

THE CONSTITUTION OF THE MITTAL SQUASH CLUB (MSC) - VANDERBIJLPARK

1. Name

The name of the association is "The Mittal Squash Club".

2 Corporate Personality

2.1 The association is a voluntary, non-profit association and shall be entitled to own property whether movable or immovable and shall be entitled to sue or be sued in its own name, and, notwithstanding any change in the composition of its members from time to time, shall have perpetual succession.

2.2 The liability of any member shall be limited to the sum of the monies owing by it to the association from time to time, whether by way of subscription or otherwise.

3 Definitions

In this constitution, unless inconsistent with the context:

- i) words and expressions importing the masculine gender shall import the neuter and vice versa:
- ii) words signifying the singular number shall include the plural and vice versa:
- iii) "Amateur" shall mean any person who plays the game of squash rackets and who is not a professional;
- iv) "Association" shall mean the Mittal Squash Club:
- v) "Club" shall include club, sub-club, section of a club, school etc.
- vi) "Committee" shall mean the body of persons duly elected as such in terms of clause 10 hereof ;
- vii) "Member" shall mean any person who has been duly admitted to membership in terms of clause 7 hereof.

4 Headquarters

The headquarters of the MSC shall be at the Mittal Squash Centre in Louis Trichardt Boulevard, Vanderbijlpark.

5 Objectives

5.1 The main objective of the MSC shall be to promote, encourage, control, regulate and supervise the playing of the game of squash by men, women, boys and girls who are registered as players with the MSC.

5.2 For the furtherance of the main objective the following are ancillary objectives of the MSC :

- i. to organise, promote and supervise the playing of league and championships and tournaments and to draw up, promulgate and enforce such rules or regulations as the Committee may consider necessary therefore ;
- ii. to be a member of the Squash Rackets Association of the Vaal Triangle and Southern Africa and co-operate with them and with any other national, provincial or regional squash rackets association ;
- iii. to raise funds whether by subscription or otherwise ;
- iv. to promote and encourage non-members (not registered with MSC) to take up squash and become members of MSC ;
- v. to support MSC members to improve the quality and performance of their squash players.

6 Membership

Only the following groups of persons shall be eligible for membership of the MSC :

6.1 Membership is open to any person (ArcelorMittal or non-ArcelorMittal employees) whose principal objective is the playing of the game of squash and who meets the criteria for membership as laid out in this constitution.

6.2 The applicant must be in good standing with the Vaal Triangle and South African Squash Associations.

7 Admission to membership

- 7.1 Any person who wishes to be a member of the MSC shall apply in writing to the Secretary/Treasurer of the committee.
- 7.2 The committee shall have the right to accept or reject any application for membership without assigning any reason for their decision.
- 7.3 Membership shall commence upon the person paying the necessary fees and the committee having resolved to admit that person to membership.
- 7.4 Membership stays valid until the member withdraw from membership or membership is terminated by the committee. Membership fees can be paid in several ways, these being: Cash (annually or monthly), Bank Debit Order or Internet Banking.

8 Duties of members

Upon being admitted to membership, members agree to abide by the provisions of this constitution and such rules and regulations as have been passed in terms hereof, and to pay all subscriptions and other levies payable in terms thereof. A copy of this constitution will be provided to new members.

9 Termination of membership

- 9.1 Any member may withdraw from membership at any time by giving one month's notice, in writing, to the Secretary/Treasurer of the MSC.
- 9.2 The committee may require, without assigning any reason, the withdrawal from the MSC of any member upon 75% majority vote of the committee.
- 9.3 Any member who has paid for the year and resigns membership will not be eligible for a refund.

10 The Committee

- 10.1 The Committee shall consist of the Chairman, Vice Chairman, Secretary, Treasurer and a maximum of six additional members, who shall be elected at the Annual General Meeting (AGM). Chosen members will be elected for a period of one year and can be re-elected at the following AGM. The Chairman, Secretary and Treasurer are elected for a minimum period of two years.
- 10.2 The Committee shall have the power to add to its number by co-opting ex officio members when required.

10.3 A candidate for election to the committee shall be nominated in writing by at least one member of the Association, and such nomination together with the consent in writing of the nominee shall be delivered to the Secretary/Treasurer before the AGM.

- i. Such nomination shall specify whether the candidate concerned is nominated as an ordinary member of the committee or to a particular office on the committee, and, if the latter, to which office.
- ii. Any person who is nominated as a candidate for election to a particular office on the committee and who, upon vote, is not elected to that office, shall thereupon automatically be deemed to have been nominated as a candidate for election as an ordinary member of the committee.
- iii. Where only one person is nominated to a particular office on the committee or where the number of candidates nominated for election as ordinary members is equal to the number of vacancies then such person(s) shall be declared to have been duly elected.
- iv. Where the number of persons nominated as candidates for election either to a particular office or as ordinary member of the committee exceeds the number of vacancies then a vote shall be held by show of hands.

10.4 Election to office, or co-option to the committee shall be restricted to members who are in good standing with the Association.

