

**THE
CONSTITUTION
OF
THE BUDGERIGAR SOCIETY
OF SOUTH AFRICA**



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INDEX

CLAUSE	TITLE	PAGE No
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CLAUSE ONE – INTRODUCTION

1.1	Title.....	1
1.2	Objectives.....	1
1.3	Definitions.....	1
1.4	Clarification of Terms.....	4

CLAUSE TWO – THE BUDGERIGAR SOCIETY OF SOUTH AFRICA

2.	Composition of the Society.....	5
2.1	President.....	5
2.2	Governing Body.....	5
2.3	Management Committee.....	5
2.4	Judges.....	5
2.5	Clubs.....	5
2.6	Members.....	5

CLAUSE THREE – THE PRESIDENT

3.1	Function.....	6
3.2	Duties and Responsibilities.....	6
3.3	Election of the President.....	6

CLAUSE FOUR – THE GOVERNING BODY

4.1	Functions.....	7
4.2	Powers.....	7
4.3	Appointment of Delegates.....	8
4.4	Election of Office Bearers.....	8
4.5	Ineligibility for Election to the Governing Body.....	9
4.6	Quorum.....	9
4.7	Meetings.....	9
4.8	Duties and Responsibilities of Office Bearers.....	10
	.1 Chairman and Vice-Chairman.....	10
	.2 General Secretary.....	10
	.3 Treasurer.....	10
	.4 Ring Secretary.....	10
	.5 General Show Secretary.....	10
	.6 Delegates.....	11
4.9	Right to Appeal.....	11
4.10	Indemnity.....	11

CLAUSE FIVE – THE MANAGEMENT COMMITTEE

5.1	Functions.....	12
5.2	Powers.....	12
5.3	Quorum.....	13
5.4	Election of Office Bearers.....	13
5.5	Ineligibility for Election to the Management Committee.....	14
5.6	Duties and Responsibilities.....	14
	.1 Chairman and Vice-Chairman.....	14
	.2 General Secretary.....	14
	.3 Treasurer.....	14
	.4 Ring Secretary.....	15
	.5 General Show Secretary.....	15
5.7	Disciplinary Committee.....	15
5.8	Administrator.....	15

CLAUSE SIX – CLUBS

6.1	Functions.....	16
6.2	Formation of Clubs.....	16
6.3	Termination of Affiliation.....	16
6.4	Duties and Responsibilities of Clubs.....	17
6.5	Affiliation Fees.....	17
6.6	Liquidation and Dissolution.....	17

CLAUSE SEVEN – MEMBERS

7.1	Classification of Members.....	18
7.2	Election of Honorary Life Members.....	18
7.3	Appointment of Ordinary and Junior Members.....	18
7.4	Partnerships.....	18
7.5	Resignation from the Society.....	19
7.6	Re-joining the Society.....	19
7.7	Rights and Duties of Members.....	19
7.8	Prohibitions.....	20
7.9	Penalties.....	20
7.10	Entry and Affiliation Fees.....	20

CLAUSE EIGHT – DISCIPLINARY PROCEDURE

8.1	Scope of Disciplinary Actions.....	21
8.2	Complaints.....	21
8.3	Complaints Procedure.....	22
8.4	Disciplinary Powers.....	23
8.5	Appeals.....	23
8.6	Final Tribunal of Appeal.....	23

CLAUSE ONE

INTRODUCTION

1.1 TITLE

The Association shall be called THE BUDGERIGAR SOCIETY OF SOUTH AFRICA and hereinafter be referred to as the Society.

1.2 OBJECTIVES

- .1 To establish a society in the Republic of South Africa for the study and advancement of the budgerigar.
- .2 To protect the interests of breeders and exhibitors of budgerigars.
- .3 To serve as a parent body in a unified national body.
- .4 To fix the standards of perfection in respect of the varieties and to decide on and name any new variety.
- .5 To assist in the progress of scientific knowledge by the accumulation of data and the distribution thereof amongst members of the Society.
- .6 To support and encourage the exhibition of budgerigars throughout South Africa by granting patronage to shows approved by the Society.
- .7 To keep a register of members winning major awards at the Society's National and Area Shows.
- .8 To suppress any fraudulent or dishonorable practice affecting breeders and exhibitors of budgerigars in any way.
- .9 To reward any work of outstanding merit with prizes or other marks of recognition.
- .10 To enter into reciprocal agreements with other bodies in or outside the Republic of South Africa to further the objectives of the Society.
- .11 To fix a standard ring and arrange for the issue thereof.
- .12 To acquire and hold in perpetual succession movable and immovable property and from time to time to dispose of, mortgage, or otherwise encumber, or in any manner deal with any property or assets in the interests of the Society.
- .13 To interest the public generally in the aim and activities of the Society.
- .14 It is recorded that the Society does not have as one of its objectives the acquisition of gain and to enjoy perpetual succession.

1.3 DEFINITIONS

In this Constitution and the Rules framed in terms thereof, unless inconsistent with the context,

ANNUAL GENERAL MEETING (AGM) shall mean the first ordinary meeting of the Governing Body.

ANY AGE CLASS shall be a class in which all the birds shall wear the closed coded ring issued to the member by the Society irrespective of the year.

BSSA REPRESENTATIVE shall be a member appointed by Management Committee to represent the Society at Championship Shows in terms of Rule 3.14.

CHALLENGE CERTIFICATES shall be issued to exhibits that are awarded the Best of Colour on Show awards at National and Area Championship Shows (including Additional Area Championship Shows but excluding Rare and Specialist Variety Championship Shows) of the Society and shall be graded as follows:

- Grade A: Awarded at Grade A Shows and shall be allocated the value of 4 points.
- Grade B: Awarded at Grade B Shows and shall be allocated the value of 3 points.
- Grade C: Awarded at Grade C Shows and shall be allocated the value of 2 points.

CHAMPION BIRDS are birds that have won Challenge Certificates to the accumulated value of at least 9 points and diplomas shall be issued to such birds upon application to the Management Committee.

CHAMPION STATUS shall be awarded to a member who has qualified for promotion from Intermediate status in terms of Rule 2.3.3 and shall further be divided into the following successive categories: White Ribbon, Yellow Ribbon, Green Ribbon, Red Ribbon, Blue Ribbon, Bronze Medal, Silver Medal and Gold Medal Champions.

