

**THE REPUBLIC OF UGANDA**

**ADDITIONAL PROTOCOL**

**FOR THE**

**INTER - PARTY COOPERATION**

**WHEREAS** the Conservative Party (CP), Forum for Democratic Change (FDC), Justice Forum (JEEMA) and Uganda Peoples' Congress (UPC) (hereinafter referred to as "the Parties") signed the Protocol of the Inter Party Cooperation on the 5<sup>th</sup> day of August 2008.

**AND WHEREAS** under article 2(d) of the Inter - Party Cooperation (IPC) Protocol signed on the 5<sup>th</sup> of August 2008, the parties undertook to explore the possibilities of adopting a common electoral platform for the 2011 general elections, and if such common electoral platform is agreed, to enter into an additional protocol for that purpose as soon as possible, and now the parties have determined that the time has come to adopt a common electoral platform.

**RECOGNISING** that this common electoral platform would enhance the cooperation and lead to the attainment of the aims and objectives set out in their Party Constitutions and platforms.

**CONSCIOUS** of the obligations of the Parties to promote the principles of democracy, the rule of law, accountability, transparency and social justice as the foundation for a united and prosperous Uganda.

**RESOLVING** to act in concert for the consolidation of the Inter Party Cooperation.

**AGREE AS FOLLOWS;**

## **INTERPRETATION**

### **Article 1**

1.1 In this Protocol, except where the context otherwise requires:

“Inter – Party Cooperation” here means alliance referred to in Section 18 of the Political Parties and Organization Act, 2005.

“Primaries” means the process by which a party selects a candidate for elections.

1.2 In this protocol a reference to a law or protocol shall be construed as reference to the law or protocol as from time to time amended.

## **ARTICLE 2**

### **ESTABLISHMENT OF THE COOPERATION**

2.1 In accordance with the provisions of this protocol the parties hereby establish the “Inter – Party Cooperation” herein abbreviated “IPC”.

2.2 The IPC shall be managed in accordance with the provisions herein.

## **ARTICLE 3**

### **OBJECTIVES OF THE COOPERATION**

The objectives of the IPC shall be to;

- 3.1 Campaign for the 2011 general elections on a common electoral platform.
- 3.2 Promote democracy, the rule of law and best practices.
- 3.3 Advocate and campaign against all constitutional, legal, electoral, administrative, economic, security and any other form of obstacle to the full realization of free and open democratic multiparty governance in Uganda.
- 3.4 Identify all areas of national life (political, economic, social or otherwise) where there is urgent need for corrective action to be taken by Government and to jointly campaign and take all such action to bring pressure to bear on government to take such corrective action.
- 3.5 Identify common policy positions on aspects of the national economic, political and social life and adopt a common approach to realizing those positions especially in the areas of:
  - 3.5.1 Production and employment.
  - 3.5.2 Social services (education, health, water and information).
  - 3.5.3 Infrastructure development, science and technology.
  - 3.5.4 Finance, planning and economic development.

- 3.5.5 Foreign affairs, regional cooperation, defense and national security and immigration/ migration.
- 3.5.6 Power, energy, oil and other minerals.
- 3.5.7 Justice, law, order, constitutional and electoral matters, peace and reconciliation.
- 3.5.8 Women, youth, other marginalized and special interest groups.
- 3.5.9 Land, water and other resources.
- 3.5.10 Federal governance, local government, cultural institutions and rural development.

## **ARTICLE 4**

### **THE ORGANS OF THE COOPERATION**

- 4.1 There shall be the following organs of the cooperation
  - 4.1.1 National Conference.
  - 4.1.2 Summit.
  - 4.1.3 National Steering Committee and District Steering Committee.
  - 4.1.4 Secretariat.
  - 4.1.5 National Electoral Affairs Committee.
  - 4.1.6 District, Constituency and Sub – County Electoral Conferences.

## **ARTICLE 5**

### **The National Conference**

- 5.1 There shall be the National Conference which shall be the supreme organ of the Cooperation.
- 5.2 The National Conference shall comprise fifty members nominated by each party and the district chairpersons of the parties.
- 5.3 The National Conference shall be convened by the Summit and presided over by the Party President holding the chair at the time the Conference is meeting.
- 5.4 The Conference shall receive and debate reports to be submitted by the Summit and make decisions in the best interest of the Cooperation.
- 5.5 The Conference shall meet at least once a year.

## **ARTICLE 6**

### **The Summit**

- 6.1 The Summit shall be the governing body of the Cooperation and shall comprise the Presidents/President Generals, the Secretary Generals of the Parties and Chairperson of the Steering Committee. Chairpersons of the participating parties shall form the District Summit.
- 6.2 The Summit shall be chaired by one of the Presidents/President General elected by the Summit and shall rotate among the parties every three months.
- 6.3 All Summit meetings shall be convened by the Chairperson of the Summit.

## **ARTICLE 7**

### **The National Steering Committee**

- 7.1 The National Steering Committee shall comprise four (4) persons nominated by each of the parties.
- 7.2 The National Steering Committee shall;
  - 7.2.1 Initiate the policies of the Cooperation and make recommendations to the Summit.
  - 7.2.2 Execute the work plan of the Cooperation and shall be responsible to the Summit.
  - 7.2.3 Supervise the Secretariat.

