers and can be viewed on YOU TUBE and other Websites. For example:

(a) Andebrhan Wedegirgis in video stated: “Eritreans and Ethiopians are the closest people in Africa and have many common strategic interest. Their differences can be resolved with reconciliations through a mechanism of Cultural Diplomacy and Classical Diplomacy” [2].

(b) Dr. Bereket Habte selassie, in video stated that: “I have been in Ethiopia and

Ethiopia and Eritrea have the same history and culture and he emphasized it by saying that we (means all Ethiopians and Eritreans) are all Ethiopians; my wish before I die he said: “that Eritrea and Ethiopia will come back together” [3]. There, this reminds us about Professor John Spencer, the foreign policy legal advisor of Haile Sellassie who worked very hard for 40 years; he was the main advisor for the acquisition of Eritrea via the United Nation. There is similarity of Dr. Spencer’s negative impacts on Eritrea with Dr. Bereket’s intention to follow Dr. Spencer’s Doctrine that is continuously harmful to Eritrea to this day. Dr. Bereket made the Eritrean Government legally liable to fulfill the requirement in the constitution he drafted and yet he is in contempt by not telling the truth for the job he did and called his service that he was a the **handmaiden** of the constitution not a “**principal author of the Constitution,**” but records show that he was the “principal author of the Constitution,”. Having said that, the main source that triggered the UN UPR (Universal Periodic Review) went into investigating deeply pertaining to the human rights records in Eritrea was due to the statement in Article 19 (2) of the 1997 unimplementd Eritrean constitution that states: Freedom of Expression without any legal obligation to the general public at all. Since the job of the UPR is to investigate human rights situation in Eritrea that written blanket statement made the nation of Eritrea liable and allowed the UPR to further investigate to the point of the overall governance of Eritrea. For example in the unimplemented constitution, Article 19 sub (2) states: *Every person shall have the freedom of speech and expression, including freedom of the press and other media.* Let us ask ourselves how does this benefit us and under what conditions, limitations, administrations or financial constraints to have all these freedoms. Don’t you think that there must be obligations to follow and that are fixed by law?

Now, let us compare with the best constitution in Africa of the Republic of South Africa, 1996 - Chapter 2: Bill of Rights’ it is stated:

**Freedom of expression**

1 Everyone has the right to freedom of expression, which includes

- a. freedom of the press and other media;
- b. freedom to receive or impart information or ideas;
- c. freedom of artistic creativity; and
- d. academic freedom and freedom of scientific research.

**2. The right in subsection (1) does not extend to**

- a. *propaganda for war;*
- b. *incitement of imminent violence; or*
- c. *advocacy of hatred that is based on race, ethnicity, gender or religion, and that constitutes incitement to cause harm.*

Let us even compare with UN freedom of Opinion and expression

[Article 19 of the Universal Declaration of Human Rights.](#)

The right is enshrined in **Articles 19 and 20** of the [International Covenant on Civil and Political Rights](#):

*Article 19*

1. *Everyone shall have the right to hold opinions without interference.*
2. *Everyone shall have the right to freedom of expression; this right shall include freedom to seek, receive and impart information and ideas of all kinds, regardless of frontiers, either orally, in writing or in print, in the form of art, or through any other media of his choice.*
3. ***The exercise of the rights provided for in paragraph 2 of this article carries with it special duties and responsibilities. It may therefore be subject to certain restrictions, but these shall only be such as are provided by law and are necessary:***
  - (a) *For respect of the rights or reputations of others;*
  - (b) *For the protection of national security or of public order (order public), or of public health or morals.*

*Article 20*

1. ***Any propaganda for war shall be prohibited by law.***
2. ***Any advocacy of national, racial or religious hatred that constitutes incitement to discrimination, hostility or violence shall be prohibited by law.***

This is apparent that article 19 (2) is construed and this the beginning to review all the 59 articles to make sure that the nation of Eritrea's legal sovereign right is protected and the citizens are benefiting legally.

