

BY-LAWS

OF THE INDIGENOUS PEOPLES ALLIANCE OF THE ARCHIPELAGO (AMAN)

**Adopted during the Fifth National Work Meeting
of the Indigenous Peoples Alliance of the Archipelago
(RAKERNAS AMAN V)**

Wanua Koha, Minahasa, North Sulawesi, 16 March 2018

CHAPTER I ATTRIBUTES

Article 1

1. AMAN's banners shall be AMAN's flags and all attributes which shall display AMAN's logo.
2. The AMAN logo:
 - a. Four men and women shall illustrate the indigenous peoples' struggle for their rights and indigenous sovereignty and wisdom,
 - b. Closed fist shall mean struggle and resistance,
 - c. Staff shall symbolize power (sovereignty) under collective leadership,
 - d. Head band shall mean indigenous symbols worn by either men or women,
 - e. Major islands in front of the four men and women shall depict the presence of indigenous peoples in the archipelago which is now under the hegemony of Indonesia,
 - f. Four people, comprising two indigenous men and two indigenous women, behind the Indonesian Archipelago shall have a philosophical meaning of "returning to the time before Indonesia, which was the archipelago",
 - g. Field of white, orange islands, and the four people (men and women) in orange and black,
 - h. The text Indigenous Peoples Alliance of the Archipelago is the name of the AMAN organization.
3. AMAN's hymn shall be titled "*Janji AMAN*".
4. AMAN's mars shall be titled "*Berdaulat, Mandiri dan Bermartabat*".
5. In addition to hymn and mars, AMAN shall have songs depicting the struggle to be sung during the organization's events.
6. AMAN's banner, hymn, and mars shall be inseparable from AMAN's Statutes and By-Laws and shall be appended to this By-Laws.

CHAPTER II MEMBERSHIP AND CADRES

Article 2 Membership

Mechanisms and requirements for proposing Indigenous Community as Candidate Member by AMAN member:

1. Ensure that candidate community member has met all requirements whose procedures shall be further established in the organization regulations.
2. Assist candidate member in completing membership forms.

3. Assist candidate member to prepare and submit membership application form to AMAN Executive Body (Local, Regional, and National Chapters).

Article 3

Cadres

1. AMAN cadres shall be from indigenous communities who are AMAN members whose data is listed and registered nationally in the AMAN organization.
2. AMAN cadres shall be classified into four categories: Primary Cadre (*Kader Utama*), Beginner Cadre (*Kader Pemula*), Mover Cadre (*Kader Penggerak*), and Leader Cadre (*Kader Pemimpin*)
3. AMAN cadres whose data are listed and registered based on the classifications shall have the right to obtain a cadre card.

Article 4

Membership and Cadre Dues

1. Membership dues:
 - a. Membership dues shall be mandatory contributions paid by AMAN members to be coordinated by the indigenous peoples committee to the organization executive body as a form of commitment to the organization.
 - b. AMAN members' dues as stated in Paragraph (1) shall be IDR 120,000 (one hundred and twenty thousand Rupiah) per year or IDR 10,000 (ten thousand Rupiah) per month.
2. Cadre dues:
 - a. Cadre fees are mandatory and voluntary individual contributions which shall be paid by *Kader Penggerak* and *Kader Pemimpin* AMAN as a commitment to strengthen the organization's finances.
 - b. Cadre's dues as stated in Paragraph (3) shall be mandatory contributions of IDR 24,000 (twenty-four thousand Rupiah) per year or IDR 2,000 (two thousand Rupiah) per month, and voluntary contributions based on the cadre's ability.
3. Members and cadres' dues shall be made through the Local Chapter, Regional Chapter, or National Chapter, and maybe paid in full for several years or by installments.
4. Dues payment as stated in Paragraph (3) shall be made through the organization's bank account registered under AMAN National Chapter.
5. Members and cadres' dues shall be used to improve members relations, as stimulant to improve the performance of the organization, program, or other local, regional, and national activities, in which 50% shall be allocated for Local Chapters, 40% for Regional Chapters, and 10% for National Chapter.
6. Members and cadres' dues shall be allocated 100% for AMAN National Chapter if Local and Regional Chapters have not been established.
7. Members and cadres' dues shall be paid at the end of the year at the latest.
8. The use of and accountability of funds sourced from dues as stated in Paragraph (7) shall be made accountable by each chapter level of the AMAN organizational structure.
9. AMAN member communities who fail to fulfill their duties of paying their dues shall be penalized by being denied from participating in activities, programs, and from receiving organizational services.
10. Sanction mechanisms shall be fully entrusted upon Local or Regional Chapters, unless Local or Regional Chapters have not been established, in which case sanctions shall be provided by the National Chapter.
11. AMAN members fees can be paid in non-cash payments in accordance with the AMAN

