

# **The Constitution of the Sudan People's Liberation Movement SPLM May, 2008**

## **Preamble**

We, the Delegates of the Second Sudan People's Liberation Movement National Convention---

**Grateful** to Almighty God for giving the people of the Sudan the wisdom and courage to reach a peace agreement which ended a long and tragic conflict;

**Recalling** the heroic struggle of many generations of our people for freedom and dignity against a backdrop of long history of conflicts, injustices, dictatorships, poverty, violations of human rights and constitutional instability that was the hallmark of the Sudan;

**Recognizing** the historic struggles of the oppressed people of the Sudan against forces of repression, injustices, political sectarianism, racial chauvinism, marginalization and exploitation, religious bigotry and intolerance;

**Remembering** and inspired by the selfless sacrifices of our martyrs, heroes and heroines;

**Further inspired** by the vision to build a new Sudan from which all political, social and economic disparities of the Sudan are removed as enshrined in the SPLM Manifesto;

**Motivated** by the need to participate and contribute effectively in nation building;

**Committed** to the full liberation of the people of the Sudan and determined to build a better future for them by establishing a socio-economic and political order based on the principles of liberation, freedom, equality, democracy, justice, respect for human rights, equitable socio-economic development, progress and prosperity;

**Further** committed to the principle of the right to self-determination for all people of the Sudan; and

**Whereas** the SPLM is committed to the implementation of the Comprehensive Peace Agreement, in letter and spirit, to complete transformation of the Sudan, through democratic and peaceful means, into a land of justice, economic equity and social order;

**Now**, therefore, resolve to transform the SPLM into a National Political Party in the Sudan and adopt this Constitution as its fundamental Law.

## **CHAPTER I PRELIMINARY PROVISIONS**

### **1. Title and Commencement**

This Constitution may be cited as "The Constitution of the Sudan Peoples' Liberation Movement, 2008" and shall come into effect on the date of its signature by the Chairperson.

### **2. Name and Seat of the Party**

- 1) The Sudan People's Liberation Movement is hereby transformed into a political party to be known as "The Sudan People's Liberation Movement" hereinafter referred to as the Party or Movement and abbreviated "SPLM".
- 2) The seat of the SPLM H/Qs and the Northern Sector shall be in Khartoum and of the Southern Sector, in Juba.
- 3) The seat of the State, County, Payam and Boma Secretariats shall be in the capitals of the respective administrative units.
- 4) Meetings of the SPLM national organs shall be held at the SPLM head quarters, however, a national organ may convene in any other place inside the Sudan, as shall be determined by the Chairperson.

### **3. The Character of the Party**

- 1) SPLM is a democratic, mass political movement and Party; it is non-racial, non-sexist and its membership is open to all the Sudanese people without discrimination.
- 2) SPLM policies are determined by the membership and its leadership is accountable to the membership in accordance with the procedures laid down in this Constitution.
- 3) In its composition and functioning, the SPLM shall be non-racial, non-sexist, anti-racist and against any form of institutionalized tribalism, exclusivism, or ethnic chauvinism.
- 4) While striving for the maximum unity of purpose and functioning, the SPLM respects the linguistic, cultural and religious diversity of its members.
- 5) SPLM supports the emancipation of women, and will continue to work to combat sexism and ensure that the voice of women is fully heard in the Party and that women are properly represented at all levels.
- 6) SPLM ensures freedom of speech, expression and free circulation of ideas and information within the Party.

### **4. Definitions**

In this Constitution, unless the context otherwise requires, the following words and expression shall bear the meanings assigned to them:

**SPLM/Party:** means the Sudan People's Liberation Movement.

**New Sudan:** means the Sudan characterized by a free, just, democratic, secular and decentralized system of government based on the free will of its people.

**Chairperson:** means the Chairperson of the SPLM.

**Rules and Regulations:** mean the Rules and Regulations of the Party.

**National Convention:** means the highest organ of the Party as established under this Constitution and abbreviated as (NC).

**General Secretariat:** means the General Secretariat of the SPLM.

**Secretary General:** means the Chief executive of the Party.

**Secretary:** means an executive officer heading a department in the General Secretariat or in the Sector, State, County, Payam or Boma Secretariat.

**Political Bureau:** means Political Bureau of the SPLM, the highest executive organ of the Party and abbreviated as (PB).

**Constitution:** means the SPLM Constitution, the fundamental law of the Party.

**Chapter:** means the SPLM basic unit abroad.

**Popular Organizations:** mean women, youth and student organizations;

**Syndicated Organizations:** mean professional, trade organizations, farmers' unions and trade unions;

**National Liberation Council:** means the SPLM National Liberation Council, the second highest organ of the Party and abbreviated as (NLC).

**Sector:** means either the Southern or Northern sector of the SPLM General Secretariat.

**Northern Sector:** means the thirteen 13 Northern States excluding Southern Kordofan, Blue Nile States and Abyei Area.

**Southern Sector:** means the ten (10) Southern States, Southern Kordofan and Blue Nile States and Abyei Area.

**Agreement:** means the Comprehensive Peace Agreement, 2005 and known as the CPA.

**Gross misconduct:** means a vulgar, repulsive, blatantly wrong or unacceptable conduct or behaviour.

**Boma:** means the basic unit of the Party or the equivalent in the Northern States.

**Payam:** means the SPLM level higher than the Boma and is comprised of a number of Bomas or the equivalent in the Northern States.

**County:** means the SPLM level higher than Payam and is comprised of a number of Payams or the equivalent in the Northern States.

**State:** means the SPLM level above the County and comprised of a number of Counties.

**CHAPTER II**  
**GUIDING PRINCIPLES AND OBJECTIVES**  
**OF THE SPLM**

**5. The Guiding Principles**

The SPLM shall be guided by the following principles:-

- 1) Democracy and political pluralism, prosperity, harmony and social cohesion.
- 2) Decentralisation and devolution of power
- 3) Voluntary Unity of the people of the Sudan based on historical and contemporary experiences, respect of diversity and economic interest.
- 4) The right to self determination and popular consultation as stipulated in the Comprehensive Peace Agreement.
- 5) Supremacy of the rule of Law and separation of powers.
- 6) Human Rights and fundamental freedoms as stipulated in the CPA, the Interim Constitutions of Sudan, international and regional Covenants.
- 7) Participatory democracy, respect of democratic institutions, and collective leadership.
- 8) Justice and equality for all irrespective of ethnicity, religion, region, social status or gender.
- 9) Accountability, transparency and good governance.
- 10) Respect of diversity of Sudanese cultural heritage, values and beliefs.
- 11) Gender equality, socio-economic, cultural and political empowerment of women.
- 12) Emancipation of the individual from constraints to freedom, prosperity, self-realization and happiness.
- 13) Safe-guarding the rights of the child, youth, widows, orphans, wounded heroes and war veterans.
- 14) Creating conducive environment for participation of people with special needs in public and private institutions.
- 15) Self-reliance and economic self-sufficiency.
- 16) Balanced foreign policy and international relations based on national and mutual interests, respect among nations and preservation of global peace and stability.
- 17) Environment friendliness and sustainability of the utilization of natural resources.

**6. Aims and Objectives**

The principal aims and objectives of the SPLM shall be to-

- 1) Build a new Sudan, based on just, democratic, secular system of governance, free will and popular participation of all the people of the Sudan.
- 2) Ensure the implementation of the CPA and in particular the exercise of:-
  - a) The right to self-determination in a referendum by the people of Southern Sudan and Abyei Area;
  - b) The right to popular consultation by the people of Southern Kordofan and Blue Nile States and any other marginalized areas in fulfilment of their aspirations.
- 3) Build national consciousness and common purpose through the liberation of the individual and society from all forms of political, economic and social constraints;
- 4) Promote the general wellbeing of the Sudanese people through modernization;
- 5) Eradicate poverty and attain Millennium Development Goals;
- 6) Advance the cause of national liberation, development, regional and world peace, disarmament and environmental sustainability;
- 7) Direct and promote economic development for the benefit of all, to realize social justice and eliminate the vast inequalities in the Sudan,
- 8) Advance the cause of women's empowerment and emancipation;
- 9) Uphold, protect and promote rights of the child, people with special needs and the elderly, youth, and woman;
- 10) Defend and advance the democratic gains of the Sudanese people;
- 11) Ensure that governments are representative and freely elected by the Sudanese people through universal suffrage;
- 12) Promote and encourage scientific research and adopt appropriate modern technology;
- 13) Ensure implementation of the principle of decentralisation and devolution of powers;
- 14) Promote democratic principles and practices, political pluralism, harmony and social cohesion;
- 15) Uphold the principles of supremacy of the rule of Law and separation of powers;
- 16) Ensure that human rights and fundamental freedoms enshrined in the CPA, the Interim Constitutions of Sudan, regional and international covenants are protected, respected and promoted;
- 17) Enhance participatory democracy and ensure respect of democratic institutions and collective leadership;
- 18) Ensure justice and equity for all irrespective of ethnicity, religion, region, social status or gender;

- 19) Institutionalise accountability, transparency and good governance;
- 20) Encourage and promote respect for diversity of Sudanese cultural heritage, values and beliefs;
- 21) Ensure gender equality and promote socio-economic, cultural and political empowerment of women;
- 22) Liberate the individual from constraints to freedom, prosperity, self-realization and happiness;
- 23) Realise economic self-sufficiency and reliance for the people of Sudan;
- 24) Develop and pursue an appropriate foreign policy to maintain regional and international cooperation and preserve global peace and stability;
- 25) Protect and preserve the environment and ensure sustainable utilization of natural resources;
- 26) Uphold the principle of voluntary unity of the people of the Sudan.

