

UMKHONTO WE SIZWE MILITARY VETERANS ASSOCIATION (MKMVA)

CONSTITUTION



(AS ADOPTED: 4TH MKMVA CONFERENCE, 11-14 OCTOBER 2012, BOKSBURG)

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1. PREAMBLE

We the Veterans of Umkhonto We Sizwe (Hereinafter referred to as MK), the former armed wing of the African National Congress:

Having attained national liberation and acknowledging the political freedom that has been achieved in the process, we hereby affirm our commitment to integrating ourselves to the society by empowering ourselves politically, culturally and socio-economically from the position of our liberation.

We affirm that MKMVA derives its existence from the African National Congress and the revolutionary alliance.

We hereby let it be known that we now form ourselves into an association, whose aims and objectives are set out hereunder: -

2. NAME

The name of the organisation shall be Umkhonto We Sizwe Military Veterans Association (Herein and in other official documents and correspondence also referred to as MKMVA).

2.1 The Association shall be a Non-Profit Making body

3. CHARACTER AND LEGAL PERSONA

Umkhonto We Sizwe Military Veterans Association is a progressive association that believes in a democratic, non-racial, non-sexist and prosperous South Africa.

Umkhonto We Sizwe Military Veterans Association (MKMVA)'s identity dictates that it:

3.1.1 Exists in its own right, separate from its members.

3.1.2 Is able to own property and other possessions

Is capable of entering into contractual and other relations for its members

3.1.3 Is able to sue and can be sued in its own name, it is a juristic person.

4. AIMS AND OBJECTIVES

MKMVA will continue to play its role as an agent for progressive change

4.1 MKMVA will continue to play its role as an agent for progressive change

- 4.2 Promote and further the interests of its members and to voice collectively their opinions on matters pertaining their personal development.
- 4.3 Ensure the integration of members of MKMVA into the ANC.
- 4.4 Ensure that members participate in the political life of the ANC.
- 4.5 Encourage its membership to partake in SANMVA through the guidance of the Military Veterans Act
- 4.6 Secure, protect and maintain the legacy of MKMVA as the sole and legal guardian of MK history.
- 4.7 Promote and maintain high standard of discipline and professional integrity.
- 4.8 Seek opportunities that will ensure that the socio-economic wellbeing of its members is taken care of.
- 4.9 Promote or amend, as the case may be, any laws and administrative procedures that affect the interests of its members.
- 4.10 Lobby, advocate and network on behalf of MKMVA
- 4.11 To foster relations with other progressive military veterans organisations nationally and internationally.

5. MEMBERSHIP

- 5.1 All former MK combatants shall be eligible for membership of the Veterans Association except for those whose record of service has been tarnished by collaboration with previous security forces.
- 5.2 All members of MKMVA can be elected in any position, committee or sub-committee of MKMVA.
- 5.3 Filling the necessary documentation is a prerequisite for any ex-MK member to qualify as MKMVA member.
- 5.4 Where needed or there is a dispute application for membership, the matter shall be considered by a special committee at respective provinces, this committee shall comprise of representatives from all detachments of MK to verify applicants.
- 5.5 **All members of MKMVA are entitled to**
 - Benefit from the proceeds of the association
 - Information on MKMVA
 - Participate in the structures of MKMVA

6. DISQUALIFICATION FROM MEMBERSHIP OF MKMVA

- 6.1 Any ex-MK member who is found to have committed gross and serious offence as covered in clause 25.4 of this Constitution
- 6.2 Any ex-MK who is not a member of the ANC
- 6.3 Any person who has never served in MK
- 6.4 Ex-MK members who have collaborated with the previous regime or enemy security forces, local and foreign, during or after the armed struggle.
 - 6.4.1 This clause does not apply to those who have repented in the spirit of reconciliation
- 6.5 Anyone who brings MKMVA into disrepute
- 6.6 Anyone found guilty of contravening the Constitution of the Association

7. MK VETERAN DEFINITION

- 7.1 An MK Veteran is a person, regardless of colour, sex or creed who joined the ranks of MK outside or inside the country who were trained by MK Commanders, and gave part of his/her life to the struggle against apartheid.

