

## **Rule 10 THE NATIONAL CONFERENCE**

10.1 The National Conference is the supreme ruling and controlling body of the ANC. It shall be comprised of:

### **10.1.1 *Voting delegates:***

10.1.1.1 At least 90% (ninety per cent) of the delegates at Conference shall be from Branches, elected at properly constituted Branch General Meetings. The number of delegates per Branch shall be in proportion to their paid up membership, provided that each Branch in good standing shall be entitled to at least 1 (one) delegate;

10.1.1.2 The number of delegates to be allocated to each province to attend the National Conference shall be fixed by the NEC in proportion to the paid up membership of each Province;

10.1.1.3 All members of the National Executive Committee shall attend, ex officio, as full participants in, and as delegates to, the Conference; and

10.1.1.4 The remainder of the voting delegates at the Conference shall be allocated by the NEC from among members of the Provincial Executive Committees, the ANC Veterans' League, the ANC Youth League and the ANC Women's League.

### **10.1.2 *Non-Voting Delegates:***

10.1.2.1 The NEC may invite individuals, who have made a special contribution to the struggle or who have special skills or experience, to attend the Conference.

10.2 The NEC shall appoint a Conference Preparatory Committee which shall circulate Conference information in advance, determine the precise procedure for the selection of delegates and indicate how the membership can then ensure that their concerns are on the agenda.

10.3 The Conference shall determine its own procedures in accordance with democratic principles.

10.4 Voting on key issues, as determined by Conference, shall be by secret ballot if at least one third of the delegates at the National Conference demand it.

10.5 The National Conference shall be convened at least once every five years.

## **National General Council**

10.6 A National General Council may be convened by the NEC from time to time, provided that the NEC shall convene a National General Council not later than 30 (thirty) months after the National Conference.

10.7 The NEC shall, after consultation with Provinces, determine the composition of the National General Council.

10.8 The National General Council shall:

10.8.1 Subject to Rules 10.8.3 and 10.8.4 below, determine and review the policies and programmes of the ANC;

10.8.2 Receive and discuss reports of the NEC;

10.8.3 Have the right to ratify, alter or rescind any decision taken by any of the constituent bodies, units or officials of the ANC, except the National Conference, including the evaluation of the performance of members of the NEC;

10.8.4 Have the power to discuss any issue it deems necessary, taking into account policies and directives of the National Conference; and

10.8.5 Subject to Rule 13.13 below, fill vacancies that have arisen in the NEC provided that such vacancies do not exceed 50% (fifty per cent) of the NEC.

## **Rule 11 POWERS AND DUTIES OF THE NATIONAL CONFERENCE**

The National Conference shall:

11.1 Decide on and determine the policy, programme and Constitution of the ANC;

11.2 Receive and discuss the reports of the NEC which shall include the Presidential Address, the Secretary General's Report, which shall include a report on the work and activities of the ANC Veterans' League, the ANC Women's League and the ANC Youth League, and the Treasurer General's Report;

- 11.3 Have the right and power to review, ratify, alter or rescind any decision taken by any of the constituent structures, committees or officials of the ANC;
- 11.4 Elect the President, the Deputy President, National Chairperson, the Secretary General, Deputy Secretary General, the Treasurer General and the remaining 80 (eighty) additional members of the NEC; and
- 11.5 Have the power to elect or appoint any commission or committee and assign specific tasks and duties to such commission or committee.

## **Rule 12 NATIONAL EXECUTIVE COMMITTEE**

### **Powers of the NEC**

- 12.1 The National Executive Committee is the highest organ of the ANC between National Conferences and has the authority to lead the organisation, subject to the provisions of this Constitution.
- 12.2 Without prejudice to the generality of its powers, the NEC shall-:
  - 12.2.1 Convene the National Conference and the National General Council and carry out the decisions and instructions of the National Conference and the National General Council;
  - 12.2.2 Issue and send directives and instructions to and receive reports from the Provinces;
  - 12.2.3 Supervise and direct the work of the ANC and all its organs, including national, provincial and local government caucuses;
  - 12.2.4 Ensure that the Provincial, Regional and Branch structures of the ANC and the Leagues function democratically and effectively. (The NEC may suspend or dissolve a PEC where necessary.) The suspension of a PEC shall not exceed a period of 3 (three) months. The election of a PEC, which has been dissolved, shall be called within 9 (nine months) from date of dissolution. The NEC must appoint an interim structure during the period of suspension or the dissolution of the PEC to fulfil the functions of the PEC);
  - 12.2.5 Oversee the work of the ANC Veterans' League, the ANC Women's League and the ANC Youth League;
  - 12.2.6 Establish Departments and set up committees, ad hoc or permanent, as it considers appropriate, and to delegate powers and functions to such Departments and committees;
  - 12.2.7 Manage and control all the national and international property and assets of the ANC;
  - 12.2.8 Receive reports, supervise the work of and delegate such functions to the NWC, as it considers necessary;
  - 12.2.9 Issue documents and other policy directives as and when it deems fit;
  - 12.2.10 Confer such honours as it may deem appropriate;
  - 12.2.11 Appoint annually a National List Committee of not fewer than 5 (five) and not more than 9 (nine) persons for the selection and adoption of candidates for Parliament. (The NEC shall draw up regulations for the procedures to be followed in such a selection. The National List Committee shall report to the NEC prior to the implementation of its recommendations. Provincial structures for the adoption of candidates shall report to the National List Committee);
  - 12.2.12 Institute disciplinary proceedings against any member and temporarily suspend the membership of any member;
  - 12.2.13 Have the power to institute and defend legal proceedings on behalf of the Organisation;
  - 12.2.14 Develop and adopt Rules and Regulations and Standing Orders for the due and efficient functioning of the Organisation and the achievement of its aims and objectives;
  - 12.2.15 Appoint at least 6 (six) but not more than 10 (ten) members from among its membership and/or from other structures of the ANC, one of whom shall be designated as Chairperson, to constitute the National Disciplinary Committee;
  - 12.2.16 Appoint at least 6 (six) but not more than 10 (ten) members from among its membership and/or from other structures of the ANC, one of whom shall be designated as Chairperson, to constitute the National Disciplinary Committee of Appeal;
  - 12.2.17 Appoint 4 (four) members as Presenters, one of whom shall be designated as Chief National Presenter, to investigate, represent and present the case of the ANC, from time to time, in any NDC and NDCA hearing;
  - 12.2.18 Have the power to appoint a National Chaplaincy on an interfaith basis to provide spiritual guidance;

