

**SOUTH AFRICAN
FOOTBALL ASSOCIATION**

SAFA STATUTES

Last amended by the SAFA Ordinary Congress
held on 26 March 2022
At The Sandton Convention Centre

SOUTH AFRICAN FOOTBALL ASSOCIATION

PREAMBLE

NOTING:

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

ACKNOWLEDGING

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

REALISING

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

RECOGNISING a non-racial society in which: -

- all people shall be equal before the law;
- there is no oppressive interference with the rights of individuals;
- athletes/players compete equally and fairly in football;
- all shall have access to relevant, compulsory and equal education, adequate residential and recreational facilities in general and adequate housing in particular and have a universal franchise system determined by the will of the people;
- people enjoy the principles of democracy, accountability and transparency;
- all people enjoy freedom of association, freedom of movement, freedom of domicile, freedom to ownership of land, freedom to participate fully in the economy of the country and share in its wealth and live in peace, harmony and comfort.

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

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

RESOLVING

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

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ARTICLES OF ASSOCIATION

DEFINITIONS

In these Statutes, the Rules and Regulations, unless the context indicates otherwise,

Arbitration Tribunal: means an Arbitration Tribunal referred to in **Article 59** and the Court of Arbitration for Sport (CAS) referred to in **Article 61**;

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

Associate Member: means an associate Member contemplated by **Article 10.2**;

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

CAF: means the Confederation Africaine de Football;

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

CAS (TAS): means Court of Arbitration for Sport (Tribunal Arbitral du Sport) in Lausanne (Switzerland) referred to in **Article 61**;

Chief Executive Officer: means the Chief Executive Officer or General Secretary contemplated by **Article 48**;

Conflict of interest: means having economic financial interest or gain or standing to gain financially;

Club: means a Member of the Leagues affiliated to a Member, Special Member or associate Member of SAFA;

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

Confederation: means a group of Associations recognized by FIFA;

Constitution: means these Articles of Association;

Congress: means the supreme governing and legislative body of SAFA;

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

COSAFA: means the Confederation of Southern African Football Associations;

Day: means normal working day and excludes Saturday, Sunday and/or public holiday and should be interpreted in line with the meaning of **close of business** and shall exclude the first day and include the last day;

Elite referee: means any referee who is suitably qualified and has been accredited by SAFA and/or FIFA as such and has been actively participated and/or involved in officiating in any SAFA or international matches.

Emergency Committee: means the **Emergency Committee** contemplated by **Article 34**;

Executive office in SAFA: means the positions of President, Vice-Presidents, or Member of the SAFA National Executive Committee;

Extraordinary Congress: means any Congress convened in terms of Article 27 of these Statutes;

Extraordinary Meeting: means any meeting of either the National Executive Committee, or the Emergency Committees and/or the Standing Committee convened in a shorter period as prescribed for in these Statutes;

FIFA: means the Federation Internationale de Football Association;

FIFA Statutes or **Statutes of FIFA:** means the statutes, rules and regulations of FIFA;

Foreign company: means a company registered outside the Republic of South Africa or controlled, directly or indirectly, by such a company or companies or a company deemed to be a foreign company in terms of the laws of the Republic of South Africa;

General Secretariat: shall mean the administrative structure of SAFA under the Chief Executive Officer as contemplated in **Article 19.1(e)**;

IFAB: means the International Football Association Board;

Independent Committee: means a committee whose members are appointed by SAFA in order to enhance the good governance, image and impartiality of SAFA and whose members are totally independent of SAFA as contemplated in Article 49;

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

League Members of the SAFA NEC means the three (3) Members of the SAFA National Executive nominated by the League and confirmed by Congress in terms of **Article 30.1.6**;

League Vice-President: means the chairperson of the League appointed in terms of **Article 30.1.3**;

LFA: means a Local Football Association contemplated by **Article 10.1.3**;

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

Category of Members: means a Regional Member, the Special Member or Associate Member;

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

National Association: means a national football association affiliated to FIFA;

National Executive Committee: means the SAFA National Executive as contemplated by **Article 30**;

Non-profit Organisation (NPO): means organisation established not for profit, whether incorporated under the Companies Act No. 71 of 2008, statutory body, trust or voluntary association; and

irrespective of whether registered as Non-Profit Organisation under the **Non-profit Organisations Act No. 71 of 1997 or Public Organisation under the Income Tax Act No 58 of 1962;**

Office-bearer: means the President, a Vice-President or any other Member of the SAFA NEC;

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

Ordinary Congress: means the **Ordinary Congress** contemplated in **Article 26;**

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

Ordinary Meeting: means any meeting of either National Executive Committee, or Emergency Committees and/or Standing Committee convened in strict observance of the relevant Articles as prescribed for in these Statutes;

Ordinary Vice-President: means a Vice-President other than the League Vice-President;

Player: means any amateur or professional football player registered with SAFA through its Members;

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

Regional Member: means a Regional Member contemplated by Article **10.1.1;**

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

REO: Means the Regional Executive Officer;

Rules: means Rules made in terms of the SAFA **Statutes;**

Review Subcommittee: means a subcommittee of Governance Committee as contemplated in **50.3.**

SAFA: means the South African Football Association;

S.A.S.C.O.C.: means the South African Sports Confederation and Olympic Committee;

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

Special Member: means the National Soccer League or The League (incorporating Premier Soccer League and the National First Division ;)

Standing Orders: means the set of rules used to conduct the business of a meeting using commonly accepted procedure as contemplated in the *Standing Orders for SAFA Meetings;*

Statutes: means these Articles of Association;

NAME, HEADQUARTERS, LEGAL FORM

ARTICLE 1

- 1.1 The Association hereby constituted shall be known as the South African Football Association and hereinafter referred to as "SAFA".
- 1.2 In these Statutes, the Association is referred to as "SAFA".
- 1.3 The flag of SAFA shall consist of SAFA colours being Black, Gold and White with Green, and the emblem shall be a portrayal of a football, partly overlaid with a sphere depicting the map of South Africa.
- 1.4 The logo of SAFA shall consist of a portrayal of a football partly overlaid with a sphere depicting the map of South Africa.
- 1.5 The flag, logo and abbreviation are legally registered in accordance with the Copyright and Trademarks laws of the Republic of South Africa.
- 1.6 The area of jurisdiction of SAFA shall be throughout the Republic of South Africa.
- 1.7 The headquarters of SAFA shall be in Johannesburg at SAFA House, 76 Nasrec Road, Nasrec Extension 3, or any other address that may be chosen by the Association from time to time.
- 1.8 It is recorded that the founders of SAFA were the Soccer Association of South Africa and its professional wing, The National Soccer League; the South African Soccer Federation and its professional wing, The Federation Professional League; the South African National Football Association and its professional wing, the National Professional Soccer League, and the Football Association of South Africa.
- 1.9 The date of incorporation of SAFA is 23 March 1991.
- 1.10 SAFA is a private organization of an associative nature incorporated in accordance with the laws of the Republic of South Africa and shall be a *universitas* with full legal personality including the rights to sue and be sued in its own name and to hold property in its own name. It is formed is for an unlimited period of time.
- 1.11 No Member or office-bearer of SAFA shall have any right to its assets nor incur any liability for its obligations.
- 1.12 It is recorded that SAFA is a Public Benefit Organisation (PBO) in accordance with the provisions of Section 30(3) of the Income Tax Act of 1962, as amended.

AIMS, OBJECTIVES AND POWERS OF THE ASSOCIATION

ARTICLE 2

2. SAFA shall have no other objectives save for objectives provided for below and the funds be employed exclusively in the promotion of such objectives and provided further that SAFA's activities shall be limited to the Republic of South Africa. SAFA shall have the following aims and objectives:

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

- 2.17.3 to confer honours and awards on individuals, in recognition of their contribution to football in South Africa;
- 2.17.4 to grant practical and financial assistance to individuals and organisations in order to enable them to promote ideas and concepts consistent with the objects of SAFA;
- 2.17.5 to enter into donor funding arrangements with companies or individuals and to solicit and accept fees, donations, bequests, contributions, and subscriptions for the funds of SAFA, provided however that SAFA shall ensure that no donor will derive any monetary advantage from any monies paid to and on behalf of SAFA;
- 2.17.6 to take, lease, purchase or otherwise acquire premises, equipment, vehicles, furniture and other property or assets, whether movable or immovable which may be deemed necessary or convenient for any of the purposes of SAFA, and in order to provide suitable equipment, accommodation and football facilities;
- 2.17.7 to improve, manage, develop, exchange or lease, mortgage, sell, dispose of, turn to account and grant options, rights and privileges in respect of, or otherwise deal with, or any part of the property and rights of SAFA;
- 2.17.8 to subscribe, grant subsidies out of, administer and invest the funds of SAFA in such manner as it may be deemed best to achieve the objects and purposes of SAFA;
- 2.17.9 to enter into such commercial or other transactions in connection with any trade or business of SAFA as may seem desirable for the purpose of SAFA's affairs;
- 2.17.10 to borrow, or raise money in such a manner as SAFA shall deem fit, and in particular to secure payment of any money borrowed by means of mortgage, pledge, charge or lien to secure and guarantee the due performance by SAFA of any obligation or liability it may undertake;
- 2.17.11 to open and operate banking accounts and to draw, make, accept, endorse, sign, discount, execute, issue cheques, promissory notes, bills of exchange, bills of lading, warrants, debentures and other negotiable instruments;
- 2.17.12 to make rules which shall not be inconsistent with the terms of these Statutes. The Rules of SAFA shall have the same force and effect as if they were incorporated in the Articles of the Statutes;
- 2.17.13 to select teams for International and Representative matches at all levels and to arrange tours and to sanction matches in and regulate the transfer of players to and from the Republic of South Africa in terms of the FIFA Regulations;
- 2.17.14 to keep or cause to be kept, true accounts of all receipts, credits, payments, assets and liabilities of SAFA and all other matters necessary for showing the correct financial state of affairs of SAFA. The accounts shall be kept in such books and in such manner as the SAFA NEC deems fit and to the satisfaction of the Auditors of SAFA;
- 2.17.15 to appoint auditors to audit annual accounts of SAFA;
- 2.17.16 to inquire into the administrative and/or financial affairs of Members, and, where necessary, to recommend corrective measures in this regard, and if these measures are

not implemented to take over the administrative and/or financial affairs of the Member until these are placed on a satisfactory footing;

- 2.17.17 to appoint such sub-committees or commissions upon such terms as it may consider necessary to give effect to its powers;
- 2.17.18 to suspend, fine, terminate the Membership of or otherwise deal with any Member, Local Football Association, Club or individual affiliated to SAFA or any of its Members for infringing these Statutes, regulations, policies, principles or resolutions of SAFA or for engaging in acts of misconduct, improper practices, misdemeanour, acts of defiance, or for bringing SAFA into disrepute;
- 2.17.19 to establish, subscribe or carry on through any subsidiary company any activities which SAFA is authorized to carry on and to make any arrangements whatsoever with such subsidiary company as thought fit;
- 2.17.20 to aid, finance or provide consultative, managerial, administrative, technical and commercial services of all kinds for all or any part of the operations of any company which is a subsidiary company of or otherwise under the control of SAFA or in which SAFA has an interest and to make payments by way of subsidy or otherwise and any other arrangements which may be deemed desirable with respect to any business or operations of or generally with respect to any such company or companies and generally to carry on the business of a holding company.

