

# THE CONSTITUTION OF THE PARTY

3<sup>rd</sup> Edition – 28<sup>th</sup> February 2024

## 1. INTRODUCTION

### **Name**

- 1.1 The Party shall be called the “Homeland Party” (herein referred to as “the Party”).
- 1.2 The Party is registered with the Electoral Commission on the Great Britain register under number PP17 368.
- 1.3 The Party may also use such other names as may be registered, from time to time, and may also use informally such other names as may be appropriate.

### **Constitution**

- 1.4 The Constitution of the Party determines structure & organisation of the Party,<sup>i</sup> the arrangements for its governance, the rules for carrying out its business, and how it will regulate its activities in accordance with applicable statutory requirements and natural justice.
- 1.5 At a General Meeting, the Party Members must approve this Constitution and any amendments by a special resolution.
- 1.6 The interpretation of this Constitution is governed by the provisions set out in the Schedule at the end.

### **Structure & Organisation**

- 1.7 The Party is a single organisation with no division of responsibility for the financial affairs and transactions of the Party.<sup>ii</sup>
- 1.8 No constituent or affiliated organisation may be established without a resolution from the National Council and, if necessary, amendments to this Constitution.
- 1.9 Subject to alignment with the Party's aims & objectives, the Party may absorb the assets, liabilities, and membership of another party or organisation upon the resolution of the National Council.
- 1.10 The Party exists as a non-profit company limited by guarantee<sup>iii</sup> with the required non-profit distribution clauses for limited name exemption,<sup>iv</sup> registered with Companies House under number 15 504 210. Members of the National Council shall serve as Directors of the Company as needed.
- 1.11 A motion that the Company distribute its assets by way of a scheme of reconstruction to another organisation with similar objects and then dissolve, can be passed by a special resolution of the National Council. Such a motion would then require a vote of the Party Members at a General Meeting to amend this Constitution and adopt the new entity as the sole organisation of the Party. Nothing in this Clause shall affect the Party registration status with the Electoral Commission.



## 2. AIMS & OBJECTIVES

### Aims

- 2.1 We affirm that the traditional family constitutes the cornerstone of society, fostering high-trust and interconnected communities and nations. Our aim is to advocate for and enact policies that ensure the safety and security necessary for families to nurture and raise children.
- 2.2 We assert that indigenous people have an inseparable bond with their homeland and are its natural stewards. Our aim is to advocate for and enact policies that safeguard the people, wildlife, plant life, soil and sea collectively from pollution, invasion and destruction.
- 2.3 We affirm it is right and proper for the people to demand fair living conditions from both local and national government. Our aim is to advocate for and enact policies that prioritise improvement in housing, healthcare, education and employment over profit for the few.
- 2.4 We assert that the indigenous people of these islands are endowed with inalienable rights and liberties. Our aim is to advocate for and enact policies that secure these ancient rights through the application of natural law, jurisprudence and principle of equality before the law.
- 2.5 We assert that Nationalism, as defined by the Party, represents the most natural worldview. Our aim is to advocate for its key principles and to enact policies that prioritise the well-being of our people over internationalist, economic and progressive ideologies.
  - 2.5.1 The key principles of Nationalism are as follows:
    - (a) self-determination;
    - (b) *jus sanguinis*;
    - (c) nation-state;
    - (d) ethnic identity;
    - (e) homeland.

### Objectives

- 2.6 The Party's primary objective is to stand candidates primarily at local elections in England, Scotland and Wales.<sup>v</sup>
- 2.7 The Party's secondary objective is to engage in other forms of community politics, not necessarily connected to elections.
- 2.8 The Party's tertiary objective is the encouragement and promotion of recreational activities for Party Members and supporters.
- 2.9 The Party's long-term objective is the formation of local and national governments.
- 2.10 The Party shall seek to redefine local authority boundaries to better represent the people and to devolve more power to a local level.
- 2.11 The Party shall assist in establishing of parish and community councils where none currently exist.



