

**Sports and Recreation Commission (General) Regulations,**

**1995**

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ARRANGEMENTS OF SECTIONS

PART 1

PRELIMINARY

Section

1. Title.
2. Interpretation.

PART II

3. Conditions of office for the Sports Commission Board Members and the Sports Directorate.

PART III

CLUBS

4. Registration of Clubs.
5. Membership of Clubs
6. Limitation of entrance fees and subscriptions of clubs.
7. Registered clubs to keep proper books and accounts.
8. Registered clubs not to compete with clubs not registered
9. Persons prohibited from competing in sports and recreational activities
10. Persons prohibited from being eligible for National Colors.
11. Clubs and associations prohibited from competing in sports and recreational activities.
12. Application of sections 8 and 10.
13. Cancellation and suspension of registration.
14. Savings of registered clubs.

PART IV

RECREATIONAL FACILITIES

15. Registration of recreational facilities.
16. Access to registered recreational facilities.
17. Savings of registered recreational facilities.

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PART V  
LEVIES

18. Annual levy.
19. Date by which annual levy to be paid.
20. Payment of annual levy.
21. Recovery of annual levy from registered clubs.
22. Membership returns.
23. Levy on entrance fees.
24. Collection of levies.
25. Payment of levies.
26. Monthly returns
27. Investigations of irregularities and recovery of unpaid levies.

PART VI  
AUTHORIZATION OF SPORTS TOURS

28. Prohibition of authorized sports tours.
29. Application for authorization of sports tours.
30. Conditional approval of sports tours.

PART VII  
SPORTS AWARDS

31. Sports awards

PART VIII  
GENERAL

32. Application for registration by national associations.
33. Notification of changes by national associations and clubs.
34. Stockists of national colors.
35. Entry to sporting events by authorized Ministry officials, the employees of the Commission and other authorized persons.
36. Repeals.

FIRST SCHEDULE: Forms

SECOND SCHEDULE: Repeals

IT is hereby notified that the Minister of Sports, Recreation and Culture has, after consultation with the Commission, in terms of Section 36 of the Sports and Recreation Commission Act, 1991 made the following regulations:-

PART I  
PRELIMINARY  
*Title*

1. These regulations may be cited as the Sports and Recreation Commission (General) regulations, 1995.

### *Interpretation*

1. In these regulations –
  - “annual levy” means the annual levy raised on registered national associations in terms of section 18;
  - “Board members” means members of the Sports and Recreation Commission Board;
  - “Educational Institution” means any university or any college or other institution that is registered or regulated in terms of the Education Act, 1987 (No. 5 of 1987);
  - “form” means the appropriate form set out in the First Schedule;
  - “levy” means a levy raised in terms of subsection (1) of section 18;
  - “member”, in relation to the membership of the club includes a non-active or honorary member of the club but does not include the patron thereof;
  - “multi-disciplinary club” means a club that offers more than one sports or recreation to its members;
  - “National Colours” means the National Colours declared in terms of section 31 of the Act;
  - “promoter”, in relation to any sporting tour, means a person who organizes the tour and participates in the organization of the tour;
  - “the Sports Commission Directorate” means all employees of the Sports and Recreation Commission;
  - “registered”, in relation to-
    - a. A national association means registered with the Commission;
    - b. A club, means registered-
      - (i) With or as a member of a registered national association, or
      - (ii) With the Commission
    - c. A recreational facility, means registered with the Commission;
  - “Registered person” means a club or national association;
  - “Sports awards” means any overt recognition of performance in any sport;
  - “sports tour” means a tour undertaken –
    - a. Outside Zimbabwe by one or more residents of Zimbabwe; or
    - b. Inside Zimbabwe by one or more persons who are resident inside or outside Zimbabwe;

For the purposes of engaging in any sport;

“unregistered person” means any person, group or association of persons other than a registered person;

“welfare organization” means anybody, association or institution that is registered as a welfare organization in terms of the Welfare Organizations Act (chapter 93);

“year” means a calendar year.

### PART II

#### Conditions of office for the Sports Commission Board Members and the Sports Commission Directorate

3. (1) Board members shall have national responsibilities and shall therefore not hold office at any club or national association levels.

(2) on the assumption of duty, a Sports and Recreation Board Member or member of the Sports and recreation Directorate shall resign from any such office.

### **PART III**

#### **CLUBS**

##### Registration of Clubs

4. (1) Every registered national association shall keep and maintain a register of all clubs which are registered members of that association.

(2) Every registered club shall keep and maintain the register of all its members.

(3) the registers referred to in subsection (1) and (2) shall be open to inspection by any person at all reasonable times, free of charge, at the offices of the registered national association and the registered clubs, as they may be.

(4) every club shall, within three months of fixed date or within 30 days of its coming into existence, whichever is the latter, apply to the appropriate registered national association for registration in form S.R.C 1:

Provided that there were no national associations has been formed a club shall apply to the Commission for registration in Form S.R.C. 2.

(5) As soon as practicable after receiving an application in terms of subsection (4), the registered national association shall consider the application and, if it is satisfied-

- (a) as to the possibility of the constitution and rules of the club; and
- (b) as to the good faith of the officers and members of the club; and
- (c) that the club has objectives which are the same as or complementary to those of the national registered association; and
- (d) that the club is prepared to abide by the rules of the registered national association and its dues;

It shall register a club.

##### *Membership of clubs*

5. (1) Any person who applies for membership of a registered club shall, subject to these regulations, be entitled to admission if such person-

- (a) has *bona fide* interest in any sport or recreational activity for which the club has been formed; and
- (b) can show a reasonable identity with the objectives and purposes for which the club has been formed; and
- (c) is prepared to pay the dues of the club and abide by its rules.

