

SOUTH AFRICAN BLIND GOLF ASSOCIATION

CONSTITUTION

Adopted at the Special General Meeting of the South African Blind Golf Association held in Sekunda on 7 May 2006, including amendments up to 25 November 2014.

1. NAME

- 1.1 The Name of the Association shall be “The South African Blind Golf Association”, hereinafter referred to as SABGA.
- 1.2 SABGA shall exist in its own right, separately from its members, and shall continue to exist if its membership or office bearers change.
- 1.3 SABGA is an organisation not-for-profit in terms of the Non-profit Organisations Act, No.71 of 1997.

2. OBJECTS

- 2.1 The objects of the Association shall be:
 - 2.1.1 To promote interest in the sport of golf amongst blind and partially sighted persons in the Republic of South Africa.
 - 2.1.2 To affiliate to and participate in the affairs of the International Blind Golf Association (IBGA).
 - 2.1.3 To promote, manage and control overseas and international matches in which the Association is represented.
 - 2.1.4 To arrange for a National Championship for blind and partially sighted golfers and such other competitions as the Executive may deem fit.
 - 2.1.5 To affiliate to any other associations, bodies or organisations which will further any of the other objects of the Association.

3. MEMBERSHIP

- 3.1 There shall be two classes of members, viz.
 - 3.1.1 Ordinary Members (Blind or Partially Sighted) – Open to any person who is partially sighted or blind. Such members will be classified as follows:
 - B1 No light perception in either eye up to light perception but unable to differentiate between a blank sheet of white paper and a sheet of white paper with a black symbol on it at any distance or in any direction.
 - B2 Maximum acuity of less than 2/60 Snellen (corrected) in either or both eyes.

- B3 Maximum acuity of less than 6/60 Snellen (corrected) in either or both eyes.
 - B4 A member who has seriously impaired vision (for example as determined by qualifying for registration as a Blind Person) but who does not fall into any of the above three classifications. (Players in this category however are not currently eligible to participate in National or International Championships according to the IBGA sight classifications.)
- 3.1.2 Ordinary Members (Sighted) – Open to any sighted person who furthers the objects of the Association.
- 3.2 Application for membership should be submitted to the Executive Committee. The Executive Committee may decline applications for membership.
- 3.3 Ordinary members will be required to pay annual membership fees, fixed from time to time by the Executive Committee.
- 3.4 Membership does not and shall not give to any member any right, title, interest, claim or demand in or to any money, property or assets of the Association.

4. EXECUTIVE COMMITTEE

- 4.1 The Executive Committee shall consist of the following (three (3) to seven (7)) office bearers and members:
- 4.1.1 President
 - 4.1.2 Vice-President
 - 4.1.3 Immediate Past President (if such person is still an active member)
 - 4.1.4 Honorary Secretary
 - 4.1.5 Honorary Treasurer
 - 4.1.6 At most two other Members
- 4.2 At least three members of the Executive Committee (who accept fiduciary responsibility for the Association) will not be connected persons in relation to each other.
- 4.3 The offices of Hon. Secretary and Hon. Treasurer may be held by one person.
- 4.4 The Executive Committee shall have power to fill any vacancies that may occur from time to time.
- 4.5 All office bearers and members of the Executive shall be elected at the Annual General Meeting and shall hold office until the next Annual General Meeting.
- 4.6 Nominations for an appointment as an Office Bearer or a member of the Executive Committee shall be submitted in writing not later than sixty (60) days preceding the date of the Annual General Meeting whereat the election is to take place.
- 4.7 The outgoing President shall be and remain a member of the Executive and shall be deemed the Immediate Past President if still an active member of the Association.

5. ADMINISTRATION OF THE ASSOCIATION

- 5.1 The Executive shall have the authority necessary to achieve the objectives of the Association. In particular in carrying on the general administration of SABGA it shall be empowered:
- 5.1.1 To levy annual subscriptions on members.
 - 5.1.2 To raise funds and to collect all funds and other assets becoming available as a result of any appeal for funds or otherwise donated, granted, bequeathed, inherited, loaned or in any other manner made, which the Executive may at its discretion decide to accept.
 - 5.1.3 To give and sign leases on behalf of the Association.
 - 5.1.4 To pay the reasonable travelling and other expenses of the Executive in respect of attendance at meetings of the Executive, the National Championships (and preliminary meetings in connection therewith), International matches in which South Africa is represented, and attendance of meetings of the International Blind Golf Association.
 - 5.1.5 To deal with all cases of emergency.
- 5.2 The Executive shall be the legal holders of all moneys, trophies and other property of the Association.
- 5.3 The Executive shall be responsible for selecting players and guides to represent the Association in International competition. Any member of the Executive wishing to make himself/herself available as a player or guide for selection shall recuse himself/herself while the relevant selection is made.
- 5.4 The Executive shall also, in the name of the Association, conduct or defend any legal action in which it may be concerned, but shall be personally indemnified by the Association against any expenses that may be incurred in connection therewith.
- 5.5 The Executive shall meet whenever necessary. A Quorum of the Executive Committee shall consist of three (3) persons. At all Executive meetings the Chairman of the meeting shall have a casting vote, in addition to a deliberate vote.

