

SOUTH AFRICAN DEMOCRATIC STUDENTS' MOVEMENT

S A D E S M O



CONSTITUTION

“.....Driven To Empower Students”

Constitution

SOUTH AFRICAN DEMOCRATIC STUDENTS' MOVEMENT. SADESMO (Constitution).

PREAMBLE.

We, the members of the South African Democratic Students' Movement:-

ACCEPT: The basic Principles of African Humanism(uBuntu/Botho);

INSPIRED by the IFP's Political and Constitutional vision of promoting and protecting Educational, Economical, Political, Social and Cultural rights;

AND INSPIRED by the desire to ensure and promote harmonious and cooperative relations between students at different educational levels, parents, teachers and respective educational authorities;

DEEPLY CONVINCED of the need to exert influence on the development of Educational policies;

AND DEEPLY CONVINCED that Education should be treated at all times as the South African National Priority for all Youth;

MINDFUL of the Government's responsibility to ensure equal access to Educational opportunities by establishing an enabling environment in terms of skills and resources;

DO NOW ordain and establish this Constitution of the South African Democratic Students' Movement to promote awareness and a desirable recognition of the value of effective learning among students and the youth in general.

CHAPTER ONE.

1. Definitions.

In this Constitution, unless otherwise indicated:-

Academic year: The period during a year commencing from the official national day on which registration at the national and private educational institutions commence until the day on which such institutions officially close.

BEC: when used in this Constitution, means the Branch Executive Committee elected in terms of this Constitution.

IFP: INkatha Freedom Party.

IFPYB: INkatha Freedom Party Youth Brigade.

Student: when used in this Constitution, shall be deemed to include any registered student at a tertiary Institution or any high/secondary school.

First Semester: means the period of the academic year from the first day of the academic year to the last day of the mid-year vacation.

Second Semester: means the period of the academic year from the first day after the mid-year vacation to the last day of the academic year.

Member: means any student who has applied for SADESMO Membership and has his membership accepted by the movement.

Membership number: when used in this Constitution, refers to any number given to any member after the acceptance of his/her application for membership, and the number shall be specified on the membership card.

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Youth: when used in this Constitution, refers to any person between ages 14 and 35 year.

NACOSA: when used in this Constitution, refers to the National Council of SADESMO.

2. Name.

The name of the body herein referred to as the “Movement” shall be the South African Democratic Students’ Movement, acronym SADESMO.

3. Aims and Objectives.

The aims and objectives of the Movement shall be:

- 3.1. To promote interests in education and effective learning amongst students and Youth in general;
- 3.2. To protect and advance the educational interests of all students in all matters affecting them;
- 3.3. To strive for better Educational opportunities for all students and assist in overcoming obstacles to the furtherance of education in general;
- 3.4. To encourage the spirit of co-operation and mutual respect between students, parents, teachers and educational authorities;
- 3.5. To foster brotherhood amongst students irrespective of race, gender, creed or religion.
- 3.6. To encourage participation by students in all Educational and cultural activities;
- 3.7. To provide a negotiating forum between Educational authorities and the students;
- 3.8. To assist students who are struggling with academic problems;
- 3.9. To co-ordinate student-driven programs including environmental awareness, AIDS awareness, overpopulation awareness, anti-drug awareness campaigns as well as social and cultural interlinks;
- 3.10. To promote interaction between students locally and their counterparts overseas;
- 3.11. To engage in activities which are conducive to the attainment of the aims and objectives.

CHAPTER TWO.

4. Membership.

- 4.1. Membership shall be voluntary and open to all bona fide registered full-time or Part-time students who accept the aims and objectives of the Movement and who promise to abide by the rules of the Movement.
- 4.2. All aspiring members are required to complete the Movement’s membership application form.
- 4.3. The decision of the NEC shall be final and no correspondence shall be entertained, except on appeal.
- 4.4. Membership fee shall be determined from time to time by the National Conference based on proposals submitted by the NACOSA.
- 4.5. A membership card issued shall be prima facie proof of membership to the Movement.
- 4.6. Processing of all membership applications shall be held at the National Head Office of the Movement.
- 4.7. There shall be three classes of membership:
 - (a) *Junior Members*; who shall be students at high/secondary Educational levels;
 - (b) *Senior Members*; who shall be students at tertiary Educational institutions; and
 - (c) *Master Members*; who shall be students registered for any post-graduate studies;
- 4.8. The NEC may formulate rules relating to membership.

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5. Duties, Obligations and Rights

5.1. A member shall be expected to:-

- (a) Comply with, implement, promote and maintain the provisions of this Constitution including the policies of the Movement;
- (b) Promote the aims and objectives of the Movement;
- (c) Participate in the activities, projects and programs of the Movement;
- (d) Actively recruit new members;

5.2. A member shall enjoy the following rights:-

- (a) to attend meetings of the movement and to participate in its activities;
- (b) to elect or to be elected to any committee of the Movement at all levels;
- (c) freedom of expression his/her opinion in respect of the operation or business of the Movement;
- (d) to participate in discussion on work and policies of the Movement;
- (e) to enjoy all the rights and privileges afforded all members of the Movement;
- (f) to request the committee of the Movement at all levels consider any questions or petitions;
- (g) to freely take part in all activities, projects and programs of the IFP, unless otherwise provided.

CHAPTER THREE.

ORGANIZATIONAL STRUCTURE AND MANAGEMENT.

6. *Organization of the Movement.*

- 6.1. The Movement shall be organized at National, Provincial and Branch Structures, each of which shall be primarily responsible for its own organization and administration.
- 6.2. The Movement's organization shall be based on the differentiation between role, offices and functions which are political and those which are administrative, unless provided otherwise.
- 6.3. Branch organization and administration shall be primarily accountable and report to each Province concerned, on a regular basis, each PEC shall send a report to the President and National Administration and organization which shall also include information collected from branches, provided that the report to the National Administration should be limited to relevant administrative and organizational matters and not include policy issues.
- 6.4. The National Council of SADESMO (NACOSA), may develop policies of the Movement related to the organizational structure of the Movement.

7. *Policy Formulation and Portfolios.*

- 7.1. Policy Formulation shall be the result of a co-operative effort between the National, Provincial and Branch levels.
- 7.2. National policy shall bind each Province, and any doubt in policy matters should be resolved in favor of the National Policy, taking into account the interest of the Movement.
- 7.3. The NACOSA shall establish standing committees divided on the basis of portfolios which *inter, alia* shall report to the NACOSA Chairperson, who shall report to the President.
- 7.4. The Portfolios shall have:-
 - (a) the primary responsibility of formulating policy recommendations on topics of their competence; and
 - (b) the responsibility of directing, conducting and monitoring the Movements' activities related to the implementation of the Movement's policies connected with their competencies.
- 7.5. The portfolios shall include, but not limited to the following subject matters:-

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- (a) Constitutional and Organizational development;
- (b) Publicity and Information desk;
- (c) Curriculum development and Academic Transformation;
- (d) Sports, Entertainment and Recreation;
- (e) Research and Policy Development;
- (f) Environmental and Cultural Affairs;
- (g) Political Education and Capacity Building;
- (h) Gender and Racial Relations;
- (i) Ethnic and Discipline;
- (j) Fundraising;
- (k) Propaganda.

CHAPTER FOUR.

8. The National Council of SADESMO and its Functions.

8.1. There shall be the National Council of SADESMO which shall consist the following members:-

- (a) President of the Movement;
- (b) National Administrator;
- (c) All Members of the National Executive Committee;
- (d) All Members of the Provincial Executive Committee from each of the nine Provinces;
- (e) Branch Chairpersons and Secretary General from each Branch; and
- (f) One person appointed by the President in consultation with the Executive.

8.2. At its first meeting, the NACOSA shall elect, from amongst its members, its National Chairperson, Deputy Chairperson and its Recording Secretary.

9. Functions of the National Council of SADESMO.

9.1. The NACOSA shall implement and develop policies of the Movement at all levels.

9.2. Members of the NACOSA shall meet at least once per semester at such time and place as the President shall determine or at the request of not less than seven members.

9.3. The NACOSA shall control or regulate the activities of ethnical discipline amongst its members and all SADESMO members.

9.4. The National Chairperson shall have the power and chair all meetings of the NACOSA, and shall have such powers as NACOSA may determine.

10. The National Executive Committee.

10.1. There shall be a National Executive Committee of the Movement which shall consist of the following:

- (a) the President;
- (b) the Deputy President;
- (c) the National Secretary General;
- (d) the Recording Secretary;
- (e) the National Treasurer;
- (f) the Media and Publicity Officer;
- (g) the Political Education Officer;
- (h) the Projects and Activities Coordinator;
- (i) the Academic Development Officer;
- (j) the National Junior Member Representative;
- (k) the National Organizer.

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The National Executive Committee shall have the duty to assist the President in the exercise of their respective powers and functions.

11. Election of the President.

11.1 The term of office of the President and all other NEC members shall be one year.

12. Election of Members of the NEC.

- 12.1. The elections of members of the NEC shall take place on the first week of October of each academic year, provided that where such elections cannot be held on the above date due to unforeseen circumstances, an election shall be held on the date to be fixed by the NEC.
- 12.2. All members who wish to nominate persons for elections to the NEC shall do so in writing at least fourteen (14) days before the date set out for the elections to the National Administrator, and shall include *inter alia* the name, branch and membership number(or student number) of the nominator, seconders and the nominee, include a brief profile of the nominee.
- 12.3. The National Administrator shall, upon due request, deliver or cause to be delivered nomination forms to each branch or member'(s), as the case may be, within thirty days before the date set out for elections. Objections to nominations shall be lodged in writing with National Administrator not lesser than two (2) days before the date set out for elections.
- 12.4. The NACOSA may formulate rules of procedure in connection with the elections.
- 12.5. Voting shall be in person, and there shall be no voting by proxy or post. A valid SADESMO Membership shall qualify a voter for voting and the person nominated to preside over the election process may require any intending voter to produce his/her current membership card.

