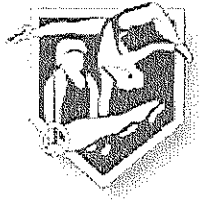


Pinetown Gymnastics



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Constitution of the Pinetown Gymnastics Club

1. NAME

The name of the Club shall be the Pinetown Gymnastic Club (hereinafter referred to as the "Club" the constitution whereof shall be the Articles herein set out, subject to any amendments which may be made from time to time).

2. DEFINITIONS OF TERMS

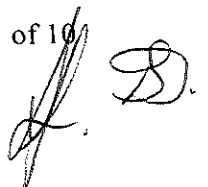
In these articles, unless the context otherwise requires:

- a) Words imparting the singular only shall also include the plural and vice-versa.
- b) Words imparting the masculine gender shall also include the feminine.

3. OBJECTIVES

The objectives of the Club shall be:

- a) Advance, promote and improve gymnastics in all its facets in the Club.
- b) Affiliate to and co-operate with the Kwa-Zulu Natal Gymnastic Union ,South African Gymnastics Federation and any other relevant body (eg. Sports Council, etc.)
- c) Select and train individuals and teams to represent the Club in displays and competitions.
- d) Promote the benefits of gymnastics activities and provide the opportunity for members to experience these.



4. MEMBERSHIP

The membership of the Club shall consist of any person who subscribes to the objectives of the Club and has been duly admitted/enrolled.

5. APPLICATION FOR MEMBERSHIP .

Application for membership shall be made to the Club on the prescribed form , who may in its discretion accept or reject such an application.

6. RIGHTS OF MEMBERS

a) Membership of the Club in any of the classes of membership only confers on such members and their immediate family (Spouses and children only) the right to participate in the activities of the Club, subject to any charge or restriction as the Club may from time to time impose, subject to the rules and bye laws in force at the time.

b) Any member whose application has been accepted shall be bound by and be deemed to have undertaken to bind himself and his immediate family to the constitution, rules, regulations and bye-laws in force or as altered or amended from time to time.

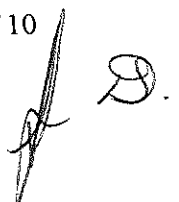
c) The income and property of the club is not transferable to the members or office bearers except as reasonable compensation for services rendered.

7. RESIGNATION

Any members intending to resign should do so in writing as per the current fees structure and conditions of membership.

8. ENTRANCE FEES AND SUBSCRIPTIONS

Entrance fees, and annual subscriptions to the Club shall be as determined by the committee from time to time. (typically November for the following year)The annual subscriptions which all gymnasts have to pay to KZN Gymnastics Union and/or the South African Gymnastics Federation are determined by KZN.G.U./SAGF and the Club merely acts as an agent.

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9. LEVIES

The committee shall have a right at any time to recommend the imposition of a levy for such purposes as it may deem expedient. Such levy, provided that it shall have been ratified by a 51% majority vote at a General Meeting called for that purpose, shall be treated as an additional subscription and shall be payable by all members upon written notification to those members.

10. INCOME AND PROPERTY

The organisation may not give any of its money or property to its members or office bearers. The only time it can do this is when it pays for work that a member or office bearer has done for the organisation. The payment must be a reasonable amount for the work that has been done.

11. BANKING ACCOUNT

The organisations financial transactions shall be conducted by means of a banking account.

12. CLUB YEAR

The Club's financial year shall run from first day of April to the last day of March of the following year.

13. BODY CORPORATE

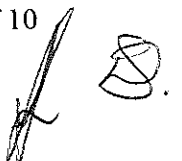
The organisation shall:

13.1 Exist in its own right, separately from its members.

13.2 Be able to own property and other possessions.

13.3 Be able to sue and be sued in its own name.

13.4 Continue to exist even when its membership changes and there are different office bearers.



14. OFFICE BEARERS

The Club at an Annual General Meeting may elect the following Honorary Office- bearers:

- a) President
- b) Honorary Life President
- c) Honorary Life Vice-President

The Management and control of the affairs of the Club shall be vested in the Club Committee and shall consist of:

- a) The Chairman of the Club
- b) The Vice-Chairman of the Club
- c) The Honorary Secretary
- d) The Honorary Treasurer
- e) Four committee members
- f) Two gymnast representatives 1 male and 1 female (active gymnasts who satisfy the election criteria)
- g) The Club Manager will automatically be co-opted onto the committee and will attend committee meetings. He will report on the Club affairs and he will advise the committee in its deliberations.
- h) The Club Manager is not a committee member (unless voted as one at the A.G.M) and consequently does not hold a vote at the meetings.


15. ELECTION OF THE CLUB COMMITTEE

The following persons shall be eligible for election to appointment to the Club committee and shall, ipso facto, cease to hold office when no longer eligible:

For office bearers 14a | 14b | 14c | 14d & 14e

Any member of the Club or a nominee spouse.

