

**CONSTITUTION**

**OF THE**

**EASTERN GAUTENG GYMNASTICS ASSOCIATION**

**DEFINITIONS AND INTERPRETATION**

The following rules apply in the interpretation of the Constitution:

The words standing in the first column bear the meaning set opposite them in the second column.

<b>FIG :</b>	Fédération Internationale de Gymnastique (International Gymnastics Federation).
<b>South African Gymnastics Federation: (SAGF)</b>	The National governing body of Gymnastics in South Africa.
<b>Gymnastics:</b>	The sport and/or activities of Artistic Gymnastics, Rhythmic Gymnastics, Aerobic Gymnastics, Acrobatic Gymnastics, Tumbling, Trampoline, Acrobatic Dance and General Gymnastics.
<b>Gymnast:</b>	A person participating in the sport of Gymnastics that is also a registered member of the Association.
<b>Association:</b>	The Eastern Gauteng Gymnastics Association. (EGGA)
<b>Region:</b>	Any Regional Gymnastics Association affiliated to the SAGF.
<b>Ordinary members:</b>	A gymnast, coach, judges or person registered with a member of the Association.
<b>Disciplines:</b>	The various forms of Gymnastics listed below.
<b>Artistic Gymnastics:</b>	Competitive Gymnastics performed on prescribed pieces of apparatus.

- Rhythmic Gymnastics:** Competitive Gymnastics performed with the prescribed items of hand apparatus.
- Aerobic Gymnastics:** Competitive Gymnastics performed individually or in groups.
- General Gymnastics:** Non-competitive Gymnastics of a recreational nature covering a wide range of Gymnastics activities.
- Acrobatic Gymnastics:** Competitive Gymnastics performed individually or in groups.
- Tumbling:** Competitive Gymnastics performed on a prescribed apparatus.
- Trampoline:** Competitive Gymnastics performed on a prescribed trampoline.
- Acrobatic Dance:** Competitive Gymnastics performing acrobatic dancing.
- Technical Committee:** A Committee elected by the Biennial General Meeting to manage a discipline and/or sections of a discipline.
- Member:** An affiliated club, school, institution, associated individual, member, honorary life member registered at the Association in terms of the constitution.
- Technical Regulations:** Those regulations which covers the conduct and operation of the sport of Gymnastics as relates to every aspect of competitions or events, gymnasts and officials and which are published in a document entitled, "Technical Regulations of the FIG".
- Code/Code of points:** The respective rule books compiled by the Technical Committees of the FIG for the evaluation of Gymnastics exercises during official competitions in the different disciplines of Gymnastics.
- Quorum:** The minimum number of persons required to be assembled to establish legal competence of the transaction of business.

**Notice:** Unless the context indicates otherwise, notice means a written communication delivered to a recipient by hand, ordinary or registered post, faxed transmission or e-mail at their registered address as appearing in the register of the Association.

**Official Language:** All business of the Association shall be conducted in English and Afrikaans. The Association shall to the best of its ability accord equal rights to all official languages.

- a) Words importing the singular shall also mean the plural and vice versa.
- b) Words importing the masculine gender shall also include the female gender.
- c) Words importing persons shall also mean corporate bodies.
- d) In the case of a *bona fide* doubt or dispute as to the meaning and interpretation of any of the Articles of this Constitution, or any other rules of the Association, or in connection with any matter whatsoever, the Executive Committee shall be the arbitrator and its decision shall be binding on all members and affiliated clubs, schools and institutions of the Association until the next Annual General Meeting shall ratify, revoke or alter the decision.

## **EASTERN GAUTENG GYMNASTICS ASSOCIATION**

### **CONSTITUTION**

#### **I: TITLE CONSTITUTION, STATUS AND HEADQUARTERS**

##### **Article 1**

###### **1.1 Title and Constitution**

The name of the Association shall be the Eastern Gauteng Gymnastics Association (EGGA) (hereinafter referred tot as the Association.)

The Constitution shall be the Articles herein set out, subject to any amendments, which may from time to time be made and adopted by the General Meeting of the Association.

###### **1.2 Status of the Association**

- a) The Association is and shall continue to be a distinct and separate legal entity and body corporate, with the power to acquire, to hold and to alienate property of every description whatsoever and with the capacity to acquire rights and incur obligations and having perpetual succession.

- b) The Association is and shall continue to be an Association-not-for-gain.

### **1.3 Jurisdiction**

- a) The area of operation of the Association shall be the magisterial districts within the borders of Ekurhuleni.
- b) The Association shall have jurisdiction, over the clubs, schools and institutions and its affiliated members during the tenure of their membership or affiliation to the Association and whosoever they may be.
- c) Within the framework of this Constitution, the affiliated clubs, schools and institutions observe their autonomy entirely with regard to independent actions.

### **1.4 Exclusive Control**

- a) The Association shall have exclusive control over the sport of Gymnastics and all its related activities within the borders of Ekurhuleni as conferred on it by virtue of its membership of the South African Gymnastics Federation (SAGF)
- b) The affiliated clubs, schools and institutions in membership of the Association, shall recognize each other as the local authorities of Gymnastics in their respective areas.

### **1.5 Rights of Members**

Membership of the Association does not bestow to any member any right, title, interest, claim, or demand in or to any of the monies, property, revenue or assets of the Association, but only confers the right and privilege of participating in the activities of the Association and of using and enjoying the same, subject to such charge and restrictions as the Executive Committee may from time to time decide.

### **1.6 Liability of Members**

The liability of members is limited to the amount of unpaid fees or other monies owing by them to the Association.

### **1.7 Headquarters**

- a) The official headquarters of the Association shall be situated within the borders of Ekurhuleni. A majority of two-thirds of the vote at the Annual General Meeting is necessary to change these arrangements.
- b) Affairs of the Association shall be controlled from the headquarters.

## **II. OBJECTIVES OF THE ASSOCIATION**

### **Article 2**

The Association exists to promote and encourage the growth, development and appreciation of Gymnastics in Eastern Gauteng and to provide focused and controlled opportunities for all South Africans to take part in the Gymnastics activities - both competitive and recreational. In accomplishing this, the Association operates within the rules and culture of the regional, national and international sports establishment.

