



CONSTITUTION

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CONSTITUTION

1. TITLE

The Association shall be called Eastern Gauteng Aquatics (EGA) and shall be affiliated to Swimming South Africa (SSA), and is the only authority (in accordance with section 1 (e) of the National Sport and Recreation Act 18 of 2007) which it recognises as the sole governing body of Swimming, Diving, Water Polo, Synchronised Swimming, Masters and Open Water Swimming within the borders of the Republic of South Africa, and is a voluntary association without gain.

This document must be read in conjunction with the attached Bye-laws. Rules, Policies and Strategies of EGA, SSA and SSA's association with registered bodies

2. DEFINITIONS

2.1 The following words will have the under-mentioned meaning, unless otherwise stated:

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| 2.1.1 | Athletes: | All Swimmers, Open Water Swimmers, Synchronized Swimmers, Divers and Water Polo players, Master Swimmers and Learn to Swim Students – in other words, all participants in all Aquatics Disciplines, able bodied and persons living with disabilities |
| 2.1.2 | Members: | The collective name for Affiliated members, Associated members, Executive members and Life members when used to refer to members of EGA that are represented at any General Meeting. Members can also be members of committees or sub-committees, but then they will be indicated as such |
| 2.1.3 | Affiliated members: | These are the clubs spread over the area of jurisdiction of EGA who are affiliated to it. |
| 2.1.4 | Associated members: | These members are important role-players in Aquatics in the area but not clubs as defined in clause 4.1 |
| 2.1.5 | Individual members: | Clubs has individuals as members, who become members through their clubs of EGA, and through registration to SSA. |
| 2.1.6 | Capitated members: | Individual members registered through EGA to SSA. (Athletes, coaches, administrators and technical Officials. |
| 2.1.7 | Executive members: | Members of the EGA Executive Committee |
| 2.1.8 | Life members: | Individuals honoured for their dedication to the sport with Lifelong free membership of the association. |
| 2.1.9 | Competitors: | All athletes in all the disciplines |
| 2.1.10 | Code of Conduct: | means the Code of conduct, as amended from time to time, as set out in Appendix II hereto. |
| 2.1.11 | Disciplinary Enquiry: | shall mean a disciplinary enquiry, investigation or the like in which Individual Members, Clubs or Affiliate Members may be involved |
| 2.1.12 | Grievance Procedure: | shall mean the step-by-step process that an Individual member, Club, Affiliate Member must follow to have his or her complaint addressed satisfactorily. |
| 2.1.13 | Days: | means full calendar days, inclusive of public and other holidays. |
| 2.1.14 | Calendar Year | 01 January to 31 December of each year |
| 2.1.15 | Association | Eastern Gauteng Aquatics |
| 2.1.16 | Capitation Form | the form that an Individual Member completes and acknowledges that SSA is the only recognised body in the Republic of South Africa that governs Aquatics, and binds the individual Member to the Constitution and the provisions thereof |
| 2.1.17 | Capitation Fee | levies, remittances, and the like associated with the Capitation Form |
| 2.1.18 | Club | a group of capitated Individual Members within a District, appropriately constituted, to meet the objectives set out by the district, Affiliate and SSA |
| 2.1.19 | Code of Ethics | the code of Ethics, as amended from time to time |
| 2.1.20 | Competition | any District, Affiliate, National or International aquatic competition or the like, involving any of the aquatic disciplines |
| 2.1.21 | Competitor | an individual competitive member of a Club, duly capitated through the completion of the Capitation Form participating in any of the discipline competitions set up by Districts, Affiliates or SSA |

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| 2.1.22 | Constitution | this Constitution, its provisions, the Appendices hereto, Bye-Laws, Rules, Policies and due decisions and/or orders arising there from, as amended from time to time |
| 2.1.23 | Financial Year | 01 May to 30 April of each year |
| 2.1.24 | General Meeting | a General Meeting of Affiliated and Associated Members |
| 2.1.25 | Guardian | a person who has the legal authority and the duty to care for the personal and property interests of a minor |
| 2.1.26 | Headquarters | Boksburg North |
| 2.1.27 | Legal Guardian | a person who has the legal authority and the duty to care for the personal and property interests of a minor |
| 2.1.28 | Minor | all persons under the age of eighteen (18) |
| 2.1.29 | Officials | those members of Clubs, other than Athletes/Competitors, who are responsible for Club activities, and are fully capitated and up to date with the payment of their capitation remittance to their club, District, Affiliate and SSA. Failure to be capitated will not permit the official to participate in District, Affiliate and SSA activities |
| 2.1.30 | Parent | a person who has the legal authority and the duty to care for the personal and property interests of a minor |
| 2.1.31 | Selection Committees | Individual Members from all disciplines, appointed by EGA, who when required, recommended to the Executive Committee, individual or teams to represent EGA |
- 2.2 The official language of Eastern Gauteng Aquatics shall be English.
- 2.3 Words in the singular shall include the plural, words in the plural shall include the singular; words of the masculine, feminine or neutral gender shall include any gender, except in the specification of a competition being for male or female competitors; and correction of any manifestly evident typographic errors shall be made.

3. OBJECTIVES

The objectives of EGA are to:

- 3.1 control and promote swimming, diving, water polo, synchronised swimming, masters and open water swimming within its area of jurisdiction as defined in the Constitution of SSA;
- 3.2 facilitate inter-provincial competition;
 - 3.2.1 ensure that EGA and its affiliated bodies do not practice discrimination on the grounds of race, religion, political association, creed, colour or class;
- 3.3 encourage the practice of swimming for all in South Africa with the purpose of:
 - 3.3.1 reducing the frequency of drowning tragedies in South Africa;
 - 3.3.2 providing healthy exercise and recreation for all; and
 - 3.3.3 recruiting recreational swimmers to compete in the various disciplines of the aquatic sports
- 3.4 ensure that the public facilities are made available to be shared by all;
- 3.5 encourage the provision of new facilities in areas where they are most needed;
- 3.6 carry out such other activities as may be desirable to promote the sport;
- 3.7 promote compliance with FINA rules as required by SSA regarding the conduct of all aquatic competitions within the scope / area of jurisdiction of this Association.

