



**CONSTITUTION FOR
OUDTSHOORN SPORT INITIATIVE**

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CLAUSE 1: DEFINITIONS

In the Constitution, except where incompatible with the context, the following terms shall have the meanings indicated:

- “OSI” : the OUDTSHOORN SPORT INITIATIVE
- “Constitution” : the constitution of the OUDTSHOORN SPORT INITIATIVE
- “General Meetings” : the meetings convened in terms of Clause 7
- “Member(s)” : sport clubs administering the sport code and affiliated to the OSI
- “Regulations” : regulations adopted by OSI or in terms of this constitution to regulate the administration of the OSI
- “South Africa” : the Republic of South Africa
- “SASCOC” : the South African Sports Confederation and Olympic Committee
- “SRSA” : the South African Department of Sport and Recreation
- “DCAS” : the WC Department of Cultural Affairs & Sport
- WCPSC : Western Cape Provincial Sport Confederation
- WCF : Western Cape Federation
- DSF : District Sport Federation
- OSI : OUDTSHOORN SPORT INITIATIVE
- OM : OUDTSHOORN MUNICIPALITY
- OSC : OUDTSHOORN SPORT COUNCIL

CLAUSE 2: NAME AND LEGAL PERSONALITY

- 2.1 The name of the INSTITUTION shall be the OUDTSHOORN SPORT INITIATIVE
- 2.2 The OUDTSHOORN SPORT INITIATIVE shall have legal personality and shall:
 - 2.2.1 boast an independent existence
 - 2.2.2 be entitled to own property
 - 2.2.3 be entitled to enter into legal transactions and institute legal actions.
- 2.3 The OUDTSHOORN SPORT INITIATIVE shall register as a Public Benefit Organisation (PBO) and shall not distribute its annual profits among members of management.

CLAUSE 3: AIMS AND OBJECTIVES

The aims and objectives of the OUDTSHOORN SPORT INITIATIVE are:

- 3.1 to promote and facilitate the interests of GREATER OUDTSHOORN SPORT
- 3.2 to facilitate the sport components under the jurisdiction of the OUDTSHOORN SPORT INITIATIVE in development
- 3.3 to facilitate sport events within the boundaries of the GREATER OUDTSHOORN MUNICIPALITY
- 3.4 to maintain the principle of non-discrimination in respect of race, gender, religion, disability and political views
- 3.5 to mobilise the business community in supporting these objectives

CLAUSE 4: WAYS AND MEANS OF ACHIEVING AIMS AND OBJECTIVES

The aims and objectives of the OUDTSHOORN SPORT INITIATIVE may inter alia be achieved by:

- 4.1 affiliation to any associate body underwriting the principles of the OUDTSHOORN SPORT INITIATIVE
- 4.2 facilitate in providing suitable grounds, premises, equipment and other conveniences necessary for the holding and organising of amateur meetings
- 4.3 the acquisition in a legal manner of such movable or immovable property as may be required to achieve the aims and objectives of the OUDTSHOORN SPORT INITIATIVE
- 4.4 entering into such negotiations and concluding such contracts and agreements as may be lawfully undertaken by an incorporated body and are not incompatible with the aims and objectives of the OUDTSHOORN SPORT INITIATIVE
- 4.5 raising funds for any purpose which may be deemed necessary for the benefit of sport.

- 4.6 Seeking close relationship with all sport bodies inclusive of school sport
4.7 Seeking close relationship with the business sector of the GREATER OUDTSHOORN