(2) if the facilities of any club are such that the admission of any further members would be likely to prevent the existing members of the club being able to enjoy those facilities, the club may apply to the Board for a certificate empowering it to refuse further membership until such a time as the facilities are improved or the membership has decreased.

(3) if any person is aggrieved by any decision of a club in refusing him admission as a member, he may appeal-

(a) to the appropriate national association; or

(b) if there is no national association, to the Board.

(4) on an appeal in terms of subsection (3) the national association or the Commission or the Board, as the case may be, shall investigate the matter and may uphold the decision of the club or direct it to admit the applicant to membership.

(5) a person who appeals to a national association in terms of paragraph (a) of subsection (3) and who is aggrieved by the decision of the national association may appeal to the Board.

(6) Subsection (4) shall; *mutatis mutandis*; apply to an appeal made in terms of subsection (5) to the Board.

#### *Limitation of entrance fees and subscriptions of clubs*

6. (1) Subject to this section no registered club shall charge its members an entrance fee or subscription which is more than two hundred dollars.

(2) Where any registered club contravenes this section the club shall be liable to pay the Commission the total amount of any entrance fees or subscriptions received in contravention of this section and such amount may be recovered as a civil debt.

(3) A club may apply to the Board for permission to raise its entrance fees or subscription or to impose a special levy on members in order to pay for improvements to its premises or its facilities or to enable it to meet its responsibilities to members and its public.

(4) The Board shall grant an application made to it in terms of subsection (3) if the applicant club shows that the proposed increase in its entrance fees or subscription or the special levy, as the case may be, is necessary in order to meet the reasonable costs of operating the club.

(5) No registered club shall, without the approval of the Commission, on and after the fixed date, increase the charges payable for the use of its facilities by an amount which exceeds two hundred dollars of the club's membership fee.

(6) For the purpose of this section, a subscription means any sum that a member is required to pay as a member, whether periodically or on a particular accession, but does not include any sum payable for the use of the facilities of the club.

#### *Registered clubs to keep proper books and accounts*

7. (1) Every registered club shall regulate its own procedure, subject to any directions of the Commission.

(2) Every registered club shall keep minute and records of its meetings and proceedings and such other records as the Commission may direct.

(3) Every registered club shall keep proper books of accounts in such a manner as the Commission may direct and, subject to subsection (4), its accounts shall be audited by a person who is not a member of its committee or governing body and is in no way responsible for the keeping of the accounts or the financial arrangements of the club.

(4) if the annual income of any registered clubs more than five thousand dollars, its accounts shall be audited by a person registered as a public accountant in terms of the Accountants Act [Chapter 215].

*Registered clubs not to compete with clubs not registered*

8. No registered club shall, without the authority of the registered national association which is registered, compete with or hold organized events with any club that is not so registered.

*Persons prohibited from competing in sports and recreational activities*

9. No person who is not a member of a registered club shall compete in any organized communal, district, regional, provincial, national or international sports or recreational activity without the approval of the Minister.

*Persons prohibited from being eligible for National Colours*

10. no person who is not a member of a registered club shall be eligible for an award of national colours without the approval of the Minister.

*Clubs and associations prohibited from competing in sports and recreational activities*

11. a club or association which is not registered in accordance with the Act shall not compete in any organized communal, district, regional, provincial, national or international sports or recreational activity.

*Application of sections 8 and 10*

12. Sections 8 and 10 shall not apply in relation to –

- (a) a person who is not ordinarily resident of Zimbabwe
- (b) a club or national association which is not ordinarily locate in Zimbabwe.

*Cancellation and suspension of registration*

13. (1) if any registered club contravenes any provision of these regulations or any direction of the Commission, the Commission may direct the appropriate registered national association to cancel or

suspend the registration of such club and such suspension may be for a limited time or until the club ceases to be contravention of the Act, regulations or direction.

(2) The Commission shall not take any action under the subsection (1) until it has given the club an opportunity to be heard.

#### *Savings of registered clubs*

14. Notwithstanding any other provision of these regulations, any club which immediately before the date of commencement of these regulations, was registered in terms of the Zimbabwe Youth and Sports and recreation councils Act, 1983 (No. 10 of 1984) shall be deemed to be registered in terms of these regulations.

#### PART IV RECREATIONAL FACILITIES

##### Registration of recreational facilities

15. (1) every registered club, registered national association and local authority shall, in accordance with the provisions of subsection (3), register with the Commission any recreational facility that it owns, leases or controls in which it carries on its activities on a regular basis.

(2) When more than one registered club or registered national association carries on activities on or in the same recreational facility, each such club or association shall register that facility.

(3) Registered clubs, registered national associations or local authorities which on the fixed date have the use of recreational facilities which they are required to register in terms of this section shall, within thirty days after fixed date register such facilities, in form S.R.C. 3 and any club, national association or local authority which after the fixed date, acquires the use of recreational facility shall register it within thirty days of its acquisition in Form S.R.C. 3.

##### *Access to registered recreational facilities*

16. (1) if the Commission considers that a registered club, registered national association or local authority has access to a registered recreational facility which is not fully utilized, it may request such club, association or local authority to make the facility available to any other registered club, reregistered national association or local authority which, in the opinion of the Commission, has inadequate or no recreational facilities.

(2) Where the Commission makes a request in terms of subsection (1) it shall be the duty of the club, association or local authority to which the request was made to negotiate in good faith with the other club, national association or local authority concerned in order to make a fair and suitable arrangement for the use of the recreational facility by the later club, national association or local authority.

(3) If the clubs, national associations or local authorities referred to in subsection (2) are unable to agree on an arrangement for the use of the recreational facility concerned, the Commission may fix the terms and conditions of the arrangement for the use of the recreational facility.