CHAMPIONSHIP SHOW shall mean a National, Area, Additional, Rare or Specialist Championship Show held under the auspices of the Society.

CLASS shall mean a grouping of budgerigars for which provision has been made in the Show Schedule and in which a class identification number has been allocated for exhibition purposes.

CLAUSE shall refer to a Clause of this Constitution.

CLUB shall mean a club or association affiliated to the Society in terms of Clause 6.2.

CODE NUMBER shall mean the identification number allocated to a member for his sole use on closed rings.

CODED RING shall mean the inscribed closed ring of the Society, carrying the springbok head emblem, issued to members by the Society for the permanent identification of their budgerigars.

CURRENT YEAR shall mean a period which has commenced on the day after the National Championship Show of the present year until the last day of the National Championship Show of the next year OR a period which has commenced on the day after the National Championship Show of the previous year until the last day of the National Championship Show of the present year.

DELEGATE shall mean a member appointed to the Governing Body of the Society in terms of Clause 4.3.

DISCIPLINARY COMMITTEE (THE) shall consist of three members under the chairmanship of the Vice-chairman of the Management Committee, appointed in terms of Clause 5.7.

FINANCIAL YEAR shall mean the twelve month period from 1st January to 31st December of every year.

FOREIGN JUDGE shall mean a person who is currently a judge outside the RSA and who has been granted permission to judge at Championship Shows in terms of Rule 1.5.

GENERAL SECRETARY shall mean the honorary Secretary of the Governing Body and the Management Committee appointed in terms of Clause 4.4.

GOVERNING BODY shall consist of delegates and office bearers as laid down in Clause 4.3.

GRAND CHAMPION BIRDS are birds that have won Grade A and/or Grade B and/or Grade C Challenge Certificates at Championship Shows of the Society to the accumulated value of at least 24 points and diplomas shall be issued upon application to the Management Committee.

HEADQUARTERS of the Society shall be at the address of the General Secretary.

INTERMEDIATE STATUS shall be awarded to a member who has qualified for promotion from Novice status but has not yet qualified for Champion status in terms of Rule 2.3.2.

JUDGE shall be a member whose name appears on the list of the current Panel of Judges of the Society.

JUDGES' BOOK shall consist of the rules and procedures applicable to judging at Championship Shows and shall, when completed, embody the full record of show results of a particular Championship Show.

JUDGES' COMMITTEE shall comprise of a Chairman, Secretary and at least three additional members, elected in terms of Rule 1.7, who will hold office for two years.

JUDGES' CONFERENCE shall mean the annual meeting to which all judges are invited at which all matters pertaining to judging are discussed in terms of Rule 1.6.3.

JUDGING PANEL shall be an uneven number of judges but not less than three, appointed to judge any section or the major awards, provided that none of the judges will be judging exhibits referred to in Rules 1.8.2 and 1.8.3.

JUNIOR MEMBER shall be a member who is under the age of eighteen years on the 30th day of September of the preceding show season.

MANAGEMENT COMMITTEE shall mean the Committee of Management elected by the Governing Body of the Society in terms of Clause 5.4.

MEMBER shall include all categories of membership referred to in Clause 2.6 that has been accepted by the Society and whose membership has not been terminated in terms of this Constitution.

NOVICE STATUS shall be awarded to new members in their first three years of joining the Society or until they qualify for promotion to Intermediate status in terms of Rule 2.3.1 excepting those who have successfully applied for higher status in terms of Rule 2.2 or Rule 2.3.4.

PANEL OF JUDGES shall consist of a list of all the judges approved by the Society in terms of this Constitution and the Rules framed in terms thereof whose names are not officially removed from the Panel of Judges.

RULES shall mean those prescripts or rules approved by the Management Committee and/or the Governing Body, instituted to regulate the Society according to the letter and spirit of the Constitution.

SECTION shall consist of the group of classes in the Show Schedule allocated to the exhibits of members holding a particular show status.

SHOW CATALOGUE shall mean the document advertising the details of the Show and the prizes to be awarded which is circulated by the club hosting the Show as per Rule 3.15. (A Marked Show Catalogue shall reflect the entries and results of the Show.)

SHOW RULES shall mean the rules contained in Rule 3 of the Rules framed in terms of this Constitution which shall be applicable at all Championship Shows of the Society.

SHOW SCHEDULE shall mean the list providing for all sections and classes at Shows as contained in Appendix C to Rule 3 of the Rules framed in terms of this Constitution.

SHOW SEASON shall begin on the day after the National Championship Show and end on the last day of the National Championship Show of the ensuing year.

SHOW STATUS shall mean Novice, Intermediate or Champion status.

SOCIETY shall mean “The Budgerigar Society of South Africa”.

SUPREME CHAMPION BIRDS are birds that have won Best Bird on Show at any three Championship Shows of the Society (including Additional Area Championship Shows) and diplomas shall be issued to such birds upon application to the Management Committee.

YOUNG BIRD CLASS shall be a class in which birds shall wear the present calendar year’s closed coded rings issued to members by the Society. The rings of the previous year shall be permitted up to the 30th day of September.

1.4 **CLARIFICATION OF TERMS**

- .1 Words imparting the masculine gender shall include the feminine gender and vice versa.
- .2 Words in the singular number shall include the plural and words in the plural shall include the singular.
- .3 Rings issued by the Society shall include rings issued to non-members by governing bodies approved by the Society.
- .4 Registered mail may include electronic mail (including fax and e-mails) as required by the action called for, for which proof of delivery can be established.

CLAUSE TWO

THE BUDGERIGAR SOCIETY OF SOUTH AFRICA

2 THE COMPOSITION OF THE SOCIETY

The Society shall consist of the following:

2.1 President

2.2 Governing Body (Subject to the provisions of Clause 5.8.2):

- .1 Chairman
- .2 Vice-chairman
- .3 General Secretary
- .4 Treasurer
- .5 Ring Secretary
- .6 General Show Secretary
- .7 Delegates

2.3 Management Committee (Subject to the provisions of Clause 5.8.2):

- .1 Chairman
- .2 Vice-chairman
- .3 General Secretary
- .4 Treasurer
- .5 Ring Secretary
- .6 General Show Secretary
- .7 Five elected **additional** members
- .8 The Disciplinary Committee

2.4 Judges:

- .1 The Judges' Committee:
 - .1 Chairman
 - .2 Secretary
 - .3 Three additional members
- .2 The Panel of Judges

2.5 Clubs:

Comprising of at least six members

2.6 Members:

- .1 Honorary Life Members
- .2 Ordinary members
- .3 Junior members
- .4 Partnerships

CLAUSE THREE

THE PRESIDENT

3.1 FUNCTION

The President shall act in an honorary capacity as the mentor of the Society.

