



PAC

**PAN AFRICANIST
CONGRESS OF AZANIA**

Public Office Delegating Code

Version 1 (2020)

Table of Content

Introduction	3
Duty of the Sub-Committees	3
Composition of Sub-Committees	4
Qualification Criteria of Delegates	5
Nomination of Delegates	6
Monitoring and evaluation	12
Disputes	13
Amendments	13

1. Introduction

Clause 30 of the Constitution directed the PAC to send delegates to various entities to advance its interest. The National Executive Council (NEC), therefore should codify the selection, compensation, levy, withdrawal and replace. Hence, the need for the Public Office Delegation Code. The Code shall establish a systematic nomination and designation of PAC delegates to minimise contradictions bred by opportunism that brought by compensation and/or control of financial resources.

The Code shall lay down structures and mechanisms to mitigate the risk of power abuse by delegates in public offices that command financial resources. It shall demand accountability from delegates. Moreover, the Code shall mitigate the risk of power abuse by leadership at all levels of the PAC. The code initiates checks and balances, the most reliable instrument to control of power abuse. Furthermore, the establishment of the discipline of accountability depends on clarity of duties, responsibility, decision parameters and performance targets.

The delegating code shall foster revolutionary morality, augment nation building and encourage political education. The code shall be applied with fairness, firmness and thoroughness. The executive shall appoint a sub-commit within three months of resuming office.

2. Duty of the Sub-Committees

The NEC, PEC, REC and BEC shall appoint subcommittees on public office delegating:

- 2.1. Populise formal political education, which creates a pool of ideological, political, civic and campaigning assessed cadres that are ready to be delegates.
- 2.2. Coordinate the nomination process
- 2.3. Screen the candidate for delegating qualification criteria
- 2.4. If there are no qualifying members, recommend deviation to qualification criteria
- 2.5. Recommend secondment proposals to the executive committee
- 2.6. Recommend the performance evaluation criteria for delegates.
- 2.7. Monitor delegates performance in line with the approved criteria

2.8. Report on delegates performance to the executive committee.

3. Composition of Sub-Committees

3.1. National Sub-Committee

- 3.1.1.** Deputy President **(who serves as its chairman)**
- 3.1.2.** Two National Working Committee members
- 3.1.3.** Chairman of the National Electoral Authority
- 3.1.4.** National Deputy Chairman of a Constituted Component Structure

3.2. Provincial Sub-Committee

- 3.2.1.** Provincial Deputy Chairman **(who serves as its chairman)**
- 3.2.2.** Two Provincial Executive Committee members
- 3.2.3.** Chairman of the Provincial Electoral Authority
- 3.2.4.** Provincial Deputy Chairman of a Provincially Constituted Component Structure

3.3. Regional Sub-Committee

- 3.3.1.** Regional Deputy Chairman **(who serves as its chairman)**
- 3.3.2.** Two REC members
- 3.3.3.** Chairman of the Regional Electoral Authority
- 3.3.4.** Regional Deputy Chairman of a Regionally Constituted Component Structure

3.4. Branch Sub-Committee

- 3.4.1.** Branch Deputy Chairman **(who serves as its chairman)**
- 3.4.2.** Two branch executive members
- 3.4.3.** Chairman of the Branch Electoral Authority
- 3.4.4.** Branch Deputy Chairman of a Branch Constituted Component Structure

4. Qualification Criteria of Delegates

4.1. Public Boards

- 4.1.1. Legislative body namely parliament, legislature, council and ward committee.
- 4.1.2. National, provincial or municipal state owned companies
- 4.1.3. National, provincial or municipal commissions
- 4.1.4. Public oversight boards such schools, clinics, police stations etc.

4.2. International and National Public Bodies

- 4.2.1. Minimum of five year party membership
- 4.2.2. Successfully completion of a fourth level of the formal political education
- 4.2.3. Previously completion at least a full-term in national or provincial leadership of the party or its component structure
- 4.2.4. Proven track record of holding a leadership position in any community committee, social movement, civic organisation or professional association
- 4.2.5. Eligible to be a candidate according to applicable statutes or minimum criteria.