#### **2. Objectives**

The objectives of the Association are to:

- 2.1 Act as the official regional controlling body of Gymnastics in Ekurhuleni.
- 2.2 Administer, co-ordinate, advance, promote, plan, develop, organize, improve and study Gymnastics in all its facets at all levels.
- 2.3 Carry out the aforesaid objectives (but without limiting the general scope thereof) by:
  - a) Co-operating and affiliating to the SAGF, and with any other association, authority or corporation in Eastern Gauteng or in the rest of South Africa concerned with the aforesaid objectives and activities.
  - b) Organizing the Eastern Gauteng Competitions and other official competitions of the Association, as well as other events and displays approved from time to time by the Executive Committee.
  - c) Stimulating public opinion and interest so as to influence private enterprise and public authorities to provide facilities, funds and sponsorships, for the acquiring, practicing and promotion of the various disciplines of the sport.
  - d) Establishing rules and regulations for the governance and conduct of Gymnastics events and activities in Eastern Gauteng, which are not inconsistent to those, set by the SAGF.
  - e) Selecting individual gymnasts, teams, coaches' and/or any other officials in any discipline for participation in National Gymnastics competitions, displays and courses as representatives of Eastern Gauteng. The selection of such gymnasts, teams, coaches or officials, shall be the sole right of the Association.
  - f) Organizing courses and conferences for gymnasts, coaches and judges and to activate these exchanges between affiliated members.
  - g) Recruiting, training and appointing leaders, officials and coaches.
  - h) Instituting the necessary organs for the accomplishment of the incumbent obligations of the Association.

- i) Collecting information about Gymnastics and the work and activities of the Association, publishing it and disseminating it to members, the press and other interested persons.
  - j) Maintaining close contact and collaborating with the SAGF by means of the Executive committee on the occasion of the convocation of special conferences.
  - k) Observing the Constitution and regulations of the SAGF.
  - l) Discussing matters that are proposed or that figures on the Agenda of the SAGF Congresses.
  - m) Reconciling diverse matters and views of members on problems concerning Gymnastics and stopping a common attitude regarding them in the case of differences between members.
  - n) Ensuring that the elected Eastern Gauteng representatives and/or elected persons on the Executive or Technical Committees of the SAGF perform their duties in a spirit of solidarity.
  - o) To enforce the observance of this Constitution, the rules, regulations and bye-laws of the Association, and of the SAGF and to deal with any infringement there of by the imposition of fines, suspension or any other remedy the Association deems appropriate.
- 2.4 Controlling the design and form of the Associations emblem, insignia and colours, to restrain the unlawful and unauthorized use thereof and to take disciplinary action in respect of any such unlawful use.
- 2.5 Engaging in such other activities as are incidental of conducive to the attainment of the foregoing objectives.

### **III. MEMBERSHIP**

#### **Article 3**

##### **3.1 Classes of Membership**

There shall be the following classes of membership of the Association namely:

- a) Gymnastics Clubs, Schools and Institutions
- b) Associate Individual Members
- c) Honorary Life Members
- d) Ordinary Members – gymnasts, coaches, judges and members of all standards
- e) Life Members

##### **3.2 Eligibility**

The following shall be eligible for the various categories of membership:

- a) Gymnastics Clubs, Schools and Institutions

- i) Any properly constituted Gymnastics club, school or institution shall be eligible for club, school or institutional membership.
  - ii) An annual Affiliation fee may be levied by the Association as decided by the Association from time to time in accordance with the rules of the SAGF.
  - iii) The terms of registration of the members of the clubs, schools and institutions shall be decided from time to time by the SAGF and its Regional Affiliates.
- b) Associate Individual Members
- i) Any individual who may not be a member of a member club, school or institution shall be eligible for Associate Individual Membership of the Association.
  - ii) An annual affiliation fee may be levied by the Association as decided by the Annual General Meeting.
- c) Honorary Life Members
- At any Annual General Meeting of the Association, Honorary Life Members of the Association may be elected by a majority of votes of members present at such meeting. Such Honorary Life Members shall be subject to the rules and regulations of the Association but shall be exempt from payment of subscriptions. No such nomination shall be made unless the person nominated holds some public office or has rendered exceptional or special services to the Association.
- d) Ordinary Members
- All gymnasts, coaches, judges and individuals who are registered with any duly constituted club, school or institution are Ordinary Members of the Association.

### **3.3 Obligations of Membership**

- a) Any affiliated Member whose application for membership has been accepted shall be bound by, and shall be deemed to have undertaken to bind its members by the Constitution which is in force at the time.
- b) No gymnast, club, school or institution or other member or the Association shall be absolved from the effect and application of the Constitution or any other rules by the reason of the fact that they may not have received a copy thereof.
- c) On registration gymnasts automatically undertake to abide by the drug control policy of the SAGF and the Regulations of the IOC, FIG, and the UAG for the proper control of competitions and the health of sports persons.
- d) A clearance letter needs to be submitted to the new club, region if a gymnast, coach or official needs to move within the registration

year. No gymnast will be denied entering a competition (regional, provincial or national) if his registration fees for the year and the entry fee to the competition have been paid.

## **Article 4**

### **4. Obtaining Membership**

#### **4.1 Application**

Applications for membership other than Honorary Life Membership must be submitted to the Association as follows:

Any Gymnastics club, school or institution wishing to affiliate to the Association must apply in writing to the Administrator. It must undertake in writing to respect the Constitution and Regulations and any other rules of the Association.

#### **4.2 Requirements of Application**

In response to a request for admittance, made to the Administrator, the club, school or institution will be sent the necessary official application form. This document duly completed must be returned to the Administrator together with the following:

- a) One copy of the Constitution of the applicant together with an undertaking to keep the Association informed of any changes, which might be made subsequent to the affiliation to the Association.
- b) A document detailing the structure of the club, school or institution, its activities in die realm of Gymnastics, its colours and insignia and its proposed name, all of which shall be subject to the approval of the Association.
- c) The required annual affiliation fee.

#### **4.3 Examination of Application**

Any application for admittance will be examined by the Executive Committee.

#### **4.4 Provisional Acceptance**

The Executive Committee is empowered to grant provisional membership that shall be reported to the next Annual General Meeting for ratification.

#### **4.5 Authority for Admittance**

Gymnastics clubs, schools and institutions shall be admitted to membership of the Association by the Executive Committee and will be empowered by the General Committee at the next meeting.

#### **4.6 Reversal of Admission**

- a) The Executive Committee has the right to reverse the admission of an applicant in its sole discretion, in cases of ineligible applications, and shall return to the said applicant any entrance fees and annual affiliation fees. Ratification of this reversal must take place at the next Annual General Meeting.
- b) If at any time after the rejection of a candidate it should appear that such rejection has been made under a misapprehension or mistake, the Executive Committee shall have the power to reconsider the application for provisional membership.
- c) Furthermore a rejected applicant has the right to have an appeal, or re-application considered after a period of six months has elapsed. Only one such appeal or re-application will be considered.

#### **4.7 Attendance at General Meeting**

A representative of the applicant must attend the Annual General Meeting to state the reason and background of the application. If the acceptance is ratified by the General Meeting, the new affiliated member may exercise its full mandate on termination of the General Meeting in question. During the progress of the meeting in question the applicant may participate in all debates.

