

**Constitution of the
South African Pagan Council (S2)
Amendment No. 2 ©
Effective: 10th October 2008**

Index

Resolution

1. Preamble

2. Name

2.1 Mission Statement

2.2 Code of Principles

3. Aims and Objectives

4. Legal Standing

5. Membership

5.1 Conditions of Membership

5.2 Categories of Membership

5.3 Members under the National Age of Consent

5.4 Subscribers

5.5 Withdrawal of Membership

5.6 Refusal of Membership

6. General Council

6.1 Composition

6.2 Function

6.3 Duties

6.4 Quorum

6.5 Meetings

6.6 Voting

6.7 Representatives

6.8 Resolution of Conflict

7. The SAPC Congress

7.1 Composition and Permanent Positions

7.2 Function

7.3 Duties

7.4 Quorum

7.5 Meetings

7.6 Voting

7.7 Representatives

7.8 Minutes & Reporting

7.9 Resolution of Conflict

8. The Executive Committee

8.1 Composition and Permanent Positions

8.2 Function

8.3 Duties

8.4 Quorum

8.5 Meetings

8.6 Voting

- 8.7 Representatives**
 - 8.8 Minutes and Reporting**
 - 8.9 Resolution of Conflict**
- 9. Sub-Committees of the Executive**
 - 9.1 Chairpersons Functions and Duties**
 - 9.2 Minutes & Reporting**
 - 9.3 Resolution of Conflict**
- 10. The Committee for Independent Members**
 - 10.1 Composition and Permanent Positions**
 - 10.2 Function**
 - 10.3 Duties**
 - 10.4 Quorum**
 - 10.5 Meetings**
 - 10.6 Voting**
 - 10.7 Representatives**
 - 10.8 Minutes & Reporting**
 - 10.9 Independent Sub Committees**
 - 10.10 Resolution of Conflict**
- 11. Affiliated Organisations & Groups within the SAPC**
 - 11.1 Conditions of Affiliation**
 - 11.2 Congressional and Executive Committee Representatives**
- 12. Non-Profit, Public Benefit Organisation (*)**
 - 12.1 Terms**
 - 12.2 Objects**
 - 12.3 Activities**
 - 12.4 Responsibility**
 - 12.5 Funds**
 - 12.6 Trading and Dissolution**
 - 12.7 Financial controls**
 - 12.8 Expenses**
- 13. Dissolution of the SAPC**
- 14. Changes to the Constitution**
- 15. Availability of the Constitution.**

THE CONSTITUTION OF THE SOUTH AFRICAN PAGAN COUNCIL
Amendment No 2
Effective Date: 10th October 2008

RESOLUTION

We, the South African Pagan Council, do hereby resolve to amend the Constitution of the South African Pagan Council, in accordance with the rules of the current and original Constitution.

Reason for Amendment:

1. To make provision for the SAPC as a Non-Profit Organisation and Public Benefit Organisation in terms of section 30(4) of the Income Tax Act No. 58 of 1962.

All additions to the Constitution have been marked with an ()*

Deletions from the previous Constitution:

☞ Nil

Additions to the previous Constitution:

☞ Point Index 12 (*) ~ Non-Profit Public Benefit Organisation

_____	_____ in:	Nelspruit, Mpumalanga - RSA
L Martin (Convenor)	Date	
_____	_____ in:	Nelspruit, Mpumalanga - RSA
MJA Principe (Registrar)	Date	
_____	_____ in:	Nelspruit, Mpumalanga - RSA
(Witness)	Date	

1. PREAMBLE

The SAPC is dedicated to facilitating the realization of the ideal of a unified national South African Pagan society. Its aim is to facilitate a forum of self-identified Pagans who wish to ascribe to its Code of Principles, to share ideas, thoughts and philosophies for the furthering of Paganism within our respective communities. The SAPC supports the idea of moral regeneration in society as well as the nurturing of environmental ethics in South Africa. Regardless of whether you represent an existing Pagan Organization or speak only for yourself, you are invited to register as a member of the SAPC today. Help us realize the ideal of a united and cooperative Pagan front in South Africa.

2. NAME

The 'South African Pagan Council' herein referred to as the 'SAPC' and 'the Council'.

2. 1. Mission Statement

The SAPC is dedicated to facilitating the realization of the ideal of a unified national South African Pagan society.

