



CONSTITUTION
of the
UNIVERSITY OF CAPE
TOWN
STUDENT SPORTS
UNION

**(FORMERLY KNOWN AS THE SOUTH AFRICAN
STUDENT SPORTS UNION (SASSU) UCT BRANCH)**

APPROVED BY SSU – 10 October 2017

APPROVED BY SPORTS COUNCIL – **AWAITING**

1 PREAMBLE

Whereas we, the sportspeople of the University of Cape Town; who see sport as integral part of both the University of Cape Town and broader South African Society

Noting:

1. the state of fragmentation of student sport live in South Africa was caused by policies of intentional racial, sexist divisions and discrimination and that;
2. these policies removed from the majority of South African students the opportunity to acquire and enhance their sporting skills; and
3. to participate freely and normally.

Recognising the Need:

1. to unite all sportspeople at the University of Cape Town, and
2. to improve opportunities for the acquisition of sporting skills by all UCT students.

Confirming:

1. the philosophy of non-racialism, non-sexism and democracy to the guiding principles in our organisation, so as to bring peace and harmony in sport in our country.

Therefore resolve:

To found the Student Sports Union and constitute it with such powers, duties and obligations as here in set forth.

2 DEFINITIONS

- 2.1 *“Council”* shall mean the Council of the University of Cape Town.
- 2.2 *“SRC”* shall mean the Students’ Representative Council of the University of Cape Town.
- 2.3 *“Senate”* shall mean the Senate of the University of Cape Town.
- 2.4 *“University”* shall mean the University of Cape Town
- 2.5 *“Staff”* shall mean persons, other than students, employed by the University of Cape Town for at least twenty (20) hours per week over a period of at least thirteen (13) weeks in any calendar year.
- 2.6 *“Student”* shall mean any person admitted to the University of Cape Town for the purposes of academic study or research. Such a person shall remain a student until such time as he/she
- has graduated,
 - is refused re-admission,
 - is expelled or cancels his/her registration or fails to renew his/her registration,
- save that a student, who has graduated and intends to re-register for a further course of study in the following year, or, has de-registered from a particular course/program of study and intends to re-register for a further course of study in the following year, shall be deemed to remain a student for the duration of the period between such graduation or de-registration and subsequent re-admission.
- 2.7 *“Member Club”* shall mean a Sports Club recognised in terms of the SRC Constitution and affiliated to the SSU.
- 2.8 *“Meeting”* shall mean any Annual General Meeting, Special General Meeting and General Meeting of the Association.
- 2.9 *“USSA”* shall mean University Sport South Africa.
- 2.10 *“SSU”* shall mean the Student Sports Union.
- 2.11 *“SPC”* shall mean the Sports Council of the University of Cape Town
- 2.12 *“Sport & Recreation”* shall mean the department within the University of Cape Town with responsibility for Sport at the University.
- 2.13 *“USAC”* shall mean the University Student Affairs Committee.
- 2.14 *“Constitutional Committee”* shall mean the student governance committee of the university charged with the approval and amendment of the constitutions of student structures as defined by the UCT SRC Constitution.

2.15 “*Student Governance Court*” shall mean the student governance committee of the university charged with overseeing disciplinary matters involving student governance as defined by the UCT SRC Constitution

2.16 Words in the singular number include the plural and words in the plural number include the singular.

3 NAME

The University of Cape Town Student Sports Union, hereinafter referred to as the Student Sports Union, (abbreviated as the SSU).

4 OBJECTIVES

The objectives of the SSU are the following:

4.1 To encourage, foster and promote sport at the University as well as in the wider South African community;

4.2 To promote the principles of non-racialism, non-sexism and democracy within sport;

4.3 To oversee, assist in the co-ordination and administer sport played under its auspices;

4.4 To unite all sportspersons at the University;

4.5 To promote, facilitate and assist with the organisation of inter-tertiary education institution sports activities; and

4.6 To promote the development of skills and competence of sportspeople in terms of student leadership and sporting ability.