### **CHAPTER III PARTY MEMBERSHIP**

#### **7. Conditions for Membership**

- 1) Membership of the SPLM shall be open to all Sudanese citizens irrespective of gender, origin, race, creed or social status provided that the person satisfies the following conditions:
  - a) Believes, subscribes to, and accepts the vision, mission, objectives and programs of the SPLM;
  - b) Abides by this Constitution and any rules and regulations to be issued there-under;
  - c) Undertakes to actively participate in the execution of its decisions and programs;
  - d) Is eighteen years of age or above,
  - e) Is of sound mind,
  - f) Is of good conduct and behaviour.
- 2) Application for membership shall be made in writing to the appropriate office.
- 3) Applications for membership shall be considered by the SPLM Boma, Unit or Payam Secretariat or the SPLM Chapter, and by the County Secretariat, if no Boma, Unit or Payam Secretariat exists.
- 4) The organs mentioned in sub-article 3 above, may accept or refuse any application for membership provided that in case of refusal, the applicant shall

be entitled to seek review of such refusal by the next higher organ of the SPLM up to the General Secretariat whose decision shall be final.

- 5) Boma, Payam or County Secretariat or Chapter shall decide on any application for membership within four weeks from the date of its receipt.
- 6) Membership cards shall be issued to registered members of the SPLM upon payment of the prescribed fees.
- 7) The General Secretariat may grant provisional membership to persons who wish to join the SPLM for the first time or re-join it after a considerable lapse of time.
- 8) In the absence of any objection from the structures and/or any ruling by the General Secretariat, the applicant shall, on the expiry of two months from the date of notification of provisional membership, become a full member of the Party.
- 9) At any time before the individual is accepted as a full member of the Party, or in exceptional circumstances after the member has been admitted, the General Secretariat may reject the membership, if it was invalidly obtained.
- 10) Rejection of an application for membership shall be communicated in writing to the applicant.
- 11) Members shall pay subscriptions as shall be determined by the Political Bureau on the recommendation of the General Secretariat.
- 12) Members with low income shall pay such fees as shall be determined by the Political Bureau on the recommendation of the General Secretariat.
- 13) The Political Bureau may, on its own or on the recommendation of the General Secretariat grant honorary membership to those persons who have demonstrated an unwavering solidarity with the SPLM.
- 14) Upon joining the SPLM, a member shall take the following oath of allegiance:

***"I, .....,do hereby swear by the Almighty God/ solemnly affirm that I shall abide by, respect and uphold the vision, mission, aims and objectives of the SPLM as set out in its Constitution and other basic documents; and that I shall respect the structures of the Party and place my energies and skills at the disposal of the Party and carry out any task that may be assigned to me and that I shall defend the unity and integrity of the Party and its principles, so help me God/God is my witness."***

- 15) Before assuming office, the Chairperson, Deputy Chairperson and other officers of the relevant levels of the SPLM shall take the following oath of office:

***"I.....(name) .....,do hereby swear by the Almighty God/ solemnly affirm that I shall as -----(title)-----  
--- abide by, respect and uphold the vision, mission, aims and objectives of the SPLM, as set out in its Constitution and other basic documents; and that I shall perform my functions and duties honestly, diligently and without fear or favour, respect the structures of the Party and serve the Party to the best of my ability, and that I shall defend the unity and***

***integrity of the Party and its principles, so help me God/God is my witness."***

The above mentioned oath shall be taken:

- a) In the case of the SPLM Chairperson, before the NC;
  - b) In the case of Deputies of the Chairperson and the Secretary General, before the NLC;
  - c) In the case of other Chairpersons, before the relevant Congresses; and
  - d) In the case of other officers, before the Chairpersons of the relevant levels.
- 16) Members who fail to pay their subscriptions for six consecutive months, and having been duly so reminded shall be deprived of some of their membership rights, as shall be determined by the Secretariat concerned pending payment of the said arrears.

## **8. Rights of a Member**

A member of the Party has the right to:

- 1) Elect and be elected to any of the various offices and institutions of the SPLM; provided that a new member joining the SPLM from another political party shall be subject to screening by the PB prior to nomination for election or appointment to any leadership position.
- 2) Participate in the appropriate forums and the meetings of the organs of the Party and its affiliated bodies;
- 3) Freely express his or her views and exercise his or her faith and shall not be victimized for statements made during official meetings;
- 4) Access information about the policies and activities of the Party;
- 5) Be notified to attend meetings;
- 6) Be issued with a membership card subject to payment of the prescribed fee;
- 7) Buggest proposals, raise questions and submit petitions either verbally or written to appropriate organs of the SPLM and receive timely answers;
- 8) Vote at meetings;
- 9) Request where necessary the implementation of the provisions of this Constitution, resolutions, decisions, directives and agreements of the Party; and
- 10) In case of a provisional member, enjoy all the rights of membership except the right to vote or be elected to any SPLM position.

## **9. Duties of a Member**

Every member of the Party shall carry out the following duties and obligations:



- 1) Uphold this Constitution and abide by the rules and regulations and code of conduct issued there-under.
- 2) Combat racism, tribalism, political sectarianism, sexism, religious intolerance and all other forms of discrimination in the Sudan.
- 3) Respond, when called upon, to serve in national emergencies, development activities and any other national duties.
- 4) Pay membership and subscription fees.
- 5) Act in the spirit of self-sacrifice, dedication and selfless commitment to the SPLM.
- 6) Report to the relevant authority any misuse of SPLM or public funds or assets.
- 7) Respect, take care of and protect properties of the SPLM and of the public in general.
- 8) Observe and comply with the decisions of the majority.
- 9) Constantly strive to disseminate and explain the vision, objectivity, policies and program of the Party to the people.
- 10) Maintain objectivity and constructive criticism in public debates and exercise self-criticism.
- 11) Observe and keep the confidentiality of classified information in respect of matters of the Party.
- 12) Attend regular meetings as shall be called for.
- 13) Uphold the vision of the New Sudan and abide by all the provisions of the Basic Rules.
- 14) Refrain from publication and distribution of any material or documents of the Party without authorization.
- 15) Refrain from publication and distribution of any material or documents which tend to create division within the Party or advance views which undermine the objectives and programs of the Party
- 16) Ensure that he or she is registered as a voter in the constituency where he or she lives; and
- 17) When holding a constitutional, executive or legislative position at any level of government, he or she shall be a member of the SPLM caucus at that level.

## **10. Loss of Membership**

Membership of the Party shall be lost if a member:

- a) Resigns
- b) Is expelled for violation of this Constitution, rules and regulations;
- c) Becomes mentally incapacitated
- d) Is administratively convicted of gross misconduct by a disciplinary committee in accordance with the provisions of this Constitution, rules and regulations.

- e) Joins any other political party
- f) Engages in activities that undermine the objectives and policies of the SPLM, contrary to the provisions of this Constitution, rules and regulations;
- g) Dies.

## **CHAPTER IV GENDER AND AFFIRMATIVE ACTION**

### **11. Rights of Women**

To redress imbalances created by history, customs and traditions and for purposes of empowerment of women the SPLM shall:-

- 1) Accord women full and equal dignity of the person with men;
- 2) Accord and guarantee the right of women to participate equally with men in Party structures and public life;
- 3) Ensure that women are accorded the right to equal pay for equal work and all other related benefits with men;
- 4) Ensure that the 25% women representation at all levels of the Party and government organs is implemented as an affirmative action; meanwhile, women shall have the right to compete in the other seventy five percent (75%) with men;
- 5) Combat violence against women, harmful customs and traditions which undermine the dignity and the status of women;
- 6) Pursue positive discrimination in favour of women in education;
- 7) Ensure that each spouse has the right to own property and share in the estate of a deceased spouse together with any surviving legal heir.

## **CHAPTER V ORGANIZATIONAL STRUCTURES**

### **12. SPLM Structures**

- 1) The organizational structures of the SPLM shall be as follows:
  - a) National Organs
  - b) State Organs
  - c) County Organs

- d) Payam Organs
- e) Boma Organs

## **2) National Organs**

The National Organs shall be-

- a) The National Convention
- b) National Liberation Council
- c) The Political Bureau.
- d) The General Secretariat (including SPLM Chapters)

## **3) State Organs**

The State Organs shall be:

- a) The State Congress
- b) State Liberation Council
- c) State Secretariat

## **4) County Organs**

The County Organs shall be-

- a) County Congress
- b) County Liberation Council
- c) County Secretariat

## **5) Payam Organs**

The Payam organs shall be-

- a) Payam Congress
- b) Payam Liberation Council
- c) Payam Secretariat

## **6) Boma Organs**

The Boma organs shall be-

- (a) Boma Congress
- (b) Boma Liberation Council
- (c) Boma Secretariat

## **CHAPTER VI NATIONAL ORGANS**

### **13. The National Convention**

1) The National Convention is the supreme political organ of the Movement, and shall be composed of:

- a) Delegates from State Congresses. The number of Delegates from each State shall be proportional to the number of its registered membership. This category of membership shall not exceed 80% of delegates to the National Convention;
- b) Representatives of popular and syndicated organizations;
- c) Representatives of Women and Youth Leagues;
- d) Representatives of the SPLM Chapters abroad;
- e) All Members of the National Liberation Council;
- f) Appointees of the Chairperson.

