



CONSTITUTION OF
KWAZULU NATAL SHOW JUMPING

Contents

1.	CONSTITUTION, NAME AND CORPORATE PERSONALITY	4
2.	DEFINITIONS AND ABBREVIATIONS USED	4
3.	INTERPRETATIONS.....	8
4.	HEADQUARTERS	8
5.	AREA OF JURISDICTION OF SHOW JUMPING KZN.....	8
6.	OBJECTS OF SHOW JUMPING KZN	8
7.	MEMBERSHIP	10
8.	POWERS OF SHOW JUMPING KZN TO CARRY OUT ITS OBJECTIVES	11
9.	MEMBERSHIP AND TERMINATION OF MEMBERSHIP	13
10.	VOTING RIGHTS	13
11.	ANNUAL GENERAL MEETING ("AGM").....	14
12.	SPECIAL GENERAL MEETINGS ("SGM's")	15
13.	ORDINARY GENERAL MEETINGS ("OGM's")	16
14.	GENERAL PROVISIONS RELATING TO AGM's, OGM's AND SGM's	17
15.	SHOW JUMPING COUNCIL	18
16.	ELECTION OF THE PRESIDENT, VICE-PRESIDENT, TREASURER AND THE OTHER MEMBERS OF SHOW JUMPING COUNCIL	23
17.	EXECUTIVE COMMITTEE ("EXCOCOUNCIL")	2525
18.	ASSOCIATE MEMBERS	26
19.	HONORARY LIFE MEMBERS.....	26
20.	PATRON	27
21.	LIMITATION OF LIABILITY OF MEMBERS INDEMNITY	27
22.	ALTERATION OR VARIATION OF THIS CONSTITUTION	27
23.	NOTIFICATION	27
24.	INTERPRETATION OF THIS CONSTITUTION	28
25.	DISSOLUTION OR WINDING UP OF SHOW JUMPING SA	28
26.	JUDICIAL BODY	29

POLICIES AND SCHEDULES TO THIS CONSTITUTION

- I. POLICY A – NON-RACIALISM
- II. POLICY B – APPLICATION OF SECTION 30(1) OF THE INCOME TAX ACT
- III. POLICY C – DISPUTE RESOLUTION

- IV. POLICY D – PROVINCIAL COMMITTEES
- V. POLICY E – ACCESS TO INFORMATION
- VI. SCHEDULE 1 - LIST OF AFFILIATES
- VII. SCHEDULE 2 - LIST OF HONORARY MEMBERS
- VIII. SCHEDULE 3 - SAEF WHITE PAPER – ELECTION PROCEDURES
- IX. SCHEDULE 4 – SASJ CLUB – REQUIREMENTS

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

1. CONSTITUTION, NAME AND CORPORATE PERSONALITY

- 1.1. This is the Constitution of the body known as "**Kwazulu Natal Show Jumping** ", which Association is the Provincial body duly recognised by the SA Showjumping.
- 1.2. **Kwazulu Natal Show Jumping** is a voluntary Association having a corporate identity separate from that of its Members and is entitled to own property, whether movable or immovable or otherwise, and is entitled to sue and to be sued in its own name and, notwithstanding any change in the composition of its Members from time to time, shall have perpetual succession.
- 1.3. The provisions of this Constitution are founded upon and shall be implemented and administered in the recognition of human dignity, equality and the advancement of human rights and freedoms, non-racialism, non-sexism and the right of freedom of association and the supremacy of the Constitution of the Republic of South Africa (1996), the rule of law and good corporate governance.

2. DEFINITIONS AND ABBREVIATIONS USED

- 2.1. For the purposes of this Constitution, the following words and expressions shall have the following meanings unless the subject or context indicates otherwise:
- 2.2. "Act of Parliament" refers to the National Sport and Recreation Act, (Act No 110 of 1998) and the National Sport and Recreation Amendment Act (Act No 18 of 2007), also referred to as "The Act".
- 2.3. "AGM" means the Annual General Meeting of Members held in accordance with the provisions of this Constitution.
- 2.4. "Judicial Body" means a judicial body appointed by the Council in terms of this Constitution.
- 2.5. "Associate Members" means all those associations or organisations having the same or similar objects to **Kwazulu Natal Show Jumping** and having their National or Provincial Office within the area of jurisdiction of **Kwazulu Natal Show Jumping**, which bodies have made application and have been accepted as Associate Members of **Kwazulu Natal Show Jumping** in terms of the provisions of this Constitution.
- 2.6. "Athlete" shall mean the individual, together with his horse which shall be regarded as one competitor.
- 2.7. "Annual Financial Statements" or "AFS" means the annual audited balance sheet, income and expenditure account, Treasurer's report and Auditor's report.
- 2.8. "Chief Executive Officer" or "CEO" means the person appointed by Executive Committee of **Kwazulu Natal Show Jumping**, to be employed in terms of an employment contract. It is specifically recorded that such person may be a member of the Provincial Executive but shall not be entitled to any voting rights in terms of this Constitution.
- 2.9. "SHOW JUMPING" shall mean the discipline of SHOW JUMPING as referred to in this Constitution and as defined by the FEI, whether ridden in the presence of other Athletes, or by means of correspondence or by way of the internet, computer

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

software programmes or otherwise.

- 2.10. "Club" means any club which caters for any discipline but must include the discipline of SHOW JUMPING in a district or Province, as contained in this Constitution
- 2.11. "Compliance" means that the member club or individual has fulfilled the necessary provisions of this Constitution in regard to specific requirements as contained herein, and as such is regarded as being in good standing with **Kwazulu Natal Show Jumping**.
- 2.12. "Constitution" means this Constitution.
- 2.13. "SHOW JUMPING Council" means the Provincial Council of **SHOW JUMPING KZN** as constituted in terms of this constitution
- 2.14. "**Kwazulu Natal Show Jumping**" and "**SHOW JUMPING KZN**" means the body recognised by SAEF and Show Jumping SA as the organisation responsible for SHOW JUMPING in the Province of Kwazulu Natal, and as referred to in this Constitution, and incorporates all rights that may have existed or exist in the entity formerly known as the South African Equestrian Association Provincial SHOW JUMPING Technical Committee.
- 2.15. "Day" means a calendar day. "Working day" means a calendar day excluding Saturdays, Sundays and Public Holidays.
- 2.16. "Event" means a SHOW JUMPING event held under the auspices of the SAEF and **SHOW JUMPING SA** and where a Show Schedule has been submitted and approved by either a Provincial or a National council of **SHOW JUMPING SA**.
- 2.17. "Event Organiser" means the responsible person who has been appointed as such by a Show Holding Body to manage an event on behalf of **SHOW JUMPING KZN**
- ~~2.18. "EXCO COUNCIL" means the Executive Committee of SHOW JUMPING KZN as appointed by the council of the association.~~
- ~~2.19-2.18.~~ "FEI" means the *Fédération Equestre Internationale* being the supreme controlling body of SHOW JUMPING including but not limited to global and continental levels.
- ~~2.20-2.19.~~ "Honorary Life Members" means all those persons bestowed with this honour by the General Council of **SHOW JUMPING KZN** at an **SGM** or an **AGM**
- ~~2.21-2.20.~~ "Levies" means the monies levied and due by the membership to **SHOW JUMPING SA** and as approved and agreed to by membership at an **SGM** or an **AGM** of **SHOW JUMPING SA**
- ~~2.22-2.21.~~ "Member" shall mean an Ordinary Member, Special Member or an Associate Member duly appointed as such in terms of this Constitution.
- ~~2.23-2.22.~~ "Month" means a calendar month.
- ~~2.24-2.23.~~ "National Sport Federation" means the national governing body of Equestrian Sport in South Africa, namely S.A.E.F being a member of SASCOC and recognised by the Department of Sport and Recreation in the Republic of South Africa.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

- 2.25-2.24. "National Office" means the head office of **SHOW JUMPING SA** as defined in this Constitution.
- 2.26-2.25. "Ordinary General Meeting" or "**OGM**" means a meeting convened in terms of this Constitution.
- 2.27-2.26. "Ordinary Members" means those members duly accepted as members in terms of the geopolitical demarcations within the province known as clubs approved by South African Show Jumping as set out in this Constitution.
- 2.28-2.27. "Organisers" shall mean those persons who have been duly authorised by **SHOW JUMPING SA** either directly or through their provincial membership to stage a SHOW JUMPING event inclusive of the hosting, managing, organising, planning, and supervision of such an event and who report directly to the Event Organiser of that event.
- 2.29-2.28. "Patrons" shall mean a person duly appointed as such in terms of this Constitution.
- 2.30-2.29. "Person" means a natural or legal person.
- 2.31-2.30. "President" means the President of **SHOW JUMPING KZN**, duly elected in terms of this Constitution.
- 2.32-2.31. "Province" means one of the nine (9) geopolitical areas as defined in Section 103 of the Constitution of the Republic of South Africa 1996 (as amended).
- 2.33-2.32. "Provincial SHOW JUMPING Committee" means a body consisting of more than one Club within a Province, associated with each other, for the special and specific purpose of liaison and communication with the sporting codes of that Province, the Provincial Confederation and the Department of Sport and Recreation in that Province.
- 2.34-2.33. "Rules, Regulations and Policies" means the rules, regulations and policies of **SHOW JUMPING SA**.
- 2.35-2.34. "S.A.E.F." or "SAEF" means the South African Equestrian Federation.
- 2.36-2.35. "S.A.I.D.S." or "SAIDS" means the South African Institute for Drug-Free Sport.
- 2.37-2.36. "S.A.S.C.O.C." or "SASCOC" means the South African Sport Confederation and Olympic Committee duly recognized and approved by the Department of Sport and Recreation as the governing body of Sport in the Republic of South Africa.
- 2.38-2.37. "Special General Meeting" or "**SGM**" means a meeting convened in terms of this Constitution.
- 2.39-2.38. "A Special Member" shall mean the persons elected or appointed in terms of the constitution in the position of Athletes Representative, the Judges Representative and a Para-Athlete Representative in the discipline of SHOW JUMPING under the auspices of **SHOW JUMPING KZN**
- 2.40-2.39. "Treasurer" means the person elected in terms of the provisions of this Constitution.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

~~2.41-2.40.~~ "Vice-President" means the Vice-President of **SHOW JUMPING KZN** as defined in this Constitution.

~~2.42-2.41.~~ "W.A.D.A" or "WADA" means the World Anti-Doping Agency.

~~2.43-2.42.~~ "Year" means a calendar year.

~~2.44-2.43.~~ Any words importing one gender include the other.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

3. INTERPRETATIONS

- 3.1. The headings to the clauses or paragraphs of this Constitution are for descriptive purposes only and shall not be used in the interpretation hereof.
- 3.2. Unless the context indicates a contrasting intention, the singular shall include the plural and vice versa.

4. HEADQUARTERS

- 4.1. The National Office Headquarters shall be in Gauteng Province, Republic of South Africa, and shall remain as such until the Council of **SHOW JUMPING SA** resolves that the National Office be moved.
- 4.2. The National Office shall always be located within the borders of the Republic of South Africa.

5. AREA OF JURISDICTION OF SHOW JUMPING KZN

- 5.1. The geographical area of jurisdiction of **SHOW JUMPING KZN** shall be the Geopolitical area defined as Kwazulu Natal.

6. OBJECTS OF SHOW JUMPING KZN

The objects of **SHOW JUMPING KZN** are:

- 6.1. To be and to operate and function as the autonomous controlling and administrative body of the sport of SHOW JUMPING within the area of its jurisdiction.
- 6.2. To direct, develop, promote and administer the sport of SHOW JUMPING within the area of its jurisdiction in accordance with sound business and financial principles.
- 6.3. To develop and participate in the sport of SHOW JUMPING, in such a way as to ensure the development of SHOW JUMPING Athletes through constructive coaching and capacity building.
- 6.4. To ensure that the encouragement, promotion, development and administration of the sport of SHOW JUMPING, whether same be at National or Provincial level, is carried out in accordance with the principles of non-racism, by which it is meant that race ethnicity and nationality shall not be a basis for discriminating against or of affording privileges to any one person or group of persons, such principles are more fully set out in the policy document known as " ~~POLICY A – NON-RACIALISM~~ **POLICY A – NON-RACIALISM** " of **SHOW JUMPING SA**
- 6.5. To promote sportsmanship and fair play at all levels of the sport, free of any interference.
- 6.6. To apply annually to be a member of **SHOWJUMPING SA** and to abide by their Constitution, Rules and Regulations.
- 6.7. A resolution passed by the ~~EXCO~~**COUNCIL** ~~COUNCIL~~ may decide to cooperate with SAEF and SASCO (through SAEF) if required, in particular as regards the participation of SHOW JUMPING Athletes in all Multi-Code Games and Events.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

- 6.8. To advance the objects of **SHOW JUMPING KZN** and to associate itself with all such other lawfully constituted Associations and Organisations as shall be decided by **KWAZULU NATAL** Council, whether within or without the area of jurisdiction of **SHOW JUMPING KZN** and irrespective of whether or not such other Associations or Organisations be connected with the sport of SHOW JUMPING.
- 6.9. To uphold and enforce the rules of SHOW JUMPING as prescribed by the FEI from time to time and to encourage and promote the highest standard of sporting behaviour in connection with the performing of SHOW JUMPING.
- 6.10. To uphold and enforce any code of conduct pertaining to the sport of SHOW JUMPING approved by the FEI, SAEF and/or any other code of conduct decided upon by **SHOW JUMPING SA**.
- 6.11. To encourage the appointment of coaches at all levels within the Equestrian community.
- 6.12. To select representative Athletes at all levels for participation in any tournaments whether same be local or international.
- 6.13. To promote provincial colours in terms of the criteria laid down in the Rules and Regulations of the association and submit to SAEF Provincial Federation for submittence to Provincial Confederation for approval. This must be at least 30 days in advance.
- 6.14. To apply to **SHOW JUMPING SA** for the awarding of national colours in terms of the criteria laid down in the Rules and Regulations of SASCO.
- 6.15. To recognise and accept the jurisdiction, rules and regulations of the SAIDS as well as the code of the WADA and the FEI Equine Anti-Doping and Controlled Medication Regulations as may be amended from time to time.
- 6.16. To recognise and accept the jurisdiction, rules and regulations of the SAIDS as well as the code of the WADA and the FEI Equine Anti-Doping and Controlled Medication Regulations as may be amended from time to time.
- 6.17. To recognise and accept the impact of the holistic development of children in our sport and to properly understand and provide the correct environment and conditions for them in order to protect their rights and in order not to risk a potential sacrifice of these rights for the purposes of early specialisation or any other reason. In this respect, we are guided, inter alia by the Children's Act, 2005 (Act No. 38 of 2005) as amended.
- 6.18. Show jumping SA strongly supports the Promotion of Access to Information Act and gives effect to the right to access such information in order to foster a culture of transparency and accountability. This object is further supported by the Promotion of Access to Information Act 2 of 2000 as amended and the appropriate Show jumping SA Policy document on Access to Information.
- 6.19. To promote the appointment and education of Judges and Officials under the auspices of SAEF.

7. MEMBERSHIP

SHOW JUMPING KZN consists of three categories of members namely:

- 7.1. **Ordinary Members** shall be those members as defined by their geopolitical areas and made up of their clubs as set out in this Constitution.
 - 7.1.1. At the time of acceptance of this constitution, there shall be a number of Ordinary Members which will be limited by the boundaries of the province, which shall be:
 - 7.1.1.1. The total number of clubs affiliated to and accepted by South African Show Jumping as per their requirements.
 - 7.1.2. The jurisdictions of Ordinary Members shall be limited by the boundaries of the provinces, in compliance mutatis mutandis with the SAEF and SASCO.
 - 7.1.3. Should the legislation of the Republic of South Africa determine a variation to the existing provincial structures or boundaries, then the ordinary membership of **SHOW JUMPING KZN** will vary in such a way as to mirror such a change as and when the legislation becomes effective.
 - 7.1.4. Such Members shall at all times have direct representation on the **SHOW JUMPING KZN** Council however only the Athlete's Representative is permitted to vote.
- 7.2. **Associate Members** shall comprise those bodies who have made application and been accepted as Associate Members to the Sport of SHOW JUMPING and are recognised as a body specifically catering for their membership within a confined organisation and/or area, namely the Defence Force, Police Force, Schools and Tertiary Education and any other body duly accepted. An Associate Member seeking to be affiliated to **SHOW JUMPING KZN** may apply to the President of the SHOW JUMPING KZN Council in the form determined by the SHOW JUMPING Council from time to time, enclosing a copy of its duly adopted Constitution, a declaration that it will adhere to the Constitutions of THE SAEF and SASCO, **SHOW JUMPING SA** and **SHOW JUMPING KZN**, a complete membership list and such other information as may be required by the SHOW JUMPING Council. The President shall submit applications for affiliation to the next SHOW JUMPING Council meeting for consideration and the SHOW JUMPING Council shall in turn submit all such applications, with a recommendation, to the next **AGM, SGM** or **OGM**.
- 7.3. **Athletes** which shall mean each individual participant in the sport, who together with his horse shall make up one competitor. Such Athlete may apply to join **SHOW JUMPING KZN** after a SAEF number has been obtained and fully paid up, by way of filling out the requisite application form as may be produced by **SHOW JUMPING KZN** and amended from time to time. **SHOW JUMPING KZN** may levy a fee against such Athlete at its discretion and such Athlete, whether or not a fee was levied and / or paid but upon acceptance of such application, shall be subject to this Constitution and any Rules, Policies and Regulations of **SHOW JUMPING SA** and **SHOW JUMPING KZN**. The aforesaid fees shall be collected directly by **SHOW JUMPING SA** by way of any mechanism that it may establish for such purpose.
- 7.4. **SHOW JUMPING KZN** may, by a majority vote taken at an **AGM** or an **SGM** convened inter alia for this purpose, grant associate membership status to any other

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

association operating on a national level provided that no associate membership shall be granted to an association with the same or virtually the same aims and objectives as **SHOW JUMPING KZN**.

7.5. **SHOW JUMPING KZN** may, by a two-thirds majority vote taken solely for this purpose, withdraw its recognition of any associate member contemplated in this Constitution, in which event; the relevant association will cease, forthwith, to be an associate member of **SHOW JUMPING KZN**.

7.6. In matters of mutual interest, **SHOW JUMPING KZN** and any members may, if the need arises, enter into a written agreement covering specific issues for the benefit of **SHOW JUMPING** and its members.

8. POWERS OF SHOW JUMPING KZN TO CARRY OUT ITS OBJECTIVES

8.1. **SHOW JUMPING KZN** shall have all such powers and authorities as shall be necessary or desirable or conducive of achieving any and all of the objects of **SHOW JUMPING KZN**. These powers and authorities shall be exercised by the **SHOW JUMPING Council** ~~and/or by the EXCOCOUNCIL~~ and/or by any duly constituted sub-committee in accordance with and subject to the provisions of this Constitution and the Act. Without in any way limiting the generality of the a foregoing, the powers and authorities of **SHOW JUMPING KZN** shall include those set out in Clauses 8.2 to 8.20 below.

8.2. To acquire by purchase, exchange, hire, sub-lease, donation or otherwise movable and/or immovable property of any kind.

8.3. To sell, let, mortgage, dispose of, give in exchange, turn to account or otherwise deal with all or any part of the property or rights of **SHOW JUMPING KZN**

8.4. To enter into contracts of any and all kinds necessary to carry out, give effect to or secure the objects of **SHOW JUMPING KZN**.

8.5. From time to time, in accordance with sound business and financial principles to invest the funds of **SHOW JUMPING KZN** in such property or assets or other security as may be deemed advisable.

8.6. To employ, suspend or dismiss and remunerate employees, professional assistants and experts.

8.7. To establish and contribute to a pension, annuity, medical aid scheme and/or other fund for the benefit of its employees and/or the dependants of such employees in accordance with the rules of such fund and to grant pensions, allowances, gratuities and bonuses to employees or ex-employees of **SHOW JUMPING KZN**, or the dependants of such persons, and to support or subscribe or make donations to any charities or other institutions, clubs, societies and funds in accordance of the policies of **SHOW JUMPING KZN**.

8.8. To regulate relations between its Members and **SHOW JUMPING KZN** or its members or individual **SHOW JUMPING** Athletes.

8.9. To invite the patronage of any person or persons as it may consider advisable.

8.10. To insure against losses, damage, risk and liability of all kinds.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

- 8.11. To draw, make, accept, endorse, execute, negotiate and issue cheques, promissory notes, bills of exchange, warrants and other negotiable or transferable instruments.
- 8.12. To initiate and transact on electronic banking platforms and applications provided by the major banks of the Republic of South Africa subject to their standard terms and conditions.
- 8.13. To institute, conduct, defend, compound or abandon any legal proceedings by and against **SHOW JUMPING KZN** or its officers or otherwise concerning the affairs of **SHOW JUMPING KZN**, or the action of its Members, and also compound and allow time for payment or satisfaction of any debts due or any claims or demands made by or against **SHOW JUMPING KZN**.
- 8.14. To raise money whether by subscription or annual levies which are to be paid to **SHOW JUMPING SA** on behalf of **SHOW JUMPING KZN**, by the 5th day of January each year from its Members inclusive of clubs, tertiary institutions, and or any other associations or organisations which are affiliated directly or indirectly to **SHOW JUMPING KZN** on behalf of ordinary SHOW JUMPING Athletes who are members of the bodies referred to above, as well as to obtain funding from any other source, and to recover by legal process monies due by any of the above.
- 8.15. To contribute or subscribe to bodies with aims similar to the aims of **SHOW JUMPING KZN** and invest monies upon such security and in such manner as it may from time to time determine.
- 8.16. To borrow and guarantee or otherwise secure the repayment of money in such manner and in such terms as it may think fit.
- 8.17. To make and pass policies, rules, by-laws or regulations and to add to, repeal or alter such rules, by- laws or regulations, with or without penalties for the carrying out, administration and implementation of this Constitution and the attainment of the objects of **SHOW JUMPING KZN**.
- 8.18. To impose fines, to suspend for a period of time, to ban and/or implement any other disciplinary measures on its Members or former Members or on any SHOW JUMPING Athlete or club or association or organisation connected or concerned with SHOW JUMPING arising out of or connected with any contravention or breach of the provisions of this Constitution or any rule, policy, by-law or regulation passed by SHOW JUMPING Council, including those of FEI, SAIDS, SASCOC and WADA Anti-Doping Code and recover by legal action or otherwise such fines or compulsory contributions or damages from its Members or former Members. Without in any way limiting the generality of the a foregoing, **SHOW JUMPING KZN** shall have the power to suspend or ban any SHOW JUMPING Athlete, Judge, Coach, Member or Club from participating in any championship or event.
- 8.19. To take all such action as may be required or necessary to enforce fully and effectively all obligations of whatsoever nature and howsoever arising which may be owed to **SHOW JUMPING KZN** by its Members, former Members or any other persons or body.
- 8.20. **SHOW JUMPING KZN** shall establish a financial reserve equal to the 25% of the average expenditure of the previous three financial years, and such reserve shall be topped up annually. The reserve shall be established within four years of the signature of this Constitution. Such reserve shall be used only in instances where

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

there is an urgent need of funds, but it shall not be accessed if **SHOW JUMPING KZN** is of the view that it will cease to be a going concern, whether or not it uses such reserve.