5 ORGANISATIONAL STRUCTURE OF THE SSU

5.1 The SSU shall be a unitary structure demarcated into clubs.

5.2 As further defined in this constitution, the organisation of the SSU shall comprise

5.2.1 The Executive Committee;

5.2.2 The sub-committees referred to in this constitution;

5.2.3 Member Clubs recognised in terms of the SRC and Sports Council Constitutions and affiliated to the SSU

6 MEMBERSHIP

Membership of the SSU is differentiated into two categories:

6.1 Affiliated Member Clubs

5.1.1 All Clubs who have been approved in terms of this constitution and the constitution of Sports Council shall be affiliated to the SSU. All Member Clubs, and their affiliated members, shall abide by this constitution.

6.2 Honorary Members

5.3.1 The SSU may confer Honorary Membership on any person nominated by either the Executive Committee or any two Member Clubs, who shall have the authority to consider and accept or reject such nomination. Any rejection must be communicated and justified to the nominators. Honorary Membership should only be conferred on persons who have made a significant contribution to the SSU and its objectives.

5.3.2 An Honorary Member:

5.3.2 (i) may be elected for life;

5.3.2 (ii) shall not be entitled to hold any office in the SSU and will not be eligible to vote at any Meeting of the SSU;

5.3.2 (iii) may not represent the University in any competition; and

5.3.2 (iv) shall not pay any subscription or levy.

6.3 Any sports club applying for membership of the SSU, and by extension their affiliated members, agrees to bind themselves to this Constitution.

7 AFFILIATION

7.1 Sports clubs may be only considered for affiliation to the SSU subject to the following:

7.1.1 A new club seeking affiliation to the SSU shall submit a written application to the Secretary of the SSU indicating a brief outline of the clubs and its workings.

7.1.2 A new club seeking affiliation to the SSU, along with its written application, must submit a list of names and student/staff number of at least thirty (30) members and a copy of its proposed constitution to the Secretary of the SSU.

7.1.3 Affiliation to the SSU shall be subject to the approval of the Executive Committee and ratification at a General Meeting;

- 7.1.4 Any application for affiliation to the SSU will be subject to a twelve (12) month “probation period”, during which time it will not be eligible for a financial grant from the SPC and Sport and Recreation.
- 7.1.5 The Executive Committee may discontinue the affiliation of any new club during its “probation period”, subject to grounds outlined in Articles 7.3. Such decision shall be subject to ratification at a General Meeting.
- 7.1.6 Clubs shall only be accepted to affiliation to the SSU where such affiliation furthers the aims and objectives of the SSU;
- 7.1.7 Affiliation to the SSU shall only be approved after due consideration of the availability of resources within sport at UCT.
- 7.2 All Member Clubs must have, but will not be limited to, the following Committee members, whose roles and responsibilities shall be outlined in the Member Club’s Constitutions, elected at an Annual General Meeting to shall ensure the proper workings of their sport at the University:
- 7.2.1 Chairperson;
 - 7.2.2 Secretary;
 - 7.2.3 Treasurer; and
 - 7.2.4 Transformation, Development and Outreach Officer.
- 7.3 Any decision to discontinue the affiliation of a Member Club, other than those of a disciplinary nature covered under Article 13, shall be taken at a Special General Meeting, following the recommendation of the Executive Committee. Decisions of this nature shall require at least two thirds of those present and eligible to vote at such a meeting and be made on the grounds of:
- 7.2.1 insufficient club membership;
 - 7.2.2 incompatibility with the aims and objectives of the SSU; or
 - 7.2.3 incompatibility with the available resources to sport at UCT.
- 7.4 Only a member of an affiliated Member Club to the SSU may be a club’s delegate to anybody which it is affiliated.
- 7.5 The SSU may, on the recommendation of a General Meeting, be affiliated for a period not exceeding one (1) year at a time to any body if such affliction could assist in the pursuing and attaining the aims and objectives of the SSU.
- 7.6 Only a delegate appointed by the SSU may be SSU’s delegate to any body to which the SSU is affiliated.

