

# CONSTITUTION OF THE MOUNTAIN CLUB OF SOUTH AFRICA EASTERN PROVINCE SECTION

(hereinafter called “The Section”)

## 1. NAME AND OBJECTS

The Section shall be called the Mountain Club of South Africa: Eastern Province Section. It is a corporate body established in terms of the Constitution of The Mountain Club of South Africa (MCSA). Funds shall be held in its name and it shall be capable of acquiring or disposing of any assets, or rights therein, whether movable or immovable, and of suing or being sued. As a provincial section of the MCSA, which has a federal structure, it shall provide a regional forum to bring together people interested in mountaineering and to further the objectives of the MCSA, including:

- Organise and facilitate mountaineering;
- Procure and protect real rights in and access to mountains and mountain areas;
- Initiate and support actions towards protecting the natural beauty and wilderness character of mountains and to promote their effective conservation management;
- Promote the safety and training of mountaineers;
- Provide search and rescue services;
- Promote the study of mountains and their environments, the preservation of historical and archaeological sites thereon and the dissemination of information on mountains and mountaineering; and
- Work constructively with governments and other organisations in the pursuit of these objectives.

## 2. MEMBERSHIP

### 2.1 CATEGORIES OF MEMBERSHIP

2.1.1 FULL MEMBER is a member who has attained the age of 18 years and is entitled to the full benefits of the Section. This category includes,

2.1.1.1 COMBINED FULL MEMBER is either one of a married couple or life partners who are both members and who have made application in terms of clause 2.3.12.

2.1.1.2 COMBINED FAMILY FULL MEMBER is a member who has made application in terms of clause 2.3.13.

2.1.1.3 RETIRED FULL MEMBER is a member who has made application in terms of clause 2.3.24.

2.1.1.4 COMBINED RETIRED FULL MEMBER is either one of a married couple or life partners who are both members and who have made application in terms of clause 2.3.25.

2.1.2 COUNTRY MEMBER is a member who is resident more than 80km from the clubhouse. This category includes,

2.1.2.1 COMBINED COUNTRY MEMBER is either one of a married couple or life partners who are both members and are resident more than 80km from the clubhouse.

2.1.3 STUDENT MEMBER is a member who has not attained the age of 24 years and is registered full time at a tertiary institution recognised by the Committee.

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2.1.4 JUNIOR MEMBER is a member who has attained the age of 14 years but not yet attained the age of 18 years.

2.1.5 HONORARY LIFE MEMBER, is a member who has been elected to Honorary Life Membership by the Committee.

2.1.6 HONORARY MEMBER is a person who is not a member of the Section, elected by the Committee either temporarily or for life, at its discretion.

2.1.7 LIFE MEMBER is a member who applied for Life Membership prior to 23 March 2006.

## **2.2 VOTING AND NON-VOTING MEMBERS**

2.2.1 Voting members:

- 2.2.1.1 FULL MEMBERS,
- 2.2.1.2 HONORARY LIFE MEMBERS,
- 2.2.1.3 LIFE MEMBERS,
- 2.2.1.4 COUNTRY MEMBERS,
- 2.2.1.5 STUDENT MEMBERS.

2.2.2 Non-voting members:

- 2.2.2.1 JUNIOR MEMBERS,
- 2.2.2.2 HONORARY MEMBERS.

## **2.3 MEMBERSHIP APPLICATION REQUIREMENTS, PROCEDURES AND CONDITIONS**

2.3.1 Application for Membership of the Section shall be made to the Committee by prospective members who qualify to apply, on the prescribed form and shall be signed by the Applicant and co-signed by a proposer and a seconder, both of the latter of whom shall be Voting Members of the Section of at least two years standing. The Applicant, proposer and seconder shall furnish any such additional information as the Committee may require in order to consider the application. The Applicant shall, if so required, present himself/herself for an interview by the Committee, or a sub-committee established for this purpose.

2.3.2 The application form shall be accompanied by a payment equal to the entrance fee and the prevailing subscription applicable to the particular category of membership, which payment shall be refunded to the Applicant in the event of the application being unsuccessful.

