



ATHLETICS SOUTH AFRICA NPC
 Athletics House, No. 3, 11th Avenue, Houghton Estate, Johannesburg, 2198
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 P O Box 2712, Houghton, 2041; www.athletics.org.za
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To: ASA Members
 From: Athletics South Africa
 Date: 06 November 2023
 Subject: Notice of ASA CM, 25 November 2023
 No pages: 3 + 2 Attachments

Dear ASA Members

CIRCULAR 37 OF ASA 2023 – NOTICE OF ASA COUNCIL MEETING, 25 NOVEMBER 2023

In accordance with the ASA Constitution Clause 18.1, ASA hereby give notice of an ASA Council Meeting (CM) to take place as follows:

1. **Date:** Saturday, 25 November 2023
2. **Venue:** Garden Court OR Tambo, Kempton Park
 2.1 Delegates flying by air can use the shuttle provided by the OR Tambo Garden Court Hotel every 30 minutes. The shuttle pickup point is behind the City Lodge on the airport premises.
3. **Registration:** Between 08:30 – 09:00
4. **Start of Meeting:** 09:00
5. **Please find below the following:**
 - 5.1 Declaration of Delegates for 2023 ASA Council Meeting
 - 5.2 Agenda for 2023 ASA CM
 - 5.3 Minutes of the previous meeting (See attached)
 - 5.4 Amendment of ASA constitution (See attached)

DECLARATION CREDENTIALS FOR THE ASA CM, 10/11/2023 FORWARD TO ATLEHANG MOFOKENG: Atlehangm@athleticssa.co.za BY FRIDAY 10 NOVEMBER 2023 LATEST	
Province/Associate/Commission/Committee	
Name 1:	Elected Position in Province/ Associate
Name 2:	Elected Position in Province/ Associate
1. Delegates must be elected Board Members. 2. The signatory confirms that the Delegates above are affiliated/associate members and understand that they are subject to the ASA Constitution, its Rules and Regulations 3. ASA reserve the right to verify the credentials of Delegates	
Signed by President/CEO/GM	
Date send:	

James MOLOI (President)
 Jean VERSTER (Chair Track & Field)
 Norma NONKONYANA (Additional)

Shireen NOBLE (Vice President)
 Hendrick MOKGANYETSI (Chair Athletes)
 Ntathu GWADISO (Additional)

Jakes JACOBS (Chair Cross Country)
 Esther MALEMA (Additional)
 Jazz MNYENGEZA (USSA Rep)

Enoch SKOSANA (Chair Road Running)
 Adelina RANTHIMO (Additional)
 Sabata KUMALO (SASA Rep)

Honorary Members:
 Mervyn KING

Mluleki GEORGE



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ASA General Council Meeting, 25 November 2023 Garden Court OR Tambo

AGENDA

- 1. Opening & Welcoming**
- 2. Credentials of Delegates – Declare if Quorum is Present**
 - 2.1 Apologies
- 3. Notice of the Meeting**
- 4. President's Opening Address**
- 5. Minutes of the previous Annual Council Meeting on 26 November 2022, Corrections, Adoption, Matters arising from minutes**
- 6. Annual Commission Report (Reports will be sent to the members soon)**
 - 6.1 Athletes
 - 6.2 Cross Country
 - 6.3 Road Running
 - 6.4 Track and Field
 - 6.5 Administration Office
- 7. Committee Reports**
 - 7.1 Coaches
 - 7.2 Women's
 - 7.3 Development
 - 7.4 Technical
 - 7.5 Anti-doping
 - 7.6 Medical and Scientific
 - 7.7 Disciplinary

8. Recommendation/Proposals/Motions

8.1 ASA Permanent and Temporary License Insurance - AGN

8.2 2024 License Delivery and Eligibility Period - AGN

8.3 Race Walking to be a Commission - AGN

8.4 ASA Coaches Course Level 1 & 2 guidelines and criteria for attendees - AGN

8.5 Change clause 16.3.3.4 in the ASA Constitution for Committees to be elected/appointed every 4 years with the election of the Executive Board - AMPU

8.6 Licensing of foreign athletes - BORA

9. Amendment of the ASA Constitution (Discussion)

10. Closing



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DRAFT ASA General Council Meeting, 26 November 2022

Garden Court OR Tambo

MINUTES

1. OPENING & WELCOME

Mr. James Moloi welcomes all council and board members and then proceeds to call on Mr. Terrence Magogodela to announce the credentials of delegates and apologies.

