

Huon Channel Cricket Association

(Incorporated)



Constitution

October 2021

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1. INTERPRETATION

In these rules –

- a. "Act" means the [Associations Incorporation Act 1964](#);
- b. "Association" means the association referred to in Constitution Rule 2.
- c. "Financial Advisor" means the qualified person appointed to carry out an independent review of the Associations Finances under Constitution Rule 18.
- d. "basic objects of the Association" means the objects and purposes of the Association as stated in an application under [Section 7](#) of the Act for the incorporation of that Association;
- e. "Board" means a Board of Management as defined within these rules;
- f. "general meeting" includes –
 - 1. the annual general meeting; and
 - 2. any special general meeting;
- g. "ordinary business of the annual general meeting" means the business specified in Constitution Rule 8;
- h. "ordinary board member" means a member of the Board to who Constitution Rule 11(c) relates;
- i. "special general meeting" means any general meeting other than the annual general meeting.
- j. "club representatives" means a person nominated to represent a club at meetings of the Association.

2. NAME AND OFFICE

- a. The Association shall be known as the Huon Channel Cricket Association Inc., hereafter referred to as the "Association".
- b. Naming rights may be accorded to the Association at the discretion of the Board.
- c. The Office of the Association shall be at such place as the Board may from season to season determine.

3. RESPONSIBILITY

The Association shall have the entire control and management of cricket matches between clubs affiliated with the Association, in accordance with the rules of the Constitution, By-Laws and the Laws of Cricket.

4. OBJECTIVES

In addition to the basic objectives of the Association the Association shall:

- a. arrange cricket matches between affiliated Clubs within the Kingborough and Huon Municipalities;
- b. actively promote the expansion, encouragement and enjoyment of cricket;
- c. provide and maintain good financial and organisational management; and
- d. develop and maintain a flexible organisation which values its members and the community needs.

5. OFFICE BEARERS

- a. The following Office Bearers shall be appointed at the inaugural meeting of the Board of Management in that season:
 - 1. Chairperson
 - 2. Vice Chairperson
 - 3. Secretary
 - 4. Treasurer
 - 5. Public Officer
- b. The Chairperson, Vice Chairperson, Secretary and Treasurer shall not be club representatives at meetings of the Association.
- c. Any of the Offices (2) to (5) may be combined.
- d. Each officer of the Association is to hold office until the annual general meeting next after the date of election, and is eligible for re-election.
- e. Additional officers or employees may be appointed by the Board of Management as required to carry out the affairs and objectives of the Association, and may delegate any of its powers to such officers or employees.

6. RESPONSIBILITIES OF OFFICE BEARERS

- a. The Chairperson shall:
 - 1. chair at all Annual General, Special General and Board Meetings of the Association;
 - 2. have the casting vote only at all convened meetings should it be required; and
 - 3. have the power to make any mediatory decision regarding the conduct of cricket under the control of the Association, provided that any such decision is not in conflict with any Rule of this Constitution, By-Laws of the Association, the Laws of Cricket, or any decision made at the Annual General or any Board Meeting in the current season. Any such decision made by the Chairperson shall be ratified, or amended, at the following Board Meeting.

b. The Vice Chairperson shall:

take on the Chairperson's role and responsibilities should the Chairperson be absent.

If the Chairperson or Vice Chairperson are absent from any Annual General, Special General and Board Meetings of the Association, then a Chairperson shall be chosen by, and from members present at that meeting. In the event of a casting vote being required when the Chairperson or Vice Chairperson are absent, then the motion shall be carried over to the next convened meeting at which the Chairperson or Vice Chairperson is chairing the meeting.

c. The Secretary shall:

1. make minutes of Meetings of the Board of Management and/or Association that may be required and shall furnish all club Secretaries with a copy of minutes from these Meetings within fourteen (14) days of any such Meeting;
2. furnish all clubs with a copy of amendments to this Constitution within seven (7) days of such amendments having been passed;
3. furnish all clubs with a Certified Correct Copy of this within fourteen (14) days of any amendment of this Constitution;
4. notify clubs concerned, within forty eight (48) hours and confirm in writing within fourteen (14) days, of any Association fine or fee becoming due, or any fine or penalty having been imposed upon that club, or any player from that club;
5. deal with reports and appeals as set down in the Association By-Laws;
6. deal with all correspondence as directed by the Board;
7. forward reports per round to the Association's Treasurer indicating fines for any breach or breaches of the Association By-Laws as set down by the Board; and
8. organise the Association Annual Awards and Presentation Dinner.

d. The Treasurer shall:

1. keep records of all monies paid to and by the Association and submit a statement of accounts at each Board Meeting;
2. manage the financial affairs of the Association in accordance with Rule 17 of this Constitution;
3. inform the Association Secretary of any breach or breaches of payments becoming due as specified in the Constitution or the Association By-Laws or as set down by the Board; and
4. forward to clubs invoicing for any fines as per By-Laws for any breach or breaches of the Association Constitution or By-Laws or as set down by the Board.

e. Public Officer shall:

1. deal with Constitutional amendments and associated documentation and registration;
2. ensure the delivery to the Independent Financial Advisor of the Association a list of all accounts, books and records of the association;
3. ensure the lodgement of the Annual Return of the Association with the Department of Business Affairs; and
4. maintain and lodge documentation for the Historical Records of the Association.

7. ELECTION OF BOARD MEMBERS

- a. Nominations of candidates for election of Board Members of the Association may be –
 - 1. made in writing signed by two (2) members of the Association and accompanied by the written consent of the candidate (which may be endorsed on the nomination); and
 - 2. delivered to the Secretary of the Association prior to the holding of the annual general meeting; or
 - 3. nominated from the floor at the annual general meeting.
- b. If the number of nominations received is equal to the number of vacancies to be filled, the persons nominated are taken to be elected.
- c. If the number of nominations exceeds the number of vacancies to be filled, a ballot is to be held.
- d. The ballot for the election of officers and ordinary Board members is to be conducted at the annual general meeting in the usual manner as directed by the Board.

8. ANNUAL GENERAL MEETING - BUSINESS AGENDA

The Association's Annual General Meeting shall be held no later than September One (1) each year and shall deal with the following matters:

- a. confirmation of previous Annual General Meeting minutes;
- b. presentation of the Annual Report prepared by the Secretary;
- c. presentation of the Association's Balance Sheet, duly audited;
- d. nomination of club affiliations, team entries and proposed grades;
- e. determination of the value of honorariums;
- f. the election of board members;
- g. determination of club and team registration fees;
- h. the appointment of an Independent Financial Advisor;
- i. determination of roster conditions;
- j. review of current by-laws;
- k. determine the maximum sum of the Association's funds, which may be spent at the discretion of the Treasurer alone;
- l. the transaction of any other business as received by the Secretary prior, minimum twenty one (21) days, to AGM.

9. ANNUAL GENERAL MEETING - PROCEDURE

- a. All clubs affiliated with the Association during the previous season shall be given fourteen (14) days notice, in writing, notifying them and their members of the Association's Annual General Meeting. The Secretary shall also place an advertisement in the daily or weekly local newspapers notifying of the Meeting within seven (7) days prior to the Meeting.
- b. The Association's Annual General Meeting shall be open to all interested persons to attend and to speak.
- c. All members of the Association, as set down in Rule 16 of this Constitution, in attendance shall be entitled to one (1) vote. The Chairperson shall have a casting vote, all others present having no entitlement to vote.
- d. Minimum of fifteen (15) financial members shall form a quorum at the Association's Annual General Meeting. Business is not to be transacted unless a quorum of members entitled to vote is present. If a quorum is not present one hour after the appointment time for commencement of the meeting the meeting is to be dissolved and adjourned to the same day in the next week at the same time and place.
- e. The names of Presidents from each club shall be advised upon affiliation. These persons shall remain the only persons eligible to speak on behalf of the clubs to any motion at a Board Meeting of the Association until the next Annual General Meeting. In the event of the President not being able to attend, the club may nominate in writing a representative of that club to attend the meeting on the clubs behalf.
- f. All Clubs shall be represented by the President or nominated representative of that club at a properly convened Annual General meeting. Any club that isn't represented by the President or representative at a properly convened Annual General Meeting shall be fined, refer Association By Law Rule.
- g. Should any nominated club President be unable to complete their term as a club representative, that club may make representation to the Board for a replacement on a permanent basis.
- h. Voting at an Annual General Meeting shall be decided by a majority vote unless to alter the Rules of this Constitution.

10. SPECIAL GENERAL MEETINGS

- a. The Board may convene a special general meeting of the Association at any time
- b. The Board, on requisition in writing of not less than ten (10) members of the Association, may convene a special general meeting of the Association.
- c. The Secretary shall call a Special General Meeting of the Association, to be held within fourteen (14) days after receiving a request to that effect.
- d. A Special General Meeting shall be called to:

1. deal with a decision of the Board;
 2. deal with a written request from not less than ten (10) members of the Association;
 3. consider a motion to amend this Constitution;
 4. consider a motion to remove an office bearer from that office; or
 5. to fill a vacant office or offices.
- e. Members requesting a Special General Meeting of the Association shall do so in writing, setting forth the object of such a meeting. This matter or matters shall be the only business conducted at the Meeting.
 - f. The Secretary shall give all affiliated clubs seven (7) days notice, in writing, of the calling of a Special General Meeting and the details of the reason(s) for its convening. The Secretary shall also place an advertisement in the daily press notifying of the Meeting within seven (7) days prior to the Meeting.
 - g. Minimum of fifteen (15) financial members shall form a quorum at the Association's Special General Meeting. Business is not to be transacted unless a quorum of members entitled to vote is present. If a quorum is not present one (1) hour after the appointment time for commencement of the meeting the meeting is to be dissolved and adjourned to the same day in the next week at the same time and place.
 - h. Each member of the Association in attendance shall be entitled to one (1) vote. The Chairperson shall have a casting vote only, all others present have no entitlement to vote.
 - i. All Clubs shall be represented by the club President or nominated representative of that club at a properly convened Special General meeting. Any club that isn't represented by the President or representative at a properly convened Special General Meeting shall be fined, refer Association By Law Rule.
 - j. Voting at a Special General Meeting shall be decided by a majority vote unless to alter the rules of this Constitution.

11. BOARD

- a. The affairs of the Association are to be managed by a Board of Management
- b. The Board –
 1. is to control and manage the business and affairs of the Association; and
 2. may exercise all the powers and perform all the functions of the Association, other than those powers and functions that are required by these rules to be exercised by general meetings of members of the Association.
- c. The Board shall comprise of the Chairperson, Vice-Chairperson, Treasurer, Secretary and three (3) ordinary Board members.
- d. The Chairperson, Vice Chairperson, Secretary and Treasurer shall not be club representatives at meetings of the Association.
- e. The Board may meet to issue instructions of the Association in matters of urgency connected with the management of the affairs of the Association during the period

between meetings of the Board. The Board is to report on any instructions issued at the next meeting of the Board.

- f. The Chairperson may speak to any motion but shall have a casting vote only.
- g. Five (5) board members shall form a quorum at any Board Meeting. Business is not to be transacted unless a quorum is present. If a quorum is not present half an hour after the appointed time for commencement of the meeting the meeting is to be adjourned to the same day in the next week at the same time and place.
- h. The Board shall set roster commencement dates at the first Board meeting to completion of season.
- i. The Board shall meet:
 - 1. within thirty (30) days of Annual General Meeting and monthly thereafter, or as deemed necessary by the Association Chairperson;
 - 2. to consider an appeal by any player who's Clearance Application from one club to another Club has been refused by the club with which that player is registered;
 - 3. to arbitrate in any matter or dispute between any Club or Clubs affiliated with the Association;
 - 4. to conduct the affairs of the Association as deemed necessary by the Board;
 - 5. to nominate players who shall be ineligible to play in any grade; and
 - 6. to determine in which grade teams nominated by Clubs will play.
- j. The Board shall have the power:
 - 1. to frame by-laws for the better carrying into effect the objects and intentions of the Constitution and the Laws of Cricket, provided that any such decision is not in direct conflict with:
 - (i) any Rule of the Constitution;
 - (ii) any decision passed at the previous Annual General Meeting;
 - (iii) any decision passed at a Special General Meeting held in the current season;or
 - (iv) any decision passed at a prior Board Meeting held in the current season.
 - 2. to impose levies on any or all clubs to meet the expenses of the Association;
 - 3. to impose penalties as they determine for any breach of this Constitution, Association By-Laws or the Laws of Cricket;
 - 4. to appoint Association selectors, coaches, managers, umpires and any other servants of the Association, and determine remuneration for any such positions;
 - 5. to determine playing conditions and rules for any junior competition under its jurisdiction; and
 - 6. to appoint sub committees or direct the Officer Bearers to provide directives, investigate and make recommendations between meetings. These to be ratified at the following Board meeting.
 - 7. to expel a member from the Association or suspend a member from membership of the Association, by means of resolution if in the opinion of the Board after consideration of the complaint, the member is guilty of conduct detrimental to the interests of the Association.
- k. It shall be the responsibility of the Board to determine the roster nominated teams will play in and to ensure that rosters are drawn up and circulated to all club secretaries no

later than twenty one (21) days prior to the commencement of the first roster round. Any alteration to the roster due to the withdrawal, or addition, of a team or teams must be notified no later than fourteen (14) days prior to the roster commencement as per Constitution Rule 11(h). All clubs to be notified of alteration to roster, in writing, at the earliest opportunity. In the event of **exceptional** circumstances, as per Constitution Rule 31, any club wishing to adjust their nominated teams may make representation to the Association Board for consideration.

- l. Concerning all business conducted by the Board, a majority vote shall decide any issue.
- m. Each club President or nominated club representative at a properly convened meeting of the Board and clubs shall be entitled to one (1) vote.
- n. Any club which does not have a nominated representative at a properly convened meeting of the Board and clubs shall be fined, refer Constitution Rule 30.

12. DISCLOSURE OF INTEREST IN CONTRACTS

- a. A member of the Board who is interested in any contract or arrangement made or proposed to be made with the Association is to disclose the interest –
 - 1. at the first meeting of the Board at which the contract or arrangement is first taken into consideration, if the interest then exists; or
 - 2. in any other case, at the first meeting of the Board after the acquisition of the interest.
- b. If a member of the Board becomes interested in a contract or arrangement after it is made or entered into, he or she is to disclose the interest at the first meeting of the Board after he or she becomes so interested.
- c. A member of the Board is not to vote as a member of the Board in respect of any contract or arrangement in which he or she is interested and any such vote is not to be counted.

13. TRIBUNAL

- a. The Tribunal shall comprise of a minimum of three (3) persons, of which one (1) shall be the Chairperson as appointed by the Association Board.
- b. The Tribunal shall meet to consider any protest or complaint (otherwise not stipulated in this Constitution), forwarded to the Association's Secretary by any club or umpire in accordance with the Association By Law rulings relating to protests and complaints.
- c. The Tribunal shall have the power to impose penalties as they determine, including set penalties, for any breach of this Constitution, Association By-Laws or the Laws of Cricket.
- d. Concerning all business conducted by the Tribunal, a majority vote shall decide any issue.