### **Article 5**

#### **5.1 Resignation**

Any affiliated member intending to resign from the Association shall notify such intention by registered letter to the Administrator at least one month prior the date on which the next annual affiliation fee becomes due; otherwise the member shall be liable for such annual affiliation fee.

#### **5.2 Loss of a Member's Qualifications**

A member whose application for resignation is accepted loses his qualifications as member and all his rights with regard to the Association. The member leaving the Association for some reason shall not in any case or means have any claims to the funds that go with the qualification.

#### **5.3 Financial Obligations**

An application for resignation will not be accepted if the member has not fulfilled his financial obligations to the Association and its members.

#### **5.4 Communication to the Members**

All resignations will be notified to each affiliated member of the Association in good time.

## **Article 6**

### **6.1 Suspension**

Temporary suspension of a member may be pronounced by the Annual General Meeting upon a proposal from the Executive Committee for the following reasons:

- a) Ingression of the decisions of the organs of the Association.
- b) Contrary behavior towards the propagation and the development of Gymnastics.
- c) If a member is in financial default or in default of other obligations towards the Association.
- d) Delays in the payment of affiliation fees or outstanding amounts.

### **6.2 Executive Committee's Responsibility**

The Executive Committee is responsible for dealing with the suspension of members.

It may suspend an affiliated member for reasons given above and, it may lift such a suspension. Should the suspension still be in force by the time of the next Annual General Meeting the suspended affiliated member shall have the right to proper notice of the General Meeting and during the meeting the right to defend against the suspension. The General Meeting shall ratify or lift the suspension.

### **6.3 Consequences of Suspension**

Suspended members will not have any voting rights at the General Meeting of the Association and the suspended member may not participate in any activities of the Association or in any other Region of the SAGF.

### **6.4 Reinstatement after payment of financial dues**

In the case of suspension for non-payment of financial obligations, the suspended member may regularizes its position by payment of the outstanding amount, plus a fine of 10% of the amount and furnishing reasons for the delay in payment.

## **Article 7**

### **7.1 Expulsion**

The expulsion of a member, for any of the following reasons, may be pronounced by the General Meeting of the Association upon a proposal by the Executive Committee or from another affiliated member.

### **7.2 Reasons for Expulsion**

- a) Serious breach of the Articles of the Constitution or Regulations of the Association.
- b) Serious prejudicial action against the Association or an affiliated member.
- c) Complete disinterest in the activities of the Association.
- d) Failure to fulfill its contractual obligations to the Association.
- e) Unjustifiable failure to honor its agreements with other affiliated members.
- f) Non-fulfillment of its financial obligations to the Association or to another affiliated member.

### **7.3 Non-fulfillment of Financial Obligations**

The expulsion of a member shall be pronounced if the member does not pay its affiliation fees by the 1<sup>st</sup> of July of a year and if the eligibility and notification was sent three months before, to the member without any effect, unless the member can submit a valid reason that is acceptable to the Executive Committee. This procedure is also applicable for all other financial obligations, including towards other affiliated members of the Association, where payments are delayed for more than six months.

### **7.4 Expulsion by Annual General Meeting only**

With the exception of the provision made in Article 7.3, expulsion may be pronounced only by the Annual General Meeting of the Association. The Affiliated member in question may present its defense in writing or by personal representation made before a General Meeting dealing with the question of expulsion.

### **7.5 Appeal against Expulsion**

An appeal against expulsion may only take place at the next Annual General Meeting and if this appeal fails no second appeal will be considered.

## **Article 8**

### **8. No political, religious, gender or racial discrimination: Human Rights observance**

The Association does not permit any political, religious, gender or racial discrimination, or any violation of human rights within its membership. In relations between themselves, and within their own activities, members are obliged to conform to these requirements of non-discrimination.

## **IV: ORGANISATION OF THE ASSOCIATION**

### **Article 9**

#### **9.1 Organs of the Association**

The organs of control and management of the Association are as follows:

- a) The General Meeting of the Association
- b) The Executive Committee
- c) The Management Committee
- d) The Technical Committees

### **Article 10**

#### **10.1 The General Meeting**

The General Meeting is the highest authority and the final body of appeal of the Association and shall have the powers to:

- a) Establish policies and actions to be followed in carrying out the aims and objectives of the Association as set forth in this Constitution by way of adopting resolutions submitted by affiliated members or the Executive Committee.
- b) Ratify or reject policies and/or actions of the Executive Committee made or taken during the preceding period.
- c) Amend or repeal Articles of this Constitution.

#### **10.2 The Biennial General Meeting**

The Biennial General Meeting shall meet every second year and shall have the powers to:

- a) Conduct all business as set out in Article 10.1 of this Constitution.
- b) Elect the officers of the Executive Committee and the Chairpersons of the respective Technical Committees for the ensuing two years.

#### **10.3 Composition**

It is composed of the authorized delegates of the affiliated members, to a maximum of three representing per club, each of the affiliated members together with the Executive Committee members. Executive Committee members may not represent an affiliated member.

#### **10.4 Presiding at the General Meeting/Biennial General Meeting**

The Chairperson will chair the General Meeting. In his absence one of the Vice-Chairpersons appointed by the Executive Committee shall act as chairperson. In the event of this provision not being operable, a Chairperson will be elected by the delegates assembled.

## **Article 11**

### **11.1 Convening of a Special General Meeting**

By virtue of a decision by the Executive Committee, or upon a requisition of at least four affiliated members a Special General Meeting shall be called and shall take place no later than two months following the decision or requisition.

### **11.2 Requisition for a Special General Meeting**

The requisition must state the purpose for which the Special General Meeting is required and it must be signed by an authorized representative of the affiliated members requesting the meeting.

### **11.3 Notice**

The notice of a Special General Meeting shall be sent to the affiliated members by the Administrator no later than fourteen days before the commencement of the Special General Meeting. The general nature of the business to be conducted shall be given in the notice.

### **11.4 Costs of Organization**

The affiliated members requisitioning the holding of the Special General Meeting will together inform the Administrator of the choice of date and venue and will undertake the costs of organization. It is, however, competent for a Special General Meeting, by a two-thirds majority, to agree that the Association should reimburse the conveyors' expenses when it is felt that the holding of the meeting was justified. In the event of the convening of a special General Meeting upon a decision of the Executive Committee, the costs, excluding traveling and accommodation of the delegates will be borne by the Association.

### **11.5 Proceedings at Special General Meetings**

At Special General Meetings only the matter for which the meeting was called will be dealt with.

## **Article 12**

### **12.1 The Executive Committee**

The Management of the affairs of the Association is vested in an Executive Committee. The Executive Committee is responsible for the administration of the Association and possesses full power as described in this Constitution for the management of the Association. Such management shall be subject to any Resolution approved by the Association in the General Meeting.

