

CONSTITUTION OF THE INKATHA FREEDOM PARTY

[As amended by the 2012 General Conference]

TABLE OF CONTENTS

PREAMBLE

STATEMENT OF BELIEF

CHAPTERS

I THE AIMS AND OBJECTIVES OF THE PARTY

II MEMBERSHIP – DUTIES, OBLIGATIONS AND RIGHTS

III ORGANISATION OF THE PARTY AND POLICY FORMULATION

IV THE NATIONAL COUNCIL AND ITS FUNCTIONS

V WOMEN’S BRIGADE

VI YOUTH BRIGADE

VII ORGANISATION OF THE PARTY AT BRANCH, CONSTITUENCY, DISTRICT AND PROVINCIAL LEVEL

VIII GENERAL CONFERENCE

IX FINANCIAL PROVISIONS

X MISCELLANEOUS

XI DISCIPLINARY PROCEDURE RULES

CONSTITUTION OF INKATHA FREEDOM PARTY

(Hereinafter referred to as the Party)

PREAMBLE

1. EMBRACING the principles of African humanism otherwise known as uBuntu/Botho and accepting that governments are instituted and maintained to promote and protect human dignity, personal growth and fulfilment, and the individual pursuit of happiness;
2. INSPIRED by a political and constitutional vision that promotes and protects political, economic, social and cultural pluralism in

- an open society;
3. BOUND by an unwavering and uncompromising political commitment to foster the establishment of a truly open, free, libertarian, equal-opportunity, and reconciled society with democratic safeguards for all people regarded both as individuals and as members of the social formations to which they belong;
 4. RECOGNISING the need to harness the great resources of the country to fight the real enemies of the people, namely: poverty, hunger, unemployment, disease, ignorance, insecurity, homelessness and moral decay;
 4. DESIRING to ensure a fair distribution of the wealth of the country for the benefit of all its people, by means of political and economic structures that encourage free enterprise and create wealth, while promoting social justice and social responsibility and solidarity throughout the country and within our communities, families and workplaces;
 5. WISHING to give our Party a type of internal organisation which reflects our pluralist, federalist, democratic and non-authoritarian ideals; and
 6. PLEDGING our Party to ensure the maintenance of a stable, peaceful society in which all people can pursue their individual and collective happiness, and realise their potential without fear or favour.

**THEREFORE, SHARING A COMMON BELIEF AND VISION,
WE COMMIT OURSELVES TO THE AIMS AND OBJECTIVES OF THE INKATHA
FREEDOM PARTY AS SET OUT IN THIS CONSTITUTION
AND WE PROCLAIM AND GIVE TO OURSELVES THIS CONSTITUTION**

STATEMENT OF BELIEF

1. We believe that the political stability and economic prosperity of our society must be founded on a humanistic culture of respect for the people, regarded both as individuals and as members of the social and cultural formations to which they belong.
2. We believe in equality before the law, and in the intrinsic value of the rule of law as the cornerstone of a free and just society under the law. We are committed to eradicating the rule of man and substituting it with the rule of law. We believe in advanced constitutionalism and in the need for a justiciable, rigid and supreme constitution. We believe in the absolute integrity and impartiality of government's institutions and in the separation between Party and State and between private and public interests.
3. We believe that social justice is the main goal of organised societies. We believe that the achievement of social justice must express the value of the freedom of our people and promote the long-term social and economic development of our society as a whole, as well as the personal growth and development of our people. We believe that promoting social justice is both a collective and individual responsibility. Therefore, we believe in effective and real equal access to all available social, economic and political opportunities, and we reject any form of communism and autocratic populism.
4. We believe that it is the duty of all governments to uplift society as a whole, paying special attention to the under-privileged and

the victims of apartheid, while removing all social and economic hindrances preventing individuals from developing to the maximum their abilities and potential.

5. We believe that individual and collective rights are the foundation of society, and that all human rights must be protected, made justiciable and entrenched in the constitution with respect to all relations under the control of government. We also believe that an advanced culture of human rights protection must be developed to redress not only old and well-known forms of abuse, but also to prevent new forms of abuse of the people by the actions of government and organisations which exercise control or power over the people.
6. We believe in the value of pluralism as a political philosophy which promotes freedom, and as a technique of structuring government and governance in a diverse society.
7. We believe that political pluralism in our country must be protected and promoted by means of strong federalism, protection of political minorities, a parliamentary system of government, the practice of direct and participatory democracy, accountability of political representatives, and efficient, transparent and good government and public administration.
8. We believe that social and cultural pluralism must be protected and that to this end the integrity, preeminence and role of civil society must be constitutionally entrenched to ensure that it is government which serves society and not vice versa. We believe in the autonomy of social and cultural formations, ranging from family structures and traditional organisations to universities, professional associations, trade unions and associations of all types which shall be free from government control and interference.
9. We believe that the self-identification of individuals within a particular social and cultural milieu is essential to their identity as South Africans, and that culture, religion, morality and societal organisation belong to the people and shall never become a business of government.
10. We believe in a libertarian political culture of tolerance and non-violence which promotes the direct empowerment of the people, communities and social and cultural formations with the regulation and administration of their own interests, and which rejects all forms of authoritarianism, paternalism and centralism.
11. We believe in economic pluralism based on a system of free-market enterprise which ensures that the resources and the wealth of our country belong, and are made accessible to all the people, and therefore, we also believe that government shall not directly participate in economic enterprises or activities in all cases in which the private sector can provide the required product or service.
12. We believe that the role and scope of government must be limited to ensure the protection of corresponding areas of individual and collective freedom, liberty and autonomy.
13. We believe therefore that the final transition from an unjust society to a just society will be a difficult one. We are committed to developing a culture of reconciliation, human respect and the promotion of personal growth, so as to redress the historical human and spiritual costs suffered by the people of our country because of apartheid and some stages of the liberation struggle.

14. We believe in a free and open society based on respect and tolerance, in which men and women may pursue their happiness, nourish their values and appreciate the spiritual intangibles which make life a unique experience and a divine gift. We believe in the right and duty of any new generation to move the world forward in developing new ideas and challenging past social conventions, dogmas and superstitions.
15. We believe that South Africa faces one of the greatest challenges ever posed to a country, and which will be won only if all South Africans join hands to free all the people from the slavery of poverty, ignorance, and social and cultural segregation, while respecting their individual and collective rights and diversity, and preserving the long-term viability of the economy by promoting a culture of excellence and individual reward for industriousness and achievement.
16. We believe in the value of the culture of self-help and self-reliance as the engine through which each building block of our society may participate in improving South Africa, and call for an all-inclusive and perpetual revolution of goodwill which empowers people of goodwill in their families, workplaces, communities and relevant levels of government, to improve on their immediate social and economic conditions.
17. We believe that it is the inalienable right and duty of the people to stand up at any time to fight for that which is right and against that which is wrong, and we believe that this is the fundamental and unchangeable mission statement of the Inkatha Freedom Party.

CHAPTER I

THE AIMS AND OBJECTIVES OF THE PARTY

1. To promote and encourage the development of the people spiritually, economically, educationally and politically.
2. To eradicate all forms of corruption, exploitation and intimidation of man by man, fighting and opposing the ancient as well as the modern evils of government and all forms of social injustice.
3. To bring about the transformation of our society and system of government to ensure the long term protection of political, economic, social and cultural pluralism.
4. To ensure equal and effective access to all available social, economic and political opportunities and equal treatment for all people in all walks of life.
5. To co-operate with any movement or organisation acting for the improvement of the conditions of the people.
6. To strive towards the elimination from our society of all forms of discrimination based on race, origin, sex, colour or creed.
7. To protect, encourage and promote free trade, commerce, industry and agriculture, along with the conservation and rational use of natural resources.
8. To encourage all citizens to actively participate in all sectors of the economy and social life, and to promote the concept of participatory democracy with respect to the activities of any government.

9. To maintain and entrench a justiciable Bill of Rights reflecting the highest standards of individual and collective human rights' protection.
10. To foster a consciousness of patriotism and a strong sense of national unity in diversity based on a common loyalty to our land.
11. To propagate among our people the spirit of self-help and self-reliance.
12. To co-operate locally and internationally with all parties and organisations working for national peace and a world-wide open society based on the complete eradication of all forms of national and international oppression and on the recognition of cultural and national diversities.
13. To promote and support worthy customs and cultures of all South Africans, protecting the plural nature of our society.
14. To give effect to the principles approved from time to time by the appropriate organs of the Party.
15. To carry out any other activities which, in the opinion of the Party, are conducive to the attainment of the aims and objectives of the Party.

CHAPTER II

MEMBERSHIP - DUTIES, OBLIGATIONS AND RIGHTS

Membership

1. Membership of the Party shall be voluntary and open to all South African citizens who fully subscribe to the Preamble, Statement of Belief and accept the aims and objectives and rules of the Party.
2. An application for membership shall be submitted orally or in writing to the appropriate Party official at specified offices of the Party and it should specify the ward in which he or she intends to perform his/her political activity.
3. Membership shall be conferred to an applicant upon payment of a prescribed subscription fee and shall ordinarily be valid for one (1) calendar year commencing on the 1st July and ending on 30th June of each year. This will apply even where a member subscribes after January unless payment has been made for a specified period.
4. There shall be various categories of membership including affiliated, honorary and life membership. The National Council shall formulate regulations governing the various categories and privileges applicable thereto.
- 5.
6. A member shall be eligible to occupy an official position in the structure only after serving for a period not shorter than twelve (12) months as an ordinary member unless the relevant structure is newly established.
7. Members shall be eighteen years of age or older and subscribe to the conditions of membership.
8. Membership fees shall be determined from time to time by the National Council on the basis of proposals to it from the Treasurer-General after consultation with the Finance Committee.

Duties and Obligations

9. Every member shall be obliged to promote the unity of the Party at all times and on all levels and shall refrain from any activity that creates disunity, sectarianism and disruption of the services of the Party.
10. Every member shall swear to uphold the principles and policies of the Party as enshrined in this Constitution and shall pledge himself/herself to voluntarily join expecting nothing in return by way of personal gain and/or position.
11. Every member shall conduct himself/herself in a manner which is not prejudicial to the interest of the Party.

Rights

12. Every member shall ordinarily be obliged to attend and participate in all meetings and programmes where he/she was properly invited by an authorised Party structure, to which he/she shall be entitled to do so by virtue of his/her position or office.
13. A member of the Party shall enjoy the following rights:
 - [a] to elect and to be elected to any office of the Party at any level, provided it does not conflict with (h) and (i) below;
 - [b] to elect and to be elected to any Committee of the Party at all levels, provided it does not conflict with (h) and (i) below;
 - [c] to criticise any shortcomings in the Party at its meetings when there are due reasons and grounds;
 - [d] to attend in person meetings of the Party that discuss and pass decisions on his/her activities and work;
 - [e] to request the Committee of the Party at all levels up to and including the National Council to consider any questions or petitions
 - [f] to freely take part in discussions on the work and policies of the Party;
 - [g] a member may stand for and hold any position in the Party, save that one may not simultaneously hold more than one office bearer position, i.e. one derived from a direct election from a Party structure. Positions held in an ex officio capacity or held by virtue of one's office or as a Member of the National Council or as nominated by the National Council are exempt from this rule;
 - [h] A Party office bearer may also hold office in government save that one may not simultaneously be a member of an Executive Committee of a Constituency and an office bearer of a corresponding local Municipality or a member of an Executive Committee of a District and an office bearer of a corresponding District/Metropolitan Municipality; and
 - [i] An office bearer of the Party at Constituency and District levels may not be allowed to be an employee of a corresponding Municipality.

