

UNIVERSITY OF THE  
FREE STATE  
UNIVERSITEIT VAN DIE  
VRYSTAAT  
YUNIVESITHI YA  
FREISTATA



## **CONSTITUTION**

of the

### **INSTITUTIONAL STUDENT REPRESENTATIVE COUNCIL**

of the

### **UNIVERSITY OF THE FREE STATE**

Adopted by the UFS Council, 15 June 2018

## TABLE OF CONTENTS

1.	PREAMBLE .....	3
2.	NAME OF THE ORGANISATION.....	3
4.	OBJECTIVES .....	4
5.	STATUS.....	5
6.	SUPREMACY OF THE CONSTITUTION .....	5
7.	DEFINITIONS .....	5
8.	INTERPRETATION .....	10
9.	FOUNDING PRINCIPLES AND CORPORATE GOVERNANCE .....	11
10.	FUNCTIONS AND POWERS.....	11
11.	STUDENT BILL OF RIGHTS .....	17
12.	ELIGIBILITY OF CSRC MEMBERS .....	20
13.	COMPOSITION .....	22
14.	RENAMING AND REALLOCATION OF PORTFOLIOS .....	24
15.	PORTFOLIOS EXECUTIVE COMMITTEES (ECS) .....	25
16.	ELECTION .....	25
17.	TERM OF OFFICE.....	25
18.	OBLIGATIONS OF OFFICE.....	26
19.	TERMINATION OF MEMBERSHIP .....	26
20.	VACANCIES .....	27
21.	DISSOLUTION .....	28
22.	MEETINGS .....	28
23.	FINANCES.....	29
24.	DISPUTE RESOLUTION.....	31
25.	AMENDMENT.....	31
26.	PRESERVATION, UPDATING AND REVIEW .....	32

## **1. PREAMBLE**

We, as the Students of the University of the Free State, hereby recognise the importance of diversity within the historical context of our country as a whole and the Free State in particular. We commit ourselves to building and sustaining an institution that upholds the principles of equity and equality as envisioned in section 9 of the Constitution of the Republic of South Africa and maintaining a democratic institution founded on principles entrenched in the Bill of Rights of the Constitution of the Republic of South Africa. We hereby organise ourselves into a democratically elected Student Governance Body by adopting this Constitution for Student Governance at the University of the Free State.

We affirm the principles, values and provisions of the Higher Education Act 101 of 1997 as amended, and the Statute of the University of the Free State.

## **2. NAME OF THE ORGANISATION**

- 2.1. The name of the University of Free State Student Representative Council shall be known as the Institutional Student Representative Council, hereinafter referred to as the ISRC.
- 2.2. The respective UFS Campus Student Representative Councils shall be known as the Campus Student Representative Council, hereinafter referred to as the CSRC.
- 2.3. The University of the Free State's Student Governance Structures are composed of the following:
  - 2.3.1. Institutional Student Representative Council (ISRC);
  - 2.3.2. Campus Student Representative Council (CSRC);
  - 2.3.3. Institutional Student Parliament (ISP);
  - 2.3.4. Faculty Student Councils (FSC);
  - 2.3.5. Residence Committees (RC);
  - 2.3.6. Associations; and
  - 2.3.7. The Student Body

## **3. ESTABLISHMENT**

- 3.1. The ISRC of the UFS is hereby established in accordance with the Act (as amended), the Institutional Statute and the Institutional Rules, and is subject to the provisions of this Constitution.
- 3.2. The ISRC shall, in terms of section 35 of the Act and the Institutional Statute, be the highest Student Governance Body in respect of Student Governance issues at the UFS.

- 3.3. The ISRC is one of the Institutional Governance Structures established in terms of section 26(2)(e) of the Act. It is regulated by the Act and the Institutional Statute and may do all things necessary to carry out its aims and objectives. This right shall be exercised in accordance with the rules and regulations of the University.
- 3.4. The ISRC operates as a representative body of Students and is guided by this Constitution and its policies, which may be adapted from time to time.
- 3.5. The ISRC is the highest Student representative body of the UFS in respect of Student matters of common interest across all campuses of the UFS.
- 3.6. Each CSRC shall be the highest Student representative body in respect of Student matters affecting Students at its respective campus only.

#### **4. OBJECTIVES**

- 4.1. The ISRC, in cooperation with the UFS Structures, the CSRC and its Substructures and Committees, as the elected representatives of the Student Body, must serve the interests of the UFS and Student Body without partiality, bias, prejudice, discrimination or preference.
- 4.2. The ISRC represents the interests of the Student Community in all representations and interactions with UFS Structures as well as with the general public and is an ambassador of the UFS to other institutions, organisations and entities.
- 4.3. ISRC Members must represent the interests of the Student Community with humility, integrity, excellence and earnestness, whilst maintaining high standards of academic excellence, and without prejudice to the UFS.
- 4.4. The ISRC must strive to be representative of the Student Community and must lead in the transformation, diversity, multiculturalism, integration and eradication all forms of discrimination within the Student Community.
- 4.5. The ISRC must integrate, promote and enhance Student Life, Student Development, Student Activities, Student Associations and Student Organisations in order to enhance the sense of belonging for all Students, learning, innovation, community engagement and throughput rate of the UFS.
- 4.6. The ISRC must ensure that Students are enfranchised and understand their right to vote for and

nominate Students for election to all its Substructures and Committees.

- 4.7. The ISRC must develop Substructures and Committees as necessary for the promotion of these objectives and the execution of its functions and powers.

## 5. STATUS

- 5.1. The ISRC and its Substructures recognise the Council of the UFS as the highest body of authority at the UFS.
- 5.2. The CSRCs recognise the ISRC as the highest Student Representative Body of the UFS in respect of Student matters *of common interest* across all Campuses of the UFS.
- 5.3. The ISRC derives its existence from the Act and the Institutional Statute.
- 5.4. The ISRC is bound by all applicable directives contained in that Statute, as well as in applicable provisions of the Act (as amended) and the Constitution of the Republic of South Africa, Act 108 of 1996.
- 5.5. The ISRC is not a juristic person and is not the bearer of its own rights, except that it exists as a structure according to the provisions of the Higher Education Act.
- 5.6. The ISRC is the highest Student Governance Body and has full autonomy over all Student-related matters.
- 5.7. All Substructures of the ISRC that constitute Student Governance shall be subject to the ISRC and this Constitution.

## 6. SUPREMACY OF THE CONSTITUTION

- 6.1. This Constitution is the supreme authority in relation to the ISRC, its Substructures and Committees at the UFS.
- 6.2. The guiding principles and applicable provisions of this Constitution shall bind the ISRC, its Members, Student Associations, Student Organisations, Substructures and all Students of the UFS.

