



PRINCE'S GRANT GOLF CLUB

CONSTITUTION OF THE PRINCE'S GRANT GOLF CLUB

**PRINCE'S GRANT
HOMEOWNERS' ASSOCIATION
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“ANNEXURE A” – Club rules

1. Name

The name of the Club is "PRINCE'S GRANT GOLF CLUB" ("**the Club**")

1. Objectives

The objectives of the Club shall be to promote, foster and support the game of golf at Prince's Grant and support and foster the traditions and spirit of amateur golf.

2. Definitions

In this document unless the contrary meaning is clear:

- 3.1 The singular shall include the plural and vice versa
- 3.2 "**The MOI**" means the Memorandum of Incorporation of the Prince's Grant Homeowner's Association (NPC), Reg. No:94 00721/08, as amended from time to time
- 3.3 "**The Board**" means the Board of Directors of the HOA
- 3.4 "**The Captain**" means the person elected as per this document
- 3.5 "**The GM**" means the General Manager of the HOA
- 3.6 "**The Club or Golf Club**" means the Prince's Grant Golf Club constituted in terms of the Articles of Association of the HOA and this constitution
- 3.7 "**The Committee**" means the persons elected as per this document to represent the members of the Club
- 3.8 "**The Golf Course**" means the Prince's Grant Golf Course
- 3.9 "**In good standing**" means the person shall have paid every levy, subscription and other sum, if any, which shall be due and payable to the HOA in respect of or arising out of his/her membership of the HOA and or the Club
- 3.10 "**The HOA**" means the Prince's Grant Homeowners Association (NPC)
- 3.11 "**The Lady Captain**" means the person elected as per this document
- 3.12 "**Management**" means the General Manager, the Golf Operations Manager, the Lodge Manager and the Golf Course Superintendent or their representatives
- 3.13 "**Property**" means any erf or sectional title unit or an undivided share in Prince's Grant Property Share Block Ltd, registered in the Prince's Grant Township
- 3.14 "**SAGA**" means the South African Golf Association.
- 3.15 "**Vaccant Stand**" means any property not yet issued with an occupation certificate from the relevant authorities.

3.15 **FULL MEMBER (ref. section 7 Golf Constitution)**

Being the registered owner of a property in the Prince's Grant Township together with such owner's spouse / life partner;

or a person who is the designated responsible person, of a company; close corporation or trust, or any other legal entity, which is the registered owner of a property, in the Prince's Grant Township. The designated responsible person must also have an equity entitlement the property, in the Prince's Grant Township together with the designated nominee's spouse / life partner.

3.15.1. **PRIMARY FULL MEMBER**

3.15.1.1. Any person who is the registered owner of any property in the township of Prince's Grant;

or

3.15.1.2. The designated representative of a legal entity which is the registered owner of a property, in the Prince's Grant Township. The designated representative must have an equity entitlement in the property and must have been conferred the permission to act on behalf of that entity;

or

3.15.1.3. A designated person who is also reflected in the share register of the Prince's Grant Property Share Block Limited as being the registered owner of a share block. The designated representative must have an equity entitlement in the property and must have been conferred the permission to act on behalf of that entity; (as per section 7 in the Memorandum of Incorporation adopted in 2013 and its related definitions)

3.15.1.4. If the property is a multiple ownership, then only one of these owners can be the Primary Full Member and must be noted as such with the Prince's Grant Home Owners Association. (Ref. section 10 M.O.I.).

3.15.1.5. All primary full members must have an equity entitlement in the property for which they are the designated representative. They must also register as the Primary Full member with the Prince's Grant Home Owners Association.

3.15.1.6. At any time, the number of Primary Full Members can only equal the allotted number of units as per the Prince's Grant Town Planning scheme, (map 331.6 as amended, ref 3.2.27 M.O. I) (Currently 490 in 2018).

3.15.2. FULL MEMBER – SPOUSE / LIFE PARTNER

The legal spouse of a Primary Full Member.

3.15.3. FULL MEMBER- JUNIOR

All direct children of a Full Member under the age of 26 years

3.15.4. FULL MEMBER - DESCENDANT

3.15.4.1. Direct children of a Full Member who are 26 years or older

3.15.4.2. And have made an application for membership in this category

3.15.4.3. And been approved as members.

3.15.4.4. Such membership shall cease should the parents cease to be members.

3.16 ADDITIONAL MEMBERS

I. Being an owner of an undivided share in a property in the township of Prince's Grant, which is subject to multiple ownership. Any such owner who is not the nominated Primary Full member, will therefore be **in addition** to the full member. Together with his/her spouse/life partner.

