

## SOLIDARITÉ FRATERNELLE MAURICIENNE ACT

Act 50 of 1961 – 23 December 1961

### ARRANGEMENT OF SECTIONS

#### SECTION

- |   |  |
|---|--|
| 1. Short title                            | 9. Powers of Committee                 |
| 1A. Interpretation                        | 10. Service of process                 |
| 2. The Solidarité Fraternelle Mauricienne | 11. Accounts of Association            |
| 3. Object of Association                  | 12. Annual general meeting             |
| 4. Prohibition on certain activities      | 13. Quorum                             |
| 5. Powers of Association                  | 14. Business of annual general meeting |
| 6. National Managing Committee            | 15. Affiliation                        |
| 7. Membership                             | 16. Donations and legacies             |
| 8. Meetings of Committee                  | 17. Duty exemption                     |

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## SOLIDARITÉ FRATERNELLE MAURICIENNE ACT

### 1. Short title

This Act may be cited as the Solidarité Fraternelle Mauricienne Act.

### 1A. Interpretation

In this Act—

“Association” means the Solidarité Fraternelle Mauricienne;

“Chairperson” means the Chairperson of the Committee;

“Committee” means the National Managing Committee of the Association.

### 2. The Solidarité Fraternelle Mauricienne

The Solidarité Fraternelle Mauricienne shall be a body corporate.

### 3. Object of Association

(1) The object of the Association shall be to promote mutual understanding and co-operation between people of all races, classes, religious and political convictions by bringing them together in voluntary service for the common good and general interest.

(2) In pursuance of its object, the Association shall endeavour to—

- (a) encourage voluntary social work of all kinds for the benefit of those in need;
- (b) promote the study of social and civic problems;

- (c) provide people with experience and training in mutual help, national understanding and voluntary discipline in a spirit of comradeship to one and all;
- (d) give to all, and especially to young persons, the opportunity to use their goodwill and leisure time in the service of the common good, by voluntary work-camps and other means;
- (e) give physical and moral aid on the occasion of any natural disaster; and
- (f) co-operate and, where necessary, affiliate with other bodies having similar aims.

#### **4. Prohibition on certain activities**

(1) The Association shall not undertake work or activity likely to compete with ordinary paid labour and shall not interfere in disputes between employers and employees.

(2) The Association shall not take part in controversial matters whether political, racial or otherwise.

#### **5. Powers of Association**

The Association shall exercise its powers through the Committee.

#### **6. National Managing Committee**

(1) The National Managing Committee shall consist of 15 members elected in accordance with subsection (2) and of such number of representatives of affiliated associations as may be co-opted in accordance with section 7 (5) (b).

(2) The members of the Committee shall be elected at the annual general meeting of the Association from among the active members whose names are borne on the current list of active members or representatives of affiliated associations.

(3) (a) Candidates for election to the Committee shall be proposed and seconded by 2 other members of the Association, at least one of whom must be an active member.

(b) Nominations shall be forwarded in writing to the Secretary at least 14 days before the annual general meeting.

(4) At the first meeting after its election, the Committee shall appoint from among its members a Chairperson, a Treasurer, a Secretary and such other officers as it thinks necessary.

(5) The functions of the Committee shall be honorary.

(6) In the case of the death, absence, resignation or incapacity to act of any member, the Committee may co-opt an active member or affiliate representative to replace him.

## **7. Membership**

(1) (a) Any man over the age of 16, who pays the minimum annual subscription of an amount to be fixed by the Committee, may become an ordinary member of the Association and shall then have his name entered in the Register of Members.

(b) An ordinary member may vote at all general meetings of the Association.

(2) (a) Any woman over the age of 16 who pays the minimum annual subscription fixed by the Committee may become an auxiliary member of the Association.

(b) Auxiliary members may vote at all general meetings of the Association.

(3) Ordinary and auxiliary members who have given voluntary service to the Association in a financial year of the Association may be elected by the National Managing Committee as active members for the ensuing year in accordance with the rules.

(4) Active members over the age of 21 may stand as candidates for the Committee.

(5) (a) Any corporation, society or organisation whose aims are deemed by the Committee to be in line with the Association may become an affiliated association and shall act as such through its duly nominated representative.

(b) Such representatives not being more than 3 in number at any one time may be co-opted by the Committee.

## **8. Meetings of Committee**

(1) The Committee shall meet not less than once every 3 months and more often if necessary.

(2) The quorum of the Committee shall be 6.

(3) The Committee shall be convened by the Chairperson at such time as he thinks fit and at any other time on application to the Chairperson by not less than 4 members of the Committee.

(4) In the event of the death, incapacity to act or absence from Mauritius of the Chairperson, the Committee may be convened by any member.

## **9. Powers of Committee**

(1) The Committee shall exercise the powers of the Association.

(2) Every document relating to the Association shall be signed by the Chairperson and the Secretary or the Treasurer of the Association.

## **10. Service of process**

Service of process by or on the Secretary of the Committee shall be equivalent to service by or on the Association.

#### **11. Accounts of Association**

(1) The Treasurer shall keep the accounts of the Association which shall at all reasonable times be open to inspection by a person having an interest in the funds of the Association.

(2) The financial year of the Association shall end on such date as may be decided by the Annual General Meeting.

(3) All accounts and books of the Association shall be audited once a year, as soon as may be after the end of the financial year, by 2 auditors appointed by the Committee, subject to ratification by the Annual General Meeting.

#### **12. Annual general meeting**

(1) An annual general meeting of the Association shall be held not later than 3 months after the end of every financial year.

(2) Extraordinary general meetings shall be called where desired by the Committee or on a request of not less than one quarter of the members of the Association.

#### **13. Quorum**

(1) The quorum for a general meeting shall be 25 or one-quarter of the membership, whichever is the lesser.

(2) Where there is no quorum, the Chairperson shall adjourn the meeting to such day, time and place as shall be notified in accordance with the rules of the Association.

#### **14. Business of annual general meeting**

The business of the annual general meeting shall be—

- (a) consideration and adoption of the annual report of the Committee, of the accounts for the previous financial year and of the auditors' report;
- (b) election of the Committee for the ensuing year in accordance with the Rules of the Association; and
- (c) any other business.

#### **15. Affiliation**

The Association may become affiliated with any other association or institution having similar principal aims and objects.

#### **16. Donations and legacies**

Article 910 of the Code Civil Mauricien shall not apply to the Association.

#### **17. Duty exemption**

No duty shall be levied on donations and legacies made to the Association.

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