

THE TRIUMPH SPORTS CAR CLUB OF SOUTH AFRICA - CAPE TOWN CENTRE

CONSTITUTIONAL RULES.

CHAPTER 1 - NAME AND OBJECTIVES

1.1 NAME

The name of the club shall be the Triumph Sports Car Club of South Africa – Cape Town Centre, a regional centre of the Triumph Sports Car Club of South Africa, and herein referred to as “The Centre”, or “Cape Town Centre”

1.2 OBJECTIVES

The Cape Town Centre is a democratic organisation established to promote the preservation of Triumph cars, the sport, interest and pastime of motoring and of the Triumph Marque by collectively representing the interests of all members regionally.

To encourage social activity between the members engaged in club activities, and to extend to enthusiasts, owners and drivers of Triumph cars and their friends all the usual hospitalities, privileges, advantages, conveniences and accommodation enjoyed in connection with a club, and that it shall cultivate reciprocal relations with kindred clubs and associations.

CHAPTER 2 - CLUB STRUCTURE

2.1 NATIONAL BODY

The Centre shall be part of The Triumph Sports Car Club of South Africa (hereinafter referred to as the TSCC of SA), which shall be governed by the National Body under its own constitution. The TSCC of SA is responsible for functions on a national level and its powers and areas of competency are outlined in their constitution. Decision making and governance on this level is entrusted to the National Committee.

2.2 REGIONAL CENTRES

The Cape Town Centre is recognised as the primary operational level of club activity of the TSCC of SA and shall be properly formed and constituted in accordance with the provisions of the national constitution as well as terms of this constitution.

This constitution and/or any amendment thereto shall be submitted to the committee of the National Body for ratification and acceptance.

2.3 No rights conferred on members by The Centre’s constitution, and not contained in the National Constitution, shall override the rights conferred by the National Constitution.

CHAPTER 3 - MEMBERSHIP

Definition - Member in good standing.

A member in good standing shall be defined as any member whose membership is fully paid up and who is not serving a Club imposed disciplinary sanction that withdraws their good standing.

To this end the Secretary, or his/her appointed nominee shall have a Register available for signature at all Centre functions. The onus is on the member to ensure that they have signed

the Register. A sub-committee comprising the Chairman, Secretary and Treasurer shall collectively retain the right to determine the status of a “member in good standing” if the above criteria have not been met. Country members will be given discretion in respect of the required attendance at Club Functions.

3.1 ORDINARY MEMBERS

Ordinary membership of the TSCC of SA shall be available on approval of application, through membership of the Cape Town Centre, to those who own a Triumph car or to those who share in the interests of Triumph car owners even if they may not themselves own a Triumph car. Such members shall pay subscriptions to the Cape Town Centre which shall include any contributions due to the National Body. Voting rights in the Cape Town Centre and the National Body are granted to all ordinary members of good standing (as defined), which may also be exercised by proxy vote.

3.2 HONORARY MEMBERS

A member of good standing may propose a person for honorary membership of the Cape Town Centre. Such a proposal must be made in writing to the Chairman with a full motivation. The nominee must be a person who has rendered an exceptional service to the Cape Town Centre. Honorary members shall be entitled to all the rights and privileges of the club for life without payment of subscriptions. Such a member will remain an ordinary member of the National Body, whose subscriptions to the National Body shall be paid by the Centre. A register of Honorary members shall be kept.

Proposals must reach the Chairman at least three months prior to the date of the next Annual General Meeting. The Chairman, in consultation with the Committee, will decide if the nominee’s name should be put forward for confirmation as a Honorary member at the next following Annual General Meeting. In coming to their decision the Committee will consult with the proposer.

3.3 COUNTRY MEMBERS - any member residing outside of a 100km radius of Cape Town Railway Station shall be defined as a country member.

