

# LOGO

**X BASKETBALL ASSOCIATION**

**Y REGION**

**CONSTITUTION**

**MISSION STATEMENT**

X Basketball Association shall endeavor, to the best of its ability and resources, to develop basketball within its jurisdiction on political, cultural, religious, racial and sexual neutrality.

In so doing X Basketball Association shall strive to : -

1. Develop and promote basketball.
2. Improve the standard of local competition.
3. Create awareness of basketball.
4. Assist all clubs and members to participate in both national and international competitions.
5. Allow each of its members access to any facility under its control.
6. Pay due weight to the cultural backgrounds of its founding members.
7. To organize league competitions, tours and exhibitions in all areas within its jurisdiction.

# X BASKETBALL ASSOCIATION

## Y REGION

### DEFINITIONS

1. In this constitution the following shall have the meaning assigned to them by this clause –
  - 1.1 **Area** - the area as demarcated by the NSC for X Metropolitan Region.
  - 1.2 Y - X Basketball Association Y Region.  
**Region of Y**
  - 1.3 **XBA - YBasketball Association**  
**Sub-District of XBA**
  - 1.3 **Basketball SA** - Basketball South Africa.
  - 1.4 District association - Membership Associations of XBA
  - 1.5 Club - a club whose home ground is situated within the areas and is affiliated to the association; and any other club whose home ground is situate outside the area and is duly affiliated to the association on grounds that such club is not affiliated to another association due to the absence of the establishment of an association within such club's area.
  - 1.5 In the event of a club whose home ground is situate outside the jurisdiction of XBA, such club cannot demand that any games be played on such club's home ground.
  - 1.6 Committee - the executive committee.
  - 1.7 Day - a calendar day, excluding Sunday and public holidays. In calculating days, the first day is excluded and the last day is included.
  - 1.8 Meeting - shall refer to a general, executive, sub-committee or special meeting of the Association.
  - 1.9 Member - Non Executive President, chairman, vice- chairman, secretary, senior league secretary, junior league secretary, technical advisor, development officer, director of coaching, public relation and press liaison officer, marketing director.
  - 1.10 Official - member of the committee, referee, table official, umpire or commissioner.
  - 1.11 Team - a minimum of five players.
  - 1.12 Year - the period from 1st January to 31st December.

- 1.13 X.B.A. - Y Basketball Association.
- 1.14 Where the male gender is used, this shall include the female and neuter and vice-versa.
- 1.15 Where the singular is used, this shall include the plural and vice-versa.

#### Name

2. The name of the Association is X Basketball Association.

#### Headquarters

3. The headquarters of the association shall be in (Address).

#### Colours

4. (Association colors).

#### Uniform

5. The playing uniform of the association shall be -
  - 5.1 Specify colors of your uniforms including the color of the player's numbers;
  - 5.2 Shot colors;
  - 5.3 the non-playing uniform shall be -
    - 5.3.1 a color blazer with the badge of the association on the left breast pocket.
    - 5.3.2 a color tie with the association badge.
  - 5.4 The non-playing uniform, shall be -
    - 5.4.1 men: association blazer, color shirt, association tie and grey trousers;
    - 5.4.2 women: association blazer, color, association tie if necessary, and color skirt.
  - 5.5 The association badge shall be (specify).
  - 5.6 The non-playing uniforms shall be worn-

- 5.6.1 by any player selected to represent the association in any national or international competitions, exhibitions or tours;
- 5.6.2 by any manager and coach of the representative team of the association who has represented the association, and
- 5.6.3 by any such person as may be authorized by the association.
- 5.7 With the association blazer worn by the team manager and/or team coach the words "Manager" and/or "Coach" respectively and the year of his election shall appear below the badge on the left-hand breast pocket.
- 5.8 Where a player is selected to represent any of the association's teams, the appropriate category he represents shall appear below the badge on the left-hand pocket of the blazer.
- 5.9 In the event of a player being selected to represent the XBA in any team, the XBA shall obtain such player's clearance from the player's club.

#### Objects

- 6. The objects of the association are -
  - 6.1 to vote for the formation of the union and thereafter to obtain affiliation to such union.
  - 6.2 to support and maintain the rules of the games as determined by the union, Basketball SA and FIBA;
  - 6.3 to develop basketball within the area on political, cultural, religion, racial and sexual neutrality; and
  - 6.4 to control, administer and promote basketball within the area and amongst the districts and clubs.

#### Execution of Documents

- 7. All powers of attorney, contracts and any other document requiring the signature of the association, or to be executed on behalf of the association, save cheques drawn on the banking account of the association, shall be signed by any of the following two persons, vice chairman, the chairman and/or the treasurer.