11 Powers of the committee

The committee shall have power to do all things which in its discretion are necessary to further the objectives of the MSC, which powers shall include but not be limited to the following:

11.1 to employ the funds of the MSC in such a manner as it shall deem to be in the best interests of the game of squash and of the MSC ;

11.2 to act as the final arbitrator in all disputes and any other matter arising out of the game of squash in the MSC ;

11.3 to appoint sub-committees, to settle their terms of reference and delegate such powers to them as it considers fit provided that no subcommittee shall have the power to incur any expenditure of any funds of the MSC without the approval of the Secretary/Treasurer, or, failing him, the Chairman, which expenditure shall be ratified at the next ordinary meeting of the committee ;

- 11.4 to exclude any person whether a member or non-member and whether permanently or temporarily from participating in any competition or league promoted by the MSC whether directly or indirectly ;
- 11.5 subject to the rules of the game of squash rackets as prescribed by the World Squash Federation (WSF) from time to time, to prescribe such further rules or regulations in terms of which any league or competition promoted by it is to be run ;
- 11.6 to levy subscriptions, fees or other imposts as may be required to meet the expenses and to carry out the business of the MSC ;
- 11.7 to appoint selectors with the powers to select teams to represent the MSC ;
- 11.8 to decide upon the colours and emblems of the MSC and who shall be entitled to wear them ;
- 11.9 to open and operate a banking account in the name of the MSC ;
- 11.10 to manage the staff at the Squash Centre in the best interests of squash for MSC.

12 Meetings of the Committee

- 12.1 The committee shall meet not less than four times per year to attend to the ordinary business of the MSC.
- 12.2 Notice of each ordinary meeting plus the agenda thereof shall be sent or delivered to each committee member by the Secretary/Treasurer not less than one week before the meeting.
- 12.3 The Vice Chairman/Secretary/Treasurer shall with the consent of the Chairman, or, if he is unavailable, any other member of the committee, convene an extraordinary meeting of the committee whenever in his opinion, business of such an urgent nature has arisen as to make it desirable to hold a meeting immediately.
- 12.4 The Vice Chairman/Secretary/Treasurer shall give not less than forty eight hours notice of such an extraordinary meeting as well as of the business to be attended to there at to the committee members.
- 12.5 The accidental omission to give any member of the committee notice of a meeting whether ordinary or extraordinary or the non-receipt of such notice by any member of the committee shall not invalidate any resolution passed at any such meeting.

12.6 A quorum shall comprise more than half of the elected members of the committee.

12.7 Meetings shall be convened by the Chairman, or, failing him, such other member of the committee as those present shall select.

12.8 In the event of voting on any motion being equal for and against, the Chairman shall have a casting vote.

13 General meetings of the MSC

13.1 An Annual General Meeting of the members of the MSC shall be held at least once in every calendar year and not more than fifteen (15) months after holding the last preceding AGM.

13.2 The committee may, whenever they think fit, and shall, upon a requisition in writing and signed on behalf of not less than one half of the members of the MSC for the time being, convene an extraordinary general meeting.

13.3 Notice of general meetings shall be in writing and shall be digitally delivered to members not less than three weeks in advance of the meeting. Such notice shall state the place, date and hour of the meeting.

13.4 In the case of the AGM, the notice thereof shall be accompanied by the agenda, the minutes of the previous AGM and of any intervening extraordinary general meeting, the final statements of account and balance sheet, duly authorised and the Financial Report which are to be submitted to the meeting.

13.5 In the case of an extraordinary general meeting the notice shall be accompanied by a statement explaining the purpose for which the meeting is called.

13.6 The accidental omission to give any such notice to any member or the non-receipt of such notice by any member shall not invalidate any resolution passed at any such meeting.

13.7 General meetings shall be held at such time and place as the committee shall decide.

13.8 The quorum shall consist of the representatives of not less than 20% of the members of the MSC at that particular time.

13.9 If within half an hour from the time appointed for the meeting a quorum is not present, the meeting, if convened upon the requisition of members, shall be dissolved, in any other case it shall stand adjourned to the same

day within a half hour from the appointed time for the meeting, the members present by representation shall be a quorum.

13.10 The business to be done at the annual general meeting shall be:

- i. to confirm the minutes of the previous annual general meeting, and intervening extraordinary general meetings if any;
- ii. to receive and consider the report of the Chairman on the affairs of the MSC for the past year ;
- iii. to receive, consider and adopt the statement of final accounts and balance sheets for the past financial year ;
- iv. to elect a committee for posts that are vacant for the ensuing year ;
- v. to consider and resolve any particular matter of which notice has been given in the agenda ;

13.11 The following persons shall be entitled to attend general meetings and vote ;

- i. the existing committee members ;
 - ii. Save with the permission of the Chairman only persons who are entitled to attend general meetings in terms of the preceding sub-clause shall be entitled to address the meeting.
- a. 3) All motions at a general meeting shall be decided by a show of hands, unless a secret ballot is called for by the Chairman or the representatives of any two members. Sub-clause (14) below shall apply for voting.
- iii. In the event of voting on any motion being equal for and against, the Chairman shall have a casting vote.

14 Interpretation and amendment of this constitution

14.1 The decision of the committee as to the intention, meaning and effect of any provision in this constitution or of any rule or regulations passed in terms hereof shall be final and conclusive.

14.2 The provisions of this constitution may be repealed, added to or amended only by the members in general meetings provided

- i. that due notice of all proposed additions or amendments be given in the notice convening the general meeting at which such additions and alterations are to be discussed; and
- ii. that the same are passed by not less than a 75% majority at the general meeting at which a quorum is present.

This constitution was ratified at the Annual General Meeting held on 12 February 2024.

_____ **Chairman**

_____ **Secretary**

_____ **Treasurer**