

CONSTITUTION

DEAFBLIND SOUTH AFRICA (DBSA)

**FUNDRAISING NUMBER 011-981 NPO
PBO NUMBER: 130003281**

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FOURTH AMENDMENT AND APPROVAL: 23 NOVEMBER 2023**

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INTRODUCTION

As the official voice of DeafBlind people, DeafBlind South Africa (DBSA) has been formed to provide supportive services to DeafBlind individuals, their families, caregivers and friends as well as any other persons closely involved with their day-to-day activities. It serves DeafBlind individuals of all ages, dealing with all conditions of DeafBlindness, no matter what the degree of severity of the dual sensory impairments.

The severity of combined visual and auditory impairments means that DeafBlind people cannot automatically utilise services for people with visual impairments or with hearing impairments. Therefore, DeafBlindness causes extreme difficulties with regard to education, training, working life, social life, cultural activities, information, communication and mobility.

DeafBlindness must therefore be regarded as a separate disability which requires special methods of communication, mobility and special methods for coping with the functions of everyday life.

MISSION

To empower DeafBlind people to represent themselves at all spheres of society.

VISION

A barrier free society that allows DeafBlind people to be fully integrated and to have equal access to opportunities at all spheres of the community at large.

1. DEFINITIONS

- 1.1 The term "DeafBlind people" includes all age ranges from childhood to old age.
- 1.2 The term "DeafBlindness" includes all conditions of DeafBlindness, whether acquired, congenital or adventitious.
- 1.3 A person is DeafBlind when he/she has any degree of combined visual and auditory impairment. Some DeafBlind people are totally deaf and blind, while others have residual hearing and/or residual vision.

2. NAME AND STATUS

- 2.1 The name of the organisation shall be DEAFBLIND SOUTH AFRICA, hereinafter referred to as DBSA.
- 2.2 DBSA shall be a body corporate, having perpetual succession, whose assets shall

exist independently from those of its members.

- 2.3 Neither the surplus nor the assets of DBSA are distributable amongst its members.
- 2.4 DBSA is a Non-Profit Organisation (NPO) in terms of the Non-Profit Organisations Act, No 71 of 1997.

3. AREA OF OPERATION AND FUNDRAISING

- 3.1 The area of operation shall be the Republic of South Africa.
- 3.2 The area of fundraising shall be the Republic of South Africa and elsewhere.
- 3.3 One fundraising / NPO and PBO number shall apply to all structures of DBSA.

4. OBJECTIVES

4.1 Principal objective

The principal objective of DBSA is:

- 4.1.1 to promote the interests and rights of all South African DeafBlind residents (including foreign residents who live in South Africa; their family members, caregivers, and visitors to South Africa.

4.2 Ancillary objectives

- 4.2.1 to promote the recognition of DeafBlindness as a unique dual sensory impairment throughout the Republic of South Africa;
- 4.2.2 to promote awareness on DeafBlindness;
- 4.2.3 to guard and strengthen the civil rights of DeafBlind people and ensure equitable opportunities similar to other citizens;
- 4.2.4 to promote continuing and lifelong education, development and employment opportunities for DeafBlind people;
- 4.2.5 to confer with the SA Government regarding any legislation which may affect the interests of DeafBlind people and to promote and support any legislation, which may be to their benefit;
- 4.2.6 to assist in securing the proper administration of all Acts of Parliament and other measures affecting DeafBlind people;
- 4.2.7 to initiate, encourage, develop and maintain projects for the welfare of DeafBlind people;
- 4.2.8 to encourage the integration of DeafBlind people into society;
- 4.2.9 to promote interaction within the community of DeafBlind people;
- 4.2.10 to promote interaction between DeafBlind people, their families, caregivers, professionals and the wider community;
- 4.2.11 to collect, systematise and disseminate information on all matters relating to

DeafBlindness and DeafBlind people including regional and international DeafBlind structures;