### 3. THE NATIONAL COUNCIL

#### **Function**

- 3.1 The National Council of the Party is the executive, which shall function as the principal management and administrative authority of the Party, in particular for the purposes of company law.
- 3.2 The National Council may make decisions outside of meetings by unanimous agreement. Notwithstanding any other Clause in this Constitution, in the event of a deadlock, matters may be resolved through the approval of:
- (a) an ordinary resolution, which shall be passed by a simple majority vote of those in attendance at a meeting; or
  - (b) a special resolution, which shall be passed by a majority of not less than 75% of those in attendance at a meeting.
- 3.3 A quorum shall be formed by either three National Council members or two-thirds of the total number of National Council members, whichever is greater.
- 3.4 The National Council shall take collective responsibility for all decisions made.

#### **Roles**

- 3.5 Membership of the National Council shall be:
- (a) the Chairman;
  - (b) the Treasurer;
  - (c) the Nominating Officer;
  - (d) National Council Officers.
- 3.6 The National Council shall consist of no more than fourteen members, selected for their competence, dedication, trustworthiness, soundness, and dependability.
- 3.7 Selection of new National Council members shall be made by an ordinary resolution of the National Council.
- 3.8 The National Council shall assign roles and responsibilities to National Council Officers other than those described in this Constitution, as required.
- 3.9 All members of the National Council must be Party Members.

#### **Responsibilities**

- 3.10 The day-to-day furtherance of the Party's aims & objectives shall be the responsibility of the National Council.
- 3.11 The National Council shall cause to be drawn up and maintained, as and when required, Standing Orders and Rules to enable the smooth running of the Party.
- 3.12 The National Council can meet as often as required but at least once a month. These meetings do not need to be in-person gatherings but can be conducted online.



- 3.13 The Chairman shall set the agenda for such meetings; there shall be a section at the end of each session where any member of the National Council may raise matters of any other business.
- 3.14 The chair at the meeting shall be taken by the Chairman or, in his/her absence, the meeting shall elect an acting chair from amongst those present.
- 3.15 Members of the National Council have essential obligations to attend meetings, present a short report on their activities on behalf of the Party since the last meeting, take specified actions and ensure these are carried out as agreed.

### **Dismissal**

- 3.16 Members of the National Council will serve a term of office until either they decide to resign or a poll of the members of the National Council dismisses them.
  - 3.16.1 A member of the National Council may only be dismissed by a ordinary resolution of the National Council, which must be proposed and duly seconded. The member in question does not count or vote.
  - 3.16.2 No member of the National Council can be dismissed without the reasonable opportunity to attend a meeting of the National Council regarding the proposal to dismiss.
  - 3.16.3 If a National Council member dies in office or, through illness or other circumstances, becomes unable to continue in office, the National Council shall be convened and may dismiss the member, and Clause 3.16.2 shall not apply.



## 4. THE CHAIRMAN

### Responsibilities

- 4.1 The Chairman is responsible for chairing the National Council, setting the agenda, the timetable and ensuring there is an adequate record of attendance and minutes.
- 4.2 The Chairman has the authority to enforce the Constitution, Rules and decisions of the National Council throughout the Party.
- 4.3 As there is no overall leader of the Party, the Chairman shall be the registered leader for that particular purpose.<sup>vi</sup>
- 4.4 The Chairman must be a Director of the Company.

### Selection

- 4.5 The Chairman is selected by the National Council from amongst its own members.
  - 4.5.1 A poll, in which all members of the National Council are eligible to vote, is used to elect the Chairman.
  - 4.5.2 A candidate for Chairman must be proposed by a member of the National Council and duly seconded by another member, excluding the candidate.
  - 4.5.3 A candidate for Chairman must secure a 75% majority vote of the members of the National Council to become Chairman.
- 4.6 The Chairman's term in office shall be one year, after which his/her term may be renewed in accordance with Clauses 4.5.2 and 4.5.3.

### Removal

- 4.7 The standing Chairman may be removed from office by the National Council.
  - 4.7.1 The removal of the Chairman must be proposed by a member of the National Council and duly seconded by another member.
  - 4.7.2 To remove a Chairman, there must be a 75% majority vote of the members of the National Council.