2.3.3 On receipt of the application form by the Secretary, it shall be circulated electronically to all members of the Section

2.3.4 Members of the Section shall be allowed a period of not less than three weeks within which to comment on the application prior to it being considered by the Committee.

2.3.5 The election of a Member by the Committee shall be by way of ballot. In the event of two or more votes going against the Applicant, the application shall be dismissed.

2.3.6 Where the Applicant is a member in good standing with another Section:

- 2.3.6.1 He/she shall not be required to pay an entrance fee;

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- 2.3.6.2 The Committee shall, in its discretion, have the option to dispense with the requirement that the application be circulated electronically to all members.
- 2.3.7 Applicants will be notified by the Secretary in writing of the success or not of their application to the Committee.
- 2.3.8 Successful applications and transfers to or from the Section will be circulated electronically by the Secretary to all members after a Committee meeting.
- 2.3.9 Members elected after 30 June in any year shall be liable for payment of the entrance fee and pro-rata fee of the annual subscription for that year. Such subscription shall not include the annual Journal of the Mountain Club for that year.
- 2.3.10 Members elected after 1 November in any year shall be liable for the payment of the following year. Such subscription will only be entitled to an annual Journal of the Mountain Club for the following year.
- 2.3.11 Any member whose category of membership has changed, shall not be liable for an entrance fee.
- 2.3.12 Married couples, and life partners recognised as such by the Committee, who are both members of the same category, may on written application to the Secretary, be entitled to pay a combined annual subscription as determined by the Committee from time to time.
- 2.3.13 A family is a couple, either a married couple or life partners, who have attained the age of 18 years and their dependents recognised as such by the Committee.
- 2.3.13.1 At least any two of the family members are required to successfully apply for membership.
- 2.3.13.2 The couple will have the same privileges and voting rights as **COMBINED FULL MEMBERS**.
- 2.3.13.3 Only those, over the age of 18, of the family that has successfully met the requirements (as stipulated in the bylaws) to successfully apply for membership may vote.
- 2.3.13.4 Family members who have attained the age of 14 years but not yet attained the age of 18 years shall be bound to the terms of 2.3.15.
- 2.3.13.5 Family members under the age of 14 years shall be bound to the terms of 2.3.16.
- 2.3.14 Junior Members who are the children of Voting Members shall not be required to pay the entrance fee or the Annual Subscription applicable to Junior Members.
- 2.3.15 When a Junior Member attains the age of 18 years, he/she may be admitted as a member to a category of membership applicable to members eighteen years and older and will be liable for the applicable subscription due on the first day of January of the year following on the year during which the change occurred.

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- 2.3.16 Junior Members shall be entitled to the same privileges, and have the same obligations, as Full Members, with the following exceptions:
- 2.3.16.1 They shall have no voting or nomination rights;
  - 2.3.16.2 They shall not receive a Journal;
  - 2.3.16.3 They shall not be entitled to propose or second an application for membership by any candidate;
  - 2.3.16.4 They shall not be entitled to serve on the Committee.
  - 2.3.16.5 They shall not be permitted to attend a meet without signed consent from a parent/guardian.
- 2.3.17 A child may participate in the Section's activities under the following circumstances only:
- 2.3.17.1 The parent/guardian of the child must be a Member of the Section;
  - 2.3.17.2 The child shall always be accompanied by his parent/parents/ guardian;
  - 2.3.17.3 A Members' children who have not yet attained the age of fourteen years shall be entitled to such privileges in the Section as the Committee may prescribe from time to time.
  - 2.3.17.4 In respect of a child's participation, neither an entrance fee nor subscription are required to be paid.
  - 2.3.17.5 The aforesaid dispensations will cease as soon as the child attains the age of fourteen years, whereupon the child becomes eligible to apply for Junior Membership of the Section.
  - 2.3.17.6 No child shall be permitted to attend a meet without signed consent from a parent/guardian.
- 2.3.18 An Honorary Life Member shall only be eligible for such membership if he/she has rendered significant service, or conferred some special benefit, upon the Section.
- 2.3.19 An Honorary Life Member and his/her spouse or Life Partner who is a member of the Section shall not be obliged to pay an annual subscription.
- 2.3.20 An Honorary Life Member shall retain his/her voting rights and all other rights enjoyed by a Full Member.
- 2.3.21 A member of the Section who is awarded the Gold Badge of the Mountain Club of South Africa shall receive the same benefits as an Honorary Life Member.
- 2.3.22 An Honorary Member shall not be liable to pay an entrance fee or an annual subscription.
- 2.3.23 An Honorary Member shall not have voting or nomination rights, not be eligible to be nominated to serve on the Committee, nor receive an annual Journal, but shall be entitled to all other rights enjoyed by Members.

