

CONSTITUTION of the CONSTANTIA KLOOF NORTH RESIDENTS AGAINST CRIME (CKNRAC)

1. NAME

The name of the Residents Association is: "Constantia Kloof North Residents Against Crime". Hereafter referred to as "CKNRAC"

2. PURPOSE

The purpose of CKNRAC is:

2.1 To assist the authorities in the maintenance of peace, security and the well being of all residents in the CKNRAC neighbourhood.

2.2 To collect, compare, co-ordinate and distribute data, ideas, knowledge, methods and techniques by any appropriate means, with the purpose of improving efficiency and to promote uniformity in CKNRAC and to develop matters of mutual interest for members.

2.3 To train and teach members of CKNRAC in the operation of CKNRAC equipment and services.

2.4 To suggest and promote improvements in policies and administration and to promote or oppose policy making or other regulations affecting CKNRAC or any of its members or to contribute to the promotion or the opposing thereof.

3. DECLARATION

It is hereby specifically declared and recorded that nothing in the above, or any function or activity executed by CKNRAC, shall in any way be construed or meant to be contradictive or incompatible with the provisions of policies or regulations as promulgated by Local Authorities, and shall not interfere or replace any order and control of another functional authority which has been established in accordance with such policy or regulation.

3.1 CKNRAC is under the patronage of the Community Policing Forum – Honeydew.

3.2 Although CKNRAC is under the patronage of the CPF Honeydew, it will operate as a service in its own right.

4. DEFINITIONS

For the purpose of this Constitution;

4.1 Residents Association - shall mean the Body of Residents concerned with the co-ordinated effort of ensuring the maintenance of peace, security and the prevention of crime in the neighbourhood bounded by Hendrik Potgieter in the north, Constantia Drive in the south including Bamboes Street, Golf Club Terrace in the east and Jim Fouche in the west. Any amendment to the area defined above, must be approved by the members present at a monthly meeting.

4.2 The Law – any statutory laws that may be applicable.

4.3 The Local Authority – The South African Police Services, Emergency Services, Metro Police, Municipal Services, etc.

4.4 Members – Only paid up Members of Good Standing and Patrollers exempted from paying subscriptions will have the right to vote.

5. THE RESIDENTS COMMITTEE (hereafter referred to as the Committee.)

5.1 The Committee shall consist of a Chairperson, Vice Chairperson, Secretary, Treasurer, Patrol Captain and Committee Members.

5.2 Meetings of the Residents Association are to be convened at least once a month by the Chairperson or, in the absence of the Chairperson, by any member of the Committee after consultation with the Committee or, upon the requisition of one third of the Members. On receipt of such a requisition, the Secretary shall give the required notice for such meeting within fourteen days.

5.3 The Committee meets as often as necessary or at least once a month to decide on policies and action programs.

6. POWERS OF THE COMMITTEE

6.1 To receive, retain and use membership fees, donations, allowances, and grants for the promotion of the Residents Association.

6.2 To enter into agreements with other organisations with related interests for mutual co-operation and support.

6.3 To open and manage Bank Accounts. The Chairperson, Treasurer and Secretary will be authorised signatories. Any two will have joint signing authority. No two signatories may be related.

6.4 To administer the finances of the Residents Association on such terms and conditions as approved by the Committee and to appoint an Auditor.

6.5 To acquire and / or dispose of assets in such a manner or on such terms and conditions as may be approved by the Committee.

7. ELECTION OF COMMITTEE MEMBERS

7.1 Only fully paid-up Members and Honorary Members of the Residents Association may be elected to the Committee.

7.2 Committee Members are elected for a period of one year at the Annual General Meeting. The election may be by ballot or show of hands as agreed at the time by The Members present.

7.3 Prospective Committee Members must be nominated by a Proposer and a Secunder on the prescribed nomination form as approved by the Committee. The nominee must indicate his / her acceptance by signing the nomination form in the space provided.

7.4 The Committee is empowered to co-opt members to the Committee. Any such co-opted committee member will have the full powers and voting rights of a Committee Member.

8. MEMBERSHIP

8.1 The number of members of the Residents Association is unlimited.

8.2 Membership of the Residents Association is not transferable from any one member to any other prospective member.

8.3 Honorary Membership may be bestowed by the Committee on any person who, in the opinion of the Committee, has rendered a meaningful, valuable, personal, contribution to the Residents Association. Honorary Membership is awarded for a twelve month period, but may be renewed annually on review by the Committee.

9. APPLICATION FOR MEMBERSHIP – MANNER AND PROCEDURE.

Each member becomes a member by;

9.1 Applying for membership on the prescribed form as approved by the Residents Association Committee.

9.2 Members of the Residents Association are only accepted with the approval of the committee.

10. QUORUM

Five (5) Committee Members shall be a quorum at any meeting of the committee. The quorum necessary at a General Meeting shall not be less than ten (10) ordinary members of the Residents Association. In the event of a quorum not being present at a General Meeting, the meeting shall be adjourned at the discretion of the Chairperson or his / her deputy. The meeting may proceed for discussion purposes only. Notice of such adjournment shall be given to all members before the next general meeting.

11. ANNUAL REPORTS

An Annual General Meeting (AGM) shall be held each year before the end of August which the Chairperson shall table his / her annual report. The Treasurer shall table the Financial Report, audited Accounts, Balance Sheet and Inventory of Equipment . A suitable venue shall be arranged by the committee and the secretary will be responsible for circulating a notice of the Agenda of the meeting at least twenty-one days before the date of the meeting.

12. AMENDMENTS TO THE CONSTITUTION

Articles in this Constitution may only be amended at an Extra-ordinary General Meeting. Written proposals of amendments must reach the Secretary not less than fourteen (14) days prior to the date of such meeting. A copy of the proposed amendments must be distributed to all members at least seven (7) days prior to the meeting.

13. DISTRIBUTION OF CONSTITUTION

The constitution shall be made available to registered members of the Residents Association.

14. VOTING RIGHTS

Only Members and Honorary Members present are entitled to vote at meetings of the Residents Association. The Chairperson shall in each case have an ordinary and a casting vote at both Committee and General Meetings. A maximum of two (2) votes per household and eight (8) votes per Complex is allowed. No proxy votes are allowed.

15. POLICY

The Residents Association has been established without a profit motive and therefore:-

15.1 Income and Assets of the Residents Association, no matter how obtained, shall only be appropriated for the promotion of the objectives of the Residents Association and its members.

15.2 Termination – The Residents Association may only be disbanded or terminated at a Special General Meeting and voted on by a simple majority of a quorum of at least thirty four percent (34%) of members of good standing. Notice of such meeting shall be issued to all members at least twenty-one (21) days prior to the meeting.

15.3 Disbursement of Funds. – Where the Residents Association is disbanded or terminated, the Committee then in office, shall tabulate all the Assets of The Residents Association, Audit them and thereafter convert them to cash as appropriated. The total cash value will then be donated to the Honeydew CPF.

16. NEWS MEDIA ANNOUNCEMENTS

No communication or announcement regarding the Residents Association may be made to any member or person of the news media other than by:-

16.1 The Chairperson of the Residents Association Committee.

16.2 Any Committee Member, in the absence of the Chairperson, provided that the communication or announcement has been approved by the Committee.