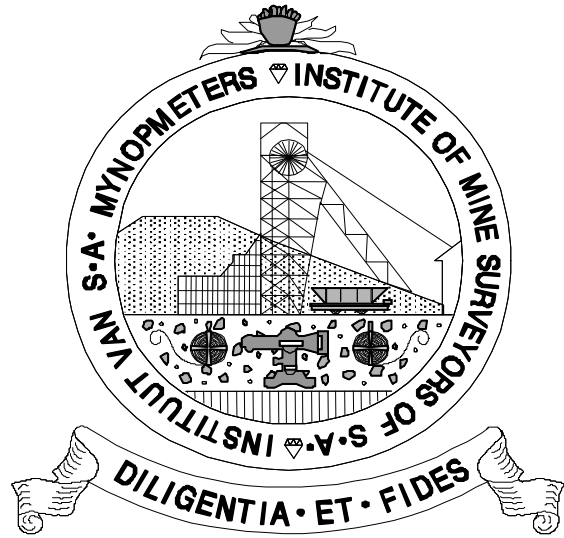


INSTITUTE OF
MINE SURVEYORS
OF SOUTHERN AFRICA



CONSTITUTION

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1. NAME AND OBJECTIVES

1.1 The name of the Institute will be:

“THE INSTITUTE OF MINE SURVEYORS OF SOUTHERN AFRICA”
“DIE INSTITUUT VAN MYNOMETERS VAN SUIDER AFRIKA”

1.2 ADMINISTRATIVE OFFICE

The Administrative Offices of the Institute will be in Johannesburg or in such other place in South Africa as Council may from time to time decide.

1.3 PURPOSE

The Institute, as an independent learned society, will at all times be deemed to be a purely professional, technical and scientific body, functioning to promote the interest of the Mine Surveying profession at large.

1.4 OBJECTIVES (CODE OF CONDUCT)

- 1.4.1 To promote and protect the character and interests of the profession of Mine Surveying and to uphold the status of the Institute.
- 1.4.2 To advance the science and practice of Mine Surveying, Mineral Evaluation and allied disciplines.
- 1.4.3 To foster professional etiquette and honourable conduct among its members.
- 1.4.4 To administer disciplinary action against members where non compliance to the SAMVAL and SAMREC codes of practice as prescribed in the Disciplinary Code and where practicable and not in conflict with the aforementioned; provide counsel in the settlement of professional disputes involving members of the Institute.
- 1.4.5 To encourage and promote the study of Mine Surveying, Mineral Evaluation and other branches of knowledge which may be advantageous to members.
- 1.4.6 To hold meetings of members and other persons who may:
 - (a) Possess knowledge that may be of interest and value to members.
 - (b) Be interested in subjects discussed by members.
 - (c) Allocate the appropriate ‘Continued Professional Development’ points to the discipline learned events.
 - (d) Monitor the CPD points in accordance with prescribed reporting requirements.
- 1.4.7 To formulate, amend, promulgate and administer bye-laws and regulations regarding the Institute and its interests in general.

- 1.4.8 To promote, if necessary, any legislative measure or to petition Government or any other legislative or administrative body on any matter affecting Mine Surveying and allied disciplines.
- 1.4.9 To acquire either by purchase, lease or otherwise, any property whether moveable or immovable, which may be necessary from time to time for the requirements of the Institute and to sell, let, or otherwise dispose of all or any such property when considered desirable in the interests of the Institute.
- 1.4.10 To do such acts and to undertake such engagements as may be conducive or incidental to the attainment of the foregoing objectives.

2. DEFINITION OF TERMS

2.1 INTERPRETATION

In this Constitution, unless there is anything in the subject or context inconsistent therewith:

- 2.1.1 **“Certificated”** means: the holder of a Mine Surveyor’s Certificate of Competency issued by the Department of Mineral Resources in terms of the Mine Health and Safety Act as amended or issued in terms of any previous legislation.
- 2.1.2 **“The Institute”** means: the Institute of Mine Surveyors of Southern Africa - die Instituut van Mynopmeters van Suider Afrika.
- 2.1.3 **“in writing”** means: written, or a printed hard copy.
- 2.1.4 **“Council”** means: the body elected in terms of Clause 4 of the Constitution.
- 2.1.5 **“Member/s”** denotes: that particular grade of Membership, collectively referred to as Corporate Members in Clause 3.1 of the Constitution
- 2.1.6 **“member/s”** denotes: any other grade of membership of the Institute.
- 2.1.7 **“in good standing”** means: that a member is not in arrears with annual membership fees or any other financial obligation to the Institute.