## Management

8. The management of the association shall rest in the executive committee comprising of  
Non Executive President - Member- chairman, vice-chairman, secretary, senior league secretary, junior league secretary, technical advisor, development officer, director of coaching, public relation and press liaison officer- marketing director.
9. Members to the committee shall be elected every 4 years at the annual general meeting or at a special general meeting convened for that purpose.
10. Each district association shall have a minimum of 2 members on the EXCO of X.B.A.
11. Any office of a member shall become vacant when the bearer thereof-
  - 11.1 dies;
  - 11.2 Has been removed there from by a majority vote at a special general meeting called for that purpose;
  - 11.3 Has resigned therefrom by 14(fourteen) days notice in writing to the association;
  - 11.4 Has been removed from office as a result of absence without leave from meetings of the committee or of a sub-committee to which he has been elected for three monthly consecutive meetings;

If the member is absent for two consecutive meetings, a written notice calling upon him to attend the third meeting shall be given;

On the member failing to attend the third meeting, he shall be expelled;

- 11.5 Is unable or deliberately fails to carry out his duties.
- 11.6 has been suspended or expelled in accordance with this constitution;
- 12 Should the office of chairman fall vacant during his term of office, the vice-chairman shall serve for the unexpired term of office.
- 13. Should any other member cease to be a member, the chairman shall convene a special general meeting to elect a successor who shall serve for the unexpired term of office of his predecessor.
- 14. Nominations of any office of the committee shall -
  - 14.1 be lodged in writing with the secretary at least 15 (fifteen) days prior to the date of the annual general meeting;
  - 14.2 be signed by a proposer
  - 14.3 be signed in terms whereof the nominee accepts the nomination  
failing such nomination shall be invalid.
- 15. In the event of the committee receiving -
  - 15.1 one nomination for any of the offices listed in paragraph 8, such nominee shall be appointed to the office for which he was nominated.
  - 15.2 two or more valid nominations for any one office listed in paragraph 8, the election of the office bearer shall be made at an annual general meeting or at a special general meeting called for the purpose of selecting the committee or any office falling vacant.  
  
If nominations received, no nominations shall be accepted from the floor.
  - 15.3 no valid or no nomination for any or all of the offices listed in paragraph 8, the nomination of any office may be accepted from the floor of the meeting; provided that such nomination is voiced by a proposer and a seconder: provided further that the proposer and seconder shall be from different clubs.
- 16. The committee shall hold for one year.

17. The chairman in consultation with the vice chairman may convene a special meeting of the committee when in their discretion such meeting is necessary, and provided 48 (forty eight) hour notice has been given.

#### Power of Executive

18. The executive shall have the power -
  - 18.1 to make and pass rules, regulations and by-laws for the control, administration and promotion of basketball within the area and amongst the districts provided such rules and by-laws are not in conflict with the rules and by-laws of any governing body to which the association is affiliated;
  - 18.2 to accept affiliation from any and all districts;
  - 18.3 to organize, control and administer leagues, competitions, exhibitions and tours;
  - 18.4 to invest funds of the association with a banking institution;
  - 18.5 to select teams and representatives to represent the association in competitions, exhibitions and tours both national and international, and to appoint coaches, managers and captains of such teams;
  - 18.6 to hire facilities to give effect to any league, competition, exhibition or tour that may be arranged from time to time and to pay for the hiring thereof;
  - 18.7 to inspect grounds, equipment and facilities of clubs and to grant or refuse approval for the playing of League, competitions, exhibitions or tours thereon;  
  
on refusal, the committee shall investigate the reasons and shall endeavor to improve the facilities;
  - 18.8 to purchase, lease or otherwise acquire any movable or immovable property or any interest therein, and if necessary to dispose of same;
  - 18.9 to raise funds as may be needed from time to time for special purposes or in furtherance of the objects of the association;
  - 18.10 to investigate, adjudicate and decide upon matters of behavior discipline, interpretation of rules, complaints by clubs and the public at large and such matters as may be referred to the association by districts, clubs and the public;
  - 18.11 to review any decision of a district submitted to it by the club or member; and

18.12 generally to do all things that may be necessary to give effect to the objects of the association as enumerated herein.

#### Decisions of the Committee

19. Decisions of the committee shall be binding on all clubs and members thereof, provided the decisions of the committee are not in conflict with the laws and by-laws of any controlling body to which the association is affiliated.

#### Sub-Committees

20. The committee is empowered to delegate all or some of its powers to sub-committees consisting of not or more members of the committee.
21. When a member of a sub-committee ceases to be a member of the committee, his position shall be reviewed by the committee at its ensuing meeting and may, at the election of the
22. A sub-committee shall keep minutes of its meetings, copies whereof shall be submitted to the committee within 15 (fifteen) days on written request by the committee.
23. The sub-committee shall report its findings and/or recommendations and/or decisions to the committee within the time limits set down by the committee or such further times as may be allowed.
24. The first meeting of any sub-committee shall be held within a time period stipulated by the committee.

