



A f r i c a n W a t e r A s s o c i a t i o n

A s s o c i a t i o n A f r i c a i n e d e l ' E a u

STATUTE

SUMMARY

PREAMBLE4

TITLE I: GENERAL PROVISIONS	5
ARTICLE 1: VALUE OF THE PREAMBLE	5
ARTICLE 2: SCOPE OF THE STATUTE AND THE BYE-LAWS.....	5
TITLE II: THE ASSOCIATION.....	5
ARTICLE 3: NAME.....	5
ARTICLE 4: OBJECT	5
ARTICLE 5: MODES OF ACTION	6
ARTICLE 6: PRINCIPLES	6
ARTICLE 7: HEAD OFFICE	6
ARTICLE 8: LIFE TIME.....	7
TITLE III: THE MEMBERSHIP.....	7
ARTICLE 9: MEMBERSHIP OF THE ASSOCIATION	7
9.1 Regular Members	7
9.2 Affiliated Members	7
9.3 Individual Members	7
9.4 Honorary Members	7
ARTICLE 10: MEMBERSHIP AND WITHDRAWAL OF MEMBERS	8
ARTICLE 11: RESIGNATION – EXPULSION OF MEMBERS	8
ARTICLE 12: RIGHTS AND OBLIGATIONS OF MEMBERS	8
12.1 Rights of Members	8
12.2 Setting up of an AfWA national Committee.....	9
12.3 Members’ Obligations	9
ARTICLE 13: THE FINANCIAL RESOURCES OF THE ASSOCIATION	9
ARTICLE 14: CONTRIBUTIONS.....	9
TITLE IV: THE BODIES	10
ARTICLE 15: THE ORGANS OF THE ASSOCIATION.....	10
ARTICLE 16: THE GENERAL ASSEMBLY	10
16.1 The Ordinary General Assembly.....	10
16.2 The Extraordinary General Assembly	<u>11</u>
16.3 Notice and Holding of General Assemblies.....	11
ARTICLE 17: THE EXECUTIVE BOARD	11



17.1 Composition of the Executive Board	11
17.2 Designation of the Regional Members of the Executive Board	12
17.3 The Executive Board's Members' Term of Office	12
17.4 Power of the Executive Board	12
17.5 The Sub-Committees of the Executive Board	13
17.5.1 The Governance, Ethics and Human Resources Committee.....	13
17.5.2 The Strategic Capacity building Committee	13
17.5.3 The Finance Committee	13
17.5.4 Membership Engagement and Development Committee	14
ARTICLE 18: SCIENTIFIC AND TECHNICAL COUNCIL.....	14
18.1 Organization of the Scientific and Technical Council.....	14
18.2 Assignments of the Scientific and Technical Council	14
18.3 Operation of the Scientific and Technical Council	15
ARTICLE 19: THE EXECUTIVE OFFICE.....	15
TITLE V: THE CONGRESS	16
ARTICLE 20: THE CONGRESS	16
TITLE VI: THE ACCOUNTING PERIOD	16
ARTICLE 21: THE ACCOUNTING PERIOD	16
ARTICLE 22: THE GENERAL COMPTROLLER.....	16
ARTICLE 23: THE AUDITOR	16
TITLE VII: THE DISSOLUTION.....	17
ARTICLE 24: DISSOLUTION OF THE ASSOCIATION.....	17
TITLE VIII: VARIOUS PROVISIONS	17
ARTICLE 25: COURT COMPETENCE.....	17
ARTICLE 26: THE BYE-LAWS	17
ARTICLE 27: LANGUAGES.....	17
ARTICLE 28: AMENDMENTS TO OR REVISION OF THE STATUTE	18
ARTICLE 29: FINAL PROVISION	18

De

PREAMBLE

The members of the African Water Association, meeting at the Extraordinary General Assembly in 10 February, 2018 in Bamako, Mali.