3.2 DUTIES AND RESPONSIBILITIES

- .1 The President will be an experienced member of the Society and will, through appropriate guidance of the Show Committee, assist in ensuring that quality Shows are presented for the Society.
- .2 The President shall preside as Chairman of the Governing Body in cases where all members of the Management Committee are precluded from presiding at such meeting as required by Clause 4.8.1.
- .3 The President may attend any meeting or activity of the Society in the execution of his function.
- .4 The President shall hold office from the date of his election until the date of the following AGM of the Governing Body, subject to the provisions of Clause 3.3.4.

3.3 ELECTION OF THE PRESIDENT

- .1 Nominations shall be made through the clubs' secretaries; there being no limit to the number of nominations.
- .2 Nominations and letters of acceptance must be received by the General Secretary on or before the 1st day of December of each year. The current incumbent need not submit a letter of acceptance.
- .3 The appointment of the President shall take place at the AGM of the Governing Body. In the event of there being more than one nomination, this will occur by means of an election.
- .4 The incumbent shall continue to hold office should no nomination be received for the office of President.
- .5 In the event of the President resigning or the incumbent, being the only nomination for election, withdrawing his candidacy after nominations have closed, then the Management Committee will call for nominations and letters of acceptance in writing from clubs. The General Secretary must receive such nominations and letters of acceptance within 30 days of nominations being called for after which clubs will be notified of such nominations. Delegates to the Governing Body, as per Clauses 4.3.2 and 4.3.3, will then be required to cast their votes within 30 days of postal votes being called for.
- .6 The Management Committee will assume the duties and responsibilities of the President in the interim period until this position is filled. However, an impartial member of the Society may be called upon to preside as Chairman of the Governing Body in terms of Clause 3.2.2 if the need should arise during such period.

CLAUSE FOUR

THE GOVERNING BODY

4.1 FUNCTIONS

The control of the Society shall be vested in the Governing Body which shall:

- .1 Appoint the Management Committee.
- .2 Review all the decisions of the Management Committee.
- .3 Consider any appeal against any act or decision of the Disciplinary Committee lodged by any club or member.
- .4 Consider for confirmation the minutes of any subcommittee appointed in terms of Clause 4.2.4.
- .5 Appoint an auditor.
- .6 Consider for approval the audited balance sheet for the financial year.
- .7 Elect Honorary Life Members.
- .8 Determine the subscription and affiliation fees of the Society.
- .9 Consider the recommendations of the Judges' Conference.
- .10 Approve all amendments to the Constitution and the Rules framed in terms thereof..

4.2 POWERS

- .1 The Governing Body shall be the sole authority for the interpretation of this Constitution and the Rules framed in terms thereof and the decision of the Governing Body upon any questions of interpretation or upon any matter affecting clubs or members or matters not provided for in this Constitution and the Rules framed in terms thereof or any regulations, shall be final and binding.
- .2 The Governing Body may amend this Constitution and the Rules framed thereunder, provided proper notice thereof has been given in terms of this Constitution.
- .3 Amendments to the Constitution must be passed by a two-thirds majority vote of all the delegates present at a duly constituted meeting of the Governing Body and any other decision, unless otherwise specified, shall be carried by a simple majority vote.
- .4 The Governing Body, subject to its right to revoke such delegation at any time, may delegate all or any of its powers under this Constitution to the Management Committee or any subcommittee under the chairmanship of a member of the Management Committee.
- .5 On dissolution of the Society, the funds and asset shall, after all liabilities have been met, be disposed of in such a manner as the Governing Body may decide, but the Society shall not be dissolved if any club decides to continue the Society.
- .6 It shall be competent for the Governing Body, by a two-thirds majority at a duly convened meeting, to remove for good cause or to suspend for a specified period, a club or a member.
- .7 The acts and decisions of the Management Committee, subject to review by the Governing Body, or any appeal against any act or decision of the Disciplinary Committee, may either be confirmed, set aside or varied, as the Governing Body may consider fit.

4.3 APPOINTMENT OF DELEGATES

- .1 Every club will annually be entitled to appoint delegates on the following basis:
 - 6 to 10 paid-up members - 1 delegate
 - 11 to 20 paid-up members - 2 delegates
 - 21 to 30 paid-up members - 3 delegates
 - 31 to 40 paid-up members - 4 delegates
 - 41 and over paid-up members- 6 delegates
- .2 The names of the delegates representing each club shall be submitted in writing, together with a fully paid-up membership list, at or before the roll-call of the Annual General Meeting, failing which such delegates shall have no voting right at such meeting. The Management Committee shall approve the appointment of the various delegates who are not members of the club they are to represent.
- .3 Delegates shall remain as members of the Governing Body until the next Annual General Meeting, unless the General Secretary be advised in writing of any change.
- .4 Each delegate may represent only one club.
- .5 The Chairman, Vice-chairman, General Secretary, Treasurer, Ring Secretary and General Show Secretary shall not be additional delegates to the Governing Body but may represent their clubs as delegates.
- .6 Should the office bearers mentioned in Clause 4.3.5 not be re-elected at the AGM, they shall continue to hold office for the duration of that meeting and newly elected office bearers shall only assume their duties as delegates after such meeting.

