

RINGBALL

SOUTH AFRICA



CONSTITUTION

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1. NAME

The name of the body is Ringball South Africa, hereafter called RingballSA, operating from c/o Church Street, Greyilla Avenue and Pienaar Street, Kempton Park.

2. AREA OF JURISDICTION

- 2.1 The area of jurisdiction of RingballSA shall be as defined by the demarcated geographic boundaries as specified by the demarcation board within the borders of the South Africa.
- 2.2 RingballSA shall have jurisdiction over all members, affiliated clubs, districts, provinces and associations.

3. DEFINITIONS

- 3.1 Whenever referred to in the singular in the constitution, it also indicates the plural and vice versa.
- 3.2 Where a reference has been made to the masculine gender, it also refers to the feminine where applicable.
- 3.3 The following shall mean:

AGM	Annual general meeting of the membership held in accordance with the provisions of this constitution.
Days	When any particular number of days is prescribed for the doing of any act, the same shall be reckoned exclusively of the first and inclusively of the last day, unless the last day happens to fall on a Saturday, Sunday or on a public holiday, in which case the days shall be reckoned exclusively of the first day and exclusively also of every such Saturday, Sunday or public holiday.
EXCO	Means the executive committee of RingballSA as constituted from time to time in terms of this constitution.
GM	Any general meeting of the membership held in accordance with the provisions of this constitution.
MANCO	Means the management committee of RingballSA as constituted from time to time in terms of this constitution. They shall be responsible for the day-to-day business of the organisation
MGM	Mid-year general meeting of the membership held in accordance with the provisions of this constitution.
SGM	The RingballSA special general meeting, as requested.
Patrons	The persons selected as special guardians of the management body and the sport.
RingballSA	The ringball South Africa National body.

SASCOC The South African Sports Confederation and Olympic Committee as defined in the Sports and Recreation Act, 1997 (as amended).

WADA The World Anti-Doping Agency.

4. RIGHT TO EXISTENCE

RingballSA shall continue to exist even when its membership changes and there are different office-bearers.

5. AIMS

The aims of RingballSA are:

- 5.1 to affiliate with acknowledged national and international controlling bodies
- 5.2 to promote and develop ringball as a sport among all races in South Africa and abroad
- 5.3 to endeavour to expand ringball in schools, universities, colleges, provincial federations and districts
- 5.4 to guard and advance, as a matter of priority, the interests of the ringball players
- 5.5 to obtain and apply funds for the advancement of RingballSA
- 5.6 to ensure that a prohibition of the use of steroids, stimulants or medication as defined by the medical council of the International Olympic Committee is adhered to
- 5.7 to ensure that no discrimination on the grounds of colour, gender, religion or political association takes place in ringball
- 5.8 to maintain uniformity of the RingballSA playing and competition rules.

6. RELATED DOCUMENTS

The constitution must be read in conjunction with the following related documents:

- 6.1 RingballSA Regulations
- 6.2 RingballSA exco duties
- 6.3 RingballSA Code of Conduct
- 6.4 RingballSA Guideline document
- 6.5 RingballSA Disciplinary Guide
- 6.6 SASCOC Code of Conduct
- 6.7 WADA Prohibited List

7. AFFILIATION

- 7.1 RingballSA shall affiliate with SASCOC annually.
- 7.2 The criteria for provincial affiliation are contained in the regulations.

8. LEGAL STATUS

- 8.1 RingballSA will have a legal personality and shall function under the law of the South African judicial system.
- 8.2 RingballSA will further to the above:
 - 8.2.1 exist in its own right, separately from its members
 - 8.2.3 be able to own property and other possessions
 - 8.2.4 be able to sue and be sued in its own name.

9. MEMBERSHIP

9.1 General membership

- 9.1.1 Membership of RingballSA may be obtained by the following ways of affiliation:
 - 9.1.1.1 All ringball provincial federations and districts
 - 9.1.1.2 RingballSA Tertiary Association
 - 9.1.1.3 RingballSA Schools' Association
 - 9.1.1.4 RingballSA Masters' Association
 - 9.1.1.5 Any other association or body that, in the opinion of exco, can improve the aims of RingballSA.
 - 9.1.1.6 Membership, other than honorary membership, is obtained upon application to, and approval by, the exco. Notice of the approval is given at the next general meeting. The documentation prescribed in the regulations must accompany the application as well as payment of the prescribed affiliation fees. Associations are exempted from affiliation fees.
- 9.1.2 In the case of an unsuccessful application, moneys must be refunded and the applicant may reapply after a period of six months from the date of membership refusal
- 9.1.3 Persons found unsuitable for membership by the executive committee may in no way be involved with ringball or any RingballSA controlled body.
- 9.1.4 Provincial federations and districts that apply for affiliation should have an approved constitution and a management that was elected accordingly.
- 9.1.5 Persons with outstanding financial obligations towards RingballSA may in no way be involved with ringball or any RingballSA controlled body.