8 MEETINGS OF THE SSU

Meetings of the SSU may be either an Annual General Meeting, a Special General Meeting or a General Meeting

8.1 ANNUAL GENERAL MEETING:

- 8.1.1 The SSU Annual General Meeting shall be held in the fourth term of the University each year. The time and location of the Annual General Meeting shall be at the discretion of the Executive Committee, however, must occur within thirteen (13) months of the previous Annual General Meeting.
- 8.1.2 The notice of the Annual General Meeting must be forwarded to all Member Clubs at least seven (7) days prior to the meeting.
- 8.1.3 Written notice of any motion to be discussed at Annual General Meetings must be received by the Secretary at least two (2) days prior to the meeting. Motions of an urgent nature, other than a proposal to amend the constitution, proposed by the Executive Committee, may without the required notice and with the consent of a simple majority of the delegates present (50% +1), be discussed and voted upon.
- 8.1.4 The Secretary shall circulate the final agenda with all motions submitted to him/her, to each Member Club at least one (1) day prior to the Annual General Meeting.
- 8.1.5 Each Member Club shall be entitled to appoint two student delegates to attend the Annual General Meeting and to speak and vote on its behalf at such a meeting.
- 8.1.6 The Annual General Meeting shall be conducted in the following order:
- 8.1.6 (i) reading of the notice calling the meeting;
 - 8.1.6 (ii) submission and confirmation of delegates written credentials;
 - 8.1.6 (iii) reading and confirmation of the minutes of the previous Annual General Meeting;
 - 8.1.6 (iv) matters arising from of any General Meetings and Special General Meetings which have taken place since the previous Annual General meeting;
 - 8.1.6 (v) presentation and adoption of the Chairperson's report;
 - 8.1.6 (vi) presentation and adoption of the Treasurer's report;
 - 8.1.6 (vii) presentation and adoption of the Transformation, Development and Outreach Officer's report;

8.1.6 (viii) presentation and consideration of the reports of the sub-committees of the SSU;

8.1.6 (ix) determination of Honorary Members;

8.1.6 (x) motions in terms of Article 8.1.3 above; and

8.1.6 (xi) election of office bearers in the order set out in Article 11.3 below.

8.2 SPECIAL GENERAL MEETINGS:

8.2.1 A Special General Meeting shall be held at the request of a least five (5) Member Clubs or the Executive Committee. Such meeting shall take place, at a time and place to be determined by the Chairperson within ten (10) days of the receipt by the Secretary of such request. Such request shall be in writing and shall contain details of the purpose of the meeting, including any motion(s) to be put to the meeting.

8.2.2 The Secretary shall give written notice of any Special General Meeting to each Member Club at least seven (7) days prior to the meeting.

8.2.3 The Secretary shall circulate all documentation pertinent to the business laid out in the Special General Meeting notice to Member Clubs at least seven (7) days prior to the meeting;

8.2.4 No business other than that of which advance notice has been given in terms of Article 8.2.1 above shall be discussed at a Special General Meeting.

8.3.5 Each Member Club shall be entitled to appoint two student delegates to attend any General Meeting and to speak and vote on its behalf at such a meeting.

8.3 GENERAL MEETINGS:

8.3.1 A General Meeting shall be held in each term of the University and is to feedback information on the operations of the Executive Committee to the Member Clubs. The timing of all General meetings is at the discretion of the Executive Committee.

8.3.2 The notice of the General Meeting shall be forwarded to all Member Clubs at least seven (7) days prior to the General Meeting.

8.3.3 Written notice of any motion to be discussed at General Meetings must be received by the Secretary at least two (2) days prior to the meeting. A motion of an urgent nature - other than a proposal to amend the constitution - proposed by the Executive Committee, may without the required notice and with the consent of a simple majority (50% +1) of the delegates present, be discussed and voted upon;

- 8.3.4 The Secretary shall circulate the final agenda with all motions submitted to him/her, to each Member Club at least one (1) day prior to any General Meeting;
- 8.3.5 Each Member Club shall be entitled to appoint two student delegates to attend any General Meeting and to speak and vote on its behalf at such a meeting.

