



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and
Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

INTERNATIONAL DE FACTO ASSOCIATION

COLLECTIVE FOR THE TRUTH OF THE BALLOT BOXES TOGO AND DIASPORA SAID

CVU-TOGO-DIASPORA

Wendlingerstrasse 36/5, A - 2232 German-Wagram. Autriche

Mob: + 43 699 1107 2691

info@CVU-TOGO-DIASPORA.org

Non-profit Association of International Law

Inspired by the *LAW relating to the Contract of Association* of France, n° 0177 of 1 July 1901¹.

PREAMBLE

In the aftermath of the assassination of the 1st democratically elected President of Togo on 13 January 1963, the peoples of Togo are subjected against their will to autocratic regimes that have surreptitiously and gradually enslaved and then degraded the dignity of the human person, and established impunity as a common law in the face of the untruth of the ballot boxes and public and private accounts.

The Togolese people, including its Diaspora, recall that every human being, without distinction of race, religion, or belief, possesses inalienable and sacred rights. Faithful to its traditions and in accordance with the African principles of "living together peacefully" and by virtue of the rules of national, regional, and international public law, this people have chosen the peaceful path to regain its sovereignty lost following a coup d'état that has been repeated in various forms, military, constitutional, institutional, etc. not without tacit approval from external powers. Nevertheless, the Togolese people do not wish to use force to regain their right to self-determination, freedom, and sovereignty.

Faithful to its ancestral traditions based on the values of truth, justice, solidarity, loyalty and peace, the CVU-TOGO-DIASPORA Association and its components intend to contribute to a common awareness of the peoples of Togo by organizing a duty of vigilance that will have to repel any system of neocolonization based on the power and arbitrariness of a local autocracy in the governance of the Togolese State.

Contributing to the advent of democratic governance granting, in transparency, the right and freedom to administer oneself and to manage Togo's affairs in full sovereignty is the goal of the Association and the challenge of bringing together patriotic volunteers determined to offer a political alternative for a better tomorrow for every Togolese citizen. The Togo we want is a common good. Every citizen must consider, at one time or another, that he or she can and must contribute in one way or another to the realization of this common good.

CHAPTER 0: HISTORY: ASSOCIATION REPRESENTING THE CITIZENS AND PEOPLES OF TOGO



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and
Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

Since Togo's legal independence, particularly after the coup d'état fomented from abroad that led to the assassination of the first Togolese President, Sylvanus Olympio on 13 January 1963, and the establishment of a dictatorial and autocratic political regime that has endured from father to son, the Togolese people have been obliged to fight for a new system of democratic representation that has so far been denied them. A system that ensures the guarantee of transparency of the elections and allows the political alternative, to ensure the defense of the interests of the Togolese people and the democratic functioning of the State and its institutions.

The dynamics of a peaceful democracy and the lively quest for a better way of living together have given rise to an unprecedented popular momentum. This patriotic impulse has led Togolese children from all walks of life, both on the national territory and outside the country, to federate their energies around a citizen platform. Through this initiative, they have decided to seal their shared vision and structure their citizen actions for the return of trust between the Togolese people and their leaders.

Seriously confronted with a triple crisis: ethical, identity and managerial, Togo is characterized today by the unreality of the separation of powers, a governance based on inequalities of all kinds and exclusion, the absence of concrete prospects for its populations, the lack of transparency and the false representativeness of the Togolese people including its Diaspora of more than two (2) million people, because of the illegitimacy of the government, pose a problem.

CHAPTER 1: JUSTIFICATION OF THE DUTY OF VIGILANCE

It is important to note the extent of Togo's delay in building its living together and its collective prosperity. This delay causes a cycle of increased inequality, poverty and accentuates misery. It has a direct correlation with the lack of electoral transparency and the shortcomings in terms of the truth of the ballot box that goes hand in hand with the lack of truth in public accounts and the high level of corruption.

In a turbulent multipolar world based on increased competitiveness, it is essential to support the entire Togolese population to channel the efforts of citizens towards the emergence of ethics, transparency, and trust in all areas of political, economic, social and cultural life. The multidimensional crises directly related to the question of the representativeness of the Peoples should gradually lead to the emergence of a strengthening of the control of the citizen and the organized Peoples over the action of the rulers.