9.2 Honorary membership

- 9.2.1 Honorary membership is awarded by exco upon the recommendation of affiliated districts.
- 9.2.2 Honorary members are entitled to the privileges as determined by exco.
- 9.2.3 Exco may terminate honorary membership for reasons which, in the judgement of exco, may harm the sport ringball or any of the aims or activities of RingballSA.

10. POWERS

All RingballSA matters are coordinated and administered by exco who in turn reports to the presidents' council and the AGM.

In order to enhance the aims of RingballSA, exco is empowered to do the following:

- 10.1 To appoint representatives or delegates in accordance with the requirements of such bodies.
- 10.2 To enforce the playing rules as laid down by the International ringball Federation.
- 10.3 To improve and modify the rules, as well as the regulations to the constitution, implemented to coordinate and administrate ringball. A report back shall be given at the next AGM.
- 10.4 To formulate, control and modify the format of the different competitions.
- 10.5 To approve, organise and determine conditions for national tours.
- 10.6 To obtain, alienate, mortgage, pawn or lease movable or immovable property of any description, or to trade in any legal means with such property.
- 10.7 To make, vary investments and re-invest the proceeds of such investments on condition that any investments made by the exco shall be with registered financial institutions.
- 10.8 To, at the discretion of and according to conditions determined by exco, borrow funds from or grant loans to affiliated provincial federations, districts or associations and secure such loans by mortgage or any form of security.
- 10.9 To, at their discretion, grant bursaries or make donations to enhance ringball.
- 10.10 To administer any legal business in the interest of RingballSA.
- 10.11 To insure the property of RingballSA and to obtain insurance to indemnify RingballSA against any possible claims.
- 10.12 To implement fundraising schemes or impose entrance fees to raise funds.
- 10.13 To raise contracts regarding photography, videos, films, television and radio programmes for any ringball match in order to obtain commission, royalty or funds.
- 10.14 To act in accordance with the regulations and the disciplinary code regarding disciplinary matters.
- 10.15 To hear appeals against rulings of its members, with the exception of suspensions and disputes involving exco members that are directly referred to the appeals board.

- 10.16 To, at any time, demand from anybody affiliated with RingballSA insight into their financial statements and minutes and in the case of it being found unsatisfactory, call to account the body or any of its officials.
- 10.17 To aid and support the attaining and control of facilities to ensure the enhancement of ringball.
- 10.18 To employ any legal action to ensure that the aims of RingballSA are realised.
- 10.19 To institute and establish development programmes.
- 10.20 To ensure that provincial federations and districts comply with the demarcation boundaries as laid down by the relevant authorities.
- 10.21 To release members of selection committees, associations, compiled committees and team managers of their duties for any misconduct, action or neglect that may harm the aims and objectives of RingballSA.
- 10.22 Exco shall, from time to time, determine the membership and capitation fees payable by members and such other fees and levies necessary for the due and effective functioning of RingballSA and for the furtherance of its aims and objectives.

11. INDEMNITY

- 11.1 RingballSA shall have a legal personality and shall function under the law of the South African judicial system.
- 11.2 Every exco member of RingballSA shall be indemnified by RingballSA against all costs, losses and expenses which he/she may incur or become liable for by virtue of any reason or any act or omission in the discharge of his duties, unless the loss in question is caused by his/her own gross negligence, dishonesty or bad faith.
- 11.3 Exco members of RingballSA shall be indemnified by RingballSA against pecuniary loss sustained by reason of legal proceedings, arising from whatsoever cause, instituted against RingballSA or against such exco member in his representative capacity, provided that the indemnity conveyed herein shall not extend to private personal acts of such exco member outside the cause and scope of this duties.

12. NON-PROFIT DISTRIBUTING CHARACTER

- 12.1 The activities of RingballSA shall be conducted on a non-profit basis with the intent and purpose that its capital and income from whatever source shall be applied solely towards the promotion of its aims and objectives.
- 12.2 RingballSA is prohibited from carrying on any business undertaking or trading activity, otherwise than to the extent that the undertaking or activity is:
 - 12.2.1 integral and directly related to the sole object of RingballSA

12.2.2 carried out or conducted on a basis substantially the whole of which is directed towards the recovery of costs and which would not result in unfair competition in relation to taxable entities

12.2.3 not integral and directly related to the sole object of RingballSA, or it should be of an occasional nature and undertaken substantially with assistance on a voluntary basis without compensation.