II. Additional memberships shall be limited to a maximum of one thousand persons which will include the primary additional: spouse/life partner: juniors and descendant memberships as well.

III. Additional members in good standing, shall be entitled to the rights of full members of the Golf Club, save that in peak periods (as determined by the committee), Additional members, who are not currently in residence at Prince's Grant, shall only be entitled to play golf as a member's guest, or on such terms as may be laid down by the committee (Reference 9.2 M. O.I.)

3.16.1. PRIMARY ADDITIONAL MEMBER

The registered owner of a single property which is subject to multiple ownership, but who is not the nominated Primary Full member.

3.16.2. **ADDITIONAL MEMBER – Spouse/Life Partner**

The legal spouse of the registered owner of a single property in Prince's Grant, which is subject to multiple ownership, but who is not the nominated full member.

3.16.3. **ADDITIONAL MEMBER - Junior**

All direct children of an Additional Member under the age of 26 years.

3.16.4. **ADDITIONAL MEMBER - Descendant**

3.16.4.1. Direct children of an Additional Member who are 26 years or older

3.16.4.2 and have made an application for the membership in this category

3.16.4.3. and been approved as members.

3.16.4.4. Such membership shall cease should the parents cease to be members.

3.17. **NOMINEE MEMBERS**

3.17.1. Being members approved by the committee of the Golf Club,

3.17.1.1. And who are over the age of twenty-one years who

3.17.1.2. Shall be nominated only by a Full Member or a Life Foundation Member, who owns more than one property and / or vacant stand.

3.17.1.3. A Nominee member shall cease to be a member upon the member who nominated him/her ceasing to own a second property and / or vacant stand.

3.17.1.4. Nominee members shall be limited to one nominee member per additional property / vacant stand.

3.17.1.5. A nominee member shall include the spouse/life partner of such member.

3.17.1.6. The Full Member will relinquish all rights in respect of the membership once it has been ceded to another in terms of the nomination.

3.17.2. **PRIMARY NOMINATED MEMBER**

The nominee listed as the recipient of the nomination.

3.17.3. **NOMINATED MEMBER – SPOUSE/LIFE PARTNER**

The Legal spouse of the Primary nominee.

3.17.4. **NOMINATED MEMBER - JUNIOR**

Direct children of Nominated member under 26 years old

3.18. **NON HOME-OWNER MEMBERS**

Being an individual who does not own any property in the township of Prince's Grant.

The number of such members has been limited to 50 members in 2018 by the committee.

Each Membership is for an individual and does not include spouse or family members

- 3.18.1. **NON HOME OWNER MEMBER - MALE**
- 3.18.2. **NON HOME OWNER MEMBER - FEMALE**
- 3.18.3. **NON HOME OWNER MEMBER – JUNIOR (under 26 years old)**

3.19. **HONORARY MEMBER**

3.19.1. Being Members who by reason of service to the Club, or by reason of bringing honourable distinction to the Club, or prominent people who bring distinction and honour to the Club, may be elected as such by the Committee. Such election shall be for the term of one year and ratified by Members at the Golf AGM.

3.19.2. Extensions of this period is subject to approval and further ratification by Members at the Golf AGM.

3.20. **HONORARY LIFE MEMBER**

3.20.1. A person elected as such at an Annual General Meeting of the Club who has been conferred as such by reason of;

3.20.2. exceptional service to the Club,

3.20.3. having brought Honourable distinction to the Club.

3.21. **TEMPORARY MEMBERSHIP (Single individual membership)**

3.21.1. No person residing within thirty kilometres from the premises of the Club is eligible for election as a temporary member of the Club unless:

3.21.2. he/she is so eligible by reason of his holding a public office or being a bona fide candidate for membership or having conferred an exceptional benefit on the Club;

3.21.3. or he/she is allowed the privileges of Membership while engaged in a match or competition, approved by the Committee of the Club

3.22 CORPORATE MEMBERS

3.22.1 Being persons where Membership is offered to businesses in lieu of an arrangement with the Club for the payment of fees. Such Membership shall be recorded in an agreement between the Club and the company.

4 Formation of the Club

The Club has been established by Guy Morton Shaw Smith, Diana Jane Smith, Glenn Arthur Hesse and Rajeshwar Bodasing who are Honorary Life foundation Members.

