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20 September 2023

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GRONDWETWYSIGINGS TULI BEESTELERSGENOOTSKAP VAN SA AJV 2023

By die Algemene Jaarvergadering gehou op 8 September 2023 is die aangehegte wysigings in die Afrikaans en Engelse Grondwet eenparig aanvaar soos voorgestel deur mnr C Rothman en gesekondeer deur mnr W Gouws.

Die uwe



Anna-Marie Viljoen
Sekretaresse

Raadslede / Council Members

S Mains-Sheard (President), B Raath (Vise-President/Vice President),
J Bredenkamp, E Clark, W Gouws, D Mullins, C Rothmann

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5. BEDANKINGS, OPSKORTING EN SKORSING VAN LEDE

6.1 Bedanking van Lede

Enige lid mag bedank as lid van die Genootskap deur nie minder nie as een maand voor die tyd skriftelik kennis daarvan aan die Genootskap te gee:

Met dien verstande dat –

- (a) sodanige bedanking minstens voor 30 Junie ingedien moet word;
- (b) geen ledegelde of gedeelte daarvan terugbetaalbaar sal wees nie; en
- (c) alle gelde aan die Genootskap verskuldig ten volle betaal is en die lid sy verpligtinge nagekom het ten opsigte van dokumente, rekords, aantekeninge, registrasies en oordragte of enige ander verpligting met betrekking tot sy lidmaatskap deur die Genootskap vereis.

6.2 Opskorting of Skorsing van Lede

Die Raad mag 'n lid skors en/of dienste aan enige lid opskort wat –

- (a) in gebreke gebly het om enige bedrag wat deur hom aan die Genootskap verskuldig is te betaal binne 30 dae nadat 'n skriftelike eis vir sodanige vereffening, deur die Sekretaresse aan die lid gerig is;
- (b) na oordeel van die Raad op enige wyse oneerbaar of afbrekend teenoor die karakter of tot nadeel van die Genootskap opgetree het;
- (c) die Grondwet of enige reël van die Genootskap oortree het;
- (d) enige reël in die Gedragskodes (Bylae B) soos van toepassing en van tyd tot tyd deur die Raad bepaal, oortree het;
- ~~{(d)}~~ (e) skuldig bevind is op grond van oortreding van die Wet;
- ~~{(e)}~~ (f) met opset of vir persoonlike gewin of voordeel foutiewe inligting aan die Genootskap of enige van sy amptenare of aan beamptes of beoordelaars by skoue verstrek het, of wat aan die liggaam van 'n Tuli sodanige veranderings aangebring het om enige persoon te mislei; of
- ~~{(f)}~~ (g) probeer om 'n amptenaar van die Genootskap om te koop;

Met dien verstande dat geen stappe vir opskorting of skorsing teen 'n lid van die Genootskap geneem sal word nie, alvorens die Genootskap nie minstens 30 dae voor die datum van die Raadsvergadering waarop sodanige beweerde oortreding behandel sal word, 'n skriftelike kennisgewing aan so 'n lid gerig het waarin hy in kennis gestel word van die aard van die klagte en/of oortreding, asook die datum van sy voorgestelde verhoor en waarin daar 'n beroep op hom gedoen word om persoonlik of indien hy so verkies, deur sy behoorlik gemagtigde verteenwoordiger, sy kant van die saak op die Raadsvergadering te stel.

Die Raad of enige Komitee van die Raad sal geregtig wees om behoorlik navraag te doen in verband met die gedrag van 'n lid en om sodanige inligting by so 'n plek, persoon, firma en/of instansie in ontvangs te neem en daarop te handel op so 'n wyse as wat die Raad mag goeddink.

Die gewone reëls wat betref die lewering van getuienis sal nie van toepassing wees op sodanige *bona fide* navraag nie en geen lid sal enige aksie, eis en/of reg van verhaal teen die Raad of sy Komitee hê in verband met enige aangeleentheid en/of saak wat voortspruit uit sodanige navraag of inligting wat bekom was nie.

- 6.3 Enige lid wat sy lidmaatskap verbeur het of wat opgeskort of geskors is, moet deur die Genootskap skriftelik daarvan in kennis gestel word binne drie dae na die datum waarop die besluit met betrekking tot sy opskorting of skorsing goedgekeur of waarop sy lidmaatskap verbeur is. As dienste aan die lid opgeskort is, sal die kennisgewing die voorwaardes en tydperk van opskorting verduidelik.
- 6.4 Na sodanige skorsing van 'n lid mag die Raad opdrag aan die Genootskap gee om sy naam uit die Kuddeboek en enige ander registers of verslae van die Genootskap te verwyder en by die Registrerende Owerheid aansoek doen vir die kansellering van alle aantekeninge en/of registrasies ten opsigte van diere wat deur die geskorste lid geteel is en ten tyde van sy skorsing in sy besit was. Die Raad mag verder van die geskorste lid verlang om indien van toepassing, onverwyld alle aantekening- en/of registrasiesertifikate ten opsigte van diere wat ten tyde van sy skorsing in sy besit was, aan die Genootskap te oorhandig.
- 6.5 Vanaf datum van skorsing sal geen diere wat daarna deur die geskorste lid geteel word, oorgedra, aangeteken of geregistreer word nie, geen geboortekennisgewing van hom ontvang sal aanvaar word nie en hy sal dienooreenkomstig in kennis gestel word.
- 6.6 Enige persoon wat opgehou het om lid van die Genootskap te wees, mag weer vir lidmaatskap in aanmerking kom ooreenkomstig die bepalinge van Klousule 4.3 en nadat alle agterstallige skulde vereffen is.
- 6.7 Enige lid wie geskors word is en bly aanspreeklik vir alle gelde deur hom verskuldig aan die Genootskap soos op datum van skorsing.
- 6.8 Opheffing van Stemreg**
- 6.8.1 Enige lid, uitgesluit lede waarna in Klousule 4.2.2 verwys word, wat vir 'n termyn soos wat die Raad van tyd tot tyd mag bepaal geen Tuli's in sy naam laat registreer het nie of wat nie geregistreerde beeste gedurende sodanige tydperk aangekoop het waarvan die oordragte in sy naam geregistreer is nie, sal sy stemreg waarna in Klousules 4.2 en 4.4(c) verwys word, verbeur.
- 6.8.2 Die stemreg van geen lid sal opgehef word mits hy nie ten minste 30 dae voor die vergadering waarop sodanige opheffing in werking sal tree daarvan skriftelik deur die Sekretaresse in kennis gestel is nie.
- 6.8.3 Sodanige opheffing van stemreg van 'n lid sal van krag bly totdat hy weer Tuli's laat registreer waarna die opheffing van sy stemreg onmiddellik beëindig sal word sonder dat enige kennisgewing te dien effekte aan hom gegee moet word.
- 6.8.4 Die opheffing van stemreg op die hierin vermelde wyse sal geensins die ander regte en/of verpligting van lidmaatskap affekteer nie.



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TULI BEESTELERSGENOOTSAP VAN SA

GEDRAGSKODE: LEDE

Deur lid te word en te wees van die Tuli Beestelersgenootskap van Suid Afrika, verbind elke lid hom of haar tot die volgende gedragskode:

- Die optrede en houding van elke lid, moet te alle tye tot voordeel van die Genootskap, die lede van die Genootskap en die ras as sodanig getuig.
- Die gedrag van lede by veilings, uitstallings en ander openbare geleenthede, moet te alle tye van die samehorigheid tussen die lede, sowel as lojaliteit teenoor die Genootskap en ras as sodanig getuig.
- Klagtes oor die gedrag van 'n mede-lid, 'n inspekteur, 'n Raadslid of die Raad van die Genootskap, moet skriftelik onder die aandag van die Raad gebring word, vir die beslegting van die geskil en waar nodig, toepassing van die nodige tugmaatreëls.
- Elke lid stem hiermee in, om hom/ haar te onderwerp aan die tugmaatreëls soos andere andere vervat in die Genootskap se Grondwet.
- Lede onderneem om nie skadelike uitlatings ten opsigte van die Genootskap, sy ampsdraers of enige lid, of sy diere te maak nie.
- Lede onderneem om te alle tye akkurate inligting aangaande ouerskap, prestasie, gesondheidstatus en vrugbaarheid van diere te verskaf.
- Lede onderneem om geen diere met verborge genetiese defekte en/of ander defekte vir teelddoeleindes te verkoop nie.
- Wanneer hierdie dokument onderteken word, aanvaar die ondertekende die bepalings en voorwaardes van die Grondwet en Verordeninge en word dus as gelees beskou.