3.4 PARTNER MEMBERSHIP- Partner membership is available to spouses and regular partners of ordinary members; in which case they shall be full members both of the National Body and of The Centre. Both parties shall have the same rights and privileges as ordinary members. The Centre will submit the affiliation fee to the National Body, while the Partner members will only receive an individual copy of the Centre’s newsletter and a Sabrina. (The table below is illustrative of the fee structure.)

Member type	Fee	=	centre fees	+	SABRINA	+	affiliation fee
Ordinary member(1 person)	R310		R170		R120		R20
Partner membership (2 people)	R340		R10				R20

****Note these are just illustrative amounts. The R20 affiliation fee ensures that both parties are registered as members Nationally.***

3.5 MEMBERSHIP FEES -

Membership fees shall be determined by the governing committee and shall fall due and payable on the 1st January each year. All membership fees for the National Body shall be collected by the centre and shall be forwarded on the member’s behalf to the

National Body. Membership will be terminated if such fees have not been fully paid by the last day of February.

3.6 RIGHTS OF MEMBERS

Members in good standing (as defined) shall have full rights to nominate candidates for the National and Regional Committees, elect them, and hold office if duly elected. All members in good standing shall be entitled to attend and participate under applicable rules in meetings, programmes, and other activities of the club and shall have the privilege of borrowing, subject to applicable regulations, books, publications, slides etc. belonging to the club. All members shall be entitled to purchase any publications or spare parts held by the club or administered on its behalf.

Membership of the Centre, in whichever category, does not and shall not give to any member any right, title, interest, claim or demand in any of the cash funds, property or assets of the club, but only confers upon such members the right and privilege of entering the club, and subject to such restrictions and changes as the Committee may from time to time impose, and subject to the rules of the club from time to time in force.

The liabilities of the members of the club are limited to the payment of any amount owing by them to the club under these rules.

3.7 INDEMNITIES

All members of The Centre shall undertake to sign the Declaration of Indemnity as issued by the South African Marque Club Association, SA Motorsport or whichever controlling body which may be in authority at the time, and to which the TSCC of SA may be affiliated, providing full indemnification against any claim for damage or injury which may arise at a function or event organised or sponsored by the centre or kindred clubs forming part of SA Motorsport or any of its chapters. This indemnity shall be extended by all members to include their spouses, family and friends participating in such events.

All centre members and committee members shall be indemnified against any claim as a result of negligence or other causes out of the members' control in the management of the financial affairs of the club or functions and events organised by the club.

3.8 SUSPENSION OR TERMINATION OF MEMBERSHIP

The Committee shall have the right to terminate or suspend the membership of any member who, by word or action, brings the Centre into disrepute, or whose activities are found to be inconsistent with the objectives and interests of the Centre. The member concerned shall be notified in writing of the Committee's decision and may exercise a valid right of written appeal to the National Committee within 21 days of the date of the Committee's decision. A copy of such appeal MUST simultaneously be lodged with the Centre for the appeal to be valid. The decision of the National Committee shall be binding on both parties.

3.9 VISITORS/GUESTS

Members are permitted to invite visitors or guests to all Centre functions. However, no visitor or guest may attend more than 3 Centre functions in any one calendar year without themselves applying for membership or ceasing to participate in events organised by the Centre.

3.10 Definition - Visitor/guest includes any non-club member who is not a regular partner of an ordinary member.

CHAPTER 4 – ELECTION OF OFFICE BEARERS

4. Nomination of office bearers. Nomination and election of candidates as office-bearers of the Club or as ordinary members of the committee will take place at the AGM .

4.1 Nomination

Each candidate for the Committee shall be nominated by a member of the Club and seconded by another member; both being in good standing with the Club and shall be lodged in writing on the prescribed nomination form which shall be supplied by the secretary. The nominated candidate shall indicate his consent to the nomination.

4.2 Date to be submitted

Nominations shall be lodged with the secretary of the Club not later than fourteen (14) days preceding the annual general meeting.

4.3 Nominations from the floor. Should insufficient nominations be received prior to the AGM, nominations shall be accepted from the floor.

