

HAMERSLEY NETBALL CLUB (Inc.)

CONSTITUTION

The rules hereunder apply to the Hamersley Netball Club Inc

RULE 1: NAME

The Club will be named 'Hamersley Netball Club Incorporated' and club playing colours Cherry Red and ~~Junior Navy~~ Blue.

RULE 2: OBJECT

- (a) To promote, foster, encourage and participate in the game of netball.
- (b) Aim to have a team playing in '~~A' Grade competition~~ the highest achievable grade for all age group competitions.

RULE 3: AFFILIATION

- (a) The club will be affiliated with the Wanneroo Districts Netball Association Incorporated and will participate in the competition conducted by that Association.
- (b) Subject to the provisions of rule 29 regarding notice of motions, a change in affiliation may only be made on a two-third majority vote of a Special General Meeting of members called for that purpose, or at the Annual General Meeting.

RULE 4: MEMBERSHIP

- (a) Shall consist of playing members, honorary members, life members, committee members and office bearers.
- (b) The Club shall when possible have ~~a sub-junior, junior, intermediate, senior and veteran section~~ team(s) in the 12 and Under, 13 and Under, 17 and Under and Open competitions.

RULE 5: OFFICE AND PLACE OF BUSINESS

The office and place of business of the club shall be the residence of the ~~Honorary~~ Secretary for the time being holding office, or any other place as the Management Committee may elect.

RULE 6: OFFICE BEARERS

- (a) President
- (b) Vice President
- (c) ~~Honorary~~ Secretary
- (d) ~~Honorary~~ Treasurer
- (e) Committee Members

RULE 7: PATRONS

- (a) Patrons may, where desired by Annual General Meeting, be elected at the Annual General Meeting.
- (b) In the event of Patrons not being elected or nominated at Annual General Meeting, the Management Committee may appoint such patrons as is desired.

RULE 8: ELECTION OF OFFICE BEARERS

- (a) All office bearers as provided for in Rule 6 shall be elected at the Annual General Meeting, and will hold office for the ensuing twelve (12) months, subject to the provisions of Rule 10.
- (b) In the event of an office bearer not being elected at the Annual General Meeting, the Management Committee may appoint a member to the vacancy, and such person appointed shall hold office for the remainder of the ensuing term as if that member had been elected at the Annual General Meeting.

- (c) In the event of any office becoming vacant for any reason during the period, the Management Committee may appoint a member to that vacancy, and the provisions of sub paragraph (b) of this rule shall apply.
- (d) No person will be elected as an office bearer if absent from the Annual General Meeting, unless written notice of acceptance for a particular office has been submitted to the Secretary prior to the Annual General Meeting.

RULE 9: MANAGEMENT COMMITTEE

- (a) The Management Committee will consist of the duly elected office bearers as provided in Rule 6.
- (b) The Management Committee shall appoint Director of Coaching and Development, Club Coach, Development Officer, Umpiring Co-ordinator(s) and other such appointees as necessary and shall be announced at the Annual General Meeting.

RULE 10: TERMINATION OF MEMBERSHIP OF MANAGEMENT COMMITTEE

The Management Committee may terminate the membership of any member of the Committee as a member of that Committee who:

- (a) Fails to attend (3) consecutive meetings of the Management Committee without a good valid excuse.
- (b) By conduct and or continual quarrelling with other members, brings discredit to the Club.
- (c) Fails to take an active interest in the control and management of the club.
- (d) Provided that, where a member's service is terminated, such member will be notified in writing within seven (7) days of such decision. Failure to so notify, however, does not render such decision invalid.

RULE 11: POWERS OF MANAGEMENT COMMITTEE

The Management Committee shall be responsible for:

- (a) The control of all financial matters pertaining to the club's activities.
- (b) Authorising payment of all club accounts.
- (c) Collection of all monies due to the Club.
- (d) Control of all club property.
- (e) Dealing with all other administrative matters not specifically stated, affecting the club activities.
- (f) Arranging for and appointing any such sub-committee as is considered necessary for the functioning of the club activities.
- (g) Arrange for and appoint (subject to any limitations in the provision of Rule 12) any positions as deemed necessary.
- (h) Make, amend and rescind rulings and By-laws to be consistent with this Constitution.

RULE 12: REMUNERATION OF OFFICIALS

- (a) Where, and if, it is necessary to pay a fee, honorarium or any other type of remuneration, to any one or all of the official appointees under Rule 11 (g) or elected or appointed under Rule 8, the rate of such fee, honorarium etc., for the financial year in which the officials are appointed shall be at such rate as is decided upon by Management Committee.
- (b) Where and if it is necessary to pay for the services of an appointed position under Rule 9(b) ~~club coach~~ the Management Committee at the time of appointment shall negotiate and agree on the remuneration payable.

RULE 13: SUBSCRIPTION OF MEMBERS

- (a) The rate of the next yearly membership subscriptions will be decided by the outgoing Committee, once Wanneroo Districts Netball Association affiliation fees have been provided and if possible announced at the Annual General Meeting.

