

**AFRINIC POLICY DEVELOPMENT
APPEAL COMMITTEE
TERMS OF REFERENCE
Version 3 - Approved 08 July 2021**

(A) COMPOSITION

1. There shall be a standing Appeal Committee of three to be appointed by the Board of Directors and made up as follows:
 - a. One representative of the Address Supporting Organisation Address Council (ASO-AC);
 - b. One former Chairperson or Vice-Chairperson of the Board
 - c. One representative of the Governance Committee.
2. For the purpose of the above, the Board of Directors shall ensure that the persons being appointed hold such competence and ability to exercise independent judgment, act impartially and with integrity.
3. The Board of Directors may at any time as it deems appropriate, acting in good faith and on valid reason(s), remove the appointment of any one or simply reconstitute the whole committee, as the case may be.
4. For avoidance of doubt, the quorum of the Appeal Committee shall be the two (2) appointed members and decisions of the committee shall be according to the majority rule.

(B) TERM

- d. The members of the Appeal Committee shall be hold office for one calendar year starting from 01 January to 31 December.
- e. Notwithstanding the above and as a transitional measure, the initial members being appointed by the Board of Directors shall hold office until 31 December 2021 and may be eligible for re-appointment thereafter.

(C) DUTIES

1. The Appeal Committee shall act in accordance with the present ToR by conducting a review of the decision-making process adopted by the PDWG's Co-Chairs reaching their decisions - section 3.5(2) of AFRINIC's Consolidated Policy Manual refers.
2. In delivering its duties, the Appeal Committee shall conduct a review as to whether:
 - a. The Co-Chairs misapplied and/or misinterpreted the provisions of AFRINIC's Consolidated Policy Manual;
 - b. The Co-Chairs acted irrationally and with procedural impropriety;
 - c. The Co-Chairs's decisions or actions, as the case may be, were disproportionate;
 - d. The Co-Chairs acted unfairly, thus depriving all members of the PDWG a fair opportunity to contribute on a matter under discussion;
 - e. The Co-Chairs failed to ensure that any objection or concern raised in respect of a policy proposal, was adequately addressed.
3. For the sake clarity, it is important to note that the role of the Appeal Committee is not to determine whether a policy proposal ought to have obtained consensus or not (section 3.5(2) of AFRINIC's Consolidated Policy Manual refers) in as much as the Appeal Committee cannot substitute itself to the PDWG or its Co-Chairs; but to ensure that the decision-making process of the Co-Chairs were fair and consistent with AFRINIC's Consolidated Policy Manual.

SIGNED: