CONSTITUTION OF:

ARISE AFRIKA ARISE INDEPENDENT CONGRESS (AAAIC)

ARISE AFRIKA ARISE

1. Name

1.1. The name of the political party is **ARISE AFRIKA ARISE INDEPENDENT CONGRESS** (hereinafter referred to as the organization)

1.2. The organization`s shortened name is **ARISE AFRIKA ARISE.**

1.3. The organization`s abbreviated name shall be **AAAIC**.

2. Domicillium citandi et executandi

2.1. The chosen *domicillium citandi et executandi* where legal notices and processes shall be served and gladly received are as follows:

Physical Address, same as Postal Address
Number 244, 7th Avenue
Bezuidenhout Valley
2094
Johannesburg
City of Johannesburg
Gauteng Province

Contact Number: 073 297 1171 (President)

Contact Number:076 170 1952 (National Secretary General)

Email Address: info@aaaic.org.za

Email Address: op@aaaic.org.org.za

2.2. The organization shall be operating from the addresses mentioned above.

2.3. The organization reserves the right to change from time through written notices to all stakeholders, supporters, voters, members and all other interested parties.

3. Body Corporate

The organizations shall:

3.1. Exist in its own right, separate from its members.

3.2. Continue to exist even when its membership changes and there are new or different office bearers.

3.3. Be able to own properties in its own name and other assets and liabilities

3.4. Be able to sue and be sued in its own name

3.5. Represent the interests of its members in or at any forum

4. OUR VISION

AAAIC envisions a South Africa—and by extension an African continent—where governance, community life, and social justice are inspired by the Word of God, yet i**NCLUSIVE** of all who share a moral and ethical commitment to nation-building. The vision calls for **spiritual renewal**, **economic justice**, and **national restoration**, so that the destiny of Africa is reawakened through Christ-like leadership and collective human dignity.

5. MISSION STATEMENT

AAAIC's mission is to **govern righteously, serve selflessly, and unite inclusively**, reflecting the servant leadership of Jesus Christ. The Party believes that **governance must not only be legal, but also moral**, ensuring that no person is left behind and that every South African is empowered to participate in shaping the nation's destiny. AAAIC seeks to integrate **Biblical morality with constitutional democracy**, balancing faith and freedom to ensure harmony between church, state, and society.

6. STATEMENT OF FAITH

ARISE AFRIKA ARISE INDEPENDENT CONGRESS (AAAIC) is a Christ-centred and faith-guided political movement which acknowledges the sovereignty of God Almighty over all creation and **the Lordship of Jesus Christ** as the foundation of truth, justice, and moral authority.

6.1. Our Core Beliefs

6.1.1. **We Believe in One Sovereign God:**

The Creator of heaven and earth, eternally existing in three persons — Father, Son, and Holy Spirit. *(Genesis 1:1; Deuteronomy 6:4; Matthew 28:19)*

6.1.1.1. **We Believe in Jesus Christ as Lord and Saviour:**

That salvation, transformation, and true freedom of nations come through the redemptive power of Jesus Christ, the Son of God, who died and rose again for the salvation of all humanity. *(John 3:16; Romans 10:9; Acts 4:12)*

6.1.1.2. **We Believe in the Bible as the Final Authority:**

The Holy Scriptures are the inspired and infallible Word of God, providing the ultimate standard for faith, conduct, justice, and governance. *(2 Timothy 3:16–17; Psalm 119:105)*

6.1.1.3. **We Believe in the Sanctity and Dignity of Human Life:**

Every person, regardless of race, gender, culture, or belief, is made in the image of God and therefore possesses inherent worth and equality.
(Genesis 1:27; Psalm 8:4–6)

6.1.1.4. **We Believe in Justice, Peace, and Reconciliation:**

God calls us to be peacemakers and to uphold justice and righteousness in all human relations, building a reconciled and compassionate nation. *(Isaiah 1:17; Matthew 5:9; 2 Corinthians 5:18)*

6.1.1.5. **We Believe in Servant Leadership:**

Political authority is a sacred trust to be exercised with humility, accountability, and service to the people — following the example of Christ.*(Mark 10:43–45; Philippians 2:3–4)*

6.1.1.6. **We Believe in Inclusivity and Unity in Diversity:**

Although rooted in Christ, AAAIC embraces all people of goodwill who share the vision of moral governance and human development, regardless of their religious or cultural background. *(Romans 12:18; John 10:16)*

6.1.1.7. **We Believe in the Restoration of Africa's Spiritual and Moral Identity:**

That Africa's rebirth will come through the revival of her faith, values, and stewardship under God's guidance. *(Psalm 68:31 — "Ethiopia will quickly stretch out her hands to God.")*

7. AAAIC DECLARATION

*"We, the members and supporters of **ARISE AFRIKA ARISE INDEPENDENT CONGRESS (AAA)** , pledge to serve God and our nation with integrity and humility.*

We affirm that leadership is not privilege, but responsibility; not power, but service. We commit to defend justice, uphold human dignity, and advance the moral and economic freedom of all South Africans.

We rise — not in rebellion, but in righteousness — to see Africa restored to her divine purpose."

8. OUR VALUES

Our organization is founded upon the following uncompromised values: -

8.1. **TRUTH:** Politics as usual has earned a reputation for profound dishonesty and immunity from the truth. Leadership is a privilege which we shall never abuse. We will lead in truth, even when the truth is not popular.

8.2. **TRUST:** Trust is something that is earned through the truth. We pledge to be truthful and trustworthy in all our dealings.

8.3. **FAIRNESS AND EQUITY:** South Africa remains a state of deep-rooted inequalities relating to equitable distribution of resources. Democracy has not reversed inequalities in our country. Fairness and Equity shall be applied to address inequality in our land.

8.4. **JUSTICE:** South Africa is built on spatial, social, economic, and environmental justice. Justice shall not only be seen, but shall be seen to be done to both the citizens and the environment, through the system of open courts

8.5. **SOLIDARITY**: We recognise the critical bonds that exist between us through the eyes of *ubuntu* which is the foundation of our society. The progress and success of the country that we share, that we call home, depends on strengthening these bonds.

