



**SOUTH AFRICAN
CONFEDERATION OF CUE SPORT
(SACCS)**

CONSTITUTION

(REVISED ON 25 May 2013)

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Remark:

The male gender has been used in all articles within the SACCS Constitution for simplicity. The female gender is included.

ABBREVIATIONS

SAIDS:	South African Institute for Drug free Sport
Billiard Sports:	CUE Sport comprising of Carom, Pool and Snooker
Board:	SACCS Board of Members
Disciplines:	Carom, Pool & Snooker
Member:	Carom – CSA, Pool –SAPU and Snooker – SABSA
EGA:	Extra Ordinary General Assembly
GA:	General Assembly
IOC:	International Olympic Committee
SASCOC:	South African Sports Confederation and Olympic Committee
OC	Organizing Committee
WCBS:	World Confederation of Billiard Sport.
IBSF:	International Billiards and Snooker Federation.
UMB:	Union Mundial de Billiard
WPA:	World Pool-Billiard Association
SABSA:	Snooker and Billiards South Africa
SAPU:	South African Pool Union
SRSA:	Sport and Recreation South Africa
Wada	World Anti-Doping Association
MCE	Multi Code Event

1.0 ARTICLE ONE: NAME, LEGAL SEAT, ADDRESS AND LANGUAGE

1.1 Name and Inaugural Meeting.

The name of this controlling sports organization shall be the SOUTH AFRICAN CONFEDERATION OF CUE SPORT (SACCS) which was inaugurated on 17 September 2006 in Durban.

1.2 Headquarters and official address.

The headquarters and official address of SACCS shall be the physical / postal address of the president.

1.3 Official Language.

The official and administrative language of the SACCS shall be English.

1.4 Non-Profit.

The SACCS is a non-profit organization, which existence is not limited in time.

2.0 ARTICLE TWO: OBJECTIVES

2.1 Aims and Objectives.

While retaining and respecting the complete autonomy and independence of each Member, the governing bodies for Carom, Pool and Snooker, in the administration and running of their disciplines, the aims and objectives of the SACCS are:

2.1.1 Sports Policy.

To adopt a sports policy in conformity with the IOC Rules as defined under Article 30 of the Olympic Charter.

2.1.2 Values.

To promote and develop CUE Sport based on human rights, democratic principles and social values of universal fraternity and solidarity, through international administrations and competitions, irrespective of nationality, race, religion, gender or politics.

2.1.3 Recognition and Inclusion.

To develop a close liaison with the SASCOC and all other organizations, in order to obtain optimal recognition for CUE Sport and the SACCS, to seek inclusion of CUE Sport in the South African Games and the All African Games.

2.1.4 Promotion.

To promote Cue Sport nationally.

2.1.5 Rules and Format.

To play the standardized competitive rules, and abide by guidelines and format of play for CUE Sport in accordance with the recognized international structure for each cue sport discipline..

2.1.6 Regional and National Bodies.

To advise and assist in the formation of regional and national federations of CUE Sport, and to promote the recognition of CUE Sport by SASCOC / SRSA whenever needed.

2.1.7 Activities and Rules.

To print and publicize the activities, events and rules of the SACCS and of other sports organizations connected to CUE Sport.

2.1.8 Public Relations.

To promote and advertise all CUE Sport via public sports authorities, SASCOC / SRSA, press media, television networks, Internet, etc., and maintain a regular information network between the Members.

2.1.9 Referees.

To liaise with the Referees Association under each Member and maintain a registry of national Referees for deployment in SACCS events.

2.1.10 Education.

To promote proper education of Instructors and Coaches through recognized academies in order to enhance the skill levels of play.

2.1.11 SACCS Events.

To develop SACCS events including disciplines from all Members, for men, women and youth in individual / team formats.

2.1.12 Anti-Doping.

The SACCS recognizes the SAIDS Anti-Doping Code and is determined to do its utmost in order to keep CUE Sport free from any and all performance-enhancing drugs. The SACCS Anti-Doping Rules are in accordance with the SAIDS Anti-Doping Code.

2.1.13 Other Objectives.

To do all other things necessary, that are incidental and conducive to the attainment and enhancement of the aims and objectives of the SACCS.

3.0 ARTICLE THREE: MEMBERSHIP

3.1 Two Categories.

There are two categories of membership within the SACCS

3.1.1 Members.

The Members of the SACCS are representatives of the disciplines Carom, Pool and Snooker. Additional disciplines must affiliate through the Carom, Pool and Snooker representatives. Currently the representatives are:

Snooker:	SABSA	Snooker and Billiards South Africa.
Pool:	SAPU	South African Pool Union

Each Member will be required to pay an annual levy to the SACCS, the amount to be determined by the board and approved at the GA. Dues are payable by 31 of January.