NEUTRALITY AND NON-DISCRIMINATION

ARTICLE 3

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

PROMOTING FRIENDLY RELATIONS

ARTICLE 4

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

PLAYERS

ARTICLE 5

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

ARTICLE 6

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6. SAFA and each of its Members administer Association Football in compliance with the Laws of the Game issued by IFAB. Only IFAB may lay down and alter the Laws of the Game.
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CONDUCT OF MEMBERS AND OFFICIALS

ARTICLE 7

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7. The Members and Officials of SAFA must observe the Statutes, regulations, directives, decisions and the Code of Ethics of FIFA, of CAF and of SAFA in their activities.
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OFFICIAL LANGUAGES AND POWERS OF THE ASSOCIATION

ARTICLE 8

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- 8.1 The official languages of SAFA shall be all eleven (11) official languages of the Republic of South Africa. Official documents and texts shall be written in one or more of these languages. In the event of any divergence between the interpretations of texts in different languages, the text written in the language approved by Congress shall be regarded as authoritative.
- 8.2 The official language at the Congress shall be English.
- 8.3 Sign language shall be used as a medium of communication.
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ADMISSION, SUSPENSION AND EXPULSION

ARTICLE 9

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- 9.1 The Congress shall decide whether to admit, suspend or expel a Member.
- 9.2 Admission may be granted if the applicant fulfils the requirements of SAFA.
-

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

MEMBERSHIP

ARTICLE 10

- 10.1.1 The Members of SAFA are the 52 Regional Associations which exist in all South African municipal areas as defined by the Municipal Structures Act 117 of 1998, as amended, and as demarcated in line with the provisions of the Municipal Demarcation Act 27 of 1998, as amended, and are the following:

(i) In the Province of Western Cape (Cape Town)

- West Coast (Moorreesburg)
- Cape Winelands (Worcester)
- Overberg (Bredasdorp)
- Eden (George)
- Central Karoo (Beaufort West)
- Cape Town (Cape Town)

(ii) In the Province of Northern Cape (Kimberley)

- Namakwa (Springbok)
- Pixley-ka-Seme (De Aar)
- Siyanda (Upington)
- John Taolo Gaetsewe (Kuruman)
- Frances Baard (Kimberley)

(iii) In the Province of Eastern Cape (Bisho)

- Cacadu (Sarah Baartman)
- Amathole (East London)
- Chris Hani (Komani)
- Joe Gqabi (Maletswai)
- O R Tambo (Mthatha)

- Alfred Nzo (Mount Ayliff)
 - Nelson Mandela Bay (Port Elizabeth)
 - Buffalo City (East London)
- (iv) In the Province of Free State (Bloemfontein)
- Xhariep (Trompsburg)
 - Mangaung Metropolitan (Bloemfontein)
 - Lejweleputswa (Welkom)
 - Thabo Mofutsanyana (Phuthaditjhaba)
 - Fezile Dabi (Kroonstad)
- (v) In the Province of Kwazulu-Natal (Pietermaritzburg)
- Ugu (Port Shepstone)
 - uMgungundlovu (Pietermaritzburg)
 - uThukela (Ladysmith)
 - uMzinyathi (Dundee)
 - Amajuba (Newcastle)
 - Zululand (Ulundi)
 - uMkhanyakude (Big Five)
 - King Cetshwayo (Richards Bay)
 - iLembe (Kwa Dukuza)
 - Harry Gwala (Umzimkhulu)
 - eThekweni (Durban)
- (vi) In the Province of Mpumalanga (Nelspruit)
- Gert Sibande (Secunda)
 - Nkangala (Witbank)
 - Ehlanzeni (Nelspruit)

(vii) In the Province of Limpopo (Polokwane)

- Mopani (Giyani)
- Vhembe (Thohoyandou)
- Capricorn (Polokwane)
- Waterberg (Modimolle)
- Sekhukhune (Jane Furse)

(viii) In the Province of North West (Mahikeng)

- Bojanala (Rustenburg)
- Ngaka Modiri Molema (Mahikeng)
- Dr Ruth Segomotsi Mompati (Vryburg)
- Dr Kenneth Kaunda (Klerksdorp)

(ix) In the Province of Gauteng (Johannesburg)

- Sedibeng (Vereeniging)
- Johannesburg (Johannesburg)
- Ekurhuleni (Germiston)
- Tshwane (Tshwane)
- West Rand (Randfontein)

10.1.2 Each regional Member must be a representative unit for amateur football within its respective region.

10.1.3 Where the footballing activities of a regional Member are organized at local level, the constitution of the relevant regional Member shall provide for recognition and representation of the Local Football Associations which are representative units of respective localities in accordance with the relevant boundaries and shall set out the powers of such Local Football Associations.

10.2 Associate Members

10.2.1 The following associations are recognized as Associate Members:

10.2.1.1 South African Football Medical Association

- 10.2.1.2 University Sport South Africa (Football)
- 10.2.1.3 South African Football Coaches Association
- 10.2.1.4 South African National Defence Force Football Association
- 10.2.1.5 South African Masters and Legends Football Association
- 10.2.1.6 South African Industrial Football League
- 10.2.1.7 South African Deaf Football Association
- 10.2.1.8 South African Intellectually Impaired Football Association
- 10.2.1.9 South African Indoor Football Association (FUTSAL)
- 10.2.10 South African Police Service Football Association

- 10.2.2 SAFA may confer recognition on an Associate Member provided that such Associate Member has obtained 60% representation within the **Provincial Structures** and further provided such Associate Member has been admitted as such by at least 6 out of 9 **Provincial Structures**. SAFA reserves the right to submit names of such Associate Members to the Annual Congress or Extraordinary Congress for recognition.
- 10.2.3 SAFA may, by a majority vote taken at Congress or an Extraordinary Congress convened, inter alia, for this purpose, grant associate Membership status to any other association operating at a national level provided that no associate Membership shall be granted to an association with the same aims and objectives as SAFA.
- 10.2.4 SAFA may, by a two-thirds majority vote taken solely for this purpose, withdraw its recognition of any Associate Member contemplated in **Article 10.2.1**, in which event the relevant association will cease, forthwith, to be an associate Member of SAFA.
- 10.2.5 In matters of mutual interest, SAFA and any Members may enter into a written agreement covering issues such as a joint liaison committee, communication, leagues whether national or otherwise, compensation, levies, disputes, referees, coaches and such other matters as deemed necessary from time to time.

10.3 The Special Member

- 10.3.1 The National Soccer League, incorporating the Premier Division and the National First Division shall be a Special Member and shall hereafter be referred to as "the League" as defined in the FIFA Statutes.
- 10.3.2 Subject to Articles **12**, **13** and **17** the rights, powers and obligations of the National Soccer League shall be as set out in these Statutes and in the NSL Handbook ("the Constitution and Rules") or any amendment thereof approved by SAFA.

- 11.1 The procedure for admission of Members may be regulated by special regulations approved by the SAFA NEC of SAFA.
- 11.2 The application must be in writing and accompanied by the following mandatory items:
- 11.2.1 a copy of its legally valid statutes and regulations;
 - 11.2.2 a declaration that it will always comply with the Statutes, regulations and decisions of SAFA, COSAFA, CAF and FIFA and ensure that these are also respected by its own Members, Clubs, Officials and Players;
 - 11.2.3 a declaration that it will comply with the Laws of the Game in force;
 - 11.2.4 a declaration that it recognizes the judicial bodies of SAFA and the Court of Arbitration for Sport (CAS) in Lausanne, as specified in these Statutes;
 - 11.2.5 a declaration that it is located and registered in the Republic of South Africa;
 - 11.2.6 a declaration that it will play all official home matches in the territory of SAFA;
 - 11.2.7 a list of Officials, specifying those who are authorized signatories with the right to enter into legally binding agreements with third parties;
 - 11.2.8 a declaration that it undertakes to organize or participate in friendly matches only with the prior written consent of SAFA;
 - 11.2.9 a copy of the minutes of its last congress or constitutional meeting;
- 11.3 This article shall not affect the status of existing Members.
- 11.4 The SAFA NEC shall request the Congress at its sole discretion either to admit or not to admit an applicant. The applicant may state the reasons for its application to the Congress.
- 11.5 The new Member shall acquire Membership rights and duties as soon as it has been admitted. Its delegates are eligible to vote and be elected with immediate effect.