- 7.2.4 Draw up terms of reference of any committee of the Cooperation.
  - 7.2.5 Initiate rules and regulations to govern all organs and committees of the cooperation for the approval of the Summit.
  - 7.2.6 Carry out any other functions as the Summit may from time to time direct.
- 7.3 The Chairman of the Steering Committee shall regularly brief the Chairperson of the Summit of the developments in the Steering Committee.
- 7.4 The Steering Committee at the District level shall comprise two nominees from each party.

## **ARTICLE 8**

### **ELECTORAL AFFAIRS COMMITTEE**

- 8.1 The National, District, Constituency and Sub – County Electoral affairs Committee shall be constituted and regulated as the Summit shall determine.

## **ARTICLE 9**

### **Committees of the Cooperation**

- 9.1 The National Steering Committee shall, subject to the ratification by the Summit, set up such committees and appoint members to the said committees as it may deem necessary.
- 9.2 The committees referred to in paragraph 1 may be established at national, district, constituency and sub county level.
- 9.3 The Steering Committee shall oversee the work of the committees.

## **ARTICLE 10**

### **The Secretariat**

- 10.1 The Cooperation shall have a Secretariat to implement its decisions.
- 10.2 The Secretariat shall be headed by an Executive Secretary who shall be appointed by the Steering Committee and approved by the Summit and the Secretariat shall comprise other members appointed by the Summit with approval of the Steering Committee.
- 10.3 The Secretariat shall serve the National Conference, the Summit, the Steering Committee and any other organs of the Cooperation.
- 10.4 Until such a time as the Summit appoints staff in accordance with paragraphs 9.2, Change Initiative Limited (CIL) shall continue to serve as the Secretariat.
- 10.5 The Secretariat shall:
  - 10.5.1 Receive all information and knowledge regarding formation and management of political cooperation and alliances and disseminate all such experience, information and knowledge to all participating political parties.
  - 10.5.2 Receive funds of the Cooperation and manage it in accordance the guidance and direction of the Steering Committee.
  - 10.5.3 Open a special bank account for the cooperation with two alternate signatories from the Secretariat and one signatory each nominated by the participating political parties and PROVIDED that for a transaction to be valid for bank purposes at least one signatory from the Secretariat together with at least three signatories of the

participating political parties must sign the cheque, promissory note or document.

10.5.4 Keep and maintain proper books of accounts of the resources of the Cooperation including bank accounts.

10.5.5 Keep all records and properties of the Cooperation.

10.5.6 Have such functions as the Summit may prescribe.

## **ARTICLE 11**

### **Electoral Conferences**

- 11.1 There shall be IPC District Electoral Conferences in every district of Uganda constituted by the Constituency Electoral Conferences in that District of the parties which have a presence in the district determined by at least two hundred registered card carrying members disclosed to the Steering Committee at least one month before the IPC candidate selection or election.
- 11.2 There shall be IPC Constituency Electoral Conference in every constituency in Uganda constituted by fifty nominees of each participating political party in the IPC which has a presence in the Constituency determined by at least one hundred registered card carrying members disclosed to the Steering Committee at least one month before the IPC candidate selection or election.
- 11.3 There shall be IPC Sub-county Electoral Conferences in every Sub-county of Uganda constituted by twenty five nominees of each participating political party in the IPC which has a presence in the Sub-county determined by at least fifty registered card carrying members disclosed to the Steering Committee at least one month before the IPC candidate selection or election.

## **ARTICLE 12**

### **Members Rights and Obligations**

#### **12.1 Rights**

All members of the Cooperation shall at all times enjoy the following rights.

- 12.1.1 The right to recognition and respect of their separate identity as political parties.
- 12.1.2 The right to full participation in all organs and structures of the Cooperation and all their activities in accordance with this protocol, including participation in decision making.
- 12.1.3 The right to access information in the custody of the organs and structures of the Alliance including its Secretariat.
- 12.1.4 The right to be treated fairly and honestly by all other members.
- 12.1.5 The right to withdraw in writing from this Cooperation.

#### **12.2 Obligations**

All members of the Cooperation shall at all times have a duty:

- 12.2.1 To act with respect and in utmost good faith towards each other and the all activities of the Cooperation.
- 12.2.2 To render total commitment to all aims and objectives of the Cooperation.
- 12.2.3 To act with dignity and responsibility and to avoid all acts and omissions that would directly or indirectly undermine the credibility of any member or the aims and objectives of the Cooperation.

12.2.4 To protect the good name and image of the Cooperation.

12.2.5 To contribute resources to the Cooperation.

12.2.6 To avoid engaging in activities that would lead to unnecessary populist competition between the members on matters that affect the Cooperation.

