



**Stellenbosch**

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**TYGERBERG STUDENT COUNCIL**

Universiteit Stellenbosch

# REFERENDUM DOCUMENT

2020/2021

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# Fundamental Amendments

## 1. Fundamental General Amendments

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### Amendment 1

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#### Key

**Section of the constitution:** Cover page

**Proposed amendment:** Remove fundamental section indicators

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Shift from internally focused amendment process to one that is more student-based and consultative

### Amendment 2

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#### Preamble

**Section of the constitution:** Preamble

**Proposed amendment:** We commit ourselves to the academic ideal of excellence in the pursuit of science, to create a holistic environment where knowledge can be created, shared, and applied to the benefit of the Tygerberg Student Union. We believe in the spirit of academic freedom in the pursuit of critical and rational thinking. We commit ourselves to the values of the Faculty of Medicine and Health Sciences of Stellenbosch University which are Inclusivity, Accountability, Excellence, Compassion, Respect and Equity (ICARE2)

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Preamble to depict a more realistic and holistic nature of student life on Tygerberg Campus

### Amendment 3

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#### S1 (2)

**Section of the constitution:** Definitions

**Proposed amendment:** “Day” means a calendar day.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** To clarify context of word as used in different articles.

## Amendment 4

---

S1 (5)

**Section of the constitution:** Definitions

**Proposed amendment:** “Positional Student Leader” means a student elected or appointed to the following structures: structures established by this constitution, house committees, Tygerberg society executive committees and cluster convenors.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** To clarify context of word as used in different articles.

## Amendment 5

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S1 (8)

**Section of the constitution:** Definitions

**Proposed amendment:** “PSO” means a Private Student Organization.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** To clarify context of word as used in different articles.

## Amendment 6

---

S1 (14)

**Section of the constitution:** Definitions

**Proposed amendment:** “House” refers to both Private Student Organizations (PSO’s) and Residences on Tygerberg campus

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** To clarify context of word as used in different articles.



## Amendment 7

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S1 (15)

**Section of the constitution:** Definitions

**Proposed amendment:** “TSR Portfolio Manager” is a member appointed by the TSR to manage a specific portfolio. This individual has no voting power.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** TSR Portfolio Managers are not elected TSR Members, hence cannot participate in a formal voting processes.

## Amendment 8

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S1 (14)

**Section of the constitution:** Definitions

**Proposed amendment:** “CSLEEC” refers to The Centre for Student Leadership, Experiential Education and Citizenship.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** To clarify context of word as used in different articles.

## Amendment 9

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S2 (2)

**Section of the constitution:** Status of this Constitution

**Proposed amendment:** This Constitution is called the “Tygerberg Student Constitution of Stellenbosch University”

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** It is unnecessary to highlight that the root clause is referring to instances where the constitution is mentioned (redundancy).

## Amendment 10

---

S3 (3)

**Section of the constitution:** Bodies constituted by this Constitution

**Proposed amendment:** The Student Court

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 11

---

S3 (4)

**Section of the constitution:** Bodies constituted by this Constitution

**Proposed amendment:** The Appeal Court

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 12

---

S7 (2)

**Section of the constitution:** Confidentiality of student records

**Proposed amendment:** No information contained in such records may be disclosed without the consent of the student in question in accordance to the POPI Act 4 of 2013.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Gives more definition and direction of the Act in question.

## Amendment 13

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s10 (4)

**Section of the constitution:** Freedom of Expression

**Proposed amendment:** Freedom of gender expression and sexual identity.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** To promote zero-tolerance on unfair treatment and discrimination against queer bodies.

## Amendment 14

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s14 (4)

**Section of the constitution:** Administrative Action

**Proposed amendment:** (Define 'reasonable time.')

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** 'Reasonable time' is a subjective concept and allows for flexible application in different circumstances.

## Amendment 15

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S16 (2)

**Section of the constitution:** Enforcement of the Bill of Student Rights

**Proposed amendment:** The TSR must take reasonable steps to aid the enforcement of an order of the Student Court.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Clarify role of the TSR in ensuring accountability through Student Court.

## Amendment 16

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S17

**Section of the constitution:** Interpretation of the Bill of Student Rights

**Proposed amendment:** The Bill of Student Rights must be interpreted in conformity with the Bill of Rights of the Constitution of the Republic of South Africa, 1996, the Higher Education Act 108 of 1999, the Statute of Stellenbosch University, University policy and regulations, where applicable.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 17

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S19 (6)

**Section of the constitution:** Composition of the Tygerberg Student Representative Council

**Proposed amendment:** (Remove the article)

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** TSR Portfolio Managers are not elected TSR Members.

## Amendment 18

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S21 (2) (e)

**Section of the constitution:** Core functions of the Tygerberg Student Representative Council

**Proposed amendment:** The Institutional Forum

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** One of the external bodies on which the TSR represents the interests of students

## Amendment 19

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S21 (4)

**Section of the constitution:** Core functions of the Tygerberg Student Representative Council

**Proposed amendment:** To consider the advice of the Tygerberg Student Parliament; and in the case when such advice is rejected by the Tygerberg Student Representative Council, this decision must be communicated to the Speaker of the Tygerberg Student Assembly within ten (10) university days.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 20

---

s21 (5)

**Section of the constitution:** Core functions of the Tygerberg Student Representative Council

**Proposed amendment:** To facilitate projects and initiatives to the benefit of students and the surrounding community.

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** TSR Mandate does not extend outside the Tygerberg Student Union.

## Amendment 21

---

s21 (15)

**Section of the constitution:** Core functions of the Tygerberg Student Representative Council

**Proposed amendment:** To appoint an Election Commissioner(s) for the following Tygerberg Student Representative Council term.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Election Commissioner (and the Election Commission) is an independent body. The only duty the TSR has is to appoint a member who will facilitate the appointment of the Election Commissioner. The Election Commissioner and their committee are responsible for ensuring that they receive the compulsory nominations of the candidates.

## Amendment 22

---

s26 (1)

**Section of the constitution:** Reports of the TSR

**Proposed amendment:** Each Tygerberg Student Representative Council member must submit a complete report regarding their representative responsibilities and other activities to the Vice-Chairperson after every academic quarter, not later than one (1) week after the start of the next quarter, and the Secretary must, upon receiving them -

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Portfolio management including handling of reports is customarily the duty of the Vice Chair and the Secretary makes admin documents including reports available to the TSU.

## Amendment 23

---

S26 (1) (a)

**Section of the constitution:** Reports of the TSR

**Proposed amendment:** Submit the reports to the Tygerberg Student Imbizo.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 24

---

S26 (1) (b)

**Section of the constitution:** Reports of the TSR

**Proposed amendment:** Liaise with the Tygerberg Student Imbizo to ensure that TSR members present themselves at an accountability meeting to testify on the reports submitted if required.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 25

---

S26 (1) (C)

**Section of the constitution:** Reports of the TSR

**Proposed amendment:** Make these reports available to all students.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 26

---

s27 (1)

**Section of the constitution:** Announcement of program and budget of the TSR

**Proposed amendment:** The newly elected Tygerberg Student Representative Council must, within the first week of the commencement of the new academic year, make a document available to all students which at least -

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** The start of the term is always at a turbulent time and it is neither feasible nor realistic to have a document available before the start of the term.

## Amendment 27

---

s27 (2)

**Section of the constitution:** Announcement of program and budget of the TSR

**Proposed amendment:** (Be more specific as to what the attempts should be i.e., email, post on our social media)

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** Defining specifics would be impractical and limiting to next team as they might have variable resources. 'Reasonable attempts' allow for flexibility.

## Amendment 28

---

S41 (3) (a)

**Section of the constitution:** Transparency at TSR Meetings

**Proposed amendment:** They notify the Secretary, in writing, of their intention to speak at least one (1) University Day before the meeting and the chairperson approves the request; or

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Provides more clarity on procedure to follow.