CLAUSE 5: MEMBERSHIP

- 5.1 OUDTSHOORN SPORT INITIATIVE consists of three categories of members, namely:
- 5.1.1 Members [as set out in clause 6.1]; and
5.1.2 Associate Members [as set out in clause 6]
5.1.3 Honorary Life Members
5.1.4 Ex Officio Members
- 5.2 The jurisdictions of Members shall be limited by the boundaries of the Greater Oudtshoorn municipal district inclusive of
- DYSELSDORP
 - VOLMOED
 - DE RUST
- 5.3 A MEMBER seeking to be affiliated to OUDTSHOORN SPORT INITIATIVE may apply to the Secretary of OUDTSHOORN SPORT INITIATIVE on the form devised by OUDTSHOORN SPORT INITIATIVE from time to time, a declaration that it will adhere to the Constitution of OUDTSHOORN SPORT INITIATIVE, a complete membership list and such other information as may be required by OUDTSHOORN SPORT INITIATIVE. The Secretary shall submit applications for affiliation to the next OUDTSHOORN SPORT INITIATIVE meeting for consideration.
- 5.4 An ASSOCIATE member may apply to the Secretary of OUDTSHOORN SPORT INITIATIVE on the form devised by OUDTSHOORN SPORT INITIATIVE from time to time, enclosing a statement of their business and declaration that it will adhere to the Constitution of OUDTSHOORN SPORT INITIATIVE, The Secretary shall submit applications for affiliation to the next OUDTSHOORN SPORT INITIATIVE meeting for consideration and the EXCO shall in turn submit all such applications, with a recommendation, to the next Annual General Meeting.
- 5.5 Applications for affiliation shall be considered by the AGM, upon recommendation by the EXCO of OUDTSHOORN SPORT INITIATIVE and upon approval, a member shall serve as a full member.
- 5.6 A Member shall be deemed to be in good standing for the purposes of any meeting of OUDTSHOORN SPORT INITIATIVE if it remains properly constituted and was represented at the most recent AGM of OUDTSHOORN SPORT INITIATIVE or attended any two OUDTSHOORN SPORT INITIATIVE meetings. Whilst it remains "not in good standing", a Member shall be

entitled to attend, but not to speak or vote, at any meeting. A Member may at any time redeem its good standing by fulfilling the requirements herein.

- 5.7 A Member shall have jurisdiction over their sport club or business, subject to the overall authority of their business and the General Meeting in terms of this Constitution.

CLAUSE 6: ORGANISATION OF OUDTSHOORN SPORT INITIATIVE

- 6.1 The principal constituent bodies of OUDTSHOORN SPORT INITIATIVE are:
- 6.1.1 The General Meeting [all the MEMBERS and Associate Members]
 - 6.1.2 The Executive Committee [EXCO]
 - 6.1.3 The Management Committee [MANCO]
- 6.2 Ex Officio members have seats on the EXCO with no voting rights. Allocation will be
- 6.2.1 1 [one] representative from the Oudtshoorn Municipality
 - 6.2.2 1 [one] representative from the Oudtshoorn Business Chambers
 - 6.2.3 1 [one] representative from the Oudtshoorn Sport Council
- 6.3 Other Committees and Sub-committees may be constituted by the principal constituent bodies in conformity with the provisions of the Constitution as need arises.

CLAUSE 7: GENERAL MEETINGS

- 7.1 The General Meeting is the supreme authority of OUDTSHOORN SPORT INITIATIVE and an Annual General Meeting shall be held once every year on a date to be fixed by the Management Committee.
- 7.2 A Special General Meeting shall be convened by the Secretary pursuant to a resolution of the Management Committee, or upon receipt of a requisition signed on behalf of at least three Members. A Special General Meeting shall be called within 21 days after receipt by the Secretary of the said resolution or requisition as the case may be.

CLAUSE 8: NOTICE OF GENERAL MEETINGS

- 8.1 A General Meeting shall be convened by the Secretary upon 30 days (in the case of an AGM) and 21 days (in the case of a SGM) written notice of the time and venue thereof, to Members, Executive Committee and Management Committee members as well as Honorary Life Members at their address of record with OUDTSHOORN SPORT INITIATIVE, provided that any

- failure on the part of any one or more of them to receive such notice, shall not invalidate such meeting.
- 8.2 Any notice of a motion to be tabled at the Annual General Meeting must reach the Secretary not less than 21 days before such a meeting.
- 8.3 The Secretary shall circulate the agenda of an AGM to all Members, Executive Committee, Management Committee and Honorary Life members at least 14 days prior to the meeting.
- 8.4 The notice convening a SGM shall include its agenda, including any motion submitted for consideration at such meeting by the Management Committee or the requisitioning Members.
- 8.5 The Chairperson may in the exercise of his/her discretion determine shorter periods than the periods stipulated in clauses 8.1 and 8.3, provided that the periods so determined shall not be less than 14 days and 7 days respectively and are subsequently condoned by the General Meeting.