For office bearers 14f an active gymnast who satisfies the following :-
3 years of gymnastics training with Pinetown Gymnastics Hold at least matric certificate (or equivalent)



Failing the above the committee at its first meeting may co-opt the most suitable candidate.

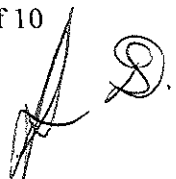
All members of the Club Committee shall be elected at the Annual General Meeting:

- a) Members (as described in 14a , 14b , 14c , 14d & 14e) shall hold office for a period of two years and shall automatically retire after that period, but shall be eligible for re-election with nomination in the usual way. One half of the committee shall retire in this manner at each A.G.M.
- b) Members (as described in 14f) shall hold office for a period of one year and shall automatically retire after that period, but shall be eligible for re-election with nomination in the usual way.
- c) Nominations of persons other than the above shall be forwarded to the Club in writing in the prescribed form at least 7 (seven) days prior to the meeting, together with his consent and the name of the proposer and seconder.
- d) Should more candidates be nominated than required for each of the positions, a secret ballot shall be held in each instance.
- e) Each candidate for election shall be proposed and seconded by two members. The proposal shall be made on a form to be prescribed by the committee and shall be signed by the Candidate, the proposer and the seconder.
- f) Members or office bearers of the organisation do not have rights over things that belong to the organisation.

16. POWERS AND DUTIES OF THE Committee

In addition to its general powers and duties and excepting such matters as are in this Constitution specially reserved to be dealt with by an Annual General Meeting, the Club Committee shall have the following powers and duties:

- a) To meet regularly at least 8 times within the year and cause to be kept proper Minutes of its meetings. At all meetings of the Committee, four (4) shall form a quorum and the Chairman shall have a casting vote as well as a deliberate vote.
- b) To act notwithstanding any vacancy or vacancies in the Committee provided that the quorum provided for shall be present at all meetings.
- c) To appoint any eligible member to fill, until the next Annual General Meeting, any vacancy occurring in the committee.

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d) To enter into Agreements of lease with any persons or institution upon terms and conditions which the Committee deems fit, including leases of land and or buildings to be utilised as a site/venue for a Gymnasium.

e) Subject to the approval by a three-fourths majority of members in General Meeting, to borrow or secure the payment of money and for those or other purposes to pledge or mortgage all or any part of the assets of the Club.

f) To invest and deal with the money or assets of the Club exclusively to further the aims and objectives of the club

g) To appoint and dismiss Bankers, Officials and Servants of the Club, and to determine the powers, duties, salaries and conditions of employment of the Club's employees.

h) To control the receipt and expenditure of Club funds by means of a bank account and to provide that all cheques and business transactions shall be signed by any two of the following persons namely, the Chairman, the Vice-Chairman, the Secretary, the Treasurer and the Club Manager.

i) To make, vary or repeal Bye-laws for the carrying out of the provisions contained in these Rules, for the management of the affairs of, and the use of the premises or equipment of the Club, and generally for all matters connected with the Club, provided that such Bye-laws do not conflict with the rules.

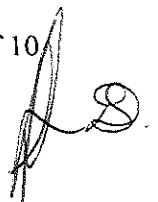
j) To frame from time to time, tariffs of fees and charges.

k) To enter into or terminate agreements with other Clubs and organizations with similar objects, subject to such conditions as may be deemed expedient.

l) To expel or suspend for such period as the Committee thinks fit, any member who wilfully contravenes any of the Rules, Policies or Bye-laws of the Club, or who shall, after due enquiry by the Committee, be found guilty of conduct unbecoming a lady or gentlemen or conduct calculated to be prejudicial to the interest or reputation of the Club.

m) To settle any matter in dispute between members, and which has been submitted by those members to the Committee for that purpose.

n) To remove from the membership register the name of any member who has ceased to be a member of the Club for any reason.

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o) To keep registers of:

- i) the names of persons admitted as members, their class of membership and any alteration thereto.
- ii) all club assets, the date and cost of acquisition.

p) Present a Financial Statement and/or audited Balance Sheets to the A.G.M.

17. QUORUM

A quorum at a Club Committee Meeting shall consist of 4 (four) members and a meeting at which a quorum is present shall be competent to exercise all powers vested in the Club Committee.

18. LEAVE OF ABSENCE

Any member of the Club Committee who is absent from 3 (three) consecutive meetings without leave of absence or valid reason for so doing, shall cease to be a member.