## Amendment 29

---

S41 (3) (b)

**Section of the constitution:** Transparency at TSR Meetings

**Proposed amendment:** The Chairperson determines that their input will be valuable to the discussion.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Potentially reduce cluttering of irrelevant points yielding long and unnecessary meetings

## Amendment 30

---

S41 (4) (a)

**Section of the constitution:** Transparency of the TSR Executive

**Proposed amendment:** The chair must do it during the executive meeting

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Promotes accountability and transparency

## Amendment 31

---

S41 (4) (c)

**Section of the constitution:** Transparency of the TSR Executive

**Proposed amendment:** (An explanation is needed to substantiate why the in private clause was used)

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** An explanation for the in private clause is unwarranted.

## Amendment 32

---

S41 (5) (a)

**Section of the constitution:** Transparency of the TSR Executive

**Proposed amendment:** An abbreviated agenda, which states at least all the points on the agenda, as well as the date, time and, place of the meeting, must be made available to all students at least two (2) hours before the meeting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Make provision for a sense of meeting direction even in an emergent situation.

## Amendment 33

---

S41 (5) (b)

**Section of the constitution:** Transparency of the TSR Executive



**Proposed amendment:** The special meeting allows the TSR to meet, when necessary, to discuss immediate or pertinent issues without delay.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Make provision for the TSR to be able to meet in an emergent situation

## Amendment 34

---

S41 (5) (c)

**Section of the constitution:** Transparency of the TSR Executive

**Proposed amendment:** The TSR executive can rule that the meeting be a closed meeting provided that: It is necessary for the discussion, in the best interest of students, or necessary for the TSR to agree on an issue. The minutes of the discussion made available to students within five (5) university days.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Make provision for the TSR to be able to discuss sensitive issues in private where necessary

## Amendment 35

---

S41 (5) (d)

**Section of the constitution:** Transparency of the TSR Executive

**Proposed amendment:** If at least three (3) members of the Tygerberg Students Representative Council put a request in writing to the Chairperson within two (2) University days after the minutes are made available, the discussion point is tabled at the next possible ordinary TSR meeting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Make provision for the TSR General Council to query decisions taken by the Executive Council in emergent situations.

## Amendment 36

---

S42 (1)

**Section of the constitution:** Minutes of TSR Meetings

**Proposed amendment:** all decisions and conclusions made by the TSR within meetings must be minuted

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Many decisions are made daily by members so if some limitation isn't placed, they would have to scribe down every other decision they take daily in their term from major to minor.

## Amendment 37

---

S42 (2)

**Section of the constitution:** Minutes of TSR Meetings

**Proposed amendment:** The Secretary must ensure that the complete minutes of each TSR meeting are made available to all students electronically, not later than five (5) University days after the meeting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Not practical to have minutes available in the TSR Office.

## Amendment 38

---

S43 (1) (a)

**Section of the constitution:** Seconds for ex officio members

**Proposed amendment:** If ex officio members cannot attend an TSR meeting, they may appoint a member of their committee, in writing as a second to attend the meeting. This must be sent to the Secretary of the TSR no later than one (1) day before the meeting. If section 43 (1) (a) is not possible, the ex officio member must, in writing, send a written apology to the Secretary no later than one (1) day after the meeting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Clarify the role of the Secretary in recording attendance.

## Amendment 39

---

S43 (4)

**Section of the constitution:** Seconds for ex officio members

**Proposed amendment:** Seconds from ex officio members count towards quorum.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 40

---

S44

**Section of the constitution:** Nature and convening of the Evaluation Panel

**Proposed amendment:** The Evaluation Panel is convened by the Vice-Chair of the Tygerberg Student Representative Council, or a Tygerberg Student Representative Council member delegated by the Chair, to evaluate how the Tygerberg Student Representative Council members performed their duties and hold council members accountable by evaluating their performance

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** Evaluation is primary to accountability and so is prioritized.

## Amendment 41

---

S44 (1)

**Section of the constitution:** Nature and convening of the Evaluation Panel

**Proposed amendment:** The Evaluation Panel is convened by the Director of the Centre for Student Leadership, Experiential Education, and Citizenship or their nominated alternate to evaluate how the TSR members performed their duties and in doing so holds them accountable.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 42

---

S44 (2)

**Section of the constitution:** Nature and convening of the Evaluation Panel

**Proposed amendment:** The Evaluation Panel must convene within two (2) weeks of the end of an TSR term.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 43

---

S46 (1) (a)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** The Director of the Centre for Student Leadership, Experiential Education, and Citizenship or their nominated alternative will act as the Chairperson of the Evaluation Panel.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 44

---

S46 (1) (b)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** The Chief Justice of the Student Court or a member of the Court appointed by them.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 45

---

S46 (1) (c)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** The Tygerberg Student Assembly Speaker

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 46

---

S46 (1) (d)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** The Convenor of the Student Imbizo.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 47

---

S46 (1) (e)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** Two (2) persons, whether students, University members of staff, or other persons, who are not TSR members, appointed by the TSR, considering their knowledge of the duties of the TSR.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 48

---

S46 (2) (a)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** Additional members may be appointed to the Evaluation Panel if they will make a constructive contribution to the process. The member(s) May be either Students, or Personnel

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 49

---

S46 (2) (b)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** And may only be appointed by Panel after consultation with the Tygerberg Student Representative Council

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 50

---

S46 (2) (c)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** And will not have voting rights

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 51

---

S46 (3)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** The Dean of the Faculty Medicine and Health Sciences may appoint one (1) University member of staff, who has no voting rights on the Panel, to serve on the Panel in an advisory capacity.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 52

---

S46 (4)

**Section of the constitution:** Composition of the Evaluation Panel

**Proposed amendment:** The Vice-Chairperson of the Tygerberg Student Representative Council or the member delegated as per section 44 must arrange the first meeting of this panel

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 53

---

S47 (4)

**Section of the constitution:** Duties and powers of the Evaluation Panel

**Proposed amendment:** (Take factors like the Pandemic, personal emergency or grievous harm, health, sabbatical, university red tape etc.)

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** Provided for by s46 (4) (e)

## Amendment 54

---

S47 (5)

**Section of the constitution:** Duties and powers of the Evaluation Panel

**Proposed amendment:** (Take out the whole article)

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** It is not possible to withhold an excess of 40% by the time the Election Panel is established.

## Amendment 55

---

S50

**Section of the constitution:** Notice and reasons of the Election Panel

**Proposed amendment:** The Panel must inform a member of the Tygerberg Student Representative Council immediately of its decision, in writing, the reasons as to why the decision has been made if it has been decided to withhold any portion of the member's honorarium.

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** It may not always be possible or practical to inform members immediately.

