

QUAKERS HILL NETBALL CLUB

INCORPORATED



CONSTITUTION

Updated February 2007

QUAKERS HILL NETBALL CLUB INC
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QUAKERS HILL NETBALL CLUB INC

CONSTITUTION

NAME

1. The name of the Club shall be the Quakers Hill Netball Club Incorporated (hereinafter referred to as the “Club”).

COLOURS

2. The Club colours shall be gold, white and dark green.

HEADQUARTERS

3. The Club headquarters shall be at Quakers Hill Park, Quakers Hill.

BOUNDARIES

4. The Club boundaries shall be as defined by BCC council.

DEFINITIONS

5. In the Constitution and By-Laws, unless the contrary intention appears from the context:

“The Law” means the Corporations Law of New South Wales as amended from time to time.

“The Annual General Meeting” means the General Meeting held after the Club’s financial year and in order to comply with the provisions of the Act.

“The By-Laws” means the By-Laws, Rules and Regulations of the Club for the time being in force.

“Club and/or QHNC Inc” means Quakers Hill Netball Club Inc.

“Disputes Committee” means the committee appointed pursuant to Clause 30 d) of this Constitution.

“Electronic Mail” means facsimile or other means of electronic transmission of data approved from time to time by the Council.

“Mail” means post or electronic mail.

“Notice Board” means the Board or Boards provided on the Clubs premises on which notices for the information of members are posted.

“Month” means calendar month.

“The Register” means the Register of Members kept pursuant to the Law.

“In writing” or “Written” include printing lithography and other modes of reproducing or representing words in a visible form.

Words in the plural number shall include the singular and vice versa.

Words importing any gender shall include every other gender.

OBJECTS

6. The objects of the Club shall be to:
 - a) Further the interests of its members, and promote and control the game of Netball within the boundaries of the Club.
 - b) Grade, regulate and control club teams and competition entry with BCNA.
 - c) Appoint and manage Club Team Officials and Executive members.
 - d) Affiliate with and support the Blacktown City Netball Association Limited (BCNA Inc).
 - e) Co-operate with other organisations affiliated with Blacktown City Netball for the furtherance of Netball.
 - f) Be a court of appeal in the case of disputes connected with Netball within the area controlled by the Club.

PATRON

7. The Club may from time to time appoint one or more Patrons and may also cancel any such appointment.

MEMBERSHIP

8. a) The Club is the controlling body for Netball within its boundaries and its authority shall be recognised by all members who shall adopt and obey this Constitution and the Rules and Regulations and the By-Laws of the Club.
- b) The Club may admit to membership Ordinary Members and Junior Members as defined by the Articles of Association of Netball NSW.
- c) i) Any person admitted to Ordinary Membership of the Club must be 18 years of age as defined by NSW Netball Membership.
- ii) A Junior Member shall, on attaining the age of 18 years, cease to be a Junior Member and become an Ordinary Member.
- iii) Any male person over 18 years of age may become an Ordinary Member of the Association.
- iv) An Ordinary Member shall be entitled to be a member of, and vote at, any meeting of the Council of the club, to hold any position in the club and become a delegate to the Council of the Association.
- v) The Council may reject any application for membership without assigning any reason therefor.
- d) Membership is open to:
- i) Affiliated members comprising:
- (a) Ordinary members of Netball NSW,
- (b) Junior Members of Netball NSW,
- ii) Life Members; and
- iii) Honorary Members.
- e)
- i) Life Members:
- (a) Any person may be elected a Life Member of the Club in recognition of outstanding service to the Club for such minimum period as the Council deems appropriate.

- (b) Candidates for election as Life Members, must be nominated by two financial members of the Club and to be received by the Club Secretary two months before the date set down for the Annual General Meeting.
 - (c) Candidates' name/s are to be circulated to Executive Members of the Quakers Hill Netball Club, Life Members and Team delegates. Voting is to be restricted to Executive Members of Quakers Hill Netball Club, Life Members and two delegates from each team, who shall be current financial members. Postal votes are to be opened in the presence of the Returning Officer and two Executive members. The vote must be carried by a 2/3 majority. Council may, by resolution from time to time, fix the maximum number of persons who may at any time hold Life Membership.
 - (d) A Life Member shall be entitled to attend all meetings and shall have full voting rights.
- iii) Honorary Members:
- (a) An Honorary Member is one who is invited by Council to join the Club for a specific time or purpose as determined by the Council, provided such person is nominated by two members of Council.
 - (b) An Honorary Member may be admitted to Council, without voting power.