In order to contribute peacefully and through the dissemination of qualitative information and analysis to a new awareness of the challenges of the 21st century for Togo, CVU-TOGO-DIASPORA is committed to promoting participatory democracy through spaces for dialogue and popular consultation both on the national territory and within the Diaspora. With the advent of the digitalization of knowledge and information dissemination circuits, including social networks, CVU-TOGO-DIASPORA has seen its primary function of information mutate into a real duty of vigilance for the restoration of the truth of the ballot box and the truth of public and private accounts in Togo.

The duty of vigilance implies the peaceful promotion of transparency through influence through all legitimate and legal forms of public information, but also the demand before the courts, accountability in the face of electoral processes that do not conform to the truth of the ballot boxes, public accounts, and do not comply with the national, regional, and international laws in force.

As a citizens' movement structured based on the valorization of competence, exchanges and decision-making carried out in a consensual and ethical framework, CVU-TOGO-DIASPORA has as an asset, the plurality of



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and
Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

opinions as well as a democratic decision-making system based on consensus or majority voting of participants, in the service of the Togolese people and the truth. Faced with the demands of history, it had become important to formalize this Citizens' Movement to better contribute to the political, economic, social, and cultural future of present and future generations. However, the contemporary reality in Togo is characterized by the serious pressure and intimidation that the Togolese government exerts on independent associations, political groups, or financially autonomous citizens, which are subject to permanent threats. As such, the members of these organized structures encounter many pitfalls and roadblocks in their professional lives given the networks of power constituted at the national, regional and international levels.

The need to promote a culture of truth and transparency within the nation requires the creation of a free and independent citizen space capable of transcending the games of the political apparatus while respecting citizenship and democracy. Beyond the private and professional spaces, the Togolese people, women and men, will now have a third dynamic, supportive and unifying space: the citizen space. A well-structured and plastic framework consolidated by resources in expertise to be better heard and to work for the truth of the ballot box and the accounts.

This should make it possible to restore trust and to work towards the construction of a peaceful society reconciled with each of its children. Through this approach, it is a question of following in the footsteps of the citizens' movements of our ancestors, where shared trust was at the heart of the valiant struggle for the independence of our country. All the victories of the people necessarily presuppose confidence in action. The current crisis of confidence is in the light of the degree of marginalization, or at least results, from the non-involvement and sidelining of the people in major political decisions. This testifies to the very narrow limits of the façade of "representative democracy" that has persisted in Togo for several decades, with a form of complicity and cowardice on the part of a certain part of the so-called "*international community*". This translates into the sidelining of the citizens' aspiration in the form of the government's proven contempt for the will of the Togolese people and more particularly of its independent Diaspora, which explains the difficulties in converging the positions of the leaders, whether they are in power or in the opposition.

CHAPTER 2: RESPECT FOR THE TOGOLESE CONSTITUTION

In this context, the citizen approach of the CVU-TOGO-DIASPORA is based on a "*bottom-up*" approach in order to really influence the political and economic governance of Togo. It thus aims to clarify the political debate upstream and avoid the recurrent electoral disputes generated in part by the lack of truth in the ballot box, which is the only way to assess the influence and real weight of political parties within the electorate.

The CVU-TOGO-DIASPORA Association responds to the imperative of coordination and structuring both nationally and internationally the formidable patriotic momentum of solidarity and defense of the truth of the ballot box. Thus, it wants to be a citizen movement at the service of the Togolese populations both inside and in the Diaspora. It is in this capacity that it accepts, voluntarily, to make its own, the requests and grievances of the citizens forming the Togolese people to act.

In addition, the initiative is also based on the provisions of the following articles of the Togolese Constitution, thus taking the opposite view of the present reality of the Togolese State which, under the governance of the "Gnassingbé" system, only applies constitutional law in an arbitrary and discriminatory manner towards all citizens who are not aligned with the single thought of power:



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and
Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