13. Resignation of a NACOSA Member.

- 13.1. The President of the Movement may, in writing under his signature within 14 days from the date set out for the hearing of the matter, lodge with the National Administrator a notice of his/her intention to resign from office, giving *inter alia* valid reasons for his resignation which shall be submitted to the NACOSA.
- 13.2. A member of NACOSA may, other than the President, in writing under his/her authorized signature lodge a notice of his/her intention to resign from office to the NEC(President) giving reasons therefore, which shall be put on the agenda of the next meeting of the NEC.
- 13.3. In the event of a member of the NACOSA, other than the President ceasing to hold office by reasons of his/her resignation, incapacity, death or any other cause, the NACOSA shall cause the vacancy to be filled.
- 13.4. In the event of the President ceasing to hold office by any reasons, an Acting President may be nominated from members of the NEC or alternatively from the members of the NACOSA.

14. Duties and Powers of the NEC.

- 14.1. The Duties of the NEC shall be:-
- (a) to define the Movement's strategies, business plans and its program of action, taking into account the interest of its members;

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- (b) approve, on the basis of proposals submitted by any of its members, the first line of the operation and the management of the Movement;
- (c) sit in all meetings of the IFPYB National Council; and
- (d) perform any such functions as the Movement may define from time to time.

14.2. The Duties of the President shall be:-

- (a) to chair all meetings of the Movement, except the NACOSA meetings which shall be chaired by its Chairperson, or to delegate any such powers to any other NEC member;
- (b) to conclude any transactions on behalf of the Movement, and shall be signatory of the Movement in terms of this Constitution;
- (c) the principal spokesperson of the Movement;
- (d) to convene all meetings in terms of this Constitution;
- (e) to sit in the Interpretation Committee of the Movement created under this Constitution; and
- (f) sit in all meetings of the IFPYB National Executive.

14.3. The Deputy President:-

- (a) preside over the meetings of the Movement at the request or in the absence of the President;
- (b) represent and carry out the duties of the President in his absence;
- (c) perform any such functions as may be delegated to him by the President.

14.4. The Secretary General shall:-

- (a) be the Chief Administrative Officer of the Movement and shall keep all records and other documents of the Movement, as the case may be;
- (b) see to the implementation of all the resolutions and instructions to various offices of the Movement;
- (c) be to conduct NEC correspondence and keep copies thereof in his official capacity;
- (d) oversee and promote the implementation of the policies of the Movement;
- (e) may convene any meeting of the NEC at the direction of any NEC member upon due notice given in terms of this Constitution;
- (f) may perform any such function as the Movement may direct from time to time.

14.5. The Recording Secretary:-

- (a) take minutes of all NEC, NACOSA and other meetings of the Movement in accordance with this Constitution and to keep the records thereof;
- (b) record and keep records of all resolutions of the Movement;
- (c) be give notices of all NEC, NACOSA, and any other meeting of the Movement in accordance with this Constitution; and
- (d) to work in conjunction with the Secretary General of the Movement.

14.6. The Treasurer shall:-

- (a) administer, supervise the finances and disburse all monies as authorized by the NEC;
- (b) keep records of all monies of the Movement, include savings, transmissions, investment accounts in proper books of account and shall submit these for auditing in terms of this Constitution;
- (c) coordinate and oversee the administration of treasury functions of all structures of the Movement at all levels; and
- (d) be an ex-officio member of any finance committee of the Movement and shall be responsible for fundraising.

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- 14.7.** The Political Education Officer shall:-
- (a) serve as a link between all branches, provinces and the NEC of policy, Constitutional and Political affairs of the Movement;
 - (b) oversee, arrange and coordinate training and capacity building projects of the Movement, including workshops, internships or any other projects as may be deemed fit;
 - (c) coordinate research projects of the Movement, including Educational, Political, Economical or environmental affairs; and
 - (d) may perform any such function as the Movement may direct from time to time.
- 14.8.** The Activities and Projects Coordinator shall:-
- (a) oversee and coordinate all activities and projects of the Movement at all levels;
 - (b) direct the appointment of and coordinate all standing committees of the Movement at all levels;
 - (c) coordinate and arrange all outreach projects of the Movement, in partnership with respective portfolios of the Movement at all levels; and
 - (d) may perform any such function as the Movement may direct from time to time.
- 14.9.** The Academic Development Officer shall:-
- (a) arrange and coordinate all academic development projects of the Movement;
 - (b) be a member of a Curriculum Development and Academic Transformation Portfolio Committee of the Movement;
 - (c) monitor and arrange all career guidance and recruitment projects, and job search for graduates of the Movement at all levels; and
 - (d) may perform any such function as the Movement may direct from time to time; and
 - (e) serve as a link between all branches, provinces and the NEC on Academic Affairs.
- 14.10.** The National Media and Publicity Officer shall be:-
- (a) the spokesperson of the Movement;
 - (b) responsible for the propaganda and publicity of the Movement;
 - (c) responsible for the preparation and publication of media and press statements of the Movement, including the arrangements of the press/media conferences;
 - (d) the member of the Publicity and Information Desk Portfolio of the Movement; and
 - (e) responsible for all publications of the Movement intended for public use, including the information brochures, newsletters and policy documents.
- 14.11.** Every National Member Representative shall oversee the promotion and protection of the interests of various classes of membership, being the Master Member, the Senior Member and the Junior Member.
- 14.12.** The National Organizer shall be an employee of the Movement appointed in terms of the applicable rule, shall perform any such functions as his/her contract of employment may stipulate.