8.4 POWERS, DUTIES AND FUNCTION OF MEETINGS OF THE SSU

8.4.1 Meetings of the SSU will be used to, but not limited to,:

- 8.4.1 (i) mandate the Executive Committee with recommendations to the SPC on the use and development of sports facilities;
- 8.4.1 (ii) supervise the functions of the Executive and the Standing Committees;
- 8.4.1 (iii) hear appeals against any and all decisions of the Executive, any committee, any Member Club, or any office bearer(s) or members(s) of the above, but always subject to a further right of appeal of appeal to the SPC.
- 8.4.1 (iv) decide to whom the SSU shall be affiliated in order to further its aims and objectives. Such resolution shall require a vote in its favour of two-thirds of the delegates present and voting;
- 8.4.1 (v) exercise all such further powers as may be conferred upon it in terms of this constitution, or may be reasonably necessary to achieve the objectives of the SSU;

8.4.2 All resolutions adopted at duly constituted meetings shall be binding on all Members.

8.4.3 The Chairperson shall preside at all Meetings of the Executive Committee and Meetings of the SSU.

8.4.4 In the absence of the Chairperson, the Vice-Chairperson shall preside at all Meetings of the Executive Committee and Meetings of the SSU.

8.4.5 In the absence of the both Chairperson and the Vice-Chairperson, the meeting shall elect a member of the Executive Committee to preside at all meetings of the Executive Committee and Meetings of the SSU.

9 QUORUM FOR MEETINGS

- 9.1 For all Annual General, Special General and General Meetings of the SSU, the quorum shall be 50% of all the eligible voting members defined in Article 10.1 (i.e. affiliated Member Clubs and members of the Executive Committee).
- 9.2 In the absence of the required quorum at any meeting, the business of the meeting shall be conducted without the necessary quorum, and the minutes of such meeting shall be circulated to all member clubs within seven (7) days thereof.
- 9.2.1 Any Member Club may, within fourteen (14) days of the date of the meeting, lodge an objection against any decision take at such meeting;
- 9.2.2 The Executive Committee shall within seven (7) days of receipt of an objection give notice of a Special General Meeting in order to obtain approval of the decision against which an objection has been lodged;
- 9.3 Any decision taken at a meeting conducted in terms of Article 9.2 shall be effective only:
- 9.3.1 if no objection thereto is lodged, after the lapse of fourteen (14) days from the date of the meeting; or
- 9.3.2 if an objection thereto is lodged, when the decision has been approved at the meeting convened in terms of Article 9.2.2;
- 9.4 Any objection lodged within terms of Article 9.2.1:
- 9.4.1 must be lodged within the stated period of time or the right to object shall pass; and
- 9.4.2 shall succinctly set out grounds of objection.
- 9.5 The provisions above shall also apply, *mutatis mutandis*, to Meetings of the Executive Committee.

10 VOTING AT MEETINGS

- 10.1 Only student delegates of appointed by affiliated Member Clubs and members of the Executive Committee may vote at any Meeting of the SSU.
- 10.2 Each affiliated Member Club and member of the Executive Committee shall have one (1) vote.
- 10.3 Voting shall be by a public show-of-hands or, if the meeting decides, by secret ballot.
- 10.4 No voting may be effected by proxy.
- 10.5 Except where otherwise provided in this constitution all matters determined by a vote shall be decided by a simple majority (50% + 1) of those present and voting.

- 10.6 The provisions above shall also apply, *mutatis mutandis*, to Meetings of the Executive Committee.

11 EXECUTIVE COMMITTEE OF THE SSU

- 11.1 The Executive Committee of the SSU shall be elected at the Annual General Meeting and shall serve from 1 November in the year of election until 31 October the following year or election of the next committee at an SGM or AGM should it take place after the 31st October.
- 11.2 Only student members of affiliated Member Clubs may stand for election onto the Executive Committee of the SSU.
- 11.3 The Executive Committee of the SSU shall consist of the following members
- 11.3.1 Chairperson
 - 11.3.2 Vice-Chairperson;
 - 11.3.3 Secretary;
 - 11.3.4 Treasurer;
 - 11.3.5 Transformation, Development and Outreach Officer;
 - 11.3.6 Marketing and Publicity Officer; and
 - 11.3.7 Additional Members (optional, but not more than five (5))
- 11.4 Any vacancy on the Executive Committee may be filled at any Meeting of the SSU or by co-option by the Executive Committee. Any person becoming a member of the Executive Committee in this manner may only hold office until the next Annual General Meeting. This in no way derogates from that person's right to stand for election at that Annual General Meeting.
- 11.5 Any person co-opted onto the Executive Committee shall have all the rights and duties of any Executive Committee member.
- 11.6 The Executive Committee may not be made up of more than one third co-opted members.
- 11.7 Any person shall cease to be a member of the Executive Committee if said member:
- 11.7.1 ceases to be a student
 - 11.7.2 ceases to be a member of an affiliated Member Club of the SSU;
 - 11.7.3 is excluded/suspended from an affiliated Member Club, or is excluded/suspended from the SSU, or is excluded/suspended from the University;