4.4 Co-opted members. The Committee shall have the power to co-opt members to the Committee.

4.4 Assumption of office. The new Chairman, elected at the AGM shall immediately assume the responsibility of Chairman, and the new Committee, elected at the AGM, shall assume duties with effect from 1 December of each year.

CHAPTER 5 - MANAGEMENT OF REGIONAL CENTRE

5.1 The management of The Centre shall be vested in a committee elected at the Annual General Meeting. Such committee shall consist of a chairman, secretary, treasurer and a minimum of 3 other members. The committee shall have the power to co-opt additional members.

5.2 The committee of the Centre shall meet once a month or as frequently as shall be determined from time to time, with a minimum of ten (10) meetings annually. At each meeting the chairman of the Centre shall preside. In his absence a chairman shall be elected from among the committee members present. A quorum at committee meetings shall consist of not less than half the committee members. Decisions shall be made by a show of hands or by secret ballot. In the case of equality of votes, the chairman shall have a casting vote as well as a deliberative vote.

5.3. Minutes shall be kept of all proceedings and shall be stored and maintained in an appropriate electronic format for future reference.

5.4. No liabilities may be incurred on behalf of The Centre, other than by a resolution of the committee. The Centre shall not incur any liability on behalf of the National Body.

5.5 The financial year shall be from 1 December to 30 November. As soon as possible after the end of the financial year, but not later than 31 December ensuing, the

financial books of The Centre shall be balanced and an income and expenditure statement be presented at the Annual General Meeting. Should the Regional Committee deem it necessary, they may appoint Auditors (qualified to practice as such) whose duty shall be to audit the books of the Club as often as may be deemed necessary or as often as the Regional Committee may direct.

- 5.6 All moneys received shall be deposited in a bank account approved by the committee and all withdrawals shall be signed by two approved signatories. The bank account shall be in the name of The Centre.
- 5.7 The committee may invest funds temporarily, in the name of The Centre, in any leading first class banking institution in the Republic of South Africa.
- 5.8 All contracts, cheques and other documents shall be signed by two committee members appointed for the purpose.
- 5.9 The Chairperson, or his appointed nominee, shall be responsible, inter alia, for producing a monthly Regional newsletter.
- 5.10 TRUSTEES OF CLUB PROPERTY
Any property, estate and effects shall be vested in at least two trustees, being the Regional Chairperson and at least one other appointed member of the Regional Body, provided that the control and management of such property, estate and effects shall be by the Regional Body. Financial control of the Trust shall be vested in the appointed Trustees of the fund.
- 5.11 SIGNATURE OF CLUB DOCUMENTS
All powers of attorney, contracts, cheques and other documents to be executed on behalf of the Regional Body shall be signed by any two members nominated by the Regional Committee.

CHAPTER SIX - GENERAL MEETINGS

- 6.1 CLUB YEAR
The Club Year shall begin on the 1st December and end on the 30th November of the same year.
- 6.2 QUORUM & VOTING:
A quorum at general meetings shall consist of 20 % of the membership. Decisions shall be made by a show of hands or by secret ballot of those members present at the meeting. Each member present and entitled to vote shall have one vote. Any member of good standing, not present, shall be entitled to appoint a proxy, in writing. In the case of equality of votes, the chairperson of the meeting shall have a casting vote as well as a deliberative vote.
- 6.3 FREQUENCY OF GENERAL MEETINGS:
The Centre shall arrange general meetings as often as may be necessary or as frequently as determined by the members from time to time.

6.4 CHAIRPERSON TO PRESIDE

The Regional Chairperson, or in his absence, a member of the Regional Committee appointed, shall preside at all meetings.

6.5 NOTICE OF ANNUAL GENERAL MEETINGS

The Annual General Meeting of members of the Regional Body shall take place annually. At least one calendar month notice shall be given of all General Meetings of the Regional Body, setting out the date, hour and place of such meeting.