## **12.2 Composition of the Executive Committee**

- a) The Executive committee comprises of the following members:
  - i) The Honorary-Chairperson
  - ii) The Chairperson
  - iii) The Vice-Chairperson for Technical Affairs
  - iv) The Vice-Chairperson for Administrative Affairs
  - v) The Chairpersons of the respective Technical Committees (all the disciplines)
  - vi) The Treasurer/Book-keeper
  - vii) The Administrator
  - viii) Two additional members

## **12.3 Co-Option**

In special circumstances the Executive Committee may co-opt two additional persons, with particular knowledge and experience required by the Association, to serve on the Executive Committee.

## **12.4 Election and Tenure of the Executive Committee**

Save for the Administrator all the members of the Executive Committee shall be elected by the Biennial General Meeting of the Association and shall hold office for the period concluding with the date of the next Biennial General Meeting of the Association and upon the expiring of such period shall automatically retire from Office, but shall be eligible for re-election.

## **12.5 Powers Rights and Specific Functions of the Executive Committee**

- a) The Executive Committee shall have full power and authority to do any act or matter which could or might be done by the Association, excepting such matters as are in this Constitution specially reserved to be dealt with by a General Meeting, and in addition to the general power and authority hereby conferred on the Executive Committee, and without in any way limiting such powers and authorities, the Executive Committee shall have the following further specific powers and functions:
  - i) To employ the Administrator.
  - ii) To appoint and/or employ other persons for permanent, temporary or special services as it may think fit and to determine their duties and fix and vary their remuneration (if any) and to require security in such instances and to such amounts as it may think fit and to suspend or discharge such persons in its discretion.
  - iii) To supervise and direct the work and financial business of the Association.

- iv) To make, vary and repeal Bye-laws for the regulation of the affairs of the Association, provided that such are not inconsistent with or contrary to the Constitution.
- v) To hear and settle disputes between members.
- vi) To support and subscribe to any institution or society which may be for the benefit of the Association.
- vii) To institute, conduct, defend, compound or abandon any legal proceedings by or against the Association or its officers, or otherwise concerning the affairs of the Association, and also to compound, and allow time for payment or satisfaction of any debts due, or of such claims of demands by or against the Association.
- viii) To refer any claim or demand by or against the Association for arbitration, or mediation.
- ix) To establish promote, or assist in establishing or promoting and to subscribe to, or become a member of any Association, whose objects may be beneficial to the Association provided that no subscription be paid to any such association out of the funds of the Association, except bona fide in furtherance of the objects of the Association.
- x) To appoint Sub-Committees consisting of members of the Executive Committee and other persons if deemed necessary and fit. Such appointment with a description of the task and any regulations of provisos to which it must conform shall be put to the appointed committee in writing. Such sub-committees decisions shall be considered as recommendations to the Executive Committee whose approval shall be required to give force to them. The Executive Committee may also appoint any other commission, sub-committee or particular person, to carry out specific tasks to assist in the conduct of the Executive Committee's business.
- xi) To negotiate and enter into contracts on behalf of the Association.
- xii) To consider applications for admittance to the Association, and where satisfactory, granting provisional acceptance thereof.
- xiii) To deal with suspensions and reporting thereon to the General Meeting.
- xiv) To take any disciplinary action required under the Constitution.
- xv) To make necessary action to deal with urgent matters. To make or amend rules necessary for the better control and

- operation of the affairs of the Association which shall be reported to the next General Meeting for ratification.
- xvi) To ensure that the decisions of the General Meetings are implemented.
  - xvii) To cause proper minutes to be kept of all meetings and deliberations. Of all committees, copies of which shall be circulated to all Executive Committee members prior to the next Executive Committee meeting.
  - xviii) To circulate certified minutes of the Executive Committee to all affiliated members.
  - xix) To examine and approve the financial statements of accounts, and to submit and report thereon to the General Meeting.
  - xx) To make and give receipts, releases and other discharges, for monies payable to the Association and for the claims and demands of the Association, and except where otherwise provided in this Constitution, such receipts shall be signed by a person appointed by the Executive Committee.
  - xxi) To open Banking and Savings Accounts in the name of the Eastern Gauteng Gymnastics Association and to draw, accept, endorse, make and execute negotiable instruments connected with the affairs of the Association which shall be signed by both the Chairperson and the Treasurer.
  - xxii) To appoint and fix the remuneration of the Association's Auditor or Auditors.
  - xxiii) To make donations, loans, exchanges, leases and any other forms of contract whatsoever, including sales and purchases of property of any kind.
  - xxiv) To bind the Association as surety and co-principal debtor *in solidum* in respect of any matter agreed upon by the Executive Committee, being it for money lent of otherwise, and further to nominate any member of the Executive Committee to sign the necessary documents.
  - xxv) To undertake or enact any trust that may be legally operated by the Association and that will be beneficial to the Association and the advancement of its objectives.
  - xxvi) To invest monies of the Association that need not be immediately available, in investments, securities or properties that is acceptable to the Association.
  - xxvii) To prepare the agenda of the General Meeting of the Association and to scrutinize all proposals made by affiliated members and referring to the General Meeting any decisions taken thereon.

- xxviii) To give instructions to the organizers of the General Meetings and to organizers of the official events of the Association and ensuring their implementation.
  - xxix) Making recommendations to the General Meeting in respect of the granting of certain honorary awards of the Association.
  - xxx) To approve the transport and accommodation arrangements of teams that will be participating in competitions or events.
  - xxxi) Delegation of duties and powers to the relevant Management Committee.
  - xxxii) Approval of recommendations made by the respective Management Committees.
- b) The members, so long as they constitute the required quorum of the Executive Committee, may act notwithstanding any vacancy in their body. However should they at any time be reduced in number to less than the required quorum it shall be lawful for them to act for the purpose of filling up vacancies in their body or of summoning a Special General Meeting.
  - c) All bona-fide actions taken by any meeting of the Executive Committee of sub-committees duly appointed, by any member of the Executive Committee acting on instructions of the Executive, shall be valid even if there were and inadvertent defect, in terms of this Constitution, in the conduct of the meeting, the appointment of the sub-committee or the status of the member of the Executive Committee concerned.
  - d) The Honorary-Chairperson, the Chairperson and the two Vice-Chairpersons are ex-officio members of all committees of the Association. The Honorary-Chairperson may but doesn't have to attend all the meetings.