CHAPTER III ORGANISATION OF THE PARTY

Party Structures

1. The Party is a juristic person, which, subject to this Constitution, shall have the power to sue and be sued in its name. Subject to this Constitution, each Province is a distinct juristic person responsible for its activities in respect of which it may sue and be sued in its name.
2. The Party shall be organised in National, Provincial, District, Constituency and Branch structures, each of which shall be primarily responsible for its own organisation and administration.
3. The Party's organisation shall be based on a differentiation between the roles, offices and functions which are political and those which are administrative, provided that:
 - [a] this shall not preclude those involved in political activities and roles from fulfilling their duty to contribute to the administration of the Party, and
 - [b] both those involved in political activities and those attending to administration shall respect and promote the principle that Party structures are to serve and support all relevant Party leaders and constituencies equally and without favour, bias or prejudice.
4. There shall be one or more Branch in each Ward of a Local Municipality. In Traditional areas a Branch shall comprise the area of the Induna's/Headman's Ward. In the suburbs and the rest of the country polling stations or sections of a township could be considered in the demarcation of Branches in the Ward. A Constituency shall comprise the territory of a Local Municipality, a District the territory of a District Municipality or Metropolitan Municipality, and a Province the territory of a Province, provided that within the area of a Metropolitan Municipality the Party may elect to establish more Constituencies for practical and political considerations as approved by the Secretary-General and the National Council.
5. District, Constituency and Branch organisation and administration shall be primarily accountable to, and report within Provincial structures. Branches shall report to the relevant Constituency, Constituencies to the District, and the Districts to the Province. At least on a quarterly basis each Province shall send a report to the President, the Secretary-General and the National Organiser on its administration and organisation which shall also include information obtained from Districts and Constituencies.
6. Any elected Committee/Officer of the Party shall remain in office for a reasonable period after the expiry of their term to allow for the next election to take place.
7. Should a vacancy occur in any Party structure by reason of death, resignation, expulsion, incapacitation or any other cause, such structure shall have the power of co-opting a person among its members to fill the vacancy in an acting capacity subject to ratification by a Branch meeting or the corresponding council, provided that no more than half of the original Committee shall be co-optees, provided that this section does not apply to office bearers at National level.
8. On the recommendation of the Treasurer-General after consultation with the Finance Committee, the National Council shall develop general criteria to ensure that membership fees and nationally available resources are directly made available to the

Province in which they have been raised or to which they pertain, provided that

[a] predetermined resources shall be devolved on an annual basis to the national structure to support its organisation and administration and/or ordinary Party members who possess the relevant skills and expertise;

[b] the national structure may direct special resources towards one or more Province for purposes of equalisation or political promotion in that Province; and

[c] in administering its available resources each Province shall ensure that membership fees and nationally available resources are made available to each District in which they have been raised, subject to the two foregoing subsections which, mutatis mutandis, shall apply to the Provinces.

9. Any committee member who absents him/herself from three (3) consecutive meetings of a particular structure without a written apology shall automatically forfeit membership of that structure.

National Finance Committee

10. There shall be a National Finance Committee of the Party which shall consist of the following:

[a] no fewer than seven members appointed by the National Council from among its members;

[b] Treasurers of each Province;

[c] National Treasurer of the Women's Brigade;

[d] National Treasurer of the Youth Brigade

[e] Treasurer-General; and

[f] Secretary-General.

Functions of the National Finance Committee

The National Finance Committee shall be accountable to the National Council and its functions shall include the following:

[a] formulation of policy with regards to revenue and expenditure of the Party's funds;

[b] ensuring that there is equity and fairness in the distribution of resources among and between various structures and organs of the Party;

[c] formulation of broad guidelines to govern fundraising activities at all levels of the Party;

[d] monitoring adherence by all structures and organs of the Party to agreed policy and guidelines with regards to financial matters;

[e] ensuring adherence by all structures and organs of the Party to high standards of financial management;

[f] to act as a clearing house for all investment business and financial proposals and advise the National Council accordingly; and

[g] to meet on a regular basis and to submit reports to the National Council at least on a quarterly basis.

11. Each level of Party organisation may inspect and make recommendations with respect to any organisational, administrative and

financial matter related to a structure immediately below it.

12. National and Provincial organs of the Party shall be fiscally and financially autonomous. Districts and Constituencies shall follow fiscal and financial guidelines as determined by the Province concerned. Political Oversight Committee and its Functions
13. The National Council shall establish a Political Oversight Committee which shall consist of not less than ten (10) members and no more than fifteen (15) members who are knowledgeable about Party policies and governance matters.
14. The Political Oversight Committee shall:
 - [a] provide political oversights over Party members, appointees of the Party, political office bearers and public representatives at all three levels of government;
 - [b] ensure that where applicable IFP Members, office bearers, appointees and public representatives fulfil their respective responsibilities and obligations to the Party; and where appropriate to institutions of government and ultimately, to the electorate; and
 - [c] assist and stimulate the Party in holding its representatives accountable to it and the electorate for their performance and conduct.
15. Members, office bearers, appointees and public representatives have extensive responsibilities and obligations to the Party; and where appropriate to institutions of government and ultimately, to the public as the electorate. The Party accordingly has a clear obligation and mandate to hold its representatives accountable to it for their performance and conduct.
16. In the exercise of its mandate the Political Oversight Committee shall:
 - [a] ensure that the Party representatives function at an optimal level and within the political culture of the Party;
 - [b] liaise with the IEC on the deployment and removal of Party representatives at all levels of the government;
 - [c] investigate alleged breaches of code of conduct and infringements of any law or regulation by the Party's public representatives in the performance of their responsibilities, and to refer these to disciplinary processes where necessary;
 - [d] implement disciplinary decisions from various disciplinary tribunals; [e] deploy members to various Party structures and nominate candidates (after consultation with relevant stakeholders) as political office bearers and senior managers at all three levels of government; and
 - [f] attend to any other matters of political relevance that may be referred to it by the Party President, Deputy President or Secretary-General.
17. Political Oversight Committee shall report to the National Council.

National Deployment Committee

18. The National Council shall establish a National Deployment Committee which shall consist of seven (7) members to be appointed by the National Council from among members of the Party as follows:
 - [a] Chairperson and Deputy Chairperson;

- [b] Secretary and Deputy Secretary; and
- [c] Three (3) additional members.

19. The National Deployment Committee shall:

- [a] draft proposals to constitute effective deployment policy at all levels of public representation;
- [b] develop mechanisms to ensure that this policy is optimally and transparently implemented;
- [c] draft the Party's cadre development policy and deployment strategy;
- [d] among other things, ensure that the policy focuses on human resource development coordination, guidelines for deployment, education about the IFP's organisational culture, performance assessment and accountability.
- [e] develop guidelines for the assessment of performance of the Party's public representatives provided that those who fail the test shall be recalled;
- [f] when deemed necessary, recommend the redeployment of members of Parliament to Local Government and vice versa so that Parliament is not misconstrued to be a higher level of deployment; and [g] make such recommendations to the Political Oversight Committee, the National Executive Committee and the National Council.

20. The National Deployment Committee shall hold meetings, at least, once per quarter, and the quorum at such meetings shall be four members provided that the Chairperson or Deputy Chairperson and the Secretary or Deputy Secretary shall be present.

21. The National Deployment Committee shall submit reports to the President, the Deputy President, the Secretary-General, the National Executive Committee and the National Council.

22. Members of the National Deployment Committee shall serve for a period of five (5) years and may be re-appointed, and vacancies occurring in the committee shall be filled by the National Council.

Bodies not provided for in this Constitution

23. Each of the individual or collegial offices provided for in this Constitution may establish any other individual or collegial, political or administrative office provided that such new office:

- [a] may not exercise any power or prerogative which under this Constitution does not belong to the office which established it; and
- [b] shall serve at the pleasure of, and shall report and be fully accountable to the office which established it.

Policy Formulation and Portfolios

24. Policy formulation shall be the result of co-operation between the National and Provincial levels. National policies shall bind each Province, but shall remain sufficiently general with respect to provincial affairs that they can be implemented in each Province so as to adjust them to the specific needs and policy aspirations of that Province.

25. Any reasonable and legitimate doubt between National and Provincial competence in a policy matter should be solved in favour of the preeminence of National policy, provided that any doubt between National and Provincial competence in an administrative, organisational or financial matter should be solved in favour of provincial autonomy.
26. The National and each Provincial Council shall establish standing committees divided on the basis of subject matter competence (Portfolios) which, inter alia, are to report to the President, the Deputy President, the National Chairperson and the Secretary-General. The Portfolios shall have:
- [a] the primary responsibility of formulating policy recommendations on topics of their competence; and
 - [b] the responsibility of directing, conducting and monitoring the Party's activities related to the implementation of Party policies connected with their competencies.
27. Under the co-ordination and direction of the President and the Secretary-General, each Portfolio shall seek to co-ordinate its activities with IFP study groups in the National or Provincial Parliaments, as the case may be, as well as with fora and research groups established within the Party or within affiliated organisations. When possible, all Portfolios related to a same subject matter shall have joint meetings and programmes under the direction of an elected Chairperson who shall preferably and ordinarily be a member of the parliamentary study group. The Portfolios shall include, but shall not be limited to the following subject matters, some of which, when required, may be grouped into one Portfolio:
- [a] Party Organisation and Development
 - [b] National Security
 - [c] Justice and Constitutional Affairs, including the Party's constitutional matters
 - [d] Publicity and Information
 - [e] Economic Development, Public Enterprises, and Trade and Industry
 - [f] Finance, Fiscal and Budgetary Matters
 - [g] Housing and Human Settlements
 - [h] Local Government
 - [i] Rural and Community Development
 - [j] Social Welfare
 - [k] Education and Skills Development
 - [l] Health
 - [m] Sports and Recreation
 - [n] Arts and Culture
 - [o] Agriculture and Land Affairs
 - [p] Tourism, Conservation, and Environmental Affairs
 - [q] Labour Relations and Trade Unionism

- [r] Women's Affairs
- [s] Youth Affairs
- [t] Senior Citizens
- [u] Moral Regeneration
- [v] Foreign Relations
- [w] Defence
- [x] Ethics and Party Discipline
- [y] Traditional Affairs
- [z] Science and Technology
- [aa] Water Affairs and Forestry
- [bb] Prisons
- [cc] Public Service and Administration
- [dd] Roads and Transport

CHAPTER IV THE NATIONAL COUNCIL AND ITS FUNCTION

National Council

1. There shall be National Council of the Party, which shall consist of no more than one hundred (100) members, seventy six (76) of whom shall be elected by Party Structures.
2. Of the seventy six (76) elected members, forty (40) of them shall be directly elected at an elective General Conference by duly appointed delegates and shall comprise six (6) National Office Bearers and thirty four (34) committee members as follows:
 - [a] President of the Party;
 - [b] Deputy President of the Party;
 - [c] National Chairperson;
 - [d] Deputy National Chairperson;
 - [e] Secretary-General;
 - [f] Deputy Secretary-General; and
 - [g] Thirty four (34) committee members to be directly elected in the Annual General Conference according to the formula to be determined by National Council and which ensures geographical spread across provinces weighted according to the numerical strength of membership in each province.

