



**SOUTH AFRICAN
FOOTBALL ASSOCIATION**

MAHIKENG LOCAL FOOTBALL ASSOCIATION STATUTES



SOUTH AFRICAN FOOTBALL ASSOCIATION

PREAMBLE

NOTING:

- that the first organized formation of football at National level was established in 1892;
- that the fragmentation in South African sport in general and football in particular, was caused by the policies of racial discrimination and apartheid;
- that the policies of racial discrimination and apartheid based on the ideology of white supremacy over people of colour created a situation of independent existence of the various football organizations against the wishes of the majority of the football family in the country.

ACKNOWLEDGING

- the meaningful role played by heroes and heroines of our struggle against racialism and ethnicity, and the role of non-racial organizations in particular in their attempts to unify football in South Africa.

REALISING

- the urgent need to fulfil the historic task of unifying the different football organizations in preparation for a united, democratic, indivisible and non-racial South Africa.
- the need to defend the democratic gains and to transform South African football to be in line with democratic values underpinning the South African Constitution and to be world class.

RECOGNISING a non-racial society in which: -

- all people shall be equal before the law;
- there is no oppressive interference with the rights of individuals;
- athletes/players compete equally and fairly in football;
- all shall have access to relevant, compulsory and equal education, adequate residential and recreational facilities in general and adequate housing in particular and have a universal franchise system determined by the will of the people;
- people enjoy the principles of democracy, accountability and transparency;

- all people enjoy freedom of association, freedom of movement, freedom of domicile, freedom to ownership of land, freedom to participate fully in the economy of the country and share in its wealth and live in peace, harmony and comfort.

CONFIRMING the philosophy of non-racialism to be the guiding principle in the organization and in our endeavour to enhance unity, peace and harmony in sport in our country;

- that since unification of national football structures on 23 March 1991 and re-admission to CAF and FIFA one National Football governing body was constituted;
- that the National Football Federation is part of South Africa having a new constitution which entrenches norms and values of the civilized world and a Bill of Rights;
- Acknowledging that as the local structure which is part of a United, non-racial, non-sexist and democratic country;
- that the aforementioned social conditions were and still are the fundamental requirements for the entry of South African sport into the international sporting community in general, and in respect of football in particular to the FEDERATION INTERNATIONALE de FOOTBALL ASSOCIATION (FIFA) and Confederation Africaine de Football (CAF), Confederation of Southern African Football Associations (COSAFA) and South African Sports Confederation and Olympic Committee (SASCOC)

RESOLVING to constitute the Members of the SOUTH AFRICAN SOCCER ASSOCIATION, SOUTH AFRICAN SOCCER FEDERATION, FOOTBALL ASSOCIATION OF SOUTH AFRICA and the SOUTH AFRICAN NATIONAL FOOTBALL ASSOCIATION into an indissoluble single organization under the SOUTH AFRICAN FOOTBALL ASSOCIATION and under the constitution hereby established to promote and control Association Football in SOUTH AFRICA and to give effect to the ideas set out in this preamble.

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**ARTICLES OF ASSOCIATION
(MALFA)**

DEFINITIONS

In this Constitution, the Rules and Regulations, unless the context indicates otherwise,

“Absolute Majority”: means more than half of the entire Membership that is eligible and entitled to vote;

“Annual Congress”: means the Annual Congress contemplated in Article 27

“Associate Member”: means an associate Member contemplated by Article 10.4;

“Association Football”: means the game controlled by FIFA and organized in accordance with the Laws of the Game;

“CAF”: means the Confederation Africaine de Football;

“CAF Statutes” or **“Statutes of CAF”**: includes the statutes, rules and regulations of CAF;

“Close of business”: means by no later than 17h00 on weekdays (Mondays to Fridays) excluding weekends and public holidays;

“Local Executive Officer”: means the Local Executive Officer contemplated by [Article 51](#);

“Club”: means a football Club affiliated to the league administered by the Association or Member of the Football structure affiliated to the Association or its associate Member;

“Constitution”: means these Articles of Association;

“Congress”: means the supreme governing and legislative body of the Association;

“Constitution of the Republic”: means the Constitution of the Republic of South Africa Act 108 of 1996 as amended from time to time;

“District Association”: means a Football Association contemplated by Article 10.1;

“Electoral Code” means the SAFA Electoral Code referred to in Article 25.12 the provisions of which are incorporated herein by reference;

“Electoral Committee” means the Committee referred to in Articles 25.10 – 25.12;

“Executive office in SAFA”: means the positions of Chairperson, Vice-Chairperson, or Member of the MALFA;

“FIFA”: means the Federation Internationale de Football Association;

“SAFA Statutes” or **“Statutes of SAFA”**: means the statutes, rules and regulations of SAFA;

“General Secretariat”: shall mean the administrative structure of SAFA under the Local Executive Officer as contemplated in Article 19.5;

“IFAB”: means the International Football Association Board;

“Independent Electoral Commission” means that body established in terms of the Independent Electoral Commission Act 150 of 1993 and which is referred to in Article 25.12 and Article 25.19

“Intermediary”: a natural or legal person who, for a fee or free of charge, represents players and/or clubs in negotiations with a view to concluding an employment contract or represents clubs in negotiations with a view to concluding a transfer agreement.

“Emergency Committee”: means the Emergency Committee contemplated by Article 40;

“LFA Statute”: means the standard SAFA LFA Statute adopted by the SAFA Congress adopted on 26 September 2015

“Match Agent”: means agents who arrange matches between teams belonging to different or the same confederations in possession of a licence issued by FIFA;

“Member”: means a club (do we include associate member?);

“Member in good standing”: means a Member which has complied with all obligations imposed upon Members by the Constitution;

“MALFA”: means the MALFA contemplated by Article 32;

“Office-bearer”: means the Chairperson, a Vice-Chairperson or any other Member of the MALFA;

“Officials”: means any elected or appointed individual including foreign nationals who is affiliated to a Member or an Associate Member and includes all MALFA Members, committee Members, coaches, referees and attendants as well as any other person responsible for technical, medical and administrative matters at the League or Club, SAFA, CAF and FIFA ;

“Ordinary Courts”: means courts of law established in terms of the laws of the Republic of South Africa and the Constitution of the Republic of South Africa;

“Player”: means any amateur or professional football player registered with the Association or through its Members;

“Provincial Structure”: means a group of Members recognized by SAFA that belong to the same geopolitical province as defined in the Constitution of the Republic of South Africa.

“Registered Auditor”: means an individual or firm registered as an auditor with the Regulatory Board

“Regulations”: means Regulations made in terms of the SAFA Statutes;

“Rules”: means Rules made in terms of the SAFA Statutes;

"S.A.S.C.O.C.": means the South African Sports Confederation and Olympic Committee with the corresponding SACOC structure being affiliated to the Local Sports Council;

"SAFA": means the South African Football Association;

"Simple Majority": means more than half of the eligible Members who are present in a meeting, and who are entitled to vote;

"The League": means an association of football clubs participating in organised competition under the aegis of the Association and subordinate to the Association.

1. NAME, HEADQUARTERS, LEGAL FORM

- 1.1 The Association hereby constituted shall be known as the South African Football Association-Mafikeng Local Football Association) and hereinafter referred to as MALFA.
- 1.2 In this Constitution, the Association is referred to as MALFA.
- 1.3 The flag of Mahikeng Local Football Association" shall consist of SAFA (White,Blue,Yellow& Meroon colours), and the emblem shall be a portrayal of a football, partly overlaid with a sphere depicting the map of South Africa.
- 1.4 The logo of Mahikeng Local Football Association shall consist of a portrayal of a football partly overlaid with a sphere depicting the map of South Africa with the name of the region.
- 1.5 The flag, logo and abbreviation are legally registered in accordance with the Copyright and Trademarks laws of the Republic of South Africa.
- 1.6 The area of jurisdiction of The MALFA shall be throughout the Mahikeng Local Municipality.
- 1.7 The headquarters of The MALFA shall be in Mahikeng, or any other address that may be chosen by the Association from time to time.
- 1.8 The date of incorporation of The MALFA is 10 July 2005).
- 1.9 The MALFA shall be a *universitas* with full legal personality including the rights to sue and be sued in its own name and to hold property in its own name. It is formed for an unlimited period of time.
- 1.10 No Member or office-bearer of The MALFA shall have any right to its assets nor incur any liability for its obligations.
- 1.11 It is recorded that The MALFA is a Public Benefit Organisation (PBO) in accordance with the provisions of Section 30(3) of the Income Tax Act of 1962, as amended.

2. AIMS, OBJECTIVES AND POWERS OF THE ASSOCIATION

Malfa shall have no other objectives save for the objectives provided for below and the funds it raises be employed exclusively in the promotion of such objectives and provided further that The MALFA's activities shall be limited to the LFA. The MALFA shall have the following aims and objectives:

- 2.1 to carry on the public benefit activity of administering, developing, co-ordinating and promoting the game of football in which the participants take part in accordance with the principles as laid down in the statutes of SAFA.
- 2.2 to improve the game of football constantly and promote, regulate and control it throughout the territory of (MALFA in accordance with the principles of fair play and its unifying, educational, cultural and humanitarian values, particularly through youth and development programmes;
- 2.3 to organise competitions in Association Football in all its forms, by defining precisely, as required, the areas of authority delegated to the various Members and Leagues of which it is composed;
- 2.4 to draw up regulations and provisions and to ensure their enforcement;
- 2.5 to protect the interests of its Members;
- 2.6 to respect and prevent any infringement of the statutes, regulations, directives and decisions of SAFA Ngaka Modiri Molema, SAFA, COSAFA, CAF and FIFA as well as the Laws of the Game and to ensure that these are also respected by its Members;
- 2.7 to prevent all methods or practices which might jeopardise the integrity of matches or competitions or give rise to abuse of Association Football;
- 2.8 to control and supervise all football matches of all forms played throughout its territory;
- 2.9 to manage Local sporting relations connected with Association Football in all its forms;
- 2.10 to host competitions at Local level;
- 2.11 to settle disputes arising between Members or bodies or persons connected directly or indirectly with football within its area of jurisdiction;
- 2.12 to raise funds by means of subscriptions, donations and from the carrying on of any business, trade or undertaking consistent with or ancillary to its objects or is calculated directly or indirectly to advance the interests of MALFA/SAFA
- 2.13 to acquire and develop playing facilities including the construction of stadia;
- 2.14 to distribute monies to its Members for the protection, promotion and advancement of amateur football;
- 2.15 to affiliate to SAFA Ngaka Modiri Molema; and SASCO structure in the area namely the Local Sports Council;
- 2.16 to do all such things as may be incidental or conducive to the attainment of the objective or any one of them;
- 2.17 The MALFA shall have the full power and authority to do any act, matter or thing as may be required to give effect to the aims and objectives of The MALFA as described herein, including, but not limited to the following powers:-

