



Aranmore Jets Netball Club (Inc)

(Registration Number A1013523W)

Constitution

January 2007

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(registered with Department of Consumer & Employment Protection on 12
November 2007)

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1 NAME

The name of the Club is ***Aranmore Jets Netball Club*** (Inc.) hereinafter referred to as the "Club"

The Club's common name will be ***Aranmore Jets***.

2 OBJECTS

2.1 The objects of the Club are:-

- 2.1.1 The Club's main aim shall be to foster and develop netball to the best of the Club's ability and, where possible, to give every player who wishes, regardless of ability, the opportunity to participate, subject to disciplinary circumstances outlined in By-laws of the Club.
- 2.1.2 To act for its members in all matters pertaining to netball and the control thereof.
- 2.1.3 To encourage players to have a committed outlook towards netball as a team sport and where appropriate to commit to a training regime for individual and team improvement.
- 2.1.4 To obtain sponsorship for the sport when and where desirable (excluding liquor and cigarette companies).
- 2.1.5 To do all such other things as are conducive or incidental to the attainment of the above objectives.

2.2 The property and income of the Club shall be applied solely towards the promotion of the objects of the Club and no part of that property or income may be paid or otherwise distributed, directly or indirectly to members of the club, except in good faith in the promotion of these objects.

3 COLOURS

3.1 The official colours of the Club shall be Red, Navy and White.

3.2 The Club colours are to be worn by all representative teams competing on behalf of the club.

4 POWERS OF THE CLUB (as conferred by section 13 of the ACT).

- 4.1 To acquire, hold, deal with, and dispose of any real or personal property;
- 4.2 To open and operate bank accounts;
- 4.3 To invest its money –
 - in any security in which trust moneys may be invested; or
 - in any other manner authorised by the rules of the Club;
- 4.4 To borrow money upon such terms and conditions as the Club thinks fit;
- 4.5 To give such security for the discharge of liabilities incurred by the Club as the Club thinks fit;
- 4.6 To appoint agents and employees to transact any business of the Club on its behalf for reward or otherwise;
- 4.7 Accept donations and gifts in accordance with the objects of the Club;
- 4.8 Print and publish any information by any media including newsletters, newspapers, articles or leaflets for promotion of the Club;
- 4.9 Provide gifts and prizes in accordance with the objects of the Club;
- 4.10 Organise social events for Members and the promotion of the Club; and
- 4.11 To enter into any other contract the Club considers necessary or desirable.

5 MEMBERSHIP

- 5.1 Membership shall be open to any person who wishes to further the interests of the Club.
- 5.2 Any person seeking membership shall make application to the Committee, and the Committee shall determine whether the application is successful or not. Application denying membership shall be advised in writing.
- 5.3 Each person admitted to membership shall;
 - 5.3.1 be bound by the Constitution, By-laws and Rules of the Club.
 - 5.3.2 become liable for such fees and subscriptions as may be fixed by the Club.
 - 5.3.3 be entitled to all advantages and privileges of membership.
 - 5.3.4 comply with the regulation governing match play as provided in the By-laws and Rules of the Club.
- 5.4 A member may at any reasonable time inspect the records and documents of the Club.
- 5.5 The Club shall maintain a register of all members of the Club.
- 5.6 Membership Categories:
 - 5.6.1 **ORDINARY MEMBER**
Any person who is a financial member of the Club is entitled to hold any office and enjoy the privileges of the Club.
 - 5.6.2 **NON-PLAYING MEMBER**
Persons other than ordinary members who are interested in promoting the Club, but who do not wish to participate in the playing activities of the Club, may become a Non-Playing Member.
 - 5.6.3 **JUNIOR MEMBER**
Any person under the age of 18 years may become a Junior Member. Voting rights of Junior Members will be passed to a nominated legal guardian.

5.6.4 LIFE MEMBERSHIP

Members of the Club who have rendered outstanding direct service to the Club, may upon recommendation of the Full Committee to the members at the Annual General Meeting or Special General Meeting, be elected LIFE MEMBERS of the Club by a majority of three-fourths of members present. Life Members will not be required to pay any form of registration fee, may attend all General Meetings of Members, make recommendations to such meetings and speak to any recommendations at such meetings.

Life Members will be invited to all Club social functions.

A maximum of two life memberships may be given in any one year.

5.6.5 PATRON

The Club may, at its discretion, elect a patron/s or vice patron/s of the Club for such period as may be deemed necessary. Such patron/s or vice patron/s shall not be eligible to vote unless they are current members of the Club under another category of membership.

6 RESIGNATION

- 6.1 A member who delivers notice in writing of his/her resignation from the Club ceases on that delivery to be a member.
- 6.2 A member who ceases to be a member under sub rule (1) remains liable to pay to the Club the amount of any fees, subscriptions or levies due, but unpaid at the date of cessation.

7 TERMINATION OF MEMBERSHIP

- 7.1 Any person's membership may be terminated by the following events;
 - 7.1.1 Death
 - 7.1.2 Resignation
 - 7.1.3 False or inaccurate statements made in the members application for membership of the Club, breach of any rule, regulation or by-law of the Club or commit any act detrimental to the Club.