12.3 The members and the office-bearers shall have **no** rights to the property or other assets of RingballSA solely by virtue of them being members or office-bearers.

12.4 No portion of the income or property of RingballSA shall be paid or distributed directly or indirectly to any person (otherwise than in the ordinary course of undertaking any public benefit activity) or to any member of RingballSA or exco, except as:

12.4.1 reasonable agreed remuneration for the services actually rendered on behalf of RingballSA

12.4.2 reimbursement of actual costs, expenses or other commitments incurred on behalf of RingballSA

12.4.3 payment of such monies to affiliates as found advisable for the advancement of sport in RingballSA.

13. FINANCIAL MATTERS

13.1 Bank account

13.1.1 Exco shall open and maintain a bank account in the name of RingballSA with a registered bank.

13.1.2 Exco shall ensure that all monies received by RingballSA are deposited in the abovementioned account as soon as possible after receipt.

13.2 Payments/signatures

13.2.1 All payments shall be authorised by the treasurer and any one of two other duly authorised persons appointed by exco.

13.2.3 All bills, cheques and other negotiable documents, as well as receipts for money received by RingballSA, will be signed, cashed, accepted or handled by exco.

13.2.4 Exco authorises the payment of accommodation and travelling costs and/or honorarium to any person who has acted on instruction of exco. This instruction must be evidenced in writing, and evidence must be submitted in the form of invoices and receipts.

13.3 Financial year

The financial year of RingballSA will run from 1 April of one year to 31 March of the following year.

13.4 Financial records

- 13.4.1 Exco shall ensure that the treasurer keeps proper records, in books or electronically, of accounts which fairly reflect the affairs of RingballSA.
- 13.4.2 Exco shall ensure that the treasurer prepares financial statements for the MGM and AGM, which shall conform to generally accepted accounting principles and shall include a statement of income and expenditure and a balance sheet of assets and liabilities.
- 13.4.3 Within one month after compiling the annual financial statements, the treasurer shall ensure that the *financial statements are audited and certified* in a customary manner by an independent practicing chartered accountant.
- 13.4.4 A copy of the audited annual financial statements shall be made available to all districts, clubs and associations as soon as possible after the close of the financial year.
- 13.4.5 The accounting books shall be held in safe custody, by the duly elected treasurer, in a place approved by the exco which shall, at all times, be available to the members of exco.

13.5 Auditor

A properly qualified auditor shall be appointed by RingballSA at a GM. The auditor's duties shall be regulated in accordance with the Independent Regulatory Board of Auditors (IRBA). The auditor may be removed by RingballSA at an AGM.

14. RINGBALLSA MEETINGS

14.1 Composition of meetings

14.1.1 Composition of exco meetings

Exco meetings shall consist of the following members each with a vote after complying with the stipulations as set out in the regulations:

- 14.1.1.1 President, who shall have the casting vote
- 14.1.1.2 Vice-president
- 14.1.1.3 Secretary-general
- 14.1.1.4 Treasurer
- 14.1.1.5 Deputy vice-president: Organisation
- 14.1.1.6 Deputy vice-president: Development
- 14.1.1.7 Deputy vice-president: Tertiary
- 14.1.1.7 Deputy vice-president: Schools
- 14.1.1.8 Administration and statistics

14.1.1.9 Director: Sponsorship and Marketing

14.1.1.7 Chairperson of the RingballSA Players' Association

The following members will be part of exco meetings without a vote:

14.1.2.1 Chairperson of the RingballSA Masters' Association

14.1.2.2 Chairperson of the RingballSA Referees' Association

14.1.2.3 Chairperson of the RingballSA Coaches' Association

14.2 Composition of the general meetings

14.2.1 GMs of RingballSA shall consist of the following members each with a vote after complying with the stipulations as set out in the regulations.

14.2.1.1 President, who is excluded from the quota for any provincial federation or district.

14.2.1.2 Three representatives from each affiliated provincial federation.

14.2.1.3 Two representatives per district affiliated with his provincial federation.

14.2.1.4 Three representatives from each affiliated association as determined in 14.1 of this constitution.

14.2.1.5 Members of exco.

14.2.2 Representatives must present letters of credence, duly signed by an authorised person, to the secretary-general prior to the commencement of the meeting.

