



SAFA REGULATIONS

ELECTORAL CODE

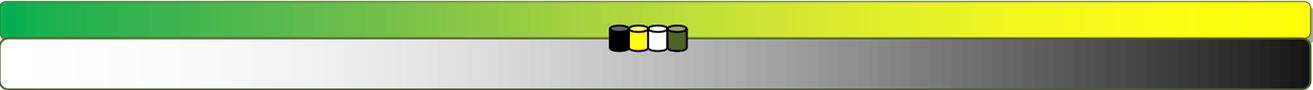
- Approved by the SAFA National Executive Committee on 18 August 2012
- Amended by the SAFA National Executive Committee on 19 July 2013
- Approved by the SAFA Extraordinary Congress on 24 August 2013
- Amended by the SAFA Council on 28 March 2018
- Ratified by the SAFA Extraordinary Congress on 28 April 2018



| Chapter | Article | Page |
|----------------|--|-------------|
| A. | PREAMBLE (FIFA's Preliminary Remarks) | 3 |
| B. | GENERAL REMARKS | 4 |
| | 1 Scope of application | 4 |
| | 2 Principles, obligations and rights of parties, government interference | 4 |
| C. | ELECTORAL COMMITTEE | 5 |
| | 3 Basic principles | 5 |
| | 4 Appointment and Time Limits | 5 |
| D. | COMPOSITION, DUTIES, QUORUM AND DECISIONS | 5 |
| | 5 Composition | 6 |
| | 6 Duties | 6 |
| | 7 Convoking the Committee and Quorum | 7 |
| | 8 Decisions | 7 |
| E. | CANDIDATURES | 7 |
| | 9 Criteria | 7 |
| | 10 Submission of candidatures | 8 |
| | 11 Examination of candidatures | 8 |
| | 12 Appeal procedure | 9 |
| | 13 Distribution of the final official list | 9 |



| Chapter | Article | Page |
|----------------|---|-------------|
| F. | VOTING PROCEDURES | 09 |
| | <u>14</u> Deadline for convoking an elective congress | <u>09</u> |
| | <u>15</u> Duties of the Committee | <u>09</u> |
| | <u>16</u> Ballot papers | <u>10</u> |
| | <u>17</u> Ballot Box | <u>10</u> |
| | <u>18</u> Polling booths | <u>10</u> |
| | <u>19</u> Vote | <u>10</u> |
| G. | COUNT | 11 |
| | <u>20</u> General principles, decisions in the event of dispute | <u>11</u> |
| | <u>21</u> Invalid ballot papers | <u>11</u> |
| | <u>22</u> Spelling mistakes | <u>11</u> |
| | <u>23</u> Count and declaration of results | <u>11</u> |
| | <u>24</u> Declaration of final results | <u>12</u> |
| H. | FINAL PROVISIONS | 12 |
| | <u>25</u> Verification of procedure | <u>12</u> |
| | <u>26</u> Enforcement | <u>12</u> |
| | <u>27</u> Violations, rights of FIFA, archiving of documents, omissions | <u>12</u> |



A. PREAMBLE (FIFA's Preliminary Remarks)

Organising elections in an association necessitates a long and complex procedure that, among other components, includes:

- a) complete understanding of the statutes and internal regulations of the association;
- b) the invitation for candidatures;
- c) the examination of candidatures;
- d) appeals;
- e) the publication of the official list of candidates;
- f) the organisation in technical and logistical terms of elections (organisation of the elective congress, list of voters, ballot papers, ballot box, count of votes, minutes etc.);
- g) the circulation of general information about the election among the members, government bodies, representatives of the media, etc.;

It is therefore necessary for each association to perfect this procedure so as to ensure that its elections are transparent and democratic. In specific terms, this means:

- a) scrupulously adhering to the statutes and regulations of FIFA, this code and the statutory requirements and regulations of the relevant member association and confederation where the latter do not contradict the former;
- b) avoiding any conflicts of interests that could discredit the impartiality of the elections;
- c) anticipating the organisation of elections and planning the relevant action.

The principles adopted in this Electoral Code have been substantially taken from the FIFA Standard Electoral Code which was first approved by the FIFA Congress in Zurich on 30 and 31 May 2007. The Standard Electoral Code shall serve as a guide for the electoral code that every FIFA member association is required to draw up. It [the FIFA Standard Electoral Code] was approved in its current completed form by the FIFA Executive Committee at its meeting on 29 and 30 October 2007 and comes into force immediately.

N.B. Terms referring to natural persons are applicable to both genders. Any term in the singular applies to the plural and vice-versa.