MEMBERS' RIGHTS

ARTICLE 12

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

MEMBERS' OBLIGATIONS

ARTICLE 13

- 13.1 The Members of SAFA have the following obligations:
- 13.1.1 to comply fully with the Statutes, regulations, directives and decisions of FIFA, CAF and SAFA at all times and to ensure that these are also respected by its Members;
 - 13.1.2 to ensure the election of its decision-making bodies;
 - 13.1.3 to take part in competitions and other sports activities organised by SAFA;
 - 13.1.4 to pay their Membership subscriptions;
 - 13.1.5 to respect the Laws of the Game as laid down by IFAB and to ensure that these are also respected by its Members through a provision in the Constitution of such a Member;
 - 13.1.6 to adopt a clause in its constitution specifying that any dispute requiring adjudication involving itself or one of its Members and relating to the Statutes, regulations, directives and decisions of the Member, SAFA, CAF and FIFA shall come solely under the jurisdiction of the appropriate dispute resolution Tribunal of the Member, SAFA, CAF or FIFA and that any recourse to ordinary Courts is prohibited subject to Article 59.5;
 - 13.1.7 to communicate to SAFA any amendment of its statutes and regulations as well as the list of its Officials or persons who are authorized signatories with the right to enter into legally binding agreements with third parties;
 - 13.1.8 not to maintain any relations of a sporting nature with entities that are not recognized by SAFA, FIFA or CAF; or with Members that have been suspended or expelled;
 - 13.1.9 to observe the principles of loyalty, integrity and good sporting behaviour as an expression of fair play through a statutory provision;
 - 13.1.10 to observe the mandatory items specified under Article 11.2 for the duration of their affiliation;
 - 13.1.11 to administer a register of Members which shall be regularly updated and make such register available to SAFA at all times;
 - 13.1.12 to comply fully with all other duties arising from the Statutes and other regulations of FIFA, CAF and SAFA;
- 13.2 Violation of the above-mentioned obligations by any Member may lead to sanction provided for in these Statutes.

SUSPENSION OF A MEMBER

ARTICLE 14

- 14.1 Only the Congress may suspend a Member. However, the SAFA NEC may suspend a Member, that seriously violates obligations as a Member with immediate effect. The suspension shall last until the next Congress, unless the SAFA NEC has lifted it in the meantime. Provided that nothing herein contained shall preclude the SAFA NEC from suspending any Member pending an investigation or Disciplinary Inquiry.
- 14.2 A suspension shall be confirmed at the next Congress by a simple majority of the votes taken. If it is not confirmed, the suspension is automatically lifted.

- 14.3 During the period of suspension, a suspended Member shall lose its Membership rights. Other Members may not entertain sporting contact with a suspended Member. The Disciplinary Committee may impose further sanctions.
- 14.4 Members that do not participate in the activities of SAFA for three (3) consecutive years shall be suspended from voting at the Congress and their representatives shall not be elected or appointed until they have fulfilled their obligations in this respect.

EXPULSION OF A MEMBER

ARTICLE 15

- 15.1 The Congress may expel a Member if:
- 15.1.1 it fails to fulfil its financial obligations towards SAFA;
 - 15.1.2 it seriously violates the Statutes, regulations, directives or decisions of FIFA, CAF or SAFA;
- 15.2 Motion for the expulsion shall be adopted by at least two-third majority of the present voting members at the Congress.

RESIGNATION BY A MEMBER

ARTICLE 16

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

STATUS OF CLUBS, LEAGUES AND MEMBERS

ARTICLE 17

- 17.1 The League, Regional Associations, Associate Members or any other groups of Members affiliated to SAFA shall be subordinate to and recognized by SAFA. **These Statutes define** the scope of authority and the rights and duties of these Members and groups. Their statutes and regulations must be ratified by the Emergency Committee or the SAFA NEC of SAFA, as the case may be.
- 17.2 The affiliated clubs and Members of SAFA shall take all decisions on any matters regarding their Membership independently of any external body. This obligation applies regardless of their corporate structure.
- 17.3 In any case, no natural or legal person (including holding companies and subsidiaries) shall exercise control over more than one Club or group whenever the integrity of any match or competition could be jeopardized.

- 17.4 Members shall be subordinate to SAFA and must comply with this Statutes, the Regulations and any directive issued by SAFA.
- 17.5 No amendments to the Constitution, Rules or Regulations of any Member shall be of any force and effect and until the SAFA NEC of SAFA has ratified it.
- 17.6 No provision of the Constitution or Rules or Regulations of a Member or any amendment thereof which conflicts with a provision of these Statutes, the Statutes of CAF or FIFA shall be of any force and effect until ratified by the National Executive Committee (NEC);

HONORARY PRESIDENTS AND HONORARY MEMBERS

ARTICLE 18

- 18.1 The Congress may confer the titles of Honorary President or Honorary Member upon a person or persons who has/have rendered meritorious service to SAFA.
- 18.2 The SAFA NEC shall make these nominations.
- 18.3 The Honorary President or Honorary Member may attend and participate in Congress. They may participate in the debates but are not entitled to vote.
- 18.4 The Honorary Members shall not be obliged to attend meetings of the SAFA NEC.

BODIES OF SAFA

ARTICLE 19

- 19.1 The bodies of SAFA shall be the following:
- (a) Congress
 - (b) National Executive Committee
 - (c) Emergency Committee
 - (d) Standing and ad-hoc committees
 - (e) General Secretariat
 - (f) Independent Committees
 - (g) Independent Auditors
- 19.2 The bodies of SAFA shall either be elected or appointed by SAFA itself and in accordance with the procedures described in these Statutes and without external influence.

PROVINCIAL STRUCTURES

ARTICLE 20

- 20.1 Members that belong to the same geopolitical province as defined have formed the following provincial structures, which are recognised by SAFA:
- (a) Eastern Cape Football Association;
 - (b) Free State Football Association;
 - (c) Gauteng Football Association;
 - (d) KwaZulu-Natal Football Association;
 - (e) Limpopo Football Association;
 - (f) Mpumalanga Football Association;
 - (g) Northern Cape Football Association;
 - (h) North West Football Association;
 - (i) Western Cape Football Association.
- 20.2 Each provincial structure shall have the following rights and obligations:
- (a) to comply with and enforce compliance with the Statutes, Regulations and decisions of SAFA;
 - (b) to work closely with SAFA in every domain so as to achieve the objectives stipulated in **Article 2** and to organize provincial competitions;
 - (c) to organize its own inter-regional competitions, in compliance with the SAFA National Match calendar;
 - (d) to organize its own inter-regional competitions, particularly youth competitions, in compliance with the SAFA National Match calendar;
 - (e) to ensure that inter-regional Leagues or any other such groups of clubs or Leagues shall not be formed without its consent, and the approval of SAFA;
 - (f) at the request of SAFA, to grant Associate Members applying for Membership the status of an Associate Member. This status shall grant the Associate Member the right to participate in the activities in the provincial structure, and to attend its conferences and meetings;
 - (g) to nurture relations and co-operation with SAFA actively and constructively for the good of the game through consultative meetings and to discuss and resolve any problems relating to the interests of the provincial structure and SAFA;

- (h) to play oversight on the representatives appointed or elected to SAFA bodies;
- (i) to set up Committees that work closely with the corresponding Committees of SAFA;
- (j) with the mutual co-operation of SAFA, to take any action considered necessary to develop the game of football in the province concerned such as arranging development programmes, courses and conferences.
- (k) to set up the bodies necessary to fulfil the duties incumbent upon it;
- (l) to procure the funds necessary to fulfil its duties.

20.3 The SAFA NEC may delegate other duties to the provincial structures. To this end, SAFA may conclude an appropriate agreement with each of the provincial structures concerned.

CONGRESS

ARTICLE 21

- 21.1 The Congress represents the supreme and legislative authority of SAFA. It is the meeting at which all of the Members of SAFA formally convene. Only a Congress that is properly convened has the authority to make decisions.
- 21.2 Congress, on good cause shown, may condone any non-compliance with the time-frames as enshrined in these Statutes.
- 21.3 A Congress may be an Ordinary or Extraordinary Congress.
- 21.4 The President shall conduct the Congress business in compliance with the standing orders of the Congress.
- 21.5 The Congress may appoint observers who take part in the Congress without the right to debate or to vote.
- 21.6 The Honorary Presidents or Honorary Members may take part in the Congress. They may join the debates but are not entitled to vote.

DELEGATES AND VOTES

ARTICLE 22

- 22.1 The Congress is composed of a number of delegates allocated as follows:
 - 22.1.1 Each Regional Association shall be entitled to no more than three (3) delegates and with four (4) votes. Each Regional Association may either mandate their three (3) delegates to exercise its four (4) votes collectively, alternatively, to abstain from voting.
 - 22.1.2 The League shall be entitled to no more than six (6) delegates and with six (6) votes. The League may either mandate their (6) delegates to exercise its six (6) votes collectively, alternatively, to abstain from voting;

- 22.1.3 Each Associate Member shall be entitled to no more than two (2) delegates and with one (1) vote each. Each Associate member may either mandate their two (2) delegates to exercise their one (1) vote collectively, alternatively, to abstain from voting.
- 22.2 Delegates must be accredited by the Member that they represent having been either appointed or elected by that Member. Written proof of appointment or election must be provided upon written request.
- 22.3 Only accredited delegates present are entitled to vote. Voting by proxy or by letter is not permitted.
- 22.4 The Chief Executive Officer may participate in the Congress, but may not vote.