GETEKEN OP ____ / ____ / 20____ TE _____

NAAM: _____

HANDTEKENING: _____

Raadslede / Council Members

B Raath (President), S Mains-Sheard (Vise-President/Vice President),
J Bredenkamp, E Clark, D Mullins, C Rothmann (Gekoöpteerd/Co-opted)



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TULI BEESTELERSGENOOTSAP VAN SA

GEDRAGSKODE: INSPEKTEURS

- 'n Inspekteur moet te alle tye hoflik wees.
- 'n Inspekteur moet altyd betyds en netjies geklee wees.
- 'n Inspekteur moet aandagtig **luister** en met die nodige respek optree teenoor die eienaar/ teler van 'n dier. Poog altyd om probleme op te los en wees gereed om veral nuwe telers behulpsaam te wees wat betref administratiewe prosedures.
- Wees professioneel en deeglik en kontroleer brandmerke, oorkodes en prestasiedata. Laat voldoende tyd toe vir 'n deeglike inspeksie van elke dier.
- Verduidelik hoe besluite geneem word, veral in gevalle waar diere afgegradeer of uitgeskot word.
- Probeer altyd om enige geskille wat mag ontstaan by te lê, voordat u die plaas verlaat en indien nodig, verwittig die kantoor dienooreenkomstig.
- 'n Inspekteur mag onder geen omstandighede instruksies of kommissie van 'n lid of nie-lid ontvang, ten opsigte van die koop of verkoop van Tuli diere/ semen/ embryo's nie. Voorts mag hy/ sy ook nie die verkoop van sy/ haar eie diere tydens die uitvoer van 'n inspeksie bevorder nie. Verwys na tegniese adviseur of onafhanklike persoon.
- 'n Inspekteur mag geen omkoopgeld ontvang nie.
- 'n Inspekteur mag nie sy/ haar eie en/of direkte familie of verwante entiteite se diere inspekteer nie.
- Inspeksies word deur ten minste een senior inspekteur uitgevoer.
- Ten einde tred te hou met ontwikkeling, moet senior inspekteurs ten minste elke tweede opknappingskursus bywoon, sy/haar status as senior keurder te behou en op hoogte bly met navorsingsprojekte wat ten opsigte van die ras geloods word. Dit word ook aanbeveel dat beskikbare literatuur ten opsigte van die geskiedenis van die ras deeglik bestudeer word.
- 'n Inspekteur moet lojaal wees teenoor sy Genootskap en kollegas.
- 'n Inspekteur moet te alle tye deur sy optrede, die uitsprake en doelstellings van die Genootskap bevorder en respekteer.
- Die optrede van 'n inspekteur moet te alle tye lofwaardig en onberispelik wees, in ooreenstemming met sy/haar eie beeld, karakter en integriteit en moet die Genootskap tot eer strek.
- 'n Inspekteur moet te alle tye en onder alle omstandighede onpartydig en met die nodige eerlikheid en integriteit optree en sy/haar optrede mag nooit sodanig wees dat dit sy/haar eie, of die beeld van die Genootskap skaad nie.
- Die optredes of uitsprake van mede-lede moet nie in die openbaar deur inspekteurs bevestigteken of afgekeur word nie, maar moet verkieslik skriftelik aan die President van die Genootskap gerig word.

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- 'n Inspekteur moet hom- of haarself aan die gesag van die Raad onderwerp en as sodanig moet hy/ sy enige teregwydings van die Raad aanvaar, met betrekking tot onaanvaarbare optrede en selfs om van sy/ haar status ontnem te word, nadat hy/ sy die geleentheid gebied is om sy/ haar kant van die saak te stel.
- 'n Inspekteur moet 'n kode van vertroulikheid respekteer, waar ookal dit deur die Genootskap vereis word.
- Wanneer 'n persoon as inspekteur optree, word van hom/haar verwag om streng volgens rasstandaarde te keur en nie onder die druk van 'n teler te swig nie.
- Wanneer 'n persoon as inspekteur optree, moet die volgende vereistes aan voldoen word:
 - Neergelegde prosedures, soos bepaal deur die Raad moet te alle tye gevolg word.
 - Om as 'n ambassadeur van die ras op te tree.
 - Om te verseker dat sy/haar optrede die respek van mede-telers wegdra.

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TULI BEESTELERSGENOOTSAP VAN SA

GEDRAGSKODE: RAADSLEDE

Van Raadslede word die volgende verwag:

- Om te alle tye te strewre daarna om die Genootskap se sake en belange in geheel, sonder enige bymotiewe te dien.
- Om in alle besluitnemingsprosesse, gesonde oordeel te gebruik en sodoende die beste besluite vir die Genootskap te kan neem.
- Om binne perke van die Grondwet, asook oorkoepelende geregtelike dokumente op te tree.
- Om alle portefeuljes met integriteit en deursigtigheid te bestuur.
- Om die pligte aan hulle opgedra deur die Raad en die Genootskap nougeset uit te voer, binne die teikendatums daarvoor neergelê, sonder enige vooroordeel teenoor individue of groepering.
- Om persoonlike- en/of besigheidsverhoudings wat met die Raad se funksionering en besluitneming kan bots, aan die Raad bekend te maak.
- Om altyd uit een mond te praat en alle besluite, soos in die Raadsvergaderings geneem, te **aanvaar** ondersteun volgens die meerderheidstem, al was die persoon in die minderheid.
- Om te alle tye met respek op te tree teenoor die sekretaresse en amptenare van die Genootskap of die Assosiasie

Van Raadslede word verwag om NIE:

- Konfidensiële inligting wat mondelings of skriftelik weergegee is en as konfidensieël aangedui is, buite die Raadsvergadering (behalwe met mede-Raadslede) te bespreek nie.
- Beloofte namens die Raad rakende keurings, verkope, ens. aan lede te maak nie.
- Enige prosedure wat die gesag van die Raad ondermyn, aan te moedig nie.
- Op te tree vir eie gewin nie.
- Fondse van die Raad sonder voldoende magtiging te spandeer nie.
- Enige omkoopgeskenke van lede, telers, ens. te aanvaar nie.
- Nie persoonlike aanvalle op enige lid van die Genootskap, sowel as mede- Raadslede te loods nie.
- Besluite soos in die Raad geneem op 'n onverantwoordelike wyse, buite die Raad te debatteer nie
- Geskille wat gedurende 'n Raadsvergadering plaasvind, buite die Raad te bespreek nie.

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GENERAL BYE-LAWS

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ANNEXURES

Annexure A – Breed and Production standards

Annexure B – Codes of Conduct (Members, Inspectors and Council Members)

6. RESIGNATION, SUSPENSION AND EXPULSION OF MEMBERS

6.1 Resignation of Members

Any member may resign from the Society by giving not less than one month's written notice to the Society: Provided that-

- (a) such resignation shall reach the Society before 30 June.
- (b) no subscription or part thereof shall be refundable; and
- (c) shall not take effect before and until all moneys owing to the Society by such member have been paid, and furthermore until such member has discharged all his obligations in respect of registrations, transfers or any other obligation he would have had to discharge as a member of the Society.

6.2 Suspension or Expulsion of Members

Council may expel, and/or suspend its services to any member who –

- (a) despite due written notice and demand directed to the member from the Secretary continues to remain in arrear in respect of any fees or dues for a further period of 30 days;
- (b) has acted in any manner which in the opinion of the Council is or may be prejudicial to the interests of the Society or any of its members;
- (c) has infringed any provision of the Constitution or rule of the Society;
- (d) has infringed any rule in the Codes of Conduct (Annexure B) as applicable and determined from time to time by Council;
- ~~{(d)}~~ (e) has been found guilty of an offence under the Act; or
- ~~{(e)}~~ (f) has willfully, or for personal gain or advantage, given incorrect information to the Society, any official of the Society, or to judges or officials at shows, or has, by his acts or omission, brought actual or potential dishonor upon the Society; or
- ~~{(f)}~~ (g) attempted to bribe an official of the Society;

Provided that no proceedings for suspension or expulsion shall be initiated against any member of the Society unless the Society has, at least 30 days prior to the date of the Council meeting at which such alleged breach is to be dealt with, notified ~~[to]~~ such member in writing of the nature of the complaint and/or offense as well as the date of his proposed hearing, and calling upon him, if he so wishes, to present, either personally or through his duly authorised representative, his side of the case at such meeting of Council.