- 12.2.19 Have the power, in appropriate circumstances, to delegate any of its powers to the NWC, the Officials or Secretary General;
- 12.2.20 Take all steps necessary or warranted for the due fulfilment of the aims and objectives of the ANC and the due performance of its duties; and
- 12.2.21 The NEC may:
- 12.2.21.1 Convene a Policy Conference, as a recommendation-making body on any matter of policy, whenever it deems it necessary, but the NEC shall convene a National Policy Conference at least 6 (six) months before the National Conference to review policies of the ANC and to recommend any new or to amend any present policy for consideration by the National Conference; and
  - 12.2.21.2 Sign deployment contracts with public representatives and recall any public representative.

### **Elections and composition of the NEC**

- 12.3 The NEC, as a whole, shall not consist of less than 50% (fifty per cent) of women. The NEC, except where otherwise stipulated, shall be elected by secret ballot by the National Conference and shall hold office for 5 (five) years and shall be constituted as follows:
- 12.3.1 The President, Deputy President, National Chairperson, the Secretary General, Deputy Secretary General and the Treasurer General who shall be elected separately by the National Conference;
  - 12.3.2 80 (eighty) additional members of the NEC;
  - 12.3.3 The Chairperson and the Secretary of each elected ANC Provincial Executive Committee who shall be *ex-officio* members of the NEC;
  - 12.3.4 The President and Secretary General of the ANC Women's League who shall be *ex-officio* members of the NEC;
  - 12.3.5 The President and Secretary General of the ANC Youth League who shall be *ex-officio* members of the NEC;
  - 12.3.6 The President and Secretary General of the ANC Veterans' League who shall be *ex-officio* members of the NEC; and
  - 12.3.7 Not more than 5 (five) additional members that the NEC may co-opt at any time during its term of office in order to provide for a balanced representation that reflects the true character of the South African people.
- 12.4 Should a vacancy occur on the NEC for any reason, the NEC shall have the power to appoint a replacement.
- 12.5 The quorum for meetings of the NEC shall be 50% (fifty per cent) plus 1 (one) of its total membership.
- 12.6 A person must have been a member in good standing of the ANC for at least 10 (ten) years before she or he can be nominated for election to the NEC.
- 12.7 Nominations for the NEC members referred to in Rules 12.3.1 and 12.3.2 above, shall be by the following procedure:
- 12.7.1 Subject to sub-rule 12.7.1.1 below, nominations for the posts of:
    - 1. The President;
    - 2. Deputy President;
    - 3. National Chairperson;
    - 4. Secretary General;
    - 5. Deputy Secretary General; and
    - 6. Treasurer General,
 shall be made by any Province and placed before the National Conference.
    - 12.7.1.1 A delegate to the Conference shall, however, have the right to nominate any person whose name has not been proposed in terms of Rule 12.7.1 above. In such event the presiding officer shall call for seconders for the nomination. If such nomination is seconded by a minimum of 25% (twenty five per cent) of Conference delegates, then such nomination shall be regarded as having been duly seconded, in which event the

name of such nominee shall be placed on the ballot paper. If the nomination fails to secure the support of a minimum of 25% (twenty five per cent) of conference delegates, such nomination shall fall away.

