

REPORT OF THE LEGISLATIVE REVIEW COMMISSION TO THE 16TH SESSION OF THE PROVISIONAL WORLD PARLIAMENT

Leopoldo Alberto Cook Antonorsi
Chairman of the Commission
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The World Constitution for the Federation of Earth was created by hundreds of global citizens who met in four Constituent Assemblies in 1968 (Interlaken, Switzerland and Wolfach, Germany), 1977 (Innsbruck, Austria), 1979 (Colombo, Sri Lanka), and 1991 (Troia, Portugal). A 25-person core drafting committee, including experts in International Law, Universal Citizenship, and Human Rights, consolidated the final version.

Since the Fourth World Constituent Assembly in 1991, the Constitution has been considered a completed document, ready for ratification by the people of Earth, under the terms provided for in Article 17.

Most relevant aspects of the World Constitution for the Federation of the Earth

The most relevant aspects of the World Constitution for the Federation of Earth, as approved (1991), are:

- It represents a step forward in the evolution of humanity: with a global, holistic vision, achieving understanding of nations and peoples beyond borders.

- It includes and transcends the concept of the sovereign nation-state. From city-states, humanity evolved into nation-states. Now, on a larger scale, with the World Constitution, each nation maintains the necessary safeguards to ensure full credence and faith in its public acts and ensures the freedom to choose its internal political, economic, and social system (Article 14).

- Global democracy, with a Tricameral Parliament comprised of nations (the House of Nations), with votes proportional to their population, without veto; the peoples (the House of Peoples), delegates from the planet's 1,000 Districts; and the seed of the world vision (the House of Councilors). Decisions are made by majority vote, without veto, and are binding (Article 5).

- It is a non-military Federation, which assumes only those functions that transcend the boundaries of national governments. It focuses on the global aspects of achieving peace, environmental sustainability, universal human rights, as well as global and planetary equity (Articles 1, 2, and 4).

- To participate in the Federation, a nation must transfer weapons of mass destruction for dismantling or conversion to peaceful purposes (Article 17).

- It is structured from decentralized units (the World Electoral Districts, 1,000 in total) as electoral, administrative, and sociocultural units (Article 2).

- The Executive is a collective body emanating from the World Parliament, with very defined powers (Articles 2 and 6).

- The World Judiciary has obligatory, binding jurisdiction, which has authority over individuals and nations, and emanates from the World Parliament (Article 9).

- The coercive system is non-military (equipped only with weapons appropriate for arrest) and applies to individuals, respecting human rights, with primarily peaceful and deterrent measures (Article 10).

- An important figure is the Human Rights Ombudsman, who encompasses all the universal rights of individuals. It is being proposed that it include the defense of the entire Earth ecosystem (Article 11).

- It includes a wide range of universal human rights (Articles 12 and 13).

- The World Federation transcends the UN, a failed institution that has become obsolete; it has completed its historic mission and is historically outdated.

Need to update the World Constitution for the Earth Federation

Thirty-four years have passed since the Fourth World Constituent Assembly completed the drafting work and deemed the approved text ready for ratification in 1991.

While, as outlined above, the World Constitution currently represents the most advanced social structure for global governance and could well be ratified as is, there have been a number of advances in the social sciences and technology that would allow for further democratization of the structure. In fact, it is the only instrument of collective creation for global governance that exists today.

Furthermore, there are numerous global citizen organizations that promote democratic global governance, peace, environmental sustainability, and the implementation of human rights, with very noble objectives. These organizations, lacking a social proposal like the World Constitution, could very well take on the role if they are given the opportunity to participate in updating and amending the World Constitution.

Legal Bases

There are two options for revising the Earth Constitution.

One is according to Article 18.4 of the Constitution, once the First Operational Stage has been completed, the proposal for amendments can be made to be considered by the World Parliament.

The other way, also according to Article 18.5, is for the Provisional World Parliament to convene a World Constituent Assembly.