- (b) The Management Committee may reject any application for membership from any person whom it considers to be undesirable and whose acceptance is not in the best interests of the club.
- (c) In the event of a player or member joining the club after the season has commenced their membership subscriptions will be decided pro-rata to how many games remain to be played and at the discretion of the Management Committee.
- (d) In case of a player being invited to play in an emergency the club is responsible for any fees incurred.
- (e) Refund of any membership subscription shall be by discretion of the Management Committee.

RULE 14: SUSPENSION OR TERMINATION OF MEMBERSHIP

The Management Committee may suspend or terminate the membership of any member as it considers necessary for any period, provided that the member affected is given the opportunity of showing cause as to why such suspension or termination should not be applied. A right of appeal by the member shall exist in this rule and a special general meeting shall be called for this purpose if such member wishes to appeal against the decision. A final decision as to whether a member shall be terminated will be based on a majority vote by the management committee.

RULE 15: FINANCIAL YEAR

The financial year will be that period between first of January to the thirty first day of December the same year.

RULE 16: ANNUAL GENERAL MEETING

- (a) The Annual General Meeting will be held between the last day of September~~first of January~~ and the first of February.
- (b) Fourteen days notice of such meeting will be given to all members of previous season.
- (c) The order of business shall be:
 1. Minutes of previous Annual General Meeting
 2. President's Report
 3. Treasurer's Report
 4. Honorariums of Official for previous year
 5. Notice of Motions
 6. Election of officers for the next year
 7. Election of Auditors
 8. Membership subscriptions
 9. Urgent general business

RULE 17: MEETINGS

The Secretary shall summon meetings of the club and various committees subject to the following provisions;

- (a) Management Committee shall meet to discuss club business at least once in each eight week period, or at such lesser intervals as is considered necessary,
- (b) Sub Committee as is requested by that sub-committee.
- (c) Annual General Meeting is provided for in Rule 16.
- (d) Extraordinary ~~of~~ Special General Meeting
 - a. At any time by the decision of the Committee.
 - b. By petition, stating nature of business to be discussed, signed by minimum of ten members.
- (e) Notice to members of meetings called under sub-paragraph (d) of this rule shall be sent as provided in Rule 16, stating nature of business to be discussed.
- (f) Where, at a meeting called under sub-paragraph (d) of this rule, a quorum is provided in Rule 18 is not present, the business will lapse, except that where the meeting has been called under the provisions of

sub-paragraph (d) 1. and a Quorum is not present, the business will be decided by the Management Committee whose decision will be as valid as if a decision had been given by a meeting called under this rule.

RULE 18: QUORUM FOR MEETINGS

- (a) Management Committee – ~~two thirds~~ a majority of members.
- (b) Annual General Meeting – 15 Members
- (c) Sub-Committee – as decided by the Chairperson of that Sub-Committee.
- (d) Extra-ordinary of Special General Meeting – minimum of 15 members.

RULE 19: ORDER OF BUSINESS

At all meetings except the Annual General Meeting and General Meetings called for a specific purpose, the order of business will be;

- (a) President's address
- (b) Apologies
- (c) Confirmation of previous meeting
- (d) Correspondence – Inward, Outward
- (e) Business Arising from previous minutes
- (f) Reports (Including Treasurer's Report)
- (g) Specific Business
- (h) General Business
- (i) Close of Meeting

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- ~~(k) Reports (Including Treasurer's Report)~~
- ~~(l) Specific Business~~
- ~~(m) General Business~~
- ~~(n) Close of Meeting~~

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RULE 20: VOTING POWERS

- (a) Each member of the club shall be entitled to an ordinary vote at General Meetings.
- (b) Committee members shall be entitled to an ordinary vote at meetings of their particular committee.
- (c) At all meetings the President of the Club, or in his/her absence, his/her deputy for the meeting shall have a casting vote only.
- (d) At no time, or at any meeting, will proxy votes be allowed.

RULE 21: FINANCE GENERAL

- (a) The financial affairs of the club will be recorded in the book of accounts in a format approved by the auditors appointed under Rule 16(7).
- (b) The Management Committee may instruct any sub-committee to request sub-committee to record their financial activities in a separate book of accounts.
- (c) All monies received on behalf of the club by sub-committee or individual members will be promptly paid to the Treasurer within seven days of such receipt of such time as the committee decides by whatever deadline the Management Committee deems appropriate for the particular situation.
- (d) No monies will be disbursed from any club funds without ~~the~~ prior approval ~~and~~ authorisation ~~of by~~ the Management Committee.

RULE 22: BANKING

- (a) ~~The Treasurer shall cause all monies belonging to the club to be deposited in the accounts of the club at a bank or banks approved by the Management Committee~~ All monies belonging to the club shall be deposited in a bank account approved by the Management Committee. Except where the Management Committee has authorised small amounts of cash to be held by individual members, Either for

expenditure on a specific item, or by way of a float for expenditure on items of an incidental nature.