2.2 The English language version of this Constitution will be accepted as the correct version in all cases when there is doubt as to the meaning of any portion of the Constitution.

3. MEMBERSHIP

3.1 GRADE OF MEMBERSHIP

Corporate Members will comprise Honorary Life Members, Fellows, Members and *Senior Associate Members;

and;

Non-Corporate members will comprise Honorary Members, Associate Members,

Student Members and Affiliates.

Only Corporate Members will be entitled to vote at any meeting of the Institute

**Senior Associate Members are not eligible to be elected to Council but may be co-opted to assist Council as well as Branch Committees.*

3.1.1 HONORARY LIFE MEMBER

Council may confer Honorary Life Membership on any Member whom the Institute wishes to honour because of his/her service to the Institute or to the profession of mine surveying, mineral evaluation or allied disciplines.

3.1.2 FELLOW

Council may grant Fellowship to a Corporate Member who has been in good standing for 5 (five) years, has attained the age of 30 (thirty) years and has promoted the Institute's interests by serving on a Branch or Council committee for a minimum of 2 (two) years, or, has presented, at an Institute meeting or published in the journal, at least 2 (two) technical papers.

Where a Corporate Member has not satisfied the above criteria, but has promoted the survey discipline resulting in a positive impact on the Institute's standing and reputation, Council may, at its discretion and provided with the necessary motivation, grant Fellowship to such Corporate Member.

3.1.3 At the discretion of Council, Fellowship once granted may be retained.

3.1.4 MEMBER

Council may grant Membership to:

- (a) A practicing Certificated mine surveyor.
- (b) A non-practicing Certificated mine surveyor whose status, professional achievements and practical mine surveying and relevant experience justify his/her election.
- (c) A person who is registered with the South African Council for Professional and Technical Surveyors (PLATO) in the category of "Mine Surveyor" or "Professional Mine Surveyor"

3.1.5 SENIOR ASSOCIATE MEMBER

Council may grant Senior Associate Membership to persons who have any of the following:

- (a) A Bachelor of Technology Degree in Mineral Resource Management;
- (b) A National Diploma in Mine Surveying/Mineral Resource Management;
- (c) A Chamber of Mines Advanced Certificate in Mine Surveying;
- (d) A Chamber of Mines Advanced Certificate in Mine Valuation;
- (e) A Chamber of Mines Advanced Certificate in Mine Evaluation;

In addition, a person in (b) (c) (d) and (e) above must have at least 5 (five) years experience at a senior level acceptable to Council.

(Due to the differences in structures at mines, the proposer, who must be a Corporate Member, in good standing, must provide a short note explaining the applicant's experience and duties.

3.1.6 HONORARY MEMBER

Council may grant Honorary Membership to any person of distinction in the fields of Mine Surveying and Mineral Evaluation, or allied disciplines.

3.1.7 ASSOCIATE MEMBER

Council may grant Associate Membership to:

- (a) Qualified surveyors from other disciplines who are not actively engaged in the profession of mine surveying.
- (b) Any person who has been actively engaged in mine surveying, mineral evaluation, mine sampling or mine survey draughting for a minimum period of 5 (five) years and is currently practicing in one of these fields at the time of nomination.

3.1.8 AFFILIATE

Council may grant Affiliate Membership to:

Any person whom Council considers to possess the necessary academic, technical or professional qualifications and/or who has been engaged in any occupation related to mine surveying, mineral evaluation, mine sampling or mine survey draughting for a minimum period of 2 (two) years.

3.1.9 STUDENT MEMBER

Council may grant Student Membership to any person who is not eligible for membership under clause 3.1.3, 3.1.5, 3.1.6, 3.1.7 and 3.1.8, and who is actively engaged in studies relating to mine surveying and mapping, mineral evaluation or allied disciplines.

3.1.10 BUSINESS MEMBER

Council may grant Business Membership to any organization which is either actively engaged in, or provides services to the geospatial industry. These would include business, academia and technical and professional bodies practising or associated to the mine surveying, mineral evaluation, mine sampling or mine survey draughting fields.

- 3.1.11 Council has the power to elect to any grade of Membership candidates who may not fulfil all the requirements for entrance to these grades, but whose status, professional achievements and practical experience in mine surveying, mineral evaluation or allied disciplines justify such election.