- 2.17.1 to engage staff on the basis of a policy of fair employment and equal opportunities;
- 2.17.2 to acquire assets and enter into commitments for the promotion of its aims and objectives;
- 2.17.3 to confer honours and awards on individuals, in recognition of their contribution to football in Mahikeng,
- 2.17.4 to grant practical and financial assistance to individuals and organisations in order to enable them to promote ideas and concepts consistent with the objects of The MALFA;
- 2.17.5 to enter into donor funding arrangements with companies or individuals and to solicit and accept fees, donations, bequests, contributions, and subscriptions for the funds of The MALFA, provided however that The MALFA shall ensure that no donor will derive any monetary advantage from any monies paid to and on behalf of The MALFA;
- 2.17.6 to take, lease, purchase or otherwise acquire premises, equipment, vehicles, furniture and other property or assets, whether movable or immovable which may be deemed necessary or convenient for any of the purposes of The MALFA, and in order to provide suitable equipment, accommodation and football facilities;
- 2.17.7 to improve, manage, develop, exchange or lease, mortgage, sell, dispose of, turn to account and grant options, rights and privileges in respect of, or otherwise deal with, or any part of the property and rights of The MALFA;
- 2.17.8 to subscribe, grant subsidies out of, administer and invest the funds of SAFA in such manner as it may be deemed best to achieve the objects and purposes of SAFA;
- 2.17.9 to enter into such commercial or other transactions in connection with any trade or business of SAFA as may seem desirable for the purpose of SAFA's affairs;
- 2.17.10 to borrow, or raise money in such a manner as The MALFA shall deem fit, and in particular to secure payment of any money borrowed by means of mortgage, pledge, charge or lien to secure and guarantee the due performance by The MALFA of any obligation or liability it may undertake;
- 2.17.11 to open and operate banking accounts and to draw, make, accept, endorse, sign, discount, execute, issue cheques, promissory notes, bills of exchange, bills of lading, warrants, debentures and other negotiable instruments;
- 2.17.12 to make rules which shall not be inconsistent with the terms of this Constitution. The Rules of The MALFA shall have the same force and effect as if they were incorporated in the Articles of the Constitution;
- 2.17.13 to select teams for Local and Representative matches at all levels within its area of jurisdiction and to arrange tours and to sanction matches in and regulate the transfer of players to and from the Mahikeng Local Football Association in terms of the SAFA Regulations;

- 2.17.14 to keep or cause to be kept, true accounts of all receipts, credits, payments, assets and liabilities of The MALFA and all other matters necessary for showing the correct financial state of affairs of The MALFA. The accounts shall be kept in such books and in such manner as the MALFA deems fit and to the satisfaction of the Auditors of The MALFA;
- 2.17.15 to appoint auditors to **audit/examine** annual accounts of MALFA;
- 2.17.16 to inquire into the administrative and/or financial affairs of Members, and, where necessary, to recommend corrective measures in this regard, and if these measures are not implemented to take over the administrative and/or financial affairs of the Member until these are placed on a satisfactory footing;
- 2.17.17 to appoint such sub-committees or commissions upon such terms as it may consider necessary to give effect to its powers;
- 2.17.18 to suspend, fine, terminate the Membership of or otherwise deal with any Member, Club or individual affiliated to The MALFA or any of its Members for infringing the Constitution, regulations, policies, principles or resolutions of The MALFA or for engaging in acts of misconduct, improper practices, misdemeanour, acts of defiance, or for bringing The MALFA into disrepute.
- 2.17.19 to establish, subscribe or carry on through any subsidiary company any activities which SAFA is authorized to carry on and to make any arrangements whatsoever with such subsidiary company as thought fit;
- 2.17.20 to aid, finance or provide consultative, managerial, administrative, technical and commercial services of all kinds for all or any part of the operations of any company which is a subsidiary company of or otherwise under the control of SAFA or in which SAFA has an interest and to make payments by way of subsidy or otherwise and any other arrangements which may be deemed desirable with respect to any business or operations of or generally with respect to any such company or companies and generally to carry on the business of a holding company

3. NEUTRALITY AND NON-DISCRIMINATION

- 3.1 The MALFA is neutral in matters of politics and religion.
- 3.2 Discrimination of any kind against a Local, Regional or Provincial structure of SAFA, any country, private person or group of people on account of ethnic origin, gender, language, religion, politics or any other reason is strictly prohibited and punishable by suspension or expulsion.

4. PROMOTING FRIENDLY RELATIONS

- 4.1 The MALFA shall promote friendly relations between its Members, Clubs, Officials and Players and in society for humanitarian objectives.
- 4.2 Every person and organisation involved in the game of football is obliged to observe the Statutes, Regulations and the principles of fair play as well as the principles of loyalty, integrity and sportsmanship.
- 4.3 The MALFA shall provide the necessary institutional means to resolve any internal dispute that may arise between Members, Clubs, Officials and Players affiliated to Members of The MALFA.

5. PLAYERS

- 5.1 The status of Players and the provisions for their transfer shall be regulated by the MALFA of The MALFA in accordance with the current SAFA Regulations for the Status and Transfer of Players.
- 5.2 Players shall be registered in accordance with the regulations of MALFA. Nothing herein contained shall preclude any Member from registering players of Clubs affiliated to it in accordance with its own Rules which must not be inconsistent with SAFA and FIFA Regulations for Status and Transfer of Players.

6. LAWS OF THE GAME

6. The MALFA and its Members administer Association Football in compliance with the Laws of the Game issued by IFAB. Only IFAB may lay down and alter the Laws of the Game.

7. CONDUCT OF MEMBERS AND OFFICIALS

7. The Members and Officials of The MALFA must observe the Statutes, regulations, directives, decisions and the Code of Ethics of SAFA in their activities.

8. OFFICIAL LANGUAGES AND POWERS OF THE ASSOCIATION

- 8.1 The official languages of MALFA shall be all the official languages in the region. Official documents and texts shall be written in one or more of these languages. In the event of any divergence between the interpretations of texts in different languages, the text written in the language approved by Congress shall be regarded as authoritative.
- 8.2 The official language at the Congress shall be Setswana.

8.3 Sign language shall be used as a medium of communication.

9. ADMISSION, SUSPENSION, RESIGNATION AND EXPULSION

8.4 The Congress shall decide whether to admit, suspend or expel a Member or any official subject to due processes followed

8.5 Admission may be granted if the applicant fulfils the requirements of the MALFA.

8.6 Membership is terminated by resignation or expulsion. Loss of Membership does not relieve the Member from its financial obligations towards the MALFA or other Members of the MALFA, but leads to cancellation of all rights in relation to the MALFA or its Member.

10. MEMBERSHIP

10. The Members of The MALFA are the Football Clubs which exist within Local Municipal area as defined by the Municipal Structures Act 117 of 1998, as amended, and as demarcated in line with the provisions of the Municipal Demarcation Act 27 of 1998, as amended as well as those determined by the Audit and Delimitation Committee of SAFA), and are the following:

(Insert names of football Clubs or units of football clubs)

10.1. **MALFA shall** be a representative unit for amateur football within its respective Municipality.

10.2 Where the footballing activities of a Municipal Member are organized at local level, the constitution of the relevant Member shall provide for recognition and representation of Local Football Associations which are representative units of respective localities (zones and/or districts) in accordance with the relevant municipal boundaries. Each LFA shall provide for a minimum of boys under 13, under 15, under 17 and open competitions as well as open competitions for girls and women in order for it to be recognized by the Member as an LFA.

10.3 **MALFA** shall have a written constitution which shall accord and be consistent with the standard SAFA LFA Statute.

10.4 **MALFA** shall have at least a minimum of eight 8 Clubs to be recognized as an LFA and a maximum of more than 8 clubs that must conform to the relevant municipal zones and/or districts;

10.5 Each Member may recognize an Associate Member upon application by such Associate Member and provided such application accords with the requirements set out in Article 11 below and provided further that the Member is satisfied that such Associate Members is sufficiently representative within the LFA.

- 10.6 Provided that 60% (sixty percent) representativity of an Associate Member exists within the Provincial Structure, MALFA reserves the right to submit names of such Associate Members to the Annual Congress or Extraordinary Congress for recognition.

11. REQUEST AND PROCEDURE FOR ADMISSION OF MEMBERS OR ASSOCIATE MEMBERS

- 11.1 The procedure for admission of Members may be regulated by special regulations approved by local executive of MALFA
- 11.2 The application must be in writing and accompanied by the following mandatory items:
- 11.2.1 a copy of its legally valid statutes and regulations;
 - 11.2.2 a declaration that it will always comply with the Statutes, regulations and decisions of MALFA, SAFA Ngaka Modiri Molema SAFA, COSAFA, CAF and FIFA and ensure that these are also respected by its own Members, Clubs, Officials and Players;
 - 11.2.3 a declaration that it will comply with the Laws of the Game in force;
 - 11.2.4 a declaration that it recognises the judicial bodies of the Local Football Association, Regional Football Association, SAFA and the Court of Arbitration for Sport (CAS) in Lausanne, as specified in these Statutes;
 - 11.2.5 a declaration that it is located and registered in the jurisdiction of (Mahikeng Local Municipality or sub structure of a Metro)
 - 11.2.6 a declaration that it will play all official home matches in the territory of SAFA (MALFA);
 - 11.2.7 a list of Officials, specifying those who are authorised signatories with the right to enter into legally binding agreements with third parties;
 - 11.2.8 a declaration that it undertakes to organise or participate in friendly matches only with the prior written consent of SAFA (MALFA);
 - 11.2.9 a copy of the minutes of its last congress or constitutional meeting;
- 11.3 This article shall not affect the status of existing Members
- 11.4 MALFA shall request the Congress at its sole discretion either to admit or not to admit an applicant. The applicant may state the reasons for its application to the Congress.