2) The quorum for convening the National Convention shall be two thirds (2/3) of its membership. In case the quorum is not attained in the first meeting the quorum for the second meeting shall be by simple majority (50%+1) and its resolutions shall be binding.

3) Resolutions of the National Convention shall be passed by a simple majority of the members present and voting, and in the case of a tie, the Chair shall have a casting vote.

4) The National Convention shall convene once every five years; however the Convention may convene an extraordinary meeting with the same membership whenever necessary.

5) Voting in the National Convention shall be by show of hands. However secret ballot may be adopted whenever demanded by at least one third of the Delegates.

### **14. Functions and Powers of the National Convention**

1) The functions of the National Convention shall be to:

- a) Adopt the Constitution, the Manifesto and endorse policies and programs of the SPLM;
- b) Receive and discuss the reports of the National Liberation Council;
- c) review, ratify, alter or rescind any decision made by the National Liberation Council;
- d) Elect the Chairperson and members of the National Liberation Council.

- 3) The Chairperson may be removed by the NC in an extraordinary session convened on the request of at least two thirds (2/3) of members of the NLC for violation of this Constitution or gross misconduct provided that the resolution for the removal of the Chairperson shall be carried by three quarters ( $\frac{3}{4}$ ) of all members of the National Convention.

## **CHAPTER VII THE NATIONAL LIBERATION COUNCIL**

### **15. Establishment and Composition**

- 1) There shall be established in the SPLM an organ to be known as "The National Liberation Council" hereinafter referred to as the NLC.
- 2) The NLC shall comprise of not more than 275 members; provided that women are represented by at least twenty five percent (25%).
- 3) Membership of the NLC shall be composed of:
  - a) The Chairperson;
  - b) The three Deputies of the Chairperson;
  - c) Secretary General;
  - d) Members elected by the National Convention representing the States who shall not exceed 80% of the membership of the NLC;
  - e) Members elected by the National Convention representing SPLM women and youth leagues, popular and syndicated organizations;
  - f) Appointees of the Chairperson.
- 4) SPLM State Chairpersons shall be members of the NC and NLC from their respective State lists by virtue of their positions.

### **16. Functions and Duties of the NLC**

The National Liberation Council shall:-

- 1) lead the SPLM between sessions of the National Convention and represent the movement in its relations with other associations, institutions and political parties;
- 2) Oversee the implementation of the policies and resolutions of the National Convention.
- 3) Oversee the work of the Political Bureau.
- 4) Approve the annual budget of the SPLM as proposed by the PB.
- 5) Be an appellate authority **on** the loss of membership of the SPLM.

- 6) Approve the nominations by the Chairperson for membership of the PB ;
- 7) Endorse the nominees of the Chairperson for the positions of the three Deputies of the Chairperson.
- 8) Elect the Secretary General from amongst its members;
- 9) Report to the National Convention.
- 10) Adopt and form, on the recommendation of the PB, the National Convention Electoral Committee that shall carry out the election process during the National Convention.
- 11) Remove a Deputy Chairperson in an extraordinary session convened on the request of the Chairperson or at least one third (1/3) of members of the PB provided that the resolution for removal of a Deputy Chairperson shall be passed by two thirds (2/3) of all the members of the NLC.
- 12) Establish Specialized Standing or Ad doc Committees for carrying out its functions and duties.
- 13) Determine its rules of procedure subject to the provisions of this Constitution, rules and regulations.

### **17. Meetings of the NLC**

- 1) The National Liberation Council shall be convened once a year in a regular session and may be convened in extraordinary sessions whenever deemed necessary by the Chairperson, PB or on the written request by at least one quarter (1/4) of its members.
- 2) The quorum for the meetings of the NLC shall be simple majority of its membership (50% + I)
- 3) Resolutions of the NLC shall be passed by a simple majority of the members present and voting and in case of a tie; the Chair shall have a casting vote.
- 4) Voting in the NLC shall be by show of hands. However secret ballot may be adopted whenever demanded by at least one third of the members.

## **CHAPTER VIII THE POLITICAL BUREAU**

### **18. Establishment and Composition of the Political Bureau**

- 1) There shall be established at the national level an SPLM organ to be known as the Political Bureau;

- 2) The PB shall be composed of 27 members including the Chairperson, Deputies of the Chairperson, Secretary General and Deputies of the Secretary General.
- 3) The Chairperson shall be the chair of the PB and shall nominate members to it for approval by the NLC.
- 4) The Three Deputies of the Chairperson shall be members of the PB
- 5) The SG shall be a member of the PB and its Secretary.
- 6) Members of the Political Bureau shall serve for a term of five years.

### **19. Functions and Duties of the PB**

The PB shall-

- 1) Formulate policies, plans and programs in accordance with the vision and mission of the SPLM subject to the provisions of this Constitution and to that end may establish Standing or ad hoc Committees to carry out these tasks;
- 2) Supervise and direct the daily political, administrative and executive activities of the SPLM;
- 3) Manage and control all the finances and assets of the Movement;
- 4) issue policy directives and instructions to, and receive reports from the General Secretariat;
- 5) Ensure that all the structures of the SPLM function democratically, transparently, effectively and efficiently;
- 6) Delegate such functions to the General Secretariat as it deems appropriate;
- 7) Establish departments and committees as it deems appropriate;
- 8) Scrutinize and endorse the list of SPLM candidates for presidential, state governors, parliamentary and other elections;
- 9) Approve the appointment of the Deputies Secretary General upon the recommendation of the SG.
- 10) Scrutinize and approve the appointment of national secretaries and heads of the specialized committees of the General Secretariat as recommended by the Secretary General;
- 11) Recommend to the National Liberation Council members of the National Convention Electoral Committee prior to the holding of the National Convention;
- 12) Determine the number and composition of the NC delegates, the venue and time frame;
- 13) Perform any other functions and duties that may be assigned to it by the NLC.

## **20. Meetings of the PB**

- 1) Meetings of the PB shall be convened by the Chairperson on his or her own initiative or on the recommendation of the SG to the Chairperson or upon a written request to the Chairperson by at least one third (1/3) of its members.
- 2) Quorum for the meetings of the PB shall be two thirds (2/3) of its members and in case quorum is not attained in the first meeting, it shall be adjourned and reconvened within two weeks from the date of adjournment and the quorum in the second meeting shall be simple majority.
- 3) The PB shall ordinarily meet every four (4) months; however, the PB may hold extraordinary meetings whenever necessary.
- 4) Meetings of the PB shall be presided over by the Chairperson.
- 5) Meetings of the PB shall be convened by the Chairperson on his or her own initiative or on the recommendation of the SG to the Chairperson or upon a written request to the Chairperson by at least one third (1/3) of its members.
- 6) Resolutions of the PB shall be carried by simple majority of members present and voting and in case of a tie; the Chairperson shall have a casting vote.
- 7) The PB may invite any member of the SPLM with expertise on a particular subject under discussion to attend its meetings. Such member may participate in the deliberations and be assigned tasks to perform on behalf of the PB, but shall have no right to vote.

## **CHAPTER IX THE GENERAL SECRETAR IAT**

### **21. Establishment and Structures**

- 1) There shall be established in the SPLM an organ to be known as the General Secretariat
- 2) Without prejudice to the powers of the PB, the General Secretariat shall be structured as follows:
  - a) Secretary General;
  - b) Two Deputies Secretary General for the two Sectors;
  - c) National Secretaries for:
    - i) Political Affairs and Mobilization;
    - ii) Administration and Organization ;
    - iii) Popular and Syndicated Organizations;
    - iv) Culture, Information and Communication;
    - v) Training, Research and Planning



- vi) External Relations;
  - vii) Finance and Economic Affairs; and
  - viii) Social Welfare and Services.
- 3) The Secretariat General may establish specialized committees to assist it in the performance of its functions.
  - 4) The Secretary General, Deputies of the Secretary General, National Secretaries and all Secretaries of other levels shall be full time officers of the SPLM.
  - 5) SPLM Parliamentary and Executive Caucuses at all levels of Government shall regularly relate to, and consult with the Secretariats at their respective levels for guidance and coordination.

## **22. Functions and Duties of the General Secretariat**

The General Secretariat shall:

- 1) Be responsible for initiation of policies, programs and plans to be approved by the PB;
- 2) Be responsible for implementation of policies, programs, decisions and resolutions of the higher organs of the Party;
- 3) Be in charge of the day to day activities of the SPLM;
- 4) Report and be answerable to the Chairperson and the PB in the discharge of its functions and duties;
- 5) Receive and consider reports from the Sectors;
- 6) Prepare basic rules and regulations in accordance with the provisions of this Constitution and submit the same to the PB for approval;
- 7) Ensure, in the performance of its functions and duties, the participation and involvement of party members in the standing committees, working groups or discussion forums;
- 8) Manage and control the funds and assets of the Party;
- 9) Perform any other function or duty that may be assigned to it by the Chairperson, PB or the NLC.

## **23. Meetings of the General Secretariat**

- 1) The General Secretariat shall meet at least once a month, and shall be presided over by the Secretary General or the Chairperson as the situation may require.
- 2) The General Secretariat shall function in a collegial and collective manner to ensure effectiveness, efficiency, coordination and smooth performance.
- 3) Meetings of the General Secretariat shall be convened by the Secretary General.

- 4) Quorum for the meetings of the General Secretariat shall be simple majority.
- 5) Decisions of the General Secretariat shall be taken by simple majority of members present and voting and in case of a tie; the Chair shall have a casting vote.
- 6) The General Secretariat may invite any member of the SPLM to attend its meetings. Such a member may participate in the deliberations and may be assigned tasks to perform on behalf of the General Secretariat, but shall have no right to vote.