9. MEMBERSHIP AND TERMINATION OF MEMBERSHIP

- 9.1. Any Association which wishes to become an Associate Member of **SHOW JUMPING KZN** shall apply in writing to SHOW JUMPING Council to be admitted as an Associate Member and shall furnish a copy of its constitution and all such information as SHOW JUMPING Council may require in order to decide upon its application.
- 9.2. No Association shall be admitted to membership of **SHOW JUMPING KZN** unless SHOW JUMPING Council is satisfied that the constitution of such Association substantially complies with the requirements contained in Schedule Two hereto.
- 9.3. In deciding whether or not to admit a new Association as an Associate Member, SHOW JUMPING Council shall have regard to such factors as it considers relevant including the number of clubs and SHOW JUMPING Athletes within the jurisdiction of the applicant, clubs run by the applicant, and whether or not the applicant and the clubs within its jurisdiction are committed to the scheme in terms of which levies are paid to **SHOW JUMPING SA only after a SAEF registration number has been obtained and in good standing with SAEF.**
- 9.4. SHOW JUMPING Council's decision to admit or refuse any application for membership shall be referred to the next meeting of the Council for ratification.
- 9.5. Associate Members shall agree upon and define their geographic areas of jurisdiction provided that in the event of dispute and failure to reach agreement such areas of jurisdiction shall be defined by SHOW JUMPING Council and shall comply mutatis mutandis with the SAEF constitution.
- 9.6. The right of each existing and future Member to have one or more representative teams participate in the various events and championships which are held or staged under the auspices of **SHOW JUMPING KZN** shall be determined by SHOW JUMPING Council, which may vary such rights from time to time.
- 9.7. Any Member other than an ordinary member which ceases to operate a viable structure as defined in this Constitution and may ipso facto be suspended from membership and the Council shall decide at its next ordinary meeting whether the membership of such member should be terminated.
- 9.8. Any member of any classification may, at any time, tender their resignation from **SHOW JUMPING KZN**. Such member must give notice by not later than 30 November of each year. Any member so resigning shall continue to be liable for any monies due and owing by such member, to **SHOW JUMPING SA** at the date of their resignation.

10. VOTING RIGHTS

- 10.1. The voting rights set out in this clause shall apply in respect of any and all meetings of the Council.
- 10.2. The President, Vice-President and Treasurer shall each have 1 (one) vote, however the President shall have a deliberate as well as a casting vote.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

- 10.3. Ordinary Members shall each have 2 (two) votes.
- 10.4. The Athletes Representative shall each have 1 (one) vote.
- 10.5. Associate Members shall each have 1 (one) vote.
- 10.6. Honorary Life Members may only vote in connection with any motion to terminate the Membership of any Honorary Life Member, and shall each have 1 (one) vote
- 10.7. Only Members whose are personally present or in their absence, have their duly appointed representatives present at the meeting concerned shall have the right to vote.
- 10.8. Each Voting Member as set out in 10.2, 10.3, 10.4 and will be entitled to in their absence, nominate one representative to attend and to vote at any **AGM**, **SGM** and **OGM**. Such representative nominations shall be in writing, in the format specified for such a meeting, duly signed and addressed to the President of **SHOW JUMPING KZN** and must be received by the Provincial Office not less than 48 (forty-eight) hours prior to the time for the commencement of that meeting.

11. ANNUAL GENERAL MEETING ("AGM")

- 11.1. An **AGM** shall be held once in every year provided that not more than fifteen months shall elapse between one **AGM** and the next.
- 11.2. The **EXCO** shall decide the date, time and place on which each **AGM** shall be held, provided that unless there is good reason to the contrary, it shall be held at a venue to be determined by the **EXCO** or at such other place as **EXCO** may determine and that the **AGM** is held in within **4 (four)** months from the end of the financial year.
- 11.3. The following persons shall be entitled to attend and speak at the **AGM**:
 - 11.3.1. All members of SHOW JUMPING Council
 - 11.3.2. Not more than 1 (one) representative of each ordinary Member, 1 (one) representative of the Athletes Representative, and not more than 1 (one) representative of the Associate Members.
 - 11.3.3. The Patrons
 - 11.3.4. All Honorary Life Members
 - 11.3.5. Any other person who may be invited by SHOW JUMPING Council to do so.
- 11.4. business to be transacted at an **AGM** shall be:
 - 11.4.1. To read the notice convening the Meeting
 - 11.4.2. To confirm the Minutes of the previous **AGM** and **SGM**'s and to consider any matters arising therefrom
 - 11.4.3. To receive and consider the Annual Report of the President, for the period since the date of the previous **AGM**

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

- 11.4.4. To adopt with or without modification, the audited Annual Financial Statements for the period since the date of the previous **AGM**, provided that if not so adopted, the Annual Financial Statements shall stand for consideration and adoption, with or without modification, or rejection by the Council at an **SGM, OGM** or by the SHOW JUMPING Council as per the decision of the **AGM**
- 11.4.5. To consider and to adopt with or without modification, or to reject any recommendations of SHOW JUMPING Council
- 11.4.6. To consider all nominations by SHOW JUMPING Council of persons to be Patrons or Honorary Life Members and to accept or to reject any such recommendation or nomination
- 11.4.7. To elect the SHOW JUMPING Council in terms of clause 15 as read with clause 16 which will be done by an appointed member of SAEF or SASCO.
- 11.4.8. To discuss and consider any matter of which 15 (fifteen) days written notice has been given.
- 11.5. Notice of each **AGM** shall be sent to all the Members, Members of SHOW JUMPING Council, Patrons and Honorary Life Members not less than 30 (thirty) calendar days prior to the date of the **AGM**.
- 11.6. Not less than 15 (fifteen) calendar days prior to the date of any **AGM**, copies of the Agenda for that **AGM** and the Annual Financial Statements for the financial year preceding the date of the **AGM** shall be disseminated to all Members, Patrons and Honorary Life Members by post, and/or by hand, and /or by fax, and/or by electronic mail.

12. SPECIAL GENERAL MEETINGS ("SGM's")

- 12.1. An **SGM** of Members shall be convened:
 - 12.1.1. By resolution of SHOW JUMPING Council, or
 - ~~12.1.2. By resolution of the EXCOCOUNCIL, or~~
 - ~~12.1.3.~~12.1.2. Upon the written requisition of not less than 50% (fifty per centum) plus 1 (one) Ordinary Members, in good standing, addressed to the President and delivered to the Provincial Office provided that such written requisition shall state the exclusive purpose for which the **SGM** is to be called and the text of the motion to be put to the meeting.
- 12.2. Within 14 (fourteen) calendar days after receipt of the resolution or requisition referred to in sub-clause ~~12.1.2~~~~12.1.3~~, the President shall send written notification to all Members, which notice shall specify the time, date and place of the **SGM**, which time, date and place shall have been determined by ~~EXCOCOUNCIL~~ provided that the date shall not be less than 21 (twenty-one) calendar days and not more than 7 (seven) calendar days after the date of posting dissemination of the notification, together with written notification of the purpose of and measures to be transacted

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CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

at the **SGM** and the text of motions to be put to and considered by the meeting.

- 12.3. No business other than that stated in the notification, referred to in sub-clause 12.2, shall be transacted at the **SGM**.
- 12.4. Only the persons referred to in 11.3 as in an **AGM** shall be entitled to attend and speak at the **SGM**'s.

13. ORDINARY GENERAL MEETINGS ("OGM's")

13.1. An **OGM** of Members shall be convened:

13.1.1. By resolution of SHOW JUMPING Council, ~~or~~

~~13.1.2. By resolution of the EXCOCOUNCIL~~

13.2. An **OGM** of the Council shall be held on such date and at such place as the EXCOCOUNCIL shall determine provided that unless there are good reasons to the contrary.

13.3. The following persons shall be eligible to attend and speak at meetings of the Council:

13.3.1. All the persons referred to in clause 11.3 save those referred to in sub-clauses 13.4.

13.4. Notwithstanding anything to the contrary herein, no Honorary Life Member or Parton shall be entitled to attend or speak at the **OGM** but may do so upon the invitation of SHOW JUMPING Council.

13.5. Notice of any **OGM** of the Council shall be sent to Ordinary, Special and Associate Members not less than 21 (twenty-one) calendar days before the date of such meeting which notice shall be accompanied by a proposed agenda as recommended by EXCOCOUNCIL.

13.6. The text of any motion which any Member wishes to be put to and considered by any **OGM** shall be received not less than 15 (fifteen) calendar days prior to the date of such meeting by the Provincial Office who shall disseminate it by post and /or by hand, and/or by fax, and/or by electronic mail, together with the final agenda to all Ordinary Members, Special Member and Associate Members, not less than 10 calendar days prior to such date.