member's local conditions.

Article 5

Cadre Acceptance Mechanisms, Requirements, and Capacity Building Guidelines

1. *Kader Utama* as stated in Article 3 Paragraph (2) of this By-Laws shall be the initiators, founders, and comrades to the vision of the Indigenous Peoples' movement who have been tested continuously for at least 15 years, and their proposal and approval shall be established in AMAN National Chapter Regulation.
2. Cadre recruitment and capacity building shall be carried out in the following stages:
 - a. *Kader Pemula* are prepared by communities and recruited by AMAN Local Chapter,
 - b. *Kader Penggerak* are prepared and recruited by AMAN Regional Chapter,
 - c. *Kader Pemimpin* are prepared and recruited by AMAN National Chapter.
3. Requirements to become *Kader Pemula*:
 - a. Member of AMAN member community,
 - b. Recommended by community leader,
 - c. States his/her willingness to become cadre and completes cadre registration forms.
4. Requirements to become *Kader Penggerak*:
 - a. Member of AMAN member community,
 - b. Has completed *Kader Pemula* stage,
 - c. Understands Statutes and By-Laws and other valid AMAN regulations.
5. Requirements to become *Kader Pemimpin*:
 - a. Member of AMAN member community,
 - b. Has completed *Kader Pemula* and *Kader Penggerak* stages,
 - c. Proven to carry out tangible actions in the protection, defense, and service for communities,
 - d. Militant and loyal to AMAN.

CHAPTER III

ORGANIZATIONAL STRUCTURE AND EXECUTIVE BODY, ITS AUTHORITIES AND DUTIES

Article 6

Tasks and Functions of DAMANNAS

1. DAMANNAS' task shall be to communicate and coordinate with their respective regions.
2. Oversight Functions of DAMANNAS shall include:
 - a. Carrying out monitoring and evaluation of organization's implementation of its work program.
 - b. Carry out evaluation of the organization's development report as presented by AMAN Secretary General.
 - c. Oversee the organization management, revenue, and expenditures.
3. DAMANNAS' Budgeting functions shall include:
 - a. With AMAN Secretary General, prepare the Organization's Revenues and Expenditures,
 - b. With AMAN Secretary General, raise funds for the organization.
4. Legislative/Policy Functions of DAMANNAS shall include:
 - a. With AMAN Secretary General, develop organization regulations.
 - b. With AMAN Secretary General, develop organization policies.
 - c. Assess and review policies which are not in accordance with Statutes, By-Laws, and regulations of the organization.

Article 7

DAMANNAS Recall Procedures

1. In the event of an alleged violation of AMAN Statutes, By-Laws, and other valid regulations by DAMANNAS member, fact-finding mechanism shall refer to Article 22 of this By-Laws.
2. In the event of resignation of a DAMANNAS member, this shall be proven by a letter of resignation.
3. Recall candidate for DAMANNAS shall be proposed by members through AMAN Regional Chapter in coordination with the associated Local Chapter.
4. Recall for DAMANNAS shall be determined during the National Chapter Meeting (*Rapat Pengurus Besar/RPB*).