(4) In fixing terms and conditions in terms of subsection (3) the Commission shall ensure that-

- (a) Satisfactory arrangements are made regarding the proper use of the recreational facility concerned and that it will be returned after such use in the conditions in which it was made available;
- (b) As little interference or inconvenience as is possible will be caused to the members of the respective clubs, associations or local authorities concerned;
- (c) Any charge or fee that is to be made for the use of the facility is fair and reasonable having regard to all the circumstances and in particular to the means of the parties concerned;
- (d) Fair and reasonable use and enjoyment of the recreational facility concerned will be afforded to the parties having regard to the respective rights of the clubs, associations or local authorities concerned.

(5) if a registered club, registered national association or local authority fails or refuses to make its registered recreational facility available to the other club, national association or local authority concerned in accordance with the arrangement made by the Commission in terms of subsection (4), the Commission may, after affording the club, association or local authority concerned an opportunity of making representations in the matter –

- (a) In the case of a club, direct the registered national association with which the club is registered to strike the club off its register;
- (b) In the case of an association, direct that it be struck off the register; and thereupon such club or association shall be subject to the penalties and disadvantages of section 10.

(6) any person who is aggrieved by any action taken by the Commission in terms of this section, including the fixing of terms and conditions of an arrangement for the use of a recreational facility, may appeal to the Sports and Recreation Commission, the Minister and Administrative Court and section 32 of the Act shall, *mutatis mutandis*, apply in relation to such appeal.

#### *Savings of registered recreational facilities*

17. notwithstanding any other provision of these regulation, any recreational facility which, immediately before the date of commencement of these regulations was registered in terms of the Zimbabwe Youth and recreational Councils Act, 1983 (No. 10 of 1983) shall be deemed to be registered in terms of these regulations.

#### PART V LEVIES

##### Annual Levy

18. (1) Subject to these regulations, every registered national association shall pay to the Commission an annual levy approved by the Minister in respect of each member of the registered clubs which are members of the registered clubs which are members of or registered national association.



- (2) for the purpose of calculating the amount of an annual levy referred to in subsection (1) –
- (a) Four dollars shall be payable in respect of each member of a registered club that offers more than one sport or recreation to its members, whether or not –
    - (i) The member participates in more than one sport or recreation offered by the club; or
    - (ii) The club is registered separately with different sports or recreations offered by it;
  - (b) Where a club is registered separately with two or more registered national associations, the annual levy payable in respect of the membership of that club shall be paid by whichever of those registered national associations recovers the amount of the annual levy from the club in terms of section 21 and the other registered national association shall be absolved from such payment;
  - (c) Where a person is a member of two or more registered clubs four dollars shall be payable in respect of each registered club of which he is a member;
  - (d) Where the number of members of a registered club, has fluctuated during any year, the annual levy payable in respect of the membership of that club shall be assessed on the mean average monthly membership of the club during that year;
  - (e) If there is any doubt as to the number of members of a registered club, the annual levy payable in respect of the membership of that club shall be assessed on such number of members as may be determined by the Commission with the agreement of the registered national association concerned and after consultation with the club concerned;
  - (f) Where a national association has been registered with the Commission for only part of a year, the annual levy payable by it in respect of that year shall be reduced proportionally;
  - (g) Where a club has been registered with a registered national association for only part of a year, and has not been registered with any other registered national association the rest of the year, the annual levy payable in respect of the membership of the club shall be reduced accordingly.

*Date by which annual levy to be paid*

19. Every registered national association shall pay its annual levy by not later than the 31<sup>st</sup> December of each calendar year in respect of which the annual levy has to be raised: Provided that upon written application being made to it by a registered national association and for good cause shown, the Commission may extend the period within which annual levy or any portion thereof shall be paid.

*Payment of annual levy*

20. (1) Subject to this section, on or before the date by which an annual levy falls due in terms of section 19, every registered national association shall deliver to the offices of the Commission or post to the Commission by registered post –

- (a) A cheque made payable to the Commission for the amount of the annual levy or, where the registered national association has previously forwarded amounts to the Commission in terms of subsection (4) of section 21, for any outstanding balance of the annual levy; and
- (b) A duly completed return in Form S.R.C 4; and

- (c) Where applicable, a list specifying the names and addresses of registered clubs that have paid amounts in terms of subsection (3) of section 21 to other registered national associations, and the names of the registered national associations or which the amounts were paid; and
- (d) If the registered national association has failed after due demand to recover any amounts from any registered clubs in terms of section 21, a list specifying the names and addresses of the clubs concerned, and if known, the reasons for the failure to pay the amounts concerned; and
- (e) If the registered national association has reason to believe that any registered club has understated its membership in order to evade the payment of any amount in terms of section 21, a statement to that effect.

(2) Within fourteen days after receiving a cheque in terms of subsection (1), the Commission shall provide the national association concerned with a written receipt, and, where appropriate, shall –

- (a) Advise the national association any deficiency in the amount received; or
- (b) refund to the national association any overpayment.

(3) if a registered national association satisfies the Commission that –

- (a) It has failed after due demand to recover any amount from a registered club in terms of section 21; and
- (b) It cannot reasonably pay that amount by way of annual levy from its own funds;

The Commission may authorize the registered national association to pay a lesser amount by way of annual levy.

*Recovery of annual levy from registered clubs*

21. (1) Subject to this section, a registered national association may, and if required to do so by the Commission shall recover from all its registered clubs the amount of any annual levy paid or payable by it in respect of any year:

Provided that no such registered club shall be required to pay more than the amount of annual levy payable by the registered national association in respect of the membership of that club.