4.4 ELECTION OF OFFICE BEARERS (Subject to the provisions of Clause 5.8.2)

- .1 The Chairman, Vice-chairman, General Secretary, Treasurer, Ring Secretary and General Show Secretary of the Governing Body shall be elected by majority vote at the Annual General Meeting.
- .2 Nominations for the elected office bearers of the Governing Body shall be made by clubs in writing through club secretaries, there being no limit to the number of nominations.
- .3 Nominations and letters of acceptance must be received by the General Secretary on or before the 1st day of December of each year. Current incumbents need not submit letters of acceptance.
- .4 For those offices where no nominations are received, the persons holding office shall be deemed re-elected for another year.
- .5 For those offices where only one nomination is received, the person nominated shall be deemed elected for the following year.
- .6 In the event of an office bearer resigning from the Governing Body or the incumbent office bearer, being the only nomination for election, withdrawing his candidacy after nominations have closed, then the Management Committee may call for nominations and letters of acceptance in writing from clubs. The General Secretary must receive such nominations and letters of acceptance within 30 days of nominations being called for after which clubs will be notified of such nominations. Delegates to the Governing Body, as per Clause 4.3.2 and

4.3.3, will then be required to cast their votes within 30 days of postal votes being called for. In the interim period, the Management Committee may temporarily fill such vacancy as provided for in Clause 5.4.3.

4.5 **INELIGIBILITY FOR ELECTION TO THE GOVERNING BODY**

No junior member or any person currently suspended may be elected to serve on the Governing Body in any capacity.

4.6 **QUORUM**

At any meeting of the Governing Body, 40% of the potential number of delegates shall constitute a quorum.

4.7 **MEETINGS**

- .1 The Governing Body shall meet at least once annually and one month's written notice shall be given of such meeting.
- .2 At the Annual General Meeting of the Governing Body, in addition to other competent business, the following shall be dealt with:
 - .1 The notice convening the meeting.
 - .2 Roll-call of delegates.
 - .3 Appointment of scrutineers.
 - .4 Confirmation of the minutes of the previous meetings of the Governing Body and matters arising therefrom.
 - .5 Annual Report of the Chairman.
 - .6 Approval of the decisions of the Management Committee during the year.
 - .7 Consideration of the balance sheet and annual accounts of the Society for approval.
 - .8 The election of the President for the ensuing year.
 - .9 The election of the Chairman, Vice-chairman, General Secretary, Treasurer, Ring Secretary and General Show Secretary for the ensuing year.
 - .10 The election of the Management Committee for the ensuing year.
 - .11 The announcement of the election of the Judges' Committee whenever applicable.
 - .12 The appointment of auditors for the ensuing year.
 - .13 Consideration of the recommendations of the Judges' Committee.
 - .14 **Consideration of the proposed alterations or amendments to the Constitution. These are proposals not arising from recommendations of the Judges' Committee which will be considered under Clause 4.7.13.**
 - .15 Annual Reports of the Ring Secretary and General Show Secretary.
 - .16 Ratifying the entry, subscription and affiliation fees for the ensuing year which will take effect from the 1st of October of the previous year.
 - .17 General.
 - .18 Provisional venue and date of the next Annual General Meeting of the Governing Body.

- .3 Special General Meetings may also be called by the Chairman to confirm or to hear any appeal against any act or decision of the Disciplinary Committee or upon the written requisition, signed by at least twelve members of the Governing Body, stating the aims and objectives of such meeting.
 - .1 One month's written notice of such Special General Meeting, stating its aim and objectives, shall be given to each member of the Governing Body and each club.
 - .2 At such meetings Sub-Clauses .1, .2 and .3 of Clause 4.7.2 shall apply mutatis mutandis.
- .4 Each member of the Governing Body has one vote.

4.8 **DUTIES AND RESPONSIBILITIES OF OFFICE BEARERS**

.1 **CHAIRMAN AND VICE-CHAIRMAN**

- .1 The Chairman (and in his absence the Vice-chairman or in his absence a member elected from the Management Committee) shall preside at all meetings of the Governing Body.
- .2 At meetings of the Governing Body where the votes are equal, the Chairman or person for the time being acting in that capacity, shall have a casting vote in addition to his deliberate vote.

.2 **GENERAL SECRETARY**

- .1 The General Secretary shall obtain and collate all the business for the meeting, including amendments to the Constitution and the Rules framed thereunder as well as nominations for office and letters of acceptance and shall distribute this information timeously to all clubs,
- .2 send out the notice calling for the meeting of the Governing Body,
- .3 collect the names of the delegates representing each club and maintain this list,
- .4 record the minutes of the meeting containing each proposal and whether it is passed or rejected,
- .5 keep such records as the Society may prescribe,
and
- .6 perform such other duties as by usage and custom appertain to such office.

.3 **TREASURER**

The Treasurer shall prepare and submit the audited Balance Sheet of the Society for approval by the Governing Body and thereafter, if approved, for signature by the Chairman or Vice-chairman and the Treasurer.

.4 **RING SECRETARY**

- .1 The Ring Secretary shall prepare and deliver a report on rings ordered and supplied during the previous year.
- .2 Maintain the list of paid-up members.

.5 **GENERAL SHOW SECRETARY**

The General Show Secretary shall prepare and deliver the consolidated annual Show Report for the previous show season.

.6 **DELEGATES**

The delegates shall execute their function and powers in terms of this clause of the Constitution and the Rules framed thereunder.

4.9 **RIGHT TO APPEAL**

An appeal to the Governing Body against any act or decision of the Management Committee may be lodged by any aggrieved club or member in terms of Clause 8.5.

4.10 **INDEMNITY**

- .1 The Society shall not be liable for debts incurred by any officer or member without the prior approval of the Management Committee.
- .2 Members of the Governing Body, the Management Committee and any sub-committee, in the discharge of the functions entrusted to them in terms of this Constitution and the Rules framed thereunder, are indemnified by the Society against personal liability or loss incurred in the discharge of their respective duties.