2.2. The Code of Principles

- 2.2.1. As Pagans we recognize humanity's duty towards the environment and acknowledge that Nature is our Mother and teacher. We should strive to protect Her and to live in harmony with Nature.
- 2.2.2. We acknowledge the interconnectedness of everything and should therefore strive to practice kindness, generosity, hospitality and cooperation.
- 2.2.3. We acknowledge equality of the sexes and should therefore not regard one above the other.
- 2.2.4. We should honour those who teach and acknowledge those who have given themselves in leadership to the revival and advancement of Paganism.
- 2.2.5. We should avoid gossip and the repetition of unverified facts, and avoid passing judgment on others. We should not promote a spirit of animosity towards other religious paths.
- 2.2.6. Honour is a sacred virtue. Let our actions be upright, causing harm to none. We should at all costs, avoid deceit, exploitation of others, fraud, violence, theft, abusive behavior, substance abuse and any form of action deemed illegal and detrimental to society.
- 2.2.7. We believe in religious freedom and should therefore be tolerant and accepting of other Pagan and non-Pagan spiritualities and religions.
- 2.2.8. We should remain true to our highest selves and strive to act with wisdom and strive never to do anything that would bring our religion and spirituality into disrepute.
- 2.2.9. We should be honest with others and let them know that we expect nothing less from them. Our word should be our bond.
- 2.2.10. Pagans should strive to obey the just laws of the land and its government.
- 2.2.11. Pagans should strive to act with dignity. Let our words, thoughts and actions be in line with our philosophy of life, respect and reverence towards all.
- 2.2.12. Pagans reserve the right to preserve our cultural and Pagan heritage (including the use and carrying of swords, knives and ritual tools) and traditions in the form of rituals, doctrines, practices and religious holy days.

3. AIMS AND OBJECTIVES

The SAPC shall:

- 3.1. Participate in local, regional and national religious structures in order to promote and engage in Interfaith dialogue and activities;
- 3.2. Participate in local, regional and national programmes aimed at religious community building and nation building;
- 3.3. Participate in parliamentary, inter-governmental, and legislative processes wherever these may affect issues of religion.
- 3.4. Agree in principle to abide by the SAPC Code of Principles.

4. LEGAL STANDING

The SAPC is a separate legal entity which will continue to exist despite changes in its membership. It will have the capacity to acquire rights and incur obligations independently of its members. The SAPC claims national representation for its members in accordance with Section 15 (15.1.2.3) of Chapter 2 of the Constitution of the Republic of South Africa.

5. MEMBERSHIP

5.1 Conditions of Membership

- 5.1.1. Membership shall be open to all South African Pagans who are in agreement with the SAPC Code of Principles in terms of 2.2 of Amendment No. 1 of the Constitution of the SAPC (hereafter referred to as the Constitution).
- 5.1.2. Members must be aligned to the Mission Statement, Aims and Objectives of the SAPC in terms of 2.1 and 3 of the Constitution.

5.2 Categories of Membership

There are two categories of membership in the SAPC

5.2.1. Independent Members:

Members consisting of individuals who are not formally affiliated with any organisations and groups as well as members of organisations and groups who are not officially affiliated with the SAPC in terms of 5.2.2 and 11.2.2 of the Amended Constitution and have registered directly with the SAPC. Independent members are bound by the constitution of the SAPC and the operating procedure of the Committee for Independent Members (refer to point 10 of the Constitution). Any complaints concerning Independent members will be dealt with by the Committee for Independent Members and that Committee's decision will be binding. Independent members shall have full voting rights in the Committee for Independent Members and be entitled to one vote in any referendum of the General Council of the SAPC as well as proportional representation in the SAPC Congress and Executive Committee in accordance with the provisions of 6.7.1 of the Constitution.

5.2.2. Affiliated Members

Those members who are registered with and afforded voting rights within an officially affiliated autonomous organisation or group as stipulated in 11 of the Constitution. Affiliated Members shall agree in principle to the SAPC Code of Principles and remain bound by the Constitution of their own organisations. Affiliated Members shall have the right to elect a representative to the SAPC Congress and Executive Committee of the SAPC in accordance with the provisions of 6.7.2, 11.1 and 11.2 of the Constitution. Affiliated members shall be entitled to one vote within any referendum of the General Council of the SAPC. Any complaints concerning Affiliated Members shall be referred to their organisation's official and mandated representative within the SAPC.

5.3 Members under the National Age of Consent

Members under the National age of consent may join the SAPC as Independent or Affiliated Members if registered by a parent or legal guardian. No voting rights will be given to members under the age of 18 nor will they be entitled to proportional representation in the Congressional Council and Executive Committee of the SAPC.

5.4 Subscribers to SAPC Community Services

Subscribers are those who do not wish to become Independent or Affiliated members of the SAPC but who wish to subscribe to the various community services such as the mail forums. They must be over the National age of consent. They have no voting rights and receive none of the other benefits of Independent or Affiliated membership of the SAPC.