CLAUSE 9: REPRESENTATION AT GENERAL MEETINGS

- 9.1 Every Member shall be entitled to be represented at the General Meetings by two delegates.
- 9.2 Delegates of Members shall be entitled to participate in the business of the Annual General Meeting only if the Member is present, is in good standing as on the date of the meeting in question.

CLAUSE 10: QUORUM AT GENERAL MEETINGS

- 10.1 A minimum of 50% of the numbers of the Members, plus one Member, in good standing on the date of the meeting, shall constitute a quorum at any General Meeting
- 10.2 In the event that at the date and time for the meeting, there is no quorum present, the Chairperson of the meeting shall adjourn the meeting for one hour. If after the elapse of one hour, at least 50% of Members plus one Member, in good standing, are present, such number shall constitute a quorum. If however, the meeting remains inquorate, the Chairperson shall adjourn the meeting for no more than seven days. The Secretary shall advise all members of the date and place of the adjourned meeting and all members then present at such reconvened meeting shall constitute a quorum.

CLAUSE 11: PROCEDURE AT GENERAL MEETINGS

- 11.1 At General Meetings the Chairperson shall preside, or in his or her absence, the Vice Chairperson. In the absence of both, the Members present shall elect a Chairperson.
- 11.2 The agenda of the Annual General Meeting shall be disposed of in the following order:
- 11.2.1 Scrutiny of delegates' credentials:
 - 11.2.2 Reading of the Notice of Meeting
 - 11.2.3 Reading and adopting the minutes of the previous Annual General Meeting and of any Special General Meetings during the period
 - 11.2.4 Consideration of the Chairperson's annual report
 - 11.2.5 Consideration of the financial statements of account for the preceding financial year
 - 11.2.6 Consideration of any Notices of Motion
 - 11.2.7 Election of the Executive and Management Committees
 - 11.2.8 Election of honorary members.
 - 11.2.9 Submission and acceptance of nominated Associated Members
 - 11.2.10 Appointment of auditors.
 - 11.2.11 Important and relevant notices
- 11.3 The agenda of a Special General Meeting shall be disposed of in the order specified below:
- 11.3.1 Scrutiny of delegates' credentials
 - 11.3.2 Reading of the Notice of Meeting
 - 11.3.3 Consideration of any Notice of Motion or report submitted by the Management Committee
- 11.4 No motion or amendment on the agenda of General Meetings may be withdrawn without the approval of the Meeting. If the Member which has submitted a motion is not present at a meeting, any other Member present may move it.

CLAUSE 12: VOTING AT GENERAL MEETINGS

- 12.1 All matters requiring a resolution shall be decided by a show of hands, or if so resolved by the meeting, or so ruled by the Chairperson of the meeting, by secret ballot. All elections shall be conducted by secret ballot.

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12.2 In all meetings except the AGM, Members and the members of the Executive and Management Committees shall have one (1) vote each. In the event of a tie the Chairperson of the meeting, shall, in addition to his/her ordinary vote, have a casting vote.

CLAUSE 13: ELECTION OF OFFICE BEARERS FOR MANAGEMENT COMMITTEE

13.1 The office bearers of OUDTSHOORN SPORT INITIATIVE, namely the Chairperson, the Vice Chairperson, the Secretary, the Treasurer and the 3 Ex Officio Representatives shall be constituting the MANCO. And run the day-to-day business of the OSI. There may not be more than two representatives of a sport code on the MANCO.

13.2 at every second AGM, which shall be in a non-Olympic year, ("an electoral AGM"), save to the extent provided to the contrary herein.

13.3 All the nominations for these posts shall be submitted in writing to the Secretary at least 14 days prior to the meeting. Nominations for the position of Chairperson and Vice Chairperson shall be accompanied by a C.V. of the nominee and a written motivation of his/her candidacy. Only Members in good standing may submit nominations, which shall be signed by the Chairperson and Secretary of the Member in question and must include an acceptance of the nomination by the nominee.

13.4 The incumbent members of the Executive and Management Committees, which includes the office bearers, shall retire immediately prior to the commencement of an election and the Meeting shall elect a Chairperson to preside until the completion of the election. It follows that only Members shall be entitled to vote in an election.

