

03 December 2020

**President of the Republic of South Africa**

Union Buildings,  
Government Avenue,  
Pretoria.

By email: [presidentrsa@presidency.gov.za](mailto:presidentrsa@presidency.gov.za)

C/o State Attorney, Pretoria

By email: [StateAttorneyPretoria@justice.gov.za](mailto:StateAttorneyPretoria@justice.gov.za)

Dear Mr President,

**Commencement date for the Political Party Funding Act, 6 of 2018**

We are instructed by Corruption Watch NPC, a non-profit company registered in accordance with the company laws of South Africa with the specific purpose of investigating corruption and ensuring that the legislative, executive and judicial arms of government take the necessary measures to prevent corruption.

The Political Party Funding Bill was passed by the National Assembly on 27 March 2018. It was confirmed and passed by the National Council of Provinces on 28 June 2018 and sent to you for your assent.

On 23 January 2019 you assented to the Political Party Funding Act, 6 of 2018 in terms of section 84(2) of the Constitution under Government Notice 63 in Government Gazette No 42188.

In July 2019, the Electoral Commission finalised its regulations in order to give effect to the Political Party Funding Act and has put in place an administration under its auspices to implement the Act.

There is accordingly no reason why the date of the commencement of the Political Party Funding Act should not have been proclaimed at least a year ago.

Corruption Watch's concerns, reflecting the concerns of many, are that there are interests opposed to the Political Party Funding Act that are bringing pressure to bear to prevent the Act from being implemented. Such pressure, if true, would be unlawful and unconstitutional.

Our instructions are, accordingly, to require that you determine a commencement date in terms of section 26 of the Political Party Funding Act and promulgate that date by notice in the Government Gazette before 21 December 2020 with such commencement date to be before 1 April 2021 to allow for the Act to be implemented in the forthcoming local government elections.

Failing the determination and publication of the commencement date as required, our instructions are to seek an urgent application in an appropriate court for an interdict compelling you to do so. We hope that this will not be necessary.

Yours sincerely,



Halton Cheadle

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