- 12.7.2 Nominations of candidates for election to the NEC, other than the above positions, shall be carried out in terms of the following procedure:
- 12.7.2.1 Subject to Rule 12.7.2.2 below, only those candidates who have been proposed by a Province shall appear on the National Conference ballot paper.
- 12.7.2.2 Subject to Rule 12.7.2.3 below, a delegate to the Conference shall, however, have the right to nominate any person whose name has not been proposed in terms of Rule 12.7.1 above. In such event the presiding officer shall call for seconders for the nomination. If such nomination is seconded by a show of hands by a minimum of 25% (twenty five percent) of Conference delegates, then such nomination shall be regarded as having been duly seconded, in which event the name of such nominee shall be placed on the ballot paper. If the nominee fails to secure the support of a minimum of 25% (twenty five percent) of delegates, such nomination shall fall away.
- 12.7.2.3 Not more than 2 (two) persons per Province may be successfully nominated in terms of Rule 12.7.2.2 above.
- 12.8 For purposes of the nomination procedures referred to in Rules 12.7.1 and 12.7.2 the ANC Veterans' League, as a whole, the ANC Women's League, as a whole and the ANC Youth League, as a whole, shall be regarded as a Province.
- 12.9 Voting shall take place by secret ballot. Each voting delegate shall vote once in each ballot.
- 12.10 In accordance with Rule 6, not less than 50% (fifty per cent) of the directly elected and co-opted members of the NEC shall be women.
- 12.11 Subject to the provisions of this Constitution, the Secretary General, the Deputy Secretary General and the Treasurer General shall be full-time functionaries of the ANC.
- 12.12 The NEC shall meet in plenary session at least once every three months and shall provide broad political and organisational perspectives to the National Working Committee.
- 12.13 The NEC may invite any ANC member in good standing to attend its meetings. The number of invitees shall be limited by the NEC. An invitee may speak and participate at such meeting but shall not vote.
- 12.14 A member who is elected or co-opted to the NEC must resign from any executive position he or she holds as an office bearer in any lower structure in the ANC.

### **Rule 13 NATIONAL WORKING COMMITTEE**

- 13.1 As soon as possible after the conclusion of the National Conference, the NEC shall meet and elect a National Working Committee.
- 13.2 The National Working Committee shall be constituted as follows:
1. The President;
  2. Deputy President;
  3. National Chairperson;
  4. Secretary General;
  5. Deputy Secretary General; and
  6. the Treasurer General.
- 13.3 In addition, the NEC shall elect additional members to the NWC from among the directly elected members of the NEC. These shall not exceed one-quarter of the composition of the directly elected members.
- 13.4 The members of the NWC may not necessarily be full-time functionaries of the ANC. However, the NEC shall determine the extent to which the elected members shall be full-time functionaries who may be allocated specific responsibilities.
- 13.5 The ANC Veterans' League, the ANC Women's League and the ANC Youth League shall appoint one representative each to serve on the NWC.
- 13.6 In accordance with Rule 6, not less than 50% (fifty per cent) of the members of the NWC shall be women.

- 13.7 The NWC may invite any ANC member in good standing to attend its meetings. The number of invitees shall be limited by the NWC. An invitee may be given a specific assignment by the NWC, but may not speak on behalf of the NWC. An invitee may speak and participate at such meeting for the purpose for which he or she was invited but shall not vote.
- 13.8 The National Working Committee shall:
- 13.8.1 Carry out decisions and instructions of the NEC;
  - 13.8.2 Conduct the current work of the ANC and ensure that Provinces, Regions, Branches and all other ANC structures, such as parliamentary caucuses, carry out the decisions of the ANC; and
  - 13.8.3 Submit a report to each NEC meeting.

#### **Rule 14 THE ELECTORAL COMMISSION**

- 14.1 The NEC shall appoint an Electoral Commission of not fewer than 3 (three) members whose task it shall be:
- 14.1.1 To prepare the ballot papers;
  - 14.1.2 To make provision for ballot boxes or other means of secret voting;
  - 14.1.3 To create machinery for the counting of ballot papers and the effective supervision of the counting of votes;
  - 14.1.4 To announce the results of all ballots and make known the number of votes received by each successful candidate; and
  - 14.1.5 To establish procedures for voting and to determine any dispute raised in regard to elections and election procedures, and to determine how any tied vote should be resolved.
- 14.2 The names of members of the Electoral Commission, whose work is to commence before the Conference opens, shall be submitted to the National Conference for endorsement and they shall then be complemented by a representative appointed by each Provincial and League delegation.

#### **Rule 15 THE NATIONAL FINANCE COMMITTEE**

- 15.1 The NEC shall appoint the National Finance Committee.
- 15.2 The NEC shall determine the composition and powers of the National Finance Committee.
- 15.3 The National Finance Committee shall report to the NEC at least twice a year on the finances and budget of the ANC.

#### **Rule 16 DUTIES AND FUNCTIONS OF OFFICIALS**

The powers and duties of the individual members of the Officials are as set out below.

##### **16.1 *The President***

The President is the political head and chief directing officer of the ANC and the leader of the house at the National Conference or National General Council meetings. He or she shall:

- 16.1.1 Make pronouncements for and on behalf of the NEC, outlining and explaining the policy or attitude of the ANC on any question;
- 16.1.2 Present to the National Conference and National General Council a comprehensive statement of the state of the nation and the political situation generally;
- 16.1.3 Under the overall supervision of the NEC, orient and direct the activities of the ANC.

##### **16.2 *Deputy President***

The Deputy President shall assist the President, deputise for him or her when necessary and carry out whatever functions that are entrusted to him or her by the National Conference, the National General Council, the President, the NWC or the NEC. He or she shall be an *ex-officio* member of the NWC.

