

ASEZ-CSN ELECTION APPEALS PROCESS

1.1. Purpose

This document is aimed at providing step by step guidelines governing the election appeals process in the event that a stakeholder disagrees with the outcome of the Atlantis SEZ Community Stakeholder Network (ASEZ-CSN) election process.

1.2. Scope of the Appeals Process

The appeals process as outlined in this document may be used only when there legitimate grounds to launch an appeal. Only Atlantis community residents in Wards 29 and 32 will be eligible to submit an appeal. No third party appeals will be accepted. The Oversight Committee (OC), duly constituted from independent volunteers during the public meeting held on 15 November 2018, will support the evaluation of each appeal where appropriate. The role of an Electoral Appeal Committee will fall on the project partner constellation, with a representative from National, Provincial and Local government. Thus the Oversight Committee together with GreenCape will assess the submitted appeal and determine the outcome/s. These findings will be handed to the Electoral Appeal Committee in order for them to verify the appeals responses. It will be the role of the Appeals Committee to evaluate the merits of any appeals on the roles of the Oversight Committee. Decision of the Electoral Appeal Committee will be deemed final.

1.2.1. Grounds for Appeal

The reasons outlined below will deem the outcome of the ASEZ-CSN election illegitimate, as such, an appeal may be submitted on the following grounds:

- Principles violated by the Oversight Committee
- Mandates violated by the Oversight Committee

1.3. Procedure for Submitting an Appeal

A person may submit an appeal within seven days of announcement of the release of the election report (i.e. by no later than 5pm on 2nd April 2019). The appeals process is outlined in the following steps below:

1. Request an appeal form from GreenCape.
 - Tel: 021 577 2719/1034
 - Email: charlotte@green-cape.co.za
2. Complete the appeal form and submit it to GreenCape together with supporting documentation or written motivation to substantiate allegations
3. GreenCape will send a notification to acknowledge receipt of the appeal to the applicant within 24 hours.
4. GreenCape will provide the applicant the response from the Appeals Committee within twenty-one days from the date of closure of submissions – i.e. 21 calendar days from the 2nd April 2019.

1.4. Conclusion

- At the conclusion of the appeal process as indicated above, a Completion of Procedures Letter will be communicated to the relevant stakeholder/s
- In the case of a successful appeal, as fits the nature of the concern an outcome will be communicated to the appellant(s).
- The decision taken will be considered to be final and binding and no further appeal will be allowed.

ASEZ-CSN APPEAL FORM

Contact details of the person submitting the appeal

Full name: _____
Address: _____
Contact No: _____
Email: _____

Status of the person submitting the appeal

An individual community member ☐ Representative of a community structure or organisation ☐

Proof of authorization or mandate to submit the appeal if submitted on behalf of a community structure or organisation (ensure this proof is attached to this appeal form)

Letter ☐ Minutes ☐ Other ☐

Please state reasons for the appeal (use additional paper as necessary):

1. Identify Principles violated by Oversight Committee:

2. Identify Mandates violated by Oversight Committee:

Are there any supporting documents: YES ☐ NO ☐

Declaration

I declare that the contents of this submission are to the best of my knowledge the truth and I regard this declaration as binding on my conscience.

Signature : _____

Signed at : _____

Date : _____

Witness Name : _____

Signature : _____

Date : _____