8. MKMVA ASSETS

- 8.1 MKMVA Assets means any transaction/s that have been entered into under the name of Umkhonto we Sizwe Military Veterans Association, MKMVA at all levels or any transaction where the membership of these structures has been referred to in securing any deal. These can be businesses, infrastructure, donations, pledges, contracts, and agreements.
- 8.2 The NEC shall keep an asset register and conduct regular audits.
- 8.3 MKMVA has got the right to reports, recommendations, amendment, progress and resolution on all the MKMVA's assets, including the MKMVA Trust, and this shall apply to lower structures.

9. MKMVA TRUST

- 9.1 The National Executive Committee (NEC) shall cause that MKMVA Trust be registered, if already registered, it shall ensure that it functions well and an account be opened with any recognised and legal financial institution in terms of the Trust Property Control Act.
- 9.2 The NEC shall appoint an independent Board of Trustees of the trust. The Board of Trustees, in consultation with the NEC, shall appoint

directors required to serve on companies under its control or oversee governance and management of the Trust.

- 9.3 All monies received into the Trust shall be subject to annual audit by an independent firm of auditors appointed by the Board of Trustees; such audits shall be presented to the NEC as and when required.
- 9.4 All proceed or revenues of the Trust shall serve the interests of MKMVA as enshrined in its Constitution.

10. ORGANISATIONAL STRUCTURES

The MKMVA consist of the following structures:

- 10.1 The National Conference
- 10.2 National General Council
- 10.3 The National Executive Committee
- 10.4 The National Working Committee
- 10.5 The Provincial Conference
- 10.6 The Provincial General Council
- 10.7 The Provincial Executive Committee
- 10.8 The Provincial Working Committee
- 10.9 The Regional Conference
- 10.10 The Regional Council
- 10.11 The Regional Executive Committee
- 10.12 The Regional Working Committee

All the organisational structures of MKMVA shall be gender sensitive and ensure that there is a fair gender representation in all its gatherings.

11. THE NATIONAL CONFERENCE

- 11.1 The National Conference is the highest decision-making structure of the association.
- 11.2 The National Conference shall sit with a quorum of at least five provinces or fifty percent plus one of the members of the National Conference present.

- 11.3 A Special National Conference can also be convened at the request of a minimum of seven provinces.
- 11.4 The national Conference shall be composed of:
- 11.5 Voting Delegates:
 - 11.5.1 Regional and Provincial delegates elected in properly constituted Regional General Councils in various provinces
 - 11.5.1.1 The whole NEC shall attend with full speaking and voting rights in the National Conference
 - 11.5.2 Non-Voting delegates:
 - 11.5.2.1 The NEC may invite other organisations or individuals that have contributed in the struggle or have experience or special skills to attend the Conference
- 11.6 **The National Conference shall: -**
 - 11.6.1 Elect the National Executive Committee
 - 11.6.2 Ratify, amend and approve the Constitution, codes of ethics, standing rules and policies of the Association.
 - 11.6.3 Receive and discuss the reports of the NEC.
 - 11.6.4 Have the right and power to review, ratify, alter or rescind any decision taken by any of the constituent bodies, units of the MKMVA.

12. NATIONAL GENERAL COUNCIL

- 12.1 The NEC shall convene a National General Council during the middle of their term but not less than eighteen months prior to the National Conference.
- 12.2 The NEC will, after consultation with Provincial Executive Committees determine the composition of the National General Council.
- 12.3 All decisions at the NGC shall be by show of hands, unless otherwise decided by the Council delegates;
- 12.4 And the quorum shall be fifty-percent plus one of the members or five provinces.
- 12.5 **The Duties of the National General Council shall be:**
 - 12.5.1 Receive and discuss the reports of the NEC.
 - 12.5.2 Assess and recommend policies and programmes of MKMVA;
 - 12.5.3 Have the power to discuss any issue it deems necessary taking into account policies and directives of the National Conference
 - 12.5.4 Fill vacancies that have arisen within the NEC provided that such vacancies do not exceed fifty (50) percent of the Executive.