#### Decision by Chairman and Committee

25. In the event of doubt and dispute as to the interpretation and/or meaning of any clause of the constitution, rules, regulations and/or by-laws, the two-thirds majority decision of the committee shall be final and binding.
26. No decision of the committee shall be varied, altered or amended, added to or rescinded unless at the ensuing meeting of the committee such variation, alternation, amendment, addition or decision is agreed to by a two-thirds majority of those present.

### Non Executive President

The position of Non Executive President in an honorary position.

### Executive Chairman

27. The chairman shall -

- 27.1 convene or cause a meeting to be convened;
- 27.2 preside at all committee, general and special meetings;
- 27.3 sign the minutes after their adoption;
- 27.4 ensure that the meeting is properly constituted, including the presence of a requisite quorum;
- 27.5 follow the previously prepared agenda;
- 27.6 determine the order of precedence of speakers;
- 27.7 allow a point or order or personal explanation to be heard forthwith;
- 27.8 prevent irrelevant discussion or tedious repetition.
- 27.9 preserve order and control the meeting; and
- 27.10 adjourn a meeting.

### Vice-Chairman

28.

28.1 The vice-chairman shall deputize for the chairman when the chairman is unavailable or unable to attend any committee, general and/or special meeting.

28.2 The vice-chairman shall be responsible for the organization of the regional and national exhibition tours and junior and mini-basketball.

### General Secretary

29. The secretary shall -

- 29.1 issue notices of meetings ;
- 29.2 prepare the agenda for each meeting;

- 29.3 attend all association and committee meetings;
- 29.4 keep a proper record of all business transacted at such meetings;
- 29.5 perform all such acts and duties as are in this constitution required to be done by the secretary;
- 29.6 keep and maintain the minutes of all meetings and circularize copies thereof to all clubs;
- 29.7 keep a record of attendance at all meetings; and
- 29.8 generally attend to all correspondence and perform the duties pertaining to a secretary or such other or further duties as the committee shall require.

#### Financial Director

- 30. The Financial Director shall -
  - 30.1 attend all association, committee and sub-committee meetings such he may be required to attend on the instructions of the chairman;
  - 30.2 maintain and keep proper books of account;
  - 30.3 be responsible for all monies collected on behalf of the association;
  - 30.4 submit unless otherwise requested to do so, financial statements of each monthly meeting of the committee as may be required.
  - 30.5 submit at the annual general meeting, a duly audited statement of the revenue and expenditure; and
  - 30.6 generally perform the duties of a treasurer and such other duties as he may be required to perform by the committee.

#### Senior League Districts

- 31. The senior league secretary together with the his assistants shall be responsible for the running of the senior league and organize of league games and fixtures and to do and perform all such duties as may be necessary to ensure the smooth and efficient running o such league, required of senior league clubs, teams and players.

#### Junior League Districts

- 32. The junior league secretary shall be responsible for the running of the junior league and organize of league games and fixtures and to do and perform all such duties as may be necessary to ensure the running of such league.

## Technical Director

33. The technical advisor shall -

33.1 attend to the development and uniformity of technical knowledge and interpretation of the rules within the GBA jurisdiction ; and liaise with the Technical Director of all districts.

33.2 give his attention to the improvement of playing facilities and equipment, and submit a report on his activities, plans and progress to each meeting of the executive, as well as the annual general meetings (if so required);

33.3 annually organize and hold at least one clinic for the training and grading of referees and officials.

33.4 maintain a panel of graded referees and scorers, which panel shall be updated annually;

33.5 vote a special financial allocation to the office of the technical advisor each year to provide the means for his displacement for the express purpose of carrying out the duties as set out above.

The amount voted will depend on the funds available to C.B.G.A. who will require a complete plan of operation from the technical advisor to assist in arriving at an estimate of expenditure proposed. The technical advisor will render to each meeting of the committee, together with a progress report, a detailed account of all expenses properly supported by documents.

The committee shall have the right at any time to cancel the balance or any part or whole allocation voted to the office of the technical advisor if it should find that the funds are being used for reasons other than the pursuance of his duties as set out above.

33.6 maintain regular contact with the technical advisor of member associations, BSA, technical bodies of other countries, and the technical panel of FIBA, and will attend to the dissemination of technical information and material throughout the GBA; and

33.7 have the power to decide on all issues of a technical nature or connected with the rules on behalf of GBA, or such issues of submitted to him by the association or club for interpretation or arbitration.

## Marketing Director

34. The Marketing Director shall -

34.1 prepare a strategy in the long and short term for the marketing of basketball within GBA which will include contacts with the media (radio, television, press) potential sponsors, sports publications, sporting promoters, educational organizations and other relevant parties;

34.2 act as a public relations office with contacts in 34.1 above;

34.3 ensure publicity is arranged for specific projects and is properly executed;

34.4 report progress to the committee at their meetings and will present his report at the annual general meeting;

34.5 make recommendations to the committee on needs and improvements in the basketball program regarding tournaments, and other projects; and

34.6 liaise with the development director.