- Article 2: *"The Togolese Republic ensures the equality before the law of all citizens without distinction as to origin, race, sex, social condition or religion. It respects all political and philosophical opinions as well as all religious beliefs. Its principle is the government of the people by the people and for the people. Its motto is: 'Work-Freedom-Fatherland'";*
- Article 21 paragraph 5 of the Togolese Constitution of 19 May 2019 which authorizes and promotes citizen action by encouraging all citizens to defend the Republic and its interests: *"Any individual, any agent of the State is released from the duty of obedience when the order received constitutes a serious and manifest violation of respect for human rights and public freedoms..."*
- Article 26 paragraph 2: *"Everyone has the freedom to express and disseminate by word, in writing or by any other means, his opinions or the information he holds, within the limits defined by law.";*
- Article 38 paragraph 1: *"Citizens and local authorities are recognized as having the right to an equitable redistribution of national wealth by the State";*
- Article 45: *"Every citizen has the duty to fight against any person or group of persons who would attempt to change by force the democratic order established by this Constitution.";*
- Article 113: *"The judiciary is independent of the legislative and executive powers. Judges are subject to the authority of the law in the exercise of their functions. The judiciary is the guarantor of individual freedoms and the fundamental rights of citizens";*
- Article 150: *"In the event of a coup d'état or any coup de force, any member of the Government or the National Assembly has the right and duty to use all means to restore constitutional legitimacy, including recourse to existing military or defense cooperation agreements."*

Strengthened by the non-respect of the above, it is no longer acceptable, after more than 60 years of independence, to envisage the future of Togo without unity of action, anticipation, and strategy, even less without listening to the people themselves and respecting their will.

According to Article 154 of the Togolese Constitution², an Ombudsman, *"independent"* but appointed by decree taken by the Council of Ministers for a renewable term of three (03) years, is responsible for settling non-jurisdictional conflicts between citizens and the administration, except that this settlement of conflicts, like jurisdictional ones, is not successful. On the contrary. Between intimidation, fear and violence, the Togolese people often choose to report on the injustices they have suffered.

Some of these lamentations and complaints arrive at the level of the CVU-TOGO-DIASPORA Association so that action can be taken. It is these complaints from citizens that have led the Association to regularly adjust its statutes and activities, and even to take legal action to defend the interests of the victims of the Gnassingbé system, and more broadly of those who have contributed or are still contributing to its perpetuation, often in violation of the law.

CHAPTER 3: THE IMPERATIVE OF THE INDEPENDENCE OF CITIZENS, IN TOGO AND IN THE DIASPORA

Also we, members of the Citizens' Movement, CVU-TOGO-DIASPORA, constituting with non-members, a coordination network of the Independent Togolese Diaspora (RCDTI);

Anxious to enable the establishment in Togo of a true culture of peaceful representative democracy based on ethics, respect for human rights and attachment to republican values;

Considering that it is of extreme and urgent necessity to accelerate the development of economic prosperity in connection with the social and cultural development of Togo, by promoting the freedom of contribution of all Togolese men and women, including those of the Diaspora to democratic progress, the foundation of



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

a great movement of national solidarity among Togolese, the basis for credible, sustainable, and lasting reconciliation;

Convinced of the importance of coordinating, channeling, integrating, conceptualizing, and proposing consensual approaches to federate the entire Togolese population in a civic melting pot;

Considering it essential to work at the service of all populations, particularly the most disadvantaged, in economic and political arbitrations to promote a harmonious economic expansion where every Togolese will have the chance to access new opportunities for the creation of shared wealth based on institutional rules and ethical procedures, guaranteed by independent and impartial institutions;

Recognizing that the creation of a Citizens' Association beyond political parties and in partnership with other civil society organizations (CSOs) will contribute to the realization of transparent, free and secure elections in Togo, with positive repercussions on economic governance free of corruption and abuse of trust by the people;

Aware that an Association linking Togolese from within and from the Diaspora will make it possible to attract a large mass of Togolese citizens to citizen actions without intimidation, arrogance, clientelism, or "top-down" unilateralism, but on the contrary by promoting the development of transversal relations between citizens,

Wishing the massive return of the expertise, talents and knowledge of Togolese dispersed abroad to Togo as part of a new approach based on circular migration;

Convinced that by offering new opportunities for expression to Togolese citizens within the framework of responsible freedom, Togo will be able to harmoniously amalgamate its traditions and modernism;

Counting on massive popular support to support a non-palliative democracy, economic development that respects biodiversity and the environment as well as harmonious social progress in Togo, in the interest of all Togolese;

Relying on the Law to defend the citizens and the Togolese people, it is necessary, among other things, to refer:

- to Africa with the African Charter on Human and Peoples' Rights (ACHPR);
- at the United Nations with the Universal Declaration of Human Rights; and
- to the European Union with the European Charter of Human Rights (ECHR).