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2.3.24 A member of the Club who has formally retired may apply to the Secretary in writing for entitlement to pay a reduced annual subscription as a Retired Full Member.

2.3.25 Members who are married or are life partners and one has formally retired, may apply to the Secretary in writing for entitlement to pay a reduced annual subscription as Retired Combined Full Member.

## **2.4 ANNUAL SUBSCRIPTONS**

2.4.1 Members shall be liable to pay annual subscriptions applicable to their particular category of membership, as determined by the Committee from year to year.

2.4.2 Save for the exceptions referred to elsewhere in this Constitution, annual subscriptions of members shall be due on the first day of January of every year and shall be payable by 30th January of the same year.

2.4.3 Should a member fail to pay his/her subscriptions by the date referred to in clause 2.4.2 above, and further fail to do so within thirty days of being called upon to do so in writing by the Secretary, he/she shall cease to be a member of the Section.

2.4.4 A defaulter may, on written application to the Secretary, be reinstated at the discretion of the Committee, subject to payment of all subscriptions in arrear, including the period during which he/she ceased to be a member, or any other sums due, together with payment of an administration fee as may be determined by the Committee from time to time.

2.4.5 Whatever the case may be, a member who is not fully paid up at the time of any Annual or Special General Meeting of the Section, shall not have the right to attend or vote at such meeting.

## **2.5 RIGHTS AND OBLIGATIONS OF MEMBERS**

2.5.1 The Section's members shall enjoy the rights and privileges available to them within the Section and shall reciprocally be bound by the Section's Constitution, Bylaws, Ethical Code and any other rules implemented from time to time to ensure the maintenance and management of good order within the Section.

2.5.2 No member shall, arising from his membership, have any rights to the assets of the Section save and except lawful use thereof, nor be personally responsible for any liability of the Section.

2.5.3 Prospective members, visitors and guests may participate in the activities of the Section subject to their adherence to the conditions contained in 2.5.1. The Committee may regulate, limit or refuse such participation.

## **2.6. LIABILITY OF MEMBERS**

Any liability of a member towards the Section will be limited to the following:

2.6.1 The entrance fee and annual subscription due by the member;

2.6.2 Any other indebtedness incurred by the member towards to the Section;

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2.6.3 Any amount for which the member is found to be liable arising from damage caused by him/her.

## **2.7 MISCONDUCT OF MEMBERS AND DISCIPLINARY PROCEDURES**

2.7.1 Any member of the Section shall be guilty of misconduct if he/she:

2.7.1.1 Behaves himself/herself in an improper, dishonest or unsportsmanlike manner or conducts himself/herself in a manner which is prejudicial to the interests and reputation of the Section, whether on the Section's premises or elsewhere, or conducts himself/herself in a manner offensive to members; or

2.7.1.2 Commits any breach of the Constitution, Ethical Code or Bylaws of the Section; or

2.7.1.3 Introduces to the Section any person whose presence may be offensive or objectional to members; or

2.7.1.4 Misappropriates or damages any property of the Section;

2.7.1.5 Conducts himself/herself in such a manner which, in the discretion of the Committee or Disciplinary Committee, renders such a person undesirable as a member of the Section.

2.7.2 In the event of any allegations of misconduct against a member, the Committee shall endeavour to informally resolve the allegations with the member which may include a meeting with the Committee.