8.6. **SUSTAINABILITY**: The world's climate is changing faster than scientists initially anticipated. We are consuming and destroying the natural resources that give us life. If we do not act, now, our environment will not be able to sustainably and reliably provide us with the homes, food, and water that we and our children will need.

8.7. **SERVICE:** Public service is the service provided to the public. Political power must embody the privilege to serve, not to be served.

8.8. **RESPONSIBILITY** and **ACCOUNTABILITY**: All citizens on all levels of society must act in a responsible and accountable manner toward the progress of the country and society. Freedoms and rights must be balanced with obligations, responsibility, and accountability, irrespective of position and status.

9. RULE : MEMBERSHIP

9.1. ADMISSION OF NEW MEMBERS

Membership of the party shall be open to all South African citizens who:-

9.1.1. Have valid South African Identity Document.

9.1.2. Have attained the age of 16 and above

9.1.3. Have completed Membership Application Form and have paid prescribed membership fee,

9.1.4. Has committed to upholding, respecting, and complying with all the laws governing the party,

9.2. RULE : QUALIFICATION FOR MEMBERSHIP

Any South African shall qualify for membership under the following conditions:

9.2.1. The Applicant must have paid annual membership fee, determined by the NEC from time to time.

9.2.2. The Applicant must have completed and signed a membership Application Form in which any such Applicant has agreed and committed to being bound by the Constitution, Rules, Regulations and Procedures of the party.

9.3. RULE : MEMBERSHIP APPLICATION FORMS

Membership application forms shall be forwarded to the Secretary

9.3.1. Of the Branch where the Applicant is ordinarily resident.

9.3.2. Of the Region where the Applicant is ordinarily resident, if there is no Branch in the ward in which the Applicant is residing.

9.3.3. Of the Province where the Applicant is ordinarily resident, if there is no Regional Structure where the Applicant is ordinarily resident or residing.

9.3.4. Membership Application Form should be accompanied by proof of payment into the bank account of the party or alternatively by Certification by the recipient of such membership fee.

9.4. RULE : PROVISIONAL MEMBERSHIP

Any Application for membership to the organization shall be accorded provisional membership pending the completion of necessary formalities

9.5. RULE : CONFIRMATION OF MEMBERSHIP APPLICATION

9.5.1. Confirmation of membership shall be done by the National Treasurer General who shall issue a membership Card after confirming that the Applicant has completed necessary formalities.

9.5.2. Issuing of Membership Card is *prima facie* evidence of confirmation of membership.

9.6. RULE: REFUSAL AND REJECTION OF MEMBERSHIP APPLICATION

Membership to the organization shall be refused under the following conditions:

9.6.1. The Applicant is holding membership with another political party.

9.6.2. The Applicant is supporting terrorism or terrorist activities.

9.6.3. The Applicant is not willing to comply with the provisions of the party`s constitution, Rules, Orders, Regulations and any other lawful instructions.

9.6.4. The Applicant is a juristic person.

9.7. RULE: MAINTENANCE OF MEMBERSHIP

All members shall be required to pay they annual membership on or:-

9.7.1. Joining or completing Membership Application Form,

9.7.2. On or before **28th February of each year**.

9.8. RULE: MEMBERSHIP RENEWALS

All membership renewals should be made on or before **28th February of each year**.

9.9. RULE: HONORARY MEMBERSHIP

Honorary membership shall be open to the following South African citizens:-

9.9.1. All pensioners, who are unable to pay,

9.9.2. The Members of the General Council who are unable to pay.

9.10. RULE : TERMINATION OF MEMBERSHIP

Membership to the party can be terminated under the following conditions:

9.10.1. A member ceases to be a member of the Party when he or she fails to renew his or her membership on or before the **28th February of each year**.

9.10.2. A member has publicly declared his or her intention to resign and/or publicly declares his or her resignation from the Party;

9.10.3. A member publicly declares his or her intention to join another party and/or publicly declares that he or she has joined another party;

9.10.4. A member becomes or remains a member of another party

9.10.5. A member`s application for membership has been refused

9.10.6. A member`s appeal on a sanction of dismissal from the party has been dismissed or the time period for lodging an appeal of the sanction of dismissal has expired;

9.10.7. A member canvasses and or encourages or influences Party members to resign from the Party;

9.10.8. A member canvasses, encourages and or influences other Party members to join or support another Party;

9.10.9. A member stands or accepts nomination against an official candidate of the Party in any public election;

9.10.10. A member, after having been warned to desist, publicly and unreasonably disparages the Party or decisions taken by its structures;

9.10.11. A member fails and or refuses to resign his or her position after the procedures in this constitution have been followed;

9.10.12. A member is found guilty of any offence listed in Schedule 1, 2, 5, 6 or 7 of the Criminal Procedure Act;

9.10.13. A member is in default with the payment of any compulsory public representative contribution for a period of 2 (two) months after having been notified in writing that he or she is in arrears and fails to make satisfactory arrangements or fails to comply with such arrangements for payment of the arrears;

9.10.14. A member, being a public representative of the Party in a legislative body, in any meeting of that legislative body, votes in a manner other than in accordance with a

Party caucus decision which is consistent with Party policy, in that legislative body, or being a single public representative in a caucus vote in a manner inconsistent with the instructions of higher Party structures or Party policy: save in the case where the Party allows a free vote on the issue being voted on, or the caucus has given permission for that member to vote in a particular manner;

9.10.15. A member, being a public representative of the Party in a legislative body, introduces a motion of no confidence in any government controlled by the Party, or in which the party is in coalition, or office-bearer in such a government, except with the leave of the General Council;

9.10.16. A member, being a public representative of the Party in a legislative body, in any meeting of that legislative body, leaves the meeting at a time a vote is to be taken on a matter that has been agreed by the caucus, in a situation in which leaving the

meeting prevents the decision from being taken, or which causes or results in a decision being taken that is contrary to the agreed caucus position.