The Member is delinquent on 1 February and a delinquent Member has no voting rights and no entitlement for reimbursements.

3.1.2 Honorary Members.

The SACCS may bestow from time to time, the title of Honorary Member on a person, in recognition of their meritorious contribution to the enhancement and betterment of the SACCS and/or CUE Sport. Nominations for this title must be approved at the GA. Such members will be entitled to attend GA's but will hold no voting rights or office within the SACCS.

4.0 ARTICLE FOUR: AUTONOMY AND MEMBER RELATIONS

4.1 Autonomy

The SACCS is the only recognized representative for CUE Sport to the SASCOC and other organizations. Each Member keeps his own full and complete administrative, financial and sports autonomy according to its own constitution, regulation and rules, with exception to the following rights and duties with regards to its membership with the SACCS.

4.1.1 SACCS Constitution

The SACCS constitution is binding on all its members.

4.1.2 Collision of Dates

Members will not organize national CUE Sport events, coinciding or colliding with one another unless by prior arrangement.

4.1.3 Participation at MCE

Members accept that the SACCS is alone responsible for the rights and duties relating to the participation of CUE Sport at MCE, including events organized by the SACCS in which the members are represented, agreed upon between the board and the organization responsible for such.

5 ARTICLE FIVE: SACCS BOARD

5.1 Board Members.

The SACCS Board is responsible for conducting the business of the SACCS. The board will consist of three (3) members representing each discipline, with each affiliated discipline carrying three (3) votes. All elections will be conducted via a secret ballot. All board members are elected for a four (4) year term.

5.1.1 President.

The President of the SACCS is its Chief Executive Officer (CEO), and is elected for a four-year (4) term. A re-election of the President requires a minimum of two third majority. Following the acceptance of this constitution the rotation order is established as Pool, Snooker and Carom. The candidate as so proposed by the discipline on will be accepted as the new President of the SACCS. A discipline may elect not to nominate a candidate in which case the rotation order moves on to the next discipline. The President can hold only one office.

5.1.2 Vice President.

A Vice President is elected from each of the other discipline not represented by the president.

5.1.3 General Secretary.

A General Secretary is elected from a discipline not represented by the President. The General Secretary can hold only one office.

5.1.4 SACCS Remaining Positions.

Remaining Board positions will be a Treasurer and/or any other office as determined by the SACCS board.

5.2 Nomination & Replacement.

5.2.1 Members are responsible for nominating their representatives to the board. Replacement of such representatives can be made at any time, subject to a written notice to the General Secretary and before invitation for a next meeting has been distributed.

5.2.2 In the event of the demise or incapacity of an office-holder/board-member, the Member whom he represents shall nominate a suitable substitute to complete that term.

5.3 Votes and Binding Decisions.

Each Member will hold three (3) votes at board meetings and for a binding decision a minimum of two third majorities.

5.4 Tasks and Responsibilities.

The Board has, besides what is listed under Article 2, the following tasks and responsibilities:

- Conduct all business of the SACCS in the time between the GA's, subject to the authority of the GA, and subject to the SACCS Constitution pertaining thereto.
- Represent the SACCS at official Congress and/or GA, organized by the SASCO, as well as all the MCE that the SACCS is a part of, or would want to join.
- To represent the SACCS in any and all negotiations with organizers of MCE at which CUE Sport will be represented, with regards to all technical, performance and participation procedures. This also includes the promotional, media and marketing activities.
- Establish and maintain partnership relations with sponsors with regards to SACCS events, either directly or through the services of a sports marketing agency.
- To set up temporary or permanent committees as required for improving of the effectiveness.

5.5 Official Board Meetings.

The board shall meet at least once a year, at such place and time as the board may determine. Each meeting shall be presided by the President and, in his absence, a Vice President chosen from the floor. If none of the above is present, the members present shall elect one of their members to preside as chairperson at that meeting. The General Secretary shall send out notice of the date, time and place of such meetings, including a draft agenda, at least thirty (30) days before the said meeting, to all board members. Any additional items to be included on the agenda must be forwarded in writing to the General Secretary no later than fourteen (14) days prior to the scheduled meeting, with a copy forwarded to the other board members. The final agenda, containing notice of all business to be covered, shall be sent out by the General Secretary seven (7) days before the aforesaid meeting.