#### **24. Sectoral Organs**

- 1) The General Secretariat shall be organized into two sectors:
  - (a) The Northern Sector; and
  - (b) The Southern Sector.
- 2) Each Sector shall be headed by a Deputy Secretary General.
- 3) Each Sector Secretariat may establish committees subject to approval by the Political Bureau.
- 4) Without prejudice to the provisions of Article 23 (2) **above**, the Deputy Secretary General of each Sector shall report and be answerable to the SG in the discharge of his or her functions and duties.
- 5) A Deputy Secretary General shall perform any other functions or duties that may be assigned to him or her by the Secretary General.

### **CHAPTER X FUNCTIONS AND DUTIES OF SPLM NATIONAL OFFICERS**

#### **25. The Chairperson:**

- 1) The Chairperson shall:
  - a) Nominate three candidates for the positions of Deputies of the Chairperson for endorsement by the NLC.
  - b) Nominate members of the PB for approval by the NLC;
  - c) Nominate not more than three candidates for position of SG for election by the NLC;
  - d) Be the head of the SPLM and the Chairperson of the NC, NLC and PB;
  - e) Preside over the meetings of the NC, NLC, PB and the General Secretariat as the situation may require;
  - f) Ensure that the policies and programmes of the SPLM are correctly disseminated and implemented;

- g) Supervise all the organs of the SPLM and ensure that they perform their functions and duties in an effective and efficient manner;
  - h) Present policy statement and any other relevant documents of the Party to the NC,NLC or the PB;
  - i) At his or her discretion, provisionally delegate any of his/her functions or duties to any SPLM organ or national officer;
  - j) Determine the order of precedence of his or her Deputies.
  - k) Perform any other functions as he or she deems necessary for the proper implementation of the Party's policies and programs.
- 2) In case the office of the Chairperson falls vacant, the most senior Deputy Chairperson shall assume the office of Chairperson and convene an extraordinary meeting of the NC within sixty (60) days to elect a new Chairperson.

## **26. Deputies of the Chairperson**

- 1) Deputies of the Chairperson shall:
- a) Assist the Chairperson in the discharge of his or her functions and duties.
  - b) Undertake, in the absence of the Chairperson, any function that may be assigned to any one of them by the Chairperson.
  - c) Perform any other functions and duties that may be assigned to any of them by the Chairperson.
- 2) In case the position of a Deputy Chairperson falls vacant for whatever reason, the Chairperson shall recommend a successor from amongst the members of the PB to the NLC for approval within thirty (30) days to fill the vacancy.

## **27. The Secretary General**

- 1) The Secretary General shall:
- a) Be the chief administrative officer of the Party and shall be answerable to the Chairperson and the PB in the performance of his or her functions and duties.
  - b) Be the secretary of the PB, NLC and the NC and keep the minutes and records of the same.
  - c) In consultation with the Chairperson, recommend the appointment of Deputies of the Secretary General and the National Secretaries.
  - d) Preside over the meetings of the General Secretariat.
  - e) Receive reports of all departments and committees, except those falling directly under the Chairperson, if any.
  - f) Organize the meetings of the PB, NLC and the NC, and notify all the members.
  - g) Channel the resolutions and directives of the PB, NLC, NC and the General Secretariat to the Sectors and ensure their implementation.

- h) Prepare periodic progress reports on the work of the General Secretariat, the PB and the NLC.
  - i) Recommend to the PB after consultation with the Deputies of the Secretary General lean and uniform executive structures for the Sectors.
- 2) The Secretary General may be removed from office by decision of the NLC supported by two thirds (2/3) majority of its membership upon the recommendation of the Chairperson or on the request of at least one third (1/3) of the membership of the PB.

## **28. Deputies of the Secretary General for Sectors**

Each Deputy Secretary General, under the oversight of the Secretary General, shall:

- 1) Supervise the overall activities of the Party within his or her Sector;
- 2) Preside over meetings of the Sector and issue directives to the Sector secretaries and specialized committees to ensure collective leadership, unity of purpose and effective execution of policies and programs.
- 3) Draw up plans to guide Secretariats and Specialized Committees of the Sector in popular mobilization, articulation of the vision, mission, programs of the SPLM and identification of priority areas in the Sector for political education on key issues, especially those that relate to, or impinge on the CPA.
- 4) Establish and maintain a central data-base on human resources within the sector in all fields of activities.
- 5) Receive and act on reports from State Secretaries.
- 6) Organize and care for the physical and moral development of SPLM minors with a view to preparing them for good citizenship and future leadership.
- 7) Perform any other functions and duties that may be assigned to him or her by the General Secretariat or the Secretary General.
- 8) A Deputy Secretary General may be removed by the PB by simple majority of its members on the recommendation of the SG after consultation with the Chairperson.

## **29. National Secretaries**

The National Secretaries shall, under the direct supervision of the Secretary General, undertake the following functions:

### **1) Secretary for Political Affairs and Mobilization**

The Secretary for Political Affairs and Mobilization shall:

- i. Oversee the election of members to Party structures from the grassroots upwards in the preparation for the congresses and to the National Convention.

- ii. Mobilize the Sudanese people to support the vision, mission and programs of the SPLM.
- iii. Ensure commitment and adherence of cadres and members of the Movement, at all levels, to the vision, mission and programs, and abide by this Constitution, rules and regulations and the SPLM Code of Conduct.
- iv. Translate SPLM policy positions into concrete plans and programs and ensure their implementation.
- v. Compile and disseminate the organization's political messages as reflected in the public addresses of the leadership, especially those relating to integrity in public life.
- vi. Enlighten the Sudanese people in general and members of the SPLM in particular about the CPA.
- vii. Establish an institute for SPLM political and leadership training.
- viii. Initiate, support and participate in self help projects and promote mobilization of human and material resources and technical assistance thereto.
- ix. Perform any other functions and duties that may be assigned to him or her by the Secretary General.

## **2) Secretary for Administration and Organization**

The Secretary for Administration and Organization shall:

- i. Be responsible for the administration and prudent management of moveable and immovable assets of the Party and keep up-to-date inventory of all assets.
- ii. Organize structures of the Party.
- iii. Provide administrative support and services to the SPLM organs.
- iv. Keep records of members of the Organization and their particulars.
- v. Organize conferences, meetings and workshops and prepare, in consultation with the Secretary General, the agenda thereof.
- vi. Provide protocol services for the Chairperson and senior cadres of the Party during SPLM public functions.
- vii. Be responsible for security services including safety of personnel and assets of the Party.
- viii. Perform any other functions and duties assigned to him or her by the Secretary General.

## **3) Secretary for Popular and Syndicated Organizations.**

The Secretary for Popular and Syndicated Organizations shall:

- i. Support and coordinate relations with the SPLM Women and Youth Leagues;
- ii. Organize recruitment of members from among workers, professionals, women, students, farmers, traders and youth groups to the ranks of the Party.
- iii. Assist workers, professionals, farmers, traders, women, students, youth and any other groups, to organize into viable, representative and democratic bodies.
- iv. Foster the spirit of unity, cooperation and solidarity within these groups.
- v. Encourage the creation, especially among women and youth groups, of environmental awareness as well as public awareness on the scourge of HIV/AIDS.
- vi. Support activities of the Women and Youth Leagues and popular and syndicated organizations.
- vii. Disseminate and translate SPLM policies on issues related to women, mother and child care into concrete programs and activities.
- viii. Promote sports activities within youth groups.
- ix. Develop strategies and programs for mobilization of youth to participate in community development, literacy campaigns and environmental protection and conservation.
- x. Maintain a data base of all members of the Party, within the different popular and syndicated organizations, including their particulars, and maintain a central database.
- xi. Perform any other functions and duties that may be assigned to him or her by the Secretary General.

#### **4) Secretary for Culture, Information and Communication**

The Secretary for Culture, Information and Communication shall:

- i. Be the spokesperson for the SPLM and issue, in that capacity, press releases and organize press conferences.
- ii. Develop information programs through the different Sudanese and foreign media and ensure the establishment of sustainable SPLM print, audio and visual media services.
- iii. Prepare training plans for the information cadres of the Party.
- iv. Develop comprehensive plans and programs for cultural activities such as symposia, lectures, art exhibitions, folklore shows, cultural troupes and any other cultural activities.
- v. For the purpose of dissemination, produce publications and documents reflecting and articulating the vision, mission and programs of the SPLM.

- vi. Establish and manage the SPLM information and communication system, archives and museums.
- vii. Develop policies and plans for social services and transformation.
- viii. Perform any other functions and duties assigned to him or her by the Secretary General.

### **5) Secretary for Training, Research and Planning**

The Secretary for Training, Research and Planning shall:

- i. develop training programs for SPLM cadres and support staff;
- ii. be in charge of political, social and economic research and documentation;
- iii. Evaluate development policies, programs, plans, projects and the development objectives of the Party;
- iv. Conduct opinion polls on major issues of the day including the Party's standing with the public;
- v. Evaluate public's response to policies and programmes of the Party;
- vi. Perform any other functions and duties that may be assigned to him or her by the Secretary General.