4. MEMBERSHIP

- 4.1 Affiliated Members
 - 4.1.1 All aquatic clubs catering for one or more of the disciplines defined in 2.1 above and situated within the area prescribed by SSA shall be eligible for membership of, and affiliation to, Eastern Gauteng Aquatic Association
 - 4.1.2 A bona fide body, on either a local/area or other basis shall be eligible for membership of, and affiliation to, EGA, as an Affiliated Member

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- 4.1.3 The Affiliated Members of EGA, and their respective areas of jurisdiction, are set out in Appendix I hereto.
 - 4.1.4 Each Affiliated Member shall acknowledge in its Constitution and Rules, that SSA is the only recognized body in the Republic of South Africa that governs the aquatic disciplines, and that it is bound by the provisions of the Constitution of EGA and SSA.
 - 4.1.5 The constitution and rules of an Affiliated Member must be aligned to that of EGA and SSA and not be in conflict with those of EGA or SSA. It should embrace the objectives of the EGA Constitution
 - 4.1.6 In the event of such conflict arising, the Affiliated Member agrees that the provisions of the EGA Constitution shall super cede those of the Affiliated Member
 - 4.1.7 Affiliated Members shall provide EGA with a copy of their Constitution
 - 4.1.8 No Affiliated Member shall have any kind of relationship with a suspended body
 - 4.1.9 No Affiliated Member or individual member of an Affiliated Member may sit on any Committee, Executive or Council, or act as an official at or take part in any competition, whilst under sentence of disqualification or suspension for any offence committed by himself/herself
 - 4.1.10 All recognised Swimming, Water Polo, Diving, Synchronised Swimming and Open Water Swimming Clubs are required to register with EGA in terms of the SSA Constitution should they be situated within the EGA's area of jurisdiction
 - 4.1.11 EGA shall have the power to suspend and/or expel an Affiliated Member for violation of this Constitution and/or Bye-Laws and/or Rules after due consultation. The respective Member is allowed to appeal this decision as set out in this Constitution
 - 4.1.12 During the period of suspension and/or expulsion from Membership, the Affiliated Member and its individual members, will not be able to participate in any of the activities of EGA
- 4.2 Associated Affiliated Members
Associations formed in terms of clause 5.1 of the Constitution of SSA shall be entitled to one representative who may attend meetings of EGA. The nominated representative may enter into discussion on matters relevant to its officers, but shall have no vote at such meetings.
- 4.3 Associated Members
- 4.3.1 EGA in General Meeting may admit other aquatic organisations as Associated Members upon written application to the Secretary of the Executive Committee, which application shall include a copy of the applicant's constitution, code of ethics, and rules of the applicant, and any other information that may pertain or that EGA may require in support of the application.
 - 4.3.2 EGA may in a General Meeting, may admit other national organisations of aquatic interest, as Associated Members.
 - 4.3.3 Associated Members shall each be entitled to one representative who may attend meetings of EGA and enter into discussion on matters relevant to the officers of such Associated Members, but shall have no vote at such meetings.
 - 4.3.4 Each Associated Member shall acknowledge in its constitution and rules, that it is bound by the provisions of the Constitution of Eastern Gauteng Aquatics
 - 4.3.5 The constitution and rules of an Associated Member must not be in conflict with those of EGA. In the event of such conflict arising, the Associated Member agrees that the provision of the EGA Constitution shall super-cede that of the Associate Member.
 - 4.3.6 Eastern Gauteng Aquatics recognises the following Associated Members:
 - 4.3.6.1 Masters
 - 4.3.6.2 Primary School representatives
 - 4.3.6.3 High School representatives
 - 4.3.6.4 Coaches
 - 4.3.6.5 Officials
- 4.4 Life Members
- 4.4.1 EGA, in General Meeting, passed by a two-thirds majority of those present and eligible to vote, may elect Life Members who shall have been duly nominated by Affiliated or Associated Members.
 - 4.4.2 Life Members may attend meetings of EGA in a consultative capacity as required and have one vote.
 - 4.4.3 Life Members are not subject to any fees.
- 4.5 Individual Members of Affiliated Members
- 4.5.1 All individual members of Affiliated Members shall automatically become Members of EGA.
 - 4.5.2 In being a member of an Affiliated Member, the individual member will be bound by the Code of Conduct as outlined in Appendix II hereto.

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- 4.5.3 Any individual member participating in any competition falling under the jurisdiction of either EGA or its Affiliated Members, shall be deemed to be an individual member, and shall be bound by the duties and obligation of a Member, notwithstanding the fact that his membership has not been registered with an Affiliate Member. Such individual member shall be bound by the duties and obligations required of a registered individual Member, and of the jurisdiction of EGA over him, yet shall draw no benefits from such deemed membership until he is officially registered with EGA through an Affiliated Member
- 4.5.4 EGA shall have the power to sanction an individual member of an Affiliated Member for violation of this Constitution, and/or its Bye-Laws, and/or its Rules

5. APPLICATION FOR MEMBERSHIP AND CONTINUATION OF MEMBERSHIP

- 5.1 All applications for Affiliate and Associate Membership of EGA shall be made in writing and must be accompanied by the amount of the Annual Subscription for the class of membership for which application is made (which shall be refunded should the application not be approved), together with a copy of the constitution and rules, as well as a list of Office Bearers and where applicable, previous year's financial statements of the applicant and any other information that EGA may require.
- 5.2 Such applications shall be considered at a General Meeting of EGA and may be accepted only if passed by a two-thirds majority of those present and eligible to vote at such meeting. Notwithstanding the foregoing provision of this sub-clause 5.2, the Executive shall have the power, subject to the proper observance of the rest of clause 5, to approve provisional membership of the applicant, subject to confirmation by the required two-thirds majority at the next General Meeting of the Association.
- 5.3 The competing members of any applicant must be Amateurs as defined by the FINA and the constitution of the applicant must contain a published rule to that effect.
- 5.4 The name and colours of the applicant shall be approved by the Association
- 5.5 In Accordance with SSA constitution and statutory requirements, each Affiliate member shall be required to:
 - 5.5.1 Have a properly elected governing body with at least four office bearers elected regularly but at least once every second year. They must be at least
 - 5.5.1.1 A Chairman
 - 5.5.1.2 Vice-Chairman
 - 5.5.1.3 Secretary
 - 5.5.1.4 Treasurer
 - 5.5.2 Keep proper record of all meetings
 - 5.5.3 Have a constitution that acknowledge EGA as the custodian of Aquatics in Eastern Gauteng and SSA as custodian of Aquatics in South Africa
 - 5.5.4 Keep proper financial records and operate a bank account at a registered commercial bank in South Africa
 - 5.5.5 Comply with all statutory requirements
- 5.6 The affiliate member shall annually provide EGA with the following at the EGA AGM:
 - 5.6.1. List of names and contact information of its EXCO as per 5.5.1 above
 - 5.6.2. Full Financial Statements (Including an Income and Expenditure Statement)
 - 5.6.3. Delegate credentials
 - 5.6.4. Copy of constitution if any alterations were made during the preceding year
- 5.7 The affiliate member shall forward a copy of any application for Grant in Aid or other financial assistance from any level of Government, the Lotto or any other Statutory Body for approval to EGA Executive Committee
- 5.8 Committee members as per 5.1 associated with the club must be capitated and registered by 31st May of the year in which the application is made
- 5.9 The club must be in good financial standing with Eastern Gauteng Aquatics