5.5 Withdrawal of Membership

5.5.1. Members may withdraw by notifying the Convenor or Registrar of the SAPC in writing.

5.5.2. The SAPC Congress reserves the right to impeach any person or organisation who acts against the aims and objectives of the SAPC directly and to withdraw their membership after due consultation between the SAPC Congress and the relevant member. Membership may only officially be withdrawn on a two-thirds majority impeachment vote of the SAPC Congress. Any impeachment of a person, organisation or group and the withdrawal of their membership from the SAPC must be communicated to the General Council upon said impeachment.

5.6 Refusal of Membership

The SAPC reserves the right to refuse membership to any individual or group that is not aligned to the aims, objectives and principles of the SAPC

6. THE GENERAL COUNCIL

6.1 Composition

The General Council is comprised of all registered Independent and Affiliated members in accordance with the provisions of point 5 Membership of the Constitution. All members shall have equal standing in the Council.

6.2 Function

The Council shall function as a democratic representational forum

6.3 Duties

6.3.1. Members of the SAPC are required to act in a responsible manner so as to further the mission statement of the SAPC in general.

6.3.2. Members may be nominated to serve on Sub Committees of either the Executive Committee or the Committee for Independent Members (if eligible).

6.3.3 Members may stand for election as representatives in either their officially affiliated group/organisation OR on the Committee for Independent Members depending on their category of membership as prescribed in 5.2.1 and 5.2.2 of the Constitution.

6.3.4. It is the duty of all Members of the Council to directly report to the other General Council Members concerning any resolutions, actions or activities that do not comply with any provision of the Constitution.

6.4 Quorum

A 65% attendance or their duly mandated proxies shall constitute a quorum at any official meeting of the General Council.

6.5 Meetings

Meetings of the General Council shall be held as often as deemed necessary. Meetings of the General Council shall be chaired by the Convenor of the SAPC or another SAPC Member appointed by the Convenor.

6.6 Voting

- 6.6.1. Each member shall be entitled to one vote in any referendum or election undertaken by the General Council.
- 6.6.2. Members of the SAPC may be authorized to act on behalf of absent members. Members properly authorized to act on behalf of absent members must produce proof of proxy directly to the Registrar of the SAPC at no later than seven days prior to any voting in a General Council Referendum.
- 6.6.3. The outcome of any normal Referendum (other than those of points 12 and 13 of the Amended Constitution) of the General Council of the SAPC will be determined by the majority (51%) of votes cast.
- 6.6.4. The Annual Election of Representatives will take place on a date that will be set by the Executive Committee of the SAPC once in each twelve month period. Notification of the annual elections will be sent to the General Council by no later than 6 weeks prior to the beginning of the election in accordance with 8.3 of the Constitution.
- 6.6.5. The Registrar of the SAPC shall oversee all voting procedures in accordance with 7.1.2.2 of the Constitution.

6.7 Representatives

For purposes of maintaining the democratic representational policy of the SAPC, the following provisions have been made for the annual elections of Affiliated and Independent Representatives:

6.7.1. Independent Representatives:

- 6.7.1.1. The first 25 Independent members, as stipulated in 5.2.1 of the Constitution, will be represented on the Committee for Independent Members by the Convenor of the SAPC.
- 6.7.1.2. For every 50 additional Independent Members, a further Independent Representative will be elected by the Independent Members of the General Council.
- 6.7.1.3. These additional Independent Member representatives will be entitled to a seat on the Committee for Independent Members in addition to a seat on the SAPC Congress.
- 6.7.1.4. All Independent Member Representatives other than the Convenor shall be elected annually at a date to be determined by the Executive Committee in terms of 6.6.4 of the Amended Constitution.

6.7.2. Affiliated Representatives

- 6.7.2.1. Every affiliated organisation or group with over 25 members is entitled to an Affiliated Representative who will represent their affiliated members as stipulated in 5.2.2 and 11 of the Constitution.
- 6.7.2.2. These Affiliated Representatives must be duly mandated by their members to represent them and vote on their behalf in the SAPC Congress. Proof of this Mandate and Proxy to vote on the behalf of properly registered Affiliated Members must be presented to the Registrar of the SAPC upon the election of an Affiliated Representative.
- 6.7.2.3. For every 50 additional verified Affiliated Members from an already represented affiliated organisation or group, a further Representative may be elected. These additional Representatives will be entitled to a seat on the SAPC Congress.
- 6.7.2.4. Each Affiliated Group with over 25 verified members will be entitled to a single seat on the Executive Committee.

- 6.7.2.5. If more than one representative from a single affiliated organisation or group has been elected, then the affiliated organisation or group shall elect which single Representative shall sit upon the Executive Committee of the SAPC in accordance with the voting procedure of their own organisations or groups.
- 6.7.2.6. Affiliated Representatives must be elected annually and mandated to vote on behalf of their affiliated organisations or groups and members. New Mandates and Proxies must be supplied to the Registrar of the SAPC at the beginning of each annual term of office.
- 6.7.2.7. If any affiliated organisations or group's total membership numbers should drop below the requirements of the Affiliated Status of the SAPC in terms of 11.1 and 11.2 of the Constitution, the Affiliated Representative(s) will be allowed to serve out their annual terms of office and may not be re-elected until the Affiliated Status is reconfirmed by the Convenor or Registrar of the SAPC. Affiliated organisations and groups whose total membership should become fewer than 25 members automatically become Independent Members at the end of their term of office.