QUORUM OF THE CONGRESS

ARTICLE 23

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

DECISIONS OF THE CONGRESS

ARTICLE 24

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

ELECTIONS

ARTICLE 25

Unless the provisions of this Article provides otherwise:

- 25.1 The election of office-bearers shall be by vote of accredited delegates present at an elective Congress.
- 25.2 Any person shall be eligible for election as a Member of NEC, provided such person
- (a) is nominated in terms of this Article;
 - (b) is nominated by a Member in good standing and
 - (c) complies with the eligibility provisions provided for in these Statutes and other SAFA Regulations.
- 25.3 Each Member present at the elective Congress shall have a vote which shall be exercised in accordance with the provisions of **Article 22** in any election of office bearers, provided that no delegate shall be entitled to vote unless the Member which he/she represents is a Member in good standing and the vote to be cast represents the duly mandated position of the Member on whose behalf the vote is to be cast.
- 25.4 Any Member in good standing shall be entitled to submit nominations in terms of the provisions of this **Article (Article 25)** for the position of the President and the NEC Members.
- 25.5 The League shall only be entitled to submit nominations for the position of:
- 25.5.1 the League Vice-President as envisaged in **Article 30.1.3 and**
 - 25.5.2 the League NEC Members as envisaged in **Article 30.1.6.**
- 25.6 The Associate Members shall only be entitled to submit nominations for the NEC Members as envisaged in **Article 30.1.4(d) below.**
- 25.7 Only Regional Members in good standing shall be entitled to submit nominations from their Province to the Provincial List of candidates for election.
- 25.8 In terms of the Provincial List, every candidate for the SAFA NEC shall be proposed by his/her own Region and be supported by at least one (1) other Regional Member within his or her Province.
- 25.9 In terms of the National List, every candidate for the SAFA NEC, except for the provisions of **Article 25.5** of these Statutes, shall be proposed by his/her own Region or by a Member to whom he/she belongs and be supported by at least two (2) other Members.
- 25.10 Members shall submit nominations in writing on their letterheads to the Chief Executive Officer by no later than forty-five (45) days preceding the elective congress.
- 25.11 All nominations shall be accompanied by acceptance letters from the nominated candidates.
- 25.12 The onus shall be on the Member concerned to ensure that nominations and acceptances are received by the Chief Executive Officer of SAFA on or before the closing date.
- 25.13 The Chief Executive Officer shall submit the nominations received by him to the Chairperson of the Governance Committee.

- 25.14 The Governance Committee through its Review Subcommittees shall then conduct eligibility tests on all the nominated candidates and thereafter submit its findings to the Chief Executive Officer of SAFA.
- 25.15 The Chief Executive Officer of SAFA shall before fourteen (14) days of the Elective Congress send the list of approved nominations to all members.
- 25.16 The first person to be elected shall be the President using the following voting process:
- (a) Should only one nomination be received the candidate shall be declared duly elected.
 - (b) In case where there is more than one candidate for this position, a fifty plus-one per cent majority vote shall be required in the first ballot.
 - (c) If no candidate obtains fifty plus-one per cent majority votes in the first ballot, a second ballot shall be conducted against the two candidates with the highest votes only and a candidate receiving more votes shall be voted in.
 - (d) In the event of a tie, the outgoing President (or if he/she is a candidate or is not able to do so for any other reason, an outgoing Office Bearer nominated for this purpose by the outgoing SAFA NEC) shall have a casting vote in addition to his/her deliberative vote.
- 25.18 Following the election of the President, the Presiding Officer shall declare the Chairperson of the National Soccer League as one of the SAFA Vice-Presidents and the three (3) Members nominated by the League confirmed as Members of the NEC as contemplated in **Articles 30.1.3 and 30.1.6**, respectively.
- 25.19 Thereafter, eighteen (18) National List Members as provided for under Article 30.1.4 read with **Article 30.1.5** below shall be elected from the National List.
- 25.19.1 Should only eighteen (18) nominations be received, and such nominations are in accordance with the provisions of **Article 30.1.4** read with **Article 30.1.5**, the candidates shall be declared duly elected. Should the National List not comply with the provisions of **Articles 30.1.4 and 30.1.5**, then an election must be held.
 - 25.19.2 The election will be determined by means of a ballot with the eighteen (18) candidates polling the highest number of votes being elected to the position of NEC Member and in compliance with the provisions of **Article 30.1.4** read with **Article 30.1.5**.
 - 25.19.3 Delegates may vote for a maximum of eighteen (18) candidates, but may vote for fewer than eighteen (18) candidates.
 - 25.19.4 In the event of a tie for a candidate, a second round of voting will be held between those candidates who are tied only in order to give effect to the provisions of **Article 30.1.4** read with **Article 30.1.5**.
- 25.20 Thereafter the Presiding Officer shall conduct the election of the Provincial Candidates:
- (a) nominated by the members within the respective Provincial Structures in terms of **Article 25.5** above and contemplated in **Article 30.1.7** below;

- (b) should the number of candidates submitted in terms of **Article 25.7** be in line with the provisions of **Article 30.1.7**, then the nominated candidates shall be declared as duly elected.
 - (c) should the number of candidates submitted in terms of **Article 25.7** exceed the number of members to be elected, then election shall be conducted by the Congress using secret ballot.
 - (d) In the event of a tie for a second candidate, a second round of voting will be held between those candidates who are tied.
- 25.21 Should any dispute relating to an election arise during the process of elections, the presiding officer shall rule on it, and his/her ruling shall be final and may not be challenged by any candidate, delegate, or Member.
- 25.22 Subject to the provisions of this Article and to the completion of the election, Office Bearers hold office until their successors have been elected at an elective Congress.
- 25.23 (a) At any Congress which is not an elective Congress, elections may be held to fill position/s that are vacant.
- (b) Candidates for such positions shall be nominated only in terms of the nomination procedures provided for under these Statutes.

ORDINARY CONGRESS

ARTICLE 26

- 26.1 The Ordinary Congress shall be held once a year.
- 26.2 The SAFA NEC shall fix the place and date. The Members shall be notified in writing at least sixty (60) days in advance.
- 26.3 Motions to an Ordinary Congress shall be submitted to the Chief Executive Officer of SAFA in writing **not** less than thirty (30) days prior to the date of such Ordinary Congress.
- 26.4 Written convocation shall be sent to Members at least fourteen (14) days before the date of the Congress. This convocation shall contain the agenda, the SAFA NEC's activity report, the minutes of the last Congress and any other relevant documents.
- 26.5 All delegates of Members in good standing shall be entitled to speak and vote at any SAFA Congress;
- 26.6 Members must forward in writing the names of delegates to attend the Congress to the Chief Executive at least seven (7) days before the Congress, failing which such delegates will not be accredited.
- 26.7 The Congress agenda shall include the following mandatory items:
- (a) Declaration that the Ordinary Congress has been convened and composed in compliance with the Statutes of SAFA;
 - (b) Approval of the agenda;

- (c) An address by the President;
- (d) Appointment of Members to check the minutes
- (e) Appointment of scrutineers
- (f) Suspension or expulsion of Members (if applicable);
- (g) Dismissal of a Member or a person (if applicable);
- (h) Approval of the minutes of the preceding Congress;
- (i) SAFA NEC's activity report (containing the activities since the last Congress);
- (j) Presentation of the consolidated Annual Financial Statements and reports of the Auditors for the previous year.
- (l) Admission for Membership (if applicable);
- (m) Votes on proposals for amendments to the statutes, the regulations governing the application of the statutes and the standing orders of the Congress (if applicable);
- (n) Discussion of items proposed by the SAFA NEC or the Members of SAFA as contemplated in **Article 26.3**;
- (o) Appointment of independent auditors (if applicable) upon the proposal of the SAFA NEC;
- (p) fixing the Membership subscriptions;
- (q) deciding, upon the nomination of the SAFA NEC, whether to confer the title of Honorary President or Honorary Member upon any person;
- (r) Election of the President and Members of the SAFA NEC (if applicable);
- (s) Appointment or dismissal of chairpersons, deputy chairpersons and members of the Independent Committees (if applicable) on proposal of the NEC;
- (t) Any further items proposed by the Members or the SAFA NEC (if applicable).

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

26.9 Congress may be held in person, by teleconference, by videoconference or by another means of communication.

EXTRAORDINARY CONGRESS

ARTICLE 27

27.1 The SAFA NEC may convene an Extraordinary Congress at any time.

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

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

- 27.4 When an Extraordinary Congress is convened on the initiative of the SAFA NEC, it must draw up the agenda. When an Extraordinary Congress is convened upon the request of Members, the agenda must contain the points raised by those Members.
- 27.5 The agenda of the Extraordinary Congress may not be altered.
- 27.6 Articles applicable to the holding of Ordinary Congress shall equally (*mutatis mutandis*) apply to the holding of an Extraordinary Congress.

MINUTES OF THE CONGRESS

ARTICLE 28

- 28.1 The Chief Executive Officer shall be responsible to oversee the recording and the preparation of the minutes at the Congress. The minutes shall be checked by those Members designated and shall be approved at the next Congress.
- 28.2 The Chief Executive Officer shall distribute the minutes of the Congress within 30 days after the date of the Congress.
- 28.3 Decisions passed by the Congress shall come into effect for the Members immediately after the close of the Congress, unless the Congress fixes another date for a decision to take effect.

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

ARTICLE 29

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

30. Composition

30.1 The SAFA National Executive Committee (NEC), which is the executive body of SAFA, shall consist of the following Members:

30.1.1 President;

30.1.2 Three (3) Vice-Presidents, with at least one of them being a female, appointed by the SAFA NEC from the National List Members as provided for under **Article 30.1.4 read with Article 30.1.5** below;

30.1.3 Vice President, who is the Chairperson of the League;

30.1.4 Eighteen (18) National List Members elected by the SAFA Congress from the National List and proportionally representing the Members and gender as follows:

- (a) Three (3) Members being females;
- (b) Seven (7) Members representing each and every Province with five (5) or more Regional Members, being allocated one (1) seat for each and every five (5) Regions and an extra seat for every subsequent five (5) Regions and/or part thereof;
- (c) Six (6) Members representing each and every Province with five (5) or less Regional Members, being allocated one (1) seat per Province;
- (d) Two (2) persons representing the Associate Members.