2. CREDENTIALS OF DELEGATE

- 2.1 Board Members: James Moloi; Shireen Noble; Esther Malema; Jean Verster; Jakes Jacobs; Ntathu Gwadiso; Jazz Mnyengeza; Hendrick Mokganyetsi; Norma Nonkonyana; Enoch Skosana; William Mokatsanyane;
- 2.2 ASA Provinces:
ACNW; ANWC; AFS; AGN; AGW; AMPU; ANWN; ASWD; ATRA; AVT; BOLA; BORA; CGA; EPA; KZNA; LIMA; WPA
- 2.3 ASA Commissions:
T&F Com; CC Com; RR Com; Athletes Com
- 2.4 ASA Associates:
SASAPD; SANDF; Dept DACs; SAPSA; SAMA; SASA; SRSA; SASCOC
- 2.5 ASA office:
Terrence Magogodela, Mphoase Shembeni, Atlehang Mofokeng, Hezekiel Sepeng, Sifiso Cele, Thoko Vele, Thabang Maleka, Lungelo Buthelezi, Zandi Dinwayo, Bokgadi Mokgatle, Pakiso Diseko.

3. APOLOGIES

Apologies received from: SASCOC, Adelina Ranthimo and Adam Motlagale.

4. NOTICE OF THE MEETING

The ASA Acting CEO, Mr. Terrence Magogodela presented to the council the notice of meeting. Mr. Magogodela puts emphasis on the note under point 6 of the final notice of meeting for the 7th of November 2022 that was issued, which states that council members are encouraged to read commissions and committee reports. This will assist them to familiarize themselves ahead of the meeting in case they want to raise questions on the individual reports. Mr. Magogodela then confirmed that the Notice was sent to members in accordance with the ASA constitution and can proceed as it constitute the quorum as required by the constitution.

5. PRESIDENT'S REPORT

The President greeted and welcomed members of the council and proceeds to emphasize that his message for the day is unity. He further requested that members of the council should solve their problems internally and avoid taking each other to Courts of the Law. The President then proceeded to call up two ASA staff members who projected a video on the success of the Athletics in South Africa in terms of medals and achievements.

The President congratulated Mine de Klerk who has been nominated by World Athletics for 2022 Women Rising Star Awards. The President then placed an emphasis on matters regarding corporate governance and encouraged the provinces to submit their annual financial reports to ASA. He continued to inform members of the provinces that they will be treated as observers if they do not submit their financial reports as requested. He then congratulated all provinces who have held successful elections.

The President informs the Council that there will be a safeguarding roll out plan which will be discussed with the provinces. He pointed out that this is a new requirement by World Athletics intended to safeguard our Athletes and young kids who are involved in the sport of Athletics.

The President concluded by introducing Mr. Sabata Kumalo as the new SASA President and welcomed him to the ASA Board and lastly thanked members of the Council for their continued support.

The President handed over the chair to Mrs. Shireen Noble, the ASA Vice President assumed the chair and thanked the President for his comprehensive report and asked the members for further comments.

The President report was adopted by the Council and thereafter the Vice President handed the chair back to the President.

6. MINUTES OF THE PREVIOUS MEETING

The minutes were sent to the Members of the ASA Council in advance. No corrections was received. The ASA Council adopted the minutes as correct.

7. POINTS ARISING FROM THE MINUTES

7.1 ASA Constitution

The President informed the Council that there is a constitutional committee that has been appointed and has been tasked to handle all matters relating to the ASA Constitution and will be responsible to inform the Council of the amendments of the Constitution and further, all amendments will align with the World Athletics Constitution.

7.2 Annual Commissions Reports

7.2.1 Athletes Commission

Report was adopted by members of the Council.

7.2.2 Cross Country

Report was adopted and clarity was given to the Council regarding the trail running matter and trail running is now part of the Cross Country Commission. The Council further recommended that all cross-country events which include SASA, USSA and ASA should be held under one event.

7.2.3 Road Running

The Council agrees that when a race takes place on a specific day, a different race cannot be held in the same province on the same day. The report was adopted by the Council.