### **6) Secretary for Finance and Economic Affairs**

The Secretary for Finance and Economic Affairs shall:

- i. Develop economic policies and plans for the Party.
- ii. Be the chief custodian of the financial and other assets of the Party.
- iii. In consultation with the General Secretariat, prepare and submit the annual budget of the Party to the PB for approval.
- iv. Administer the budget and disburse funds of the Party and ensure strict adherence to all Financial Rules and Regulations as established in accordance with the provisions of this Constitution.
- v. Keep proper books of accounts in accordance with the SPLM financial regulations and internationally accepted standards and practices.
- vi. Keep monies of the Party in bank accounts in the manner prescribed by the Financial Rules and Regulations.
- vii. Collect and remit to the bank accounts of the Party, subscriptions, donations and grants in accordance with the Financial Rules and Regulations.

- viii. Invest, with the approval of the General Secretariat, SPLM surplus funds in projects that are studied and assessed to be viable.
- ix. Ensure that the SPLM accounts are audited annually by a competent audit firm approved by the NLC.
- x. Receive the audit report and submit the same to the Secretary General for presentation to the PB and NLC for consideration.
- xi. Perform any other functions and duties that may be assigned to him or her by the Secretary General.

## **7) Secretary for External Relations**

The Secretary for External Relations shall:

- 1) Develop and maintain cordial relations with like-minded political parties and organizations inside and outside the country.
- 2) Be the link between the SPLM and other political parties and organisations in and outside the Sudan.
- 3) Initiate policies and implement programs relating to inter-party cooperation and collaboration with national and external political parties, organisations and governments.
- 4) Organise and coordinate the work of the SPLM Chapters abroad.
- 5) Perform any other functions and duties that may be assigned to him or her by the Secretary General.

## **8) Secretary for Social Welfare and Services:**

The Secretary for Social Welfare and Services shall:

- 1) Initiate policies and develop programmes on all aspects of social welfare and service delivery;
- 2) Develop and implement plans and strategies for achievement of the Millennium Development Goals, persons with special needs, children and women;
- 3) Initiate plans for protection, rehabilitation and conservation of environment and natural resources;
- 4) Liaise with government institutions, national and international organizations on issues related to his or her areas of competence;
- 5) Perform any other functions and duties that may be assigned to him or her by the Secretary General.



## **CHAPTER XI THE STATE ORGANS**

### **30. The State Congress**

- 1) The State Congress is the highest political organ of the SPLM in the State and shall be composed of:
  - a) Delegates from County Congresses. The number of Delegates from each County shall be proportional to the number of its registered membership. This category of membership shall not exceed 80% of the total delegates to the State Congress.
  - b) Representatives of popular and syndicated organizations including women and youth leagues.
  - c) All Members of the State Liberation Council,
  - d) Appointees of the SPLM State Chairperson.
- 2) The quorum for convening the State Congress shall be two thirds (2/3) of its membership. In case the quorum is not attained in the first sitting, the quorum for the second sitting shall be by simple majority (50%+1) and its resolutions shall be binding.
- 3) Resolutions of the State Congress shall be passed by a simple majority of the members present and voting and in case of a tie; the Chair shall have a casting vote.
- 4) The State Congress shall convene once every five years; however the Congress may convene an extraordinary meeting with the same membership whenever necessary.
- 5) Voting in the State Congress shall be by show of hands. However secret ballot may be adopted whenever demanded by at least one third of the Delegates.

### **31. Functions and Powers of the State Congress**

- 1) The functions of the State Congress shall be to:
  - a) Ensure implementation of policies and programs of the SPLM in the State.
  - b) Receive and discuss the reports of the State Liberation Council and State Secretariat.
  - c) Review, ratify, alter or rescind any decision made by the State Liberation Council.
  - d) Elect the Chairperson, members of the State Liberation Council and delegates to the NC.
- 2) The State Chairperson may be removed by a decision of SLC passed by two thirds (2/3) majority of its members in an extraordinary session convened on the request of at least one third (1/3) of members of the SLC for violation of this Constitution or gross misconduct.

### **32. State Liberation Council (SLC)**

- 1) The SLC shall comprise of not more than 51 members; provided that women are represented by at least twenty five percent (25%).
- 2) Membership of the SLC shall be composed of:

- (a) The State Chairperson and his or her Deputy
- (b) State Secretary elected by SLC.
- (c) Members elected by the State Congress representing the Counties who shall not exceed 80% of all the members of the SLC;
- (d) Members elected by the State Congress representing SPLM Women and Youth Leagues and popular and syndicated organizations;
- (d) Appointees of the State Chairperson.

### **33. Functions and Duties of the SLC**

The SLC shall:-

- 1) Elect the State Deputy Chairperson and may remove the same by a decision passed by simple majority of its members either upon recommendation of the State Chairperson or on request by at least one third (1/3) of its membership.
- 2) lead the SPLM in the State between sessions of the State Congress and represent the Party in its relations with other associations, institutions and political parties at the State level;
- 3) Oversee the implementation of the policies and resolutions of the State Congress.
- 4) Oversee the work of the State Secretariat.
- 5) Approve the annual budget of the SPLM in the State as proposed by the State Secretariat.
- 6) Be an appellate authority on the loss of membership of the SPLM in the State.
- 7) Approve the appointment or removal of the State Secretary or any of the State Assistant Secretaries on the recommendation of the State Chairperson or on request by at least one third (1/3) of the membership of the SLC.
- 8) Report to the State Congress.
- 9) Adopt and form, on the recommendation of the State Secretariat, the State Congress Electoral Committee that shall carry out the election process during the State Congress.
- 10) Establish Specialized Standing or Ad doc Committees for carrying out its functions and duties.
- 11) Determine its rules of procedure subject to the provisions of this Constitution, rules and regulations.

### **34. Meetings of the SLC**

- 1) The SLC shall be convened in regular sessions at least once a year, and may be convened in extraordinary sessions whenever deemed necessary by the State

Chairperson or on a written request by at least one quarter (1/4) of the members of the SLC.

- 2) The quorum for the meetings of the SLC shall be simple majority of its membership (50% + 1)
- 3) Resolutions of the SLC shall be passed by a simple majority of the members present and voting and in case of a tie; the Chair shall have a casting vote.
- 4) Voting in the SLC shall be by show of hands. However, secret ballot may be adopted whenever demanded by at least one third (1/3) of the members.

### **35. State Secretariat**

- 1) The State Secretariat shall be comprised of the State Secretary and five assistants, as shall be determined by SLC on the recommendation of the State Chairperson.
- 2) The SLC shall determine the structure, functions and duties of the State Secretariat and specialized committees in accordance with the provisions of this Constitution, SPLM rules and regulations.

### **36. Functions and Duties of the State Secretariat**

Without prejudice to the provisions of Article 35 (2) above, the State Secretariat shall:

- 1) Be responsible for initiation of policies, programs and plans to be approved by the SLC;
- 2) Be responsible, at the State level, for implementation of policies, programs, decisions and resolutions of the higher organs of the Party;
- 3) Be in charge of the day to day activities of the SPLM in the State;
- 4) Report and be answerable to the State Chairperson and the SLC in the discharge of its functions and duties;
- 5) Receive and consider reports from the County Secretariats;
- 6) Manage and control the funds and assets of the Party at the State level, report on the status of the Party, its financial position and any other matters as may be specified by the State Chairperson or the SLC;
- 7) Issue and send directives and instructions to ,and receive reports from the County Secretariats;
- 8) Supervise and direct the work of the SPLM organs in the State including the State and local government caucuses;
- 9) Oversee the work of the State women and youth leagues of the SPLM;
- 10) Perform any other function or duty that may be assigned to it by the State Chairperson or the SLC;

### **37. Meetings of the State Secretariat**

- 1) The State Secretariat shall meet at least twice a month, and shall be presided over by the State Secretary or the State Chairperson as the situation may require.
- 2) Meetings of the State Secretariat shall be convened by the State Secretary.
- 3) Quorum for the meetings of the State Secretariat shall be four members.
- 4) Decisions of the State Secretariat shall be taken by simple majority of the members present and voting and in case of a tie, the Chair shall have a casting vote.
- 5) The State Secretariat may invite any member of the SPLM to attend its meetings. Such a member may participate in the deliberations and may be assigned tasks to perform on behalf of the State Secretariat, but shall have no right to vote.

## **CHAPTER XII FUNCTIONS AND DUTIES OF SPLM STATE OFFICERS**

### **38. The State Chairperson:**

- 1) The State Chairperson shall:
  - a) Be the head of the SPLM and the Chairperson of the SC and SLC;
  - b) Preside over the meetings of the SC and SLC and the State Secretariat whenever the situation requires;
  - c) Ensure that the policies and programmes of the SPLM are correctly disseminated and implemented in the State;
  - d) Supervise all the organs of the SPLM in the State and ensure that they perform their functions and duties in an effective and efficient manner;
  - e) Present policy statement and any other relevant documents of the Party to the SC and SLC;
  - f) At his or her discretion, provisionally delegate any of his/her functions or duties to any SPLM State organ or officer;
  - g) Perform any other functions and duties as he or she deems necessary for the proper implementation of the Party's policies and programs.
- 2) In case the office of the State Chairperson falls vacant, the Deputy Chairperson shall act and convene an extra-ordinary meeting of the SC within thirty (30) days to elect a new State Chairperson.

### **39. State Deputy Chairperson:**

- 1) The State Deputy Chairperson shall:

- a) Deputise for the State Chairperson and act in his or her absence
  - b) Perform any other functions and duties that may be assigned to him or her by the State Chairperson.
- 2) In case the office of the State Deputy Chairperson falls vacant, the State Chairperson shall recommend a successor from amongst the members of the SLC for approval by that body within thirty (30) days.