30.1.5 The proportional representation formula, as stated in Article 30.1.4 above, shall result in the following proportional representation:

- (a) Three (3) female Members;
- (b) Two (2) Members elected amongst the Associate Members;
- (c) Three (3) Members from KwaZulu-Natal;
- (d) Two (2) Members from Eastern Cape;
- (e) Two (2) Members from Western Cape;
- (f) Six (6) Members, one Member from each and every following Province:
 - (i) Free State
 - (ii) Gauteng
 - (iii) Limpopo

- (iv) Mpumalanga
- (v) Northern Cape
- (vi) Northwest

30.1.6 Three (3) Members nominated by the League;

30.1.7 Eighteen (18) Provincial members, two (2) per Province, being nine (9) Provincial Chairpersons and nine (9) Deputy Provincial Chairpersons.

30.2 The President and the Members of the SAFA NEC shall be elected by the Congress.

30.3 The mandate of the Members of the SAFA NEC is for four (4) years and they may be re-elected.

30.4 The Members of the SAFA NEC must

- (a) have been active in Association football either at the Regional level or above for a period of not less than ten years.
- (b) not have been convicted of a criminal offence and sentenced to imprisonment for more than twelve (12) months without an option of a fine in the last ten years preceding their nominations or during their term of office.
- (c) have residency within the territory of the Republic of South Africa and/or within the province he/she represents.
- (d) have been nominated by the Member in good standing and
- (e) his/her nomination must comply fully with the provisions of **Article 25** above.
- (f) not have served as a SAFA NEC member previously and/or served at a higher level than as a SAFA NEC member.

30.5 Should the office of any Member of the SAFA NEC become vacant, the remaining Members of the SAFA NEC shall have the power to co-opt a Member in his place until the next elective Congress provided that should the office of the President become vacant, the SAFA NEC shall, at its next meeting, elect one of the three (3) ordinary Vice-Presidents other than the League Vice President to act as President until the next Ordinary Congress.

MEETINGS OF THE SAFA NEC

ARTICLE 31

31.1 The SAFA NEC shall meet at least once a quarter.

31.2 The Chief Executive Officer shall convene the SAFA NEC meetings in consultation with the President. Should 50% of the SAFA NEC Members request a meeting, the Chief Executive Officer shall convene it within twenty-one (21) calendar days of such request.

- 31.3 The Chief Executive Officer shall compile the agenda in consultation with the President. Each Member of the SAFA NEC is entitled to propose items for inclusion in the agenda. The Members of the SAFA NEC must submit the items they wish to be included in the agenda for the meeting to the Chief Executive Officer at least 14 calendar days before the meeting. The agenda must be sent out to the Members of the SAFA NEC at least seven calendar days before the meeting.
- 31.4 The Chief Executive Officer may participate in the meetings of the SAFA NEC but shall not have the right to vote.
- 31.5 The meetings of the SAFA NEC shall not be held in public. The SAFA NEC may, however, invite third parties to attend. Those third parties shall not have voting rights, and may only express an opinion with the permission of the SAFA NEC.
- 31.6 The SAFA NEC shall approve a meetings calendar of the various standing and other committees appointed by the SAFA NEC.
- 31.7 The meeting of the SAFA NEC may be either an ordinary or extraordinary meeting.
- 31.8 The meeting of the SAFA NEC may be held in person, by teleconference, by videoconference or by virtual platform or by any other similar means of communication.

POWERS OF THE NATIONAL EXECUTIVE COMMITTEE

ARTICLE 32

- 32. The National Executive Committee:
 - 32.1 shall pass decisions on all cases that do not come within the sphere of responsibility of the Congress or are not exclusively reserved for other bodies by law or under these Statutes;
 - 32.2 shall prepare and convene the Ordinary and Extraordinary Congresses of SAFA;
 - 32.3 shall appoint the chairperson, deputy chairperson and Members of the standing committees;
 - 32.4 shall appoint an Integrity Officer, who shall be an independent person with the requisite Legal Qualifications and football experience;
 - 32.5 shall recommend to the Congress the chairperson, deputy chairperson and Members of the judicial bodies and independent committees;
 - 32.6 may decide to set up ad-hoc committees, if necessary at any time;
 - 32.7 shall compile the regulations for the organisation of standing committees and ad-hoc committees;
 - 32.8 shall appoint and/or dismiss the Chief Executive Officer based on necessary professional qualifications applicable law and the principles of corporate governance;
 - 32.9 shall propose the independent auditors to the Congress;
 - 32.10 shall appoint the coaches for the representative teams;
 - 32.11 shall approve regulations stipulating how SAFA shall be organised internally;
 - 32.12 shall ensure that the Statutes are applied and adopt the executive arrangements required for their application;

- 32.13 may suspend a Member of SAFA provisionally until the next Congress;
- 32.14 May suspend a person, subject to the prescribed judicial processes
- 32.15 may inquire into the administrative and/or financial affairs of Members, and, where necessary, may recommend corrective measures in this regard, and if these measures are not implemented may take over the administrative and/or financial affairs of the Member until these are placed on a satisfactory footing;
- 32.16 may delegate tasks arising out of its area of authority to other bodies of SAFA or third parties;
- 32.17 shall give strategic direction to the policies of the Association;

DECISIONS OF THE SAFA NATIONAL EXECUTIVE COMMITTEE

ARTICLE 33

- 33.1 Quorum for the NEC meetings shall be fifty per cent plus one (50%+1) and its decisions shall be taken by fifty-one per cent (51%) of the NEC members present in the meeting and eligible to vote in order to be valid and binding.
- 33.2 In case of a tie, the President (or a person acting as such in his/her place) shall have a casting vote in addition to his/her ordinary vote in all the meetings.
- 33.3 Any NEC Member shall withdraw from the debate and from taking a decision if there is any risk of a conflict of interest.
- 33.4 The decisions taken shall be recorded in the minutes.
- 33.5 The decisions taken by the NEC shall come into effect immediately unless the SAFA NEC decides otherwise.

EMERGENCY COMMITTEE

ARTICLE 34

- 34.1 The Emergency Committee shall deal with all matters requiring immediate attention between the meetings of the NEC. The Emergency Committee will decide on matters that fall under the sole competence of the NEC. It shall not be entitled to take decisions falling under the remit of other SAFA bodies.
- 34.2 The Emergency Committee shall consist of the President, the Chief Executive Officer, the four (4) Vice-Presidents and ten (10) NEC members, comprising of nine Provincial Chairpersons and one female member.
- 34.3 The President shall convene Emergency Committee meeting where necessary. If a meeting cannot be convened for any reason, decisions may be taken through other means of communication. The Chief Executive Officer shall immediately notify NEC Members about the decisions taken by the Emergency Committee.
- 34.4 All decisions taken by the Emergency Committee may be ratified by the SAFA NEC at its next meeting.

REPRESENTATION AND SIGNATURE

ARTICLE 35

- 35.1 The Chief Executive Officer shall represent SAFA legally and is duly authorized to represent SAFA in any legal proceedings and is entitled to sign for and on behalf of SAFA.
- 35.2 The Chief Executive Officer is duly authorized and is entitled to sign for and on behalf of the Association, in terms of the SAFA Schedule of Delegated Authority (SODA), all contractual agreements concerning important business of SAFA.

PRESIDENT

ARTICLE 36

- 36.1 The President represents SAFA generally.
- 36.2 He/She is primarily responsible for:
- 36.2.1 monitoring the implementation of the decisions passed by the Congress and the SAFA NEC;
 - 36.2.2 ensuring the effective functioning of the bodies of SAFA in order that they achieve the objectives described in these Statutes;
 - 36.2.3 overseeing the work of the Chief Executive Officer;
 - 36.2.4 promoting good relations between SAFA and its Members, FIFA, CAF, political bodies and other organisations.
- 36.3 The President shall recommend the appointment or dismissal of the Chief Executive Officer to the NEC.
- 36.4 The President shall preside over the meetings for Congress, NEC, Emergency Committee, and the committees for which he/she has been appointed as a chairperson.
- 36.5 The President shall have an ordinary vote on the SAFA NEC and, whenever votes are equal, shall have a casting vote.
- 36.6 If the President is absent, **incapacitated** or unavailable, he/she, **or the NEC in case of incapacity**, shall appoint the Vice President as Acting President and the Vice President appointed shall enjoy the same powers as the President.
- 36.7 Any additional powers of the President shall be contained in the internal organisation regulations of SAFA;
- 36.8 Performs other responsibilities assigned by the SAFA NEC.
- 36.9 The President shall not be an owner or have any interest financial or otherwise in any Football Club under the jurisdiction of SAFA.

STANDING COMMITTEES

ARTICLE 37

37.1 The standing committees of SAFA are:

- (a) Finance and Procurement Committee;
- (b) Organising Committee for SAFA competitions;
- (c) Technical, Medical and Development Committee;
- (d) Referees' Committee;
- (e) Legal and Constitutional Affairs Committee;
- (f) Membership Affairs Committee;
- (g) Joint Liaison Committee;
- (h) Schools Football Committee;
- (i) International Affairs Committee.

37.2 The chairperson and deputy chairperson for all the standing committees shall be Members of the SAFA NEC.

37.3 The Members of each standing committee shall be appointed by the SAFA NEC on the proposal by the President.

37.4 The chairperson, deputy chairperson and the Members of the standing committees shall be designated for a term of office of no more than four years or until the next elective Congress.

37.5 Each chairperson shall represent his/her committee and conduct business in compliance with the relevant organization regulations drawn up by the SAFA NEC.

37.6 Each chairperson shall fix the dates of meetings in consultation with the Chief Executive Officer/General Secretary.

37.7 Each committee may propose amendments to its regulations to the SAFA NEC.

37.8 Meeting of the standing committee may be either an ordinary or extraordinary meeting.

37.9 Standing committee meeting may be held in person, by teleconference, by videoconference or by another means of communication.

