



**Est. 1923 as Jamiatul Ulama Transvaal**

# Constitution

Adopted at the Annual General Meeting held at Nurul Islam Hall, Lenasia on

Sunday 1st September 2019

**1. NAME**

- 1.1. The name of the association shall be Jamiatul Ulama South Africa, hereinafter referred to as 'JUSA'.

**2. FOUNDING PRINCIPLE**

- 2.1. JUSA will act as the Council of Muslim Theologians which will function and operate strictly in accordance with the prescripts as laid down in the Noble Quran and the teachings (Sunnah) of Prophet Muhammad (peace be upon him), subscribing to the principles and doctrines of the Ahl as Sunnah Wal Jamâ'ah, as expounded by the four recognized schools of Islamic jurisprudence.
- 2.2. JUSA will be guided by the foundational principles (maslak) of Dar al 'Ulum Deoband.

**3. AIMS AND OBJECTS OF JUSA**

- 3.1. To provide for the spiritual, religious, educational, social, economic, moral and political needs and guidance of the wider Muslim community in South Africa.
- 3.2. To enjoin virtue and forbid vice, specifically within the Muslim community and generally to all of humanity.
- 3.3. To promote and protect doctrinal beliefs and practises of Islam in accordance with the principles of the Ahl as Sunnah wal Jamâ'ah.
- 3.4. To promote, develop, assist and maintain religious, cultural, educational, social and charitable institutes.
- 3.5. To establish and maintain religious endowments (*awqâf*).
- 3.6. To interpret, expound and advocate adherence to Islamic Law.
- 3.7. To protect, preserve and promote religious rights of Muslims.
- 3.8. To foster brotherhood, cooperation and to coordinate religious activity.
- 3.9. To assist financially or otherwise any Islamic, welfare or humanitarian cause, including:
- 3.9.1. The care or counselling to abandoned, abused, neglected, orphaned or homeless children;
- 3.9.2. The provision of disaster relief;
- 3.9.3. The provision of poverty relief;
- 3.9.4. Rehabilitative care, counselling or education of prisoners, former prisoners and convicted offenders and persons awaiting trial;
- 3.9.5. The rehabilitation, care or counselling of persons addicted to a dependence-forming substance, or the provision of preventive and

- educational programs regarding addiction to dependence-forming substances;
- 3.9.6. Conflict resolution, the promotion of reconciliation, mutual respect and tolerance between various people of South Africa;
  - 3.9.7. The promotion of the safety of the general public;
  - 3.9.8. The promotion or the protection of family stability;
  - 3.9.9. The promotion, care and protection of asylum seekers and refugees
  - 3.9.10. Community development for the poor and needy, and anti-poverty initiatives including the provision of community-based projects relating to self-help, empowerment, capacity building and skills development;
  - 3.9.11. The provision of training, support, or assistance to community-based projects as contemplated in 3.9.10.
- 3.10. To provide assistance to other organisations qualifying as public benefit organisations (“PBO”) in terms of the Income Tax Act 58 of 1962 (“Income Tax Act”) with similar aims and objectives as JUSA.
  - 3.11. To grant scholarships, bursaries, awards to qualifying poor and needy persons to study, perform research or teaching.
  - 3.12. To collect and accept donations subscriptions, grants, gifts, legacies or loans from any permissible source and administer same for the furtherance of the objects of JUSA.
  - 3.13. To provide basic adult education and training as well as training of unemployed persons.

#### **4. PUBLIC BENEFIT ACTIVITIES**

- 4.1. JUSA must carry on its public benefit activities as a PBO solely in a non-profit manner and with an altruistic or philanthropic intent, as contemplated in sections 10(1)(cN) and 30 of the Income Tax Act.
- 4.2. The public benefit activities of JUSA will be for the benefit of, and will be widely accessible to the public at large.
- 4.3. No activity of JUSA may directly or indirectly promote the economic self-interest of any fiduciary or employee of JUSA, other than by way of reasonable remuneration.
- 4.4. JUSA may not directly or indirectly distribute any of its funds to any person other than in the course of undertaking one of JUSA objects or activities.
- 4.5. JUSA may not pay any remuneration to any employee, office bearer, member or other person which is excessive, having regard to what is generally considered reasonable and in relation to the service rendered and may not economically benefit any person in a manner which is inconsistent with its objects.