- 7.2 The Committee may, having afforded the member concerned a reasonable opportunity to be heard by, or make representation to the Committee, suspend or expel that member from membership of the Club and shall forthwith communicate that decision in writing to the member concerned.
- 7.3 Any member who is expelled, suspended or has their membership terminated, shall have the right to appeal against their suspension or expulsion by presenting their case to a General Meeting called for such purpose, and the decision of the General Meeting shall be final.

8 COMMITTEE

- 8.1 Affairs of the Club shall be managed exclusively by a Committee elected by the members at the Annual General Meeting, or appointed under sub rule 9.1.9, and consisting of;
- 8.1.1 President
 - 8.1.2 Vice President
 - 8.1.3 Secretary
 - 8.1.4 Treasurer
 - 8.1.5 Aranmore Catholic College Netball representative
 - 8.1.6 Committee Members (Minimum of two, maximum of six)
- 8.2 No person shall hold more than one position on the Committee at any one time. A person shall cease to be a member of the Committee at the conclusion of the Annual General Meeting which follows his/her election and he/she will be eligible for re-election.
- 8.3 A quorum of the Committee shall be half of its members plus one.
- 8.4 If the President or Vice President is unable to attend, then a chairperson nominated by the meeting shall chair that meeting.
- 8.5 A member of the Committee may lose his or her seat on the Committee for either of the following;
- Absence from three or more meetings without leave of absence.
 - Found not to be a financial member of the Club.

9 POWERS OF THE COMMITTEE

- 9.1 The Committee shall carry out the day-to-day running of the Club and shall have the power to:
 - 9.1.1 Administer the finances, appoint bankers, and direct the opening of banking accounts for specific purposes and to transfer funds from one account to another, and to close any such account;
 - 9.1.2 Fix the manner in which such banking accounts shall be operated upon, providing the Committee passes all payments;
 - 9.1.3 Fix fees and subscriptions payable by members and decide such levies, fines and charges as is deemed necessary and advisable, and to enforce payment thereof;
 - 9.1.4 Adjudicate on all matters brought before it which in any way affect the Club.
 - 9.1.5 Cause minutes to be made of all proceedings at meetings of the Committee and General Meetings of members;
 - 9.1.6 Make, amend and rescind rulings and By-laws;
 - 9.1.7 Have the power to form and appoint any sub committee/s as required for specific purposes;
 - 9.1.8 May at their discretion employ a person or persons to carry out certain duties required by the Club, at salaries or remunerations for such period of time, as may be deemed necessary.
 - 9.1.9 Should a vacancy occur on the Committee during the season, the Committee shall appoint a successor until the next Annual General Meeting.
 - 9.1.10 Appoint an officer/s or agent of the Committee to have custody of the Club's records, documents and securities.

10 AUDITOR

- 10.1 The Annual General Meeting shall elect or appoint an Auditor or Auditors.
- 10.2 The Auditor/s shall examine and audit all the books and accounts of the Club annually, and have the power to call for all books, papers, accounts, receipts etc, of the Club and report thereon to the Annual General Meeting.

11 MEETINGS

11.1 Annual General Meeting

- 11.1.1 The Annual General Meeting of the Club must be held within four months of the end of the club's financial year.
- 11.1.2 The Secretary shall give at least fourteen (14) days notice of the date of the Annual General Meeting, to members.
- 11.1.3 All financial members may attend the Annual General Meeting.
- 11.1.4 The quorum at the Annual General Meeting, shall be a minimum of 20 members. If, at the end of 30 minutes after the time appointed in the notice for the opening of the Meeting, there be no quorum the meeting shall stand and adjourn for one week. If at such meeting there is no quorum those members present shall be competent to discharge the business of the meeting.
- 11.1.5 The agenda for an Annual General Meeting shall be;
 - Opening of Meeting
 - Apologies
 - Confirmation of Minutes of previous Annual General Meeting
 - Presentation of Annual Report
 - Adoption of Annual Report
 - Presentation of Treasurer's statement
 - Election of New Executive and appointment of Auditor
 - Vote of thanks to outgoing Executive
 - Determination of Annual Membership Fee
 - Notice/s of Motion
 - Urgent general business
 - Closure

11.2 Special General Meetings

- 11.2.1 Special General Meetings may be called by the Committee or at the request of the President and Secretary or on the written request of 20 members of the Club.
- 11.2.2 The Secretary shall give at least seven (7) days notice, in writing, of the date of the General Meeting to the members. Notice of General Meetings shall set out clearly the business for which the meeting has been called. No other business shall be dealt with at that General Meeting.
- 11.2.3 The quorum at the General Meeting shall be a minimum of 20 members.

11.3 Committee Meetings

- 11.3.1 The Committee shall meet at such times as may be deemed advisable for the efficient working of the Club.

- 11.3.2 A meeting of the Committee shall be called:
- At the direction of the President, or in the absence of the President, the Vice President or;
 - At the written request of three (3) members of the Committee.
- 11.3.3 Each Committee member shall be given at least seven (7) days notice of the date of any Committee meeting except in unforeseen circumstances when it is impossible to give the time stated. The notice shall specify the general nature of the business to be dealt with.
- 11.3.4 The quorum at Committee meetings shall be a simple majority of members.