13.7. The business to be transacted at the **OGM** shall be:

13.7.1. to read the notice convening the meeting;

13.7.2. to table and confirm, with or without amendments, or to reject the minutes of the previous **OGM** as the case may be, as well as the minutes of any **SGM** held in the interim, and to consider any matters arising therefrom;

13.7.3. to consider and to adopt, with or without modification, or to reject, any Resolution of which due notice has been given;

13.7.4. to consider and to adopt with or without modification or to reject the budget

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CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

for the ensuing year which shall have been prepared by the Treasurer and considered and recommended to the SHOW JUMPING Council by the [EXCO COUNCIL](#);

- 13.7.5. no resolution which has the effect of creating, amending or repealing a by-law, policy, regulation or standing rule shall be binding unless the notice thereof has been given in terms of 13.5 hereof or such resolution has been ratified at the next [EXCO COUNCIL](#) meeting.

14. GENERAL PROVISIONS RELATING TO AGM's, OGM's AND SGM's.

- 14.1. The following provisions shall apply to all **AGM's**, **OGM's** and **SGM's**.
- 14.1.1. **AGM's**, **OGM's** and **SGM's** shall, subject to the terms of this constitution, be held at such time and place as shall be decided by SHOW JUMPING Council ~~of the EXCO COUNCIL~~.
- 14.1.2. The chairperson of any **AGM**, **OGM**, or **SGM** shall be the President or in his or her absence the Vice-President, or in his or her absence such other person as shall be elected for that purpose by the Members or the representative of the Members present at the Meeting and entitled to vote.
- 14.1.3. Each member of SHOW JUMPING Council shall have 1 (one) vote as per 10.1 above and the Chairperson of any meeting shall have 1 (one) vote second or casting vote, only in the event of an equality of votes.
- 14.1.4. A quorum shall consist of 50% (fifty per centum) plus 1 (one) of the Ordinary Members in good standing.
- 14.1.5. If a quorum shall not be present at the place of the meeting within 30 (thirty) minutes after the time set for commencement of the meeting, or if the Member is not present during the meeting, until the proceedings have been duly declared to have been concluded so by the Chairman, the meeting if convened upon the requisition of Ordinary Members, shall be dissolved; in any other case, it shall stand adjourned to a date not earlier than 5 (five) calendar days and not later than 15 (fifteen) calendar days after the date of that meeting, and, at such adjourned meeting the Ordinary, Special and Associate Members that are present or their representatives that are present and entitled to vote, shall constitute a quorum and may transact the business of that meeting.
- 14.1.6. Where a meeting has been adjourned as aforesaid, the President shall, upon a date not later than 3 (three) calendar days after the adjournment disseminate a written notice to each Member stating:
- 14.1.6.1. the date, time and place to which the meeting is adjourned;
 - 14.1.6.2. the matter before the meeting, when it was adjourned;
 - 14.1.6.3. the outstanding items still on the agenda at the time of adjournment;
 - 14.1.6.4. the grounds for the adjournment; which notice shall have been settled by the President.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

14.1.7. Voting shall be on a show of hands unless a poll be demanded by Members or representatives of Members, of not less than 40% (forty per centum) of Members and representatives, entitled to vote, and in such event, the poll shall be conducted in such manner as the Chairperson of the meeting shall decide.

15. SHOW JUMPING KZN COUNCIL

15.1. Subject to the terms of this Constitution the SHOW JUMPING Council shall be the highest authority of **SHOW JUMPING KZN** and shall determine its policy, ~~and~~ decide upon its budget ~~and give directives to the EXCO.~~

15.2. The SHOW JUMPING Council shall consist of the following persons:

15.2.1. The President,

15.2.2. The Vice-President with or without a portfolio

15.2.3. The Treasurer, ~~who shall be an Ex-Officio member~~

15.2.4. Number of members made up of the chairman (or designated representative) of each of the club structures referred to under article 7.1.

15.2.5. The Athletes Representative ~~who shall be an Ex-Officio member and the only Special Member entitled to vote.~~

~~15.2.6. Other Special Members with no voting rights.~~

~~15.2.7. The CEO (if appointed) who shall be an Ex-Officio Member, with no voting rights~~

~~15.2.8-15.2.6.~~ Provided that at no stage shall there be less than ~~21~~ 21 (twoone) women who shall occupy the positions referred to above.

~~15.2.9-15.2.7.~~ Minimum of ~~53~~ 53 (fivethree) and Maximum of ~~96~~ 96 (Ninesix) members holding the following portfolios. The club chairman ~~(or designated representative)~~ may not hold one of the following portfolios.

~~15.2.9.1-15.2.7.1.~~ DEVELOPMENT AND TRANSFORMATION

~~15.2.9.2-15.2.7.2.~~ TECHNICAL AND OFFICIALS PORTFOLIO

~~15.2.9.3.~~ OFFICIALS PORTFOLIO

~~15.2.9.4.~~ INTERNATIONAL AFFAIRS

~~15.2.9.5-15.2.7.3.~~ COACHES PORTFOLIO

~~15.2.9.6-15.2.7.4.~~ PROVINCIAL VENUES AND SCHEDULES

~~15.2.9.7.~~ VETERINARY LIAISON

~~15.2.9.8-15.2.7.5.~~ Para-SHOW JUMPING, ASSOCIATE-MEMBER LIAISON, MARKETING PUBLIC RELATIONS AND COMMUNICAITONS

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

~~15.2.9.9.~~ **ADMINISTRATION**

~~15.2.10-15.2.8.~~ **SHOW JUMPING KZN** shall have the right to appoint, where needed, the following sub- committees, or distribute the portfolio among the members of SHOW JUMPING Council.

~~15.2.10.1-15.2.8.1.~~ Provincial Selection Committee

~~15.2.10.2-15.2.8.2.~~ Provincial Judges Committee

~~15.2.10.3-15.2.8.3.~~ Provincial Disciplinary Committee

~~15.2.11-15.2.9.~~ Any individual who is a Provincial President of SAEF may not at the same time be a member of the SHOW JUMPING Council.

- 15.3. SHOW JUMPING Council Meetings shall be deemed to be validly constituted notwithstanding the fact that at any time there are no fewer than 2 (two) women as members thereof.
- 15.4. SHOW JUMPING Council may co-opt other persons as members in order to discharge specific functions provided that no co-opted member shall have a vote and provided further that although the predominant criterion for co-option shall always be merit, SHOW JUMPING Council shall, as far as possible, seek to preserve a balance of men and women members.
- 15.5. Members of SHOW JUMPING Council shall vote on all resolutions by a show of hands.
- 15.6. Members of SHOW JUMPING Council shall decide on all matters by a simple majority vote.
- 15.7. Each member of SHOW JUMPING Council shall have 1 (one) vote, and the President of any meeting of SHOW JUMPING Council shall have a second or casting vote, in the event of an equality of votes, save and except at an Elective Annual General Meeting where the SHOW JUMPING COUNCIL shall have no vote after item 11.4.6 of the AGM's Agenda.
- 15.8. The chairperson of any meeting of SHOW JUMPING Council shall be the President, or in his or her absence the Vice-President, or in his or her absence such other Member of SHOW JUMPING Council as shall have been appointed at that meeting by the Members of SHOW JUMPING Council present and entitled to vote.
- 15.9. No person may serve for more than 5 (five) consecutive years as President nor may any person serve for more than 5 (five) consecutive years as Vice-President.
- 15.10. SHOW JUMPING Council shall meet not less than ~~twice (2 times)~~ six (6 times) per annum.
 - 15.10.1. A quorum shall consist of 50% (fifty per centum) plus 1 (one) of the Ordinary Members in good standing. Should there is not a quorum present at the appointed time and place for any meeting of SHOW JUMPING Council or if there is not a quorum present during the whole of the meeting until proceedings have been duly concluded and declared by the chairperson of that meeting to have been concluded, such meeting shall stand adjourned until a date, time and place to be determined by those members of SHOW

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

JUMPING Council who are present at that meeting provided that such date shall not be more than 10 calendar days after such meeting; and at such adjourned meeting those members of SHOW JUMPING Council present and entitled to vote shall constitute a quorum and may transact the business of that meeting.