9.10.17. A member, who ceases to be a member of the Party, loses all privileges of Party membership and, if that member is a public representative, he or she also loses the office which he or she occupies by virtue of his or her membership, with immediate effect.

9.10.18. The process or processes to be followed in the case of cessation under this section will be determined by the Rules of the General Council .

9.10.19. Membership of any member of the organisation shall automatically cease or be terminated upon public declaration of any such member of having formed , joined or having been pronounced as a member of another political party

9.11. RULE : LAPSING OF MEMBERSHIP

Membership to the party shall automatically lapse and or expire on the **28th February of each year**.

9.12. RULE : AUTOMATIC TERMINATION OF MEMBERSHIP

Automatic termination of membership shall take place under the following conditions: -

9.13. The member has died,

9.14. The member has brought the party into disrepute and due process has been undertaken and finalised.

9.15. The member is disregarding *bona fide* and lawful instructions from the party.

10. DUTIES, OBLIGATIONS AND RIGHTS OF THE MEMBER

10.1. Duties of Members

10.1.1. Commitment to Party Values:

Members shall uphold and promote the values, principles, and objectives of the party.

10.1.2. Active Participation:

Members are encouraged to actively participate in party activities, meetings, and campaigns.

10.1.3. RULE : FINANCIAL SUPPORT:

10.1.3.1. Members are expected to contribute financially to the party within their means, as a means of supporting its activities and growth.

10.1.3.2. Members who are deployed and or appointed to hold public office shall be required to contribute a certain per centage on monthly basis from his or her salary towards both the growth of the party and for the party to meet its constitutional mandate by entering into and agreeing with the party leadership to contribute a certain per centage determined by the party leadership from time to time.

10.1.3.3. It shall constitute a dismissible offence of any member of the party who has been deployed into public office who refuses to sign and enter into any financial assistance and contribution in favour of the party.

10.1.4. **RULE : COMPLIANCE WITH PARTY RULES:**

Members shall adhere to the party constitution, by-laws, and other rules and regulations set forth by the party and any other lawful and legitimate unwritten rules and or instructions from seniors within the party, as failure to do so will attract and invoke disciplinary process.

10.2. **RULE : RIGHTS OF MEMBERS**

10.2.1. **RULE : RIGHT TO EXPRESSION:**

Members have the right to express their opinions, ideas, and concerns within the framework of party principles.

10.2.2. **RULE : VOTING RIGHTS:**

Members in good standing have the right to vote in any party elections and decision-making processes.

10.2.3. **RULE : ACCESS TO INFORMATION:**

Members are entitled to timely and transparent information about party activities, decisions, and financial matters.

10.2.4. **RULE : INCLUSIVITY:**

The party promotes an inclusive environment, respecting the diversity of its members.

10.3. **RULE : OBLIGATIONS OF MEMBERS**

10.3.1. **RULE : ETHICAL CONDUCT:**

Members are expected to maintain ethical conduct in all interactions, avoiding actions that could harm the reputation of the party.

10.3.2. **RULE : PARTY LOYALTY:**

Members shall prioritize the interests of **ARISE AFRIKA ARISE INDEPENDENT CONGRESS** over personal or conflicting interests.

10.3.3. **RULE : VOLUNTEERISM:**

Members are encouraged to contribute time and skills to the party voluntarily, and members shall be expected to contribute their time and skills voluntarily to the party.

10.3.4. **RULE : COMPLIANCE WITH LEGAL REQUIREMENTS:**

10.3.4.1. Members must comply with all relevant laws and regulations governing political parties and activities.

10.3.4.2. Members must commit to comply with all electoral law and related Regulations of the Independent Electoral Commission (the IEC).

10.4. RULE : GENERAL DUTIES

Every member of the party shall have the duty to:

10.4.1. Be loyal to the party.
10.4.2. Recruit members to and on behalf of the party,
10.4.3. Be faithful to the party
10.4.4. Pay annual membership fees as and when such fees become due and payable
10.4.5. Attend all party meetings when called to do so
10.4.6. Make him/herself available for service to the party,
10.4.7. Bring and foster unity within the party,
10.4.8. To comply with any legitimate and lawful instructions from the party from time to time,
10.4.9. Never disclose any information about and or concerning internal party arrangements without any authority to do so.

10.5. RULE : GENERAL OBLIGATIONS

Every member of the party is obligated to:-

10.5.1. Act faithfully towards the party at all times,

10.5.2. Observe and respect the policies, resolutions, decisions made by the party from time to time

10.5.3. Constantly and continuously strive to raise the level of his/her own political consciousness and understanding of party policies, resolutions, rules, guidelines and regulations.

10.5.4. Strengthen, promote and defend the party and to popularise its politics, policies, rules, regulations and programmes.

10.5.5. To conduct herself/himself honestly and honourably in dealing with the party and the broader public and

10.5.6. Not to bring the name of the party into disrepute or ridicule.

10.5.7. To put the interests of the party above any other political considerations or personal ambitions.

11. RULE : STRUCTURES OF THE PARTY

The party shall have the following structures:

11.1. RULE : THE GOVERNING BODY

11.1.1. The Governing Body, which is also called the National General Council of the party:-

11.1.1.1. Is formed by the Founding members of the party

11.1.1.2. May also form part of the members of the National Executive Committee (NEC).

11.1.2. The General Council is the highest decision-making structure within the organization.

11.1.3. Members of the NGC shall determine their own Rules and positions.

11.1.4. Any member of the NGC may appoint a proxy through a written mandate.

11.1.5. Succession to the NGC shall be perpetual.

11.2. RULE : THE NATIONAL EXECUTIVE COMMITTEE (NEC)

The NEC is compromised of the following constitutionally elected members:-

11.2.1. The President
11.2.2. The Deputy President
11.2.3. The National Chairperson
11.2.4. The 1st Deputy National Chairperson
11.2.5. The 2nd Deputy National Chairperson
11.2.6. The Treasurer General
11.2.7. The National Secretary General
11.2.8. The 1st Deputy National Secretary General
11.2.9. The 2nd Deputy National Secretary General
11.2.10. The National Organizer,
11.2.11. The National Elections Manager
11.2.12. The National Spokesperson.
11.2.13. President: Women of Substance
11.2.14. President: Arise Youth Alive.
11.2.15. Nine (09) additional members co-opted to the NEC, one from each provinces.