CLAUSE FIVE

THE MANAGEMENT COMMITTEE

5.1 FUNCTIONS

- .1 To manage the administrative affairs of the Society in order to achieve the objectives contained in Clause 1.2.
- .2 To approve the affiliation of clubs and applications for membership of all members of the Society, excluding Honorary Life members.
- .3 To approve the appointment of judges on the recommendations of the Judges' Committee and to remove the names of judges from the Panel of Judges when applicable.
- .4 To approve the payment of all expenses incurred by the Society.
- .5 To ensure that high quality Championship Shows are presented.
- .6 To approve and co-ordinate show dates of Championship Shows.
- .7 To compile a Show Roster allocating the Championship Shows to clubs.
- .8 To approve show requirements and the front covers, information pages and prize lists of show catalogues for Championship Shows.
- .9 To appoint the Disciplinary Committee.
- .10 To appoint three members of the Management Committee as authorised signatories, one of whom to be either the Chairman or the Vice-chairman.
- .11 To refer all complaints to the Disciplinary Committee and all appeals against any act or decision of the Disciplinary Committee to the Governing Body.
- .12 To communicate in writing, to all clubs, all proposed amendments to the Constitution, at least three months prior to the date of the meeting of the Governing Body at which the amendments are to be considered.
- .13 The outgoing Management Committee shall administer the Society until the conclusion of the Annual General Meeting of each year.
- .14 To conclude reciprocal agreements with other bodies (in or outside the Republic of South Africa) to further the objectives of the Society, provided that such agreements must be ratified by the Governing Body at the first meeting thereafter in order to have full force and effect.
- .15 To administer the Rules to ensure the attainment of the Society's objectives.

5.2 POWERS

- .1 The Management Committee may invoke any powers vested in it as laid down in this Constitution and the Rules framed thereunder and may also, as approved by the Governing Body and delegated to it in terms of Clause 4.2.4, assume all or any of the powers of the Governing Body under this Constitution and the Rules framed thereunder.

- .2 The Management Committee may demand the assurance that clubs organising Championship Shows, be financially sound and in a position to present a Show of the required standard, as determined by the Management Committee.
- .3 The Management Committee may reimburse the BSSA Representative and members of the Judges' Committee their expenses.
- .4 The Management Committee shall determine the entry, affiliation and subscription fees for the ensuing year.
- .5 The Management Committee may amend the Rules framed under this Constitution, provided that these amendments are agreed to by the affiliated clubs. If necessary, a simple majority vote by club delegates via a postal vote shall be sufficient.
- .6 The Management Committee may appoint an Administrator, provided a suitable candidate is available and the Society's finances permit, and may determine the remuneration and conditions of service applicable to such appointment.

5.3 **QUORUM**

At any meeting of the Management Committee the presence of the nearest whole number of voting members that is more than 50% of the total number of voting members of the Management Committee shall constitute a quorum.

5.4 **ELECTION OF OFFICE BEARERS** **(Subject to the provisions of Clause 5.8.2)**

- .1 The Chairman, Vice-chairman, General Secretary, Treasurer, Ring Secretary and General Show Secretary of the Management Committee shall be elected as set out in Clause 4.4 of this Constitution.
- .2 The additional five (5) members who, if absent from the meeting have signified in writing their willingness to serve, shall be nominated and elected by majority vote at the Annual General Meeting of the Governing Body.
- .3 In the event of the Chairman, Vice-chairman, General Secretary, Treasurer, Ring Secretary or General Show Secretary of the Management Committee having resigned or otherwise discontinued to serve on the Management Committee, this post may be filled by the Management Committee, if necessary, by co-opting a member with full voting rights.
- .4 In the event of an additional member of the Management Committee having discontinued to serve on such Committee, he will be replaced by the candidate who attained the next highest number of votes at the Annual General Meeting of the Governing Body. In the event of six or more members not having been nominated, then, in the event of a vacancy, the Management Committee shall co-opt a member with full voting rights.
- .5 The Management Committee shall have the right to co-opt additional members at any stage during its existence, but such co-opted members shall have no vote.

5.5 INELIGIBILITY FOR ELECTION TO THE MANAGEMENT COMMITTEE

No Junior member or any member currently suspended may be elected to serve on the Management Committee in any capacity.

5.6 DUTIES AND RESPONSIBILITIES

.1 CHAIRMAN AND VICE-CHAIRMAN

- .1 The Chairman and Vice-chairman shall ensure that all the functions allocated to the Management Committee are executed properly and timeously.
- .2 The Chairman (and in his absence the Vice-chairman or a member so elected from the Management Committee) shall preside at all meetings of the Management Committee.
- .3 At meetings of the Management Committee where the votes are equal, the Chairman or person for the time being acting in that capacity, shall have a casting vote in addition to his deliberative vote.
- .4 Two of the authorised signatories shall countersign all accounts for payment.
- .5 Two of the authorised signatories shall countersign all cheques and all banking transactions.

.2 GENERAL SECRETARY

The General Secretary shall:

- .1 Keep such records as the Society may prescribe, including lists of clubs, members, Honorary Life members, the Panel of Judges and copies of all club constitutions, club colours and the Show Roster,
- .2 deal with the correspondence of the Society, keeping originals of letters received and copies of letters despatched,
- .3 attend the meetings and record minutes of the proceedings,
- .4 issue and despatch official forms, constitutions and other requests from clubs
and
- .5 perform such other duties as by usage and custom appertain to this office.
- .6 ensure the payment of accounts approved by the Management Committee,
- .7 bank the moneys of the Society in the name of the Budgerigar Society of South Africa in a bank approved by the Management Committee
and
- .8 withdraw the moneys of the Society by cheques signed by any two of the authorised signatories or by electronic transfer on approval of the Management Committee.

.3 TREASURER

The Treasurer shall:

- .1 Maintain the financial records of the Society and report on the finances at each meeting,

.4 RING SECRETARY

The Ring Secretary shall:

- .1 Keep a record showing the names, addresses, dates of enrolments and ring code numbers of every member of the Society and the date of termination of membership,
- .2 issue rings to all paid-up members
and
- .3 maintain the ring register.

.5 GENERAL SHOW SECRETARY

The General Show Secretary shall:

- .1 Keep a register of birds winning major awards and challenge certificates at the Society's Championship Shows,
- .2 issue timeously show stationary, awards and rosettes to the clubs hosting Championship Shows,
- .3 collate the Judges' Book from Championship Shows,
- .4 keep records of all officials at Championship Shows
and
- .5 maintain an updated points list.

5.7 **DISCIPLINARY COMMITTEE**

- .1 The Management Committee shall appoint a Disciplinary Committee, consisting of three members under the chairmanship of the Vice-chairman of the Management Committee.
- .2 The Disciplinary Committee shall have the authority to enquire into or deal with complaints referred to it by the Management Committee and shall have the power to impose the penalties set out in Clause 8.4.