In light of this set of Principles:

We have agreed to create in a common impetus under divine transcendence, the Association called "*Collective for the Truth of the Ballot Boxes - Togo - Diaspora*", abbreviated as *CVU-TOGO-DIASPORA*, governed by the following statutory provisions:

Article 1 - Constitution

The Citizens' Group (Togolese and non-Togolese) of the Diaspora CVU-TOGO-DIASPORA was created, on an international basis, in the wake of the presidential election of 21 April 2002, considering that the results of this election did not reflect the truth of the ballot box, and thus illustrated a serious disintegration of the republican pact of our country. The main aim was to fight corruption in general, that of the electoral system and the non-transparent financial system of the Togolese state. More broadly, it was a question of contributing to the awareness of ethics in politics.



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and
Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

But it is by enlarging that this group decided to constitute on August 31, 2010 among the adherents of the present statutes, a de facto, non-profit association under international law. In consideration of the provisions aimed at ensuring the security of its members, given the liberticidal system in force and its multiple actions both in Togo and abroad, of discreet repression of all political or social activities that do not align with the positions of power and the political system led by F. Gnassingbé in Togo, The de facto association is established with reference to the Law of the French Republic, No. 0177 of 1 July 1901 relating to the Association contract (JORF No. 177 of 2 July 1901 pages 4025, 4026, 4027) and its implementing decree of 16 August 1901, version in force on 10 May 2022.

A de facto association is thus formed between the undersigned, as well as the natural or legal persons who will subsequently adhere to the present statutes, as well as to its Charter, its principles and its peaceful and ethical values based on respect for truth, justice, solidarity, living together, loyalty and peace.

Article 2: Naming

The name of the Association is:

- **COLLECTIVE FOR THE TRUTH OF THE BALLOT BOXES - TOGO AND DIASPORA known as "CVU-TOGO-DIASPORA"**, and operates as:
 - A vigilance group for the restoration of the truth of the ballot box and the truth of public and private accounts in Togo.
 - The modus operandi is based on the duty of vigilance and transparency through influence, including through reflections, analyses, communiqués, advice, and peaceful actions and in accordance with national, regional and international laws.
 - As an international civil society organization (CSO), it is a question of raising the individual and collective awareness of the citizens of the world for a better control of public action in the service of the People, namely Togolese citizens, organized or not, in associations or groups. Priority is given to the Togolese people.
 - At the legal level, it is a question of assisting, representing, and bringing to justice the victims of non-compliance with the Constitution, the rule of law, the lack of truth in the ballot box, and the lack of truth in public and/or private accounts, corruption and more generally the loss of sovereignty, declined in all its forms.

Article 3 - Registered office and capacity to sue

- The registered office is located at the following address:
 - CVU-TOGO-DIASPORA
 - Wendlingerstrasse 36/5. A – 2232 German - Wagram. Autriche
 - For security reasons, the registered office may be transferred by simple decision of the Board of Directors/on the proposal of the Chairman or at an extraordinary general meeting.
 - Exchanges with members of the management will be carried out electronically securely.

The desire of CVU-TOGO-DIASPORA not to declare this de facto association to the local authorities of a country is due to its international form and the dispersion of its members and sympathizers.

- Also, the de facto association, although it is not officially registered with a local authority, cannot prevent it from applying to acquire legal capacity if it is a requirement justified by a legal authority;



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and
Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

- However, as it is a sworn declaration of the creation of a de facto association, CVU-TOGO-DIASPORA has the capacity to take legal action before the appropriate courts, to ensure its defense, that of its members, or third parties, acquire for consideration, possess and administer, without any special authorization.
- Finally, it is not prohibited anywhere that a de facto association cannot take legal action on its own behalf, or on behalf of its members or any civil parties, including more particularly the Togolese people.

Article 4: Long-term objectives

The Association's long-term objective is to contribute to the construction of a culture of truth, justice, unfalsified democracy and transparency in Togo in order to help, both individually and collectively, to revalue the notion of general interest, inclusive wealth creation, development and respect for the national or global public good in order to facilitate the disruptive transformation of political governance practices, economic, social, environmental and societal by ensuring that the interests of the Togolese people are served and defended as a priority, before foreign interests.