6. ANNUAL SUBSCRIPTIONS

- 6.1 Subscription fees
- 6.1.1 The annual subscription payable by all Affiliated Members shall become due and payable at the first Executive Meeting of the Association held after the Annual General Meeting of the Association in any season, or, in the case of new affiliations, on the date of acceptance, and shall be a sum determined by that Annual General Meeting.
- 6.1.2 Should any Member be more than one month in arrears with its subscription, its delegate or delegates shall not have the right to attend any meeting of EGA and all rights and privileges arising from its membership of EGA shall be suspended until the arrears due to EGA shall have been paid.
- 6.1.3 The defaulting member shall, notwithstanding the foregoing suspension of rights and privileges, continue to remain liable to EGA for the fulfilment of all its obligations.
- 6.1.4 Notwithstanding anything hereinafter contained, a Member which fails to pay its annual subscription by 30th June following its due date shall, ipso facto, be removed from membership and may only be re-admitted on making an application for reinstatement, which shall not be considered until the applicant shall have made payment of all amounts owing by it to the Association. SSA will be notified of such a default and be requested not to allow participation in any SSA events
- 6.1.5 Any Affiliated Member who may want to withdraw its affiliation from EGA shall give written notice thereof to the General Secretary advising from which date the withdrawal will become effective. The affiliation ends immediately, but no refunds of fees will be made.
- 6.1.6 EGA Executive shall have the power to expel an Affiliated Member for violation of this Constitution and/ or Bye –Laws and/or Rules after due consultation. The respective Member is allowed to appeal this decision
- 6.2 Capitation fees
- 6.2.1 Each Affiliated Member (club) shall pay the Association on or after 1st May of each year a per capita levy for each swimmer, diver, water polo player, synchronised swimmer, and official previously registered with the Association of the immediately preceding 1st May as a member of that club.
- 6.2.2 The amount of the per capita levy shall be reviewed annually and may be increased. Such increase shall be determined by the Executive and ratified at the Annual General Meeting. To this amount shall be added the amount of the capitation fee payable by the Association to SSA in respect of each swimmer, diver, water polo player, and synchronised swimmer and official
- 6.2.3 The remittance shall be accompanied by the applicable schedule listing the required details of the registered members of the Affiliated Member as at 1st May.
- 6.2.4 A further remittance, accompanied by a schedule, must be made by the 10th of each subsequent month for each new swimmer, diver, water polo player, synchronised swimmer and official registered after 1st May, up to and including 30th April of the following year and not included on the schedule rendered on the aforesaid 1st May.
- 6.2.5 Members of Affiliated Members and Associated Affiliated Members shall be capitated once only with EGA and SSA respectively.
- 6.2.6 A registered member is free to join a club of his/ her choice
- 6.2.7 Competitors must register separately for each discipline in which they compete but only one capitation fee is payable.

7. CORPORATE GOVERNANCE AND LEGAL STATUS

- 7.1 The association shall be a voluntary association without gain that:
- 7.1.1 Exist in its own right, separately from its members
- 7.1.2 Be able to own property and other possessions
- 7.1.3 Be able to sue and be sued in its own name
- 7.1.4 Will continue to exist even when its members and/or office bearers change
- 7.2 The affairs of the Association will be controlled in General meeting consisting of:
- 7.2.1 The Executive Officers, each having one vote.
- 7.2.2 Honorary life members, each having one vote.
- 7.2.3 Affiliate Members (Clubs) represented by two delegates with one vote each.(Executive Officers and Honorary Life Members may not be a club delegate as well)

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- 7.3 Such delegates shall be members of the Affiliated Member they represent and shall be appointed in writing. Such written appointments shall be in the hands of the Secretary before the commencement of the meeting failing which such delegate will not be entitled to vote.
- 7.4 No person shall be entitled to act as a delegate for more than one Affiliated Member.

8 EXECUTIVE

- 8.1 The Association shall in General Meeting elect an Executive who shall be responsible for the day-to-day affairs of the Association between General Meetings.
- 8.2 The Executive Members of EGA shall consist of a President, Vice-President, General Secretary, Treasurer and Development Officer. The officers of the Association shall have full voting rights at all meetings. The Administrator shall be an Ex Officio member of the executive with no vote.
- 8.2.1 Should a vacancy on the Executive Committee, be it through resignation or dismissal, occur prior to an Annual General Meeting, the nominee with the next highest number of votes shall be appointed to the vacancy.
- 8.3 The officers of EGA shall hold office for a period of two years following their election at an Annual General Meeting of the Association. Retiring officers shall be eligible for re-election at the end of their two year term of office.
- 8.4 All Affiliated Members shall have the right to nominate Executive Officers. The written acceptance of nomination by each nominee, other than retiring officers, shall be furnished by the Member making the nomination failing which such nominations shall not be accepted. Such nominations and acceptances, on a nomination form approved by EGA, shall be in the hands of the General Secretary at least 21 (twenty one) days prior to the date of the Annual General Meeting and all nominations shall be in the hands of the Affiliated Members and members of the Executive not less than 14 (fourteen) days prior to such meeting
- 8.5 The Executive shall have the right to appoint Executive Officers to fill any vacancies which may occur, for whatever reason, between General Meetings, which appointment will endure until the next General Meeting in accordance with the provisions of 11.9 and failing such a successful appointment to appoint an alternative candidate to the vacant position.
- 8.6 No person shall be entitled to act as delegate for more than one Affiliated Member and no Executive Officer or Honorary Life Member shall be entitled to act as a delegate for any Affiliated Member
- 8.7 The Executive shall have the powers to apply for any Grant in Aid or Financial support for which EGA or any of its affiliates or any project in EGA may qualify according to the rules of the grantor inside or outside South Africa
- 8.8 The Executive may delegate such powers and duties to committees, employees or officers as may be necessary to improve the effectiveness of EGA.

9 POWERS OF THE ASSOCIATION

Eastern Gauteng Aquatics is a voluntary association with full legal personality and with a continuing existence, independent of changes in membership and office bearers, of indefinite duration The management and control of EGA shall be exercised through the Executive of EGA and the delegates of the Affiliated Members assembled in General Meeting.

Without in any way derogating from the general powers of EGA, the following powers may, inter alia, be exercised at a General Meeting:

- 9.1 The power to purchase, lease or hire fixed property in the name of EGA where it shall appear to be in the best interest of EGA and upon such terms as it may deem expedient to be utilised solely for the purpose of conducting the sporting activities controlled and promoted by EGA.