14.2.3 All representatives with voting powers must be registered with their provincial federation.

14.2.4 The GM is the highest authority.

14.2.5 In case a provincial federation, district or association omits to settle its financial and administrative obligations to RingballSA within a period of seven days after the set due date, such provincial federation will forfeit voting powers at the AGM.

14.3 General meetings

14.3.1 An MGM will be held before 31 July and the AGM will be held before 1 December annually.

14.3.2 The date, time and venue of each GM is determined by exco and it is the duty of the secretary-general to convey this in writing to all the members at least 14 days prior to the event.

14.3.3 Members of RingballSA must inform the secretary-general within 28 days prior to the meeting of all points for discussion and the secretary-general must notify each member of such matters 14 days prior to the meeting.

14.4.4 The agenda for the upcoming GM shall be circulated to all provincial federations, districts, associations and exco members 14 days prior to the meeting.

14.4 Special general meetings

14.4.1 SGMs must be convened by exco in the event of:

14.4.1.1 a written request by $\frac{1}{3}$ (one-third) of exco.

14.4.1.2 a written request by at least $\frac{1}{3}$ (one-third) of the affiliated provincial federations and/or associations of RingballSA.

14.4.2 Such request must state the reason as well as the matter to be presented to the SGM and must be submitted within 21 days after the occurrence or incident.

14.4.3 The requested SGM must be convened within 21 days after receipt of the written request.

14.4.4 Notification of the aim of the SGM must be given by the secretary-general to all the members of RingballSA at least 14 days prior to the meeting stipulating the time, date and venue.

14.4.5 No matter other than that requested, will be dealt with at the SGM.

14.5 Notification of meetings

14.5.1 Apart from the requirements contained herein, the notification must also contain the time, date and venue of the meeting.

14.5.2 In the case of an MGM the notification must include:

14.5.2.1 agenda

14.5.2.2 minutes of previous AGM and any SGMs

14.5.2.3 audited financial statements

14.5.2.4 list of discussion points

14.5.3 In the case of an AGM the notification must include:

14.5.3.1 agenda

14.5.3.2 minutes of previous MGM and any SGMs

14.5.3.3 annual report

14.5.3.4 list of points for discussion.

14.6 Duties of AGM

The duties of the AGM are the following:

14.6.1 To discuss and approve the minutes of the previous GM and any SGMs held.

- 14.6.2 To receive, consider and approve the annual report of exco.
- 14.6.3 To settle all matters for which notification was given.
- 14.6.4 To settle all urgent matters for which the complete meeting is required and has the authority to deal with.
- 14.6.5 To elect members of exco and patrons as specified in the regulations.
- 14.6.6 In the case of an MGM, to receive, consider and approve the audited financial statements, as audited by a chartered accountant, for the year ending 31 March.
- 14.6.7 In the case of an MGM, to appoint independent auditors.

14.7 Chairperson of the meeting

- 14.7.1 The president of exco and in his absence, the vice-president, shall act as chairperson at all general and committee meetings. In the event of the president resigning, the vice-president will assume the position automatically. If the vice-president does not want to take over the position, he has to resign from the committee.
- 14.7.2 In the event of no chairperson being present, or if the chairperson is not present after 15 minutes of the time indicated in the notification, the members present shall nominate a chairperson from amongst them.

14.8 Quorum

- 14.8.1 A quorum for all GMs and SGMs shall consist of half (50%) plus one of the representatives of the affiliated provincial federations, districts and associations who must be present in person and shall apply for the duration of the meeting.
- 14.8.2 A quorum at an exco meeting shall be half plus one of the members who must all be present in person.
- 14.8.3 In the event of no quorum being present after half an hour of the indicated time as per the notification, the meeting will adjourn and notification will be served on all parties concerned for the establishment of a new meeting not sooner than seven days and not later than 14 days after the adjourned meeting. In the event of no quorum being present at the newly convened meeting after a half hour after the scheduled time the members then present shall form a quorum or the meeting shall be cancelled. In the case of a SGM the meeting is cancelled.

14.9 Voting at meetings

- 14.9.1 All proposals or nominations must be seconded by a representative of another provincial federation, district or affiliated association.