13. COMPOSITION AND ELECTION OF THE NATIONAL EXECUTIVE COMMITTEE

13.1 The National Executive Committee (NEC) except where otherwise stipulated by the Electoral Commission shall be elected by secret ballot during the National Conference.

13.2 The Term of Office of the NEC shall be five (5) years

13.3 The NEC shall be composed of 23 members

13.3.1 The Composition of the NEC shall be as follows:

13.3.1.1 The five elected National Office Bearers, namely, the National Chairperson, the Deputy National Chairperson, the General Secretary, The Deputy General-Secretary and the Treasurer-General.

13.3.1.2 The eighteen (18) directly elected members at the National Conference as additional members

13.3.1.3 The Provincial Chairpersons and Secretaries shall serve as ex-officio members of the NEC.

13.3.1.4 The NEC shall have the power to co-opt not more than three (03) members during term of office.

14. DUTIES OF THE NATIONAL EXECUTIVE COMMITTEE

14.1 The National Executive Committee is the highest structure of MKMVA between Conferences and has the authority to lead the organisation, subject to the provisions of the Constitution. The NEC shall not exceed the term of office as stipulated by the Constitution.

14.2 The NEC shall:

14.2.1 Prepare for the National Conference and the National General Council.

14.2.2 Meet at least once every quarter. These meetings shall be convened at date agreed by the General-Secretary in consultation with the National Chairperson. A written notice of date, time, place and agenda shall be circulated to all members, at least three weeks in advance.

14.2.3 At its first sitting elect a National Working Committee

14.2.4 Delegate duties to NEC members and sub-committees.

14.2.5 Hear and solve disputes from provinces.

14.2.6 Not exceed its term of office, this only to be done with the approval of a specially convened National General Council.

- 14.2.7 Appoint sub-committees to ensure proper and good furtherance of MKMVA duties e.g. ad-hoc committees and commissions.
- 14.2.8 Have power to review decisions taken by provinces, regions and any other structure, sub-committee or commission of MKMVA except the National General Council and the National Conference.
- 14.2.9 Execute the Association's policies and programmes as decided by the National Conference and the National General Council.
- 14.2.10 Prepare the reports of the National Conference and the National General Council.
- 14.2.11 Accept, analyse and peruse reports from the National Office Bearers (NOBs) and make thorough inputs and interventions.
- 14.2.12 Acquire by purchase, lease or otherwise any movable property and to hold the same on behalf of the Association.
- 14.2.13 Operate banking accounts on behalf of the Association, to control the national funds and finances and to allocate funds to provinces, regions where possible.
- 14.2.14 Ensure that the Constitution is adhered to at all times.
- 14.2.15 Establish provinces and to establish the areas of jurisdiction.
- 14.2.16 Suspend PEC, REC for actions contrary to the terms of this Constitution or to the policies or decisions of the National Conference, NGC or NEC and put the structure under its management until a relevant committee is elected, i.e. an interim committee or an elected committee.
- 14.2.17 Decide on all matters of procedure on which the Constitution is silent.
- 14.2.18 Assess and determine the status of the NOBs and the need for fulltime officials at all levels of the Association.
- 14.2.19 Surrender all MKMVA assets at the end of its term to the incoming NEC for whatever reason it shall surrender such assets to the appointed structure to perform the duties of the NEC.
- 14.2.20 Monitor the activities of MKMVA Trust and all other interests and assets as mentioned in clause 9.1.
- 14.2.21 Appoint the Electoral Commission that will coordinate and facilitate elections at National Conference and where necessary.
- 14.2.22 Ensure adherence to the Constitution and decisions taken by the Association
- 14.2.23 Appoint a committee to deal with issues of MKMVA women