TOTAL NUMBER OF NEC MEMBERS shall be **THIRTY THREE (33)**

11.3. The Provincial Executive Committee (PEC).

The PEC shall be comprised of the following constitutionally elected members

11.3.1. The Provincial Chairperson
11.3.2. The Deputy Provincial Chairperson
11.3.3. The Provincial Treasurer General
11.3.4. The Provincial Secretary General
11.3.5. The Provincial Deputy Secretary General
11.3.6. The Provincial Organizer
11.3.7. The Provincial Elections Manager

11.3.8. The Provincial Spokesperson
11.3.9. Provincial Chairperson: Women of Substance
11.3.10. Provincial Chairperson: Youth Alive

Any Provincial Executive Committee (PEC) shall be established by 50 + 1% of all the regions within any given province.

12. RULE : FURTHER STRUCTURES AND CONSTITUTION OF A PROVINCIAL STRUCTURES

12.1. There shall be the following further structures within the party:-

12.1.1. Provincial Women Of Substance
12.1.2. Provincial Arise Youth Alive
12.1.3. Regional Women of Substance
12.1.4. Regional Arise Youth Alive.
12.1.5. Sub-Regional EXCO
12.1.6. Sub-Regional Women of Substance
12.1.7. Sub-Regional Arise Youth Alive

12.2. The positions of the EXCO members at any level mentioned above shall be the same as those at paragraph 9 above.

12.3. The structures mentioned at paragraph 10 above shall be constituted by **50 + 1 %** of all the regions within a particular province.

13. RULE : THE BRANCH EXECUTIVE COMMITTEE (BEC)

13.1. The Branch Executive Committee shall be formed by the following duly elected members:

13.1.1. 1 x Chairperson
13.1.2. 1 x Deputy Chairperson,
13.1.3. 1 x General Secretary
13.1.4. 1 x Deputy General Secretary
13.1.5. 1 x Treasurer
13.1.6. 1 x Branch Organizer
13.1.7. 1 x Branch Spokesperson
13.1.8. 4 x Voting District Coordinators
13.1.9. 1 x Woman of Substance Branch Chairperson

13.1.10. 1 x Arise Youth Alive Chairperson.

13.2. Every branch of the party is ward based.

13.3. There shall be the following additional structures at ward level

13.3.1. Women of Substance
13.3.2. Arise Youth Alive

14. SUB-REGIONAL STRUCTURES

14.1. Other municipalities are divided into local municipalities as well as sub-regions.

14.2. Each ward within a particular municipality or sub-region shall have its own branch.

15. RULE : CREATION OF A PARALLEL STRUCTURE OF A BRANCH OR A REGION WITHIN THE SAME WARD OR SUB-REGION

15.1. Parallel structures within the organization are allowed under very exceptional circumstances, which circumstances are as follows: -

15.1.1. The Branch or as the case may be, the region has grown to such an extent that it is no longer practically possible to hold and conduct branch and or regional meetings in one space,

15.1.2. The monthly reports submitted by either the Branch Secretary or as the case may be, the Regional Secretary have indicated and demonstrated the growth in numbers of any such ward / branch or region,

15.1.3. The Branch or Regional Secretary as the case may be, has submitted a substantive motion for the creation of a parallel structure,

15.1.4. The Provincial Secretary after consultation with the National Secretary General or as the case may be, the National Secretary general shall have the discretion to allow and or permit the creation of parallel structures, either at branch and or regional level, after due consideration of the following: -

15.4.1. The number of members at a particular branch of region.

15.4.2. The efficient and effective growth of the party.

15.4.3. Any circumstances which may pose a risk if such branch and or region is not divided into parallel structures.

16. RULE : LIVING BRANCH OR REGION

16.1. A living branch and or region is the one which has consistently demonstrated the following:

16.1.1. The Branch or Region is holding constituency-based meetings at least once every month.

16.1.2. The Branch or Region is demonstrating growth both in numbers and in increases in financial contributions

16.1.3. The Branch or as the case may be, the regional structure is fully compliant with any provision in this constitution.

16.2. Any such branch and or as the case may be is submitting monthly returns on or before the **07th of each month**, to the upper structures in the following information in a spreadsheet:

16.2.1. Total numbers of members in a ward or region.

16.2.2. Total number of male adults.

16.2.3. Total number of female adults

16.2.4. Total number of the members of the Women of Substance Branch

16.2.5. Total number of Arise Youth Alive members with:

16.2.5.1. Total number of male youth persons

16.2.5.2. Total number of female young persons

16.2.5.3. Total number of persons living with disability.

16.2.6. Total amount of money collected

16.2.7. Total amount of money spent.

16.2.8. Total number of unemployed male adults,

16.2.9. Total number of temporary employed male adults

16.2.10. Total number of unemployed female adults

16.2.11. Total number of temporary employed adults.

16.2.12. Total number of employed male young people

16.2.13. Total number of temporary employed male people,

16.2.14. Total number of unemployed female people

16.2.15. Total number of temporary employed female people

17. RULE : MEETINGS

17.1. The Secretary Generals of all structures of the party shall call meetings by issuing a Notice of the meeting SEVEN (07) calendar days before the planned meeting, accompanied by:

17.1.1. Minutes of previous meeting,

17.1.2. Any Directives from higher structures of the party

17.1.3. Proposed agenda

17.1.4. Attendance Register,

17.1.5. Time, venue and place for attending the meeting

17.2. All meetings must form a quorum before business of the day could be discussed.

17.3. All meetings must comply with the Rules and Procedure Manual for Holding and Conducting meetings.

18. RULE : FINANCES

18.1. The party shall open and maintain a banking account with a financial institution of its choice.

18.2. The National Treasurer General shall be the custodian of all finances coming in and out of the party coffers.

19. OPENING OF A BANK ACCOUNT

The organization shall have a right to open and operate a banking account opened with any financial institution within the Republic of South Africa, through a Resolution by the NEC.