- 4.2.12 to promote, direct or conduct relevant research into any matter relating to DeafBlindness and for the benefit of DeafBlind people;
- 4.2.13 to actively involve DBSA, interpreter's guides and DeafBlind people in the training of interpreters for DeafBlind people;
- 4.2.14 to convene conferences for people or organisations interested in the welfare of DeafBlind people or on the prevention of DeafBlindness;
- 4.2.15 to co-operate with organisations, agencies and DeafBlind structures, throughout the world, which deal with the interests of DeafBlind people, through the exchange of information, advice and assistance;
- 4.2.16 to take any steps possible to prevent DeafBlindness;
- 4.2.17 to respect, defend and uphold all values and human rights as set out in the Constitution of the Republic of South Africa in force, and all other international treaties at any given time and, in particular, to oppose discrimination on the grounds of DeafBlindness or other impairments;
- 4.2.18 to promote equal opportunities for DeafBlind people;
- 4.2.19 to actively involve the DeafBlind community in the training, education and informing the professionals who render services to them;
- 4.2.20 to actively promote participation of all DeafBlind people in South Africa in the activities of DBSA;
- 4.2.21 to identify DeafBlind people, especially in previously disadvantaged communities, but not with the exclusion of others and to record and maintain such data on a database;
- 4.2.22 to actively promote the building of strong networks and relationships with other organisations and institutions inside and outside the field of disability, who may contribute to the activities of DBSA;
- 4.2.23 to render services to people who become temporarily DeafBlind;
- 4.2.24 to recognize, develop and promote all forms of communication related to DeafBlindness;
- 4.2.25 to do any such other things, which may be necessary to achieve the purpose for which DBSA has been established.

5. MEMBERSHIP

- 5.1 Membership of DBSA is open to any legal resident in the Republic of South Africa who is 18 years old and above and is involved in any capacity with DeafBlindness or DeafBlind people.
- 5.2 Application for membership shall be made to the nearest Provincial Management Committee. The Provincial Management Committee will approve and terminate membership in accordance with approved procedures and criteria. Where there is no Provincial Management Committee in a province, application for membership shall be made to the Management Committee.
- 5.3 DBSA may grant affiliation to any organisation whose main objectives are similar to

those of its own. Affiliated members do not have voting rights.

- 5.4 Paid officials who are members of DBSA shall not have voting rights at any level of DBSA and may not serve as office bearers at any structure of DBSA.

6. ESTABLISHMENT OF REGIONS

- 6.1 A region is equal to the borders of a district municipality.
- 6.2 The Provincial Management Committee may establish Regional Committees for specific geographical areas within its province. A Regional Committee may consist of only one member. The Regional Committee shall not function independently but will represent the Provincial Management Committee in the region. A member of the Regional Committee will serve on the Provincial Management Committee with full voting rights.
- 6.3 The Regional Committee name shall incorporate the words “DeafBlind SA” and the name of the metro or municipality in the order DeafBlind SA followed by the name of the district municipality, for example DeafBlind SA Gert Sibande Region.
- 6.4 The Regional Committee shall ensure that parents, family members and caregivers of DeafBlind people are included in their structures.

7. ESTABLISHMENT OF PROVINCIAL MANAGEMENT COMMITTEES

- 7.1 A Provincial Management Committee (PMC) of DBSA is equal to the boundaries of a province of the Republic of South Africa.
- 7.2 New Provincial Management Committees may be established by the NEC. The NEC at their discretion may take a decision on the delegation of powers.
- 7.3 The NEC may establish a Provincial Management Committee in a province once the province has at least five (5) registered members who are all DeafBlind.
- 7.4 A Provincial Management Committee must have at least 3 office bearers. Preferably the Provincial Management Committee will consist of a Chairperson, Vice-chairperson, Secretary, Treasurer, Youth Representative, Women Representative and one representative of each region. The Chairperson and Vice-chairperson of the Provincial Management Committee must be DeafBlind.
- 7.5 Each Province will elect the office bearers to the Provincial Management Committee at the Provincial Quadrennial Assembly. The same time schedule will apply as that of the National Quadrennial.
- 7.6 The Provincial Management Committee Chairperson shall serve on the NEC. If the Chairperson cannot attend a meeting of the NEC, then the Vice-Chairperson shall

attend.