15. THE NATIONAL WORKING COMMITTEE

- 15.1. The National Executive Committee shall in its first (01) sitting elect a National Working Committee (NWC)
- 15.2. The National Working Committee shall be composed of nine (9) members
- 15.2.1. **The National Working Committee shall be composed as follows:**
 - 15.2.1.1. National Office Bearers
 - 15.2.1.2. Four (4) directly elected NEC members
- 15.3. The NWC shall meet at least once a month to handle the day to day running of the Association

16. THE NATIONAL OFFICE BEARERS

The following shall be the National Office Bearers (NOBs) of the Association:

- National Chairperson
- Deputy National Chairperson
- General-Secretary
- Deputy General-Secretary
- Treasurer-General

16.1 NATIONAL CHAIRPERSON

The National Chairperson shall: -

- 16.1.1 Be a full-time position
- 16.1.2 Be the Chief Executive of the Association
- 16.1.3 Pronounce for and on behalf of MKMVA, outlining the attitude of MKMVA on any question
- 16.1.4 Preside over meetings of the NEC, National Conference and National General Councils
- 16.1.5 Lead the implementation of Congress resolution and member aspirations.
- 16.1.6 Under the overall supervision of the NEC, orient and direct the activities of MKMVA.
- 16.1.7 Network with stakeholders, possible partners of the association e.g. government, public & private sector and the civil society facilitate appointment of people to carry out this task.
- 16.1.8 Enforce overall observance of the Constitution, Code of Conduct of MKMVA to all structures and members

16.2 DEPUTY NATIONAL CHAIRPERSON

The Deputy National Chairperson shall: -

- 16.2.1. In the absence of the National Chairperson assume his/her function
- 16.2.2. In the event of death or permanent incapacity of the National Chairperson and the Deputy National Chairperson, the NEC shall as soon as possible appoint an Acting National Chairperson until such time that the National Conference sits to elect the National Executive Committee.

16.3 GENERAL SECRETARY

The General-Secretary shall: -

- 16.3.1. Be a full-time position
- 16.3.2. Be the Chief Administrative Officer of the Association
- 16.3.3. Handle and conduct the correspondence of the NEC and send out notices of all conferences and meetings at national level
- 16.3.4. Keep the minutes of the National Conference, the NGC, and the NEC as well as other records of MKMVA.
- 16.3.5. Convey the decisions and instructions of the National Conference, the NGC and the NEC to the provincial structures, and see to it that all units or levels of the MKMVA carry out their duties properly.
- 16.3.6. Develop policies that seek to better the lives of MKMVA members and their dependants.
- 16.3.7. Prepare the reports on the work of the NEC and such other documents, which may, from time to time, be required by the NEC, the National Conference and the National General Council.
- 16.3.8. In the absence of the National Chairperson and the Deputy National Chairperson, the General-Secretary shall assume the functions of the National Chairperson.
- 16.3.9. All departments, save those falling directly under the Chairpersonship, shall report on their activities to the General-Secretary.
- 16.3.10. Establish and **manage a Bursary Scheme together with the Treasurer** to assist MKMVA members and their immediate family members. Immediate meaning your direct biological children and spouse.
- 16.3.11. Oversee staff employments and make proposals to the NOBs in the Head Office.

- 16.3.12. Lead interviews and employment panels at the head Office as agreed or appointed by the NOBs.

16.4. DEPUTY GENERAL SECRETARY

- 16.4.1. The Deputy General-Secretary shall deputise the General-Secretary and assist him/her when necessary to carry the functions entrusted him by the National Conference or the NEC.
- 16.4.2. The Deputy General-Secretary shall not be a full-time member.