20. RULE : FINANCIAL REPORTING

20.1. APPOINTMENT OF AN ACREDITED AUDITOR

The party shall appoint an accredited and or registered auditor who shall manage, keep and maintain financial records as required in terms of the South African financial laws.

20.2. RULE : AUDITED FINANCIAL STATEMENTS OF THE PARTY`S ACCOUNT

An appointed auditor shall prepare audited financial statements in compliance with all the electoral laws of South Africa and cause same to be submitted to the Independent Electoral Commission (the IEC) timeously on annual basis.

20.3. RULE : COMPLIANCE WITH ALL IEC DIRECTIVES

An appointed auditor or any other person appointed to deal with and handle finances of the organization shall promptly attend to the Directives issued by the IEC from time to time.

21. RULE : BUYING OF ASSETS

All assets shall be:

21.1. Bought in the name of the party,

21.2. Registered in the name of the party.

22. RULE : DISSOLUTION OF A BRANCH, REGIONAL AND OR PROVINCIAL STRUCTURE OF THE PARTY

22.1. Any BEC, REC and or PEC of any structure of the party may be dissolved under the following conditions:

22.1.1. The BEC, REC and or the PEC as the case may be, as it was initially launched and established is not growing in the standard as it would have been expected by the NSG, and the party,

22.1.2. The BEC, REC and or the PEC, as the case may be is not in compliance with the Constitution and any related laws of the organization and the NSG is not of the view of dissolving any such Branch.

22.1.3. The BEC, REC and or the PEC as the case may be is unable to hold monthly meetings, and submit monthly reports to the office of the NSG timeously.

22.1.4. The BEC, REC and or the PEC as the case may be is not submitting monthly returns and or minutes together with attendance registers to the office of the NSG as required by the party and its Constitution together with related instructions (written or unwritten) Rules and or Regulations.

22.1.5. The BEC, REC and or PEC fails to bring cohesion within the party

22.1.6. The REC, BEC and or PEC fails to hold its conference within the prescribed time period

15. RULE : LIVING STRUCTURES OF THE ORGANISATION

Any structure of the organization shall be deemed to be a living structure upon the following conditions. If that structure:

15.1. Is properly constituted in terms of this Constitution,

15.2. Is able to demonstrate its growth, both in numbers, finances and attracting best skills and talent,

15.3. Hold monthly meetings and timeously submit both attendance register, agenda and minutes of any particular meeting to the NSG`s office.

16. RULE : DISSOLUTION OF ANY STRUCTURE OF THE ORGANIZATION : DUE PROCESS AND PROCEDURE

16.1. Any structure of the organization, at any level which does not comply with any provision in this constitution, including but not limited to any Rules, Regulations, Instructions, and or Resolutions may be dissolved subject to the following due process:

16.1.1. The NSG of the party shall write a letter to any affected structure within a period of **FIVE (05) days** of discovering any breach and request the leadership of the defaulting structure to remedy the breach within a period of **FIVE (05) days** from date of the breach or alleged breach,

16.1.2. The defaulting structure shall be required to give sufficient reasons as to why a decision should not be taken to dissolve it.

17. RULE : TERM OF OFFICE OF POLITICAL OFFICE BEARERS

17.1. The term of office of any member of the organization shall be **four (04) years** (herein referred to as a "*term"*) which term shall automatically come to an end on the year preceding any government elections.

17.2. Any member of the BEC, REC and or PEC may stand for election for a second term in the same or different position.

17.3. No member of the BEC, REC and or PEC may stand for elections for a period longer than two terms, irrespective of changes in the position so contested.

18. RULE : HOLDING AND CONDUCTING OFREGULAR ELECTIONS :TIMETABLE

18.1. RULE : LOCAL GOVERNMENT ELECTIONS

18.1.1. The term of office for Office Bearers of the BEC`s and the REC`s shall come to an end exactly **TWELVE (12) Months** before the holding and conducting of the Local Government Elections (LGE`s).

18.1.2. The NSG`s office shall issue an Election Timetable SIX (06) MONTHS before any such elections, after consultations with both the Chairpersons of the BEC`s and REC`s by way of drawing a year planner.

18.1.3. All BEC elections should be conducted and held before the holding and conducting of the REC`s.

18.1.4. REC Chairpersons shall preside over the elections, while other REC members assist with logistics and acting as observers.

18.1.5. BEC`s elections may be held and conducted simultaneously on the same day at their different respective locations.

18.1.6. The Chairperson of PEC of each province shall preside over such elections, while other PEC members shall be assisting with logistics and acting as observers.

18.2. RULE : NATIONAL AND PROVINCIAL GENERAL ELECTIONS

18.2.1. The term of office for the Office Bearers of the **PEC`s** and **NEC** shall come to an end and lapse exactly **TWELVE (12) months** before the holding and conducting of the National and Provincial General Elections (the NPE`s)

18.2.2. The NSG shall issue an election time table SIX (06) months before the elections.

18.2.3. The NEC shall preside over all PEC`s elections.

18.2.4. The PEC`s elections may be held simultaneously at their respective identified venues

19. RULE : THE NEC ELECTIONS

19.1.1. The term of office for the Office Bearers of the NEC shall come to an end and lapse exactly **TWELVE (12)** months before the holding and conducting of the National and Provincial General Elections (the NPE`s)

19.1.2. The NSG of the National General Council shall issue an election time table **SIX (06)** months before the NEC elections.

19.1.3. The NGC shall preside over all NEC`s elections.

20. RULE : VOTING AND ACREDITATIONS

20.1. All delegates shall be required to have completed necessary formalities.

20.2. The NSG or any members of the organisation who has been mandated and authorised to conduct and preside over any elections shall issue elections rules.