2.7.3 If the matter is not resolved, the Committee shall give written notice to the member concerned of the alleged misconduct against him/her and shall give him/her the opportunity to personally respond to the allegations in writing.

2.7.4 If the matter remains unresolved, the Committee shall appoint,

2.7.4.1 A Disciplinary Sub-Committee consisting of a chairman and two members, none of whom shall be Committee members of the Section, drawn from the ranks of voting members of the Section.

2.7.4.2 The Disciplinary Sub-Committee is to hear and deal with the matter and, where applicable, to recommend to the Committee an appropriate sanction on the Member,

2.7.5 In conducting the disciplinary enquiry contemplated herein, the Sub-Committee shall adhere to the following procedures:

2.7.5.1 Written notice of not less than three days shall be given to the member of the intention to convene a disciplinary enquiry, in which notice the Member shall be informed of the following:

2.7.5.1.1 The date and time the enquiry will be held;

2.7.5.1.2 The venue where the enquiry will be held;

2.7.5.1.3 The charges which are to be preferred against the member.

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2.7.5.1.4 The names of the members constituting the disciplinary Sub-Committee.

2.7.5.1.5 The Member shall have the right to be assisted by a fellow member of the Section.

2.7.5.1.6 The parties shall have the right to question each other and witnesses during the enquiry;

2.7.5.1.7 The parties shall have the right to testify personally, to submit relevant documentary evidence and to call witnesses relating to the allegations;

2.7.5.1.8 The parties shall have the right to present evidence in mitigation or aggravation of sanction.

2.7.6 The parties shall endeavour to finalise the matter as expediently as possible.

2.7.7 In the event of it being found that the Member in question is guilty of misconduct in terms of this Constitution, the Sub-Committee shall make recommendation to the Committee;

2.7.7.1 To give the member a verbal, written or final warning;

2.7.7.2 To deprive such Member of any or all of his/her rights of membership for a period as may be determined by the Sub-Committee or;

2.7.7.3 To suspend the Member's membership for a period as may be determined by the Sub-Committee;

2.7.7.4 To terminate the Member's membership;

2.7.7.5 To assess the amount of any damage caused by such Member, or his/her guest, and to recover the assessed amount from the Member.

## **2.8 RESIGNATION AND REJOINING**

2.8.1 A member's resignation shall be in writing and shall take effect from the date it is received by the Secretary.

2.8.2 A member who has resigned from the Section and wishes to re-join shall apply as required in clause 2.3.1. but shall not be required to pay an entrance fee on re-application for membership.

## **3 COMMITTEE**

### **3.1 COMMITTEE MEMBERS**

The affairs of the Section shall be managed by a Committee elected annually, consisting of Voting Members of the Section and shall be constituted as follows:

3.1.1 Four committee members; Chairman, Vice-Chairman, Secretary, Treasurer, and

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3.1.2 Additional members, a maximum of seven members each elected to fill specific portfolios identified and deemed necessary from time to time by the outgoing Committee, provided that the total Committee membership is not less than seven.

## **3.2 ELECTION OF COMMITTEE MEMBERS**

3.2.1 The Committee members referred to in clause 3 shall be elected at the Annual General Meeting of the Section.

3.2.2 Nominations for members of the Committee shall:

3.2.2.1 Be in writing, and signed by a proposer and a seconder;

3.2.2.2 Be accepted in writing by the nominees and;

3.2.2.3 Handed to the Secretary not less than fourteen days prior to the Annual General Meeting for circulation to members.

3.2.3 Where no written nominations for a named portfolio are received by the due date as stipulated in 3.2.2.3, nominations may be accepted from the floor at the Annual General Meeting, provided that the nominee is formally proposed and seconded, and the nominee accepts the nomination in person.

3.2.4 Where nominations exceed the number of vacancies, Committee members shall be elected by way of a ballot of members present at the meeting.

3.2.5 A member nominated for a position in clause 3.1.1 but not elected to such position will automatically become eligible for election as an additional member referred to in clause 3.1.2.