(2) As soon as possible after a registered national association has resolved or been required to recover amounts in terms of subsection (1), it shall notify each of its registered clubs, in writing, of the amount to be recovered from the club concerned and the date by which that amount is to be paid in terms of subsection (3).

(3) A registered club that has received a notification in terms of subsection (2) shall, on or before the 30<sup>th</sup> November in the year concerned, either deliver to the offices of its registered national association by registered post –

- (a) A cheque made payable to the Commission for the amount specified in the notification; and
- (b) A duly completed return in Form S.R.C 5:

Provided that a multi-disciplinary club that has received a notification in terms of subsection (2) from more than one registered national association with which the club is registered may elect to forward the cheque to only one such national association, thereby discharging its obligation to forward a cheque to the other or others.

(4) within fourteen days after receiving a cheque in terms of the subsection (3), a national association shall –

(a) Provide the club concerned with a written receipt and, where appropriate –

Advise the club of any deficiency in the amount; or

Refund to the club any overpayment;

And

(b) Forward to the Commission, either by delivering to its offices or by posting to it by registered post-

i. The cheque; and

ii. A return Form S.R.C.6.

(5) within fourteen days after receiving a cheque forwarded to it in terms of subsection (4), the Commission shall provide the registered national association concerned with a written receipt.

(6) Where, in terms of the provision to subsection (3), a multi-disciplinary club has forwarded a cheque to only the national association with which it is registered, the club shall, within fourteen days after receiving a receipt for the cheque in terms of subsection (4), send copies of the receipt to all the national associations with which it is registered.

#### Membership returns

22. (1) For the purpose of assessing the amount of any levy, the Commission may at any time require a registered national association to provide the Commission, within such reasonable period as the Commission may specify, with a return setting forth –

(a) the name and address of each club registered with the national association; and

(b) the names and numbers of members of each club.

(2) For the purpose of assessing amount recoverable under section 20 or in order to comply with a requirement in terms of subsection (1) a registered national association may require its registered clubs to provide the national association, within such reasonable period as the national association may specify, with a return.

#### Levy on entrance fees

23. (1) subject to these regulations, a levy is hereby raised of –

(a) six *per centum* on each ticket sold by a welfare organization for a charitable purpose for entry to –

- (i) any recreational facility whether registered or not, in order to witness any sporting activity organized by a registered person; or
- (ii) any registered recreational facility in order to witness any sporting activity organized by an unregistered person with the authority or assistance of the registered person that owns, leases, controls or regularly carries on its activities or in the registered recreational facility.

(2) no levy shall be payable in terms of this notice on tickets sold on entry to any recreational facility to witness any sporting activity organized –

- (a) by an educational the registered person that organized the sporting activity concerned; or
- (b) by any person whom the Commission, for good cause shown has exempted from the provisions of this section.

Collection of levies

24. (1) a levy shall be collected in accordance with this section by –

- (a) The registered person that organized the sporting activity concerned, or
- (b) the registered person that authorized or assisted in the organization of the sporting activity concerned, where the sporting activity was organised by an unregistered recreational facility by an unregistered person with the authority or assistance of the registered person that owed, leased, controlled or regularly carried on its activities on or in the registered recreational facility.

2. A registered person that organizes any sporting activity in respect of which levy is payable shall, as soon as possible after the completion of the sale of the tickets, complete and sign a return in Form S.R.C 7.
3. A registered person that owns, leases, controls or regularly carries on activities or in a registered recreational facility, and authorizes or assists an unregistered person to hold any sporting activity there shall –

- (a) Before granting such authority or assistance, require the unregistered person, the sale of tickets for the sporting activity; and
- (b) Appoint one or more officials to monitor, on behalf of the registered person, the sale of tickets for the sporting activity; and
- (c) After completion of the sale of the tickets, require the unregistered person to complete and sign a return in Form S.R.C 7.

4. If an official appointed in terms of paragraph (b) of subsection (3) –

- (a) Is satisfied that the information set out in a return completed in terms of paragraph (c) of subsection (3) is correct, he shall sign the return in the appropriate place;
- (b) Is not satisfied, he shall -
  - (l) refuse to sign the return, and

(ii) submit a written report to the registered person that appointed him, explaining in detail his reasons for not being so satisfied.

5. A registered person that received a report submitted in terms of paragraph (b) of subsection (4) shall forthwith investigate the matter and, if satisfied that the irregularity has taken place in the sale of tickets or in completing the return in terms of subsection (3), shall submit a written report thereon –
  - (a) To the national association concerned, where the registered person is a club that is registered or required to be registered with, or affiliated to, a national association; or
  - (b) The Commission, where the registered person is a national association or a club that is registered with the Commission.
6. If the national association receives a report in terms of subsection (5), it shall forthwith forward the report to the Commission, together with any comments it may wish to make in the matter.

#### Payment of levies

25. (1) within fourteen days after the holding of the sporting activity concerned, or within such longer period as the Commission may for good cause allow, a registered person responsible for the collecting a levy shall pay the levy-

- (a) To the national association concerned for onward transmission to the Commission, where the registered person is a club that is registered or required to be registered with, or affiliated to, a national association; or
- (b) To the Commission direct, where the registered person is a national association or a club that is registered with the Commission.

(2) subject to subsections (5) and (6), payment of a levy shall be effected by delivering to the offices of the national association or the Commission, as the case may be, or by posting to the national association or the Commission by registered post –

- (a) A cheque made payable to the Commission for the amount of the levy; and
- (b) A duly completed return in Form S.R.C. 7; and
- (c) Any written report prepared in terms of subsection (5) of section 24.

(3) as soon as possible after receiving a cheque and other documents sent in terms of subsection (2), a national association shall-

- (a) Forward them to the Commission, together with any comments it may wish to make on them; and
- (b) Provide the registered person that sent them with a written receipt for them.

