

THE HORSE ASSOCIATION OF KENYA

CONSTITUTION (Ratified 2015)

1 NAME

1.1 The name of the Association shall be, THE HORSE ASSOCIATION OF KENYA (hereinafter referred to as “The Association”), whose offices unless otherwise determined shall be at P.O. Box 24555, Karen 00502.

1.2 The Association is recognised by The National Olympic Committee of Kenya as the sole National Equestrian Federation in Kenya.

2 OBJECTS The Objects of the Association are:

2.1 To promote the principle that welfare of the horse is paramount.

2.2 To promote the interests of horse breeders and owners and to encourage all forms of Equitation, encouraging the breeding and training of horses, their uses and protection and the education and training of horse owners and riders.

2.3 To promote and facilitate knowledge of various arts and sciences connected with horses and their use and the management thereof. To that end, to provide, print, publish or sell books, periodicals, pamphlets, Internet communication and to give lectures and hold discussions for promoting any of the Associations objects and all related activities generally.

2.4 To promote the Equestrian Olympic Disciplines, the Association’s disciplines and F.E.I. disciplines, in all their forms and promote and encourage National and International competitions.

2.5 To promote branches of the Pony Club, to act as its Authorised Agent and to exercise control over such branches and their activities.

2.6 To promote the formation of Riding Clubs and exercise control over their activities.

2.7 To hold, or assist in holding: training, courses, competitions and shows for such purposes.

2.8 To affiliate with and receive affiliation from and liaise with other bodies whether in Kenya or elsewhere, with similar objects.

2.9 To frame Rules governing the conduct of members and the use and performance of horses which are the property of members.

2.10 To provide necessary officials for equestrian competitions, exhibitions, shows and events and maintain and revise panels of officials.

2.11 To ensure members observe all veterinary regulations.

2.12 To enforce the Association’s Rules and recognised International Rules and deal with infringements thereof.

2.13 To arbitrate in case of dispute within the Association Rules or International Rules, between members and affiliated bodies, where the Executive Committee deems it to be in the interests of the Association.

2.14 To levy entrance fees, subscriptions and fees for the registration of horses and other administrative fees. To levy charges on Kenyan affiliated bodies. To administer all funds.

2.15 To do all such other things as are, or may be, conducive to the attainment of the above objects.

3 MEMBERSHIP

Membership shall be open to all who support the objects of the Association and agree to be bound by the Rules of the Association. All categories of membership are published in the Rules of the Association.

4 ADMISSION OF NEW MEMBERS

Admission to the Association shall be preceded by an application to the Secretary and subject to acceptance of the Association's indemnity form, attached to the membership form. Applicants need not be formally proposed or seconded. The Executive Committee will be responsible for approval of applicants, shall have absolute discretion to admit any person to any category of membership and shall have sole jurisdiction to decide the eligibility of a person for any particular category. The Executive Committee shall have the power to alter the category of membership of any member and, subject to the provisions of Article 7, the power to expel a member.

5 MEMBERSHIP FEES AND SUBSCRIPTIONS

5.1 Every member shall pay such fee on joining the Association and such annual subscriptions as may be determined, from time to time, by the Association in General Meeting. The fees so determined shall continue from year to year until altered.

5.2 Any increase in membership subscriptions, or other fees, shall become effective from the First (1st) January of the year following the Annual General Meeting or Extraordinary General Meeting at which such increase was approved.

5.3 If any member shall fail to pay the annual subscription within three (3) months after the same has fallen due, he shall cease to be a member but the Executive Committee may reinstate him to membership upon such terms (including the waiving of entrance fees) as it may decide. The Executive Committee may, in its discretion, waive or reduce the payment of entrance fees or subscriptions.

6 VOLUNTARY WITHDRAWAL OF MEMBERSHIP

Any member may resign by giving one (1) month's notice in writing to the Hon. Secretary, but any subscription or other dues, which have fallen due before the expiry of the notice period, shall be paid.