3.2.6 The office of a Committee member shall be vacated if he/she,

3.2.6.1 Resigns; or

3.2.6.2 Becomes unfit and/or incapable of acting as such; or

3.2.6.3 Is an unrehabilitated insolvent; or

3.2.6.4 Is disqualified from being appointed as a director of a company in terms of any law of the Republic of South Africa;

3.2.6.5 Is removed from office by the Committee in terms of sub-clause 3.4.12.

3.2.7 When a committee member has served five consecutive years in a specific portfolio, he/she is not eligible to stand for that portfolio. Should no nominations be received for that portfolio he/she may fill that portfolio until a nomination is received at an AGM. Failing which the committee can co-opt a member to fulfil the portfolio.

## **3.3 ELECTION OF ACCOUNTING OFFICER**

An independent Accounting Officer shall be elected by Full Members of the Section at the Annual General Meeting in the same manner as members of the Committee. Any interim vacancy occurring in the office of the Accounting Officer shall be filled by the Committee until the next General Meeting. An Accounting Officer, by definition, is someone who

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meets the qualification requirements as detailed in section 60 of the Close Corporations Act, 1984

## **3.4 POWERS OF COMMITTEE**

In addition to any powers referred to elsewhere in this Constitution, the Committee shall have the following powers,

- 3.4.1 To receive and administer funds;
- 3.4.2 To operate banking accounts and invest the Section funds with approved banking and investment institutions;
- 3.4.3 To make and accept donations;
- 3.4.4 To acquire or dispose of any movable or immovable property, or rights thereto, on behalf of the Section;
- 3.4.5 To raise or borrow for the benefit of the Section such sum or sums of money upon such terms and conditions as the Committee may deem fit. The Committee may secure the repayment of or raise any such sum or sums as aforesaid by mortgage or charge upon any of the assets of the Section, present and future;
- 3.4.6 To co-opt a member to fill any vacancy or vacancies on the Committee, such co-opted member to have full voting powers;
- 3.4.7 To co-opt any person, whether a member of the Section, or not, in a consultative or representative capacity for any particular purpose, which co-opted person shall not have the right to vote;
- 3.4.8 To establish for specific purposes, special Committees or sub-committees comprising members of the Section and to grant unto them such powers as may be deemed necessary in the circumstances;
- 3.4.9 To make, repeal or amend such by-laws and regulations in accordance with this Constitution as may be expedient for the control of any hut, clubhouse or other premises or property of the Section; or for the preservation of any of the Section's assets and generally for the entire management of the affairs of the Section. All such by-laws and regulations shall be binding upon members until repealed by the Committee or set aside by resolution of a General Meeting of the Section;
- 3.4.10 To discipline members;
- 3.4.11 To suspend or terminate the membership of any member;
- 3.4.12 To discipline and, if necessary, remove a Committee member from office;
- 3.4.13 To elect Honorary Life Members and Honorary Members;
- 3.4.14 To fix entrance fees and annual subscriptions for the various categories of membership, from time to time;
- 3.4.15 To sue and defend legal actions on behalf of the Section;
- 3.4.16 Generally to exercise any power in terms of this Constitution.

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## **3.5 COMMITTEE MEETINGS**

- 3.5.1 Ordinary meetings of the Committee shall be held not less than six times a year on dates to be fixed from time to time by the Committee. Special meetings of the Committee may be convened by the Secretary or Chairman on forty-eight hours' notice.
- 3.5.2 If any member of the Committee is absent without leave for three consecutive ordinary meetings of the Committee, he/she shall forfeit his/her seat on the Committee and the vacancy shall be filled by the Committee in terms of clause 3.4.6, such appointment to be conveyed to members.
- 3.5.3 The quorum necessary for the transaction of any business by the Committee shall be 50 % of the Committee members serving at any given time. If a quorum is not present at any meeting and the members present deem any item on the agenda to be one of urgency, such members shall have the right to resolve such item despite the lack of quorum, which item shall be minuted at the next meeting of the Committee.