## Amendment 56

---

S51

**Section of the constitution:** Timeframe of the Election Panel

**Proposed amendment:** The Panel comes into power annually to perform its duties and powers between 1 September and 31 October of the year concerned

**TSR constitutional review task team recommendation:** **DO NOT SUPPORT**

**Reason for recommendation:** Constituted is a better term to use.

## Amendment 57

---

S52 (1)

**Section of the constitution:** Nature of Tygerberg Student Parliament

**Proposed amendment:** Tygerberg Student Parliament is an independent quarterly forum for all students and serves as a public feedback and consultation mechanism for interaction between the TSR, Tygerberg Academic Affairs Council, Tygerberg Societies Council, Tygerberg Prim Committee and Tygerberg Post-graduate Student Council and students and, where applicable, Faculty and University management.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 58

---

S52 (2)

**Section of the constitution:** Nature of Tygerberg Student Parliament

**Proposed amendment:** Tygerberg Student Parliament serves to ensure that the TSR, Tygerberg Academic Affairs Council, Tygerberg Societies Council, Tygerberg Prim Committee and Tygerberg Post-graduate Student Council fulfil their constitutional mandate and act in an accountable and transparent manner.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 59

---

S52 (3)

**Section of the constitution:** Nature of Tygerberg Student Parliament



**Proposed amendment:** Tygerberg Student Parliament facilitates cooperation in student leadership at the FMHS and focuses on policy revision and creation as it pertains to student leadership.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 60

---

S52 (4)

**Section of the constitution:** Nature of Tygerberg Student Parliament

**Proposed amendment:** Tygerberg Student Parliament is the forum at which amendments to this Constitution are discussed and approved.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 61

---

S52 (5)

**Section of the constitution:** Nature of Tygerberg Student Parliament

**Proposed amendment:** Tygerberg Student Parliament is bicameral, consisting of the Tygerberg Students' Assembly, and the Tygerberg Student Imbizo.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 62

---

S53 (1) (a)

**Section of the constitution:** The Tygerberg Student Assembly

**Proposed amendment:** The Tygerberg Students' Assembly is established as an independent body, subject only to this Constitution and the institutional rules applicable to its functions.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 63

---

S53 (1) (b)

**Section of the constitution:** The Tygerberg Student Assembly

**Proposed amendment:** The Tygerberg Students' Assembly serves as a discussion forum for student issues between student leaders and other students and can take the form of public feedback or consultation.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 64

---

S54 (1)

**Section of the constitution:** Responsibilities of The Tygerberg Student Assembly

**Proposed amendment:** Promote the values of the University and promote cooperative governance amongst student structures.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 65

---

S54 (2)

**Section of the constitution:** Responsibilities of The Tygerberg Student Assembly

**Proposed amendment:** Participate in the legislative process as outlined in this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 66

---

S54 (3)

**Section of the constitution:** Responsibilities of The Tygerberg Student Assembly

**Proposed amendment:** Monitor, lobby, educate and advise on issues related to the adherence to the provisions of this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 67

---

S54 (4)

**Section of the constitution:** Responsibilities of The Tygerberg Student Assembly

**Proposed amendment:** Facilitate discussions on matters of importance to the Tygerberg Student Body.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 68

---

S55

**Section of the constitution:** Jurisdiction of The Tygerberg Student Assembly

**Proposed amendment:** The jurisdiction of the Tygerberg Student Assembly's powers is limited to the structures established by this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 69

---

S56 (1)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Amend this Constitution through the processes outlined in this constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 70

---

S56 (2)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Summon any member of the structures established by this Constitution to appear before it to explain any of their actions, activities, or lack thereof in person at a sitting of the Tygerberg Students Assembly.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 71

---

S56 (3)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Receive petitions, representations, or submissions from any person or Student structure.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 72

---

S56 (4)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Make any binding resolutions that unless otherwise provided for in this Constitution, do bind the TSR, Tygerberg Academic Affairs Council, Tygerberg Societies Council, Tygerberg Prim Committee and Tygerberg Post-graduate Student Council if it is passed with an 80% majority and a minimum of 30 votes cast.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 73

---

S56 (5)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Request one or more TSR members to explain any of their actions, activities, or lack thereof in person at a sitting of the Tygerberg Student Assembly.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 74

---

S56 (6)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Institute a motion of no confidence in one or more TSR members, subject to review by the Tygerberg Student Imbizo which shall determine whether to impeach said TSR member(s) within 7 days of the motion being passed.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 75

---

S56 (7)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Determine a list of broad priorities after the incoming TSR is elected, which the TSR must adhere to in compiling their budget and planning their activities.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 76

---

S56 (8)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Hold extraordinary meetings.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 77

---

S56 (9)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Appoint task teams to discuss and investigate specific matters and to report back and make recommendations to the Tygerberg Student Assembly.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 78

---

S56 (10)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** Adopt any other measures to ensure that it fulfils its mandate effectively.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 79

---

S56 (11)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** To recommend policy changes to the bodies constituted by this constitution who must present a report to the Tygerberg Student Assembly if the recommendations are not implemented, and reasons thereof.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 80

---

S56 (12)

**Section of the constitution:** Functions and Powers of The Tygerberg Student Assembly

**Proposed amendment:** The powers described in s56 (11) are subject to the Tygerberg Student Assembly establishing and adopting rules which - Set out the procedures to be followed in exercising these powers and Is to be approved by the Student Court before it comes into force.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 81

---

S57 (1)

**Section of the constitution:** Membership of The Tygerberg Student Assembly

**Proposed amendment:** The Tygerberg Student Assembly consists of - All TSR members, One (1) member of the Tygerberg Academic Affairs Council, One (1) member of the Tygerberg Prim Committee, One (1) member of the Tygerberg Societies Council, One (1) Members of the Tygerberg Post-graduate Council, One (1) House Committee member from each house, One (1) Cluster Convenor, One (1) member of society committees appointed by the Tygerberg Societies Council, All students who attend a sitting of the Tygerberg Student Assembly.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 82

---

S57 (2)

**Section of the constitution:** Membership of The Tygerberg Student Assembly

**Proposed amendment:** A list of the members described in section 57 (1) (a) to (j) must be submitted to the Tygerberg Student Assembly Speaker one (1) week after the commencement of the Tygerberg Student Assembly Committee's term by the relevant ex officio structures.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 83

---

S57 (3)

**Section of the constitution:** Membership of The Tygerberg Student Assembly

**Proposed amendment:** The Tygerberg Student Assembly must take reasonable steps to ensure the members described in section 57 (1) (a) to (j) attend sittings of the Tygerberg Student Assembly.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 84

---

S57 (4)

**Section of the constitution:** Membership of The Tygerberg Student Assembly

**Proposed amendment:** No person can fill more than ones eat at any time.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 85

---

S57 (5)

**Section of the constitution:** Membership of The Tygerberg Student Assembly

**Proposed amendment:** If a member of the Tygerberg Student Assembly can no longer fulfil their duties, the Tygerberg Student Assembly Committee must ensure the vacancy is filled.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 86

---

S58 (1)

**Section of the constitution:** Speaker of The Tygerberg Student Assembly

**Proposed amendment:** Ensuring that plenary sessions take place.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.



## Amendment 87

---

S58 (2)

**Section of the constitution:** Speaker of The Tygerberg Student Assembly

**Proposed amendment:** Ensuring that an agenda is compiled and is made available to all students at least one (1) week before a plenary session takes place.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 88

---

S58 (3)

**Section of the constitution:** Speaker of The Tygerberg Student Assembly

**Proposed amendment:** Ensuring that the minutes of plenary sessions are made available no later than two (2) weeks after each meeting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 89

---

S58 (4)

**Section of the constitution:** Speaker of The Tygerberg Student Assembly

**Proposed amendment:** To preside over meetings of Tygerberg Student Assembly impartially and in such a manner as to promote orderly and democratic debate.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 90

---

S58 (5)

**Section of the constitution:** Speaker of The Tygerberg Student Assembly

**Proposed amendment:** To act as a Chairperson of the Tygerberg Student Assembly Committee.

TSR constitutional review task team recommendation: **SUPPORT**

Reason for recommendation: Alignment with Student Constitution.

## Amendment 91

---

S58 (6)

**Section of the constitution:** Speaker of The Tygerberg Student Assembly

**Proposed amendment:** Be part of the Stellenbosch Student Assembly.

TSR constitutional review task team recommendation: **SUPPORT**

Reason for recommendation: Alignment with Student Constitution.

## Amendment 92

---

S59 (1)

**Section of the constitution:** Tygerberg Student Assembly Committee

**Proposed amendment:** The Tygerberg Student Assembly Committee consists of the Speaker, and a minimum of four (4) other members elected or appointed according to a procedure laid out by the Tygerberg Student Assembly.

TSR constitutional review task team recommendation: **SUPPORT**

Reason for recommendation: Alignment with Student Constitution.