- 11.5 The new Member shall acquire Membership rights and duties as soon as it has been admitted. Its delegates are eligible to vote and be elected with immediate effect.

12. MEMBERS' RIGHTS

- 12.1 The Members of the MALFA have the following rights:
- 12.1.1 to take part in the Congress of the MALFA, to know its agenda in advance, to be called to the Congress within the prescribed time and to exercise their voting rights;
 - 12.1.2 to draw up proposals for inclusion in the agenda of the Congress;
 - 12.1.3 to nominate candidates for all bodies of the MALFA to be elected;
 - 12.1.4 to be informed of the affairs of the MALFA through the official bodies of the MALFA;
 - 12.1.5 to take part in competitions and/or other sports activities organised by the MALFA;
 - 12.1.6 to exercise all other rights arising from the Statutes and regulations of the MALFA.
- 12.2 The exercise of these rights is subject to other provisions in these Statutes and the applicable regulations.

13. MEMBERS' OBLIGATIONS

- 13.1 The Members of The MALFA have the following obligations:
- 13.1.1 To comply fully with the Statutes, regulations, directives and decisions of FIFA, CAF, SAFA and SAFA NGAKA MODIRI MOLEMA and Mahikeng Local Football Association at all times and to ensure that these are also respected by its Members;
 - 13.1.2 To ensure the election of its decision-making bodies;
 - 13.1.3 To take part in competitions and other sports activities organised by the MALFA;
 - 13.1.4 To pay their Membership subscriptions;
 - 13.1.5 To respect the Laws of the Game as laid down by IFAB and to ensure that these are also respected by its Members through a provision in the Constitution of such a Member;
 - 13.1.6 to adopt a clause in its constitution specifying that any dispute requiring adjudication involving itself or one of its Members and relating to the Statutes, regulations, directives and decisions of the Member, the MALFA, Regional FA,

SAFA, CAF and FIFA shall come solely under the jurisdiction of the appropriate dispute resolution Tribunal of the Member, the MALFA, SAFA, CAF or FIFA and that any recourse to ordinary Courts is prohibited subject to Article 49.5;

- 13.1.7 to communicate to the MALFA any amendment of its statutes and regulations as well as the list of its Officials or persons who are authorised signatories with the right to enter into legally binding agreements with third parties;
 - 13.1.8 not to maintain any relations of a sporting nature with entities that are not recognised by the MALFA, SAFA, FIFA or CAF; or with Members that have been suspended or expelled;
 - 13.1.9 to observe the principles of loyalty, integrity and good sporting behaviour as an expression of fair play through a statutory provision;
 - 13.1.10 to observe the mandatory items specified under Article 11.2 for the duration of their affiliation;
 - 13.1.11 to administer a register of Members which shall be regularly updated and make such register available to SAFA at all times;
 - 13.1.12 to comply fully with all other duties arising from the Statutes and other regulations of FIFA, CAF, SAFA and SAFA Ngaka Modiri Molema and Mahikeng Local Football Association.
- 13.2 Violation of the above-mentioned obligations by any Member may lead to sanction provided for in this Constitution.

14. SUSPENSION

- 14.1 Only the Congress may suspend a Member. However, the MALFA may suspend a Member that seriously violates its obligations as a Member with immediate effect. The suspension shall last until the next Congress, unless the MALFA has lifted it in the meantime. Provided that nothing herein contained shall preclude the MALFA from suspending any Member pending an investigation or Disciplinary Inquiry.
- 14.2 A suspension shall be confirmed at the next Congress by a simple majority of the votes taken. If it is not confirmed, the suspension is automatically lifted.
- 14.3 During the period of suspension, a suspended Member shall lose its Membership rights. Other Members may not entertain sporting contact with a suspended Member. The Disciplinary Committee may impose further sanctions.
- 14.4 Members that do not participate in the activities of The MALFA for three (3) consecutive years shall be suspended from voting at the Congress and their representatives shall not be elected or appointed until they have fulfilled their obligations in this respect.

- 14.5 The reasonable time for suspension shall be at least 3 (three) months. Failure to follow any due processes within 3 months will render the suspension null and void.
- 14.6 Any imposed suspensions in excess of 3 (three) months must be approved and confirmed by the Region in writing.

15. EXPULSION

- 15.1 The Congress may expel a Member or a person, if:
- 15.1.1 it fails to fulfil its financial obligations towards SAFA(Insert name);
 - 15.1.2 it seriously violates the Statutes, regulations, directives or decisions of FIFA, CAF, SAFA, SAFA Ngaka Modiri Molema or Mahikeng LFA);
- 15.2 The presence of an absolute majority of eligible Members entitled to vote at the Congress is necessary for an expulsion to be valid, and the motion for expulsion must be adopted by a two-third majority of the valid votes cast.
- 15.3 All expulsions must be ratified by the Regional Executive Committee before they can be brought into effect.

16. RESIGNATION

- 16.1 A Member may resign from The MALFA with effect from the end of the season applicable to the Member. Notice of resignation must reach the general secretariat no later than three (3) months before the end of the season applicable for that Member.
- 16.2 The resignation is not valid until the Member wishing to resign has fulfilled its financial obligations towards The MALFA and the other Members of The MALFA.

17. STATUS OF CLUBS, LEAGUES, REGIONAL ASSOCIATIONS AND SUBORDINATE STATUS OF MEMBERS AND OTHER GROUPS

- 17.1 Football Associations, Associate Members or any other groups of Members affiliated to Mahikeng LFA shall be subordinate to and recognised by Mahikeng LFA). This Constitution defines the scope of authority and the rights and duties of these Members and groups. Their statutes and regulations must be approved by the MALFA of The MALFA.

- 17.2 The affiliated clubs and Members of The MALFA shall take all decisions on any matters regarding their Membership independently of any external body. This obligation applies regardless of their corporate structure.
- 17.3 In any case, no natural or legal person (including holding companies and subsidiaries) shall exercise control over more than one Club or group whenever the integrity of any match or competition could be jeopardised.
- 17.4 Members shall be subordinate to Mafikeng Local Football Association and must comply with this constitution, the Regulations and any directive issued by The MALFA.
- 17.5 No amendments to the Constitution, Rules or Regulations of any Member shall be of any force and effect until the MALFA of The MALFA has ratified it.
- 17.6 No provision of the Constitution or Rules or Regulations of a Member or any amendment thereof which conflicts with a provision of this Constitution, the Statutes of SAFA, CAF or FIFA shall be of any force and effect until ratified by the Emergency Committee or the MALFA as the case may be.

18. HONORARY CHAIRPERSONS AND HONORARY MEMBERS

- 18.1 The Congress may confer the titles of Honorary Chairperson or Honorary Member upon a person or persons who has/have rendered meritorious service to The MALFA.
- 18.2 The MALFA shall make these nominations.
- 18.3 The Honorary Chairperson or Honorary Member may attend and participate in Congress by invitation. They may participate in the debates but are not entitled to vote.
- 18.4 The Honorary Members shall not be obliged to attend meetings of the MALFA.
- 18.5 The decision to confer an Honorary Member status can only be rescinded by the Congress.

19. BODIES OF MALFA

The bodies of MALFA shall be the following:

- 19.1 Congress which is the supreme and legislative body of the MALFA.
- 19.2 The MALFA which is the executive body of the MALFA.
- 19.3 The Emergency Committee contemplated in article 40 below.

- 19.4 Standing and ad-hoc committees shall advise and assist the MALFA in fulfilling its duties. Their duties, composition and function are defined in these Statutes and/or special regulations drawn up by the MALFA.
- 19.5 The general secretariat which is the administrative body of the MALFA.
- 19.6 The judicial body is the Local Disciplinary Committee.
- 19.7 The bodies of The MALFA shall be either elected or appointed by the MALFA itself without any external influence and in accordance with the procedures described in this Constitution.

20. CONGRESS

Definition and composition of the Congress

- 20.1 The Congress represents the supreme and legislative authority of the MALFA. It is the meeting at which all the Members of MALFA formally convene. Only a Congress that is properly convened has the authority to make decisions.
- 20.2 A Congress may be an Ordinary or Extraordinary Congress.
- 20.3 The Chairperson shall conduct the Congress business in compliance with the standing orders of the Congress.
- 20.4 The Congress may appoint observers who take part in the Congress without the right to debate or to vote.
- 20.5 The Honorary Chairpersons or Honorary Members may take part in the Congress. They may join the debates but are not entitled to vote.

21. DELEGATES AND VOTES

- 21.1 The Congress is composed of a number of delegates allocated as follows:
 - 21.1.1 Football Club shall be entitled to one (1) delegate and with one (1) vote each.
 - 21.1.2 Each Associate Member shall be entitled to one (1) delegate who shall have no voting rights but who may participate in the Congress.
- 21.2 Delegates must be accredited by the Member that they represent having been either appointed or elected by that Member. Written proof of appointment or election must be provided upon written request.
- 21.3 Only accredited delegates present are entitled to vote. Voting by proxy or by letter is not permitted.

21.4. The Members of the MALFA may participate in the Congress and are not entitled to vote.

21.5. During their terms of office, Members of the MALFA may not be appointed as delegates for their Football Associations or any other Member of SAFA Ngaka Modiri Molema.