B. GENERAL REMARKS

Article 1 **Scope of application**

- a. This Code is applicable to presidential elections as well as those for Members of the SAFA Council, the Electoral Committee and the Election Appeal Committee.
- b. This Electoral Code is also applicable to elections to all bodies that are subordinate to the Association (e.g. regional associations, local football associations and other affiliated members) and whose regulations and procedures are controlled exclusively by the Association.

Article 2 **Principles, obligations and rights of parties, government interference**

- a. The democratic principles of segregation of powers, transparency and publicising of the electoral processes of the Association must be observed without exception.
- b. Government interference of any kind in the electoral process or composition of the elective body (Congress) of the Association is not permitted. Consequently, government rules on elections shall not apply to the elected internal bodies of the association and the electoral rules of the association shall not require the approval of any government body.

Furthermore:

- i. the Association has adapted and approved the electoral rules of its elected internal bodies in accordance with this code and other FIFA regulations;
- ii. at the very least, electoral codes of SAFA include the following information: the number of members and elections, if appropriate, of the Congress; deadlines, requirements, regulations and the announcement of the final lists of candidates; the voting procedure, ballot papers, ballot boxes, polling booths and the announcement of the results; verification of the procedure and appeals.
- iii. every SAFA Member shall inform SAFA (the National Association) of the date of the commencement of its elections.
- iv. unless this code states otherwise, the elected internal bodies of SAFA, or of the SAFA Member, shall continue to exercise their functions until the completion of the electoral process.



C. ELECTORAL COMMITTEE

Article 3 Basic principles

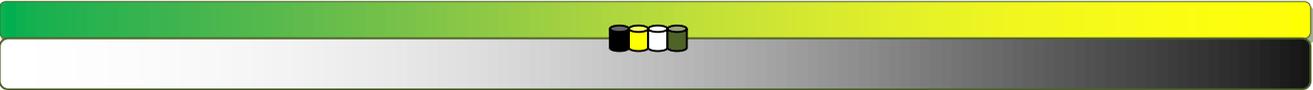
- a. The Electoral Committee (hereafter the Committee) organises and supervises the election process and takes all decisions relating to the election.
- b. The members of the Committee must under no circumstances be members of the executive body of the Member.
- c. The members of the Committee shall be persons with high integrity, have legal, electoral and football experience.
- d. The members of the Committee must immediately decline to give an opinion and withdraw from the matter in progress if they are:
 - i. a candidate for an elected post;
 - ii. a relative, whether by birth or marriage, of one of the candidates for an elected post;
 - iii. a government official of any kind.
- e. In the event that a member does not fulfil the above requirements, the member in question shall immediately leave his position and be replaced by a substitute.

Article 4 Appointment and Time Limits

- a. The Committee is appointed, in accordance with the provisions of this code, by the Congress, or the body that represents it between congresses, for a term of four years, The Congress, or the body that represents it between congresses, also appoint three substitute members of the Committee as well as the three members of the Election Appeal Committee and two substitute members of the Election Appeal Committee.
- b. In the event that the Committee is rendered dysfunctional (unable to perform its duties on the whole), the Congress, or the body that represents it between congresses, shall replace it in accordance with the provisions of this Code.
- c. The members of the Committee are not permitted to serve for two consecutive terms.
- d. The Congress at which the Committee is elected shall take place at least six months before the elective Congress at which the executive body is elected.¹
- e. Congress may on good cause shown condone any non-compliance with the time limits set out in this Code.

D.

¹ *It is important to note that the deadline of a minimum of six months before the elective Congress is not inordinately long, so that the Members of the Association are already in a position to know whether or not they are going to submit their candidature for an elected post.*



D. COMPOSITION, DUTIES, QUORUM AND DECISIONS

Article 5 **Composition**

- a. The Committee shall be composed of a minimum of three and a maximum of five members and must be comprised of persons with high integrity, legal, electoral and football experience.

- b. The Committee comprises:
 - i. a chairman;
 - ii. a deputy chairman;
 - iii. between one and three additional members.

- c. The Chief Executive Officer of the Association, or of the SAFA Member in which the election is taking place, serves as the secretary to the electoral committee. S/he takes part in the activities of the Committee in a consultative capacity, is responsible for the related logistical matters and takes care of administrative matters.

- d. The Committee appoints the chairman and deputy chairman from among its members.