5.8 **ADMINISTRATOR**

- .1 An Administrator may be appointed to execute the duties and responsibilities of the General Secretary, the Ring Secretary and General Show Secretary, or any combination of these offices.
- .2 **Whenever such Administrator has been appointed, the Chairman of the Management Committee shall inform clubs accordingly and no nominations for elected office bearers in the positions mentioned under Clause 5.8.1 on the Governing Body and on the Management Committee will be considered at the following AGM.**
- .3 The Administrator shall be an employee of the Management Committee and shall perform such duties and responsibilities specified in this Constitution and the Rules framed in terms thereof, as well as other duties as by usage and custom appertain to this office as well as any other tasks imposed by the Management Committee.
- .4 The Administrator need not be a member of the Society and shall have no vote at meetings of the Governing Body or the Management Committee.
- .5 In the event of the Administrator having resigned or otherwise discontinued to serve and the position not filled immediately, the Management Committee shall be empowered to appoint from all eligible members of the Society, such temporary office bearer as may be required, without voting rights, until an Administrator is again appointed or until the next AGM when the regular office bearers may be elected in the prescribed manner.

CLAUSE SIX

CLUBS

6.1 FUNCTIONS

- .1 To manage the administrative affairs of the members of the club so as to achieve the objectives of the Society at a local level.
- .2 To draft its own constitution which is to contain the rules and procedures of that club, and which shall not be in conflict with the Constitution and the Rules framed in terms thereof of the Society.
- .3 To collect and forward the annual affiliation fees of its members to the Management Committee.

6.2 FORMATION OF CLUBS

- .1 Any six members or more, desirous of being admitted as a club of the Society, shall make application in writing to the Management Committee and such application shall be accompanied by a copy of the minutes taken at the meeting when the club was formed, as well as a copy of the constitution and rules of such club, together with a statement specifying the names of the prospective members thereof.
- .2 The Management Committee may grant or, for good cause shown, refuse such application if in its opinion the applicant club does not conform with the best interests of budgerigars.
- .3 **Should such application be granted by the Management Committee, it shall approve the name, constitution, rules and club colours of the Applicant Club with or without amendment as it deems fit. Thereafter, it shall notify the Applicant of its decision and call upon it to submit to the Society the official membership forms of the Society duly completed and signed by its members accompanied by payment of the entry fee and annual affiliation fee of each member.**
- .4 The constitution and rules of clubs so approved may subsequently be amended or altered but such amendments and alterations shall only be considered of due force and effect when ratified by the Management Committee.
- .5 However, if the application is found to be in the interests of budgerigars, but the Management Committee does not approve of the constitution of the applicant club or part thereof, or of the name of the club, or club colours, or rules, the application may be accepted provisionally on condition that the matter disapproved of be set right by the club and resubmitted within a reasonable period of time, not exceeding 12 months from the date of application, as specified by the Management Committee.
- .6 Whilst being accepted provisionally, the members of the club will enjoy the rights of membership of the Society for the duration of the provisional period, but the club as such will not enjoy the rights of membership as a club until finally accepted by the Management Committee.

6.3 TERMINATION OF AFFILIATION

- .1 Termination of a club's affiliation to the Society automatically terminates the membership of all its members except those who belong to another club as well.
- .2 No refund of affiliation fees paid to the Society shall be due to the member club.

- .3 A club ceasing to be affiliated for any reason whatsoever shall forfeit all rights to, or claims upon the funds or property of the Society.

6.4 DUTIES AND RESPONSIBILITIES OF CLUBS

- .1 A club may hold its own domestic shows and may, upon application, be allowed to host the following Shows on behalf of the Society, subject to the conditions governing such patronage:
 - .1 Additional, Rare or Specialist Variety Championship Shows in its Area.
 - .2 The annual Area Championship Show of its Area.
 - .3 The annual National Championship Show.
- .2 A club shall be represented on the Governing Body by its delegates duly appointed by the club in terms of Clause 4.3.
- .3 Clubs shall hold meetings at least once every three months and shall send a précis of the minutes of their club meetings to the Management Committee. A club in default, without good and sufficient cause, may lose all rights and privileges in terms of this Constitution and the Rules framed thereunder as decided by the Management Committee. As soon as the default has been rectified, such club will be reinstated.
- .4 All proposed alterations or amendments to the Constitution of the Society shall be approved by clubs and submitted in writing by registered post to the General Secretary at least five months prior to the provisional date AGM at which they are to be considered.

6.5 AFFILIATION FEES

- .1 If the affiliation fees of the paid-up members of a club for the current year remain unpaid after the 31st day of December, the General Secretary shall forthwith, by written notice, call upon the club to pay and if, after such notice, the affiliation fees shall remain unpaid on the day of the AGM of the Governing Body, the club in default shall lose all rights and privileges in terms of this Constitution.
- .2 A club may be reinstated by the Management Committee upon the payment of all the sums owing by it.

6.6 LIQUIDATION AND DISSOLUTION

- .1 In the event of a club not having paid the affiliation fees of its members for a period of six months after due date, such club may be liquidated by the Management Committee.
- .2 A club may apply to the Management Committee to go into dissolution, in which case Clause 6.6.6 of this Constitution shall apply.
- .3 A club may apply to the Management Committee to go into temporary recess for a maximum period of twenty four (24) months.
- .4 In the event of any club applying to go into temporary recess, all assets and records of that club shall be handed to the Management Committee forthwith to be kept in trust for the duration of the temporary recess.
- .5 Should the club not be resuscitated at the end of the period of temporary recess, such club shall be liquidated by the Management Committee.
- .6 The Management Committee shall distribute all the assets, such as perpetual floating trophies, challenge cups, etc. of a club that is liquidated, in such manner as it considers equitable.

CLAUSE SEVEN

MEMBERS

7.1 CLASSIFICATION OF MEMBERS

The members of the Society shall be classified in accordance with Clause 2 of this Constitution.

7.2 ELECTION OF HONORARY LIFE MEMBERS

- .1 Only members who have rendered signal service to the Society may be considered for election as Honorary Life members.
- .2 Written motivation shall be submitted ANNUALLY to the Management Committee through club secretaries on or before the 1st day of October in each year.
- .3 Honorary Life members of the Society shall be elected by majority vote at the AGM of the Governing Body.
- .4 The election of Honorary Life members shall be restricted to a maximum of one per year and shall be restricted to a total of 16 in all at any time.