6. FINANCE

- 6.1 All Association moneys shall be lodged in the name of The South African Blind Golf Association, and invested either:
- 6.1.1 in any financial institution as defined in the Financial Services Boards Act 1990 (Act No. 97 of 1990);
 - 6.1.2 in such other investments as the Commissioner for the South African Revenue Service may determine after consultation with the Executive Officer of the Financial Services Board and the Director of Non-Profit Organisations.
- 6.2 All accounts shall be passed by the Executive. Payments shall be made by cheque (signed by two members of the Executive, one of which will be the President or Treasurer) or by Electronic Fund Transfer (by the Treasurer/President).

- 6.3 The financial year shall be from 1 January to 31 December in any year.
- 6.4 The Association may not accept any donation which is revocable at the instance of the donor (other than where the Association fails to conform to any designated conditions of such a donation) or where the conditions of a donation are such as to provide direct or indirect benefit to the donor or a person connected to the donor.
- 6.5 The Association shall not be permitted to distribute any of its profits, interest or gains to any person, including any Company, Society or Association and shall utilise its funds solely for investment or the objects for which it has been established.
- 6.6 No remuneration will be paid to any employee, office bearer, member or other person which is excessive, having regard to what is generally considered reasonable in the sector and in relation to the service rendered, and will not economically benefit any person in a manner inconsistent with the objects of the Association.

7. GENERAL MEETINGS

- 7.1 The Annual General Meeting shall be held in the place where the National Championships is being held and ninety (90) days notice of such meeting shall be given to all members.
- 7.2 Should no National Championships take place, the meeting shall be held at such place as the Executive may decide.
- 7.3 The Secretary shall forward to each member, thirty (30) days before the Annual General Meeting the Agenda for the meeting, including any Notices of Motion.
- 7.4 The business of the Annual General Meeting shall be proceeded with in the following order, excepting when a Notice of Motion is given, which if carried would affect any item on the Agenda, then such Notice of Motion shall take precedence over such items likely to be affected.
- 7.4.1 To read the Notice convening the Meeting.
- 7.4.2 To read and confirm the Minutes of the last Annual General Meeting and any Special General Meetings and to deal with any matters arising there from.
- 7.4.3 To read, consider and adopt the President's Annual Report and Financial Statement.
- 7.4.4 To review the Annual Subscriptions of Ordinary Members.
- 7.4.5 To consider motions of which due notice has been given.
- 7.4.6 To elect Executive Officers and other members for the ensuing year.
- 7.4.7 To consider the roster for National Championships.
- 7.4.8 To elect an Auditor or Accounting Officer.
- 7.4.9 To deal with correspondence pertaining to the meeting.
- 7.4.10 General.
- 7.5 A Quorum at an Annual or Special General Meeting shall consist of 20% of the Ordinary Members or three (3) persons, whichever is the larger.
- 7.6 The Executive may at any time convene a Special General Meeting. Thirty (30) days notice shall be given to members of any Special General Meeting.

- 7.7 If at any Annual or Special General Meeting a quorum is not present within thirty (30) minutes after the time for which such meeting shall have been called, then the same shall be adjourned to be held at a time and place to be determined by the members then present, and notice thereof shall be given to all members. At the adjourned meeting those present shall constitute a quorum:

8. NOTICE OF MOTION

- 8.1 Notices of Motion to be moved at an Annual or Special General Meeting must be received by the Secretary not later than sixty (60) days preceding the date of the meeting. Such Notices of Motion shall set out in full the resolution in the form in which it is to be adopted.
- 8.2 Resolutions, as with all other voting (other than in respect of amendments to the constitution discussed below) will be passed by a simple majority of members present and voting.

9. COLOURS

- 9.1 Members representing the Association in International competition shall be nominated to the appropriate National Sports Body for the award of National Colours.
- 9.2 Members representing the Association in International competition shall be entitled to wear a green blazer with an appropriate badge.

10. AMENDMENTS TO THE CONSTITUTION

- 10.1 Amendments to this Constitution may only be made by Notice of Motion at an Annual or Special General Meeting (as outlined in Clause 8 above).
- 10.2 No amendments to the Constitution shall be effective unless at least two-thirds of the votes cast by the members present and entitled to vote, are in favour of the proposal.
- 10.3 A copy of all amendments to the constitution must be submitted to the Commissioner for the South African Revenue Service.

11. DISSOLUTION OF THE ASSOCIATION

- 11.1 The Association may be dissolved if at least three-quarters of the members present and voting at a Special General Meeting convened for the purpose of considering such matter are in favour of the dissolution.
- 11.2 If, upon dissolution of the Association, there remain any assets whatsoever after the satisfaction of all its debts and liabilities, such assets shall not be paid to or distributed amongst its members, but will be transferred to an approved public benefit organisation with similar objectives, within the Republic of South Africa, which is itself exempt from income tax in terms of the Income Tax Act.