- 14.9.2 At GMs voting is done by a show of hands, except if the chairperson rules or a voting member demands that voting be done by ballot paper. Voting for persons is done by ballot paper.
- 14.9.3 An announcement by the chairperson of the result of the voting by a show of hands and the recording in the minutes of such result is enough proof of the result of the vote.
- 14.9.4 In the event of the vote by ballot paper, the chairperson shall appoint ballot recorders and their count, announced by the chairperson, shall be the result of the vote. The ballot papers shall be open for inspection by all eligible voters.
- 14.9.5 A normal majority is required when voting is done for the election of a person or persons.
- 14.9.6 All decisions reached by normal majority are binding unless otherwise specifically stated in the constitution.
- 14.9.7 In the event of an equal vote at any meeting, be it by the show of hands or ballot paper, the chairperson of the meeting shall have the casting vote.
- 14.9.8 Only those persons entitled to vote that are present, may vote.
- 14.9.9. The entire exco will be entitled to receive notice of, and to attend any GM, SGM or presidents' council meeting.
- 14.9.10 Minutes that will serve as an official report of the proceedings and decisions at AGMs and/or SGMs must be forwarded to the members of the exco, as well as the affiliated provincial federations, districts and associations as mentioned in 14.2.1.1 to 14.2.1.5 within 21 days after the meeting.

14.10 Written resolutions

A resolution in writing and duly signed by all the members entitled to receive notification of a GM and who have the vote, is just as binding and effective as if the decision was taken at a GM called and held.

15. EXECUTIVE COMMITTEE

15.1 Composition and classification

- 15.1.1 Exco is elected for a two-year term of office and shall consist of the following members:
- 15.1.1.1 A president, who is excluded from the quota for any provincial federation or district
 - 15.1.1.2 A vice-president
 - 15.1.1.3 A secretary-general
 - 15.1.1.4 A treasurer
 - 15.1.1.5 Administration and statistics
 - 15.1.1.6 Deputy vice-president: Organisation
 - 15.1.1.7 Deputy vice-president: Development

- 15.1.1.8 Deputy vice-president: Tertiary
- 15.1.1.9 Deputy vice-president: Schools
- 15.1.1.10 Director: Sponsorship and Marketing

The following members will be part of exco meetings without a vote

- 15.1.2.1 Chairperson: RingballSA Coaches' Association
- 15.1.2.2 Chairperson: RingballSA Referees' Association
- 15.1.2.3 Chairperson: RingballSA Players' Association
- 15.1.2.4 Chairperson: RingballSA Masters' Association

- 15.1.2 A maximum of two persons from a district may serve on exco.
- 15.1.3 The candidature of persons, including the president, nominated for exco must have the support of their own district and at least one other affiliated district or association.
- 15.1.4 A management committee consisting of the president and four other exco members is appointed by exco to handle urgent matters on a day-to-day basis. A report back should be given at the next executive committee meeting.
- 15.1.5 Exco appoints from its members specific persons per office in accordance with the regulations.
- 15.1.6 Any affiliated member of RingballSA shall be eligible to be nominated to serve in any portfolio on exco. All persons nominated to serve the exco shall be duly nominated and seconded per nomination letter as set out in the regulations to the constitution. All nominees must also have the sanction of their own district.
- 15.1.9 No member of exco shall be entitled to serve in the same position for a period exceeding six terms of two years each continuously, after which he/she has to serve for at least one term in another portfolio before being entitled to be re-elected to that specific position.

15.2 Activities and duties

- 15.2.1 Exco manages RingballSA.
- 15.2.2 Exco will meet at least four times per annum or at the request of the president or two members of exco. Decisions at any meeting will be by majority vote. In the case of an equal vote the chairperson will have a casting vote.
- 15.2.3 The activities of RingballSA are executed by exco who has the power to fulfil all duties not stipulated in the constitution as the task of the general meeting but to adhere to the stipulations of the constitution and such regulations prescribed by the general meeting.
- 15.2.4 All cheques, bills and other negotiable documents as well as all receipts for moneys paid to RingballSA shall be signed, drawn, accepted or endorsed or otherwise treated, depending on the circumstances, in such a manner as prescribed by exco.