5 Powers of the Club

For the carrying out of the objects of the Club, the Club is empowered to do the following acts:

5.1 Finance and investment

To establish and maintain one or more funds to provide money to the Club to pay any expenses incurred by the Club in the exercise of its powers or the performance of its duties;

5.2 General

5.2.1. to accept gifts or bequests;

5.2.2. to grant use privileges of the amenities of the Club, from time to time, as the committee may determine as being in the best interests of the Club;

6 Management of the Club

The business and affairs of the Club shall be managed by the Committee.

7 Membership

Membership of the Club shall be confined to the following classes of members (refer to section 3 for definitions)

7.1 **Honorary Life Foundation members** – shall be the persons referred to in clause 4 above

7.2 **Full Member**

7.2.1 Primary Full Member

7.2.2 Primary Full Member – Spouse/Life Partner

7.3 **Additional member**

7.3.1 Additional Member

7.3.2 Additional Member: Spouse/Life Partner

7.3.3 Are in addition to a Primary Full Member

or

7.3.3.1 in addition to the nominated Primary full member in a multiple ownership of a single property.

7.3.3.2 Additional membership shall be limited to a maximum of one thousand persons.

7.4 **Junior member**

7.4.1 Being a direct descendant of any member who owns a property in the Prince's Grant Township.

7.4.2 Or, is not related to a Prince's Grant Home Owner but has made an application for membership as a Non-Home Owner Junior, and been approved as a member

7.4.3 Is under the age of twenty-six years

7.4.4 A junior member shall cease to be a member on his twenty-sixth birthday.

7.5 **Descendant member**

7.5.1 Being a direct descendant of a Home Owner member.

7.5.2 Who is 26 years or older

7.5.3 and has made an application for membership in this category and been approved as a member,

7.5.4 Such membership shall cease should the parents cease to be members

7.5.5 The number of descendant members can be limited by the committee.

7.6 **Nominee Members**

7.6.1 Nominated by Full member or Life Foundation Member who owns more than 1 property

7.6.2 Is limited to only 1 nominated membership per additional property.

7.6.3 **Primary Nominated Member**

7.6.4 **Nominated Member- Spouse/Life Partner**

7.7 **Honorary life members –**

Conferred upon an individual only. Does not extend to family

7.8 **Honorary Members**

7.8.1 Conferred upon an individual only. Does not extend to family.

7.8.2 Honorary members and honorary life members shall not at any time exceed more than one hundred persons.

7.9 **Temporary members**

7.10 **Corporate Members**

7.11 **Non-Home Owner members**

7.11.1 The Committee may decide at its discretion to allow non-owner members and the number of such members to be allowed.

7.11.2 This membership can also be terminated by the Golf Committee, if any non-owner member is found guilty by the committee of not upholding the ethos of the Prince's Grant Golf Club or its constitution

7.11.3 Non-Home Owner member – Male

7.11.4 Non-Home Owner member – Female

7.11.5 Non- Home Owner Member- Junior

7.12 Resignations

Resignation of Additional members, Descendant members, Nominee members, Corporate members and Non-owner members must be in writing addressed to the GM. The change in ownership of a property leads to the compulsory resignation of a member.

8. Voting rights of members

For the purpose of voting, the following classes of membership shall be entitled to vote at all Annual or Special General Meetings:

- 8.1 Honorary Life Foundation members shall each be entitled to a single vote.
- 8.2 Primary Members and spouses/life partners shall each be entitled to a single vote, save in the instance of a person owning more than one property, in which case such member shall be entitled to one vote each for each property owned by him/her.
- 8.3 Additional members, Junior members, Descendant members, Nominee members, Honorary Life members who are not full members also, Honorary members, Corporate members, Temporary members and Non-owner members shall not be entitled to vote at meetings of the Club.

9. Golfing rights of members

- 9.1 Full members, Honorary Life Foundation members, Honorary Life members and Honorary members in good standing shall be entitled at all times to play golf at Prince's Grant Golf Club save in the case of special circumstances as determined by the Committee and they shall be entitled to introduce guests to the Club in accordance with the rules laid down by the committee.
- 9.2 Additional members in good standing shall be entitled to the rights of full members save that in peak periods (as determined by the committee), Additional members, unless they are residing at Prince's Grant, shall only be entitled to play golf as a member's guest or on such terms as may be laid down by the committee.
- 9.3 Junior members, Descendant members and Temporary members, in good standing, shall be entitled to play golf at such times as may be determined by the committee.
- 9.4 Nominee members, Non-owner members and Corporate members, in good standing, shall have the rights of Full members as far as playing golf is concerned.