13.5 The Office Bearers and Members of the Executive and Management Committees shall be elected in the following order:

13.5.1 Chairperson

13.5.2 Vice Chairperson

13.5.3 Secretary

13.5.4 Treasurer

13.5.5 The representatives of the affiliated sport code clubs will be nominated by the relevant sport code clubs. [eg. All the rugby clubs will elect a representative to represent rugby as a code]

13.5.6 Three 32] Ex-Officio Representatives nominated by the Municipality, Business Chambers and Sport Council

13.6 The Management Committee will consist of the following Executive Committee members:

13.6.1 Chairperson

- 13.6.2 Vice Chairperson
- 13.6.3 Secretary
- 13.6.4 Treasurer
- 13.6.5 Three [3] Ex Officio representatives [no-vote]

The Management Committee will oversee the day to day running of OUDTSHOORN SPORT INITIATIVE.

CLAUSE 14: MEETINGS OF THE EXECUTIVE and MANAGEMENT COMMITTEES

- 14.1 Meetings of the Executive Committee shall meet at least four [4] times per year on dates to be determined by the AGM or shall be convened by the Secretary pursuant to a direction of the Chairperson, who shall also determine the agenda for such meetings. The Chairperson shall be obliged to call a meeting upon receipt of a written request from at least two members of the Committee. At least 10 days written notice of the date, time and place for meetings shall be given, but if convenient, the Chairperson may direct that meetings may be held by telephone or video conference call, or by telephonic or written round-robin communication.
- 14.2 A quorum for meetings of the EXCO shall be 50% of members thereof, plus one member.
- 14.3 The Chairperson, or in his absence, the Vice Chairperson, or in the absence of both of them, a member of the EXCO, elected by the meeting, shall be the Chairperson of a meeting of the EXCO or MANCO.
- 14.4 Members of the EXCO and MANCO Committees will have one vote each and in the event of an equality of votes, the Chairperson of the meeting shall have a casting vote.
- 14.5 Ex Officio members will have no voting rights.
- 14.6 Minutes of EXCO and MANCO meetings shall be circulated to all members within 14 days of a meeting.

CLAUSE 15: POWERS AND DUTIES OF THE EXECUTIVE AND MANAGEMENT COMMITTEES

In addition to any powers and duties granted to the Executive and Management Committees in this Constitution, the following further powers shall vest in them:

- 15.1 When vacancies occur in the offices of Chairperson, Vice-Chairperson, Secretary, Treasurer, to fill such vacancies from amongst the members of the EXCO, to hold office until the next

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General Meeting, when an election shall be held to fill such vacancy, notwithstanding that such General Meeting is not an elective AGM.

- 15.2 To deal exclusively with all communication to and from the Members, OUDTSHOORN SPORT INITIATIVE, the Greater Oudtshoorn Municipality and the Oudtshoorn Sport Council, and other communications as deemed necessary;
- 15.3 To decide where meetings of OUDTSHOORN SPORT INITIATIVE shall be held
- 15.4 To nominate delegates to anybody with which OUDTSHOORN SPORT INITIATIVE are affiliated to
- 15.5 To make the following appointments from time to time, from amongst its members or by co-option, as it deems fit, together with such other functions as may be appropriate:
 - 15.5.1 Webmaster
 - 15.5.2 Operational Manager
 - 15.5.3 a marketing officer
 - 15.5.4 An auditor.
 - 15.5.5 Or any position deemed necessary for the smooth running of the OSI
- 15.6 To prepare and maintain a database of registered Members and upkeep it on a regular base
- 15.7 To convene an Annual General Meeting of OUDTSHOORN SPORT INITIATIVE annually
- 15.8 To consider any violation or infringement of the Constitution, Rules and Regulations of OUDTSHOORN SPORT INITIATIVE, code of conduct and to take the necessary action in terms of this Constitution.
- 15.9 To hear appeals against the decisions of Members and to pronounce on these.
- 15.10 To consider at every meeting a report on the financial affairs of the OUDTSHOORN SPORT INITIATIVE
- 15.11 To submit to the Annual General Meeting an annual chairpersons' report.
- 15.12 To manage and control all financial matters of OUDTSHOORN SPORT INITIATIVE and to submit to the Annual General Meeting an audited financial report, and financial statements for the

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previous financial year (1 March to 28 February). If the Annual General Meeting is held before 28 February, a provisional financial statement shall be submitted, in which case the audited financial report and financial statements shall be sent to all Members within 30 Days of the AGM.