16.5. TREASURER GENERAL

- 16.5.1. The Treasurer-General shall
- 16.5.2. Be a full-time position.
- 16.5.3. Be the Chief custodian of the funds, properties and assets of MKMVA. This to mean all transactions of MKMVA need to be done with the knowledge and approval of the Treasurer-General and it goes for lower structures.
- 16.5.4. Present annual audited statements of the Association to the national Conference, the National General Council, the NEC as and when required.
- 16.5.5. Receive and bank all the monies on behalf of the Association.
- 16.5.6. Together with the National Chairperson and the General-Secretary, operate the banking account, with him/her as the main signatory and the National Chairperson and the General-Secretary as the counter signatories.
- 16.5.7. Produce the fundraising strategy for the whole Association.
- 16.5.8. Identify and lobby opportunities for the whole Association.
- 16.5.9. Convene and chair the National Finance Committee and facilitate the process of setting them up in provinces and providing them with capacity.
- 16.5.10. Be responsible for the welfare of the whole membership and head the committee or unit that deals with this task.

17. THE PROVINCIAL CONFERENCE

- 17.1. The Provincial Conference shall be held once every four (4) years
- 17.2. Delegates chosen at Regional General Councils shall attend the Provincial Conference.
- 17.2.1. The Provincial Executive Committee members shall attend with full voting and speaking rights.

17.2.2. The Regional Chairpersons and the Secretaries shall attend with full voting and speaking rights.

17.3. The Provincial Conference shall have powers to:

17.3.1. Approve or overrule any decisions taken by the regions, branches or any sub-committee or commission in the province.

17.3.2. Elect the Provincial Executive Committee (PEC)

17.3.3. Formulate policies and programmes of the province

17.3.4. Receive reports from the PEC

18. PROVINCIAL GENERAL COUNCIL

18.1. The Provincial General Council (PGC) shall be convened as and when its necessary

18.2. Quorum

18.2.1. The quorum for the Provincial General Council shall be fifty percent plus one (50% + 1)

19. THE PROVINCIAL EXECUTIVE COMMITTEE

19.1 The term of office of the Provincial Executive Committee (PEC) shall be four (4) years

19.2 The PEC shall be composed of fifteen (15) directly elected members; and Regional Chairpersons and Secretaries

19.2.1 The composition of the PEC will be as such

19.2.1.1 Five Office Bearers, namely, the Provincial Chairperson, the Provincial Deputy Chairperson, the Provincial Secretary, the Deputy Provincial Secretary and the Treasurer

19.2.1.2 Ten additional members directly elected from the Conference

19.2.1.3 Regional Chairpersons and Secretaries shall serve as ex-officio members of the PEC.

20. DUTIES OF THE PROVINCIAL EXECUTIVE COMMITTEE

20.1. The duties of the Provincial Executive Committee (PEC) shall be to:

20.1.1 Carry out the policy and programme of MKMVA in the province and do all things necessary to further the interests, aims and objectives of the organisation.

20.1.2 Carry out the decisions and instructions of the Provincial Conference, the Provincial General Council and the NEC.

20.1.3 Manage the affairs of the province

- 20.1.4 Submit reports on all matters raised at its meetings to the regions in the province
- 20.1.5 Receive reports from the regions on the Association's progress
- 20.1.6 Hear and solve disputes from regions.
- 20.1.7 Issue and send directives and instructions to and receive reports from the regions and other substructures in the province.
- 20.1.8 Manage the finances and properties of the Association in the Province

21. THE PROVINCIAL WORKING COMMITTEE

- 21.1. The Provincial Executive Committee shall in its first (01) sitting elect a Provincial Working Committee (PWC)
- 21.2. The Provincial Working Committee shall be composed of eight (8) members
- 21.3. The Provincial Working Committee shall be composed as follows:
 - 21.3.1. Provincial Office Bearers
 - 21.3.2. Three (3) directly elected PEC members
- 21.4. The PWC shall meet at least once a month to handle the day to day running of the Association