21. RULE : ESTABLISHMENT OF THE ELECTORAL COMMISSION

The Office of the NSG shall have powers and authority to establish and form an Electoral Commission which shall have mandate and authority:

21.1. To develop elections policy within the organization.

21.2. To oversee the elections within the organisation,

21.3. To resolve any disputes relating to any disputes about any elections.

22. RULE : MANNER AND METHOD OF ELECTIONS

All elections shall be conducted through a secret ballot.

23. RULE : CAMPAIGNING WITHIN THE ORGANIZATION

23.1. No form of campaigning shall be carried out by any contestant and or candidate before any declaration of the NSG that candidates and or contestants may campaign.

23.2. Vote buying of any kind shall not be tolerated within the party

24. RULE : PUBLIC OFFICE BEARING

24.1. Any member of the organization, who has been elected and or deployed to take up a public office shall be required to vacate his or her position he or she occupied in any structure of the organization before any such deployment and or occupation of a public office.

24.2. No political office bearer shall be allowed to hold two offices at any level of the organization.

24.3. The member who deputises a member who has been deployed into public office shall immediate assume the duties and responsibilities of a member who occupied such position before deployment and or assumption of public office.

25. RULE : CO-OPTION OF ADDITIONAL MEMBERS INTO ANY STRUCTURE OF THE ORGANZATION

25.1. Co-option of additional members into any structure of the organization shall be done by the NSG through the recommendations of any such structure affected.

25.2. The NSG shall have discretionary powers to co-opt any member of the party into any structure of the organization.

25.3. The NSG shall have discretionary powers to delegate any senior member of the organisation to preside over the co-option of any member into any structure of the organisation.

25.4. No structure of the organization shall have the right to co-opt any member into such structure without express authorization by the NSG.

26. RULE : POWERS TO DISCIPLINE MEMBERS

26.1. CUSTODIANSHIP OF ANY DISCIPLINARY MATTER

The NSG is the custodian of any disciplinary matter affecting the organisation.

26.2. RULE : BRANCH LEVEL

26.2.1. Any member of the organization who has been found to have infringed and violated any provision of this Constitution and related laws of the organization shall be subject to discipline by the Disciplinary Committee established by any such Branch if the defaulting member belongs to any such branch.

26.2.2. The Chairperson of the BEC shall immediately constitute a disciplinary committee upon learning of the infringement and or violation of any Rule and or provision in the Constitution by any member of the Branch.

26.2.3. The Chairperson shall immediately inform the REC Secretary General of the following:-

26.2.3.1. The Personal Details Accused Member,
26.2.3.2. Nature of infringement/s or violations
26.2.3.3. Details of the Presiding officer
26.2.3.4. Details of the Initiator,
26.2.3.5. Date of the hearing
26.2.3.6. Venue of the hearing (venue based or online)

26.2.4. The Branch Chairperson has the right to escalate the matter to the higher authority after giving consideration of the following:
26.2.4.1. The complexity of the matter,
26.2.4.2. The Accused Member has been informed in writing
26.2.4.3. A formal request to have such matter escalated has been processed wit hthe General Secretary of the high structure within the party.

26.3. RULE : REGIONAL LEVEL

26.3.1. If the defaulting member belongs to the regional structure, such regional structure to which such member belong shall have power and authority to discipline such a member.

26.3.2. The Regional structure shall have powers and authority to discipline any member of a Branch when such infringement has been escalated to the regional structure and the branch EXCO has indicated so in writing requesting the regional structure to deal with and determine the matter.

26.3.3. The REC Chairperson of the BEC shall immediately constitute a disciplinary committee upon learning of the infringement and or violation of any Rule and or provision in the Constitution by any member of the Branch.

26.3.4. The REC Chairperson shall immediately inform the REC Secretary General of the following:-

26.3.4.1. The Personal Details Accused Member,
26.3.4.2. Nature of infringement/s or violations
26.3.4.3. Details of the Presiding officer
26.3.4.4. Details of the Initiator,
26.3.4.5. Date of the hearing
26.3.4.6. Venue of the hearing (venue based or online)

26.3.5. The REC Chairperson has the right to escalate the matter to the higher authority after giving consideration of the following:

26.3.5.1. The complexity of the matter,
26.3.5.2. The Accused Member has been informed in writing
26.3.5.3. A formal request to have such matter escalated has been processed wit hthe General Secretary of the high structure within the party.

27. RULE : DEALING WITH DISCIPLINE AT PROVINCIAL AND NATIONAL LEVELS OF THE PARTY

27.1. Members of the PEC and or the NEC who are found to have infringed and or violated any provision of the Constitution and or any related Rules, Regulations and by-laws shall be

dealt with in terms of the Practice and Procedure Manual for dealing with, handling and determining disciplinary enquiries.

27.2. All members of the NEC and PEC shall be required to acquaint themselves with this Practice and Procedure Manual which shall be accessible on the party website.

28. RULE : DISCIPINARY PROCEDURE

28.1. RULE : DUTIES OF MEMBERS, OFFICE BEARERS AND PUBLIC REPRESENTATIVES

28.1.1. The Secretary General and Provincial Secretaries shall communicate all Standing Orders, Rules, Regulations, Resolutions and policies adopted or made in terms of the Constitution to the structures of the AAA.

28.1.2. All members, office bearers and public representatives have a duty to familiarise themselves with the contents of this Constitution, Standing Orders, Rules, Regulations, Resolutions and policies adopted or made in terms of the Constitution.

28.1.3. Any member, office bearer or public representative who fails, refuses and/or neglects to abide by the provisions of the Constitution of the AAA, its Standing Orders, Rules, Regulations, Resolutions and policies adopted or made in terms of the Constitution shall be liable to be disciplined in terms of this Constitution.