- 11.7.4 tenders their resignation, in writing, to the Executive Committee and such resignation is accepted by the Executive Committee; or
- 11.7.5 fails to attend two (2) Executive Committee Meetings without offering good cause, and then misses a further meeting having received written notice from the SSU Secretary.
- 11.7.6 Any member excluded or suspended may appeal, in writing against such action to the Chairperson of the SPC. Hereafter the matter falls under the jurisdiction of SPC and its Disciplinary process.
- 11.8 The powers, duties and functions of the Executive Committee shall be to:
- 10.8.1 conduct generally the affairs of the SSU;
 - 10.8.2 convene Meetings of the SSU
 - 10.8.3 deal with matters of urgency;
 - 10.8.4 represent all affiliated Member Clubs on the SPC;
 - 10.8.5 co-opt any member of the SSU to the Executive Committee either generally or for a special purpose;
 - 10.8.6 create and constitute such sub-committees, with or without the power to co-opt, as may be deemed necessary for the better running of the affairs of the SSU;
 - 10.8.7 receive and assess applications from new clubs for membership of the SSU, and to report approved applications to the SPC;
 - 10.8.8 apply to the SPC for such grants as it deems necessary for the functioning of the SSU;
 - 10.8.9 open such accounts with the Financial Officer of Sport and Recreation as necessary for the better conduction of the affairs of the SSU and to nominate the persons who are permitted to draw upon such accounts;
 - 10.8.10 asses and make recommendations to the SPC on the levels of Club grants;
 - 10.8.11 asses and make recommendations to the SPC for any additional requests for funds by any SSU body or affiliated Member Clubs;
 - 10.8.12 recommend and liaise with Sport and Recreation on the administration and organisation of sport in the University;
 - 10.8.14 in the event of a vacancy on the Executive Committee, the Executive Committee may transfer the functions entrusted to the absent member to one of the remaining members of the Executive Committee or to a co-opted member;

10.8.15 appoint delegates to all bodies in which the SSU is affiliated and on which the SSU is represented or holds observer status;

10.8.16 liaise with Sport and Recreation in regard to any and all SSU business conducted on behalf of the SSU by the Sport and Recreation;

10.8.17 approve applications by affiliated Member Clubs of the SSU to external bodies (funding or other) where appropriate;

10.8.18 provide the official channel of communication on sports matters between the SSU and other sports bodies at tertiary education institutions who share the same principles as the SSU;

10.8.19 mediate, or where necessary appeal to the SPC, in the event of a dispute between any of the following bodies or persons:

10.8.19 (i) The SSU;

10.8.19(ii) Any SSU body;

10.8.19 (ii) Any affiliated Member Club affiliated to the SSU;

10.8.19 (iv) Any member of the aforementioned bodies; and

10.8.19 (v) Any other member of an affiliated Member Club, sports body or Sports and Recreation.

10.8.20 assess, approve and make recommendations to the SPC on any proposed changes to Member Club constitutions.

11.9 The Chairperson shall:

10.9.1 be the chief executive officer of the SSU;

10.9.2 preside at all meetings of the Executive Committee and of the SSU;

10.9.3 convene a meeting of the Executive Committee whenever he or she deems it necessary;

10.9.4 sign every approved amendment to this constitution entered in the copy thereof contained in the SSU minute book;

10.9.5 delegate duties or tasks to any member of the SSU;

10.9.6 issue public press statements on behalf of the SSU;

10.9.7 represent the SSU, in consultation with the Executive Committee, in contract discussions with other organisations; and

10.9.8 be the signatory of all endorsements and approvals by the SSU and the Executive Committee.