Article 5: Short- and medium-term objectives

The purpose of the Association is to carry out reflections, to influence, to fight against "untruth" in all its forms, and to carry out actions with a view to rehabilitating representative democracy through the truth of the ballot box and public and private accounts, to promote ethics in politics, to fight against corruption, tax fraud or any other breach of probity, at the local, national and international levels by promoting accountability and transparency whenever the State is deficient in terms of transparency.

Under the term "truth of the ballot box and truth of public and private accounts", the Association targets all forms of embezzlement, misdemeanors, crimes and failings, including all forms of corruption of legal processes including conflicts of interest, misuse of corporate assets, influence peddling, buying of conscience, embezzlement of public funds, the illegal taking of interests and more generally any breach of public probity, in all its modern forms, digital or by proxy or intermediary agents.

It produces and communicates information on themes of societal progress and carries out actions with a role of awareness, education, vigilance and prevention for its members and sympathizers, as well as for anyone adhering to its ethical principles.

The main objectives of the de facto citizen association "CVU-TOGO-DIASPORA" are to:

- bringing together expertise to raise awareness of the duty of vigilance;
- to build a society of trust in Togo;
- to contribute to the rebuilding of Togo under the aegis of a true democracy, consolidated by the free expression of the truth of the ballot box and the truth of accounts, the guarantee of the preservation of freedoms, the strict respect of the separation of powers and the establishment of ethical governance promoting shared economic prosperity;
- to base its approaches, reflections, decisions, and actions on the choices and wishes of the Togolese people, based on a "bottom-up" approach;



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and
Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

- to manage in a dual manner between the actors active in the Diaspora and those active in Togo, the production of democratic and consensual positions and decisions, failing that based on a democratic vote by show of hands;
- to influence political, economic, financial, environmental, social, and societal decisions;
- to support a free, plural, contradictory and courteous debate.
- to ensure permanent contact, confidential, if necessary, with its public and its supporters by electronic contact at the following address: info@afrocentricity.info,

Article 6 - Duration

The duration of the Association is unlimited.

Article 7 - Members

Two categories are planned:

7.1 – Individuals

The Association is made up of active members and supporters, with honorary members or donors.

Active members are those who participate effectively in the functioning of the Association, and who pay each year a membership fee in the form of a financial contribution or intellectual or other activities allowing the influence of the Association.

Sympathizers are all the people who, directly or indirectly, provide support to the Association, in all forms, including media coverage.

Honorary members or donors are non-active members who decide to partially or totally support one or more initiatives of the Association in various forms including:

- An exceptional financial contribution in support of a one-off action;
- A contribution in the form of donations of equipment, services or other advertising or media materials based on a free amount and at their discretion;
- The principle of the contribution was not retained for reasons of independence and most of the financing is provided by the General Management;
- Honorary members or donors are requested to contribute only on the basis of a specific project of the Association; the contributions are then allocated exclusively to this project.
- Personalities who have agreed to associate themselves with the Association but remain anonymous given the security imperatives related to the system of denunciation and nuisance in professional life established by the power in place.



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

7.2 - Corporations

The legal persons who are members of the Association must appoint one or more legal representatives to take part in its decisions and activities. Contributions can be in-kind or financial and can only come from verifiable and ethical sources.

Article 8 – Membership, admission, disbarment, resignation

8.1 Membership of the CVU-Togo-Diaspora and Responsibility

The CVU-Togo-Diaspora is a free, autonomous, and independent citizens' movement. It does not respond to the injunction and pressures of any political or esoteric entity.

Membership of the CVU-Togo-Diaspora is free and open to any natural or legal person without distinction of social or political origin, race, nationality, religion, enjoying his or her civil and moral rights and having the same aspirations as those of the Association.

To join the Association, all applicants must send a written request to the Board of Directors and provide a point of contact (at least an email address). He will have to specify if he is an adult (over 18 years old). He may also propose an article for publication that can serve as membership if it meets the minimum conditions for defending the interests of the Togolese people. Participation in the Management Committee is done by co-optation by the members of the Management Committee and can only take place 2 months after formal membership.

After studying and giving a favorable opinion on the membership application, the person is invited to fill in a membership form and to pay a symbolic and optional membership fee, the amounts of which are at the discretion of the newcomer. The notification will consist of the registration of the new member in the association's database with automatic registration on the Association's websites (www.cvu-togo-diaspora.org). Whenever possible, members of the Association will be able to obtain an email address on file with the Association to facilitate networking.