## **12.6 Proceedings of the Executive Committee**

- a) The Executive Committee may meet together for the dispatch of business, adjourn and otherwise regulate their meetings, as they think fit. The quorum necessary for the transaction of business shall be half plus one of the members.
- b) Every person on the Executive Committee, excepting the Administrator and the treasurer will have one vote each including co-opted members. Questions arising at any meeting shall be decided by a majority of votes. In case of an equality of votes, the Chairman of the Executive Committee shall have a second or casting vote in addition to his deliberative vote.
- c) If at any meeting neither the Chairperson nor any of the Vice-Chairpersons are present within five minutes after the appointed time for holding the meeting, the members of the Executive

Committee present shall choose one of their numbers to be Chairman of the meeting.

- d) A meeting of the Executive Committee at which a quorum is present shall be competent to exercise all the authorities, powers and discretion vested in the Executive Committee.
- e) The Executive Committee shall cause proper minutes to be made of all proceedings of all meetings of the Association and of the Executive Committee and of committees of the Executive Committee and all business transacted at such meetings, and any such minutes of such meetings. Approved by the Chairman or by the Chairman of the next succeeding meeting shall be *prima facie* evidence of the facts therein stated.
- f) A resolution in writing signed by all the members for the time being of the Executive Committee, or of any committee of the Executive Committee, shall be as valid and effectual as if it had been passed, and a meeting of the Executive Committee of such committee duly convened and constituted.
- g) Apart from meetings held in conjunction with each General Meeting or each official event of the Association, the Executive Committee will as far as possible meet at least once every nine weeks. Notice of the date of meeting, and the agenda, must be given by the Secretary at least one week beforehand, except in the case of emergency.
- h) In the event of any member of the Executive Committee elected to such office by the Biennial General Meeting, ceasing to be a member of the Executive Committee, the Executive Committee shall have the power to fill such vacancy for the remainder of the period of office of such member.
- i) The Executive Committee shall cause a register of all members of the Association and their addresses to be kept.

### **12.7 Leave of Absence**

Where a member of the Executive Committee is absent from two consecutive meetings, without leave of absence or a valid reason for so doing he shall cease to be a member of the Executive Committee.

## **Article 13**

### **13.1 The Honorary Chairperson**

The Honorary Chairperson acts as general advisor to the Chairperson and as Ombudsman for members of the Association. In the event of the non existence of an Honorary Chairperson an Ombudsman will be appointed if necessary by the Executive Committee.

## **Article 14**

### **14.1 The Chairperson**

The Chairperson is elected at the Biennial General Meeting (Article 10.2) and represents the highest single authority of the Association.

### **14.2 Status and Duties**

The Chairperson presides at meetings of the General Meeting, Executive Committee and Management Committee and he represents the Association legally in all circumstances, including acting either as defendant or prosecutor, or by authorizing someone to act on his behalf. He represents the Association on all measures necessary to ensure the good conduct and progress of the affairs of the Association, subject to the subsequent approval of his actions by the General Meeting or the Executive Committee. The Chairperson presents a written report to the General Meeting.

## **Article 15**

### **15.1 The Vice-Chairpersons**

The Vice-Chairpersons assist the Chairperson and can be charged by the Executive Committee with special duties. The Vice-Chairpersons acts for the Chairperson, in the event of his serious illness, or in a case of urgency.

## **Article 16**

### **16.1 The Management Committee**

The Management Committee is an organ for dealing with the detailed aspects of management and for dealing with matters of urgency. The Management Committee comprises of the following persons:

- a) The Chairperson
- b) Both the Vice-Chairpersons
- c) The Administrator

The Management Committee shall meet prior to the Executive Committee meetings at congresses and official events of the Association and further Management Committee meetings shall be convened by the Chairperson each time that the urgent management of the affairs of the Association is required.

The Administrator shall act as Secretary of the Management Committee.

## **16.2 Decision making Process**

Matters of the Management Committee must normally be treated at meetings especially convened for this reason, but in the case of exceptional circumstances, the decisions may be taken by means of postal, faxed transmission or e-mail communication. Any decisions taken by the Management Committee are reported to the Executive Committee with the shortest delay possible. The Management Committee can take decisions on all matters where urgency and expediency is required. The Executive Committee at its next meeting must ratify such decisions. On all other matters the Management Committee may make recommendations for the acceptance or rejection by the Executive Committee at its next meeting.

## **Article 17**

### **17. Technical Committees**

#### **17.1 Composition of the Technical Committee**

The Chairpersons of Technical Committees are elected at the Biennial General Meeting for the different disciplines of Gymnastics: Men's Artistic, Women's Artistic, Rhythmic Gymnastics, Sports Aerobics, General Gymnastics, Tumbling, Trampoline, Acrobatic Gymnastics, Acrobatic Dance and any other Gymnastics discipline which may from time to time be recognized by the FIG and SAGF.

The Technical Committees shall comprise of no more than the following with the inclusion of at least one transformation member:

- The Chairperson
- The Secretary
- Three members

The Chairperson for each Technical Committee selects the four members of its Committee after the first Executive Committee meeting following the Biennial General Meeting. The Executive Committee at their next meeting must ratify the members of each Technical Committee so selected.

#### **17.2 Functions of Technical Committees**

The Technical Committees carry out the following functions in accordance with the directives of the SAGF:

- a) They deal with the management of the respective Committee's activities.
- b) They do the formal planning for development in their respective disciplines including competition and training programs for

- gymnasts and training programs for coaches, judges and other officials.
- c) The committees concerned with competitive events ensure the application of the Technical Regulations and the Code of Points of the FIG and SAGF.
  - d) They make technical rulings from their own deliberations and on the advice of the General Meetings to govern the conduct and operations as relates to gymnasts, officials and events in their own disciplines.
  - e) They ensure that the decisions of the Association's General Meetings are implemented.
  - f) In consultation with the Executive Committee, they draft the Technical rules, relative to their respective disciplines, which must be approved by the General Meeting.
  - g) They are responsible, in conjunction with the Executive Committee, for ensuring that the Technical Regulations and the proper technical organization are observed at all official events of the Association. Their responsibility extends also to pre-event preparation.
  - h) The secretary shall record the proceedings of the Technical Committee and cause copies of such minutes to be circulated to all members of the Technical and Executive Committee.

### **17.3 Meetings and Quorums**

Over and above sessions scheduled for General Meetings, the Technical Committees will meet at least once per quarter and a quorum shall consist of half plus one of its members.

### **17.4 Tenure of Office**

Each Technical Committee member holds office for a period of two years with effect from the date of the Biennial General Meeting.

## **Article 18**

### **18.1 Administrator and Treasurer/Book-keeper**

The Administrator and the Treasurer/Book-keeper are employed by the Executive Committee and participate in the Executive Committee's meetings with a consultative voice. Neither one has a vote.

### **18.2 Functions of the Administrator**

The Administrator is responsible for the day-to-day administration of the Association and reports to the Executive Committee through the

Management Committee. The Administrator ensures that minutes of all meetings are kept and distributed appropriately and is responsible for conducting the official correspondence of the Association. The Administrator is responsible for the management of the office of the Association.

