

Unofficial English translation of
DIÁLOGO - PRESIDENTE DA REPÚBLICA E CANDIDATOS PRESIDENCIAIS
PROPOSTA DE TERMOS DE REFERÊNCIA
DO CANDIDATO PRESIDENCIAL VENÂNCIO MONDLANE
Maputo, aos 22 de Novembro de 2024

**DIALOGUE - PRESIDENT OF THE REPUBLIC AND PRESIDENTIAL CANDIDATES
PROPOSED TERMS OF REFERENCE OF VENÂNCIO MONDLANE, PRESIDENTIAL
CANDIDATE**

Maputo, 22nd November 2024

1. Introduction

Article 2.1 of the Constitution of the Republic (CRM) states that sovereignty resides in the people. From this, it follows that this document, which we refer to as the terms of reference (TOR) for an inclusive dialogue, must be open to the contributions, observations and criticisms that the Mozambican PEOPLE and its institutions consider to be pertinent, opportune and indispensable. To this end, we have made available the email address (venamondlane@gmail.com) to which all sensitivities can be sent. His Excellency the current President of the Republic, Filipe Jacinto Nyusi, is a signatory to the expression that 'the People are the Boss.'

At the same time, Mozambicans have consecrated Engineer Venâncio António Bila Mondlane, the Elected Candidate, as the People's Candidate, because he is and will be a president of all, for all and with all, where, without discrimination, the opinion of any citizen, as advocated by the CRM in its Articles 35 and 36, will always prevail.

In order to avoid suspicion and eliminate secrecy in the discussion of matters of sovereignty, and to allow the broad participation of all the living forces of society in the vital affairs of the nation, similar to what the candidate Venâncio Mondlane did with his election manifesto, and has done with the appeals, complaints and denunciations submitted by PODEMOS to various institutions linked to the administration of justice, among others, we present below the format, its justification and the terms of reference.

2. Format

The proposer of these TOR believes that the issue of sovereignty and fundamental rights is not the exclusive monopoly of political parties, and that all citizens, individually or represented in public and private organisations, have the inalienable and imprescriptible right, within their capacities and availability, to actively participate in the discussion and decision of the country's affairs, under the terms of articles 45 and 78 of the Constitution of the Republic (CRM).

By means of this letter, we respond to the invitation of His Excellency the President of the Republic for a serious, fraternal, honest, frank and inclusive dialogue. Without prejudice to other suggestions, we propose the following format:

I. Institutions of the Mozambican State

- Conselho Constitucional;
- Assembleia da República;
- Tribunal Supremo;
- Tribunal Administrativo;
- Gabinete do Primeiro Ministro;
- Procuradoria-Geral da República;
- Ordem dos Advogados de Moçambique;
- Ordem dos Médicos de Moçambique.

II. Presidential candidates and their respective teams

- Lutero Simango;
- Daniel Chapo;
- Venâncio Mondlane and;
- Ossufo Mamade.

III. Individuals

- Arcebispo Dom João Carlos Nunes;
- Maulana Nazir Lunat;
- Prof. Doutor Severino Ngoenha;
- Prof. Doutor Narciso Matos;
- Prof Doutor Brazão Mazula;
- Prof. Doutor João Mosca;
- Prof. Doutor Roberto Tibana;
- Jurista Constitucionalista Teodato Hunguana;
- Juiz Jubilado João Trindade;
- General Bertolino Capetine;
- Capitão Tenente, Abdul Machava;
- Prof. Doutor Adriano Nuvunga; - Paulina Chiziane;
- Fátima Mimbire;
- Quitéria Guiringane.

IV. Observers

- Nações Unidas;
- União Africana.

3. Justification for the choice of format

This format aims to respond to the invitation formulated by His Excellency the President of the Republic, Filipe Nyusi. The invitation was not accompanied by Terms of Reference. This basis given by the host allows the guests to improve the dialogue, not least because it takes into account that the motto of the invitation comes in the wake of the current post-election crisis related to fundamental issues of the state. So if, on the one hand, the existence of a broad and representative panel will meet the expectations of the people, on the other, it responds to the desire for transparency, a materialisation of the 'open doors' that are indispensable for structuring projects of this nature.

It is also clear that the organisations and individuals mentioned have publicly raised various problems and challenges and presented possible solutions. In this order of factors, the majority of Mozambicans yearn for a reform of the Mozambican state in the areas of security, peace, justice, education, health, the economy, agriculture, education, the electoral system and the exploitation of natural resources. In this context, we believe that this format is duly constituted to debate and respond to the aforementioned issues.

4. Terms of Reference

Preliminary points

- In order to make it legally feasible for the Elected Presidential Candidate Venâncio Mondlane and his team to take part in the above-mentioned Dialogue, it is essential to immediately restore his fundamental rights and freedoms, which have now been restricted as a result of the illegal, partial and immoral legal proceedings brought by the Attorney General of the Republic (PGR) against him, partial and immoral legal proceedings brought by the Attorney General's Office (PGR) before the Maputo City Judicial Court against the Candidate, which culminated in the blocking of his bank accounts, arrest orders, and the existence of search and arrest warrants. In view of the fact that these illegal, partial and immoral judicial proceedings directly limit the civil and political life of the

Candidate, prevent his free movement and his full freedom, **the judicial proceedings in question must be immediately terminated**;

- That the participation of Elected Candidate Venâncio Mondlane be virtual;
- Free and daily access to the sessions by the press in the dialogue, whether through briefings, minutes, memoranda and reports, as well as participation in some phases of the dialogue;
- Release of all those arrested in connection with the demonstrations;
- Guarantees of political and legal security for the actors and players in the crisis dialogue;

Agenda proposals

1. Restoring electoral truth and justice;
2. Criminal and civil liability for those involved in falsifying electoral process and electoral documents;
3. That in 6 months, priority be given to harmonising and satisfying all the demands of the various professional classes, especially teachers, doctors, nurses, judges, prosecutors, the civil service, police officers, reservists, pensioners and others.
4. A public apology, compensation to the victims and families of demonstrators (or not) killed by gunfire and other types of aggression suffered or because of police action in the context of the demonstrations, in an amount not less than 500,000.00Mt; Primary, Secondary and University Scholarships for minors and others affected in the context of the demonstrations;
5. A public apology to the national and international press for the violation of fundamental rights that have been directly curtailed by government entities, such as freedom of the press and freedom of information;
6. Constitutional and state reform;
7. Financial, economic and fiscal reform;
8. Reform of electoral bodies and legislation, such as the abolition of the CNE and STAE, etc;
9. Creation of the Law on removing parties from the State and the Political Responsibility of Elected State Bodies;
10. Creation of the Law on the Separation and Interdependence of sovereign bodies, with a Model for appointing the highest representatives of judicial bodies;
11. Reform of the police sector with an emphasis on combining the need for independence and separation of powers, such as the case of a police and investigative unit for the POR;
12. Building three million homes for young people in five years;
13. Creation of a 500 million US dollar funding line for youth initiatives and female entrepreneurship;
14. Updating old age pensions based on inflation;
15. Updating retired persons' pensions on the basis of inflation;
16. Commitment to eliminate kidnappings and abductions within a period of 06 (six) months,

17. Creation of the Law on Amnesty for Crimes and exclusion of civilliability,
18. Elimination of insurgency in Cabo-Delgado in less than one year;
19. Reflection on how to immediately minimise the burden of the cost of living on the population and improve social action policy with a focus on widows and the disadvantaged;
20. Free lunch, school supplies and uniforms for primary school children
of 1st to 5th class.

The proposer
Venancio António Bila Mondlane
Elected Presidential Candidate