



CONSTITUTION OF THE CHIMANIMANI TOURIST ASSOCIATION

1. NAME

The Association with effect from the date of adoption of this constitution henceforth be known as the CHIMANIMANI TOURIST ASSOCIATION (hereinafter referred to as “the Association”)

2. COMMITTEE means the elected members of the Association.

(1)The Committee shall comprise of a Chairman, Vice Chairman, Treasurer, Secretary and three further elected committee members.

(2) QUORUM; for purposes of ordinary general meetings a quorum shall comprise of a minimum of four elected and paid up committee members. For purposes of the AGM a quorum shall comprise of 25% of paid up members of the Association.

3. MEMBER means a paid up member of the Association referred to in this Constitution. The Secretary shall keep a list of PAID UP MEMBERS.

4. THE masculine shall include the feminine, and the singular shall include the plural, and references to persons shall include juristic persons, and vice versa.

5. NOTICE of general/ special meetings, means that notification will be provided to the members by the most expedient means.

6. Chairman or Vice Chairman denotes both the male and female gender

7. LEGAL STATUS OF THE ASSOCIATION

(1)The Association is and shall continue to be an unincorporated voluntary association and shall comprise a distinct and separate legal entity separate from that of its members, with the power to acquire, to hold and to alienate property of every description whatsoever.

(2)The Association is to have perpetual succession.

(3) All actions or suits, proceedings at law or arbitrations involving the Association shall be brought by or against the Association in the name of the Association and the Committee may authorise any person or persons to act on behalf of the Association and to sign all such documents and to take all such steps as may be necessary in connection with any such proceedings.

8. A NON-PROFIT ASSOCIATION.

(1) The Association is not formed and does not exist for the purpose of carrying on any business that has as its object the acquisition of gain or profit by the Association or its individual members.

(2) The income and assets of the Association shall be applied solely for investment and for the promotion of the objects for which the Association is established.

(3) No part of the income or assets of the Association shall be paid, directly or indirectly, by way of dividend, donation or otherwise, to any person other than by way of payment for goods provided, services rendered or facilities or resources provided to the Association.

(4) The Association shall not be entitled to participate in any business, profession or occupation carried on by any of its members or to provide any of its members with financial assistance or premises or continuous services or facilities for the purpose of carrying on any business, profession or occupation.

9. FUNDS OF THE ASSOCIATION

(1) The funds of the Association may accrue from: Levies, subscriptions and other amounts which members of the Association may be required to pay to the Association. (2) Funds raised by such other means not inconsistent with this Constitution as the Committee may consider appropriate or in the interests of the Association from time to time.

(3) The Association may not, however accept donations, bequests, sponsorships and contributions which are subject to conditions that conflict with this Constitution.

(4) A bank account may be operated with signatories of a minimum of two committee members which shall include the elected Treasurer. The Treasurer shall be responsible for keeping accurate accounts on behalf of the Association.

10. AMENDMENTS TO THE CONSTITUTION

In the event that this Constitution is amended, the Association Chairman shall forthwith send a written notice setting out the terms of the amendment to ALL PAID UP MEMBERS. Amendments to the Constitution may be carried out at the AGM subject to a quorum being present.

11. RIGHTS OF MEMBERS

(1) No person or organisation shall have a right to membership of the Association. Any owner, guide or operator of a bona fide tourism business based in the Chimanimani area who subscribes to the aims and objectives of the Association shall be eligible to apply to the Association for membership. The Committee may confer honorary membership to other persons or organisations.

(2) Membership of the Association does not and shall not give any member a right to any of the monies, property or assets of the Association but only confers upon such member the privilege of membership subject to such charges and reasonable restrictions as the Committee of the Association may from time to time determine subject to any applicable law.

(3) All members of the Association shall be bound by this Constitution and any Rules or code of conduct of the Association that may be in force from time to time. No member shall be absolved from the adherence to or application of the Constitution as amended from time to time in terms of

the Constitution or such Rules or code of conduct of the Association by reason of the fact that such member may not have received a copy or notice thereof.

12. LIABILITY OF MEMBERS

(1) No member shall incur any liability either to the Association or any third party for any bona fide act carried out on behalf of the Association;

(2) In any event the liability of members shall be limited to the amount of unpaid fees, subscriptions or other monies owing by them to the Association.

13. OBJECTS OF THE ASSOCIATION

The objects of the Association shall be to:

- (1) Promote and market Chimanimani as a desirable tourism destination in terms of the brand strategy and marketing plan contained in Annexure A to this Constitution or any brand strategy and/or marketing plan that may be substituted therefore from time to time by the Committee;
- (2) Develop and implement a tourism strategy that is inclusive of all communities in the Chimanimani area and transformative in nature and that unites all residents of Chimanimani behind a common vision;
- (3) Assist in the development of new tourism products in the Chimanimani area and as far as possible ensure that such products are consistent with the brand, aims and objectives as the Association, in whole or in part, as the Committee shall determine;

14. DISSOLUTION

On dissolution of the association the association chairman shall forthwith send a written notice advising accordingly to all paid up members.

Duly adopted at Chimanimani this.....10th day of ...June..... 1994

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NAME

SIGNATURE

1.

.....**Felix Gwimbi**..... **Chairman:**.....

2.

.....**Mishek Beta**.....**Vice Chairman:**

3.

.....**D. Schafer**..... **Treasurer:**.....

4.

.....**J.High**..... **Secretary:**.....

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