## Amendment 93

---

S59 (2)

**Section of the constitution:** Tygerberg Student Assembly Committee

**Proposed amendment:** The Convener of the Tygerberg Student Imbizo must be an ex-officio member.

TSR constitutional review task team recommendation: **SUPPORT**

Reason for recommendation: Alignment with Student Constitution.

## Amendment 94

---

S59 (3)

**Section of the constitution:** Tygerberg Student Assembly Committee

**Proposed amendment:** The Tygerberg Student Assembly Committee is responsible for ensuring that the Tygerberg Student Assembly fulfils its mandate, which includes taking reasonable steps to ensure participation by compulsory members and students.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 95

---

S60 (1)

**Section of the constitution:** Tygerberg Student Assembly Committee

**Proposed amendment:** The Tygerberg Student Assembly may adopt any constitutions, rules, or regulations to organise its activities.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 96

---

S60 (2)

**Section of the constitution:** Tygerberg Student Assembly Committee

**Proposed amendment:** Such constitutions, rules, or regulations are subject to approval by the Student Court and can be referred back to the Tygerberg Student Assembly by the Court on the grounds of - Procedural unfairness, Incompatibility with Tygerberg Student Parliament's constitutional mandate or the constitutional framework of student leadership within the University.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 97

---

S61 (1) (a)

**Section of the constitution:** Tygerberg Student Imbizo

**Proposed amendment:** The Tygerberg Student Imbizo is established as an independent body, subject only to this Constitution and the institutional rules applicable to its functions.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 98

---

S61 (1) (b)

**Section of the constitution:** Tygerberg Student Imbizo

**Proposed amendment:** The Tygerberg Student Imbizo must be impartial and must exercise its powers and perform its responsibilities without fear, favour, or prejudice.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 99

---

S61 (1) (c)

**Section of the constitution:** Tygerberg Student Imbizo

**Proposed amendment:** All the structures established by this Constitution must; through legislation and other measures; assist and protect the Tygerberg Student Imbizo to ensure its independence, impartiality, dignity, and effectiveness.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 100

---

S62 (1)

**Section of the constitution:** Responsibilities of the Tygerberg Student Imbizo

**Proposed amendment:** Promote the values of the University and promote cooperative governance amongst student structures.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 101

---

S62 (2)

**Section of the constitution:** Responsibilities of the Tygerberg Student Imbizo

**Proposed amendment:** Participate in the legislative process as outlined in this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 102

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S62 (3)

**Section of the constitution:** Responsibilities of the Tygerberg Student Imbizo

**Proposed amendment:** Monitor, lobby, educate and advise on issues related to the adherence to the provisions of this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 103

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S62 (4)

**Section of the constitution:** Responsibilities of the Tygerberg Student Imbizo

**Proposed amendment:** Monitor and assess the observance of University rules and guidelines and adherence to this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 104

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S62 (5)

**Section of the constitution:** Responsibilities of the Tygerberg Student Imbizo

**Proposed amendment:** Meet at least once a month.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 105

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S63 (1)

**Section of the constitution:** Jurisdiction of the Tygerberg Student Imbizo

**Proposed amendment:** Has a limited jurisdiction to the Structures established by this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 106

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S63 (2)

**Section of the constitution:** Jurisdiction of the Tygerberg Student Imbizo

**Proposed amendment:** May not investigate Student Court decisions.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 107

---

S63 (3)

**Section of the constitution:** Jurisdiction of the Tygerberg Student Imbizo

**Proposed amendment:** May only investigate conduct related to the performance or the lack thereof, of the duties of Student leaders of the Structures established by this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 108

---

S63 (4)

**Section of the constitution:** Jurisdiction of the Tygerberg Student Imbizo

**Proposed amendment:** May only discuss and make resolutions on conduct related to the performance or the lack thereof, of the duties of Student leaders or structures established by this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 109

---

S64 (1)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** Unless otherwise provided for in this Constitution, remedial action of the Tygerberg Student Imbizo binds the TSR, Tygerberg Academic Affairs Council, Tygerberg Societies Council, Tygerberg Prim Committee and Tygerberg Post-graduate Student Council, subject to the following - There must have been an investigation into alleged misconduct, incompetence, and/or negligence, the remedial action must relate to misconduct, incompetence, and/or negligence, the remedial action must be agreed upon by 75% of the Tygerberg Student Imbizo.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 110

---

S64 (2)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** To summon any Tygerberg student to appear before it to explain any of their actions, activities, or lack thereof in person at a meeting of the Tygerberg Student Imbizo. Students subject to this power are limited to - Members of the structures established by this Constitution, any student performing a public function including all committees and forums

where students are represented by students, any student holding an office that confers positional authority or representation.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 111

---

S64 (3)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** To investigate any conduct relating to the performance of the functions of positional Student leader(s), that is alleged or suspected to be improper or result in any impropriety or prejudice and report on that conduct.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 112

---

S64 (4)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** To investigate any conduct by positional Student leaders that are alleged or suspected to be a breach of the relevant internal policies, these rules, or the Tygerberg Student Constitution and report on that conduct.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 113

---

S64 (5)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** To act as a mediator or arbitrator within or between the structures established by this Constitution if the relevant parties agree. An arbitration award will be binding on the parties.

**TSR constitutional review task team recommendation:** SUPPORT



**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 114

---

S64 (6)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** Review motions of no Confidence in a TSR member(s) and determine whether or not to remove that member(s) from office.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 115

---

S64 (7)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** To impeach members of the TSR, Tygerberg Academic Affairs Council, Tygerberg Societies Council, Tygerberg Prim Committee and Tygerberg Post-graduate Student Council, on the grounds that they are not fulfilling their constitutional obligations, subject to review by the Student Court.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 116

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S64 (8)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** To hold regular public accountability hearings at which members of the TSR, Tygerberg Academic Affairs Council, Tygerberg Societies Council, Tygerberg Prim Committee and Tygerberg Post-graduate Student Council present reports and give evidence on the performance of their structures.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 117

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S64 (9)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** Receive and consider all proposed amendments to the Tygerberg Student Constitution and submit them to the Tygerberg Student Assembly for adoption within seven (7) days after receiving it.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 118

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S64 (10)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** Adopt any other measures to ensure that it fulfils its mandate effectively.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 119

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S64 (11)

**Section of the constitution:** Functions and Powers of the Tygerberg Student Imbizo

**Proposed amendment:** The powers described above are subject to the Tygerberg Student Imbizo establishing and adopting rules which - Set out the procedures to be followed in exercising these powers, is to be approved by the Student Court before it comes into force.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 120

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S65 (1)

**Section of the constitution:** Membership of the Tygerberg Student Imbizo

**Proposed amendment:** The Tygerberg Student Imbizo consists of delegates, appointed at their own discretion from the following Structures - One (1) student appointed by the TSR, One (1) student appointed by the Tygerberg Academic Affairs Council, One (1) student appointed by the Tygerberg Prim Committee, One (1) student appointed by the Tygerberg Societies Council, One (1) student appointed by the Tygerberg Post-graduate Student Council, One (1) student appointed by the Tygerberg Students' Assembly.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 121

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S65 (2)

**Section of the constitution:** Membership of the Tygerberg Student Imbizo

**Proposed amendment:** The following members will be special delegates of the Tygerberg Student Imbizo and all their powers are subject to their attendance - One (1) student from house committees, appointed by the Tygerberg Prim Committee but are not part of the Tygerberg Prim Committee, One (1) students from Tygerberg societies executive committees appointed by the Tygerberg Societies Council but are not part of the Tygerberg Societies Council.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 122

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S65 (3)

**Section of the constitution:** Membership of the Tygerberg Student Imbizo

**Proposed amendment:** No person can fill more than one seat at any time.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 123

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S65 (4)