7 EXPULSION OF MEMBERS

7.1 A member may be expelled from the Association by the Executive Committee for the following reasons:

7.1.1 Failure to pay subscriptions or debts to the Association or Show holding bodies affiliated to the Association, according to the Rules and Provisions of Show entries.

7.1.2 Gross misconduct or conduct unbecoming of a member, referred to the Executive by a Disciplinary Committee and including violation of The Constitution or Rules of the Association or Show Organisers.

7.1.3 Actions, deeds or speech which are deemed to bring the Association into disrepute.

7.1.4. Entering into any agreement with another party, which could be deemed to be against the objects of the Association or detrimental to its objects, or dishonest.

7.2 A member expelled by the Executive Committee shall be entitled to demand a General Meeting to review the decision regarding such expulsion and the Executive Committee shall notify him of the decision to expel and of such right. If the member concerned does not demand a General Meeting within twenty-one (21) days of the despatch of the notice in writing to his address as recorded in the books of the Association, his expulsion shall be final. If the member does demand such a meeting, the Secretary shall convene the same in the manner prescribed in Article 9 and the expulsion shall be ratified or rejected by a simple majority of members present at such General Meeting.

8 ANNUAL GENERAL MEETING

8.1 The Secretary, upon the instructions of the Executive Committee, shall convene an Annual General Meeting by giving to every member at least twenty-one (21) days notice in writing; Any notice of a General Meeting should be deemed to be served seven (7) days after posting.

8.2 An Annual General Meeting shall be held at a date not more than nine (9) months after the end of the immediately preceding financial year.

8.3 All fully paid up members shall have the right to attend and speak at the Annual General Meeting.

9 EXTRAORDINARY GENERAL MEETING

9.1 Upon requisition signed by not less than twenty (20) members or fifteen (15) per cent of the members (whichever is the greater), the National Chairman shall direct the Secretary to convene an Extraordinary General Meeting by giving every member at least twenty-one (21) days notice in writing. Any notice of a General Meeting should be deemed to be served seven (7) days after posting. The Executive Committee shall have the power to convene an Extraordinary General Meeting at any time upon the same notice.

9.2 Upon receipt of a valid demand from an expelled member under Article 7.2. of this Constitution, the Secretary shall convene an Extraordinary General Meeting. The provisions of Article 8.3 will apply.

10 RESOLUTIONS

Any member desirous of proposing a resolution shall do so by sending it in writing to the Secretary so as to reach him at least fourteen (14) days before the date of any Annual or Extraordinary General Meeting.

11 AGENDA AT GENERAL MEETINGS

11.1 The Secretary shall circulate an agenda including any resolutions duly submitted by members together with any resolutions submitted by the Executive Committee at least twelve (12) days before the date of the meeting.

11.2 The agenda so constituted shall contain all the items of business to be transacted at the meeting but additional business may, with the consent of a majority of the members present and entitled to vote, be discussed but not voted upon.

12 QUORUMS AT GENERAL MEETINGS

The quorum for any General Meeting shall be fifteen (15) members. If within fifteen (15) minutes of the start of such meeting a quorum is not present, the Chairman shall re-convene the meeting upon another date of which not less than seven (7) days' notice shall be given to members and the re-convened meeting may, if it so decides, proceed to transact business even if a quorum is not present.

13 CHAIRMAN AT GENERAL MEETINGS

The National Chairman or one of the National Vice Chairmen shall normally preside at all and any General Meetings but any such meeting being duly

convened may in the absence of The National Chairman and the National Vice Chairmen, elect its own Chairman.

14 VOTING RIGHTS

14.1 Subject to Articles 14.4 and 14.5, at any Annual or Extraordinary General Meeting each fully paid up member shall have one vote.

14.2 Subject to Articles 14.4 and 14.5 resolutions shall be passed or defeated by a simple majority on a show of hands provided that should any five (5) members present and entitled to vote at the meeting so request, the Chairman shall conduct a poll by secret ballot amongst those present and entitled to vote.