- 7.7 A Province with less than five (5) DeafBlind members shall be allowed to participate in all structures of DBSA, but without voting rights. A Provincial Management Committee shall only be recognised with full voting rights once this requirement is met.
- 7.8 The Provincial Management Committee name shall incorporate the words “DeafBlind SA” in the order DeafBlind SA followed by the name of the province, for example “DeafBlind South Africa Gauteng.
- 7.9 The Provincial Management Committee shall ensure that parents, family members and caregivers of DeafBlind people are included in their structures.
- 7.10 The Provincial Management Committee may co-opt skilled persons to assist the Provincial Management Committee with any relevant matter in an advisory capacity.
- 7.11 At all times the majority of office bearers of the Provincial Management Committee shall be DeafBlind people.
- 7.12 The members of the Provincial Management Committee shall be elected at the Provincial Quadrennial Assembly that must be held at the latest thirty (30) days before the National Quadrennial Assembly. The dates for the Provincial Quadrennial Assemblies will be determined by the National Office.
- 7.13 In provinces where there is a Provincial Manager, the Provincial Manager may facilitate the election of the Provincial Management Committee. In provinces where there is no Provincial Manager, the National Office shall appoint an independent person to facilitate elections to ensure that elections are conducted freely and fairly.
- 7.14 The Provincial Management Committee may appoint Special Committees, Sub-committees or Ad hoc Committees for any period or any purpose as may be required.

8. POWERS

- 8.1 DBSA shall exercise the following powers:
- 8.1.1 to receive and accept donations, subscriptions, bequests, endowments and any other gifts of money, land, property or assets;
- 8.1.2 to organise and direct the raising of funds in collaboration, where appropriate, with organisations such as the South African National Council for the Blind (SANCB) and other organisations for and of DeafBlind people, or with committees specially formed for the purpose;
- 8.1.3 to borrow or raise money;
- 8.1.4 to invest the funds of DBSA and to realise or vary such investments;

- 8.1.5 to establish such trust funds as may be required in the interest of DBSA;
- 8.1.6 to acquire by purchase, lease or any other legal means movable and immovable property and to mortgage, convey or deal with such property, including any act of registration in a Deed Registry;
- 8.1.7 to enter into any contract for the erection, remodelling, reconstruction, repair or demolition of any building belonging to DBSA;
- 8.1.8 to institute and defend actions at law in any competent court and for that purpose to sign and execute all necessary powers of attorney;
- 8.1.9 to appoint staff, create posts, determine conditions of employment and salary scales as necessary.
- 8.1.10 All actions at law against DBSA shall be directed against DBSA and all actions instituted by DBSA shall be instituted in the name of the said DBSA.
- 8.1.11 All contracts, agreements, and other documents shall be signed by two persons as appointed by the National Executive Committee. Authorisation for electronic payments must be done by two persons. A printout of transaction must be signed by the person who did the transfer.
- 8.1.12 All powers of DBSA are vested in the NEC who may delegate any power or part thereof to any structure within the organisation.