21.6 The Local Executive Officer may participate in the Congress, but may not vote.

22. CONGRESS AREAS OF AUTHORITY

The Congress has the following authority:

- 22.1 adopting or amending the Constitution, Regulations Governing the Application of the Statutes and the Standing Orders of the Congress;
- 22.2 approving the Minutes of the last meeting;
- 22.3 electing the Chairperson, the 3 (three) Vice-Chairpersons, Treasurer and 8-12 (eight to twelve) Members of the MALFA, and announce others elected by Associate Members;
- 22.4 appointing the scrutineers;
- 22.5 approving the MALFA report;
- 22.6 appointing the Independent Reviewer of financial statements upon the proposal of the MALFA;
- 22.7 fixing the Membership subscriptions;
- 22.8 deciding, upon the nomination of the MALFA, whether to confer the title of Honorary Chairperson or Honorary Member upon any person;
- 22.9 admitting, suspending or expelling a Member or Associate Member;
- 22.10 revoking the mandate of one or a number of Members of a body of The MALFA;
- 22.11 dissolving The MALFA;
- 22.12 passing decisions at the request of a Member in accordance with this Constitution.
- 22.13 approving the annual financial statements

23. QUORUM OF THE CONGRESS

- 23.1 A Quorum of the Congress shall be 50% plus 1 of the Members who are in good standing and who are entitled to vote.
- 23.2 In the event of a quorum not being present sixty (60) minutes after a proposed time of commencement of the Congress, the Congress will be postponed the same day until two (2) weeks later, and at such postponed date whoever shall be present shall then constitute a quorum and the Congress will proceed.
- 23.3 A quorum is not required for the second (postponed) meeting unless any item on the agenda proposes the amendment of the the MALFA constitution or the election of the President, the vice-Presidents and any Member of the Regional Executive Committee, the dismissal of one or a number of Members of a body of The MALFA, the expulsion of a Member of The MALFA or the dissolution of The MALFA.

24. DECISIONS OF THE CONGRESS

- 24.1 Unless otherwise stipulated in these Statutes, a simple majority of the accredited Members in good standing who are entitled to vote is sufficient for a vote to be valid. The number of valid votes counted shall decide the majority. Spoilt or blank voting slips or any other forms of abstentions are disregarded in calculating the majority.
- 24.2 A decision that requires a vote shall be reached by a show of hands or by means of an electronic count. In the event that voting by a show of hands does not result in a clear majority in favour of a motion, the vote shall be taken by calling the roll in alphabetical order.

25. ELECTIONS

ELECTIONS OF OFFICERS

- 25.1 Subject to the provisions of this Article, the election of office-bearers shall be by vote of accredited delegates and office-bearers present at a Quadrennial Congress of the MALFA.
- 25.2 Any person shall be eligible for election as Chairperson, 3 (three) Vice Chairpersons one(1) of which shall be a female, Secretary, Treasurer or Member of the MALFA provided that such person is nominated by a Member in good standing and complies with the eligibility provisions of the SAFA Electoral Code.
- 25.3 Each Member present at the elective Congress shall have a vote which shall be exercised in accordance with the provisions of Article 21 in any election of office bearers, provided that no delegate shall be entitled to vote unless the Member which he/she represents is a

Member in good standing (refer to art 13) and the vote to be cast represents the duly mandated position of the Member on whose behalf the vote is to be cast.

25.4 Any Member in good standing shall be entitled to submit nominations for the position of Chairperson, 3 (three) Vice-Chairperson one (1) of which shall be a female, Secretary, Treasurer and the Local List of candidates for election to the LEC.

25.5 Only Members in good standing shall be entitled to submit nominations from their Associations to the MALFA for election.

25.6 Thirty (30) days prior to the date of the elective Congress the Local Executive Officer/Secretary shall distribute nomination forms to Members per registered post duly certified, by hand or email.

25.7 Members shall submit the original nomination forms either by registered post duly certified or by hand duly acknowledged to the MALFA's auditor such that they are received at least fifteen (15) days prior to the date of the elective Congress. The closing date and time shall be specified in a circular distributed by the Local Executive Officer/Secretary with the nomination forms.

25.8 No nomination form will be accepted by an auditor, the MALFA unless:-

25.8.1 The nomination form is signed by the Chairperson and the Secretary of the Member submitting the nomination; and

25.8.2 The nominee has submitted to the auditors his/her signed acceptance of the nomination on the form provided for this purpose, or in a copy or facsimile thereof, and this signed acceptance has been received by the auditor at least twenty one (21) days prior to the date of the elective Congress.

25.9 The onus shall be on the Member concerned to ensure that nominations and acceptances are received by the auditors on or before the closing date.

25.10 Within seven (7) days after the closing date for nominations, the auditor shall submit a list of those persons duly nominated to the Local Executive Officer who shall forward the list to the MALFA Electoral Committee for approval. The original nomination forms shall be retained by the auditors.

25.11 Within fourteen (14) days of receipt of nominations from the auditors, the Local Executive Officer/Secretary shall send the list of nominations as received from the auditors and approved by the Electoral Committee to all Members along with the agenda for the elective Congress.

25.12 The Independent Electoral Commission or where the Member so desires, the Commission will conduct the elections in accordance with the provisions of SAFA Electoral Code.

25.13 Should there be fewer nominations for a post than there are vacancies to be filled nominations may be made from the floor. In such event no nomination will be accepted unless the nominee in question is present at the elective Congress and indicates his/her willingness to accept nomination.

- 25.14 The first person to be elected shall be the Chairperson. Should only one nomination be received the candidate shall be declared duly elected. Where more than one nomination is received, the election shall take place by simple majority vote. In the event of a tie, the outgoing Chairperson (or if he/she is a candidate, an outgoing Office Bearer nominated for this purpose by the outgoing MALFA) shall have a casting vote.
- 25.15 Following the election of the Chairperson, the Vice-Chairperson/s shall then be elected. Should only one (1) nomination be received, the candidate shall be declared duly elected. Should more than one (1) nomination for this position be received, then such elections will be determined by means of a ballot with the candidates polling the most number of votes elected to the position of Vice-Chairperson.
- 25.16 Following the election of the Vice-Chairperson/s, the Secretary and then the Treasurer shall be elected. Should only one (1) nomination be received for each position, the candidate shall be declared duly elected. Should more than one (1) nomination for the position be received, then such elections will be determined by means of a ballot with the candidate polling the most number of votes elected to the position of Secretary, Vice Secretary and Treasurer respectively.
- 25.17 Following the election of the Secretary, and the Treasurer, the Chairperson shall announce the names of the Football Association Representatives of the MALFA elected for this purpose by the Member in good standing.
- 25.18 Thereafter the LEO shall be announced by the Chairperson if one has been appointed by LEC on such terms and conditions agreed upon in line with Labour laws of South Africa. In cases where there is no such appointment, the LEC will advertise the post and appoint the incumbent on such terms and conditions agreed upon.
- 25.19 Should any dispute relating to an election arise during the meeting, the electoral Committee or the Independent Electoral Commission shall rule thereon, and its ruling shall be final and may not be challenged by any candidate, delegate or Member.
- 25.20 Subject to the provisions of this Article, Office Bearers hold office until their successors have been elected at an elective Congress.
- 25.21 A vacancy in any office of the MALFA shall occur:-
- 25.21.1 upon the death or resignation of a Member;
 - 25.21.2 if a Member is absent from three (3) consecutive meetings of the MALFA without prior permission unless the MALFA upon good cause being shown, otherwise decides;
 - 25.21.3 if a Member is found guilty of having conducted himself in any manner likely to prejudice the objects or activities of The MALFA and/or whose conduct has the effect of bringing The MALFA into disrepute;
 - 25.21.4 upon the amendment of these Statutes providing for the addition of new Members;
- 25.22 Should the office of any Member of the MALFA become vacant, the remaining Members of the Regional Executive Committee shall have the power to co-opt a

Member in his/her place until the next Quadrennial elective Congress provided that should the office of the Chairperson become vacant, the Vice Chairperson shall act as Chairperson until the next Ordinary Congress when the Congress shall elect the Chairperson.

25.23 At any Ordinary Congress which is not an elective Congress, elections will be held to fill offices that are vacant. Candidates for such elections may be nominated only in accordance with the nomination procedures of this Article. In each category of Office Bearer in respect of which there are vacancies, delegates may vote for as many candidates as there are vacancies with the required number of candidates who obtain the highest number of votes in the first round of voting being elected. In the event of a tie, the tie-break mechanisms set out in this Article for the relevant category of Office Bearer will apply.

25.24 An office bearer elected in accordance with Article 25.22 to fill a vacancy on the MALFA holds office until the next Quadrennial elective Congress.

25.25 The Chairperson and Secretary/Local Executive Officer, if any, shall not serve on the Executive body of any Member.

26. ORDINARY CONGRESS/AND POLICY CONGRESS

26.1 The Ordinary Congress shall be held once a year.

26.2 The MALFA shall fix the place and date. The Members shall be notified in writing at least thirty (30) calendar days in advance.

26.3 Subject to Article 27.3, the formal convocation shall be made in writing at least twenty-one (21) calendar days before the date of the Congress. This convocation shall contain the agenda, the MALFA's activity report, the financial statements and the auditor's report, the minutes of the last Congress and any other relevant documents.

26.4 All delegates of Members in good standing shall be entitled to speak at any General Meeting of SAFA (insert name);

26.5 The following, if present, shall be entitled to vote:

26.5.1 Delegates appointed by each Member in good standing (refer to Article 13).

26.6 Policy Congress shall be held once a year and the provisions set out above for Ordinary Congress shall mutatis mutandis apply.

27. ORDINARY CONGRESS AGENDA/AND POLICY CONGRESS

ANNUAL CONGRESS

27.1 The Local Secretary/Local Executive Officer shall, by registered post or telefax or email, give all Members at least thirty (30) days advance notice of the date of the Ordinary Congress,

which date shall be determined by the Regional Executive Committee and shall ordinarily be a date in June.