FINANCE AND PROCUREMENT COMMITTEE

ARTICLE 38

The Finance and Procurement Committee shall consist of a Chairperson, a deputy chairperson and no more than 10 (ten) Members and shall:

38.1. Advise on areas of financial planning including

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

- 38.2 Ensure that the Association keeps complete and detailed accounting records;
- 38.3 Report to the SAFA NEC regularly on the organization's financial position;
- 38.4 Ensure that the year-end financial statements are prepared and audited;
- 38.5 Recommend to the SAFA NEC on the Association's bankers or other financial institutions and the types of bank accounts to be operated;
- 38.6 Recommend new Financial and Accounting Policies and any amendments to the SAFA NEC for approval;
- 38.7 Recommend new Procurement Policies and any amendments to the SAFA NEC for approval;
- 38.8 Ensure that the Association maintains proper control of its Fixed Assets and approves the disposals of fixed assets;
- 38.9 Design a system of efficient and effective internal controls;
- 38.10 Review, monitor and make recommendations to the SAFA NEC on the Association's investment strategy;
- 38.11 Review, monitor and make recommendations to the SAFA NEC on the Association's human resources strategy and policies that pertain to staffing and related issues of strategic importance that directly affect the Association's ability to recruit, develop and retain qualified and experienced staff needed to achieve its objectives;
- 38.12 Review any external evaluations of the Association's human resources strategy and policies pertaining to the issues set out in 38.11 above and report to the SAFA NEC its findings and recommendations on such issues;
- 38.13 Consider with other standing committees and management, the repercussions of recommendations of other standing committees on the Association's human resources strategy and policies.

ORGANISING COMMITTEE FOR SAFA COMPETITIONS

ARTICLE 39

The Organising Committee for SAFA Competitions shall consist of a chair person, a deputy chairperson and no more than 10 (ten) Members one of whom shall be from the League and shall:-

- 39.1 organise and monitor the competitions of SAFA in compliance with the provisions of the Statutes and the regulations applicable to SAFA competitions;

- 39.2 provide and monitor the implementation of guidelines for the efficient management of all SAFA competitions;
- 39.3 advise the SAFA NEC on the competitions calendar;
- 39.4 shall examine and approve applications for all proposed new competitions (amateur and non-amateur) by Members to be played within SAFA's jurisdiction;
- 39.5 monitoring women's football competitions;
- 39.6 monitoring youth football competitions;
- 39.7 monitoring Fustam competitions;
- 39.8 monitoring beach football competitions;
- 39.9 submit regular reports to the SAFA NEC.

TECHNICAL, MEDICAL AND DEVELOPMENT COMMITTEE

ARTICLE 40

The Technical and Development Committee shall consist of a chairperson, a deputy chairperson and no more than 10 (ten) Members who shall:

- 40.1 primarily analyse the basic aspects of football training and technical development;
- 40.2 seek the improvement of training methods;
- 40.3 take all possible measures to improve the qualifications of coaches;
- 40.4 resolve questions on the theory of and practice of football;
- 40.5 take all possible measures to promote familiarization with and experience in teaching football;
- 40.6 organise courses and conferences for instructors, trainers, coaches and administrators;
- 40.7 compile material on teaching and coaching techniques for players, trainers, coaches and referees;
- 40.8 provide the assistance necessary for the production of didactic films;
- 40.9 issue memoranda from time to time regarding technical assistance and grants which have been given or are to be given towards any development project;
- 40.10 be responsible for editing the technical section of official SAFA publications;
- 40.11 recommend coaches, instructors or trainers for all national teams and Members at the Members' request;

- 40.12 consider and submit proposals on promotion and development of football;
- 40.13 develop and maintain regulations on football pitches;
- 40.14 advise the SAFA NEC on Reports submitted by coaches of National Teams;
- 40.15 dealing with all medical aspects of football;
- 40.16 advising the NEC on all aspects of medicine, physiology and hygiene;
- 40.17 submit regular reports to the SAFA NEC.

NATIONAL REFEREES COMMITTEE

ARTICLE 41

The National Referees Committee shall consist of a chairperson, a deputy chairperson and no more than ten (10) Members, **fifty per cent (50%) of which shall be retired elite referees**. This Committee shall:-

- 41.1 supervise and monitor the implementation/ of the Laws of the Game;
- 41.2 make decisions and interpretations regarding the Application of the Laws of the Game;
- 41.3 propose to the SAFA NEC any amendments to the Laws of the Game for submission to the FIFA Executive Committee;
- 41.5 compile a list of referees qualified to supervise international matches for submission to FIFA and CAF;
- 41.6 appoint the referees for all matches under the jurisdiction of SAFA and its affiliates;
- 41.7 establish uniformity in methods of refereeing and implementation of the Laws for nationwide use;
- 41.8 establish uniform criteria for the inspection of referees for use by all SAFA Members;
- 41.9 organise courses for referees and referee instructors;
- 41.10 draw up a list of instructors and lecturers capable of conducting courses for referees;
- 41.11 prepare and produce useful didactic material on refereeing, submit regular reports to NEC;

LEGAL AND CONSTITUTIONAL AFFAIRS COMMITTEE

ARTICLE 42

The Legal & Constitutional Affairs Committee shall consist of a chairperson, a deputy chairperson and no more than 10 (ten) Members and shall be responsible for the following:

- 42.1 analyse basic legal issues relating to football and the evolution of the Statutes and regulations of SAFA and its Members;
- 42.2 take counsel, give advice on cases, disputes, or enquiries submitted to the Committee;
- 42.3 follow the development of the FIFA Statutes and Regulations which govern SAFA and propose to the SAFA NEC any amendment which the Committee deems useful;
- 42.4 check the statutes and regulations governing affiliated Members, as the case may be, and recommend that the SAFA NEC intervene to bring about any desired amendments;
- 42.5 issue memoranda from time to time on the meaning of, and lessons to be learnt from Disciplinary Committee, Appeals Board and Arbitration decisions and to advise the Association and/or its Members on relevant matters in this regard;
- 42.6 assist in the review of sponsorship, player/official and other contracts/legal agreements entered into from time to time by the Association;
- 42.7 conduct regular reviews of the SAFA Statutes to ensure compliance with CAF and FIFA statutes and to advise and propose changes/updates to the Association's Articles, Rules, Regulations and Guidelines;
- 42.8 supply a panel of pro-forma prosecutors to present cases for SAFA at SAFA's judicial bodies;
- 42.9 review SAFA Members' Statutes, Rules and Regulations to ensure compliance with the provisions of the SAFA, FIFA and CAF statutes;
- 42.10 provide guidelines for the maintenance of the SAFA Legal archives;
- 42.11 review SAFA's competition rules from time to time;
- 42.12 submit regular reports to the SAFA NEC.

MEMBERSHIP AFFAIRS COMMITTEE

ARTICLE 43

The Membership Affairs Committee shall consist of the chairperson, deputy chairperson and not more than ten (10) Members and shall be responsible for the following:

- 43.1 advising the SAFA NEC on all matters related to the status of Members;
- 43.2 establishing guidelines to ensure that all SAFA Regions operate viable structures to develop the game of football in their areas of jurisdiction;
- 43.3 assisting the Provincial Structures in the execution of their duties;

- 43.4 assisting in the establishment of efficient communication systems between SAFA's Members and national structures;
- 43.5 ensuring that all SAFA Members participate fully in the establishment and maintenance of the national players, coaches, referees, administrators and competitions registration database;
- 43.6 ensuring that all SAFA Members submit Annual Reports to SAFA;
- 43.7 ensuring that all Association property allocated to the Members is utilised in accordance with the rules, regulations and policies of the Association;
- 43.8 submitting regular reports to SAFA NEC.

JOINT LIAISON COMMITTEE (JLC)

ARTICLE 44

The Joint Liaison Committee shall consist of the SAFA President as the chairperson, the SAFA representatives composed of all the Vice Presidents, a Member of the Emergency Committee and its Chief Executive Officer on the one hand and the four Members of the Executive Committee of The League and its Chief Executive Officer on the other and shall be responsible for the following:

- 44.1 serving as a link between governing body and professional football;
- 44.2 ensuring that matters of common concern to both professional and amateur and international football are adequately addressed in order to give effect to the aims and objectives of SAFA;
- 44.3 promoting an integrated approach to football development within the country;
- 44.4 dealing with all disputes between SAFA and the League with a view to promoting mutual respect and needed co-operation in developing and promoting football.

SCHOOLS FOOTBALL COMMITTEE

ARTICLE 45

The Schools Football Committee shall consist of a chairperson, a deputy chairperson and no more than 10 (ten) Members and shall:-

- 45.1 organise and monitor the schools football competitions in compliance with the provisions of the **Statutes** and the regulations applicable to SAFA competitions;
- 45.2 provide and monitor the implementation of guidelines for the efficient management of all schools football competitions;
- 45.3 advise the SAFA NEC on the schools football competitions calendar;
- 45.4 shall examine and approve applications for all proposed new schools football competitions by Members to be played within SAFA's jurisdiction;
- 45.5 monitoring schools football (women's football) competitions;

- 45.6 monitoring youth categorisation of schools football competitions;
- 45.7 monitoring Futsal competitions
- 45.8 monitoring schools beach football competitions:
- 45.9 submit regular reports to the SAFA NEC.

INTERNATIONAL AFFAIRS COMMITTEE

ARTICLE 46

- 46. The International Affairs Committee shall consist of a chairperson, a deputy chairperson and no more than 10 (ten) Members and shall be responsible for the following:
 - 46.1 recommending the approval of international competitions by the SAFA NEC of SAFA;
 - 46.2 organising international competitions subject to the approval of the SAFA NEC;
 - 46.3 overseeing South African Football clubs and/or teams representing South Africa and participating in international competitions;
 - 46.4 ensuring that such competitions do not conflict with other national competitions of SAFA;
 - 46.5 assisting the SAFA NEC in the authorisation of matches between representative national teams and representative club teams of another federation and ensuring that such matches do not assume the status of a competition or championship without special permission from the SAFA NEC and/or FIFA;
 - 46.6 submitting regular reports to the SAFA NEC.