CHAPTER FIVE.

The Provincial Executive Committee.

15.1. There shall be established by the NEC nine Provincial Executive Committees of the Movement which shall operate and hold office within such respective provinces, and which shall consist of the following members:-

- (a) the Provincial Chairperson,
- (b) the Provincial Deputy Chairperson,
- (c) the Provincial Secretary General,
- (d) the Provincial Treasurer,
- (e) the Provincial Recording Secretary,
- (f) the Provincial Media and Publicity Officer,
- (g) the Provincial Activities and Projects Coordinator;
- (h) the Provincial Political Education Officer; and
- (i) the Provincial Academic Development Officer.

Powers and Duties of the PEC.

15.2. Members of each PEC shall be the principal official of the Movement of respective provinces.

15.3. The Provincial activities and Provincial organization shall be controlled from respective provincial headquarters of the Movement.

15.4. The term of office of the PEC shall be one academic year.

15.5. The PEC shall:-

- (a) implement the entire policy of the Movement in the province concerned and shall develop policies to meet the specific needs of the province, within the framework of the Movement's National policies;
- (b) exercise complete control over all provincial affairs;
- (c) program the policy of the Movement as formulated by the NACOSA and the Annual General Conference, and shall implement provincial policies as formulated by the Provincial Conference;
- (d) supervise and control the proper maintenance of books of account at the Provincial Headquarters and branch levels of the Movement; and
- (e) report the progress at every meeting of the NACOSA, or once a month, as may be directed from time to time;
- (f) All members of the PEC shall be members of the IFPYB Provincial Council.

15.6. The Provincial Chairperson shall;

- (a) be the principal officer of the Movement in the Province and shall, when present, preside over all provincial meetings;
- (b) have the power to convene all provincial meetings;
- (c) be the principal spokesperson of the Movement on Provincial policies and affairs, and shall oversee the implementation of the national and provincial policy of the Movement in the Province;
- (d) exercise discretion in regard to items for discussion by the PEC;
- (e) have the power to appoint ad hoc standing committees of the province, in consultation with the PEC;
- (f) have the power to delegate any of his/her duties to any PEC member;
- (g) the power to communicate *inter alia* with respective branches within his/her provincial area of jurisdiction; and
- (h) be the member of the IFPYB Provincial Executive Committee.

15.7. The Deputy Provincial Chairperson shall have the power to perform all the duties of the Principal Chairperson in his/her absence, or by delegation.

15.8. The Provincial Secretary General shall:-

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- (a) be the Chief Administrative Officer of the Province, and shall keep all administrative and secretarial records or documents;
- (b) oversee and promote the implementation of the national as well as the provincial policies of the Movement at respective provincial levels;
- (c) may convene any provincial meeting at the direction of any PEC members upon due notice thereto given in accordance with this constitution;
- (d) be to conduct the PEC correspondence and keep copies thereof in his official capacity; and
- (e) have the authority to instruct on any matter affecting the Movement any PEC member, except the Chairperson and the Deputy Chairperson.

15.9. The Provincial Treasurer shall:-

- (a) administer and supervise the finances of the Provincial structure;
- (b) keep a record of all monies of the provincial structure in proper books of account and shall submit these for auditing in terms of this Constitution; and
- (c) coordinate and oversee the treasury of all branches within his/her province.

15.10. The Provincial Recording Secretary shall:-

- (a) take and keep records of all minutes of the meeting of the PEC;
- (b) record all resolutions of the Provincial structure;
- (c) circulate and publish notices of the PEC meetings or any other meetings of the Provincial Structure;
- (d) work in conjunction with the Provincial Secretary General.

15.11. The Provincial Media and Publicity Officer shall:-

- (a) be the spokesperson of the Movement at a particular provincial level;
- (b) be responsible for the publicity of the provincial activities;
- (c) be responsible for the preparation and publication of media and press statement of the provincial structure;
- (d) may perform any such function as the PEC may direct from time to time.

15.12. The Provincial Activities and Projects Coordinator shall:-

- (a) oversee and coordinate the activities and projects of all Branches of the Movement at respective provincial levels;
- (b) coordinate the appointment and monitor the functioning of all standing and ad hoc committees of the Province concerned; and
- (c) coordinate and arrange, outreach projects of the Province;
- (d) perform any such function as may be directed from time to time.

15.13. The Provincial Education Officer shall:-

- (a) serve as a link respective branches and the PEC on policy, constitutional and political affairs of the Movement at Provincial level;
- (b) coordinate training and capacity building projects of the Movement, including workshops, internship, at provincial level;
- (c) coordinate research projects of the Movement at the Provincial level, including educational, political, economic and environmental affairs;
- (d) may perform any such function as the PEC may direct from time to time.