19. ANNUAL GENERAL MEETING

a) An Annual General Meeting shall be held between April and July in each year for the purpose of receiving the report of the Committee and Financial Statements, transacting any special business of which due notice has been given and discussing generally the affairs of the Club.

b) The Chairman may allow discussion on any matter which may be raised at the meeting and in respect of which, due notice has not been given, but a vote shall not be taken on such matter

c) The Agenda of the Annual General Meeting shall be as follows:

- i) Read notice convening the meeting
- ii) Confirm delegates credentials
- iii) Confirm Minutes of the last A.G.M.
- iv) Receive, consider and approve the Annual Report.
- v) Consider and approve audited Balance Sheet and/or Financial Statement.
- vi) Elect (if any) :
 - a) President
 - b) Honorary Life President
 - c) Honorary Life Vice-President
- vii) The election of the Club Committee.
- viii) The election of the Clubs auditor/s. if required
- ix) Consider amendments to the constitution or any other resolution proposed by a member. In either case due notice, in writing, must have been received



by the committee at least 14 (fourteen) days before the A.G.M.
x) General

20. NOTICE OF ANNUAL GENERAL MEETINGS

The Secretary shall give at least 21 (twenty-one) days notice specifying the day and the hour of the meeting and, in the case of special business, the general nature of such business shall be given in the manner herein before mentioned to such persons as are under the Constitution entitled to receive such notices from the Club.

The accidental omission to give notice of a meeting, to or the non-receipt of such notice by, any person entitled to receive notice thereof shall not invalidate any resolution passed or proceeding had at any meeting.

21. QUORUM

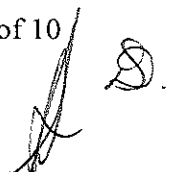
The quorum at the Annual General Meetings shall be any 25 (twenty -five) Ordinary Members or their nominee. Should a quorum not be present at any General Meeting after 15 (fifteen) minutes after the appointed time of the meeting, such meeting shall stand adjourned for 14 (fourteen) days and notice of the date and time of such adjourned meeting shall be posted on the Club notice board. The eligible members present at such adjourned meeting shall be a quorum.

22. CHAIRMAN AT THE ANNUAL GENERAL MEETING

The Chairman of the Committee, failing whom the Vice-Chairman, and failing whom, a member of the Committee appointed by the meeting shall take the chair at any General Meeting. If none of the foregoing is present and willing to preside, the members present shall choose one of their members to be Chairman of the meeting. The Chairman shall have a deliberative as well as a casting vote.

23. VOTING

Only members in good standing at the time of voting will be entitled and allowed to vote. The Club recognises that a members spouse can vote as a nominee of the member. Any paid-up member may elect to give his vote to another paid-up member provided that his proxy consent in writing is received by the committee by no later than 48 hours before the A.G.M stating clearly in whose favour the proxy is intended.



24. AMENDMENTS TO THE CONSTITUTION

Any resolution which has the effect of amending the Constitution of the Club shall be passed by a majority of at least two-thirds of those present and entitled to vote at the A.G.M.

25. GENERAL MEETING

a) The Committee may at any time call a General Meeting and it shall also do so upon a requisition signed by any 25 (twenty-five) members.

b) The Secretary shall be bound to issue notices calling a Special General Meeting within 30 days of the receipt of the above mentioned requisition. The notice must state the nature of the business for which the meeting is summoned.

c) The minutes of all such meetings shall be kept and circulated to all members and approved at the next A.G.M.

d) The notice of the Special General Meeting must give at least 14 days notice of the meeting place, date and time.

e) At any special General Meeting no other business other than that named by the Committee or in the requisition by members, whichever the case may be, shall be transacted.

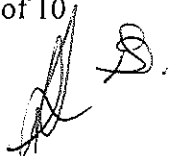
f) The quorum and Chairman of a Special General Meeting shall be the same as for the Annual General Meeting.

g) No decision taken at a properly constituted Special General Meeting, passed within the preceding twelve (12) months shall be reversed by a subsequent General Meeting, except with the sanction of a three-fourth majority of the members present and entitled to vote at such subsequent meeting.

26. LIMITATION OF LIABILITY

a) The liability of any member shall be limited to the amount due by him to the Club.

b) No liability shall attach to the Club in respect of the property of any member or his guest, which may be lost, damaged or stolen on or from the Club premises.



27. INDEMNITY

Members of the Committee, the Auditor and Officials of the Club shall not be liable for anything done or omitted to be done in the exercise of their duty or supposed duty unless due to their own wilful neglect or default and they shall be indemnified by the Club for any liability they may incur to any other person unless that liability arose from their own wilful neglect or default.

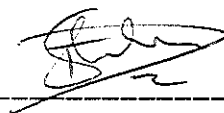
28. DISSOLUTION and WINDING UP

28.1 The organisation may close down if at least two-thirds of the members present and voting at a meeting convened for the purpose of considering such matter, are in favour of closing down.

28.2 If the Club is dissolved or wound up the surplus assets after the payments of the clubs liabilities and the expenses of winding up will be distributed to such other non-profit institutions, societies or clubs having objectives similar to that of the club and in such proportions as the club may determine by majority vote.

Approved at the AGM held on 27 September 2016 & signed at committee meeting held on 09 May 2017

Chairman  (Mr Chris James)

Vice Chairman  (Mr Deon Stander)

09 May 2017