- 15.11. The President shall, by such means as is most expedient and by such means as appears most appropriate in the circumstances, inform those members of SHOW JUMPING Council who were not present at the meeting of the date, time and place to which the meeting has been adjourned.
- 15.12. Except where otherwise stated herein and subject to the provisions of this constitution, SHOW JUMPING Council shall be vested generally with all such powers and authorities as are necessary to promote and attain the objects of **SHOW JUMPING KZN** and, without in any way limiting the generality of the foregoing, SHOW JUMPING Council shall have all such powers and authorities as are necessary to carry out the duties and functions referred to in paragraph 15.16.
- 15.13. SHOW JUMPING Council shall control all expenditure of the funds of the Association and shall not incur any liability nor enter into any commitment which cannot be discharged out of the funds of the Association.
- 15.14. No cheque or promissory note drawn on behalf of **SHOW JUMPING KZN** shall be valid unless signed by any 2 (two) of the President, the Vice-President, the Treasurer, the CEO, or any other employee of **SHOW JUMPING KZN** who has been authorised by SHOW JUMPING Council to have signing powers provided that it shall not be competent for the two signatures to be those employees of **SHOW JUMPING KZN**, whether or not one of them is that of the CEO.
- 15.15. SHOW JUMPING Council shall be entitled to make any regulations, policies and by-laws and all such policies, by-laws or regulations necessary to promote the aims and objects of the Association and shall be binding upon members. Such regulations, policies and by-laws shall take effect as prescribed and further shall be ratified at the next **OGM** or **AGM**.
- 15.16. SHOW JUMPING Council may delegate the exercise of any of its powers and functions to one of its Members or to a sub-committee of **SHOW JUMPING KZN**. Such delegations are to report back to council for ratification of decisions and actions.
- 15.17. In addition to the foregoing, SHOW JUMPING Council shall:
 - 15.17.1. undertake and perform all such duties and functions as shall be decided by the Council;
 - 15.17.2. consider and, if thought fit, approve the separate constitutions, by-laws, rules, policies and regulations of each Member, and any amendments or alterations thereto;
 - 15.17.3. generally, undertake and perform all such duties and obligations as are reasonably required to achieve the objects of **SHOW JUMPING KZN**, and to implement the policies to be followed by **SHOW JUMPING KZN**;
 - 15.17.4. formulate recommendations and resolutions for the consideration of the

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

Council and to prepare the agenda for Council meetings;

- 15.17.5. subject to the provisions of the Constitution, make, amend, vary, repeal and enforce rules, by-laws, policies and regulations;
- 15.17.6. conduct disciplinary proceedings in respect of any infringement of this constitution or the by-laws, policies, rules or regulations or any agreement between any participant and **SHOW JUMPING KZN** or the rules of the sport and to impose sanctions whether by way of fines, or suspension or banning/ exclusion from participating in any championships, event or event held or being conducted under the auspices of **SHOW JUMPING KZN** or the activities of **SHOW JUMPING SA** or by way of withdrawing monies for which any person would otherwise be eligible. For the purposes of this Constitution, all events and championships of whatsoever nature organised and/or run by Members of **SHOW JUMPING KZN** shall be deemed to be under the auspices of **SHOW JUMPING KZN**
- 15.17.7. impose and collect levies, subscriptions, dues and imposts;
- 15.17.8. arrange, control, regulate and promote events, championships and any other forms of competition;
- 15.17.9. employ any person upon such terms and conditions as shall be decided and, when considered necessary or desirable, terminate the employment of any such person. SHOW JUMPING Council may from time to time appoint a suitable person to act as the CEO of **SHOW JUMPING KZN** and shall determine his or her powers, duties, remuneration and privileges. Such person shall be an ex officio member of the SHOW JUMPING Council with no voting rights at any SHOW JUMPING Council or general meetings.;
- 15.17.10. decide upon and resolve any dispute between any Members, and/or Club, and/or persons who are members of such clubs;
- 15.17.11. subject to 7.1 above, determine the area/s or jurisdiction of Members and vary or alter such areas from time to time when necessary;
- 15.17.12. co-opt any person to SHOW JUMPING Council as may be required to achieve the objects of **SHOW JUMPING KZN** or fulfil any purpose incidental thereto;
- 15.17.13. form sub-committees, consisting of one or more persons, for any purpose incidental to the objects and powers of **SHOW JUMPING KZN** and, subject to the constitution, by-laws, policies, rules and regulations, delegate such of its powers to such sub-committees as may be required;
- 15.17.14. appoint special advisers and consultants, for any purposes, and terminate such appointment/s;
- 15.17.15. accept or reject any application for membership subject to ratification by the Council.
- 15.17.16. open accounts with any recognised commercial banking or financial institution and invest any funds of **SHOW JUMPING KZN** and pay any such

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

funds to any person (natural, corporate or otherwise) who has a valid claim for payment against **SHOW JUMPING KZN**;

- 15.17.17. recommend the criteria for the awarding of Provincial Colours and appoint Provincial Selectors for the selecting of teams which may be recommended for such awards by SASCOC.
- ~~15.17.18. To appoint and empower the EXCO of the SHOW JUMPING Council to form an effective body to run the day to day affairs of the association and to either ratify or reject all resolutions passed by the EXCO in a reasonable period of time.~~
- ~~15.17.19.~~15.17.18. ensure that full and proper books of accounts are kept in accordance with sound accounting principles;
- ~~15.17.20.~~15.17.19. ensure that the said books of account and all records of **SHOW JUMPING KZN**'s finances and assets are duly audited each year as soon as is practicable after the financial year end of **SHOW JUMPING KZN** which shall be 31 December of each year and that annual financial statements are prepared;
- ~~15.17.21.~~15.17.20. deal with any question or issue arising out of or relating to or incidental to non-racialism as described in the schedule one hereto;
- ~~15.17.22.~~15.17.21. deal with any question or issue arising out of or relating to or incidental to non-sexism or discrimination on any grounds as referred to in this Constitution.
- ~~15.17.23.~~15.17.22. Actively manage Development and Transformation and to address any question or issue or matter concerning or incidental to development and transformation including budgeting for and expenditure on development and transformation;
- ~~15.17.24.~~15.17.23. approve the employment and termination of employment of staff by **SHOW JUMPING KZN** including all matters incidental thereto and the review from time to time of all existing contracts of employment of staff and all matters incidental thereto;
- ~~15.17.25.~~15.17.24. decide any question, issue or matter relating to logo's emblems, colours, or anthems for **SHOW JUMPING KZN**;
- ~~15.17.26.~~15.17.25. make recommendations on any question or issue relating to the affiliation to or disaffiliation from any macro or other body;
- ~~15.17.27.~~15.17.26. decide any question or issue relating to the use of **SHOW JUMPING** facilities and/or other facilities incidental thereto and/or the standard thereof;
- 15.18. **SHOW JUMPING** Council's jurisdiction shall not be limited to dealing with such matters as are referred to it but shall include the power and capacity to be pro-active and initiate such enquiries and/or take such steps as **SHOW JUMPING** Council seems fit.
- 15.19. It is recognised that it is desirable for all provincial bodies themselves to negotiate and

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

achieve unified provincial bodies. Notwithstanding this, SHOW JUMPING Council shall have the right and power to be pro-active and to take such steps as it may to facilitate unity as may seem fit to ensure that any difficulties or problems in the way of unity in any province shall be overcome.

- 15.20. Any member of SHOW JUMPING Council who, without having first obtained leave of absence from SHOW JUMPING Council, shall otherwise than in circumstances beyond his or her control, not attend 3 (three) consecutive meetings of SHOW JUMPING Council, of which meetings due notice has been given, shall be deemed to have resigned from SHOW JUMPING Council.
- 15.21. No member of SHOW JUMPING Council shall be entitled to any remuneration, but all members of SHOW JUMPING Council shall be entitled to be refunded any disbursement incurred by any such member in fulfilling any duties or functions as shall be approved in advance by the SHOW JUMPING Council.