(4) within fourteen days after receiving a cheque in terms of subsection (2) or (3), the Commission shall provide the national association or registered person that sent it with a written receipt and, where appropriate, shall –

- (a) Advise the national association or registered person of any deficiency on the amount received;  
or
- (b) Refund to the registered person of any overpayment

(5) if a registered person has authorized or assisted an unregistered person to hold any sporting activity and is unable to recover the whole or any part of the amount of the levy from the registered person of the whole or unrecovered balance of the levy from the registered person of the whole or unrecovered balance of the levy, as may be appropriate:

*Provided that no such waiver shall effect any right the Commission may have to recover the whole or balance of the levy, as the case may be, from the registered person.*

(6) if a registered person has not completed its report on an investigation in terms of subsection (5) of section 24 within the period required for the submission of the report to its national association or the commission in terms of paragraph (c) of subsection (2), the Commission may extend the period.

#### Monthly returns

26. (1) every registered person shall submit to the Commission monthly returns –

- (a) In Form S.R.C. 9, showing sporting activities organized by it; and
- (b) In Form S.R.C 10. Showing sporting activities which it has authorized or assisted an unregistered person to organize or in any recreational facility which the registered person regularly carries on its activities during its month;

(2) a return in terms of subsection (1) shall be submitted to the Commission by not later than the last day of the month following the month to which the return relates.

#### Investigation of irregularities and recovery of unpaid levies

27. (1) if the Commission –

- (a) Is not satisfied that a return delivered or sent to it in terms of section 26 is correct;  
or
- (b) Receives a report prepared in terms of subsection (5) of section 25 concerning any irregularities;

The Commission may take steps as it considers necessary to investigate the matter and recover the full amount of the levy.

(2) the Commission may, by action in court, recover any unpaid levy-

- (a) From the registered person responsible for collecting and paying the levy; or
- (b) Where the Commission considers it appropriate, from any unregistered person against whom the Commission has a right, whether contractual or otherwise, to recover the amount of the levy.

**PART VI**  
**AUTHORIZATION OF SPORTS TOURS**

**Prohibition of unauthorized sports tours**

28. No registered national association or registered club shall-

- (a) Organize or facilitate any sports tour; or
  - (b) Organize or facilitate any competition with any person from outside Zimbabwe who is on a sports tour of Zimbabwe;
- Unless the sports tour has been authorized by the Commission.

Applications for authorization of sports tours

29. (1) Every application to the Commission for the authorization of a sports tour shall be made in writing and-

- (a) in the case of a sports tour to be undertaken in Zimbabwe by persons from outside Zimbabwe, shall specify-
  - i) The country or organization, if any, represented by the persons taking part in the sports tour;
  - ii) The names of the persons taking part in the sports tour and, where known, their countries of origin and passport numbers, and
  - iii) The duration of the sports tour; and
  - iv) All amount which any resident of Zimbabwe may become liable to pay in foreign currency in connection with the sports tour; and
  - v) The manner in which all moneys raised by the sports tour will be utilized and disbursed;

And , where appropriate, shall be accompanied by evidence that the sports tour has been authorized by the national authority controlling the sport concerned in the country from which the tour is to be undertaken;

b) in the case of sports tour to be undertaken outside Zimbabwe by persons from Zimbabwe, shall specify –

- i) The country in which the sports tour is to be undertaken; and
- ii) The names of the persons taking part in the sports tour and the passport number; and
- iii) The duration of the sports tour; and
- iv) All amounts which any resident of Zimbabwe may become liable to pay foreign currency in connection with the sport tour giving details of the matters on which such amounts will be expended;

And, where appropriate, shall be accompanied by evidence that the sport tour has been authorized by the national authority controlling the sport concerned in the country in which the tour is to be undertaken.

(2) in addition to the requirements of paragraph (a) of subsection (1), an application to the Commission for the authorization of a sports tour which is to be undertaken within Zimbabwe for commercial purposes or for the purpose of raising funds shall contain details of the anticipated revenue and expenditure in connection with the tour, and shall be accompanied by evidence-

- (a) Of any contract between the promoter and the persons taking part in the sports tour; and
- (b) That the sports tour has been authorized by the registered national association controlling the sports concerned in Zimbabwe; and
- (c) The promoter will be able to meet the expenses of the sports tour.

(3) the Commission may require a person who applies for the authorization of a sports tour to supply further information, in addition to that prescribed in subsections (1) and (2), which the Commission may reasonably require.

Conditional approval of sports tours

30. The Commission may, in authorizing a sports tour, impose such terms and conditions as it thinks fit.

## **PART VII SPORTS AWARDS**

### **Sports Awards**

31. No registered national association, registered club or other person shall make a sports award purporting to be a sports award unless it or he, as the case may be, has notified and obtained the approval of the Commission.

## **PART VIII GENERAL**

Application for registration by national associations

32. Every national association shall apply to the Commission for registration in Form S.R.C. 11.

Notification of the changes by national associations and clubs

33. every national association or club shall furnish the Commission in writing of any changes in the information supplied in connection with the application for registration within thirty days of such change.

Stockists of national colours

34. (1) No person, other than the Commission shall sell or display for sale-

- (a) the National Colours or any representation thereof; or
- (b) any article on which there is any representation of the national Colours;

Unless he has been authorized in writing to do so by the Commission.

2. the Commission may for good cause revoke any authority granted by in terms of subsection (1).



Entry to sporting events by employers of the Commission and other authorized persons

35. (1) it shall be a condition of the registration of any association in terms of the Act and any recreational facility or club in terms of these regulations that authorized ministry officials, Commission, or any other person authorized by the Minister in consultation with the Commission shall have the right at all reasonable times-

- (a) free of charge, to enter the recreational facility or the premises of the association or club; and
- (b) to inspect any book or record pertaining to the recreational facility, association or club;

If there are reasonable grounds for believing such entry or inspection is necessary to prevent a contravention of any provision of the Act or of any conditions subject to which the recreational facility, association or club was registered.