## 7. DEFINITIONS

Unless the context indicates otherwise, the following terms and definitions shall apply to this Constitution:

<b>“Act”</b>	The Higher Education Act 101 of 1997;
<b>“Appeals Committee”</b>	A Standing Committee of the ISRC responsible for appeals, as established in terms of Annexure A of this Constitution;
<b>“Association”</b>	Any Student Life Association registered with the CSRC on the Campus on which the Association finds expression, and meeting CSRC requirements for recognition as an Association and affiliation with the ISRC;
<b>“Bloemfontein Campus”</b>	The UFS Campus in Nelson Mandela Drive, Bloemfontein;
<b>“Qwaqwa Campus”</b>	The UFS Campus in Kestell Road, Phuthaditjhaba;
<b>“South Campus”</b>	The UFS Campus in Church Street, Bloemfontein;
<b>“Chief Election Officer”</b>	The Chairperson of the Independent Electoral Body who has the final responsibility for the management and operation of the Independent Electoral Body and the declaration of the final results following the ISRC Elections;
<b>“Committees”</b>	Committees of the ISRC, which may be permanent, temporary or <i>ad hoc</i> in nature, with a fixed mandate or delegation, capable of determining their own functioning within their mandate and constituted to assist the ISRC to facilitate or expedite its own activities, which shall include the Standing Committees;
<b>“Council”</b>	The Council of the UFS as contemplated in section 27 of the Act;
<b>“CSRC”</b>	The Campus Student Representative Council which is a substructure of the ISRC at the respective Campuses of the UFS, deriving its functioning and powers from this Constitution;
<b>“CSRC Election(s)”</b>	The annual election of CSRC Members to serve on the CSRC in accordance with the Election Procedure as

contemplated in Annexure B hereto;

**“CSRC Member”**

A Member of the CSRC elected to either an Elective Portfolio or an Ex Officio Portfolio in accordance with this Constitution and continuing to meet the Eligibility Requirements for the duration of his/her Term;

**“CSRC Term”**

The Term of office of a CSRC Member as contemplated in paragraph 17 of this Constitution;

**“Election Procedure”**

The procedure for holding annual CSRC Elections as contemplated in Annexure B hereto;

**"Elections"**

The Election Procedure as contemplated in Annexure B hereto;

**“Elections Logistics Committee”**

The Committee responsible for the running, management and administration of the CSRC Elections;

**“Elective Portfolios”**

The CSRC portfolios as contemplated in paragraph 13.2.2 of this Constitution with CSRC Members elected to such portfolios by the Student Body via annual CSRC Elections as contemplated in Annexure B hereto;

**“Eligibility Requirements”**

The Eligibility Requirements for a CSRC Member as set out in paragraph 12 of this Constitution;

**“Ex Officio Portfolios”**

The CSRC portfolios as contemplated in paragraph 13.2.3, with CSRC Members elected to such portfolios by the respective Student Councils and elected in their official capacities as the Chairpersons of their respective Student Councils;

**“Faculty Councils”**

A body representing a specific Faculty and elected by Students of that Faculty;

**“First-Past-The-Post”**

An election system whereby individual candidates contest for the Elective Portfolios in annual CSRC Elections and where the candidate with the most Student votes becomes

the incumbent CSRC Member for the portfolio for which the candidate is contesting;

**“Governance Structure”**

A Student Governance Structure for the University, established by the ISRC in terms of this Constitution approved by Sufficient Consensus of the ISRC and providing for the objectives, composition, powers and functions of the Governance Structure;

**“Honorary Colours”**

Includes, but is not limited to, honorary awards, leadership and academic bursaries and awards;

**“Institutional Rules”**

All rules made by the UFS as contemplated in section 32 of the Act, including all regulations and policy documents of the UFS;

**“IRAWA”**

The official Student newspaper of the UFS;

**“ISRC”**

The Institutional Student Representative Council established in terms of section 35 of the Act and section 33 of the Institutional Statute of the University;

**“ISRC Election(s)”**

The annual election of CSRC Members to serve on the CSRC in accordance with the Election Procedure as contemplated in Annexure B hereto;

**“CSRC Disciplinary Committee”**

A Standing Committee of the ISRC responsible for exercising disciplinary powers over its Members, Student Associations, Substructures and all Students of the UFS as established in terms of Annexure A of this Constitution;

**“Kovsie FM”**

The official Student radio station of the UFS;

**“Organisations”**

Any Student Governance Structure registered with the CSRC of the Campus on which the Organisation finds expression, and meeting CSRC requirements for recognition as an Organisation and affiliation with the ISRC;

**“Portfolio Executive Committee”**

A group of Students appointed by a CSRC Portfolio Holder to assist him/her with projects and the management of that

portfolio;

<b>“Postgraduate Qualification”</b>	The degree received for the successful completion of an Honours, Master’s or Doctoral degree programme at the UFS;
<b>“Postgraduate Student Community”</b>	The collection of Postgraduate Students at the respective (and all) Campuses of the UFS;
<b>“Qualification”</b>	Any degree, diploma or certificate received for the successful completion of a formal academic programme at the UFS;
<b>“Residence”</b>	A Residence providing accommodation for Students and recognised by the UFS as an official Student Residence;
<b>“Residence Committee”</b>	A Substructure of the CSRC that is democratically elected by each Residence;
<b>“Standing Committees”</b>	The Committees established as contemplated in Annexure A of this Constitution;
<b>“Statute”</b>	The Institutional Statute of the University of the Free State in accordance with Section 32 of the Act;
<b>“Student”</b>	Any person who is registered for a formal Qualification at the UFS for the current academic year;
<b>“Student Body”</b>	The collection of registered Students at the respective (and all) Campuses of the UFS;
<b>“Student Councils”</b>	Student leadership structures that shall be entitled annually to nominate, in accordance with their Constitutions or by agreement of their respective constituents, their respective Chairpersons as the candidates to represent the relevant Student Councils as incumbent CSRC Members for the Ex Officio Portfolios for the next CSRC Term;
<b>“Student Court”</b>	A Student Governance mediation structure established to

	mediate disputes arising between structures of Student Governance;
<b>“Student Movements”</b>	Any organised Student advocacy group recognised by the ISRC and existing for a particular cause that may be in place for the expression of any social, artistic, political and/or common interest outside of (but related to) the functions, structures and benefits tied exclusively to registered and recognised Student Governance Organisations and Student Life Associations.
<b>“Student Parliament”</b>	An advisory body to the ISRC and CSRC, which is a Student Governance Structure constituted and elected in accordance with its constitution as contemplated in Annexure D of this Constitution;
<b>“Sufficient Consensus”</b>	Consensus by more than two thirds (67%) of the elected CSRC Members entitled to vote and present at a meeting;
<b>“The/This Constitution”</b>	This ISRC Constitution and Annexures thereto;
<b>“UFS/University”</b>	The University of the Free State;
<b>“UFS Governance Structures”</b>	Those Governance Structures of the UFS as established by the Act and the Statute, which include the Council, Senate and Institutional Forum; and
<b>“UFS Management Structures”</b>	The Rectorate, UMC, Senior Leadership Group and other Management Structures of the UFS.