- e. All decisions made by the Tribunal shall be notified in writing at the earliest opportunity to the Association's Secretary or by the Chairperson and ratified at the next Board Meeting. Appeals as per the Association By-Laws.
- f. Any player not being able to attend a Tribunal hearing on the date set down may postpone the hearing for one (1) week, or have it heard at the earliest opportunity, that player being ineligible to participate in roster matches until such hearing.

14. STANDING ORDERS

- a. Standing Orders may be invoked by the Chairperson, or upon request of the members from two (2) clubs at any meeting of the Association.
- b. Any member wishing to move a motion shall rise, identify the club they represent and address the Chairperson respectfully, avoiding personal and unbecoming language, and take their seat if called to order by the Chairperson. The motion must be seconded before it is debated, and shall not then be withdrawn without the consent of the seconder.
- c. No member shall speak more than once to a motion or amendment, excepting the mover of the original motion, who shall have the right of reply.
- d. Once a motion or amendment has been moved and seconded, debate may ensue, but not more than two (2) speakers shall follow successively on the same side of the question. If two (2) speakers have so spoken and there is no speaker to take the opposite view, then the question shall be put forthwith.
- e. If a member rises on a point of order during debate, the speaker shall resume their seat, and the member rising shall state their point of order. The Chairperson shall rule thereon, and the ruling may be reviewed by the Meeting.
- f. When two (2) or more members rise to speak at the same time, the Chairperson shall decide who is entitled to the floor.
- g. The sense of voting at Meetings shall be determined by a show of hands unless a ballot is demanded by members of a minimum of three (3) clubs present.

15. CLUB AND TEAM REGISTRATION

- a. All clubs, unless under **exceptional** circumstances, as per Constitution Rule 31(a), entering teams in the Huon Channel Cricket Association shall strive to field an A grade team first before any other teams are fielded by that club and secondly shall strive to enter a Junior team in the Huon Channel Cricket Association Junior competition.
- b. Each club affiliated with the Association shall pay a club registration fee as determined at the Association's Annual General Meeting. Payment of this fee shall be made to the Association's Treasurer prior to the club participating in any roster match. Any club, which participates in a roster match or matches of the Association, not having paid this fee, shall be deemed to have forfeited that match or matches.

- c. Each club affiliated with the Association shall pay a team registration fee, for each team entered in the Association, as determined at the Association's Annual General Meeting. This fee shall be payable no later than the start of round three (3) of the roster. Any team, which participates in a roster match or matches of the Association, whose club has not paid this fee by the due date, may be deemed to have forfeited that match or matches.
- d. Any club withdrawing a team, refer Constitution Rule 11(j), after the Association's final roster date shall be fined, refer Constitutional Rule 30.
- e. Any club wishing to enter an extra team after the Association's Annual General Meeting may be allowed to do so, refer Constitution Rule 11(j), at the discretion of the Board.
- f. Any club failing to pay fines within a period of fourteen (14) days of having been notified, in writing, by the Secretary, may cease to be represented in the Association, and shall forfeit any match or matches played until such fines have been paid.
- g. Any club wishing to affiliate after the Annual General Meeting may do so at the discretion of the Board.

16. MEMBERSHIP OF THE ASSOCIATION

- 1. All financial members of affiliated Clubs, Life Members of affiliated Clubs and Life Members of the Association are approved for membership of the Association as provided in these rules and are eligible to be a member of the Association along with any other financial member of the Association who is named in a register of members kept by the Administration Officer.
- 2. A member of the Association may resign from the Association by delivering or sending by post to the Secretary a written notice of resignation.
- 3. On receipt of a notice from a member the Secretary is to remove the name of the member from the register of members.
- 4. A person –
 - (a) becomes a member of the Association when his or her name is entered in the register of members; and
 - (b) ceases to be a member of the Association when his or her name is removed from the register of members.
- 5. Any right, privilege or obligation of a person as a member of the Association –
 - (a) is not capable of being transferred or transmitted to another person; and
 - (b) terminates on the cessation of the membership.

