
ANTONIOS MANIATIS

ZAMBIAN

VALUES

CONFERENCE PAPER

28.06.2020

INVITATION TO THE FREE COURSE

“PUBLIC LAW OF ZAMBIA”

YOU HAVE NO FEES! JOIN NOW!

YOUR FREE ACADEMIC STUDIES ON AFRICA!

<https://eclass.Gunet.Gr/modules/document/?Course=lawgu288>

E-mail: maniatis@dikaio.gr



KEYWORDS

- Human Rights
- Human value / αξία (“axia”) Human dignity
- Isonomy (Democracy)
- National values and principles
- National symbols (emblems)
- Zambia

1. INTRODUCTION

- ZAMBIA MEANS LAND OF GOD
- THE CONSTITUTION OF THE REPUBLIC OF ZAMBIA REFERS BOTH TO NATIONAL SYMBOLS AND NATIONAL VALUES AND PRINCIPLES.

-
- NATIONAL MOTTO: ONE ZAMBIA, ONE NATION



2. ZAMBIAN NATIONAL SYMBOLS: ARTISTIC FEATURES OF NATIONAL IDENTITY

- ARTICLE 6 OF ZAMBIAN CONSTITUTION REFERS TO THE CONCEPT OF SYMBOLS (FLAG, MOTTO...) IN A WAY SIMILAR TO OTHER AFRICAN CONSTITUTIONS AND UNUSUAL AS FOR EUROPEAN CONSTITUTIONS.

- 3. ZAMBIAN “NATIONAL VALUES AND PRINCIPLES”
- 1. ARTICLE 8 OF THE CONSTITUTION:
 - 1. MORALITY AND ETHICS
 - 2. PATRIOTISM AND NATIONAL UNITY
 - 3. DEMOCRACY AND CONSTITUTIONALISM
 - 4. HUMAN DIGNITY, EQUITY, SOCIAL JUSTICE, EQUALITY AND NON DISCRIMINATION
 - 5. GOOD GOVERNANCE AND INTEGRITY
 - 6. SUSTAINABLE DEVELOPMENT



Flag of Zambia

4. THE FIRST GROUP OF NATIONAL VALUES AND PRINCIPLES

Ethics and morality

- ETHICS = DEONTOLOGY
- MORALITY REFERS TO RELIGION, FOR INSTANCE HOMOSEXUALITY IS
 1. A SIN ACCORDING TO CHRISTIAN MORALITY AND
 2. A FELONY ACCORDING TO SECTION 155 ON UNNATURAL OFFENCES, OF ZAMBIAN PENAL CODE

5. THE SECOND GROUP OF NATIONAL VALUES AND PRINCIPLES (PATRIOTISM AND NATIONAL UNITY)

Patriotism is the mainstreaming principle related to national symbols

The national unity is an ambivalent nation related to the constitutional declaration of the unitary and indivisible carácter Of the Republic (so no federal structure is permitted and Barotseland was dissolved).

6. THE THIRD GROUP OF NATIONAL VALUES AND PRINCIPLES: DEMOCRACY AND CONSTITUTIONALISM

- 1. DEMOCRACY = PEOPLE'S SOVEREIGNTY: THE MOST IMPORTANT LEGACY OF GREEKS TO HUMANITY
- ΔΗΜΟΚΡΑΤΙΑ = ΙΣΟΝΟΜΙΑ (DEMOCRACY INITIALLY WAS CALLED ISONOMY, BEFORE THE INVENTION OF THE TERM DEMOCRACY, IN ANCIENT ATHENS)
- 2. CONSTITUTIONALISM: ZAMBIA HAD AN IMPORTANT DELAY AS FOR THE ADOPTION OF THE MODEL OF CONSTITUTIONAL COURT, COMPARED TO OTHER AFRICAN COUNTRIES.

7. THE FOURTH GROUP OF NATIONAL VALUES AND PRINCIPLES, MAINLY THE HUMAN VALUE

- ARTICLE 2 PAR. 1 OF THE GREEK CONSTITUTION: Respect and protection of the value of the human being constitute the primary obligation of the State
- Greek Constitution contrarily to other Constitutions, such as the Zambian one, makes an explicit use of the term value ("axia") instead of dignity because a human being is a self-existent value itself! This term is preferable than the word "dignity" (=value against other people)

8. THE FIFTH GROUP OF NATIONAL VALUES

- GOOD GOVERNANCE IS RELATED TO MORALITY AND MAINLY TO ETHICS (POLITICAL DEONTOLOGY) WHILST INTEGRITY IS A FACET OF GOOD GOVERNANCE.
- REPUBLICAN PRESIDENTS (KAUNDA, CHILUBA, MWANAWASA) BEHAVED AS BIG MEN WHO REGULARLY ROTATED THEIR CABINET MINISTERS AND MAINTAINED LARGE CABINETS, WHICH IS INDICATIVE OF PROVIDING PERSONAL FAVORS TO OTHER ELITE MEMBERS.

9. A SEVENTH GROUP OF NATIONAL VALUES AND PRINCIPLES?

- CONTRARILY TO THE SEPARATE CONSECRATION OF SUSTAINABILITY (OF THE ENVIRONMENT) IN THE GREEK CONSTITUTION, SUSTAINABLE DEVELOPMENT HAS BEEN CONSECRATED IN ZAMBIAN CONSTITUTION. HOWEVER SUSTAINABILITY IS AN EMBLEMATIC PRINCIPLE OF ENVIRONMENTAL LAW, BELONGING TO THE THIRD GENERATION OF FUNDAMENTAL RIGHTS

10. CONCLUSION

- THERE IS AN OVERDOSE OF MORALITY, BEING RELATED TO CHRISTIANIZATION.
- CONSTITUTIONAL VALUES COULD BE CONSECRATED IN A PREVAILED AND SEPARATE WAY, BY FOCUSING ON THE COUPLE COMPRISING THE HUMAN VALUE AND THE POPULAR VALUE. THE SECOND PROPOSED VALUE IS RELATED TO THE PRINCIPLE OF DEMOCRACY, WHICH WAS INVENTED BY ANCIENT ATHENIANS WITH THE TERM "ISONOMY" = CITIZENS' EQUALITY IN THE POSSESSION OF STATE POWER.
- CONSTITUTIONS WORLDWIDE COULD BE AMENDED TO PREVIEW THAT THE VALUES OF NATIONAL LEGAL ORDER ARE THE FOLLOWING:
 - 1. THE HUMAN VALUE AND
 - 2. THE POPULAR VALUE, WHICH IS RELATED TO THE PRINCIPLE OF DEMOCRACY