## 8. INTERPRETATION

In interpreting this Constitution, the interpreter:

- 8.1. Must consider the values and principles contained in the preamble to this Constitution.
- 8.2. Must respect the provisions in Chapter 2 of the Constitution of the Republic of South Africa and the Act.
- 8.3. Must give preference to an interpretation of this Constitution that will promote efficient and effective Student Governance and advance the spirit of democracy without prejudice.

## **9. FOUNDING PRINCIPLES AND CORPORATE GOVERNANCE**

**9.1.** The following founding principles shall be upheld by the ISRC and its Substructures:

- 9.1.1.** Student-Driven Leadership;
- 9.1.2.** Student-Centred Leadership;
- 9.1.3.** Academic Excellence;
- 9.1.4.** Non-racialism and Non-sexism;
- 9.1.5.** Democracy;
- 9.1.6.** Ubuntu;
- 9.1.7.** Equity and Equality;
- 9.1.8.** Cooperative Governance;
- 9.1.9.** Accountability and Transparency; and
- 9.1.10.** Integrity.

**9.2.** General provisions of cooperative governance:

- 9.2.1.** The ISRC is committed to the values of cooperative and good governance.
- 9.2.2.** All Student Governance Structures shall uphold these founding principles and shall cooperate with the ISRC in providing democratic, transparent, effective, accountable and coherent Student leadership.
- 9.2.3.** Subject to such exceptions, as provided for in terms of this Constitution, all Student Bodies are subject to the authority of the ISRC in line with the provisions of this Constitution.

## **10. FUNCTIONS AND POWERS**

**10.1. The ISRC:**

- 10.1.1.** The ISRC shall represent Students on issues that affect all Students at the UFS and may only deal with Campus-based issues in collaboration with the respective CSRCs;
- 10.1.2.** The ISRC is the supreme body with regard to institutional Student matters and has the overall authority on all CSRCs at the UFS;

- 10.1.3.** The ISRC is the umbrella body for all Student Committees, clubs, councils and societies at the UFS and shall therefore act as the appellate of first instance for Student Organisations whose application for recognition has been refused or not granted by the CSRC for one reason or another;
- 10.1.4.** The ISRC shall receive written quarterly reports from each CSRC regarding its finances, operations and activities. Upon receipt of the reports, contemplated in 10.1.6 below, the ISRC must submit written quarterly reports to the Dean of Student Affairs, Student Parliament and all the CSRCs, and publish these on all institutional communication platforms detailing the respective CSRC financials and operations;
- 10.1.5.** The ISRC shall administer such funds and other assets as may be allocated to the ISRC by the University or any other source, in the interests of Students of the UFS, and in the manner set out in this Constitution and in the finance and operational rules of the University;
- 10.1.6.** The ISRC shall account for funds provided by the University, by producing and adhering to an annual budget, and by complying with all University financial and operational regulations;
- 10.1.7.** The ISRC must develop a plan of action and a budget for its operations and activities that shall guide the execution and funding of all the ISRC operations during its Term of office. The plan of action and the budget must be submitted to the University Management for consideration and approval;
- 10.1.8.** The ISRC may organise events for all Students according to the need for such an event. The ISRC shall take responsibility for the order and organisation of such events in liaison with Student Affairs;
- 10.1.9.** The ISRC shall be responsible to review and formulate guidelines, policies and procedures that impact on the Student Body, provided that such a process has been sufficiently consulted and does not contravene the rules of the University;
- 10.1.10.** The ISRC shall be responsible to deploy its Members and other Students to Councils, Committees, Forums and other relevant structures across all UFS Campuses;
- 10.1.11.** The ISRC has a right to affiliate to any Organisation or Association outside of the University, provided that the relationship is clearly defined, and that such affiliation enhances the values, objectives and principles of the UFS ISRC and those of the University;
- 10.1.12.** The ISRC shall be responsible to exercise disciplinary powers by way of the ISRC Disciplinary Committee in respect of office bearers of the ISRC and office bearers of

CSRCs. The disciplinary process shall be invoked only if there are reasonable grounds for believing that there is a breach of discipline, including any breach of the ISRC Constitution and/or the Annexures thereto;

- 10.1.13.** The ISRC shall, with the support of Student Affairs, coordinate, safeguard and supervise the use of facilities placed under its jurisdiction;
- 10.1.14.** The ISRC shall inform and report to Students about its activities by means of meetings, posters, newsletters or other appropriate media that is accessible to Students;
- 10.1.15.** The ISRC shall liaise with other Higher Education Institutions in respect of Student Governance Matters, Student Representative Councils of other Higher Education Institutions, National and International Student Organisations, Unions, News Media, the Dean: Student Affairs and other Senior University Management and the General Public; and
- 10.1.16.** The ISRC may perform other functions as may be determined by the Statute of the University.

## **10.2. The CSRC:**

- 10.2.1.** The CSRC shall execute its powers in accordance with its Constitution read with this Constitution to achieve the objectives stipulated in paragraph 4 of this Constitution;
- 10.2.2.** The CSRC shall comply with all Institutional Rules (as amended from time to time);
- 10.2.3.** The CSRC shall represent Students at the respective Campuses of the UFS in negotiations and interactions with the UFS Structures and the ISRC in respect of matters of common interest;
- 10.2.4.** The CSRC shall represent Students on issues that affect the Students at their respective Campuses and may only engage with issues of other Campuses and institutional issues through the ISRC;
- 10.2.5.** The CSRC is a substructure of the ISRC;
- 10.2.6.** The CSRC is the umbrella body for all Student Committees, clubs, councils and societies at their respective Campuses and shall, in liaison with Student Affairs, be responsible for granting or withdrawing recognition of all Student Committees, clubs, councils and societies on their Campuses as per the CSRC Policy for the Recognition of Student Structures;