17. OPERATION OF ASSOCIATION FUNDS

- a. The funds of the Association shall be operated upon by the Treasurer solely. The Treasurer shall have the authority to spend up to the sum determined at each Annual

General Meeting at their own discretion; all larger amounts shall be authorised by the Board.

- b. All monies paid to and by the Association shall be officially recorded. All monies paid by the Association shall be by cheque, internet banking or direct debit, from an account or accounts as determined by the Board. Cheques and Internet banking payments shall be authorised by two (2) of three (3) signatories and direct debits approved by the Board at a properly convened meeting. The signatories shall be the persons appointed as Chairperson, Treasurer and one (1) other member of the Board as determined at the first official Board Meeting.
- c. For the purpose of the financial review and reporting at the Annual General Meeting, the Financial Year of the Association is the period beginning on 1 July in each year and ending on the 30 June next following.
- d. The income and property of the Association however derived shall be applied solely towards the promotion of the object and purposes of the Association.
- e. Accounts, receipts and documentation of the Association must be kept for referral for at least seven (7) years.
- f. In the event of the Association being wound up:
 - 1. every member of the Association and
 - 2. every person who within the period of the twelve months immediately preceding the commencement of the winding up was a member of the Association is liable to contribute to the assets of the Association for payments of debts or liabilities of the Association and for costs, charges and expenses of the winding up and for the adjustment of the rights of the contributors among themselves such sum not exceeding two (2) dollars as may be required, but a former member is not liable to contribute in respect of any debt or liability of the Association contracted after they ceased to be a member.
- g. In the event of the Association being dissolved, the amount which remains after such dissolution and the satisfaction of all debts and liabilities, shall be paid and applied by the Board in accordance with their powers to any fund, institution, authority or association which is a charitable or non-profit organisation.

18. FINANCIAL REVIEW OF THE ASSOCIATION ACCOUNTS

- a. At each Annual General Meeting of the Association the members present shall appoint an Independent Qualified Financial Advisor of the Association.
- b. The Financial Advisor so appointed shall hold office until the following Annual General Meeting, and shall be eligible for reappointment.
- c. In the Financial Advisor's report, and in certifying to the accounts, the Advisor shall state:
 - 1. whether all information required to complete the review was obtained;

2. whether, in the Financial Advisor's opinion, the accounts are properly drawn up so as to exhibit a true and correct view of the financial position of the Association, according to the information at the Advisor's disposal and the explanations given and as shown by the books of the Association; and
 3. whether the rules relating to the administration of the funds of the Association have been observed.
- d. The Public Officer of the Association shall arrange to be delivered to the Financial Advisor a list of all the accounts, books and records of the Association.
 - e. The Financial Advisor may only be removed from office between Annual General Meetings by special resolution.
 - f. If a casual vacancy of the Office of the Financial Advisor occurs during the course of the financial year the Board may appoint another Qualified Independent Financial Advisor who shall hold office until the next Annual General Meeting.
 - g. At least once in each financial year the Financial Advisor shall examine the Association accounts.
 - h. The Financial Advisor:
 1. has the right of access to the accounts, books, records and documents of the Association; and
 2. may in relation to the accounts of the Association examine any member of the Board and any other member, officer or servant of the Association.
 - i. The Financial Advisor shall certify as to the correctness of the accounts of the Association and shall report thereon to the members present at the Annual General Meeting.

19. HONORARIUMS

- a. The value of honorariums paid to any office bearer shall be determined at the Association's Annual General Meeting.
- b. Expenses incurred by an office bearer in the carrying out of that office may be met by the Association at the discretion of the Board.
- c. Office bearer honorariums shall be paid upon completion of the current season or as directed by Association Board.
- d.
 1. Umpires honorariums shall be determined by the Association Board prior to the commencement of the season and paid on match day after the match result has been determined.
 2. Umpire honorarium payments for:
 - (i) rostered home games are to be paid by the home teams club;
 - (ii) finals games are to be paid by both participating clubs, with payment to be shared evenly; and

- (iii) rostered games being played at neutral grounds are to be paid by both participating clubs, with payment to be shared evenly, providing the game is rostered as 'neutral ground'.