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- 9.2 The power to discipline and/or sanction any Affiliated Member, or member thereof, which or who, in its opinion, has been guilty of any misconduct warranting such action.
- 9.3 At all times control of registered members shall be exercised by EGA through the Affiliated Member where the member is registered.
- 9.4 The power to add to, alter or revoke any of the Articles of Constitution of EGA at any Annual or Special General Meeting, provided that no such addition, alteration or revocation shall be considered unless 21 Twenty-one days' notice of motion in writing shall have been given to the General Secretary and to each Affiliated Member at least 14 (fourteen) days before such meeting.
- 9.5 Such proposed addition, alteration or revocation, to become effective, shall require a two-thirds majority of those present and voting. Any amendments to the Constitution shall be submitted to SSA. This constitution must align with the SSA constitution. If there are any contradiction between this constitution and that of SSA, the applicable SSA clause will apply.
- 9.6 The power to arrange, suspend or abandon any or all of its competitions or, in their stead, substitute others.

10 POWERS OF THE EXECUTIVE

The powers and duties of the executive members shall be:

- 10.1 To deal with all matters of a routine nature during the periods between General Meetings of EGA and which matters are not specifically required to be dealt with by EGA in General Meeting in terms of these laws
- 10.2 In addition to the specific powers of the executive as stipulated in these sub-clauses of clause 10, the Executive has the power and authority to take any action required to achieve the objectives of the association.
- 10.3 The power to purchase, lease or hire moveable property in the name of EGA where it shall appear to be in the best interest of EGA and upon such terms as it may deem expedient to be utilised solely for the purpose of conducting the sporting activities controlled and promoted by Eastern Gauteng Aquatics.
- 10.4 To purchase such stationery and office requisites as may be reasonably required for the purpose of carrying on the affairs of EGA.
- 10.5 To draft by-laws and set administrative rules to ensure the effective management of the affairs of the association.
- 10.6 To give rulings within its powers on matters referred to EGA by its Affiliated Members
- 10.7 To keep proper record of all records.
- 10.8 To arrange for the proper conduct and management of the affairs of EGA.
- 10.9 To deal with all cases of misconduct (for this purpose it is considered to be misconduct for a member of a selected EGA team, or a Selector, to make a statement to the Press or give Press interviews in regard to the team(s) selected) or any complaint lodged by any Affiliated Member of EGA, provided, however, that any decision so given by the Executive in terms hereof shall be subject to an appeal to EGA in terms of clause 18 hereof.
- 10.10 No person may sit on any Committee, Executive or Council, or act as an official at or take part in any competition, whilst under sentence of disqualification or suspension for any offense committed by him/ her.
- 10.11 To act as Holders in Trust of all trophies, monies and other property of EGA and to deal with the same as EGA may decide.

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- 10.12 To require, where advisable, any Affiliated Member or individual, before removing any trophy won by such Member or individual, to prove adequate security against loss or damage to or non-return of such trophy.
- 10.13 To conduct, institute or defend legal proceedings on behalf of EGA and be hereby empowered to take evidence on commission.
- 10.14 To appoint delegates to SSA and other congresses or meetings.
- 10.15 To act in case of an emergency.
- 10.16 To appoint ad hoc committees to advise the Executive Committee on urgent matters and to investigate specific matters or problems in regard to any of the disciplines and to report thereon to the Executive.
- 10.17 The officers of EGA referred to in clause 8 above are, in their personal capacities and/or in their capacities as officers of EGA, hereby, and shall hereafter be, indemnified against, and free from personal liability for, the actions and/or debts and/or liabilities, contractual and/ or delictual and/or otherwise, of EGA.
- 10.18 The Executive shall have the power to appoint standing committees to ensure the effective execution of its duties and co-opt people to such committees for a period of one year at a time.
- 10.19 The Executive may appoint full time or part time staff and remunerate them according to market related remuneration as may be necessary from time to time according to the financial ability of the Association.
- 10.20 To appoint the Managers and Chaperones for all Nationals and Inter-Provincial teams (at a ratio of 1:8 for multiple day events, out of province) after a comprehensive nomination process ensuring that they are fully informed on their responsibilities
- 10.21 To discuss and make decisions on all matters assigned to them by the General Meetings.
- 10.22 To interpret and enforce the Rules of Eastern Gauteng Aquatics, FINA and SSA, subject to confirmation at the next General Meeting.
- 10.23 To submit proposals to the General Meetings.
- 10.24 To decide on and publish Bye-Laws after due consultation with affiliations.
- 10.25 To impose sanctions as and when required.
- 10.26 To appoint Disciplinary Committees.
- 10.27 To attend to all appeals.

11 MEETINGS

- 11.1 The President, or in his absence the Vice-President, or in the absence of both, the Secretary, shall be the Chairperson of the Meeting
- 11.2 A full record of minutes of the proceedings of all General, Executive and other meetings shall be kept by the General Secretary or a person deputising for the General Secretary.
- 11.3 Copies of the minutes of all General and Executive Meetings shall be forwarded to the chairperson of each Affiliated Member and copies of General Meeting minutes only to each of such Members delegates as early as possible, but not later than 21 (twenty-one) days after the date of the Meeting. Sensitive matters relating to any affiliation or member will be removed from the minutes prior to forwarding to each Affiliated Member
- 11.4 The minutes shall be read at the next meeting of EGA or the Executive, and after confirmation be signed by the Chairperson of that Meeting.