This second option is the one we are activating. A Protocol is already in place in the legislative record of the PWP for guiding these actions at the 16th session and for the actions to be taken by a 5th Constituent Assembly. This protocol was deliberated and adopted under the authority of Article 18, Paragraph 5, of the Constitution of the Federation of Earth, by the Sixth Session of the Provisional World Parliament, held in Bangkok, Thailand, in March 2003.

Article 19 of the Earth Constitution requires the continuing agency designated to conduct the promotion of ratification of the Constitution (World Constitution and Parliament Association / Earth Constitution Institute) to establish such various preparatory commissions as may be deemed desirable in order to proceed with the Provisional World Government.

Such Commissions are called for by Article 19 of the Earth Constitution and are therefore functions of the Provisional World Parliament and not just extensions of WCPA or ECI.

The 2003 protocol establishes, in its point 4, that:

> "The business of the World Constituent Assembly shall be limited to consideration, deliberation and action on constructive amendment to the *Constitution for the Federation of Earth*. Sole consideration shall be for

amendments which conserve the basic non-military, federal and parliamentary attributes of the provisional World Government and World Government, and which strengthen the overall program for non-military, federal, democratic world government. Likewise, only proposals that conserve all of the seven major branches of the World Government shall be considered: the tri-cameral World Parliament, the World Judiciary, the World Executive, the Enforcement System, the World Ombudsmus, the Integrative Complex and the World Administration. The Steering Committee and the Chair of the World Constituent Assembly shall give special consideration to strengthening of the Bill of Rights of the *Constitution for the Federation of Earth*, to strengthening of the World Parliament by increasing its accountability, and to the clarification of the relationship of the World Government to the United Nations Organization and related agencies, which are to undergo transfer, reconstitution and integration by the World Government in conformance with the *Constitution for the Federation of Earth*. The Steering Committee and the Chair shall also give special consideration to amendment proposals to improve the implementation and ratification process. “

Legislative Review Commission

The World Democracy Campaign (WDC) was launched in the spring of 2024 by the World Constitution and Parliament Association (WCPA) in coordination with the Earth Constitution Institute (ECI). The WDC is a coalition of a number of organizations and persons from several countries dedicated to building momentum for the historic 16th session of the Provisional World Parliament (PWP).

In this 16th session of the Provisional World Parliament it is being proposed to call for a future World Constituent Assembly to follow that session of the PWP, the dates of which will be determined by the Parliament. At this 5th World Constituent Assembly, the delegates assembled will examine the *Constitution for the Federation of Earth* for possible amendments and will vote to create an updated and contemporary democratic *Earth Constitution* that will then be presented to all the nations and peoples of Earth for possible ratification.

In preparation for the possible amending of the present *Earth Constitution* at the World Constituent Assembly, was activated the Commission for Legislative Review to undertake an organized and systematic study of the *Constitution for the Federation of Earth* with the goal of updating the Constitution and making it as strong and universal as possible. The goal focuses on moving our planet forward toward a federated global democracy that nearly everybody can agree on, one directed toward solving our most fundamental global problems such as climate destruction, militarism, nuclear war, and massive planetary poverty.

Volunteers for this Commission are self-organizing and independent, persons committed to establishing a democratic earth federation as well as persons willing

to use the *Constitution for the Federation of Earth* as a template and a model to be studied with an eye to possible improvements and amendments. Membership in this Commission necessarily required a diverse group of qualified persons.

The Legislative Review Commission is formulating a coherent package of recommended revisions. This first report has been drafted with a provisional review of the text of the Constitution, with sufficient information to provide a basis for justifying the convening of a World Constituent Assembly.