- 4.6. JUSA is prohibited from accepting any donation which is revocable at the instance of the donor for reasons other than a material failure to conform to the designated purposes and conditions of such donation, including any misrepresentation with regard to the tax deductibility thereof, in terms of Section 18A of the Income Tax Act.
- 4.7. JUSA will not be a party to any transaction, operation or scheme the sole or main purpose of which is to reduce, postpone or evade any liability for tax.
- 4.8. JUSA may not use its resources directly or indirectly to support, advance or oppose any political party.
- 4.9. Funds available for investment shall only be invested with registered financial institutions as defined in Section 1 of the Financial Services Board Act No. 97 of 1990 or in securities listed on a licensed Stock Exchange as defined in the Stock Exchange Control Act No.1 of 1985 or in such other prudent investments in financial instruments and assets as the Commissioner for SARS may determine after consultation with the Executive Officer of the Financial Services Board and the Director of Non-Profit Organisations, provided that the provisions of this paragraph shall not prohibit JUSA from retaining any investment in the form that it was acquired by way of donation, bequest or inheritance.
- 4.10. JUSA shall not have the power to carry on any business, including, inter alia, ordinary trading operations in the commercial sense, speculative transactions, dividend stripping activities as well as the letting of property on a systematic or regular basis.
- 4.11. At least 85 percent of JUSA's public benefit activities, measured as either the cost related to the activities or the time expended in respect thereof, will be carried out for the benefit of persons in the Republic, unless the Minister, having regard to the circumstances of the case, directs otherwise.
- 4.12. JUSA will submit to the Commissioner for SARS a copy of any amendment to its Constitution and any other pertinent documentation or information and complies with all reporting requirements in order to ensure that JUSA remains tax exempt.
- 4.13. JUSA will comply with all requirements set by the Minister of Finance and/or the Commissioner of the South African Revenue Service from time to time as are relevant and applicable and which relate to the tax exemption provisions contained in Section 30 of the Income Tax Act in order to ensure tax exempt status, and the Board of Governors shall ensure that this Constitution at all times adheres to the provisions of Section 30 of the Income Tax Act.
- 4.14. JUSA will from time to time appoint at least three persons, who are not connected persons in relation to each other, to accept the fiduciary responsibility of JUSA and in particular, no single person will directly or indirectly control the decision making powers relating to JUSA.

## **5. MEMBERSHIP:**

- 5.1. Membership of JUSA is open to Muslims who subscribe to the principles and doctrines of the Ahl as Sunnah wal Jamâ'ah, as expounded by the four recognized schools (madhâhib) of jurisprudence.
- 5.2. Written application for membership signed by the applicant must be made to the Secretary General of JUSA.
- 5.3. The applicant will become a member upon approval by the Executive Committee and upon payment of a mandatory membership fee which shall be determined from time to time by the Board of Governors.
- 5.4. Members shall re-affirm their membership every three years to remain in good standing, by completing the prescribed form and settling outstanding membership fees, if any.
- 5.5. Finalisation of the revised members roll shall take place at least one year before elections.
- 5.6. A member may be expelled by the Executive Committee upon the approval of the Board of Governors.
- 5.7. Associate membership may be granted to organizations upon the approval of the Board of Governors.
- 5.8. Associate member organizations shall have one vote and are allowed to participate in general meetings, but shall not be able to serve as Office Bearers.

## **6. BOARD OF GOVERNORS**

- 6.1. The Board of Governors shall consist of the following ten members:
  - 6.1.1. Five Ulama members who are not in the employ of JUSA appointed by the Executive Committee. Such members shall hold office for a period of fifteen years.
  - 6.1.2. Five elected office bearers namely the President, Two Deputy Presidents, Secretary General and Treasurer who shall hold office for the duration of their appointment.
- 6.2. Any vacancy arising among the Board of Governors shall be filled by the Executive Committee.

## **7. MEETINGS OF THE BOARD OF GOVERNORS**

- 7.1. The President shall chair all meetings of the Board of Governors. In the absence of the President, the Board of Governors may nominate an acting chairman.
- 7.2. The Secretary General shall keep minutes of all meetings and shall otherwise undertake such secretarial duties as may be decided from time to time by the Board of Governors.

- 7.3. Not less than 14 (fourteen) days written notice (inclusive of the date upon which the notice is posted or delivered) shall be given of a meeting of the Board of Governors. The said notice shall specify the place, day and hour of the meeting and the purpose of the meeting. Such notices may be delivered by hand or electronically to members of the Board of Governors.
- 7.4. An emergency meeting may be called at notice of six (6) hours.
- 7.5. The Board of Governors shall adopt its own regulations and procedures for its meetings.
- 7.6. Questions arising at any meeting of the Board of Governors shall be decided by a majority of the votes cast.
- 7.7. A quorum for meetings of the Board of Governors will be a minimum of three members entitled to be present.