The Council or any Committee of the Council shall be entitled to properly inquire about the conduct of a member and to receive and act upon such information at such place, person, firm and / or institution and to deal with it in such a way as the Council may approve.

The usual rules regarding the delivery of evidence will not apply to such *bona fide* inquiry and no member will take any action, claim and/or right of action against the

Council or its Committee in respect of any case and/or matter derives from such inquiry or information that was obtained.

- 6.3 Any member who has forfeited his membership or who has been suspended or expelled shall be notified by the Society in writing within a period of three days from the date upon which the resolution effecting his suspension or expulsion was passed, or upon which his membership was forfeited. If services to the member have been suspended, the notification will explain the conditions and period of suspension.
- 6.4 Upon expulsion of a member, Council may at its discretion direct the Society forthwith to remove from the Herd Book and any other registers or records of the Society, the name of the member so expelled, and to apply to the Registering Authority for the cancellation of all recordings and/or registrations effected by it, in respect of animals bred by the expelled member and owned by him at date of his expulsion. The Council shall moreover call upon the expelled member forthwith if applicable, to deliver to the Society the recording- and/or registration certificates in respect of all animals bred and owned by him at the date of his expulsion.
- 6.5 From the date of his expulsion no transfer of an animal bred by the expelled member shall be registered in his name, no notifications of birth shall be accepted from him, and he shall be notified accordingly.
- 6.6 A person who, for whatever reason, has ceased to be a member of the Society, may thereafter again be admitted to membership, upon application made in terms of Clause 4.3. provided all outstanding dues had been settled.
- 6.7 Any member who has been expelled will be liable to settle all outstanding moneys owing as at the date of his expulsion.
- 6.8 Annulment of voting powers**
- 6.8.1 Any member, excluding members referred to in Clause 4.2.2, not registering Tuli cattle in his name, for a period as determined from time to time by Council, or had not purchased and transferred registered Tuli's to his name, shall forfeit his voting powers as determined in Clauses 4.2 and 4.4(c).
- 6.8.2 No member's voting powers shall be lifted provided that he has not been notified in writing at least 30 days prior to the meeting by the Secretary at which such suspension will take effect.
- 6.8.3 Such suspension of voting powers will remain in force until the relevant breeder register Tuli animals again where after the suspension of voting powers will be lifted immediately without any notice to such effect to the relevant breeder.
- 6.8.4 The annulment of voting power will under no circumstance affect any other rights and/or obligations of membership.



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TULI CATTLE BREEDERS' SOCIETY OF SA

CODE OF CONDUCT: MEMBERS

By joining the Tuli Cattle Breeders' Society of South Africa as a member, the member commits him-/herself to the following code of conduct:

- The presence and attitude as a member must at all times be to the benefit of the Society, members of the Society and the breed and testify as such
- The conduct of members at sales, exhibitions and other public events must at all times bear proof of the cohesion between members and their loyalty towards the Society and the Tuli Breed
- Complaints regarding the behaviour of a fellow member, an inspector, a Councilor or the Council of the Society, must be put in writing to the Council, who will hear the case and take appropriate action if necessary
- Every member hereby agrees to subject him/ her to the disciplinary measures as contained in the Constitution of the Society
- Members undertake to not make vindictive comments about the Society, it's Council members or members, or their animals.
- Members undertake to supply accurate information about the parentage, performance, health and fertility status of their animals at all times.
- Members undertake to not sell any animals with hidden genetic, or other hidden defects for breeding purposes.
- When a disagreement arise during an inspection, the breeder must follow the correct procedure.
- When this document is signed, the signee accepts the conditions of the Constitution and its Bye Laws which is considered as read.