8.2 - Admission

The principle of admission and resignation is voluntary.

The Association is open to all, without conditions or distinctions. The only requirement is to defend the interests of Africa, Africans, and Afro-descendants in the face of disinformation or to provide elements of truth about history to increase the collective knowledge of peoples and raise awareness. Written contributions in the form of articles are automatically admitted as sympathizers.

All other admissions of members are decided by the Executive Board on a consensual basis. A refusal of admission is systematically justified by the General Management or by the President in office.

8.3 - Radiation

Membership of the Association is lost in the event of death, resignation, or removal from the register by the President and/or the General Management. It may happen that for specific projects, a management board or an implementation group is created. The removal of members is automatic when three consecutive and



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

unjustified absences from meetings are noted. There is no need to make contribution refunds since the principle of membership fees has not been adopted and it is made on a voluntary basis.

The disbarment for prolonged unjustified absence and serious misconduct, including treason or denunciation, mainly related to a lack of loyalty to the sovereignty of the Togolese people.

8.4 - Resignation

The resignation must be sent to the President of the Association in writing, registered letter with acknowledgement of receipt or email, to the Director General who acts as President or to the team in charge of management.

The removal of a member is pronounced by the General Management in the event of repeated unjustified absences, or serious misconduct on the basis of a motivation provided by the General Management or the President and after having allowed the member or sympathizer concerned to defend himself/herself.

Article 9 - Contributions and resources

9.1 Contributions

The members and supporters of the Association contribute to the material life of the Association by contributing at their discretion, if possible, in Euros.

No amount is set each year by the Presidency, the General Management, the Executive Board or, if applicable, a Board of Directors related to a specific project.

The payment of a contribution is made each year at the discretion of the donor.

In addition to the flat-rate contributions, the Association's resources come from:

- subsidies from the Presidency and the General Management;
- various supports and contributions from sympathizers;
- contributions of the material, equipment or other intellectual or media contributions;
- donations; and
- any other resource permitted by law.

In the event of a lack of voluntary contributions, an exceptional contribution will be made by the President of the Association, for legal activities.

9.2 Resources

The Association's resources are made up of:

- membership fees (optional);
- ordinary contributions, the amount of which is set by the General Assembly;
- income from its various actions and income-generating activities;
- subsidies, grants, donations, etc. ;
- loans and all resources authorized by law;
- expertise resources;



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

- resources in kind.

The Association's resources are deposited in its name in the banking institutions selected by the Management Committee, the joint signatures of two officials, namely the Coordinator of the Management Committee and the person in charge of finance or a designated member of the Management Committee, being necessary for each operation on the account. Delegations of power are indicated in the framework of the Association's internal regulations.

In the event of force majeure, and on an exceptional basis, the signature of one of the responsible members of the Management Committee will be authorized by the coordinator or his representative and will be sufficient for any operation on the account.

9.3 Separation of regular and non-core resources

Resources should remain separate and independent from special resources to ensure transparency of accounts.

At the request of the Association and in the event of force majeure, the provider of exceptional resources may be asked to contribute from time to time to activities falling within the scope of ordinary resources.

Each special resource will be constituted as a special fund, the terms of which are to be defined with the contributor of financial resources or in expertise or in kind.

9.4 Resource Utilization

The commitments and actions of the Association are limited to the resources available and can only serve the interests defended by the Association.

The resources of the Association are exclusively intended to finance the achievement of its objectives within the framework of the law and by peaceful means.

Article 10 - Board of Directors

10.1 - The Board of Directors

The Association is managed by a flexible structure called the Board of Directors.

It is composed of at least five (5) members elected from among the members/sympathizers during an electronic meeting serving as an Ordinary General Assembly, for a period of 3 years, renewable without interruption.

He is in charge of the management, promotion and media coverage of the Association. He is vested with the most extensive powers to carry out or authorize any action within the limits of its purpose. He supervises the management of the members of the executive board, and has the right to hold them accountable for their acts and decisions. Finally, it adopts the annual accounts and establishes the budget of the Association or specific projects if necessary.

Decisions of the Board of Directors are taken by an absolute majority of the members present or represented / without quorum. In the event of a tie, the President shall have the casting vote.



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

The Board of Directors meets at least twice a year, at the invitation of the Chairman or at the request of at least 50% of its members. The latter carry out their tasks without any financial compensation.