## **8. POWERS AND FUNCTIONS OF THE BOARD OF GOVERNORS**

- 8.1 The affairs of JUSA must be managed by, and be under the direction and supervision of the Board of Governors, which shall have the authority to exercise all of the powers and perform any of the functions of JUSA, except to the extent that such authority is limited by this Constitution, or to the extent that this Constitution provides otherwise. In particular, the Board of Governors shall:
  - 8.1.1 Take overall responsibility for the day to day management and operations of JUSA;
  - 8.1.2 Determine JUSA's vision, mission, strategic direction and key priorities;
  - 8.1.3 Determine appropriate policies for JUSA;
  - 8.1.4 Have the powers to delegate authority to the Executive Committee and to monitor and evaluate the workings and activities of the Executive Committee;
  - 8.1.5 Have the authority to interact with key stakeholders in fulfilling JUSA's mandate;
  - 8.1.6 Monitor and evaluate the organisational performance of JUSA;
  - 8.1.7 Evaluate and approve annual financial budgets of JUSA;
  - 8.1.8 Establish a governance policy framework for JUSA;
  - 8.1.9 Ensure that JUSA has appropriate corporate governance structures in place which promote ethical behaviour and a culture of corporate and social responsibility;
  - 8.1.10 Develop key relationships between JUSA and various stakeholders, including the Government of the Republic of South Africa, civil society, other religious institutions, non-governmental organisations and key individuals in the advancement of JUSA's mandate and objectives;

- 8.1.11 Have the authority to appoint and remove Muftis to serve on the Dar al Iftâ;
- 8.1.12 Have the power to expel any office bearer or member or associate member of JUSA or any member of the advisory forum who, in its sole discretion brings JUSA into disrepute or acts against the interests of JUSA.
- 8.1.13 Assume ultimate fiduciary responsibility of JUSA.
- 8.1.14 Consider reports and recommendations from the Executive Committee.
- 8.1.15 Approve the audited annual financial statements of JUSA.
- 8.1.16 Delegate to the Executive Committee any or all of the aforesaid powers and duties and to amend, suspend or revoke in part or in whole such delegation.

**9. INDEMNITY:**

- 9.1. A member of the Board of Governors (“Governor”) will not be liable for any loss to JUSA by reason of any mistake or omission made in good faith by himself, his employees or agents or by reason of any other matter or thing, except fraud or wilful wrong. In particular, no Governor will be liable for the negligence or fault of any person employed by JUSA or for any loss as a result of the inability of the Board of Governors to recover the whole or any part of the principal and interest of any investments made by JUSA in pursuance of the powers herein contained.
- 9.2. In the performance of his duties and the exercise of his powers, a Governor must act with the care, diligence and skill which can reasonably be expected of a person who manages the affairs of another.
- 9.3. JUSA indemnifies and holds harmless each Governor against all claims, demands and actions of whatever nature that may be made upon or brought against him or them, either jointly or severally and arising out of or in connection with his or their duties as Governors.

**10. EXECUTIVE COMMITTEE**

- 10.1. JUSA shall be managed and administered on behalf of the Board of Governors by the Executive Committee in accordance with such powers and authorities as may be delegated to the Executive Committee by the Board of Governors from time to time.

**11. COMPOSITION OF EXECUTIVE COMMITTEE**

- 11.1. The Executive Committee shall comprise of eight elected Office Bearers who shall all be qualified Ulama and who shall fill the positions of President, two Deputy Presidents, Secretary General, two Deputy Secretary Generals, Treasurer and Deputy Treasurer.
- 11.2. Branch Managers and Heads of Departments from JUSA offices.
- 11.3. The Executive may co-opt additional members from JUSA's membership.