**Section of the constitution:** Membership of the Tygerberg Student Imbizo

**Proposed amendment:** If a member of the Tygerberg Student Imbizo can no longer fulfil their duties, the Tygerberg Student Imbizo Committee must ensure the vacancy is filled.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 124

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S66 (1)

**Section of the constitution:** Convenor of the Tygerberg Student Imbizo

**Proposed amendment:** Ensuring that Tygerberg Student Imbizo meetings take place.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 125

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S66 (2)

**Section of the constitution:** Convenor of the Tygerberg Student Imbizo

**Proposed amendment:** Ensuring that an agenda is compiled and is made available to all Tygerberg Student Imbizo delegates at least one week before a Tygerberg Student Imbizo meeting takes place.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 126

---

S66 (3)

**Section of the constitution:** Convenor of the Tygerberg Student Imbizo

**Proposed amendment:** Ensuring that the minutes of the Tygerberg Student Imbizo meetings are made available no later than two (2) weeks after each meeting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 127

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S66 (4)

**Section of the constitution:** Convenor of the Tygerberg Student Imbizo

**Proposed amendment:** Presiding over meetings of the Tygerberg Student Imbizo impartially and in such a manner as to promote orderly and democratic debate.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 128

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S66 (5)

**Section of the constitution:** Convenor of the Tygerberg Student Imbizo

**Proposed amendment:** Acting as Chairperson of the Tygerberg Student Imbizo Committee.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 129

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S66 (6)

**Section of the constitution:** Convenor of the Tygerberg Student Imbizo

**Proposed amendment:** Being ex-officio of the Tygerberg Student Assembly Executive Committee.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 130

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S67 (1)

**Section of the constitution:** Tygerberg Student Imbizo Committee

**Proposed amendment:** The Tygerberg Student Imbizo Committee consists of the Convenor, and a minimum of two (2) other members appointed by the Convenor from the delegates of the

Tygerberg Student Imbizo, according to a procedure laid out by the rules of the Tygerberg Student Imbizo.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 131

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S67 (2)

**Section of the constitution:** Tygerberg Student Imbizo Committee

**Proposed amendment:** A deputy Speaker of the Tygerberg Student Assembly must serve as an ex-officio member.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 132

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S67 (3)

**Section of the constitution:** Tygerberg Student Imbizo Committee

**Proposed amendment:** The Tygerberg Student Imbizo Committee is responsible for ensuring that the Tygerberg Student Imbizo fulfils its mandate, which includes taking reasonable steps to ensure participation by delegates.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 133

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S68 (1)

**Section of the constitution:** Constitutions, rules and regulations

**Proposed amendment:** The Tygerberg Student Imbizo may adopt any constitutions, rules, or regulations to organise its activities.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 134

---

S68 (2)

**Section of the constitution:** Constitutions, rules, and regulations of the Tygerberg Student Imbizo

**Proposed amendment:** Such constitutions, rules, or regulations are subject to approval by the Student Court and can be referred back to the Tygerberg Student Imbizo by the Court on the grounds of - Procedural unfairness, Incompatibility with Tygerberg Student Parliament's constitutional mandate or the constitutional framework of student leadership within the University.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 135

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S70 (1)

**Section of the constitution:** Nominations and appointment of members of the Student Court

**Proposed amendment:** The Chief Justice must request nominations for the members of the Student Court from all students and law lecturers three weeks prior to the end of the third academic term.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 136

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S70 (3)

**Section of the constitution:** Nominations and appointment of members of the Student Court

**Proposed amendment:** Nominations must be open for at least seven (7) days.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 137

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S70 (4)

**Section of the constitution:** Nominations and appointment of members of the Student Court

**Proposed amendment:** Members of the Student Court are appointed by a committee appointed by the Dean of the Law Faculty. The Appointment Committee must consist of: The Dean of the Law Faculty or their appointed designate, The incumbent Chief Justice provided they are not nominated again, Two (2) members of the Faculty Board of the Law Faculty, Two (2) students designated by the SRC.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 138

---

S70 (5)

**Section of the constitution:** Nominations and appointment of members of the Student Court

**Proposed amendment:** The Chief Justice must submit the nominations to the Dean of the Law Faculty before the beginning of the fourth academic term.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 139

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S71 (1)

**Section of the constitution:** Composition and membership of the Student Court

**Proposed amendment:** The Student Court consists of five (5) LLB or LLB graduates, provided that -

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 140

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S71 (1) (c)



**Section of the constitution:** Composition and membership of the Student Court

**Proposed amendment:** and a maximum of one (1) LLB graduate who is currently a student at Stellenbosch University

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 141

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S71 (2)

**Section of the constitution:** Composition and membership of the Student Court

**Proposed amendment:** No member of the Court may be a positional student leader, subject to positions permitted by this constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 142

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S71 (3)

**Section of the constitution:** Composition and membership of the Student Court

**Proposed amendment:** The membership of the Student Court member terminates when - The member's term of office expires, The member dies, The member presents a written resignation to the Chief Justice of the Student Court and the Dean of the Law Faculty, The member ceases to be a registered student at the University, The member is removed in terms of s78 of the Student Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 143

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S72 (1)

**Section of the constitution:** Removal

**Proposed amendment:** A member may be impeached by the Tygerberg Student Imbizo by a resolution supported by two-thirds of its members, should they - Contravene a rule or code set out in the Disciplinary Code of Stellenbosch University, fail to perform their duties as a member

of the Student Court on more than two (2) occasions and are unable to provide a valid excuse for such failure.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 144

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S72 (2)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** An impeachment in terms of section 80 (1) only comes into effect after it has been approved by the Dean of the Law Faculty.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 145

---

S73 (1)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** Should a member's membership terminate before the end of their term, the Chief Justice must request nominations for a replacement within five (5) university days after receiving the resignation.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 146

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S73 (2)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** The nominations must be open for at least seven (7) days to at most ten (10) days.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 147

---

S73 (3) (a)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** The Chief Justice must submit the nominations to the Dean of the Law Faculty - Who will present it to the Appointment Committee within seven (7) days after receiving it.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 148

---

S73 (4)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** The Appointment Committee must appoint a new member within seven (7) days after being convened.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 149

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S73 (5)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** Should the Chief Justice resign, the Dean of the Law Faculty will appoint an interim Chief Justice until a new Chief Justice is elected.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 150

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S73 (6)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** The interim Chief Justice will open nominations for a new member and the procedure in terms of section 70 (1) - (4) shall apply.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 151

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S73 (7)

**Section of the constitution:** Appointment of a new member

**Proposed amendment:** The Chief Justice is elected within ten (10) days after the appointment of the new member of the Student Court at a meeting that is convened by the interim Chief Justice.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 152

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S74 (1)

**Section of the constitution:** Student Court Committee

**Proposed amendment:** The Student Court Committee is elected by members of the Student Court from amongst themselves and consists of - The Chief Justice of the Student Court, The Deputy Chief Justice of the Student Court, The Secretary of the Student Court, Two (2) additional members, subject to portfolios outlined in their Code of Conduct.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 153

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S74 (2)

**Section of the constitution:** Student Court Committee

**Proposed amendment:** The Student Court Committee must be elected within ten (10) university days after the appointment of the members of the Student Court at a meeting that is convened by the former Chief Justice of the Student Court.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 154

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S74 (3)

**Section of the constitution:** Student Court Committee

**Proposed amendment:** The Student Court Committee must adopt a code of conduct within ten (10) university days after the appointment of the Chief Justice. Which must prescribe the powers, duties, functions, and privileges of members of the Student Court.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 155

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S75

**Section of the constitution:** Term of office for Student Court

**Proposed amendment:** The term of office of the Student Court commences upon appointment by the Appointment Committee and terminates when Appointment Committee appoints the new members, subject to section 73.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 156

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S76 (1)

**Section of the constitution:** Current Student Court Roll

**Proposed amendment:** Should there be outstanding judgements or cases, the outgoing Student Court must finalise these outstanding judgments or cases before leaving office; or

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 157

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S76 (2)

**Section of the constitution:** Current Student Court Roll

**Proposed amendment:** The Student Court rules must provide contingency plans for cases still pending during the transition of Student Court.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with Student Constitution.

