

[22]

Inyanga's National Association
P.O. Box 118
KRANSKOP
3550
25 March 1992

Codesa
P.O Box 507
ISANDO
1600

Dear Sir

I am the President of the Inyanga's National Association stationed in Natal.
The Constitution of my association is enclosed.

My Association wants to know about Traditional Healers, position in the new
S.A.

At present the Medical association of S.A. does not allow Doctors to consult
with Izinyanga which I think is discrimination because we all heal.

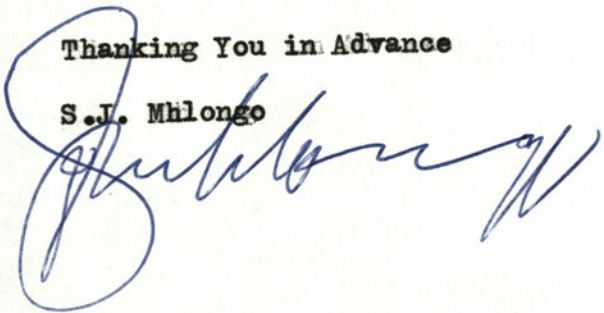
They have their way we have our way which must not be undermined.

I therefore want to know whether anything is being done to accomodate
Healers.

In other countries Healers are recognised, why can't it be the same here.

Thanking You in Advance

S.J. Mhlongo



**CONSTITUTION
OF
THE INYANGAS'
NATIONAL ASSOCIATION**



1.0 NAME:

The name of the Association shall be THE INYANGAS' NATIONAL ASSOCIATION (Hereinafter referred to as the "Association")

2.0 AREA OF OPERATION:

The area of operation of the Association shall be the Province of Natal and KwaZulu.

3.0 HEAD QUARTERS:

The head quarters and offices of the Association shall be situated at such place as shall be determined by the undermentioned Executive Committee.

4.0 AIMS AND OBJECTS:

The following, inter alia, shall be the aims and objects of the Association:-

- 4.1 To consider and promote reforms and improvement in the practice of medicine men;
- 4.2 To represent generally the views of the profession; to preserve and maintain its integrity and status; to advance and enforce correct and uniform practice and discipline among its members; to suppress dishonourable conduct or practices such as witchcraft;
- 4.3 To encourage and promote the study of medicine; to provide means for securing efficiency and responsibility on the part of those seeking admission to the profession; to conduct or regulate inyangas' examinations and to collect and disseminate information likely to be of value to members and the Nation as a whole;
- 4.4 To purchase, take on lease or in exchange, hire or otherwise acquire any movable or immovable property and to erect buildings required for the purposes of the Association;
- 4.5 To raise, create or borrow funds from time to time to be utilised in such manner as the Association may think fit;
- 4.6 To invest monies of the Association as may from time to time be determined;
- 4.7 To sell, improve, lease, mortgage, dispose of or otherwise deal with all or any part of the property of the Association.
- 4.8 To vest in itself powers to sue and be sued in its own name;
- 4.9 To do all such other things as are incidental or conducive to the attainment of the above objects.

5.0 MEMBERSHIP:

- 5.1 Membership of the Association shall be conferred on all licensed herbalists, medicine men, or inyangas practising in KwaZulu and in the Province of Natal;
- 5.2 A candidate for membership shall apply to the Secretary of the Association in writing, who upon receipt of one year's subscription, shall place before the Executive Committee for approval such application;

6.0 DEFINITION:

A licensed medicine man, herbalist, or inyanga shall prescribe, deal in or sell izinyanga medicines only. Izinyanga medicine is any liquid or substance which purports to have medicinal value, mixed, prepared or manufactured by an inyanga, herbalist, or medicine man who is not a registered chemist and druggist or a registered medical practitioner.

7.0 QUALIFICATION:

In order to be recognised as an INYANGA, herbalist, or medicine man, a person shall be required

- 7.1 To undergo training as an inyanga under the supervision of a licensed inyanga for a period of not less than ten years, at the commencement of which training the said person shall not be under eighteen years of age;
- 7.2 To satisfy a panel of at least three senior licensed INYANGAS as to his competency and efficiency as an INYANGA;
- 7.3 To furnish a recent certificate of good conduct from the Police at the time of his examination;
- 7.4 To obtain a Government licence to practise as an INYANGA
- 7.5 To become a member of the Association.