- 10.2.7.** The CSRC must submit written monthly reports to the ISRC regarding its operations and activities;
- 10.2.8.** The CSRC and Student Affairs shall receive written project, activity and quarterly reports from all recognised Student Associations, clubs, councils and societies in their respective Campuses detailing their activities;
- 10.2.9.** The CSRC shall administer such funds and other assets as may be allocated to the CSRC by the ISRC or any other source, in the interests of the Students of UFS, and in the manner set out in this Constitution and in the finance and operational rules of the University;
- 10.2.10.** The CSRC shall account for funds provided by the ISRC, by producing and adhering to an annual budget, and by complying with all University financial regulations;
- 10.2.11.** The CSRC must develop a plan of action and a budget for its operations and activities that shall guide the execution and funding of all CSRC operations during its Term of office;
- 10.2.12.** The CSRC shall play an oversight role in the organising and managing of regular Student activities;
- 10.2.13.** The CSRC shall ensure that Student community-engagement projects are initiated and managed effectively at their respective Campuses. The CSRC shall be accountable for the order and organisation of such events in liaison with Student Affairs;
- 10.2.14.** The CSRC shall be responsible for facilitating Campus participation in the formulation and implementation of Student Governance guidelines, policies and procedures;
- 10.2.15.** The CRSC shall be responsible to deploy its Members and other Students from its Campus to Committees, forums and other related structures in accordance with its operations and powers;
- 10.2.16.** The CSRC shall affiliate to any Organisation outside of the University through the written permission of the ISRC; such permission shall be based on whether that relationship would enhance the values, objectives and principles of the specific Campus;
- 10.2.17.** The CSRC shall be responsible to exercise disciplinary powers by way of the CSRC Disciplinary Committee, in respect of office bearers of the CSRC. The disciplinary process shall be invoked only if there are reasonable grounds for believing that there is a breach of discipline, including any breach of the CSRC Constitution and/or the Annexures thereto;

- 10.2.18.** The CSRC shall, in liaison with Student Affairs and the ISRC, coordinate, safeguard and supervise the use of facilities under its jurisdiction;
- 10.2.19.** The CSRC shall inform and report to Students about its activities by means of meetings, posters, newsletters or other appropriate media that is accessible to Students;
- 10.2.20.** All policy decisions of a CSRC shall be in accordance with the rules of the University and that of the ISRC constitution;
- 10.2.21.** The CSRC shall be responsible for convening and conducting all authorised meetings of the general Student Body;
- 10.2.22.** The CSRC shall engage with the ISRC on all issues regarding the development and implementation of policies which relate to Student Governance, Substructures and Support Services, duly taking into account the recommendations made and views expressed by the Student Parliament;
- 10.2.23.** The CSRC shall adopt, by Sufficient Consensus, in consultation with the Student Parliament, codes or protocols regulating the CSRC or any Committee functioning, including, without limitation, meeting and Committee procedures, voting requirements for CSRC decisions, CSRC Member conduct and discipline and dispute resolution;
- 10.2.24.** The CSRC shall exercise oversight over all Substructures under its jurisdiction;
- 10.2.25.** The CSRC shall adopt and implement measures to promote services to Students of its respective Campus, liaise with Service Providers towards the advancement of services to Students and request the University to establish additional Service Providers whenever the interest of Students so requires;
- 10.2.26.** The CSRC may not enter into contracts that are binding to the University without prior approval by the relevant structures and/or offices of the University that have the authority to give the approval required;
- 10.2.27.** The CSRC shall receive financial allocations made by the University Council through Student Affairs to the CSRC and carry out financial activities, including fundraising, in accordance with this Constitution, and administer such funds in the interests of the Students within University policies and provisions;

- 10.2.28.** The CSRC is enjoined by this Constitution to undertake fundraising programmes and efforts to benefit the SRC fund;
- 10.2.29.** The CSRC shall, subject to the provisions of this Constitution, extend recognition to and withdraw recognition from any Society/Student Association under its jurisdiction;
- 10.2.30.** The CSRC shall adopt, by Sufficient Consensus and in consultation with the Rectorate, codes or protocols regulating the Student community, including, without limitation, the Student Bill of Rights and codes of conduct;
- 10.2.31.** The CSRC shall adopt, by Sufficient Consensus, rules regulating the administration and control of the receipt, allocation and use of funds allocated to the CSRC by the UFS or any third party, including the allocation and use thereof by any Governance Structure or Committee or the receipt and administration thereof by Student Affairs on behalf of the CSRC;
- 10.2.32.** The CSRC shall enter into such agreements as necessary to execute its functions, provided that any financial commitments incurred by the CSRC are approved by the Finance Committee and agreements are executed in accordance with the Institutional Rules regulating the conclusion of agreements by the UFS, and that these commitments will not bind the next CSRC Term of Office;
- 10.2.33.** The CSRC shall create and issue publications as required and inform the Student Body of the functions of the CSRC and of Student activities and active Associations at the respective Campuses of the UFS;
- 10.2.34.** The CSRC shall establish and maintain, under the main UFS website, a website for the CSRC and its Governance Structures, in accordance with the requirements of the UFS ICT Services;
- 10.2.35.** The CSRC shall establish Governance Structures and Committees of the CSRC by Sufficient Consensus;
- 10.2.36.** The CSRC shall adopt rules for the registration and affiliation of Associations with the CSRC;
- 10.2.37.** The CSRC shall award Honorary Awards to Students in accordance with the Institutional Rules regulating the award of Honorary Awards;

**10.2.38.** The CSRC shall, as the trustee of all general assets of the Student Body (not including assets belonging to Associations), control, manage, maintain and replace such assets as required from time to time for the benefit of use by the Student Body; and

**10.2.39.** The CSRC may perform other functions as may be determined by the Statute of the University.

## **11. STUDENT BILL OF RIGHTS**

### **11.1. General provisions:**

**11.1.1.** Nothing contained in this Student Bill of Rights shall be deemed as limiting, amending or removing those rights to which a Student may already be entitled in terms of the Constitution of the Republic of South Africa except where such a right may be limited in accordance with section 36 thereof where a legitimate purpose is to be served and the limitation is reasonable and justifiable.

**11.1.2.** Accordingly, the rights as set out in this chapter are intended as either an addition to, or extension of those rights to which a Student is already entitled in terms of the Constitution of the Republic of South Africa.

### **11.2. Student rights:**

#### **11.2.1. Equality**

All Students are equal and no Student shall be subjected to unfair discrimination based on, and not limited to race, gender, socio-economic status, nationality, language, ethnic or social origin, political or other belief, sexual orientation, disability, age or academic year group, academic discipline, Campus or any arbitrary ground.

#### **11.2.2. Confidentiality of Student records**

Subject to the laws of the Republic of South Africa and to the rules, regulations and provisions of the University, every Student has the right to confidentiality of his or her University records, and no information contained in such records may be divulged without the permission of the Student.

#### **11.2.3. Academic freedom and standard of academic training**

Every Student has the right to:

**11.2.3.1.** Academic freedom; and

**11.2.3.2.** Academic training of a high standard, including reasonable access to lecturers and University resources in accordance with the policy of the University.

**11.2.4. University facilities**

Every Student has the right to use University facilities which he or she is entitled to and to receive information regarding the facilities available to him or her, and is entitled to receive support in the use of such facilities to which he or she is entitled in terms of University regulations, rules and provisions.