## 5. THE TREASURER

- 5.1 The Treasurer is selected by the National Council from amongst its own members.
- 5.2 The Treasurer is responsible for compliance on the part of the Party with the statutory provisions for:<sup>vii</sup>
- (a) accounting, control over donations and certain other transactions;<sup>viii</sup>
  - (b) campaign expenditure, third party expenditure, referendums and financial controls on recall petitions.<sup>ix</sup>
- 5.3 If any particulars in the Party's register entry related to a relevant matter cease to be accurate, the Treasurer shall notify the Electoral Commission within twenty-eight days<sup>x</sup>. In the case of a change to the appointment of any registered officer, such notification shall occur within fourteen days of the change.<sup>xi</sup>
- 5.4 The Treasurer must be a Director of the Company and an authorised signatory on all Party bank accounts.
- 5.5 The Treasurer is responsible for ensuring the Party complies with the Financial Scheme it has adopted.
- 5.6 The Treasurer is responsible for ensuring all Party monies are used to further the aims & objectives of the Party. The Treasurer has freedom of inquiry throughout the Party and shall raise any discrepancies to the attention of the National Council at the earliest opportunity.
- 5.7 The Treasurer shall be responsible for presenting a summarised annual financial report to the Party Members during the Annual General Meeting.
- 5.8 If the Treasurer is dismissed, dies in office or, through illness or other circumstances, becomes unable to continue in office, the Chairman shall assume the role until a new Treasurer is selected and appointed.<sup>xii</sup>



## 6. THE NOMINATING OFFICER

- 6.1 The Nominating Officer is selected by the National Council from amongst its own members.
- 6.2 The Nominating Officer is responsible for compliance on the part of the Party with the statutory requirements for the arrangement for:<sup>xiii</sup>
  - (a) the submission by representatives of the Party of lists of candidates for the purpose of elections;
  - (b) the issuing of such certificates;<sup>xiv</sup>
  - (c) the approval of descriptions and emblems used on nomination and ballot papers at elections.
- 6.3 The Nominating Officer is responsible for overseeing the drafting of the candidate selection process, with due regard to the relevant legislation. The process must be approved by resolution of the National Council to become a Rule.
- 6.4 The Nominating Officer shall assist and guide election candidates in understanding all applicable legislation.
- 6.5 The Nominating Officer shall serve as a returning officer during the election of a Chairman and at General Meetings.



## **7. OTHER PARTY OFFICERS**

- 7.1 The National Council may, from time to time, select Party Members to serve in Officer roles other than those described in this Constitution, as and when required. Such a role may be reallocated, redefined, or abolished by the National Council at any time.
- 7.2 All Officers have essential obligations to attend meetings, take specified actions and ensure that these are carried out as agreed. They are responsible for implementing the decisions of the National Council as directed, to further the aims & objectives of the Party.
- 7.3 All Officers have an obligation to promote compliance with the Code of Conduct and all other Rules.

### **Regional Organisers**

- 7.4 The National Council may define a region and select a Party Member to serve in the Officer role of Regional Organiser.
  - 7.4.1 Regional Organisers are selected for their competence, dedication, trustworthiness, soundness, and dependability.
  - 7.4.2 A Regional Organiser has delegated responsibilities to coordinate political and social activity in a region and to seek out potential candidates for elections or Officers roles, under the direction of the National Council.
  - 7.4.3 A Regional Organiser may further delegate some of their responsibilities to other Officers in their region under the direction of the National Council.
  - 7.4.4 A Regional Organiser shall have seniority over all other Officers in their region, provided they are not National Council members.
  - 7.4.5 The National Council may redefine or abolish a region at any time.



## **8. MEMBERSHIP**

8.1 Membership of the Party shall be open to any natural person who meets all of the following criteria:

- (a) is aged 16 years or over;
- (b) has paid the required fees;
- (c) shares the aims & objectives set out in this Constitution;
- (d) agrees to abide by this Constitution and the Code of Conduct;
- (e) agrees to abide by any Rules which may, from time to time, be made by the Party;
- (f) is not a member of another political party;
- (g) has never been a member of a proscribed or otherwise criminal organisation;
- (h) has not been excluded from membership by virtue of Rules made under Clause 8.3.

8.2 Membership shall be null and void if the person submits a falsehood on the initial application or renewal.

### **Exclusion**

8.3 Notwithstanding anything in Clause 8.1, the National Council may, from time to time, make Rules concerning the refusal of or exclusion from membership of persons or classes of persons whose admittance to membership of the Party would, in its opinion, be damaging to the interests of the Party.