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- 11.5 The Chairperson, with the consent of the Meeting, may adjourn any Meeting from time to time. When such adjourned meeting is reconvened only such business as remains unfinished shall be transacted.
- 11.6 The venue of any Meeting shall be determined by the Executive Committee.
- 11.7 Notice of motion to be moved at the Annual General Meeting or at any other General Meeting shall be forwarded to the General Secretary of EGA so as to reach him/her at least 14 days before the date of the Meeting.
- 11.8 General Meetings
- 11.8.1 General Meetings shall be held as provided for in these Laws and additional General Meetings may be held whenever considered necessary by the Executive and shall be held upon a requisition signed by not less than four Affiliated Members
- 11.8.2 Fourteen (14) days clear notice of all General Meetings shall be sent to all Affiliated Members together with the Agenda to be dealt with at the Meeting.
- 11.8.3 A quorum at all General Meetings shall consist of four members of the Executive Committee and 25% of the Affiliated Members.
- 11.8.4 All General Meetings shall be open to members of Provincial/ National Affiliated Members and to the Press, except when the meeting is resolved into Committee by the Chairman of delegates, these attendees are attending as observes only.
- 11.8.5 If within fifteen minutes from the time appointed for any General Meeting a quorum is not present, the Meeting shall stand adjourned to the same day in the next week, delegates being notified of the time and place. If at such adjourned Meeting there is not a quorum, the Members then present shall be entitled to proceed with the business on the Agenda only.
- 11.8.6 No resolution shall be rescinded at the same Meeting unless a motion is carried by a two-thirds majority of the members present and eligible to vote.
- 11.8.7 Notices of Motion for changes to the Constitution, Bye-Laws or Rules must be in the hands of the General Secretary thirty (30) days prior to the date of the General Meeting. Any changes to the Constitution shall require the support of two-thirds of the total vote at the General Meeting, and will become effective immediately, unless otherwise determined.
- 11.9 Special General Meeting.
- 11.9.1 A Special General Meeting can be called if The Executive Members determine that any issue need to be referred to General Meeting.
- 11.9.2 Twenty One (21) Days' notice must be given of such meeting and the reason for it.
- 11.9.3 Any Affiliate Member request a Special General Meeting, supported by at least one more Affiliate Member. The Affiliate members will inform Executive Members of such a request in writing and Executive Members will give 21 days' notice of the meeting within 14 days from receiving the request
- 11.9.4 Any changes are required to the constitution that cannot wait until the next AGM. 21 days' notice must be given and the proposed changes must be circulated with the notice.
- 11.10 Annual General Meeting.
- 11.10.1 The Annual General Meeting of EGA shall be held each year on a date to be decided upon by the Executive, between 1 April and 31May
- 11.10.2 The date of such AGM shall be advised by EGA not less than 30 (thirty) days before the scheduled date of the AGM
- 11.10.3 The minutes of the Annual General Meeting shall be noted at the next Executive Meeting and confirmed at the following Annual General Meeting
- 11.10.4 The following business shall be transacted:
- 11.10.4.1 Delegates' Credentials
 - 11.10.4.2 Notice convening the Meeting
 - 11.10.4.3 Apologies
 - 11.10.4.4 Confirmation of the Minutes of the previous Annual General Meeting
 - 11.10.4.5 Address by the President
 - 11.10.4.6 Presentation and adoption of the audited Financial Statements
 - 11.10.4.7 Applications for Affiliation
 - 11.10.4.8 Notices of Motion
 - 11.10.4.9 Election of:
Executive Members, when required in terms of clauses 8

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11.10.4.9.1 Honoraria

11.10.4.9.2 General:

11.10.4.9.2.1 Life Members Awards

11.10.4.9.2.2 Meritorious Service Awards

11.10.4.9.2.3 Officials Badge Awards

11.10.4.9.2.4 Reports from Committees Associated Members, etc.

11.10.4.9.2.5 Results

11.10.4.9.2.6 Records

11.10.4.9.2.7 Fees for the coming season

11.10.4.9.2.8 Any special or urgent business of which due notice shall have been given to the General Secretary

- 11.11 The voting papers at the Annual General Meeting are to be retained by the General Secretary and the nominee with the next highest number of votes shall be co-opted to Selection Committee by the Executive in the case of resignation by a member
- 11.12 Executive Meetings
- 11.12.1 Regular Executive and committee meetings will be held, and the Chair Persons have the right to call emergency meetings
- 11.12.2 A quorum at an Executive Meetings shall comprise of four (4) Executive Members
- 11.12.3 In the absence of the President, the Vice President will chair the Executive Meeting. In the absence of the Vice President an ad hoc Chairperson shall be elected by the Executive Members to chair the meeting.
- 11.12.4 The Chairperson of the Executive Meeting, shall, in addition to his deliberative vote, have a casting vote in the event of an equality of votes on any resolution.
- 11.12.5 Should any Executive Officer absent himself/herself from three consecutive meetings of the Executive Committee, after having received due notice of such meeting and without special leave of absence, his office shall, ipso facto, be deemed to be vacant
- 11.13 Emergency Meetings
- In the case of an emergency, a Special General Meeting may be held solely to address the issue at hand.

12. COMMITTEES

- 12.1 Introduction
- 12.1.1 In order to meet all the objectives of EGA, specialised committees shall cover all aspects and facets of the sport to ensure all goals are met
- 12.1.2 All these committees report directly to the Executive committee
- 12.1.3 All members of these committees must be capitated with SSA
- 12.1.4 All committees shall operate on a two (2) year cycle
- 12.1.5 No person may serve on more than one Selection Committee nor may any person who may be eligible for selection serve on the Selection Committee for that discipline.
- 12.1.6 Should a member of a committee fail in his/ her duties for any reason, bring the sport or EGA into disrepute, the Executive Committee has the power to remove that member from the committee forthwith after due process has been followed – 4.1.11
- 12.1.7 The various committees, duties, responsibilities will be stipulated in the bye-laws
- 12.1.8 The executive committee will select the committee
- 12.2 Composition of Committees
- 12.2.1 The executive Committee shall appoint the 'convenor/s' of all committees.
- 12.2.2 The composition of the Committees shall vary depending on their function, and in most cases, will comprise of elected and appointed delegates, unless otherwise stated.
- 12.2.3 Wherever possible, the Executive Committee shall request from their Affiliates nominations of potential candidates to these Committees
- 12.2.4 Prior to submitting nominations, Affiliates must first satisfy themselves that their candidates are in good standing and have had experience at Club and Affiliate level to undertake the proposed role at national level.
- 12.2.5 All such nominations, with their signed acceptance must be submitted to the General Secretary.
- 12.2.6 The Executive Committee, at a meeting will review the nominations received from the Affiliates for election and short list the appointed members to the Committees.

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- 12.2.7 The composition of each Committee will depend on the role of that Committee. The quorum for all Committees shall be two thirds of the members of that Committee.
- 12.2.8 In all deliberations, each member of the Committee will have one (1) vote.
- 12.2.9 Each Committee shall have the power to co-opt additional members for specific tasks, subject to approval from the Executive Committee.
- 12.2.10 The Executive Committee shall appoint one of its members to act as the Liaison Officer between the Committee and the Executive Committee. His/her role will be to guide the Committees in their deliberations, and report to the Executive Committee.
- 12.2.11 Each Committee will appoint one of its members to act as Secretary for the meeting.
- 12.2.12 The convenor, through the Secretary, will call for meetings,
- 12.2.13 The Secretary will circulate minutes of each meeting to all its members and the Exco liaison officer.

