

PATHFINDER BOY SCOUTS ASSOCIATION
OF THE UNION OF SOUTH AFRICA

P R E A M B L E

The Boy Scouts Association is a world wide organisation founded in 1908 by Lieutenant-General Sir Robert Stephenson Smyth Baden Powell, K.C.B., K.C.V.O., (now the Rt.Hon. The Lord Baden Powell of Gilwell, G.C.M.G., G.C.V.O., K.C.B., Chief Scout of the World) for the purpose of instructing boys of all classes in the principles of discipline, loyalty and good citizenship, and was incorporated by Royal Charter by His Majesty King George V on the 4th January 1912.

The Movement started in the Union of South Africa on a Provincial basis under the authority and control of the Executive of the Headquarters Council of the Boy Scouts Association, London. In 1923 the Provincial Associations agreed to the formation of a Union Scout Council, and a Constitution defining its powers as an Advisory Authority only was approved.

In 1928 at a meeting in Bloemfontein it was unanimously decided to invest the Union Scout Council with full authority in all matters relative to the Association, and to perform those functions and duties of Imperial Headquarters which were applicable to conditions in the Union of South Africa.

The Transvaal Scout Council having, in 1922, approved of the formation under its own auspices of a separate organisation with the name of Pathfinder Movement for the purpose of giving training on Scout lines to Non-European boys, a Pathfinder Advisory Council was formed in 1924. This Movement having extended to other Provinces of the Union and the Protectorates, the Union Scout Council at its meeting held at Kimberley on the 25th of January 1929 unanimously approved a constitution for the South African Pathfinder Council, as a body to be responsible for the administration of the Pathfinder Movement of the South African Boy Scouts Association, under the control of the Union Council of the Boy Scouts Association.

At a meeting of the Union Scout Council held at Durban on the 25th and 26th of February 1936 it was decided that a separate self-governing section of the Boy Scout Movement in the Union of South Africa should be constituted under the name of the Pathfinder Boy Scouts Association of the Union of South Africa for Non-European boys in South Africa, and that such organisation should be controlled by its own Constitution, Policy, Organisation and Rules based on those general principles of the Boy Scouts Policy, Organisation and Rules, and approved by the parent body, the Boy Scouts Association of the Union of South Africa.

In order to give effect to this last resolution, the Union Scout Council issues the following Constitution,

- Policy -

Policy, Organisation and Rules for the Pathfinder Boy Scouts Association of the Union of South Africa, which was approved by the Union Scout Council at Bloemfontein on the 27th November 1936 and adopted by the Pathfinder Boy Scouts Association Council at on _____.

C O N S T I T U T I O N

1. NAME The name of the Association shall be "THE PATHFINDER BOY SCOUTS ASSOCIATION OF THE UNION OF SOUTH AFRICA" hereinafter referred to as "THE ASSOCIATION".
2. OBJECTS The objects of the Association shall be:-
- (a) To develop good citizenship among boys of non-European descent within the Union of South Africa and Mandated Territories and any British Protectorate bordering on the Union, which desires such extension, by forming their character, training them in habits of observation, obedience and self-reliance, inculcating loyalty and thoughtfulness for others, teaching them services useful to the public and handicrafts useful to themselves and generally to promote their physical, mental, moral and spiritual development.
- (b) To concur in an application by the Boy Scouts Association of the Union of South Africa for registration with the International Bureau of the Boy Scout Movement in the Union of South Africa comprising the parent body, the Boy Scouts Association of the Union of South Africa, and all parallel non-European Boy Scout Associations formed by it.
3. POWERS The Association shall have power:-

To be inserted under 9th para.

- (a) To acquire any property, movable or immovable, by purchase, gift, lease or otherwise. Property may be acquired by the Association or any Divisional Council.
- (b) To build, erect, construct and make any buildings, works, stores, plants and other things requisite for the purposes of the Association.
- (c) To authorise the establishment of Divisional Councils within such areas and with such powers and duties as may be prescribed from time to time in the Policy, Organisation and Rules.
- (d) To authorise the establishment and organisation of such Local Associations and Committees as may be deemed necessary or desirable from time to time, with such powers and duties as may be prescribed from time to time in the Policy, Organisation and Rules, for the purposes of stimulating interest in and promoting the objects of the Association and to take any other measures which may seem desirable for providing and maintaining an efficient organisation for the purposes of the Association, including the organising of classes and lectures, and publishing, selling and distributing literature, papers, books, pamphlets and information.
- (e) To form bodies of Pathfinder Boy Scouts and generally such sub-divisions thereof as from time to time may be found desirable; to enrol non-European persons as members or officers

thereof and to appoint European persons as officers of all ranks and as members of Pathfinder Boy Scout Councils and Committees, to supply (with or without charge) and deal in equipment of all kinds for their use; to arrange for instruction in accordance with article 2 (a) of this Constitution; and to establish and provide prizes, badges, certificates and other rewards of merit to be competed for or awarded to them.