#### **40. The State Secretary**

The State Secretary shall:

- 1) Be the chief administrative officer of the Party in the State and shall be answerable to the State Chairperson and the SLC in the performance of his or her functions and duties.
- 2) Be the secretary of the SC and the SLC and shall keep the minutes and records of the same.
- 3) Preside over the meetings of the State Secretariat.
- 4) Receive reports of all the departments and committees, except those falling directly under the State Chairperson, if any.
- 5) Act in the absence of the State Chairperson and the State Deputy Chairperson.
- 6) Organize the meetings of the SC and SLC and notify all the members.
- 7) Channel the resolutions and directives of the SC and SLC and the General Secretariat to the counties and ensure their implementation.
- 8) Prepare periodic progress reports on the work of the State Secretariat and the SLC and submit the same to the SPLM General Secretariat through the State Chairperson and the relevant Sector.
- 9) Perform any other functions and duties that may be assigned to him or her by the State Chairperson, the SLC, Sector or the General Secretariat.

### **CHAPTER XIII COUNTY ORGANS**

#### **41. County Congress**

- 1) The County Congress is the highest political organ of the SPLM in the County and shall be composed of:
  - a) Delegates from Payam Congresses. The number of Delegates from each Payam shall be proportional to the number of its registered members. This category of members shall not exceed 80% of all the Delegates to the County Congress.

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- b) Representatives of women and youth leagues and popular and syndicated organizations.
  - c) All Members of the County Liberation Council
  - d) Appointees of the County Chairperson.
- 2) The quorum for convening the County Congress shall be two thirds (2/3) of its members. In case the quorum is not attained in the first sitting the quorum for the second sitting shall be by simple majority (50%+1) and its resolutions shall be binding.
  - 3) Resolutions of the County Congress shall be passed by a simple majority of the members present and voting and in case of a tie, the Chair shall have a casting vote.
  - 4) The County Congress shall convene once every five years; however the Congress may convene an extraordinary meeting with the same membership whenever necessary.
  - 5) Voting in the County Congress shall be by show of hands. However secret ballot may be adopted whenever demanded by at least one third of the Delegates.

#### **42. Functions and Powers of the County Congress**

The functions of the County Congress shall be to:

- a) Ensure implementation of policies and programs of the SPLM in the County;
- b) Receive and discuss the reports of the County Liberation Council and County Secretariat;
- c) Review, ratify, alter or rescind any decision made by the CLC;
- d) Elect the County Chairperson, members of the CLC and delegates to the State Congress.

#### **43. County Liberation Council (CLC)**

- 1) The CLC shall comprise of not more than 35 members; provided that women are represented by at least twenty five percent (25%).
- 2) Membership of the CLC shall be composed of:
  - (a) The County Chairperson
  - (b) The County Deputy Chairperson, County Secretary and Assistants of the County Secretary elected by CLC.
  - (c) Members elected by the County Congress representing the Payams who shall not exceed 80% of all the members of the CLC;
  - (d) Members elected by the County Congress representing SPLM Women and Youth Leagues and popular and syndicated organizations;
  - (d) Appointees of the County Chairperson.

- 3) The CLC shall have the following functions and duties:
- a) Elect and may remove the County Deputy Chairperson, County Secretary and Assistants to the County Secretary.
  - b) lead the SPLM in the County between sessions of the County Congress and represent the Party in its relations with other associations, institutions and political parties at the County level;
  - c) Oversee the implementation of the policies and resolutions of the County Congress;
  - d) Oversee the work of the County Secretariat.
  - e) Approve the annual budget of the SPLM in the County as proposed by the County Secretariat.
  - f) Be an appellate authority on the loss of membership of the SPLM in the County.
  - g) Report to the County Congress.
  - h) Adopt and form, on the recommendation of the County Secretariat, the County Congress Electoral Committee that shall carry out the election process during the County Congress;
  - i) Establish Specialized Standing or Ad doc Committees for carrying out its functions and duties.
  - j) Determine its rules of procedure subject to the provisions of this Constitution, rules and regulations.

#### **44. Meetings of the CLC**

- 1) The CLC shall be convened in regular sessions at least once every six months, and may be convened in extraordinary sessions whenever deemed necessary by the County Chairperson or on a written request by at least one quarter (1/4) of the members of the CLC.
- 2) The quorum for the sittings of the CLC shall be simple majority of its membership (50% + 1)
- 3) Resolutions of the CLC shall be passed by a simple majority of the members present and voting and in case of a tie; the Chair shall have a casting vote.
- 4) Voting in the CLC shall be by show of hands. However, secret ballot may be adopted whenever demanded by at least one third of the members.

#### **45. County Secretariat**

- 1) County Secretariat shall be comprised of the County Secretary and five assistants as shall be determined by CLC on the recommendation of the County Chairperson.
- 2) The CLC shall determine the structure, functions and duties of the County Secretariat and specialized committees in accordance with the provisions of this Constitution, SPLM Rules and Regulations.

#### **46. Functions and Duties of the County Secretariat**

Without prejudice to the provisions of Article 45(2) above, the County Secretariat shall:

- 1) Be responsible for initiation of policies, programs and plans to be approved by the CLC;
- 2) Be responsible, at the County level, for implementation of policies, programs, decisions and resolutions of the higher organs of the Party;
- 3) Be in charge of the day to day activities of the SPLM in the County;
- 4) Report and be answerable to the County Chairperson and the CLC in the discharge of its functions and duties;
- 5) Receive and consider reports from the Payam Secretariats;
- 6) Manage and control the funds and assets of the Party at the County level, report on the status of the Party, its financial position and any other matters as may be specified by the County Chairperson or the CLC;
- 7) Issue and send directives and instructions to ,and receive reports from the Payam Secretariats;
- 8) Supervise and direct the work of the SPLM organs in the County including the local government caucuses;
- 9) Oversee the work of the County women and youth leagues of the SPLM;
- 10) Co-opt persons with the necessary knowledge and expertise to enable it carry out its work efficiently;
- 11) Perform any other function or duty that may be assigned to it by the County Chairperson or the CLC;

#### **47. Meetings of the County Secretariat**

- 1) The County Secretariat shall meet at least three times a month, and shall be presided over by the County Secretary or the County Chairperson as the situation may require.
- 2) Meetings of the County Secretariat shall be convened by the County Secretary.
- 3) Quorum for the meetings of the County Secretariat shall be four members.
- 4) Decisions of the County Secretariat shall be taken by simple majority of the members present and voting and in case of a tie, the Chair shall have a casting vote.
- 5) The County Secretariat may invite any member of the SPLM to attend its meetings. Such a member may participate in the deliberations and may be assigned tasks to perform on behalf of the County Secretariat, but shall have no right to vote.



**CHAPTER XIV**  
**FUNCTIONS AND DUTIES OF SPLM COUNTY OFFICERS**

**48. The County Chairperson:**

- 1) The County Chairperson shall:
  - (a) Be the head of the SPLM and the Chairperson of the CC and CLC;
  - (b) Preside over the meetings of the CC and CLC and the County Secretariat as the situation may require;
  - (c) Recommend to the CLC removal, by simple majority, of the County Deputy Chairperson, County Secretary and Assistants to the County Secretary.
  - (d) Ensure that the policies and programmes of the SPLM are correctly disseminated and implemented in the County;
  - (e) Supervise all the organs of the SPLM in the County and ensure that they perform their functions and duties in an effective and efficient manner;
  - (f) Present policy statement and any other relevant documents of the Party to the CC and CLC;
  - (g) At his or her discretion, provisionally delegate any of his or her functions or duties to any SPLM County organ or officer;
  - (h) Perform any other functions and duties as he or she deems necessary for the proper implementation of the Party's policies and programs.
- 2) In case the office of the County Chairperson falls vacant, the Deputy County Chairperson shall act and convene an extra-ordinary meeting of the CC within thirty (30) days to elect a new County Chairperson.

**49. County Deputy Chairperson**

- 1) The County Deputy Chairperson shall:
  - a) Deputise the County Chairperson and act in his or her absence
  - b) Perform any other functions and duties that may be assigned to him or her by the County Chairperson.
- 2) In case the office of the County Deputy Chairperson falls vacant, the County Chairperson shall recommend a successor from amongst the members of the CLC for approval by the body within thirty (30) days.

**50. The County Secretary**

The County Secretary shall:

- a) Be the chief administrative officer of the Party in the County and shall be answerable to the County Chairperson and the CLC in the performance of his or her functions or duties.
- b) Be the secretary of the CC and the CLC and shall keep the minutes and records of the same.
- c) Preside over the meetings of the County Secretariat.
- d) Receive reports of all departments and committees, except those falling directly under the County Chairperson, if any.
- e) Act in the absence of the County Chairperson and County Deputy Chairperson.
- f) Organize the meetings of the CC and CLC and notify all the members.
- g) Channel the resolutions and directives of the CC and CLC and the General Secretariat to the counties and ensure their implementation.
- h) Prepare periodic progress reports on the work of the County Secretariat and the CLC and submit the same to the SPLM State Secretariat through the County Chairperson.
- i) Perform any other functions and duties that may be assigned to him or her by the County Chairperson, the CLC, State or relevant Sector.