6.8 Resolution of Conflict

- 6.8.1. In the event that members of the General Council become divided on opinion without fair resolution, any member may request the intervention of the SAPC Congress and Executive Committee to determine an appropriate course of action for the General Council to pursue.
- 6.8.2. The SAPC Congress may vote as and when required to resolve conflict in the General Council. All votes of the Congress must be mandated by a simple majority of 1 (51%). The decision of the SAPC Congress is final and absolute.

7. THE SAPC CONGRESS

7.1 Composition and Permanent Positions

The SAPC Congress is comprised of two permanent positions namely the Convenor and the Registrar as well as any annually elected representatives from the Committee of Independent Members and affiliated organisations or groups in accordance with the provisions for Representatives in 6.7.1 and 6.7.2 of the Constitution.

- 7.1.1. The Convenor is the permanent Chairperson for the Committee of Independent Members. As such the Convenor is the permanent Independent Representative for the first 25 Independent Members on the SAPC Congress and shall hold the permanent seat for Independent Members on the Executive Committee as well as representing the SAPC as a legal entity.
- 7.1.2. The Registrar is a permanent position that is appointed by the Convenor to act as General Secretary for the Independent Members Committee, SAPC Congress and the Executive Committee of the SAPC.
 - 7.1.2.1. The Registrar shall also liaise with and sign on behalf of the SAPC as a legal entity with any external authorities with which the SAPC is registered.
 - 7.1.2.2. The Registrar shall oversee all voting processes within the General Council, the SAPC Congress and the Executive Committee.
 - 7.1.2.3. To ensure the neutrality of the voting process, the Registrar (not being a Member Representative) shall not have the right to vote in the SAPC Congress or within the Executive Committee in an ordinary vote.
 - 7.1.2.4. In the case of a deadlock vote in an emergency meeting of the SAPC Congress or the Executive Committee, the Registrar may cast the deciding vote.
 - 7.1.2.5. In the case of a deadlock vote in a normal meeting of either the SAPC Congress or the Executive Committee, the Registrar may cast the deciding vote if all Members present are in agreement with immediate resolution.
 - 7.1.2.6. All votes in any internal election shall be counted and deemed fair by the Registrar.

7.1.2.7. The Registrar shall record and keep the Minutes of all meetings of the SAPC.

7.2 Function

The function of the SAPC Congress is to act as duly elected and mandated representatives of the membership of the General Council

7.3 Duties

7.3.1. The SAPC Congress is responsible for the determination of policies within the SAPC.

7.3.2. The Representatives with seats on the SAPC Congress have the right to vote on behalf of the members they represent with regards to any decisions that fall within the jurisdiction of the Congress if the conditions of 6.7.2.2 and 6.7.2.6 have been met.

7.3.3. The SAPC Congress is responsible for the Resolution of Conflict within the General Council in terms of 6.8 and within the Executive Committee in terms of 8.9 of the Constitution.

7.3.4. It is the duty of the SAPC Congress to report back to their members concerning all resolutions adopted in accordance with 7.8.3 and 7.8.4. Of the SAPC Constitution.

7.3.5. It is the duty of the SAPC Congressional Representatives to compile and issue the annual report, in accordance with 7.8.5, to the Members of the General Council that they represent.

7.4 Quorum

7.4.1. A 100% attendance shall constitute a quorum at any official meeting of the SAPC Congress.

7.4.2. If a Representative of the SAPC Congress is unable to attend a meeting, a duly mandated proxy must be given to the Registrar of the SAPC no later than one hour before the scheduled meeting.

7.5 Meetings

7.5.1. Meetings of the SAPC Congress shall be held at least once annually or as often as deemed necessary.

7.5.2. Meetings shall be held in whatever manner the Representatives of the SAPC Congress deem fit.

7.5.3. The Convenor of the SAPC must give not less than 72 hours notice to Representatives of the SAPC Congress to attend a normal meeting.

7.5.4. The Convenor of the SAPC must give not less than 24 hours notice to Representatives of the SAPC Congress to attend an emergency meeting.

7.6 Voting

7.6.1. All SAPC Congressional Representatives shall be entitled to one vote per resolution to be decided upon.

7.6.2. All resolutions to be put to the SAPC Congress must follow the prescribed procedure:

7.6.2.1. All resolutions must be proposed by a duly elected and mandated Representative with a seat within the SAPC Congress.