15.14. The Provincial Academic Development Officer shall:-

- (a) oversee and arrange all academic development projects of the Movement at the Provincial level, including academic research projects;
- (b) monitor and arrange all career guidance, job research projects for graduates and academic recruitment project of the Movement at provincial level;
- (c) be a member of a curriculum development and academic transformation portfolio of the Movement; and
- (d) may perform any such function as the PEC may direct from time to time.

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CHAPTER SIX.

16. The Branch Executive Committee.

There shall be established, at the direction of the PEC concerned, branches of the Movement at respective educational institutions which shall operate and hold such offices within respective institutions, and which shall consist of the following members:-

- (a) the Branch Chairperson;
- (b) the Branch Deputy Chairperson;
- (c) the Branch Secretary General;
- (d) the Branch Treasurer;
- (e) the Branch Recording Secretary;
- (f) the Branch Media and Publicity Officer;
- (g) the Branch Activities and Project Coordinator;
- (h) the Branch Political Education Officer; and
- (i) the Branch Academic Development Officer.

Powers and Duties of the BEC.

16.1. All members of the BEC shall be the principal official of the Movement at the respective branches;

16.2. All branch activities and organization shall be controlled from respective branch Headquarters of the Movement;

16.3. The term of office of the BEC shall be one academic year.

16.4. The BEC shall:-

- (a) Implement the entire policy of the Movement at branch level, and shall be responsible for the development of the policies of the Movement to meet the responsible expectations of the Movement at branch level within the framework of the Movement's national policy;
- (b) Exercise complete control over all branch affairs;
- (c) Supervise and control proper maintenance of books account at the branch headquarters of the Movement;
- (d) Report the progress at least once a month to the PEC concerned. As the case may be.

16.5. The Branch Chairperson shall:-

- (a) the principal officer of the Movement at the Branch concerned and shall, when present, preside over or chair all Branch meetings;
- (b) have the power to convene all Branch meetings;
- (c) the principal spokesperson of the Movement on Branch affairs, and shall oversee the implementation of the national policy of the Movement at branch level;
- (d) exercise discretion in regard to items for discussion by the BEC, ad hoc committee of the Branch;
- (e) may delegate any of his/her power to any PEC member in terms of this Constitution.

16.6. The Branch Deputy Chairperson shall have the power to perform all the duties of the Branch Chairperson in his/her absence, or by a delegation thereby.

16.7. The Branch Secretary General shall:-

- (a) be the Chief Administrative Officer of the Branch and shall keep all administrative and secretarial records and documents;
- (b) oversee, promote the implementation of the policies of the Movement at Branch level;

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- (c) may convene any branch meeting at the direction of any BEC member upon due notice thereto given in accordance with this Constitution; and
- (d) to conduct BEC correspondence and keep copies thereof, in his official capacity; and
- (e) instruct on any matter affecting the Movement, any BEC member, except the Chairperson and the Deputy Chairperson.

16.8. The Branch Treasurer shall:-

- (a) administer and supervise the finances of the branch structure;
- (b) keep record of all monies of the Branch in proper books of account and shall submit these for auditing in terms of this Constitution; and
- (c) Coordinate and oversee the treasury of the branch.

16.9. The Branch Recording Secretary shall:-

- (a) take and record all minutes of meetings of the branch;
- (b) record all resolutions of the branch;
- (c) circulate and publish notices of the BEC meetings; and
- (d) work in conjunction with the Branch Secretary General.

16.10. The Branch Media and Publicity Officer shall:-

- (a) be the spokesperson of the Movement at branch level;
- (b) be responsible for the publicity of the activities;
- (c) be responsible for the preparation and publication of media and press statements of the branch;
- (d) may perform any such function as the BEC may direct from time to time.

16.11. The Branch Activities and Projects Coordinator shall:-

- (a) oversee and coordinate the activities and projects of the branch;
- (b) coordinate the appointment and monitor the organization of all standing ad hoc committees of the branch;
- (c) coordinate and arrange outreach projects of the branch; and
- (d) may perform any such functions as the BEC may direct from time to time.

16.12. The Branch Political Education Officer shall:-

- (a) coordinate all training and capacity building projects and programs of the branch, including workshops;
- (b) coordinate research projects of the branch, including educational, political, economical and environmental programs; and
- (c) may perform any such functions as the BEC may direct from time to time.

16.13. The Branch Academic and Development Officer shall:-

- (a) oversee and arrange all academic programs and projects of the branch, including academic research and curriculum development projects;
- (b) monitor and arrange academic recruitment projects of the branch in conjunction with the PEC; and
- (c) be responsible for academic and curriculum transformation.

CHAPTER SEVEN.

Meetings of the Movement.