20. DISBANDING OF AFFILIATED CLUBS

In the event of the disbanding of any club affiliated with the Association, it's members shall be entitled to register with any other affiliated club.

21. AMENDING THE CONSTITUTION

- a. This Constitution may be amended at the Association's Annual General Meeting or at a properly convened Special General Meeting.
- b. Action to amend this Constitution shall be initiated by the Board by a formal notice of motion, or in writing, signed by not less than ten (10) members of the Association.
- c. A two-thirds majority of members present at any such meeting is required for any amendment to this constitution to be carried.
- d. All amendments to this Constitution shall be so noted, and documented with the date of the amendment.

22. REMOVAL FROM OFFICE

- a. Any office bearer may be removed from that office at a properly convened Special General Meeting for the following reasons:
 - 1. improper use of Association funds;
 - 2. failure to carry out the responsibilities of that office, as defined in Rule 6 of this Constitution; and
 - 3. failure to abide by Constitution Rule 29(b).

23. VACATION OF OFFICE

For the purpose of these rules, the office of an officer of the Association or of an ordinary board member becomes vacant if the officer or board member –

- a. dies; or
- b. becomes bankrupt or applies to take or takes advantage of any law relating to bankrupt or insolvent debtors or compounds with his or her creditors, or makes any assignment of his or her estate for their benefit; or
- c. becomes of unsound mind; or
- d. resigns office in writing addressed to the Board; or

- e. ceases to be resident in the State; or
- f. fails, without leave granted by the Board, to attend 3 consecutive meetings of the Board;
or
- g. ceases to be a member of the Association; or
- h. fails to pay all arrears of subscription due, within 14 days after receiving a notice in writing signed by the public officer stating that he or she has ceased to be a financial member of the Association.

24. ELECTION TO VACANT OFFICES

Vacant offices shall be filled within twenty-one (21), days at a properly convened Special General Meeting. The Board may nominate any person to fill any vacant office until such a Special General Meeting is convened.

25. EXPULSION OF MEMBERS

- a. The Board may expel a member from the Association if, in the opinion of the Board, the member is guilty of conduct detrimental to the interests of the Association.
- b. The expulsion of a member does not take effect until whichever of the following is the later date:
 - 1. the expiration of 14 days after the service on the member of a notice as per Constitution Rule 25(c).
 - 2. if the member exercises his right of appeal under this rule, the conclusion of the special general meeting convened to hear the appeal.
- c. If the Board expels a member from the Association, the Secretary of the Association, without undue delay, is to cause to be served on the member a notice in writing –
 - 1. stating that the Board has expelled the member; and
 - 2. specifying the grounds for the expulsion; and
 - 3. informing the member of a right to appeal against the expulsion under Constitution Rule 26.

26. APPEAL AGAINST EXPULSION

- a. A member may appeal against an expulsion under Constitution Rule 25 by delivering or sending by post to the Secretary of the Association, within 14 days after the service of a notice under Rule 25(c) a requisition in writing demanding the convening of a special general meeting for the purpose of hearing the appeal.
- b. On receipt of a requisition –
 - 1. the Secretary is to immediately notify the Board of its receipt; and
 - 2. the Board is to cause a special general meeting of members to be held within 21 days after the date on which the requisition is received.
- c. At a special general meeting convened for the purpose of this rule –

1. no business other than the question of the expulsion is to be transacted; and
 2. the Board may place before the meeting details of the grounds of the expulsion and the Board's reasons for the expulsion; and
 3. the expelled member is to be given an opportunity to be heard; and
 4. the members present are to vote by secret ballot on the question whether the expulsion should be lifted or confirmed.
- d. If at the special general meeting a majority of the members present vote in favour of the lifting of the expulsion –
1. the expulsion is to be taken to have been lifted; and
 2. the expelled member is entitled to continue as a member of the Association.
- e. If at the special general meeting a majority of the members present vote in favour of the confirmation of the expulsion –
1. the expulsion takes effect; and
 2. the expelled member ceases to be a member of the Association.