## **CHAPTER XV PAYAM ORGANS**

### **51. Payam Congress**

- 1) The Payam Congress is the highest political organ of the SPLM in the Payam and shall be composed of:
  - a) Delegates from Boma Congresses. The number of Delegates from each Boma shall be proportional to the number of its registered members. This category of members shall not exceed 80% of the total Delegates to the Payam Congress.
  - b) Representatives of women and youth leagues and popular and syndicated organizations.
  - c) All Members of the Payam Liberation Council.
  - d) Appointees of the SPLM Payam Chairperson.
- 2) The quorum for convening the Payam Congress shall be two thirds (2/3) of its members. In case the quorum is not attained in the first sitting the quorum for the second sitting shall be by simple majority (50%+1) and its resolutions shall be binding.

- 3) Resolutions of the Payam Congress shall be passed by a simple majority of the members present and voting and in case of a tie; the Chair shall have a casting vote.
- 4) The Payam Congress shall convene once every five years; however the Congress may convene an extraordinary meeting with the same membership whenever necessary.
- 5) Voting in the Payam Congress shall be by show of hands. However, secret ballot may be adopted whenever demanded by at least one third of the Delegates.

## **52. Functions and Powers of the Payam Congress**

The functions of the Payam Congress shall be to:

- 1) Ensure implementation of policies and programs of the SPLM in the Payam;
- 2) Receive and discuss the reports of the Payam Liberation Council (PLC) and Payam Secretariat;
- 3) Review, ratify, alter or rescind any decision made by the PLC;
- 4) Elect the Chairperson, members of the PLC and delegates to the County Congress.

## **53. Payam Liberation Council (PLC)**

The PLC shall:-

- 1) Lead the SPLM in the Payam between sessions of the Payam Congress and represent the Party in its relations with other associations, institutions and political parties at the Payam level;
- 2) Oversee the implementation of the policies and resolutions of the Payam Congress.
- 3) Oversee the work of the Payam Secretariat.
- 4) Approve the annual budget of the SPLM in the Payam as proposed by the Payam Secretariat.
- 5) Be an appellate authority on the loss of membership of the SPLM in the Payam.
- 6) Elect the Payam Secretary and his or her Assistants and may remove any of them by simple majority.
- 7) Report to the Payam Congress.
- 8) Adopt and form, on the recommendation of the Payam Secretariat, the Payam Congress Electoral Committee that shall carry out the election process during the Payam Congress.
- 9) Determine its rules of procedure subject to the provisions of this Constitution, rules and regulations.

## **54. Meetings of the PLC**

- 1) The PLC shall be convened in regular sessions at least once every six months, and may be convened in extraordinary sessions whenever deemed necessary by the Payam Chairperson or on a written request by at least one quarter (1/4) of the members of the PLC.
- 2) The quorum for the meetings of the PLC shall be simple majority of its membership (50% + 1)
- 3) Resolutions of the PLC shall be passed by a simple majority of the members present and voting and in case of a tie; the Chair shall have a casting vote.
- 4) Voting in the PLC shall be by show of hands. However, secret ballot may be adopted whenever demanded by at least one third (1/3) of the members.

### **55. Payam Secretariat**

- 1) Payam Secretariat shall be comprised of the Payam Secretary and four assistants as shall be determined by PLC on the recommendation of the Payam Chairperson.
- 2) The PLC shall determine the structure, functions and duties of the Payam Secretariat and specialized committees in accordance with the provisions of this Constitution, SPLM rules and regulations.

### **56. Functions and Duties of the Payam Secretariat**

Without prejudice to the provisions of Article 54 (2) above, the Payam Secretariat shall:

- 1) Be responsible for initiation of policies, programs and plans to be approved by the PLC;
- 2) Be responsible, at the Payam level, for implementation of policies, programs, decisions and resolutions of the higher organs of the Party;
- 3) Be in charge of the day to day activities of the SPLM in the Payam;
- 4) Report and be answerable to the Payam Chairperson and the PLC in discharge of its functions and duties;
- 5) Receive and consider reports from the Boma Secretariats;
- 6) Manage and control the funds and assets of the Party at the Payam level,
- 7) Report on the status of the Party, its financial position and any other matters as may be specified by the Payam Chairperson or the PLC;
- 8) Issue and send directives and instructions to ,and receive reports from the Boma Secretariats;
- 9) Supervise and direct the work of the SPLM organs in the Payam.
- 10) Oversee the work of the Payam women and youth leagues of the SPLM;

- 11) Co-opt persons with the necessary knowledge and expertise to enable it carry out its work efficiently;
- 12) Perform any other function or duty that may be assigned to it by the Payam Chairperson or the PLC.

### **57. Meetings of the Payam Secretariat**

- 1) The Payam Secretariat shall meet at least three times a month, and shall be presided over by the Payam Secretary or the Payam Chairperson as the situation may require.
- 2) Meetings of the Payam Secretariat shall be convened by the Payam Secretary.
- 3) Quorum for the meetings of the Payam Secretariat shall be four members.
- 4) Decisions of the Payam Secretariat shall be taken by simple majority of the members present and voting and in case of a tie, the Chair shall have a casting vote.
- 5) The Payam Secretariat may invite any member of the SPLM with expertise or experience to attend its meetings. Such a member may participate in the deliberations and may be assigned tasks to perform on behalf of the Payam Secretariat, but shall have no right to vote.

## **CHAPTER XVI FUNCTIONS AND DUTIES OF SPLM PAYAM OFFICERS**

### **58. The Payam Chairperson:**

- 1) The Payam Chairperson shall:
  - a) Be the head of the SPLM and the Chairperson of the PC and PLC;
  - b) Preside over the meetings of the PC and PLC and the Payam Secretariat as the situation may require;
  - c) Ensure that the policies and programmes of the SPLM are correctly disseminated and implemented in the Payam;
  - d) Supervise all the organs of the SPLM in the Payam and ensure that they perform their functions and duties in an effective and efficient manner;
  - e) Present policy statement and any other relevant documents of the Party to the PC and PLC;
  - f) At his or her discretion, provisionally delegate any of his or her functions or duties to any SPLM Payam organ or officer;

- g) Recommend to the Payam Liberation Council removal of the Payam Secretary or any of his or her assistants.
  - h) Perform any other functions and duties as he or she deems necessary for the proper implementation of the Party's policies and programs.
- 2) In case the office of the Payam Chairperson falls vacant, the Payam Secretary shall act and convene an extra-ordinary meeting of the PC within thirty (30) days to elect a new Payam Chairperson.

## **59. The Payam Secretary**

The Payam Secretary shall:

- a) Be the chief administrative officer of the Party in the Payam and shall be answerable to the Payam Chairperson and the PLC in the performance of his or her duties.
- b) Be the secretary of the PC and the PLC and shall keep the minutes and records of the same.
- c) Preside over the meetings of the Payam Secretariat.
- d) Receive reports of all departments and committees, except those falling directly under the Payam Chairperson, if any.
- e) Act in the absence of the Payam Chairperson and assume specified responsibilities.
- f) Organize the meetings of the PC and PLC and notify all the members.
- g) Channel the resolutions and directives of the PC and PLC and the County Secretariat to the Bomas and ensure their implementation.
- h) Prepare periodic progress reports on the work of the Payam Secretariat and the PLC and submit the same to the SPLM County Secretariat through the Payam Chairperson.
- i) Perform any other functions and duties that may be assigned to him or her by the Payam Chairperson, the PLC or the County Secretariat.

## **CHAPTER XVII BOMA ORGANS**

### **60. Boma Congress**

- 1) The Boma Congress is the highest political organ of the SPLM in the Boma and shall be composed of all the registered members.
- 2) The quorum for convening the Boma Congress shall be two thirds (2/3) of its members. In case the quorum is not attained in the first meeting the quorum

for the second meeting shall be by simple majority (50%+1) and its resolutions shall be binding.

- 3) Resolutions of the Boma Congress shall be passed by a simple majority of the members present and voting and in case of a tie, the Chair shall have a casting vote.
- 4) The Boma Congress shall convene once a year; however the Congress may convene an extraordinary meeting with the same membership whenever necessary.
- 5) Voting in the Boma Congress shall be by show of hands.

## **61. Functions and Powers of the Boma Congress**

The functions of the Boma Congress shall be to:

- a) implementation of policies and programs of the SPLM in the Boma;
- b) Receive and discuss the reports of the Boma Liberation Council (BLC);
- c) Review, ratify, alter or rescind any decision made by the BLC;
- d) Elect the Boma Chairperson, members of the BLC and delegates to the Payam Congress provided that women are represented by at least twenty five percent (25%).

## **62. Boma Liberation Council (BLC)**

- 1) The BLC shall comprise of not more than eleven (11) members elected by the Boma congress of which at least 25% shall be women.
- 2) The BLC shall:
  - a) lead the SPLM in the Boma between sessions of the Boma Congress and represent the Party in its relations with other associations, institutions and political parties at the Boma level;
  - b) Oversee the implementation of the policies and resolutions of the Boma Congress.
  - c) Oversee the work of the Boma Secretariat.
  - d) Approve the annual budget of the SPLM in the Boma as proposed by the Boma Secretariat.
  - e) Be an appellate authority on the loss of membership of the SPLM in the Boma.
  - f) Elect the Boma Secretary and other members of the Secretariat and may remove any of them by simple majority.
  - g) Report to the Boma Congress.

- h) Adopt and form, on the recommendation of the Boma Secretariat, the Boma Congress Electoral Committee that shall carry out the election process during the Boma Congress.
- i) Determine its rules of procedure subject to the provisions of this Constitution, rules and regulations.