- 15.13 To open current and savings accounts for OUDTSHOORN SPORT INITIATIVE, and to draw, receive and endorse payments, to do electronic payments, bills of exchange and IOU's in connection with the financial business of OUDTSHOORN SPORT INITIATIVE: to pay out any honorarium upon which the EXCO and MANCO may decide. The 3 [three] signatures to the bank account should be the chairperson, treasurer, secretary of which at least two must sign off every payment and of which the treasurer should preferably be one.
- 15.14 To agree to the settlement of the travel and subsistence expenses of any official when funds are available
- 15.15 To appoint a legal advisor and an honorary auditor at its first meeting after the Annual General Meeting
- 15.16 To seek and approve of all sponsorships that may be decided upon by the Management Committee
- 15.17 To do everything that is desirable for the affairs of OUDTSHOORN SPORT INITIATIVE, in keeping with its accepted aims and subject to the conditions of this Constitution and to directions of the Annual General Meeting.

CLAUSE 16: FORFEITURE OF OFFICE

- 16.1 If any member of the Executive and Management Committees or any other committee absents him- or herself without leave from two successive meetings, it shall be presumed that he/she has forfeited his/her office.

CLAUSE 17: HEAD OFFICE

- 17.1 The Head Office of OUDTSHOORN SPORT INITIATIVE shall be situated at the place decided upon by the Management Committee at its first meeting after the Annual General Meeting.
- 17.2 Should the Management Committee decide to move the Head Office all members must immediately be notified of the new address and the Head Office must be established at the new address within two (2) months.

CLAUSE 18: MEMBERS

18.1 Conditions for affiliated membership:

18.1.1 Members shall consist of sport clubs, businesses and Associate Members which have affiliated in terms of Clause 5.

18.1.2 No Member shall be allowed to use or to adopt the emblems of OUDTSHOORN SPORT INITIATIVE without the consent of the EXCO. MANCO can however consent to requests of members to use the OSI logo to indicate its membership.

18.2 Reports of members: Every Member shall, if requested in writing by the Management Committee, submit a report on its activities within a specified period.

CLAUSE 19: HONORARY LIFE MEMBERS

19.2 There are not any limitations on the number of Honorary Life Members elected. To really be an honorable life member that person need to be a servant of his sport code or business practice for at least 15 years and have the vote of 75% of the panel members.

19.2 Nominations, along with a report outlining the services rendered to OUDTSHOORN SPORT and BUSINESS shall be submitted to the Executive Committee for consideration at least 30 days before the AGM.

19.3 The names of the successful candidates shall be announced at the Annual General Meeting.

CLAUSE 20: CODE OF CONDUCT

20.1 The Executive Committee shall develop and adopt a Code of Conduct for Members of the OUDTSHOORN SPORT INITIATIVE and circulate it to all Members.

20.2 All athletes and officials to whom representative colours have been awarded shall at all times conduct themselves in a manner that will benefit and do credit to the insignia under which they have been chosen to represent their sport and their country. A copy of the Code of Conduct, shall be handed to each athlete and official to whom national colours has been awarded.

20.3 The management committee may take disciplinary action against any member who does not behave in terms of the Code of Conduct. Such action may include the immediate suspension of membership.

CLAUSE 21: HONORARY AWARDS FOR SERVICE

21.1 An honorary award for services rendered to OUDTSHOORN SPORT INITIATIVE may be made to a maximum of three persons per year by the Executive Committee

21.2 Nominations for honorary awards shall be submitted to the Management Committee 7 days before the Annual General Meeting by members, together with a report on the services rendered;

21.3 If more than three nominations are received, the Selection Committees shall decide to which three names the honorary awards shall be awarded

21.4 The names of nominees, to who honorary awards have been made, shall be announced at the Annual General Meeting.

21.5 Nominations for honorary awards shall be subject to the condition that a candidate shall have served OUDTSHOORN SPORT INITIATIVE for at least five years in an executive capacity