Article 8

DAMANNAS Election Procedures

1. DAMANNAS candidate shall be proposed by Regional Chapter based on recommendations from communities and Local Chapters.
2. Election of DAMANNAS member shall be done by each region.
3. Appointment of DAMANNAS member shall be done during Congress of the Indigenous Peoples of the Archipelago (*Kongres Masyarakat Adat Nusantara/KMAN*).

Article 9

Appointment of Interim Officers AMAN Secretary General

1. In the event of an alleged violation of AMAN Statutes, By-Laws, and other valid regulations by AMAN Secretary General, fact-finding mechanism shall refer to Article 22 of this By-Laws.
2. In the event of resignation of AMAN Secretary General, this shall be proven by a letter of resignation.
3. DAMANNAS shall consult with AMAN Local and Regional Chapters to collect aspirations for proposed Interim AMAN Secretary General which shall be done through an official letter and shall be submitted to DAMANNAS.
4. DAMANNAS shall carry out deliberations and consensus to appoint Interim AMAN Secretary General and shall be produced through a deliberations report.
5. The appointment of the Interim AMAN Secretary General by DAMANNAS shall be done in 1 (one) year at the latest, and definitive AMAN Secretary General election shall be done through Extraordinary Congress of the Indigenous Peoples of the Archipelago (*Kongres Masyarakat Adat Nusantara Luar Biasa/KMANLUB*).

Article 10

Duties of Interim AMAN Secretary General

1. With regards to the running of the organization, duties of the Interim AMAN Secretary General shall include:
 - a. Operational duties in the AMAN National Chapter Secretariat,
 - b. Hold KMANLUB with DAMANNAS,
 - c. Issue operational decisions for the organization following consultation with DAMANNAS.
2. For substantive and strategic decision making for the organization, the Interim AMAN Secretary General shall consult with DAMANNAS and obtain agreement from DAMANNAS Chair.

Article 11

Tasks and Functions of DAMANWIL

1. DAMANWIL' task shall be to communicate and coordinate with their local regions.
2. Oversight Functions of DAMANWIL shall include:
 - a. Carrying out monitoring and evaluation of organization's implementation of its work program,
 - b. Carry out evaluation of the organization's development report as presented by Chair of Regional Chapter Executive Body (*Badan Pelaksana Harian/BPH AMANWIL*),
 - c. Oversee the organization management, revenue, and expenditures.
3. DAMANWIL' Budgeting functions shall include:
 - a. With Chair of BPH AMANWIL, prepare the Organization's Revenues and Expenditures,
 - b. With Chair of BPH AMANWIL, raise funds for the organization.
4. Legislative/Policy Functions of DAMANWIL shall include:
 - a. With Chair of BPH AMANWIL, develop organization regulations at the Regional Executive Body level,
 - b. With Chair of BPH AMANWIL, develop organization policies at the Regional Executive Body level,
 - c. Assess and review local policies which are not in accordance with Statutes, By-Laws, and regulations of the organization.

Article 12

DAMANWIL Recall Procedures

1. In the event of an alleged violation of AMAN Statutes, By-Laws, and other valid regulations by DAMANWIL member, fact-finding mechanism shall refer to Article 22 of this By-Laws.
2. In the event of resignation of a DAMANWIL member, this shall be proven by a letter of resignation.
3. Recall candidate for DAMANWIL shall be proposed by members through the relevant AMAN Local Chapter.
4. Recall for DAMANWIL shall be determined during the Regional Chapter Meeting (*Rapat Pengurus Wilayah/RPW*).

CHAPTER IV WING ORGANIZATIONS

Article 13

Establishment of Wing Organizations

1. The establishment of AMAN Wing Organizations shall aim to accelerate the achievement of the objective of the AMAN organization.
2. The established wing organizations in all levels of organizational structures shall have rights as members in deliberations, meetings, or forums for decision-making in the AMAN organization (Congress, MUSWIL, MUSDA, RAKERNAS, RPB, RAKERWIL, RPW, RAKERDA, RPD) represented by the executive body's delegates for each level of the organization.