7.6.2.2. All proposed resolutions must be seconded by a Representative of the SAPC Congress other than the Representative who proposed the resolution.

7.6.2.3. All seconded resolutions must be voted upon by the SAPC Congress

7.6.2.4. All resolutions will be adopted by the SAPC Congress upon a simple majority (51%) of votes cast.

7.6.3. All proxies must be forwarded to the Registrar of the SAPC in accordance with 7.4.2 of the Constitution.

7.6.4. The Registrar of the SAPC shall oversee all voting procedures in accordance with 7.1.2.2 and 7.1.2.6 of the Constitution.

7.6.5. In the case of a deadlock vote in an emergency meeting the Registrar shall be entitled to cast the deciding vote in terms of 7.1.2.4 of the Constitution.

7.6.6. In the case of a deadlock vote in a normal meeting of the SAPC Congress, the Registrar may cast the deciding vote in terms of 7.1.2.5 if the Convenor and all Representative Members that are present are in agreement with immediate resolution.

7.7 Representatives

Congressional Representatives shall be elected in accordance with 6.7.1 and 6.7.2 of the Constitution.

7.8 Minutes & Reporting

- 7.8.1. All meetings of the SAPC Congress will be duly recorded in the form of minutes.
- 7.8.2. Minutes of the Congressional meetings will be made available on request to any confirmed member of the SAPC.
- 7.8.3. The SAPC Congress will report all adopted resolutions to the Members of the General Council via an electronic circular to be posted on the SAPC website and emailed to members of the General Council forum no later than 30 days after the effective date of the adoption of said resolution.
- 7.8.4. Failure to report an adopted resolution without a valid reason to the general membership in accordance with 7.8.3 will render such resolution null and void.
- 7.8.5. The Congress will report annually to the General Council in the form of a report detailing the resolutions, activities and actions of the SAPC Congress inclusive of the annual reports of the Executive Committee and its Sub Committees. This annual report must reach the General Council prior to the annual election.

7.9 Resolution of Conflict

In the event that Representatives of the SAPC Congress become divided on opinion without fair resolution, any duly elected Representative may request a referendum of the General Council to determine an appropriate course of action for the SAPC Congress to pursue.

8. THE EXECUTIVE COMMITTEE

8.1 Composition and Permanent Positions

The Executive Committee shall be comprised of the permanent positions of the Convenor in terms of 7.1.1 and the Registrar in terms of 7.1.2 of the SAPC as legal entity as well as a single annually elected representative for each officially affiliated group in accordance with 6.7.2.4 and 6.7.2.5 of Constitution.

8.2 Function

The SAPC Executive Committee is to act as the executive management and administrative body of the SAPC.

8.3 Duties

- 8.3.1. The Executive Committee is responsible for the strategic implementation of the policies and resolutions adopted by the SAPC Congress
- 8.3.2. It is the duty of the Executive Committee to appoint Chairpersons of Sub Committees to administrate the SAPC and to implement the strategies of the Executive Committee.
- 8.3.3. The Executive Committee is responsible for the Resolution of Conflict within their Sub Committee structure
- 8.3.4. It is the duty of the Executive Committee to report back on a monthly basis to the SAPC Congress concerning the implementation of all adopted resolutions and policies.
- 8.3.5. The Executive Committee must compile and issue an annual report, including the annual report of the Sub Committees, to the SAPC Congress for inclusion into the annual report to the General Council in accordance with 7.8.5 of the Constitution.
- 8.3.6. It is the duty of the Executive Committee to act as the official spokespersons for the SAPC or to appoint an Independent or Affiliate Member as their representative.
- 8.3.7. To propose all decisions that requires new policies and resolutions to the SAPC Congress in accordance with the provisions of 7.6.2. Of the Constitution.
- 8.3.8. To hear and investigate all complaints that should be forwarded to the Executive committee.

- 8.3.9. To close inactive and unnecessary Sub Committees of the Executive Committee.
- 8.3.10. It is the duty of the Executive Committee to set the date for the Annual Election for Representatives and to inform the members of the General Council in terms of 6.6.4 of the Constitution.

8.4 Quorum

- 8.4.1. A 65% attendance or their duly mandated proxies shall constitute a quorum at any official meeting of the Executive Committee.
- 8.4.2. If a Member of the Executive Committee is unable to attend a meeting, a duly mandated proxy must be given to the Registrar of the SAPC no later than one hour before the scheduled meeting.

8.5 Meetings

- 8.5.1. Meetings of the Executive Committee shall be held at least once annually or as often as deemed necessary.
- 8.5.2. Meetings shall be held in whatever manner the Members of the Executive Committee deem fit.
- 8.5.3. The Convenor of the SAPC must give not less than 72 hours notice to Members of the Executive Committee to attend a normal meeting.
- 8.5.4. The Convenor of the SAPC must give not less than 24 hours notice to Members of the Executive Committee to attend an emergency meeting.