3. Of the seventy six (76) elected members, thirty six (36) shall have been elected by Party Structures outside the Annual General Conference as follows:
 - [a] A Chairperson and Secretary of each of the nine (9) Provincial Executive Committees thus totalling eighteen (18) members;
 - [b] A National Executive Committee of the Women's Brigade thus totalling nine (9) members; and
 - [c] A National Executive Committee of the Youth Brigade thus totalling nine (9) members.
4. The remaining twenty four (24) members shall be appointed by the Party President in order to, among others, make available to the National Council special talents, expertise and abilities the Party may need.
5. The term of the National Council shall be three (3) years. Vacancies shall be filled in terms of this section and only for the balance of the term of office.

National Executive Committee

6. There shall be an Executive Committee of the National Council which shall consist of the following members:
 - [a] President of the Party;
 - [b] Deputy President of the Party;
 - [c] National Chairperson;
 - [d] Deputy National Chairperson;
 - [e] Secretary-General;
 - [f] Deputy Secretary-General;
 - [g] Treasurer-General;
 - [h] Administrative Secretary;
 - [i] National Organiser;
 - [j] National Chairperson of the Women's Brigade;
 - [k] National Secretary of the Women's Brigade;
 - [l] National Chairperson of the Youth Brigade;
 - [m] National Secretary of the Youth Brigade; and
 - [n] Three (3) persons to be appointed by the President.
7. The term of office of the National Executive Committee shall coincide with that of the office bearers.

Functions of the National Executive Committee

8. The National Executive Committee shall:
 - [a] Attend to the day to day logistic and operational matters of the Party;
 - [b] Implement Party policies and resolutions as passed by the National Council and/or the Annual General Conferences;

- [c] Assist the President and the Secretary-General in the day to day management of the Party; and
[d] Take policy decisions between sessions of the National Council, and such decisions shall be brought to the following National Council meeting for ratification.

Election of Office Bearers at National Level

9. The election process of all office bearers at national level shall commence three (3) months before the elective conference, to afford candidates time to canvass support for their election.
10. All Party structures shall participate in the nomination process starting with Branches which are in good standing and which shall nominate a candidate for each of the following positions at a Branch Conference convened for this purpose:
11. **National Executive Committee:**
President and Deputy President; National Chairperson and Deputy National Chairperson;
Secretary-General and Deputy Secretary-General.
12. **Women's Brigade National Executive:**
National Chairperson and Deputy National Chairperson; National Secretary and Deputy National Secretary; National Treasurer and Deputy National Treasurer; National Publicity Secretary and Deputy National Publicity Secretary.
13. **Youth Brigade National Executive:**
National Chairperson and Deputy National Chairperson; National Secretary and Deputy
National Secretary; National Treasurer and Deputy National Treasurer; National Publicity
Secretary and Deputy National Publicity Secretary.
14. Elected Branch Nominees shall then be forwarded to relevant Constituency Councils for further processing. The said Constituency Councils shall reserve the right to add one (or more) nominee(s) of their own. By a process of voting and elimination each Constituency Council shall elect one candidate which shall be forwarded to a relevant District Council.
15. Upon receipt of all nominees from all Constituencies which are in good standing each District Council shall reserve the right to add one (or more) nominee(s) of their own. By a process of voting and elimination each District Council which is in good standing shall elect one candidate which shall be forwarded to a relevant Provincial Council.
16. Upon receipt of all nominees from all District Councils each Provincial Council shall reserve the right to add one (or more) nominee(s) of their own. By a process of voting and elimination each Provincial Council which is in good standing shall elect one candidate which shall be forwarded to the National Council.
17. Upon receipt of all nominees from all Provinces which are in good standing the National Council shall reserve the right to add one (or more) nominee(s) before deciding by a process of voting and elimination how many nominee(s) will be presented to the elective general conference for the purpose of electing the relevant office bearer. Such election shall be by means of a secret ballot.

18. In the structures of the Party (except in the Women's Brigade) it is imperative that one third of the nominees shall be female candidates.

Term of Office

19. The term of office of the President shall be five (5) years.
20. The term of office of the National Chairperson and Deputy National Chairperson shall be five (5) years.
21. The term of office of the Secretary-General and Deputy Secretary-General shall be five (5) years.

Election of Treasurer-General

22. The Treasurer-General shall be elected by the National Council..
23. The term of office of the Treasurer-General shall be five (5) years.

Resignation of a member of the National Council

24. The President of the Party may, by writing under his/her hand addressed to the National Chairperson, indicate his/her intention to resign from office, giving reasons therefore for submission to the National Council.
25. A member of the National Council (other than the President) may by writing under his/her hand addressed to the President or Secretary-General give notice of his/her intention to resign from office giving reasons therefore, and such notice shall be put on the agenda of the next meeting of the National Council. A Provincial Chairperson or representative shall notify the National Council that his/her resignation has been accepted by the Provincial Council or a special committee thereof.
26. In the event of a member of the National Council (other than the President) ceasing to hold office because of resignation, incapacitation, death or other cause, the National Council shall cause the vacancy to be filled by an acting member until the next election, provided that the filling of the position held by a Provincial Chairperson or representative shall be made by the Provincial Council concerned, or by the National Council on a temporary basis only pending a meeting of the Provincial Council. Functioning of the National Council
27. The National Council shall meet at such time and place as determined by the President, the National Chairperson or, when so requested by twenty (20) members of the Council, by the Secretary-General. Notice of meetings of the National Council shall be given in the form and manner determined by the Secretary-General, subject to the power of the National Council to determine the date of its next meeting in lieu of notice.
28. The National Council shall be validly constituted when at least half of its properly elected or appointed members are in attendance at the declared opening of its meeting. Subject to this Constitution, the National Council shall adopt resolutions with the support of the majority of its members present.

Powers and Functions of the National Council

29. The National Council shall:
- [a] implement the policies of the Party at national level and provide co-ordination of provincial policies;
 - [b] programme policies of the Party as formulated by the Annual General Conference for implementation at national level or by the Provinces autonomously;
 - [c] exercise final control over all Officials;
 - [d] control or regulate activities and the disciplining of all officials at National Headquarters, and make recommendations in this respect to Provincial, District, Constituency, Branch or other levels of the Party;
 - [e] summon regular or extraordinary meetings of the National Council or General Conferences in accordance with the standing orders;
 - [f] assume responsibility for the proper maintenance of financial records at National Headquarters, and ensure that such responsibility is fulfilled by the Provinces, and, when necessary under the circumstances, by District, Constituency, Branch and other levels of the Party;
 - [g] employ a firm of registered accountants to audit the financial statements kept at National Headquarters.
 - [h] appoint agents to perform administrative and financial functions on its behalf;
 - [i] select members of the Party to undertake visits to other countries on behalf of the Party;
 - [j] make all members of the National Council responsible for the organisational efficiency of Provinces, Districts and/or Constituencies of the Party as shall be allocated to them by the National Council and ensure that such members report progress to the National Council;
 - [k] develop the policies of the Party, informing and controlling the activities of the Party's representatives in the national Parliament and Cabinet, and liaise closely and regularly with the IFP Parliamentary Caucus;
 - [l] solicit and receive reports from the Party's representatives in the national Parliament and Cabinet;
 - [m] select and propose candidates to Parliament, provided that the recommendation of the relevant District or Constituency shall first be obtained in respect of Constituency candidates; and
 - [n] take any action or make any resolution which is designed to promote the objects, ideals and interests of the Party or to help it in the attainment thereof.

National Headquarters

30. The members of the National Council shall be the principal officials of the Party at National Headquarters.
31. The activities and organisation of the Party shall be supervised from National Headquarters of the Party.

Duties of the President

32. The President of the Party shall:

[a] be the principal officer of the Party and, when present, preside over meetings of the National Council;

[b] be the principal spokesperson of the Party on national and international affairs;

[c] have the power to convene meetings of the National Council;

[d] have the power to give instructions to any official of the Party on any matter affecting the Party;

[e] have the power to receive any grievance or complaint related to any organisational, administrative or political matter relating to the Party from members and non-members and may assign with or without recommendation such grievance or complaint to any officials or office of the Party at any level for report to the President or to any Party structure for resolution;

[f] empower any member of the Party to exercise any power or specified function for and on behalf of the President or the Secretary-General, or the National Council;

[g] have the power of appointing ad hoc and/or standing committees on any matter whatsoever; and [h] have the power to promote any disciplinary action against any member of the Party and, at his/her discretion, to suspend or temporarily replace any other national office bearer, subject to the ratification of the National Council.

Duties of the Deputy President

33. The Deputy President shall:

[a] assist and actively support the President in the execution of his/her functions;

[b] deputise for the President whenever the President is absent from office or is incapacitated;

[c] chair meetings of the National Council, national conferences and rallies of the Party as directed by the President;

[d] carry out any duties of the Party as directed by the President; and

[e] in the event of the President's resignation or death the Deputy President shall assume the position of President of the Party for the remaining period of the relevant term.

Duties of the National Chairperson and the Deputy National Chairperson

34. The National Chairperson:

[a] may chair meetings of the National Council, National Conferences and rallies of the Party as directed by the President;

[b] may act as President in the absence or incapacitation of both the President of the Party and the Deputy President; and

[c] shall carry out any duties of the Party as directed by the President of the Party.

35. The Deputy National Chairperson shall assist the National Chairperson in the performance of his/her duties and shall perform any other duties delegated to him/her by the President, the Deputy President, the Secretary-General, the National Council and the National Executive Committee.

Duties of the Secretary-General and Deputy Secretary-General

36. The Secretary-General shall:

[a] be the Chief Executive Officer of the Party in charge of co-ordination of all the political structures of the Party and of controlling the political offices of the Party at National level;

[b] promote the formulation and oversee the implementation of the policies of the Party;

[c] communicate inter alia with the Provincial, District and other officials of the Party in connection with the affairs of the Party and prepare and present to the National Council the proposed annual budget of the Party;

[d] have the power to direct and control all national structures and employees of the Party;

[e] have the power to give instructions on any matter affecting the Party to any official of the Party, and to ask for reports and information from any Party official or Party structure, excluding the President of the Party and the National Chairperson;

[f] exercise any other powers and prerogatives as directed by the President; and

[g] suspend for a period or dissolve a Branch, Constituency, District or Provincial committee in consultation with the National Executive Committee based on the reports of the corresponding Constituency, District, Provincial Committee or National Council, whereupon any property of the dissolved structure shall be temporarily in the custody of the structure immediately above it, which shall return such property to the corresponding Branch, Constituency, District or Provincial structure as the case may be, at the end of the suspension or, in the event of dissolution, to the newly elected corresponding Committee.

37. The Deputy Secretary-General shall assist the Secretary-General in the performance of his/her duties and shall perform any other duties delegated to him/her by the President, the Secretary- General and the National Council.