## Amendment 158

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S105 (4)

**Section of the constitution:** Tygerberg Student Representative Council general election

**Proposed amendment:** The election of the representatives of the Tygerberg Academic Affairs Council, Tygerberg Prim Committee, Tygerberg Postgraduates Student Council, and Tygerberg Societies Council on the TSR must precede the TSR elections.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** To allow for ex officio members to vote for the TSR Executive committee

## Amendment 159

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S105 (5)

**Section of the constitution:** Tygerberg Student Representative Council general election

**Proposed amendment:** The Tygerberg Electoral Commission must ensure that those elections are free, fair, and credible.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Provision for free and fair elections

## Amendment 160

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S105 (6)

**Section of the constitution:** Tygerberg Student Representative Council general election

**Proposed amendment:** The Executive Committee of the TSR must appoint Tygerberg Electoral Commissioners in terms of section 35 (1) (f).

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Historic role of the TSR Executive committee

## Amendment 161

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S111 (1)

**Section of the constitution:** Tygerberg Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission has all the duties and powers that this Constitution ascribes to them.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 162

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S111 (2)

**Section of the constitution:** Tygerberg Electoral Commission

**Proposed amendment:** The Electoral Commission must ensure that every student who votes does so only once in a particular election and that each student who makes reasonable attempts will be able to vote if it is practically feasible.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 163

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S111 (3)

**Section of the constitution:** Tygerberg Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission may in addition to the Electoral Act, write additional rules to ensure the proper conduct during elections.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 164

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S112 (1)

**Section of the constitution:** Appointment and duties of The Commission Tygerberg Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission must appoint at least five (5) persons every year before the end of the second academic term as Assistants of the Tygerberg Electoral Commission after this position has been advertised for at least two (2) weeks on Tygerberg Campus.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 165

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S112 (2)

**Section of the constitution:** Appointment and duties of The Commission Tygerberg Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission Assistants, in cooperation with and under the supervision of the Tygerberg Electoral Commissioners, must ensure that all student leadership elections run smoothly.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 166

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S113 (1)

**Section of the constitution:** Interaction with the Electoral Commission for Stellenbosch Campus

**Proposed amendment:** The Electoral Commission for Stellenbosch campus must ratify the appointed Commissioner(s) for Tygerberg before they will have all the powers that this Constitution ascribed to them.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.



## Amendment 167

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S113 (2)

**Section of the constitution:** Interaction with the Electoral Commission for Stellenbosch Campus

**Proposed amendment:** The Commissioner for the Tygerberg campus, in cooperation with and under the supervision of the Electoral Commission for Stellenbosch campus, must ensure that the SRC election runs smoothly on the Tygerberg campus.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 168

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S114

**Section of the constitution:** Term of office of the Electoral Commission

**Proposed amendment:** The term of office of the Tygerberg Electoral Commission extends from the time of appointment until the report as in section 116 is submitted to all the parties concerned but ends no later than the end of the fourth term of the year in which the elections concerned take place.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 169

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S115 (1)

**Section of the constitution:** Independence of the Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission is an independent body that is not under the authority of any student organization or University management.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 170

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S115 (2)

**Section of the constitution:** Independence of the Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission must perform their duties impartially and without prejudice.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 171

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S115 (3)

**Section of the constitution:** Independence of the Electoral Commission

**Proposed amendment:** Neither the Tygerberg Electoral Commission or any of the Tygerberg Electoral Commission Assistants may run for election in the year of their appointment, even if they stop acting in these positions or are replaced before the election takes place.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 172

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S116

**Section of the constitution:** Reports of the Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission does not receive their remuneration unless they have submitted a complete report on their activities to the Chairperson of the TSR, the Chairperson of the newly elected TSR, the Convenor of the Tygerberg Student Imbizo, and the Speaker of the Tygerberg Student Assembly before the end of the fourth term of the year in which the elections concerned take place.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 173

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S117 (1)

**Section of the constitution:** Remuneration of the Electoral Commission

**Proposed amendment:** The Tygerberg Electoral Commission and Tygerberg Electoral Commission Assistants are remunerated in accordance with the guidelines available at the Division of Student Affairs.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 174

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S117 (2)

**Section of the constitution:** Remuneration of the Electoral Commission

**Proposed amendment:** The Student Court may upon application decrease the remuneration of the Tygerberg Electoral Commission with an amount that is fair and reasonable in the circumstance if they have materially neglected one or more of their duties as described by this Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 175

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S118 (1)

**Section of the constitution:** Election Committees of other Structures

**Proposed amendment:** The governing structures of the Tygerberg Academic Affairs Council, Tygerberg Prim Committee, Tygerberg Postgraduate Student Council, Tygerberg Societies Council, Societies, and House Committees must appoint Election Committees/Commissioner(s) to conduct their Elections and allow the Tygerberg Electoral Commission full access to monitor, audit, and receive & investigate complaints relating to the election process concerned.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 176

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S118 (1) (a)

**Section of the constitution:** Election Committees of other Structures

**Proposed amendment:** The Election Committee(s)/Commissioner(s) of these structures shall manage and facilitate the election of their respective structure.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 177

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S118 (1) (b)

**Section of the constitution:** Election Committees of other Structures

**Proposed amendment:** The Electoral Commission will perform an oversight role in this process and may only intervene in an election process when - Consequential irregularities have been noted with the Election process, there is prima facie evidence of electoral misconduct, when a complaint alleges electoral fraud, when the respective Election Committee(s)/Commissioner(s) fail to comply with election regulations.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 178

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S119

**Section of the constitution:** Student Leadership Elections

**Proposed amendment:** The Tygerberg Electoral Commission must manage the elections of the TSR and must monitor, audit, and investigate any complaint(s) related to the elections of the Tygerberg Academic Affairs Council, Tygerberg Prim Committee, Tygerberg Postgraduate Council, Societies Council, Societies and House Committees.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 179

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S120 (1)

**Section of the constitution:** Complaints Procedure for all Elections

**Proposed amendment:** A complaint about the campaign of a specific candidate must be lodged with the Tygerberg Electoral Commission, who must properly investigate the complaint and must announce their decisions within twenty-four (24) hours after the complaint was lodged.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 180

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S120 (2)

**Section of the constitution:** Complaints Procedure for all Elections

**Proposed amendment:** Any complaint relating to any student leadership election, including any aspect that may jeopardise the freedom or fairness of the election, and any decision or failure to make a decision by a Tygerberg Electoral Commissioner or respective Election Committee(s)/Commissioner(s), must be lodged with the Tygerberg Electoral Commission.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 181

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S120 (3)

**Section of the constitution:** Complaints Procedure for all Elections

**Proposed amendment:** Any unresolved complaint under section 120 (2) about the running of any student leadership election and any decision or failure to make a decision by the Tygerberg Electoral Commission or respective Election Committee(s)/Commissioner(s), must be lodged with the Student Court - Within a reasonable time, Before the fifth (5th) University Day (inclusive) after the announcement of the results, In accordance with the rules of the Student Court.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 182

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S120 (4)

**Section of the constitution:** Complaints Procedure for all Elections

**Proposed amendment:** If a complaint is lodged with the Student Court, the Court - Must handle the complaint with the necessary speed if harm will otherwise result, Must consider the complaint against the principles of a free and fair TSR election that promotes representativity and participation, May follow an investigate approach - which may include the recounting or reevaluation of ballots - if it appears to be necessary in the specific case, May grant any remedy that is fair and equitable in the circumstances and will ensure the freeness and fairness of the election, which may include - Setting aside a decision by the Election Commissioner(s), The invalidation of the results regarding a specific candidate, The invalidation or allowance of ballots, The invalidation of the entire election.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 183