10. **Procedure for the admission of Additional, Descendant, Nominee, Corporate and Non-owner members**

A candidate shall complete a Membership application form and shall be proposed by a Full Member or an Honorary Life Foundation Member of the Club. The application form shall be submitted to the General Manager or his nominee who shall submit the application to the first Golf Committee meeting after receipt of such application.

On admission of each new Member, the General Manager shall furnish him/her with a copy of the Constitution and Rules.

11. **Obligations of the members**

- 11.1 To pay any fees as determined by the Committee
- 11.2 To pay and make good to the HOA any loss or damage which the Club may sustain through any act or default of the member and/or his/her guest.
- 11.3 To notify the HOA of any change in address, e-mail address and/ or telephone numbers.
- 11.4 To observe the provisions of this constitution and the rules of the Club

12. **Constitution of the Committee**

- 12.1 The committee shall consist of not more than five members who shall be Honorary Life Foundation members, Full members, Additional members or Honorary Life members. A committee member shall not hold office during any period while he/she is not in good standing
- 12.2 The members of the club, entitled to vote, shall, at the Annual General Meeting of the Club, elect 5 Committee members, at least one of whom shall be a lady member and at least one of whom shall be a male member.
- 12.3 The five members elected as per 12.2 above, shall form the Committee and shall elect from their number a Captain and a Lady Captain for the ensuing year.
- 12.4 The Captain shall, in accordance with the provisions of Article 32 of the HOA's Articles of Association, as amended, be a member of the Board and shall provide feedback to the Committee on Board matters relating to golf.

13. **The duties and responsibilities of the Committee**

- 13.1 The Duties and responsibilities of the committee as per Article 32.4 of the Articles of Association shall be:
 - 13.1.1 to monitor and ensure that the game of golf be played in accordance with the rules approved by the Royal and Ancient Golf Club of St. Andrews and such local rules as may be formulated from time to time and with duties specifically defined under R&A Rule 33 – The Committee.
 - 13.1.2 to compile the annual fixtures list
 - 13.1.3 to approve the annual budget for the Club – prior to presentation to and approval of the budget by the Board

- 13.1.4 to monitor the Club income and expenditure on a monthly basis
 - 13.1.5 to promote the golf course, ensure discipline on the course, and communicate with the Members regarding golf matters
 - 13.1.6 to advise Management and the Board regarding the setting of playing fees; and
 - 13.1.7 to approve sponsorship and temporary course advertising proposals
- 13.2 The Committee, through the Captain, shall liaise with Management regarding all golf issues including improvements and changes to golf course maintenance practices.

14. Appointment of committee members

- 14.1 Nominations for the committee shall be signed by two members from those classes of members eligible to vote at general meetings and endorsed and signed by the nominee. The nominations shall be handed to the GM not less than seven days before the Annual General Meeting.
- 14.2 If the number of nominations is the same as the number of vacancies then all such nominees shall be duly elected members of the committee. If the nominations are less than the number of vacancies then such nominated persons shall be members and the Board shall appoint the balance of the committee. If the number of nominations exceeds the number of vacancies a ballot shall be taken.
- 14.3 In the event of a vacancy or vacancies occurring during the term of office of the committee, the committee may recommend to the Board to appoint a specific person to replace such member. In the absence of any recommendation by the Committee the Board may appoint a person to fill such vacancy or vacancies.

15. Quorum of committee

Three members present shall form a quorum at any meeting of the committee. The Chairman shall have a second or casting vote. Each resolution put to the committee shall be decided on a majority vote by a show of hands.

16. Powers of the committee

The Committee shall have the authority to deal with any act, matter or thing which might be dealt with by the Club excluding such matters as are, in terms of this Constitution, specifically identified to be dealt with at the Annual General or a Special General Meeting.

17. Meetings of the Committee

- 17.1 The committee shall meet at least once every quarter.
- 17.2 Proper minutes shall be kept by the committee of all meetings.
- 17.3 At least seven clear days' notice shall be given of all meetings of the committee unless all members of the committee agree to accept short notice, provided that in the case of emergency it will not be necessary to give the notice referred to above. Notice shall be in writing and delivered to each member by hand, by fax or by e-mail

- 17.4 Any Member who absents him/herself from three consecutive meetings of without leave shall cease to be a member of the committee. Such vacancy may be filled in terms of 14.3 above.
- 17.5 Management to attend meetings of the committee
- 17.6 The Captain may call special meetings with committee members only.
- 17.7 Attendance at Committee Meetings May be conducted entirely by means of electronic communication, and/or alternatively a committee member or management shall have the right to attend in this manner, provided the Captain, Failing him the Lady Captain believe there are justifiable reasons for doing so.