Duties of the Treasurer-General

38. The Treasurer-General shall:

[a] be the Chief Accounting Officer of the finances and assets of the Party;

[b] report to the President of the Party, the National Finance Committee and to the National Council;

[c] administer and supervise the finances of the Party, including fundraising, budgeting and spending;

[d] the Treasurer-General may, in conjunction with the relevant Provincial Executive Committee, review the financial administration of any Province; and

[e] chair the Fundraising Committee and be responsible for raising funds for the Party.

Duties of the Administrative Secretary

39. There shall be an Administrative Secretary who shall be appointed by the National Council as a full-time employee of the Party based at Head Office. The Administrative Secretary shall:

[a] be the Chief Administrative Officer of the Party at National Head Office in charge of day to day administration of the Party;

- [b] have the power to direct and control all field offices and employees of the Party;
- [c] exercise any other duties as directed by the President, Secretary-General and the National Council; and
- [d] Shall be an ex officio member of the National Council and the National Executive Committee.

Duties of the National Organiser

40. There shall be a National Organiser appointed by the National Council in consultation with the Secretary-General as a full-time employee of the Party in the office of the Secretary-General.
- [a] He or she will attend to the organisation and mobilisation of Party structures;
 - [b] the National Organiser shall be an ex officio member of the National Council and National Executive Committee; and
 - [c] the National Organiser shall oversee and supervise the work of all other Organisers at lower levels of the Party.

CHAPTER V WOMEN'S BRIGADE

The Women's Brigade

1. There shall be established a Women's Brigade of the Party, comprising all female members of the Party from the age of 18 years and above, and which shall fall under the auspices of the President.
2. Subject to this Constitution, the Women's Brigade shall be entitled to organisational autonomy.
3. Province, District, Constituency, Branches and of the Women's Brigade shall be established at various Conferences of the Women's Brigade to function side by side with the main Province, District, Constituency, Branches of the Party described in Chapter VII.

National Executive Committee of the Women's Brigade

4. There shall be a National Executive Committee of the Women's Brigade to be composed of:
 - [a] The National Chairperson and Deputy National Chairperson;
 - [b] The National Secretary and Deputy National Secretary;
 - [c] The National Treasurer and Deputy National Treasurer;
 - [d] The National Publicity Secretary and Deputy National Publicity Secretary; and
 - [e] The National Women's Brigade Organiser appointed by the National Executive Committee of the Women's Brigade as full time employee to serve as ex officio member without voting rights.
5. The term of office of the National Executive Committee shall be five (5) years.

Duties and Functions of the Women's Brigade National Executive Committee

6. The Women's Brigade National Executive Committee shall:
 - [a] Play an instructive role in the mobilisation of women and in the upbringing of children in values and objectives of the Party;
 - [b] Perform the specific function of identifying, analysing, developing and advocating women's issues, including promoting an awareness of such issues in the Party and in the country;
 - [c] Generate projects to realize objectives of the Women's Brigade;
 - [d] Spearhead the promotion of self-help and self-reliance programmes including establishment of co-operatives and NGOs in conjunction with the Inkatha Development Office (IDO);
 - [e] Promote programmes aimed at inculcating family values, social cohesion and moral regeneration of society;
 - [f] Formulate and execute programmes of socio-economic development aimed at empowering the women folk of the Party to fight poverty, disease and ignorance and to promote the general welfare of their communities;
 - [g] Devise strategies and programmes to promote women's full participation in the mainstream economic activities, politics and governance of the country;
 - [h] Act with the advice of the President or the National Council of the Women's Brigade and in accordance with approved policy;
 - [i] Select and propose candidates in local government elections; and
 - [j] Have power to investigate acts of their members which violate provisions of this Constitution and refer findings to the Political Oversight Committee for purposes of disciplinary inquiry.

Duties of the National Chairperson Women's Brigade

7. The Women's Brigade Chairperson shall:
 - [a] be the principal spokesperson of the Women's Brigade;
 - [b] have the power to convene meetings of the National Council and National Executive Committee of the Women's Brigade;
 - [c] be the principal officer of the Women's Brigade and shall preside over meetings of the National Council, Annual Conferences and rallies of the Women's Brigade;
 - [d] supervise the activities of the Women's Brigade at all levels, together with the National Executive Committee of the Women's Brigade;
 - [e] have power to give instructions to any official of the Women's Brigade on any matter affecting the Women's Brigade;
 - [f] have power to receive any grievance or complaint relating to any organisational, administrative or political matter relating to the Women's Brigade from members or non-members and may assign with or without recommendation such grievance or complaint to any official or office of the Women's Brigade at any level for report to the National Chairperson of the Women's

Brigade or to any Women's Brigade structure for resolution;
[g] formulate and execute plans for the activities of the women
[h] present monthly reports to the President, the National Council and the National Executive Committee of the Party; as well as to the National Council of the Women's Brigade;
[i] have the power of appointing ad hoc and/or standing committees on any matter affecting the Women's Brigade; and
[j] empower any member of the Women's Brigade to exercise any power or specified function on behalf of the President, the Deputy President, the Secretary-General and the National Council of the Women's Brigade

Duties of the Deputy National Chairperson of the Women's Brigade

8. As requested by the Chairperson, the Deputy National Chairperson of the Women's Brigade shall assist the National Chairperson in the discharge of her functions and responsibilities, and shall assume such functions and responsibilities when the National Chairperson of the Women's Brigade is unable to discharge them because of absence, incapacity or other impediment.

Duties of the National Secretary of the Women's Brigade

9. The National Secretary of the Women's Brigade shall:
- [a] promote and oversee the implementation of the policies of the Women's Brigade in accordance with the general policies of the Party;
 - [b] interact with the provincial, district and constituency structures of the Women's Brigade, and oversee their activities;
 - [c] keep all the records, books of account and other documents pertaining to her office; and
 - [d] carry out any instruction pertaining to the general welfare of the Women's Brigade, issuing from the National Chairperson of the Women's Brigade, the President and the Secretary-General subject to this Constitution.

Duties of the Deputy National Secretary of the Women's Brigade

10. The Deputy National Secretary of the Women's Brigade shall assist the National Secretary of the Women's Brigade in the discharge of her functions and shall assume such functions when the National Secretary is absent from office.

Duties of the National Treasurer of the Women's Brigade

11. Under the control of the Treasurer-General the National Treasurer of the Women's Brigadeshall:
- [a] conduct the Women's Brigade fund raising activities;
 - [b] administer the finances of the Women's Brigade; and
 - [c] hold its own assets and resources.

Duties of the Deputy National Treasurer of the Women's Brigade

12. The Deputy National Treasurer of the Women's Brigade shall assist the National Treasurer of the Women's Brigade in the performance of her duties and shall assume the position of National Treasurer when the latter is absent from office.

Duties of the National Publicity Secretary of the Women's Brigade

13. The National Publicity Secretary of the Women's Brigade shall publicise the Women's Brigade activities within all structures nationally as well as between the Women's Brigade and other relevant communities.

Duties of the Deputy National Publicity Secretary of the Women's Brigade

14. The Deputy National Publicity Secretary of the Women's Brigade shall assist the National Publicity Secretary in the performance of her duties and shall assume the position of National Publicity Secretary of the Women's Brigade when the latter is absent from office.

National Conference of the Women's Brigade

15. A National Conference of the Women's Brigade shall be held once every five (5) years.
16. The National Chairperson of the Women's Brigade in consultation with the President may summon a Special National Conference which shall have the same powers as the National Conference of the Women's Brigade.
17. The National Conference of the Women's Brigade shall be held in accordance with the regulations of the Party and in accordance with instructions issued by the President in consultation with the National Council or the National Executive Committee with regard to place, time and procedure of the Conference.
18. Delegates to the National Conference of the Women's Brigade who must be members of the Party shall be as follows:
- [a] All members of the National Council provided that only women shall enjoy full delegate status while male members shall enjoy observer status only;
 - [b] Two (2) delegates (or their alternates) from each Women's Brigade Branch;
 - [c] The Executive Committee of each Women's Brigade Constituency;
 - [d] The Executive Committee of each Women's Brigade District;
 - [e] The Executive Committee of each Women's Brigade Province;
 - [f] The National Executive Committee of the Women's Brigade; and
 - [g] Party Caucus office bearers in all three spheres of government provided that all women representatives shall enjoy full delegate status while male public representatives shall enjoy observer status only.
19. The National Conference of the Women's Brigade shall be empowered to consider, review or change any policy of the Party pertaining to women's affairs, provided that this is in harmony with the overall policy of the entire Party.

20. Voting at the National Conference shall be by secret ballot.
21. The programme of the National Conference shall be prepared by the National Executive Committee of the Women's Brigade. Each Province or District shall have the right to table matters for discussion and resolution by the National Conference of the Women's Brigade.

National Council of the Women's Brigade

22. There shall be a National Women's Council of the Women's Brigade to be composed of:
 - [a] Members of the National Executive Committee of the Women's Brigade;
 - [b] Provincial Committees of the Women's Brigade;
 - [c] District Chairpersons of the Women's Brigade;
 - [d] District Secretaries of the Women's Brigade; and
 - [e] All female Party Caucus office bearers in all three spheres of government nationally.
23. The National Council of the Women's Brigade shall meet as determined by the National Chairperson of the Women's Brigade in consultation with her Executive Committee or at the request of not less than seven (7) members of the Women's Brigade.

Duties and functions of the National Council of the Women's Brigade

24. The National Council of the Women's Brigade shall:
 - [a] develop policies of the Women's Brigade subject to this Constitution and in accordance with the general Party policies;
 - [b] Monitor and control activities of office bearers of all structures of the Women's Brigade nationally;
 - [c] appoint officials to perform administrative functions of the Women's Brigade on its behalf; and
 - [d] formulate Women's Brigade programmes and monitor their implementation by the National Executive of the Women's Brigade at national level.

CHAPTER VI YOUTH BRIGADE

1. There shall be established a Youth Brigade of the Party which shall fall under the auspices of the President.
2. The Youth Brigade shall consist of
 - [a] people between the ages of 18 and 35 who shall join by paying ordinary membership fee;
 - [b] people under the age of 18 years who shall join by paying a reduced membership fee; and
 - [c] no person above the age of thirty-three [33] shall be eligible to any office bearer position.
3. Subject to this Constitution, the Youth Brigade shall be entitled to organisational autonomy.

4. Province, District, Constituency and Branch Committees of the Youth Brigade shall be established at specific conferences of the structures of the Youth Brigade to function side by side with the main Province, District, Constituency and Branches of the Party as described in Chapter VII.

National Executive committee of the Youth Brigade

5. There shall be a National Executive Committee of the Youth Brigade whose composition shall be as follows:
 - [a] The National Chairperson and Deputy National Chairperson;
 - [b] The National Secretary and Deputy National Secretary;
 - [c] The National Treasurer and Deputy National Treasurer;
 - [d] The Publicity Secretary and Deputy National Treasurer; and ;
 - [e] The National Organiser of the Youth Brigade appointed by the National Executive Committee of the Youth Brigade to serve as Ex Officio members without voting rights.
6. The term of office of the National Executive Committee of the Youth Brigade shall be five [5] years.