## Director of Coaching

35. The director of coaching shall-

35.1 be responsible for the development and implementation of training and playing methods within the area and liaise with the coaching director of all districts.

35.2 be a member of the selection committee as elected by the committee from time to time. Coaches may from time to time submit the names of deserving players for inclusion in the GBA playing squad.

Such nominations must be supported by the latest game statistics of the player for a reasonable period of number of games, club and provincial, together with any other information or recommendation which may assist the coaching director and selection committee in their assessment of the player's capabilities;

35.3 attend to the development and improvement of training and playing methods within GBA.

35.4 give his attention to the improvement of playing facilities where possible and equipment, and submit a report on his activities, planned and progress to each meeting of the committee as well as the annual general meeting, and special general meetings (if so required);

35.5 attend to the training and preparation of a GBA playing squad from which the GBA team will be selected as and when required. The coaching director will also advise the selection committee of the names of players whose lack of progress, attention, enthusiasm or discipline warrant their dismissal from the GBA training squad. Their coaching director will recommend coaches for such teams for appointment by the committee;

35.6 organize to hold at least one clinic for the training and grading of coaches each year.

35.7 vote a special financial allocation to the office of coaching director each year to provide the means of his displacements for the express purpose of carrying out the duties as set out above. The amount voted will depend on the funds available to GBA who will require a complete plan of operation from the coaching director to assist in arriving at an estimate of expenditure proposed. The coaching director will render at each meeting of the committee, together with his progress report, a detailed account of all expense properly supported by documentation. The committee shall have the right at any time to cancel the balance of any part or whole of the allocation voted to the office of the coaching director if it should find that the funds are being used for reasons other than the pursuance of his duties as set out above; and

35.8 maintain regular contact with the club coaches, coaches of member associations, coaching bodies in other countries, the technical panel of BSA and FIBA, and will attend to the dissemination of coaching information and material throughout GBA.

#### Development Director

36. The development office shall -

36.1 be responsible for the development of basketball within the area; and liaise with the development director of districts.

36.2 subject to written authorization by the committee, establish development programs, set up structures and do all that which may be necessary to develop the game.

#### Banking Account

38. A banking account shall be opened in a banking institution in the name of the association and shall be operated on the cheques signed by any two of the following; chairman, vice chairman and/or treasurer.

39. All cheques drawn in favor of the association shall be validly endorsed in the name of the association by the treasurer for credit of the account of the association.

40. All monies received on behalf of the association shall be paid into the bank account and in respect of such monies receipts shall be issued. No monies shall be received unless a receipt is issued.

41. All payments on behalf of the association shall be made by cheque drawn on the association's bank account. A cheque, however, may be drawn for petty cash at such times and in such amount as the committee may from time to time decide. A proper account shall be kept of cash disbursements made from such petty cash.

42. No liability on behalf of the association shall be incurred without the authority of the committee.

43. No payments shall be made on behalf of the association unless and until the accounts have been duly submitted to and passed by the committee.

#### Accounts

44. The committee shall cause proper books of account to be kept by the treasures which books shall reflect the income and expenditure, and assets and liabilities of the association. The accounts shall be closed annually on the 28th day of February and within one month from that date a statement and balance sheet shall be prepared and audited and submitted to the executive committee for confirmation. Thereafter and before the annual general meeting, a copy of such statement and balance sheet shall be sent to each affiliated club.

45. 30% of all money received by the committee shall be appropriated towards its development program.

#### Reports by Chairman

46. At least 14(fourteen) days prior to the annual general meeting, the chairman shall submit to the committee a copy of his report. After confirmation by the committee and before the annual general meeting, a copy of the report shall be sent to each club.

#### Property

47. Property and effects, whether immovable, including trophies and pennants shall be the property of the association and shall vest in and be under the control of the committee. No member of the committee or club shall have any right or title in and to such property.

#### Legal Proceedings

48. The association may sue or be sued in its own name.

49. For the purposes of any legal proceedings, the committee may appoint legal advisors and the cost thereof shall be borne by the association.

### Qualification for Provincial Matches

50. No member or player shall be eligible to represent the association in any competition, exhibition or tour unless he has resided within the area for a period of a least 3(three) months preceding his selection.

### Meetings

51. The annual general meeting of the association shall be held by no later that the 31st August of each year on a date, time and place to be determined by the committee.

52. The business to be brought forward or transacted at the annual general meeting shall be to -

- 52.1 receive delegates credentials;
- 52.2 read and accept the chairman's report;
- 52.3 confirm the minutes of the previous annual general meeting;
- 52.4 read and accept the financial statements;
- 52.5 accept (or otherwise) applications for affiliation from new districts.
- 52.6 elect office bearers;
- 52.7 receive nominations for managers and coaches of representative teams;
- 52.8 receive nominations for the selection committees;
- 52.9 amend or modify the constitution or bye-laws;
- 52.10 discuss league format for the coming season;
- 52.11 any urgent business; and
- 51.12 discuss general business.