22. THE REGIONAL CONFERENCE

- 22.1. The PEC, under the supervision of the NEC, will divide the Province into regions to correspond strictly to district and metro municipal boundaries in each province.
- 22.2. The Regional Conference is the most upper making decision structure in the region.
- 22.3. Each Region shall hold a Regional Conference every three (3) years, which will elect the Regional Executive Committee (REC), which shall comprise the Chairperson, the Deputy Chairperson, the Secretary, the Deputy Secretary, the Treasurer and additional members not exceeding five (5) in number.
- 22.4. Each branch shall have the right to send delegates to the Regional Conference as allocated by the PEC.
- 22.5. There shall be at least one Regional General Council meeting every quarter, and each region or the PEC or on the request of one third (1/3) of the membership shall have the right to convene general council meetings.
- 22.6. The Regional Executive Committee shall be accountable to the PEC for its functioning.

- 22.7. The Regional Executive Committee shall recommend to the PEC the dissolution or suspension of any of its regional substructures
- 22.8. The REC shall co-opt not more than three (3) members

23. DUTIES OF THE REGIONAL EXECUTIVE COMMITTEE

- 23.1. The duties of the Regional Executive Committee shall be to:
 - 23.2. Manage the affairs of the region
 - 23.3. Coordinate and supervise the region
 - 23.4. Submit reports on all matters raised in the region,
 - 23.5. Receive reports from the province on the progress of the association
 - 23.6. Carry out the decisions and instructions of the Regional Conference, the Regional General Council, the PEC and the NEC.

24. THE REGIONAL WORKING COMMITTEE

- 24.1. The Regional Executive Committee shall in its first (01) sitting elect a Regional Working Committee (RWC)
- 24.2. The Regional Working Committee shall be composed of seven (7) members
- 24.3. The Regional Working Committee shall be composed as follows:
 - 24.3.1. Regional Office Bearers
 - 24.3.2. Two (2) directly elected REC members
- 24.4. The RWC shall meet at least once a month to handle the day to day running of the Association

25. LEGAL PROCEEDINGS

- 25.1. Legal proceedings, whether by way of institution of or in defence to any proceedings, shall receive the approval of the NEC,
- 25.2. All the powers of attorney to sue or defend or any other document, deed or writ that requires the signature of MKMVA, shall be signed by the National Chairperson and the General-Secretary, in absence of both of them, a mandate may be given to the Deputy General-Secretary.
- 25.3. This shall apply *mutatis mutandis* at the lower structures of MKMVA.

26. CONTRACTS WITH THIRD PARTIES

- 26.1. No member of MKMVA in whatever capacity may enter into a contract on behalf of MKMVA purporting to act or attempting to bind the

Association, incur financial or other obligations save provided for by written or verbal mandate at each level or organisational structure of MKMVA within his/ her jurisdiction. Written mandate can also mean minutes of the meeting.

- 26.2. This to a certain extent excludes office bearers who are, by virtue of their positions and powers vested on them, mandated by the Constitution to act on behalf of the Association.

27. DISCIPLINE

- 27.1. The application of the Disciplinary Code and Procedures (**Annexure A**) shall apply to all MKMVA members without exception, and every member must abide.

- 27.2. Disciplinary proceedings against a member shall be confined to violations of MKMVA Constitution, its Standing Orders and Code of Conduct and may not be used to stifle debates or be instituted as a means of resolving private problems.

27.3. Offences

- 27.3.1. A minor offence shall be committed by any member, regardless of his/her position in MKMVA, who:

27.3.1.1. Conduct the activities that deemed to impede activities of the Association

27.3.1.2. Create divisions within the ranks of the Association

27.3.1.3. Conducts any act that has been proven to undermine the effectiveness of the Association

27.3.1.4. Deliberately disrupt the Association's gatherings and interferes with orderly functioning of the Association.

27.4. GROSS AND SERIOUS OFFENCES

- 27.4.1. A gross and serious offence shall be committed by any member, regardless of his/her activities, who:

27.4.2. Act on behalf of or in collaboration with forces proven or known to be counter-revolutionary

27.4.3. Act on behalf of or in collaboration with any hostile political organisation or party other than the ANC and the Mass democratic movement.

