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**GENERAL NOTICE**

**Independent Electoral Commission**

*General Notice*

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# GENERAL NOTICE

## NOTICE 1204 OF 2008 ELECTORAL COMMISSION

### ELECTORAL COMMISSION ACT 51 OF 1996

#### AMENDMENT TO THE REGULATIONS FOR THE REGISTRATION OF POLITICAL PARTIES (2004)

The Electoral Commission has, in terms of section 23 of the Electoral Commission Act, 1996 (Act No. 51 of 1996), made the regulations set out in the Schedule.

#### SCHEDULE

##### Definitions

1. In this Schedule, unless the context indicates otherwise-  
“**the Act**” means the Electoral Commission Act, 1996 (Act No. 51 of 1996); and  
“**the Regulations**” means the Regulations for the Registration of Political Parties published under Government Notice No. R. 13 of 07 January 2004.

##### Amendment of Regulation 2 of Regulations

2. Regulation 2 of the Regulations is hereby amended by the addition, after sub-regulation (1), of the following sub-regulations:
  - “(2) The constitution of a party, contemplated in sections 15(3)(d) and 15A(2)(d) of the Act, that applies to register in terms of sections 15 or 15A of the Act, should, as far as possible, also contain the following-
    - (a) The executive structure of the party;
    - (b) The election procedure for the executive of the party;
    - (c) The decision making process and functions of the office bearers within the party;
    - (d) The minimum requirements for membership of the party;
    - (e) The internal disciplinary procedures of the party; and
    - (f) The requirements for audited financial statements.

- (3) A party that applies to be registered in terms of sections 15 or 15A of the Act must ensure that its proposed name, abbreviated name, distinguishing mark or symbol does not-
- (a) in any way contravene the provisions of any other relevant Act of Parliament; and
  - (b) infringe upon a name, mark or symbol registered in terms of any applicable legislation in the Republic, or any of the rights associated thereto."

### **Amendment of Regulation 3 of Regulations**

3. Regulation 3 of the Regulations is hereby amended by the substitution for regulation 3 of the following regulation:

- "3(1)(a) The deed of foundation referred to in section 15 of the Act must be signed by 500 registered voters, whose full names and identity numbers must be reflected against their signatures.
- (b) The deed of foundation referred to in section 15A of the Act must be signed by 50 registered voters, whose full names and identity numbers must be reflected against their signatures.
- (2) A party that is registered in terms of section 15A of the Act and which subsequently applies to register in terms of section 15 of the Act must comply with sub-regulation (1)(a).
- (3) The voters referred to in Regulation 3 (1)(a) and (b) above must sign the deed of foundation on a form substantially similar to Annexure 6 to these Regulations."

### **Addition of Annexures**

4. The Regulations are hereby amended, after Annexure 5, by the addition of Annexure 6:

**ANNEXURE 6**

**ELECTORAL COMMISSION**

**THE DEED OF FOUNDATION OF A PARTY**

The founding meeting of the party mentioned hereunder, was held at .....  
 ..... on the .....day of .....20.....; and

We, the undersigned, being registered voters, confirm that we support the founding  
 of the .....( **FULL NAME OF THE  
 PARTY**).

	<b>Name &amp; Surname</b>	<b>Signature</b>	<b>Identity Number</b>											
1														
2														
3														
4														
5														
6														
7														
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11														
12														
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19														
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Note: Copies of this form may be reproduced to allow for the submission of the minimum number of names, ID numbers and signatures.

- (a) In the case of a party applying to register in terms of Section 15, a minimum of 500 registered voters must support the founding of the party.
- (b) In the case of a party applying to register in terms of Section 15A, a minimum of 50 registered voters must support the founding of the party.