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BANTU WELFARE TRUST

NOTES ON DRAFT CONSTITUTION

Page 2. Par.1.

At the end of the section the words "Bantu peoples" are used. Strictly the two words mean the same thing, as Bantu is "people" in Zulu. I suggest taking these words out and inserting after benefiting "that section of the population of the Union commonly called Bantu". The Basotho use the term Batho for people and other sections other terms, but Bantu is the most commonly used by Europeans.

Par.2.

It may not be possible to secure the consent of some of the donors of the past, e.g. the late Mr. Asher of Graaff Reinet. It seems to me that the words at the beginning could be taken out, i.e. "Subject to the consent being obtained of any person who has made any donation to the persons forming the Association etc." up to "given". It seems to me that the last part of the paragraph sufficiently protects the gifts of the past donors.

Par.4.

I suggest that this paragraph be altered to begin "The main purpose of the Trust shall be to give assistance to bodies and/or persons for the advancement of the status, the improvement of the conditions, and the removal of the disabilities now suffered by the Bantu population etc." Eliminate all references everywhere to "aboriginal". Strictly the Bantu are not the aboriginals of Southern Africa.

Page 3 Par.4 (contd.)

Is it clear from (c) that the Trust can make unconditional gifts or grants?

Page 4 Par.2.

The word this function in line 4 should be his function.

Par.3.

Refer to page 3, par.4. Is it necessary to limit grants to instances where contracts are entered into? If so, what would constitute a "contract". I am afraid of formalising too much the Trust's ability to help.

Par.5.

Should not this be par.4 ?
Again, I suggest elimination of the word aboriginal where it appears in this paragraph.

Page 5. Par.5 (?)

Should not Mr. Hofmeyr's name appear in the list of Trustees?

Page 6. Par. 6 (?)

I suggest the elimination of the words "provided....."

committee" (see lines 14 -18). By altering the next sentence the same effect can be obtained, viz :- Any Resolution passed by such committee must thereafter be submitted in writing not later than ten days after the meeting to all the other Trustees and shall not be deemed to be a Resolution passed in terms of the preceding clause unless approved by a majority of the Trustees.

Page 7 Par.7 (?)

I take it that the term "agent" in line 5 covers the Institute of Race Relations which acts as secretaries.

Should there not be power given to pay remuneration for services rendered?

Supplementary Points.

Should not power be given as to :-

- (a) framing of rules for the conduct of meetings of the Trustees (e.g. election of a Chairman), and Committee(s) and in the general business of the Trust;
- (b) appointment of committees for special purposes (e.g. investigation of a scheme) consisting of persons who may or may not be Trustees?
- (c) approval of the appointment of an alternate for a Trustee who is ill or otherwise unable to act for a period - approval to be unanimous or by a majority of the Trustees. I think the latter.
- (d) Winding up of the Trust.

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(TRUSTEE)

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