**11.2.5. Freedom of movement and association**

**11.2.5.1.** Subject to the applicable rules, regulations and provisions of the University, every Student has the right to freedom of movement on Campus, as well as to freedom of association on Campus, including the right to join any Student group and to participate in Student life in general.

**11.2.5.2.** Every Student is entitled to be represented by a Student Representative Council that promotes broad participation by all Students in Student life.

**11.2.6. Dignity**

**11.2.6.1.** Subject to the applicable rules, regulations and provisions of the University, every Student has the right to dignity.

**11.2.6.2.** Every Student has inherent dignity and the right to have his or her dignity respected and protected.

**11.2.7. Privacy**

Subject to the applicable rules, regulations and provisions of the University, every Student has the right to privacy, e.g. in the Residences.

**11.2.8. Assembly, demonstration and petition**

**11.2.8.1.** Subject to the policy guidelines, rules and regulations of the University, every Student has the right to peaceful and unarmed assembly and demonstration on Campus, and to submit petitions to the structures of Student Governance and to the University authorities; provided that any such petition submitted to any such

structure or authority must contain the Student's name and Student number.

- 11.2.8.2.** The sole purpose of the disclosure requirement in the case of the submission of a petition as contemplated in 11.2.8.1 above shall be to determine the genuineness of such a petition, and no Student may be victimised or intimidated by virtue of the submission of such a petition.

#### **11.2.9. Right to vote**

Every Student has the right to vote in Elections for electing representatives on Student structures, to do so in secret, and to make himself or herself available for election to these structures, subject to the Eligibility Requirements of such structures, if such Eligibility Requirements are fair and reasonable in the context of this Constitution.

#### **11.2.10. Freedom of expression**

Every Student has the right to freedom of expression on Campus, which includes:

- 11.2.10.1.** Freedom of the Student media and freedom of press, social media and other media;
- 11.2.10.2.** Freedom of academic expression and scientific research;
- 11.2.10.3.** Freedom to receive information from the University and Student authorities on matters that affect him or her;
- 11.2.10.4.** Freedom of clothing and appearance;
- 11.2.10.5.** Freedom of expression does not extend to advocacy of hatred based on grounds such as those elaborated in section 9 of the Constitution of the Republic of South Africa, including but not limited to race, gender or religion, which constitutes incitement to cause harm.

#### **11.2.9. Access to information**

Every Student has the right to:

- 11.2.9.1.** Be informed of decisions that affect him or her as a Student;
- 11.2.9.2.** Information held by the ISRC and its Substructures;
- 11.2.9.3.** Be informed about the programme of the ISRC and its Substructures;
- 11.2.9.4.** Relevant information held by the University administration to which he or she is lawfully entitled; and
- 11.2.9.5.** Expect the ISRC and University management to take proactive measures to give effect to this right.

#### **11.2.10. Administrative action**

Every Student has the right to just administrative action by the University and/or Student structures that is lawful, reasonable and procedurally fair, which includes:

- 11.2.10.1.** Written reasons for any administrative action or decision that has an adverse effect on the rights of such a Student; and
- 11.2.10.2.** The opportunity to make representations to the appropriate tribunal or Committee, and has the right to legal or other representation at a sitting of the relevant tribunal or Committee.

#### **11.2.11. Enforcement**

- 11.2.11.1.** Any Student and/or Student structure has the right to directly, or by representation, approach the Student Court for mediation when his or her rights have been violated by another structure or members within the structure of Student Governance.
- 11.2.11.2.** A Student group acting in the interests or on behalf of a particular group or class of Students may also approach the Student Court for mediation where the rights of such a group or class have been violated by a member of or a structure of Student Governance.
- 11.2.11.3.** The ISRC shall assist the Student Court and the University administration in ensuring that the rights as set out in the Student Bill of Rights are respected.

## **12. ELIGIBILITY OF CSRC MEMBERS**

To be eligible for nomination as a candidate for the CSRC in any CSRC Election for either the Elective Portfolios or the Ex Officio Portfolios, a candidate must meet all of the following requirements. The candidate must:

- 12.1.** With respect to the Bloemfontein and Qwaqwa Campuses, be a full-time Student at the respective Campus of the UFS and must have been registered for a Qualification at that Campus for a minimum period of at least 3 (THREE) consecutive semesters immediately prior to the CSRC Election for which the candidate is being nominated. With respect to the South Campus, be a full-time Student at the South Campus of the UFS and must have been registered for a Qualification at that Campus for a period of 1 (ONE) semester in order to be eligible to stand for office in the third-quarter South Campus CSRC Election. The residential requirement with respect to first-time-entering students on the South Campus is not applicable to the first-quarter Elections;
- 12.2.** With respect to the Bloemfontein and Qwaqwa Campuses, be a full-time Student at the respective Campus of the UFS and must have been registered for a Qualification at that Campus for a minimum

period of at least 5 (FIVE) consecutive semesters immediately prior to the CSRC Election for which the candidate is being nominated where the candidate elects to stand for the Elective Portfolio of President or Vice-President. With respect to the South Campus, be a full-time Student at the South Campus of the UFS and must have been registered for a Qualification at that Campus for a period of 1 (ONE) semester in order to be eligible to stand for office in the third-quarter South Campus CSRC Election. The residential requirement with respect to first-time-entering students on the South Campus is not applicable to the first-quarter Elections;

- 12.3.** Subscribe to and undertake to promote the Constitution and its objectives, including all matters relating to Student management and the well-being of the Student Body;
- 12.4.** Undertake to promote a culture of inclusion, anti-discrimination, transformation, diversity, social justice and the material integration of the Student Body;
- 12.5.** Not have been found guilty of misconduct of a serious nature by the UFS or by any other tertiary education institution or disciplinary structure of such institution;
- 12.6.** Not have been convicted of any crime by any court of law in the Republic of South Africa or elsewhere and sentenced to imprisonment without the option of a fine or to a fine of more than R5,000 (FIVE-THOUSAND RAND);
- 12.7.** Not be in full-time employment or intend being employed on a full-time basis for the duration of her/his CSRC Term;
- 12.8.** With respect to the Bloemfontein and Qwaqwa Campuses, have maintained, up until the most recent examinations prior to the CSRC Elections, a high academic standard and have achieved a minimum overall academic average for all passed UFS courses, of at least 60% (SIXTY PERCENT) and must have passed at least 80% (EIGHTY PERCENT) of the total enrolled courses for the two semesters immediately preceding the semester during which the CSRC Election is to take place. With respect to the South Campus, first-time-entering students who wish to stand for an SRC portfolio at the South Campus first-quarter Elections, must have obtained a minimum AP score of 25 in order to be eligible;
- 12.9.** Sign a copy of and comply with any electoral code of conduct as prescribed by the Election Procedure; and
- 12.10.** With respect to the Bloemfontein and Qwaqwa Campus, have served in a recognised UFS leadership position as determined by the Office of the Dean: Student Affairs.