4.3. Provincial Public Boards

- 4.3.1. Minimum of three year party membership
- 4.3.2. Successfully completion of a third level of the formal political education
- 4.3.3. Previously completion of at least a full-term in national, provincial or regional leadership of the party or its component structure
- 4.3.4. Proven track record of holding leadership position for at least two full terms in any community committee, social movement, civic organisation or professional association
- 4.3.5. Eligible to be a candidate according to applicable statutes

4.4. Municipality Public Boards

- 4.4.1. Minimum of two years party membership
- 4.4.2. Successfully completion a second level of formal political education
- 4.4.3. Previously completed at least a full-term in national, provincial or regional leadership of the party or its component structure
- 4.4.4. Proven track record of holding leadership position for at least two terms in any community committee, social movement, civic organisation or professional association
- 4.4.5. Eligible to be a candidate according to applicable statutes

4.5. Ward Public Boards

- 4.5.1. Minimum of one year party membership
- 4.5.2. Successfully completion of first level formal political education.
- 4.5.3. Previously completion of a at least one full-term in national, provincial, regional or branch leadership of the party or its component structure
- 4.5.4. Eligible to be a candidate according to applicable statutes

5. Nomination of Delegates

5.1. Nomination of Delegates to Parliament

- 5.1.1. The NEC shall determine the nomination season, preferable twelve months before the end of the Parliamentary term.
- 5.1.2. Branch delegating sub-committee shall convene branch electoral college to develop a branch candidate list, where members of the branch may nominate any member of the PAC to be delegated to Parliament.
- 5.1.3. Branch shall develop a prioritised list of maximum of fifty candidates for the National Assembly (NA) and ten candidates for National Council of Provinces (NCOP).
- 5.1.4. The candidate list shall be formulated in the properly constituted meeting with fifty percent plus one members in good standing.

- 5.1.5. Branch delegating sub-committee shall submit candidate list to the BEC and regional delegating sub-committee.
- 5.1.6. Regional delegating sub-committee shall collate candidate from all branches within the region and prioritise the candidates on the list according to number of branches nominated the candidate.
- 5.1.7. Regional delegating committee shall convene a regional electoral college consisting of the regional executive committee members, regional executive members of constituted component structure, branch executive members and branch delegating sub-committees members.
- 5.1.8. Regional electoral college quorum of this meeting shall be fifty percent plus one of the regional congress directly elected executive members and fifty percent of branch chairperson from properly constituted branches.
- 5.1.9. Regional electoral college shall receive the candidate list and approve its procedural compliance. Thereafter, supplement a regional candidate list with a maximum of fifty names succeeding the approved regional priority candidates of NA and ten candidates for NCOP.
- 5.1.10. Provincial delegating sub-committee shall convene a provincial electoral college. It shall receive the regional candidate list within fourteen days of the regional electoral college.
- 5.1.11. The provincial candidate list shall be formulated by the following formula. Position on the regional candidate list x (1 - Regional contribution to national votes (as a percentage of the province)) = Provincial rating. Use the provincial rating to rank from small to high. The ranking is used as candidate position on candidate provincial lists.
- 5.1.12. Provincial electoral college shall consist of the provincial congress elected executive members, regional executive committee members, provincial executive committee members of constituted component structure and regional delegating sub-committee members.
- 5.1.13. The quorum shall be fifty percent plus one provincial congress elected executive members and fifty percent of chairpersons of constituted regions.

