

CONSTITUTION AND RULES

OF THE

INTERNET PARTY AND MANA

MOVEMENT

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**Issued by authority of Anna Sutherland, the Party Secretary of the Internet Party and
MANA Movement**

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1 DEFINITIONS

1.1 In these rules:

“**Party Secretary**” means the person appointed as the Party Secretary of the Party by the Internet Party.

“**Internet Party**” means the Internet Party, a political party registered under New Zealand electoral law.

“**Joint Party Council**” means the Joint Party Council of the Internet Party and MANA Movement with the Electoral Commission.

“**MANA Movement**” means the MANA Movement, a political party registered under New Zealand electoral law.

“**Party**” means the Internet Party and MANA Movement.

“**Party List**” means the list of candidates selected by the Internet Party and MANA Movement to contest the party vote for the Internet Party and MANA Movement at a general election.

1.2 In these rules all references to “written” communications also refer to communications made digitally.

2 NAME

2.1 The Internet Party and MANA Movement is a not-for-profit unincorporated society established under these rules to undertake political activity and contest elections.

2.2 The official name of the Party is “Internet Party and MANA Movement”.

2.3 The short name of the Party is “Internet MANA”.

2.4 The logo of the Party will be agreed by the Joint Party Council.

3 FORMATION

3.1 The Internet Party and MANA Movement is a political party formed by the MANA Movement and the Internet Party working together.

3.2 The component parties of the Party are:

3.2.1. MANA Movement; and

3.2.2. Internet Party.

4 MEMBERSHIP

4.1 Membership of the Party is open to financial members of the component parties.

4.2 Every individual who is a financial member of a component party is a member of the Party. In order to establish the foundation membership of the Party, members of the component parties may join the Party, paying a fee of at least \$0.99 for three years’ membership.

4.3 Membership of the component parties will be dealt with under the rules of the component parties.

4.4 A person ceases to be a member of the Party when they cease to be a member of a component party under the rules of that component party.

5 PARTY COUNCIL

Structure

- 5.1 There will be a Joint Party Council for the Party.
- 5.2 The component parties will each appoint four people to the Joint Party Council.
- 5.3 The Joint Party Council is responsible for making decisions for the Party.

Membership of the Joint Party Council

- 5.4 The Joint Party Council shall consist of:
 - 5.4.1. The Leader of the MANA Movement.
 - 5.4.2. The Leader of the Internet Party.
 - 5.4.3. The Secretary of the MANA Movement, who will be the Secretary of the Council.
 - 5.4.4. The Party Secretary, who will be appointed by the Internet Party.
 - 5.4.5. Four other representatives, two appointed by each of the component parties.

Founding Leadership

- 5.5 Hone Harawira MP, as leader of the MANA Movement at the time of the formation of the Party, will be the Founding Leader of the Party.
- 5.6 Laila Harré, as leader of the Internet Party at the time of the formation of the Party, will be the Founding Chairperson of the Joint Party Council.

Decisions of the Joint Party Council

- 5.7 Each member of the Joint Party Council will have one vote.
- 5.8 Decisions can be made by consensus or by simple majority vote. There is no casting vote.
- 5.9 The Joint Party Council can create *ex officio* Joint Party Council positions which do not carry voting rights and may employ or contract individuals or firms as is necessary or expedient in carrying out its functions, or the functions of the Party Secretary.

Vacancy

- 5.10 Where a position on the Joint Party Council is vacant, the component party responsible for selecting that person will appoint a replacement.
- 5.11 A component party may appoint a temporary replacement for any member of the Joint Party Council, who may vote on matters before the Joint Party Council as though they were appointed

Powers of the Joint Party Council

- 5.12 The Joint Party Council shall administer the affairs of the Party, and shall pursue the objectives and protect the interests of the Party and its Members and without limiting the scope of its powers shall have authority to Exercise any other lawful powers not inconsistent with these rules.

Delegation

- 5.13 The Joint Party Council may delegate its powers and functions to any person, and any such person may exercise or perform the delegated functions or powers. It shall be an express term and condition of any contract or agreement of delegation that the delegation is undertaken in accordance with these rules and consistent with the Party's objectives.
- 5.14 The Joint Party Council shall be able to revoke any delegation with immediate effect, and no such delegation will prevent the exercise of any power or the performance of any duty by the Joint Party Council.

6 COMMON SEAL

- 6.1 The Joint Party Council shall adopt a common seal which shall be affixed in the presence of two members of the Joint Party Council, including any duly appointed *ex officio* member.