CESSATION OF MEMBERSHIP

9. A person shall cease to be a member if:
- a) the member dies or resigns; or
 - b) the member fails to pay any affiliation fees, subscriptions, etc. after the date the payment is due;
 - c) having refused or neglected to comply with the provisions of the Constitution, By-Laws, Rules and Regulations of the Club or being guilty in the opinion of the Council of conduct deemed by the Council to be unbecoming of a member or prejudicial to the interests of the Club the member be expelled by resolution of the Council

PROVIDED HOWEVER that at least twenty-one days before the meeting at which such matter is to be considered the member concerned shall have been notified in writing and invited to be present at the meeting and that the member shall at such meeting and before any resolution is passed have had an opportunity of giving orally or in writing any explanation or defence the member may think fit.

- d) Every person ceasing to be a member of the Club for any reason shall thereby lose all rights of membership but shall remain liable for any money then due under the provisions of the Constitution, By-Laws, Rules and Regulations of the Association.

REGISTER OF MEMBERS

- 10. a) The Club shall establish and maintain a register of members of the Club, specifying the name and address of each person who is a member of the Club, together with the date on which the person became a member.
- b) The register of members shall be kept at the principal place of administration of the Club and shall be open for inspection, free of charge, by any member of the Club at any reasonable hour.

FEES, SUBSCRIPTIONS, ETC.

- 11. The fees, subscriptions etc to be paid by members shall be determined by resolution of Council at the Annual General Meeting each year.

MEMBERS' LIABILITY

- 12. The liability of a member of the Club to contribute towards the payment of the debts and liabilities of the Club or the costs, charges and expenses of the winding up of the Club is limited to the amount, if any, unpaid by the member in respect of membership of the Club.

THE COUNCIL

- 13. a) The Council shall consist of the Office Bearers of the Club, active Life Members and two delegates from each affiliated team.
Council shall determine which Life Members are from time to time to be regarded as active and the criteria to be applied in making that determination.

- b)
 - i) Persons appointed to Council shall assume office at the conclusion of the Annual General Meeting and shall hold office for the ensuing year.
 - ii) The Club Secretary shall notify the Club of the appointed team delegates i.e. Coach, Manager or other Team official at the first meeting of Council following the seasons team appointments.
- c) Notwithstanding all other membership provisions, a Team has the right to withdraw a delegate and nominate another delegate in that delegate's place provided they are directly affiliated as a member of that Team.
- d) Any casual vacancy shall be filled by a nominee of that affiliated Team whose delegate has caused the vacancy.
- e) A nominated delegate must be submitted in writing by one of the other acceptable Team delegates and must be received by the Club Secretary 24 hours prior to the commencement of a meeting and must be present and sign on at a meeting to be afforded voting rights.

POWERS OF THE COUNCIL

- 14.** The Council shall be responsible for the execution of the objects of the Club and without in any way limiting this responsibility shall have power to:
- a) Control and manage the affairs of the Club.
 - b) Make or amend Rules and By-Laws not inconsistent with this Constitution.
 - c) Fix fees payable by members and enforce payment thereof.
 - d) Control the funds of the Club and for that purpose to:
 - i) open and operate banking accounts,
 - ii) invest funds in any manner authorised by law for the investment of trust funds,
 - ii) acquire real and personal property of all descriptions and sell or otherwise dispose of it,
 - iii) borrow money on behalf of the Club and give security therefore,
 - iv) generally carry out and attend to matters as shall be necessary for the proper management and control of the property of the Club.

