

CONSTITUTION OF SOUTH COAST MODEL AEROSPORT CLUB

1. NAME

The name of the Association shall be South Coast Model Aerosport Club (hereinafter referred to as "the Association").

2. In this constitution unless the contrary intention appears:-

"Commission" means the Corporate Affairs Commission.

"Committee" means the Committee of Management of the Association "Member" means a member of the Association.

"The Act" means the Associations Incorporation Act 1985 (as amended) "The Regulations" means the Associations Regulations 1985 (as amended)

3. OBJECTS

- (a) To promote interest in the sport of model aircraft building and model aircraft flying in all its aspects.
- (b) To promote and protect good fellowship among those persons interested in the sport of building and flying model aircraft.
- (c) To educate, train, coach and encourage members of the Association.
- (d) To provide members of the Association with facilities for the pursuance of the sport of building and flying model aircraft.
- (e) To promote the recreation, accommodation and comfort of members of the Association and in particular to provide social amenities and facilities for the members of the Association and provide accommodation for them in such premises as the Association may from time to time occupy.
- (f) To develop and instill principles of good sportsmanship amongst members of the Association in the sport of model aircraft building and flying.
- (g) To do all things which the Association or the Committee may think necessary or desirable for promoting the sport of model aircraft building and flying.

4. POWERS

- (a) To do all such things as are incidental or conducive to the attainment of the above mentioned objects or any of them;
- (b) Without limiting the generality of the foregoing, the Association shall have all the powers conferred by the Act.

5. MEMBERSHIP

- (a) Membership of the Association shall be divided into such classes as the Committee may from time to time determine and each class of Membership shall be subject to such rights and obligations as the Committee may from time to time determine.
- (b) Any applicant who applies for membership of the Association shall be proposed by one Member and seconded by another Member. The application for membership shall be made in writing, signed by the applicant and the proposer and seconder, and shall be in such form as supplied by the secretary. This is given to the

committee which will endorse or deny membership and upon payment of the first annual subscription the applicant shall be an ordinary member of the Association.

(c) A member may resign from membership of the Association by giving written notice thereof to the secretary or public officer of the Association.

(d) Upon any member ceasing to be a member of the Association for any reason whatsoever the member shall not be entitled to the return of his or her membership subscription or any portion thereof and shall be liable for any outstanding subscriptions which may be recovered as a debt due to the Association.

(e) Expulsion of a Member: -

(i) Subject to giving a member an opportunity to be heard or to make a written submission, the Committee may resolve to expel a member upon a charge of misconduct detrimental, discreditable or injurious to the character or interests of the Association.

(ii) Particulars of the charge shall be communicated to the member at least one calendar month before the meeting of the Committee at which the matter will be determined.

(iii) The determination of the Committee shall be communicated to the member, and in the event of an adverse determination the member shall subject to sub-rule (iv) cease to be a member 14 days after the Committee has communicated its determination to him.

(iv) It shall be open to a member to appeal to the Association in general meeting against the expulsion. The intention to appeal shall be communicated to the secretary or public officer of the Association within 14 days after the determination of the Committee has been communicated to the member.

In the event of an appeal under sub-rule (iv) the appellant's membership of the Association shall be terminated unless the determination of the Committee to expel the member is upheld by the members of the Association in general meeting after the appellant has been heard, and in such event membership will be terminated at the date of the general meeting at which the determination of the committee is upheld;

6. MANAGEMENT

(a) The affairs and business of the Association and all of its funds and property shall be under the management and control of a Committee.

The Committee in addition to any powers and authorities conferred by these Rules may exercise all such powers and do such things as are within the object of the Association; and are not by Act or by these Rules required to be done by the Association in general meeting.

(b) The Committee shall have the power to appoint such officers and employees as are required to carry out the objects of the Association, including a public officer required by the Act, and may delegate any of its powers to such officers and employees.

(c) The Committee shall be comprised of The President, Vice-President, Secretary, Treasurer and two other members all of whom shall be elected at the Annual General Meeting and shall hold office for a period of twelve months.

(d) All members of the Committee shall be financial members of the Association.

(e) Should any vacancy occur in the Committee or office-bearers of the Association, other than in the normal course of elections, the Committee shall fill such vacancy from the financial members of the Association and such member duly elected shall hold office for the unexpired portion of his or her predecessor's term.

(f) A retiring committee member shall be eligible to stand for re-election without nomination but no person not being a retiring committee member shall be eligible to stand for election unless a member of the Association has nominated him or her at least twenty one (21) days before the meeting by delivering the nomination of that person to the Secretary of the Association or the President's nominee. The nomination shall be signed by the proposer and by the nominee to signify a willingness to stand for election.

(g) Notice of all persons seeking election to the Committee shall be given to all members of the Association with the notice calling the meeting at which the election is to take place.

(h) If only the required number of persons are nominated to fill existing vacancies, the Secretary shall report accordingly to the annual general meeting, and the chairperson shall declare such persons dually elected as committee members.