From these circumstances arise, the author is fully convinced that the messages of these political speeches are not geared to be inspirational talk to Eritreans, but

designed to create divisions and to cause self destructions to the overall Eritreans society. The question to ask by any concerned Eritrean is:

**Who are these people? What are their motives and intentions for Eritrea? Will they really benefit the people of Eritrea?**

We already have forgotten that like Andebrhan Weldeghergis has formally served at a high level within the government and the result was disastrous by him becoming abusive that no one was able to work with or under his supervision. That is why the government was unhappy of his performance and relieved him of all his duties. Again let me ask this question:

**Do they have none deviant intentions for the unification of the Eritrean people within the sovereign legal boundary of Eritrea so that Eritrea could remain politically stable?**

### **1.1. The Origins of Misinformation**

#### *Warsay-Yikaalo Project*

Some Eritreans have been confused by Andebrhan and Dr. Bereket misleading information such that: Dr. Bereket's advocacy for the construed constitution that he drafted as the chairman of the constitution committee and he is again telling us that the answer for Nation building is not the Eritrean Government program of Warsay-Yikaalo, these are slave labors but, the alternative is through the flawed constitution which was designed to give unnecessary liability to the Government of Eritrea to fail in the first place, (We will go into in depth analysis how each article of those 59 have been construed at different time). The Eritrean Government initiative for development is planned at National level started and interpreted realistically at the sub-regions within each region (Zoba), including military conscription and national building mass schooling and involving National political teachings not propaganda but based on real world experiences and building major infrastructure development, building bridges and Dams with fantastic engineering skills to foster social harmony and economic development.

## **Is this the kind of program that sounds like Eritrea is using slave labors?**

In fact Dr. Bereket's assertion to this effect he said: The youth of Eritrea are in **Sawa** which is an **"open prison"** [4]. This is a typical response from a Social Justice ideological followers to "mislead" because Social Justice in its educational curriculum has a history of efforts to "promoting justice, on the one hand, and become an instrument of colonialism and oppression on the other hand" (IMF, World Bank) of many people around the world [5]

## **2. THE DISCLOSURE OF SOCIAL JUSTICE IDEOLOGY**

When these men spent so much energy for the sake of undermining our current government, they are asking us for our consent to give them legitimacy as authority for the governance of Eritrea. By doing so, then they will have the **right** to sell the country to the waiting buyers who are: the Woyane of Tigray and others in turn they will sell it to International Financers who are led by Social Justice Ideology. In time like this it is not uncommon to observe people engage into **wheeling and dealing** like the Human Traffickers do which some of the speakers are currently engaging in right now. We are also observing some people who were die-hard followers of PFDJ that have betrayed the Nation of Eritrea.

### **How and why is this happening?**

#### **2.1 Army struggle to Independence by Transitions**

This paper addresses the obstacles of what we are facing from our post war economic and civil recovery. We have to realize that the EPLF/PFDJ army struggle was constructed based or shaped by their **original version of Social Justice Disciplines** which has being at the core of their activities. Since, Social Justice is very difficult to define it; Eritrea had its own version of it interpreted and documented in its PFDJ



Charter. Today we are being confronted by Social Workers who are financially motivated people who believe they are promoting justice on one hand, and on the other hand become an instrument of promoting deviant acts to produce anti social behavior to the detriment of our Eritrean Society. Every negative activity that we observe today happening to Eritrea is due to the misleading information coming out and being disseminated by these anti government speakers.

#### *Economic and Social costs of Eritrea*

Based from my educational perspective and the consideration of all the ill will rhetoric's by the anti Eritrean Government speakers, they have negatively impacted the anticipated economic growth to the Eritrean Government developmental progress and now they have been preparing a secret false information for lobbying the UN Security Council in order to vote in line with their wishes against the government of Eritrea. These directives by the way, they are coming to them through their **Command Center** who is in this case the International Financers for their cause.

Criminal Activity: I will show the method that was used by the International Financial Donors and educate and direct their Agents (meaning the anti Eritrean Government) to act according to this "Deceptive Mandate" which is: to mislead and take advantage of the unaware, less informed and less educated Eritreans. In so doing, the biggest obstacle they have encountered is the president himself. That is why they have been addressing him with demonization the kind of hate that originated from the social justice ideolog who are misled to mislead and the rest are following just from hearsay. The main reason of their despicable act against this man whom I consider him the "Lion of Sahel" is to isolate and separate him from the Eritrean general public. The application of their evil intentions can be compared with the old saying that goes; "cut the head off a snake and the body will follow" in order to assure success. This wishful deceptive acts and practices or misleading have been going on by these traitors for such

a long time and by following their steps, we are able to hit the **Nerve Centre** of these highly centralized bank of lies that include false oral or written representations against the Government of Eritrea; including the stamping out Eritrea as if it is a **North Korea of Africa**. Here I am laying out measured answers as to the consequence of how the concept of their misleading rhetoric is transforming and being applied:

1. The nerve center of these evil operations has been working for many years to teach some Eritreans and none Eritreans through hidden mechanisms of the **Social Justice Ideology taught and empowered by highly educated professors from different Universities**. These professors are now advocating the importance and indispensability in protecting human being globally against any violations in their human rights. They take full advantage of countries which have no deep knowledge of their basic **sovereign legal rights**. Nation states have become more interdependent than ever before and are constantly developing their relationships with each other by means of treaties. In the period from 1945 to 21 May 1996 the United Nations, to which all treaties should be notified, had registered no less than 32516 treaties. Every such instrument affects, to a greater or lesser extent, the freedom of the parties to the treaty. This is how **national sovereignty** is compromised by international agreements. In Eritrea's case, its Sovereignty is compromised at the doctrine level by powerful and persuasive ideas such as Universal Human Rights. Declaration by the Council of Europe's Convention for the Protection of Human Rights and Fundamental Freedoms (Council of Europe 1950) are promised on the view that human rights transcend **national boundaries**. The European Convention opens up the possibility that citizens can take their own governments to the European Court of Human Rights. No matter how they try to construe the definition of sovereignty, the appropriate **definition of the rights and freedoms of national authorities, Nation states still matter** they are the sources of power with which most people readily identify. **Power becomes meaningful only in reference to sovereignty**. Moreover, terms like community obligation legitimacy,

authority, state government and constitution ...all are integrated and made coherent by the concept of sovereignty. It is a unifying theory, not a simple description. It is a doctrine which deals with facts of political life, and not fantasies. There is always big misconception about the Social Justice (Social Workers) that they try to downplay without ever fully disclosing the negative impacts prior to implementing their plans such as: They work very hard to get the opportunity to write the School Curriculum to introduce “deviant life style to the children’s developmental program” or the over emphasizing about “women’s empowerment” and the opportunity to eventually get their hand onto the Constitution. Their supposed academic teachings are misleading teachings by introducing “preferential of justice” that benefits “the right of LGBT” who are conducive for separatist movement and easy governance. They use **Soft Power** (the ability to shape the preferences of so called disadvantage and is done through appeal and attraction and talk of **open mindness**, social sympathy talk, through educational curriculum, empowerment and material exchanges) in order to softly put their legally binding phrases in to the constitution of the country. They will educate and influence the society to get the acceptance of their deviant life styles with implications to follow for implementation in the constitution of the targeted country before they got entangled with the legal awareness of the people and issue of **state sovereignty**. **We know that State sovereignty cannot be violated without legal recourse to the UN charter and its mechanisms as it is currently stated.**

In a true sense this was the underline main empowering reason why the UN Human Rights Special Rapporteur have been **assigned (sent)** to Eritrea, Ms. Sheila B. Keetharuth (Mauritius) who undermined and accused the Government of Eritrea as a Human Rights violator through her fabricated and illegal data gathering method on human rights abuses to frame Eritrea as a violator and she even challenged the government of Eritrea sovereign legal right including their internal administrations. First she labeled the Government of Eritrea as a Human Rights violator and then she

accused them for **bulldozing** houses inside Eritrean Cities even though she knew that those houses were built with illegal building codes and no building permits in the first place. She has been enlightened and empowered by the Social Justice Ideology that made her even up to ignore the **world opinions and ignore the country's city planning/zoning ordinance legal requirements, securities laws and again even ignored Eritrea's legal sovereign right.** She has been acting as a prosecutor or someone above the law completely out of her mandate that she was supposed to follow the proper instruction of the UN proper protocole. The impact of the Social Justice ideology when drilled into the peoples mind can have profound negative effect into one's actions then influences interpersonal beliefs, which in turn influence goals and actions. Due to these beliefs, one of the well known public Anti Eritrea National Unity speakers, Dr. Bereket, stated that Eritrea is a "**Failed Nation**" that is why he named his book "Wounded Nation".

#### **Is there any difference between state building and nation building?**

*Simon Chesterman in his book state building and International Law- University of Westminster uses only the term state-building, [5]*

*Francis Fukuyama acknowledges in his book. That there is a distinction between **State-building and nation-building** but his usage of both terms*

*Would suggest that he regards nation-building as a term employed in the Language of politics describing what he – in academic discourse – calls state building. [6]*

2. Now, let us examine the hard-earned development of Eritrea through working on projects of Warsay-Yikaalo for Nation-Building of the State of Eritrea which are planned and responsibly managed by the PFDJ Administration. To understand why Dr Bereket improperly labeled Eritrea is as a "failed nation" is utterly false, and he said it only to score a political advantage not for Eritrea's well being. But in due time, the consequence will be accounted to his own credibility. The truth is: The government is still delivering goods and services to its people despite of the economic hardships imposed on Eritrea through UN sanctions and being supported by these traitors. They

didn't even show any disheartening feelings or dismay when the Woyane and the UN Human Rights Commission infringes on the Eritrean people's rights. For example, no body from the featured speakers ever mentioned or says a word when Ghebru Asrat made a claim that: "Eritrea is legally binding to Ethiopia." [7] (Which I addressed in my post titled "Ghebru Asrat, is intentionally misleading the Ethiopians about Eritrea which is available on line).