8.4 The Chairman shall, without reservation or qualification, be entitled, subject to the approval of the National Council, to refuse to admit any person to membership. Where it is deemed appropriate brief reasons will be given for any such refusal.

8.5 For clarity, the Party shall not unlawfully discriminate against its Party Members or applicants for membership.<sup>xv</sup>

### **Good Standing**

8.6 Party Members are considered to be in "good standing" if, at any given moment:

- (a) their subscriptions are up to date; and
- (b) they are not subject to any form of suspension, restriction or exclusion by the Party as to their membership, any sort of office, or from standing as a candidate in any election.

8.7 Party Members in "good standing" shall be entitled to vote in all relevant internal ballots, provided that no new Member shall be entitled to vote in any such ballot until 28 days have elapsed from the commencement of their membership.

### **Subscriptions & Terms**

8.8 The National Council shall have the sole right to determine the annual subscription payable by Party Members. One month's notice shall be given before any change of rate.

8.9 All rights and privileges of membership shall be withheld from any persons who allow their membership to fall into arrears. It is incumbent upon Party Members to ensure they are not in arrears.



- 8.10 Renewal of membership may be treated by the Party as if it was an application for membership for the first time.
- 8.11 By entering into membership, the Party Member agrees that, at all times, he will abide by the terms of this Constitution and the Rules of the Party.
- 8.12 Any Party Member who is in breach of this Constitution or the Rules made thereunder may be subject to the disciplinary rulings of the National Council or a delegated authority, up to and including revocation of membership.
- 8.13 Party Members are deemed, by their entry into membership, to agree not to do or omit to do any act which either:
- (a) brings the Party into disrepute;
  - (b) is intended to damage the Party's interests;
  - (c) damages the Party's interests;
  - (d) breaches any other Rule which the National Council may, from time to time, deem appropriate to make.

### **Revocation of membership**

- 8.14 If a Party Member engages in any of the following:
- (a) Joins another political party, whether registered or not;
  - (b) Joins any organisation deemed incompatible with membership by the National Council;
  - (c) Sets up or aids and abets the setting up of another political party, whether registered or not, without the authority of the National Council;
  - (d) Is later found to be a member or former member of another organisation declared incompatible by the National Council;
  - (e) Stands against a Party candidate in any election;
  - (f) Is found to be a person who has been expelled from the Party;
- the Chairman, or an Officer with delegated authority, shall revoke their membership forthwith.
- 8.15 Any person aggrieved by a revocation of membership shall have the right to appeal to the Appeals Panel. The reason for the appeal must be sent by letter to the Chairman and received within fourteen days.



## **9. EMPLOYMENT**

- 9.1 The Party may employ and remunerate individuals to manage, supervise, organise, and carry out the Party's aims & objectives, as well as to administer and fulfil the Party's obligations.
- 9.2 All persons employed by the Party or by its representatives elected into public office must certify that they are not a person who would be excluded from membership under Clauses 8.3 and 8.4.
- 9.3 It shall be an explicit condition of the employment contract that no person excluded from membership can be employed by the Party or its elected representatives.
- 9.4 Before commencing employment, all such employees must acknowledge in writing that they agree to be bound by the terms of this Constitution related to their employment.
- 9.5 For clarity, the restrictions on employment are to prevent persons who could damage the Party's reputation from infiltrating or being associated with the Party in any way.

## **10. RESOLUTION OF CONFLICTS**

- 10.1 Any Party Member in "good standing" may refer the conduct of any other Party Member to the appropriate Regional Organiser, or if not possible, to the Chairman, who shall act in accordance with the Rules and natural justice.
- 10.2 If a resolution to a conflict cannot be reached or the resolution is unsatisfactory, a Party Member may request an appeal by writing to the Chairman within fourteen days.

### **The Appeals Panel**

- 10.3 There shall be an Appeals Panel for the Party, consisting of three Party Members appointed, from time to time, by the National Council.
- 10.4 The members of the Appeals Panel must not have had any part in the conflict under appeal, as far as reasonably practicable.
- 10.5 The Appeals Panel shall adjudicate on the following:
  - (a) any dispute over the interpretation of any of the Clauses of this Constitution;
  - (b) any claim that the rights under this Constitution of a Party Member or Members have been infringed;
  - (c) any matter expressly provided by this Constitution or Rules made thereunder.
- 10.6 Any decision of the Appeals Panel shall be binding on all parties concerned, provided it is considered and supported by the National Council. The Chairman shall adjudicate if the Appeals Panel and National Council fail to find an agreement.