- e) Appoint two delegates and two proxy delegates to represent the Club on the Council of Blacktown City Netball Association. Such delegates must be Executive members of the Club.
- f) Appoint any delegate or delegates to represent the Club for any purpose with such powers as may be thought fit.
- g) Take disciplinary action pursuant to this Constitution and/or By-Laws against any Member, and the Council may delegate its disciplinary powers to adjudicate upon disputes in respect of player(s), team(s), spectator(s), and/or Club official(s) (which includes coach, manager, scorer or umpire) to a Disputes Committee and/or a Disputes Appeal Committee.
- h) Ensure that the Secretary of the Club forwards to Blacktown City Netball upon registration each year, a list showing the names and addresses of existing members of Netball NSW together with the names and addresses of new applicants for Netball NSW membership, who have paid their annual subscription.
- i) Ensure that supplementary lists with the names and addresses of additional applicants for Netball NSW membership are forwarded upon registration. All such lists shall differentiate between classes of members. With each list there shall be forwarded a cheque to cover the total payable subscriptions by the persons so listed. Upon receipt by Blacktown City Netball Association of each list and payment of the subscriptions for the persons whose names appear therein, those persons shall be deemed to have renewed their membership with NSW Netball until 31 March next.
- j) Determine who shall be entitled to sign or endorse on the Club's behalf contracts, receipts, acceptances, cheques, bills of exchange, promissory notes and other documents or instruments;
- k) Publish handbooks, manuals, electronic training and other aids, and other material, and disseminate information and publicity;
- l) Control the use of the name of the Club, logos, colours, membership data and emblems;
- m) Foster the activities of the Club and co-operation between Members and other groups in the interests of the Objects of the Club.
- n) Have general responsibility for the development of the Club and for the development of netball within the boundaries of the City of Blacktown in accordance with the Objects and the wishes of the Members.

MEETINGS OF THE COUNCIL

15. The Council shall meet at least four times each year on dates to be fixed by Council. At least two of these meetings shall be held at not less than bi-monthly intervals between April and September inclusive.
- a)
 - i) The President shall take the chair at all meetings and in the President's absence the chair shall be taken by the Vice President.
 - ii) If neither the President nor Vice President is present within 30 Minutes of the time fixed for the commencement of the meeting, the members shall elect a chairperson.
 - b)
 - i) Not less than seven days' written notice shall be given specifying the time and place of the meeting of Council, and any special business to be dealt with, other than that set out in the By-Laws.
 - ii) The accidental omission to give any member of Council such notice shall not invalidate the meeting nor any of the business of the meeting.
 - c)
 - i) A quorum shall consist of at least one-half of the Office Bearers and delegates representing at least one-quarter of the affiliated Teams.
 - ii) If no quorum is present 30 minutes after the time fixed for the commencement of the meeting, it shall be adjourned to such time and place as the Chairperson shall decide.
 - iii) The Secretary shall give written notice thereof to members of Council and to the Secretary of each affiliated Club.
 - d)
 - i) Each member (including Office Bearers) shall have one vote to be taken in such manner as the Chairperson shall direct, except that a secret ballot shall be taken if any member requests it.
 - ii) In the case of an equality of votes, the President shall, in addition, have a casting vote.
 - e)
 - i) Each delegate present at the Council meeting shall sign an attendance record and shall state therein the Team which that delegate represents at the meeting.

- ii) A delegate may represent one Team only at any meeting of the Council.
 - iii) A delegate must be an Ordinary Member.
- f) Order of business at Council meetings shall be:
- i) Apologies
 - ii) Confirmation of minutes
 - iii) Business arising from minutes
 - iv) Confirmation of Executive Committee Report
 - v) Business arising from Executive Committee Report
 - vi) Notices of Motion
 - vii) Elections
 - viii) Correspondence and Business arising from correspondence
 - ix) Reports
 - Treasurer
 - President
 - Secretary
 - Other Executive Committee Member reports
 - Sub-Committee Reports
 - Delegates to other Organisations
 - Any other reports
 - x) General Business
- g) Postal Vote:
- (a) An Active Life Member or Office Bearer may record a postal vote in respect of any business on the Notice of Meeting provided a genuine reason for non-attendance at the meeting can be demonstrated to Council.
 - (b) The Secretary shall, upon receipt of the directive aforesaid, forthwith despatch a copy of the resolution to each active Life Member and Office Bearer.
 - (c) The despatch of the resolution and notice shall be deemed to have been received by each active Life Member and Officer Bearer in the case of:
 - i) post two days after posting; and
 - ii) electronic mail at the conclusion of the day of despatch;
 - (d) all votes must be received by the Secretary in the case of:
 - i) postal votes prior to the commencement time for the meeting
 - ii) electronic mail by 5.00pm the day of the meeting

- e) A vote on any resolution so taken by post shall be as valid and binding in all respects as if the same had been taken in due manner at a duly convened meeting of the Club and shall be recorded in the Minutes.