14.3 Child, Student, Employee and Temporary Members shall not be entitled to vote at General or Extraordinary General Meetings of the Association nor be entitled to serve in any elected position.

14.4 A member, entitled to vote but unable to attend a meeting, may submit a postal vote or a scanned and signed electronic vote. In the event of an amendment to a resolution being moved from the floor during the meeting, which alters the substance of the resolution, the postal vote shall stand in the form of the original resolution.

14.5 A member who is entitled to vote may instead of submitting a postal vote, nominate in writing a proxy to vote on his behalf (but no member may carry more than one (1) proxy for another member).

15 ELECTIONS

15.1 All elections for Officers of the Association and for members of the Committees shall take place at a General Meeting of the Association and shall be by secret ballot amongst those attending that meeting and eligible to vote. A member who is entitled to vote but unable to attend a meeting may submit a postal vote or nominate a proxy.

15.2 The Executive Committee shall make and publish Rules for the conduct of elections to be sent with the Final Notice/Agenda.

15.3 No member may serve in more than one (1) elected position.

15.4 All officers shall cease to hold office at the close of business of the second Annual General Meeting after their election, unless re-elected at that meeting. Any officer may be re-elected at the conclusion of his period of office provided that The National Chairman and Vice Chairmen, shall not serve more than two terms of office consecutively. The National Chairman and Vice Chairmen may not be elected to serve in the same positions for a period of one full term (2 years) after serving two terms in office.

15.5 Members of the Administration Committee and Technical Committee shall cease to hold office at the close of business of the second Annual General

Meeting following their election. A member of these Committees may be re-elected at the conclusion of each term provided that Chairman of those Committees shall not serve more than two terms of office consecutively. He may not be re-elected chairman of that committee for a period of one year after serving two full terms (four years).

15.6 Co-opted members shall serve for the period of office, ceasing to serve at the close of business at the Annual General Meeting following their appointment.

16 ALTERATIONS TO THE CONSTITUTION

Any Article of the Constitution or any part thereof may be amended or repealed, and any new Article may be added (but not so that the objects of the Association are varied in such a way that paragraph 6 of the First Schedule of the Income Tax Act Cap. 470 is offended), provided that an Annual General Meeting or Extraordinary General Meeting be called for the purpose The terms of the amendment, repeal or addition must be circulated to members together with the notice convening the meeting, and that a majority of not less than three quarters of the members attending the meeting entitled to vote and voting accept the amendment, repeal or addition.

17 ALTERATION TO THE RULES

17.1 The Rules as contained in the Association's Rule Book, published from time to time and annual amendments thereto, approved by the Executive Committee shall apply.

17.2 The Executive Committee may make Rules or ratify Rules proposed by The Administration or Technical Committees consistent with the Constitution to regulate the affairs of the Association or the conduct of committees and may alter, subtract from or add to the same.

17.3 All Rules so made and all variations or amendments shall take effect on the 1st of January following ratification, but if a Committee considers that it is imperative, due to safety or Government Order, that its Rules should take effect, in whole or in part, the National Chairman, or in his absence, a National Vice Chairman, may, on application by that Committee, authorise it to bring the Rules, or part thereof, into force on a date which he shall specify. The Rule must subsequently be forwarded to the Executive Committee for ratification. Such Rules shall remain in force unless disapproved by the Executive Committee. New rules shall remain in force without amendment or exclusion for two years unless the above provisions apply.

17.4 A copy of the Rules adopted by the Administration or Technical Committees shall be submitted to the Executive Committee at the meeting following their adoption. The Executive Committee may object to any of such

Rules and shall give to the relevant Committee notice of such objection, with reasons. If the Committee does not accept the objection and amends the Rule accordingly it shall be afforded an opportunity of discussing the matter with the Executive Committee or a subcommittee thereof. The objection and acceptance of that objection must be resolved before the Rule may come into force.