- 5.1.14. Provincial electoral college shall receive the provincial candidate list and approve its procedural compliance. Thereafter, supplement a provincial candidate list with a maximum of fifty names succeeding the approved provincial priority candidates of NA and ten for NCOP.
- 5.1.15. National delegating sub-committee of to receive outcomes of the within fourteen days after the provincial electoral college.
- 5.1.16. The national candidate list shall be formulated by the following formula. Position on the provincial candidate list \times (1 - Provincial contribution to national votes (as a percentage of the national)) = National rating. Use the national rating to rank from small to high. The ranking is used as candidate position on candidate national lists.
- 5.1.17. National delegating sub-committee shall use the qualification criteria to screen both national lists. Thereafter, inform unqualified candidates for them to provide additional information within fourteen days.
- 5.1.18. National delegating sub-committee shall convene a national electoral college, which should be composed by the National Congress elected executive members, co-opted national executive committee members, provincial executive committee members, provincial executive committee members of constituted component structure and provincial delegating sub-committee members.
- 5.1.19. The quorum shall be fifty percent plus one National Congress elected executive members and fifty percent of chairpersons of constituted provinces.
- 5.1.20. National electoral college shall receive the national candidate lists and approve their procedural compliance. Thereafter, complete the candidates lists with additional candidates.
- 5.1.21. National delegating sub-committee to hand the approved candidate list over to the National Elections Authority in a formal NEC meeting.

5.2. Provincial Legislature

- 5.2.1. If the provincial election are not concurrently with national elections, the PEC shall determine the nomination season. Otherwise, the provincial process shall be on electoral college as the national process.
- 5.2.2. Branch delegating sub-committee shall convene branch electoral college to develop a branch candidate list, where members of the branch may nominate any member of the PAC to be delegated to Provincial Legislature.
- 5.2.3. Branch shall develop a prioritised list of maximum of fifty candidates for the Provincial Legislature.
- 5.2.4. The candidate list shall be formulated in the properly constituted meeting with fifty percent plus one members in good standing.
- 5.2.5. Branch delegating sub-committee shall submit candidate list to the BEC and regional delegating sub-committee.
- 5.2.6. Regional delegating sub-committee shall collate candidate from all branches within the region and prioritise the candidates on the list according to number of branches nominated the candidate.
- 5.2.7. Regional delegating committee shall convene a regional electoral college consisting of the regional executive committee members, regional executive members of constituted component structure, branch executive members and branch delegating sub-committees members.
- 5.2.8. Regional electoral college quorum of this meeting shall be fifty percent plus one of the regional congress directly elected executive members and fifty percent of branch chairperson from properly constituted branches.
- 5.2.9. Regional electoral college shall receive the candidate list and approve its procedural compliance. Thereafter, supplement a regional candidate list with a maximum of fifty names succeeding the approved regional priority candidates of Provincial Legislature .
- 5.2.10. Provincial delegating sub-committee shall convene a provincial electoral college. It shall receive the regional candidate list within fourteen days of the regional electoral college.

- 5.2.11. The provincial candidate list shall be formulated by the following formula.
Position on the regional candidate list x (1 - Regional contribution to national votes (as a percentage of the province)) = Provincial rating. Use the provincial rating to rank from small to high. The ranking is used as candidate position on candidate provincial lists.
- 5.2.12. Provincial electoral college shall consist of the provincial congress elected executive members, regional executive committee members, provincial executive committee members of constituted component structure and regional delegating sub-committee members.
- 5.2.13. The quorum shall be fifty percent plus one provincial congress elected executive members and fifty percent of chairpersons of constituted regions.
- 5.2.14. Provincial electoral college shall receive the provincial candidate list and approve its procedural compliance. Thereafter, supplement a provincial candidate list with a maximum of fifty names succeeding the approved provincial priority candidates of Provincial Legislature.
- 5.2.15. Provincial delegating sub-committee to handover the approved list to the provincial elections authority in a formal PEC meeting.

5.3. Metro, District, Local Municipality and Ward Council

- 5.3.1. The NEC shall determine the nomination season, preferable twelve months before the end of the Local Government term.
- 5.3.2. If the Local Government elections are not running concurrently with nationally (including by-elections), the REC shall determine the nomination season.
- 5.3.3. Branch delegating sub-committee shall convene branch electoral college to develop a branch candidate list, where members of the branch may nominate any member of the PAC to be delegated to Council..
- 5.3.4. Branch electoral college shall develop a prioritised list of maximum of twenty candidates per list for the council.