## **12. POWERS OF THE EXECUTIVE COMMITTEE**

- 12.1. Appoint Heads of Departments.
- 12.2. Appoint the Advisory Forum.
- 12.3. Exercise administrative and financial controls of the JUSA.
- 12.4. Determine and fix terms of employment, duties and remuneration of staff.
- 12.5. Appoint auditors and approve their remuneration.
- 12.6. Acquire by purchase or otherwise or to take on lease any movable or immovable property.
- 12.7. Erect or cause to be erected any buildings or other improvements upon any property of JUSA and to establish, maintain, alter, add to and reconstruct any property of JUSA.
- 12.8. Grant leases over, to let out on hire or to allow the use of, any property of JUSA, movable or immovable, and for such consideration or for no consideration, as JUSA will decide.
- 12.9. Dispose of any property whether movable or immovable not required by JUSA, whether by public auction, by private treaty or otherwise and to apply the proceeds from such disposal to any of the objects of JUSA.
- 12.10. Dispose of any property, whether movable or immovable, by means of sale, donation or otherwise, to any other PBO in which JUSA is a beneficiary with a view to protecting such property from potential third party claims.
- 12.11. Open one or more banking accounts into which all moneys belonging to JUSA must be paid and from which all payments must be made on the signatures of any two duly appointed agents or nominees.
- 12.12. Borrow money and as security for repayment thereof; to hypothecate or mortgage any of the assets of JUSA; lend money, provided this is in accordance with Islamic law, with or without security for repayment.
- 12.13. Call in, recover, collect and, if necessary, to sue for monies, including rent, student's fees and the like belonging to JUSA at any time, and to foreclose on bonds and, if necessary, to buy in the securities under any such bond and in their discretion to realise it again.
- 12.14. To appoint any two office bearers to sign any and all documents necessary for giving effect to the powers herein conferred.
- 12.15. Sign and execute all documents of any nature or kind whatsoever requisite and necessary from time to time in connection with the realisation of JUSA's assets or the investment or re-investment of funds of JUSA or otherwise however and for carrying out the intent and purposes of this deed.
- 12.16. Grant receipts and discharges of any and all sums belonging to JUSA received, collected or recovered.



- 12.17. Employ such attorneys, accountants, agents or the like (including themselves or any firm in which they or any of them may be interested), as they may think fit and to pay them the usual and proper charges for professional services rendered by them.
- 12.18. Ensure that proper books of account are maintained and submitted for audit annually.
- 12.19. Report bi-annually to the Advisory Forum on the activities of the JUSA.
- 12.20. Exercise all such powers as might be required for the due and efficient performance of their functions.

### **13. MEETINGS OF THE EXECUTIVE COMMITTEE**

- 13.1. The Executive Committee must meet at least once each quarter for the transaction of business and a general survey of the financial position of JUSA.
- 13.2. A quorum for meetings of the Executive Committee will be one third of the members entitled to be present.
- 13.3. The President of JUSA shall preside over all Executive Meetings and in his absence any one of the two Deputy Presidents. In the absence of all three, the members present will nominate an acting chairman.
- 13.4. Not less than three days written notice (inclusive of the date upon which the notice is posted or delivered) shall be given of a meeting of the Executive Committee. The said notice shall specify the place, day and hour of the meeting and the purpose of the meeting. Such notices may be delivered by hand or electronically to members of the Executive Committee.
- 13.5. An emergency meeting may be called at notice of six hours.
- 13.6. The Executive Committee shall adopt its own regulations and procedures for its meetings.
- 13.7. Questions arising at any meeting of the Executive Committee shall be decided by a majority of the votes cast.

### **14. TERM OF OFFICE OF EXECUTIVE COMMITTEE**

- 14.1. The Executive Committee will hold office for a period of four years. Executive Committee members will however be eligible for re-election.
- 14.2. An Executive Committee member shall cease to hold office:
  - 14.2.1. If he resigns as a member after giving thirty days clear written notice of his intention to resign to the Secretary General;
  - 14.2.2. If he is convicted of a criminal offence;
  - 14.2.3. If he becomes of unsound mind to the extent that he is unable to manage his own affairs;

- 14.2.4. If he is found guilty of immoral behaviour or such conduct which brings disrepute to JUSA;
- 14.2.5. If the majority of the Board of Governors resolves that the member is not fulfilling his duties as such in an adequate and capable manner or is otherwise unfit to remain in office;
- 14.2.6. If a member fails to attend three consecutive meetings of the Executive Committee without obtaining leave of absence, the member will automatically cease to be an Executive member, unless the other Executive members resolve otherwise by majority vote.