(2) the ministry and the Commission shall cause every employee or other authorized person who has been given an authority in terms of subsection (1) to be issued with an identity card specifying such person's name bearing his photograph and his signature and-

- (a) that the Permanent Secretary in the case of ministry officials; and
- (b) that of the Director General, in the case of the Commission's employees; and
- (c) that of the Permanent Secretary and the Director General in the case of other authorized

persons.

(3) Every person who exercises any power in terms of subsection (1) shall produce the identity card issued to him in terms of subsection (2) on demand by any persons affected by the exercise of his powers.

### **Repeals**

36. the notices and rules specified in the Second Schedule are repealed.

### **FIRST SCHEDULE (Section 2)**

#### **FORMS**

SPORTS AND RECREATION COMMISSION ACT, 1991  
(Sports and Recreation Commission (General) Regulations, 1995)

APPLICATION FOR REGISTRATION BY A CLUB WITH A REGISTERED NATIONAL ASSOCIATION

1. Name of club.....

2. Postal address of club.....

Telephone.....

3. Physical address of club.....

4. Location of facilities used by club.....  
.....

5. Name and address of office bearers stating the position held (include the name of persons of all committees in the club):

Position	Name	Address
1. ....	.....	..... Tel.....(Bus.) Tel.....(Home)
2. ....	.....	..... Tel.....(Bus.) Tel.....(Home)
3.....	.....	..... Tel.....(Bus.)

4. Name and address of patron (if any).....

5. Details of membership fees.....

6. Details of Subscription fees.....

7. name of members-

1. ....

2. ....

3. ....

4. ....

5. ....

We certify that the information in this form is true and correct to the best of our knowledge and belief.

.....  
Date

1. ....  
Signature of Chairman

.....  
Date

2. ....  
Signature of Secretary

SPORTS AND RECREATION COMMISSION ACT, 1991  
(Sports and Recreation Commission (General) Regulations, 1995)

**APPLICATION FOR REGISTRATION BY A CLUB WITH THE COMMISSION**

1. Name of club.....

2. Postal address of club.....

Telephone.....

3. Physical address of club.....

4. Location of facilities used by club.....  
.....

5. Name and address of office bearers stating the position held (include the name of persons of all committees in the club):

Position	Name	Address
1. ....	.....	..... Tel.....(Bus.) Tel.....(Home)
2. ....	.....	..... Tel.....(Bus.) Tel.....(Home)
3.....	.....	..... Tel.....(Bus.)

4. Name and address of patron (if any).....

5. Details of membership fees.....

6. Details of Subscription fees.....

7. Name of members-

1. ....

2. ....

3. ....

4. ....

5. ....

We certify that the information in this form is true and correct to the best of our knowledge and belief.

.....  
Date

1. ....  
Signature of Chairman

.....  
Date

2. ....  
Signature of Secretary

SPORTS AND RECREATION COMMISSION ACT, 1991  
(Sports and Recreation Commission (General) Regulations, 1995)

APPLICATION FOR REGISTRATION OF RECREATIONAL FACILITY

- 1. Name of applicant.....
- 2. Address of applicant.....  
Telephone.....
- 3. State whether applicant is a national association, club or local authority.....  
.....
- 4. Physical address of facility.....  
.....
- 5. Facilities available at facility (e.g tennis court, swimming pool, etc.).....  
.....

.....  
Date

.....  
Date

1. ....  
Signature of Chairman

2. ....  
Signature of Secretary

SPORTS AND RECREATION COMMISSION ACT, 1991  
 (Sports and Recreation Commission (General) Regulations, 1995)

ANNUAL RETURN BY NATIONAL ASSOCIATION

(Please read the notes at the end of the form)

- 1. Name of national association submitting return.....  
 .....
- 2. Address of national association submitting return.....  
 .....
- 3. Calendar year in respect of which return is being submitted:19.....
- 4. Details of clubs that are members of or registered with the national association submitting return-

Name	Date of first registration with or membership of national association	Number of members
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

- 5. details of levy paid or payable-
  - (a) Total amount of levy calculated on membership of clubs that are registered with or members of national association (see note 3) \$.....
  - (b) Less-
    - i) Amounts of levy for current year previously forwarded to the Sports and Recreation Commission by national association \$.....
    - ii) Any reduction through national association having been registered with the Commission for less than a year (see note 3) \$.....
  - (c) Balance of levy payable by national association \$.....

We hereby certify that this is true and correct to the best of our knowledge and belief.

Chairman of national association

.....  
Date

1. ....  
Signature of Chairman

.....  
Date

2. ....  
Signature of Secretary

NOTES

1. This return must be completed by all national associations that are registered with the Sports and Recreation Commission. It must be delivered or sent by registered post to the Commission on or before 31<sup>st</sup> December of the year to which it relates, and must be accompanied by a cheque for the balance of levy payable by the national association concerned.
2. If a national association requires an extension of time within which to complete this return or collect the levy, the Sports and Recreation Commission may grant an extension on written application.
3. The annual levy is calculated on the basis of \$4 for each member of every club that is a member of or registered with the national association concerned, regardless of the number of sporting or recreational activities in which the club member participates or the number of different clubs of which he is a member. Where, however, a national association has been registered with the Sports and Recreation Commission for only part of a year, the levy payable for that year is reduced proportionally, similarly, where a club has not been registered with any national association for part of the year, the levy payable in respect of its membership for that year for that year is proportionally reduced.
4. If any clubs that are members of or registered with two or more national associations have paid or are going to pay the levy to a national association other than the association submitting this return, the return must be accompanied by a list showing the names and addresses of the clubs concerned and, the national association to which the amounts have been or are going to be paid.
5. If the national association submitting this return has failed after due demand to recover amounts of levy from any of its clubs, this return must be accompanied by a list showing the names and addresses of the clubs concerned, and if known, their reason for failing to pay the amounts of levy demanded from them.
6. If the national association submitting this return has reason to believe that any of its clubs have understated their membership in order to reduce their liability to make levy payments to the national association, this return must be accompanied by a statement to that effect.
7. The offices of the Sports and Recreation Commission are situated at the Zimbabwe National Sports Stadium. The Commission’s postal address is Private Bag BE 108, Belvedere, Harare.