### **18.3 Financial Responsibility**

The Treasurer/Book-keeper in co-operation with one of the management committee members is responsible for the conduct of the financial transactions of the Association and for the maintenance of proper records, for the compilation of budgets and for the preparation of the statements of accounts. No money due to SAGF may be paid over directly by a club. All monies must be paid over to the Eastern Gauteng Account. This counts for all the disciplines.

## **V: GENERAL MEETINGS**

### **Article 19**

#### **19.1 General Meeting and Biennial General Meeting**

Meetings other than the Annual General Meeting, Biennial General Meeting and the General Meetings shall be called Special General Meetings. (See Article 11)

#### **19.2 Dates and Venues of Meetings**

An Annual General Meeting will be arranged by the Executive Committee once in a calendar year at a time that is appropriate, in the year during which here is no Biennial General Meeting. The fixing of the date and the venue of a Biennial General Meeting will be done by the Executive Committee with the understanding that it will take place within 25 months of the preceding Biennial General Meeting.

#### **19.3 Notice of Meeting**

- a) The notice convening an Annual General and a Biennial General Meeting, stating the place, date and hour of meetings, must be sent to the affiliated members of the Association by the Administrator at least twenty one days prior to the commencement of the General Meetings. For a Special General Meeting fourteen days notice shall be given. In the case of special business, the general nature of that business shall be given in a manner hereinafter mentioned to such persons including the Auditors as are

- under this Constitution entitled to receive such notices from the Association.
- b) The accidental omission to give notice of a meeting to, or the non-receipt of such notice by, any persons entitled to receive notice thereof, shall not invalidate any resolution passed, or proceeding made, at any meeting.
  - c) Notice of the terms of any resolution to be proposed at a General Assembly, other than that concerning ordinary or general business, shall be lodged with the Administrator at least twenty-one days prior to the date fixed for such meeting. The Administrator shall forthwith inform the Executive Committee thereof and send a copy of such notice by post, fax or e-mail to each member entitled to vote at the meeting, at the address appearing in the Register of Members.

#### **19.4 Nomination of Candidates for the Executive Committees.**

- a) The following persons shall be eligible for nominations for the election to the Executive Committees:
  - i) Any person who is a member of a gymnastics club, school or institute which itself is a member of the Association.
  - ii) An Associate individual member of the Association.
- b) Members of the Executive Committee and the Chairpersons of the respective Technical Committees must be nominated in the following manner:
  - i) Affiliated members and Executive Committee members are competent to nominate candidates. Any two affiliated members, any two Executive Committee members or one of each may nominate any qualified person to serve on the Executive Committee.
  - ii) The name of each candidate so nominated together with the names of the proposer and seconder and his consent to serve in the Executive Committee to the Administrator at least fourteen days before the Biennial General Meeting at which the serving members of the Executive Committee and Chairpersons of the Technical Committees of the Association are due to retire. The Administrator shall notify members forthwith of these nominations.
  - iii) If more candidates are nominated for any of the Offices, or if the number of Chairpersons nominated for the respective Technical Committees exceeds the number of vacancies on each committee, ballots shall be held for these positions.
- c) Each candidate's nomination form must be supported by a curriculum vita substantiating the candidate's qualification for the post.

- d) The Executive Committee shall make regulations not inconsistent with this Constitution to ensure that not less than the prescribed number of members of the Executive Committee and Chairpersons of the respective Technical Committees shall be nominated for election and may make such further regulations for the holding of ballots as they shall think fit. Provided that such ballots include all members entitled to vote at general meetings.

### **19.5 Representation and Voting Powers**

- a) Matters of General Concern
- i) An affiliated member in good standing shall be entitled to one basic vote per club plus:
- |                                |                        |
|--------------------------------|------------------------|
| If the registered numbers are: |                        |
| 41 – 80                        | One additional vote    |
| 81 – 120                       | Two additional votes   |
| 120 upward                     | Three additional votes |
- In exception to General Gymnastics, any clubs whose gymnasts are not participating in competition will be entitled to an observing status only and will not be able to vote.
- ii) Each elected Executive Committee member shall have one vote.
- b) Voting shall be by show of hands except when a ballot is called for by anyone present and entitled to vote. For the election of office bearers and Chairpersons of Committees a ballot shall be compulsory.
- c) Delegates shall act as the representatives of one affiliated member only. Affiliated members may be represented by proxy but delegates of other affiliated members and Executive Committee members may not hold these proxies.
- d) Honorary life members and members of the media and public shall be entitled to attend the Biennial, Special and General Meetings of the Association, but they shall not be entitled to vote or to participate in deliberations and may be required by the Chairperson to occupy seating specially allocated to them.
- e) The expenses of any delegate attending the Biennial, Special and General Meetings, of the Association, shall be borne by the affiliated member concerned.
- f) Each delegate shall be properly appointed in writing by the affiliated member concerned which shall advise the Association of the names of its delegates in writing at least forty-eight hours prior to the meeting in question.
- g) Votes may be given by proxy. A proxy need not be a member of the Association. The instrument appointing a proxy shall be deposited at least one hour before the commencement of the

meeting at the venue of the meeting at which the person named shall be entitled to vote in respect thereof. No instrument appointing a proxy shall be valid after the expiration of one month from the date of its execution.

- h) Any instrument appointing a proxy shall be in the following form or as near thereto as circumstances will permit.

"I

\_\_\_\_\_ of \_\_\_\_\_

a member of the Eastern Gauteng Gymnastics Association, hereby appoint

\_\_\_\_\_ of \_\_\_\_\_

to vote for me and on my behalf at the Biennial (of Special or annual or reconvened, as the case may be) General Meeting of the Association to be held on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

This form is to be \* **in favor / against** of the resolution.

Unless otherwise instructed, the proxy will vote, as he thinks fit.

\*(Strike out whichever is not desired).

#### **19.6 Proceedings at Annual General Meetings.**

Proceedings at Annual General Meetings shall be the same as for Biennial General Meetings except that there will be no elections other than for Honorary Life Members.

#### **19.7 Proceedings at a Biennial General Meeting**

- a) The business at the Biennial General Meeting shall be as follows:
- i) Formal opening
  - ii) Notice of the Meeting
  - iii) Confirmation of Delegates credentials
  - iv) Approval of the Agenda
  - v) Approval of the Minutes of the last Biennial General Meeting and any Annual or Special General Meeting
  - vi) To receive, consider and, if approved adopt the following:
    - Report of the Executive Committee and any decisions it may have taken in terms of this Constitution during the period under review
    - The audited balance sheet and financial statements.