- (i) If less than the required number of persons are nominated to fill existing vacancies, nominations may be called from the floor at the meeting.
- (k) The office of committee members shall become vacant if a committee member is:
 - disqualified by the Act;
 - expelled under these rules;
 - permanently incapacitated by ill health;
 - absent without apology from more than three consecutive committee meetings, or more than five committee meetings in a financial year.
- (l) The Committee shall meet as often as may be required to conduct the business and affairs of the Association and in any event not less than once per quarter.
- (m) The President of the Association shall take the chair at all Committee Meetings and in his or her absence the Vice-President. Should the Vice-President not be present, the Committee shall elect one of its members to take the chair.
- (n) Questions arising at any meeting shall be decided by a majority of votes, and in the event of equality of votes the chairperson shall have a casting vote in addition to a deliberative vote.
- (o) A quorum for a meeting of the Committee shall be four voting members present in person.
- (p) A member of the Committee having a pecuniary interest in a contract with the Association must disclose that interest to the Committee as required by the Act and shall not vote with respect to that Contract.
- (q) The members of the Committee shall have the following powers and duties.

(i) President

The President shall preside as chairperson at all meetings of the Association and the Committee which he or she attends and provide Advice and assistance to the Secretary and The Treasurer.

(ii) Vice- President

The Vice-President shall in the absence of the President exercise and discharge the responsibilities of the President.

(iii) Secretary

The Secretary shall

- (a) Keep a register of members including Full names and addresses.
 - (b) Record minutes of all general meetings and committee meetings.
 - (c) Notify members of all meetings of the Association.
 - (d) Conduct and keep a record of all Correspondence on behalf of the Association.
- (iv) Treasurer

The Treasurer shall

- (a) Pay all money received on behalf of the Association into the Association's bank account as soon as practicable after receiving the same.
- (b) Make all payments on behalf of the Association.
- (c) Maintain books of account on behalf of the Association and produce current financial reports to each general Meeting and Committee Meeting and at Other times as directed by the Committee.
- (d) Maintain records of all other property of the Association.

Committee Members

All members of the Committee shall

- (a) Endeavour to attend and participate in all Committee meetings and other meetings of the Association (and in any event comply with the minimum attendance

requirements in rule 6 (k)).

(b) Assist generally in the administration of the Association and the achievement of its objects.

7.BY-LAWS

Notwithstanding the provisions of these Rules the Committee shall have the power to make, amend or repeal By-laws not inconsistent with these Rules for the management of the Association and in furtherance of its aims and objectives.

8.MEETINGS

(a) The Committee may call a special general meeting of the Association at any time and shall call an annual general meeting in accordance with the Act.

(b) The first annual general meeting shall be held within eighteen (18) months after the incorporation of the Association, and thereafter within five (5) months after the end of its financial year.

(c) Upon a requisition in writing of not less than 20% of the total number of members of the Association. The Committee shall within one month of the receipt of the requisition, convene a special general meeting for the purpose specified in the requisition

(d) Every requisition for a special general meeting shall be signed by the members making the same and shall state the purpose of the meeting.

(e) If a special general meeting is not convened within one month as required by the sub-rule (c) the requisition applicants may convene a special general meeting. Such a meeting shall be convened in the same manner as a meeting convened by the Committee, and for this purpose the Committee shall ensure that the requisition applicants are supplied free of charge with particulars of the members entitled to receive a notice of meeting. The reasonable expenses of convening and conducting such a meeting shall be borne by the Association.

(f) Subject to sub-rule (g) at least fourteen days' notice of any general meeting shall be given to members. The notice shall set out where and when the meeting will be held, and particulars of the nature and order of the business to be conducted at the meeting. In the case of an annual general meeting the order of business shall be the consideration of the accounts and reports of the Committee and the auditors, the appointment of auditors, office bearers and committee members (if required), and any other business requiring consideration by the Association in general meetings.

(g) Notice of a meeting at which a special resolution is to be proposed shall be given at least 21 days prior to the date of the meeting.

(h) A notice may be given by the Association to any member by serving the member with the notice personally, by-email, or by sending it by post to the address appearing in the register of members.

(i) Where a notice is sent by post, service of the notice shall be deemed to be effected if it is properly addressed and posted to the member by ordinary prepaid mail.

9. PROCEEDINGS AT MEETINGS

(a) 20% of the financial Members of the Association present personally shall constitute a quorum at any general meeting.

(b) If within thirty minutes after the time appointed for the meeting a quorum of members is not present, a meeting convened upon the requisition of members shall lapse. In any other case, the meeting shall stand adjourned to the same day in the next week, at the same time and place and if at such adjourned meeting a quorum is not present within 30 minutes of the time appointed for the meeting the members present shall form a quorum.

(c) The chairperson of the Committee or if there shall be no chairperson, then the Vice-Chairperson of the Committee or in their absence, or on their declining to take, or retiring from the chair, one of the Committee members chosen by the meeting shall preside as chairperson at every general meeting of the Association.