**12.11.** In the case of the candidate running as a Representative of a Registered Campus Association, the candidate must have been a Member of that Association for a period of not less than 1(ONE) semester.

**12.12.** In order to accept the endorsement of a registered Student Association, the Association in question must have been fully registered for at least 1 (ONE) semester immediately preceding the semester during which the CSRC Elections are intended to take place.

### **13. COMPOSITION**

#### **13.1. ISRC Members**

**13.1.1** The ISRC shall comprise a maximum of 9 (NINE) CSRC Members from each Campus of the University. The composition will be as follows:

**13.1.1.1** The 3 (THREE) CSRC Presidents, 1 (ONE) from each Campus;

**13.1.1.2** 3 (THREE) Members of the Bloemfontein Campus CSRC;

**13.1.1.3** 2 (TWO) Members of the Qwaqwa Campus CSRC; and

**13.1.1.4** 1 (ONE) Member of the South Campus CSRC.

**13.1.2** The ISRC shall, at its first sitting, elect the following portfolios for its Term of office:

**13.1.2.1** President General;

**13.1.2.2** Deputy-President General;

**13.1.2.3** Secretary General;

**13.1.2.4** Deputy-Secretary General;

**13.1.2.5** Treasurer General; and

**13.1.2.6** Deputy-Treasurer General.

#### **13.2. CSRC Members**

**13.2.1** Each CSRC shall comprise a maximum of 19 (NINETEEN) Members.

#### **13.2.2 Elective Portfolios:**

##### **13.2.2.1 Bloemfontein Campus**

The following 7 (SEVEN) Elective Portfolios shall be constituted by candidates meeting Eligibility Requirements and shall form part of the CSRC structure of the Bloemfontein Campus:

1) President;

2) Deputy-President;

3) Secretary;

- 4) Treasurer;
- 5) Policy and Transformation;
- 6) Student Development and First-Generation Students; and
- 7) Commuter Students.

#### **13.2.2.2 Qwaqwa Campus**

The following 8 (EIGHT) Elective Portfolios shall be constituted by candidates meeting Eligibility Requirements and shall form part of the CSRC structure of the Qwaqwa Campus:

- 1) President;
- 2) Deputy-President;
- 3) Secretary;
- 4) Treasurer;
- 5) Policy and Transformation;
- 6) Student Development and First-Generation Students;
- 7) Commuter Students; and
- 8) Media and Publicity.

#### **13.2.2.3 South Campus<sup>1</sup>**

The following 7 (SEVEN) Elective Portfolios shall be constituted by candidates meeting Eligibility Requirements and shall form part of the CSRC structure of the South Campus:

- 1) President;
- 2) Deputy-President;
- 3) Secretary;
- 4) Treasurer;
- 5) Policy and Transformation;
- 6) Student Development and First-Generation Students; and
- 7) Commuter Students

#### **13.2.3. Ex Officio Portfolios:**

##### **13.2.3.1. Bloemfontein Campus**

The following 12 (TWELVE) Ex Officio Portfolios shall be constituted by candidates nominated by each of the respective Student Councils listed below to represent such Student Council as the CSRC Member for that Ex Officio

---

<sup>1</sup> The portfolios of Deputy-President, Secretary and Student Development and First-Generation Students will be elected in the third quarter of each year. The remaining portfolios will be elected in March of each year. This is based on the nature of the South Campus residential period that is 1 (ONE) year for all faculties except for the Faculty of Economic and Management Sciences that has a 2 (TWO)-year residential period.

Portfolio:

- 1) Associations Student Council;
- 2) Student Organisations Council;
- 3) Academic Student Council;
- 4) Day Residence Council;
- 5) Campus Residence Council;
- 6) Postgraduate Student Council;
- 7) International Student Council;
- 8) Student Media and Dialogue Council;
- 9) Universal Access and Social Justice Council;
- 10) Civic and Social Responsibility Council;
- 11) Arts and Culture Council; and
- 12) Sports Council.

#### **13.2.3.2. Qwaqwa Campus**

The following 8 (EIGHT) Ex Officio Portfolios shall be constituted by candidates nominated by each of the respective Student Councils listed below to represent such Student Council as the CSRC Member for that Ex Officio Portfolio:

- 1) Associations and Religious Affairs Student Council;
- 2) Campus Residence Council;
- 3) Arts and Culture Council;
- 4) Academic Council;
- 5) Sports Council;
- 6) Universal Access and Social Justice Council;
- 7) Postgraduate Student Council; and
- 8) International Student Council.

#### **13.2.3.3. South Campus**

The following 5 (FIVE) Ex Officio Portfolios shall be constituted by candidates nominated by each of the respective Student Councils listed below to represent such Student Council as the SRC Member for that Ex Officio Portfolio:

- 1) Academic Council and Commuter Students Council;
- 2) Student Organisations Council;
- 3) Arts and Culture and Associations Students Council;
- 4) Sports and Campus Residence Council; and
- 5) Universal Access and Social Justice Council.

## **14. RENAMING AND REALLOCATION OF PORTFOLIOS**

The CSRC may, for a particular CSRC Term, by Sufficient Consensus, resolve to rename and

reallocate portfolio functions of any of the Elective Portfolios or the Ex Officio Portfolios, excluding that of President and Vice-President, in order to achieve the most appropriate and effective execution by the CSRC of its objectives for a particular CSRC Term or to address vacancies in any of the CSRC portfolios.

## **15. PORTFOLIOS EXECUTIVE COMMITTEE (EC)**

- 15.1** Each CSRC Member shall, at his/her discretion, appoint a Portfolios Executive Committee (EC) to assist him/her in the administration of the portfolio/office.
- 15.2** Each CSRC Member must have a minimum of 3 (THREE) and a maximum of 10 (TEN) ECs for their Term of office.
- 15.3** Members of the ECs must be registered Students of the UFS.
- 15.4** A Student may not serve in more than 3 (THREE) ECs.
- 15.5** The CSRC Members must ensure that the appointed ECs reflect the demographics of the UFS. Members of the CSRC ECs shall receive acknowledgement of service at the end of the CSRC Term.

## **16. ELECTION**

- 16.1** Candidates for the CSRC Elections may contest Elections as independent candidates or as representatives of registered Campus Associations.
- 16.2** CSRC Members for the Elective Portfolios must be independent or representatives of registered Campus Associations and be elected by the Student Body in accordance with the Election Procedure as contemplated in Annexure B of this Constitution.
- 16.3** All Students are entitled to vote for and nominate candidates for Elective Portfolios.
- 16.4** Student Councils shall nominate their respective Chairpersons as the candidates for Ex Officio Portfolios.
- 16.5** CSRC Elections must take place annually, by no later than the end of the third quarter of the applicable academic year.