## **4. ANNUAL GENERAL MEETING**

- 4.1 The Annual General Meeting of the Section shall be held before the 30th of April every year.
- 4.2 The Annual General Meeting shall be convened by the Secretary following not less than twenty-one days prior notice to the members of the Section, which notice shall state the date, time and place of the meeting.
- 4.3 The notice of the meeting shall be accompanied by an Agenda, all written reports and Notices of Motion to be submitted to the Annual General Meeting for consideration.
- 4.4 Notices of Motion shall be voted upon by fully paid up members entitled to vote and present at the meeting.
- 4.5 The quorum for the Annual General Meeting shall be not less than ten members qualified to vote.
- 4.6 In the event of a quorum not being present at the designated meeting, the meeting shall be adjourned for seven days, at which meeting the members present shall constitute a quorum.
- 4.7 The Chairman shall table a report on the activities of the Section for the past year to the Annual General Meeting of Members, which report is to be included in the Annual Journal of the Mountain Club of South Africa.

## **5. SPECIAL GENERAL MEETING**

- 5.1 A Special General Meeting may be called by the Committee on fourteen days' notice to members, except that the notice period will be 48 hours in the event of an emergency arising in respect of proposed expenditure which exceeds the limit set out in clause 8.7.
- 5.2 On receipt by the Secretary of a written requisition signed by at least ten paid up members stating the proposed motion, the Committee shall be obliged as soon as is

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practicable thereafter, to call a Special General Meeting on fourteen days' notice to members.

5.3 The notice convening the Special General Meeting shall set out the business to be discussed and no business other than that on the Agenda may be discussed without the permission of the Chairman.

5.4 The quorum for a Special General Meeting shall be ten paid up members. In the event of a quorum not being present, the Special General Meeting shall be dissolved.

## **6 ORDER OF GENERAL MEETINGS**

6.1. The Chairman of the Committee shall preside as Chairman at all meetings, whether General or Committee of the Section. In the event that the Chairman is not present, the Vice-Chairman of the Committee shall preside and, in his absence, the members present shall elect a Chairman for the meeting.

6.2 In the case of all meetings, whether General or Committee, the Chairman of the meeting shall have both a deliberative and a casting vote.

6.3. Minutes of the General meeting should be circulated to the members no later than 30 days after the meeting.

## **7. PRESIDENT OF THE EASTERN PROVINCE SECTION**

7.1 Based on motivated recommendations in writing received by the Secretary from voting members, the President will be appointed by the Committee and will be announced by the outgoing Chairman at the Annual General Meeting.

7.2 The President will serve for a period of three (3) years;

7.3 The President must be regarded as a senior member of the Section;

7.4 The President must be a long-standing member;

7.5 The President must be involved in the activities of the section;

7.6 The President will not be required to attend Committee meetings;

7.7 The president shall through insight, knowledge and experience within the section provide advice and support to the Committee and members insofar as the affairs and the reputation of the Club are concerned.

## **8. FINANCE**

8.1 The Committee shall cause books of account to be kept for the financial affairs of the Section and the financial records of the Section shall be compiled within 4 months of the end of the financial year by the Treasurer for presentation and approval at the Annual General Meeting.

8.2 The financial statements reviewed by the Accounting officer, shall be an item on the Agenda accompanying the notice to convene the Annual General Meeting.

8.3 The financial year shall be for the period 1st January to 31st December of every year.

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- 8.4 The receipt or expenditure of any funds, and the method used to obtain such funds, shall be authorised by not less than two-thirds of Committee members present.
- 8.5 All monies received by the Section shall immediately be handed to the Secretary or Treasurer to be expeditiously deposited in the Section's banking account.
- 8.6 Payment for items or services approved in clause 7.4 shall be made by cheque signed by any two persons authorised by the Committee from time to time, or by electronic means approved by the Committee.
- 8.7 Any proposed expenditure by the Committee will be limited to no more than half the annual budgeted income for that year, per incident. Any proposed expenditure exceeding this limit will require the approval of the members.