- Convinced of the importance of their role in the areas of health, hygiene and the conservation of the environment ;
- Guided by a common will to promote under the most favorable economic conditions the Water, the Sanitation and the Environmental sector for the benefit of the African populations ;
- Keen to become the recognized leader in the strengthening of the water utilities' management practices in order to support the objectives of the African Water Vision for 2025 ;
- Convinced that various African countries experience similar problems in the area of water supply and sanitation ;
- Convinced that together we can defend the point of view of experts and achieve progress ;
- In absolute agreement with the Principles of Rio and Dublin on sustainable development.
- Convinced of the general interest of drinking water in the economy of our African countries on the one hand, and of our deficiencies to meet this challenge of a global interest on the other hand ;
- Convinced that together, as we abide by such diversity, we can achieve economic progress and social welfare ;
- In absolute agreement with the Principles of management, habeas corpus and compliance with all international treaties on fairness, equality and justice ;
- And after deliberation, all the members attending and voting have adopted the amended Statute of the Association as per the following provisions.

AE

TITLE I: GENERAL PROVISIONS

ARTICLE 1: VALUE OF THE PREAMBLE

This preamble preceding the rest of the body of the statute shall have the same legal value as these and shall be an integral part as part of its analysis and interpretation.

ARTICLE 2: SCOPE OF THE STATUTE AND THE BY-LAWS

The provisions of this Statute and those of the By-laws appended herein shall apply immediately and uniformly to all members of the Association except in cases where the transitional derogations are expressly provided for.

TITLE II: THE ASSOCIATION

ARTICLE 3: NAME

It is hereby established among the agencies, establishment, enterprises or utilities involved in the water supply, sanitation and the environmental sector in Africa, a Professional ASSOCIATION called "ASSOCIATION AFRICAINE DE L'EAU ET DE L'ASSAINISSEMENT" in French and "AFRICAN WATER AND SANITATION ASSOCIATION" in English.

Its acronym is AAAE in French and AfWSA in English and its ensign is a blue map of Africa with a white background. The acronym has the shape of a drop of water.

It shall be an international corporate body with financial autonomy. It shall be a non-profit organization.

ARTICLE 4: OBJECT

The object of the Association shall be:

- To coordinate the search for knowledge and up-date technical, judicial, administrative, and economic data gathered in the area of Water Supply, Sanitation and the Environment;
- To foster permanent exchange of information in all areas related to water supply and sanitation, particularly on research and implemented techniques ;
- To initiate, encourage and promote any actions of cooperation and exchange in professional training ;
- To promote contacts, exchanges and cordial relationship among professionals of the sector in Africa and throughout the world ;
- To develop programs and support knowledge sharing in the sustainable management of water - its science, practices and policies - through professional development, networking and recommendations ;
- To support Members in their efforts to achieve the relevant international agenda on water and sanitation and other short-term objectives set for Africa ;
- To advocate a balanced approach to the management of utilities based on corporate governance in any commercially competent, financially balanced and environment-friendly utility.



ARTICLE 5: MODES OF ACTION

To achieve its objectives, the Association shall plan to:

- Furnish its members, whenever possible, with results of studies it has conducted, of research and enquiries conducted in all branches of activity in the drinking water supply, sanitation and environmental sector ;
- Organize meetings and events such as colloquia and seminars ;
- Organize the Congress and publish its proceedings ;
- Conduct any operations necessary to carry out the activities mentioned above ;
- Institute prizes and decorations to serve as incentives for members to perform better ;
- Promote partnerships among member utilities focusing on administrative supervision for utilities to perform better ;
- Strengthen advocacy efforts in support of the sector vis-à-vis governments and African institutions for the purpose of mainstreaming water and sanitation-related issues into public policies and resource allocation ;
- Promote capacity building and performance improvement of products and services to impact the measured performance of utilities ;
- Influence institutional partnerships and networks to improve visibility as a recognized leader and trusted source of knowledge and opinions in the sector ;
- Establish any organ or adhere to all organizations, regardless of the form and legal nature whose objectives contribute to the achievement of the missions of the AfWA ;
- Promote research and the production of scientific knowledge by member utilities.

ARTICLE 6: PRINCIPLES

The Association shall be established and run according to the following principles:

- Voluntary membership shall be open to all ;
- Democratic power shall be exercised by members ;
- Promotion and enhancement of the presence of women in the various bodies of the Association;
- Transparent management of human, material and financial resources ;
- Members' economic participation ;
- Autonomy, training and information ;
- Cooperation among members ;
- Voluntary commitment toward the Association ;
- Non-discrimination.