7.3 APPOINTMENT OF ORDINARY AND JUNIOR MEMBERS

- .1 Application for membership of the Society shall be made to a club that is approved by the Society as laid down in Clause 6.2.
- .2 Application shall be made in writing and on the official application form of the Society.
- .3 The application shall be proposed and seconded by two members of the Society who are also members of the club through which the application is made and must be accompanied by the annual subscription fee of the club which will include the entry and affiliation fees to the Society.
- .4 The date of birth of Junior members must be included on their application forms.
- .5 Each application shall be considered in an open meeting of the club which is authorised to accept the applicant as a provisional member of the Society and of the club.
- .6 The club shall thereupon forward the application together with the entry and affiliation fees to the Management Committee. In the event of the application not being favourably considered by the club, as provided for in Sub-Clause 7.3.5, the application shall be forwarded without delay to the Management Committee together with the reasons for non-approval thereof.
- .7 The Management Committee shall consider and may approve the appointment of the member and allocate a code number to him.

7.4 PARTNERSHIPS

The following partnerships are allowed:

- .1 Between individual members who are of equal show status at the time the partnership is registered.
- .2 Between husband, wife and children of members even if they are of different show status.
- .3 The partnership shall assume the show status then held by its members, or in the case of differences in show status, assume the show status then held by its highest ranking member.

- .4 Application for the prospective partnership shall be made to the Management Committee through one of the members' club and shall be accompanied by a registration fee as determined from time to time.
- .5 The Management Committee is empowered to register such partnerships immediately once all of the above conditions are met and shall advise all club secretaries of such registration.
- .6 After registration, a partnership shall compete and gain higher show status as for an individual member and shall be allocated a new coded ring number and only the points of the highest ranking member shall be allocated to the partnership.
- .7 On dissolution of a partnership, the Management Committee must be notified and the points held by the partnership shall be credited to each individual member of the dissolved partnership, who shall each then also assume the show status held by the partnership at the time of dissolution and may continue to exhibit his own rung birds as well as his share of the birds rung during the span of the partnership.
- .8 In the event of the death of one or more members of the partnership, the surviving members may continue to exhibit birds wearing the coded rings allocated to the partnership.

7.5 RESIGNATION FROM THE SOCIETY

- .1 Notice of resignation from the Society shall be given by ordinary and junior members in writing to the secretary of the club of which they are members at the time and each notice shall be accepted and immediately forwarded to the Management Committee.
- .2 On resignation from the Society, the member shall automatically cease to be a member of all clubs.
- .3 No refund of moneys paid to a club or the Society shall be due to such past member.

7.6 RE-JOINING THE SOCIETY

- .1 Members re-joining the Society shall apply for membership in the manner prescribed for all new members and may be re-allocated their original code numbers if still available.
- .2 Such members may, at the discretion of the Management Committee, be re-admitted at the show status held at cessation of membership or any status below that. If they elect to be re-admitted at the show status held at cessation of membership, they shall not forfeit their points earned in terms of the Rules during their previous period of membership, but if they elect to be re-admitted at a show status below that held at cessation of membership, the club will be required to recommend this and the member shall have zero points.
- .3 Members re-joining the Society within three years after termination of membership shall not be liable for an entry fee.

7.7 RIGHTS AND DUTIES OF MEMBERS

- .1 Each member, on first joining the Society, shall be allocated a code number and issued with a copy of the Constitution, the Rules framed thereunder and the Colour Standards approved by the Society and a certificate of membership.
- .2 The code number shall be reserved for the member's private use for the duration of his membership and for five years thereafter.

- .3 Members shall be responsible for the due observance of all Clauses of this Constitution and the Rules framed thereunder and shall be deemed to have full knowledge thereof at all times.
- .4 Members are entitled to attend and participate in discussions at meetings of any club but shall only be entitled to vote at meetings of a club of which they are members.

7.8 **PROHIBITIONS**

No member of the Society shall be permitted to be a member of another club, society or body serving as a parent body to specialist budgerigar clubs or societies in the Republic of South Africa.

7.9 **PENALTIES**

Any member suspended in terms of this Constitution shall be debarred, during such suspension, from the privileges of membership of the Society or of any club.

7.10 **ENTRY AND AFFILIATION FEES**

- .1 A new member shall pay an entry fee and thereafter the annual affiliation fee as determined by the Society.
- .2 The entry fee and the annual affiliation fee payable by each member shall be determined by the Society from time to time.
- .3 Honorary Life members shall not be liable for the payment of affiliation fees.
- .4 Affiliation fees are due on the 1st day of October of each year but members shall be allowed until the 31st day of December to pay. The rights of members who have not yet paid the current year's affiliation fees, including the right to purchase new rings, shall be suspended until such fees are paid.
- .5 Members who fail to pay their fees by the 31st day of March of the ensuing year shall automatically cease to be members of the Society.
- .6 Junior members shall pay no entry or affiliation fees whilst a member of the Society. Should junior members become ordinary members within three years of no longer qualifying to be junior members, they will only be liable for annual affiliation fees.

CLAUSE EIGHT

DISCIPLINARY PROCEDURE

8.1 SCOPE OF DISCIPLINARY ACTIONS

- .1 Complaints may be lodged as follows:
 - .1 Awards at Shows – the procedure set out in Rule 3.16.7 is to be followed.
 - .2 Improper conduct of judges – the procedure as set out in Rule 1.9 is to be followed.
 - .3 Any other action as specified in Clause 8.1.2 below – the complaint is to be lodged with the Management Committee as set out in Clause 8.3.
- .2 A complaint may be lodged against any club or member for any of the following actions which, in the opinion of the Disciplinary Committee, is found to be improper or injurious to those interested in budgerigar affairs:
 - .1 A fraudulent practice,
 - .2 a breach of this Constitution and the Rules framed thereunder,
 - .3 insulting a judge or official of the Society,
 - .4 any disorderly behaviour or other misconduct at a Show,
 - .5 any matter connected with, arising out of, or relating to any Show or its rules and regulations,
 - .6 deliberately and willfully, by word or letter, attempting to influence exhibitors to boycott a Show,
 - .7 any act of cruelty to a bird or
 - .8 any fraudulent, discreditable, disorderly or unseemly conduct in regard to a bird, a Show or their membership of the Society.