- 16.3 In the event of death or permanent incapacity of the President or the Deputy President, the NEC shall, as soon as possible, appoint an Acting President until such time as the National Conference meets. Until such appointment is made, the provisions of Rule 16.7 shall apply.

##### **16.4 *The National Chairperson***

The National Chairperson shall:

- 16.4.1 Remain the custodian of the policies adopted and decisions taken by the National Conference and National General Council and ensure that all organs of the ANC implement decisions

taken by the National Conference, the National General Council, the NEC and the NWC and operate within the parameters of policy set out by the National Conference, the NGC and the NEC;

16.4.2 Preside over meetings of the National Conference, the National General Council, the NEC and the NWC;

16.4.3 Carry out such additional tasks or functions, as are entrusted to him or her, by the Conference, the Council, the NEC or the NWC.

16.5 In the absence or incapacity of the National Chairperson, the President will assume his or her functions.

#### 16.6 *The Secretary General*

The Secretary General is the chief administrative officer of the ANC. He or she shall:

16.6.1 Communicate the decisions of all national structures of the ANC on behalf of the NEC;

16.6.2 Keep the minutes of the National Conference, the National General Council, the NEC, the NWC, as well as other records of the ANC;

16.6.3 Conduct the correspondence of the NEC and the NWC and send out notices of all conferences and meetings at the national level;

16.6.4 Convey the decisions and instructions of the National Conference, the National General Council, the NEC and the NWC to the Provincial Executive Committees and see to it that all units of the ANC carry out their duties properly;

16.6.5 Prepare annual reports on the work of the NEC and the NWC and such other documents which may, from time to time, be required by the NEC and the NWC;

16.6.6 Present to the National Conference and National General Council a comprehensive statement of the state of the organisation and the administrative situation of the ANC.

16.7 In the absence of the President and the Deputy President, the Secretary General shall assume the functions of the President.

16.8 All Departments shall report on their activities and be accountable to the Secretary General.

#### 16.9 *Deputy Secretary General*

The Deputy Secretary General shall assist the Secretary General, deputise for him or her, when necessary, and carry out the functions entrusted to the Secretary General by the National Conference, the National Council, the NEC, or the NWC and shall be an *ex-officio* member of the NWC.

#### 16.10 *Treasurer General*

The Treasurer General is the chief custodian of the funds and property of the ANC. He or she shall:

16.10.1 Receive and bank all monies on behalf of the NEC and shall, together with any 2 (two) members of the NEC, open and operate a banking account;

16.10.2 Keep such books of account as may be necessary to record accurately the financial position of the ANC;

16.10.3 Submit to the National Conference a report showing the Income and Expenditure Account and Balance Sheet of the ANC for the period since the previous National Conference, and shall submit periodic reports to the NEC and the NWC;

16.10.4 Be responsible, with the National Finance Committee, for working out and executing plans for fund raising;

16.10.5 Present to the National Conference and National General Council a comprehensive statement of the state of the finances of the ANC.

### **Rule 17 PROVINCIAL CONFERENCE**

17.1 Subject to the decisions of the National Conference and the National General Council, and the overall guidance of the NEC, the Provincial Conference shall be the highest organ of the ANC in each Province.

17.2 The Provincial Conference shall:

17.2.1 Be held at least once every 4 (four) years and more often if requested by at least one third of all Branches in good standing in the Province.

17.2.2 Be composed of:

(i) ***Voting delegates*** as follows:

17.2.2.1 At least 90% (ninety per cent) of the delegates at the Conference shall be from Branches, elected at properly constituted Branch General Meetings. The number of delegates per Branch shall be in proportion to their paid up membership, provided that each Branch in good standing shall be entitled to at least 1 (one) delegate.

17.2.2.2 All members of the Provincial Executive Committee shall attend *ex-officio* as full participants in and as delegates to the Conference.

17.2.2.3 The remainder of the voting delegates at the Conference shall be from among members of the RECs, the ANC Veterans' League, the ANC Youth League and the ANC Women's League, as allocated by the PEC.

(ii) ***Non voting delegates***

17.2.2.4 The PEC may invite individuals, who have made a special contribution to the struggle or who have special skills or experience, to attend the Conference. In addition, the PEC shall permit representation as non-voting delegates to structures, which do not have the minimum requirement to form a Branch.

Provincial Conference shall:

17.2.2.5 Appoint a Conference Preparatory Committee which shall circulate Conference information in advance, determine the procedure for the selection of delegates and indicate how the provincial membership can ensure that their concerns are on the agenda;

17.2.2.6 Determine its own procedures in accordance with democratic principles and practices;

17.2.2.7 Vote on key questions by secret ballot if at least one third of the delegates at the Provincial Conference demand it; and

17.2.2.8 Vote for the election of the PEC by secret ballot. Each voting delegate shall vote once in each ballot.

17.3 The Provincial Conference shall:

17.3.1 Promote and implement the decisions and policies of the National Conference, the National General Council, the NEC and the NWC;

17.3.2 Receive and consider reports by the Provincial Executive Committee, which shall include the Chairperson's address, the Secretary's report, which shall include a report on the work and activities of the ANC Veterans' League, the ANC Women's League and the ANC Youth League in the Province, and the Treasurer's report;

17.3.3 Elect the Provincial Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Treasurer and the 30 (thirty) additional members of the Provincial Executive Committee, who will hold office for four (4) years. (The Provincial Secretary shall be a full-time functionary of the Organisation);

17.3.4 Carry out and develop the policies and programmes of the ANC in the Province;

17.3.5 Have the right and power to review, ratify, confirm, alter or rescind any decision taken by any of the constituent structures or officials of the ANC in the Province; and

17.3.6 Have the power to elect or appoint any commission or committee and assign specific tasks and duties to such commission or committee.