18. Golf Club President

- 18.1 The President of the golf club shall be a member of the Company and shall Perform such ceremonial and other duties as requested by the golf committee from time to time.
- 18.2 The President shall be elected for an initial 2-year term which can be extended for further 2-year terms.
- 18.3 Following the resignation of the president or in good time before termination of a term of office, the Golf Committee shall request the members of the golf club to put forward nominations for a new president.
- 18.4 The existing president (unless in the case of resignation) will be considered nominated for a further term. Each nomination should be accompanied by a CV that illustrates the suitability of the candidate for the position.
- 18.5 At the end of the nomination period (set by the Golf Committee) the eligible members of the golf club attending the Golf Club AGM (or a special General meeting) will be asked to vote for a candidate.
- 18.6 At the meeting the successful candidate shall be deemed elected if they receive the majority of the votes from members present, eligible to vote.
- 18.7 In the case where only one candidate is nominated, then the candidate shall be deemed elected resident.

19 Annual General Meeting

- 19.1 The Annual General Meeting (*AGM*) of the Club shall be held within 6 calendar months of the close of each financial year of the HOA. At such meeting the Committees report and the accounts and balance sheet duly audited shall be presented.
- 19.2 The Captain, failing him, the Lady Captain, shall take the chair at all Annual General Meetings. In the absence of the Captain or Lady Captain, the Committee members present shall elect a chairperson for the meeting.

- 19.3 In the absence of any elected members of the Golf Committee, those club members present shall elect a Chair person for the meeting.
- 19.4 Attendance at an AGM is permitted by means of electronic communication which shall include a facility or platform for electronic voting by such attendees and on due notice, as set out in clause 21.1.
- 19.5 The Board in consultation with the Golf Committee shall have the authority to direct that the AGM be conducted entirely by electronic communication, and/or to provide for participation in such meeting by electronic communication and on due notice, as set out in clause 21.1, provided there are justifiable reasons for doing so. An electronic AGM meeting scheduled in this matter shall include a facility or platform for electronic voting attendees.

20. Procedure at Annual General Meetings

The procedure at Annual General meetings shall be as follows;

- 20.1 To read the notice concerning the meeting.
- 20.2 To confirm the minutes of the previous Annual General Meeting or any Special General Meeting.
- 20.3 To elect the Committee.
- 20.4 To receive and consider the annual report by the Committee on the affairs of the Club together with a duly audited balance sheet and statement of accounts for the financial year concerned.
- 20.5 To ratify the election of an Honorary Life member (clause 7.7) or Honorary Member (clause 7.8) proposed by the Committee.
- 20.6 To deal with any proposed resolution concerning the affairs of the Club, of which due notice must have been given in writing to the members at least twenty-one days before the date of the meeting.

21. Notice of Annual General Meeting

- 21.1 The GM shall, not less than twenty-one days prior to the Special General Meeting, issue a notice to each member at his or her last registered address stating the date, time and place of the meeting and specifying the business to be dealt with thereat. The non-receipt of such notice by any member shall not invalidate the proceedings of any meeting. Notice of meetings may at the option of the committee also be displayed at the club notice board.
- 21.2 The notice calling a Special General Meeting must state the object for which the meeting is called and no other business may be transacted at that meeting.

22. Special General Meetings

- 22.1 A special General Meeting (“SGM”) may be called by the committee at any time for the following objects:
- 21.1.1 to consider any motions regarding the affairs of the Club;
21.1.2 to consider the dissolution and winding -up of the Club.
- 22.2 The committee shall call a Special General Meeting upon receipt of a written requisition signed by at least forty-nine Full members and/or Honorary Life Foundation members of the Club, which requisition must specify the object of such meeting.
- 22.3 The Captain, failing him, the lady Captain shall take the chair at a Special General Meeting. In their absence the committee members present shall elect a chairperson.
- 22.4 In the absence of any elected Members of the Golf Committee, those club Members present shall elect a chairperson for the meeting.
- 22.5 Attendance at a Special General Meeting is permitted by means of electronic communication which shall include a facility or platform for electronic voting by such attendees and on due notice, as set out in clause 23.1
- 22.6 The Board in consultation with the Golf Committee shall have the authority to direct that a Special General Meeting be conducted entirely by electronic communication, and to allow for participation in such meeting by electronic communication on due notice, as set out in clause 23.1, provided there are justifiable reasons for doing so. Electronic meetings shall include a facility or platform for the electronic voting by attendees.