13. DISPUTES

- 13.1 When a dispute, including but not limited to a matter which is sub-judice or any decision affecting the policy or function of the Executive, or the application of this Constitution, affecting any of the matters within the jurisdiction of EGA exists, the matter concerned shall be treated as a domestic dispute and the channels and methods provided in this Constitution for the settlement of such matters shall be followed.
- 13.2 Any attempt to take such matters outside the sphere of EGA jurisdiction by resort to the media shall constitute misconduct on the part of the person concerned. If such a person is a registered member of an Affiliated Member, such Affiliated Member shall investigate the matter, but the EGA Executive may direct such Affiliated Member to hold an enquiry. Such Member shall send a report of the enquiry to the Eastern Gauteng Aquatic Executive who may impose a penalty.
- 13.3 All disciplinary matters concerning members shall fall under the jurisdiction and control of the Executive Committee of SSA.
- 13.4 Any complaint made by either an Affiliated Member or a non-affiliated member against an Affiliated Member or other member, shall be lodged in writing with the General Secretary of EGA, who in consultation with the Executive Committee, shall then, subject to its rights of delegation, give a directive as to whether or not a disciplinary enquiry should be held, and if so, the nature, composition and details thereof.
- 13.5 Where the Member against which the complaint has been made is an individual member of an Affiliated Member, the Executive Committee may delegate its powers to the Affiliated Member and instruct them to deal with the matter accordingly in terms of such mandate.
- 13.6 Such Member shall send a report of the enquiry to the EGA Executive Committee, who may impose a penalty.
- 13.7 Sanction
Any Affiliated Member or individual member of an Affiliated Member maybe sanctioned:
 - 13.7.1 in the case of violation of the Constitution, Bye-Laws, Rules and/or decisions, and/or for bringing the sport into disrepute;
 - 13.7.2 Sanctions shall be recommended and imposed by the Executive Committee of EGA and or SSA and may consist of one or more of the following:
 - 13.7.2.1.1 Warning,
 - 13.7.2.1.2 fine,
 - 13.7.2.1.3 barring from meetings,,
 - 13.7.2.1.4 suspension, and/or
 - 13.7.2.1.5 expulsion
 - 13.7.3 Sanctions shall be enforced immediately upon the decision being made by the Executive of EGA, or the Affiliated Member as the case may be.
EGA shall notify the Member of the sanctions imposed.
- 13.8 Appeal
 - 13.8.1 An Affiliated Member or an individual member of an Affiliated Member sanctioned by the Executive Committee of EGA or the Affiliated Member as the case may be may appeal to EGA not later than one month after the sanction has been issued by EGA.

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- 13.8.2 An appellant, on lodging the appeal, must deposit with the General Secretary of EGA the sum of (One Hundred Rand) R100-00, the whole or part of which may be refunded or retained by EGA in its discretion.
 - 13.8.3 During the period in which the Member is awaiting for the appeal to be heard, he/ she may not participate in any of the SSA activities, unless special permission has been granted by EGA Executive Committee.
 - 13.8.4 All appeals lodged with EGA must be submitted in writing setting forth the facts, accompanied by extracts, or copies of all documents quoted, or relating to the case and such other particulars as may be thought necessary.
 - 13.8.5 EGA, on receipt of an appeal against disciplinary action taken by an Affiliate Member against any individual member of such association, may in its discretion alter such decision, and/or increase or decrease the penalty imposed.
 - 13.8.6 All Appeals shall be heard by the Executive Committee of EGA at its next Executive Meeting.
- 13.9 Disqualification/ Suspension
- 13.9.1 Any sentence of disqualification and/ or suspension by an Affiliated Member shall be binding on all affiliated clubs of that Member, and the individual members.
 - 13.9.2 Full power of disqualification or suspension shall be vested in the Affiliated Members
 - 13.9.3 The General Secretaries of Affiliated Members must send to EGA a list of suspensions immediately after the meeting at which they were resolved upon
 - 13.9.4 EGA shall then notify the General Secretaries of the other Affiliated Members
 - 13.9.5 The Affiliated Member/ EGA, to whom preliminary appeals shall lie, has the power to reinstate anyone disqualified.

14. HEADQUARTERS

- 14.1 The Headquarters of EGA shall be at such place as EGA may decide and shall remain at such place until EGA shall decide otherwise.
- 14.2 Notice of Motion to change the Headquarters may be given at any time but not later than the time provided for in Clause 11.8.7, but may only be voted upon at the Annual General Meeting following such Notice.

15. FINANCE AND HONORARIA

- 15.1 EGA may refund necessary expenses incurred by any members thereof whilst engaged in the work of EGA or grant any such sum to any officer or officers in recognition of services rendered, provided that such action shall not prejudice the Amateur Status of such recipient
- 15.2 The Treasurer shall keep proper books of account, which shall be audited by an independent auditor or accountant appointed by Eastern Gauteng Aquatics
- 15.3 The financial year shall terminate on **30th April** in each year after which the Treasurer shall frame a Balance Sheet and Income and Expenditure Account. and after a copy thereof shall be sent to each Affiliated Member to reach it at least fourteen (14) days before the Annual General Meeting
- 15.4 No profits or gains shall be distributed to any person, member or office bearer and the funds of EGA shall be utilised solely for the objectives for which it has been established or for investment. The only payments made to members, office bearers and/or other persons must be for actual work done for the organisation or reimbursement of expenses incurred on behalf of the organisation or as a result of service to the organisation.
- 15.5 Upon dissolution of EGA, the remaining assets after payment of all debts shall be given or transferred to another organisation with objectives similar to those of EGA and which is itself exempt from income tax.
- 15.6 The process to dissolve the organisation will be as follows:
 - 15.6.1 A motion to dissolve the organisation must be tabled at a general meeting and supported by two thirds of members present.
 - 15.6.2 Upon acceptance of the motion, a dissolvent committee must be appointed that will ensure smooth finalisation of the affairs of the organisation in line with clause 15.5
- 15.7 EGA shall open and maintain an account with a registered commercial bank and the account shall be operated upon signature by either one of the President or Vice-President and the Honorary Treasurer.

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- 15.8 EGA may deposit monies not required for its immediate use in appropriate accounts with registered financial institutions as defined in Section 1 of the Financial Institutions (Investment of Funds) Act, 1984.
- 15.9 Honoraria shall be determined by EGA in General Meeting upon the recommendation of the Financial Committee, and must comply with clause 15.4
- 15.10 No Office Bearer or member may have any rights or share in the assets of the association

16. COLOURS

- 16.1 The colours of EGA shall be Navy Blue, white and red with the appropriate badge as per Appendix III
- 16.2 The badge of EGA shall be the approved badge according to attachment 1 with the word AQUATICS in the scroll. Below this shall be the reason for the award. The badge shall be worn either on the pocket of the official blazer or on the left upper front of the official tracksuit.
- 16.3 The Executive Committee will decide, based on the level of competition, which colours will be recommended for a particular competition or function.
- 16.4 The blazer of EGA shall be one colour, namely Navy Blue
- 16.5 The Tracksuit and other clothing shall be as prescribed by Ekurhuleni Sport Council.
- 16.6 T-shirts, shirts, dresses, trousers and other clothing not prescribed by Ekurhuleni Sport Council will be approved by Exco upon recommendation by the Finance Committee.
- 16.7 All advertising on clothing and competition gear must comply with Fina and SSA regulations and approved by Exco.
- 16.8 The persons entitled to wear the official badge of EGA shall be according to Appendix III

17. AWARDS

The following Awards are bestowed by EGA:

- 17.1 Honours Award
 - 17.1.1 The Award may be granted to a competitor who has represented Eastern Gauteng Aquatics at three (3) years South African National Championships, subject to any qualifying requirements laid down in the bye-laws of EGA.
 - 17.1.2 The recipient of the Award shall be entitled to wear the Honours Badge, which shall take the form of the official badge of EGA surmounting a scroll bearing the word "HONOURS". The badge shall be worn on the official blazer only.
- 17.2 Meritorious Service Award
 - Members of Eastern Gauteng Aquatics shall be entitled to wear a Meritorious Service Badge and Blazer under the following conditions:
 - 17.2.1 He/ she shall have rendered not less than five years' service as a member of the EGA Executive Committee. This will be approved automatically by EGA at a General Meeting. No vote is necessary.
 - 17.2.2 Persons who have given outstanding service to EGA may be proposed for the Meritorious Service Award by either an Affiliated Member or the Executive Committee and shall be determined by a General Meeting of EGA. Any such proposal shall be accompanied by a citation in writing detailing the services rendered to the sport. Voting shall be by ballot, and the Award shall only be granted if the proposal is carried by a two-thirds majority of those present and entitled to vote. Service rendered to EGA in the following categories, amongst other considerations, will be taken into account:
 - 17.2.21 Membership of a Provincial Selection Committee.
 - 17.2.22 Membership of a Provincial Board

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17.3 Life Members

Persons holding the Meritorious Service Award, and who have given extraordinary service and devotion to EGA over a lengthy period on the highest level and far in excess of the requirements laid down for the Meritorious Service Award, may be proposed for Life Membership. This proposal may be made by an Affiliated Member or by the Executive Committee, and must be accompanied by a full citation of the extraordinary services. A proposal by an Affiliated Member shall be subject to the recommendation of the Executive Committee. This Award shall be determined by a General Meeting of EGA. Voting shall be by ballot, and the Award shall only be granted if the proposal is carried by a two-thirds majority of those present and entitled to vote.

17.4 Official Badge

17.4.1 Executive: Persons serving on the Executive shall be entitled to wear the EGA Dry-Mac/Tracksuit with the allocated Badge as per Appendix III.

17.4.2 All awards will be determined by the Executive Committee. Any award winner will be excused from the Executive meeting is taken.

18 BYE-LAWS

18.1 By-Laws should be carried out as a Notice of Motion and taken to a vote at a Special General Meeting or Annual Meeting

18.2 By-laws as may be necessary to carry out the objectives and intent of this Constitution and for the betterment of swimming, diving, water polo, synchronised swimming and other aquatic sports within the area of jurisdiction of EGA.

18.3 All such By-laws shall be binding on all Affiliated Members and members thereof.

19 LAWS GOVERNING THE SPORT

19.1 The technical laws as set out in the FINA Handbook and in any of its bulletins, with regard to swimming, diving, water polo and synchronised swimming, shall be binding on all competitions held under the jurisdiction of EGA and shall become operative immediately after receipt of FINA notification, unless FINA fixes a date, or unless SSA shall decide otherwise, having regard to prevailing conditions and circumstances.

19.2 Where no provision is made in these laws regarding the conduct of the sport, EGA may apply to SSA for a ruling.

20 INTERPRETATION

The interpretation of this Constitution or any question not provided for herein shall be referred to EGA for decision by a two-thirds majority of those present and voting at a General Meeting, which decision shall be binding.

- Appendix I; Affiliated Members of EGA, and their respective area of jurisdiction
- Appendix II: Code of Conduct
- Appendix III: The persons entitled to wear the official badge of EGA

Eastern Gauteng Aquatics Constitution
APPENDIX I

Appendix I; Affiliated Members of EGA, and their respective area of jurisdiction

Eastern Gauteng Aquatics

That portion of the Gauteng Province known as Ekurhuleni Metropolitan Municipality

Appendix II: Code of Conduct

All bona fide capitated individual members, on signing the SSA Capitation Form, accept and agree that this Code of Conduct (the Code) is an Annexure of the Constitution of Eastern Gauteng Aquatics (EGA), by which provisions the individual members are bound,

This Code of Conduct is an annexure to the Constitution of Eastern Gauteng Aquatics and applies to all capitated individual members of SSA, be they competitors, coaches, officials, etc.

Each individual member shall

1. Conduct

- 1.1 Ensure and maintain the highest level of professionalism in the sport, whether in or out of administration, competition, officiating or within or outside the borders of the Republic of South Africa (RSA), whether as an amateur or a professional, or at any time whatsoever whilst in membership with EGA.
- 1.2 Conduct themselves in a proper and professional manner, so as not to bring anyone, including the individual member, the Republic of South Africa, EGA and SSA, the team management, sponsors, or any entity associated with the sport, into disrepute or censure, and at all times shall act in the interests of the sport in accordance with the directives of EGA and the team management, where applicable.
- 1.3 Conduct themselves in such manner, which will ensure optimal fitness, health and performance in order and to perform to their best ability at all times.
- 1.4 Comply with all decisions and instructions given and made by EGA, it's duly appointed and authorised representatives, officials and/or proxies.
- 1.5 Comply with the rules and regulations of any event organiser in which the individual members are participating.
- 1.6 Use their best endeavours to ensure compliance with this Code, acknowledging that adherence hereto is vital to the maintenance and promotion of aquatics as a code governed by EGA in and outside the Republic of South Africa.
- 1.7 In the case of a withdrawal from an event or competition, this must be undertaken prior to the Technical Meeting, and only after consultation with EGA and the Team management.

2 Medical

- 2.1 Undergo such medical or other testing as may reasonably be required by SSA, FINA, IOC, competition organiser, or a duly appointed authority, in order to determine whether the member has transgressed any provision regarding banned or prohibited substances as mentioned above.
- 2.2 When selected to represent any team associated with EGA and or SSA, whether on an international, national, regional or local basis, or the like, shall agree to achieve and maintain their optimal fitness and health in order to perform to the best of their ability.
- 2.3 At all times, make a full declaration to EGA and or SSA of any factors, which may affect their performance due to physical, mental or for any reason whatsoever.
- 2.4 Agree to conduct themselves in such a manner so as not to endanger their health, fitness or wellbeing, and agree to ensure that their health and wellbeing is maintained at all times before, during and after a tour and/or competition.
- 2.5 Responsible for advising the EGA and or SSA and the Team Management of any medication with regard to allergies, and such like conditions.
- 2.6 Not take or use any type of medication without first consulting EGA and or SSA and the Team Management.

3 Doping Control

- 3.1 Be solely responsible for noting the conditions of doping control as set by FINA, SSA and the like.
- 3.2 Not take any prohibited or banned substance as determined by FINA and/or the International Olympic Committee (IOC), or any organiser, and in this regard, confirm that any such transgression, whether intentional, negligent or innocent, constitutes a breach of this Code, as a consequence of which the member shall be liable to the appropriate sanction.
- 3.3 Be responsible for submitting all doping control forms, in triplicate, within the stipulated time period.