27. DISPUTES AND DISCIPLINARY POWERS

- a. If any matter arises from the business or activities of the Association which, in the opinion of the Board, is not provided for in this Constitution, or any rules, by-laws or regulations made pursuant to this Constitution, the matter shall be determined by the Board as it sees fit.
- b. The Board shall have the power to censure any Member, or suspend or terminate the membership of a Member, for any violation of this Constitution, or any rules, by-laws or regulations made pursuant to this Constitution, or any behaviour which is deemed to be against the interests of the Association. Exercise of this power shall be subject to the following procedures:
1. Before deciding to penalise a Member under this Section, the Board shall serve a notice on the Member which requests the Member to provide to the Board within 14 days an explanation in writing of his or her behaviour in the matter in question;
 2. If requested by the Member, the Board shall convene a meeting within this 14 day period to allow the Member to make verbal submissions directly to the Board about the matter;
 3. Members of the Board may ask questions of the Member about his or her account of the matter; and
 4. In addition to considering any verbal and/or written submissions from the Member, the Board may consider evidence from any other person who is able to provide information about the matter.
- c. The Board shall have the power to make decisions under this Section even if the Member is absent, or if the Member declines to make written or verbal submissions to the Board.
- d. The Board shall advise the Member in writing of its decision within seven days after the 14 day period of notice under sub-section 21(b)(2) has expired.
- e. Appeals as per the Association By-Laws.

- f. Disputes between a member of the Association in the capacity as a member and the Association is to be determined by arbitration in accordance with the provisions of the [Commercial Arbitration Act 1986](#).

28. LIFE MEMBERSHIP

- a. Life Membership of the Association may only be granted at a Board Meeting of the Association.
- b. Life Membership shall only be granted to those persons who have given exceptional service to the Association over a long period of time.
- c. Life Members shall be presented with a Life Membership Badge at a time and place as determined by the Board.
- d. Nominations for Life Membership must be in the hands of the Association's Secretary fourteen (14) days prior to any Meeting of the Board.

29. ADHERENCE TO THE CONSTITUTION

- a. A certified true copy of this Constitution shall be furnished to all clubs affiliated with the Association at every Association's Annual General Meeting and within fourteen (14) days of any amendment to this Constitution. All affiliated clubs and all registered players shall be bound thereby and any infringement thereto shall be liable to such penalties as so described in this Constitution.
- b. Any office bearer, club representative or registered player giving evidence of an untruthful nature to any meeting of the Association shall be disqualified from all offices of the Association and further competition within the Association for a period of time as determined by the Board.

30. FINES

All fines are as set down in the Association By-Laws by the Board at the Annual General Meeting.

Clubs failing to pay fines within fourteen (14) days of having been notified, refer to Constitution Rule 15(f).

31. EXCEPTIONAL OR EXTENUATING CIRCUMSTANCES

Exceptional or extenuating circumstances shall be defined as

- a. Team:
reasons outside or beyond the reasonable control of a team or club,
- b. Individual:

1. bereavement;
2. serious injury; or
3. change of domicile in/out of the (03) 62 Telephone Directory Area.

All claims must be in writing and supported by documented evidence.

32. COMMON SEAL OF THE ASSOCIATION

- a. The common seal of the Association shall be in the form of a rubber stamp inscribed with the name of the Association encircling the words “common seal”.
- b. The common seal of the Association shall not be affixed to any instrument except by authority of the Board and affixing shall be attested by the signatures of the Chairperson and the Public Officer.
- c. The common seal shall remain in the custody of the Public Officer.

Signed

Brooke Lovell

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Chairperson

Gary Largent

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Public Officer

1st October 2021

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date