- 5.3.5. Branches from the Metros shall prepare one list, Whilst branches from District Municipality shall prepare two lists, the second list shall be for Local Municipality. Most importantly, a branch electoral college shall elect the ward candidate. Candidate must live in the areas of the list.
- 5.3.6. The candidate list shall be formulated in the properly constituted meeting with fifty percent plus one members in good standing.
- 5.3.7. Branch delegating sub-committee shall screen the ward candidate, thereafter, submit candidate lists to the BEC and regional delegating sub-committee.
- 5.3.8. Regional delegating sub-committee shall collate candidate from all branches within the region and prioritise the candidates on the list according to the formula.
- 5.3.9. The local government candidate lists shall be formulated by the following formula. Position on the branch candidate list x (1 - Ward contribution to that municipality votes (as a percentage of the municipality)) = Municipality rating. Use the municipality rating to rank from small to high. The ranking is used as candidate position on candidate municipality lists.
- 5.3.10. Regional delegating committee shall convene a regional electoral college consisting of the regional executive committee members, regional executive members of constituted component structure, branch executive members and branch delegating sub-committees members.
- 5.3.11. Regional electoral college quorum of this meeting shall be fifty percent plus one of the regional congress directly elected executive members and fifty percent of branch chairperson from properly constituted branches.
- 5.3.12. Regional electoral college shall receive the candidate list and approve its procedural compliance. Thereafter, supplement a municipality candidate to conclude municipality lists.
- 5.3.13. Regional delegating sub-committee to screen according to the qualification criteria and submit to Regional Elections Authority in formal REC meeting.

5.4. Nomination of the Other Public Boards

- 5.4.1. The national delegating sub-committee shall prepare a proposal for sending delegating to international and national public boards including multiparty forums. The NWC to finalise the appointment of the PAC candidates.
- 5.4.2. The provincial delegating sub-committee shall prepare a proposal for sending delegating to international and national public boards including multiparty forums. The PEC to finalise the appointment of the PAC candidates.
- 5.4.3. The regional delegating sub-committee shall prepare a proposal for sending delegating to municipal public boards including multiparty forums. The REC to finalise the appointment of the PAC candidates.
- 5.4.4. The branch delegating sub-committee shall prepare a proposal for sending delegating to ward public boards including multiparty forums. The BEC to finalise the appointment of the PAC candidates.

6. Monitoring and evaluation

- 6.1. Delegating sub-committee to submit proposed targets to responsible executive committee for performance contracting with public delegates.
- 6.2. Delegating sub-committee to determine the reporting layout, frequency and content for public officers with the five dimensions namely constituency relations, constituency operations, constituency workforce, constituency finances and privileges for the political party in public office.
- 6.3. Responsible executive committee to contract with public delegates within a month of assuming public office.
- 6.4. Delegates shall submit monthly reports to chairperson of delegating sub-committee.
- 6.5. Delegating sub-committee to submit a consolidated report with expressed opinion to delegated executive committee on the performance of public officers quarterly. These reports shall also be shared with all concerned delegates.

7. Disputes

- 7.1. The responsible executive committee shall review handle disputes and grievances refer them to their disciplinary committee.
- 7.2. Delegates or candidate may lodge a complaint or grievance to an executive committee supervising the responsible executive committee.
- 7.3. Members of the constituency served by the delegate may lodge a complaint to the responsible executive committee.
- 7.4. Unsatisfactory performance of the delegate or abuse of power by leadership shall be handled according to the Disciplinary Code.

8. Amendments

Amendment to this Code shall be made by a simple majority of members present at Annual National Conference, provided that notice has been given to branches in accordance with provision with the Constitution with regards to amendments.