- 27.2 If, by 30 June in any year, no date for an Ordinary Congress has been fixed by the MALFA, any Member may by written notice to the Local Executive Officer nominate a date for the Ordinary Congress between 100 and 120 days away, and the MALFA shall convene the Ordinary Congress for the date nominated in the first such notice s/he receives.
- 27.3 The Local Executive Officer/Secretary shall draw up the agenda based on proposals from the MALFA and the Members. Any proposal that a Member wishes to submit to the Congress shall be sent to the Local Executive Officer in writing, with a brief explanation, at least twenty one (21) days before the date of Congress.
- 27.4 Motions to an Ordinary Congress shall be submitted to the Local Executive Officer of The MALFA in writing per registered post and/or telefax or email not less than twenty one (21) days prior to the date of such Ordinary Congress. The Local Executive Officer of The MALFA shall circulate all motions submitted to him/her together with the agenda for the Meeting and the audited financial statements of The MALFA to all Members per registered post and/or telefax or email not less than fourteen (14) days prior to the Ordinary Congress.
- 27.5 Members must forward in writing to the Local Executive Officer the names of the delegates who will represent them at the Annual Congress. Unless such confirmation is received by the Local Executive Officer at least seven (7) days before the meeting, the delegates in question will not be accredited and will not be entitled to participate in the meeting;
- 27.6 The Annual Congress may on good cause shown condone any non-compliance with the time limits set out in this Article.
- 27.7 The following business will be considered at each Annual Congress:-
 - 27.7.1 The Congress agenda shall include the following mandatory items:
 - 27.7.1.1 a declaration that the Ordinary Congress has been convened and composed in compliance with the Constitution of The MALFA;
 - 27.7.1.2 approval of the agenda;
 - 27.7.1.3 an address by the Chairperson;
 - 27.7.1.4 appointment of Members to check the minutes
 - 27.7.1.5 appointment of scrutineers
 - 27.7.1.6 suspension or expulsion of Members (if applicable);
 - 27.7.1.7 dismissal of a Member or a person (if applicable);
 - 27.7.1.8 approval of the minutes of the preceding Congress;
 - 27.7.1.9 MALFAs activity report (containing the activities since the last Congress);

- 27.7.1.10 presentation and approval of the consolidated Annual Financial Statements and reports of the Auditors for the previous year.
- 27.7.1.11 presentation of the budget
- 27.7.1.12 admission for Membership (where applicable);
- 27.7.1.13 votes on proposals for amendments to the constitution, the regulations governing the application of the constitution and the standing orders of the Congress (if applicable);
- 27.7.1.14 discussion of items proposed by the MALFA of the MALFA or the Members of the MALFA as contemplated in Article 27.4;
- 27.7.1.15 appointment of independent auditors (if applicable) upon the proposal of the MALFA;
- 27.7.1.16 election of the Chairperson, 3 (three) Vice-Chairpersons one (1) of which shall be a female, Secretary, Treasurer and Members of the MALFA (if applicable);
- 27.7.1.17 any further items proposed by the Members of the LEC (if applicable)

27.7.2 The agenda of an Annual Congress may be altered, provided **two-thirds (2/3)** of the Members present at the Congress and eligible to vote, agree to such a motion.

27.7.3 The Congress shall not make a decision on any point not included in the agenda.

27.8 The Agenda for Policy Congress shall be determined by the MALFA and the provisions regarding notices, motions etc shall be mutatis mutandis be those set out for Annual Congress.

28. EXTRAORDINARY CONGRESS

28.1 The MALFA may convene an Extraordinary Congress at any time.

28.2 The MALFA shall convene an extraordinary Congress if one third (1/3) of the Members of The MALFA make such a request in writing. The request shall specify the items for the agenda. An extraordinary Congress shall be held within three months of receipt of the request. If an Extraordinary Congress is not convened, the Members who requested it may convene the Congress themselves. As a last resort, the Members may request assistance from SAFA Ngaka Modiri Molema.

28.3 The Members shall be notified of the place, date and agenda at least 30 calendar days before the date of an extraordinary Congress.

- 28.4 When an extraordinary Congress is convened on the initiative of the Regional Executive Committee, it must draw up the agenda. When an Extraordinary Congress is convened upon the request of Members, the agenda must contain the points raised by those Members.
- 28.5 The agenda of the Extraordinary Congress may not be altered.

29. AMENDMENTS TO THE CONSTITUTION, REGULATIONS GOVERNING THE APPLICATION OF THE STATUTES AND THE STANDING ORDERS OF THE CONGRESS

- 29.1 The Congress is responsible for amending the Statutes, the Regulations Governing the application of the Statutes and the Standing Orders of the Congress.
- 29.2 Any proposals for an amendment to the Constitution must be submitted in writing with a brief explanation to the general secretariat by a Member or by the MALFA.
- 29.3 A proposal for an amendment to the Statutes shall be adopted only if two-thirds (2/3) of the Members present and eligible to vote; agree to it.
- 29.4 When considering an amendment to the Constitution, regulations and standing order of the Congress, it shall be competent to adopt an amendment to such amendment.
- 29.5 The text of all amendments to the Constitution shall be forwarded to all Members within 30 (thirty) days of it having been approved by Congress.
- 29.6 Any proposal to amend the Regulations Governing the Application of the Constitution and the Standing Orders of the Congress must be submitted in writing with a brief explanation to the general secretariat by a Member or by the MALFA.
- 29.7 A proposal for an amendment to the Regulations Governing the Application of the Constitution and the Standing Orders of the Congress shall be adopted only if a simple majority of the Members present and eligible to vote, agree to it.

30. MINUTES

- 30.1 The Local Executive Officer/Secretary shall be responsible to oversee the recording and the preparation of the minutes at the Congress. The minutes shall be checked by those Members designated and shall be approved at the next Congress.
- 30.2 **The secretary** shall distribute the minutes of the Congress within 30 days after the date of the Congress.

31. EFFECTIVE DATES OF DECISIONS

31. Decisions passed by the Congress shall come into effect for the Members immediately after the close of the Congress, unless the Congress fixes another date for a decision to take effect.

32. MALFA

Composition

- 32.1 The MALFA shall consist of the following Members:
- 32.1.1 The Chairperson;
 - 32.1.2 Three (3) Vice-Chairpersons, one (1) of which shall be a female, Secretary, Treasurer, 8-12 (eight to twelve) Members of the executive committee whom shall be directly elected by the Members.
 - 32.1.3 The three (3) Vice-Chairpersons one (1) of whom shall be female shall be elected by the MALFA Congress;
 - 32.1.4 The number of the executive committee Members shall be eight (8) minimum and twelve (12) maximum;
 - 32.1.5 **A minimum of two (2) MALFA Members must be female.**
- 32.2 The Chairperson, three (3) Vice-Chairpersons, Secretary, Treasurer and committee Members shall be elected by the Congress. Every candidate in the election of MALFA Members must be proposed by at least one Member.
- 32.3 The mandate of the Chairperson, three (3) Vice-Chairpersons, Secretary, Treasurer and Members of the MALFA is for four (4) years. They may be re-elected.
- 32.4 The Members of the MALFA shall have been active in football, must not have been previously found guilty of a criminal offence and sentenced to a period of imprisonment without the option of a fine and have residency within the territory of (insert name of Local Municipality or Sub-structure of the Metro).
- 32.5 The official list of candidates must be sent to the Members of the MALFA along with the agenda for the Congress at which the MALFA will be elected as contemplated in Article 25.11.
- 32.6 A Member of the MALFA may not at the same time be a Member of a judicial body of the MALFA.
- 32.7 Should a position become vacant, the MALFA shall fill that position until the next Quadrennial election Congress.

33. MEETINGS OF THE MALFA

- 33.1 MALFA shall meet at least once every two (2) months.
- 33.2 The Local Executive Officer/Secretary shall convene the MALFA meetings in consultation with the Chairperson. Should 50% of the MALFA Members request a meeting, the Local Executive Officer/Secretary shall convene it within fourteen (14) calendar days of such request.
- 33.3 The Local Executive Officer/Secretary shall compile the agenda in consultation with the Chairperson. Each Member of the MALFA is entitled to propose items for inclusion in the agenda. The Members of the MALFA must submit the items they wish to be included in the agenda for the meeting to the Local Executive Officer/Secretary at least fourteen (14) calendar days before the meeting. The agenda must be sent out to the Members of the MALFA at least seven calendar days before the meeting.
- 33.4 The Local Executive Officer, if any, shall participate in the meetings of the MALFA but shall not have the right to vote.
- 33.5 The meetings of the MALFA shall not be held in public. The MALFA may, however, invite third parties to attend. Those third parties shall not have voting rights, and may only express an opinion with the permission of the MALFA.
- 33.6 The MALFA shall approve a meetings calendar of the various standing and other committees appointed by the LEC.

34. POWERS OF THE MALFA

The MALFA:

- 34.1 shall pass decisions on all cases that do not come within the sphere of responsibility of the Congress or are not exclusively reserved for other bodies by law or under these Statutes;
- 34.2 shall prepare and convene the Annual, Policy and Extraordinary Congresses of the MALFA;
- 34.3 shall appoint the chairperson, deputy chairperson and Members of the standing committees;
- 34.4 shall recommend to the Congress the chairperson, deputy chairperson and Members of the judicial bodies;
- 34.5 may decide to set up ad-hoc committees, if necessary at any time;

- 34.6 shall compile the regulations for the organisation of standing committees and ad-hoc committees;
- 34.7 shall appoint or dismiss the Local Executive Officer;
- 34.8 shall propose the independent auditors to the Congress;
- 34.9 shall decide the place and dates of and the number of teams participating in the competitions of the MALFA;
- 34.10 shall appoint the coaches for the representative teams and other technical staff including Heads of Delegation;
- 34.11 shall approve regulations stipulating how the MALFA shall be organised internally;
- 34.12 shall ensure that the Statutes are applied and adopt the executive arrangements required for their application;
- 34.13 may dismiss a person or body or suspend a Member of the MALFA provisionally until the next Congress;
- 34.14 may delegate tasks arising out of its area of authority to other bodies of the MALFA or third parties.
- 34.15 may give strategic direction to the policies of the Association;
- 34.16 approves the budget.
- 34.17 approves the financial statements

35. DECISIONS OF THE MALFA

- 35.1 MALFA shall not engage in valid debate unless the absolute majority of its Members are present. Once the MALFA meets the quorum at the commencement of the meeting, all decisions taken by the meeting shall be valid and binding.
- 35.2 The MALFA shall reach decisions by a simple majority of the Members present. In the event of a tied vote, the Chairperson shall have the casting vote. Voting by proxy or by letter is not permitted.
- 35.3 Any Member of the MALFA must withdraw from the debate and from taking a decision if there is any risk of a conflict of interests.
- 35.4 The decisions taken shall be recorded in the minutes.
- 35.5 The decisions taken by the MALFA shall come into effect immediately unless the congress decides otherwise.