8.6 Voting

- 8.6.1. Any administrative or strategic decisions that should require a majority agreement without the adoption of a resolution or policy may be voted upon by the Executive Committee
- 8.6.2. Each Member of the Executive Committee, other than the Registrar in terms of 7.1.2, shall be entitled to one vote per issue to be decided upon in a normal meeting.
- 8.6.3. All proxies must be forwarded to the Registrar of the SAPC in accordance with 8.4.2 of the Constitution.
- 8.6.3. A vote will be determined by a simple majority (51%) of votes cast.
- 8.6.4. The Registrar shall oversee all voting of the Executive Committee
- 8.6.5. In the case of a deadlock vote in an emergency meeting the Registrar shall be entitled to cast the deciding vote in terms of 7.1.2.4 of the Constitution.
- 8.6.6. In the case of a deadlock vote in a normal meeting of the Executive Committee, the Registrar may cast the deciding vote in terms of 7.1.2.5 if all Executive Committee Members that are present are in agreement with immediate resolution.

8.7 Representatives

Affiliated organisations and groups shall have a single seat on the Executive Committee in accordance with 6.7.2.4 and elect a Representative to the Executive Committee in terms of 6.7.2.5 of the SAPC Constitution.

8.8 Minutes and Reporting

- 8.8.1. All meetings of the Executive Committee will be duly recorded in the form of minutes.
- 8.8.2. Minutes of the Executive Committee will be made available on request to any confirmed member of the SAPC.
- 8.8.3. The Executive Committee will report annually to the SAPC Congress in the form of a report detailing the strategic implementations of Congressional resolutions and policies within the SAPC. This annual report will include a synopsis of the monthly reports from the Chairpersons of Sub Committees as appointed by the Executive Committee. This annual report must reach the SAPC Congress 6 weeks prior to the annual election.

8.9 Resolution of Conflict

In the event that Executive Committee Members become divided on opinion without fair resolution, any Executive Committee Member may request the intervention of the SAPC

Congress to determine an appropriate course of action for the Executive Committee to pursue.

9. SUB COMMITTEES OF THE EXECUTIVE COMMITTEE

9.1 Chairpersons Functions and Duties

- 9.1.1. Chairpersons of Sub Committees will be appointed directly by and shall receive a mandate from the Executive Committee.
- 9.1.2. Chairpersons of Sub Committees will report directly to the Executive Committee
- 9.1.3. Chairpersons will have the right to appoint their own committee members from any Affiliated or Independent Member of the SAPC who is in agreement. Any appointed Chairperson shall have the right to implement their own operating procedures in accordance with their function and duties.
- 9.1.4. Sub Committees in existence prior to Amendment No 1 of the Constitution of the SAPC effective 01 May 2008 shall remain unchanged and unaffected by any changes in Amendment and will continue according to their original Mandate.
- 9.1.5. To refer any resolutions or changes required in policy to the Executive Committee for the attention of the SAPC Congress.
- 9.1.6. To represent the Executive Committee in a responsible manner.
- 9.1.7. To run their Sub Committees according to the Constitution of the SAPC.

9.2 Minutes & Reporting

Chairpersons of Sub Committees must issue a monthly report to the Executive Committee

9.3 Resolution of Conflict

In the event that Sub Committee Members become divided on opinion without fair resolution, any Sub Committee Member may request the intervention of the Executive Committee to determine an appropriate course of action for the Sub Committee to pursue.

10. THE COMMITTEE FOR INDEPENDENT MEMBERS

10.1 Composition and Permanent Positions

The Committee for Independent Members is comprised of the permanent positions of the Convenor in terms of 7.1.1 and the Registrar in terms of 7.1.2. The Convenor shall act as the Representative for the first 25 Independent Members registered directly with the SAPC in terms of 6.7.1.1 of the Constitution. Further Independent Member Representatives shall be elected in terms of 6.7.1.2 and 6.7.1.3.

10.2 Function

The function of the Committee for Independent Members is to act as a representational and administrative body for the SAPC as a legal entity and a Religious Organisation as well representing Independent Members in accordance with 5.2.1 of the Constitution.

10.3 Duties

- 10.3.1. It is the duty of the Committee for Independent Members to represent the interests and concerns of the Independent Members of the SAPC within the SAPC Congress and the Executive Committee.
- 10.3.2. To communicate regularly with the Independent Members with regards the policies, resolutions and actions of the SAPC Congress and the Executive Committee with regards to 7.8.3 of the Constitution.
- 10.3.3. To organise the voting procedures for the annual Independent Member Representatives in accordance with 6.7.1.2 of the Constitution.