9. NATIONAL EXECUTIVE COMMITTEE (NEC)

9.1 Composition

- 9.1.1 The NEC shall consist of the Chairperson, Vice-chairperson, Treasurer, Secretary, Youth Representative, Women Representative and Chairperson of each Provincial Management Committee.
- 9.1.2 The Chairperson and Vice-chairperson of the NEC and Chairpersons of the Provincial Management Committees must be DeafBlind people.
- 9.1.3 The NEC shall appoint an independent person to facilitate elections to ensure that elections are conducted freely and fairly.
- 9.1.4 In the event of there not being a Provincial Management Committee in a particular province then the NEC shall have the right to appoint a representative from that province to serve on the NEC until such time that a Provincial Management Committee has been established in that province. These representatives will not have voting rights. If there are more than one but less than five members, the members will elect among themselves a representative to the NEC.
- 9.1.5 If an office bearer of a Provincial Management Committee is elected as NEC Chairperson, then the office bearer must vacate the provincial portfolio. The Provincial Management Committee must appoint a new office bearer.
- 9.1.6 Paid officials of DBSA may serve on the NEC in an advisory capacity, but will have no voting rights.
- 9.1.7 The NEC may co-opt skilled persons to assist the NEC with any relevant matter in an advisory capacity.

9.1.8 The NEC may fill any vacancy by appointing a member to serve the remainder of the term of office.

9.2 Co-option

9.2.1 The NEC may co-opt as many people as needed, but shall ensure a balance of representation between DeafBlind and sighted/hearing people.

9.2.2 Provincial Managers, where they exist, will be co-opted onto the NEC without voting rights.

9.2.3 The NEC may invite, from time to time, non-voting representatives of government departments and other non-government organisations to serve in an advisory capacity.

9.2.4 Membership of DBSA for people that are co-opted is not compulsory.

9.2.5 In all structures of DBSA co-opted members shall not have voting rights.

9.3 Powers

9.3.1 The NEC shall implement the policies, instructions and resolutions of the National Quadrennial Assembly and the NEC Management Committee shall oversee the day-to-day affairs of DBSA.

9.3.2 The NEC shall determine the functions and powers as well as exercise control over any Special Committees.

9.3.3 The NEC may also act in an emergency and in circumstances for which the constitution does not make provision.

9.3.4 The NEC has the power to remove a NEC member who is elected by the National Quadrennial Assembly or Provincial Quadrennial Assembly if he/she is in breach of the Code of Conduct for office bearers.

9.4 Meetings

9.4.1 The NEC shall meet at least eight times (once every semester) in a quadrennial period.

9.4.2 Notice of a meeting of the NEC shall be given by the Secretary at least sixty (60) days before the date of the meeting.

9.4.3 A quorum for a meeting of the NEC shall be one half plus one of the members with voting rights in attendance, physically and virtually.

9.4.4 Voting methods at all meetings of DBSA shall be agreed upon by the meeting with regard to the need of DeafBlind people.

9.4.5 The Secretary causes minutes of the NEC to be kept which clearly state decisions taken at meetings of the NEC.

9.4.6 The Secretary maintains a minute book in which all minutes of all meetings taken, or caused to be taken by the Secretary are kept. The minutes of each meeting will be approved by the subsequent meeting and the Chairperson and Secretary of that subsequent meeting, sign the minutes of the prior meeting after these have been approved with or without amendment. Any such minutes or/and an extract there from signed by the Chairperson and Secretary must be prima facie evidence of the

matters therein stated.

- 9.4.7 The Secretary must at all times have available, a register of all members of the NEC together with their addresses.

10. NEC WORKING COMMITTEES

- 10.1 The NEC may appoint Special Committees, Sub-committees or Ad hoc Committees for any period or any purpose as may be required.
- 10.2 The NEC shall formulate relevant terms of reference for each such committee in order to monitor and evaluate its performance.
- 10.3 The Management Committee will consist of the NEC Chairperson, the Vice-chairperson, Treasurer and the Secretary. The purpose of the Management Committee is to execute the decisions made by the NEC. The Management Committee decides when and how often to meet.
- 10.4 At all times an office bearer shall occupy only one portfolio on the NEC and Provincial Management Committees. With the exception of the National Chairperson other members of the NEC may also occupy a portfolio in the Provincial Management Committee.

