

**POLITICAL PARTIES (REGISTRATION AND REGULATION)  
(AMENDMENT) ACT, 2020**

*(Act 25 of 2020)*

**ARRANGEMENT OF SECTIONS**

**SECTIONS**

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2. Amendment of section 3 of Cap 173
3. Amendment of section 5
4. Amendment of section 7
5. Amendment of section 24
6. Amendment of section 29





**POLITICAL PARTIES (REGISTRATION AND REGULATION) (AMENDMENT) ACT, 2020**

*(Act 25 of 2020)*



*I assent*

A handwritten signature in blue ink, appearing to read "Danny Faure".

Danny Faure  
President

*17th August, 2020*

**AN ACT to amend the Political Parties (Registration and Regulation) Act (Cap 173).**

**ENACTED** by the President and the National Assembly..

**1.** This Act may be cited as the Political Parties (Registration and Regulation) (Amendment) Act, 2020 and shall come into operation on such date as the President may, by notice in the *Gazette*, appoint.

Short title and commencement

Amendment of  
section 3 of  
Cap 173

**2.** Section 3 of the Political Parties (Registration and Regulation) Act (*Cap 173*) (hereinafter referred to as the “principal Act”) is amended, in subsection (1), by repealing the words “political party”, and substituting therefor the words “political party, the symbol, logo and the acronym of the party”.

Amendment of  
section 5

**3.** Section 5 of the principal Act is amended, by inserting after subsection (4), the following subsections —

“(5) The Electoral Commission shall acknowledge receipt of the application for registration accompanied with the documents required under subsection (2), within 7 days of such receipt.

(6) The Electoral Commission shall assess the application and the accompanying documents and verify the details of registered members of the party.

(7) The Electoral Commission shall, within a period of 30 days from the receipt of the application for registration, inform the political party in writing if any further information is required.

(8) The Electoral Commission shall, if satisfied that the application and the accompanying documents meets the requirements of this section, publish for a period of 30 days, the application for registration of the political party on its website and at all registration centres for the public to make comments or objections.

(9) Any objections may be made in writing not later than 7 days after the expiry of the period of 30 days referred to in subsection (8).

(10) If any objection is received under subsection (9), the Electoral Commission shall notify the objection to the political party and invite it to respond.

(11) If no response is received from the political party, within a period of 15 days of the notice under subsection (10), the Electoral Commission shall reject the application for registration.

(12) If a response to the objection is received, within a period of 15 days of the notice under subsection (10), and the Electoral Commission is satisfied with the response, the Electoral Commission shall within a period of 15 days from the date of the response make a decision on the application under this Act.”.

**4.** Section 7(1) of the principal Act is amended —

Amendment of  
section 7

- (a) in paragraph (b), by repealing the word “name” wherever it appears, and substituting therefor the words “name, logo or acronym”;
- (b) by replacing the full stop at the end of paragraph (c) with a semicolon and inserting after paragraph (c), the following paragraph —
  - “(d) the name of a person has been endorsed as a registered member in the application for registration of the party without the consent or knowledge of the person.”.

**5.** Section 24 of the principal Act is amended —

Amendment of  
section 24

- (a) in subsection (3) —
  - (i) in paragraph (b), by repealing the word “or”, and substituting therefor the word “and”;

- (ii) in paragraph (c), by inserting after the words “expenditure was incurred”, the words “the value of which exceeds R5,000”;
- (b) by repealing subsections (3A) and (3B);
- (c) by inserting after subsection (6), the following subsections —

“(7) The Electoral Commission shall, on receipt of the statement and its review under subsection (5A), maintain the records of such statements and the review and may, from time to time, issue public reports disclosing the total funds received by each candidate or political party and the number of persons from whom such funds were received.

(8) Where the total funds received from a person exceeds R50,000, the details of the disclosure made in the statement under this section shall be made public and posted on the website of the Electoral Commission.”.

Amendment of  
section 29

**6.** Section 29 of the principal Act is amended —

- (a) in subsection (3), by repealing the words “received immediately after the close of nomination for that election such sum out of the Fund as is equal to the lowest sum paid to a political party under subsection (2)”, and substituting therefor the words “receive, such amount to be calculated prorata on the lowest sum payable to a political party under subsection (2), from the date of nomination of its candidates to the end of the quarter in which the general election is to be held”;

- (b) by repealing subsection (4), and substituting therefor the following subsections —

“(4) The sum each political party is entitled to receive under subsection (2) or subsection (3) may be paid quarterly in advance on or before 30th January, 30th April, 31st July and 31st October or in such manner and at such times as the Commission may, in consultation with the political party, determine.

(5) Notwithstanding subsection (4), in an election year, the amount to be paid to political parties under subsection (2) shall be paid in advance for the quarter in which the general election is to be held.

(6) Following the results of the general election of the National Assembly, the amount to be paid to political parties shall be re-calculated proportionally according to the total number of valid votes cast in favour of the candidates nominated by that party for the immediately preceding general election of the National Assembly.

(7) The amount payable shall be proportional to the number of votes cast in favour of those candidates against the total number of valid votes cast at the last general election of the National Assembly.

(8) The amount payable shall be calculated prorata from the first day of the quarter after which the general election was held to 31st December of that year and any payment may be made quarterly in accordance with subsection (2).”.

I certify that this is a correct copy of the Bill which was passed by the National Assembly on 6th August, 2020.

A handwritten signature in black ink, appearing to read 'T. Isaac', is written on a light-colored rectangular background.

Mrs. Tania Isaac  
Clerk to the National Assembly