17. The Annual General Conference (AGC).

- 17.1.** The Annual General Conference of the Movement shall be held once a year, and shall be the supreme Policy Making Body of the Movement;

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- 17.2. Delegates to the Annual General Conference shall be all NACOSA members, all members of the Movement as determined from time to time and IFPYB representatives.
- 17.3. There shall be delivered at the Annual General Conference, annual reports from the President, Secretary General, the Treasurer and the National Chairperson of the NACOSA, who must include in his/her report from various portfolios of the NACOSA.
- 17.4. The Secretary General, assisted by the Recording Secretary, must deliver or cause to be delivered, a notice of the Annual General Conference, thirty (30) days before the date of the Conference to each PEC, Branch, IFPYB Chairperson and prospective guests which must include the proposed topics for discussions, the guidelines for commissions and the programme of the AGC.
- 17.5. The President, in consultation with the NEC, may summon as Extra-Ordinary General Conference which shall be afforded the same status as the Annual General Conference;
- 17.6. The programme of the Annual General Conference shall be prepared by the NEC;
- 17.7. The voting at the AGC shall be by secret ballot or by any such other method as may be recommended to the Conference.

18. The Annual Provincial Conference (APC).

- 18.1. The Annual Provincial Conference shall be held once a year, and shall be the supreme policy making body of the Province concerned;
- 18.2. Delegates to the APC shall be all PEC members, all members of the Movement at such provincial level, members of the NEC and the IFPYB Provincial Representatives, as the case may be;
- 18.3. There shall be delivered at the APC, annual reports from the Provincial Chairperson, the Provincial Secretary General and the Provincial Treasurer;
- 18.4. The Provincial Secretary General, assisted by the Provincial Recording Secretary, must deliver or cause to be delivered, a notice of the APC within thirty (30) days before the date of the Conference to each Branch, IFPYB Provincial Chairperson concerned and all prospective guest(s), which must include the proposed topics for discussion, guidelines for commissions and the programme of the Conference.
- 18.5. The programme for the APC shall be prepared by the PEC;
- 18.6. The voting at the APC shall be by secret ballot, or by any such other method as may be recommended to the Conference.

19. The Annual General Meeting (AGM).

- 19.1. The AGM of each Branch shall be held once a year and shall be the supreme policy making body of the Branch;
- 19.2. Delegates to the AGM shall be all members of the BEC, all members of the Movement at a branch level, members of the PEC and/or members of the NEC, as may be determined from time to time;
- 19.3. There shall be delivered at the AGM annual reports from the Branch Chairperson, the Branch Secretary General and the Branch Treasurer;
- 19.4. The Branch Secretary General, assisted by the Branch Recording Secretary, must deliver or cause to be delivered, a notice of the AGM within fourteen (14) days before the date of the AGM to the PEC concerned, the NEC and all prospective guest(s), which include the mission of the AGM, and any such information as may be deemed fit;
- 19.5. The programme of the AGM shall be prepared by the BEC and must be delivered together with invitation letters to each prospective guest within fourteen (14) days before the date of the AGM.
- 19.6. The voting at the AGM shall be by secret ballot or any such methods as may be recommended to the AGM.

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20. Meeting of the NEC.

- 20.1. The NEC shall meet at least twice per month, taking into account the interests of the Movement and its members;
- 20.2. The first meeting of the newly-elected NEC shall be called by the President of the outgoing NEC within fourteen (14) days of the final determination of the results of the election and he/she shall preside at the meeting;
- 20.3. The Recording Secretary shall deliver or cause to be delivered within seven (7) days of the date of the meeting, a notice of the meeting to each NEC member, together with the Agenda thereof and the minutes of the previous meetings;
- 20.4. The quorum of the meetings of the NEC shall be two-thirds majority members of the NEC;
- 20.5. The proceedings at the meeting of the NEC and minutes thereof shall be private and confidential. A record of the resolutions passed at each meeting shall be delivered to the NACOSA, unless otherwise provided.
- 20.6. In the absence of the President, his powers and duties shall devolve on the Deputy President, or any member of the NEC nominated by the NEC or by delegation from the President.
- 20.7. At the meeting of each newly-elected NEC, each member shall receive a copy of the Constitution free of charge from the Secretary General.
- 20.8. The President shall have the power to adjourn a meeting if he/she considers necessary and reasonable to do such;
- 20.9. After the business of each meeting, the President shall call upon the Secretary General to give a summary of resolutions and other items discussed in that meeting for adoption of the minutes. The President, the Secretary General and the Recording Secretary shall endorse the minutes immediately after its adoption.

21. Meeting of the PEC.

- 21.1. The PEC shall meet at least once per month;
- 21.2. The first meeting of the newly-elected PEC shall be called by the Chairperson of the outgoing PEC within fourteen (14) days of the final determination of the results of the election, and he/she shall preside at the meeting;
- 21.3. The Provincial Recording Secretary shall deliver or cause to be delivered within seven (7) days of the date of the meeting a notice of the meeting to each PEC member, which must include the Agenda thereof and the minutes of the previous meetings;
- 21.4. The quorum at the meeting of the PEC shall be two-third majority members of the PEC;
- 21.5. The proceedings at the meeting of the PEC, and the minutes thereof shall be private and confidential;
- 21.6. In the absence of the Provincial Chairperson, his powers and duties shall devolve on the Deputy Chairperson, or any member of the PEC nominated by the PEC, or by delegation from the Chairperson;
- 21.7. The Provincial Chairperson shall have the power to adjourn the meeting if he considers necessary and reasonable to do such;
- 21.8. After the business of each meeting, the Provincial Chairperson shall call upon the Secretary General to give summary of resolutions and other items discussed in that meeting for adoption of the minutes. The Chairperson, the Provincial Secretary General and the Provincial Recording Secretary, shall endorse the minutes immediately after its adoption.