- vii) Admissions, resignations, suspensions and expulsions
  - viii) To elect persons to Honorary positions, if any be proposed:
  - ix) To elect the following members of the Executive Committee for the following two years
    - The Honorary Chairperson of the association
    - The Chairperson of the Association
    - The two Vice-chairpersons of the Association
    - The Chairpersons of the respective Technical Committees
    - The two additional members
  - x) To consider and to approve with or without modification any resolutions concerning the affairs of the Association of which due and proper notice has been given and to consider any other business concerning the affairs of the Association.
- b) All propositions contained in the agenda must be put to the vote except that any proposition, from an affiliated member which is not present, will be withdrawn unless another affiliated member or the Executive Committee shall adopt it as its own and, subject to acceptance by a simple majority of the delegates present, submit it for consideration.
  - c) No business shall be transacted at any General Meeting unless a quorum is present when the meeting proceeds to business and after written notice of the date of the meeting. Save as herein otherwise provided, half plus one of the affiliated members entitled to vote, and present by their delegates, shall be a quorum,
  - d) If within half an hour from the time appointed for the holding of a General meeting, a quorum is not present, the meeting if convened on the requisition of members, shall be dissolved. In any other case it shall stand adjourned, to the same day in the next week, at the same time and place, as the Chairperson shall appoint for its reconvening. If as such reconvened meeting a quorum is not present within half an hour from the time appointed for holding the meeting, and after written notice of the reconvened meeting to each one of the members. The members present shall constitute a quorum.
  - e) The Chairperson, or in his absence, one of the vice-chairpersons of the Association, shall preside as Chairperson at every General Meeting.
  - f) At all General Meetings a resolution put to the vote by the meeting shall be decided by a show of hands, unless – before or upon the declaration of the result of the show of hands – a ballot be demanded by the Chairperson (or at least three affiliated members present in person or by proxy and entitled to vote). Resolutions decided by a show of hands shall be declared by the Chairperson of

the meeting as passed or defeated and an entry to that effect in the minutes shall be *prima facie* evidence thereof. In a case of a resolution decided by ballots result will be made known together with the number of votes for and against, immediately after the votes have been counted and will be so recorded in the minutes.

- g) In the case of an equality of votes, whether on a show of hands or on a ballot, the Chairperson of the meeting shall be entitled to a second or deliberative vote.
- h) The need or the demand for a ballot shall not prevent the continuance of a meeting for the transaction of any business other than the question on which a ballot has been demanded.
- i) All proposals on the agenda must be put to the vote.

### **19.8 Election of Chairperson**

The election of Chairperson takes place firstly. If the Chairperson in office is a candidate, he will vacate the Chair during the election and it will be taken by one of the Vice-Chairpersons (decided by order of precedence) who are not himself a candidate to the Chairmanship.

### **19.9 Compilation of the agenda for the General Assembly**

The Executive Committee prepares the agenda of the General Meeting.

### **19.10 Majorities required for specific purposes**

The following rules apply in respect of the extent of majority required in various circumstances:

Dissolution of the ASSOCIATION: - Majority of four-fifths of the TOTAL number of affiliated members – at the time – whether present or not. (One vote per affiliated member)

Transfer of Headquarters – Majority of two-thirds of entitled votes (present)

Expulsions: - Majority of two-thirds of entitled votes (present)

Increase in subscriptions and fees: - Simple majority of entitled votes (present)

Total or partial revision of the Constitution: - Majority of two-thirds of entitled votes (present)

Elections: - Simple majority of entitled votes (present)

Other cases: - Simple majority of entitled votes (present)

## **VI: FINANCIAL PROVISIONS**

## **Article 20**

### **20.1 Financial Year**

The financial year operates from the 1<sup>st</sup> of January to the 31<sup>st</sup> of December in each year.

### **20.2 Administration of Accounts and Audit**

- a) The auditors shall be appointed annually and they shall:  
Have the right of access at all times to the accounting records and all books and documents of the Association and be entitled to require from the members of the Association such information and explanations as they think necessary for the performance of their duties as auditors. Be entitled to attend any General Meeting of the Association and to receive all notices and communications relating to any General Meeting.
- b) The Annual financial statements shall be approved by the Executive Committee and signed on its behalf by the Chairperson and a member of the Executive Committee.
- c) A copy of the Annual financial statements for the preceding year together with the report of the Executive committee shall be sent to each affiliated member not later than 30 April each year. Such annual financial statements or any available audited financial statements should be laid before the Annual General and Biennial General meeting of the Association for adoption.

## **Article 21**

### **21. Annual Fees**

- 21.1** Any annual affiliation fee payable by affiliated members, as well as the annual registration fees of individual gymnasts, officials (coaches, judges, administrators) institutions and supporters shall be decided upon from time to time by the Executive Committee and ratified at the General Meeting.
- 21.2** Affiliated members are authorized and required to collect the registration fee from their members on behalf of the association.
- 21.3** The annual fees along with the official lists of the names of the registering persons are due on the 1<sup>st</sup> Monday of March each year. For any late registrations there will be a 10% fine on their registration fees.
- 21.4** Payment of the annual fee guarantees each affiliated member's basic voting right.

- 21.5** The registration numbers are used for the calculation of voting rights as provided for in Article 19.5 a, and for determining participation at certain competitions.

## **Article 22**

### **22.1 Levies**

The Association in Annual, Biennial or Special General Meetings may impose upon the members and affiliated members a special levy, provided that special notice of the intention to propose the levy shall be contained in the Notice convening the meeting.

## **Article 23**

### **23.1 Competition Fees**

All competition fees must at least be paid the day before the competition. If competition fees are paid on the day of the competition there will be a 10% penalty on the competition fees to be paid with the competition fees. A further 10% penalty will be charged on the competition fees if the competition fees is paid after the day of the competition.

## **VII: RELATIONSHIPS BETWEEN AFFILIATED MEMBERS AND THE ASSOCIATION**

## **Article 24**

### **24.1 Friendly relationships between affiliated members**

The Association is eager to assist in the fostering, and maintenance of friendly relationships between the affiliated members. Affiliated members are also responsible to the association for the behavior of their gymnasts, coaches' judges and other officials and they act as guarantors to the association in respect of these responsibilities.