53. Special general meetings shall be convened by the chairman or secretary whenever so required, by a written notice of motion, signed and dated by the proposer submitting same, and specifying in full the motion or question, which notice must be delivered to the association.

54. Committee meetings shall be held at least once a month.

55. At all committee meetings, each district or club may be represented by any representative, provided such representative shall have no voting rights.
56. At all meetings of the committee, the chairman shall preside, or in his absence, the vice-chairman. In the absence of both, the meeting shall elect a chairman.

#### Notice of Meetings

57. Any district, club or person which is aggrieved by any decision or act of the committee or who wished to introduce a motion or question, may be written notice to the chairman, call upon the chairman to convene a special general meeting, which notice shall specify in full the motion or question.
58. Within 14 (fourteen) days and not more than 28 (twenty eight) days of receipt of such notice, the chairman shall convene a special general meeting.
59. General or special general meetings shall be convened by the chairman or secretary by 14 (fourteen) days written notice to each district, which notice shall set forth the -
  - 59.1 date, place and time at which such meeting will be held;
  - 59.2 The business to be brought forward or transacted;
60. If, in the discretion of the chairman, such meeting is urgent, 7 (seven) days written notice must be given.
61. Notice of meetings shall be sent by pre-paid post, a fax or delivered by hand to each club and elected member.

#### Quorum at Meetings

62. The quorum for any committee meeting shall be two-thirds of the committee.
63. The quorum for any general, special and annual meeting shall be by a bare majority of all those entitled to vote at such meeting.
64. Any meeting, at which a quorum is not present within 30 minutes of the time appointed for commencement, shall be adjourned to a place, date and time to be fixed by those present, being not less than 7 (seven) days and not more than 21 (twenty one) days ahead of the adjournment.
65. At the adjourned meeting, those entitled to be present at the meeting shall constitute a quorum and any business transacted and any decisions arrived at by a majority vote shall be as fully binding and effectual as if a quorum had been present.

#### Voting

66. At meetings of the committee -
- 66.1 the chairman shall have a deliberative and casting vote;
  - 66.2 each member present shall have one vote
67. At meetings of the association -
- 67.1 each committee member present shall have one vote;
  - 67.2 each district represented at such meeting shall have one vote for every team registered with the association during the current year.
68. At all meetings of the association and the committee, all decisions shall be by a bare majority of votes, except where otherwise stated.
69. All voting shall be by a show of hands.
70. If one member holds more than one office, such member shall be restricted to one vote; provided that if the chairman holds more than one office he shall have a deliberate and casting vote.

#### Notice of Motion

7. Save as is otherwise herein stated, all motion to be submitted to the annual general meeting shall be -
- 71.1 lodged with the secretary 15 (fifteen) days prior to the date of the meeting.
  - 71.2 in writing and signed by at least two clubs setting out the proposed motion which is sought to be passed, but in the case of notices of motion by a member of the committee, such notices of motion shall be signed by the member.

#### Notices

72. Any notice given by the association and/or district and/or any other party shall be in writing and shall be deemed to be delivered.
- 72.1 if sent by pre-paid registered post on any one day, on the next day but 10 (ten) days after date of posting.
  - 72.2 if delivered by hand, at the time, place and on the date that receipt for such delivery is furnished and if no receipt is furnished, at the time, place and on the date of such delivery.

72.3 if delivered by telefacsimile transmission during normal business hours, at the time and on the date of successful transmission thereof provided that delivery shall be rebuttably presumed to have been effected.

#### Signature of Association

73. Save where otherwise provided herein, the signature of the chairman and secretary shall be the signature of the association.

#### Club Constitution

74. The constitution of a district is subject to the approval of the committee.

74.1 The constitution of a club, where available, is subject to the approval of the committee.

75. The committee may require the deletion or amendment of any clause in the constitution of a club and no amendment of a constitution shall become operative by a district or club unless and until it shall have been first approved by the committee.

76. Any amendment made to a constitution without the prior approval of the committee shall be invalid and of no force or effect.

#### Resignation of a District

77. A district shall continue to be affiliated to the association until it resigns in writing, is expelled, or its affiliation is withdrawn.

78. A district resigning in any year or being expelled shall be liable for payment of all fees, due and levies to the end of the year.

#### Indemnity

79.

79.1 Every office bearer official or employee shall be indemnified by C.G.B.A. against all costs, losses and expenses which he may incur or become liable for by virtue of any reason or any act of omission in the discharge of his duties, unless the loss in question is caused by his own gross negligence, dishonesty or bad faith.