4 Dress Code

- 4.1 Accept that EGA shall have the sole discretion to determine what clothing shall be worn during the duration of the competitions and functions.

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- 4.1 Comply with the dress code determined by EGA, including, but not limited, to the wearing of the appointed uniform and/or clothing and/or kit for travelling, training and competition and for designated functions, awards, ceremonies, etc.
- 4.2 Wear clothing, kit, etc. that has been approved by EGA or the event organiser.
- 4.3 Appear at all presentations, television interviews, etc. in the clothing provided by EGA and as directed by the Team Management.
- 4.5 Be responsible for all clothing and equipment, and shall be personally responsible for the replacement of the same equipment at his/her cost.

5 Travel/ Accommodation

- 5.1 Accept and agree that EGA, where applicable, will undertake all travel and accommodation bookings.
- 5.2 Be expected to settle all outstanding financial obligations one week before the member/team departure,
- 5.3 e responsible, if approved by EGA, for any deviations from the original schedule set be EGA with regard to travel, costs, etc.
- 5.4 Accept the decision of the Team Management with respect to mode of travel, accommodation arrangements, etc.
- 5.5 Be personally responsible for all additional expenses, such as private telephone calls, room service, etc.
- 5.6 Travel to and from competitions in accordance with the manner and directions of EGA and/or it's duly appointed representatives, and in this regard, shall as far as is practically possible, travel together as a team.
- 5.7 Agree that at all times, whilst travelling to and from and while on tour, or meetings, to stay in the accommodation provided by EGA, and further agree to be subject to and comply with all directions and orders of EGA, its duly authorised representatives, team officials and the proxies.
- 5.8 Be responsible for advising EGA and the Team Management of any religious or dietary objections/needs.

6 Minors

- 6.1 In the case of minors, their parent/s and/or legal guardian/s of any team member, shall agree in writing that EGA and/or its duly authorised representatives shall have the authority of in loco parentis to exercise any control over such minor team member, in the interests, health and wellbeing of the member, EGA, the sport, other team members and any other authorised persons.

7 Behaviour

- 7.1 Unless authorised by EGA and/or its duly authorised representatives, the members shall not smoke, consume alcohol or imbibe any substance banned by EGA, SSA, FINA, IOC, organisers, or any substance declared illegal by any due authority.
- 7.1 Act in accordance with the directions and in the interests of sponsors as approved by EGA and to provide the sponsors with the appropriate exposure whilst a team member, or at any time whilst receiving any benefit from such sponsor. In this regard, members agree to, as is reasonably required, appear in advertisements for such sponsors for no remuneration, unless authorised by EGA.
- 7.2 Not advertise, be associated with, or endorse any product or service which is illegal, immoral, or contrary to the interests of any official sponsors of EGA or its events or competitions and/or any products, services, promotions, commercials, advertisements, or the like which are not sanctioned by EGA or its events, products, services, promotions, commercials, advertisements or the like not sanctioned by EGA.
- 7.4 Not display any mark or logo at any time, which is not that of the EGA official sponsors or the like.

8 Media

- 8.1 Not make, comment, issue, authorise, offer or endorse any public criticism or statement having or designed to have an effect prejudicial to the best interested of the sport, EGA, SSA, team members, other competitors, organisers or any other person or body whatsoever. In this regard members are only permitted to comment about their own personal performances and prospects.
- 11.14 Whilst as a member of a team or a competition, not to act as a journalist, contributor to articles, or give interviews to the print or electronic media without having obtained the prior written permission of EGA.
- 11.15 Shall be entitled to undertake interviews to the media as arranged by the EGA
- 8.4 Only comment on their individual performances or prospects.

9 Discipline

- 9.1 Notwithstanding anything to the contrary contained herein or in the Constitution, EGA and/or its duly authorised representatives, shall have the power to hold a summary disciplinary enquiry over any team member, and to terminate such a team member's membership and/or participation in any tour or team, and to order such a member to return at the members own cost, notwithstanding EGA's right to recover any damages suffered by it and/or its sponsors as a result of such termination.

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- 9.2 Have the right to appeal against any decision of the disciplinary action.

10 Indemnity

- 10.1 Once the individual member has been selected to represent EGA in any capacity, he/she expressly agrees that EGA shall not, in any circumstances whatsoever, be under any liability whatsoever for any loss, damage or injury of whatsoever kind arising directly from any act, neglect or default on the part of EGA and connected with he or she's membership of the team.
- 10.2 Hereby indemnifies, and will at all times hereafter sufficiently indemnify and keep fully indemnified, EGA and its appointed Team Officials from all actions, suits, proceedings, claims, demands, costs and expenses whatsoever, which may be taken or made against EGA or incurred or become payable by injury and hereby agree (without obligation upon EGA to do so) that EGA may act as the agent in incurring such expenses, and/or do whatsoever is reasonably necessary for his/her benefit in connection with or arising out of any such loss, damage or injury
- 10.3 It is incumbent upon members to familiarise themselves with the contents of this Code. Failure to do so will in no way constitute or cause any member to be exempt from the provisions of this Code of Conduct.
- 10.4 Any breach of any provision of this Code shall be deemed to be a serious offence in terms of the Constitution and, as a consequence will be subject to sanction as provided by the Constitution.

This agreement shall be interpreted in accordance with the Laws of South Africa

Appendix III:

Appendix III: The persons entitled to wear the official badge of EGA



Full Red Rose with Gold Wreath:

Life Members –

Embroidered on the blazer pocket with *Life Member* embroidered underneath the emblem on the pocket

EGA President -

Embroidered on the blazer pocket with *President and the years* embroidered underneath the emblem on the pocket

Meritorious -

Embroidered on the blazer pocket plus a badge depicting *merit*

Senior National -

Embroidered on the blazer pocket with a scroll depicting *Senior Nationals* and year

Senior National Team manager -

Embroidered on the blazer pocket plus a scroll depicting the year and Team manager

Open Water Nationals

Embroidered on the blazer pocket plus a scroll depicting Open Water Nationals and the year

Open Water Nationals Team manager -

Embroidered on the blazer pocket plus a scroll depicting Open Water Nationals Team manager and the year

Full Red Rose with Silver Wreath:

EGA Exco

EGA Officials

Full Red Rose with Bronze Wreath:

EGA Masters

Full White Rose with Bronze Wreath:

Youth Nationals - Embroidered on the tracksuit with scroll depicting the year

Youth National Team manager - Embroidered on the tracksuit plus a scroll depicting the year and Team manager

Closed Red Rose with Gold Wreath:

Colours – badge to be embroidered on the tracksuit

Closed White Rose with Bronze Wreath:

Once off – International Teams – embroidered on kit when applicable confirmed by EGA executive