11.10 The Vice-Chairperson shall:

10.10.1 assist the Chairperson in their duties;

10.10.2 take up all duties as may be delegated by the Chairperson; and

10.10.3 assume all the powers and duties of the Chairperson In the event of the absence of Chairperson.

11.11 The Secretary shall:

10.11.1 be the chief administrative officer of the SSU;

10.11.2 have charge of the SSU Minute books;

10.11.3 conduct the correspondence of the SSU

10.11.4 give due notice of all meetings of the Executive Committee and General Meetings of the SSU;

10.11.5 prior to the termination of the period of office of the Executive Committee, submit the following to the Serving Officer of the SPC:

10.11.5 (i) The Chairperson's Report, tabled at the AGM

10.11.5 (ii) The Treasurer's Report, tabled at the AGM

10.11.5 (iii) The Transformation and Development Officer's Report, tabled at the AGM

10.11.5 (iv) Any other report(s) tabled at the AGM;

10.11.6 take up all duties as may be delegated by the Chairperson of the SSU; and

10.11.7 In the absence of the Secretary all his/her duties shall devolve to a delegated member of the SSU Executive Committee.

11.12 The Treasurer shall:

10.12.1 be responsible to the Executive Committee for monitoring and reporting to the Executive Committee on all matters relating to the income and expenditure of the SSU during the Executive Committee's term of office;

10.12.2 prior to the termination of the period of office of the Executive Committee, submit to the Secretary of the SSU the report tabled at the AGM;

10.12.3 together with the Chairperson and/or Secretary co-sign the financial documents of the SSU; and

10.12.4 take up all duties as may be delegated by the Chairperson of the SSU.

11.13 The Transformation, Development and Outreach Officer shall:

11.13.1 be responsible for education of Member Clubs and the wider community about the roles and objectives of the SSU regarding transformation and development of sport;

11.13.2 be responsible for the theoretical debates of the SSU regarding transformation and development of sport within the University;

11.13.3 develop non-racial and non-sexist sport in general;

11.13.4 liaise with the community sports organisations;

11.13.5 be responsible for publications of the SSU relating to his/her role defined in 11.13.1 and 11.13.2 above;

11.13.6 coordinate the activities of the Transformation, Development and Outreach Officers of all Member Clubs;

11.13.7 work in consultation with the Chairperson, the Secretary and Marketing and Publicity Officer at all times; and

11.13.9 prior to the termination of the period of office of the Executive Committee, submit to the Secretary of SSU the report tabled at the AGM.

11.14 Marketing and Publicity Officer shall:

10.14.1 be responsible for overall marketing of the SSU and Sport at the University; and

10.14.2 take up all duties as may be delegated by the Chairperson of the SSU.

11.15 Additional Members shall:

10.15.1 take up all tasks as may be delegated by the Chairperson of the SSU.

11.16 The Executive Committee may request any affiliated Member Clubs to organise, or assist in the organisation, of any event or activity with which the SSU is associated.

12 CONSTITENT MEMBERSHIP AND SUB-COMMITTEES

12.1 The Executive Committee may create and constitute sub-committees, with or without the power to co-opt, as may be deemed necessary for the better running of the affairs of the SSU.

12.2 **The SSU Disciplinary Committee**

12.2.1 The SSU Disciplinary Committee shall consist of:

12.2.1 (i) The SSU Chairperson, or a member of the Executive Committee nominated by the SSU Chairperson, who shall be the chairperson of the committee;

12.2.1 (ii) two other members of the SSU Executive Committee; and

12.2.1 (iii) two (2) members of the SSU who must be a Chairperson of an Ordinary Member and elected at the annual SSU AGM;

12.2.2 The SSU Disciplinary Committee shall consider all disciplinary matters referred to it under Article 13.

12.3 The following committees, or sub-committees, shall require representation from the SSU:

12.3.1 The Sports Council of the University of Cape Town (SPC);

12.3.2 SPC Disciplinary Sub-committee operated in terms of the SPC Standing Orders;

12.3.3 SPC Bursaries Sub-committee operated in terms of the SPC Standing Orders;

12.3.4 SPC Awards Sub-committee operated in terms of the SPC Standing Orders; and

12.3.4 the SRC Sports Sub-Council operated in terms of the SRC Constitution.