29. RULE : REPRESENTATION OF ACCUSED MEMBERS AT DISCIPLINARY HEARING

29.1. All disciplinary hearings are internal political party arrangements, and therefore no outside legal representation shall be allowed.

29.2. Any accused member may;

29.2.1. Conduct his or her own defence during or at any disciplinary hearing,

29.2.2. Choose a member within the same structure to represent him or her at any disciplinary hearing.

30. RULE : LEGAL REPRESENTATION AT ANY DISCIPLINARY HEARING

30.1. Legal representation at any disciplinary hearing may be permitted under the following circumstances:

30.1.1. The Initiator or Party Representative is legally qualified and or is a legal practitioner as envisaged in the Legal Practice Act (the LPA),

30.1.2. The Accused member is legally competent and or is a member of the LPA,

30.1.3. The Accused Member has successfully applied to the Presiding Officer to be legally represented in any disciplinary hearing.

30.1.4. The matter is of such a complex nature that it needs legal representation.

31. RULE : PERMISSION TO ALLOW LEGAL REPRESENTATION

31.1. Legal representation may be permitted after considering the following:

31.1.1. The complexity of the matter,

31.1.2. The comparable abilities of the parties

31.1.3. The interest of justice

31.2. Where legal representation has been permitted, each party shall bear its own legal costs and or fees.

32. RULE : DISPUTE SETTLEMENT PROCEDURE

Any dispute arising out of and or from the application, enforcement and or interpretation of this Constitution shall be dealt with in the following terms:

32.1. The aggrieved party shall have to exhaust internal remedies.

32.2. The aggrieved party shall have to refer the matter to the Electoral Court as the party is registered in terms of the provisions of the electoral laws of South Africa.

33. RULE : JURISDICTION OF THE PARTY OVER ITS MEMBERS

The party shall have jurisdiction to discipline any of its members, office bearers or public representatives for committing any act of misconduct as contained in the Disciplinary Code, as well as the infringement of any of the provisions of this Constitution as members of the party and/ or by virtue of his or her contract of deployment and/or by virtue of his or her membership of any of the structures of the organization.

34. RULE : PRESUMPTION OF KNOWLEDGE BY ANY MEMBER OF THE ORGANISATION

Notwithstanding a principle of this Constitution that a member is presumed innocent until proven guilty, the charged member, in disciplinary proceedings, shall be presumed to have knowledge of the documents and information handed to him or her and intended to be used during disciplinary hearing and shall bear the onus of rebutting this presumption.

35. **RULE : DISCIPLINARY PROCEEDINGS NOT TO STIFLE DEBATE OR SOLVE PRIVATE PROBLEMS**

35.1. Disciplinary proceedings against a member shall not:

35.1.1. Be used as a means of stifling debate or denying members their basic democratic rights; or

35.1.2. Be instituted as a means of solving private problems or as a means of interfering in the private lives of members where the norms of the Organisation are not directly affected, unless such conduct itself constitutes a violation or an offence affecting the Organisation.

35.2. The Presenter at any disciplinary proceedings shall do all in his or her power to ensure that disciplinary proceedings are not instituted for any ulterior purposes.

35.3. If the Presenter has information that disciplinary proceedings have been instituted for any ulterior motive, the Presenter shall disclose such information to the Chairperson of the relevant Disciplinary Committee who, in turn, shall have the discretion to investigate such information and, if necessary, refer the matter for further investigation to the relevant party which instituted the disciplinary proceedings, prior to the commencement of the disciplinary proceedings or to put an immediate stop to such disciplinary proceedings.

36. RULE : ACTS OF MISCONDUCT

36.1. The following conduct by a member, officer bearer or public representative shall constitute misconduct in respect of which disciplinary proceedings may be invoked and instituted against him or her: This list is not exhaustive.

36.1.1. Acting in breach of the membership oath;

36.1.2. Conviction in a court of law and being sentenced to a term of imprisonment without the option of a fine, for any offence;

36.1.3. Failing, refusing or neglecting to execute or comply with any ANC Policy, Standing Order, Rule, Regulation or Resolution adopted or made in terms of this Constitution or breaching the provisions of this Constitution;

36.1.4. Engaging in any unethical or immoral conduct which detracts from the character, values and integrity of the **AAAIC**, as may be determined by the NGC, which brings or could bring or has the potential to bring or as a consequence thereof brings the **AAAIC** into disrepute;

36.1.5. Behaving in a manner or making any utterance which brings or could bring or has the potential to bring or as a consequence thereof brings the AAAIC into disrepute;

36.1.6. Sowing racism, sexism, tribal chauvinism, religious and political intolerance, regionalism or any other form of discrimination;

36.1.7. Behaving in a manner which provokes or is likely to provoke or has the potential to provoke division or impact negatively on the unity of the AAAIC;

36.1.8. Engaging in sexual or physical abuse of women or children or abuse of office to obtain sexual or any other undue advantage from members or others;

36.1.9. Abuse of elected or employed office in the Organisation or in the State to obtain any direct or indirect undue advantage or enrichment;

36.1.10. Participating in any organised factional activity that goes beyond the recognised norms of free debate inside the AAAIC and which threatens its unity;

36.1.11. Publishing and/or distributing any media publication without authorisation which purports to be the view of any organised grouping, faction or tendency within the **AAAIC**;

36.1.12. Undermining the respect for or impeding the functioning of any structure or committee of the **AAAIC**;

36.1.13. Misappropriating funds of the party or destroying its property;

36.1.14. Fighting, assaulting another member or behaving in a disorderly or unruly manner at **AAAIC** meetings, assemblies or gatherings and/or disrupting meetings and interfering with the orderly functioning of the **AAAIC;**

37. RULE : SANCTIONS

37.1. Any one or a combination of the following sanctions may be imposed by any Disciplinary Committee established, either at the BEC, REC, PEC or NEC

37.2. the Disciplinary Committee or disciplinary tribunal of first instance shall have the competence to impose the following sanctions:

37.2.1. A fine;
37.2.2. A reprimand;
37.2.3. A payment of compensation;
37.2.4. A suspension of membership;
37.2.5. An expulsion;
37.2.6. In the case of an office bearer, removal or suspension from office;
37.2.7. In the case of a public representative, cancellation or suspension of his or her contract of deployment and/or removal from any list or instrument which entitles such person to represent the AAAIC at any level of government; and

38. RULE: REVIEW AND APPEAL PROCEDURE

Any Accused member who has been found guilty and sentenced at any disciplinary hearing shall have the right to:

38.1. Lodge a review application with the Presiding Officer within a period of **SEVEN (07) calendar** days after the sanction was brough or came to his or her attention.