36. DISMISSAL OF PERSON OR BODY

- 36.1 The Congress may dismiss a person or body. The MALFA or Member may place the dismissal of a person or body on the agenda for the Congress. The MALFA may also dismiss a person or body provisionally for a period of not longer than three (3) months. The MALFA or Member may submit a proposal to place such a motion for dismissal on the agenda of the MALFA or Congress provided all due processes have been followed.
- 36.2 The motion for dismissal must be justified in writing and sent to the Members of The MALFA along with the agenda.
- 36.3 The person or body in question may attend the Congress and has the right to speak in his/her or its defence.
- 36.4 If the motion for dismissal is upheld, the Congress or MALFA shall reach a decision by means of secret ballot. For the motion to be passed, a majority of two-thirds of the valid votes is required.
- 36.5 The person or body dismissed (provisionally) must be relieved of his/her or its functions with immediate effect.

37. CHAIRPERSON

- 37.1 The Chairperson represents The MALFA legally.
- 37.2 He/She is primarily responsible for:
- 37.2.1 monitoring the implementation of the decisions passed by the Congress and the MALFA through the Local Executive Officer/ Secretary;
 - 37.2.2 ensuring the effective functioning of the bodies of The MALFA in order that they achieve the objectives described in these Statutes;
 - 37.2.3 overseeing the work of the Local Executive Officer;
 - 37.2.4 promoting good relations between The MALFA and its Members, political bodies and other organisations within its area of jurisdiction.
- 37.3 The Chairperson may in consultation with the MALFA propose the appointment or dismissal of the Local Executive Officer/ Secretary.
- 37.4 The Chairperson shall preside over the Congress, the Executive Committee, Emergency Committee meetings and those committees of which he/she has been appointed chairperson.

- 37.5 The Chairperson shall have an ordinary vote on the Executive Committee and, whenever votes are equal, shall have a casting vote.
- 37.6 If the Chairperson is absent or unavailable, the Vice Chairperson and should he/she not be available any senior Member of the MALFA, shall deputise, and enjoy the same powers of the Chairperson.
- 37.7 Any additional powers of the Chairperson shall be contained in the internal organisation regulations of The MALFA;
- 37.8 Performs other responsibilities assigned by the LEC.
- 37.9 The Chairperson shall not be an owner or have any interest financial or otherwise in any Football Club under the jurisdiction of The MALFA.

38. CANDIDATE FOR THE OFFICE OF THE CHAIRPERSON

- 38.1 The Chairperson shall be elected by Congress for period of four (4) years. His/Her mandate shall begin after the end of the Congress which has elected him. A Chairperson may be re-elected.
- 38.2 The candidate must have served as an executive Member of the local club for a **minimum of at least five (3) years**;
- 38.3 Only Members of The MALFA may propose candidates for the office of the Chairperson. Members shall notify the general secretariat (or its appointed agent for this purpose) in writing of the name of a candidate at least 30 calendar days before the date of the Congress.
- 38.4 The general secretariat shall notify the Members of the names of the proposed candidates at least thirty (30) days before the date of the Congress.
- 38.5 If the Chairperson is permanently or temporarily prevented from performing his/her official functions, the Vice Chairperson shall represent him/her until the next Congress. This Congress shall elect a new **Chairperson**, if necessary.

39. REPRESENTATION AND SIGNATURE

39. The Chairperson and the Local Executive Officer/Secretary represent SAFA (insert name) legally and are duly authorised to represent the MALFA in any legal proceedings and are entitled to sign for and on behalf of the MALFA. The MALFA may set up internal organisation regulations regarding the joint signature of officers, in particular in case of the Presidents absence concerning all important business of the MALFA.

40. EMERGENCY COMMITTEE

- 40.1 The Emergency Committee shall deal with all matters requiring immediate settlement between the meetings of the MALFA. The Committee shall consist of the Chairperson of the MALFA, the 3 (three) Vice-Chairpersons, Secretary, Treasurer and one additional Member chosen from amongst the MALFA Members and appointed by the MALFA for a period of 4 years. The Local Executive Officer shall be an ex-officio Member without the right to vote;
- 40.2 The Chairperson shall convene the Emergency Committee meetings. If a meeting cannot be convened within an appropriate period of time, decisions may be passed through other means of communication. Such decisions shall have immediate legal effect. The Chairperson shall notify the MALFA immediately of the decisions passed by the Emergency Committee.
- 40.3 All decisions taken by the Emergency Committee shall be ratified by the MALFA at its next meeting.
- 40.4 If the Chairperson is unable to attend a meeting, the one of the Vice Chairpersons available shall deputize.
- 40.5 The Emergency Committee will decide on matters that fall under the sole competence of the MALFA. The Emergency Committee must not be seen as taking over the responsibilities of other standing bodies.

41. STANDING COMMITTEES

- 41.1 The standing committees of the MALFA are:
- a) Finance and Procurement Committee;
 - b) Competitions Committee;
 - c) Technical and Development Committee;
 - d) Referees Committee;
 - e) Legal, Status and Disputes Committee;
 - f) Women's Football Committee;
 - g) Youth Football Committee;
 - h) Safety, Security and Protocol Committee;
- 41.2 The chairpersons of the standing committees shall be Members of the MALFA. The Members of each standing committee shall be appointed by the MALFA on the proposal of Members or the Chairperson of MALFA;
- 41.3 Each chairperson shall represent his/her committee and conduct business in compliance with the relevant organisation regulations drawn up by the MALFA.

41.4 Each chairperson shall fix the dates of meetings in consultation with The Local Executive Officer or Local Secretary.

41.5 Each committee may propose amendments to its regulations to the MALFA.

42. FINANCE **MARKETING AND PROCUREMENT COMMITTEE**

42.1 The Finance and Procurement Committee shall consist of a Chairman and no more than 05 (five) Members and shall:

42.1.1 Advise on areas of financial planning including

- i. Budget preparation
- ii. Recommending budgets to LEC for approval
- iii. Financial forecasts

42.1.2 Ensure that the Association keeps complete and detailed accounting records;

42.1.3 Report to the LEC regularly on the organisation's financial position;

42.1.4 Ensure that the year-end financial statements are prepared and audited;

42.1.5 Recommend to the LEC on the Association's bankers or other financial institutions and the types of bank accounts to be operated;

42.1.6 Recommend new Financial and Accounting Policies and any amendments to the LEC for approval;

42.1.7 Recommend new Procurement Policies and any amendments to the LEC for approval;

42.1.8 Ensure that the Association maintains proper control of its Fixed Assets and approves the disposals of fixed assets;

42.1.9 Design a system of efficient and effective internal controls;

42.1.10 Appoint Members of its sub committees which are:

- i. Budget and Cost Monitoring Committee
- ii. Bid Specification Committee
- iii. Bid Evaluation Committee
- iv. Bid Adjudication Committee

42.1.11 Review, monitor and make recommendations to the LEC on the Association's investment strategy;

42.1.12 Review, monitor and make recommendations to the LEC on the Association's human resources strategy and policies that pertain to staffing and related issues of strategic importance that directly affect the Association's ability to recruit, develop and retain qualified and experienced staff needed to achieve its objectives;

42.1.13 Review any external evaluations of the Association's human resources strategy and policies pertaining to the issues set out above and report to the LEC its findings and recommendations on such issues;

42.1.14 Consider with other standing committees and management the repercussions of recommendations of other standing committees on the Association's human resources strategy and policies.

42.1.15 The financial statements are prepared by the Treasurer

43. COMPETITIONS COMMITTEE

The Organising Committee for the MALFA Competitions shall consist of a chairperson and no more than 5 (five) Members and shall:-

43.1 organise and monitor the competitions of the MALFA in compliance with the provisions of the Constitution and the regulations applicable to SAFA competitions;

43.2 provide and monitor the implementation of guidelines for the efficient management of all SAFA competitions;

43.3 advise the MALFA on the competitions calendar;

43.4 shall examine and approve applications for all proposed new competitions (amateur and non-amateur) by Members to be played within The MALFA's jurisdiction;

43.5 submit regular reports to the LEC.

44. TECHNICAL AND DEVELOPMENT COMMITTEE

The Technical and Development Committee shall consist of a chairperson and no more than 05 (five) Members who shall:

44.1 primarily analyse the basic aspects of football training and technical development;

44.2 seek the improvement of training methods;

44.3 take all possible measures to improve the qualifications of coaches;

44.4 resolve questions on the theory of and practice of football;

- 44.5 take all possible measures to promote familiarisation with and experience in teaching football;
- 44.6 organise courses and conferences for instructors, trainers, coaches and administrators;
- 44.7 compile material on teaching and coaching techniques for players, trainers, coaches and referees;
- 44.8 provide the assistance necessary for the production of didactic films;
- 44.9 issue memoranda from time to time regarding technical assistance and grants which have been given or are to be given towards any development project;
- 44.10 be responsible for editing the technical section of official The MALFA publications;
- 44.11 recommend coaches, instructors or trainers for all Local Football Association teams and Members at the Members' request;
- 44.12 consider and submit proposals on promotion and development of football;
- 44.13 develop and maintain regulations on football pitches;
- 44.14 advise the MALFA on Reports submitted by coaches of Local Teams;
- 44.15 submit regular reports to the MALFA.