17.4 A member elected to the PEC shall resign from any position held in a lower structure in the ANC.

## **Rule 18 THE PROVINCIAL GENERAL COUNCIL**

18.1 A Provincial General Council shall be convened between Provincial Conferences.

18.2 The PGC shall meet at least once a year. A PGC shall, on good cause shown, be convened by the PEC upon the request of one-third of Branches in the Province.

### **Composition**

18.3 The PGC shall consist of all members of the PEC and delegates representing Branches in proportion to their membership, with a minimum of 1 (one) delegate per Branch. The ANC Veterans' League, the ANC Women's League and the ANC Youth League shall be represented by their respective

PECs. The RECs shall be appropriately represented as determined by the PEC.

#### **Powers and duties**

18.4 The PGC may discuss and decide any issue it deems necessary, including any matter brought before it by the PEC, and may decide on any matter falling within its competence, subject always to the policies and directives of the National Conference, the National General Council, the Provincial Conference and the NEC.

#### **Filling of vacancies**

18.5 The PGC may fill any vacancy on the PEC, provided that the filling of vacancies does not exceed 50% (fifty per cent) of the membership of the PEC.

### **Rule 19 PROVINCIAL EXECUTIVE COMMITTEE**

#### **Authority**

19.1 The PEC is the highest organ of the ANC in a Province between Provincial Conferences and has the authority to lead the Organisation in the province, subject to the provisions of this Constitution.

#### **Composition**

19.3 The elected members shall consist of the Provincial Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Treasurer and not more than 30 (thirty) other persons elected by the Provincial Conference. A person must have been a member in good standing of the ANC for 7 (seven) years before she or he can be nominated to a Provincial Executive Committee of the ANC.

19.4 Each Region in the Province shall be equally represented in the PEC, by the Chairperson and/or the Secretary, as determined by the PEC, with *ex-officio* status, provided that the number of regional representatives on the PEC does not exceed the number of elected members of the PEC.

19.5 The ANC Veterans' League, the ANC Women's League and the ANC Youth League in the Province shall be represented by the Chairperson and Secretary of the respective Leagues in the PEC with *ex-officio* status.

19.6 The PEC may co-opt not more than 3 (three) persons, in order to provide for a balanced representation that reflects the true character of the South African people.

19.7 In accordance with Rule 6 above, not less than 50% (fifty per cent) of the directly elected and co-opted members of the PEC must be women.

#### **Invited members**

19.8 The PEC may invite any ANC member in good standing to attend its meetings. The number of invitees shall be limited by the PEC. An invitee may be given a specific assignment by the PEC but may not speak on behalf of the PEC. An invitee may speak and participate at such meeting but shall not vote.

#### **Powers and duties**

19.9 The PEC shall:

19.9.1 Meet as soon as possible after its election to elect the Provincial Working Committee and thereafter meet at least once a month;

19.9.2 Carry out the policies and programmes of the ANC in the Province and do all things necessary to further the interests, aims and objectives of the Organisation;

19.9.3 Carry out the decisions and instructions of the Provincial Conference, the PGC, the NEC and the NWC;

19.9.4 Provide broad political and organisational perspectives to the Provincial Working Committee. (For this purpose it shall receive reports, supervise the work of and delegate such functions to the PWC, as it considers necessary);

19.9.5 Manage and control the funds and assets of the ANC in the Province;

19.9.6 Submit reports to the NEC, the Provincial Conference and the Provincial General Council, as often as is required, on the state of the organisation, the financial position of the Province, and such other matters as may be specified;

19.9.7 Issue and send directives and instructions to and receive reports from the Regions, Branches and other substructures in the Province;