SPECIAL GENERAL MEETINGS

- 16.** A Special General Meeting may be called by the President and Secretary or at the request of two or more Member's.
- a) Not less than 21 days' written notice shall be given to each Office Bearer, Life Member and the Delegates of each affiliated Team, specifying the time and place of a Special General Meeting.
 - b) The accidental omission to give any member such notice shall not invalidate the meeting nor any of the business of the meeting.
 - c) The President shall take the chair at the meeting and in the President's absence the chair shall be taken by the Vice President. If neither the President nor Vice President is present within 30 minutes of the time fixed for the commencement of the meeting, the members shall elect a chairperson.
 - d) A quorum for a Special Meeting shall consist of at least one-half of the Office Bearers and at least one-quarter of the Team delegates.
 - e) If no quorum is present 30 minutes after the time fixed for the commencement of the meeting, it shall be adjourned to such time and place as the Chairperson shall decide.
 - f) The Secretary shall give members written notice thereof.
 - g) Each member (including Office Bearers) shall have one vote to be taken in such manner as the Chairperson shall direct except that a secret ballot shall be taken if any member requests it.
 - h) In the case of an equality of votes, the President shall, in addition, have a casting vote.
 - i) Proxy voting in accordance with Clause 15 g).
 - j) Each delegate present at a Special General Meeting shall sign an attendance record and shall state therein the Team which that delegate represents at the meeting.
 - k) A delegate may represent one Team only at any Special General Meeting.

EXTRAORDINARY MEETINGS

- 17.** Extraordinary Meetings shall be called by the Secretary at the direction of the President, or on a requisition signed by not less than one quarter of the members of Council.
- a)
 - i) Not less than 21 days' notice shall be given to the Delegates of each affiliated Team specifying the time and place of an Extraordinary Meeting of Council, and the nature of business to be considered.
 - ii) The accidental omission to give any member of Council such notice shall not invalidate the meeting nor any business of the meeting.
 - b) The President shall take the chair at the meeting and in the President's absence the chair shall be taken by the Vice President. If neither the President nor Vice President is present within 30 minutes of the time fixed for the commencement of the meeting, the members shall elect a chairperson.
 - c)
 - i) A quorum for an Extraordinary Meeting of Council shall consist of at least one-half of the Office Bearers and at least one-quarter of the Team delegates.
 - ii) If no quorum is present 30 minutes after the time fixed for the commencement of the meeting, it shall be adjourned to such time and place as the Chairperson shall decide.
 - iii) The Secretary shall give written notice thereof to members of Council and to the Delegates of each affiliated Team.
 - d)
 - i) Each member (including Office Bearers) shall have one vote to be taken in such manner as the Chairperson shall direct, except that a secret ballot shall be taken if any member requests it.
 - ii) In the case of an equality of votes, the President shall, in addition, have a casting vote.
 - iii) Proxy voting in accordance with Clause 15 g).
 - e)
 - i) At each Extraordinary Meeting of Council each delegate present shall sign an attendance record and shall state therein the Team which that delegate represents at that meeting.
 - ii) A delegate may represent one Team only at any Extraordinary Meeting of Council.