5.6 Meeting prior to GA.

A board meeting shall be held prior to a GA. All matters to be dealt with by the GA, shall be prepared by the board, if not before, at this meeting. The final agenda, containing notice of all business to be covered, shall be sent out by the General Secretary at least 30 days before the said meeting.

5.7 Quorum.

Any board meeting will require the presence of at least two thirds board members in order to constitute a quorum.

5.8 Postal Ballot.

In case of an emergency, any matter within the jurisdiction of the board may be acted upon via Postal Ballot (by means of Mail, Fax or E-mail) with information copies to all other board members. In such an event, the General Secretary shall give a minimum of 7 days written notice to all board members informing them of the matter(s) to be acted upon. If after the period of 7 days, no reply has been received from a board member, it shall be deemed that the said board member would have concurred with the circulated motion requiring his vote. A minimum of two thirds majority will carry the said motion.

5.9 Committees.

For support in executing the assigned duties, the board may propose to the GA the establishment of committees. In the proposal the board will give an indication of the cost involved. Depending on the nature of the assigned task, the committee can be established as a temporary or permanent committee. After confirmation of the establishment of a committee by the GA, the Members may propose candidates and the board will appoint the members of the committee. The Chairperson of such committee shall preferably be a board member who shall report the proceedings thereof, to the board as required. He shall conduct the business of such committee, pursuant to the terms and reference so prescribed by the board. The board has the right to set up temporary committees where deemed essential and report on it to the next GA.

5.10 Personal Liability.

The SACCS shall indemnify and hold harmless all persons who are now or shall hereafter serve as a Board member, officer, or employee of the SACCS from and against any all claims and liabilities, whether the same are settled or proceed to judgment, to which such person shall have become subject by reason of their having heretofore or hereafter been a Board member, officer, or employee of the SACCS, or by reason of any action alleged to have heretofore been taken or omitted by such Board member, officer, or employee, and shall reimburse each such person for all legal and other expenses (including the cost of settlement) reasonably incurred by such person in connection with any such claim, liability, suit, action, or proceedings; provided, however, that no such person shall be indemnified against, or be reimbursed for any claims, liabilities, cost, or expenses incurred in connection with any claims or liability, or the threat or prospect thereof, based upon or arising out of such person's own negligence or wilful non-performance of the duties of Board member, officer, or employee.

The determination of all questions as to the existence of negligence or wilful misconduct, as to the right to indemnification and reimbursement hereunder and the fairness of such costs and expenses may be made and shall be final and conclusive if made, by the Board members acting at a meeting at which a quorum consisting of disinterested Board members is present by a majority vote of all such members. The right accruing to any person under the provisions of this section shall not exclude any other right to which such person may be lawfully entitled, nor shall anything herein contained restrict the right of the SACCS to indemnify or reimburse such person in any case even though not specifically provided for herein.

5.11 Conflict of Interest.

The Board shall adopt a conflict of interest policy governing transactions between the SACCS and its Board members and/or other persons holding positions specified in such policy. Each person covered by such policy shall disclose any potential conflicts of interest according to the procedures set forth in the policy

6 ARTICLE SIX: GENERAL ASSEMBLY (GA)

6.1 Supreme Body.

The GA is the supreme body of the SACCS, which exercises the highest authority within the same.

6.2 Annuity, Notice, Chairman and Hosting.

The GA is to be held once in every two years, at a place and a time to be decided upon by the GA, or as otherwise subsequently decided by the board. In case of the latter, notice must be given by the General Secretary to each Member at least 30 days ahead of time, indicating date, time and venue of the said GA. The GA is chaired by the President, or in his absence, a Vice President.

6.3 Composition and Voting Rights.

The GA is composed of all properly accredited members and representatives of the Members of SACCS. Each SACCS member has three (3) votes, to be carried by up to three representatives in attendance, with appropriate written authority from their body. A member of the SACCS board is not precluded from representing his cue sport discipline at GA. Attendance is open.

6.4 Accreditation.

The Members shall accredit the voting delegates.

6.5 Amount of Votes, Confirmation.

The total number of votes at the GA will consist of a max of 3 votes per affiliated member. Each delegate will announce the number of votes he is carrying prior to the commencement of the meeting.

6.6 Binding Decisions.

A GA can take binding decisions if all members are represented and there is a two thirds majority vote.

6.7 Quorum.

A Quorum for the GA shall be a minimum of one representative of each affiliated member.

6.8 Member Proposals.

Proposals made by the Members must be notified to the General Secretary at least sixty (60) days ahead of the GA. Such proposals will be distributed to the board and the Members not less

than 45 days prior to the meeting. Late proposals will require a 2/3 majority of the accredited votes in order to be added to the agenda.