~~15.22. The CEO if appointed by SHOW JUMPING Council, and shall:~~

~~15.22.1. Represent as an Ex-Officio member of the SHOW JUMPING Council Committee with no voting rights~~

~~15.22.2. Send to all Members, and to all members of SHOW JUMPING Council:~~

~~15.22.2.1. Written notification of all meetings of SHOW JUMPING Council (excluding emergency meetings), and the proposed Agenda, not less than 21 (five) calendar days prior to the date of the proposed meeting.~~

~~15.22.2.2. Copies of the minutes and resolutions of all meetings of SHOW JUMPING Council, within 14 (fourteen) calendar days after the date of the relevant meeting.~~

~~15.23.~~ 15.22. Any Member, of any classification, shall be entitled to have a representative attend and speak, at any meeting of SHOW JUMPING Council; provided such Member shall have submitted written notification to the President of such intention and the full details of any matter such member is desirous of raising at such Meeting, not less than 10 (ten) calendar days prior to the date of such meeting.

16. ELECTION OF THE PRESIDENT, VICE-PRESIDENT, TREASURER AND THE OTHER MEMBERS OF SHOW JUMPING COUNCIL

16.1. Each Member shall be entitled to nominate 1 (one) person for election as President, 1 (one) person for election as Vice-President, 1 (one) person for election as Treasurer and 1(one) person for election for each portfolio as referred to in clause ~~15.29.~~ 15.2.6.

~~16.2. Each ordinary member as referred to in clause 7.1 shall appoint one representative to serve on its respective structure on the SHOW JUMPING Council.~~

~~16.3.~~ 16.2. The SHOW JUMPING Representative of the Special Member shall be elected at a meeting of the Special Member.

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CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

~~16.4.16.3.~~ Each nomination shall be in writing, shall be seconded by any Member and shall be signed by the nominee to indicate his or her acceptance of the nomination.

~~16.5.16.4.~~ It shall be permissible for the same person to be nominated for more than one office/position. The nomination for any alternative post is conditional upon him or her not being elected to the first post for which he or she is nominated.

~~16.6.16.5.~~ A valid nomination for any of the posts referred to in sub-paragraphs 15.2.1 to 15.2.3 inclusive ~~and 15.2.7~~ shall, in the event of the nominee being defeated in an election for the post concerned, be deemed to be a valid nomination for election as a member with portfolio in terms of sub-paragraph ~~15.2.9-15.2,6~~

~~16.7.~~ ~~In the event of the nominee being elected to one of the posts referred to in sub-paragraph 15.2.9 and appointed as a representative of an ordinary member, the nominee shall be entitled to 1(one) vote on the SHOW JUMPING council.~~

~~16.8.16.6.~~ All such written nominations shall be received by the Provincial Office **as per SCHEDULE VII – SAEF WHITE PAPER – ELECTION PROCEDURES**, the number calendar days prior to the date of the next **AGM**.

~~16.9.16.7.~~ If no nominations are received for the election of the President or the Vice-President, or both, the President or the Vice-President, shall continue in office, if available, until the next **AGM**; failing which at the first meeting of SHOW JUMPING Council after that **AGM**, the members of SHOW JUMPING Council shall elect a person to act as the President or the Vice-President, or both until a President or Vice-President, as the case may be, is duly elected at a General Meeting of the Council.

~~16.10.16.8.~~ The retiring President, the retiring Vice-President and the retiring Treasurer shall be eligible for re-election without nomination, provided the ~~EXCO~~COUNCIL shall have received written notification from such persons of their willingness to continue in office, if re-elected.

~~16.11.16.9.~~ If there is more than one nomination for any of the posts of President, Vice-President and Treasurer then such posts shall be elected separately by ballot, such elections to be held in the sequence aforesaid.

~~16.12.16.10.~~ If the number of men thus nominated plus those elected to one or more of the posts referred to in sub-paragraphs 15.2.1 to 15.2.3 inclusive ~~and 15.2.7~~ is two or fewer, then the men thus nominated shall be deemed to be elected and there shall be a ballot only in respect of the remaining vacancies.

~~16.13.16.11.~~ If the number of women thus nominated plus those elected to one or more of the posts referred to in sub-paragraphs ~~15.1.1 to 15.1.3~~ 15.2.1 to 15.2.3 inclusive ~~and 15.1.7~~ is ~~two or fewer~~ one, then the women thus nominated shall be deemed to be elected and there shall be a ballot only in respect of the remaining vacancies.

~~16.14.16.12.~~ If the number of persons thus nominated is such that, together with those elected to the specific posts referred to in sub-paragraphs 15.2.1 to 15.2.3 inclusive, the number of men exceeds two and the number of women exceeds ~~two~~ one, then there shall be a ballot in respect of all nominees

~~16.14.1.16.12.1.~~ until there is a total of three men elected to SHOW JUMPING Council, those men who receive the highest number of votes amongst the men candidates shall be deemed to be elected;

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CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

~~16.14.2-16.12.2.~~ likewise, until there is a total of two (2) women elected to EXCO/COUNCIL those women who receive the highest number of votes amongst the women candidates shall be deemed to be elected.

~~16.14.3-16.12.3.~~ thereafter the remaining positions on SHOW JUMPING Council shall be filled by the candidates who have received the highest number of votes irrespective of the gender of the candidates.

~~16.15-16.13.~~ Each person who votes shall record a vote for not more and not less than the number of vacancies.

~~16.16-16.14.~~ All members of SHOW JUMPING Council shall hold office until the next **AGM of every ODD EVEN year**, subject to the provisions of clause ~~16.24-16.3.~~

~~16.17.~~ No member of SHOW JUMPING Council shall represent any Member, of any classification, at any meeting of **SHOW JUMPING KZN** or SHOW JUMPING Council.

17. EXECUTIVE COMMITTEE ("EXCO")

~~17.1.~~ The SHOW JUMPING Council will appoint an Executive Committee at an **AGM, SGM or OGM**, every second year comprising of

~~17.1.1.~~ The President, and/or Vice President, and/or Treasurer

~~17.1.2.~~ Between One (1) and Four (4) Ordinary Members of SHOW JUMPING Council inclusive of the of the Athletes Representative

~~17.1.3.~~ The CEO, if one is appointed

~~17.2.~~ The EXCO shall meet at least 10 (ten) times a year.

~~17.3.~~ The EXCO with the support of the Discipline Commissions referred to above, will function as the decision-making body around policy matters and shall be empowered to take decisions and to immediately undertake any action required by given events as stipulated in Part 2 (Roles & Responsibilities of SHOW JUMPING Council Members, Commissions and Committee Members) of the Rules and Regulations of **SHOW JUMPING SA**.

~~17.4.~~ The EXCO shall appoint an independent Disciplinary Committee to deal with all disciplinary matters relating to the Membership and/or their individual members.

~~17.5.~~ The President may call on any member of SHOW JUMPING Council to attend an EXCO Meeting.

~~17.6.~~ The minutes of the EXCO Meetings must be distributed to all members of SHOW JUMPING Council.

~~17.7.~~ Each Ordinary Member and Special Member shall elect a representative to serve on the under mentioned Committees if necessary. These committees are, but will not be limited to:-

~~17.7.1.~~ Development and Transformation Committee

~~17.7.2.~~ International Affairs Committee

Commented [IC1]: All the others have every EVEN year – do you think we should stay the same??

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

~~17.7.3. Marketing, Public Relations Committee~~

~~17.7.4. Events, Schedules, Venues and Competitions Committee~~

~~17.7.5. Technical Committee~~

~~17.8. The roles and responsibilities of Committee Members will be defined in Part 2 of the Rules and Regulations of SHOW JUMPING SA.~~

~~17.9. The membership and representation of each sub-committee shall be decided and approved by SHOW JUMPING Council.~~

~~17.10. Each sub-committee shall, subject to the provisions of this Constitution and to the policies, by laws, rules and regulations of SHOW JUMPING SA, perform such duties and functions as are delegated to it by SHOW JUMPING Council.~~

~~17.11. The powers and authority of each standing sub-committee shall be as set out in the by laws, policies, rules and regulations of SHOW JUMPING SA, provided that SHOW JUMPING Council may by resolution add to or subtract therefrom.~~

~~17.12. It is specifically recorded that any Head of a Commission in any discipline shall not be entitled to occupy such position in the event of such person having a financial interest in a business venture connected to the Sport of SHOW JUMPING.~~

~~18.17. ASSOCIATE MEMBERS~~

~~18.1.17.1.~~ Any association or organisation which wishes to become an Associate Member of SHOW JUMPING KZN shall apply in writing to SHOW JUMPING Council to be admitted as such and shall furnish a copy of its constitution and all such information as SHOW JUMPING Council may require to decide upon its application.