22. Meeting of the Branch.

- 22.1. Each Branch shall hold its General Membership Meetings at least twice per semester, a notice of which shall be given at least seven days before the date of the said meeting;

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- 22.2.** The BEC shall at least meet at least once every two weeks per semester;
- 22.3.** The Branch Recording Secretary shall deliver or cause to be delivered within five (5) days of the date of the meeting a notice of such meeting to each BEC member or as may be determined, which shall include the Agenda thereof and a copy of minutes of the previous meeting;
- 22.4.** The quorum at the meeting of the BEC shall be two-third majority members of the BEC;
- 22.5.** The proceedings at meetings of the BEC and the minutes thereof shall be private and confidential, unless or otherwise indicated;
- 22.6.** In the absence of the Branch Chairperson, his powers and duties shall devolve on the Deputy Chairperson, or any member of the BEC nominated, or by delegation from the Branch Chairperson;
- 22.7.** The Branch Chairperson shall have the power to adjourn the meeting if he considers desirable or reasonable to do such;
- 22.8.** After the business of each meeting, the Branch Chairperson shall call upon the Secretary General to give a summary of resolutions and other items discussed in that meeting for adoption of the minutes. The Chairperson, the Branch Secretary General and the Branch Recording Secretary, shall endorse the minutes immediately after its adoption.

23. Special Meetings.

- 23.1.** Special or extra ordinary meetings may be convened by the President, the Provincial Chairperson or the Branch Chairperson, as the case may be, in consultation with his/her Executive Committee;
- 23.2.** A notice of a special or extra-ordinary meeting may be given at least five (5) days before the date of the said meeting;
- 23.3.** The quorum at such special or extra-ordinary meeting, shall be a simple majority of its members.

CHAPTER EIGHT.

24. Finance and Administration.

- 24.1.** The Movement shall derive from:-
 - (a) Monies received from the issue of membership cards, as shall be determined from time to time;
 - (b) Grants, loans, donations, levies or bequests which the Movement may receive from time to time; and
 - (c) Any other fundraising method with the general provisions of the Constitution.
- 24.2.** The Movement shall utilize its funds solely in the furtherance of its aims and objectives, and shall invest such access funds as it may have in the manner directed by the NEC;
- 24.3.** Financial statements, including reports on income and expenditure of the Movement stating the financial status of the Movement shall be kept with the treasury of the Movement and the National Administrator;
- 24.4.** Audit shall be conducted in terms of the Public Accounts and Auditors' Act 51 of 1951, as amended, copies of which shall be made available to the Annual General Conference;
- 24.5.** If for any reason whatsoever, the Movement is wound up, liquidated or dissolved and there remains after satisfaction of its liabilities, any assets whatsoever, such amount shall be transferred to such other society or association with the same interest as the Movement, which is exempt from Income Tax;
- 24.6.** The Movement shall operate one banking account at its National level, with at least three (3) signatories appointed by the NEC.

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CHAPTER NINE.

Subcommittees.

- 25.1. Standing Committees may be appointed at Provincial and Branch level and the Chairperson of each such committee shall be elected at the first meeting of each such committee.
- 25.2. the majority members of a committee shall form a quorum.
- 25.3. the NEC shall have the power to appoint by a simple majority special committees (ad hoc) for the purpose of investigating and reporting on any matter connected with the work of any structure of the Movement;
- 25.4. There shall be the following standing committees of each provincial and branch structures;
 - (a) Publications Committee;
 - (b) Students' Disciplinary Committee;
 - (c) Social Committee;
 - (d) Education and Research Committee;
- 25.5. Further committees may be established by a vote passed by an absolute majority of the provincial or branch executive committee;

26. Discipline.

- 26.1. Branch Committees shall be responsible for maintaining and enforcing discipline within Branches. Any member of the Movement disciplined by a branch committee has a right to appeal through the BEC to the appropriate Provincial Disciplinary Committee.
- 26.2. Provincial Disciplinary Committee (PDC), shall be responsible for maintaining and enforcing discipline with the Province concerned and shall have the power to hear appeals from Branches;
- 26.3. Any member of the Movement who is not satisfied with the decision of the PDC may appeal to the National Disciplinary Committee (NDC), which shall be absolute discretion in deciding whether to hear the appeal;
- 26.4. Any appeal against a decision of Disciplinary committee must be in writing and lodged with the committee whose decision is the subject of appeal within fourteen (14) days from the date of such decision, and the committee shall forward the documents to the appropriate appellate committee within seven (7) days from the date such document are lodged. No appellate committee shall have the power to hear any appeal where the appeal was not lodged within the specified time.
- 26.5. The Branch Disciplinary Committee (BDC), shall consist of the Branch Chairperson as ex-officio member and three members elected at the First General Membership Meeting of the Branch.
- 26.6. The Provincial Disciplinary Committee shall consist of the Provincial Chairperson as an ex-officio member and three members elected at the Annual Provincial Conference.
- 26.7. The National Disciplinary Committee (NDC) shall consist of all members of the Disciplinary Portfolio Committee of the NACOSA.
- 26.8. All members of the Movement are subject to the disciplinary rules of the Movement and any member who commits an offence against the movement is liable to disciplinary action as provided in the rules. In the rules, an "offence against the Movement" includes:-
 - (a) Violation of the Constitution;
 - (b) Breach of any rules or regulations of the Movement;
 - (c) Acting in a manner likely to bring the name of the Movement into ridicule or contempt;
 - (d) Being party to any fraudulent or dishonest practice which tends to embarrass or disgrace the Movement, or participating in an act of bribery or corruption;