79.2 Office bearers, officials and employees of shall be indemnified by..... against loss sustained by reason of legal proceedings, arising out of whatsoever official or employee in his representative capacity, unless provided that the indemnity conveyed

herein shall not extend to private the case of employees) and acts outside the official appointment and of office in .....(in the case of office bearers and officials)

#### Dissolution

80. The association may be dissolved by a two-third majority vote of a general meeting or at a special general meeting convened for such purpose.

#### Alteration to Constitution

81. No alterations, amendments or additions to this constitution shall be made except by 75% majority vote of clubs of the previous season.
82. Twenty one (21) days notice of any proposed amendments to the constitution shall be given in writing to the secretary signed by at least two clubs.

#### Date of Operation of Constitution

83. This constitution shall come into full force and effect on the .....

#### Grounds and Equipment

84. No ground or equipment shall be used for leagues, competitions or exhibitions, until they have been approved by the district committee.
85. Before granting approval, the district committee may require any ground or equipment to be brought to a standard required by the committee.
86. If, at any time after approval of a ground/or equipment has been given, the ground and/or equipment, in the opinion of the district committee, falls below the standard required by the district committee, such approval may be withdrawn.
87. Notice of such withdrawal of approval shall be given in writing.

#### Fees

88. Each district shall pay to the association as agreed at each annual general meeting/  
88.1 an annual registration fee for each player registered with the district and  
88.2 any other fee that may be determined by the committee from time to time.

#### Registration of players

89. No player shall be permitted to register with the association after the 28th February of any year.

No player may participate and no district and no club may permit a player to participate in any league, competition, exhibition or tour until such player has been registered with the association and with a club and district.

If any player that is not registered as contemplated in paragraph 21, participated in any league, competition or tour, such game shall be declared forfeit and the club concerned shall be guilty of an offense.

No registered player shall play or participate in any league or competition except for the club for which he is registered, whether within or outside the area of jurisdiction of the association except with the written permission of the committee and his club.

No registered player shall play or be permitted to play or participate in any league, competition, exhibition or tour other than a club practice (which does not include a practice game against a team of another club, whether affiliated to this association, or not) until the expiry of seven days from the date of issue of a registration card.

Any application for registration of a player shall be made in writing by the club on the prescribed form signed by the chairman of the club and shall reflect the name of the club for such the player last played and, if the last club for which the player played is different from the club now seeking registration, a clearance certificate shall accompany the application issued by such last club that the player is in no way indebted to the club and that there is no bar to his becoming a member of the club now seeking registration.

Where the player seeking registration is a non South African citizen, a clearance certificate from the last country in which he has played basketball shall accompany the application, which clearance certificate shall enable him to play basketball outside such country.

No registration of a player shall be effected until such clearance certificates are produced to the association by the club seeking registration and these provisions shall also apply where the player whose registration is sought last played for a club within the Republic but outside the jurisdiction of the association.

No club shall permit any player, against whom there is an order of expulsion or suspension, to play in any matches whether league, exhibition or otherwise.

Upon registration of player, the association shall issue a registration card to the club seeking registration of such player.

The club must obtain the signature of the player before handing the registration card to the player.

A player shall produce his card before he is able to participate in any game, failing which he will be disqualified from participating in the game.

A player who has been expelled from basketball by this association, national or international, any other association or by any basketball club shall not be eligible for registration with the association. If, at any time after registration of a player it comes to the notice of the association that any information furnished by his is false, such registration shall be forthwith withdrawn and he shall cease to be entitled to participate in basketball in any form whatsoever or in the activities of any club.

### Transfers

90. NO registered player may transfer from one club to another in the same season.
91. Where a registered player wished to transfer from one club to another, application shall be made to the association in writing, by the club to which he wishes to transfer, for permission for such transfer accompanied by a clearance certificate, as stipulated in paragraph 25 above.
92. In addition to such application for transfer, the club to which the player wishes to transfer, shall apply for the player's registration with payment of the prescribed fee and shall surrender the registration card in respect of such player.
93. If the transfer and registration are approved, a new registration card shall be issued and the provisions relating to the issue of registration cards shall apply mutatis mutandis.
94. No transfer of any player shall be granted if a player, or the club of which he is a member is under suspension.

### Club Name and Uniforms

95. The name of any club and its uniform shall be approved by the committee of the association.
96. A club shall only play matches in the approved uniform of the club and no variation therein shall be permitted, save that a player may wear cycling shorts and/or T-shirts under the playing uniform, provided that such cycling shorts and T-shirt are of the same color as the playing uniform.
97. The uniforms shall be numbered 4 to 15 and any player with any other number shall be disqualified from the game.
98. No player shall take part in any match on behalf of a club, unless dressed in the approved uniform of his club and no club shall permit a player to take part in a match on its behalf unless he is dressed in the approved uniform of the club. Any contravention of the aforementioned shall render both club and player guilty of an offense and the match shall be declared forfeit. This shall not however apply to matches where the uniforms of opposing teams prove to be so similar as to lead the confusion when, with the permission of the referee, one where team may be permitted to play, in a uniform other than the approved uniform of the club.