- (f) To assist past or present Pathfinders or Pathfinder Boy Scouts to establish themselves in life whether by means of apprenticeship or any other manner, and to form, contribute to and administer special funds for that purpose.
- (g) To borrow or raise money with or without security for any purposes of the Association.
- (h) To make and carry out any arrangements for joint working or co-operation with any other body carrying on work similar to any work for the time being carried on by the Association.
- (i) To enter into any arrangements with any governmental Department of State, provided that any such arrangement shall not involve state control of the Association.
- (j) To accumulate, sell, improve, manage, develop, exchange, lease, mortgage or otherwise dispose of, or deal with, or turn to account all or any property or rights of the Association.
- (k) To invest all monies and funds of the Association which are not immediately required for the purposes thereof, and to vary such investments.

- (l) To appoint, remove, dismiss or suspend such managers secretaries, officers, clerks, agents and servants for permanent, temporary or special service, and to determine their powers and duties, and fix their salaries or emoluments and to require security in such instances and to such amount as may be thought fit.
- (m) To grant, continue and pay such salaries, pensions, gratuities or other sums in recognition of services as may from time to time be sanctioned.
- (n) To vary and repeal the Constitution, Policy, Organisation and Rules for the regulation of the affairs of the Association, subject to the approval of the parent body.
- (o) To do all such other acts and things as are or may be deemed incidental or conducive to the attainment of any of the purposes of the Association and to carry out and perfect any of the powers aforementioned.

4. CHIEF SCOUT

The Chief Scout, whose office is honorary, shall be the person elected to be the Chief Scout by the parent body. In the Protectorates the Headquarters Council of the Pathfinder Boy Scouts Association shall have the right to elect its own Chief Scout for each area.

5. MANAGEMENT & CONTROL

The administration, management and control of the Association shall be vested in the following body, hereinafter referred to as "THE COUNCIL" which shall be known as "THE HEAD-QUARTERS COUNCIL OF THE PATHFINDER BOY SCOUTS ASSOCIATION OF THE UNION OF SOUTH AFRICA" and which shall consist of :-

- (a) EX OFFICIO MEMBERS The Chief Scout's Pathfinder Commissioner, South Africa, who shall be elected by the Council for such period, and with such powers as may be agreed upon, and who shall preside at all meetings of the Council or in his absence shall appoint an acting Chairman.
- (b) Divisional Pathfinder Scout Commissioners of all Divisions. In the absence of a Divisional Pathfinder Scout Commissioner a nominee appointed by him who must be a member of his Divisional Council.
- (c) The Council may appoint an Honorary Treasurer who shall be a member of the Council.

- (d) ELECTED Two members of each Division or their alternates appointed by their Divisional Council. In the absence of an appointed member and his alternate from any meeting, the Divisional Pathfinder Scout Commissioner may appoint a substitute for that meeting.

- (e) CO-OPTED MEMBERS Such Pathfinder Scout Headquarters Commissioners appointed by the Chief Scout's Pathfinder Commissioner as the Council decides to co-opt as members of the Council.
- (f) Not more than three persons co-opted by the Council.

6. EXECUTIVE COMMITTEE OF THE COUNCIL

An Executive Committee of the Council shall be appointed consisting of:-

- (a) The Chief Scout's Pathfinder Commissioner.
- (b) Four members of the Council elected at the Annual General Meeting. It shall function for the Council when the Council is not in session and shall be responsible to the Council.

The Executive Committee shall meet as often as it shall deem necessary and may be called together by the Secretary on the instructions of the Chief/^{Scout's} Pathfinder Commissioner.

7. COMMITTEES

The Council and Executive Committees shall have the power to appoint Standing and Special Committees with such powers and duties as may be prescribed but not repugnant to anything contained in this Constitution.

8. MEETINGS
ORDINARY

An Annual General Meeting of the Council shall be held at least once every twelve months at such place as the Council shall determine and at such meeting annual financial statements and reports made up to the 30th day of September in each year shall be submitted. All such financial accounts shall be properly audited. The remuneration of the Auditor, if any, shall be fixed by the Council.

9. EMERGENCY MEETINGS

Emergency meetings of the Council may be called at ten days' notice by the Chief Commissioner Scout's Pathfinder/or by the Executive Committee. Only the business appearing in the notice convening the meeting shall be dealt with at such emergency meeting.

10. MEETINGS EXTRA-ORDINARY

An extraordinary meeting of the Council may be called at any time by the Scout's Commissioner Chief/Pathfinder/or the Executive Committee of the Council and shall be called upon a requisition signed by ^{Divisional} three/Pathfinder Scout Commissioners. Only the business appearing on the notice convening the meeting shall be dealt with at such extraordinary meeting.

11. UNASSEMBLED MEETING

by request from or by

Resolutions of the Council and of the Executive Committee may be taken by circulating papers to each member for his consideration, and his opinion or decision being recorded in a schedule attached to such papers.

Should any members of the Council not reply by the date specified in the notice, their votes will not be taken into consideration. The quorum for an unassembled meeting shall be the same as for a Council meeting. The quorum for an unassembled meeting of the Executive Committee shall be the same as for the Council. The Chief Scout's Pathfinder Commissioner shall count and ascertain the votes recorded; he shall have a casting vote as well as a deliberative vote and his decision shall be recorded in the Minute Book of the Council or the Executive Committee.