- 15.2.5 The accounting books must be safeguarded at such a location as agreed by exco and must at all times be available for scrutiny by exco.
- 15.2.6 Exco must record in the set books or electronically the names of exco, committee members of RingballSA and committee members of provincial federations, districts and associations as well as decisions and actions taken at meetings of RingballSA and exco.
- 15.2.7 Exco must ensure that all correspondence, reports and documents are secured and kept in good order.
- 15.2.8 Exco authorises the payment of travelling and accommodation costs and/or honorarium to any person who acted on instruction of exco.
- 15.2.9 Exco must report its actions and submit an annual report to the annual general meeting and financial statements to the mid-year general meeting for approval.
- 15.2.10 Exco will co-opt vacancies on exco, which may arise during the course of its term of office as a result of written resignation or absence without pardon from two consecutive meetings, subject to approval by the GM. An SGM must be called in the event of less than a quorum of half (50%) plus one of the originally selected members remaining.
- 15.2.11 Exco must, where applicable, co-opt vacancies on the selection committees which may arise during their term.
- 15.2.12 Exco recommends to the annual general meeting matters relating to special awards such as honorary colours and sport merit awards.
- 15.2.13 Exco appoints committees as required and determines their duties.
- 15.2.13 Exco annually appoints team managers for each RingballSA team as set out in 5.2.2 of the regulations.
- 15.2.14 Exco approves referees and coaches who are appointed to represent RingballSA.
- 15.2.15 Exco must ensure that, if possible, one of the members of exco attends the AGMs of provincial federations and associations.
- 15.2.16 Exco must ensure that, if possible, one of the members of the relevant provincial federation attends the annual general meetings of their affiliated districts.
- 15.2.17 Exco performs all duties as described in the RingballSA duty sheets.

16. PRESIDENTS' COUNCIL

16.1 The presidents' council shall consist of:

- 16.1.1 All members of exco.
- 16.1.2 The president or acting president for the time being of each affiliated provincial federation in South Africa.
- 16.1.3 The chairperson of each affiliated district.

16.1.4 Such further persons as may be deemed fit to be co-opted from time to time by the presidents' council, but without the right to vote.

16.3 Powers and duties

16.3.1 The presidents' council shall oversee the following:

16.3.1.1 All domestic competitions and development programmes of RingballSA, as a delegated authority of the annual general meeting.

16.3.1.2 The governance, including financial management as being done by the executive management of RingballSA, and perform executive roles and responsibilities to achieve or promote objects of RingballSA as per **9**, Powers.

16.3.2 The presidents' council shall have the power to:

16.3.2.1 make or change any regulations, bylaws or rules, or to take any resolutions or decisions that are necessary or expedient in order to achieve the objects of RingballSA, in terms of this constitution.

16.3.2.2 delegate or instruct exco regarding matters of importance.

16.3.2.3 elect selectors annually by using nomination lists. exco will then appoint the elected selectors for each selection committee.

16.4 Proceedings

16.4.1 The presidents' council shall meet, adjourn or otherwise regulate its meetings as it deems fit, but shall meet at least twice annually.

16.4.2 During the meeting in the first quarter the presidents' council shall elect selectors annually.

16.4.3 The president of RingballSA shall at the request of any six members of the presidents' council at any time, convene a meeting of the presidents' council, and shall convene such a meeting within 10 days of having received such a request.

16.4.4 Issues arising at any meeting of the presidents' council shall be decided on a majority of votes. Each member of the presidents' council shall have only one vote on a show of hands or on poll. In the case of any equality of votes the chairperson of the meeting shall have a second or casting vote, provided he has exercised his deliberative vote.

16.5 Chairperson

The president of RingballSA, or in his absence, the vice-president, or in the absence of both of them, a deputy vice-president of RingballSA, shall at all times act as chairperson of all meetings of the presidents' council. If at any such meeting neither the president, the vice-president nor the deputy vice-presidents are present at the time specified for the meeting, the other elected members of the presidents' council shall choose one of their members to chair the meeting.

16.6 Quorum

Half (50%) plus one of the members of the presidents' council entitled to vote shall constitute a quorum for any meeting of the presidents' council.

16.7 Resolutions in writing

A resolution in writing, signed by all the members of the presidents' council entitled to receive notice of a meeting of the presidents' council, shall be as valid and effectual as if it had been passed at a meeting of the presidents' council duly convened and held.

16.8 Decision binding

All lawful resolutions of the presidents' council shall be binding on all members and associate members of RingballSA until revoked or rescinded by the presidents' council.

16.9 Investment and borrowing powers

The presidents' council may exercise all the powers of RingballSA to invest its funds, to borrow money, to sign surety and to mortgage or charge its undertaking and property, or any part thereof, and to issue debenture, stock and other securities, whether outright or as security for any debt, liability or obligation of RingballSA.

16.10 Minutes

16.10.1 The presidents' council shall cause minutes to be kept at the headquarters of RingballSA.

16.10.2 The names of the members of the presidents' council present at each meeting and at each meeting of any other committee of RingballSA shall be recorded.

16.10.3 All proceedings of the presidents' council shall be recorded. All proceedings of the presidents' council, sub-committee or ad hoc committee shall be recorded and minutes that will serve as an official report of the proceedings and decisions must be forwarded to the members of the executive management, as well as the presidents of each affiliated provincial federation in South Africa.