## **15. ADVISORY FORUM**

- 15.1. The Advisory Forum shall provide non-binding strategic advice to the Executive Committee and shall receive reports of the activities of JUSA at each of its bi-annual meetings.
- 15.2. The Advisory Forum will aid in furthering the aims and objects of JUSA.
- 15.3. The Advisory Forum shall comprise of a minimum of twenty members who are in good standing from the general membership. They shall be appointed by the Executive Committee.
- 15.4. Members of the Advisory Forum shall hold office for a period of four years. Members of the Advisory Forum shall however be eligible for re-appointment.
- 15.5. Any vacancy arising shall be filled by a member of the Executive Committee and the member so appointed shall hold office for the remainder of the period for which his predecessor was appointed.
- 15.6. The Advisory Forum shall meet bi-annually with the Executive Committee.
- 15.7. Not less than seven days written notice (inclusive of the date upon which the notice is posted or delivered) shall be given of a meeting of the Advisory Forum by the Executive Committee. The said notice shall specify the place, day and hour of the meeting and the purpose of the meeting. Such notices may be delivered by hand or electronically to members.

## **16. BRANCHES**

- 16.1. The Executive Committee may from time to time authorize the establishment of Branches, whose sole object would be to further the activities of JUSA.
- 16.2. The Executive Committee shall define the area of operation, the powers and functions of each Branch so established.
- 16.3. The management, powers and financial administration of the branch will be regulated by the Executive Committee. The Executive Committee will have the powers to nominate, deploy, second or to hire any employee of a Branch.

- 16.4. All Branches must be governed by the terms of, and shall operate within the overall purview of the aims and objectives of JUSA, as set out in this Constitution.
- 16.5. Branches may elect, or the Executive Committee may require a Branch, to establish a governance framework, on condition that:
  - 16.5.1. Such governance framework complies with and is aligned with the terms of this Constitution;
  - 16.5.2. The Executive Committee approves the governance framework and any changes to such governance framework.
- 16.6. The Executive Committee may nominate a branch committee for any Branch to carry out any activities of JUSA.
- 16.7. All movable and immovable properties of the Branches shall be registered in the name of the JUSA, or any other PBO in which JUSA is a beneficiary.
- 16.8. A Branch may be dissolved by the majority decision of the Executive Committee.

## **17. ANNUAL GENERAL MEETINGS**

- 17.1. The Annual General Meeting (AGM) of JUSA shall be convened by giving at least twenty one days' notice to members of such places and times as the Executive Committee shall decide, provided that such meeting shall be held within not more than fifteen months after the date of the last preceding such meeting of JUSA.
- 17.2. An Annual General Meeting properly convened shall deal with, inter alia, the following:
  - 17.2.1. The Annual Financial Statements which shall be audited;
  - 17.2.2. A full report of the activities of JUSA for the period;
  - 17.2.3. Any other matter which the Executive Committee wishes to place on the agenda for discussion provided that it is submitted in writing to the Secretary General seven days prior to the Annual General Meeting;
  - 17.2.4. To hold elections (if any).

## **18. QUORUM**

- 18.1. Twenty percent of the persons eligible to vote shall form a quorum for the AGM.
- 18.2. If, within half an hour from the time appointed for the Annual General Meeting, a quorum is not present at the meeting, then it shall be adjourned to a date no later than 30 days from the scheduled meeting date. If at such adjourned meeting a quorum is not present within half an hour from the time appointed for such meeting, those members who are present shall form a quorum.

## **19. ELECTIONS**

- 19.1. At all election meetings of JUSA, voting shall be done by ballot.
- 19.2. At all other meetings of JUSA, decisions shall be made by a majority of the members present in person by a show of hands, unless voting by ballot is directed by the President or demanded by twenty five per centum of the members present.
- 19.3. Only Ulama who have been members in good standing of JUSA for a minimum of ten years will be eligible to stand for elections.

## **20. ELECTION PROCESS**

- 20.1. Only members who are in good standing for a minimum period of three months prior to the election date will be eligible to vote.
- 20.2. Members whose membership fees are outstanding for longer than three years, or who have not reaffirmed their membership, or who are no longer considered to be in good standing by the Board of Governors, will remain members of JUSA but will not be eligible to vote or to stand for elections as Office Bearers.
- 20.3. Members whose membership is approved or reaffirmed less than a year before elections will not be eligible to stand for elections.
- 20.4. Applications for nominations will commence two months prior to the date of elections and will last for the duration of one month.
- 20.5. The person nominating the candidate, the person seconding the nomination and the nominee has to be a member in good standing.
- 20.6. The nomination form has to be signed by all three mentioned above.
- 20.7. The finalised list of nominees will be placed on the JUSA's website and will remain on display until the elections.
- 20.8. Voting will take place by secret ballot.
- 20.9. A nominee may be voted for in absentia, provided that the reason for the absence is communicated in writing to the Electoral Officers.
- 20.10. Limited proxy votes will be allowed in the event of legitimate reason(s) of absence of the voter.
- 20.11. No member may carry more than one proxy.
- 20.12. The Election results must be audited by three independent Electoral Officers appointed by the Executive Committee and who are not members.