CLAUSE 22: MEMBERSHIP FEES

22.1 Every Member shall annually contribute to OUDTSHOORN SPORT INITIATIVE an affiliation fee and such other contributions as determined by the Executive Committee and ratified by the General Council

22.2 Affiliation fees of Members shall be due before 31 January every calendar year.
[affiliation of new members can still be accepted after that date]

22.3 If the affiliation fees have not been paid before the Annual General Meeting this shall mean that the defaulting member is not in good standing

22.4 If the amount due is paid together with the penalty as determined by the Management Committee from time to time, the Management Committee may uplift their suspension

CLAUSE 23: RULES AND REGULATIONS

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- 23.1 In addition to the provisions of the Constitution OUDTSHOORN SPORT INITIATIVE shall issue such Regulations as may be required for the smooth running of its affairs.
- 23.2 Such regulations may be issued or amended only by:
- 23.2.1 An Annual General Meeting;
- 23.2.2 A Special General Meeting called for this purpose, or
- 23.2.3 The Executive and Management Committees, with the proviso that it is approved at the following Annual General Meeting.
- 23.3 Any amendment of the Regulations shall be entered in the minutes of the particular meeting at which such amendments have been passed. If the minutes have been duly circulated, as provided for in the Constitution, this shall be deemed sufficient notice of such amendments.
- 23.4 No regulations may be in conflict with the Constitution of the OUDTSHOORN SPORT INITIATIVE
- 23.5 All members or bodies affiliated with them shall:
- 23.5.1 be obliged to observe and accept the Regulations of the OUDTSHOORN SPORT INITIATIVE
- 23.5.2 furnish any information required by OUDTSHOORN SPORT INITIATIVE in connection with any matters falling within the ambit of Members activities
- 23.5.3 refrain from introducing any incompatible amendments or additions to the Regulations of OUDTSHOORN SPORT INITIATIVE
- 23.6 The rules of order adopted by the General Meeting, or failing such rules, Roberts Rules of Order shall regulate all meetings held under the auspices of OUDTSHOORN SPORT INITIATIVE.

CLAUSE 24: INTERPRETATION OF RULES AND REGULATIONS

- 24.1 Decisions of the Executive Committee concerning the validity of any clauses of the Rules in terms of which OUDTSHOORN SPORT INITIATIVE is administered, shall be final and binding.
- 24.2 Doubts concerning interpretations, the definitions of an amateur or any matter not provided

for shall be laid in writing before the Secretary of OUDTSHOORN SPORT INITIATIVE by the Secretary of the Member, to be investigated and commented upon by the Management Committee. The decision of the Management Committee shall be final and binding.

CLAUSE 25: APPEALS

Appeals against the decision of OUDTSHOORN SPORT INITIATIVE

- 25.1 if satisfaction is not obtained and/or if there is any uncertainty about the decision, an appeal may be directed via the Member to the Management Committee accompanied by a fee in a sum determined by the Management Committee from time to time, which shall rule on the matter. Suggested fee to be R100.
- 25.2 the decision of the Management Committee shall be final and binding and may include a decision to refund the appeal fee.

CLAUSE 26: ARBITRATION

Should any dispute arise which involves the Union, its officials, any clubs affiliated with the Union, and any officials, players or members who are subjected to the rules of this Constitution, pertaining to any matter arising from the interpretation or implementation of the Constitution, or arising from the sports governed by this Constitution, then such dispute shall be referred to the Arbitration Forum of the Western Cape Provincial Government, to be dealt with in accordance with the Rules of that Forum. The provision of Arbitration Act of 1965 shall apply to such arbitration proceedings, save to an extent modified by the Arbitration Forum rules.

CLAUSE 27: DISPUTE RESOLUTION PROCEDURE

- 27.1 In the event of a dispute arising between Members or between the Members and OUDTSHOORN SPORT INITIATIVE, on any issue relating to OUDTSHOORN SPORT INITIATIVE or its administration either party may declare a dispute by written notice to the other, with a copy to the Secretary.
- 27.2 The respective Chairpersons of the Members in question, or the Chairperson and the Chairperson, as the case may be, shall immediately communicate with each other in the most practical manner, including if necessary by meeting each other (and if necessary as facilitated by the Secretary) and attempt to resolve the matter within 14 days of declaration of the dispute. Should the matter be resolved, a written record of the resolution arrived at, duly

signed by both of the parties, shall be binding on the parties to the dispute and OUDTSHOORN SPORT INITIATIVE.

