

CHAPTER 16 CONDUCT OF MEMBERS

Duties of members of THETA and members of committees and chambers of THETA

107. Code of Conduct

A member of THETA or of any committee or chamber of THETA must in the exercise of his or her functions:

- 107.1 act honestly and in the utmost good faith;
- 107.2 give effect to the spirit and obligations in the Act;
- 107.3 exercise reasonable care and diligence;
- 107.4 not make improper use of any information acquired as a member of THETA or of any committee or chamber of THETA; and
- 107.5 avoid any conflict between their personal interests and those of THETA;
- 107.6 declare any such conflict or interest or duties as provided in 133; and
- 107.7 promote the interests of and advance the objects of THETA.

108. Disclosure of interest

- 108.1 A member of THETA or of any committee or chamber of THETA who is directly or indirectly interested in any business of THETA or the committee or chamber of which he or she is a member or who holds any office or possesses any property which might cause a conflict of duties or interest must declare that interest or potential conflict.
- 108.2 A disclosure of any conflict of interest or duties made by a member of THETA or of any committee or chamber of THETA under 133.1 must be made to a meeting of THETA or the committee or chamber (as the case may be) as soon as practicable following the member's becoming aware of the relevant facts.
- 108.3 All disclosures made to a meeting of a committee or chamber pursuant to 133.2 must be reported to the next meeting of THETA, and all disclosures made pursuant to 133.2 must be recorded in the minutes of THETA.

109. Confidentiality

A member or employee of THETA or of any of its chambers or committees shall not, while he or she is a member or employee or thereafter, disclose to any person any information which he or she acquired while exercising or performing any function or duty under this constitution and which is confidential to THETA, any of its committees or chambers, or any other member or to any employer or

employee in the sector. Such information may be disclosed if it must be disclosed in terms of the Act, the Levies Act, any other law or an order of court.