Duties and functions of the Youth Brigade National Executive Committee

7. The National Executive Committee of the Youth Brigade shall:
 - [a] play a vanguard role of upholding and consolidating the existing policies and gains of the Party;
 - [b] be the training ground for future leaders;
 - [c] be the forum for political education and nurturing of the youth in the fundamental values and philosophy of the Party;
 - [d] spearhead mobilisation of the youth to recruit members of the Party;
 - [e] spearhead the promotion of aims and objectives of the Party among the youth;
 - [f] formulate developmental and entrepreneurial programmes for the benefit of its members and the youth in general;
 - [g] embark on programmes that encourage youth to obtain education and skills that will make them productive citizens of the country;
 - [h] inculcate patriotism, good citizenship, self-restraint and discipline among the youth;
 - [i] promote the spirit of volunteerism, self-help and self-reliance among its members and the youth in general;
 - [j] select and propose candidates in local government elections;
 - [k] conceptualise and implement programmes aimed at discouraging youth from indulging in substance abuse and anti-social behaviour;
 - [l] develop programmes directed at the care and rehabilitation of street children and homeless children with the aim of integrating them into the mainstream of society;
 - [m] carry out any instructions as directed by the President of the Party;

[n] formulate, and where possible, implement policies for the development general welfare of the youth in harmony with the overall policies of the Party; and

[o] have power to investigate acts of their members which violate provisions of this Constitution and refer findings to the Political Oversight Committee for purposes of disciplinary inquiry.

Duties and functions of the National Chairperson and Deputy National Chairperson of the Youth Brigade

8. The National Chairperson of the Youth Brigade shall:

[a] be the National spokesperson of the Youth Brigade;

[b] have the power to convene meetings of the National Council and National Executive Committee of the Youth Brigade;

[c] be the principal officer of the Youth Brigade and shall preside over meetings of the National Council; National Conferences and rallies of the Youth Brigade;

[d] supervise the activities of the Youth Brigade at all levels, together with the National Executive Committee of the Youth Brigade;

[e] have the power to give instructions to any official of the Youth Brigade on any matter affecting the Youth Brigade;

[f] formulate and execute plans for the activities of the youth in the Party;

[g] present monthly reports to the President, the Secretary-General, the National Council and the National Executive Committee of the Party; as well as to the National Council of the Youth Brigade;

[h] have power of appointing ad hoc and/or standing committees on any matter affecting the Youth Brigade;

[i] empower any member of the Youth Brigade to exercise any power or specified function on behalf of the President, the Secretary-General and the National Council of the Youth Brigade; and

[j] have power to receive any grievance or complaint relating to any organisational, administrative or political matter relating to the Youth Brigade from members or nonmembers and may assign with or without recommendation such grievance or complaint to any official or office of the Youth Brigade at any level for report to the National Chairperson of the Youth Brigade or to any Youth Brigade's structure for resolution.

9. As requested by the Chairperson, the Deputy Chairperson shall assist the Chairperson in the discharge of his/her functions and responsibilities, and shall assume such functions and responsibilities when the Chairperson is unable to discharge them because of absence, incapacitation or other impediment. Duties of the National Secretary of the Youth Brigade

10. The National Secretary of the Youth Brigade shall:

[a] promote and oversee the implementation of the policies of the Youth Brigade in accordance with the general policies of the Party;

[b] interact with the provincial, district and constituency structures of the Youth Brigade, and oversee their activities;

[c] keep all the records, books of account and other documents pertaining to his/her office; and

[d] carry out any instruction pertaining to the general welfare of the Youth Brigade, issuing from the National Chairperson of the Youth Brigade, the President and the Secretary-General subject to this Constitution.

Duties of the Deputy National Secretary of the Youth Brigade

11. The Deputy National Secretary of the Youth Brigade shall assist the National Secretary of the Youth Brigade in the discharge of his/her functions and shall assume such functions when the National Secretary is absent from office.

Duties of the National Treasurer of the Youth Brigade

12. Under the control of the Treasurer-General the National Treasurer of the Youth Brigade shall:
 - [a] conduct the Youth Brigade fund raising activities;
 - [b] administer the finances of the Youth Brigade;
 - [c] hold its own assets and resources.

Duties of the Deputy National Treasurer of the Youth Brigade

13. The Deputy National Treasurer of the Youth Brigade shall assist the National Treasurer of the Youth Brigade in the performance of his/her duties and shall assume the position of National Treasurer when the latter is absent from office.

Duties of the National Publicity Secretary of the Youth Brigade

14. The National Publicity Secretary of the Youth Brigade shall publicise the Youth Brigade activities within all structures nationally as well as between the Youth Brigade and other relevant communities.

Duties of the Deputy National Publicity Secretary of the Youth Brigade

15. The Deputy National Publicity Secretary of the Youth Brigade shall assist the National Publicity Secretary in the performance of his/her duties and shall assume the position of National Publicity Secretary of the Youth Brigade when the latter is absent from office.

National Conference of the Youth Brigade

16. A National Conference of the Youth Brigade shall be held once in every five (5) years.
17. The National Chairperson of the Youth Brigade in consultation with the President may summon a Special National Conference which shall have the same powers as the National Conference of the Youth Brigade.
18. The National Conference of the Youth Brigade shall be held in accordance with the regulations of the Party and in accordance with instructions issued by the President in consultation with the National Council of the Youth Brigade with regard to place,

time and procedure of the Conference.

19. Delegates to the National Conference of the Youth Brigade who must be members of the Party shall be as follows:
 - [a] All members of the National Council provided that only the youth shall enjoy delegate status while members above 35 years of age shall enjoy observer status only;
 - [b] Two (2) delegates, specifically the Chairperson and Secretary (or their alternates), from each Youth Brigade Branch;
 - [c] The Executive Committee of each Youth Brigade Constituency;
 - [d] The Executive Committee of each Youth Brigade District;
 - [e] The Executive Committee of each Youth Brigade Province;
 - [f] The National Executive Committee of the Youth Brigade; who shall enjoy observe status only, except those who shall be thirty five (35) years of age or younger; and
 - [g] Party Caucus office bearers in all three spheres of government provided that all youth representatives shall enjoy full delegate status, while caucus above thirty five (35) years of age shall enjoy observer status only.
20. The National Conference of the Youth Brigade shall be empowered to consider, review or change any policy of the Party pertaining to youth affairs, provided that the outcome shall be in harmony with the overall Party policy.
21. Voting at the National Conference shall be by secret ballot.
22. The programme of the National Conference shall be prepared by the National Chairperson of the Youth Brigade, in consultation with the President, together with the National Executive Committee of the Youth Brigade taking into account proposals received from the Provinces and Districts. Each Province or District shall have the right to table matters for discussion and resolution by Conference.

National Council of the Youth Brigade

23. There shall be a National Youth Council of the Youth Brigade whose composition shall be as follows:
 - [a] Members of the National Executive Committee of the Youth Brigade;
 - [b] Provincial Youth Brigade Committees;
 - [c] District Chairpersons of the Youth Brigade;
 - [d] District Secretaries of the Youth Brigade; and
 - [e] all Party Caucus office bearers in all three spheres of government who are members of the Youth Brigade.

Duties and functions of the National Council of the Youth Brigade

24. The National Council of the Youth Brigade shall perform the following duties:
 - [a] develop policies of the Youth Brigade subject to this Constitution and in accordance with the general Party policies;
 - [b] monitor and control activities of office bearers of all structures of the Youth Brigade on its behalf;

- [c] appoint officials to perform administrative functions of the Youth Brigade on its behalf;and
- [d] formulate Youth Brigade programmes and monitor their implementation by theNational Executive Committee.

CHAPTER VII

ORGANISATION OF THE PARTY AT BRANCH, CONSTITUENCY, DISTRICT ANDPROVINCIAL LEVEL

General

1. A Party structure is required to comply with provisions relating to its establishment and composition as set out below. However, the Party may establish ad hoc Branch, Constituency, District and Provincial Committees in a manner which derogates from these provisions if and when deemed appropriate by the National Council.
2. Ad hoc Committees are required to comply with all other provisions pertaining to their equivalent duly constituted structures.

THE BRANCH

Establishment

3. There shall be one or more Branches in each voting District of a Local Municipality. A Branch shall comprise a minimum of one hundred and fifty (150) members, save that in respect of individual cases motivated by the Secretary-General National Council may accept a lower figure of at least 50% of the prescribed figure.
4. The formation and annual renewal of every Branch shall be facilitated by the Constituency (or the authorised structure), while compliance with the inaugural procedures is the responsibility of the National Organiser.
5. The Secretary-General shall issue an annual certificate of Registration to each duly established Branch.

The Branch Executive Committee

6. There shall be an Executive Committee for each Branch elected annually by secret ballot of the members. The Executive shall comprise:
 - [a] the Chairperson;
 - [b] the Deputy Chairperson;
 - [c] the Secretary;
 - [d] the Deputy Secretary;
 - [e] the Treasurer;

- [f] the Deputy Treasurer;
- [g] the Publicity Secretary;
- [h] the Deputy Publicity Secretary; and
- [i] up to three (3) additional members to be co-opted by the Executive Committee in order to, among others make available to the Executive Committee special talents, expertise and abilities.

Functions of the Branch and its Executive Committee

7. The Branch through its Executive Committee shall:
 - [a] organise members of the Party;
 - [b] recruit new members;
 - [c] raise funds for the Party by obtaining members' subscriptions;
 - [d] raise funds and secure assistance in kind for the Branch to facilitate its normal operations and especially to assist with its elections responsibilities;
 - [e] encourage members of the Party to engage in local political, social, economic and community issues, projects and programmes;
 - [f] in times of elections to structure itself as an election committee to secure the electoral success of the Party and its candidates;
 - [g] select and propose candidates in local government elections; and [h] co-operate with the Constituency in the promotion of the objectives, ideals and interests of the Party and conduct such activities as directed by the Constituency.

Accountability

8. The Branch Executive Committee is accountable to the membership of its Branch to whom it reports at plenary meetings of the Branch.
9. The Executive Committee shall meet at least once a month - a quorum is one half of the members (including the co-opted members). The Branch plenary meeting comprising all members shall meet at least once a quarter - a quorum is one third of the members. A special meeting may be called if deemed necessary – a quorum is one half of the members.
10. A Branch is also subject to the political leadership of the constituency. It is expected to participate in the constituency programmes.

Duties of members of the Executive Committee

11. The Branch Chairperson shall:
 - [a] lead the Branch;
 - [b] drive the implementation of programmes giving expression to the functions of the Branch and its Executive Committee;

- [c] preside over all meetings of the Branch and of the Executive Committee;
 - [d] determine dates of meetings of the Branch and Executive Committee;
 - [e] mobilise members in support of Party activities and objectives; and
 - [f] act as principal spokesperson of the Branch.
12. The Branch Secretary shall:
- [a] keep all books of account, documents and other things pertaining to his/her office;
 - [b] conduct the correspondence of the Branch;
 - [c] call members to meetings of the Branch or its Executive Committee;
 - [d] prepare the agenda of such meetings;
 - [e] write and keep minutes of such meetings and forward copies thereof to the Constituency Secretary within seven (7) days;
 - [f] write and forward to the Constituency Secretary by the expiry of the term of office each year, a report of the activities of the Branch since being inaugurated or renewed; and
 - [g] compile a monthly membership return and forward to the Constituency Secretary each month.
13. The Branch Treasurer shall:
- [a] collect membership dues and remits to the Party in the prescribed manner;
 - [b] manage and account for other funds and or goods raised or received for the use of the Branch;
 - [c] issue receipts for all monies collected and received by himself/herself;
 - [d] keep and issue membership cards;
 - [e] be responsible for all Branch property; and
 - [f] compile and submit to the Constituency Treasurer each month, a monthly financial return.
14. The Branch Publicity Secretary shall:
- [a] publicise the Party's activities within the Branch; and
 - [b] publicise the Branch's activities to the community and the Party.
15. In respect of each office above, the Deputy shall assist the main committee member and in his/her temporary absence, act in his/her stead.