11. NATIONAL QUADRENNIAL ASSEMBLY

- 11.1 The National Quadrennial Assembly shall consist of the NEC and at least three (3) representatives of each province of whom the majority must be DeafBlind. The NEC will decide on the number of representatives that each province is allowed to send above the compulsory three (3). The majority of representatives must always be DeafBlind. Each province with a Provincial Management Committee will have the same number of representatives. Each Provincial Management Committee will have the number of votes that correlate with the number of representatives as approved by the NEC.
- 11.2 Should a nominated representative not be able to attend the National Quadrennial Assembly, he/she may provide a written proxy entitling the other representatives of that province to vote on his/her behalf.
- 11.3 The National Quadrennial Assembly of DBSA shall be held within eight (8) calendar months after the end of the financial year.
- 11.4 The date of the National Quadrennial Assembly shall be determined by the NEC.
- 11.5 Notice of the Assembly shall be given at least sixty (60) days before the date of the conference.
- 11.6 A quorum for a National Quadrennial Assembly shall be fifty percent (50%) plus one

of the total number of members with voting rights present, physically or virtually. If a quorum is not present the Assembly shall adjourn and a new date for the Assembly shall be set. Members with voting rights attending this new Assembly physically or virtually shall constitute a quorum.

- 11.7 The National Quadrennial Assembly shall elect a National Chairperson, Vice-chairperson, Treasurer, Secretary, one Youth Representative and one Women Representative. The 6 (six) office bearers together with the Chairpersons of the regions shall constitute the National Executive Committee (NEC). Office bearers will be elected one at a time. A written proxy is needed from absent official representatives to the National Quadrennial Assembly that he/she is available to be elected to a position on the NEC. The position or positions must be stated clearly.
- 11.8 Nominations for the positions of office bearers must be done by the Provincial Management Committees at least 7 days before the National Quadrennial Assembly, All nominations must be done on the official nomination form provided by National Office and all nomination forms must be signed by a quorum of the members with voting rights. With the permission of the meeting, nominations on the day will also be allowed in a manner as agreed upon by the Assembly.
- 11.9 Affiliates of DBSA may attend the National Quadrennial Assembly. Affiliates attending the National Quadrennial Assembly shall be responsible to pay their own costs and do not have any voting rights.
- 11.10 Provincial Quadrennial Assembly
- 11.10.1 All newly elected provincial office bearers will assume their duties with immediate effect after being elected.
- 11.10.2 Any member present is eligible to be elected as a provincial delegate to the National Quadrennial Assembly in compliance with the provision of the Constitution in terms of representation of DeafBlind members.

12. VOTING

- 12.1 At all meetings of DBSA each member shall have one vote except in the event of an equality of votes, the Chairperson shall have a casting vote, in addition to his/her deliberative vote.
- 12.2 Any decisions taken at any meeting of DBSA shall be decided by a majority of votes except where it is otherwise specified in the Constitution.

13. FINANCE

- 13.1 The funds of DBSA must be directed towards the achievement of the objectives of DBSA.