The members of the Legislative Review Commission (members and advisors), from a total of 34 people initially, were formed by the following 20 who effectively contributed to the work:

Alicia de los Ángeles Roda Muñoz, Byron Belitsos, Carl Brisbane, David Gallup, David Quispe, Francisco Plancarte, Glen Martin, Hemlata Talesra, José María Tejederas, Juan Camilo Silva Zambrano, Julio Mas Estelles, Laura George, Leopoldo Cook, Mauro Casarotto, Michael Arconada, Micheal Ellis, Nervic Miro, Roger Kotila, Rudolf Schmitz-Perrin, Ushoshi Guha. Leopoldo Cook acting as Chairman of the Commission.

Highlights of the Commission's proposals

Among the proposals that have been approved for submission to the Fifth World Constituent Assembly are:

- ✓ Ease of ratification: simpler procedures for ratification and for moving to the First Operational Phase.

- ✓ More guarantees for nations are included, such as respect for the diversity of national economic, cultural, and historical traditions as far as possible within the framework of world law. It also includes developing interactive protocols for bringing new nations into the Earth Federation, with collaboration between members of the Federation and the nation wanting to join, in order to formulate a step-by-step integration process and to examine the constitution of the joining nation for possible amendments or adjustments to allow conformity with the Earth Constitution.

- ✓ Various articles of the Constitution incorporate proposals aimed at strengthening the Federation against potential external threats.

- ✓ It is also proposed to include a mechanism to properly integrate existing or newly emerging continental federations into the world government.

- ✓ Selection of parliamentarians through a random selection process, from among those who meet the requirements and who have freely applied. This

guarantees better, more democratic selection, without the commercialized process of Western elections or the intervention of economic interests and elites.

- ✓ Better participation mechanisms, such as referendums and legislative initiatives, maximizing the use of Direct Democracy through available mechanisms, and making the greatest possible use of existing technologies.

- ✓ It is proposed to include the ecological aspect transversally throughout the articles, as well as the creation of administrative bodies to address the issue.

- ✓ A precise and broad definition of World Electoral Districts is included.

- ✓ It is proposed to increase representation in the various Chambers of Parliament.

- ✓ The definition of nation, absent in the current text, is included.

- ✓ It is proposed to explicitly include that Regional World Courts shall be established in each of the 20 world regions. These additions to Article 9 make explicit what is now only implicit in the Constitution concerning regional and district world courts. They also propose as a system of voting to choose district world judges.

- ✓ Prohibition against the death penalty, as an inalienable right, instead of a directive principle.

- ✓ Improvement in human rights. To make explicit what is implicit in the Constitution: the planetary rights to world peace and a protected planetary environment. Also the right to receive a Universal and Unconditional Basic Income.

- ✓ The fact is reinforced that the Earth Federation shall respect the economic, cultural, and historical traditions of each member nation as far as reasonably possible within the framework of world law as provided by this Earth Constitution.

- ✓ For the location of World Capitals, in addition to infrastructure and communication facilities, it is proposed that priority should be given to their location in developing areas.

- ✓ Many specific improvements have been incorporated, as well as spelling and editorial corrections, for a total of more than 150 proposals.

Proposal of the Legislative Review Commission to the 16th Session of the Provisional World Parliament

We know that it is not within the jurisdiction of this Provisional World Parliament to amend the World Constitution, but it does have the power to convene a World Constituent Assembly to do so.

The Commission's work has found that there are sufficient amendment proposals that can further improve the text of the World Constitution.

We propose that this Parliament examine these proposals and announce the dates for the 5th Constituent Assembly as the legislative basis for formally developing an updated and more compelling rendition of the Earth Constitution. The end of 2026 might be a good date.

What comes next?

Once the Fifth World Constituent Assembly reviews the text and approves the amendments it deems pertinent, with the incorporation of other movements, a massive phase of Proclamation of Electoral Districts and Ratification by nations would follow, before moving on to the First Operational Phase.

Annexes

Proposed text for the World Constitution for the Federation of Earth, member proposals reviewed by the commission (more than 150), and minutes of meetings:

https://drive.google.com/drive/folders/1XTkEXTvTAIhjAlznzIhu4sn7xFa-OrQm