SPORTS AND RECREATION COMMISSION ACT, 1991  
(Sports and Recreation Commission (General) Regulations, 1995)

ANNUAL RETURN BY CLUB THAT IS MEMBER OF OR REGISTERED WITH NATIONAL ASSOCIATION  
*(Please read the notes at the end of this form)*

- 1. Name of club submitting returns.....  
.....
- 2. Address of club submitting returns.....  
.....
- 3. Calendar year in respect of which return is being submitted: 19.....
- 4. Number of members of club during calendar year in respect of which return is submitted (see note 3): \$.....
- 5. Amount of levy remitted (see note 3) \$.....
- 6. Cheque number of cheque enclosed.....
- 7. If the club has paid or intends to pay the levy to a national association other than the one to which this return is being submitted (see note 2), specify the name of that other national association.....  
.....

We certify that this return is true and correct to the best of our knowledge and belief.

Chairman of national association .....  
*Name in block letters*  
.....  
*signature*  
.....  
*Date*

Treasurer of national association .....  
*Name in block letters*  
.....  
*signature*  
.....  
*Date*

**NOTES**

- 1. This return must be completed by every sports or recreational club that has been required to pay a levy by the national association of which the club is a member or with which it is

registered. The return must be delivered or sent by registered post to the national association concerned on or before the 30<sup>th</sup> November in the year to which the levy relates.

2. A cheque for the amount of the levy, made payable to the Sports and Recreation Commission, must be sent with this return to the national association that has required the payment of the levy. Where, however, a club has been required to pay the levy by two or more national associations of which it is a member or which it is registered, the club needs to send a cheque to only one of those national associations.
3. A levy payment demanded from a club by a national association must not exceed \$4 for each member of the club, regardless of the number of sporting or recreational activities in which the member participates or the number of the other clubs to which he may belong. If the membership of the club has fluctuated during the year in question, the levy is assessed on the mean average membership of the club during the year. If there is doubt as to the number of members of the club, the Sports and Recreation Commission and the national association concerned are empowered to determine the membership in consultation with the club. If the club has been registered with a national association for only one part of the year in question, the levy payable must be reduced proportionally.



the Sports and Recreation Commission within fourteen days after the national association received the cheque.

2. In addition to submitting this return and the cheque to the Commission, the national association must, within fourteen days after receiving a cheque for a levy payment [provide the club that sent the cheque with a written receipt.
3. The offices of the Sports and Recreation Commission are situated at the Zimbabwe National Sports Stadium. The Commission's postal address is Private Bag BE108, Belvedere, Harare.

SPORTS AND RECREATION COMMISSION ACT, 1991  
(Sports and Recreation Commission (General) Regulations, 1995)

RETURN OF LEVY ON ENTRANCE FEES

PART 1

GENERAL INFORMATION

- 1. Name of person or organization responsible for organizing the sporting activity  
.....  
.....
- 2. Address of said person or organization.....  
.....
- 3. Name (if any) and address of recreational facility used.....  
.....
- 4. Date on which sporting activity took place.....  
.....hours/days.

PART II

SALES OF TICKETS ACCORDING TO CATEGORIES OR CLASSES

Category or class of ticket classified e.g according to age specific standards etc	Number of tickets sold	Selling price per ticket	Total sales	Total levies realized (i.e 6%)
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
GROSS TOTALS				

PART III

DECLARATION BY PERSON, OR ORGANIZATION RESPONSIBLE FOR ORGANIZING THE SPORTING ACTIVITY.

I/We\* declare that the information given by me/us\* in Parts I and II of this return is true and correct to the best of my/our\* knowledge and belief.

.....	.....
<i>Date</i>	<i>Name in block letters</i>
<i>*delete the inapplicable</i>	<i>signature</i>

PART IV

DECLARATION BY OFFICIALS APPOINTED TO MONITOR SALES OF TICKETS (SEE NOTE 3)

I/We\* declare that, having properly monitored the sale of tickets for the sporting activity specified in part I of this return, I/We\* are satisfied that the information set out in this return is correct

.....	.....
<i>Date</i>	<i>Name in block letters</i>
.....	.....
<i>Date</i>	<i>signature</i>
.....	.....
<i>Date</i>	<i>signature</i>
.....	.....
<i>Date</i>	<i>signature</i>
<i>*delete the inapplicable</i>	

NOTES

1. This form must be completed by every person or organization that has organized any sporting activity in respect of which a levy is payable to the Sports and Recreation Commission.
2. This form, together with a cheque for the amount of the levy must be delivered or sent by registered post to the offices of the Commission (see note 5) within 14 days after the sporting activity has been held, though the Commission may on application extend this period. If, however, the person or organization sending the form is registered with or affiliated to a national association, then the form must be sent to that national association.
3. Responsibility for sending this form and levy to the Commission or to the national association, when the person or organization sending it is registered with or affiliated to a national

association (see note 2 above) rests with the registered club or, registered national association (i.e the “registered person”) that organized the sporting activity concerned. If the sporting activity was not organized by such a registered person then the responsibility rests with any such registered person that authorized or assisted in the organization of the activity at a recreational facility which it owns, leases, controls or regularly uses.