- 13.2 All financial transactions of DBSA shall be conducted by way of a cheque account, savings account, credit card or petty cash, including electronic banking, with a financial institution duly registered in terms of the Financial Institutions Act [Investment of funds], Act 39/1984 as amended from time to time or replaced by legislation having similar objects.
- 13.3 The financial year of DBSA shall end on the 31st of March of each year.
- 13.4 The NEC shall appoint auditors, duly qualified in terms of the Public Accountants and Auditors Act 80 of 1991. The audit report together with their audited financial statements shall be submitted to the National Executive Committee for approval within eight (8) months after the financial year.
- 13.5 Any property or income of DBSA shall be utilised solely in the furtherance of its objectives mentioned in clauses 4.1 and 4.2 and no portion thereof shall be transferred directly or indirectly in any manner whatsoever for the profit of any person other than by payment in good faith of reasonable remuneration for any service rendered to DBSA.
- 13.6 Members of the NEC who may have a direct or indirect interest in or benefit from any contract, which the NEC may conclude with any service provider, must declare such interest, and the member must withdraw from the NEC decision making process.
- 13.7 Funds available for investment may be invested only with registered financial institutions as defined in Section One of the Financial Institutions Act (Investments of Funds) Act 39 of 1984, or in the acquisition of securities listed on a licensed stock exchange as defined in the Stock Exchange Control Act 1 of 1985.
- 13.8 The total expenditure on fundraising projects shall not exceed 40 percent of the total turnover of the collection.
- 13.9 No competition, contest, game, scheme, arrangement or system in connection with which any prize may be won shall be conducted or caused to be by DBSA unless an authorisation in terms of any legal act has been obtained beforehand.
- 13.10 Where applicable the Provincial Management Committees shall submit their annual financial statements within 3 months after year end to the NEC for auditing and reporting purposes.
- 13.11 The sole or principal object of the public benefit organisation is to carry on one or more public benefit activities as defined in section 30(1) of the Income Tax Act (the Act), in a non-profit manner and with an altruistic or philanthropic intent.
- 13.12 The funds of the public benefit organisation will be used solely for the objects for which it was established.

13.13 At least three persons who accept fiduciary responsibility for the public benefit organisation, will not be connected persons in relation to each other, and no single person directly or indirectly controls the decision making powers relating to such organisation.

13.14 No donation will be accepted which is revocable at the instance of the donor for reasons other than a material failure to conform to the designated purposes and conditions of such donation, including any misrepresentation with regard to the tax deductibility thereof in terms of section 18A:

Provided that a donor (other than a donor which is an approved public benefit organisation or an institution, board or body which is exempt from tax in terms of section 10(1)(cA)(i), which has as its sole or principal object the carrying on of any public benefit activity may not impose any conditions which could enable such donor or any connected person in relation to such donor to derive some direct or indirect benefit from the application of such donation.

13.15 A copy of all amendments to the constitution, under which the public benefit organisation was established, will be submitted to the Commissioner for the South African Revenue Service.

13.16 The public benefit organisation will not be a party to, or does not knowingly permit, or has not knowingly permitted, itself to be used as part of any transaction, operation or scheme of which the sole or main purpose is the reduction, postponement or avoidance of liability for any tax, duty or levy which, but for such transaction, operation, or scheme, would have been or would have become payable by any person under this Act or any other administered by the Commissioner.

13.17 No remuneration will be paid to any employee, office bearer, member or other person which is excessive, having regard to what is generally considered reasonable in the sector and in relation to the service rendered and has not and will not economically benefit any person in a manner which is not consistent with its objects.

13.18 No resources will be used, directly or indirectly, to support advance or oppose any political party.

13.19 Salary increases and bonuses of National Office staff are determined by the NEC based on the availability of funds. Staff members will be informed in writing of any salary increases or none by the National Chairperson.

13.20 Management of funds at provincial level:

13.20.1 Provinces can open and manage provincial bank accounts after obtaining approval in writing from the NEC to do so.

13.20.2 Financial administration at provincial level must comply with the Financial

Policy and the Financial Procedures Manual of DBSA.

Provinces with own bank accounts must submit monthly financial reports to the National Office by the date as determined by the NEC.

13.20.3 All provincial financial management will form part of the auditing process of the National Office.

13.20.4 When National Office assists in the administration of provinces, an administrative levy will be charged by National Office to the province. The province will reimburse National Office for any expenditure that National Office incurs on behalf of the province as well. A memorandum of understanding will be drawn up between National Office and the Provincial Management Committee of a province.

14. LANGUAGE

14.1 The official documents of DBSA shall be in English.

14.2 Provincial Management Committee shall have the right to hold meetings in the preferred language, including South African Sign Language. Minutes and related documents must be done in English.