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S120 (5)

**Section of the constitution:** Complaints Procedure for all Elections

**Proposed amendment:** An appeal against the decision of the Student Court in terms of this item must be lodged within two (2) University days after the decision was announced with the Appeal Court, otherwise, the ruling of the Student Court will be final.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 184

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S121 (1)

**Section of the constitution:** Validity of the election results

**Proposed amendment:** The validity of the full election results is confirmed if - No complaint about the validity of the election is lodged with the Tygerberg Electoral Commission or the Student Court within three (3) University days after the Tygerberg Electoral Commission has announced the election results.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 185

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S122 (1)

**Section of the constitution:** Validity of the election results

**Proposed amendment:** CHAPTER 5 and sections relating to Tygerberg Student Parliament come into effect once the Student Court approves the constitution, rules, and/or regulations for both the Tygerberg Student Assembly and Tygerberg Student Imbizo as contemplated in section 60 and section 68, respectively.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 186

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S122 (1) (a)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** The incumbent Tygerberg Student Parliament committee is responsible for developing the constitutions, rules, and/or regulations for both the Tygerberg Student Assembly and the Tygerberg Student Imbizo.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 187

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S122 (1) (b)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** The incumbent Tygerberg Student Parliament committee must take reasonable steps to ensure that the constitutions, rules, and/or regulations for both the Tygerberg Student Assembly and the Tygerberg Student Imbizo are developed and submitted to the Student Court for approval by the 1st of September 2021. In case the process is handed over, the new team must submit the constitutions, rules and/or regulations to Student Court before three (3) months have lapsed after the commencement of their term.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 188

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S122 (1) (c)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** If the constitutions, rules, and/or regulations are not submitted to Student Court for approval by 1st September 2021 the TSR Policy Officer and/or the TSR must establish a task team that will assume the responsibility of developing the constitutions, rules, and/or regulations of the Tygerberg Student Assembly and the Tygerberg Student Imbizo.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 189

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S122 (1) (d)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** Once the Student Court approves the constitutions, rules, and/or regulations of the Tygerberg Student Assembly and Tygerberg Student Imbizo - The first sitting of the Tygerberg Student Assembly must take place at a time and a date determined by the Chief Justice of the Student Court, but not more than 14 days after the approval of the constitution, rules, and/or regulations. At the first sitting of the Students' Assembly, the Chief Justice of the Student Court must preside over the elections of the Speaker of Tygerberg Student Assembly and the Convenor of the Tygerberg Student Imbizo. The Chief Justice of the Student Court must request nominations for the Speaker of the Tygerberg Student Assembly and the Convenor of the Tygerberg Student Imbizo at least five (5) days prior to the first sitting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 190

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S122 (2)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** The remaining provisions of this Constitution come into effect on 1st of July 2021 or a week after approval of the Student Constitution by Stellenbosch University Council, whichever comes last, and thereby repeal all previous Tygerberg student constitutions.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.



## Amendment 191

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S122 (3)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** No part of the Constitution will have effect retroactively.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 192

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S123 (1)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** This Constitution may be amended by a resolution passed by - The Tygerberg Student Imbizo with a supporting vote of at least 60% of its members; and The Tygerberg Student Assembly with a supporting vote of at least 80% of the vote, with a quorum of at least 30 votes.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 193

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S123 (2)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** Any Tygerberg student may submit a petition to the Tygerberg Student Imbizo proposing an amendment to the Tygerberg Student Constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 194

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S123 (2) (a)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** The petition must be submitted to the Convenor of the Tygerberg Student Imbizo, who must table the petition at the next Tygerberg Student Imbizo meeting as a resolution for consideration.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 195

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S123 (2) (b)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** The Tygerberg Student Imbizo must within seven (7) days of the resolution being tabled - Pass the resolution; or Pass the resolution subject to amendments proposed by it; or Reject the resolution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 196

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S123 (2) (c)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** If the Tygerberg Student Imbizo passes the resolution, the Convenor of the Tygerberg Student Imbizo must submit it to the Speaker of the Tygerberg Student Assembly within seven (7) days.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 197

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S123 (2) (d)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** When a resolution amending the Constitution is introduced, the Speaker of the Tygerberg Student Assembly must - Publish all the particulars of the proposed amendments and call for public comment on the resolution within seven (7) days of receiving the resolution. Call a Tygerberg Student Assembly sitting within seven (7) days of publishing the particulars of the resolution for public comment. Submit, in accordance with the rules and orders

of the Tygerberg Student Assembly, any written comments received from the Tygerberg student body and members of the Tygerberg Student Imbizo for a public debate in a Tygerberg Student Assembly sitting.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 198

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S123 (2) (e)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** The resolution for the amendment of the Tygerberg Student Constitution must be put to a vote in the first Tygerberg Student Assembly sitting after the public debate contemplated in s122 (2) (d) (iii) which must - Pass the resolution with a supporting vote of at least 80% of the vote, with a quorum of at least 30 votes; or Reject the resolution; or Refer the resolution back to the Student Imbizo for reconsideration.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 199

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S123 (2) (f)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** If a resolution is referred back to the Tygerberg Student Imbizo, then The Speaker of the Tygerberg Student Assembly must send back the resolution with all the particulars of the resolution collected from the Tygerberg student body and the debate. The Tygerberg Student Imbizo must reconsider the resolution considering the amendments suggested by the Tygerberg Student Assembly and may Pass the resolution with amendments and resubmit it to the Tygerberg Student Assembly for reconsideration; or decide not to proceed with the resolution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 200

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S123 (2) (g)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** If the resolution is passed by the Tygerberg Students' Assembly, then - The Speaker of the Tygerberg Student Assembly must submit the resolution to the Chairperson of the TSR, within two (2) days of the resolution being passed. The Chairperson of the TSR must call for a special meeting for the TSR to assent to the resolution, within five (5) days of receiving the resolution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 201

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S123 (2) (h)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** The resolution must be introduced to the TSR as a motion to assent to a resolution to amend the Tygerberg Student Constitution, the TSR may - Pass the resolution with a supporting vote of eight (8) TSR members; or Refer the resolution to the Student Court for a decision on the constitutionality of the amendment process.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 202

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S123 (2) (i)

**Section of the constitution:** Commencement and repeal

**Proposed amendment:** If the Student Court finds that the amendment process is constitutional the TSR must assent to the resolution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 203

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S124 (1)

**Section of the constitution:** Publication of amended Tygerberg Student Constitution

**Proposed amendment:** An amendment to the Tygerberg Student Constitution that has been assented by the TSR must be published promptly and takes effect when published or on the date determined in terms of the constitution.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 204

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S124 (2)

**Section of the constitution:** Publication of amended Tygerberg Student Constitution

**Proposed amendment:** An updated copy of the Tygerberg Student Constitution must be entrusted to the Policy Officer of the TSR for safekeeping.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 205

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S125 (1)

**Section of the constitution:** Revision of the Tygerberg Student Constitution

**Proposed amendment:** The Tygerberg Student Imbizo must every three (3) years establish a task team that will - Evaluate the relevance of the Tygerberg Student Constitution as it stands. Advise the Tygerberg Student Imbizo on whether amending the Tygerberg Student Constitution is necessary.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 206

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### Schedule 1 S1 (1)

**Section of the constitution:** Values and standards

**Proposed amendment:** This Electoral Act aims to promote the following values and standards for student leadership structure elections: Ensuring an election process which Allows maximum accessibility to information regarding candidates and the election process, Allows maximum participation and engagement from the Tygerberg student body, Is democratic, non-discriminatory, and inclusive, Is free and fair, Is relevant and transparent, Promotes the interests of the structure and/or campus, Stimulates quality debate and dialogue with candidates.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 207