## **17. TERM OF OFFICE**

- 17.1.** Each incumbent CSRC Member shall serve a CSRC Term of approximately 1 (ONE) year from the date of commencement of her/his CSRC Term (as determined in accordance with the Election Procedure) until **17.1.1** the expiry of his/her Term of office on the last day preceding the formation of a new CSRC following an CSRC Election; or
- 17.1.2** upon the date of earlier termination of her/his membership in accordance with this Constitution.
- 17.2** Provided the Eligibility Requirements are met and a candidate is elected in accordance with this Constitution, a CSRC Member may stand, be re-elected and serve for a total of 2 (TWO) Terms as a CSRC Member, unless a candidate for his/her 2<sup>nd</sup> (SECOND) CSRC Term is elected to the Elective Portfolios of President or Vice-President, in which event the candidate shall be entitled to stand for a further 1 (ONE) CSRC Term following his/her 2<sup>nd</sup> (SECOND) CSRC Term, provided that no candidate may stand, be re-elected and serve more than 3 (THREE) CSRC Terms in total and no candidate may serve more than 2 (TWO) CSRC terms in the same CSRC portfolio.
- 17.3** The CSRC may not remunerate, reward or provide other benefits to a CSRC Member by virtue of his/her office as a CSRC Member. This does not preclude the Rectorate from time to time allowing the allocation of benefits, remuneration or honoraria to CSRC Members or specific CSRC portfolios by the UFS.

## **18. OBLIGATIONS OF OFFICE**

CSRC Members must execute their obligations as CSRC Members and their portfolio functions in accordance with the objectives of the CSRC and the provisions of this Constitution.

## **19. TERMINATION OF MEMBERSHIP**

**19.1.** A person shall cease to be a CSRC Member if:

**19.1.1** His/Her conduct damages the good name and/or reputation of the CSRC or the UFS;

**19.1.2** S/he is found guilty by the CSRC of serious neglect of duty as a CSRC Member;

**19.1.3** S/he resigns as a CSRC Member; or

**19.1.4** S/he fails to attend 3 (THREE) consecutive official events of the CSRC (including CSRC meetings) or a maximum of 5 (FIVE) official events of the CSRC per CSRC Term without reasonable and valid reasons acceptable to the CSRC for each instance of such failure to attend.

**19.2.** If the CSRC becomes aware that a CSRC Member might be in breach of any of the provisions in paragraph 19.1, the Vice-President must, in his/her capacity as Chairperson of the CSRC Disciplinary Committee, inform the relevant CSRC Member in writing of:

- 19.2.1.** The alleged breach of paragraph 19.1;
- 19.2.2.** His/Her intended suspension from the CSRC until a final decision by the CSRC Disciplinary Committee is made;
- 19.2.3.** His/Her right to submit written representations to the CSRC Disciplinary Committee in respect of any intended suspension and/or formal disciplinary action;
- 19.2.4.** The timeframes for the submission of any such representations to the CSRC Disciplinary Committee, which shall not be less than 48 (FORTY-EIGHT) hours from receipt by the CSRC Member of the notice of allegations against him/her; and
- 19.2.5.** The date of the CSRC Disciplinary Meeting at which the CSRC Member shall be allowed to present her/his representations to the CSRC Disciplinary Committee.
- 19.2.6.** If the CSRC, having heard representations by the CSRC Member, decides to terminate the membership of the CSRC Member, such termination shall be effective from such date as determined by the CSRC in its decision.
- 19.2.7.** A CSRC Member whose membership has been terminated by the CSRC may lodge an appeal to the Appeals Committee within 7 (SEVEN) days for a review of the decision by the CSRC to terminate his/her membership.

**19.3.** The termination of the membership of a SRC Member in accordance with the provisions of this paragraph 19 shall not affect the right of the UFS to take further disciplinary action against the CSRC Member in accordance with the Institutional Rules of the UFS.

## **20. VACANCIES**

**20.1.** In the event of a vacancy arising for whatever reason in any of the Elective Portfolios:

- 20.1.1.** Within 3 (THREE) calendar months of the commencement of the CSRC Term of a newly elected CSRC, the next available runner-up candidate (continuing to meet the Eligibility Requirements) in the CSRC Elections for the specific vacant Elective Portfolio shall fill the

vacant position;

**20.1.2.** After 3 (THREE) calendar months have elapsed, the functions of the vacant Elective Portfolio shall be re-assigned by the CSRC amongst the remaining CSRC Members holding Elective Portfolios for the remainder of the CSRC Term.

**20.2.** In the event of a vacancy arising for whatever reason in any of the Ex Officio Portfolios, the relevant Student Council to which the vacant Ex Officio Portfolio relates shall, as soon as possible following the occurrence of the vacancy, nominate a replacing CSRC Member, meeting the Eligibility Requirements, for the vacant Ex Officio Portfolio for the remainder of the CSRC Term.

## **21. DISSOLUTION**

### **21.1. The CSRC shall be dissolved if:**

**21.1.1.** 2/3 (TWO THIRDS) of the CSRC Members resign simultaneously from the CSRC; or

**21.1.2.** 40% (FORTY PERCENT) or more of the CSRC membership is terminated in accordance with paragraph 19.

**21.1.3.** Student Parliament, with Sufficient Consensus, may consult with Council to resolve for a dissolution of the CSRC, due to a motion of no confidence in the CSRC for failing to execute its objectives as set out in this Constitution. Dissolution shall only take effect on the approval of Council.

**21.1.4.** The ISRC, with Sufficient Consensus, may consult with Council to resolve for a dissolution of the CSRC, due to a motion of no confidence in the CSRC for failing to execute its objectives as set out in this Constitution. Dissolution shall only take effect on the approval of Council.

**21.1.5.** In the event of the dissolution of the CSRC, the Dean: Student Affairs shall initiate an elective process for a Transitional Student Committee, which shall execute the operational functions of the CSRC in terms of this Constitution until the Election of a new CSRC. The Committee Elective Process must be ratified by the Rectorate.

## **22. MEETINGS**

### **22.1. The ISRC:**

**22.1.1** The ISRC shall meet at least once every quarter or as otherwise determined by the ISRC, except during recognised UFS academic holidays or official UFS examination periods.

**22.2. The CSRC:**

**22.1.2** The CSRC shall meet at least once every 21 (TWENTY-ONE) days or as otherwise determined by the CSRC, except during recognised UFS academic holidays or official UFS examination periods.

**22.1.3** The first meeting of a newly elected CSRC shall take place no later than 14 (FOURTEEN) days after the confirmation of appointment in accordance with the Election Procedure of the incumbent CSRC Members for a new CSRC Term.

**22.1.4** Proper notice of all CSRC meetings must be given to all CSRC Members at least 48 (FORTY-EIGHT) hours prior to a meeting, stating the date, time, venue and agenda for the meeting.