7.2.4 Track and Field

The Council raised an issue regarding the fixture list, stating that it must be designed in a way that ensures consistency and that no race is seen as better than another, they should all be treated with the same professionalism.

7.2.5 Administration Office

The report was adopted by members of the Council.

7.3 Committee Reports

7.3.1 Coaches

The Council requested that a proper working structure should be established to streamline the work done by coaches in the country. A coaching symposium has been planned to take place and address all the challenges faced by coaches. The Council adopted the committee report.

7.3.2 Women's

The Council raised a concern that no meeting was held and suggested that the Committee Chairperson should engage with other women race organizers to discuss events that usually focus on women's races, i.e. Spar Ladies. The Council further suggested that the committee should work closely with the Athletes' commission to advance the needs for women coaches and technical officials.

7.3.3 Development

The report was not read as the Committee Chairperson was off sick.

7.3.4 Technical

A question was raised by Mpumalanga Athletics regarding level 3 Technical Officials, as whether, do they still affiliate to ASA. The response was that the World Athletics has introduced the new training system called WARECS (World Athletics Referee Certificate System) program which will cover all aspects of technical ASA level 1, ASA level 2 and ASA level 3. Mr. Pieter de Jager, Mr. Sabata Kumalo and Ms. Rosa-Linda De Kock were tasked to sit and unpack this new training system visa vie the previous one, TOECS (Technical Official Education Certificate System) this will assist ASA Technical Committee understanding and merging the two system and sharing the same understanding going forward. Many of the issues raised here will be addressed during the Technical Symposium 2023.

7.3.5 Anti-Doping

The report was adopted by the members of the Council.

7.3.6 Medical and Scientific

The report was adopted by the members of the Council.

7.3.7 Disciplinary

No report as there was no case to report on.

8. MOTIONS RECEIVED FROM MEMBERS

8.1 ASA Safeguarding Policy

AGN withdrew the motion.

8.2 Lifetime Achievement Awards

The challenge faced herein is that there are some colleagues who have contributed greatly to our sports of athletics, however do not have the necessary qualifications to qualify as coaches. Therefore the question that arises entails, how they can be recognized for their contributions. It was resolved that their contributions will be recognized at the ASA Annual Awards.

8.3 Affiliation of Coaches/ Technical Officials

The ASA rule of participation states that in order to be in good standing as a coach or a technical official, ASA licenses must be renewed annually, (i.e. the annual license renewal becomes the member's annual affiliation).

8.4 Africa Masters Championship November 2023 – SAMA

The Chairperson of SAMA informed the council that they were approached to host the African Masters Championships in 2023 and wish to inform the council that they have accepted the offer and will start with the logistical arrangements of the proposed championships. The Deputy President advised that they should adhere to protocols with regards to hosting of international events.

9. AMENDMENTS OF THE CONSTITUTION

The matter was discussed at 7.1.

10. 2023 ASA NATIONAL FIXTURE LIST

The council requested that the fixture list be sent to the provinces on time, preferably before July of each year to ensure proper planning for the following year.

11. CLOSING

The President thanked the ASA Council for the constructive contributions made in the meeting. He invited the Council to lunch before they leave, and wished them a safe journey home. The ASA AGM adjourned at 13:08.



Proposed changes to the Constitution of ASA -Version 2017- to be considered at an AGM/SGM dated July 2023

In accordance with the constitution

29.8.1.1 A proposal to amend the Constitution shall be submitted to the CEO by a Member, at least forty five (45) days prior to the AGM at which it is to be considered. All proposals shall be sent by the CEO to all members at least thirty (30) days before the AGM. Amendments submitted by the Commissions and Committees, will not be considered;

Change	Old	New	Comment
1	IAAF	WA	28 places in document
2	1.5 Athletics <i>Track & Field, Road Running, Race Walking and Cross Country (including Mountain Running).</i>	<i>1.5 Athletics Track & Field, Road Running, Race Walking and Cross Country (including Mountain Running and Trail Running).</i>	Amend
3	1.16 IAAF <i>International Association of Athletics Federations</i>	1.16 WA World Athletics	Replace
4	New	<i>1.34 Broadcast Rights means the right to create, distribute and transmit on a linear and/or on demand basis for reception at any time anywhere in the world by any and all means and in any and all media, whether now known or devised in the future (including, without limitation, all forms of television, radio, wireless and Internet</i>	New Renumber subsequent clause 1.35