- 19.9.8 Supervise and direct the work of the ANC and all its organs in the Province, including the ANC provincial and local government caucuses;
  - 19.9.9 Develop and implement social cohesion programmes;
  - 19.9.10 Audit the functioning of branches and take remedial action;
  - 19.9.11 Oversee the work of the ANC Veterans' League, the ANC Women's League and the ANC Youth League in the Province;
  - 19.9.12 Ensure that the Provincial, Regional, Branch and other structures of the ANC in the Province function democratically and effectively. In this regard, the PEC is empowered:
    - 19.9.12.1 To organise, establish and service Branches in the Province and supervise the work of the Regions in the Province;
    - 19.9.12.2 To suspend, dissolve and re-launch Branch Executive Committees and Regional Executive Committees where necessary, subject to any directives from the Provincial Conference.
      - 19.9.12.2.1 A suspension of a BEC shall not exceed a period of 1 (one) month. During this period, the PEC shall, pursuant to an investigation, either lift the suspension or dissolve the BEC;
      - 19.9.12.2.2 Election of a BEC, which has been dissolved, shall be called within 3 (three) months from the date of dissolution;
      - 19.9.12.2.3 A suspension of a REC shall not exceed a period of 2 (two) months. During this period, the PEC shall, pursuant to an investigation, either lift the suspension or dissolve the REC;
      - 19.9.12.2.4 Election of a REC, which has been dissolved, shall be called within 6 (six) months from the date of dissolution.
      - 19.9.12.2.5 A BEC or a REC which has been suspended or dissolved shall have a right of appeal to the NEC.
    - 19.9.12.3 The PEC must appoint an interim structure during the period of suspension or dissolution to fulfil the functions of the BEC or REC, as the case may be.
  - 19.9.13 Establish, wherever possible, Provincial Departments in line with National Departments and establish committees, as it considers appropriate;
  - 19.9.14 Issue documents and other provincial policy directives, as and when it deems fit;
  - 19.9.15 Appoint the provincial and regional staff as required, subject to directions from the office of the Secretary General;
  - 19.9.16 Have the duty to appoint annually a Provincial List and Candidates Committee, of not less than five and not more than nine persons, which will identify regulations for the drawing up of the Provincial List of candidates for national elections, provincial elections and for the selection of candidates for local government elections. (The Provincial Executive Committee shall report to the NEC and shall be bound by the recommendations of the National List Committee.);
  - 19.9.17 Appoint at least 5 (five) but not more than 10 (ten) members from the PEC and/or from any structure within the Province, one of whom shall be designated as Chairperson, to constitute the Provincial Disciplinary Committee;
  - 19.9.18 Appoint 4 (four) members as Presenters, one of whom shall be designated as Chief Provincial Presenter, to represent and present the case of the ANC in any PDC hearing and in appeal and review proceedings before the NDC; and
  - 19.9.19 Take all steps necessary or warranted for the due fulfilment of the aims and objectives of the ANC in the Province and the due performance of its duties.
- 19.10 The quorum for any meeting of the PEC shall be 50% (fifty percent) + 1 (one) of its total membership.
  - 19.11 Provincial officials shall, with due allowance for differences of scale and level of work, perform the same functions as their national counterparts, provided that there is no equivalent or counterpart for the position of National Chairperson.

## **Rule 20 PROVINCIAL WORKING COMMITTEE**

### **Composition**

- 20.1 The Provincial Working Committee (PWC) shall consist of the Chairperson, Deputy Chairperson, Secretary, Deputy Secretary and Treasurer of the Province and the Chairperson or Secretary of the ANC Veterans' League, the ANC Women's League and the ANC Youth League in that Province and not less than one quarter of its directly elected members. The PEC shall elect the additional members of the PWC from amongst the directly elected additional members of the PEC.
- 20.2 In accordance with Rule 6 above, not less than 50% (fifty per cent) of the members of the PWC shall be women.

### **Powers and duties**

- 20.3 The PWC shall:
- 20.3.1 Carry out decisions and instructions of the Provincial Conference, the NEC and the PEC;
- 20.3.2 Conduct the current work of the ANC in the Province and ensure that Regions, Branches and all other ANC structures, such as parliamentary caucuses, carry out the decisions of the ANC; and
- 20.3.3 Submit a report to each PEC meeting.

### **Meetings**

- 20.4 The PWC shall meet as often as is necessary, but at least once every two weeks.

### **Invitees**

- 20.5 The PWC may invite any ANC member in good standing to attend its meetings. The number of invitees shall be limited by the PWC. An invitee may be given a specific assignment by the PWC but may not speak on behalf of the PWC. An invitee may speak and participate at such meeting for the purpose for which he or she was invited, but shall not vote.

## **Rule 21 REGIONS**

- 21.1 The PEC, under the supervision of the NEC, shall divide the Province into regions for the more efficient and democratic functioning of the ANC.
- 21.2 Provincial Regions shall be demarcated to correspond strictly to district and metro municipal boundaries in each Province.

### **Regional Conference**

- 21.3 Each Region shall hold a Regional Conference once every 3 (three) years.
- 21.4 The Regional Conference shall be composed of:
- (i) **Voting delegates** as follows:
- 21.4.1 At least 90% (ninety per cent) of the delegates at the Conference shall be from Branches in the Region, elected at properly constituted Branch General Meetings. The number of delegates per Branch shall be in proportion to their paid up membership, provided that each Branch in good standing shall be entitled to at least 1 (one) delegate.
- 21.4.2 All members of the Regional Executive Committee shall attend *ex-officio* as full participants in and as delegates to the Conference.
- 21.4.3 The remainder of the voting delegates at Conference shall be from among members of the BECs, the ANC Veterans' League, the ANC Youth League and the ANC Women's League, as allocated by the REC.
- (ii) **Non voting delegates**
- 21.4.4 The REC may invite individuals, who have made a special contribution to the struggle or who have special skills or experience, to attend the Conference.
- In addition, the REC shall permit representation as non-voting delegates to structures, which do not have the minimum requirement to form a Branch.

