

SPORT AEROBATIC CLUB

CONSTITUTION

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CONSTITUTION OF THE SPORT AEROBATIC CLUB OF SOUTH AFRICA

1. NAME

The name of the club shall be the SPORT AEROBOTIC CLUB OF SOUTH AFRICA (hereinafter referred to as the SAC), a non profit organization.

2. CONTROL

The SAC shall be affiliated to The Aero club of South Africa (hereinafter referred to as the AeCSA) and shall be a section of same. The committee of the SAC as hereunder constituted is empowered to maintain and carry control and management of the SAC in accordance with rules & regulations governing the constitution of the SAC.

3. OBJECTIVES

The objectives of the SAC are:

- 3.1 To foster, maintain and promote on behalf of its members, the sport of Aerobatics.
- 3.2 To organize aerobic competitions and events.
- 3.3 To liaise with and actively support CIVA and make contributions to international aerobatics.
- 3.4 To select, train and support where possible, pilots who wish to compete internationally.

4. MEMBERSHIP

Membership is open to everybody. However anyone who is a member of the SAC must also be a member of the AeCSA

4.1. Honorary Members

The committee shall have the right to recommend at any general meeting of the SAC, as honorary members those individuals who at the sole discretion of the committee have distinguished themselves so as to warrant such membership.

4.2. Ordinary members

5. SUBSCRIPTION AND ENTRY FEES

5.1 Members shall be obligated to pay such subscription and entry fees and any other charges as decided upon at a general meeting of the SAC.

5.2 A member who is in arrears with any payment to the SAC shall be in breach of the provisions of the constitution and will not be entitled to any privileges occasioned by his membership and shall be treated as a non member, and may have membership terminated.

6. ENFORCEMENT OF RULES AND REGULATIONS

The signing by a member of his or her application form or acceptance of honorary membership shall be an acknowledgement on the part of such member that he or she is bound by the rules and regulations of the SAC and all the regulations that have been or may hereafter be made by the committee and that he or she accepts the ruling of the committee in all cases and no person shall be absolved from effects of the rules or any regulation on the plea of not having received a copy of them.

7. RIGHTS AND PRIVILEGES OF MEMBERS

Membership of the SAC entitles the member to:

- 7.1 Vote at any general meeting
- 7.2 Stand for election to the SAC Committee
- 7.3 Participate in any event organized by the SAC
- 7.4 Be selected for representation at international level

8. SUSPENSION AND EXPULSION OF MEMBERS

8.1 In an event of breach by any member of the provisions of this constitution or the regulations of the SAC which make it desirable in the opinion of the committee that he or she should cease to be a member, or in the event of any member being, in the opinion of the committee, guilty of conduct detrimental or prejudicial to the interest or the objectives of the SAC, he or she shall be given notice of his or her breaches in writing which notice shall be sent by prepaid registered post fourteen days before the date set by the committee for a hearing (at which the said member shall have the opportunity to state his position) and which notice shall be sent to the address reflected as the members address in the records of the SAC or the AeCSA.

8.2 The Quorum of a meeting of the committee called for such purpose shall be fixed from time to time by the committee. The decisions of the committee shall be by ballot and such member shall not be expelled except by vote or two thirds of those present at the meeting. Any decisions so reached shall be final and binding.

9. NOTICE TO MEMBERS

9.1 Notice to members regarding any matters the committee wishes to communicate to the SAC members shall be by:

E-mail or
Fax

9.2 Pre paid registered or ordinary mail shall only be used in matters so warranted in the opinion of the committee.

9.3 The honorary secretary must be advised as to the preferred means of communicating with a member. It is the responsibility of the member to inform the honorary secretary of any change in address, e-mail address or fax number.

10. GENERAL MEETINGS

10.1 Annual General Meeting

10.1.2 The AGM shall be held at any place as decided by the committee.

10.1.3 Fourteen days notice of the AGM shall be sent to bona fide SAC members and such notice shall contain:

10.1.3.1 Place, date and time

10.1.3.2 Agenda for the meeting

10.1.4 The AGM shall be open to all bona fide members of the SAC and with the permission of the chairman and at the entire discretion of the chairman, any such member may ask questions or make suggestions.

10.1.5 The business to be conducted at any AGM shall be the following and proceed in the stated order:

10.1.5.1 Reading of notices convening the meeting

10.1.5.2 Confirmation of the minutes of the last AGM and to deal with any matters arising there from

10.1.5.3 Considering the report of the treasurer

10.1.5.4 Considering the report of the chairman

10.1.5.5 Considering the report of the CIVA delegate

10.1.5.6 Electing committee members in accordance with the rules of the constitution

10.1.5.7 Considering and voting on any proposal submitted to the meeting governing the affairs of the SAC of which due notice has been given

10.1.5.8 Notice of any proposal to be considered at the AGM must be submitted to the honorary secretary fourteen days prior to the date of the meeting

10.1.5.9 Any other business considered urgent by the committee

10.2 Special General Meeting

10.2.1 The committee may at any time call a special general meeting of the SAC on giving at least fourteen days prior notice, specifying the purpose of the meeting. The committee shall in like manner call a special general meeting on receipt of a request signed by at least twenty percent (20%) of the members, specifying the purpose of such a meeting. A duly requested special general meeting must be held within thirty days of receipt of the requisition.