12. ADJOURNMENT OF MEETINGS

The Chairman of any meeting may with the consent of the meeting adjourn it from time to time and from place to place.

13. NOTICE OF COUNCIL MEETINGS

Thirty days' written notice of meetings unless otherwise stipulated herein

shall be given to each Divisional Headquarters and to every member of the Council, and it shall be the duty of each Divisional Headquarters to keep the Secretary advised from time to time of any alterations in the personnel of its Division's members on the Council. The accidental omission to give notice to any member of a meeting shall not invalidate anything done at such meeting.

14. AGENDA

Any Division desiring to place matters for discussion upon the agenda shall transmit full details of such to the Secretary and to all other Divisions at least twenty-one days before the date of the holding of the meeting, and at least fourteen days before the meeting a copy of the agenda shall be sent to each Divisional Headquarters and to every member of the Council.

15. VOTING AND QUORUM AT ASSEMBLED MEETINGS

A Council meeting shall not be constituted unless at least four Divisions are represented. An Executive Committee meeting shall not be constituted unless three members are present. Every question submitted to a meeting of the Council, Executive Committee or any sub-committee shall be decided by a show of hands. In case of equality of votes the Chairman shall have a casting vote in addition to his deliberative vote. Every member present at a meeting is required to record his vote. No vote shall be given by proxy and only one vote other than the Chairman's casting vote is permitted to each member.

At all meetings the Chairman thereof shall declare a resolution carried or not carried by a specified majority; and an entry to that effect shall be made in the Minute Book of the Council or Executive Committee which latter shall be regarded as conclusive evidence of the fact.

16. MINUTES

All minutes of Council meetings shall be recorded and copies thereof shall be sent within a period of one month to the Parent Body and to all other Associations of Boy Scouts within the Union.

17. ACCOUNTS

The Council shall cause true accounts to be kept of all receipts and expenditure, assets and liabilities of the Association.

18. PROPERTY

All immovable property belonging to or which may hereafter be acquired by the Association shall be vested in three trustees two of whom shall be appointed by the Council and the third shall be the Chief Scout's Commissioner Pathfinder/for the time being and such property may be transferred, mortgaged, leased or otherwise alienated, encumbered or dealt with by them with the consent of the Council.

All immovable property belonging to or which may hereafter be acquired by any Division of the Association shall be vested in three trustees, two of whom shall be appointed by its Divisional Council and the third shall be its Divisional Pathfinder Scout Commissioner and such property may be

- transferred-

transferred, mortgaged, leased or otherwise alienated, encumbered or dealt with by them with the consent of the Divisional Council having jurisdiction over such Division.

All movable property belonging to the Association shall be vested in the Chief Commissioner
Scout's Pathfinder/and all movable property belonging to any Division of the Association shall be vested in the Divisional Pathfinder Scout Commissioner having jurisdiction over such Division.

The Council may sue and be sued in the name of the Chief Scout's Pathfinder Commissioner and the Secretary for the time being.

19. CONSTITUTION
ALTERATIONS

No alterations or additions to this Constitution or to Part I. of Policy, Organisation and Rules shall be made except under the following conditions, viz:-

- (a) Three calendar months' notice shall be given of any meeting of the Council at which any alterations or additions to the Constitution or Part I. of Policy, Organisation and Rules are to be considered.
- (b) The exact wording of the proposed alterations or additions shall be shown on the notice convening the meeting but it shall be competent for the Council at such meeting to alter same.
- (c) This Constitution or Part I. of Policy, Organisation and Rules or any part thereof shall not be altered or amended except

at a meeting of the Council at which there are present at least one-half of the total membership and no motion altering or amending this Constitution shall be deemed passed unless it be adopted by a three-fourths majority of those present and entitled to vote.

(d) And no such alteration or addition shall become of force until same has been approved in proper written form by the Council of the parent body.

20. P. O. & R.
ALTERATIONS

The Council shall have power to make alterations and additions to the Policy, Organisation and Rules except Part I. at an ordinary General Meeting provided due notice has been given and provided such alterations or additions are approved by the Council of the Parent Body.

21. CONTRAVENTION OF
CONSTITUTION OR
P.O.& R. PART I.

In the event of the Council of the parent body considering that any resolution passed or ^{act} ~~not~~ done by the Pathfinder Boy Scouts Association might be held to be detrimental to the Boy Scout Movement in the Union of South Africa or contrary to the letter or spirit of this Constitution and the accompanying Policy, Organisation and Rules, this matter shall be referred to a Committee consisting of four representatives of the parent body and two representatives of this Association for examination and report. In the event of such Committee finding that this Association is at fault the Council of the parent body may require the Council of

this Scout Association to cancel the resolution or cease the action complained of, and in the event of its refusing to comply with such requirement may amend, suspend, withdraw or repeal this Constitution.

22. LOCAL AFFAIRS

It is recognised that each Division shall carry on its own duties, and only such matters as are of common importance shall be referred to the Council.

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Save as is provided in this Constitution the Association is a self-governing, independent section of the Boy Scout Movement in the Union of South Africa.

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