23. Notice of Special General Meeting

- 23.1 The GM shall not less than twenty-one days prior to the Special General Meeting, issue a notice to each member at his or her last registered address stating the date, time and place of the meeting and specifying the business to be dealt with thereat. The non-receipt of such notice by any member shall not invalidate the proceedings of any meeting. Notice of meetings may at the option of the committee also be displayed at the club notice board.
- 23.2 The notice is calling a Special General Meeting must state the object for which the meeting is called and no other business may be transacted at the meeting

24. Quorum

The quorum at any General meeting of members shall be fifteen members who are entitled to vote. If no quorum is present within fifteen minutes of the advertised time of the meeting, the meeting shall stand adjourned for 30 minutes from the appointed hour. At such adjourned meeting the members present and entitled to vote shall constitute a quorum

25. Voting

- 25.1 The right to vote at general meetings of the Club shall be restricted to those persons referred to in clause 8 above.
- 25.2 The Chairperson of the meeting shall have a casting vote in addition to his/her deliberative vote.
- 25.3 Voting shall be by ballot and two scrutineers shall be appointed by the Chairperson from amongst the voting members present.
- 25.4 No member shall be entitled to vote by way of proxy.
- 25.5 Any member not in good standing shall be disqualified from voting.

26. Books and records of the Club

- 26.1 The Committee shall keep a complete set of books and records of all financial transactions of the Club.
- 26.2 The financial year of the Club shall coincide with the financial year of the HOA.
- 26.3 The Committee shall keep a register of members of the Club and shall cause proper minutes of all Committee meetings and resolutions to be kept together with minutes of all Annual General Meetings and all Special General Meetings.

27. Visitors

Members may introduce visitors to the Club. Such visitors shall adhere to the rules and regulations of the Club and introducing members shall be responsible for their visitors. The number of visitors may not exceed that allowed by the Committee from time to time.

28. Indemnity

The Committee and other officers of the Club, every one of them and their heirs, executors, administrators, shall be indemnified and held harmless out of the funds and property of the Club and/or the HOA, from and against all actions, costs, charges, losses and damages which they or any of them, or any of their heirs, executors or administrators shall or may incur, or sustain by or by reason of any act done, concurred in, or omitted in, or from the execution of their duty or supposed duty in their respective offices, except such, if any, as shall occur or sustain by or through their own wilful neglect or default respectively and none of them shall be answerable for the acts or defaults of the others or others of them or for joining in receipts for the sake of conformity.

29. Alterations to the constitution

The constitution of the Club shall not in any way be rescinded, amended, altered or added to except by the following procedure:

- 29.1 The proposed amendment shall be put to an Annual General Meeting or Special General Meeting and such resolution shall be deemed to be passed if assented to by not less than two-thirds of the members present and entitled to vote.
- 29.2 Once the resolution has been approved by the Club it shall then be submitted to the Board and shall be approved by the Board. In the event of the Board not approving the amendment then the amendment shall be deemed not to have been passed. Should the amendment be passed by the Board then such resolution shall be effective from the date such resolution is passed by the Board.

30. Winding up

The Club may be wound up by:

- 30.1 a resolution of the Club passed by not less than 75% of members present and entitled to vote at a Special General Meeting or Annual General Meeting, provided that not less than 75 members vote in favour of winding up the Club; and
- 30.2 the Board agreeing to the winding up of the Club.

Should there be, upon dissolution of the Club, and after satisfaction of all liabilities any assets whatsoever, then such assets shall be transferred to the HOA.