10.2 - The Executive Board

The Board of Directors elects from among its participants at least three (3) members constituting the Bureau: a President, a Treasurer and a Secretary General. They are in charge of the day-to-day management of the Association. The Secretary General acts as treasurer as long as the budget of the Association is provided by the Presidency.

- a. The President (or Director General)* represents the Association in all its acts of civil life. He is vested with all powers, and can therefore initiate legal proceedings in his name, present himself as a defender. It convenes the members of the Association to general meetings, orders expenses and may decide on the transfer of the Association's headquarters.
- b. The Treasurer* decides on current expenses and keeps the accounts of the Association. It presents a financial report to each general meeting. It makes all payments and records all revenue. He may have a special mandate to carry out banking acts on behalf of the Association.
- c. The Secretary-General* acts on delegation from the President for the administration, organization and proper functioning of the Association. In particular, he draws up the minutes of the general assemblies, and transcribes them in the registers.

Article 11 - General Assembly

11.1 Ordinary General Meeting

The Ordinary General Assembly includes all members of the Association present or represented. It meets annually electronically, on a date decided at the discretion of the General Management.

A notice of meeting with the agenda is sent to members by e-mail at least 15 days before the scheduled date and confirmation of attendance is required. Meetings are held electronically and by videoconference.

The president, assisted by the members of the council, presides over the meeting and presents to the members:

- the report (oral or written) in the form of an inventory of the Association, at least once a year;
- the activity report;
- the financial report; and
- any other relevant documents on the agenda.

The treasurer shall give an account of his management and submit the annual accounts to the assembly for approval.

The General Assembly sets the amount of the annual contributions expected by the different categories of members or sympathizers and ensures that the Presidency can substitute itself for the absence of contributions.

Decisions are taken by a majority of the votes of the members present or represented.



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

Only the votes of the members present are considered. The quorum is set at a minimum of 3 votes present. Each member of the Association shall have one vote. Otherwise, the meeting is postponed.

All deliberations are taken by a show of hands, except for the election of the members of the council.

The decisions of the general meetings are binding on all members, including those who are absent or represented.

After the agenda has been exhausted, the outgoing members of the council are renewed. The deliberations of the ordinary general meeting are transcribed in minutes signed by the President.

11.2 Extraordinary General Meeting

If necessary, or at the request of half plus one of the registered members, the President of the Association may convene an extraordinary general meeting, in accordance with the procedures laid down for ordinary general meetings, and only for the purpose of amending the statutes, dissolving the Association, striking off a member, or for acts relating to immovable property.

Deliberations are taken by a majority / two-thirds of the members present / of the votes cast. They shall be recorded in a report.

Article 12 - Allowances

All functions, including those of the members of the board of directors and the office, are free of charge and voluntary. Only the expenses incurred in the performance of their mandate are reimbursed on the basis of supporting documents. The financial report presented to the ordinary general meeting shall present, for each beneficiary, the reimbursement of mission, travel or representation expenses.

Article 13 - Rules of procedure

Internal regulations will be established by the Board of Directors which will have them approved at the ordinary general meeting of the Association, as soon as the Association exceeds 20 permanent members and the subscriptions exceed 25,000 Euros per year on a permanent basis.

Any such by-law is intended to fix the various points not provided for in these statutes, particularly those relating to the internal administration of the Association. In practice, points not provided for in the articles of association are settled amicably.

Article 14 - Gifts

The annual report and accounts are not sent to the country's public authorities every year, precisely for reasons of independence, security and flexibility. It is for this reason that the status of de facto association was chosen.

Where appropriate, the Association undertakes to present its registers and accounting documents at the request of the administrative authorities with regard to the use of donations that it would exceptionally be authorized to receive, to allow its establishments to be visited by the representatives of these competent authorities and to report to them on the operation of the said establishments.



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

Meetings in the form of teleconferences will also be recorded in a register of numbered and dated press releases which will be presented to the administrative or judicial authorities whenever requested.

Article 15 – Dissolution of the Association

In the event of dissolution of the Association for any reason whatsoever, one or more liquidators are appointed at an extraordinary general meeting.

Given that most of the equipment and net assets belong to the Presidency, the net assets available will revert to the Presidency.

However, it is provided that part of these net assets from donations or other exceptional contributions may be devolved to a non-profit organization / an Association with a similar purpose in accordance with the decisions of the extraordinary general meeting that decides on the dissolution.