ARTICLE 7: HEAD OFFICE

The headquarters of the Association shall be set in ABIDJAN, COTE D'IVOIRE. It may be transferred anywhere else at any other venue upon a decision of the Extraordinary General Assembly.

The meetings of the various organs may be held on any other venue agreed upon by Members of such organs operating in conjunction with the Executive Office

A headquarters agreement between Public Authorities of the host country and the Association shall determine the conditions for the establishment of the head office.

A technical assistance convention shall be established between the Association and a Member from the country housing the headquarters.

ARTICLE 8: LIFE TIME

The life time of the Association shall be limited to 99 years unless extended or dissolved before such time. A (01) year at least before the date of expiry of the Association, the General Assembly will have to decide on the extension or not.

TITLE III: THE MEMBERSHIP

ARTICLE 9: MEMBERSHIP OF THE ASSOCIATION

The Association shall be made of four (4) categories of Members:

- Regular Members ;
- Affiliated Members ;
- Individual Members ;
- Honorary Members .

9.1 Regular Members

May become Regular Members privately-owned companies/statutory corporations, national/international associations or any other legal person under domestic law or internal law working in the water supply, sanitation and environmental sector in Africa and involved in at least one of the following activities: production, supply and heritage management.

9.2 Affiliated Members

May become Affiliated Members, the legal persons targeted in Article 9-1 above, undertaking an activity related to the water, sanitation and environment sector at the national level, in Africa or internationally, except for those targeted in Article 1 above.

The legal persons thus defined shall be equipment suppliers, training centres and consulting companies in technology.

9.3 Individual Members

May become Individual Members, individuals, namely professionals, members of the Faculty and scientists whose works are related to the water and sanitation sector.

9.4 Honorary Members

The Association may grant the status of Honorary Member to individuals or corporate bodies who have rendered distinguished services to it and who, through their action, have contributed to the efficient achievement of its objectives. Former Presidents of the Association are de jure Honorary Members of the Association.



ARTICLE 10: MEMBERSHIP AND WITHDRAWAL OF MEMBERS

Membership to the Association is free and open to any individual or legal person who meets the requirements.

Any membership in the Association shall indicate acceptance without any reserve of the present Statute and By-laws.

The By-laws shall determine the membership and withdrawal conditions for each category of Member.

ARTICLE 11: RESIGNATION – EXPULSION OF MEMBERS

A Member wishing to withdraw from the Association shall communicate his decision in writing to the President of the Association at least three (3) months prior to the entry into force. Nonetheless, his contribution for the entire period shall remain payable.

Any Member who fails to honor his financial obligations towards the Association for two (2) years in a row shall be suspended by the Executive Board, who shall have the decision ratified by the subsequent General Assembly to which the suspended member shall be invited and given a hearing.

All other cases of suspension shall fall within the exclusive purview of the General Assembly. A Member who ceases to belong to the Union shall not be entitled to claim any quota of the Association's registered assets.

ARTICLE 12: RIGHTS AND OBLIGATIONS OF MEMBERS

12.1 Rights of Members

The membership of the association confers the following rights:

- Free access to all the benefits and services provided by the Association ;
- Right to information on all activities of the Association ;
- Right to participate in various activities and meetings of the Association ;
- Right to vote at a General Assembly ;
- Any other rights as may be stated in the Bye-Laws.

These rights are granted to members up to date with their contributions.

The by-laws specify, for each category of membership, the rights attached thereto as well as the procedures for exercising those rights.

Any Member, who feels his rights have been violated, may according to an administrative procedure refer to the Executive Board, by lodging a complaint to be filed with the Executive Office of the African Association of the water that will subject it to the Executive Board's judgment who in turn will issue an administrative order. If the complainant member is not satisfied with the decision made by the Executive Board, he will then be entitled to refer to the General Assembly under the same conditions as the first referral, that will ultimately made an unassailable decision which has the same value as a court of first instance and appeal ruling.