## **ARTICLE 13**

### **Funding of the Cooperation**

13.1 The funds of the Cooperation shall be derived from:

13.1.1 Donations

13.1.2 Contribution from the members.

13.1.3 Any other lawful source.

13.2 In the utilization of funds, all organs and structures of the Cooperation shall develop guidelines that ensure compliance with the following principles:

13.2.1 Transparency and full written accountability.

13.2.2 Value for money.

## **ARTICLE 14**

### **Candidate selection**

14.1 Each party wishing to present a presidential candidate shall conduct primaries for a presidential candidate in accordance with its constitution or party regulations and submit the name of

a single candidate to the IPC National Electoral Affairs Committee and Summit shall by consensus select one candidate and recommend him or her to the National Conference.

- 14.2 In the event that no consensus is achieved by the Summit, the matter shall be put to vote in the IPC National Conference where each delegate has a vote.
- 14.3 A candidate shall win by more than 50 percent. In the event that no candidate gains more than 50 percent, then the voting will proceed to a second round on the two candidates who got the higher vote.
- 14.4 The same procedure specified in paragraph 14.1 shall apply to the district, parliamentary and local government elections provided that where no consensus is reached the IPC candidate shall be selected by the district, constituency or sub county electoral conferences in joint primaries to determine the single candidate.
- 14.5 The National Electoral Affairs Committee shall organize and conduct elections specified in paragraphs 14.1 and the District, Constituency and Sub-County Electoral Affairs Committees shall organize and conduct elections specified in paragraph 14.3 above.
- 14.6 The National Electoral Affairs Committee shall be the sole authority to issue a certificate of eligibility to be presented to the candidate's party for the processing of his or her nomination with the Uganda Electoral Commission.
- 14.7 For avoidance of doubt and subject to Section 18 of the Political Parties and Organization Act, 2005 no party shall have

the mandate to endorse a candidate for purpose of elections except as hereinabove agreed.

## **ARTICLE 15**

### **Admission of new member**

The Cooperation may upon a written application admit any other political party into the alliance if it meets the following criteria, namely:

- 15.1 The Party is registered under the law.
- 15.2 The Party has held its National Delegates Conference (or other supreme organ of the Party) in the last five years. The Party has a known physical address.
- 15.3 The Party has a functional Secretariat.
- 15.4 The Party complies with its Constitution.
- 15.5 The Party has participated in at least one national general election or one Parliamentary or District by-election.
- 15.6 The Party is committed to the objects of the Cooperation.
- 15.7 The Party is not otherwise allied in any way to another political party in Uganda which is not a member of this Cooperation or otherwise competes with the IPC.
- 15.8 The Party has been approved by two thirds majority of members of the Summit of this Cooperation.
- 15.9 No political party shall be admitted into the Cooperation unless it meets the above condition and any other benchmarks which the Summit may set.

## **ARTICLE 16**

### **Dispute Resolution**

In case any disagreement arises among any members of the Cooperation, whether directly related to the work of the Cooperation or would indirectly impact on the smooth execution of the mandate of the Cooperation, such disagreement shall be resolved following the procedures below:

- 16.1. The leaders of the concerned political parties or their designated representatives shall meet to amicably resolve the dispute.
- 16.2 In case the leaders of the affected parties cannot resolve the dispute, they shall refer it to the Summit of this Cooperation for resolution.
- 16.3 At all times when the dispute is under management for resolution, all members of the Cooperation shall avoid public discussion of the dispute.
- 16.4 The parties expressly agree that until all negotiations, mediation, and arbitration mechanism have been exhausted, no litigation in court of law shall be commenced by an aggrieved party.

## **ARTICLE 17**

### **Coalition Government**

- 17.1 On winning the elections, the Cooperation shall form a coalition government and each party whose candidate is not elected president of Uganda shall be eligible to the offices of Vice President, Prime Minister, Speaker, Minister of Defence, Minister of Finance, Internal Affairs or Foreign Affairs.
- 17.2 Cabinet posts other than those mentioned in paragraph 1 shall be shared equitably provided 40% of the positions shall be reserved for women.

## **ARTICLE 18**

- 18.1 This Protocol shall be read together with the Inter-Party Cooperation Protocol signed on August 5, 2008 and if there is any conflict between the two protocols, this Protocol shall prevail.

## **ARTICLE 19**

- 19.1 The Cooperation shall continue in existence for a period of five years with effect from March 2011.

**IN WITNESS WHEREOF** the authorized signatories of the cooperation have signed and sealed this.....day of ....., 2009.

SIGNED and SEALED by the }  
**CONSERVATIVE PARTY** } \_\_\_\_\_  
PRESIDENT GENERAL

In the presence of the \_\_\_\_\_  
Secretary General

SIGNED and SEALED by the }  
**FORUM FOR DEMOCRATIC** } \_\_\_\_\_  
**CHANGE** } PRESIDENT

In the presence of the \_\_\_\_\_  
**Secretary General**

SIGNED and SEALED by the }  
**JUSTICE FORUM** } \_\_\_\_\_  
PRESIDENT

In the presence of the \_\_\_\_\_  
**Secretary General**

SIGNED and SEALED by the }  
**UGANDA PEOPLES' CONGRESS** } \_\_\_\_\_  
PRESIDENT

In the presence of the \_\_\_\_\_  
**Secretary General**