~~18.2.17.2.~~ SHOW JUMPING Council may in its discretion admit any such association or organisation as an Associate Member upon such terms and conditions including terms and conditions as to the payment of subscriptions as SHOW JUMPING Council ~~or EXCO/COUNCIL~~ may consider fit.

~~18.3.17.3.~~ Any decision by SHOW JUMPING Council ~~or EXCO/COUNCIL~~ in respect of the advance of an application for Associate Membership shall be referred to the next **OGM** of the Council for ratification and shall not be binding until so ratified.

~~18.4.17.4.~~ Notwithstanding anything else herein contained it shall be competent for SHOW JUMPING Council, with the ratification of the Council, to create quasi-independent and quasi-autonomous bodies or associations having their own constitutions and members for the purpose of better achieving any of the objects of **SHOW JUMPING KZN**. The constitution, by-laws, policies and regulations of such bodies or associations shall at all times be subject to the approval and ratification of **SHOW JUMPING KZN** which shall at all times have the power to dissolve and/or withdraw recognition of any such body or association.

~~19.18. HONORARY LIFE MEMBERS~~

~~19.1.18.1.~~ SHOW JUMPING Council shall, from time to time, nominate any person who has rendered notable and meritorious service to **SHOW JUMPING KZN** and/or in the promotion of the sport of SHOW JUMPING and whom it wishes to recognise and

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

honour as an Honorary Life Member which nomination shall be presented to the Council for ratification at the next **AGM** or **OGM** and, if ratified by the Council, such person shall become an Honorary Life Member and shall enjoy the rights and privileges namely to attend the **AGM**, to receive advance notice and to make preferential bookings in respect of any event or championship held under the auspices of **SHOW JUMPING KZN**.

~~19.2.18.2.~~ All past presidents of **SHOW JUMPING KZN** may become an Honorary Life Member of **SHOW JUMPING KZN** if so nominated and such appointment is ratified at an **AGM** or **OGM**.

~~20.19.~~ **PATRON**

~~20.1.19.1.~~ **SHOW JUMPING** Council may from time to time nominate any person whom **SHOW JUMPING** Council considers to be fit and desirable to be a Patron of **SHOW JUMPING KZN** which nomination shall be presented for ratification at the next **AGM** or **OGM** and, if ratified by the Council, such person shall become a Patron of **SHOW JUMPING KZN**.

~~20.2.19.2.~~ Patrons shall enjoy the same rights and privileges as are enjoyed by Honorary Life Members together with such further rights and privileges as are decided upon by **SHOW JUMPING** Council from time to time.

~~21.20.~~ **LIMITATION OF LIABILITY OF MEMBERS INDEMNITY**

~~21.1.20.1.~~ The liability of any Member, of any classification, is limited exclusively to the sum of any monies then due and payable by such Member to **SHOW JUMPING KZN**, by way of subscription or otherwise howsoever.

~~21.2.20.2.~~ The Patrons, the President, the Vice-President, the Directors, all members of **SHOW JUMPING** Council, the Treasurer, all officials, servants, agents and persons (natural, corporate or otherwise) acting on behalf of **SHOW JUMPING KZN**, in terms of this Constitution and under delegated powers from the Members in General or **EXCO/COUNCIL** Meetings or from **SHOW JUMPING** Council, shall be and they are hereby indemnified and held harmless against any claim or demand by any third party as a result of any act or omission in the performance of their duties for and on behalf of **SHOW JUMPING KZN**, from whatever cause arising, provided such person/s acted in good faith.

~~22.21.~~ **ALTERATION OR VARIATION OF THIS CONSTITUTION**

~~22.1.21.1.~~ This Constitution may be altered or varied, at any time, by the Members in a General Meeting, upon a majority vote of not less than 75% (seventy-five per centum) of the total votes of the Members, who are present in person or by representative and entitled to vote at that time, provided not less than 21 (twenty-one) calendar days written notification of such Meeting is given, together with a copy of a proposed resolution/s.

~~23.22.~~ **NOTIFICATION**

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

~~23.1.22.1.~~ For the purposes of this Constitution, all notifications by **SHOW JUMPING KZN** to any person or any Member, Honorary Life Member or Patron shall, unless delivered by hand, be effective from the date of dissemination by post, and/or by hand, and/or by fax, and/or by electronic mail to the last known postal address or email address of such Member/s, by any official of **SHOW JUMPING KZN**; but all

~~23.2.22.2.~~ notifications to **SHOW JUMPING KZN** by any person (natural, corporate or otherwise) or any such Member shall only be effective from the date of receipt thereof by the President or Vice-President. In no respects shall any postal authority be, or be deemed to be, the agent of **SHOW JUMPING KZN**

~~24.23.~~ **INTERPRETATION OF THIS CONSTITUTION**

~~24.1.23.1.~~ Any disputes arising out of or in connection with the enforceability of this constitution or the application and interpretation of the provisions thereof or any dispute between **SHOW JUMPING KZN** and another national sports federation, or between a member of the SHOW JUMPING Council and SHOW JUMPING Council or between SHOW JUMPING Council and a Member or individual shall be referred to SAEF who may refer the matter to SASCOC or the designated statutory body determined by the appropriate government department, for resolution through mediation or expedited arbitration. In the event of arbitration in terms of the a foregoing, such resolution shall be final and binding on the parties to the dispute.

~~25.24.~~ **DISSOLUTION OR WINDING UP OF SHOW JUMPING KZN**

~~25.1.24.1.~~ **SHOW JUMPING KZN** may be dissolved or wound-up, at any time, by the Members in General Meeting, upon a majority vote of not less than 75% (seventy-five per centum) of the total votes of the Members, who are present in person or by representative and entitled to vote at that time, provided not less than 21 (twenty-one) calendar days written notification of such Meeting is given and of any resolution aimed at dissolving or winding-up **SHOW JUMPING KZN** shall have been given to all Members.

~~25.2.24.2.~~ Upon dissolution or winding up of **SHOW JUMPING KZN**, all the property and assets of **SHOW JUMPING KZN**, after payment of all monies owing to any third parties, shall be transferred free of compensation to any other Association/s or Organisation/s having objects similar to **SHOW JUMPING KZN**, at the discretion of the Members.

CONSTITUTION OF KWAZULU NATAL SHOW JUMPING
As adopted on 13th February 2019

26-25. JUDICIAL BODY

- ~~26.1-25.1.~~ The ~~EXCCOUNCIL~~ shall appoint the members of the Judicial Body and delegate such powers to this body to include, but not be limited by the following:
- ~~26.2-25.2.~~ To assist **SHOW JUMPING KZN** with legal advice.
- ~~26.3-25.3.~~ To handle Appeal, Ethics and Disciplinary matters.
- ~~26.4-25.4.~~ Set up and continuously update a disciplinary code for both participants and office bearers and employees as appointed by Council.
- ~~26.5-25.5.~~ Chair disciplinary hearings when requested, and adjudicate, mediate and arbitrate upon legal and disciplinary matters.
- ~~26.6-25.6.~~ The Judicial Body shall comprise of three members of which at least one must have a legal background.
- ~~26.7-25.7.~~ Every member of the Judicial Body shall have one vote each at their meetings and hearings.

This Constitution was unanimously adopted by the Membership present at the ~~Annual Ordinary~~ General Meeting held at Durban on the ~~13th day of February 2019.~~

KZNSJ President

KZNSJ Vice-President

South African Show Jumping President

South African Equestrian Federation