8.0 CONDUCT (DISCIPLINE):

Members of the Association committing the undermentioned acts or omissions shall be guilty of misconduct, and disciplinary action shall be taken against them by the Executive, provided that the aggrieved party shall have the right to appeal to a competent Court of Law against the action:

- 8.1 Gross or culpable blunders or negligence entailing bad results;
- 8.2 Assumption of European title of "Doctor" or "Chemist";
- 8.3 Publishing or causing to be published or sending or delivering or transmitting, or causing to be sent or delivered or transmitted to

any person any advertisement in any newspaper, book, pamphlet, circular, poster, letter or other document, inviting any person to consult him or purchase his remedies or make use of his services in any way whatsoever.

9.0 THE EXECUTIVE COMMITTEE:

- 9.1 For the proper management of the affairs of the Association, an Executive Committee consisting of a President, a Vice-President, a Secretary, a Vice-Secretary, a Treasurer, and four members of the Association shall be elected at its first Annual General Meeting by ballot, after open nomination of candidates by members. Until otherwise decided by a General Meeting of the Association, five members of the Executive Committee shall form a quorum.
- 9.2 The Executive Committee, elected in terms of the preceding clause, shall remain in office for three years. When all members shall retire and a new Executive Committee shall be elected at an Annual General Meeting or Special General Meeting convened for the purpose. Retiring members of the Executive Committee shall be eligible for re-election and shall remain in office until their successors have been elected.
- 9.3 An elected member of the Executive Committee who, without approval of the Executive, fails to attend three consecutive meetings shall cease to be a member and the vacancy shall remain unfilled until the next general or Annual General Meeting.
- 9.4 The Executive Committee shall have powers to act in all matters in the name of the Association and to manage its business, subject to approval and confirmation by the Special or Annual General Meeting.
- 9.5 The Executive Committee shall meet together for the despatch of its business not less than once every three months. All questions arising at any meeting of the Committee shall be decided by a majority of votes. In the case of an equality in votes, the President shall have a casting vote in addition to his deliberate vote.
- 9.6 The Secretary, on the requisition of the President or not less than four members of the Executive Committee shall, at any time, summon a meeting of the Executive Committee.
- 9.7 Only the Special or Annual General Meeting shall have power to remove from office any elected member of the Executive Committee (except as required by 9.3 above).
- 9.8 Not less than eight days' notice shall be given indicating the intention to hold an Executive Committee Meeting.

10.0 GENERAL MEETINGS:

An Annual General Meeting shall be held during September of each and every year at which the following business shall be transacted:

- 10.1 (a) Audited Annual Accounts report by Treasurer.
(b) The Executive Committee Report by the Secretary.
(c) An ordinary general meeting.
- 10.2 An ordinary general meeting shall be held at any time at the discretion of the Executive Committee.
- 10.3 The Executive Committee shall call a special general meeting of the Association on receiving a requisition to that effect, signed by not less than ten members, specifying the objects of such a meeting.
- 10.4 Not less than fourteen days' notice shall be given indicating the intention to hold a general meeting.
- 10.5 Questions arising at any meeting shall be decided by a show of hands or by ballot should the meeting so decide, and in the case of equality of votes, the President shall have the casting vote in addition to his deliberate vote.
- 10.6 The President shall preside at all general meetings. In the event of the President not being present within Fifteen minutes after the time indicated as commencing time, the Vice-President shall preside. Failing this, the members shall choose one of their members to preside.
- 10.7 Every member shall be entitled to vote, provided any subscription due by him is paid.
- 10.8 At any general meeting the quorum shall consist of not less than one third of the total number of the members of the Association, not fewer than four of these being members of the Executive Committee.

11.0 NOTICES:

Every member shall register with the Secretary his address, and a notice shall be served on any member by sending it through the post in a prepaid registered letter addressed to such member at his registered address.

12.0 MINUTES:

Proper minutes in the Zulu language shall be kept of the resolutions and proceedings at all meetings of the Association and the Executive Committee and all members shall have access to these records.

13.0 SUBSCRIPTIONS:

The initial joining fees and annual renewal subscriptions shall be determined by the Annual General Meeting.

- 13.1 The minimum subscription shall be Fifty Rand per member, per annum, which shall be due and payable during September of every year.