## **Article 25**

### **25. Discipline**

- 25.1 Should any member or affiliated member commit any willful breach of this constitution, or any rule of the Association or of the SAGF or be guilty of any improper, dishonest or unsportsmanlike conduct, offensive or unbecoming behavior towards another member or affiliated member the Executive Committee shall have, according to the severity of the offence, the following power of sanction;
- a) To call upon such member or affiliated member to appear before the Executive Committee and there to explain their conduct and should such member or affiliate member fail to furnish a satisfactory explanation, to deal with such person or affiliated member as herein provided for, or to:
  - b) Caution such a member of affiliated member, or
  - c) Reprimand and/or to censure and/or to impose a fine on such a member or affiliated member
  - d) Deprive such member or affiliated member of any privileges of his membership during such period of time, as the Executive Committee in its discretion may deem fit.
  - e) Call upon such member or affiliated member in writing to resign and if he fails to tender his resignation within fourteen days of date of the request, to expel such member or affiliated member.
- 25.2 In certain circumstances the following sanctions may be applied to:
- a) Withdraw any gymnast or team from any competition, festival or display.
  - b) Order any competition to be repeated.
  - c) Disqualify any person or member from entry in any competition, festival or display.
  - d) Expel such member or affiliated member.
  - e) Withdraw association colours previously awarded and advise the colours board accordingly.
- 25.3 A member or affiliated member whose conduct is the subject of a complaint and an investigation, shall be informed of the nature of the complaint and the Executive Committee shall take all reasonable steps to bring to his notice the nature thereof and shall afford such member or affiliated member the opportunity of replying to any such complaint.
- 25.4 The Executive Committee shall have the right to constitute a Disciplinary Committee from amongst its members. The Executive Committee may make rules relating to the procedure to be followed at the hearing.
- 25.5 The decision of the Executive Committee pursuant to this Article shall be conveyed to such member or affiliated member by posting a registered letter to his registered address or the address registered with the Affiliated member, club, school or institution.
- 25.6 At any disciplinary inquiry the member named in the charge or report may be represented only by a bona-fide office bearer of the member's club, or in the case of a minor, the member's legal guardian.

- 25.7 Where a dispute affecting any disciplinary matter with the jurisdiction of the Association exists, it shall be dealt with in terms of this Constitution and the matter may not be taken outside the sphere of the Association's jurisdiction. This provision prohibits any member or affiliated member from resorting to courts of law or to the press or other news media in connection with such dispute. A contravention of this prohibition shall constitute misconduct on the part of the member or affiliated member concerned and shall be dealt with in terms of this Article.
- 25.8 No member of the Association expelled or suspended in terms of these Articles shall be entitled to take part in any Gymnastics activities under the auspices of the Association or to act in any official capacity in respect of these activities.
- 25.9 The club, school or institution where the member is registered will be notified of the outcome of all disciplinary hearings.
- 25.10 Every member and affiliated member of the Association is required to give effect to any decision of the Executive Committee in terms of this Article.

## **Article 26**

### **26. Appeals**

- 26.1 Should any member or affiliated member declare a dispute with the Executive Committee, such member or affiliated member shall have the right to be heard at the next General Meeting.
- 26.2 The General Assembly shall be the Final court of Appeal within the Association and its decision shall be binding on all parties. The appeal must succeed by a simple majority.

## **Article 27**

### **27.1 Executive committee empowered to act**

In the event of disagreement between two or more affiliated members, the Executive Committee shall have the right to take a decision to settle the matter.

## **Article 28**

### **28.1 External arbitration**

The provision made in Article 29 of the Constitution of the South African Gymnastics Federation will be applicable in the event of external arbitration being necessary.

## **XI: MISCELLANEOUS PROVISIONS**

### **Article 29**

#### **29.1 Colours**

- a) The colours of the association is:  
As stated by the Ekurhuleni Sports Council.
- b) The tracksuit for competitors and coaches will be of a design as approved by the Ekurhuleni Sports Council.
- c) If a gymnast does not represent the region at a regional competition their colours will be revoked from them.

#### **29.2 Honorary Colours**

A gymnast will receive Honorary Colours if he represents Eastern Gauteng in 3 consecutive years at the National championships or achieve a first, second or third overall placement. At the end of the year every gymnast who represented Eastern Gauteng at a national or international competition will receive an award.

#### **29.3 Copyright**

Reproduction of documents, videos, instruction material, or other material belonging to the Association is prohibited unless the authority of the Association has been obtained.

#### **29.4 Official Documents only from the office of the association**

All documents and information are valid only if the office of the Association distributes them to all affiliated members.

#### **29.5 Signatures on Official Documents**

Contracts, agreements, and all other documents requiring the stamp of authority of the Association must be signed by the Chairperson and the Administrator (See Article 15.1 for action to be taken in the event of non-availability of the Chairperson.)

#### **29.6 Chairperson represents Association legally**

The Chairperson represents the Association legally in all circumstances or authorizes the Executive Committee to act on his behalf (See Article 15). All actions or suits or proceedings at law or arbitration shall be brought by or against the Association in the name of the "Eastern Gauteng Gymnastics Association". The Executive Committee may authorize any

person to act on behalf of the Association and to sign all such documents and to take all such steps as may be necessary in connection with any such legal proceedings.

## **XII: PROVISIONS PARTICULAR TO THE CONSTITUTION**

### **Article 30**

#### **30.1 Supremacy of the Constitution**

The Constitution of the Association is the final and paramount authority and nothing contained in any Regulations shall operate as to circumvent or lessen the force and purpose of these Articles

#### **30.2 Unforeseen Circumstances**

The Executive Committee subject to ratification resolves cases not foreseen in the present Constitution by the next General Meeting.

#### **30.3 Amendment to the Constitution**

The Constitution of the Association, or any part thereof, as continued in the Articles herein set out, shall not be deleted or amended and no new Articles shall be added, save by a Resolution adopted by a majority of two-thirds of the votes present at a Biennial, Special or General Meeting of members of the Association of which due and proper notice has been given as herein provided.

#### **30.4 Copies of the Constitution**

A copy or the Statutes and any repeals Provision or Amendment from time to time, shall be available for inspection by members on application to the Administrator. Any member of the Association shall receive on request and on payment of such fees as prescribed by the Executive Committee, a copy of the Constitution.

#### **30.5 Dissolution of the Association**

The Association may be dissolved by a Resolution passed at a special General Meeting called for that purpose, provided that such Resolution is passed by four-fifths of the affiliated members to the Association and further that such Resolution is confirmed by a majority of votes at a Special General Meeting held not less that one month thereafter. In the event of any such Resolution be confirmed at the second Special General Meeting, that meeting shall also have the power to pass a Resolution by a

majority vote regarding the disposal of the surplus funds and assets of the Association (after liquidation and after payment of all debts and obligations of the Association) provided that such surplus funds shall not be available for distribution to any individual or affiliated member but will be given to such other organizations having similar aims and objectives and which are authorized to collect contributions in terms of the Fund-Raising Act. 1978.

We the undersigned hereby certify that the above is the Constitution of the Eastern Gauteng Gymnastics Association.

SIGNED AT Kempton Park ON THIS 15 DAY OF

January 2007

CHAIRPERSON

ADMINISTRATOR