- 10.3.4. To issue the annual general report of the SAPC Congress, Executive Committee and their Sub Committees to the Independent Members in terms of 7.8.5 of the Constitution.
- 10.3.5. To hear and investigate the complaints of Independent Members of the SAPC.
- 10.3.6. To resolve conflict between Independent Members of the SAPC.
- 10.3.7. To appoint internal Independent Member Sub-Committees to ensure the efficient administration of the Committee for Independent Members
- 10.3.8. To regulate the actions and activities of the Independent Member Sub-Committees.

10.4 Quorum

- 10.4.1. A 65% attendance or their duly mandated proxies shall constitute a quorum at any official meeting of the Committee for Independent Members.
- 10.4.2. If a Member of the Committee for Independent Members is unable to attend a meeting, a duly mandated proxy must be given to the Registrar of the SAPC no later than one hour before the scheduled meeting.

10.5 Meetings

- 10.5.1. Meetings of the Committee for Independent Members must be held at least once annually or as often as deemed necessary. Meetings of the Committee shall be chaired by the Convenor of the SAPC or another SAPC Member appointed by the Convenor.
- 10.5.2. Meetings shall be held in whatever manner the Members of the Committee for Independent Members deem fit.

10.6 Voting

- 10.6.1. Any administrative or strategic decisions that affect only Independent Members of the SAPC may be voted upon the Committee for Independent Members
- 10.6.2. Each Member of the Committee shall be entitled to one vote per issue to be decided upon.
- 10.6.3. All proxies must be forwarded to the Registrar of the SAPC in accordance with 10.4.2 of the Constitution.
- 10.6.3. A vote will be determined by a simple majority (51%) of votes cast.
- 10.6.4. The Registrar shall oversee all voting of the Committee

10.7 Representatives

- 10.7.1. Independent Member Representatives shall be elected annually in accordance with 6.7.1 of the Constitution.
- 10.7.2. In the event that either the Convenor or the Registrar is unable to perform their functions and duties for a limited period of time, other Independent Member Representatives must be appointed by them to act on their behalf in the Committee for Independent Members, the SAPC Congress and the Executive Committee for the SAPC.
- 10.7.3. In the event that the Convenor should be unable to perform their functions and duties for an indefinite period of time for whatever reason, the Independent Members in terms of 5.2.1 must elect a new Convenor in terms of 6.7.1 and 7.1.1 of the Constitution.
- 10.7.4. In the event that the Registrar should be unable to perform their functions and duties for an indefinite period of time for whatever reason, the Convenor shall appoint a new Registrar in terms of 7.1.2 of the Constitution.

10.8 Minutes & Reporting

- 10.8.1. All meetings of the Committee for Independent Members will be duly recorded in the form of minutes.
- 10.8.2. Minutes of the Committee for Independent Members will be made available on request to any confirmed Independent Member of the SAPC.
- 10.8.3. The Committee for Independent Members will issue regular communications to Independent Members detailing the activities of the Committee.

10.8.4. The Convenor shall report adopted resolutions and policies as voted by the SAPC Congress in accordance with 7.8.3 and 7.8.4 of the Constitution.

10.9 Independent Sub Committees

10.9.1. A Sub Committee shall be appointed to regulate the SAPC as a Religious Organisation and the registration of Civil Union Marriage Officers among Independent Members.

10.9.2. The Committee for Independent Members shall have the right to appoint any other Independent Sub Committees necessary for the purposes of administration of Independent Members.

10.9.3. These Independent Sub Committees will operate according to a procedure as prescribed by the Committee for Independent Members and in accordance with their function and duties.

10.10 Resolution of Conflict

10.10.1. In the event that conflict should arise between Independent Members of the SAPC, any Independent Member may request the intervention of the Committee for Independent Members to determine an appropriate action to be taken.

10.10.2. In the event that Independent Sub Committee Members become divided on opinion without fair resolution, any Independent Sub Committee Member may request the intervention of the Committee for Independent Members to determine an appropriate course of action for the Independent Sub Committee to pursue.

11. AFFILIATED ORGANISATIONS AND GROUPS WITHIN THE SAPC

All registered affiliated organisations and groups within the SAPC shall remain autonomous and continue to operate under their own Constitutions. The SAPC will not interfere in the autonomous operations of affiliated organisations and groups. Any complaints received by the SAPC concerning Affiliated Members, organisations or groups shall be immediately referred to an elected and duly mandated Representative of the organisation or group concerned.

11.1 Conditions of Affiliation

11.1.1. Any organisation or group that has in its Constitution aims and objectives that are aligned to those of the SAPC may apply for registration as an affiliated organisation or group.

11.1.2. Any organisation or group that has 25 registered members and over with voting rights within their own organisations and groups.