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- (e) Giving out any confidential information of the Party, whether directly or otherwise, without the proper authorization of the Movement to do so;
- (f) Acting disrespectfully to the Movement or any of its officials at any meeting of the Movement;
- (g) Defrauding the Party, or attempting thereto, or any of its officials;
- (h) Collecting funds in the name of the Movement without issuing proper receipt and without authority from the NEC, PEC or BEC, whichever case may be;
- (i) Any other disciplinary charges specifically entrusted to the Disciplinary Committees of the Movement.

26.9. The Disciplinary Committee of the Movement, other than the BEC, may, in the event of finding a student guilty of a charge in question:-

- (a) Impose a fine not exceeding R100-00 on a member concerned;
- (b) Debar him/her from any privilege or from holding office, for a stipulated period of time or dismiss him/her from office;
- (c) Suspension from membership and/or office for a stipulated period of time, not exceeding two (2) years;
- (d) Expulsion from the Movement;
- (e) Caution and discharge; or
- (f) Censure.

26.10. The National Headquarters shall keep records of disciplinary actions taken by the Movement and the NACOSA shall be notified of such actions.

26.11. An expelled member may be re-admitted into the party if on a petition to the President, the NACOSA may decide to re-admit him/her, which decision may be reversed for the AGC.

26.12. Any member charged with a criminal act or accused of fraudulent behavior or profiteering shall be the privileges of his/her membership automatically suspended until such time as the NDC has dealt with the matter and laid its recommendation before the NACOSA.

CHAPTER TEN.

Miscellaneous:

27. Standing Rules.

27.1. Standing orders may be made by the NEC in respect of any subject for the purpose of facilitating the implementation of the provisions of this Constitution, which shall be submitted to the NACOSA for approval.

27.2. Standing orders formulated by the NEC may be amended, repealed or added to by a decision agreed to at any of its meetings by not less than two-third of the existing members of the NEC, provided that such decision be submitted to the NACOSA for approval.

28. Interpretation.

In the event of any dispute as to the meaning or interpretation of any clause, section or word, of this Constitution or the standing orders, the matter shall be referred to the interpretation's committee consisting of the President, at least two members of the NEC; three members of the NACOSA, and one member who is either a final year Law student or Post-Graduate Law Student nominated by the President. At the first meeting, the IC shall elect from amongst its members, its Chairperson and the Deputy Chairperson.

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29. Amendment of the Constitution and Rules.

- 29.1. This Constitution may be amended by the Annual General Conference of the Movement provided that:-
- (a) A notice of the proposed amendment has been circulated to all members of the NACOSA not less than thirty (30) days before the date of the General Conference.
 - (b) The proposed amendment is subsequently approved by a two-third majority at the Annual General Conference of the Movement.
- 29.2. In the case of an extra-ordinary General Conference, the provisions of clause 29(1) (a) of this Constitution shall be deemed to have been complied with if;-
- (a) At least seven (7) days of the proposed amendment is given to the members of the NACOSA;
 - (b) At least forty-eight (48) hours' notice of the proposed amendment is given to the delegates to the General Conference.
- 29.3. Subject to the provisions of this Constitution, the NACOSA, NEC, PEC and BEC and all other units or committees of the Movement shall be bound by this Constitution and all amendments thereto.

30. General Provision.

- 30.1. The NEC may make rules and regulations which must be submitted to the NACOSA for approval, designed to educate members of the Movement in matters relating to the policy of the Movement, the IFP policy, International Affairs and other matters of National Students' interests. For the purpose, the National Political Education Officer, in consultation with the National Portfolio on Political Education and capacity building, may issue from time to time, detailed regulations for the operation of the provincial and Branch structures, and may periodically arrange seminars to strengthen the work of the political and capacity building committees.
- 30.2. The Movement shall be legal person, distinct from its members and capable of acquiring rights, duties and obligations in its own name.
- 30.3. Whenever possible and provided external travel grants are available, the NEC may arrange for leading Movement officials to visit places of interest in foreign countries.
- 30.4. The Movement shall be an IFPYB affiliate and shall further the aims and objectives of the IFP within Educational Institutions, and shall promote and implement the IFP's Education Policy at all levels.

Promulgation.

Once adopted, this Constitution shall nullify all existing constitutions or similar documents of the Movement and shall come into operation with immediate effect.