10.2.2 The quorum at such a special general meeting shall be at least ten percent (10%) of the bona fide membership of the SAC.

10.3 Procedure at a General Meeting

10.3.1 The chair at all General Meetings shall be taken by the chairman or, failing him by the vice chairman, or failing both, the members present shall elect one of the committee present to chair the meeting.

10.3.2 Voting shall be by a show of hands unless a secret poll be demanded by five or more members present. Each member shall have one vote. Only fully paid up members in good standing shall be able to vote. The chair shall have a casting vote in the event of a tie.

10.3.3 A bona fide member shall be entitled to act as proxy for another bona fide member provided such member present has lodged the correct proxy form duly authorizing him to act as such by the absent member, with the honorary secretary.

10.3.4 A member shall have no more than three proxies.

11. COMMITTEE

11.1 Constitution

11.1.1 The committee shall consist of, but not be restricted to, at least: a chairman, a vice-chairman and a treasurer. Furthermore the following position shall be filled if the members and the incumbent committee so desires: Chief Judge, Honorary secretary and public relations officer. All these bearers shall be elected by the annual General Meeting.

11.1.2 One third of the members shall retire from office and if their number is not three, the number nearest to one third shall retire from office. Retiring members shall be eligible for re-election without nomination. If more candidates are nominated than the number of vacancies, the election shall be by ballot.

11.1.3 The committee shall reserve the right to co-opt help in order to facilitate the smooth running of the club and its activities.

11.1.4 The SAC shall be represented on the board of Aero Club of SA, by one of the members of its committee.

11.1.5 The committee shall also elect one of its members to liaise with CIVA.

11.2. Chairman

The chairman shall president all meetings of the committee.

If neither the chairman nor the vice-chairman is present at the appointed time of a meeting of the committee, the members present may choose one of their number as chairman for that meeting.

The chair shall have a deliberate as well as a casting vote.

11.3. Honorary Secretary

The honorary secretary shall attend all meetings of the committee. He shall conduct all correspondence, make and preserve concise and accurate minutes of the proceedings of all meetings. He shall be elected at the AGM: if a vacancy should occur during the year, the committee may appoint an acting secretary.

11.4. Honorary Treasurer

The honorary treasurer shall receive all monies and shall make such payments as they are authorized by the committee. He shall attend to the banking of all monies received by the committee and make all payments by cheques, with the exception of petty disbursements.

He shall be elected at the AGM. If a vacancy should occur, the committee may appoint an acting treasurer to serve until next AGM.

11.5 Powers of the committee

The entire management and control of the club shall be vested in the committee and the committee shall have full power and authority to do any act, matter or thing which could or might be done by the club, except as otherwise specially provided in these rules and without in any way limiting such powers and authorities shall have the following special powers:-

11.5.1 To make, vary and repeal by-laws for carrying out the provision contained in this constitution and generally for all matters connected with the club, provided that such by-laws do not conflict with the constitution of the club:-

11.5.2 To acquire any movable or immovable property for the club calculated to benefit the club and to advance its objectives:-

11.5.3 To secure the fulfillment of any of its contract or engagements entered into by the committee by mortgage or charge of all or any part of the property of the club or in such other manner and under such conditions as it may think fit:-

11.5.4 To lease, sell, alienate or otherwise dispose of any part or parts of the immovable property of the club as it may think most beneficial to the club and apply the consideration arising there from as it may think most advantageous to the club:-

11.5.5 To appoint and at its discretion remove or suspend such attorneys, agents, secretaries, officers, clerks and servants for permanent, temporary or special service as it may deem fit and to invest them with such powers as it may think expedient, and to determine their duties and fix and vary their salaries and emoluments (if any) and require security and in such instances and such amounts as it may think fit:-

11.5.6 To institute, conduct, defend, compound or abandon any legal proceedings, by and against the club or its officers or otherwise concerning the affairs of the club and also to compound and allow time for payment or satisfaction of any debt due to the club and any claim by the club.