ANNUAL GENERAL MEETINGS

18. a) i) The Annual General Meeting shall be held in November each year.
- ii) All financial members may attend but voting shall be restricted to Office Bearers, Life Members and two delegates from each affiliated Team, who shall be members of that Team.
- iii) Each voting member shall have one vote which shall be taken in such manner as the Chairperson shall direct except that a secret ballot shall be taken if any member requests it.
- iv) Proxy voting in accordance with Clause 15 g).
- b) The business of the Annual General Meeting shall be:
- i) confirmation of the minutes of the previous Annual General Meeting.
- ii) the consideration and adoption of the Annual Report. Statement of Accounts, Balance Sheet of the Club and the Auditor's Report thereon;
- iii) appointment of an auditor for the ensuing year,
- iv) setting of playing fees, umpires payments and representative nomination fees, other such business as the meeting thinks fit.
- v) election of Office Bearers.
- c) Office Bearers appointed at the Annual General Meeting shall assume office at the conclusion of the Annual General Meeting and shall hold office for the ensuing year.
- d) i) Not less than 21 days' written notice of the date of the Annual General Meeting of the Club shall be given to each Office Bearer, Life Member and to the Delegates of each affiliated Team.
- ii) A copy of the Annual Report and audited Balance Sheet shall accompany such notice.
- e) The accidental omission to give any member such notice shall not invalidate the meeting nor any of the business of the meeting.
- f) At the Annual General Meeting of the Club at least one-half of the Office Bearers and at least one-quarter of the delegates shall constitute a quorum.

- g) i) If no quorum is present 30 minutes after the time fixed for the commencement of the meeting, it shall be adjourned to such time and place as the Chairperson shall decide.
- ii) The Secretary shall give members written notice thereof.
- h) i) The President shall take the chair at the Annual General Meeting.
- ii) In the President's absence the Chair shall be taken by the Vice- President
- iii) If neither the President nor the Vice-President is present within 30 minutes of the time fixed for the commencement of the meeting, the members present shall elect a Chairperson

MINUTES

- 19.** The Club shall cause Minutes to be kept of all resolutions and proceedings at all Meetings of Council, the Office Bearers and any sub-committees.

EXECUTIVE COMMITTEE

- 20.** a) Election of Office Bearers
- i) The ballot for the election of the Office Bearers to form the Executive Committee shall take place at the conclusion of the business of the Annual General Meeting.
 - ii) The following Office Bearers shall be elected:
 - President
 - Vice President / Complaints Officer
 - Junior Vice President / Club delegate
 - Secretary / Public Officer
 - Assistant Secretary
 - Treasurer
 - Coaching / Grading Coordinator
 - Umpires Convenor
 - Senior Registrar
 - Junior Registrar
 - Promotions Officer
 - Fundraising Secretary
 - Uniform Officer
 - Club Duties Officer

- b)
 - i) Nominations for elections, signed by two Ordinary Members shall be forwarded in an envelope marked for the attention of the Club Secretary, Quakers Hill Netball Club Inc. by hand or to the registered address of the Club, no later than 8.30pm on the date fixed for the scheduled October General Meeting.
 - ii) Nominations are to be opened and verified by two Executive members and returned to the Club Secretary.
 - iii) A brief resume outlining qualifications shall accompany each nomination.
 - iv) Existing Office Bearers shall be eligible for re-election.
 - v) To be eligible for nomination for the Executive Committee a nominee must be an Ordinary Member of Netball NSW.
- c) No person shall be elected to more than two positions on the Executive Committee.
- d) The first duty of an Executive Members shall be to a QHNC Inc. meeting/duty as opposed to a Team duty.
- e)
 - i) No members of the Executive shall be chair of more than one (1) sub-committee
 - ii) No members of the Executive shall be eligible to be elected to more than one sub-committee in addition to the area of responsibility for which they have been elected.
- g)
 - i) The Executive Committee shall exercise the functions and powers of the Council between meetings of Council and its decisions shall be subject to ratification by Council at its next meeting.
 - ii) Not less than half plus one of the members of the Executive Committee shall constitute a quorum.
- h)
 - i) The Executive Committee may be empowered by Council to take disciplinary action pursuant to this Constitution against any individual member.