12.2 Setting up of an AfWA national Committee

Countries where several agencies involved in the water, sanitation and environment sector and carrying out at least one of the following activities such as production, distribution, heritage management in a country may opt to set up as a National Committee. A Memorandum of Understanding shall define the relations between AfWA and the National Committee to provide it with an official status and collect the name of that country's representative within the Association's organs. The form and content of this MoU shall be set by the Executive Board.

The National Committee shall not be a category of Member of the Association.

12.3 Members' Obligations

Each member of the Association shall make the commitment to

- Comply with all the decisions of the General Assembly and the Executive Committee ;
- Work closely with the Association and to assist in its efforts to improve local coordination, regional and International Drinking Water, Sanitation and Environment sector activities ;
- Respect the texts and acts of the Association ;
- Promote and defend the goals, ideals and achievements of the Association everywhere ;
- To fulfill its obligations, including financial obligation on due time, otherwise sanctions can be applied.

Other rights and obligations of Members are stated in the By-Laws annexed to these statutes.

ARTICLE 13: THE FINANCIAL RESOURCES OF THE ASSOCIATION

The financial resources of the Association shall be made of:

- Yearly contributions ;
- Subsidies, gifts and devise ;
- Products deriving from service provisions to third parties and events ;
- Any other resources authorized by the law of the country housing the headquarters.

The Association may own movable and fixed assets that it would have acquired with its own funds or any other resources listed in the present article.

ARTICLE 14: CONTRIBUTIONS

Membership to the Association shall be subject to the payment of a membership fee payable on receipt of the invoice.

Nonetheless, the admission of a new Member during the year shall imply the payment in the subsequent month by the said member of his contribution in respect of the current year.

The rules governing the setting up and amounts of the contributions and payment terms shall be described in the By-laws.

TITLE IV: THE BODIES

ARTICLE 15: THE ORGANS OF THE ASSOCIATION

In the present Statute, a body is a permanent functional structure of the Association whose composition, prerogatives and operation are established in the present Statute and By-laws and whose mission contributes to the achievement and pursuit of the objectives of the Association.

To attain its goals, the Association shall mainly have the following organs:

- The General Assembly (GA) ;
- The Executive Board (EB) ;
- The Scientific and Technical Council. (STC) ;
- The Executive Office (EO).

ARTICLE 16: THE GENERAL ASSEMBLY

The General Assembly shall be the supreme body of the Association. It comprises all the Regular, Affiliated, Individual and Honorary Members.

The General Assembly shall hold ORDINARY sessions or EXTRAORDINARY sessions when circumstances call for them.

16.1 The Ordinary General Assembly

The General Assembly may discuss any issues on any topic regarding the organization and operation of the Association.

The Ordinary General Assembly may also formulate recommendations to Governments concerning domestic and international policies on water, sanitation and sustainable development.

Specifically, the Ordinary General Assembly shall be competent to:

- To adopt, upon recommendation of the Executive Board the general policy and main orientations of the Association's activities ;
- To choose the venue of the head office of the Association ;
- To appoint the Auditor upon proposal of the Executive Board ;
- To make decisions on the admission or expulsion of members of the Association, in accordance with the provisions of Article 10 and 11 ;
- To elect members of the Executive Board ;
- To approve the annual statements and give, if applicable, the Executive Board its quietus ;
- To choose the venue and date for the next General Assembly ;
- To solve any problems related to the following ;
 - The organization and management of the Association's activities ;
 - The management of all the funds and other assets ;
 - The operation of the Executive Office as well as all the bodies of the Association.

- To give opinions and make recommendations, particularly to decision-makers, on issues of the water, sanitation and environmental sector in Africa ;
- To draft and recommend international agreements on any issue falling within the purview of the Association ;
- To make decisions as resolutions, in accordance with the objectives of the Association ;
- To delegate to the Executive Board the power to make decisions falling within its purview ;
- To set, upon recommendation of the Executive Board, the scale of the contributions, the categories and the levels ;
- To adopt the By-laws of the Association and the amendments proposed by Executive Board.

