REGULATIONS ON THE ACCREDITATION OF OBSERVERS, 1999

Published under
GN R362 in GG 19857 of 17 March 1999

Schedule A
ACCREDITATION OF OBSERVERS

1 Definitions
In these Regulations any word or expression to which a meaning has been assigned in the Act shall have that meaning and, unless the context otherwise indicates—
‘accredited person’ means any juristic person accredited by the Commission under these Regulations;

2 Application for accreditation of observers
A juristic person applying for accreditation as an observer of an election must complete an application form similar to Appendix 1 and deliver the completed form together with any documentation in support of the application at the office of the Commission in Pretoria.

3 Certificate of accreditation
The certificate of accreditation to be issued to a successful applicant, must be similar to Appendix 2.

4 Reports and breach of conditions
(1) The Commission may from time to time, require an accredited person in writing to submit information concerning the performance of a function by that person.

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(2) The Commission may convene a hearing to investigate whether an accredited person has complied with conditions contemplated in sections 84(5) of the Act, and may call upon any person to appear before the Commission to give evidence or to make written submissions.

(3) If the Commission finds that an accredited person to a material extent failed to comply with such conditions, the Commission may cancel the accreditation.

5 Identification of persons appointed by accredited person

The identification that a person appointed by an accredited person is in terms of section 85(2) of the Act obliged to wear while observing an election is an identification apparel, approved by the Commission, on which—

(a) the words ‘Election Observer’ is clearly indicated on the back and front in black letters, at least 10 cm high, on a white background; and

(b) the identification mark or symbol of the accredited person, at least 10cm high, is clearly indicated on the back and front.

6 Fee for certified copy of or extract from register or copy of a certificate of accreditation

The fee to be paid in terms of section 84(7) of the Act for a certified copy of, or extract from the register of persons accredited as observers, or a copy of a certificate of accreditation is R1-00 (One Rand) per page.

7 Short title

These regulations are called the Regulations on the Accreditation of Observers, 1999.
APPENDIX 1

Electoral Commission
APPLICATION FOR ACCREDITATION
AS OBSERVER

2.1 Name of Applicant: ....................................................
2.2 Address of Registered Office Applicant
.................................................... ........................................................
.................................................... ........................................................
.................................................... ........................................................

2.3 Telephone Number: ....................................................
2.4 Telefax Number (if any): ..............................................

2.5 E-mail Address (if any): ......................................................

2.6 Registration Number of Applicant: (if applicable)
.................................................... ........................................................
2.7 Date of Founding: ......................................................

2.8 Number of persons that will be appointed as observers:

2.9 Person in charge of co-ordinating the applicant’s observers:

2.10 Mark or symbol of applicant:

2.11 Particulars of persons appointed by applicant:

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<thead>
<tr>
<th>Name</th>
<th>Capacity</th>
<th>Identity/ Passport Number</th>
<th>Nationality</th>
<th>Date of arrival in and departure from South Africa (if applicable)</th>
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NB. If the space is insufficient, fullscap paper on which the necessary columns have been drawn, may be used.

Supporting Documents:

The application must be accompanied by the following:

(a) Copy of deed of foundation or constitution of the applicant.
(b) A statement of the reasons why the applicant is suitable for accreditation to observe the election process.
(c) An affirmation that the applicant commits itself to cooperate with the Commission in relation to the training, conduct and deployment of persons.

We hereby apply for accreditation as observer and certify that the particulars furnished in this form and the supporting documents are true and correct, and certify that all persons appointed by us will subscribe to the Code of Conduct for Observers.

Signature of duly authorised person on behalf of applicant

Name: ..................................................................................................
Capacity: ..............................................................................................
Certificate of Accreditation as an Observer

Number: ______

This is to Certify that

...............................................................

has in terms of section 84 of the Electoral Act, 1998 been accredited
for one year to observe an election on condition that the Code of
Conduct for Accredited Observers is adhered to at all times

Signed: __________________________  Date of Issue: ______________

Chief Electoral Officer

Schedule B

CODE OF CONDUCT FOR ACCREDITED OBSERVERS

1 Every accredited observer and person appointed by that
observer must—

1.1. Observe the election impartially and independently of
any registered party or candidate contesting the
election.

1.2. Remain non-partisan and neutral.

1.3. Be competent and professional in observing the
election.

1.4. Provide the Commission with a comprehensive review
of the elections taking into account all relevant circum-
stances including—

(a) the degree of impartiality shown by the Commis-
sion;

(b) the degree of freedom of political parties to
organise, move, assemble and express their views
publicly;

(c) the opportunity for political parties to have their
agents observe all aspects of the electoral process;

(d) the fairness of access for political parties to
national media and other resources of the state;
1.5 Comply with all instructions given and every obligation imposed by—
(a) the Commission;
(b) any electoral officer; or
(c) any employee or officer of the Commission; or
(d) a member of the security services acting on the instructions of an officer.

2 The accredited observer and any person appointed by that observer should—
2.1 Avoid doing anything that would indicate or be seen as indicating partisan support for a candidate or registered party.
2.2 Act in a strictly neutral and unbiased manner.
2.3 Disclose to the Commission any relationship that could lead to conflict of interest regarding the performance of their duties as observers or with the process of observation or assessment of the election.
2.4 Not accept any gifts or favour from a political party, organisation or person involved in the election process.
2.5 Not participate in any function or activity that could lead to a perception of sympathy for a particular candidate or political party.
2.6 Not express a view or opinion on any matter which is the subject of electoral campaigning.
2.7 Not influence or attempt to influence the choice of a voter regarding any registered party or candidate in an election.
2.8 Not wear, carry, or display any registered party’s symbols or colours.