THE CONSTITUENCY

Establishment

16. There shall be a Constituency structure for each local Municipality or agreed subdivision of a Metropolitan Municipality, consisting of at least 50% + 1 of the wards in such a Municipality. Subject to the approval of the National Organiser in consultation with the Secretary-General, Branches within the area of a local Municipality or Branches within a cluster of wards

within a Metro, may establish a Constituency.

17. The political structures of a Constituency comprise the annual Constituency Conference and the Constituency Executive Committee.

The Constituency Conference

18. The Constituency shall hold a Conference each year.
19. Delegates to the Constituency Annual Conference comprise:
 - [a] the Constituency Executive Committee;
 - [b] the Executive Committee of each Branch;
 - [c] three (3) representatives of the Women's Brigade component of each Branch;
 - [d] three (3) representatives of the Youth Brigade component of each Branch;
 - [e] members of the National and Provincial Legislatures who are registered as voters in the Constituency;
 - [f] Councillors of the District (or Metropolitan) Municipality who are registered as voters in the Constituency; and
 - [g] Councillors of the local Municipality.
20. The Constituency Conference shall:
 - [a] receive and consider reports from the Constituency Executive Committee;
 - [b] receive and consider reports from the Branches;
 - [c] receive and consider governance reports;
 - [d] (every three (3) years) elect members of the Constituency Executive Committee;
 - [e] develop and implement Constituency programmes;
 - [f] adopt resolutions;
 - [g] implement and promote the decisions of the Annual General Conference, the National Council, the National Executive Committee; the Provincial Executive Committee and of the District Executive Committee; and
 - [h] consider recommendations referred to by the National Council, National Executive Committee, the President and the Secretary-General.

The Constituency Executive Committee

21. The Constituency Committee shall be elected by the secret ballot every three (3) years at the Elective Constituency Conference.
22. The Constituency Committee shall comprise:
 - [a] the Chairperson;
 - [b] the Deputy Chairperson;
 - [c] the Secretary;

- [d] the Deputy Secretary;
- [e] the Treasurer;
- [f] the Deputy Treasurer
- [g] the Publicity Secretary;
- [h] the Deputy Publicity Secretary;
- [i] the Chairperson and Secretary of the Women's Brigade Constituency Executive;
- [j] the Chairperson and Secretary of the Youth Brigade Constituency Executive; and
- [k] three (3) other members selected by the rest of the Constituency Executive to provide the Executive with required skills.

Functions of the Constituency and its Executive Committee

23. The Constituency through its Executive Committee shall:
- [a] organise and mobilise members of the Party through their Branches and promote the recruitment of new membership;
 - [b] in consultation with the Party's municipal caucus, develop local municipal governance policy for Councillors, and hold Councillors accountable for their compliance with such policy;
 - [c] in consultation with the Party's Municipal Caucus, direct the activities of Councillors in respect of the political work of Councillors outside of Council;
 - [d] raise funds and secure assistance in kind for the Constituency to facilitate its normal operations and especially to assist with its elections responsibilities;
 - [e] encourage members and structures of the Party to engage in local political, social, economic and community issues, projects and programmes;
 - [f] in times of elections to structure itself as an election committee to secure the electoral success of the Party and its candidates;

 - [g] select and propose candidates in elections in accordance with Party policy; and
 - [h] co-operate with the District in the promotion of the objectives, ideals and interests of the Party in accordance with the Constitution and the rules of the Party and conduct such activities as directed by the District.

Accountability

- 24. The Executive Committee is accountable to the membership of the Constituency to whom it reports at an Annual Conference.
- 25. The Executive Committee shall meet at least once a month - a quorum is one half of the members.
- 26. A Constituency is also subject to the political leadership of a District it is expected to participate in District programmes.

Duties of the members of the Constituency Executive Committee

27. The Constituency Chairperson shall:
- [a] lead the Constituency;
 - [b] drive the implementation of programmes giving expression to the functions of the Constituency and its Executive Committee;
 - [c] preside over all meetings of the Executive Committee;
 - [d] preside over the Annual General Conference;
 - [e] ensure the determination dates of meetings of the Executive Committee and of the Annual Conference of the Constituency;
 - [f] mobilise members in support of Party activities and objectives; and
 - [g] act as principal spokesperson of the Constituency.
28. The Constituency Secretary shall:-
- [a] keep all books of accounts, documents and other things pertaining to his/her office;
 - [b] act as chief executive officer of the Party within the Constituency, including the supervision of Party offices;
 - [c] conduct the correspondence of the Constituency;
 - [d] convene meetings of the Executive Committee and invite delegates to the Annual General Conference;
 - [e] prepare the agendas of the meetings;
 - [f] write and keep minutes of the meetings and forward copies thereof to the District Secretary within seven (7) days;
 - [g] write and forward quarterly reports to the District Secretary on the activities of the Constituency; and
 - [h] compile a monthly membership return and forward same to the District Secretary each month.
29. The Constituency Treasurer shall:
- [a] manage and account for funds and or goods raised or received for the use of the Constituency;
 - [b] issue receipts for all monies collected and received by him/herself;
 - [c] be responsible for all Constituency property; and
 - [d] compile and submit to the District Treasurer each month, a monthly financial return.
30. The Constituency Publicity Secretary shall:
- [a] publicise the Party's activities within Constituency; and
 - [b] publicise the Constituency activities to the community and the Party.
31. In respect of each office above, the Deputy shall assist the principal committee member and in his/ her temporary absence, act in his/her stead.

THE DISTRICT

Establishment

32. There shall be a District structure for each District Municipality or Metropolitan Municipality, consisting of at least 50% + 1 of the municipalities in the District. Subject to the approval of the National Organiser in consultation with the Secretary-General, Constituencies within the area of a District Municipality may establish a District.
33. The District shall establish Headquarters from which it should operate.

The District Conference

34. The District shall hold a Conference each year.
35. Delegates to the Annual District Conference comprise;
 - [a] the District Executive;
 - [b] each Constituency Executive Committee;
 - [c] five (5) delegates per Branch provided that such delegation will include also members from the Women's and Youth Brigades;
 - [d] the District Women's Brigade Executive;
 - [e] the District Youth Brigade Executive;
 - [f] members of the National and Provincial Legislatures who are registered as voters in the District; and
 - [g] all Councillors of the Local Municipalities and of the District (or Metropolitan) Municipality.

Duties and Responsibilities of the District Conference

36. The District Conference shall:
 - [a] receive and consider reports from the District Executive Committee;
 - [b] receive and consider reports from the Constituencies;
 - [c] receive and consider governance reports from Districts and Local Municipalities;
 - [d] formulate policies within their area of competence provided they are in harmony with other policies of the other structures of the Party;
 - [e] (every three (3) years) elect members of the District Executive Committee;
 - [f] Develop and implement District Programmes; and
 - [g] Formulate resolutions.

The District Executive Committee

37. The District Executive Committee shall be elected by secret ballot every three (3) years at an elective District Conference.
38. The District Executive Committee shall comprise:

- [a] the Chairperson;
- [b] the Deputy Chairperson;
- [c] the Secretary;
- [d] the Deputy Secretary;
- [e] the Treasurer;
- [f] the Deputy Treasurer;
- [g] the Publicity Secretary;
- [h] the Deputy Publicity Secretary;
- [i] the District Chairperson of the Women's Brigade;
- [j] the District Secretary of the Women's Brigade;
- [k] the District Chairperson of the Youth Brigade;
- [l] the District Secretary of the Youth Brigade; and
- [m] three (3) other members selected by the rest of the District Executive from under-represented constituencies or to provide the Executive with required skills.

Functions of the District and its Executive Committee

39. The District through its Executive Committee shall:

- [a] organise and mobilise members of the Party through their Constituencies and promote the recruitment of new membership;
- [b] in consultation with the Party's Municipal Caucus, develop District or Metropolitan Municipal governance policy for Councillors, and hold Councillors accountable for their compliance with such policy;
- [c] in consultation with the Party's District Municipal Caucus, direct the activities of the Councillors in respect of the political work of Councillors outside of Council;
- [d] raise funds and secure assistance in kind for the District to facilitate its normal operations and especially to assist with its elections responsibilities;
- [e] encourage members and structures of the Party to engage in local political, social, economic and community issues, projects and programmes;
- [f] in times of elections to structure itself as an election committee to secure the electoral success of the Party and its candidates;
- [g] select and propose candidates in elections in accordance with Party policy;
- [h] co-operate with the Province in the promotion of the objectives, ideals and interests of the Party in accordance with the Constitutions and the rules of the Party and conduct such activities as directed by the Province;
- [i] implement and promote the decisions of the General Conference, the National Council, the National Executive Committee, the Provincial Conference, Provincial Council and of the Provincial Executive Committee; and

[j] consider recommendations referred to it by the National Council, National Executive Committee, the President and the Secretary-General.

40. In the absence of one or more functional Constituencies, a District shall assume the functions of such Constituencies.

Accountability

41. The District Executive Committee is accountable to the membership of the District to whom it reports at the Annual Conference.

42. The District Executive Committee shall meet at least once a month – a quorum is one half of the members.

43. A District is also subject to the political leadership of a Province. It is expected to participate in Provincial Programmes.

Duties of Members of the District Executive Committee

44. The District Chairperson shall:

[a] lead the District;

[b] drive the implementation of programmes giving expression to the functions of the District and its Executive Committee;

[c] preside over all meetings of the Executive Committee;

[d] preside over the Annual District Conference;

[e] determine dates of meetings of the Executive Committee and of the Annual Conference;

[f] mobilise members in support of Party activities and objectives; and

[g] act as principal spokesperson of the District.

45. The District Secretary shall:

[a] keep all books of account, documents and other things pertaining to his/her office;

[b] act as chief executive officer of the Party within the District, including the supervision of Party offices;

[c] conduct the correspondence of the District;

[d] call members to meetings of the Executive Committee and invite delegates to the Annual District Conference;

[e] prepare the agendas of meetings;

[f] write and keep minutes of meetings and forward copies thereof to the Provincial Secretary within seven (7) days;

[g] write and forward to the Provincial quarterly reports on the activities of the District; and

[h] compile a monthly membership return and forward to the Provincial Secretary each month.

46. The District Treasurer shall:

[a] manage and account for funds or goods raised or received for the use of the District;

[b] issue receipts for all monies collected and received by him/herself;

[c] be responsible for all District property; and

[d] compile and submit to the Provincial Treasurer each month, a monthly financial return.

47. The District Publicity Secretary shall:
- [a] publicise the Party's activities within the District; and
 - [b] publicise the District's activities to the community and Party.
48. In respect of each office above, the Deputy shall assist the principal committee member and in his/her temporary absence, act in his/her stead.