45. LOCAL REFEREES COMMITTEE

The Local Referees Committee shall consist of a chairperson and no more than 05 (five) Members and shall:-

- 45.1 supervise and monitor the implementation/ of the Laws of the Game;
- 45.2 decisions and interpretations regarding the Application of the Laws of the Game;
- 45.3 propose to the MALFA any amendments to the Laws of the Game for submission to the FIFA Executive Committee through the SAFA regional structure;
- 45.5 compile a list of referees qualified to supervise Local and regional matches for submission to SAFA;
- 45.6 appoint the referees for all matches under the jurisdiction of The MALFA and its affiliates;
- 45.7 establish uniformity in methods of refereeing and implementation of the Laws for nationwide use;

- 45.8 establish uniform criteria for the inspection of referees for use by all The MALFA Members;
- 45.9 organise courses for referees and referee instructors;
- 45.10 draw up a list of instructors and lecturers capable of conducting courses for referees;
- 45.11 prepare and produce useful didactic material on refereeing;

46. LEGAL, STATUS AND DISPUTES COMMITTEE

The Legal & Constitutional Affairs Committee shall consist of a chairperson and no more than 05 (five) Members and shall be responsible for the following:

- 46.1 analyse basic legal issues relating to football and the evolution of the Statutes and regulations of The MALFA and its Members;
- 46.2 take counsel, give advice on cases, disputes, or enquiries submitted to the Committee;
- 46.3 follow the development of the FIFA Statutes and Regulations which govern The MALFA and propose to the MALFA any amendment which the Committee deems useful;
- 46.4 check the statutes and regulations governing affiliated Members, as the case may be, and recommend that the MALFA intervene to bring about any desired amendments;
- 46.5 issue memoranda from time to time on the meaning of, and lessons to be learnt from Disciplinary Committee, Appeals Board and Arbitration decisions and to advise the Association and/or its Members on relevant matters in this regard;
- 46.6 assist in the review of sponsorship, player/official and other contracts/legal agreements entered into from time to time by the Association;
- 46.7 conduct regular reviews of the MALFA Constitution to ensure compliance with SAFA statutes and to advise and propose changes/updates to the Associations Articles, Rules, Regulations and Guidelines;
- 46.8 supply a panel of pro-forma prosecutors to present cases for The MALFA at (insert name)'s judicial bodies;
- 46.9 review The MALFA Members Constitutions, Rules and Regulations to ensure compliance with the provisions of the SAFA statutes;
- 46.11 provide guidelines for the maintenance of the MALFA Legal archives;
- 46.12 review The MALFAs competition rules from time to time;

46.13 submit regular reports to the LEC.

47. WOMEN'S FOOTBALL COMMITTEE

The Committee for Women's Football shall consist of a chairperson and no more than 05 (five) Members and shall be responsible for the following:

- 47.1 drafting and submitting proposals on policies on women football development;
- 47.2 dealing with all matters relating to women football;
- 47.3 monitoring women's football competitions;
- 47.4 submitting regular reports to the LEC.

48. YOUTH FOOTBALL COMMITTEE

The Youth Football Committee shall consist of a chairperson 05(five) Members and be responsible for the following:

- 48.1 monitoring youth football competitions;
- 48.2 advising the MALFA on all matters related to youth development;
- 48.3 conceptualising, guiding and coordinating the development of a comprehensive youth development policy framework for the Association;
- 48.4 ensuring the implementation of the Associations Youth Development Framework;
- 48.5 advising the MALFA on all matters related to development of youth at all school levels;
- 48.6 ensuring the establishment of viable football structures in the local school system;
- 48.7 submitting regular reports to the LEC.

49. SAFETY, SECURITY AND PROTOCOL COMMITTEE

The Safety, Security and Fair Play Committee shall consist of a chairperson a deputy chairperson and no more than five (05) Members and shall be responsible for the following:

- 49.1 examining generally every aspect of security inside stadia and in the immediate vicinity;
- 49.2 investigating every possible way of improving security at football matches;
- 49.3 dealing with security issues at SAFA offices;
- 49.4 dealing with matters of protocol;
- 49.5 dealing with matters of protocol during SAFA events;
- 49.6 drawing up relevant proposals for presentation to the MALFA;
- 49.7 submitting regular reports to the LEC.

50. AD-HOC COMMITTEES AND SUB COMMITTEES

- 50.1 The MALFA may, if necessary, create Ad-Hoc committees for special duties and a limited period of time.
- 50.2 The convener and the Members and the terms of reference shall be set out in the resolution adopted by the MALFA.
- 50.3 Ad-Hoc committees shall report directly to the MALFA.
- 50.4 Standing Committees may establish sub-committees to facilitate their work and shall submit reports to their respective Standing Committees.

51. LOCAL SECRETARY

- 51.1 The Local Secretary/**Local Executive Officer** represents the MALFA legally and is entitled to sign for The MALFA.
- 51.2 The Local Secretary is the Local Executive Officer of the Association and the accounting officer of The MALFA.
- 51.3 He/She shall be appointed on the basis of an agreement governed by private/labour law and shall have the necessary professional qualifications.
- 51.4 He/She shall be responsible for:
 - 51.4.1 Implementing decisions passed by the Congress and MALFA;

- 51.4.2 Attending the Congress and meetings of the MALFA, Emergency Committee and the standing and ad-hoc committees;
 - 51.4.3 Organising the Congress and meetings of the MALFA and other bodies;
 - 51.4.4 Compiling the minutes for the meetings of the Congress, MALFA, Emergency Committee and standing and ad-hoc committees;
 - 51.4.5 In conjunction with the Treasurer manage and keep the accounts of The MALFA properly;
 - 51.4.6 The correspondence of The MALFA;
 - 51.4.7 Relations with the Members, committees, SAFA;
 - 51.4.8 Organising the general secretariat/administration;
 - 51.4.9 The appointment and dismissal of staff working in the general secretariat.
- 51.5 The Local Executive Officer or his or her nominee shall attend the meetings of all the committees ex officio.
- 51.6 The Local Secretary/Local Executive Officer shall not be a Congress delegate or a Member of any body of the MALFA.
- 51.7 The Local Secretary/Local Executive Officer shall not be an owner or have any interest financial or otherwise in any football club under the jurisdiction of the LFA.

52. JUDICIAL BODIES

- 52.1 The judicial bodies of The MALFA are:
- a) the Disciplinary Committee;
 - b) the Appeal Board (Regional Disciplinary Committee)
- 52.2 The responsibilities and functions of these bodies shall be stipulated in the Disciplinary Code of The MALFA, which shall comply with the SAFA Disciplinary Code.
- 52.3 The decision making powers of other Committees remain unaffected.
- 52.4 The Members of the judicial bodies may not belong to any other body of the MALFA at the same time.

53. DISCIPLINARY COMMITTEE

- 53.1 The Disciplinary Committee shall consist of a chairperson and the number of Members deemed necessary. The chairperson shall have legal qualifications.
- 53.2 The functions of this body shall be governed by the Disciplinary Code of SAFA. The committee shall pass decisions only when at least three Members are present. In certain cases, the chairperson may rule alone in accordance with the Disciplinary Code of SAFA.

- 53.3 The committee may pronounce the sanctions prescribed in these Statutes and the Disciplinary Code of SAFA on Members, Officials, Players, Clubs and match agents.
- 53.4 These provisions are subject to the disciplinary powers of the Congress and the MALFA with regard to the suspension and expulsion of Members.

54. APPEALS BOARD

- 54.1 Appeals from the Disciplinary Committee shall be referred to the SAFA Regional Disciplinary Committee who shall act as the Appeals Board.
- 54.2 Appeals from Football Associations, Football clubs and Associate Members shall be referred to the Disciplinary Committee and in such an instance it shall perform its function as the Appeals Board.

55. DISCIPLINARY MEASURES

The disciplinary measures are primarily:

- 55.1 for natural and legal persons:
- a) a warning;
 - b) a reprimand;
 - c) a fine;
 - d) the return of awards.
- 55.2 for natural persons:
- a) a caution;
 - b) an expulsion;
 - c) a match suspension;
 - d) a ban from the dressing rooms and/or the substitutes bench;
 - e) a ban from entering a stadium;
 - f) a ban on taking part in any football-related activity.
- 55.3 for legal persons:
- a) a transfer ban;
 - b) playing a match without spectators;
 - c) playing a match on neutral territory;
 - d) a ban on playing in a particular stadium;
 - e) annulment of the result of the match;
 - f) expulsion;
 - g) a forfeit;
 - h) deduction of points;
 - i) relegation to a lower division.

56. DISPUTE RESOLUTION PROCEDURE

- 56.1 Every body or individual falling under the jurisdiction of the MALFA shall ensure that any dispute that it has with a body or individual falling under the jurisdiction of the MALFA is resolved in accordance with the dispute prevention and resolution procedures set out in the Constitution, Rules and Regulations.
- 56.2 Where no specific dispute prevention or resolution procedures are set in the Constitution, Rules and Regulations, or where any Member or an affiliate of a Member, or individual prefers to, disputes may be referred directly to National Office for arbitration as a resolution. It is specifically provided that where LFA Members or its affiliates or individual opts for arbitration, such arbitration may be conducted by any arbitrator who appears on the arbitration panel of the Association.
- 56.3 Subject to the Constitution of the Republic, and save in circumstances where there is a need for urgent relief of a sort which cannot be obtained through the dispute resolution procedure contemplated by this Article, nobody or individual falling under the jurisdiction of SAFA shall approach a Court of Law to decide on a dispute it has with a body or individual affiliated to SAFA.

57. JURISDICTION

- 57.1 The MALFA, its Members, Players, Officials and match agents will not take any dispute to Ordinary Courts unless specifically provided for in these Statutes and SAFA regulations.
- 57.2 The MALFA shall have jurisdiction on internal Regional disputes, i.e. disputes between parties belonging to the MALFA. Including foreign nationals, registered by SAFA to participate in SAFA competitions or League competitions.