Article 16: Management Committee in the event of force majeure

The Provisional Management Committee is composed of 5 members:

- the Coordinator of the Steering Committee known as the General Coordinator or President
- the Financial and Accounting Manager;
- the Legal Officer (subcontracted lawyer);
- the Communications Officers;
- the IT and Internet Manager (subcontracted).

Article 17: Comprehensive review

The minor or in-depth revision of these Statutes may be made by the General Assembly by a majority of at least 2/3 of its members. In the event of an impediment, this work may be carried out by the Management Committee by a 2/3 majority.

Article 18 : Dissolution

The dissolution of the Association may take place by virtue of a decision taken by the Extraordinary General Assembly by a majority of 4/5 of its members. In the event of the dissolution of the Association, the remainder of its assets, after the discharge of its debts, shall be bequeathed to any organization, association or institution pursuing similar aims or, failing that, in the case of special funds, these shall be transferred to the donor.

Rule 19: Rules of procedure

The Management Committee shall draw up internal regulations for the implementation of these statutes.



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

Article 20: Entry into force of the Statutes of the CVU-TOGO-DIASPORA

These statutes, as updated, shall enter into force upon their adoption by the plenary session or by agreement of the Governing Board

Article 21: Force majeure

If the Association is prevented from functioning due to political interference, the Association will automatically work clandestinely, particularly in relation to the Togolese authorities, and will have its status readjusted.

Article 22: Contentious appeal by CVU-TOGO-DIASPORA

22.1 Main reasons for going to court

The following main reasons for the Association's contentious appeal are related to a violation of the truth of the ballot box and the violation of public and private accounts in the broad and economic sense, at the expense of the Togolese people.

These are mainly the following violations and non-compliance with the law:

- Lack of respect for the rights of children, women, men, and peoples
- Non-compliance with the Togolese Constitution
- Failure to respect the truth of the ballot box
- Failure to respect the truth of public and private accounts
- Excess of power in all its forms and tortures
- Corruption, fraud and financial delinquency and their derivatives
- Assault, misdemeanor, crimes related to the Togolese people.

22.2 Subject matter of the appeals:

- Have the violation of the law established
- Request the annulment of a decision of the Togolese administration because it would have violated the rule of law, if possible, retroactively;
- To ask for damages for the victims, in particular the civil parties and the Association.
- The victims are those who have approached CVU-TOGO-DIASPORA as well as those who, out of fear or intimidation, have not been able to do so given the balance of power and the abuse of rights in fact and on the ground.



CVU-TOGO-DIASPORA

Collective for the Truth of the Ballot Box - Togo and Diaspora

www.cvu-togo-diaspora.org
info@cvu-togo-diaspora.org

Article 23. Signatures

These articles of association are drawn up in three (3) original copies. A copy is sent to each member of the Executive Board.

Updated at Deutsch-Wagram, Austria, October 24, 2023 based on status dated August 31, 2010³.

Signature of the President/CEO	Signature of the Director of Communications	Signature of the Secretary-general
M. Dr. Yves Ekoué AMAÏZO	Mr François FABREGAT	M. Mathieu D'ALMEIDA

Note:

¹ Law of 1 July 1901 on the Association contract (Version in force on 09 May 2022):

<https://www.legifrance.gouv.fr/loda/id/JORFTEXT000000497458/#:~:text=Toute%20Association%20fond%C3%A9e%20sur%20une,nulle%20et%20de%20nul%20effet;>

<https://www.legifrance.gouv.fr/loda/id/LEGITEXT000006069620/#:~:text=Toute%20personne%20a%20droit%20de,ses%20frais%20exp%C3%A9dition%20ou%20extraite.>

² Article 154 of the unilaterally amended Togolese Constitution of 19 May 2019: "A Mediator of the Republic is established to settle non-jurisdictional conflicts between citizens and the administration. The Mediator of the Republic is an independent administrative authority appointed by decree issued by the Council of Ministers for a renewable term of three (03) years. The composition, organization and functioning of the services of the Mediator of the Republic shall be determined by an organic law."

³ The original status of August 31, 2010 has been adjusted four times to adapt to the changing world: March 2, 2012; then on March 12, 2022, then on May 12, 2022 and finally on October 24, 2023, mainly following the resignation or admission of certain members.