- 21.5 The Regional Conference shall:
- 21.5.1 Promote and implement the decisions and policies of the PGC, the PEC and the PWC;
- 21.5.2 Receive and consider reports by the Regional Executive Committee, which shall include the Chairperson's address, the Secretary's report, which shall include a report on the work and activities of the ANC Veterans' League, the ANC Women's League and the ANC Youth League in the Province, and the Treasurer's report;

21.5.3 Elect the Regional Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Treasurer and 20 (twenty) additional members who shall hold office for 3 (three) years. In addition the Chair and Secretary of the ANC Veterans' League, the ANC Women's League and the ANC Youth League in that Region shall be *ex-officio* members of the Regional Executive Committee. A person must have been a member of the ANC for at least 5 (five) years before he or she can be nominated to a Regional Executive Committee of the ANC. The Regional Secretary shall be a full-time functionary of the ANC.

21.6 Each Branch in good standing within a Region shall be entitled to send delegates to the Regional Conference in proportion to its members.

21.7 A member elected to the REC shall resign from any position held in a lower structure in the ANC.

21.8 There shall be at least one Regional Council Meeting in the course of each year with each Branch being entitled to send at least one delegate. Additional Regional Council meetings may be convened by the Regional Executive Committee or the PEC or at the request of at least one third of the delegates.

### **Powers of REC**

21.9 The REC shall be accountable to the PEC for its functioning.

21.10 The powers of the REC are those as may be delegated to it by the PEC. In addition, the REC may, subject to the directions and instructions of the PEC, exercise the following powers:

21.10.1 Meet as soon as possible after its election to elect the Regional Working Committee and thereafter meet as and when necessary but at least once a month;

21.10.2 Carry out the policy and programme of the ANC in the Region and do all things necessary to further the interests, aims and objectives of the Organisation;

21.10.3 Carry out the decisions and instructions of the Provincial Conference, the Provincial General Council, the PEC, the Regional Conference and the Regional Council;

21.10.4 Provide broad political and organisational perspectives to the Regional Working Committee. It shall further receive reports, supervise the work of and delegate such functions to the RWC, as it considers it necessary;

21.10.5 Manage and control the funds and assets of the ANC in the Region;

21.10.6 Submit reports to the PEC, the Regional Conference and the Regional General Council, as often as is required, on the state of the Organisation, the financial position of the Region and such other matters as may be specified;

21.10.7 Request and receive reports from the Branches and other substructures in the Region;

21.10.8 Supervise and direct the work of the ANC and all its organs in the Region, including the ANC local government caucuses;

21.10.9 Recommend to the PEC the suspension or dissolution of a BEC, a Zonal Committee or a Sub-Regional Committee; and

21.10.10 Monitor the work of branches in the building of stable communities and the establishment of street committees and alliance relationships with community-based organisations and provide logistical support to branches to achieve these objectives.

21.11 The REC may co-opt no more than 2 (two) persons, in order to provide for a balanced representation that reflects the true character of the South African people.

21.12 In accordance with Rule 6 above, not less than 50% (fifty per cent) of the directly elected and co-opted members of the REC shall be women.

### **Invitees**

21.13 The REC may invite any ANC member in good standing to attend its meetings. The number of invitees shall be limited by the REC. An invitee may be given a specific assignment by the REC but may not speak on behalf of the REC. An invitee may speak or participate at such meeting but may not vote.

### **21.14 The Regional Working Committee**

21.14.1 The Regional Working Committee (RWC) shall consist of the Chairperson, Deputy Chairperson, Secretary, Deputy Secretary and Treasurer of the Region and not less than one quarter of its directly elected members plus officials, including the Chairperson or Secretary of the ANC Veterans' League, the ANC Women's League and the ANC Youth League in that Region. The REC shall elect the RWC from among the directly elected additional members of the REC.

21.14.2 The RWC shall:

- 21.14.2.1 Carry out decisions and instructions of the NEC, PEC, REC, the Regional Conference and the Regional General Council;
- 21.14.2.2 Conduct the current work of the ANC in the Region and ensure that Branches and all other ANC structures, such as municipal council caucuses, carry out the decisions of the ANC; and
- 21.14.2.3 Submit a report to each REC meeting.

### **Meetings and representation**

21.15 The RWC shall meet as and when necessary but at least every two weeks.

21.16 In accordance with Rule 6 above, not less than 50% (fifty per cent) of the members of the RWC shall be women.

### **Invitees**

21.17 The RWC may invite any ANC member in good standing to attend its meetings. The number of invitees shall be limited by the RWC. An invitee may be given a specific assignment by the RWC but may not speak on behalf of the RWC. An invitee may speak and participate at such meeting for the purpose for which he or she was invited but may not vote.

## **Rule 22 PROVINCIAL CHAPLAINCIES**

Provincial Chaplains may be appointed by the PEC on the same basis as the National Chaplaincy.