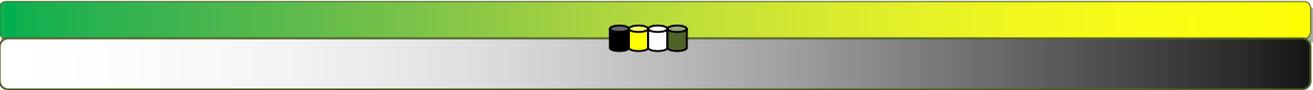
- e. In the event that one or more members of the Committee stand as candidates for an elected post or are unable to carry out their duties, they shall resign from the Committee. Any member who resigns shall be replaced by a substitute.

- f. The members of the Committee shall officially declare their candidature for elected posts in such a way as to allow the replacement process described above to be carried out harmoniously and. without any time pressure that would be prejudicial to the elections of the executive body.

- g. The Committee may be assisted by members of the General Secretariat at any time provided that they are not standing as candidates for elected posts.

Article 6 **Duties**

- a. The Committee is responsible for all tasks relating to the organisation, running and supervision of the elective congress of the Association and any of its Members. In particular, it is responsible for:
 - i. strictly enforcing the statutes, regulations and directives of FIFA, CAF and SAFA in such a manner that it does not conflict with the FIFA Regulations;
 - ii. strictly enforcing the electoral code;
 - iii. strictly enforcing the statutory deadlines for elections;
 - iv. distributing information to the members of the Congress as well as government bodies, the media and the public;
 - v. managing relations with government bodies (where necessary);
 - vi. the candidature procedure (launch, distribution of information, evaluation, publication of official list etc.);
 - vii. organising, in administrative and technical terms, the elective Congress;
 - viii. drawing up the list of voters in accordance with the association's statutory provisions;
 - ix. verifying the identity of the voters under the supervision of the bailiff appointed for this purpose;

- 
- x. the voting procedure (cf. article 15);
 - xi. all other tasks necessary to ensure the smooth running of the electoral process.
- b. Logistical matters shall be taken care of by the association.

Article 7 Convoking the Committee and Quorum

- a. Only if the Committee is convoked validly by its chairman is it entitled to deliberate and pass decisions.
- b. A quorum is constituted by the absolute majority of the members of the Committee.

Article 8 Decisions

- a. All of the Committee's decisions must be passed by an absolute majority of the valid votes cast. If a vote is tied, the chairman of the Committee shall have the casting vote. Decisions are recorded in minutes signed by the chairman and the secretary of the Committee. Appeals against the Committee's decisions may be lodged only with the Election Appeal Committee of the Association, to the exclusion of the possibility of appealing said decisions before any other body, particularly a government body.

E. CANDIDATURES

Article 9 Criteria for eligibility for elective office in SAFA or any of its Members

- a. The eligibility criteria are defined by this code and the statutes of the Association and must comply with the statutes and regulations of SAFA and FIFA.
- b. The classes of person who are **ELIGIBLE** for election to any position in the Association or any of its Members are as follows:
 - i. A person who is a member in good standing of any SAFA structure;
 - ii. One who accepts the principles contained in the SAFA Statutes and who pledges to abide by it;
 - iii. Any employee of SAFA, provided that, immediately upon election, s/he resigns his/her employment with the Association without prejudice to the Association;
 - iv. One who pledges to work on behalf of the collective and not for personal gain
 - v. One who joins the Association voluntarily, with no aim of personal gain, directly or indirectly;



- vi. One who will always act under the directives of the Members of the Association, stay in touch with and represent the aspirations, vision and aims of the Association;
 - vii. One who will act under the directives of the Association's collective leadership and always be an active and fearless participant to ensure the success of the Association;
 - viii. One who will contribute to the building of the Association in an effort to achieve the vision, aims and objectives of developmental governance;
- c. The classes of person who are **NOT ELIGIBLE** for elective office in the Association or any of its Members are as follows:
- i. A person who does not meet the above-mentioned criteria for eligibility;
 - ii. A person who is subject to an order of a competent court declaring him/her as mentally ill or disordered;
 - iii. Former Presidents of SAFA;
 - iv. Persons convicted of a crime involving a breach of trust, fraud, forgery, perjury;
 - v. Persons convicted of a violent crime;
 - vi. Persons found guilty by any SAFA tribunal or a competent court of law of electoral fraud or other corrupt practice;
 - vii. A person running for a position in the SAFA Council, who does not have more than 10 years of experience serving in a football structure under the jurisdiction of the Association.

Article 10 Submission of candidatures

- a. Candidatures shall be sent by recorded post or delivered in exchange for confirmation of receipt to the Association's or the SAFA Member's auditors at least 30 days before the elective congress is held.