16.2 The Extraordinary General Assembly

Upon proposal of the Executive Board, the President of the Association may convene an Extraordinary General Assembly anytime it considers fit. Similarly, where relevant, the Extraordinary General Assembly may be convened by at least (1/2) half of the Regular Members who have paid their contributions in full. The role of the Extraordinary General Assembly shall be:

- To adopt the statute of the Association and the amendments proposed by the Executive Board ;
- To dissolve the Association ;
- To propose to change the location of the Association's headquarters.

16.3 Notice and Holding of General Assemblies

The notice and holding of General Assemblies shall be done in coherence with the provisions of the By-laws.

ARTICLE 17: THE EXECUTIVE BOARD

17.1 Composition of the Executive Board

The Executive Board shall comprise 18 members at most and distributed as follows:

- Ten (10) members representing the 5 African Sub regions, with two (02) members per region ;
- Five (05) members spread in accordance with the penetration rate of AfWA in the region ;
- Two (02) affiliated members ;
- The Chairman of the Scientific and Technical Council (STC).

The regions targeted in the first paragraph of this Article shall be Southern Africa, Central Africa, East Africa, West Africa and North Africa.

The size of the above regions shall be described by determined by Executive Board and approved by the General Assembly.

The Executive Board's members shall elect among themselves their president who shall be the President of the Association.

Besides the President, the Executive Board shall comprise five (05) Regional Vice-Presidents at the rate of one Regional Vice-President per region elected in its region.

No country can be represented by more than one person on the Executive Board.

The eligibility criteria for the Executive Board's members, the President and Vice-Presidents and election procedures shall be defined by the By-laws.

The Power and Responsibilities of the President shall be outlined in the By-Laws.

The Power and Responsibilities of the Vice Presidents shall be outlined in the By-Laws.

17.2 Designation of the Regional Members of the Executive Board

Regional members of the Executive Board are elected by simple majority vote in one round.

For each region, the two candidates who obtained, in descending order, the largest number of votes are elected under the region.

The candidate with the largest number of votes is appointed vice president under the region.

The eligibility of members of the Executive Board and the Vice-Presidents and the election procedures are defined by the Rules.

17.3 The Executive Board's Members' Term of Office

The members of the Executive Board shall be elected for a term of two (02) years, renewable only once.

17.4 Power of the Executive Board

The Executive Board shall be the executive body of the Association.

The Executive Board shall generally have far-reaching powers to act on behalf of the Association. It shall defend the interests of the latter both as plaintiff and as defendant.

Specifically, the role of the Executive Board shall be :

- To propose to the General Assembly the general policy and main orientations of the Association's activities as laid down in the Association's business plan ;
- To implement the Association's policy in accordance with the business plan and to ensure their follow-up ;
- To appoint the Executive Director of the Association ;
- To represent the Association pursue and protect its interests ;
- To review the programs and activity reports of the Scientific and Technical Council ;
- To elect its President who shall also be the President of the Association ;
- To elect the General Comptroller ;
- To appoint upon recommendation of the Scientific and Technical Council the Presidents of the said Council ;
- To give account of its activities and management to the General Assembly ;
- The role of the Executive Board is to prepare the activity report, examine and vote on the operating and investment budgets ;
- To balance the accounts of the Association and submit them to the General Assembly for approval ;
- To propose to the General Assembly an Auditor ;
- To propose to the Extraordinary General Assembly the amendments of the Statute ;



- To make decisions on the organizational chart of the Executive Office, as well as on the creation and cancellation of higher employment positions ;
- To hire and fire any top executive employed and paid by the Association upon proposal of the Governance Committee or Disciplinary Commission as provided in the personnel Bye-laws ;
- To determine the remuneration and approve the personnel policies of the Executive Office ;
- To examine membership applications for all the categories of Members, propose penalties and submit them for the approval of the Ordinary General Assembly ;
- To approve or refuse gifts and bequests ;
- To establish and delegate powers and responsibilities to the subcommittees established by the Board and to the Executive Director.

It shall represent the Association in the courts of justice.

17.5 The Sub-Committees of the Executive Board

The Executive Board may set up committees to carry out various activities or to play certain key roles in the functioning of the association.