THE PROVINCE

Establishment

49. There shall be a Provincial structure for each province of the country, consisting of at least 50% + 1 of the Districts of such a Province. Subject to the approval of the National Organiser in consultation with the Secretary-General, Districts within the area of a Province, may establish a Province.
50. The political structures of a Province comprise the Annual Provincial Conference, the Provincial Council and the Provincial Executive Committee.
51. The Province shall establish Headquarters from which it should operate.

The Provincial Conference

52. The Province shall hold a Conference each year.
53. Delegates to the Annual Provincial Conference comprise:
- [a] members of the Provincial Council;
 - [b] each District Executive;
 - [c] each Constituency Executive; and
 - [d] three (3) delegates from each Branch.

Duties and Powers of the Provincial Conference

54. The Provincial Conference shall:
- [a] receive and consider reports from the Provincial Executive Committee;
 - [b] receive and consider reports from the Districts and/or Constituencies;
 - [c] receive and consider governance reports;
 - [d] (every three (3) years) elect members of the Provincial Executive Committee; [e] develop and implement provincial programmes;
 - [f] adopt resolutions;

[g] implement and promote the decisions of the General Conference, the National Council and the National Executive Committee; and

[h] consider recommendations referred to it by the National Council, National Executive Committee, the President and the Secretary-General.

The Provincial Council

55. The Province shall establish a Provincial Council comprising:

[a] the Provincial Executive Committee;

[b] the Provincial Executive of the Women's Brigade;

[c] the Provincial Executive of the Youth Brigade;

[d] the District Chairpersons and Secretaries;

[e] the Constituency Chairpersons and Secretaries;

[f] the National Council members residing within the Province; and

[g] the Members of Parliament and Councillors residing within the Province.

56. The Provincial Council shall meet at such time and place as the Provincial Chairperson shall determine or at the request of not less than seven (7) members.

57. The quorum at meetings shall be one half of the membership provided that one of the members present shall be the Provincial Chairperson, Provincial Deputy Chairperson or someone acting on behalf of one of them.

Duties and powers of the Provincial Council

58. The Provincial Council shall serve as the agent of Conference between meetings of the Conference. The Provincial Executive Committee

59. The Provincial Executive Committee shall be elected by secret ballot every three (3) years at an elective Provincial Conference.

60. The Executive Committee shall comprise:

[a] the Chairperson;

[b] the Deputy Chairperson; [c] the Secretary;

[d] the Deputy Secretary;

[e] the Treasurer;

[f] the Deputy Treasurer;

[g] the Publicity Secretary;

[h] the Deputy Publicity Secretary;

[i] the Provincial Chairperson of the Women's Brigade;

[j] the Provincial Secretary of the Women's Brigade;

[k] the Provincial Chairperson of the Youth Brigade;

[l] the Provincial Secretary of the Youth Brigade;

[m] three (3) other members selected by the rest of the Provincial Executive from under-represented constituencies or to provide the Executive with required skills. Functions of the Province and its Executive Committee

61. The Province through its Executive Committee shall:

[a] organise and mobilise members of the Party through their Districts and promote the recruitment of new membership;

[b] in consultation with the Party's Provincial Caucus, develop provincial governance policy, and hold Members of Provincial Legislatures accountable for the compliance with such policy;

[c] in consultation with the Party's Provincial Caucus, direct the activities of Members of Provincial Legislatures in respect of the political work of Councillors outside of the legislature;

[d] raise funds and secure assistance in kind for the Province to facilitate its normal operations and especially to assist with its election responsibilities;

[e] encourage members and structures of the Party to engage in local political, social, economic and community issues, projects and programmes;

[f] in times of elections to structure itself as an election committee to secure the electoral success of the Party and its candidates;

[g] select and propose candidates in elections in accordance with Party policy; and

[h] co-operate with the National Council in the promotion of the objectives, ideals and interests of the Party in accordance with the Constitution and the rules of the Party and conduct such activities as directed by the National Council and National Executive Committee.

62. In the absence of one or more functional Districts, a Province shall assume the functions of such Districts.

Accountability

63. The Provincial Executive Committee is accountable to the Provincial Council, Provincial Conference and the National Council.

64. The Provincial Executive Committee shall meet at least monthly – a quorum is one half of the members.

65. A Province is also subject to the political leadership of the National Council. It is expected to participate in National Council programmes.

66. A Provincial Executive Committee may be suspended for a period or dismissed by the National Executive Committee in consultation with and with concurrence of the National Council, whereupon any property of the province shall be temporarily in the custody of the National Executive Committee which shall return such property to the Provincial Executive Committee at the end of the suspension or, in the event of dismissal, to the newly-elected committee.

67. The Province subject to the approval of the National Executive Committee shall suspend or dissolve a District, Constituency or

Branch Committee, whereupon any property of such District, Constituency or Branch, respectively, shall be temporarily in the custody of the Provincial Executive Committee which shall return such property to the District, Constituency or Branch as the case may be, at the end of suspension or, in the event of dismissal, to the newly elected committee.

Duties of members of the Provincial Executive Committee

68. The Provincial Chairperson shall:
- [a] lead the Province;
 - [b] drive the implementation of programmes giving expression to the functions of the province and its Executive Committee;
 - [c] preside over all meetings of the Executive Committee and Provincial Council;
 - [d] preside over the Annual General Conference;
 - [e] determine dates of meetings of the Executive Committee and of the Annual Conference;
 - [f] mobilise members in support of Party activities and objectives; and
 - [g] act as principal spokesperson of the Party within the Province.
69. The Provincial Secretary shall:
- [a] keep all books of account, documents and other things pertaining to his/her office;
 - [b] act as chief executive officer of the Party within the Province, including the supervision of Party offices and the Party structures within the Province;
 - [c] conduct the correspondence of the Province;
 - [d] call members to meetings of the Executive Committee and invite delegates to the Annual General Conference;
 - [e] prepare the agendas of meetings;
 - [f] write and keep minutes of meetings and forward copies thereof to the National Executive Committee within seven (7) days; and
 - [g] write and forward to the National Executive Committee at the end of each year, a report on the activities of the province during the preceding year.
70. The Provincial Treasurer shall:
- [a] maintain a bank account in accordance with prescripts of the Party;
 - [b] manage and account for funds and or goods raised or received for the use of the Province;
 - [c] issue receipts for all monies collected and received by him/herself;
 - [d] be responsible for all Provincial property; and
 - [e] compile and submit to the Treasurer-General each month, a monthly financial return.
71. The Provincial Publicity Secretary shall:
- [a] publicise the Party's activities within the structures of the Party within the Province.

72. The Provincial Women's Brigade Chairperson shall:
- [a] in consultation with the Provincial Women's Brigade Executive Committee call meetings, rallies or conferences or organise events, to strengthen the Women's Brigade;
 - a) deal with correspondence regarding the Women's Brigade; and
 - b) perform all duties necessary to enhance the prestige of the Party in the Province and improve the structure of the Party.
73. The Provincial Youth Brigade Chairperson shall:
- [a] in consultation with the Youth Brigade Provincial Executive Committee, call meetings, rallies or conferences or organise events, to strengthen the Youth Brigade;
 - [b] deal with correspondence regarding the Youth Brigade; and
 - [c] perform all duties necessary to enhance the prestige of the Party in the Province and improve the structure of the Party.
74. In respect of each office above, the Deputy shall assist the principle committee member and in his/her temporary absence, act in his/her stead.

CHAPTER VIII

NATIONAL GENERAL CONFERENCE

1. National General Conference of the Party shall be held once every five (5) years.
2. This provision shall also apply to other National Conferences including the Conferences of the Women's Brigade and the Youth Brigade.
3. National Conferences shall be staggered so that only one conference shall be held in a single year.
4. To ensure that no year passes without a conference being held other conferences shall be considered such as a policy conference and a programmatic conference to fill the period of five (5) years.
5. The President, in consultation with the National Council, may summon an Extraordinary General Conference, which shall have the same powers as the Annual General Conference.
6. The National General Conference shall be held in accordance with the conventions of the Party and in accordance with instructions issued by the President in consultation with the National Council with regard to place, time and procedure of the Conference.
7. Delegates to the National General Conference of the Party, who must be members of the Party, shall be as follows:
 - [a] Two (2) delegates (or their alternates) from each Branch;
 - [c] the Executive Committee of each Constituency;
 - [d] the Executive Committee of each District;

- [e] the Executive Committee of each Province;
 - [f] all members of the National Council;
 - [g] the National Executive Committee of the Youth Brigade;
 - [h] the National Executive Committee of the Women's Brigade; and
 - [i] all Party Caucus office bearers in all three spheres of government.
8. Voting at the Annual General Conference shall be by secret ballot or by such other method as the President may recommend and the Conference approve.
 9. The programme for the National General Conference shall be prepared by the National Council.
 10. The Annual General Conference of the Party shall be empowered to consider, review or change any policy of the Party.

CHAPTER IX

FINANCIAL PROVISIONS

1. The Party's funds shall be derived from:
 - [a] monies received from membership subscriptions;
 - [b] grants, loans, donations or levies which the Party may receive from time to time; and
 - [c] any other method of raising funds within the general provisions of this Constitution.
2. The income and property of the Party shall be applied solely towards paying the expenses of the Party incurred in the furtherance of its aims and objectives, and no part thereof shall be distributed amongst the members as a dividend or share of profits or otherwise whatsoever.
3. The Party shall utilise its funds solely in the furtherance of its aims and objectives, and shall invest such excess funds as it may have in the manner directed by the National and Provincial Councils.
4. Expenditure of the Party shall be approved by the appropriate, constitutionally authorised structure or office.
5. The Party shall not be responsible for any liabilities incurred by any Province, District or other Party structure, none of which shall have the power to bind the Party in any financial respect, including inter alia contracts, quasi-contracts and delict, unless they are specifically authorised to do so on an ad hoc basis. Provinces may assume rights and liabilities in their own name. Subject to the provisions of this Constitution, Provinces may determine the financial status of, and relations with, and the financial responsibility of the District structures and other subordinate Party structures.
6. If for any reason the Party is wound up, liquidated or in any way dissolved and there remains after satisfaction of its liabilities, any assets whatsoever, the same shall not be distributed amongst the members, but shall be transferred to such other society or association in the Republic of South Africa, as the members shall in general meeting decide, which is exempt from Income Tax

and which is engaged in or promotes activities of a cultural nature.

7. If for any reason a Province is wound up, liquidated or in any way dissolved and there remains after satisfaction of its liabilities, any assets whatsoever, the same shall not be distributed amongst the members, but shall be transferred to the Party's National Headquarters.
8. The Party shall operate different banking accounts for the National and Provincial organisational and administrative levels - provided that Districts, Constituencies and Branches may operate their respective banking accounts on authorisation of the Province concerned. All banking accounts are to be held with any commercial bank, and cheques drawn on the Party's banking accounts shall be signed by at least two of three authorised officials of the Party.
9. The Party's financial year shall be the twelve month period beginning on 1 January in each year.
10. The Party's National and Provincial accounts shall be audited annually by independent qualified auditors.
11. The audited accounts of the Party at National and Provincial levels, together with the Auditor's Report, shall be presented to the National Council, provided that provincial audited accounts are to be submitted to the Provincial Council concerned for prior approval. A Province may elect to integrate its finances with those of National Headquarters and be audited as a part of the national structure of the Party.
12. There shall be paid out of the Party's funds of each of the Party's administrative and organisational levels concerned, the following expenses:
 - [a] allowances and salaries of the staff and full-time officials of the Party;
 - [b] travelling allowances;
 - [c] purchase of office furniture, stationery and other useful equipment;
 - [d] educational and business grants and other grants;
 - [e] expenses of meetings and conferences;
 - [f] legal fees for litigation when sanctioned by the National Council;
 - [g] audit fees; and
 - [h] any other expenditure as shall be approved by the National Council.