11.5.7 To refer any claim or demand by or against the club to arbitration:-

11.5.8 To open one or more banking accounts in the name of the club and to operate and overdraw the same and to draw, accept, endorse, make and execute bills of exchange, promissory note, cheques and other negotiable instruments connected with the business of the club:-

11.5.9 To invest and deal with any money of the club not immediately required for the purpose of the club, upon such securities and on such terms as it may think fit and from time to time to vary or realize such investments:-

11.5.10 To borrow or raise money in such a manner as it may think fit and in particular by the issue of debentures or debenture stock, upon such conditions as it may think fit and as security for any monies so borrowed or raised, to mortgage, pledge or charge the whole or any part of the property, assets or revenue of the club, present or future upon such terms and condition as it may think fit:-

11.5.11 To negotiate, stipulate for, or grant and arrange reciprocity between the club and any other club or association:-

11.5.12 To establish or support or aid in the establishment and support of associations, institutions, trust funds and the like calculated to benefit the club or its employees or the dependants or connections of such persons, and or grant pensions and allowances and to make payments towards insurances and to subscribe or guarantee money for charitable or benevolent objects, or for any exhibitions, or any public, general or useful objects:-

11.5.13 To delegate to any sub-committee or sub-committees all or any of the authorities by these present conferred on the committee, any such sub-committee to have such power as may be conferred upon it at the time of its appointment or thereafter by the committee and to be subject in all respects to the rules and regulations or by-laws or institutions as from time be framed or given by the committee:-

11.5.14 To apply for and obtain such trading and other licenses as may be deemed necessary:-

11.5.15 To cancel any person's honorary or life membership as it may deem fit:-

11.5.16 The committee shall have full powers and authority to determine applicable charges for affiliation, use, hire of its premises and equipment.

11.6 Meetings

11.6.1 The committee shall meet as least once every three months

11.6.2 At a committee meeting, except where otherwise provided for in these rules, three members shall be quorum. The committee may grant leave of absence from its meetings to its members for a period of six month. Any member of the committee absenting himself or herself from three consecutive committee meetings without leave of absence shall ipso facto cease to be a member of the committee.

12.GENERAL

12.1 Complaints

Members having cause for complaints shall make such complaints in writing to the honorary secretary.

12.2 Damage to Property

Members shall pay for any damage done to the club property by them or their guests.

12.3 Indemnification

The committee-men, and other officers and office bearers for the time being, of the club shall be indemnified and secured harmless out of the assets of the club from and against all actions, costs, charges, losses, damages and expenses which they or any of them shall or may incur or sustain by, or by reason of any act done, concurred in or omitted, in or about the execution of their respective duty or supposed duty in their respective offices or trusts, except such, if any, as they shall incur or sustain by or through their own willful neglects or default respectively, and non of them shall be answerable for the acts, receipts, neglect or defaults of the other or others of them or for joining in any acts for the sake of conformity of any treasurer, banker or other person with whom any monies or effects belonging to the club shall be lodged or deposited for safe custody or for insufficiency or deficiency of any security upon which any monies of or belonging to the club shall be placed out or invested or for any other loss, misfortune or damage which may happen in the execution of their respective duties, offices or trusts, or in relation thereto.

12.4 Dissolution

If upon winding up or dissolution of the club there remains of the club after satisfaction of all its debts and liabilities, any property whatsoever, the same shall not be paid to or distributed among the members of the club, but shall be dealt with as may be determined by the members assembled at a special General Meeting.

12.5 Interpretation of Rules

In case of the doubt as to the meaning or interpretation of the rules promulgated in terms of the constitution, the committee shall be the arbiter and its decision shall be binding upon the members and should any question arise which is not provided for by these rules, the committee shall have power to determine same.

12.6 Contests, competitions and championships

12.6.1 The committee shall organize or cause to be organized a minimum of four competitions per year, one of which shall be the National Championships.

12.6.2 All contests shall be open to bona fide members of the club.

12.6.3 All contests, competitions, events and championships shall be conducted according to the rules and regulations as laid down by the committee from time to time and in compliance with the manual of procedure for the club being an Approved Recreational Organization (ARO) as lodged with the CAA.

12.7 Referendum

12.7.1 Under circumstances that in the opinion of the committee are considered to be extraordinary and are deemed to be extremely urgent, the committee may call for a referendum.

12.7.2 A referendum shall not be considered a vote and as such shall not be binding. It shall be used only to ascertain the general feeling and opinion of the club members on an issue.

12.7.3 A referendum may be conducted per email only and each bona fide member shall have one mail only.

12.7.4 An electronic form shall be drawn up by the committee which will enable the members to answer only “yes” or “no” on the issue under consideration

13. TERMINOLOGY

13.1 Where obviously intended, the plural shall include the singular and the singular shall include the plural.

13.2 The male gender shall as a matter of course be interpreted to include the female and vice versa, unless specifically stated otherwise.

14. AMMENDMENTS

14.1 Any proposed amendments, changes and alterations to the substantive body of this constitution may only be made at a general meeting and must be ratified by a two thirds majority of the members present.