These include :

- The Governance, Ethics and Human Resources Committee ;
- The Program Committee ;
- The Finance Committee ;
- The Membership Engagement and Development Committee.

The composition, powers and responsibilities of the committees are described in the Bye-laws.

17.5.1 The Governance, Ethics and Human Resources Committee

A Governance Committee is established within the Executive Board of the African Water Association (AfWA) to make recommendations to the Executive Board mainly on governance, ethics Human Resources, appointment and remuneration.

The composition, assignment and operation of the Governance Committee shall be set out in a charter annexed to the Association's Bye-laws.

17.5.2 The Strategic Capacity Building Committee

A Strategic Capacity Building Committee shall be established within the Executive Board of the African Water Association (AfWA) to review the strategic direction and supervise the implementation of AfWA programs/projects, in order to make suggestions to the AfWA program team with a view to improving the relevance and impact of its work, with the ultimate aim of reporting on the status of programs to the AfWA Executive Board.

The composition, assignment and operation of the Capacity Building Committee shall be determined by the Terms of Reference annexed to the Association's By-laws.

17.5.3 The Finance Committee

A Finance Committee shall be established within the Executive Board of the African Water Association (AfWA) to assist the Executive Board, the Governance, Ethics and Human Resources Committee, the Program Committee and the Executive Office in budgetary and financial matters.

The composition, remit and functioning of the Finance Committee shall be determined by the Terms of Reference of the Finance Committee annexed to the Association's By-laws.

17.5-4 Membership Engagement and Development Committee

The African Water Association (AfWA) Board of Directors has established a Membership Engagement and Engagement Committee to support the mission, vision, objectives and strategic plan to improve membership and meet the needs of members.

ARTICLE 18: SCIENTIFIC AND TECHNICAL COUNCIL

18.1 Organization of the Scientific and Technical Council

The Scientific and Technical Council shall comprise members of the African Water Association. The Scientific and Technical Council shall have Specialised Committees and Working Groups whose composition, prerogatives and operation shall be described by the By-Laws.

The Scientific and Technical Council (STC) comprises :

- The STC Board ;
- The Specialized Committees ;
- The Programs.

The STC Board shall be the central organ that runs, coordinates, monitors and assesses the Scientific and Technical Council. It comprises :

- The 1st STC President ;
- The 2nd STC Vice President ;
- The Chair and Vice Chair of the Specialized Committees ;
- The Rapporteurs of the Specialized Committees ;
- The Program Managers.

The STC Board members are elected for a term of office of two (02) years renewable once. The 1st and 2nd STC Presidents shall be of different speaking languages (English and French).

18.2 Assignments of the Scientific and Technical Council

The Scientific and Technical Council :

- Is responsible for looking into scientific and technical issues related to the sector and which its Members may be faced with. In this regard, it shall organize studies to come up with appropriate solutions to the sector's issues ;
- Is responsible for the promotion and dissemination of best practices through trainings, seminars and workshops ;
- Shall Initiate or participate in all local, regional or international actions aimed at promoting the drinking water, sanitation and environment sector and in particular through the facilitation for the setting up of national and continental professional networks (Women professionals in water, sanitation and the environment and young water and sanitation professionals ;

- Prepares the Technical and Scientific aspects of the Congress ;
- Reviews set up and propose to the Executive Board, the program of the meetings and events of the Specialized Committees ;
- Reports on the progress of its works to the Executive Board for guidance and support.

The STC may set up specialized committees and call on external professionals whenever it deems fit.

18.3 Operation of the Scientific and Technical Council

The Scientific and Technical Council shall meet at least twice a year upon invitation of its President.

The meetings shall be chaired by the President of the Council and, in case of incapacity, by the Vice President or by any of the specialized committee president.

The Scientific and Technical Council may meet anywhere it chooses after securing the approval of the Executive Board.

The minutes of the Scientific and Technical Council's meetings shall be forwarded to the Executive Office for dissemination to all the Members of the Association.

ARTICLE 19: THE EXECUTIVE OFFICE

The Executive Office is the permanent executive body of the Association. It is led by an Executive Director. The Executive Office has a staff recruited in accordance with the objectives set out in the business plan and the higher-level officers are recruited by the Executive Board.