- 27.3 If the dispute has not been resolved in the manner referred to in 31.2 within 14 days of declaration thereof, any party thereto may give written notice of non-resolution to the other party or parties to the dispute and to the Secretary.
- 27.4 If the dispute is between Members, the Secretary shall refer the dispute to the Chairperson within seven days of receipt of notice thereof. The Chairperson shall in his/her sole discretion determine an appropriate procedure for the resolution of the dispute, which may include requiring the parties to submit information or written submissions, appear before him/her and present oral or written evidence and advise the parties accordingly. The Chairperson shall thereafter determine the dispute within 21 days of referral of the dispute to him/her.
- 27.5 If the dispute is between Member/s and OUDTSHOORN SPORT INITIATIVE, OUDTSHOORN SPORT INITIATIVE, represented by the Chairperson and the Member/s represented by its/their Chairperson shall attempt to agree on a person to consider and determine the dispute. In the event that they are unable to agree with in seven days of the declaration of the dispute, either party may refer the matter to the WC Arbitration Forum [see Clause 30].
- 27.6 No party to a dispute referred to in this clause shall be entitled to be represented by a legal professional, acting such, in such dispute.

CLAUSE 28: AMENDMENTS TO THE CONSTITUTION

- 28.1 The Constitution may be amended only at an Annual General Meeting or at a Special General Meeting called for this specific purpose.
- 28.2 Notice of any proposed amendments shall be entered on the agenda in accordance with the procedure laid down in Clause 8.
- 28.3 The notice shall specify which clause of the Constitution it proposes to amend and shall indicate clearly what should be omitted or added to it.
- 28.4 The Constitution can be amended only by a 66.6% majority of all the affiliated Members of OUDTSHOORN SPORT INITIATIVE in good standing
- 28.5 Any amendment to the Constitution takes immediate effect unless the contrary is decided

CLAUSE 29: THE RELATION BETWEEN MUNICIPALITY AND OUDTSHOORN SPORT INITIATIVE

- 29.1 The relationship between the Oudtshoorn Municipality and OUDTSHOORN SPORT INITIATIVE will be determined mutually between them according to the framework set by the Municipal by laws regulation the existence of the local municipal sport council
- 29.2 The Oudtshoorn Municipality will support OUDTSHOORN SPORT INITIATIVE in order to facilitate and promote all sport and sport events in the Greater Oudtshoorn Municipality jurisdiction area
- 29.3 The Oudtshoorn municipality can logistically and administratively support OUDTSHOORN SPORT INITIATIVE where possible
- 29.4 OUDTSHOORN SPORT INITIATIVE can advise the Oudtshoorn Municipality on sport matters on request
- 29.5 OUDTSHOORN SPORT INITIATIVE will have an obligation towards the Oudtshoorn Municipality to support them in the hosting of sport events where needed.

CLAUSE 30: DISOLUTION

- 30.1 The Oudtshoorn Sport Initiative may be dissolved at any time by a resolution in favour of dissolution by a majority of not less than four-fifths of the Members present in person and entitled to vote as set out above at a Special General meeting called specifically for such purpose and of which thirty (30) clear days notice specifying the intention to propose such a resolution has been given.
- 30.2 upon the dissolution of the Oudtshoorn Sport Initiative its property not consisting of money shall be sold and the proceeds, together with so much thereof as shall consist of money, shall be applied in satisfaction of the debts and liabilities of the Oudtshoorn Sport Initiative and subject thereto, the balance shall be distributed among other identified NPO's which are also registered as a "Public Benefit Organization" in terms of Section 30 of the Income Tax Act, or to some other similar public benefit organization which has been approved in terms of section 30 of the Income Tax Act No 58 of 1962, to be determined by the Council at of before the time of its dissolution or, failing such determination, by the court.

OUDTSHOORN SPORT INITIATIVE
Constitution

Signed:

Chairperson: Hans van der Veen



Secretary: Dave van der Walt