SIGNED ON ____ / ____ / 20____ AT _____

NAME: _____ SIGNATURE: _____

Raadslede / Council Members

B Raath (President), S Mains-Sheard (Vise-President/Vice President),
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TULI CATTLE BREEDERS' SOCIETY OF SA

CODE OF CONDUCT: INSPECTORS

- An Inspector should always be polite
- An Inspector should always be punctual and be neatly dressed
- An Inspector should listen attentively and act with due respect towards the owner/ breeders. Always attempt to iron out any problems and be ready to assist, especially the new Breeder, in the correct administrative procedures.
- Be professional and thorough, check brands, ear codes and performance data. Give time for a thorough inspection of each animal.
- Explain how decisions are arrived at, particularly when an animal is downgraded or rejected. Try to make a final decision on the day and not leave decisions over for a later inspection.
- Always try to resolve any dispute which may arise before leaving the farm and if necessary advise the office.
- Under no circumstances may an Inspector accept instructions or commission from a member or non-member for negotiating the buying or selling of Tuli cattle/ semen/ embryos, nor may he/she promote the sale of their own stock whilst doing the inspection. Refer to technical advisor or independent person.
- An inspector may not receive bribes.
- No Inspector may act as an inspector of their own stock/ stock of their family/ related entities.
- Inspections must be done by at least one senior inspector.
- Senior Inspectors should attend a refresher course every two years to update themselves and should keep themselves informed on the latest research projects involving the Breed. A thorough study of available literature from the past is also recommended.
- An Inspector must be loyal to his Society and fellow Inspectors.
- An inspector must at all times conduct himself in such a manner so as to promote and respect the aims and declarations of the Society.
- The conduct of an inspector must at all times be true unto his/her own character and integrity and his/her conduct must under all circumstances do the Society proud.
- An inspector must at all times and under all circumstances act with honesty and dignity and his or her conduct should never jeopardize or harm his/her own or the image of the Society.
- An inspector should never in public question or dismiss the conduct or statements of fellow breeders but should rather direct it in writing to the President of the Society.

Raadslede / Council Members

B Raath (President), S Mains-Sheard (Vise-President/Vice President),
J Bredenkamp, E Clark, D Mullins, C Rothmann (Gekoöpteerd/Co-opted)

- An inspector must agree to submit to the authority of the Council and as such to accept any reprimands from Council in regard to unacceptable conduct and even to be suspended after he had been given the opportunity to put his case.
- An inspector must adhere to a code of confidentiality whenever it is required.
- During inspection, the inspector the inspector must adhere to the breed standards and may not fall prey to pressure from the breeder.
- When officiating as inspector the following requirements must be met:
Procedures determined by Council must be followed at all times
- To act as ambassador for the relevant breed
- To ensure that his/ her conduct will elicit the respect of fellow breeders

SIGNED ON ____ / ____ / 20____ AT _____

NAME: _____ **SIGNATURE:** _____



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TULI CATTLE BREEDERS' SOCIETY OF SA

CODE OF CONDUCT: COUNCIL MEMBERS

The following are expected from Council Members:

- To actively strive to uphold the business and interests of the Society without any ulterior motives.
- To use sound judgement in the decision process and always have the best interest of the Society at heart.
- To always conduct yourself within the confines of the constitution and official documents.
- All portfolios need to be managed with integrity and transparency.
- To perform the duties assigned thoroughly and within the deadlines laid down without any predisposition towards any individuals or group.
- To guard against conflict of interest whether personal or business related.
- To accept Council decisions. Once a decision has been made the Council speaks with one voice.
- To always behave in a respectful manner towards the Secretary and Officials of the Society.

Council Members are expected to NOT:

- To keep all Council deliberations, be it oral or written, confidential and not to discuss it with anyone not a member of Council.
- To not make promises on behalf of the Council regarding sales, selections etc. to any members.
- To not participate in any activity that will undermine the Society in any way.
- To not act for personal gain.
- To not spend any of the Council's funds without the necessary authorization.
- To not accept any gifts from members, breeders etc.
- To guard against personal attacks on any member of the Society or fellow Council members.
- To not get involved in discussions regarding Board decisions in an irresponsible way outside of Council meetings
- To not discuss any disputes during Council meetings outside the Council.

SIGNED ON ____/____/20____ AT _____

NAME: _____

SIGNATURE: _____

Raadslede / Council Members

B Raath (President), S Mains-Sheard (Vice-President/Vice President),
J Bredenkamp, E Clark, D Mullins, C Rothmann (Gekoöpteerd/Co-opted)