17.5 Rule changes proposed as Resolutions at General Meetings, may not be ratified but if approved by the membership will be referred to the relevant committee for discussion.

18 PATRONS

The Executive Committee may invite any such persons as it wishes to become a Patron of The Association. Such persons need not be members of the Association.

19 COUNSELLORS

The Executive Committee may elect annually, Counsellors, being persons whose long service, experience and knowledge are valued and required for the continued benefit of the Association, provided that there shall not be more than four (4) counsellors at any one time. Counsellors are not entitled to vote and may never serve again in an elected position.

20 TRUSTEES

20.1 All land, buildings, and other immovable property and all investments and securities which shall be acquired by the Association, shall be vested in the names of not less than two (2) or more than four (4) Trustees, not more than two (2) of whom may be elected as Officers or on any Committee. They must be members of the Association and shall be appointed at a General Meeting for a period of four (4) years. On retirement, Trustees shall be eligible for re-election. A General Meeting shall have the power to remove any of the trustees and all vacancies occurring by removal, resignation or death shall be filled at the same or next General Meeting.

20.2 The Trustees shall pay all income received from property vested in the Trustees to the Treasurer. Any expenditure in respect of such property, which, in the opinion of the Trustees, is necessary or desirable, shall be reported by the Trustees to the Executive Committee, which shall authorise expenditure or such monies as it thinks fit.

21 AUDITOR

21.1 An Auditor shall be appointed for the following year by an Annual General Meeting or on an interim basis, by the Executive Committee. All the Association's accounts, records and documents shall be open to the inspection of

the Auditor at any time. The Treasurer shall produce an annual account of his receipts and payments and a statement of assets and liabilities made up to a date which shall not be more than nine (9) months before the date of the Annual General Meeting. The Auditor shall examine such annual accounts and statement and either certify they are correct, duly vouched and in accordance with the law, or report to the Association in what respect they are found to be incorrect, un-vouched or not in accordance with the law;

21.2 Copies of the annual account and statement of the Auditor's report thereon shall be available to all members. An Auditor may be paid such fees for his services as may be resolved by the Annual General Meeting appointing him.

22 OFFICERS OF THE ASSOCIATION

22.1 The Officers of the Association shall be fully paid up members of the Association, elected at a General Meeting. These Officers shall be:

22.1.1 The National Chairman [a Kenya Citizen]

22.1.2 The National Vice-Chairmen (not exceeding two (2) in number)

22.1.3 The Hon. Treasurer [a Kenya Citizen]

22.1.4 The Secretary General [If elected a Kenya Citizen]

22.2 The Executive Committee may appoint such Treasurers or Secretaries (who shall not ipso facto be Officers of the Association) and such other staff as the proper functioning of the Association may require and may remunerate them out of the funds of the Association.

23 DUTIES AND POWERS OF THE OFFICE BEARERS

23.1 The National Chairman or one of his Vice-Chairmen shall normally preside at all meetings of the Executive Committee but any such meeting, after being duly convened, may in the absence of the National Chairman and National Vice-Chairmen, elect its own chairman.

23.2 The National Vice-Chairmen shall be able and willing to assume the duties and responsibilities of the National Chairman in his absence.

23.3 The Treasurer shall receive all monies paid to the Association and shall, under the direction of the Executive Committee, disburse all payments to be made by the Association. The Treasurer shall be responsible to the Executive Committee and to the members for ensuring that proper books of account of all monies received and paid to the Association are written up, preserved and available for inspection.

23.4 The Secretary shall deal with all correspondence of the Association under the general supervision of the National Chairman and Executive Committee. In cases of urgent matters where the Executive Committee can not be consulted, he shall consult the National Chairman or if he is not available, a Vice-Chairmen. Any decisions reached shall be subject to ratification or

otherwise at the next Executive Committee meeting. He shall issue notices convening all meetings of the Executive Committee and all General Meetings and shall be responsible for keeping minutes of all such meetings and for the preservation of all records or proceedings of the Association and of the Executive Committee. All elected Officers of the Association, and the Ex-Officio Chairman shall be entitled to notice of, and to attend and to vote at meetings of all Committees and Working Groups of Committees. Counsellors shall be entitled to notice of and to attend, but not to vote at meetings of all Committees and Working Groups.