16.11 Inspection

The minutes of proceedings at all meetings of the general council or the presidents' council and of all other committees of RingballSA and all books of account of RingballSA shall at all times be open to inspection at the headquarters of RingballSA by all members of the presidents' council and by any authorised representative of a member of RingballSA.

16.12 Sub-committees and ad hoc committees

The presidents' council shall annually at the first presidents' council meeting held after the annual general council meeting appoint standing sub-committees as necessary.

16.13 Sub-committees and ad hoc committees in general

The presidents' council may delegate in writing any of its powers, which may in law be delegated, to sub-committees or ad hoc committees established from time to time for a specific period of time, sub-committees of the presidents' council shall consist of such members of the presidents' council as the presidents' council deems fit. Ad hoc committees of the presidents' council, established from time to time, may consist of persons who need not be members of the presidents' council.

16.14 Powers to fill vacancies

Should a vacancy occur on any sub-committee or ad hoc committee of the presidents' council, the presidents' council shall have the right to fill such vacancy by the appointment of any qualified person to such committee.

16.15 Meetings of committees

A sub-committee or ad hoc committee of the presidents' council of RingballSA may meet and adjourn as it deems proper. The majority of the members constituting any such committee of the presidents' council shall constitute a quorum for any meeting of such committee. Issues arising at any meeting of any committee shall be determined by a majority of votes of the members present and voting, and in the case of an equality of votes the chairperson shall have a second or casting vote, provided he has exercised his deliberative vote.

17. PATRONS

17.1 Patrons are appointed by the AGM.

17.2 The duties of the patron are the following:

17.2.1 to act as members of the appeals board

17.2.2 to act if GM resolutions are not executed, with a report to exco

17.2.3 to act when the constitution and regulations are contravened, with a report to exco.

17.3 The board of patrons shall consist of a maximum of five members.

17.4 The service of a patron shall only be terminated by a GM.

17.5 The patrons shall not have the vote at any GM.

18. COLOURS AND EMBLEMS

18.1 Colours

18.1.1 The colours of RingballSA are described in the regulations.

18.1.2 The criteria for the awarding of colours are contained in the regulations.

18.1.3 Written authorisation for the purchase of colours must be given by exco.

18.2 Emblems

The emblem of RingballSA shall be:

A ringball ball with a protea inside the ball.

18.3 The colours and emblem for the national teams shall be as prescribed by the controlling body of sport in South Africa (SASCOC).

19. SELECTION COMMITTEES

19.1 Selection committees are elected for a two-year term of office at the first presidents' council meeting by means of nomination lists as set out in 5.2 of the regulations.

19.2 A convenor for each selection committee is appointed by exco.

19.3 The selection committees shall act under the authority of the executive committee. Preliminary teams as selected by the selection committees must be submitted to the executive committee and are subject to final approval by the executive committee.

19.4 Selection committees for national teams that will be competing at international level will be appointed by exco.

20. ASSOCIATIONS

20.1 Associations as formulated in 3 above select their own committee and are responsible for their own constitutions. Such constitution may not be in conflict with the constitution of RingballSA. Constitutions of associations and regions are subject to approval by exco.

20.2 Associations must submit an annual report to exco 30 days prior to the AGM.

21. COMMITTEES

21.1 Committees are constituted in accordance to the regulations.

21.2 The committees shall be accountable to and regularly report to exco on their activities.

22. CODE OF CONDUCT

- 22.1 Members of the RingballSA will at all times conduct themselves according to the rules and regulations as specified by RingballSA and the SASCO code of conduct.
- 22.2 Failure to uphold the code of conduct as stated in 22.1 (above) will result in disciplinary action and may result in the termination of membership of RingballSA.

23. DISCIPLINARY ACTION

The executive committee and the presidents' council have the power to take disciplinary action against any misconduct of individual members or bodies under its authority as explained in the RingballSA Disciplinary Code.