14.0 FINANCE:

- 14.1 The Treasurer shall receive the subscriptions of members and all other monies due to the Association, issue receipts, draw cheques on the Association's banking account, and sign same as provided in this Constitution, and shall keep all necessary vouchers and proper books of account.

- 14.2 All monies received by or on behalf of the Association by way of subscriptions, donations or otherwise, shall forthwith be paid into the Association's bank account by the Treasurer.

- 14.3 No expenditure shall be incurred by or on behalf of the Association without any prior approval of the Executive Committee, and cheques on the Association's bank account shall be signed by the Chairman and the Secretary and the Treasurer.

- 14.4 The Treasurer shall cause to be prepared a Statement of Income and Expenditure of the year together with an audited Balance Sheet reflecting the position of the Association's finances up to the 30th June of each and every year, and the same shall be submitted to the Association at the Annual General Meeting.

- 14.5 The Treasurer shall have such accounts examined by an Auditor to be appointed at the Annual General Meeting and the remuneration of such Auditor shall then be fixed by the Executive Committee.

15.0 THE SECRETARIES:

The Secretariate of the Association shall be decided by the Executive Committee in accordance with the requirements of the Association.

16.0 LIABILITY OF MEMBERS:

The liability of each member on account of the Association shall be limited to the amount of his annual subscription.

17.0 ALTERATION IN CONSTITUTION:

No alteration or amendment of the constitution of the Association shall be made save by a special resolution carried out by a majority of not less than three quarters of the members present, who are entitled to vote at a special general meeting of the Association called for the purpose, of which notice in writing of at least fourteen days has been given.

Upon such alteration, amendment and addition being made as aforesaid, the same shall be deemed and taken to be incorporated in and/or to form part hereof in the same manner and in all respects as though originally inserted herein and shall be binding upon all the members of the Association without any further or special act of assent thereof.

18.0 LEGAL PROCEEDINGS:

The Association shall have power to sue or to be sued in a competent Court of Law. The President's office shall be the office of service. The President and/or the Secretary shall sign all documents on behalf of the Association.

19.0 NOTICE OF MOTION:

Any member sending by prepaid registered letter to the Secretary, not less than ten days before any general meeting, notice in writing indicating his intention to bring any subject or motion before the Association for discussion or decision, shall be entitled to have such notice intimated to the members.

20.0 WINDING UP:

The Association may be liquidated and wound up by resolution of not less than nine tenths of the members present at any General Meeting called for that purpose, of which written notice of not less than fourteen days has been given.

This Constitution was approved by the KwaZulu Government on the 5th December 1983.



The President
Inyanga's National Association
P.O. Box 118
Kranskop
3550

9/4/92

Sir

We hereby acknowledge receipt of your letter dated 25/3/92.

We would also like to give you further information about CODESA. Please find enclosed copies of the following documents guiding the work of CODESA:

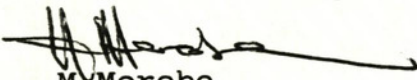
1. Declaration of Intent
2. Terms of Reference of Working groups
3. Standing Rules

As you will see from the aforementioned documents, CODESA is essentially a political process wherein a new constitutional dispensation for South Africa is being negotiated. To the extent that your letter raises the issue of discrimination, we can state here that central to the negotiation of a new constitution, is the question of a Bill of rights which hopefully will address your legitimate concerns about discrimination.

In short CODESA is searching for a constitutional situation wherein consistent with democracy, all can freely pursue their legitimate interests and activities.

Once again thank you for your letter and wishing your organisation success in its endeavours.

Yours Sincerely


M Morobe

Inyanga's National Association
P.O. Box 118
KRANSKOP
3550
25 March 1992

Codesa
P.O. Box 507
ISANDO
1600

Date Rec'd : ...3/4/92....
Date Ackn : ...3/4/92....
Docs Sent :1/1.....
Handed for Processing to :
.....M. J. Mhlongo.....
Secretary

Dear Sir

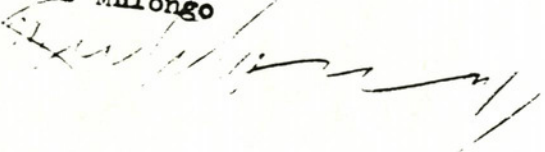
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