24 MANAGEMENT OF THE ASSOCIATION

24.1 The general management of the Association shall be vested in the Executive Committee as established in Article 25.

24.2 Subject thereto the management of particular matters shall be effected by the respective Committees constituted in accordance with Articles 27, 28 and 30.

24.3. The Committees constituted by Articles 27, 28, and 30 shall have control of the matters under their jurisdiction but shall be subject to the direction and approval of the Executive Committee.

25 EXECUTIVE COMMITTEE

25.1 The Executive Committee shall consist of:

25.1.1 The Officers of the Association (who have a right to vote).

25.1.2 The Councillors (who have no right to vote).

25.1.3 The immediate past National Chairman of the Association (Ex-officio) for two years after his ceasing to be National Chairman (who has a right to vote).

25.1.4 One member nominated by each of the committees established by Articles 27, 28, 30 inclusive, who shall be its Chairman or his representative (who have a right to vote).

25.1.5 A representative from Riding Clubs or such other members as the Executive Committee may co-opt under the provisions of Article 25.3 (who have a right to vote).

25.1.6 Any casual vacancies among officers or on the Executive Committee caused by death, resignation or expulsion shall be filled by the Executive Committee, the person appointed to fill such vacancy to hold office until the next Annual General Meeting of the Association. A member resigning from the Association shall cease to serve on the Executive Committee. A member expelled by the Executive Committee shall not be entitled to attend meetings of any Committee between the decision of the Executive Committee to expel him

and the resolution of the General meeting called under the provision of Article 7 if demanded.

25.1.7 The Executive Committee may co-opt, either generally for the balance of the period of office, or for a specific purpose or limited period, such additional members not exceeding five in number as it may determine.

26 DUTIES AND POWERS OF THE EXECUTIVE COMMITTEE

26.1 The Executive Committee shall be responsible for policy, finances, staff, grounds, liaison with the F.E.I., members and the overall management of the Association and for carrying out its objects. For those purposes, it may give directions to the officers as to the manner in which, within the law, they shall perform their duties. The Executive Committee shall have power to appoint such Sub-Committees, as it may deem desirable to make reports to the Executive Committee upon which such action shall be taken as seems to the Executive Committee desirable. The Executive Committee may make Rules for the conduct of its business.

26.2 The quorum for a meeting of the Committee shall be four (4) members present and eligible to vote.

26.3 The Executive Committee may act as a Court of Arbitration or appoint an arbitrator or arbitrators to settle any dispute which shall be submitted to the Association for determination, when the Executive Committee deems it to be in the interests of the Association. The Executive Committee shall have power to make Rules and regulations with reference to the conduct and procedure at any arbitration and the fees to be charged. In connection with every arbitration, a form shall be signed prior to the commencement of the arbitration proceedings by all parties to the dispute agreeing to abide by the decision of the Executive Committee or that of any arbitrator or arbitrators so appointed by it.

26.4 The Executive Committee shall establish a Disciplinary Committee and in accordance with the powers contained in Article 26.1 hereof and make Rules for the conduct of such committee. The Executive Committee shall hear and determine all appeals made to it from such Disciplinary Committee and shall make Rules for the purpose of such appeals. The Executive Committee shall hear and determine appeals from the Disciplinary Committee of any equestrian event and make such Rules and regulations or charge such fees in connection therewith as it may decide.

26.5 The Executive Committee shall meet at least five (5) times a year. Members of the Committee who are absent without leave of the Committee from three consecutive meetings must show just cause or reason for such non-

attendance. Failure to do so will result in retirement from the Executive Committee.