## **21. ELECTORAL OFFICERS**

- 21.1. A Chief Electoral Officer and two deputy Electoral Officers will be appointed by the Executive Committee.
- 21.2. The role of the Electoral Officers is limited to:
  - 21.2.1. Processing and approving applications for the Voters Roll;
  - 21.2.2. Updating the Voters Roll;
  - 21.2.3. Processing and approving nominations at the time of elections;
  - 21.2.4. Educating voters with regards to election processes;
  - 21.2.5. Informing voters with regards electoral issues;
  - 21.2.6. Coordinating the voting and counting process on the day of the elections;
  - 21.2.7. Announcing the election results.
- 21.3. The Electoral Officers will provide a member of the Voters Roll with the list of names of those on the Voters Roll within fourteen days of a written request at the cost of the person making the request.
- 21.4. The Electoral Officers will render their services voluntarily and will not receive any remuneration from JUSA.
- 21.5. The Electoral Officers will be appointed six months prior to the Elective AGM.
- 21.6. The majority decision of the Electoral Officers shall be final.
- 21.7. An Electoral Officer will not be eligible to vote nor stand for elections.

## **22. SPECIAL GENERAL MEETING**

- 22.1. A Special General Meeting may be called by the Board of Governors upon giving at least seven days' notice upon receipt of a request for a Special General Meeting signed by at least one hundred members in good standing giving their addresses and stating the purpose for which such Special General Meeting is desired. The Secretary General shall then convene a meeting within one month of receipt of the requisition. At a Special General Meeting only the business for which such meeting was convened shall be discussed. One hundred members in good standing shall form a quorum at such Special General Meeting. In the event of no quorum being present, the meeting shall be cancelled.

**23. FINANCES & BANKING ACCOUNTS**

- 23.1. All moneys of the JUSA shall be paid into banks approved by the Executive Committee and shall be operated by two signatories mandated by the Executive Committee as contemplated in Clause 12.11.
- 23.2. The Treasurer shall keep detailed records of the income and expenditure of the JUSA and shall present the audited accounts and balance sheet of JUSA at the Annual General Meeting.
- 23.3. JUSA's financial year-end will be at the end of February every year.

**24. INSPECTION OF BOOKS**

- 24.1. A member of JUSA shall be entitled, after written notice of not less than fourteen days to the Secretary General to inspect the books of JUSA.

**25. RIGHT TO INSTITUTE OR DEFEND ACTIONS**

- 25.1. Any legal processes shall be accepted or instituted on behalf of JUSA by the President or the Secretary General.

**26. AMENDMENTS**

- 26.1. Additions, alterations or amendments to the Constitution may not be made otherwise than by a two-thirds majority of those entitled to vote at a Special or General Meeting, provided notice of such additions, alterations or amendments be given to the Secretary General twenty-one days prior to the holding of such meeting.
- 26.2. The Secretary General shall advertise the amendment(s) fourteen days before the holding of such meeting, detailing the proposed amendment(s).
- 26.3. A copy of all amendments to the Constitution shall be submitted to the Commissioner for Inland Revenue.

**27. INTERPRETATION**

- 27.1. Any question or dispute relating to the interpretation of this Constitution shall be referred to the Board of Governors whose decision shall be final and binding.

**28. DISSOLUTION**

- 28.1. The JUSA may be dissolved by 95% majority vote of the Board of Governors and the Executive Committee at a special meeting convened for that purpose.

- 28.2. Upon the dissolution of the JUSA, the Board of Governors shall, after making provision for the costs of dissolving the JUSA, transfer the whole of the remaining assets to one or more Muslim PBOs having objects similar to the JUSA, and which PBO is approved in terms of Section 30 of the Income Tax Act.

Adopted at the Annual General Meeting of the Jamiatul Ulama South Africa held at Nurul Islam Hall, in Lenasia, Johannesburg, on Sunday 1 September 2019.



**Ebrahim Ismail Bham (Secretary General)**



**Dawood Cassim (Treasurer)**



**Ahmed Yussof Mia (Assistant Treasurer)**