8.2 COMPLAINTS

- .1 A complaint may be lodged by the Management Committee on its own initiative, or by the secretary of a club on behalf of its committee, or by a judge, or by a representative of the Society, or by any member who is not suspended or disqualified.
- .2 Any complaint lodged by an exhibitor or spectator at a Show, other than those regarding awards which are subject to the provisions of Rule 3.16.7, must be made to the Management Committee within fourteen (14) days of such Show.
- .3 The Management Committee shall refer all complaints to the Disciplinary Committee. Complaints referred to in Rule 1.9 relating to judging shall first be referred to the Judges' Committee for a recommendation, provided all committee members considering the complaint shall bear no direct knowledge of the occurrence.
- .4 The Disciplinary Committee shall have the power to enquire into and deal with any charge or complaint which may be made against any club or member.
- .5 Any member of a committee considering a complaint, or a subsequent appeal, who bears direct knowledge of the occurrence that gave rise to the complaint shall recuse himself from that committee meeting whilst the complaint is being considered.

8.3 COMPLAINTS PROCEDURE

- .1 Any complaint shall be submitted in writing to the Management Committee, setting out in full the nature and grounds of the complaint, which shall be accompanied by a deposit of R50.00 (Fifty Rand), which may either be refunded to the complainant or retained by the Society. The Management Committee shall refer such complaint to the Disciplinary Committee.
- .2 On receipt of any complaint, the Disciplinary Committee shall firstly consider the complaint on the face of it and if in the opinion of the Disciplinary Committee the complaint is of a frivolous nature, it shall dismiss the complaint and the Management Committee shall inform the complainant thereof, in which case the deposit shall be retained by the Society.
- .3 Should the Disciplinary Committee be of the opinion that the complaint is one of substance, the General Secretary shall forward, by registered post, a copy of the complaint to the club or member against whom such complaint has been made, and request that an explanation be submitted in writing to the Disciplinary Committee within twenty-one (21) days.
- .4 In the event of the complaint being lodged against a member of a club, a report on the matter shall be requested from such club, in which case the following procedure is to be followed:
 - .1 The club committee may take evidence and investigate any complaint or contravention of this Constitution and the Rules framed thereunder brought to its notice by the Disciplinary Committee.
 - .2 Once completed, the evidence at the disposal of such club, shall be forwarded to the Disciplinary Committee in writing.
 - .3 **No records of an enquiry conducted in terms of Clause 8.3.4.1 shall be forwarded to the Disciplinary Committee without giving the affected party the opportunity to reply in writing.**
 - .4 If the affected party prefers not to respond to the allegations against him, the club must certify that the party chose not to respond to the allegation.
 - .5 The Disciplinary Committee shall study such allegation and explanation and if in the opinion of the Disciplinary Committee the complaint is one of no substance, it shall dismiss the complaint and the Management Committee shall inform the complainant thereof, in which case the deposit shall be retained by the Society
 - .6 If, in the opinion of the Disciplinary Committee, after studying such allegation and explanation, the complaint is one of substance, or failing the receipt of an explanation from the club or member against whom the complaint has been made, the Disciplinary Committee shall summon the chairman of such club or the member to appear personally, or be represented by a legal representative or otherwise, in defence of such complaint at the meeting of the Disciplinary Committee called to consider the same.
 - .7 Should such club or member fail to attend the enquiry and on being satisfied that notice has been received, the Disciplinary Committee shall proceed to enquire into the complaint and adjudicate thereon in the absence of the club or member against whom such complaint has been made.
 - .8 If, after the enquiry has been held, the Disciplinary Committee is satisfied that the complaint has substance, the deposit shall be refunded to the complainant.

8.4 DISCIPLINARY POWERS

- .1 The Disciplinary Committee shall, if any charges are proven to their satisfaction, have the power to impose the following penalties:
 - .1 To reprimand or caution a club or member.
 - .2 To reprimand and caution a club or member.
 - .3 To suspend a member;
 - .1 from taking part in or having any connection with, or attending any Show, or
 - .2 from enjoying the rights and privileges of a member.
 - .4 To suspend a club;
 - .1 from taking part in or having any connection with any Show,
 - .2 from enjoying the rights and privileges of a club, or
 - .3 from taking part in any Society affairs.
 - .5 To inflict the penalty of provisional disqualification upon a club or a member.
 - .6 To suspend any portion of the penalty imposed for a period as determined by it.
- .2 The penalties provided may be for life, or such shorter period as the Disciplinary Committee shall fix, provided that the Disciplinary Committee shall have the power at any time to remove or reduce any suspension imposed.
- .3 If any person suspended shall attend any Show, the Disciplinary Committee shall have the power to increase the period of such suspension and disqualification.
- .4 The decision of the Disciplinary Committee in terms of this section shall be final, subject of course to the right of appeal and every club or member so punished shall be notified by the Management Committee of the decision.

8.5 APPEALS

- .1 No decision of the Management or Disciplinary Committees, subject to appeal, shall take effect until confirmed by a Special Meeting of the Governing Body.
- .2 No member hearing the disciplinary action, may serve as a member of the Governing Body when the appeal is heard.
- .3 An appeal to the Governing Body may be lodged by any person against whom disciplinary action has been taken and who may be aggrieved by the decision of the Disciplinary Committee, or by any aggrieved club or member in terms of Clause 4.9, on payment of a deposit of R100.00 (One hundred Rand) Upon such appeal the Governing Body may confirm, squash or vary the decision of the Management or Disciplinary Committee.
- .4 In the event of the Governing Body upholding the appeal, the deposit will be refunded but in the event of the Governing Body upholding the decision of the Management Committee, then the appellant shall forfeit his deposit in addition to bearing any costs incurred in excess of the deposit in convening the Special General Meeting to hear the appeal.
- .5 An appeal must be lodged within a period of twenty-one (21) days from the date of the act or decision complained of, provided that no club or member who is still under prior disqualification or suspension by the Governing Body, shall have any right of appeal under this clause.

8.6 FINAL TRIBUNAL OF APPEAL

The Governing Body shall, in terms of Clause 4.2.1, be the final tribunal of appeal.