3.1.12 Any member, in good standing on reaching the age of 60, may apply for reduced membership rate upon retirement. Approval of such application will be at the discretion of Council. Such members may retain the grade of membership as at time of retirement provided they remain in good standing.

3.2 TRANSFER OF MEMBER

3.2.1 Any member may apply for transfer of membership grade provided that the necessary application is submitted to the Office Administrator.

3.3 CONFIRMATION OF ELECTION

3.3.1 Upon election or admission to the Institute a member will be notified thereof by the Office Administrator and will thereupon become liable for the appropriate entrance fee and/or annual subscription.

3.3.2 Should such monies not have been paid within 3 (three) months of the date of posting of such notification Council may declare the election or admission null and void.

3.3.3 The first subscription of a member elected or admitted during the first 9 (nine) months of the financial year will be retrospective to the beginning of that year. The first subscription of a member elected or admitted during the last 3 (three) months of the financial year will cover the period to the end of the succeeding year.

3.4 REJECTION OF MEMBERSHIP

In the event of a candidate's application for membership or change in membership grade being rejected it will not be incumbent upon Council to give its reason or reasons for so doing.

3.5 CANCELLATION, RESIGNATION AND REINSTATEMENT OF MEMBERSHIP

3.5.1 Council will have the right to cancel, without giving its reason or reasons for so doing, the membership of a member if:

3.5.1.1 Such member be in arrears with payment of his/her subscriptions for a period of 3 (three) months after same have become due, and/or

3.5.1.2 Such member is found guilty, at any time, of unprofessional conduct according to the absolute judgement of Council.

3.5.2 A member in good standing may resign his/her membership of the Institute by sending his/her written resignation to the Office Administrator. No portion of any entrance fee, membership fee or transfer fee will be refunded to any member who resigns his/her membership, or to his/her employer.

3.5.3 RE-INSTATEMENT OF MEMBER

When applicable, Council may, on receipt of written application, consider reinstatement of membership. In the event of a member being reinstated he/she will

become liable for the lesser amount of either his/her membership fees since he/she ceased being a member or his/her current membership fee plus the appropriate entrance fee. Any member under suspension will still be liable for the full fees.

3.6 LETTERS OF DESIGNATION

3.6.1 A Corporate Member of the Institute is entitled to use, with Council's approval, the following authorised letters designating his/her grade of membership of the Institute:

Honorary Life Members Fellows	}	F.I.M.S.S.A.
Members		M.I.M.S.S.A.
Senior Associates		S.A.I.M.S.S.A.

3.6.2 No Corporate Member may adopt, or describe himself/herself by any other description or abbreviation other than the authorised designation as above to indicate his/her grade of membership in the Institute nor is any person who is not a member of the Institute entitled to describe himself/herself as a member of the Institute or to make use of the above letters of designation.

3.6.3 Council must issue to every member, in good standing, a certificate showing the grade to which he/she has been elected. Such certificate remains the property of and must on request be returned to the Institute.

3.7 PROFESSIONAL REGISTRATION

3.7.1 Professional registration in accordance with the SAQA approved designations of:

- a.) Professional Mine Surveyor;
- b.) Mine Surveyor or;
- c.) Associate Mine Surveyor,

will be allocated on application subject to the recognised tertiary and experiential requirements.

3.7.2 The following designation letters are recognised:

- a.) Professional Mine Surveyor Pr.MS; Pr MS Cert.
- b.) Mine Surveyor MS Cert.
- c.) Associate Mine Surveyor AMS (Val)/(CAD)/(Etc)

4. COUNCIL

4.1 MANAGEMENT

Subject to the Constitution and in conformity with the bye-laws, the management of the affairs of the Institute will be vested in Council, whose members must be elected

by Corporate Members of the Institute as provided for in the bye-laws and who will hold office until their successors have been elected.

4.2 COMPOSITION OF COUNCIL

Council of the Institute will consist of:

4.2.1 The President, who must be a Fellow.

4.2.2 Two Vice-Presidents.

4.2.3 The immediate Past President.

4.2.4 13 (thirteen) Fellows and/or Corporate Members of whom;

(a) 1 (one) Fellow or Corporate Member must be elected by each active recognised branch of the Institute to represent such branch.

(b) Not less than 9 (nine) must be actively engaged in mine surveying.