15. NATIONAL OFFICE

15.1 The National Office shall be situated as determined by the NEC.

15.2 The National Director shall be the head of the National Office. In the absence of a National Director, the National Chairperson shall take responsibility as head of the National Office.

15.3 The NEC will appoint the National Director and will create posts for the National Office.

15.4 The National Director appoints staff for the National Office as approved by the NEC.

15.5 The administration of DBSA shall be conducted by the National Office unless differently decided by NEC.

16. PROVINCIAL OFFICE

16.1 The Provincial Office shall be situated as determined by the Provincial Management Committee.

16.2 The Provincial Management Committee will appoint the Provincial Manager and will create posts for the Provincial Office.

16.3 The Provincial Manager shall be the head of the Provincial Office. In the absence of the Provincial Manager the Chairperson of the Provincial Management Committee

shall take responsibility as head of the Provincial Office or the Chairperson of the Provincial Management Committee may nominate a suitable qualified person from DBSA provincial staff.

- 16.4 The Provincial Manager appoints staff for the Provincial Office as approved by the Provincial Management Committee.
- 16.5 All administration of DBSA Provincial Office shall be conducted by the Provincial Office and shall liaise with and may request administrative assistance from National Office when necessary.
- 16.6 The Provincial Manager shall manage all provincial affairs and provide all necessary support to the Provincial Management Committee on a day-to-day basis.
- 16.7 Provincial Management Committees and not the National Office or the NEC are fully responsible for remuneration and conditions of service of such appointments in line with the Human Resources Policies of DeafBlind South Africa. Staff members will be informed in writing of any salary increases or none by the Provincial Chairperson.

17. INDEMNITY

The members of DBSA as well as its staff shall not be liable for any debts, losses or damage incurred by DBSA provided such debts, losses or damage have been incurred or caused in good faith.

18. AMENDMENTS TO THE CONSTITUTION

The Constitution may only be amended by a two-thirds majority of members of the National Quadrennial Assembly who are present, physically and virtually, and with voting rights.

19. DISSOLUTION

19.1 On dissolution of the public benefit organisation, the remaining assets must be transferred to:

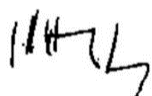
- Any public benefit organisation, which has been approved in terms of section 30 of the Act.
- Any institution, board or body which is exempt from the payment of income tax in terms of section 10(1)(cA)(i) of the Act, which has as its sole or principal object the carrying on of any public benefit activity;
or
- Any department of state or administration in the national or provincial or local sphere of government of the Republic, contemplated in section 10(1)(a) or (b) of the Act.

19.2 In the event of a dispute arising, the matter shall be submitted by the NEC for

arbitration in terms of a minuted resolution. In the event of a suitable Arbitrator not being available such dispute shall be submitted to the Law Society of the Cape of Good Hope, who shall appoint an Arbitrator.

- 19.3 The NEC will constitute a Special General NEC meeting to discuss the dissolution of the organisation or not.
- 19.4 If the NEC decides to dissolve the organisation the NEC shall hold a Special National General Assembly constituted similar to the National Quadrennial Assembly for the sole purpose to dissolve the organisation.
- 19.6 A quorum for this Special National General Assembly is two-thirds (2/3) of the voting members present, physically and virtually.
- 19.7 If no quorum is present the Special National General Assembly will be adjourned, and a new date will be set by the NEC for the Special National General Assembly. Members who attend the second Special National General Assembly will constitute a quorum regardless of the number of members present physically or virtually. Two-thirds (2/3) of the members of this second Special National General Assembly must vote in favour of dissolving the organisation.
- 19.8 Upon dissolution the NEC must ensure that all outstanding reports, financial and narrative, and other applicable legal requirements are met.

Duly proposed, seconded and adopted at Worcester on the 23rd day of November 2023. This amended Constitution takes immediate effect and replaces the amended Constitution of 5 March 2020.



.....
CHAIRPERSON



.....
SECRETARY