31. Discipline

Should any member, in the reasonable opinion of the Committee, commit any wilful breach of this constitution, the Club rules attached hereto as "Annexure A" or any other rules, regulations or by-laws of the Club, or be guilty of improper, dishonest, unsportsmanlike or unseemly conduct, or of conduct which is prejudicial to the interests of the Club, whether within the Club's premises or outside, the Committee shall have the power:

- 31.1 to deprive such member of all or any rights and advantages of such member's membership for such time or period as the committee in its absolute discretion may deem fit; or
- 31.2 to reprimand such member;

provided that no member shall be deprived of his/her rights and advantages unless and until the committee have given such member an opportunity to appear before it at such time and place as it, in its sole discretion may deem fit, to explain his/her conduct. At any such hearing the committee shall determine the procedure to be adopted; the committee shall be entitled to summon any member or any other person to appear before it to give evidence for or against such member, and any such member shall be entitled to tender the evidence of any member or of any other person as such member may deem necessary

32. Complaints and Communication

- 32.1 In respect of matters where the committee does not have the power to make final decisions it should refer its recommendations to the GM and in the event of an unsatisfactory response from the GM, to the Board.
- 32.2 All complaints or suggestions by Members shall be made in writing to the General Manager OR any Committee Member who shall, submit such complaint or suggestion to the Committee for consideration at the next Committee meeting.
- 32.3 In respect of a complaint or suggestion where the committee does not have the power to make a final decision, the committee may refer such complaint or suggestion, together with its recommendation to the GM and in the event of an unsatisfactory response from the GM, to the Board.
- 32.4 In respect of any matter referred to the GM and/or Board, the GM and/or Board shall respond to the committee in writing, stating reasons for their decision.
- 32.5 A member of the Club shall in no circumstances be entitled to reprimand any employee of the Club.

33. Rules of golf

The game of golf shall be played in terms of the rules approved by the Royal and Ancient Golf Club of Saint Andrews and such local rules as may be formulated from time to time by the Committee.

34. Publicity and statement to the media

No member of the Club, member of any committee, staff member, or employee may make or give any statement/s whatsoever relating to the affairs of the Club to any newspaper, magazine, radio and/or television programme or to any other person or organisation in the field of publicity, advertising or any other media, without the prior written consent of the Committee. Sporting results and fixtures of times and events are exempt from the aforesaid restraints for the purpose of this clause.

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GOLF CAPTAIN

THE ABOVE CONSITITUTION was adopted by the members of the Prince's Grant Golf Club at the Annual General Meeting of the Club held at Prince's Grant on the 28th day of September 2015. It represents the only Constitution of the Club and replaces any and all other documents purporting to be the Constitution of the Prince's Grant Golf Club.

SIGNED ON THIS DAY OF SEPTEMBER 2012 AT PRINCE'S GRANT

.....
PRESIDENT

.....
CHAIRMAN
(PGHOA)

CLUB RULES

The game of Golf shall be played under the Rules approved by the Royal and Ancient Club of St Andrews and under such local Rules as may from time to time be formulated by the Committee in conjunction with the Golf Operations Manager with duties specifically defined under R & A Rule 33 – The Committee.

1. **Etiquette:**

There are a number of aspects under etiquette that a member should remember:

- 1.1 **Safety:**
Prior to playing a stroke or making a practice swing, the player should ensure that no one is standing close by or in a position to be hit by the club or any other debris that may be moved by the club.
- 1.2 **Consideration for other players:**
The player who has the honour should be allowed to play before the opponent or following competitor tees his ball. No one should move, talk or stand close to or directly behind the ball or the hole when a player is addressing the ball or making a stroke. No player should play until the players in front are out of range.
- 1.3 **Pace of play:**
In the interest of all, play without delay. If a player believes his ball may be lost outside a water hazard or out of bounds, to save time, he must play a provisional ball. Players searching for a ball should signal the players behind them to pass as soon as it becomes apparent that the ball will not be easily found. They should not search for more than 5 minutes. They should not continue play until the players following them have passed and are out of range. When a hole has been completed players should immediately leave the putting green. If a match fails to keep its place in the field and loses more than one clear hole on the players in front, it should invite the match following to pass.
- 1.4 **Holes in bunkers:**
Before leaving a bunker, a player should fill up and smooth over all divots and footprints made by him.
- 1.5 **Repair divots and pitch marks:**
A player should ensure that any divot made by him on the fairway should be filled with sand. Likewise, any pitch mark made by him on the green should be correctly repaired. The piece of green knocked out by the ball should be thrown away – do not replace it in the pitch.
- 1.6 **Damage to greens:**
Players must ensure that they or their caddies do not damage the greens by dropping their bags or the flagsticks on the greens. They must further ensure that they do not damage the holes when replacing or removing the pins.

2. **Slow Play:**

The golden rule is that you are to keep up with the fourball ahead of you or if you are leading the field take no more than 2 hours 10 minutes to complete nine holes. Halfway House not longer than 10 minutes, and a complete round 4 hours 30 minutes.