		<i>distribution), audio-visual, visual and/or audio coverage of all relevant aspects of an athletics competition and all associated and/or related rights, including fixed media and interactive rights.</i>	
5	New	<p>5. STATUS OF MEMBERSHIP</p> <p><i>5.1. It is a fundamental principle of the ASA governance of athletics that its members are run and are allowed to be run – as democratically elected structures, in accordance with their constitution, free from any influence or interference. This obligation applies regardless of their corporate structure.</i></p> <p><i>5.2 ASA membership and the right to participate in its national competitions are conditional upon such principle being upheld without derogation or compromise in any measure.</i></p> <p><i>5.3 All members shall be subordinate to and recognised by ASA and also comply with ASA constitution, rules and regulations and any directive issued by ASA.</i></p> <p><i>5.4 A member is responsible - by its legal status, its recognition from ASA and its own constitution for sanctioning, promoting, expanding and strengthening athletics in its jurisdiction.</i></p> <p><i>5.5 Each Member must be a separate legal entity.</i></p> <p><i>5.6 Ultimately the reason for a member’s existence is to serve the athletes in its environment. No organised activity related to athletics should be outside of the member’s awareness and control.</i></p>	<p>New</p> <p>Renumber subsequent sections/clauses.</p> <p>Alternatively include new clauses in existing section 5</p>

		<p><i>5.7 Only one member from each province/associate may be affiliated to ASA and such member shall be recognised by ASA as the only governing member of athletics in that jurisdiction.</i></p> <p><i>5.8 The obligations of a member include constitutional obligations which are conditions of membership. In addition there are obligations, expectations and responsibilities, not specifically specified in the ASA constitution, which are intended to ensure the fair and uniform operation of athletics.</i></p> <p><i>5.9 These include :</i></p> <p style="padding-left: 40px;"><i>Governance</i></p> <ul style="list-style-type: none"><i>• To be responsible for all aspects of athletics within its jurisdiction</i><i>• To promote the sport of athletics and development of an athletics culture</i><i>• To provide an appropriate administrative structure and services for its functioning</i><i>• To maintain an official list of its records</i><i>• To undertake proceedings against athletes who may have rendered themselves ineligible and to impose sanctions where appropriate</i><i>• To undertake proceedings against any individual or group who may have violated the rules of the member and to impose sanctions where appropriate</i><i>• Members shall be held liable for all financial obligations of their own members</i>	
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		<ul style="list-style-type: none">• <i>Each member shall be responsible and accountable to ASA for fulfilling its respective obligations under the Strategic Plan of ASA, as revised from time to time.</i>• <i>Each member shall provide ASA with copies of its audited accounts, annual report and associated documents immediately following its respective Annual General Meeting.</i>• <i>Each member shall provide ASA with copies of its business/strategic plans and budgets from time to time upon request and within fourteen days after such business/strategic plans and budgets having been adopted by a meeting of the Member.</i>• <i>Members shall advise ASA as soon as practicable of any administrative, operational or financial difficulties, including but not limited to : -</i><ul style="list-style-type: none">-<i>Is having significant governance, administration, operational or financial difficulties</i>-<i>Ceases to meet one or more of the membership requirements</i>- <i>Takes or has taken against it any action or proceedings to dissolve it</i>- <i>Is involved in a conflict which prevents it from operating effectively or is otherwise unable to fulfil its purpose</i>• <i>Such member shall assist ASA in investigating those issues and cooperate with ASA in addressing those issues in whatever manner the ASA Board or Council considers appropriate after enquiry, and</i>	
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		<p><i>having provided a reasonable opportunity for the member to be heard.</i></p> <p><i>A member will bear the entire expense of the intervention.</i></p> <p><i>5.10 Resources</i></p> <ul style="list-style-type: none"> <i>• To manage the financial, human and technical resources of the member</i> <i>• To set budgets and maintain financial records</i> <i>• To control expenses</i> <i>• To arrange for an audit of financial statements</i> <p><i>5.11 Communication</i></p> <ul style="list-style-type: none"> <i>• To maintain good relations with and provide appropriate information to athletes and other members</i> <i>• To maintain good relations with governmental, sporting, business and other organisations which have an interest in athletics or may be of assistance to the member</i> <i>• To maintain good relations with the media in order to ensure positive promotion of the sport.</i> <p><i>5.12 Acknowledgment: Members acknowledge and agree that:-</i></p> <ul style="list-style-type: none"> <i>• This constitution constitutes a contract between a member and ASA and they are bound by this constitution, rules and regulations</i> <i>• They are subject to the jurisdiction of ASA</i> 	
6	Clause 9 Demarcated Areas of Provincial Members	Clause 10. Demarcated Areas of Provincial Members	Although these are marked as changes, they