7 ARTICLE SEVEN: EXTRE ORDINARY GENERAL ASSEMBLY (EGA)

7.1 Calling and Notice.

An Extra Ordinary General Assembly (EGA) may be called if decided by the board or at the request of not less than two disciplines. The General Secretary will circulate the purpose of the EGA. The General Secretary must give notice to each Member at least thirty (30) days ahead of time, indicating date, time and venue of the said EGA.

8 ARTICLE EIGHT: EXECUTIVE OFFICERS

8.1 Executive Committee.

The President, Vice President, the General Secretary and Treasurer will form the Executive Committee. The Executive Committee will between them carry out all business requiring immediate action, and would consult with the board on all matters that would require a formal board decision. Minimum two of the three members must be present in order to attend to the business at hand. In the absence of the President and Vice president/s, no formal meeting will be held.

8.2 President.

The President shall be the Chairman at all GA's, EGA's, Board and Executive Committee Meetings. He shall conduct the business of such meetings according to the provisions of the Constitution, and shall represent the SACCS in its dealings with other sports organizations.

8.3 Vice President/s.

When there are three (3) SACCS members, the Vice President from the discipline not represented by the General Secretary shall deputize the President in the latter's absence, than for Executive Committee Meetings. When there are less than three SACCS members, the Vice President shall deputize the President in the latter's absence, other than for Executive Committee Meetings. The Vice President will assume the duties of the President in the absence of the President.

8.4 General Secretary.

The General Secretary shall take charge of the general administration and correspondence of the SACCS, and keep all board members informed of all business to be attended to, new developments and matters of general interest. He shall be responsible for recording and distributing of Minutes from all GA's and board meetings. In case of the President and Vice President/s being prevented from participation at a meeting organized by other sports organizations, the General Secretary is authorized to participate on behalf of the SACCS.

8.5 Treasurer.

The Treasurer shall take charge of all financial matters of SACCS, which include the collection of levies, donations, contributions and expenses. He shall disburse monies under the direction of the board, keep full and correct account of the funds and submit a Balance Sheet and Statement of Accounts to the board annually. In addition he will present a Balance Sheet, Statement of Accounts, an Audited Financial Report at every GA and formal meetings, and produce financial and tax reports for the South African tax authorities.

9 ARTICLE NINE: FINANCIAL MATTERS

9.1 Financial Year and Auditing.

The financial year of the SACCS shall run from the 1ST March to the 28th February each year. Audit of the account of SACCS will be performed by an external auditor as appointed by GA.

9.2 Account.

The Treasurer shall deposit all monies received by the SACCS into the SACCS bank account. The Treasurer under the instruction of the President shall make electronic payments for amounts less than R5000. Amounts exceeding R5000 has to be approved by at least three of the Executive members. In addition the treasurer shall present the approval of payments at the GA.

9.3 SACCS Representation and Board Expenses.

All costs incurred, such as travel, accommodation and per diem, are to be covered by the SACCS whenever one or more board members are requested by the board to represent the SACCS in meetings with MCE organizations, organizers, promoters, sponsors, or at major events, etc. This is also valid when based upon a nomination by the board one or more of its members would be appointed to carry out duties on a MCE committee or board, and such costs would not be reimbursed by the MCE organization. The board can also from time to time decide to pay out a per diem, or, whenever this would especially be called for, a fee for a particular task that has been carried out, and that would be considered beyond the call of duty. The board will also decide about necessary payments for temporary committees assigned with special tasks. Traveling expenses and per diem are to be covered by the Members.

9.4 GA and EGA Expenses.

Expenses to GA and EGA will be carried by the member disciplines.

9.5 Allowance and Reimbursement.

The board shall determine the mode of per diem and reimbursement payments to authorized officials on official duties. All payments by the SACCS must be properly invoiced in such a fashion that the Treasurer easily will be able to establish the correctness of the claims, and should not cover a time-period of more than three (3) months at the time.

9.6 Liability.

The Members shall not be financially liable for any SACCS business. The financial liability of the SACCS will not exceed its resources.

10 ARTICLE TEN: LEGISLATION

10.1 Constitution and By-Laws.

The legislation of the SACCS consists of:

- a) The Constitution describing all principles and fundamental aspects of the organization, and other matters under control of the board, to be decided upon by the General Assembly (GA).
- b) The Constitution empowers the board to enact from time to time By-laws for the proper administration of the SACCS Amendments or additions to the by-laws can be effected either at a GA, EGA or board meeting. The by-laws may include:
 - I. Disciplines, Rules, Regulations and Conditions of each Member
 - II. Article 30 of the IOC Olympic Charter.
 - III. SAICBS Anti-Doping Code & SAIDS Anti-Doping Rules as well as WADA rules.
 - IV. Financial Rules.
 - V. Discipline, Disputes, Law and Penalty Regulations

- VI. Permanent Committees.
- VII. SACCS Sports Regulations.
- VIII. Promotion & Sponsorship.

