

# **CONSTITUTION OF CLASH OF TEAMS SERIES**

## **PREAMBLE**

The prime responsibility of the CLASH OF TEAMS is to ensure that the regulations, rules and policies of FEI and SASJ are observed at all RECOGNISED SERIES LEGS to be held, that the interests of the horse are paramount in the series.

This constitution contains rules to provide for the conditions in the CLASH OF TEAMS and these rules may be added to as necessity arises. These rules are supplementary to and in no way conflict with FEI rules or the SASJ rules and, in cases of dispute, the relevant FEI or SASJ rules will apply.

### **1. NAME**

The name of this series is the "CLASH OF TEAMS SERIES". The abbreviation of such name is "C.O.T"

### **2. DEFINITIONS AND ANNEXURES**

Throughout these rules the following definitions apply:

**2.1. EXECUTIVE COMMITTEE** – the committee from time to time of the CLASH OF TEAMS

**2.2. FEI** – the federation Equestre International

**2.3. FEI CONSTITUTION** – the constitution, rules and regulations of FEI

**2.4. PRIMARY PROVINCE** – Gauteng province

**2.5. RECOGNISED VENUES** – venues that have been selected by the CLASH OF TEAMS and are approved as AFFILIATED SHOW HOLDING BODIES by SASJ

**2.6. SANEF** – the South African National Equestrian Federation

**2.7. SANEF CONSTITUTION** – the constitution, rules and regulations of SANEF

**2.8. SASJ** – South African Show Jumping

**2.9. COUNCIL** – Equidome, Fourways, Dunblane, and Penbritte

### **3. OBJECTS**

The objects of the CLASH OF TEAMS

- 3.1.** To establish a team show jumping circuit in the area under its jurisdiction.
- 3.2.** To reward the riders for their talent and investment in the sport
- 3.3.** To ensure the best interest of horses are served in all competitions, which are under the jurisdiction of SASJ
- 3.4.** To promote the turnout and participation of spectators at riding events
- 3.5.** To promote good sportsmanship and honourable practice by riders and members alike
- 3.6.** To co-operate where necessary with any institutions, bodies or person to further the interests of the CLASH OF TEAMS
- 3.7.** To ensure that the FEI CONSTITUTION and the SASJ CONSTITUTION are observed where applicable in all activities of CLASH OF TEAMS or conducted under the auspices of the CLASH OF TEAMS COUNCIL
- 3.8.** To ensure that the laws of the Republic of South Africa are observed where applicable in any activities of the CLASH OF TEAMS

### **4. GENERAL POWERS OF THE CLASH OF TEAMS EXECUTIVE COMMITTEE**

- 4.1.** The business and management of the affairs of the CLASH OF TEAMS will be in the hands of the EXECUTIVE COMMITTEE
  - 4.1.1.** The EXECUTIVE COMMITTEE will consist of members elected by the members of the COUNCIL
  - 4.1.2.** An executive committee member who is absent without leave from 3 consecutive meetings may be removed from office by resolution of the EXECUTIVE COMMITTEE
  - 4.1.3.** The executive committee members will meet together for the regular despatch of business, and may adjourn or otherwise regulate their meetings as they think fit. Proceedings at meetings will be recorded in minute form.

The general powers of the EXECUTIVE COMMITTEE are, in the furtherance of its objectives:

- To conclude agreements with any persons for the rendering of any services to the CLASH OF TEAMS
- To appoint any person as the agent of the CLASH OF TEAMS
- To employ employees of the CLASH OF TEAMS
- To find any activities of the CLASH OF TEAMS
- To accept any gifts, donations or bequests made to the CLASH OF TEAMS
- To give any indemnities for the CLASH OF TEAMS
- To determine ( including vary) the teams and conditions of any agreements concluded by the CLASH OF TEAMS
- To terminate or cancel any agreement concluded by the CLASH OF TEAMS
- To compromise, compound or settle all claims made by the or against the CLASH OF TEAMS
- To indemnify any committee, committee member, official ( including officials at shows), officer or representative of the CLASH OF TEAMS against claims ( whether for damages, losses, cost charges, expenses or otherwise)
- To reimburse any committee, committee member, official (including officials at shows), officer or representative of the CLASH OF TEAMS for any costs, charges and expenses as they may necessarily incur in the exercise of their duties on behalf of the CLASH OF TEAMS
- To institute and hold disciplinary proceedings, and to enforce the findings of those proceedings
- To institute, defend or prosecute any legal proceedings (including any arbitrations or mediation proceedings) for or against the CLASH OF TEAMS in its own name
- To take any steps to enforce its rights and remedies and to fulfil its obligations
- To open and operate accounts with any financial institution.

## **5. SUB-COMMITTEES**

Notwithstanding anything to the contrary contained in this constitution, the EXECUTIVE COMMITTEE may from time to time appoint and delegate to sub-committees any of its power and impose such conditions with regards to delegations as it thinks fit.

The members of the committees will consist of volunteers and by invitation.

## **6. DISSOLUTION OF THE CLASH OF TEAMS**

In the event of the dissolution of the CLASH OF TEAMS, the assets will be donated to any equestrian fund or such other body or fund with similar interests as may be decided at a special general meeting of members at the time of such dissolution and provided that the normal notice period for a meeting is adhered to, no quorum will apply for this meeting only.

## **7. RIDERS**

Riders who participate in the event from 80cm to 1.20m will be allowed to ride any horses of their choice in the 5 legs

The CLASH OF TEAMS will have the right to test any horse/rider for substance abuse.

If a rider makes his/her horse available and then notifies the EXECUTIVE COMMITTEE that his/her horse cannot participate they must notify the EXECUTIVE COMMITTEE of its substitution.

Riders will receive medals, prize money for 1st/2nd/3rd per event. The winning teams will be presented at the final leg of the CLASH OF TEAMS with trophy and the bulk of the prize money.

## **8. SPONSORS**

Sponsors must be issued with a legitimate invoice from the CLASH OF TEAMS and in return will receive advertising in the form of branding, jump, and billboard.

## **9. THE EVENT**

The event will consist of 5 riders in a team, 4 competing riders and one reserve. The captain of the team will elect the team to take part at each leg. The reserve does not pay for the leg that he/she does not participate in.

The winning coach who enters the most teams will receive a trip to Cape Town for one week all expenses paid plus R5000.00 spending money ( total worth is R50 000)

Teams must enter under their chosen team name and submit their trainers/coaches name for the team.

In event of a team member being hurt or unavailable the team may use the substitute rider.

An event will consist of heights from 80cm to 1.20m. The course will be raised accordingly to each height Then the same again but over a shortened course on time. The best 3 scores will count towards the team total with the worst score being a dropped score. The qualifying team with the least faults and the fastest time will progress to the final leg. All five teams qualifying will drop their accumulated score and all teams will start with zero points. The winner will be the team having the least faults and fastest time on the day, should there be tie each team will chose two riders and compete in a jump off.

The EVENTS COMMITTEE will appoint a course designer & officials for all the SHOW LEGS of the CLASH OF TEAMS

All Teams fall under the authority of the CLASH OF TEAMS

## **10. AUCTION**

Money raised at auction will be split 50% to the winning owner and 50% to charity chosen by the EXECUTIVE COMMITTEE

## **11. ADVERTISING**

The main sponsor will be entitled to have his name attached to the CLASH OF TEAMS

Owners may brand the sleeves and the pockets area of the shirts & horse's numnahs. Riders may brand the sleeves for additional income.

## **12. CLOTHING**

Riders will compete in standard white breeches/jodhpurs with a coloured team sponsored shirt. No jacket. Owners will nominate team colour if not already selected.

## **13. OFFICIAL COLOURS, LOGO AND BRANDING**

**13.1.** The official colours of the CLASH OF TEAMS are the four colours of the council and are to be used as determined by the EXECUTIVE COMMITTEE from time to time.

- 13.2.** The official logo of the CLASH OF TEAMS will be determined by the EXECUTIVE COMMITTEE.

#### **14. MALTREATMENT**

- 14.1.** No member will maltreat any horse/pony at any place and at any time. Any such maltreatment will be regarded as a serious contravention of this constitution.

For the purpose hereof , maltreatment (without limiting the generality of the concept) includes causing the death, injury or discomfort of a horse/ pony through abuse, neglect malice or cruelty, failing to ensure the wellbeing of a horse/ pony owned by or in the care of or under the control of the person concerned of food or water, whipping or beating a horse/ pony excessively, subjecting the horse/ pony to any kind of electric shock device using spurs or jabbing the horse/pony in the mouth with the bit excessively or persistently, remounting ( or attempting to remount) an obviously exhausted, lame or injured horse/pony, rapping a horse/ a pony , hyper sensitising any part of a horse/ pony and leaving a horse or pony without adequate food, drink or excise.

#### **15. FEI AND SANEF**

- 15.1.** To the extent that this constitution (including its regulations) is in conflict with the FEI CONSTITUTION or the SANEF CONSTITUTION, such other constitutions have precedence to the extent that they are applicable.
- 15.2.** All members are bound by the FEI CONSTITUTION and the SANEF CONSTITUTION by virtue of their membership of SASJ and undertake under this constitution not to contravene such other constitutions

#### **16. DISCIPLINARY MATTERS**

- 16.1.** Any member who contravenes this constitution (including its regulations) is guilty of an offence and is subject to the disciplinary procedures set out herein.
- 16.2.** Complaints will be made by interested persons in writing to the EXECUTIVE COMMITTEE or to the general manager of the CLASH OF TEAMS or to the show director of any show leg (where the complaint relates to a contravention at or in relation to such show) or to a judge of any show leg (where the complaint relates to a contravention at or in relation to such show); provided

that the general manager, show director or judge receiving the complaint will forward same to the EXECUTIVE COMMITTEE for further action as soon as practically possible.

**16.3.** The EXECUTIVE COMMITTEE (or the chairman will appoint disciplinary committees to hear complaints which are founded, which are not frivolous, which the EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS) determines have been made in good time and which the EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS) is of the opinion should be adjudicated on by a disciplinary committee.

16.3.1. The show director and the judges and/or such other persons as the EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS) may determine are appointed as designated officials to receive complaints at RECOGNISED SHOW LEGS.

16.3.2. The EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS) will further appoint a disciplinary committee to hold disciplinary enquiries in relation to each complaint.

16.3.3. The EXECUTIVE COMMITTEE or the disciplinary committee charged with holding a disciplinary enquiry in respect of a complaint may elect to accept a written admission of guilt by the accused (together with a reprimand of the accused and / or the payment of a fine by the accused) in lieu of holding a disciplinary enquiry in respect of the complaint. Admissions of guilt should not be considered appropriate in instances where the EXECUTIVE COMMITTEE or the disciplinary committee are of the opinion that the contravention complained of is serious enough to warrant suspension or expulsion, if founded.

The following are the disciplinary procedures under this constitution for contraventions of this constitution:

16.3.4. The EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS) will appoint a disciplinary committee consisting of at least 3 persons selected by the EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS). The disciplinary committee may be assisted by experts of its choice who will form part of the disciplinary committee; provided that such experts may not exceed 2 in number without the approval of the EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS).

16.3.5. The accused will be advised of the alleged contravention on behalf of the CLASH OF TEAMS either orally or in writing as soon as practically possible after the disciplinary committee has been charged with the adjudication of the alleged contravention.

The disciplinary enquiry proceedings will be commenced within 30 days (or such extended period as the EXECUTIVE COMMITTEE, or the chairman of the CLASH OF TEAMS, may determine) after the accused has been advised of the alleged contravention at a time and place by the CLASH OF TEAMS determined by the disciplinary committee. The accused will be given fair warning of the time and place at which the disciplinary enquiry will be held

- 16.3.6. The disciplinary committee will determine its own procedures for holding the disciplinary enquiry.
- 16.3.7. The chairman of the disciplinary committee will maintain order during the disciplinary enquiry.
- 16.3.8. The prosecutor will detail the alleged contravention at the commencement of the disciplinary proceedings and will present evidence of the alleged contravention to the disciplinary committee.
- 16.3.9. The accused will have an opportunity to state his/her case and to present evidence to the disciplinary committee in respect of the alleged contravention.
- 16.3.10. The prosecutor, the accused and the disciplinary committee may examine all witnesses.
- 16.3.11. After all evidence has been presented, the disciplinary committee will adjourn to consider all evidence and to make its decision.
- 16.3.12. The disciplinary committee in respect of each contravention will either:
  - exonerate the member
  - reprimand the member
  - suspend the member from the PRO SERIES for a specified period (but not exceeding the maximum number of days for such suspensions as determined by the EXECUTIVE COMMITTEE from time to time)
  - expel the member from the PRO SERIES

And, in all such cases, the disciplinary committee may fine the member; such fine will be the amount determined by the disciplinary committee, which fine will not exceed the maximum amount for such fines as may be determined by the EXECUTIVE COMMITTEE from time to time.

- 16.3.13. The chairman of the disciplinary committee (or the CLASH OF TEAMS on his/her behalf) will advise the accused either orally or in writing of the decision of the disciplinary committee and such chairman will submit a written report to the EXECUTIVE COMMITTEE on the disciplinary enquiry and its decisions as soon as practically possible.

- 16.3.14. The details of the disciplinary enquiry may be published as the EXECUTIVE COMMITTEE (or the chairman of the CLASH OF TEAMS) may determine.
- 16.3.15. If an accused refuses or fails to attend a disciplinary enquiry, he/she waives all his/her rights in respect of the disciplinary enquiry and the disciplinary enquiry may proceed in his/her absence.
- 16.3.16. The decision of the disciplinary committee will be final and binding and is not subject to any right of appeal.
- 16.3.17. No suspension or expulsion of a member will take effect until same has been ratified by the EXECUTIVE COMMITTEE; provided that if such suspension or expulsion is not ratified, the EXECUTIVE COMMITTEE will refer the matter back to the disciplinary committee concerned to impose a different sentence. The EXECUTIVE COMMITTEE will take its decision within 30 days after it is considered the report of the chairman of the disciplinary committee and may call for oral or written representations from the accused before taking its decision. The EXECUTIVE COMMITTEE will advise the accused of its decision in writing or orally.

## **17. CODE OF CONDUCT**

- 17.1.** All members will ensure that when they participate at RECOGNISED SHOW LEGS they display sportsmanship and good behaviour in accordance with the standards which are reasonably acceptable in equestrian sport or otherwise as determined by the EXECUTIVE COMMITTEE from time to time and published generally to the members. Any member (including a custodian member) who assists any other member in any capacity or in any way at a RECOGNISED SHOW LEG is deemed to be participating at such show for the purpose hereof.
- 17.2.** The following code of conduct is applicable in respect of all riders of the CLASH OF TEAMS and in respect of all affairs (including shows) of the CLASH OF TEAMS
- 17.2.1. The horse will be considered paramount in all equestrian sports.
- 17.2.2. The wellbeing of the horse will take precedence over the needs and demands of breeders, trainers, riders, owners, dealers, organisers, sponsors or officials.
- 17.2.3. All handling and veterinary treatment of horses should ensure the health and welfare of the horse.
- 17.2.4. The fitness and competence of the rider will be regarded as essential in the interest of the horse.

17.2.5. All riding and training methods should take account of the horse as a living entity and should not include any technique considered by the FEI to be abusive.

17.2.6. The national and international rules and regulations in equestrian sport regarding the health and welfare of the horse should be adhered to not only during events, but also in training. Competition rules and regulations will be continually reviewed to ensure such welfare.

## **18. AMENDMENTS AND REGULATIONS**

**18.1.** No amendment will be made to this constitution save by special resolution passed by a majority of not less than two-thirds of the members entitled to vote at that meeting of the CLASH OF TEAMS.