58. FINANCIAL MATTERS

- 58.1 The MALFA shall be conducted on a non-profit basis, with the intent and purpose that its capital and income, however derived shall be applied solely towards the promotion of its objects, and no portion thereof shall be paid or transferred directly or indirectly, (whether by salary, dividend, bonus or otherwise howsoever) by way of profit or distribution to any of the

Members of The MALFA or their office bearers or Members, provided that nothing herein contained shall preclude the payment in good faith to a Member or any other person of:-

- 58.1.1 Reasonable remuneration for the services actually rendered for or on behalf of the MALFA;
 - 58.1.2 Reimbursement of actual costs, expenses and other commitments incurred on behalf of The MALFA;
 - 58.1.3 Payment of gratuity and/or pension on the retirement of any person who previously shall have been in the employ of The MALFA;
 - 58.1.4 Payment of honoraria to Members of the Regional Executive Committee on a basis to be determined and approved by the Ordinary Congress.
 - 58.1.5 Expenses approved by the Congress and expenses that the Regional Executive Committee is entitled to incur within the scope of its authority;
 - 58.1.6 All other expenses in keeping with the objectives pursued by The MALFA.
- 58.2 The financial period of the MALFA shall be one (1) year and shall begin on 1 July and end on 30 June in each year.
- 58.3 The signatories shall be any two of the three (3) duly authorized by the MALFA.
- 58.4 The financial resources of The MALFA shall include, but not be limited to:-
- 58.4.1 Annual subscription fees of Members;
 - 58.4.2 Local competition entry fees;
 - 58.4.3 Player Registration fees;
 - 58.4.4 Donations, subject to section 30(3)(b)(v) of the Income Tax Act 58 of 1962;
 - 58.4.5 Loans;
 - 58.4.6 State grants;
 - 58.4.7 Returns on investments;
 - 58.4.8 Interest on loans;
 - 58.4.9 Proceeds of sales of assets;
 - 58.4.10 Radio and electronic broadcasting rights.
- 58.5 SAFA may invest and otherwise deal with the moneys of SAFA not immediately required for its purpose in or upon such investments, securities or property as may be thought fit, in its absolute discretion, with the power to vary or transpose any investments for or into others of any nature or subject;'
- 58.6 SAFA may retain any investment which is donated or bequeathed to it in the form that it was so donated or bequeathed;

58.7 The Local Executive Officer and Treasurer is responsible for drawing up the annual consolidated accounts of The MALFA and its subsidiaries as at 30 June.

58.8 The revenue and expenses of The MALFA shall be managed so that they balance out over the financial period. The MALFAs major duties in the future shall be guaranteed through the creation of reserves.

59. INDEPENDENT AUDITORS RECOMMENDED BY SAFA

59.1 The independent auditors appointed by the Congress shall audit the accounts approved by the MALFA in accordance with the appropriate principles of accounting and present a report to the Congress.

59.2 The auditors shall be appointed for a period of 2 (two) years. This mandate may be renewed.

60. MEMBERSHIP SUBSCRIPTIONS

60.1 Membership subscriptions are due on 1 July.

60.2 The annual subscription for new Members for the year in question shall be paid within 30 days of the close of the Congress at which they are admitted.

60.3 The Congress shall fix the amount of the annual subscription every year on the recommendation of the MALFA.

61. SETTLEMENT

61.1 The MALFA may debit any Members account to settle claims.

62. LEVIES

62.1 The MALFA may determine and demand that a levy be paid by its Members for matches.

63. COMPETITIONS

- 63.1 The MALFA organizes, coordinates and/or regulates the following official competitions held within its territory:
- 63.1.1 The Local Championship;
 - 63.1.2 FA Local Cup;
 - 63.1.3 Local Leagues (amateur and development);
 - 63.1.4 Inter-LFA and Inter-Regional Competitions;
 - 63.1.5 Youth Competitions which must include under 13; under 15 and under 17 competitions for both boys and girls
 - 63.1.6 Women competitions.
- 63.2 The MALFA may delegate to subordinate Leagues the authority to organize competitions. The competitions organized by the Leagues shall not interfere with those competitions organized by the MALFA. Competitions organized by the MALFA shall take priority.
- 63.3 The MALFA may issue special regulations to this end.

64. CLUB LICENSING

- 64.1 The MALFA shall operate a Club licensing system in accordance with the principles of the Club licensing regulations of SAFA.
- 64.2 The objective of the Club licensing system is to safeguard the credibility and integrity of Club competitions, to improve the level of professionalism, to promote sporting values in accordance with the principles of fair play as well as safe and secure match environments and to promote transparency in the finances, ownership and control of Clubs.

65. RIGHTS

- 65.1 The MALFA and its Members are the original owners of all of the rights emanating from competitions and other events coming under their respective jurisdiction, without any restrictions as to content, time, place and law. These rights include, among others, every kind of financial rights, audiovisual and radio recording, reproduction and broadcasting rights, multimedia rights, marketing and promotional rights and incorporeal rights such as logos, emblems, trademarks and other rights arising under copyright law.

- 65.2 The MALFA shall decide how and to what extent these rights are utilized and draw up special regulations to this end. The MALFA shall approve whether these rights shall be utilized exclusively or jointly with a third party or entirely through a third party.

66. AUTHORISATION

66. The MALFA and its Members are exclusively responsible for authorizing the distribution of image and sound and other data carriers of football matches and events coming under their respective jurisdiction, without any restrictions as to content, time, place and technical and legal aspects.

67. REGIONAL MATCHES AND COMPETITIONS

- 67.1 The authority for organizing local matches and competitions between teams affiliated to different Local Football Associations, between Leagues and/or Club teams lies solely with the MALFA. No match or competition shall take place without the prior permission of the SAFA MALFA. In addition, permission from the relevant Region may be required in accordance with the SAFA regulations.

- 67.2 The MALFA is bound to comply with the national match calendar compiled by SAFA.

68. CONTACTS

- 68.1 The MALFA shall not play matches or make sporting contacts with Associations that are not Members of SAFA or with Members of other LFAs without the approval of SAFA region having jurisdiction.

69. APPROVAL

- 69.1 Clubs, Leagues or any other group of Clubs that are affiliated to The MALFA cannot belong to another Association or participate in competitions on the territory of another Association without the authorization of The MALFA and the other Association and of SAFA, except in exceptional circumstances.

70. UNFORESEEN CONTINGENCIES AND FORCE MAJEURE

- 70.1 The MALFA shall have the final decision on any matters not provided for in these Statutes or in cases of force majeure.

71. DISSOLUTION

- 71.1 The MALFA may, by resolution at an Extraordinary Congress called solely for this purpose, dissolve the Association.

- 71.2 A resolution to dissolve the Association will be of no force and effect unless:

71.2.1 it is carried with the support of seventy five percent (75%) of the total number of votes which would have been capable of being cast if every Member in good standing at the date of the extra ordinary congress concerned had been fully represented at that meeting; and

71.2.2 it specifies a public benefit organization or organizations approved in terms of section 30 of the Income Tax Act 50 of 1962 as amended and sharing some of the aims and objectives of The MALFA to whom whatever property, capital and accrued income of The MALFA remains upon the winding up or dissolution of The MALFA, shall be distributed after satisfaction of all debts and commitments of The MALFA and the proportions in which any such property, capital or accrued income shall be distributed to such organizations.

- 71.3 If the MALFA is disbanded its assets shall be transferred to an organization with similar status and objectives as The MALFA. It shall hold these assets in trust as bonus pater familias until The MALFA is re-established. The final Congress may, however, choose another recipient for the assets on the basis of a two-thirds majority.

72. ENFORCEMENT

- 72.1 This is the Constitution adopted at The MALFA Congress on **NWU Soccer Institute** at and will come into force immediately.

73. INDEMNITY

- 73.1 The officials of The MALFA are indemnified against all losses, charges, costs, damages and all other expense and liability they may incur or be put to concerning the bona-fide execution of their duties as officials of The MALFA.

74. UNFORSEEN MATTERS AND FORCE MAJEURE

- 74.1 Subject to the Constitution of the Republic, should this Constitution be silent on any matter that may arise, the Statutes of SAFA, FIFA and CAF shall apply, in that order, and if they too are silent the Local Executive shall give a ruling on such matter, which shall be final and binding.

75. RULES

- 75.1 The MALFA may, by a simple majority of votes cast at a Congress, adopt Rules consistent with these statutes.
- 75.2 Any Rules made in terms of Article 67.1 may be amended or repealed by a simple majority of votes cast at a congress.
- 75.3 Save as is set out in Articles 67.1 above, all Rules shall be deemed to form part of these statutes and shall be binding on the Association, all Members and all clubs and persons falling under the jurisdiction of the Association and its Members.

76. REVIEW AND RESCISSION

- 76.1 Members shall have the right to move a motion to review and rescind any resolution of The MALFA. Notice of such motion may be given at the meeting at which the resolution is adopted and must be moved at the following meeting of The MALFA on pain of lapsing.
- 76.2 If such notice is not given at the meeting at which the resolution is adopted it must reach the Regional Executive Officer of The MALFA thirty (30) days prior to the Meeting at which it is to be moved, and the Regional Executive Officer shall inform all affiliates thereof at least fourteen (14) days prior to the meeting.
- 76.3 No resolution may be rescinded unless two-thirds (2/3) majority of the affiliates present and empowered to vote are in favour of the rescission.
- 76.4 Upon the rescission of a resolution The MALFA shall have the power to pass a fresh resolution as it deems fit.
- 76.5 No resolution may be reviewed more than once in any calendar year.

77. NOTICES

For the purposes of these statutes and the Rules and Regulations:

- 77.1 any document sent by registered mail shall be deemed to have been received within seven (7) working days of same having been posted;
 - 77.2 any document proven to have been faxed successfully to a fax line shall be deemed to have been received at the address of that fax line within one (1) working day of same having been faxed;
 - 77.3 any document proven to have been sent successfully by e-mail to an e-mail address shall be deemed to have been received by the owner of that e-mail address within one (1) working day of same having been successfully sent.
-

ADOPTION OF THE STATUTES

ADOPTED BY THE *[name of LFA]* CONGRESS HELD AT *[venue of the LFA Congress]* ON THIS THE *[date of LFA Congress]* AND WILL COME INTO FORCE ON *[effective date of application of the LFA Statutes]*.

name of LFA chairperson
LFA CHAIRPERSON

name of LFA executive officer
LFA EXECUTIVE OFFICER

THESE STATUTES HAVE BEEN CERTIFIED BY THE *[insert name of the Region that the LFA is affiliated with]*:

[name of Regional Legal & Constitutional Affairs Committee Chairperson]

DATE