AD-HOC COMMITTEES AND SUB COMMITTEES

ARTICLE 47

- 47.1 The SAFA NEC may, if necessary, create Ad-Hoc committees for special duties and a limited period of time.
- 47.2 The convenor and the Members and the terms of reference shall be set out in the resolution adopted by the SAFA NEC.
- 47.3 Ad-Hoc committees shall report directly to the SAFA NEC.

CHIEF EXECUTIVE OFFICER/GENERAL SECRETARY

ARTICLE 48

- 48.1 The General Secretary is the Chief Executive Officer of the Association and the accounting officer of SAFA.
- 48.2 He/She shall be appointed subject to an eligibility check and may be dismissed by the NEC.
- 48.3 He/She shall be responsible for:
- 48.3.1 implementing decisions passed by the Congress and SAFA NEC;
 - 48.3.2 attending the Congress and meetings of the SAFA NEC, Emergency Committee and the standing and ad-hoc committees;
 - 48.3.3 organising the Congress and meetings of the SAFA NEC and other bodies at the instruction of the SAFA NEC and/or the President;
 - 48.3.4 compiling the minutes for the meetings of the Congress, SAFA NEC, Emergency Committee and standing and ad-hoc committees;
 - 48.3.5 managing and keeping the accounts of SAFA properly;
 - 48.3.6 the correspondence of SAFA;
 - 48.3.7 relations with the Members, committees, FIFA , CAF, COSAFA and SASCOC;
 - 48.3.8 organising the general secretariat/administration for;
 - 48.3.8.1 Organisation of competitions and all related matters, in accordance with the decisions and directions of the NEC;
 - 48.3.8.2 The negotiation, execution and performance of all commercial contracts, in accordance with the standards, policies and procedures established by the NEC;
 - 48.3.8.3 Administrative support for the standing committees of SAFA;
 - 48.3.8.4 Management of the operations and day-to-day business of SAFA, in accordance with the parameters established by the NEC and within the Budget established by the Finance Committee or NEC; and
 - 48.3.8.5 All other administrative matters necessary for the efficient operation and organisation of SAFA as required and authorised by the NEC.
- 48.4 The Chief Executive Officer or his or her nominee shall attend the meetings of all the committees *ex officio*.
- 48.5 The General Secretary/Chief Executive Officer shall not be a Congress delegate or a Member of any body of SAFA.

INDEPENDENT COMMITTEES

ARTICLE 49

The following are independent committees of SAFA:

- 49.1 Governance Committee
- 49.2 Audit and Compliance Committee

49.3 Remuneration Committee

49.4 Judicial Bodies

GOVERNANCE COMMITTEE

ARTICLE 50

- 50.1 The Governance Committee shall consist of at least five (5) Members and not more than ten (10) Members **appointed** by the Congress on recommendation of the NEC;
- 50.2 The Governance Committee shall deal with, and advise and assist the SAFA NEC on, all SAFA governance matters as per SAFA Statutes, SAFA Governance Regulations and FIFA Governance Regulations.
- 50.3 The chairperson, deputy chairperson and three members of the Governance Committee shall form a Review Subcommittee, to conduct eligibility tests of candidates for SAFA bodies requiring such eligibility tests.
- 50.4 The Chairperson of the Governance Committee shall preside over the Elections.

AUDIT AND COMPLIANCE COMMITTEE

ARTICLE 51

The Audit and Compliance Committee shall consist of a chairperson, a deputy chairperson and no more than 10 (ten) Members and shall:-

- 51.1 ensure the completeness and reliability of the financial accounting
- 51.2 consider and make recommendations to the SAFA NEC on the appointment and retention of the external auditor(s), the audit fee(s) and any questions of the resignation or dismissal of the external auditor(s);
- 51.3 oversee the internal audit function;
- 51.4 oversee performance information reporting;
- 51.5 review the effectiveness of the SAFA's internal control systems, including information technology security and control, as well as for the SAFA guarding of its assets;
- 51.6 review the effectiveness of the systems for monitoring compliance with laws, regulations and policies;
- 51.7 oversee the risk management processes.

REMUNERATION COMMITTEE

ARTICLE 52

The Remuneration Committee shall consist of a chairperson, deputy chair and no more than 2 (two) Members and shall:-

- 52.1 Determine and agree with the SAFA NEC on the broad policy for remuneration of the SAFA NEC Members, management and staff Members and any other remuneration as defined by the 7th Schedule of the Income Tax Act;
- 52.2 Recommend and monitor and note the level and structure of remuneration of Senior Management;
- 52.3 Consider and adjudicate on the achievement of the performance conditions under annual bonus arrangements and make recommendations to the SAFA NEC;
- 52.4 Oversee the setting and administration of remuneration and pay scales at all levels in the Association;
- 52.5 The establishment of the remuneration policy that will promote the strategic objectives of SAFA and encourage individual performance;
- 52.6 Evaluate the accuracy of performance measures as they relate to performance bonuses, pay increases and affordability thereof;
- 52.7 Select an appropriate comparative group when comparing remuneration levels and apply appropriate rigour to the salary benchmarking process;
- 52.8 Recommend pay and honorarium increases of senior management and SAFA NEC Members;
- 52.9 Ensure sustainable and responsible remuneration levels and practices;
- 52.10 Prepare feedback reports to the SAFA NEC after each REMCO meeting.

JUDICIAL BODIES

ARTICLE 53

- 53.1 The judicial bodies of SAFA are:
 - (a) the National Disciplinary Committee;
 - (b) the National Appeals Committee;
 - (c) the Ethics Committee.
- 53.2 The responsibilities and functions of these bodies shall be stipulated in the Disciplinary Code of SAFA, which shall comply with the FIFA Disciplinary Code.
- 53.3 The decision – making powers of other Committees remain unaffected.
- 53.4 The Members of the judicial bodies may not belong to any other body of SAFA at the same time.

NATIONAL DISCIPLINARY COMMITTEE

ARTICLE 54

- 54.1 The National Disciplinary Committee shall consist of a chairperson, deputy chairperson and the number of Members deemed necessary. The chairperson and the deputy chairperson shall have legal qualifications.
- 54.2 The functions of this body shall be governed by the Disciplinary Code of SAFA. The committee shall pass decisions only when at least three Members are present. In certain cases, the chairperson may rule alone in accordance with the Disciplinary Code of SAFA.
- 54.3 The committee may pronounce the sanctions prescribed in these Statutes and the Disciplinary Code of SAFA on Members, Officials, Players, Clubs and match agents and
- 54.4 These provisions are subject to the disciplinary powers of the Congress and the SAFA NEC with regard to the suspension and expulsion of Members.

NATIONAL APPEALS COMMITTEE

ARTICLE 55

- 55.1 The National Appeals Committee shall consist of a chairperson, deputy chairperson and the number of Members deemed necessary. The chairperson and deputy chairperson shall have legal qualifications.
- 55.2 The function of this committee shall be governed by the Disciplinary Code of SAFA. The committee shall pass decisions only when at least three Members are present. In certain cases, the chairperson may rule alone in accordance with the Disciplinary Code of SAFA.
- 55.3 The National Appeals Committee is responsible for hearing appeals against decisions from the National Disciplinary Committee that are not declared final including those from the League and any other Members of SAFA.

ETHICS COMMITTEE

ARTICLE 56

Ethics Committee shall consist of the chairperson, a deputy chairperson and no more than ten (10) Members and shall be responsible for the following:

- 56.1 drafting policies to promote Ethics and fair-play;
- 56.2 monitoring all activities of SAFA;
- 56.3 Investigating matters relating to the violation of the SAFA Ethics Policy or suspected unethical conduct, Statutes or Code of Conduct by Members of the Regional Executive Committees, Provincial **Structures** or the SAFA NEC of SAFA;

- 56.4 To investigate and adjudicate incidents of suspected unethical conduct against any Member when requested to do so by the President, Emergency Committee or SAFA NEC or Congress or the CEO of SAFA;
- 56.5 Submit reports of the investigation and adjudication to the SAFA NEC;
- 56.6 Depending on the nature of the suspected violation and the circumstances thereof, the SAFA NEC may refer some cases of suspected misconduct to an independent panel to investigate;
- 56.7 Ensuring that the Ethics framework of SAFA is aligned with that of FIFA and CAF.

DISCIPLINARY MEASURES

ARTICLE 57

The disciplinary measures are primarily:-

57.1 for natural and legal persons:

- 57.1.1 a warning;
- 57.1.2 a reprimand;
- 57.1.3 a fine;
- 57.1.4 the return of awards.

57.2 for natural persons:

- 57.2.1 a caution;
- 57.2.2 an expulsion;
- 57.2.3 a match suspension;
- 57.2.4 a ban from the dressing rooms and/or the substitutes' bench;
- 57.2.5 a ban from entering a stadium;
- 57.2.6 a ban on taking part in any football-related activity.

57.3 for legal persons:

- 57.3.1 a transfer ban;
- 57.3.2 playing a match without spectators;
- 57.3.3 playing a match on neutral territory;
- 57.3.4 a ban on playing in a particular stadium;
- 57.3.5 annulment of the result of the match;
- 57.3.6 expulsion;
- 57.3.7 a forfeit;
- 57.3.8 deduction of points;
- 57.3.9 relegation to a lower division.

ARBITRATION

ARTICLE 58

58.1 SAFA shall establish an Arbitration Tribunal, which shall deal with all further appeals from the decision of the National Appeals Committee and the decision of an arbitrator shall be final and binding.

58.1.1 The following principles shall form a basis of the establishment of the Tribunal and its regulation:

58.1.1.1 PARITY, the parties shall have influence over the appointment of arbitrators;

58.1.1.2 IMPARTIALITY, the arbitrators shall be persons with requisite independence to adjudicate without favour or fear;

58.1.1.3 FAIRNESS and right to be heard, the proceedings at the Tribunal shall be conducted on the principles of natural justice.

58.2 The SAFA NEC shall draw up special regulations regarding the composition, jurisdiction and procedural rules of this Arbitration Tribunal.