- ii) The member concerned shall have the right of appeal within seven days of the date of notification of the disciplinary action to be taken.
- i) i) A vacancy of the Executive Committee shall be filled by Council.
- ii) A vacancy shall be deemed to have occurred in respect of any member who has failed to attend three consecutive scheduled meetings of the Club (excluding Extraordinary Meetings) without reasonable grounds, which shall be determined by the Executive Committee.
- j) Legal responsibilities of Office Bearers
 - i) A duty of care and diligence. In the exercise of his or her powers or the exercise of his or her duties, an Office Bearer of the Club must exercise the degree of care and diligence that a reasonable person in a like position in a corporation would exercise in the Club's circumstances.
 - ii) No improper use of inside information. An Office Bearer or former Office Bearer of the Club must not, in relevant circumstances, make improper use of information acquired by virtue of his or her position to gain, directly or indirectly, an advantage for him or herself or for any other person or to cause detriment to the Club.
 - iii) Not gain by improper use of the position. An Office Bearer of the Club must not, in relevant circumstances, make improper use of his or her position to gain, directly or indirectly, an advantage for him or herself or for any other person or to cause detriment to the Club.

MEETINGS OF THE EXECUTIVE COMMITTEE

- 21. a) Regular Executive Meetings shall be held by the Office Bearers throughout the year.
- b) Should it be necessary to call additional meetings, all Office Bearers shall be notified at least 24 hours prior to the meeting being held.
- c) Should a quorum of the Executive Committee not be present, an emergency meeting may be convened.

PECUNIARY GAIN

- 22. No Office Bearer shall receive or obtain any pecuniary gain from the property or operation of the Club provided that this rule shall not prevent the payment of remuneration to Office Bearers as the Council shall approve.

SUB-COMMITTEES

23. a) The following sub-committees shall be elected each year:
1. Grading Committee Five (5) executive members
3 members appointed - 2 members elected
Junior Registrar appointed in relation to
Netta/Junior grading.
Senior Registrar appointed in relation to Senior
grading.
Grading Coordinator appointed Convenor
 2. Umpires Education and Five (5) members
Development Committee 2 Appointed - 3 elected with current
district umpires accreditation.
Umpires Convenor appointed Convenor
Assistant Umpires Convenor appointed member
 3. Coaches Education and Three (3) members
Development Committee 1 Appointed – 2 elected with current
national coaching accreditation.
Coaching Coordinator appointed Convenor
 4. Events Committee Six (6) members
3 Appointed – 3 elected
President appointed Convenor
Club Promotions Officer appointed
Club Duties Officer appointed
 5. Finance Committee Six (6) members
4 Appointed – 2 elected
Treasurer appointed Convenor
President appointed member
Fundraising Secretary appointed member
Promotions Officer appointed member
 6. Promotions Committee Four (4) members
2 appointed – 2 elected
Promotions Officer appointed Convenor
President appointed member
 7. Uniform Committee Three (3) members

1 appointed – 2 elected
Uniform Officer appointed convenor

- | | |
|----------------------------------|--|
| 8. Appointments Panel | * see Annex B (H) The Appointments Panel
Coaching Coordinator Appointed Convenor |
| 9. Appeals Panel | Three (3) members – casual committee
Vice President appointed Convenor
1 Executive appointed by Convenor
1 member appointed by Convenor |
| 10. Parks Committee
Delegates | Two (2) members
President & Vice President appointed members |

- b) The President, Secretary and Treasurer shall be ex officio members of all sub-committees.
- c) The Council may, from time to time, appoint such additional sub-committees as it deems fit and define the functions thereof.
- d) Each Sub-committee shall submit a written report to each meeting of Council for ratification.

FINANCE

- 24.**
- a) Source of Funds. The funds of the Club shall be derived from annual subscriptions of members, playing and other fees and donations, and subject to any resolution passed by the Club in general meetings and such other sources as the Executive Committee determines.
 - b) The banking accounts of the Club shall be kept at a bank approved by the Council and all cheques operating on the accounts shall be signed by any two of the following Office Bearers: President, Secretary and Treasurer.
 - c) The financial year of the Club shall commence on the 1st day of October and end on the 31st day of September in the following calendar year.
 - d)
 - i) The books of the Club shall be audited each year by a qualified person who is not a member of the Club.
 - ii) An audited Balance Sheet shall be presented to each Annual General Meeting.

- iii) All bank statements to be tabled at each meeting of Council together with a written financial report.
- d) All Blacktown City Netball and Netball NSW fees shall be paid by the due date.

EMPLOYEES

25. The Executive Committee will appoint all employees to the Club. The category and terms of employment of each employee will be defined by the Executive Committee and ratified by Council.