27 THE ADMINISTRATION COMMITTEE

27.1 The Administration Committee shall consist of eight (8) members all of whom shall be elected by simple majority at a General Meeting.

27.2 The Administration Committee shall be responsible for the practical management of the Association including: General Rules, Fees and Fines, the Calendar, Newsletter, Website, Public Relations, International Visits, Convenors of Shows and Events, Trophies and Rosettes, and all Records and distribution of Records of the Association.

27.3 The Committee shall have power to appoint such Working Groups as it may deem desirable to make reports to the Administration Committee upon which such action shall be taken as seems to the Administration Committee desirable. The Administration Committee may make Rules for the conduct of its business.

27.4 The quorum for a meeting of the Committee shall be four (4) members and Officers present and eligible to vote.

27.5 The Administration Committee shall meet at least eight (8) times a year. Members of the Committee who are absent without leave of the Committee from three consecutive meetings must show just cause or reason for such non-attendance. Failure to do so will result in retirement from the Administration Committee.

28. TECHNICAL COMMITTEE

28.1 The Technical Committee shall consist of eight (8) members, all of whom shall be elected by simple majority at a General Meeting.

28.2 The Technical Committee shall be responsible for the overall technical operation of the specific disciplines of the Association and their management including: discipline Rules; training, appointment and promotion of judges and officials; training of horses, riders and teams, including Training Shows; selection of teams and Chefs d'Equipe; equipment necessary for training and competition and Rules for Grading.

28.3 The Committee shall have power to appoint such sub-committees, Working Groups, as it may deem desirable to make reports to the Committee upon which such action shall be taken as seems to the Technical Committee desirable. The Technical Committee may make Rules for the conduct of its business.

28.4 The quorum for a meeting of the Committee shall be four (4) members and Officers present and eligible to vote.

28.5 The Technical Committee shall meet at least eight (8) times a year. Members of the Committee who are absent without leave of the Committee from three consecutive meetings must show just cause or reason for such non-attendance. Failure to do so will result in retirement from the Technical Committee.

29 DUTIES AND POWERS OF ADMINISTRATION AND TECHNICAL COMMITTEES

29.1 Each Committee may incur expenditure within such limits as the Executive Committee may prescribe, may open and operate bank accounts and for its purpose, may appoint and subject to the consent of the Executive Committee, remunerate such staff as it may deem necessary.

29.2 Each Committee shall send or deliver to the Executive Committee copies of the minutes of all its meetings.

30 PONY CLUB COMMITTEE

30.1 The Pony Club Committee shall consist of two (2) members nominated by each branch of the Pony Club, such members so nominated to be members of the Association.

30.2 The Pony Club Committee shall be responsible for the establishment, management and control of the Pony Clubs of Kenya and its branches, and shall have power to make, publish and enforce Rules for their governance and activities generally. For this purpose it shall, inter alia, establish and maintain a panel of judges, instructors and examiners and provide examiners on request.

30.3 The Pony Club Committee may make Rules for the conduct of its business.

31 FUNDS

31.1 The funds of the Association shall be used only for the objects of the Association.

31.2 No part of the Association's funds may be distributed to members without the ratification of the Executive Committee.

31.3 All monies and funds shall be received by and paid to the Treasurer and shall be deposited in the name of the Association in any bank or banks approved by the Executive Committee.

31.4 All cheques on the bank account shall be signed by not less than two (2) signatories, who shall be appointed by the Executive Committee. No payments out of the bank account shall be made without a resolution of the Executive Committee, which, however, may authorise payments of a recurrent nature without specific resolution. The Treasurer may with the consent of The National Chairman, make payments in cases where it is not practicable to obtain a

resolution of the Executive Committee but such payments shall be reported to the next meeting of the Executive Committee;

31.5 The Treasurer may keep such sums as the Executive Committee may authorise for petty disbursement in cash.

32 ACCOUNTS

32.1 The financial year shall start on the first day of January in each year;

32.2 The Treasurer shall present to the Association, annually, duly audited accounts.

33 INSPECTION OF ACCOUNTS, LIST OF MEMBERS

The Books of Accounts and all documents relating thereto and a list of members of the Association shall be available for inspection by any member of the Executive Committee of the Association on giving not less than seven (7) days notice in writing to the Association.