- More than one hole behind – allocate two holes to catch up and receive warning.
- If after two holes you have not caught up – final warning
- If two holes later you have still not caught up – ask to leave the course.

3. **Sandbags:**

Sandbags are compulsory for all players on the Golf Course.

4. **Local rules:**

The local rules are printed on the back of the scorecard. Any additional rules will be displayed on the notice board. These are subject to change from time to time.

5. **Pull Carts:**

Pull carts are not permitted on the greens.

6. **Dress:**

These days when strict conformity in dress is outmoded it is difficult to apply strict rules. However golfers and guests are still required to be neat and presentably dressed even when their attire is casual. The committee and/or Management reserves the right to make the distinction and will not hesitate to exercise this right, extremes of casualness cannot be condoned. A member is responsible to ensure that his or her visitors conform to the regulations.

7. **Suspension of play:**

The Manager: Golf Operations will decide when the Golf course becomes unplayable. Notice to discontinue play immediately will be communicated to players. Note: in absence of any warning sirens or other communication, players are the sole judges to suspend play when lightning strikes are visible.

If rain was the cause of course being closed the Golf Operations Manager in consultation with the Golf Course Superintendent or his deputy, may determine that no carts will be allowed thereafter.

8. **Children:**

Children who are not junior members are not permitted unaccompanied on the course or putting green. Parents will be held responsible for children found playing on the course.

9. **Visitors:**

Visitors are welcome at Prince's Grant. The Board, however, reserves the right to control visitors subject to conditions published in Estate Rules.

10. **Juniors:**

Junior members are permitted to play on times reserved for full members as determined by the Committee in consultation with the Manager: Golf Operations.

11. Sharing of clubs:

Sharing of clubs is not permitted without the consent of the Manager: Golf Operations

12. Practice:

No practicing whatsoever is allowed on the golf course. At no stage may more than one ball be played except as provided under the golf rules or with prior approval of the Manager: Golf Operations.

13. Caddies:

Caddy fees will be published on the notice boards and can change from time to time. It is in the interest of golfers to only use registered caddies.

14. Handicaps:

Handicaps are being calculated as determined by SAGA. Queries can be directed to the Committee. Members not submitting a score after completion of 18 holes of golf will have a penalty score recorded as per the SAGA instructions.

15. Scorecards:

Participants in club competitions are required, as a condition of entry, to complete the scorecard correctly. Should any information not be on the card, the player can be disqualified.

16. Condition of entry into competitions:

The Manager: Golf Operations, with the assistance of the Committee, reserves the right to stipulate conditions for an entry and if any member does not comply he/she is liable for disqualification.

17. Count out rule:

The count out procedure for 18 hole competitions at the Club is as follows:

- a. Second nine holes, if still tied.
- b. Last six holes, if still tied
- c. Last three holes, if still tied
- d. Stroke one onwards,
- e. For 36 holes the second 18 and then the same procedure as above.
- f. For 72 holes the second 36 followed by the last 18 holes followed by procedures above.
- g. If there is any uncertainty regarding the interpretation of the rule the decision of the Manager: Golf Operations or any Golf Committee Member present, will be final.

18. Club competitions:

18.1.1 Club Championships will be held annually as prescribed by the KZNGU and the committee. The draw will be seeded, according to handicaps in the respective divisions as decided by the Committee. Only members to enter.

18.1.2 Monthly medal – will, unless decided otherwise by the Committee, take place on the last Saturday of the month and is also restricted to members only.

18.1.3 Club knockout – singles, doubles and mixed knockouts are restricted to members only, unless the committee decides otherwise. The rules and conditions will be stipulated on the entry form.

18.1.4 Mixed competitions – are arranged and coordinated by the Ladies section. The rules and conditions will be stipulated on the entry form.

18.1.5 Club competitions – these take place as determined from time to time by the Manager: Golf Operations in consultation with the Committee and the GM and are compulsory for all players who wish to use the course on these occasions.

19. Control of persons on the course:

All players who want to use the course must report to the pro Shop.

20. Cellular phones:

Cellular phones may not be used except for Emergency services. All cell phones on the course must be switched off or be on the discreet mode only.

21. Suggestions and recommendations:

Can be made in writing to either the GM or a Committee member.

22. Guests of members:

A member is responsible for his guest's dress and behaviour at all times.

23. Exception of rules:

The Board and/or the Golf Committee reserves the right to make exceptions to these rules under certain conditions. These exceptions will be placed on the Notice boards whenever possible.