Article 11 Examination of candidatures

- a. The candidatures shall be examined by the Electoral Committee within 7 days after the receipt of the nominations from the Association's or the Member's auditors.
- b. The candidates shall be informed of the decision of the Committee's examination within 7 days after receipt of the nominations from the Association's or the Member's auditors.
- c. The list of candidates may be published.



Article 12 Appeal procedure

- a. The Election Appeal Committee is constituted of three members and two substitutes elected by the Congress, or the body that represents it between congresses, at the same time as the members of the Committee. One of these members shall have legal training.
- b. Any appeal, with its reasons, shall be sent by registered post or delivered in exchange for confirmation of receipt to the general secretariat of the association within 7 days of receipt of the Committee's decision.
- c. Appeals shall be considered by the election appeal committee within 7 days of their receipt by the general secretariat.
- d. The decisions of the Election Appeal Committee are final and may not be overturned or amended by any government body.

Article 13 Distribution of the final official list

- a. The final official list of candidates shall be sent to all the members of the congress and, where necessary, to the relevant government bodies, no less than 14 days before the elective congress is held. It may also be published in the press.

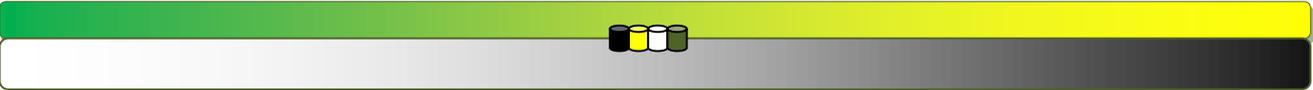
F. VOTING PROCEDURES

Article 14 Deadline for convoking an elective Congress

- a. An elective congress shall be convoked the requisite number of days before it takes place as stipulated in the Association's Statutes. Notification shall be addressed to all the members of the Congress and, where necessary, to the relevant government bodies. The elective congress shall be announced through the media.

Article 15 Duties of the Committee

- a. The duties of the Committee are as follows:
 - i. The Committee shall commence its duties immediately upon receipt of a letter of appointment from the Chief Executive Officer of the Association and acceptance to serve of all the members of the Committee;
 - ii. The Committee shall oversee all administrative operations related to the election and shall be supported by the General Secretariat;
 - iii. to monitor the voting procedure during the elective congress using the electoral register that it has compiled;
 - iv. to count the votes;
 - v. to take any decision that is necessary regarding the validity or invalidity of ballot papers;
 - vi. in general, to pass a definitive decision on any matters relating to the voting procedure during the elective congress;
 - vii. to draft official minutes of the election and distribute them to the members and, where necessary, to government authorities;

- 
- viii. to declare the official results;
 - ix. to organise a media conference, where necessary.

Article 16 **Ballot papers**

- a. The association's general secretariat shall produce the ballot papers under the supervision and charge of the Committee. The ballot papers shall be printed clearly and legibly.
- b. The ballot papers shall be of a different colour for each round of the election.

Article 17 **Ballot Box**

- a. Before the start of the voting procedure, the ballot box – which shall be transparent where possible – shall be opened and presented to the members of the Congress. It shall then be closed and placed in a visible position near to the members of the Committee.
- b. During the vote, the ballot box shall be monitored by one of the members of the Committee.

Article 18 **Polling booths**

- a. Polling booths shall be erected near to the ballot box and the polling station so that the members of the Congress who are entitled to vote may complete their ballot paper in secret.

Article 19 **Vote**

- a. The chairman of the Committee shall explain in detail the voting procedure (ballot box, ballot papers, valid and invalid ballot papers, count, required majorities, results etc.) and cite any relevant statutory or legislative provisions.
- b. The chairman of the Committee calls in turn each Member of the Congress who has the right to vote and invites them to move to the front of the hall where the election is taking place.
- c. Once called, the Member moves to the front of the hall and, after signing, receives the ballot paper.
- d. The Member then completes the ballot paper in the polling booth designated for this purpose.
- e. The Member deposits the ballot paper in the ballot box, and then returns to his seat.
- f. The counting procedure begins as soon as all of the Members with the right to vote have deposited their ballot papers in the ballot box. A member of the Committee opens the ballot box and tips out the ballot papers. The count then commences.

G. COUNT

Article 20 General principles, decisions in the event of dispute

- a. Only the members of the Committee may take part in the count. All operations (opening the ballot box, counting the ballot papers, counting the votes etc.) shall be carried out in a way that can be followed clearly by the members of the Congress.
- b. In the event of a dispute regarding the validity or invalidity of a ballot paper, the validity or invalidity of a vote, the drafting of the minutes, the declaration of the results or any other matter relating to the counting procedure, the Committee's decision shall be final.