SEAL

- 26. a) The common seal of the Club shall be kept in the custody of the Public Officer.
- b) The common seal shall not be affixed to any instrument except by the authority of the Executive Committee and affixing of the common seal shall be attested by the signatures of two members of the Executive Committee.

CODE OF CONDUCT

27. The code of conduct set out in the By-Laws shall be binding on all Members.

CUSTODY OF BOOKS

28. Except as otherwise provided by these rules, all records, books and other documents relating to the Club shall be kept under the custody or control of the Public Officer.

INSPECTION OF RECORDS

29. Any member of the Council may inspect the books of account and members' roll and minute books of the Club at any reasonable time.

ENFORCEMENT OF CONSTITUTION

- 30. a) The authority of the Club shall extend to, and be recognised by, all affiliated Teams and individual members.
- b) The Council may delegate its powers to deal with and adjudicate upon all questions, and disputes as to the interpretation of the Constitution, Rules and By-Laws, and upon any complaint made to it of misconduct detrimental to the policy, interest or welfare of the Club by any member to whom this Constitution and/or By-Laws applies.

- c) The Council may fine, caution, expel or suspend from membership for any period as it thinks fit, any affiliated Team or member who shall willfully infringe any provision of the Constitution and/or By-Laws of the Club, or who shall, in the opinion of the Council, be guilty of conduct unbecoming of a member, or prejudicial to the interests of the Club, Where such matter is to be considered by Council, the Team or member concerned shall be notified in writing at least seven days before such meeting and invited to be present at the meeting. Before any such resolution is passed at the meeting, the Team or member concerned shall have an opportunity of giving orally or in writing any explanation or defence the Team or member considers appropriate.
- d) The Disputes Committee shall comprise the President or another member of the Executive Committee, a representative of the Umpires' Committee, a representative from the Executives not involved in the dispute, plus one other member appointed by the President or Vice-President, or such other persons as the Council shall determine from time to time.
- e) The Disputes Appeal Committee shall comprise three members of the Executive Committee, or three members of the Club, or a combination of Executive and Club members, appointed by the Executive Committee, who were not involved in the Disputes Committee hearing, or such other persons as the Council shall determine from time to time.

ALTERATIONS TO CONSTITUTION, BY-LAWS AND STANDING ORDERS

- 31. a) This Constitution, the By-Laws and Standing Orders of Club may be altered by resolution passed by a majority of at least two thirds of the members present and voting at an Annual General Meeting or Special General Meeting of the Club of which not less than 21 days' written notice specifying the resolution/s to be proposed has been given.
- b) Any alteration made to the Constitution, By-Laws or Standing Orders of the Club shall be forwarded to the NSW Department of Fair Trading within 28 days of the meeting at which such alteration was made.

DISSOLUTION OF THE CLUB

- 32. a) The Club shall not be dissolved except by resolution passed by a majority of at least two-thirds of the members present and voting at a Special General Meeting of the Club of which not less than 21 days' written notice specifying the resolution to be proposed has been given.
- b) On dissolution of the Club, any property whatsoever remaining after the determination and settlement of all debts and liabilities shall be paid or

transferred to Blacktown City Netball Association to be used in the promotion of Netball within the boundaries of the area referred to in Clause 4.

NOTICES

- 33.** A notice may be given by the Club to any member either personally, by post or by electronic e-mail to the member's registered postal or e-mail address or if no address has been registered within the State of New South Wales to the address if any within the said State supplied by the member to the Club for the receipt of notices.

Where a notice is sent by post service of the notice shall be deemed to be effected by properly addressing prepaying and posting the notice and shall be deemed to have been effected in the case of a notice convening a meeting on the fourth day following that on which the same shall have been posted and in any other case at the time at which the notice would have been delivered in the ordinary course of post.

If a member has no registered address within the State of New South Wales and has not supplied to the Club an address within the said State for the receipt of notices, notice posted up on the Notice Board shall be deemed to be well served on such member at the expiration of twenty four (24) hours after it is so posted up.

INTERPRETATION

- 34.** The Chairperson of any Meeting shall be the interpreter of the Constitution, By-Laws, Rules and Regulations of the Club with respect to that Meeting, subject to the normal laws of meetings and provisions of the Act.