6.6 OFFICE BEARERS

The Committee shall comprise Chairman, Secretary, Treasurer and minimum of 3 additional committee members. The Committee shall retain the right to co-opt additional office bearers.

6.7 SPECIAL MEETINGS:

At the written request of at least 15 members, the chairman shall be obliged to call a Special General Meeting to discuss only the matter raised. Such meeting shall be called only after two weeks' notice of the time, date, place and agenda of the intended meeting has been circulated to all members, and not later than six weeks after the date of such request.

6.8 SUB-COMMITTEE APPOINTMENTS:

The committee of the Centre may appoint sub-committees from its own members or from the membership, to deal with matters of a general or special nature. The Chairman of the Centre shall be an ex-officio member of all such sub-committees. Every sub-committee may meet from time to time, and may adjourn from place to place. No business shall be transacted unless at least two members of the sub-committee are present.

CHAPTER SEVEN - CLUB ACTIVITIES AND PARTICIPATION

7.1 Club members shall be obliged to pay their subs, uphold the constitution and support the Regional Centre by means of attendances at arranged meetings or outings. Members are also obliged to sign the prescribed indemnities.

7.2 The Regional centre's obligations to member shall include:

7.2.1 Ensuring that all members receive a copy of the Constitution.

7.2.2 Provide membership cards and receipts for all financial transactions.

7.2.3 Producing a regular newsletter - the purpose of such newsletter being to keep members regularly informed of the Centre's activities, report back articles on events organised by the Centre.

7.2.4 The Centre shall organise regular Club meetings as well as month end outings.

7.2.5 The Centre shall be obliged to inform Insurance Underwriters of any lapsed membership in those instances where Club membership is a prerequisite for reduced insurance rates.

CHAPTER 8 - CONSTITUTIONAL MATTERS.

8.1 EFFECTIVE DATE

The effective date of this constitution, as amended, shall be the date of the SGM held on 30 January 2016..

8.2 ALTERATION TO THE CONSTITUTION

No constitutional rule shall be repealed or altered, and no new constitutional rule shall be made, save by a resolution of majority of two-thirds of the votes cast at the Annual General Meeting, of which due notice has been given in terms of this constitution. Such notice shall set forth clearly the new constitutional rule or the alteration to any existing rule, which it is intended to propose at such meeting.

Any amendments proposed to this constitution shall be proposed by the Centre Committee or by written petition of at least ten percent of the members of the Centre and made to the Committee, including a full motivation thereof, who will publish such proposals at least three months prior to the next Annual General Meeting where the proposals will be tabled and voted on by all members present and by way of proxy votes.

8.3 INTERPRETATION OF THE CONSTITUTION

Where any doubt or dispute shall arise as to the proper construction or interpretation of the forgoing Constitutional Rules, or should any question arise which is not provided for in these Rules, then the matter shall be referred to the Centre Committee whose decision shall be final.

8.4 CENTRE AFFILIATION

The Centre may be affiliated to other clubs or organisations, motoring or otherwise, provided that this affiliation is not in conflict with the spirit and objectives of the centre nor in conflict with the provisions set out in this constitution. Such affiliation will be decided on by the Centre Committee, and any membership fees which may be payable will be recovered from the members of the centre. Termination of such affiliation will likewise be decided on by the Centre Committee.

The Centre may choose to be affiliated to other appropriate bodies provided that this affiliation is limited to that regional centre only, and is not in conflict with the provisions of this constitution.

9. DISBANDMENT

The Regional Centre may be disbanded by reason of inactivity or any other cause decided on by a two thirds majority vote at the AGM of the Centre. In the event of the Regional Centre being disbanded, all its remaining assets will be liquidated and forwarded to the National Body. In the event of the National Body and the Regional Centre both being simultaneously disbanded the Centre's assets shall be distributed to charitable, educational or ecclesiastical institutions of a public character and which themselves are exempt from tax.