27.4.4. Works with foreign intelligence and security services,

27.4.5. Brings the association into disrepute

- 27.4.6. Seriously interferes with the work of the Association or prevents it from fulfilling its mission and objectives,
- 27.4.7. Misappropriates the funds of the Association and its properties.
- 27.4.8. Engages in corruption activities or accepting the use of the name of the Association.
- 27.4.9. Abuse the powers vested in him/her in obtaining any direct or indirect undue advantage or enrichment.
- 27.4.10. Is convicted by the court of law and sentenced or fined for any criminal activities related to the association's interests.
- 27.4.11. Promote or sow sexism, tribalism, factionalism, regionalism, sectarianism or any other form of discrimination or tendency that might be viewed as subversive.

28. ELECTORAL COMMISSION

- 28.1. The NEC shall appoint an Electoral Commission of not fewer than three members whose task it will be:
 - 28.1.1. To coordinate and supervise the nomination and election of candidates
 - 28.1.2. To prepare the ballot papers
 - 28.1.3. To make provision for ballot boxes or other means of secret voting
 - 28.1.4. To create machinery for counting of ballot papers and the effective supervision of the counting of votes
 - 28.1.5. To announce the results of all ballots and make known the number of votes received by each successful candidate
 - 28.1.6. To establish procedures for voting and to determine any dispute raised with regard to elections and election procedures, and to determine how any tied vote should be resolved.
 - 28.1.7. Appoint an technical agency
- 28.2. The names of the electoral commission whose work is to commence before the conference opens shall be submitted to the Conference for endorsement and they will then reinforced by a representative appointed by each province.

29. ELECTORAL PROCEDURES

- 29.1. **Nomination Process**
 - 29.1.1. The nominations shall be conducted as follows:
 - 29.1.2. Any voting delegate to the conference shall have the right to nominate any person who qualifies to be nominated. A nomination has to be seconded by 25% of Conference voting delegates for it to be valid.

29.1.3. The nominations shall be made from the floor and a name shall have to be supported by two provinces or twenty-five percent of the house to qualify for nomination.

29.2. **Acceptance of Nomination**

29.2.1. All nominees will be expected to sign an acceptance form of the Electoral Commission or declare inside the Conference their availability before they could stand for election.

29.3. **Elections**

29.3.1. The Elections shall be conducted through a secret ballot. The voting process will be further outlined as per the situational determination by the IEC.

30. INDEMNITY

30.1. Office bearers, members, any structure or any person duly authorized to perform certain tasks or activities for and/or on behalf of MKMVA shall not be liable personally for the acts or omission giving rise to court action against the Association, unless such acts or activities are proved to be beyond the scope of authority of MKMVA.

31. AMENDMENT OF CONSTITUTION

31.1. The National Conference shall be the only structure of MKMVA to have the powers to amend the Constitution.

31.2. The full term of the proposed amendment shall be submitted to the Provincial Secretary of each province or to the General Secretary by constitutional structures of the Association.

31.3. The proposed constitutional amendment shall be submitted at least three (03) months prior the national conference.

31.4. The Constitution shall be amended by a two-thirds (2/3) majority decision of the voting delegates.

32. DISSOLUTION OF MKMVA

32.1. In the event of dissolution, the assets of the Association shall be utilised:

32.1.1. To the meet the debts of the Association

32.1.2. To meet any current obligations the Association might have.

32.1.3. And all remaining assets and monies shall be donated to organisations or institutions with aims and objectives, which are similar to those of the Association.

This Constitution has been unanimously adopted by MKMVA delegates at the 4th National Conference.

National Chairperson

General- Secretary