3. No matter what may have happened in the past or happening presently, let us refresh our memories about the tremendous resilience exhibited by the majority of our people during this testing period. The effect of sanctions normally attacks the morality of any nation but when it comes to Eritrean people, we are witnessing that these economic hardships have been looked as a common cold which will be disappeared or transform into economic hardship. That is why they feel that it can be beaten up in a very short period of time. These traitors thought their mission have reached its overall goal and success by watching the pain and misery of their fellow citizen drowned into the sea and lost their precious lives. They even called it successful accomplishment by doing nothing again and again when Eritrean people leaving their homeland in thousands trying to reach Europe, USA or Far East as a promise land in a steady stream. These are happening, because again of the misleading information given out by the enemies of Eritrea and eventually reach to some countries like USA who has minor misunderstandings with Eritrean Government and that can affect their foreign policy. The typical misinformation in this case was: "Any Eritrean leaves his/her country will be rewarded with citizenship in another country."

**Who did you think created these mess with such malice and evil misinformation?**

Despite all these obstacles, the Eritrean Government is doing its primary job with extreme integrity considering its limited income but still providing education, security and reasonably good infrastructure, constructing dams for irrigation and water supplies

that promotes individual's rights to a healthy prosperous but non **deviant society** full of life and happiness.

### 3. ERITREA IS NOT A FAILING NATION

There is a need to challenge those people who are spreading false news such as "Eritrea is a failed nation" and I would like to prove them that they are wrong. Let us start to identify the relative strength and weaknesses of our government. According to: ROBERT I. ROTBERG, in his book "Failed States, Collapsed States" indicators. [8] I have used some of the likelihood indicators and some from my background knowledge that could apply to Eritrea as measuring criteria. First we have to look into the indicators that could influence the State of Eritrean Government potential weaknesses leading to government failures.

**Do we have problems that are out of control and can be accounted to Government Failure?**

(a) Whenever there is government failure the first thing noticeable event is the stress level of the nation which would likely to break down into **chaos** and the enemies of Eritrea are always wishing for. But we are observing that there are no disharmony or friction between ethnicities, what we are witnessing, Eritrean people are happy and enjoying their Festivals and Holidays together with no difference throughout our history of 24 years of independence either living domestically or abroad.

*In fact the traitors have used criminal tactics to disturb us at our meetings, festivals, seminars and they even damaged our cultural Eritrean Community Centers (**buildings**), as well as attempted to assault our Authorities.*

- (b) The government has full ability to control or defend our borders and the entirety of our territory.
- (c) There is no growing of criminal violence in Eritrean cities. There are no vivid corruption institutions such as (Organized Crime, Trafficking Drugs, and Trafficking People) in all Eritrean Regions. (ZOBA).
- (d) There are no decaying infrastructures which are neglected throughout Eritrea.

At this moment my humble statement is: We are facing:

*The evilness of the Woyane and the anti-Eritrea members of xxx organizations will continue their sabotages against the Government of Eritrea and they will never rest until they achieve that final push for the destruction of the Eritrean Nation and the loss of our sovereignty. Their profoundly criminal activities and evil attitudes are too horrifying to contemplate for this kind of destruction.*

On the flip side, we Eritreans must celebrate, because of our achievements despite of the daily obstacles we are facing through our enemies. These achievements are as follows:

- (a) There is no any failure of public institutions to deliver positive political goods to citizens on a scale likely that undermines the legitimacy and the existence of the state itself.
- (b) In the State of Eritrea there are no noticeable or significant failures that are occurring that compromises the respect of our government in a wide range of political goods. The most important facets are: there are provision of security in place, our civil law legal system is working to adjudicate disputes, there are continues National Planning provision for economic development, National Health Care, and communications, infrastructures in place and functioning slow but acceptable.
- (c) There are no short supply of some form that could jeopardize the support of welfare (to our martyrs family) policies or pledges from Eritreans and none

Eritreans.