11.1.3. The SAPC reserves the right to withhold or withdraw affiliation from any organisation or group who acts against the aims and objectives of the SAPC directly.

11.2 Congressional and Executive Committee Representatives

11.2.1. Affiliated organisations and groups may elect Affiliated Representatives to directly represent them in the SAPC Congress and the Executive Committees in accordance with 6.7.2 of the Constitution.

11.2.2. Organisations and groups with less than 25 members shall be represented within the Committee for Independent Members in accordance with 6.7.1 until such a time as their membership numbers warrant affiliated status in terms of 11.1.2 of the Constitution.

12. NON PROFIT, PUBLIC BENEFIT ORGANISATION (*)

12.1 Terms

12.1.1. The SAPC is a Non-Profit Organisation and Public Benefit Organisation in terms of section 30(4) of the Income Tax Act no. 58 of 1962, point 5 (a):

Religion, Belief or Philosophy

- (i) *The promotion or practise of religion which encompasses acts of worship, witness, teaching and community service based on a belief in a deity.*

12.2 Objects

12.2.1. The objects of the SAPC as Public Benefit Organisation/Non Profit Organisation are to further the religion and teachings of Paganism in South Africa, to provide spiritual assistance where applicable to those members of the SAPC in need, to provide financial donations to charitable organisations registered as PBO's, to acquire land and a Temple for the purpose of deity worship and spiritual refuge with a spiritual and philanthropic intent.

12.3 Activities

12.3.1. No activity will directly or indirectly promote the economic self-interest of any fiduciary or employee or member of the SAPC otherwise than by way of reasonable remuneration.

At least 85% of activities will be carried out in South Africa by manner of cost and time spent.

12.4 Responsibility

12.4.1. Three persons unrelated to each other will be nominated by the Executive Committee for purposes of accepting fiduciary responsibility of the SAPC. These positions are permanent, but may be revoked by a three quarter majority decision of the Executive Committee.

12.4.2. All decision making policies will remain with the SAPC general council as stipulated in the Constitution.

12.5 Funds

12.5.1. No funds will be distributed to any persons other than in the course of undertaking public benefit.

12.5.2 On dissolution of the SAPC, all funds will be donated to a similar PBO with similar philanthropic structures, as decided upon by the Executive Committee upon dissolution.

12.6 Trading

12.6.1. The SAPC funds will be used solely for the purposes for which the PBO was established.

12.6.2. The SAPC shall not undertake any business activity or trading for the purposes of financial reward.

12.7 Financial Controls

- 12.7.1. The three fiduciary members will be responsible for ensuring that the SAPC Bank Account is maintained strictly for the purposes of the SAPC as a PBO.
- 12.7.2. The fiduciary members are responsible for retaining a Chartered Accountant for purposes of record keeping. The Chartered Accountant will provide monthly bank reconciliations and annual financial reports.
- 12.7.3. The Chartered Accountant will provide monthly bank reconciliations and annual financial reports.
- 12.7.4. The fiduciary members are responsible to SARS for submitting said annual reports.
- 12.7.5. All fiduciary members and the Chartered Accountant will be registered with the bank on an electronic notification system (cell phone or e-mail) for any funds moving into or out of the SAPC account.
- 12.7.6. The SAPC Bank account is in the name of the Convener, the Registrar and one other member of the SAPC. All three signatories of the Bank Account will be required to move funds. No funds may be moved without the immediate notification of the three fiduciary members and the Chartered Accountant.
- 12.7.7. Funds for SAPC expenses may be utilised only by consensus of all three fiduciary members. Funds relating to the purposes of the SAPC as a Public Benefit Organisation must be utilised by a two thirds majority consensus of the Executive Committee. All decisions taken must be done in writing and kept on record by the Registrar of the SAPC for a period not less than 10 years.
- 12.7.8. The SAPC as a PBO will distribute 75% of annual funds received by the end of every financial year, as per section 18A (1) (b) (i) of the Act.

12.8 Expenses

- 12.8.1. The SAPC may use donated funds to cover incidental expenses inherent to the function and administration of the SAPC, no member of the SAPC may in any way benefit financially from donated funds.

13. DISSOLUTION OF THE SAPC

The South African Pagan Council may be dissolved if it is no longer able to achieve its purpose and function, and if not less than two-thirds (67%) of its entire membership vote in favour of dissolution.

14. CHANGES TO THE CONSTITUTION OF THE SAPC

This constitution may be amended by a resolution supported by not less than two-thirds (67%) of the full membership of the General Council of the SAPC.

15. AVAILABILITY OF THE CONSTITUTION

A copy of this Constitution will be available on the SAPC website and issued to each new member upon registration.

Signed Amendment (2)

_____ Date _____

_____ Date _____

_____ Date _____

Copyright Reserved – South African Pagan Council