## **11. GENERAL MEETINGS**

- 11.1 General Meetings do not need to be in-person gatherings but can be conducted online.
- 11.2 The business of the Annual General Meeting (AGM) shall be:
- (a) to receive reports from the National Council;
  - (b) to approve the Treasurer's report;
  - (c) to approve any changes to the Constitution;
  - (d) to address any other business put forward to the AGM.
- 11.3 The AGM shall only be open to Party Members in "good standing" and to guests as allowed by the Rules.
- 11.4 Party Members shall present a valid membership card to participate and vote at an in-person AGM.
- 11.5 An ordinary resolution at the AGM shall be passed a simple majority of the votes cast by those entitled to vote.
- 11.6 A special resolution at the AGM shall be passed by not less than 75% of the votes cast by those entitled to vote.
- 11.7 All decisions made at the AGM will be recorded and held by the National Council and be made available for viewing by any Party Member upon request.
- 11.8 The AGM shall be held annually, usually in the month of September, and advertised to all Party Members at least twenty-eight clear days in advance.
- 11.9 Should the need arise, the National Council may call an Extraordinary General Meeting, which may perform some of the functions of an AGM. It shall have the same criteria for attendance, for votes and shall be advertised at least fourteen clear days in advance.

## **12. PARTY DISSOLUTION**

- 12.1 The Party can be dissolved with the agreement of the National Council and the Chairman; Party Members must then approve this at a General Meeting.
- 12.2 In the event of dissolution, Party assets shall be assessed by an independent auditor. The assets or the proceeds of a sale of assets shall be donated to a charitable organisation broadly in line with the Party's aims but without any formal connection to any member of the National Council. Alternatively, assets may be disposed of as directed by the Party via an ordinary resolution at the final General Meeting.



## SCHEDULE - INTERPRETATION

1. Headings in this document are used for convenience only and shall not affect the construction or interpretation of the Clauses.
2. Any phrase introduced by the terms **including, include, in particular** or any similar expression shall be construed as illustrative and shall not limit the sense of the words preceding those terms.
3. Unless expressly provided otherwise, an endnote reference to a statute, statutory provision or subordinate legislation is a reference to it as it is in force at the time of writing.
4. In the case of any discrepancy or disagreement among documents, the Clauses of this Constitution shall take precedence in the following order:
  - (a) the Articles of Association;
  - (b) the Financial Scheme;
  - (c) this Constitution;
  - (d) the Standing Orders and Rules;
  - (e) other contracts and agreements.
5. In this document, unless the context requires otherwise, the following terms shall have the following meanings:
  - (a) "**Clause**" means a individual numbered item of this document, the Constitution of the Party;
  - (b) "**clear days**" in relation to the period of a notice, that period excluding the day when the notice is given or deemed to be given and the day for which it is given or on which it is to take effect;
  - (c) the "**Company**" is the body corporate under Clause 1.10;
  - (d) "**Constitution**" means this document, the Constitution of the Party;
  - (e) a "**Director**" is a Director of the Company, and includes any person occupying the position of Director, by whatever name called;
  - (f) "**General Meetings**" are meetings of the Party Members under the terms of this Constitution;
  - (g) "**indigenous people**" means coming from a particular place and having lived there for generations before others came there, with reference but not limited to, the United Nations Declaration of Indigenous Peoples Rights;
  - (h) "**paid**" means paid or credited as paid;
  - (i) where "**Party**" is used as a proper noun, the meaning is the Homeland Party;
  - (j) "**Party Member**" means a political member of the Homeland Party with the rights & obligations under the terms of Section 8;
  - (k) "**political party**" means any political party operating in the UK, not abroad;
  - (l) where "**these islands**" is used, the meaning is geographical, referring to the European archipelago comprising of Great Britain, Ireland and smaller adjacent islands, without reference to the territorial boundaries of states;
  - (m) for any use of "**we**" or "**our**", the meaning is the Homeland Party as a collective entity.