- (d) There are increasing opportunities for participations in the political process, such as the involvement of the masses into Communications, dialogues. For example the ERI TV imitative called (Direct Talk for public interaction **Beghahdi**, Public Legal Teachings, Public Health Care Educations by Doctors at TV Studio shows and even excelling in our cycling long distance, running sport and Art/poems appreciations) etc.,
  
- (e) There are increasing significant number of individual participation within all ages in the State Building leading toward Nation Building projects in small scale while the big projects are carried on by **Warsay-Yikaalo, the National Forefront Vanguard.**

### 3.1 Western Democracy Economic Costs

To implement the ideal Western Democracy in Eritrea as it was set in the unimplemented constitution beside its construed messages, it would be a liability cost almost half of the National Budget of Eritrea that would have been mandated to fulfill the requirement of that constitution. Dr Bereket the “principal author of the Constitution,” advocates the content in the constitution are to ensure the needs of individual fulfillment of citizen’s right to Social Justice Demand. For the sake of understanding by everyone: The PFDJ won the war and began to run the government in accordance to the best of their ability along with their limited financial resources. They start building basic infrastructure, opening schools, building health care facilities they establish electric power throughout the nation, access to clean water, the sustained agricultural development including the construction of dams, the assurance for defense and security along with the commitment for the availability of housing e.tc., When the PFDJ liberated the country they arrived with practically no financial means, money for a National recovery program such as (Marshal Plan an American initiative to aid



Europe post world war II). The traitors have even objected to the collection of 2% of personal income for recovery and rehabilitation by the Eritrean Government under development programs. Because, of the so many obstacles, the Nation of Eritrea cannot afford to build strong institutions as advocated by Dr. Bereket through the construed constitution. When he financially burdens the nation with unaffordable liabilities his intentions are financially ruining the country. These are his fulfilling activities to reach his goal of financially bankrupting the Nation by introducing preferential treatment through the constitution for personal fulfillment; along with improper factors as it has been laid out in the constitution which leads to civil unrest, which leads to a separatist movement and which will result in driving Eritrea into a **failed nation** status. That is why he is tirelessly campaigning to describe Eritrea as a failed nation even as you are reading this report. Let me give an example: In order for Eritrean Government to fulfill the statements for mandatory action to be implemented in each article of the constitutional requirements, let us follow this:

Eritrea must need a vertical and horizontal accountability that ensures a Substantive Democracy in accordance with the recommendation stated in the unimplemented constitution, Eritrea needs strong Institutions with high financial cost to put in for its operations such as: At Horizontal level: Eritrea needs professionals who are autonomous state agencies for monitoring, investigating, and punishing malfeasance (e.g. judiciaries and police). On the Vertical level: Eritrea needs socially embedded state institutions for receiving **signals of public concern**, perceiving incipient governance challenges, and providing locally valued public goods (e.g. Ministries of Agriculture, Health, Marine, transport and Education). The financial cost that will be needed for these institutions is almost half of the Annual Budget of the Nation. The Government of Eritrea has been challenging this Western Valued Democracy needs as follows: At the Horizontal level Eritrea due to its budget limitation could not afford to have professionals with autonomous state agencies, but the Ministries themselves have direct accountability for their successes and short falls.

When we talk the need for Vertical level like receiving signals of public concern it is being handled at all levels of Eritrean administrative Regions (ZOBA) through Eritrean Television Network for example the “Direct Talk or called in Tigrinya (BEGAHDHI)” are doing superb job to advise, to lead and to collect data that could be used for improving the conditions of concern. However for the enemies of the Nation of Eritrea this doesn’t mean anything to them, because they lack the ability to understand how the government of PFDJ operates.

The Participation by many citizens in the Nation Building without being compensated for their services will be rewarded by having their names noted in the *book of posterity for the Nation of Eritrea*, their children and grand children will remain proud for their outstanding services and contributions. But it gives me pain, when such noble services are criticized by these anti Eritrean National Unity and echoed by the UN Human Rights Special Rapporteur called it slave labors. All these criminal activities are being sensationalized by the anti Eritrean unity speakers who are merely Agents of the Financial Donors who **wants to obtain Eritrea under a false pretense** [9]. (Which I addressed in my previous post titled: “Obtaining the Nation of Eritrea under a false pretense”. But, we have to ask: **Who are these people?**

These are called **Social Justice Ideologue** indoctrinated, sellout opportunists and blood suckers which they themselves are no **benefit** to the Nation of Eritrea at all, instead who wishes the breakdown of the Eritrean Government into chaos through embracing deviant life styles.

**“To be continued to Part 2”**