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### Schedule 1 S2 (2)

**Section of the constitution:** Rights

**Proposed amendment:** The following rights apply to the entire student body, including all candidates of student leadership structures. All students have the right to: Cast their vote independently and in secret for candidates, Legally conduct election campaigns, Distribute the election and campaign materials designed authorised by the relevant election authority, Freedom of language, Freedom of speech, Hold public meetings, Put up the posters designed and provided by the relevant election authority, Recruit support from voters, Use social media platforms to advertise their campaign.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 208

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### Schedule 1 S3 (3)

**Section of the constitution:** Infringements

**Proposed amendment:** All persons bound by this Electoral Act must, during the election period, must: Comply with any instructions from the Electoral Commission and implement any just decisions of the Electoral Commission. Avoid language or any kind of action that could lead to violence or intimidation. Refrain from action or practices that discriminate unfairly or are aimed at humiliating someone on the grounds of race, gender, sexual orientation, ethnicity, class, or religion with respect to the election. Do nothing that would impede the right of anyone to gain reasonable access to voters for the sake of recruiting support. Refrain from unlawfully removing

or damaging or destroying any voting material or electoral material in any way. Refrain from removing, damaging, or destroying any candidate's campaign material. Spend no money on any marketing. As a candidate cannot use their own money, this includes Facebook, Instagram, Twitter sponsored pages, any sponsorship cannot be utilized. Refrain from any attempt at misusing power or resorting to privileges or influence or using any form of coercion intended to persuade someone to vote for any candidate. Refrain from making misrepresentations about themselves in any election material. Refrain from making, publishing, or repeating any racist, sexist, homophobic, false, libelous, or any other allegations of this sort that would infringe on a person's human dignity with respect to the election. Refrain from offering any form of enticement or remuneration to any person for the purpose of such person's vote or non-vote in the election. Refrain from voting in a way in which they know they are not entitled to vote. Refrain from doing anything that violates the privacy of the students or the right to a secret vote.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 209

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Schedule 1 S3 (4)

**Section of the constitution:** Infringements

**Proposed amendment:** Even though a candidate has the freedom to post their posters, as given by the Electoral Commission, wherever they want to post them, the following is the candidates' responsibility: Ensuring that where they post their posters does not violate any rules of the platform where they post their posters. Violation of this rule will result in disciplinary action being taken.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 210

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Schedule 1 S4 (5) (a)

**Section of the constitution:** social media and posters

**Proposed amendment:** The Electoral Commission or the relevant election authority is responsible for the photography, design, and distribution of all marketing posters.

**TSR constitutional review task team recommendation:** SUPPORT

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 211

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Schedule 1 S4 (6) (a)

**Section of the constitution:** social media and posters

**Proposed amendment:** Maximum usage of social media platforms like Facebook, Instagram, and Twitter are encouraged. Please note that there still needs to be stringent adherence to the rules above and it will be strictly enforced.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 212

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Schedule 1 S4 (7) (a)

**Section of the constitution:** social media and posters

**Proposed amendment:** Only social media platforms may be used for additional marketing. This implies that no candidate is allowed to use mass communication (SMS, email, or any similar media) for marketing purposes. Such methods mentioned in s1 (3) (a) (i) are in contravention of the Stellenbosch University Electronic Communications Policy paragraph 2.2.1.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 213

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Schedule 1 S4 (7) (b)

**Section of the constitution:** social media and posters

**Proposed amendment:** A candidate is allowed to communicate with a closed group of friends electronically or otherwise but must then include a statement explicitly prohibiting the resending of that message as mass communication.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.



## Amendment 214

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Schedule 1 S4 (7) (c)

**Section of the constitution:** social media and posters

**Proposed amendment:** A candidate can upload pictures of themselves campaigning on their campaign social media platform. This includes videos of the candidate campaigning.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## Amendment 215

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Schedule 1 S5 (8)

**Section of the constitution:** Enforcement

**Proposed amendment:** Any infringement of these rules will render the perpetrator liable for an investigation by the Electoral Commission and if found guilty, will be disqualified. A candidate will be held liable for any mass communication that violates this act if such means were to endorse them or to help them with their campaign unless they can prove that they had nothing to do with such violation.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Alignment with the Student Constitution.

## 2. Fundamental Grammar Amendments

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### Amendment 216

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S1 (4) (a)

**Section of the constitution:** Definitions

**Proposed amendment:** When one candidate receives a majority (50%+1) of the votes, they are elected.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

### Amendment 217

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S1 (17)

**Section of the constitution:** Definitions

**Proposed amendment:** “simple majority vote” refers to fifty percent plus one (50% +1)

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

### Amendment 218

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S2 (1)

**Section of the constitution:** Status of this constitution

**Proposed amendment:** All constitutions, regulations, rules, codes, documents, motions, and decisions adopted by any Tygerberg student structure are subject to this Constitution and are invalidated by this Constitution should there be any discrepancies.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 219

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S3 (6)

**Section of the constitution:** Bodies constituted by this Constitution

**Proposed amendment:** the Tygerberg Academic Affairs Council (TAAC);

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 220

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S3 (7)

**Section of the constitution:** Bodies constituted by this Constitution

**Proposed amendment:** the Tygerberg Prim Committee (TPC);

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 221

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S4 (1)

**Section of the constitution:** Applications of the Bill of Student Rights

**Proposed amendment:** The rights in the Bill of Student Rights bind all student bodies of the University and all such bodies have the duty to respect, protect and promote these rights.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 222

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S6

**Section of the constitution:** Human dignity

**Proposed amendment:** Every student has inherent human dignity and the right to have their dignity respected and protected.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 223

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S7 (1)

**Section of the constitution:** Confidentiality of student records

**Proposed amendment:** Every student has the right to the confidentiality of their University records.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 224

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S14 (4)

**Section of the constitution:** Administrative action

**Proposed amendment:** request reasons for the decision and to be provided with written reasons within a reasonable time.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 225

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S18

**Section of the constitution:** Status of the Tygerberg Student Representative Council

**Proposed amendment:** The Tygerberg Student Representative Council is the highest representative and policy-making student body at the Faculty of Medicine and Health Sciences.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 226

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S21 (1) (a)

**Section of the constitution:** Core functions of the Tygerberg Student Representative Council

**Proposed amendment:** by actively promoting students' rights under chapter 2;

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 227

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S21 (1) (b)

**Section of the constitution:** Core functions of the Tygerberg Student Representative Council

**Proposed amendment:** through execution of any administrative activity which may be required to serve the interests of Tygerberg students

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 228

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S41 (4)

**Section of the constitution:** Transparency of TSR meetings

**Proposed amendment:** The Chair can rule the discussion of a specific point on the agenda in private if they believe it to be in the best interests of students, provided that -

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 229

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S43

**Section of the constitution:** Seconds from TPC, TPSC, TPSC and TAAC

**Proposed amendment:** Seconds for ex officio members

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 230

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S43 (2)

**Section of the constitution:** Seconds from TPC, TPSC, TPSC and TAAC

**Proposed amendment:** Said second may exercise all the rights and powers at the meeting that the person that they represent would have been able to exercise had they been present.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 231

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S50

**Section of the constitution:** Notice and reasons of the Evaluation Panel

**Proposed amendment:** The Panel must inform a member of the Tygerberg Student Representative Council as soon as possible of its decision and, in writing, the reasons for that decision if it has been decided to withhold any portion of the member's honorarium.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar

## Amendment 232

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S105 (2)

**Section of the constitution:** Tygerberg Student Representative Council general election

**Proposed amendment:** Each student may cast their vote only once in a particular election and each student's vote carries the same weight.

**TSR constitutional review task team recommendation:** **SUPPORT**

**Reason for recommendation:** Grammar