The Executive Director shall accomplish the tasks that are assigned to him by the Executive Board in accordance with the By-Laws and guidelines set by the Business Plan.

The Executive Director shall be appointed by the EB, after a call for applications, for a 3-year term of office, which may be renewed once only for the same term based on his performance evaluation.

The Executive Director shall not be eligible to stand for a new mandate.

Ac

TITLE V: THE CONGRESS

ARTICLE 20: THE CONGRESS

The Congress shall be a scientific and technical forum during which the Association takes stock of the developments in the water, sanitation and environmental sector in Africa based on the presentations of papers at the technical sessions and the International Exhibition for products and equipment of the industry of the sector.

The Congress shall be held every other year. The details on the organizations shall be stated in the By-laws.

TITLE VI: THE ACCOUNTING PERIOD

ARTICLE 21: THE ACCOUNTING PERIOD

The accounting period of the Association shall begin on January 1st and end on December 31st. The Executive Director of the Association shall forward to the Executive Board the accounts of the previous accounting period duly checked by the Comptroller General and the Auditor no later than 15 days before the session of the Ordinary General Assembly. The accounts shall be presented for the approval of the Members of the Association at the Ordinary General Assembly.

ARTICLE 22: THE GENERAL COMPTROLLER

The Comptroller General shall be responsible for monitoring the expenses incurred by the Association's organs. He shall ensure the regularity of these expenses and that they are in coherence with the objectives set.

He shall submit yearly reports on his mission to the Executive Board based on a report on the activities, the performance of the budget and the balance of the accounts.
He shall propose remedial measures where appropriate.

ARTICLE 23: THE AUDITOR

Upon proposal of the Executive Board, the General Assembly shall appoint an Auditor whose role shall be:

- To audit the Association's accounts ;
- To investigate the regularity and genuineness of the accounting operations ;
- To make a report to the Ordinary General Assembly.

The term of office of the Auditor shall be in coherence with the regulations in force in the country housing the Headquarters. It shall be renewable.



TITLE VII: THE DISSOLUTION

ARTICLE 24: DISSOLUTION OF THE ASSOCIATION

The end of the life expectancy of The African Water Association can be drawn in two ways:
By the closing of the Association activities decided by the Extraordinary General Assembly because of the extinction of the life time of the Association having reached the 99 years. In this case it returns to the General assembly to decide to continue activities and set a new life time.

Or by the way of the dissolution even before the end of life time of the Association following the conditions fixed by the Bye Laws. In this condition a liquidation commission is set up and this commission sets up the fate of the Association assets.

TITLE VIII: VARIOUS PROVISIONS

ARTICLE 25: COURT COMPETENCE

The courts of the countries hosting the Association's Headquarters shall be competent to settle any dispute under private law which may affect directly or indirectly the Association.

The International Court of Justice (ICJ) located in The Hague, Holland, would be competent for any dispute which would arise between the Association's members or specialized institutions like the AfWA within the meaning of Article 48 under the Vienna Convention on Diplomatic Relations.

ARTICLE 26: THE BYE-LAWS

The object of the By-Laws shall be to lay down the provisions which the present Statute explicitly refers to and to state precisely the details not mentioned in the Statute and the rules governing the composition, prerogatives and functioning of the Association's various organs.

These By-laws shall aim at completing the Statute but not at modifying it. They shall be written by the Executive Board and enter into force after being adopt by the Ordinary General Assembly.

ARTICLE 27: LANGUAGES

The working languages of the Association shall be French and English



ARTICLE 28: AMENDMENTS TO OR REVISION OF THE STATUTE

Any amendment to or revision of the Statute shall be proposed by the Executive Board to an Extraordinary General Assembly; it shall only be adopted by a majority of three-quarters (3/4) of the votes cast by Members participating in the voting.

ARTICLE 29: FINAL PROVISION

The present Statute shall enter into force as soon as it is approved by the Extraordinary General Assembly and shall cancel and replace all previous contrary provisions.

Adopted on 31st March, 2021 in virtual

For the Assembly
The President,
Dr Eng. Silver MUGISHA