## **9. NON-PROFIT DISTRIBUTING CHARACTER**

- 9.1 The assets of the Section shall be used solely for the promotion of its stated objects. No portion of the income or property of the Section shall be paid or distributed directly or indirectly to any person, or to any member of the Section or Committee, unless approved by the Committee as;
- 9.1.1 Reasonable compensation for services actually rendered to the Section;
- 9.1.2 Reimbursement of actual costs or expenses reasonably incurred on behalf of the Section.
- 9.2 Upon dissolution of the Section, and after all debts and commitments have been paid, any remaining assets shall not be paid or distributed amongst members of the Section but shall be transferred to the body envisaged in clause 14.2.
- 9.3 The Section shall comply with the requirements of the South African Revenue Services for the exemption from taxes and duties.

## **10. CAPITAL PROJECTS FUND**

- 10.1 The purpose of the Capital Projects Fund is for the accumulation of funds to preserve and secure access to mountain land in the name of the Section, by outright purchase of land, or of undivided portions, or by acquiring servitudes, as well as for the undertaking of capital projects of the Section such as the purchase of clubroom facilities or the construction thereof.
- 10.2 The Capital Projects Fund shall be accounted for separately from any other funds of the Section and be held in banking and/or investment accounts opened and administered by the Committee.
- 10.3 "Mountain land" means land in mountainous areas of scenic beauty, being worthy of preservation, containing rock climbing areas or providing access to mountains for the Section. "Capital Projects" refer to permanent assets such as urban property and generally deemed immovable structures such as clubroom, mountain hut, storage and climbing facilities of the Section.
- 10.4 A statement of account will be circulated to all members annually and will form part of the financial statements of the Section.

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- 10.5 The Committee will identify opportunities and set priorities for the utilization of the Capital Projects Fund.
- 10.6 The Fund may be dissolved by a majority vote of members at an AGM or Special Meeting to be convened for this purpose by the Secretary on receipt of a Notice of Motion proposing the dissolution.
- 10.7 The Special General Meeting shall be convened on not less than fourteen days' notice being given to members.
- 10.8 On approval of the dissolution of the Fund, the assets of the Fund shall be utilised as an asset of the Section.

## **11. JOURNAL**

The Journal of the Mountain Club of South Africa is published annually for the year past. All Voting Members of the year past shall be entitled to one copy of the Journal annually. Married Couples, Life Partners and Family Members who have elected to pay a joint annual subscription shall be entitled to one copy of the Journal annually.

## **12. AMENDMENTS TO CONSTITUTION**

- 12.1 No amendments to the Constitution may be made, except at a General Meeting of the Section.
- 12.2 The proposed amendment, signed by a proposer and seconder, must be received by the Secretary twenty-one days before the date of the General Meeting.
- 12.3 At least fourteen days' notice of the proposed amendment shall be given to all members.
- 12.4 The proposed amendment shall be carried by a majority vote of the total members present at the General Meeting.

## **13. NOTICE TO MEMBERS**

- 13.1 Every notice to a member shall be considered duly delivered if sent by electronic mail to the address of that member as recorded in the register of Section members held by the Secretary.
- 13.2 The Section register of combined electronic, postal and telephonic contact details of members of the Section remains the property of the Section and is to be used solely at the discretion of the Committee for the purpose of communications with members of the Section.

## **14. CLUB EQUIPMENT**

Club equipment and keys shall remain the property of the Section and shall be returned on termination of membership or at such time if requested by the Committee.

## **15. DISSOLUTION**

- 15.1 The Section may be dissolved by a ~~majority~~ vote of not less than two-thirds of the total members present at a special meeting convened for this purpose. A Notice of Motion

# CONSTITUTION OF THE MOUNTAIN CLUB OF SOUTH AFRICA EASTERN PROVINCE SECTION

proposing the dissolution shall be lodged with the Secretary who shall, on receipt, convene the special meeting on no less than fourteen days' notice to members.

15.2 On dissolution, the assets of the Section shall be transferred to the Central Committee of the Mountain Club of South Africa or to a body which, by a majority vote of not less than two-thirds of total members present at the special meeting:

15.2.1 Has objects of the same nature or similar to the objects of the Section and;

15.2.2 Is also exempt from the same taxes and duties from which the Section is exempt.

END