12 VOTING

- 12.1 Voting powers at the Annual General Meeting and Special General Meetings:
- 12.1.1 The President shall be entitled to a deliberate vote and, in the event of a tied vote, the President shall exercise a casting vote.
- 12.1.2 Each individual financial member present shall have one (1) vote.
- 12.1.3 A member under the age of 18 years may appoint a nominated person to represent him/her.
- 12.1.4 Life members present are entitled to one vote.
- 12.2 Voting powers at Committee Meetings;
- 12.2.1 The President shall be entitled to a deliberate vote, and, in the event of a tied vote, the President shall exercise a casting vote.
- 12.2.2 Each individual Committee member present shall have one (1) vote.

13 FINANCE

- 13.1 All funds of the Club shall be deposited into the Club's accounts at such bank or recognised financial institution as the Committee may determine.

- 13.2 All accounts due by the Club shall be paid by cheque after having being passed for payment at the Committee Meeting and when immediate payment is necessary, account/s shall be paid and the action endorsed at the next Committee Meeting.
- 13.3 The Secretary shall not spend more than a set amount Petty Cash without the consent of the Committee, and shall keep a record of such expenditure in a Petty Cash Book.
- 13.4 A statement showing the financial position of the Club shall be tabled at each Committee Meeting by the Treasurer.
- 13.5 A statement of Income and Expenditure, Assets and Liabilities shall be submitted to the Annual General Meeting. The auditor's report shall be attached to such financial report.
- 13.6 The financial year of the Club shall commence on 1 October each year. The accounts, books and all financial records of the Club shall be audited each year.
- 13.7 The signatories to the Club's account/s will be any two (2) from the following;
- President
 - Vice President
 - Secretary
 - Treasurer
 - Aranmore Catholic College Representative

14 COMMON SEAL

(A rubber stamp on which is engraved the Club's name)
The common seal of the Club shall be kept in the care of the Secretary. The seal shall not be used or affixed to any deed or document except pursuant to a resolution of the Committee and in the presence of at least the President and two members of the Committee, both of whom shall subscribe their names as witnesses.

15 ENFORCEMENT OF THE CONSTITUTION AND BY-LAWS

- 15.1 The authority of the Club shall extend to and be recognized by all members.
- 15.2 The Committee shall have the power to enquire into, deal with and adjudicate upon all questions and disputes as to the interpretation of this constitution and any ruling of By-laws made hereunder, upon any breach or alleged breach of this Constitution, its ruling and By-laws, and upon any complaint made to it of misconduct detrimental to the policy, interests or welfare of the club or any person or member. The Committee may caution, suspend, fine or otherwise deal with the person or member concerned. Its decision shall be binding on all parties concerned.
- 15.3 All enquiries into any Club matter shall be conducted in a fair and impartial manner having regard to the principles of natural justice. All concerned parties shall be entitled to be heard.

16 ALTERATIONS TO THE CONSTITUTION AND BY-LAWS

- 16.1 No alteration, repeal or addition shall be made to the Constitution except at the Annual General Meeting, or General Meeting, called for that purpose and notice of all motions to alter, repeal or add to the Constitution shall be given to members fourteen (14) days prior to the Annual General Meeting, or seven (7) days prior to a General Meeting called for such purpose.
- 16.2 The Secretary shall forward such notices of motion to each Committee member at least fourteen (14) days prior to the Annual General Meeting or seven (7) days prior to a General Meeting.
- 16.3 Alterations to the By-laws can be made only at Management Committee Meetings provided notice of the proposed alteration/s has been duly notified to Committee Members.

- 16.4 Such motions, or any part thereof, shall be of no effect unless passed by a seventy five percent (75%) majority (Special Resolution) of those present and entitled to a vote at the Annual General Meeting, General Meeting or Committee Meeting, as the case may be.
- 16.5 Within one month of the passing of a Special Resolution, the Secretary shall notify the Department of Consumer and Employment Protection of the amendment.

17 DISSOLUTION

The Club shall not be dissolved except at an extraordinary general meeting, as set out at clause 11.2, convened especially for the purpose and by a resolution carried by a majority of 75% of the votes recorded in respect of the same. If, on the winding up of the Club, any property of the Club remains after satisfaction of the debts and liabilities of the Club and the costs, charges and expenses of that winding up, that property shall not be paid to or distributed among the members of the Club, but shall be transferred to the Catholic Education Commission of Western Australia Trustees Association (Inc) (trading as: Catholic Education Office Of WA, 50 Ruislip Street, LEEDERVILLE, WA) for distribution to other institutions having objectives similar to, or in part similar to the objectives of this Club. Such distribution is to be at the discretion of the Catholic Education Commission of Western Australia Trustees Association (Inc).

18 INDEMNITY

- 18.1 The executive members of the Club, who upon authority of the Club accept or incur a pecuniary liability on behalf of the Club, shall be indemnified by the Club, against any personal loss in respect thereof.