**22.1.5** The Secretary of the CSRC must ensure that a full register of decisions taken by the CSRC is made available to Members of the Student Body.

**22.1.6** A special CSRC meeting may be convened by the Secretary by order of the President or by written request of 5 (FIVE) CSRC Members, and notice of such a special CSRC meeting must be given to all CSRC Members at least 12 (TWELVE) hours prior to this meeting.

**22.1.7** 50% (FIFTY PERCENT) plus one of all CSRC Members entitled to vote and present at a meeting of the CSRC shall constitute a quorum for all meetings of the CSRC.

**22.1.8** Every CSRC Member shall be entitled to vote.

**22.1.9** Each CSRC Member entitled to vote represents 1 (ONE) vote. In the event of a tie, the President shall have the deciding vote.

**23. FINANCES**

**23.1. The ISRC:**

**23.1.1.** The ISRC shall receive, allocate and utilise funds allocated to them by the UFS or any third party in a fair, responsible, prudent and accountable manner, in accordance with any rules prescribed by the policies of the UFS from time to time for the administration of such funds..

- 23.1.2.** The ISRC Treasurer nominated as such shall have responsibility for the day-to-day administration of the ISRC finances.
- 23.1.3.** Annually, the Treasurer shall submit a budget, in line with the policies and guidelines of the UFS and as approved by the ISRC, for noting by the Dean: Student Affairs at the 2<sup>nd</sup> (SECOND) meeting of the ISRC and shall submit a financial close-out report to the Dean: Student Affairs at the last meeting of the incumbent ISRC prior to the end of an ISRC Term, detailing the ISRC financial position and utilisation of funds during the preceding ISRC Term.
- 23.1.4.** No payments may be made or expenditure incurred by the ISRC for expenses which were not budgeted for. However, the Treasurer may submit a recommendation for the payment of non-budgeted items to the Finance Committee for approval.
- 23.1.5.** All funds allocated to or received by the ISRC must be paid into, and shall remain within, an entity of the UFS until such funds are utilised by the ISRC in accordance with this Constitution.

## **23.2. The CSRC:**

- 23.2.1.** Shall receive, allocate and utilise funds allocated to them by the UFS or any third party in a fair, responsible, prudent and accountable manner, in accordance with any rules prescribed by the policies of the UFS for the administration of such funds from time to time.
- 23.2.2.** The Treasurer nominated as such shall have responsibility for the day-to-day administration of the CSRC finances, a responsibility that shall be executed in collaboration with the Finance Committee.
- 23.2.3.** Annually, the Treasurer shall submit a budget, as approved by the Finance Committee, for approval by the ISRC at the 2<sup>nd</sup> (second) meeting of a new CSRC, and shall submit a financial close-out report to the ISRC at its last meeting prior to the end of its CSRC Term, detailing the CSRC financial position and utilisation of funds during the preceding CSRC Term.
- 23.2.4.** Upon approval of the CSRC Budget, each CSRC Member must submit a budget for the execution of its portfolio functions during the CSRC Term to the Finance Committee for approval within 10 (TEN) days of such submission. The Finance Committee shall not be required to consider any portfolio budgets not received on or before the established deadline for budget submissions.
- 23.2.5.** No payments may be made or expenditure incurred by the CSRC for expenses which were

not budgeted for. However, the Treasurer may submit a recommendation for the payment of non-budgeted items to the Finance Committee for approval.

**23.2.6.** All funds allocated to or received by the CSRC must be paid into, and shall remain in, the bank account of the UFS until such funds are utilised by the CSRC in accordance with this Constitution.

**23.2.7.** In the absence of CSRC rules regulating the receipt of funds by any Student Governance Structures, any funds so received must be paid into, and remain in, an entity of the UFS, to be utilised in accordance with the Institutional Rules and policies for the use of externally received funds.

## **24. DISPUTE RESOLUTION**

**24.1.** Any dispute between ISRC or CSRC Members in respect of the execution by the ISRC or CSRC of its functions or the interpretation of this Constitution shall be mediated by the Student Court in an attempt to reach a resolution for the dispute.

**24.2.** Where the Student Court cannot resolve a dispute by mediation, the dispute shall be referred to the Dean: Student Affairs to make a binding ruling on the matter.

## **25. AMENDMENT**

The Constitution should be amended every three years or as and when there has been promulgation of new Statutes that have a material effect on the provisions of the Constitution.

### **25.1. The ISRC:**

**25.1.1** The ISRC shall make proposals for the amendment of this Constitution after prior consultation with its Substructures. The proposals may be adopted by Sufficient Consensus of the ISRC at a duly constituted meeting of the ISRC where notice of the meeting has duly informed ISRC Members of the proposed tabling of amendments to the Constitution prior to submission thereof for approval by Council.

**25.1.2** Any proposal adopted by the ISRC for the amendment of this Constitution is subject to approval by Council before coming into effect, and shall only come into effect on such a date as may be determined by Council.

**25.1.3** In considering any proposed amendment, Council shall be entitled to:

- 25.1.3.1 Adopt the proposed amendment as is;
- 25.1.3.2 Adopt the proposed amendment with changes; or
- 25.1.3.3 Reject the proposed amendment with reasons for such rejection.

25.1.4 Any proposed amendments to the Constitution can be tabled for approval by Council at any of the meetings of Council.

## 25.2. The CSRC:

25.2.1 The CSRCs shall make proposals for the amendment of their respective Campus Constitutions after prior consultation with their Substructures and the proposals may be adopted by Sufficient Consensus of the CSRC at a duly constituted meeting of the CSRC where notice of the meeting has duly informed CSRC Members of the proposed tabling of amendments to the Constitution prior to submission thereof for approval by the ISRC.

25.2.2 Any proposal adopted by the CSRC for the amendment of its Constitution is subject to approval by the ISRC before coming into effect, and shall only come into effect on such a date as may be determined by the ISRC.

25.2.3 In considering any proposed amendment, the ISRC shall be entitled to:

- 25.2.3.1 Adopt the proposed amendment as is;
- 25.2.3.2 Adopt the proposed amendment with changes; or
- 25.2.3.3 Reject the proposed amendment with reasons for such rejection.

## 26. PRESERVATION, UPDATING AND REVIEW

The Secretary of the ISRC must ensure that a copy of this Constitution is preserved at the CSRC Offices and is available for inspection on request by the Student Body. The ISRC Constitution must also be made available for access by the Student Body on the University website and the Secretary must ensure that all approved amendments of this Constitution are recorded.

The Office of the Dean: Student Affairs shall, in consultation with the ISRC, initiate a constitutional review process at least every 3 – 5 (THREE TO FIVE) years in order to ensure the alignment of this Constitution with the Act, Statute and Institutional Rules of the UFS.