38.2. Lodge a appeal application with the higher Disciplinary structure of the party within a period of **SEVEN (07) calendar** days after the decision of the application for review was brough or came to his or her attention.

39. RULE: APPEAL AND REVIEW STEPS

The following Review and appeal shall be followed

40. RULE : MEETINGS

The following meetings shall be held within the party

40.1. Monthly BEC meeting

40.2. Branch Annual General Meeting on or before end of February of each year
40.3. Monthly REC meetings
40.4. REC Annual General Meetings on or before end of February of each year.
40.5. Monthly PEC meetings
40.6. PEC Annual General meetings on or before end of February of each year.
40.7. Weekly NEC meetings on Mondays of each week
40.8. NEC Annual General Meetings

All meetings at any level of the organisation must meet a quorum of 50 +1% of the members of any structure of the organization.

41. RULE AMENDMENTS TO THE CONSTITUTION : PROCEDURE

41.1. PRELIMINARY PROCEDURES

The following preliminary procedure should be followed when any member of the organisation wishes to have amendments effected on this Constitution.

42. Branch level

42.1. Any member of the organisation may move for the amendment of the Constitution through a written Notice given to the General Secretary of the Branch within 30 days of holding of the Branch monthly ordinary general meeting.

42.2. The mover of any such amendment(s) shall be present in any such meeting to debate such motion.

42.3. The Branch Chairperson shall then take a resolution through a vote of secret ballot on any such motion.

42.4. The motion shall be adopted once it has met the 50+1% of voting threshold .

42.5. The General Secretary of the Branch shall then, within a period of **SEVEN (07)** days after such amendment resolution has been adopted cause such resolution to be delivered to the General Secretary of the Branch.

43. Regional level

43.1. The same procedure shall be followed by any member of the regional structure as outlined in paragraph 42 above.

43.2. The Regional Chairperson shall cause a vote through secret ballot to be taken, after which the Regional Secretary General shall cause such a resolution to be delivered to the Provincial General Secretary within the prescribed time period.

44. Provincial level

43.3. The same procedure shall be followed by any member of the regional structure as outlined in paragraph 42 above.

43.4. The Provincial Chairperson shall cause a vote through secret ballot to be taken, after which the Provincial Secretary General shall cause such a resolution to be delivered to the National General Secretary within the prescribed time period.

45. National level

45.1. Any amendments to this Constitution shall be by a two-thirds majority of delegates present and voting at the National Conference or Special Conference.

45.2. Notice of intent to propose any amendments to the Constitution shall be forwarded to the Office of the Secretary General at least three months before the National or Special Conference.

45.3. The NEC shall give at least one month’s notice for any Constitutional amendment.

46. RULE : SPECIAL CONFERENCE

46.1. A Special Conference of the AAAIC may be convened by the NEC at any time or at the request of a majority of the Provinces for the stated purpose or purposes.

46.2. Not less than one month's notice of such Conference shall be given.

46.3. Participation at the Conference shall be determined by the NEC, provided that Branches are represented at such a Conference in proportion to their membership.

47. RULE 30 : CONTRACTUAL LIABILITY

47.1. Only the Officials shall have the authority to bind the AAAIC or to create any legal relationship.

47.2. Any other person purporting to bind the AAAIC must produce a written authorisation from one of the Officials, which must indicate the extent of that person's authority.

48. RULE : DISSOLUTION AND WINDING UP

The organization can be dissolved:

48.1. By way of **50 + 1 %** of the accredited voting delegates at a conference and a Resolution to that effect has been adopted,

48.2. By way of **50 + 1 %** of members of the NGC.

48.3. When the organization is no longer able to meet its financial obligations of any kind.

49. RULE : DEALING WITH ASSETS OF THE OGANIZATION UPON DISSOLUTION

All the assets of the organization may be dealt with in the following manner upon the dissolution of the organization:

49.1. Assets may be transferred to another political party having more or less similar objectives of the party,

49.2. The remaining members have proposed to buy the assets to either pursue their political careers or their own use.

49.3. Remaining assets may be sold in an auction and proceeds thereof donated to the local non-profit organizations.

49.4. Assets may be sold to meet any financial obligations of the organisation before the organization if finally liquidated.

50. RULE : COMPLIANCE WITH ELECTORAL LAWS

All members shall be expected to comply with all electoral laws of South Africa.

51. RULE : INTEPRETATION OF THE CONSTITUTION

The interpretation of this Constitution:

51.1. Shall be done in consistent with the principles of fairness, justice and equity.

51.2. Phrases, expressions and or terms shall be given generous interpretation with dealing with any matter relating to the party.

51.3. Shall be done in consistent with the definitions in the electoral laws of South Africa and the Constitution of the Republic of South Africa.

52. RULE : APPLICATION OF THE COMMON LAW

Common law in the interpretation and or application of the provisions of this Constitution shall be done where there is a deficiency in this Constitution, and both the electoral laws and the Constitution of the Republic of South Africa does not expressly deal with any such matter.

THUS AND THEREFORE ACCENTED TO ON THIS 08TH DECEMBER 2023 AT JOHANNESBURG

_____ Signed
(LEDILE TSHWANE) National Secretary General
ARISE AFRIKA ARISE INDEPENDENT CONGRESS (AAAIC)

_____ Signed
(BEN MOTHUPI) President
ARISE AFRIKA ARISE INDEPENDENT CONGRESS (AAAIC)