- (b) ~~The Treasurer will not receive monies from any source whatsoever without the issue of an official club receipt~~The Management Committee may authorise the opening of more than one bank account.
- (c) ~~The Treasurer will bank all funds of the club within seven days of the receipt of the same~~Banking of monies shall be carried out promptly to minimise the risk of theft or other loss.
- (d) ~~The Treasurer on approval of the Management Committee may invest surplus monies in interest bearing accounts~~Surplus funds not required for the short term operations of the club may be invested in an interest-bearing deposit at a bank when authorised by the Management Committee.

RULE 23: CLUB INSURANCE FUND
As decided by the Committee

RULE 24: FINANCIAL STATEMENT AND BALANCE SHEETS

- (a) Prior to the Annual General Meeting the Treasurer will ensure that all books of accounts and financial records are audited by the Auditors appointed under Ryle 16 (7).
- (b) ~~The Treasurer will present separate audited statements of receipts and expenditure and statement of assets and liabilities~~At the Annual General Meeting the Treasurer will present separate audited statements of income and expenditure and of assets and liabilities.
- (c) The Treasurer will submit to the Management Committee at each meeting of that Committee, a statement showing balances brought forward from ~~the~~ previous meeting, total of income and expenditure~~receipts and expenditure transactions~~ occurring during the period between meetings, and ~~total~~the balances as at the date of such meeting.

RULE 25: OPERATION OF CLUB FUNDS
Operation of the funds of the club shall be by cheque or savings account signed by the Treasurer and one of two other persons as the Management Committee may decide.

RULE 26: PLAYING MEMBERS

- (a) All players will be registered with the club prior to participating in a competition game in the competition conducted by the Association with which the club is affiliated.
- (b) All players will be registered with Association with which the club is affiliated.
- (c) Each registered player must be fully financial by the first game of the current season or have an agreed payment plan established with the treasurer to ensure full payment of fees will be met before the end of the playing season.
- (d) Each player must report within 24 hours to the Secretary, any injuries she has received during authorised club training or during an authorised game, to be eligible to receive benefits from the insurance fund.
- (e) If official as named in sub-paragraph (d) of this rule is not available the player will report direct to the coach of team within 24 hours of receiving the injury.
- (f) The method of electing the Captain and Vice-Captain of any team shall be left to the discretion of the Coach and or team.

RULE 27: SELECTION COMMITTEE
Shall be appointed by the Coaching and Development Committee.

RULE 28: LIFE MEMBERSHIP

- (a) Any member may recommend to the Management Committee that a person be elected a life member of the club.
- (b) Only persons recommended as in sub-paragraph (a) of this rule shall be eligible to be elected.
- (c) Life members shall only be elected if they meet all of the criteria as established by the Management Committee.

RULE 29: AMENDMENT TO CONSTITUTION

- (a) Amendments, deletions or additions to these rules may be proposed by any member.
- (b) Notice of motion in writing to alter these rules must be submitted to the Secretary 29 days clear before the Annual General Meeting and must be signed by two members.
- (c) Notice of motion to alter these rules must be agreed to by a minimum of 15 members present at the Annual General Meeting.
- (d) Except as provided in Rule 3, amendments, deletions and/or additions to the constitution will only be subject of a decision by a majority vote of the Annual General Meeting.

RULE 30: GENERAL

Save and except in these rules, the rules of the Association or Organisation with which the club is affiliation will prevail.

RULE 31: CLEARANCES

No player shall be granted a clearance by the President and/or Secretary of this club without first meeting his/her financial obligations.

RULE 32: AWARDS

To be presented for achievements gained. These awards to be decided by the Management Committee in consultation with the coaches.

RULE 33: HONORARY MEMBERS

Office Bearers, ~~and~~ Coaches will be eligible to one vote at a club meeting, Parents of Players and, Husbands ~~and,~~ Wives of members will be eligible to use the one vote of the playing member should he/she be present at a meeting in their place one vote at club meetings.

RULE 34: NON-PROFIT

The income and property of the club shall be applied solely toward the promotion of the objects of the club. No portion of the income or property shall be paid, transferred or distributed directly or indirectly to the members of the club, provided that nothing shall prevent the payment in good faith of remuneration to any officer or employee of the association or to any person other than a member, in return for services rendered to the club.

RULE 35: COMMON SEAL

The common seal of the club engraved with the name of the club shall be kept in the care of the President. The seal shall not be used or affixed to any deed or other document except pursuant to a resolution of the committee and in the presence of the President and two members of the committee both of whom shall subscribe their names as witnesses.

RULE 36: DISSOLUTION

The club may be dissolved or wound up by a resolution at any general meeting or at a special general meeting called for such purpose. If upon the dissolution or winding up of the club there remains, after the satisfaction of all its debts and liabilities any property whatsoever, the same shall not be paid to, transferred or distributed amongst the members of the club. It shall be given to some other club, institution or body having objects similar wholly or in part to the objects of the club, provided that the club, institution or body

shall prohibit the distraction of its income and property amongst its members, or it shall be paid to or transferred to some charitable object, which club, institution body or object shall be determined by the members of the club at or before the time of the dissolution or winding up. In default of any such resolution such payment, transfer or distribution shall be determined by a Judge of the District Court.