Article 14

Wing Organization Establishment Procedures

1. The establishment of national wing organization shall be determined through AMAN National Chapter Meeting.
2. The establishment of regional wing organization shall be determined through AMAN

- Executive Body meetings at each respective level.
3. The establishment of an executive body for a wing organization without AMAN organizational structure must coordinate with the national wing organization executive body.

CHAPTER V CONGRESS, DELIBERATIONS, AND MEETINGS

Article 15

Extraordinary Congress of the Indigenous Peoples of the Archipelago (KMANLUB)

1. KMANLUB shall be held based on the proposal of at least half the number of members through National, Regional, and Local Chapters through a written letter with report containing community deliberation results.
2. KMANLUB shall be held by AMAN National Chapter.
3. In the event that the National Chapter is unable to hold KMANLUB, then all Regional Chapters may form an organizing committee for KMANLUB.

Article 16

Extraordinary Regional Deliberations (MUSWILUB)

1. Extraordinary Regional Deliberations (*Musyawah Wilayah Luar Biasa*/MUSWILUB) shall be held based on the proposal of at least half the number of members through National, Regional, and Local Chapters through a written letter with report containing community deliberation results.
2. MUSWILUB shall be held by AMAN National Chapter.
3. In the event that the Regional Chapter is unable to hold MUSWILUB, then all Local Chapters may form an organizing committee for MUSWILUB.

Article 17

Extraordinary Local Deliberations (MUSDALUB)

1. Extraordinary Local Deliberations (*Musyawah Daerah Luar Biasa*/MUSDALUB) shall be held based on the proposal of at least half the number of members through National, Regional, and Local Chapters through a written letter with report containing community deliberation results.
2. MUSDALUB shall be held by AMAN Local Chapter.
3. In the event that the Local Chapter is unable to hold MUSDALUB, then all AMAN members may form an organizing committee for MUSDALUB.

Article 18

National Work Meeting of the Indigenous Peoples of the Archipelago (RAKERNAS)

1. AMAN National Work Meeting of the Indigenous Peoples of the Archipelago (*Rapat Kerja Nasional*/RAKERNAS) shall be held by AMAN Secretary General
2. Committee-in-charge for AMAN RAKERNAS shall be AMAN National Chapter

CHAPTER VI BODIES

Article 19

1. The bodies shall mean bodies established to achieve the organization's specific objectives or

- business development.
2. The bodies established shall be discussed and approved in AMAN RPB, which shall be established based on decision of AMAN Secretary General.

CHAPTER VII ORGANIZATION REGULATIONS

Article 20

Regulation Hierarchy

1. Organization regulations shall mean the hierarchy of AMAN regulations as guidelines for running the organization.
2. Organization law hierarchy as stated in Paragraph (1) shall include:
 - a. AMAN Statutes
 - b. AMAN By-laws
 - c. Regulation of AMAN National Chapter
 - d. Decision of AMAN Secretary General
 - e. Instruction of AMAN Secretary General
 - f. Regulations of AMAN Regional Chapter
 - g. Decision of Chair of AMAN Regional Chapter Executive Body
 - h. Instruction of AMAN Regional Chapter Executive Body
 - i. Regulations of AMAN Local Chapter
 - j. Decision of Chair of AMAN Local Chapter Executive Body