### Foreign Players

99. Each team shall be allowed to field a maximum of two non South African citizens at any one time.

100. Each team shall be allowed to register a maximum of four non South African citizens per season.

#### Reversions of Players

101.

101.1 No player who is registered in a higher team shall play in a lower team of any club without the permission of the committee being first had and obtained, which decision must be given within 15 days of receipt of the application.

101.2 Where the committee grants the requisite consent, no player can play in the higher team before he has obtained a new registration card.

101.3 NO player shall play in match for lower team than he last played for until the expiry of seven days from the date of such last match, irrespective of whether such last match was a league match.

#### Tours by Clubs

102 No league, competitions exhibitions or tours by any club shall be undertaken, and no invitation shall be extended to any club or team, either within or outside the Republic without the written permission of the committee and no invitation shall be received from or sent to any club or basketball association except through the association.

103 An application by a club for permission to tour or to extend an invitation as contemplated in rule 46 shall be made to the association in writing not less than 1(one) month before the proposed tour or match and shall reflect-

103.1 full proposals with reflected dates, names of players and traveling arrangements;

103.2 list of members of the touring team;

103.3 where members are minors, the written consent of guardians;

103.4 proposed colours of the participating teams.

#### Discipline

104 A disciplinary sub-committee, comprising of three members, shall be appointed by the committee at its first meeting.

105 The disciplinary sub-committee shall, within the time limits set by the committee, draft and publish a book of rules, same setting out all offenses and the penalty applicable for each offense.

106 A disciplinary sub-committee shall investigate-

- 106.1 any complaint, misbehavior or misconduct by any player, official or member;
  - 106.2 any matter which it may consider will bring dishonor or disrepute to the game of basketball;
  - or
  - 106.3 any offense in terms of this constitution;
  - 106.4 or any such matter as may be brought to its notice.
- 107 After investigating the complaint, the disciplinary sub-committee may -
- 107.1 expel the person concerned;
  - 107.2 suspend the person concerned for such period as it may decide;
  - 107.3 caution the person concerned;
  - 107.4 dismiss the complaint; or
  - 107.5 make such other decision as it may think fit.
- 108 for the purpose of clause 49 above, the disciplinary sub-committee shall have the right to -
- 108.1 call for documentary and oral evidence;
  - 108.2 call on any persons to appear before it and give evidence.
- 109 The person against whom the complaint is lodged shall-
- 109.1 be notified by registered post by the secretary of the time, date and place where the disciplinary hearing will be held, such time and date being not less than 14 (fourteen) days from the date of the posting of the letter.
  - 109.2 shall be entitled to appear in person, have a legal representative or reply in writing.
- 110 In the event of the failure to comply with either of the aforementioned, the disciplinary sub-committee shall proceed with its hearing in his absence and make its decision.
111. The procedure at such hearing shall be as laid down by the disciplinary sub-committee from time to time but it shall not be bound by the technical rules of the law of evidence.
112. Any decision of the disciplinary sub-committee, may be reviewed by the committee in the manner set out in paragraphs 56 or 62.

### Appeals to Clubs

113. Any decision of a club may be reviewed by the committee.
114. The application for review shall be in writing and shall be delivered to the secretary of the club and copy thereof to the secretary of the association with 7 (seven) days of the day upon which he was informed of the decision of his club. The application for review shall set out briefly and concisely the grounds upon which the application is founded. The application for review shall be accompanied by a sum of R50,00
115. Upon receipt of the application for review, a club shall, within 5 (five) days thereof, deliver to the secretary the full record of proceedings and all exhibits together with a reply to the application for review.
116. The committee shall investigate the application and may, if it deems necessary, summon the member and representatives of the club to appear before it to give evidence. The disciplinary committee may in addition summons such further and other persons as it may in its absolute discretion, consider capable of assisting it in arriving at a just and proper decision.
117. The committee, after due consideration, may -
  - 117.1 uphold the decision of the club;
  - 117.2 reverse the decision of the club either in whole or in part; and
  - 117.3 dismiss the decision
118. Any club or member of WBA shall have right to take on appeal, to BSA, thereafter AFABA, thereafter FIBA, any decision of the committee.
119. In the event of a review being successful, the applicant shall receive a refund of the money, interest free.

### Breaches of Clubs

120. A club which -
  - 120.1 fails to comply with the provisions of this constitution;
  - 120.2 fails to perform any act required of it in terms thereof; or
  - 120.3 causes or permits the breach thereof; or

120.4 conducts its affairs or allows its members to conduct themselves in a dishonorable or disreputable manner or in a manner which is calculated to bring the association, club or game of basketball into dishonor or disrepute.

shall, on proofthereof, be guilty of an offense and subject to a fine as may be determined by the committee from time to time.