CHAPTER X

MISCELLANEOUS

Standing Orders

1. Standing Orders may be made by the National Council in respect of any subject for the purpose of facilitating the

implementation of the provisions of this Constitution.

2. Standing Orders made by the National Council shall be submitted to the next Annual General Conference for ratification, and those of a Provincial Executive to the Provincial Conference.
3. Standing Orders shall have force and effect subject to this Constitution, and may be amended, rescinded or altered as provided for herein, provided that the relevant Council may amend or rescind them subject to ratification at the subsequent relevant Conference.

Amendment of the Constitution and Rules

4. This Constitution may be amended by a General Conference of the Party provided that:
 - [a] a notice of the proposed amendment has been circulated to Members of the National Council not less than one month before the meeting of the National Council; and
 - [b] the proposed amendment is subsequently approved by a two-thirds majority at the Annual General Conference of the Party.
5. In the case of an Extraordinary General Conference the provisions of clause 9.4 will be deemed to have been complied with if:
 - [a] at least seven (7) clear days' notice of the proposed amendment is given to Members of the National Council; and
 - [b] at least twenty-four hours' notice is given to the delegates to the General Conference.
6. Subject to the provisions of this Constitution, the National Council, the Provincial Councils or any District, Constituency and Branch Committees of the Party and all other units of the Party shall be bound by this Constitution and all amendments thereto.

General Provisions

7. The Party may make rules and regulations designed to educate members of the Party in matters relating to Party policy, the policy of the Government, international affairs and other matters of national interest. For this purpose the National Council may issue from time to time detailed regulations for the operation of the Economic and Political Committee of each District. The National Council may arrange seminars in Districts and Provinces to strengthen the work of Political and Economic Committees, and provide external travel grants to leading Party officials to visit places of interest domestically and in foreign countries.

CHAPTER XI DISCIPLINARY PROCEDURE RULES

Discipline

1. Discipline in the Party shall be strictly enforced by Disciplinary Committees responsible for discipline at the following levels:
 - [a] Constituency;

[b] District;
[c] Province; and
[d] National Council.

2. There shall be a pool of Judicial Commission panelists of the Party who will be selected by the National Council for purposes of deploying them to various disciplinary committee hearings as the occasion arises.
3. All the structures in 10.1 will have the right to employ qualified professionals to assist them in the execution of their disciplinary functions such as a sheriff for the service of documents and attorney or advocate as prosecutor.
4. Party members who appear before a disciplinary or appeal committee will be entitled to legal representation at their own cost.
5. Where public representatives are involved, decisions of a disciplinary committee shall be enforced by the Political Oversight Committee.
6. Constituency Disciplinary Committee shall be responsible for maintaining and enforcing discipline in the Branches and Constituencies and shall have disciplinary powers over Party representatives in local municipalities. Appeals from the Constituency Disciplinary Committee shall lie with the District Appeal Committee. A Constituency Disciplinary Committee shall consist of five (5) members to be drawn from the pool of panelists by the Constituency Executive Committee where one of the five shall be designated the Chairperson by the said Committee.
7. The District Disciplinary Committee shall be responsible for maintaining and enforcing discipline in the District and shall ensure that Party representatives in District Municipalities, are carrying out their functions properly. Appeals from a District Disciplinary Committee shall lie with the Provincial Appeals Committee. A District Disciplinary Committee shall consist of five (5) panelists to be drawn from the pool of panelists by the District Executive Committee where one of the five shall be designated Chairperson by the said Committee.
8. Provincial Disciplinary Committees shall be responsible for maintaining and enforcing discipline in the Provinces, and shall hear appeals against first instance decisions taken by the District Disciplinary Committees. A Provincial Disciplinary Committee shall consist of five (5) members to be drawn from the pool of panelists by the Provincial Executive Committee where one of the five shall be designated Chairperson by the said Committee.
9. The National Council shall appoint a National Disciplinary Committee and a separate National Appeal Committee each consisting of five (5) members and five (5) alternates. The National Disciplinary Committee shall be responsible for maintaining and enforcing discipline at national level and the National Appeal Committee shall hear appeals against first instance decisions taken by Provincial Disciplinary Committees.
10. Notwithstanding anything else in this Constitution in its absolute discretion by resolution adopted by two-thirds of its members present, and after having received a report on the relevant facts and heard the affected Member, the National Council may impose any disciplinary sanction against such Member, including but not limited to his/her immediate expulsion from the Party or may revoke or commute any sanction imposed by any Disciplinary Committee.

11. An Appeal Committee shall hear appeals from a Disciplinary Committee only when leave to appeal is granted by the Disciplinary Committee. Any appellant shall have only a single right to appeal. Appeals from the Districts lie with the Provincial Appeal Committee; from the Provinces with the National Appeal Committee and appeals against decisions of the National Disciplinary Committee lie with the National Appeal Committee.
12. Appeal Committees shall be composed in exactly the same manner as Disciplinary Committees. It will be mandatory to constitute Disciplinary/Appeal Committees according to the provisions of this chapter but if one or two members are not present on any day of the hearing, this will not invalidate the proceedings provided that decisions are adopted by at least two thirds majority.
13. An Appeal Committee and a Disciplinary Committee of the first instance shall have discretion to grant or reject leave to appeal depending on the nature and validity of the grounds for appeal. In the same vein an appellant who is adversely affected by the rejection of his/her application shall have the right to apply to a higher structure for leave to appeal.
14. A higher Party structure shall have jurisdiction to hear all disciplinary cases that fall within the jurisdiction of lower Party structures.
15. Decisions of the Disciplinary and/or Appeal Committees shall come into effect immediately, or, where the respondent was tried in absentia after he or she has been informed of such decision, and an application of appeal shall not suspend the enforcement of such decisions.

Time-Limit for Appeals

16. Appeals against a decision of the Disciplinary Committee must be in writing and lodged with the relevant Disciplinary Committee within fourteen (14) days from the date that leave to appeal was granted. The Appeal Committee shall have discretion to hear any appeal where such appeal was not lodged within the prescribed time.
17. The Disciplinary Committee shall forward to the Appellate Committee a copy of the typed record of the proceedings and the full reasons for the Disciplinary Committee's decision with the written application for appeal and at the same time shall make available a copy thereto to the Appellant. The appeal shall be based solely on these documents unless the Appeal Committee deems it necessary to lead further evidence.
18. If the leave to appeal is refused by a Disciplinary Committee of the first instance, a petition shall be lodged to the Appeal Committee within fourteen (14) days of such refusal.
19. The appropriate Chairperson of a Disciplinary Committee may from time to time adjourn the hearing or appeal and may extend the time for doing anything in terms of this section. In the event of either party to the appeal failing to comply with the provisions of these Rules, a Chairperson of a Committee may, notwithstanding such failure, set down the case or the appeal for hearing and, upon giving the parties no less than seven days written notice, proceed to hear the appeal or the case and make such decision thereon as it may, if the circumstances of the case seem just.

Disciplinary Rules

20. These Rules may be cited as Disciplinary Rules of the Party.
21. All the members of the Party are subject to these Rules and any member who commits an offence against the Party is liable to disciplinary action as provided in the Rules.
22. Offences against the Party include:
 - [a] violation of the Constitution of the Party, including but not limited to assuming any title of office not provided for in this Constitution, acting in an official capacity to which a member is not either elected or appointed as provided in this Constitution;
 - [b] breach of any rules or regulations of the Party;
 - [c] acting in a manner likely to bring the name of the Party into disrepute, ridicule and/or contempt;
 - [d] disobeying relevant rulings, directions, orders or instructions of any organ of the Party;
 - [e] being in a state of drunkenness at a Party meeting in the case of an ordinary member of the Party and in the case of an official of the Party being in a state of drunkenness on any public occasion;
 - [f] being party to any fraudulent or dishonest practice which tends to embarrass or disgrace the Party, or participating in any act of bribery or corruption;
 - [g] giving out any confidential information of the Party without the proper authorisation of the Party to do so;
 - [h] carrying on false information or propaganda which tends to injure the reputation of the Party or any of its officials;
 - [i] defaming the Party or any of its officials at any meeting of the Party;
 - [j] giving false information to any organ of the Party or any of its officials with intent to deceive or mislead;
 - [k] defrauding the Party or any of its officials;
 - [l] deliberate irregularities in attendance at meetings of the Party;
 - [m] publishing or causing to be published, orally or in writing, any matter which in the opinion of the National Council is an attack on the Party or an attack on a member or official of the Party in relation to the discharge of his/her functions as a member or official of the Party;
 - [n] collecting funds in the name of the Party without issuing proper receipts or without authority from the Treasurer-General;
 - [o] violating of the provisions of a code of conduct applicable to elected political representatives by virtue of their position or adopted by resolution of two-thirds of the members present of the National Council;
 - [p] impeding the work or activities of the Party;
 - [q] promotes division within the ranks of the Party;
 - [r] acts in collaboration with another political organisation or individual in a manner which is contrary to the achievements of the aims and objectives of the Party;

[s] undermining or impeding the functioning of the structures of the Party at any level; and
[t] participating in any organised factional activity which threatens the unity of the Party, or lobbying based on factionalism and which goes beyond the recognised norms of canvassing or free debate.”

23. The sanction on a disciplinary action will be in accordance with the seriousness of the offence of which the member is guilty. The gravity of the offence and the related standard of care shall be determined also with regard to the position held by the member within the Party structures, requiring compliance with the strictest duty of care and Party discipline for member of legislatures and cabinets.
24. The sanction on a disciplinary action may be any one or more of the following:
- [a] caution and/or reprimand;
 - [b] censure;
 - [c] payment of a fine;
 - [d] dismissal from office;
 - [e] debarring from holding office;
 - [f] suspension from membership and/or office;
 - [g] expulsion from the Party;
 - [h] dismissal from any elected office held by the member within the structures of the Party; or
 - [i] any other sanction which is deemed commensurate with the gravity of the offence provided that dismissal from office and/or expulsion from the Party shall not be enforced before it is ratified by the National Executive Committee.
25. National Headquarters shall keep records of disciplinary actions taken by the Party and the National Council shall be notified of all such actions.
26. An expelled member may be re-admitted into the Party if on a petition of penitence by him/her to the President, the National Council may decide to re-admit him/her. The President and/or the National Council may, however, reserve such decision for the Annual General Conference.
27. Any member of the Party charged with a criminal act or accused of fraudulent behaviour or profiteering shall have the privileges of his/her membership automatically suspended until such time as the National Disciplinary Committee has dealt with the matter and laid its recommendations before the National Council.
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