4.2.5 Those Past Presidents who, on the invitation of Council, have signified in writing by the date of the Council meeting immediately preceding the Annual General Meeting, their willingness to serve on Council for the ensuing year.

4.3 RETIREMENT OF COUNCIL MEMBERS

Members of Council must retire at the end of each year of service but will immediately be eligible for re-election.

4.4 VACANCIES ON COUNCIL

In the event of vacancies occurring on Council during the current year, the remaining members of Council will have the power to fill such vacancies.

4.5 Should any member of Council frequently absent himself/herself without leave from Council meetings he/she may, at the discretion of Council, be requested to forfeit his/her seat on Council.

4.6 COUNCIL QUORUM

A quorum for Council meetings will comprise a simple majority based on its elected members.

4.7 NO QUORUM

If, at a Council meeting, no quorum is present within 15 (fifteen) minutes of the convened time of the meeting, the meeting must stand adjourned.

4.8 BYE-LAWS

Council may frame bye-laws that must be consistent with the Constitution.

- 4.9 Council may from time to time amend the bye-laws, provided that notice of the intention to move an amendment of the bye-laws is included in the notice convening such meeting and provided further that such amendment is approved by not less than 2/3 (two-thirds) of the members of Council present at such meeting.

5. ELECTION OF OFFICE BEARERS

- 5.1 At each Council meeting immediately preceding the Annual General Meeting the retiring Council must elect from among its members the following office bearers for the ensuing year:

- (a) A President who will be Chairman of the Council for the ensuing year.
- (b) A Senior Vice President.
- (e) A Junior Vice President.
- (d) Three Trustees (one of whom must be the newly elected President). Neither of the newly elected Vice Presidents will be barred from being elected as Trustees.

- 5.2 The President and Vice Presidents will each hold office in their respective capacities for 1 (one) year only, but will be immediately eligible for re-election to the same or any other office provided that such person will not be elected to the office of President, for more than 2 (two) years consecutively.

5.3 OFFICE ADMINISTRATION AND EDITORIAL

- 5.3.1 Council will have the power to appoint an Office Administrator, Editor or any other officer and office assistants, and to remunerate them.
- 5.3.2 Such Office Administrator, Editor or officers and office assistants will hold office during the pleasure of Council and they must perform such duties as Council may set forth in terms of their appointment.

6. MEETINGS OF THE INSTITUTE

- 6.1 Meetings of the Institute will normally be held in Johannesburg, but may be held at such other places in Southern Africa as Council may decide.
- 6.2 Ordinary General Meetings of the Institute will be held on dates decided by Council. Notices convening Ordinary General Meetings must be despatched to members not less than 14 (fourteen) days prior to the dates of such meetings.
- 6.3 Annual General Meetings will be held on a date decided by Council, not later than 31st October of each year to consider the Report of Council and the audited revenue and expenditure account and balance sheet, to appoint Auditors for the ensuing year, to elect Office Bearers for the ensuing year and to conduct such other business as Council may decide.

- 6.4 All meetings of the Institute, other than those detailed in 6.2 and 6.3, will be designated Special General Meetings and only such business as that specified in the notice convening these meetings may be transacted.
- 6.5 Council may, at anytime, convene a Special General Meeting.
- 6.6 Council must convene a Special General Meeting within 30 (thirty) days upon receipt of a written application from 15 (fifteen) Corporate Members, provided such application specifies the reason(s) for which the meeting is required. If Council fails to convene such Special General Meeting within the prescribed period, any of the signatories to the request may convene the meeting. This may be held at any time within 6 (six) weeks of the receipt of the request by giving notice as herein prescribed.
- 6.7 Notices convening Annual General Meetings and Special General Meetings must be despatched to members not less than 14 (fourteen) days prior to the dates decided for such meetings.
- 6.8 The accidental omission to give notice of any meeting of the Institute to any Corporate Member will not invalidate any resolution passed at such meeting.

7. AMENDMENT OF CONSTITUTION

- 7.1 Should Council consider it expedient to propose any change to the Constitution by way of either addition, alteration or repeal, or should not less than 15 (fifteen) Corporate Members express, in writing to Council, a desire for such change, the same must be considered at a Special General Meeting convened for that purpose or at an Annual General Meeting. Any such Council proposal or request by Corporate Members must be adequately motivated in writing.
- 7.2 It will be necessary for the adoption of any amendment to the Constitution, that not less than 2/3 (two thirds) of the votes cast must be in the affirmative.