13 DISCIPLINE

13.1 The SSU Disciplinary Committee shall consider all non-governance related disciplinary matters involving Clubs, or student members of Clubs, affiliated to the SSU that are referred to it by the Executive Committee.

13.1.1 After hearing input from all involved parties, the SSU Disciplinary Committee shall deliberate and make a ruling and recommendation to the Executive Committee of an appropriate sanction. Unless exceptional circumstances exist the Executive Committee shall adopt the findings of the Disciplinary Committee.

13.1.2 Should the SSU Disciplinary Committee feel unable to make a ruling, it shall immediately refer the matter to any other appropriate University disciplinary bodies.

13.1.3 Should the SSU Disciplinary Committee find any Club/student member of a Club guilty of assaulting, harassing or interfering with the rights of any other individual, while engaging in University sport activities, or of disobeying or contravening any of the rules of their sporting code or of the SSU, or of conducting themselves in any way that injures or brings the sport or the SSU into disrepute the following sanctions may be recommended:

13.1.3.1 a fine of not exceeding R 500 for a student member of a Club or R 1000 for a Club; and/or

13.1.3.2 a suspension for a period of up to two (2) years; or

13.1.3.3 expulsion from the SSU.

13.1.4 The SSU Disciplinary Committee may make a ruling in favour of one club over another as long as the decision further the aims of the SSU.

13.1.5 Any ruling and recommendations of appropriate sanctions adopted by the Executive Committee must be ratified at a Special General Meeting.

13.1.6 Any Club/member of a Club affected by a disciplinary ruling or sentence may appeal in writing to the Chairperson of SPC where after the process will proceed in terms of the rules and regulations of that body.

13.2 All office bearers of the SSU Executive Committee and member Clubs must abide by the general Code of Conduct for Student Leaders as set out in the standing rules of the Student Governance Court.

13.2.1 Any violation of the Code of Conduct referred to above, or any violation of the rules and duties by an office bearer as set forth in this Constitution, must be referred to the **Student Governance Court** which will proceed according to their standing rules. Complaints must be submitted to the **Student Governance Court** in writing within 7 days of the complainant gaining knowledge of the alleged misconduct, along with any evidence in support of the complaint.

13.2.2 Any disciplinary action initiated by the Committee must be communicated to the Member(s) concerned at the time of its being initiated.

14 PUBLICATIONS

14.1 All publications of the SSU and affiliated Member Clubs must comply with the by-laws of the SSU, SPC and the policies of the University. This shall include all publications on the internet.

15 CONSTITUTION AND AMENDMENTS

15.1 A copy of the SSU's approved Constitution shall be kept and maintained by the Secretary. Further the approved document shall be lodged with Sport & Recreation, the SPC, and the Constitutional Committee. The copy lodged with the Constitutional Committee shall take precedence over any other copies should there be any dispute as to the valid document.

- 15.2 Any dispute with regard to the meaning or interpretation of any element of this Constitution shall be referred to Constitutional Committee for a ruling and decision.
- 15.3 Any amendment to the SSU's Constitution shall be considered only at a properly convened Annual General meeting or Special General Meeting of the SSU, in terms of Articles 8.1 and 8.2 respectively.
- 15.4 The quorum requirements of Article 7 are applicable to such a Constitutional amendment meeting.
- 15.5 Any amendment to the Constitution of the SSU requires a vote in favour of such amendment(s) of at least two thirds of those present and eligible to vote at such a meeting.
- 15.6 Each and every amendment to this Constitution shall be submitted to Constitutional Committee who shall provide feedback regarding the proposed changes as well as confirming whether such changes conflict with any other student governance legislation. Following endorsement by the Constitutional Committee, they must be submitted to the SPC for ratification and final approval. Once these have been completed a new copy of the amended Constitution shall be lodged with the parties as per Article 15.1
- 15.7 If this Constitution is inconsistent with the Constitution of a higher body, in particular those of the SPC, SRC or the University rules and policies as defined by Council, at any point, then that of the higher body shall have preference.
- 15.8 The SSU is a constituent part of the University of Cape Town and all documents pertaining to and equipment belonging to the SSU remain the property of the University. All Members are subject to the rules of the University.