121. The committee may of its own volition or on a written complaint investigate any allegation in terms of the last preceding clause and for that purpose shall summon the person involved and/or the officials of the club or clubs concerned to appear before the disciplinary committee and to produce such books and documents as may be required.
122. At such an investigation, the disciplinary committee may require evidence to be given and the evidence shall be recorded and reduced to writing.
123. Such investigation may be undertaken by the committee in lieu of the disciplinary committee.
124. After the investigation, the committee may -
  - 124.1 expel the club and/or persons concerned;
  - 124.2 suspend the club and/or the persons involved for such period as it may decide;
  - 124.3 caution the club and/or persons involved;
  - 124.4 dismiss the complaint;
  - 124.5 refer the matter to the disciplinary committee for hearing;
  - 124.6 make such other decision as it may decide.
125. An appeal shall lie against decision of the committee made in terms of clause to the Basketball Union of South Africa

#### Unsportsmanlike Conduct

126. In the event of a player being ordered off the playing ground by a referee for unsportsmanlike conduct, a written report shall forthwith and within 24 (twenty four) hours be made to the association by the referee and the player shall be suspended from participating in any activities of the club for one game, pending the decision of the disciplinary committee.
127. The report by the referee shall be referred by the secretary to the disciplinary sub-committee within 24 (twenty four) hours after receipt thereof.

128. The disciplinary sub-committee shall, within 3 (three) days of receipt of the report, hold a disciplinary enquiry in terms of paragraphs 49 to 55, failing which the provisions of paragraph 69 shall fall away.

### Forfeited Games

129.1 Where a game is forfeited or declared forfeit in terms of this constitution, the points shall be awarded to the opposing team notwithstanding the result and the team guilty of the offense shall receive no points. When both teams are guilty, no points shall be awarded to either team. In the event of any team forfeiting any 3 (three) games, such team shall be expelled from the association.

### Duration of Season

129.2 The season shall commence on the 1st September and shall end on the 31st May of the following year or on the date of the last match played, whichever is the earliest.

### Register of Clubs and Players

130. Each club shall notify the secretary of its address and any changes therein, as also the telephone numbers and address of such officer.

130 The relevant league secretary shall maintain a record of the addresses of all clubs and of office bearers with telephone numbers, where available, as also the names and addresses of all players, the date of their registration and the number and date of the registration card issued. The record shall contain addresses and telephone numbers of representative and of committee members and the team entries of all clubs, as also other or further information that the committee may require.

131. The appropriate league secretary shall maintain a register, under the name of each club, of team entries, of the name of all players together with a record of the leagues in which such players participated, as also any other or further information that the committee may require.

### Commencement of Games

132. Any team not ready to commence a match within 15 (fifteen) minutes after the appointed time, shall forfeit the game and any league points shall be awarded to the opposing team.

133. No postponement of any game shall be allowed.

### Result of Match and Points Awarded

134. The results of all matches and the official scoresheet shall be forwarded within 7 (seven) days to the league secretary.

135. Each scoresheet shall be checked and signed by the referee and umpire concerned.

136. Points scored shall be as follows in league matches -

136.1 2(two) points shall be awarded to the winning team in each match; and one point to the losing team;

136.2 In the event of a team forfeiting a game, the opposing team shall be awarded 2 (two) points; and the team at fault no points.

137. The team with the highest points shall win the league.
138. In the event of two or more teams attaining equal league points, the FIBA rules shall apply in determine the winner.
139. Any dispute concerning position in the league will be resolved by the executive committee, in term of the FIBA rules.

#### Protests

140. Any protests during a match shall be made immediately to the referee by the captain or coach of the team protesting. Such protest shall be recorded immediately by the referee on the scoresheets; and written confirmation shall be made to the honorary secretary by the club concerned within 24 (twenty four) hours of the time of the match; and is to be accompanied by a fee of R100,00 which amount shall be refunded if the protest proves to be successful.

#### Procedure for Disqualification

141. On the disqualification of any player, the referee shall -
- 141.1 enter name and number of disqualified player; and
  - 141.2 enter "report to follow" or
  - 141.3 enter name and number of disqualified player; and
  - 141.4 enter "no report necessary" on the scoresheet.
142. The commissioner on duty shall, in the event of a disqualification -
- 142.1 where a report is to follow, endorse the scoresheet; or
  - 142.2 advise the player concerned, that he is automatically suspended pending a decision of the disciplinary committee or committee.
143. The committee shall, within 48 hours of the incident, hold a meeting, which meeting shall be attended by the official and player concerned, for the purpose of conducting an enquiry into the incident.

## Notices

144. Notices and communications to be sent to clubs shall be deemed to have been sent if addressed to the last address of the club as notified by the club and reflected in the official register maintained by the secretary.