			were already included in the 2017 revision
7	New	<p>Clause 20 ERRORS</p> <p><i>Any irregularity, error or omission in notices, agendas and relevant papers for a meeting of AGM/COUNCIL and any other error in the organisation of a meeting of AGM/COUNCIL shall not invalidate the meeting nor prevent the meeting from considering the business of the meeting provided that:</i></p> <p><i>20.1 The chairperson of the meeting in their discretion determines that it is still appropriate for the meeting to proceed despite the irregularity, error or omission; and,</i></p> <p><i>20.2 A resolution to proceed is put to the AGM/COUNCIL meeting to proceed and carried by Special Majority.</i></p>	New Renumber subsequent sections/clauses.
8	New	<i>Department of Correctional Services – (DCS Athletics)</i>	New Renumber subsequent sections/clauses.
9	Clause 9.2.6	<i>South African Sports Association for Physical Disabled (SASAPD)</i>	New Renumber subsequent sections/clauses.
10	New	<i>South African Deaf Sport</i>	New Renumber subsequent sections/clauses.

11	Clause 17.3.3.1 (i)	<i>Coaches Committee: To invite applications for coaches who are interested to represent ASA in international competitions so selected, to the exclusive right of the Board to approve such</i>	Addition (New)
12	Clause 17.3.3.1 (vi)	<i>Medical and Scientific Committee ; To invite applications for doctors, physiotherapy and massuerss who are interested to represent ASA in international competitions so selected, to the exclusive right of the Board to approve such</i>	Addition (New)
13	27.2 <i>All broadcast rights, namely TV, radio, and any other broadcast rights, to any athletics event taking place in South Africa, shall be vested in ASA.</i>	29.2 <i>All broadcast rights, at any time anywhere in the world by any and all means namely TV, radio, and any other broadcast rights whether now known or devised in the future, to any athletics event taking place in South Africa, shall be vested in ASA.</i>	Amend
14	27.10.1 <i>ASA shall hold the following national championships:</i> 27.10.1.1 <i>Cross Country;</i> 27.10.1.2 <i>Road Running; and</i> 27.10.1.3 <i>Track and Field.</i>	29.10.1 <i>ASA shall hold the following national championships:</i> 29.10.1.1 <i>Cross Country;</i> 29.10.1.2 <i>Road Running</i> 29.10.1.3 <i>Track and Field.</i> 29.10.1.4 <i>Trail Running</i> 29.10.1.5 <i>Mountain Running</i>	Amend
15	35. AUTHORITY OF THIS CONSTITUTION 35.1 <i>This Constitution supersedes any constitution of a member or club in so far as it is in conflict with it.</i>	37.3 <i>All prior agreements and/or arrangements in relation to matters herein contained or ancillary thereto (if any) shall be superseded by this constitution</i>	Insert New Renumber existing clause 35.3

	<p><i>35.2 The provisions of this Constitution shall supersede provisions of any rules and regulations contained in any other ASA's official documents, in so far as they are in conflict with them.</i></p> <p><i>35.3 If and when ASA is transferred to the Section 21 Company ASA, lock, stock and barrel, together with its assets and liabilities, the provisions of this Constitution and any subsequent amendments thereto shall be incorporated into and become part of the Articles of Association of that Section 21 Company, including the current and future ASA Rules and Regulations.</i></p>		
16	Schedule A clause 3.3	To select competitors to represent ASA in international competitions and to propose team managers (manager and manageress) of any team of competitors so selected, subject to the exclusive right of the Board to approve such	Insert new
11		Update all cross references to clauses in accordance with changes 5 and 7	Throughout
12	Version June 2017	Update to Version July 2023	Throughout