4. If a registered club or registered national association (i.e a “registered person”) authorizes or assists an unregistered person or body to organize any sporting activity at a recreational facility which the registered persons owns, leases, controls or uses, then the registered person must appoint one or more officials to monitor the sale of tickets, and these officials must sign Part VI of this form if they are satisfied that the return is correct. If they are not satisfied they must not sign the return, but instead must send a written report to the registered persons that appoint them.
5. The offices of the Sports and Recreation Commission are situated at the Zimbabwe National Sports Stadium, the Commission’s postal address is Private Bag BE108, Belvedere, Harare.

SPORTS AND RECREATION COMMISSION ACT. 1991  
(Sports and recreation Commission (General) Regulations, 1995)

DECLARATION OF WILLINGNESS TO PAY 6% LEVY ON EACH TICKET SOLD

As a condition for using the recreational facilities of the.....  
.....club/national association\*  
on the .....(specify date or dates), i/we\* accept and agree  
to the following conditions-

- 1. We shall authorize and take all the necessary steps to enable officials of the said club/national association\* to monitor the sale of the tickets for entry and to the said recreational facilities in order to witness the .....(specify the sporting activity) organized by me/us\* to take place on the above mentioned date/dates\*.
- 2. i/ we agree that as soon as possible after sale of the said tickets has been completed, i/we\* shall pay the said club/national association\* an amount equal to six per centum of the price of all such tickets sold, which amount will be paid by way of levy to the Sports and Recreation Commission.
- 3. The money payable by mw/us\* in terms of paragraph 2 above shall be a debt due to the Sports and Recreation Commission and, in the event of my/our\* failure to pay, the said Commission may institute legal proceedings against me/us\* to enforce its rights to receive that money.

.....	.....
<i>Date</i>	<i>Name in block letters</i>
.....	.....
<i>Date</i>	<i>signature</i>
.....	.....
<i>Date</i>	<i>Name in block letters</i>
.....	.....
<i>Date</i>	<i>signature</i>

Name in block letters of  
the person representing the  
club/national association\*  
owning or running the  
recreational facility used

.....	.....
<i>Date</i>	<i>signature</i>

\*delete the inapplicable



SPORTS AND RECREATION COMMISSION ACT, 1991  
 (Sports and Recreation Commission (General) Regulations, 1995)

MONTHLY RETURN OF SPORTING ACTIVITIES ORGANIZED BY CLUB/NATIONAL ASSOCIATION

- 1. Name of person or national association\* submitting return.....  
 .....
- 2. Address of club or national association\* submitting return.....  
 .....

Name of sporting activity	Date of sporting activity	Number of tickets sold	Total ticket sales per activity	Total levy realized per activity
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
GROSS TOTALS				

Date.....

.....  
 Name in block letters of officials  
 submitting form on behalf of club/  
 national association\*

.....  
 Date

.....  
 signature

\*delete the inapplicable

SPORTS AND RECREATION COMMISSION ACT, 1991  
 (Sports and Recreation Commission (General) Regulations, 1995)

MONTHLY RETURN OF SPORTING ACTIVITIES WHICH A CLUB/ NATIONAL ASSOCIATION\* HAS  
 AUTHORIZED OR ASSISTED IN UNREGISTERED PERSON TO ORGANISE A RECREATIONAL FACILITIES  
 OWNED/LEASED/CONTROLLED/REGULARLY USED\* BY SUCH CLUB/ASSOCIATION\*

1. Name of person or national association\* submitting return.....  
 .....

2. Address of club or national association\* submitting return.....  
 .....

Month.....

Year.....

Name of unregistered person that organized sporting activity	Nature of sporting activity	Date of sporting activity	Number of tickets sold	Total ticket activity	Total levy realized per activity
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....
GROSS TOTALS					

Date.....

.....  
 Name in block letters of officials  
 submitting form on behalf of club/  
 national association\*

.....  
 Date

.....  
 signature

\*delete the inapplicable

SPORTS AND RECREATION COMMISSION ACT, 1991  
(Sports and Recreation Commission (General) Regulations, 1995)

APPLICATION FOR REGISTRATION BY A NATIONAL ASSOCIATION

- 1. Name of national association.....
- 2. Address of national association.....  
.....
- 3. Names and addresses of office bearers stating position held

Position	Name	Address
1. ....	.....	..... Tel.....(Bus.) Tel.....(Home)
2. ....	.....	..... Tel.....(Bus.) Tel.....(Home)
3.....	.....	..... Tel.....(Bus.)

4. Names and addresses of clubs:

Name	Address
1. ....	.....
2. ....	.....
3. ....	.....

We certify that the information in this form is true and correct to the best of our knowledge and belief

Date:..... Signature of Chairman.....

Date:..... Signature of Secretary.....

SECOND SCHEDULE (Section 36)  
REPEALS

Title	Statutory Instrument
Zimbabwe Sports and Recreation Council (annual Levy) Notice, 1986.....	331 of 1986
Zimbabwe Sports and Recreation Council (payment of annual Levy) Rules, 1986.....	332 of 1986
Zimbabwe Sports and Recreation Council (levy on entrance fees) Notice, 1986.....	333 of 1986
Zimbabwe Youth and Sports and Receptions Councils (Establishment of Districts Sports and recreation Councils) Notice, 1987.....	154 of 1987
Zimbabwe Youth and Sports and Receptions Councils (Establishment of Districts Sports and recreation Councils) Notice, 1987.....	4 of 1988