11 ARTICLE ELEVEN: CONSTITUTION

11.1 Coming into Force.

The provisions of the Constitution shall be added, repealed or amended by resolution(s) at any GA, or EGA convened expressly for that purpose. Such resolution(s) shall be deemed to have been passed if they are carried by a minimum of 2/3 of majority. All changes and/or amendments to the constitution shall come into force immediately, unless otherwise stated, following the approval by a GA, or EGA.

11.2 Notice.

Any resolution proposed for the intended amendment of the Constitution must be sent to the General Secretary at least 30 days before the aforesaid GA or EGA. The General Secretary will forward to all Members the said resolutions immediately upon receipt.

11.3 Alterations / Amendments.

Should this Constitution now or at any future date be contradictory to valid laws that are to be accepted and obeyed, or if the Constitution would not cover a certain area of importance, the SACCS board will have the authority to immediately make necessary alterations and/or amendments. Any such alterations and/or amendments must be ratified by the next General Assembly.

11.4 Constitutional Dispute.

Any dispute or other matter arising from the interpretation of this Constitution, which cannot be settled by a GA decision, shall be settled finally by a tribunal composed in accordance with the constitution and the regulation of the(ARBITRATOR)..... The parties undertake to comply with the constitution and regulations of the(ARBITRATOR)....., to accept in good faith the award rendered and in no way hinder its execution.

12 ARTICLE TWELVE: RESIGNATION, SUSPENSION, and EXPULSION

12.1 Resignation

A Member may withdraw from membership of the SACCS upon a resolution passed by the appropriate authority of the Member withdrawing, provided that at the time of resignation the Member has no outstanding liabilities to the SACCS.

12.2 Notice and Effect.

Such resignation shall take effect immediately upon receipt by the General Secretary, of a notice of resignation signed by the President and the General Secretary or Treasurer of the Member. Such notification shall be accompanied by an extract of the minutes from the Member's GA, which covers this decision. The General Secretary shall report of the resignation immediately to all remaining Members. A Member that has resigned will have no rights or claims to the SACCS or its assets.

12.3 Suspension.

A Member may be suspended from membership by the board, or by a decision of a GA or EGA. The decision must be approved unanimously. Only Members not being considered for suspension are eligible to vote. A suspension may include the following reasons:

- 12.3.1 Non-payment of any liabilities to the SACCS
- 12.3.2 Becoming two (2) years or more in arrears with any annual membership fee due to the SACCS.
- 12.3.3 Failure to comply with the provisions of this Constitution, or the regulations appertaining thereto.
- 12.3.4 Bringing the SACCS into disrepute.

12.4 Expulsion

A Member may be expelled from membership of the SACCS. The proposal to do so must be notified to the Member concerned at least sixty (60) days in advance. The proposal must be included in the agenda and a decision must be approved unanimously. Only Members not being considered for expulsion are eligible to vote. An expulsion may include the following reasons:

- 12.4.1 Refusal to pay any liabilities due to the SACCS
- 12.4.2 Non-payment of any membership fees due to the SACCS for a period of two (2) or more years.
- 12.4.3 Refusal to comply with the provisions of the Constitution or the regulations appertaining thereto.
- 12.4.4 Bringing the SACCS into disrepute.

Any decision made to terminate membership of a Member of the SACCS, will be effective immediately but subject to the guidelines for appeal as laid out by the SACCS.

12.5 Dissolution.

The resignation of one Member may lead to dissolution of the SACCS. The dissolution is automatic if two Members representing two separate disciplines are resigning from the SACCS, unless the SACCS would still meet the SASCOC criteria for recognition.

12.6 Remaining Assets.

If upon the dissolution of the SACCS, there remains, after satisfaction of all its debts and liabilities, any assets whatsoever, the same shall not be paid to, or distributed among the Members, or its members. Such net asset shall be applied to the furtherance of any object, or objects, as may be determined by GA before or at the time of dissolution, and if, insofar as effect cannot be given to the foregoing provisions, then to some charitable object.

12.7 Independence

No discussion or votes by the SACCS shall affect in any way the freedom and independence of any Member, who shall, in all cases, retain complete independence and control over all matters falling within the field of activity of the Member.

President

Secretary