### **63. Meetings of the BLC**

- 1) The BLC shall be convened in regular sessions at least once a year, and may be convened in extraordinary sessions whenever deemed necessary by the Boma Chairperson or on a written request by at least one quarter (1/4) of the members of the BLC.
- 2) The quorum for the meetings of the BLC shall be simple majority of its membership (50% + 1)
- 3) Resolutions of the BLC shall be passed by a simple majority of the members present and voting and in case of a tie; the Chair shall have a casting vote.
- 4) Voting in the BLC shall be by show of hands.

### **64. Boma Secretariat**

- a) Boma Secretariat shall be comprised of the Boma Secretary and four assistants as shall be determined by BLC on the recommendation of the Boma Chairperson, provided that women are represented by at least twenty five percent (25%).
- b) The BLC shall determine the structures, functions and duties of the Boma Secretariat and committees in accordance with the provisions of this Constitution, SPLM Rules and Regulations.

### **65. Functions and Duties of the Boma Secretariat**

Without prejudice to the provisions of Article 64 (b) above, the Boma Secretariat shall:

- 1) Be responsible for initiation of policies, programs and plans to be approved by the BLC;
- 2) Be responsible, at the Boma level, for implementation of policies, programs, decisions and resolutions of the higher organs of the Party;
- 3) Be responsible for mobilization and recruitment of new members into the Party and shall keep updated registers thereof;
- 4) Be in charge of the day to day activities of the SPLM in the Boma;
- 5) Report and be answerable to the Boma Chairperson and the BLC in discharge of its functions and duties;
- 6) Receive and consider reports from the Boma Secretariats;



- 7) Manage and control the funds and assets of the Party at the Boma level, report on the status of the Party, its financial position and any other matters as may be specified by the Boma Chairperson or the BLC;
- 8) Implement directives and instructions from the Payam Secretariat;
- 9) Supervise and direct the work of the SPLM organs in the Boma;
- 10) Oversee the work of the Boma women and youth leagues of the SPLM;
- 11) Co-opt persons with the necessary knowledge and expertise to enable it carry out its work efficiently;
- 12) Perform any other function or duty that may be assigned to it by the Boma Chairperson or the BLC.

#### **66. Meetings of the Boma Secretariat**

- 1) The Boma Secretariat shall meet at least three times a month, and shall be presided over by the Boma Secretary.
- 2) Meetings of the Boma Secretariat shall be convened by the Boma Secretary.
- 3) Quorum for the meetings of the Boma Secretariat shall be three members.
- 4) Decisions of the Boma Secretariat shall be taken by simple majority of the members present and voting; and in case of a tie, the Chair shall have a casting vote.
- 5) The Boma Secretariat may invite any member of the SPLM to attend its meetings. Such a member may participate in the deliberations and may be assigned tasks to perform on behalf of the Boma Secretariat, but shall have no right to vote.

### **CHAPTER XVIII FUNCTIONS AND DUTIES OF SPLM BOMA OFFICERS**

#### **67. The Boma Chairperson:**

- 1) The Boma Chairperson shall:
  - a) Be the head of the SPLM and the Chairperson of the BC and BLC;
  - b) Preside over the meetings of the BC and BLC and the Boma Secretariat as the situation may require;
  - c) Ensure that the policies and programmes of the SPLM are correctly disseminated and implemented in the Boma;
  - d) Supervise all the organs of the SPLM in the Boma and ensure that they perform their functions and duties in an effective and efficient manner;

- e) Present policy statement and any other relevant documents of the Party to the BC and BLC;
  - f) At his or her discretion, provisionally delegate any of his or her functions or duties to any SPLM Boma organ or officer;
  - g) Perform any other functions as he or she deems necessary for the proper implementation of the Party's policies and programs.
- 2) In case the office of the Boma Chairperson falls vacant, the Boma Secretary shall act and convene an extra-ordinary meeting of the BC within fifteen (15) days to elect a new Boma Chairperson.

## **68. The Boma Secretary**

The Boma Secretary shall:

- a) Be the chief administrative officer of the Party in the Boma and shall be answerable to the Boma Chairperson and the BLC in the performance of his or her duties.
- b) Be the secretary of the BC and the BLC and shall keep the minutes and records of the same.
- c) Preside over the meetings of the Boma Secretariat.
- d) Receive reports of all departments and committees, except those falling directly under the Boma Chairperson, if any.
- e) Act in the absence of the Boma Chairperson.
- f) Organize meetings of the BC and BLC and notify all the members.
- g) Implement resolutions and directives of the BC and BLC and the Payam Secretariat.
- h) Prepare periodic progress reports on the work of the Boma Secretariat and the BLC and submit the same to the SPLM Payam Secretariat through the Boma Chairperson.
- i) Perform any other functions and duties that may be assigned to him or her by the Boma Chairperson, the BLC or the Payam Secretariat.

## **CHAPTER XIX FINANCES OF THE PARTY**

### **69. Sources of Finance**

Finance of the Party's shall derive from the following Sources:

- 1) Registration fees and subscriptions of the members;
- 2) Donations, bequeaths, grants, gifts and contributions;

- 3) Returns on investments and interest on deposits;
- 4) Any other legitimate fund-raising activities approved by the PB.

## **70. Management of the Party's Finances**

- 1) The SPLM financial year begins on the 1<sup>st</sup> of June and ends on the 31<sup>st</sup> of May of the other year.
- 2) All monies of the Party shall be kept in bank accounts approved by the PB.
- 3) Finances of the Party shall be managed in accordance with internationally accepted standards and good practices as prescribed in the SPLM Financial Rules and Regulations.
- 4) The General Secretariat shall compile an overall annual budget of the Party, based on budget proposals prepared by all levels of the Party organs and submit the same to the PB for approval.
- 5) The SPLM Secretariats at all levels of the Party shall report all their revenue collections to the immediate higher level up to the General Secretariat and shall not be expended except by approval of the General Secretariat in accordance with the approved budget of those levels.
- 6) The General Secretariat may render financial support to any level below it as the situation may require.

## **71. Audit of Accounts**

- a) Accounts of the SPLM shall be audited annually, within three months from the end of the financial year, by certified auditors approved by the PB.
- b) The General Secretariat and Secretary for Finance and Economic Affairs in particular shall accord the auditors access to all the documents they need.
- c) The auditors shall prepare the audit and management reports and submit the same to General Secretariat which shall in turn submit the same to the PB for consideration.

## **CHAPTER XX MISCELLANEOUS PROVISIONS**

## **72. Party Discipline**

The Political Bureau shall make rules, regulations and procedures governing Party discipline.

### **73. The SPLM Logo:**

The logo of the SPLM is made up of two concentric circles. Within the inner circle are three arcs of concentric circles the space between which is of the same width as the space between the two outer circles. The outer circles forming these arcs touch each other forming a concave triangle in the middle, the base of which extends both ways to the outer circle separating the space between it and the inner circle into two compartments. In the upper compartment, constituting about two thirds is written the words: "**Sudan People's Liberation Movement**", and in the lower are two olive branches crossing at the base. In the left, right and bottom spaces of the inner arcs are written, respectively, the words: "**Unity, Equality and Progress**". In the inner triangle is written the acronym "**SPLM**", just above the base.

### **74. The SPLM Flag:**

The flag of the SPLM is rectangular; its length is twice its width. It is a horizontal band of four colours, comprising from top to bottom, black, white, red, white and green. The black, red and green colours are equal bands. The width of each of the two white bands is one-third of any of the other bands. A blue isosceles triangle with the base at one end has its apex at the middle, a distance one-third of the length. A yellow star occupies the middle of the triangle's height. Black colour represents the identity of the Sudan and Africa. The two white colours represent peace. The red colour represents the blood of the martyrs in the struggle for liberation. The green colour represents the land, agriculture, and its natural resources. The blue triangle represents the Nile waters symbolizing unity on new bases. The Star represents the vision and guiding principles that constitute hope, whereas its yellow colour represents the nucleus formation of the nation and its renaissance.

### **75. Scrutiny and Verification of Delegates to the Convention and the Congresses**

At the start of the National Convention and Congresses the authenticity of participating delegates shall be ascertained and verified by the Organizing Committees, at all levels, to ensure legitimacy of their participation and integrity of the processes.

### **76. SPLM National Days**

The organs of the Movement at all levels shall observe:

- 1) the 16<sup>th</sup>, May every year as SPLM National Day;
- 2) 30<sup>th</sup> July every year as SPLM National Martyrs Day;
- 3) 18<sup>th</sup> August every year as Veterans Day; and
- 4) 17<sup>th</sup> November as Liberation Day.

### **77. Interim Provisions**

- 1) This draft Constitution shall be adopted by simple majority of the NC membership.
- 2) All orders, resolutions, directives, appointments or actions made or issued and organs established prior to the adoption of this Constitution shall continue as though they were made, issued or established under this Constitution until they are repealed or amended in accordance with the provisions of this Constitution.

### **78. Amendment of the Constitution**

- 1) This Constitution may be amended by three-quarters (3/4) majority of all members of the NC.
- 2) A motion for amendment of this Constitution shall be tabled before the NC by the Chairperson or on the written request by at least one third (1/3) of the NLC members.
- 3) A motion to amend this Constitution shall be distributed to all the members of the NC, by the General Secretariat one month before the NC meeting.

### **79. Rules and Regulations**

For the proper and effective implementation of this Constitution, the PB shall make rules and regulations in accordance with the provisions there-in.

This Constitution is adopted this 20<sup>th</sup> Day of May, 2008 in Juba, Southern Sudan, by the SPLM Second National Convention and signed by the Chairperson of the SPLM.

Comrade Salva Kiir Mayardit  
Chairperson,  
Sudan Peoples' Liberation Movement  
(SPLM)