23.1 Disciplinary action against members, associate members, clubs, players, persons and related matters

- 23.1.1 Exco or the presidents' council (as delegated authority) shall have the power to take such steps as it may deem fit against any club, player or person in terms of this constitution, failing to comply with or contravening the constitution, any of the by-laws, rules and/or regulations of RingballSA, or any of persons or organisation with which RingballSA is affiliated or associated in terms of joint venture agreement, or otherwise, any decisions taken, any resolutions adopted or any rulings made by the general council of RingballSA, the presidents' council, any contract entered into by RingballSA, the laws of the game, the anti-doping regulations, or the disciplinary rules or regulations of RingballSA and in general, to take such steps against any club, player or person whose actions, or lack of actions in its sole opinion, are/is detrimental to the best interest of RingballSA and the game.
- 23.1.2 Notwithstanding anything to the contrary contained in this constitution, exco or the presidents' council may delegate its powers in terms of this clause to exco, or an ad hoc committee established from time to time for a specific purpose and for a specific period of time, with the right to further delegate such powers, and may for this purpose issue regulations regarding any matter which shall or may be prescribed in terms of this clause, including the right to further delegate such powers to disciplinary committees or judicial officers, procedures to be observed in the conduct of hearings, prescribed sanctions, the right of appeal to an appeal committee or appeal officer, the constitution of such appeal committee or appeal officer and in general, with regard to any other matter which it deems necessary or expedient to prescribe in order to achieve or promote the objects of this clause.

23.2 Autonomy of disciplinary committee

- 23.2.1 Disciplinary committees or judicial officers and appeal committees or appeal officers constituted under this constitution and the regulations made hereunder shall exercise their function independently of RingballSA and shall be fully autonomous and in particular any decision they make shall be binding on RingballSA, which shall not have the power to affirm, revoke or alter any such decision.
- 23.2.2 A suspended member or body suspended may not participate or be involved in any activity of ringball in the district or province.
- 13.3.3 In the event of a provincial federation, district or association not being able to fulfil its responsibilities as a result of disciplinary actions, the executive committee shall ensure that the ringball activities of the provincial federation, district or association continue.
- 13.3.4 The executive committee must be informed in writing within 14 days of any disciplinary actions taken by provincial federations, districts or associations under its control.

24. APPEALS

Any affiliated member of RingballSA has the right to appeal against the disciplinary decision passed, as prescribed in the RingballSA Disciplinary Procedures and Guide.

25. APPEAL BOARD

The appeal board will function as prescribed in the RingballSA Disciplinary Procedures and Guide.

26. DISPUTE RESOLUTION

Any dispute arising out of, or in connection with, the enforceability of the constitution, or the application and interpretation of the provisions thereof, or any dispute between any members of RingballSA or between a member and exco or RingballSA itself, shall be referred to the Arbitration Foundation of Southern Africa (*AFSA*) for resolution through mediation or expedited arbitration in terms of the Rules and Procedures for the Resolution of Disputes in Sport, prevailing at the time such dispute is so referred. In the event of arbitration in terms of the foregoing, such resolution shall be final and binding on the parties to the dispute.

27. GENERAL MATTERS

27.1 Regulations

27.1.1 Exco may issue, amend or recall regulations provided it is not in conflict with this constitution.

27.1.2 The issued or recalled regulations are legal and binding on all members until otherwise decided by the GM.

27.2 Dissolution

- 27.2.1 RingballSA may only close down/dissolved if at least two-thirds (2/3) of the members present and voting at an SGM, convened for the purpose of considering such matter, are in favour of closing down/dissolving the provincial federation.
- 27.2.2 When RingballSA closes down/dissolves it has to pay off all its debts. After doing this, if there is money left it should not be paid or given to members of the organisation. It should be given in some way to another non-profit organisation that has similar objectives. The RingballSA AGM can decide what organisation this should be.
- 27.2.3 In the event of an affiliated provincial federation or association deciding to cease operation or to dissolve, all assets such as trophies, money and books, must be handed over to RingballSA within 21 days. Members of the provincial, district or association committee shall individually or collectively be held responsible.
- 27.2.4 Such assets shall be kept in safe custody for a period of two years where after it becomes RingballSA property. In the case of a provincial federation or association reforming after two years, it shall be left to the discretion of exco to return such assets.
- 27.2.5 At liquidation or termination of RingballSA all remaining assets shall be donated to a body that has the same aims as RingballSA and was predetermined. An internal committee shall be appointed to tie up the affairs of RingballSA.

28. DORMANT AND ACTIVE BODIES

The criteria for provinces/districts/ becoming dormant and becoming active are contained in the regulations.

29. Amendments to the constitution

- 29.1 This constitution can only be amended at a general meeting or at a special general meeting called for the purpose.
- 29.2 Notice of any suggested change, recall or addition to the constitution must reach the secretary-general within 21 days prior to the general meeting and the secretary-general must notify all the members of the general meeting of such change 14 days prior to the meeting.
- 29.3 In the event of any suggested change, recall or addition to the constitution is to be made at a special general meeting; notification must be given to the secretary-general who in turn must convene such a meeting within 21 days after receipt of such notification.
- 29.4 A change, recall or addition to this constitution shall only be legal and binding if a two-third (2/3) majority of the entitled voters present so vote.