Article 21 Invalid ballot papers

- a. The following are considered invalid:
 - i. ballot papers that do not bear the official distinctive marks defined by the Committee;
 - ii. ballot papers that bear any words other than the names of the candidates;
 - iii. ballot papers that are illegible or have been defaced;
 - iv. ballot papers that bear identifying marks.
- b. The chairman of the Committee shall write on the back of any invalid ballot paper (in red) the reasons for its invalidity and confirm with a signature.
- c. In the event of disputes regarding the validity or invalidity of a ballot paper, the validity or invalidity of a vote, the drafting of the minutes, the declaration of the results or any other matter relating to the counting procedure, the Committee's decision shall be final.

Article 22 Spelling mistakes

- a. Spelling mistakes shall result in the invalidity of a vote only if they mean that it is not possible to identify with certainty the official candidate.

Article 23 Count and declaration of results

- a. Once the ballot box has been opened, the members of the Committee shall count out loud the number of ballot papers and verify their validity. If the number of ballot papers is equal to or less than the number of ballot papers issued, the ballot is valid. If it exceeds the number of ballot papers issued, the ballot shall be declared void and voting shall recommence immediately in accordance with the procedure described above.
- b. After the number of ballot papers has been verified, the members of the Committee shall proceed to count the number of votes cast for each different candidate.
- c. Once the count has been completed and verified, the chairman shall officially declare the results to the Members of the Congress.



- d. If a second (or subsequent) round of voting is required, the voting procedure shall be repeated in accordance with the above articles. The Members of the Congress are also to be informed of the statutory provisions that apply for the second (and subsequent) rounds of voting (e.g. any changes to the majority required, elimination of candidates).

Article 24 Declaration of final results

- a. After each round of the election, the chairman of the Committee shall declare the results officially to the Members of the Congress. The minutes are to be drafted and signed by all the Members of the Committee.
- b. The final minutes shall be distributed to the members of the Congress and, where necessary, to government bodies. They shall be entered in the record of the deliberations of the Congress.

H. FINAL PROVISIONS

Article 25 Verification of procedure

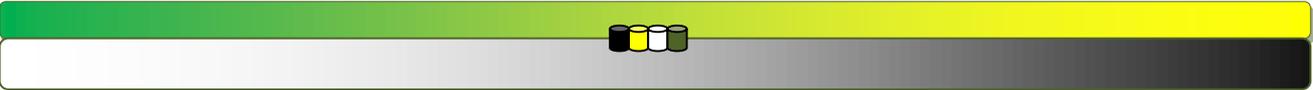
- a. A notary or other person of equivalent legal status recognised by the courts shall attend the Congress. He is specifically responsible for verifying the identity of the voters and ensuring compliance with the voting procedure.

Article 26 Enforcement

- a. This Electoral Code was first approved by the SAFA National Executive Committee when it convened in Johannesburg on 18 August 2012 and by the SAFA Extraordinary Congress on 24 August 2013, and amended by the SAFA Council on 28 March 2018 and ratified by the SAFA Extraordinary Congress on 28 April 2018 and comes into force immediately.

Article 27. Violations, rights of FIFA, archiving of documents, omissions

- a. Failure by the association to apply the principles of this code shall be considered a serious violation of the provisions of article 13 of the FIFA Statutes and shall lead to the consequences described in article 14 of the FIFA Statutes or the disciplinary measures provided for under article 55 of the FIFA Statutes.
- b. FIFA has the right to intervene in the electoral processes of the Association at any time to monitor its integrity and check that this code and the statutes and regulations of FIFA are being applied.
- c. FIFA may likewise suspend or invalidate the electoral processes and/or appoint a new Electoral Officer, as the case may be.
- d. The Committee shall hand over all the official documents relating to the elections to the Association's general secretariat, which is responsible for passing them on to the relevant bodies, where required, and for archiving them.

- 
- e. All matters relating to the administrative and technical organisation of the elective Congress that are not covered by this code shall be ruled upon by the Committee.
 - f. All matters relating to the running of the elections not covered by this code shall be ruled upon by the Committee.
 - g. The members of the Committee shall observe the utmost impartiality and confidentiality when carrying out their duties.

FOR THE SAFA COUNCIL:

.....
DR DANNY JORDAAN
President

.....
MR DENNIS A. MUMBLE
Chief Executive Officer