(d) If there is no such chairperson or vice chairperson present within five minutes after the time appointed

forholding the meeting, the members present may choose one of their number to be the chairperson.

(d) The chairperson may with the consent of any meeting at which a quorum is present, and shall if so directed by the meeting, adjourn the meeting from time to time and from place to place, but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place.

(e) When a meeting is adjourned for 30 days or more, notice of the adjourned meeting shall be given as if that meeting were an original meeting of members.

(f) At any general meeting, a resolution put to a vote shall be decided on a show of hands, and a declaration by the chairperson of the meeting that a resolution has been carried or lost, shall unless a poll is demanded, be conclusive evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against, the resolution.

(g) Only members present in person shall be entitled to vote .

(h) Each member present in person shall be entitled to one vote, except that in the case of an equality of votes the chairperson shall have a casting vote in addition to the vote to which he is entitled as a member.

(i) If a poll is demanded by the chairperson of the meeting or by three or more members present personally, it shall be taken in such manner as the chairperson directs. The result of such poll shall be the resolution of the meeting, except that in the case of a special resolution a majority of not less than three quarters of the members who being entitled to do so vote personally at the meeting is required.

(k) A poll demanded on the election of a chairperson of a meeting or on any question of an adjournment, shall be taken at the meeting and without adjournment.

(l) Every resolution passed at any meeting shall be binding on all members whether present there at or not.

10. ALTERATIONS OF RULES

(a) These rules may be altered, varied, added to, substituted or repealed at a general meeting provided that three-quarters of the members present at such general meeting are in favour of such alteration, variation, addition, substitution or repeal .

(b) Such alteration, variation, addition, substitution or repeal shall be registered with Commission as required by the Act.

(c) The rules of the Association bind the Association and every member to the same extent as if they had respectively signed and sealed the same and agreed to be bound by all of the provisions thereof.

11. FINANCE

(a) The financial year of the Association shall be for a period of twelve months ending on the 30th day of June in each year.

(b) All moneys of the Association shall be paid into an account or accounts in the name of the Association at such bank or banks as the Committee may from time to time direct.

(c) No moneys shall be drawn from an Association account save by cheque signed by the bank signatories authorised by the Committee. No cheque shall be signed, or money withdrawn unless such withdrawal has been approved by the Committee, or in the case of urgency, by the President and the Secretary.

12. INCOME AND PROPERTY

The income and property of the Association where so ever derived shall be applied solely towards the promotion of the objects and purposes of the Association as set forth in these Rules and no portion thereof shall be paid or transferred directly or indirectly by way of a dividend or bonus or otherwise howsoever by way of forfeit to a person or persons who at any time are or have been members of the Association or as a member of a constituted affiliated member organization or to any of them or any person claiming through any

of them, provided that nothing herein shall prevent the payment in good faith of a remuneration to any servants of the Association or to any members thereof or to any other person or persons in return for any services actually rendered to the Association nor prevent the payment of interest at such rate as may be determined by the Committee on money borrowed for any of the purposes of the Association or reasonable and proper rent on premises demised, let or leased to the Association.

13. BORROWING POWERS

- (a) Subject to this rule the Association may borrow money from banks or other financial institutions upon such terms and conditions as the Committee sees fit, and may secure the repayment thereof by charging the property of the Association.
- (b) Subject to section 53 of the Act the Association may invite and accept deposits of money from any person on such terms and conditions as may be determined by the Committee from time to time.

14. SUBSCRIPTIONS

- (a) The subscription fees for each class of membership shall be such sum as the members shall determine from time to time in general meeting.
- (b) The subscription fees of each class of membership shall be payable annually by 30th June.
- (c) Any member whose subscription is outstanding shall cease to be a member of the Association, provided always that the Committee may reinstate such a person membership on such terms as it thinks fit.

15. MINUTES

- (a) Proper minutes of all proceedings of meetings of the Association and of meetings of the Committee, shall be entered within one month after the relevant meeting in minute books kept for the purpose.
- (b) The minutes kept pursuant to this rule shall be signed by the chairperson of the meeting at which the proceedings took place or by the chairperson of the next succeeding meeting.
- (c) Where minutes are entered and signed they shall until the contrary is proved be evidence that the meeting was convened and duly held, that all proceedings held at one meeting shall be deemed to have been duly held, and that all appointments made at a meeting shall be deemed to be valid.

16. ACCOUNTS

The Association shall keep such accounting records as are necessary to correctly record and explain the financial transactions and financial position of the Association.

17. WINDING UP

The Association may be wound up in the manner provided for in the Act.

18. APPLICATION OF SURPLUS ASSETS

In the event of the winding up of the Association, the surplus assets (as defined in the Act) shall be applied to such other Associations or institutions having objects similar wholly or in part to the objects of the Association as the Association in General Meeting may decide.