7 SELECTION OF CANDIDATES FOR GENERAL ELECTIONS

Selecting the Party List

- 7.1 The Party List will be formed by combining lists selected by the Component Parties.
- 7.2 For the 2014 General election, the first, third, and fourth list places will be filled by candidates selected by the MANA Movement, and the second, fifth and sixth list places will be filled by candidates selected by the Internet Party. Other odd numbered list places will be filled by candidates selected by the MANA Movement, and even numbered list places will be filled by candidates selected by the Internet Party.
- 7.3 The component parties will be responsible for selecting their own lists, in accordance with their rules, and the requirement of Electoral Law.

Selecting Electorate Candidates

- 7.4 The component parties will select their own electorate candidates, in accordance with their rules, and the requirements of Electoral Law.
- 7.5 The Joint Party Council will coordinate the electorates that each Component Party may select candidates for.

Democratic participation

- 7.6 The component parties will ensure that their members have a role in selecting candidates, in accordance with the requirements of electoral law.

8 Campaign Co-ordination Committee

- 8.1 There will be a Campaign Co-ordination Committee to coordinate the party vote campaign, with each party contributing their available resources, including funding, personnel and expertise, to maximising the party vote for the Party list and to assist with the election of candidates from component parties or the New Party as agreed.
- 8.2 The Campaign Co-ordinating Committee shall consist of two representatives from each component party, including:

- 8.2.1. The Secretary of the MANA Movement (who shall be chair) and one other representative of the MANA Movement
- 8.2.2. Two representatives of the Internet Party
- 8.2.3. The Leaders of the MANA Movement and Internet Party who shall be ex-officio.

9 POLICY DEVELOPMENT

- 9.1 The component parties will develop an agreed policy platform for the Party that all elected candidates from the component parties (either by way of the party list or via electorates) agree to vote for and implement to the best of their abilities in Parliament.
- 9.2 The Party may jointly appoint party spokespeople or co-spokespeople for the Party as agreed, who may speak on behalf of the New Party and advocate for the agreed policy platform.
- 9.3 The component parties may develop and advocate their own policy platform but will consult with the other component party during the process of policy development and prior to the public release of any new policy, with the aim of ensuring that component party policies are not directly contradictory with the other component party's policies or the agreed policy platform.
- 9.4 Each component party's MPs are free to vote in Parliament to support and to publicly promote their own party's policies as long as the development and announcement of that policy has been consistent with this agreement and the rules of the New Party.

10 FINANCE AND EXPENDITURE

Auditing and reporting

- 10.1 The Party Secretary will appoint an auditor for the Party in accordance with the requirements of electoral law.
- 10.2 Either component party may request an audit of the party finances.

11 LEGAL COMPLIANCE

- 11.1 The Party, and the Joint Party Council shall abide by the laws of New Zealand in all aspects of the operation of the Party.

12 CHANGES TO THE PARTY RULES

Amendment

- 12.1 Amendments to the rules may be proposed by a component party, which will initiate a proposal by the passing of a resolution by the initiating component party's Executive. The notice must state the reasons for the initiating party wanting to change the agreement.
- 12.2 The Joint Party Council will have the opportunity to meet and discuss any proposed amendment. The other party will have the opportunity to respond to the initiating party's proposal within three days. The other party's Executive must meet and vote to accept or reject the amendment within seven days of the notice, unless the Joint Party Council agrees to extend the time.

Termination

- 12.3 A component party may give seven days written notice of their intention to withdraw as a component party. The notice must state the reasons for the party wanting to withdraw as a component party and must give an opportunity for the Joint Party Council to meet and for the other party to respond to the initiating party's notice at least three days before it takes effect. The notice may only be initiated by the passing of a resolution by a component party's Executive and must be confirmed by the same process after the Joint Party Council has met to discuss the notice.
- 12.4 In the event that a component party withdraws as a component party of the Party, then, the Secretary of the Party will, no later than the writ of the following general election, cancel the registration of the Party with the Electoral Commission, and the Party will be dissolved. Any property of the Party shall, upon effective dissolution, be transferred to such political parties or societies having objects similar to those of the party within New Zealand.

13 POST-ELECTION***Government Formation***

- 13.1 Within three days of a general election, the Joint Party Council will meet to discuss and plan negotiations for involvement and potential support for any new government and to do so before any post-election meeting with or commitment to any other political party, leader or representative.
- 13.2 The Joint Party Council will also review the leadership positions of the New Party to reflect the representation and leadership of the Party in Parliament, and to review the operation of the Party.