Briefing Paper: The UNESCO-Obiang Prize, Corruption, and Abuse in Equatorial Guinea

Prepared by the Open Society Justice Initiative

The Prize

The UNESCO-Obiang Nguema Mbasogo International Prize for Research in the Life Sciences was established in 2008 when the Executive Board of the United Nations Educational, Scientific and Cultural Organization (UNESCO) accepted $3 million from President Teodoro Obiang Nguema Mbasogo of Equatorial Guinea to endow an award in his name.1

The prize was scheduled to be awarded in June but was delayed for reconsideration by the Executive Board in its upcoming session from October 5 to 21, 2010.

The Problem

Creating a UNESCO prize to recognize scientists for “improving the quality of human life”2 that is named for and funded by President Obiang discredits UNESCO and bolsters the reputation of a corrupt dictator. President Obiang’s record of serious human rights violations and corruption is antithetical to UNESCO’s mission and values, and inconsistent with the objective of the prize itself.

Promotion of “sustainable development encompassing observance of human rights, mutual respect, and the alleviation of poverty” is supposed to be central to UNESCO’s efforts. Teodoro Obiang, however, has ruled Equatorial Guinea for more than 30 years by suppressing dissent and maintaining tight control over the country’s wealth. Thanks to his leadership, Equatorial Guinea’s people endure grinding poverty, while oil money flows into private bank accounts of Obiang family members and their affiliates.

By honoring an oppressive regime, the prize undermines UNESCO’s important work on freedom of expression and the prestige of the Cano World Press Freedom Prize. The prize also undermines the efforts of current Director General Bokova to “enhance the visibility and prestige” of UNESCO’s programs and the organization’s “transparency and integrity” during her mandate.3

Furthermore, the propriety and legality of the money provided to fund the UNESCO-Obiang Prize is in question. President Obiang and his close associates are subjects of ongoing criminal proceedings related to alleged money laundering and corruption. An inquiry with UNESCO’s Internal Oversight Service Investigation Section has revealed that UNESCO currently has no process to screen funds to prevent money laundering, and may have accepted funds that are the proceeds of corrupt practices.

A September 2010 report by the UNESCO Working Group on Prizes also highlighted that the organization currently has no procedures to screen the integrity of private or...
individual donors (involved in about two thirds of all UNESCO prizes) and may need to be “more discerning” in the way it names prizes.4

The Solution

UNESCO Director-General Bokova and Executive Board Members should use the October board session to cancel the UNESCO-Obiang Prize definitively.

They should also establish effective policies and procedures for vetting prizes, their donors, and their sources of funding to avoid similar situations in the future. This could include an “in-depth feasibility study,” including consideration of the “integrity and identity” of the donor, to be carried out by director general before creating any future prize, as recommended by the Working Group on Prizes in its report.5

Prominent individuals including Archbishop Desmond Tutu, several additional Nobel laureates, and other UNESCO prize winners from around the world have expressed outrage at the establishment of the prize and called for its cancellation. Various governments and parliamentarians have also registered serious concern about the prize. A broad coalition of human rights, press freedom, anticorruption, and public health organizations are campaigning for UNESCO to pull the award.

Along with cancelling the UNESCO-Obiang Prize, UNESCO should act to ensure that the funds in question are used to promote basic education and address other needs of the people of Equatorial Guinea.

Background

Widespread Poverty Despite Vast National Wealth

The disparity between Equatorial Guinea’s vast national wealth and its widespread poverty is unmatched anywhere in the world according to recent UN figures. As sub-Saharan Africa’s third largest oil producer, sparsely populated Equatorial Guinea boasts the highest per capita GDP in Africa—$30,627. This is higher than that of Italy or New Zealand, and more than three times that of most of its African neighbors.6 Yet under President Obiang’s rule, Equatorial Guinea has some of the lowest health and education levels in the world.7 Most of the population is mired in desperate poverty, with more than 60 percent living on less than $1 per day according to the United Nations Development Assistance Framework.8 Indeed, in the UNDP’s 2009 Human Development Report, Equatorial Guinea was the worst governed country of all surveyed, as measured by the disconnect between available wealth and development.9

Oppression and Human Rights Abuses

In August 2010, President Obiang’s government executed four political dissidents after kidnapping them from exile in neighboring Benin and convicting them in a summary military trial. According to Amnesty International, their confessions were extracted under torture. This was not an isolated instance. In January 2010, the UN Special Rapporteur on Torture, Manfred Nowak, “found that torture [was] systematically used by the police forces against persons who refuse to ‘cooperate’—persons suspected of political crimes as well as suspects of common crimes…”
noted that some prisoners suspected of political crimes were being held in solitary confinement for up to four years, almost always shackled at the legs.\textsuperscript{10}

**Corruption: Ongoing Investigations and Cases**

The corruption causing the discrepancy between Equatorial Guinea’s considerable wealth and its pervasive poverty is well-documented. Past and ongoing investigations by reliable government authorities in the United States, France, and Spain into the activities of President Obiang and his close associates help substantiate what many have suspected: a small group at the top of Equatoguinean society and government diverts to itself most of the country’s billions in oil revenues and other natural resource earnings.

Equatorial Guinea is also the subject of a complaint before the African Commission on Human and Peoples’ Rights for alleged spoliation of the country’s natural resources by high level officials.

**United States**

Landmark investigations by the United States Senate in 2004 and 2010 found that large sums of Equatorial Guinea’s oil income and other resource revenues ended up in private bank accounts in the United States, Spain, Luxembourg and elsewhere, or were squandered on mansions and other extravagances for senior officials and their families. Leaked U.S. Immigration and Customs Enforcement documents inventoried a $35 million mansion in California, a $36 million jet, and several luxury cars and boats belonging to President Obiang’s eldest son, who also serves as the Minister of Forestry with a reported official salary of approximately $60,000.\textsuperscript{11}

**Spain**

Following the 2004 U.S. Senate report, investigations by the Spanish NGO Asociación pro Derechos Humanos de España (APDH) and the Open Society Justice Initiative uncovered strong indications that as much as $26 million of Equatoguinean Treasury funds may have been applied to the purchase of real estate in Spain for the account of President Obiang and top government officials. These allegations are now under investigation by instructing magistrates in Grand Canary, Spain.\textsuperscript{12}

**France**

Following a complaint filed by the French NGOs Association Sherpa and Transparence International against President Obiang and his associates for concealment of diversion of public funds (“recel de détournement de fonds publics vise par les articles 321-1 et 432-15 du Code pénal français”),\textsuperscript{13} a police investigation commenced in June 2007\textsuperscript{14} that confirmed President Obiang’s ownership of a high-end residence in Paris and found eight luxury automobiles belonging to his son Teodorin, including two Ferraris, two Bugattis, two Maseratis, a Maybach, and a Rolls Royce, for a total value of over €4 million.\textsuperscript{15} The case is now before the Cour de cassation, pending a decision on standing of the NGOs.
In October 2007, APDHE, the Open Society Justice Initiative, and EG Justice (a U.S.-based rights organization) filed a complaint alleging that the diversion of oil wealth from government coffers to private accounts—of which the Spanish and French cases illustrate one strand in a complex web of suspected corruption and laundering—violates Article 21 the African Charter on Human and Peoples’ Rights by preventing the Equatoguinean people from freely disposing of their natural wealth. The complaint argues that the Equatoguinean government engages in corruption, undue control over the judiciary, and violent suppression of dissent to facilitate the spoliation of the country’s natural resources.
17 Id.