## **Rule 23 BRANCHES, ZONAL AND SUB-REGIONAL STRUCTURES**

23.1 Every member of the ANC shall belong to a Branch, which is the basic structure of the Organisation.

23.2 The Branch shall:

- 23.2.1 Be registered with the PEC and have a minimum of 100 (one hundred) members, provided that the PEC may confer special recognition, where due to exceptional circumstances, the Branch has fewer than 100 (one hundred) members;
- 23.2.2 Meet as provided for in the rules and regulations, at least once every 2 (months) in a branch general meeting;
- 23.2.3 Be the place where members exercise their basic democratic rights to discuss and formulate policy;
- 23.2.4 Be the basic unit of activity for members.
- 23.2.5 Elect at a biennial general meeting a Branch Executive Committee consisting of a Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Treasurer, and 10 (ten) additional members. A person must have been a member of the ANC for 2 (two) years before she or he can be nominated to a Branch Executive Committee of the ANC, provided that where a new Branch is being established, the PEC may waive this provision. The ANC Veterans' League, the ANC Women's League and ANC Youth League shall be represented on the BEC, by the chairperson and secretary of the ANC Veterans' League Branch, the ANC Women's League Branch and the ANC Youth League Branch within that Branch, with *ex-officio* status.

23.3 Branches covering an extensive geographical area, or in respect of which some special circumstance exists, may divide into smaller manageable sub-branches or units. Such sub-branches or units shall only be used as a co-coordinating and administrative tool by the Branch and shall not possess any decision-making powers. These units shall operate on the basis of acceptable democratic principles and practices.

23.4 In accordance with Rule 6 above, not less than 50% (fifty per cent) of the directly elected and co-opted members of the BEC shall be women.

23.5 The quorum for a Branch Meeting, including Annual Branch meetings or any other Branch meetings where the Branch makes nominations of candidates for elections within the ANC or for public representatives or takes decisions relating to policy matters, shall be 50% (fifty per cent) plus 1 (one) of the total paid-up members of the Branch.

- 23.6 The **Branch Executive Committee (BEC)** shall:
- 23.6.1 Meet as soon as possible after its election and allocate tasks and functions among its members to enable it to carry out the day-to-day activities of the Branch;
  - 23.6.2 Carry out the publicity and organisational work in its area in furtherance of the policies, programmes and decisions of the ANC;
  - 23.6.3 Meet at least once per fortnight and meet with the community bi-monthly in the respective wards;
  - 23.6.4 Submit reports on its work to the Branch meeting and at least each month to the Regional Executive Committee;
  - 23.6.5 Co-opt not more than 3 (three) persons, if it considers it necessary, to ensure greater representivity.
- 23.7 The quorum for each meeting of the Branch Executive Committee shall be 50% (fifty percent) plus 1 (one) of the total BEC membership.
- 23.8 The duties of the BEC at community meetings shall be:
- 23.8.1 To identify basic service needs and grievances of residents in the community;
  - 23.8.2 To enter into collaborative partnerships with civic, sport, cultural, religious, business, women and youth organisations in the community with a view to forming a common front to accelerate the delivery of basic services;
  - 23.8.3 To initiate the formation of street committees in urban areas to deepen democracy and to safeguard the personal security of residents;
  - 23.8.4 To foster trust and cross-cultural relations among residents in an endeavour to build stable communities; and
  - 23.8.5 To receive and consider reports from ward councillors and make recommendations to councillors on basic service needs and other challenges of residents.

#### **Zonal structures and sub –regions**

- 23.9 The PEC, under the guidance of the NEC, must establish Sub-Regions within a Region. Sub-Regions shall be demarcated to correspond strictly with B-type or metro sub-council municipal boundaries, depending on their location, with similar arrangements and powers that apply to Zones.
- 23.10 Any 3 (three) or more Branches within a Region for the purpose of co-ordinating activities and better organisational efficiency, shall be formed into a Zone at the instance of the Regional Executive Committee after consultation with the relevant Branches, or on application to the PEC, by at least 2 (two) Branches within an area of a proposed Zone.
- 23.11 Whenever a Sub-Region or Zone has been established, the Branch Executive of constituent Branches, within that Sub-Region or zone, shall at a properly convened meeting elect a Sub-Regional or Zonal Committee, as the case may be, consisting of a Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Treasurer and five (5) additional members elected from constituent Branches in a meeting convened every two (2) years for that purpose.
- 23.12 In accordance with Rule 6 above, not less than 50% (fifty per cent) of the members of the Sub-Regional Committee and the Zonal committee shall be women.
- 23.13 Where Sub-Regional or Zonal structures of the ANC Veterans' League, the ANC Women's League and the ANC Youth League exist, they shall be represented by 1 (one) member each, subject to the same provisions relating to the requirement for ANC membership.
- 23.14 The tasks of a Sub-Regional or Zonal Committee shall include the following:
- 23.14.1 To meet at least once a month;
  - 23.14.2 To co-ordinate the work and activities of the constituent Branches and submit reports to the REC;
  - 23.14.3 To see to the implementation of the instructions of the NEC, the PEC, the PWC or the REC in the Sub-Region or Zone;
  - 23.14.4 To participate in the work of the Regional Council; and
  - 23.14.5 To maintain effective links with all Branches in the Sub-Region or Zone.