Article 21

1. AMAN Statutes shall be decided and approved by KMAN, whose contents include membership and rights and responsibilities, AMAN principles and foundation, AMAN vision and mission, and fundamental mechanisms for the organization's highest level of decision-making.
2. By-Laws shall be decided and approved by KMAN or RAKERNAS whose contents further establish By-Laws provisions including: fulfilling members' rights and responsibilities, implementing and enforcing AMAN executive body as well as distribution of tasks and responsibilities, memberships and cadres, and finances, sanctions, and dissolution of the organization.
3. Regulation of AMAN National Chapter, hereafter referred to as Perbes AMAN (*Peraturan Pengurus Besar AMAN*), shall be approved by AMAN National Council along with AMAN Secretary General, which shall include contents regarding the implementation of the Statutes and By-Laws as well as strategic programs as mandated by KMAN and or RAKERNAS.
4. Decision of AMAN Secretary General shall be approved by AMAN Secretary General, which shall include contents regarding the implementation of the By-Laws and results of RAKERNAS and RPB.
5. Instruction of AMAN Secretary General shall be issued by AMAN Secretary General to implement results specifically recommended in RPB or on behalf of the discretion of AMAN Secretary General in respond to urgent and specific situations and needs, to AMAN Regional Chapters, AMAN Local Chapters, Wing Organizations, and organization bodies.
6. Regulation of AMAN Regional Chapter, hereafter referred to as Perwil AMAN (*Peraturan Pengurus Wilayah AMAN*), shall be approved by AMAN Regional Council along with Chair of Regional Chapter Executive Body, which shall include contents regarding the

- implementation of the Statutes and By-Laws as well as strategic programs as mandated by KMAN, RAKERNAS, RPB, MUSWIL, and RAKERWIL.
7. Decision of Chair of Regional Chapter Executive Body shall be approved by the Chair of Regional Chapter Executive Body, which shall include contents regarding the implementation of the By-Laws and results of RAKERNAS, RPB, RAKERWIL, and RPW.
 8. Instruction of Chair of Regional Chapter Executive Body shall be issued by Chair of Regional Chapter Executive Body to implement results specifically recommended in RPB, RAKERWIL, or RPW, or on behalf of the discretion of Chair of Regional Chapter Executive Body in respond to urgent and specific situations and needs to AMAN Local Chapters.
 9. Regulation of AMAN Local Chapter, hereafter referred to as Perda AMAN (*Peraturan Pengurus Daerah AMAN*), shall be approved by AMAN Local Council along with Chair of Local Chapter Executive Body, which shall include contents regarding the implementation of the Statutes and By-Laws as well as strategic programs as mandated by KMAN, RAKERNAS, RPB, MUSWIL, RAKERWIL, MUSDA, and RAKERDA.
 10. Decision of Chair of Local Chapter Executive Body shall be approved by the Chair of Local Chapter Executive Body, which shall include contents regarding the implementation of the By-Laws and results of RAKERNAS, RPB, RPW, RAKERWIL, and RPD.

CHAPTER VIII SANCTIONS

Article 22

Sanctions and mechanisms for handing out sanctions:

1. In the event of an alleged violation against AMAN Statutes, By-Laws, and other valid regulations by cadres, members, and AMAN (local, regional, and national chapter) executive bodies, a fact-finding team shall be formed at a higher AMAN organization level as approved through deliberation results.
2. The fact-finding team as stated in Paragraph (1) shall be parties who are not involved in the alleged violation against AMAN Statutes, By-Laws, and other valid regulations, and shall be independent.
3. Procedures for establishing and tasks of this fact-finding team shall be further established through valid decision-making mechanisms of the organization.
4. Defense against the alleged violation of AMAN Statutes, By-Laws, and other valid regulations shall be done in writing or orally, in accordance with each level of AMAN organization.
5. Dispute resolution mechanism for the alleged violation of AMAN Statutes, By-Laws, and other valid regulations shall be further established through valid decision-making mechanisms of the organization.
6. Sanctions shall comprise mild sanction of a written reprimand, moderate sanction of written warning, and severe sanction of dishonorable discharge.
7. Criteria of sanctions as stated in Paragraph (6) shall be determined by the fact-finding team and established in other AMAN organization regulations.
8. In the event of an alleged violation against the mandates of AMAN Statutes, By-Laws, and other valid regulations by cadres, members, and AMAN (local, regional, and national chapter) executive bodies, the organization may suspend or take over through decision-making mechanisms by a higher AMAN organization level.