34 INDEMNITY OF OFFICIALS AND COMPETITORS

34.1 The National Chairman, Vice Chairmen, Treasurer, Secretary and other Officers for the time being of the Association and all the members of the Executive and other Committees shall be indemnified out of the general funds of the Association so far as the funds of the Association shall permit, against costs, damages and expenses in respect of any matter, deed, act, step or thing done, taken, made or omitted by such other officer or member in accordance with the decision or on the instruction or at the request of the Executive Committee or other Committee of the Association acting on behalf of the Association, and so far as costs, damages and expenses are occasioned by the proper and complete adherence to or compliance with the decisions or instructions or request of the Association, Executive Committee or other Committee of the Association, provided that notice of any claim for costs, damages and expenses made against such officer or member, and full information and every possible assistance is made or given to the Association by the officer or member, of such funds shall be made within six calendar months of such officer or member providing due proof of the loss, damage or expenses incurred suffered, borne or given by or against him.

34.2 In consideration of accepting entries and allowing the competitor to participate in any Show, Event, Training or Tourse, the participant, hereby undertakes to indemnify and remain indemnified to, the organisers of that event, the Horse Association of Kenya together with their successors and their employees and other representatives acting under their authority from and against all claims by whomsoever made regarding any losses, costs, charges or expenses whatsoever and howsoever incurred arising from any damage, injury

or death which might be caused or suffered as a consequence of any accident involving the competitors' entry or the competitor in the course of participation in the event. Participation shall mean from the time the horses entered for the Show/Event arrive until the time they depart from the entire grounds on which the Event is taking place.

35 WAIVER OF RIGHTS

Every member and member of a body of persons on joining or affiliating to the Association shall be deemed to have waived and to waive all existing or future rights of acting against the Association or against any member thereof and against any Committee of the Association for any damage resulting to that person or body of persons from the operation or enforcement of any of the Articles of Constitution or Rules of the Association, notwithstanding that such person or body of persons shall have ceased to be a member of the Association before the damage shall have been suffered.

36 EXEMPTION

The Association is a Society exempted from Registration under the Society's Act.

37 EMERGENCIES – FORCE MAJEUR

In case of armed conflict, martial law, natural disaster or extreme political and/or economic instability, the Executive Committee is entitled to take any decision regarding the running of the HAK that has been necessitated by the circumstances.

38 DISSOLUTION

36.1 At any General Meeting a majority of 75 % (Seventy five per cent) of those present, entitled to vote and voting, may decide to dissolve the Association provided that notice of the intention is clearly set out in the agenda.

36.2 In the event of a General Meeting so deciding, the Trustees shall stand possessed of the property of the Association. They shall be responsible for the distribution of the assets of the Association, to any Organisation or other Association in Kenya having objects similar to those of the Association (in particular, Art. 2.1), as the General Meeting may decide. They may not divide the assets of the Association, to benefit individually, or to any or all of the individuals of the membership at the date of dissolution.

39 INTERPRETATION

In this Constitution except where the context otherwise requires, the term:

Horse shall include pony,
Equestrian shall be defined as, “of or relating to horses and riding
or competitions involving athletes and horses”.

The male shall include the female.

The singular shall include the plural.

"Shows" or "Events" shall include Dressage, Eventing, Jumping and
all other equestrian competitions adjudicated by the Rules of the
Horse Association of Kenya or the F.E.I.

F.E.I. signifies the Federation Equestre Internationale to which the
Association is affiliated under Article 1.

(End of HAK Constitution)

(Rules 40 – 49 in abeyance)