58.3 Everybody or individual falling under the jurisdiction of SAFA shall ensure that any dispute that it has with a body or individual falling under the jurisdiction of SAFA is resolved in accordance with the dispute prevention and resolution procedures set out in these Statutes, Rules and Regulations.

58.4 Where no specific dispute prevention or resolution procedures are set in the Statutes, Rules and Regulations, or where any Member or an affiliate of a Member, or individual prefers to, disputes may be referred directly to arbitration for resolution. It is specifically provided that where Regional Members or its affiliates or individual opt for arbitration, such arbitration may be conducted by a senior lawyer in the Province consented to by the parties.

58.5 Subject to the Constitution of the Republic, and save in circumstances where there is a need for urgent relief of a sort which cannot be obtained through the dispute resolution procedure contemplated by this Article, no body or individual falling under the jurisdiction of SAFA shall approach a Court of Law to decide on a dispute it has with a body or individual affiliated to SAFA.

58.6 The powers of an arbitrator shall be defined in the disciplinary code.

JURISDICTION

ARTICLE 59

59.1 SAFA, its Members, **Clubs**, Players, Officials and match agents will not take any dispute to Ordinary Courts unless specifically provided for in these Statutes and FIFA regulations. Any disagreement shall be submitted to the jurisdiction of FIFA, CAF or SAFA.

59.2 SAFA shall have jurisdiction on internal national disputes, i.e. disputes between parties belonging to SAFA, including foreign nationals, registered by SAFA to participate in SAFA competitions or League competitions.

COURT OF ARBITRATION FOR SPORT

ARTICLE 60

60. SAFA shall ensure its full compliance and that of its Members, **Clubs**, Players, Officials and match agents with any final decision passed by a FIFA body or CAS.

FINANCIAL MATTERS

ARTICLE 61

- 61.1 SAFA shall be conducted on a non-profit basis, with the intent and purpose that its capital and income, however derived shall be applied solely towards the promotion of its objects, and no portion thereof shall be paid or transferred directly or indirectly, (whether by salary, dividend, bonus or otherwise howsoever) by way of profit or distribution to any of the Members of SAFA or their office bearers or Members, provided that nothing herein contained shall preclude the payment in good faith to a Member or any other person of:-

- (a) reasonable remuneration for the services actually rendered for or on behalf of SAFA;
- (b) reimbursement of actual costs, expenses and other commitments incurred on behalf of SAFA
- (c) payment of gratuity and/or pension on the retirement of any person who previously shall have been in the employ of SAFA;
- (d) payment of honoraria to Members of the SAFA NEC on a basis to be determined and approved by the Ordinary Congress.
- (e) other expenses approved by the Congress and expenses that the SAFA NEC is entitled to incur within the scope of its authority;
- (f) all other expenses in keeping with the objectives pursued by SAFA.

- 61.2 The financial period of SAFA shall be one (1) year and shall begin on 1 July and end on 30 June in each year.

- 61.3 The signatories shall be any two of the five (5) duly authorised by SAFA.

- 61.4 The financial resources of SAFA shall include, but not be limited to:-

- (a) Annual subscription fees of Members;
- (b) National competition entry fees;
- (c) Player Registration fees;
- (d) Donations, subject to section 30(3)(b)(v) of the Income Tax Act 58 of 1962;
- (e) Loans;
- (f) State grants;

- (g) Returns on investments;
- (h) Interest on loans;
- (i) Proceeds of sales of assets;
- (j) Radio and electronic broadcasting rights.

61.5 SAFA may invest and otherwise deal with the moneys of SAFA not immediately required for its purpose in or upon such investments, securities or property as may be thought fit, in its absolute discretion, with the power to vary or transpose any investments for or into others of any nature or subject;

61.6 SAFA may retain any investment which is donated or bequeathed to it in the form that it was so donated or bequeathed;

61.8 The revenue and expenses of SAFA shall be managed so that they balance out over the financial period. SAFA's major duties in the future shall be guaranteed through the creation of reserves.

INDEPENDENT AUDITORS

ARTICLE 62

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

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

MEMBERSHIP SUBSCRIPTIONS

ARTICLE 63

63.1 Membership subscriptions are due on 1 July.

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

63.3 The Congress shall fix the amount of the annual subscription every year on the recommendation of the SAFA NEC.

SETTLEMENT

ARTICLE 64

64. SAFA may debit any Member's account to settle claims.

LEVIES

ARTICLE 65

65. SAFA may determine and demand that a levy be paid by its Members for matches.

COMPETITIONS

ARTICLE 66

- 66.1 SAFA organizes, coordinates and/or regulates the following official competitions held within its territory:
- 66.1.1 The Championship;
 - 66.1.2 FA Cup and Super Cup;
 - 66.1.3 Leagues (semi-professional, amateur and development);
 - 66.1.4 Inter-Regional and Inter-Provincial Competitions;
 - 66.1.5 Youth, Schools and women competitions.
 - 66.1.6 Futsal competitions
 - 66.1.7 Beach soccer competitions.
- 66.2 The SAFA NEC may delegate to subordinate Leagues the authority to organise competitions. The competitions organised by the Leagues shall not interfere with those competitions organised by SAFA. Competitions organised by SAFA shall take priority.
- 66.3 The SAFA NEC may issue special regulations to this end.

CLUB LICENSING

ARTICLE 67

- 67.1 SAFA shall operate a Club licensing system in accordance with the principles of the Club licensing regulations of FIFA and CAF.
- 67.2 The objective of the Club licensing system is to safeguard the credibility and integrity of Club competitions, to improve the level of professionalism of SAFA, to promote sporting values in accordance with the principles of fair play as well as safe and secure match environments and to promote transparency in the finances, ownership and control of Clubs.
- 67.3 The SAFA NEC shall issue club licensing regulations governing the club licensing system. Inter alia, the club licensing regulations shall stipulate to which the clubs the system applies. At a minimum, the club licensing system must be implemented in respect of top division clubs which qualify for CAF Club Competitions on sporting merit. Nothing herein contained shall preclude the League or any member from creating and implementing its own system which must not be inconsistent with that of SAFA, CAF and FIFA.

RIGHTS

ARTICLE 68

- 68.1 SAFA and its Members are the original owners of all of the rights emanating from competitions and other events coming under their respective jurisdiction, without any restrictions as to content, time, place and law. These rights include, among others, every kind of financial rights, audio-visual and radio recording, reproduction and broadcasting rights, multimedia rights, marketing and promotional rights and incorporeal rights such as logos, emblems, trademarks and other rights arising under copyright law.
- 68.2 The SAFA NEC shall decide how and to what extent these rights are utilised and draw up special regulations to this end. The SAFA NEC shall approve whether these rights shall be utilised exclusively, or jointly with a third party or entirely through a third party.

AUTHORISATION

ARTICLE 69

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

INTERNATIONAL MATCHES AND COMPETITIONS

ARTICLE 70

- 70.1 The authority for organising international matches and competitions between Association teams and between Leagues and/or Club teams lies solely with FIFA. No match or competition shall take place without the prior permission of the FIFA SAFA NEC. In addition, permission from the relevant Confederation may be required in accordance with the FIFA regulations.
- 70.2 SAFA is bound to comply with the international match calendar compiled by FIFA.

CONTACTS

ARTICLE 71

71. SAFA shall not play matches or make sporting contacts with Associations that are not Members of FIFA or with provisional Members of a Confederation without the approval of FIFA.

AUTHORISATION AND PPROVAL

ARTICLE 72

72. Clubs, Leagues or any other group of Clubs that are affiliated to SAFA cannot belong to another Association or participate in competitions on the territory of another Association without the authorisation of SAFA and the other Association and of FIFA, except in exceptional circumstances.

UNFORSEEN CONTIGENCIES AND FORCE MAJEURE

ARTICLE 73

73. The SAFA NEC shall have the final decision on any matters not provided for in the Statutes or in cases of *force majeure*.

DISSOLUTION

ARTICLE 74

- 74.1 SAFA may, by resolution at an Extra Ordinary Congress called solely for this purpose, dissolve the Association.
- 74.2 A resolution to dissolve the Association will be of no force and effect unless:
- 74.2.1 it is carried with the support of seventy five percent (75%) of the total number of votes which would have been capable of being cast if every Member in good standing at the date of the extra ordinary congress concerned had been fully represented at that meeting; and
 - 74.2.2 it specifies a public benefit organization or organisations approved in terms of **Section 30 of the Income Tax Act 50 of 1962** as amended and sharing some of the aims and objectives of SAFA to whom whatever property, capital and accrued income of SAFA remains upon the winding up or dissolution of SAFA, shall be distributed after satisfaction of all debts and commitments of SAFA and the proportions in which any such property, capital or accrued income shall be distributed to such organizations.
- 74.3 If SAFA is disbanded its assets shall be transferred to an organisation with similar status and objectives as SAFA. It shall hold these assets in trust in a reasonable manner until SAFA is re-established. The final Congress may, however, choose another recipient for the assets on the basis of a two-thirds majority.

INDEMNITY

ARTICLE 75

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

FIFA AND CAF

ARTICLE 76

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

RULES

ARTICLE 77

- 77.1 SAFA may, by a simple majority of votes cast at a Congress, adopt Rules consistent with these Statutes.
- 77.2 Any Rules made in terms of Article **78.1** may be amended or repealed by a simple majority of votes cast at a congress.
- 77.3 Save as is set out in Article **78.1** above, all Rules shall be deemed to form part of these Statutes and shall be binding on the Association, all Members and all clubs and persons falling under the jurisdiction of the Association and its Members.

REVIEW AND RESCISSION

ARTICLE 78

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

NOTICES

ARTICLE 79


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

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

ADOPTED BY THE ORDINARY CONGRESS HELD AT SANDTON ON THIS THE 26TH DAY OF MARCH 2022 AND WILL COME INTO FORCE ON 26 MARCH 2022.



DR DANNY JORDAAN
PRESIDENT



ADV TEBOGO MOTLANTHE
CHIEF EXECUTIVE OFFICER