Article 23

Sanctions for Meetings

1. RPB, RPW, and RPD are official meetings of the AMAN organizations which shall be regulated in addition to other official meetings.
2. In the event that the AMAN Secretary General does not hold the AMAN National Chapter Meeting at least once a year, AMAN National Council shall write a written warning to AMAN Secretary General.
3. In the event that the Chair of AMAN Regional Chapter Executive Body does not hold the AMAN Regional Chapter Meeting at least once a year, AMAN Secretary General shall write a written warning to Chair of AMAN Regional Chapter Executive Body.
4. In the event that the Chair of AMAN Local Chapter Executive Body does not hold the AMAN Local Chapter Meeting at least once a year, Chair of AMAN Regional Chapter Executive Body shall write a written warning to Chair of AMAN Local Chapter Executive Body.

CHAPTER IX DISSOLUTION AND TRANSITIONAL PROVISIONS

Article 24

1. Dissolution of the organization may be done only upon the proposal of at least half of the number of all AMAN members through KMAN or KMANLUB.
2. If the organization is to be dissolved, all organization assets shall be handed over to similar organizations.
3. Similar organizations as stated in Paragraph (1) in this article shall be further determined during a special meeting to be held by AMAN National Chapter of the period prior to the dissolution.
4. Procedures for handing over the organization's wealth and assets shall be further determined in a special meeting as stated in Paragraph (1) of this article.

Adopted in : Wanua Koha, Minahasa District, North Sulawesi

Date : 16 March 2018

AMAN By-Laws Annex

AMAN Mars

Aliansi Masyarakat Adat Nusantara
Direstui leluhur masyarakat adat
Atas berkat Yang Maha Kuasa
Bangkit bersatu

Berazaskan adat yang beragam dan Pancasila
Tanggap membela, aktif melindungi
Cepat melayani untuk mewujudkan
Cita-cita AMAN

Bangkit bersatu -- Berdaulat
Bangkit bersatu -- Mandiri
Bangkit bersatu -- Bermartabat
Masyarakat adat adil dan sejahtera

Aliansi Masyarakat Adat Nusantara
Bersama pemuda, perempuan adat
Bersama pembela maju bergerak
Raih kemenangan

Bangkit bersatu -- Berdaulat
Bangkit bersatu -- Mandiri
Bangkit bersatu -- Bermartabat
Masyarakat adat adil dan sejahtera

AMAN Hymn

Di penjuru nusantara
Dengan keberagaman
Membangun persatuan
Demi kedaulatan, kemandirian
Martabat masyarakat adat
Dan bangsa Indonesia

Aliansi Masyarakat Adat Nusantara
Setia menjaga dan memelihara bumi
Wilayah adat kita yang lestari
Setia menjunjung nilai adat dan budaya
Membela hak asasi manusia
Setia kepada Yang Maha Kuasa

AMAN Mars (English Translation)

The Indigenous Peoples Alliance of the Archipelago
Blessed by the indigenous ancestors
By the grace of the Almighty
Rising as one

Founded in diverse cultures and Pancasila
Responsive in defense, actively protecting
Quick to serve and achieve
AMAN's dreams

Rising to unite – sovereign
Rising to unite – independent
Rising to unite – dignified
Just and prosperous indigenous peoples

The Indigenous Peoples Alliance of the Archipelago
With the youth, indigenous women
With the defenders, marching together
Toward victory

Rising to unite – sovereign
Rising to unite – independent
Rising to unite – dignified
Just and prosperous indigenous peoples

AMAN Hymn (English Translation)

Throughout the archipelago
In diversity
Building unity
For sovereignty, independence
Dignity of the indigenous peoples
And the Indonesian people

The Indigenous Peoples Alliance of the Archipelago
Faithfully protecting and caring for the Earth
Our sustainable ancestral land
Faithfully upholding customary and cultural values
Defending human rights
Faithful to the Almighty