

UNIVERSITY OF WESTERN AUSTRALIA HOCKEY CLUB (INC)

CONSTITUTION

1. NAME

The name of the Club is the "University of Western Australia Hockey Club (Inc)".

2. OBJECTS

The objects for which the Club is established shall be:

- (a) To promote, encourage and facilitate the playing of the game of hockey.
- (b) To encourage and promote co-operation between the Club and other affiliated societies representative of interests of the University of Western Australia ("University").
- (c) To promote the playing of Intervarsity and Interfaculty hockey.
- (d) To affiliate with the Western Australian Hockey Association (Inc) ("Hockey WA").
- (e) To provide for the adequate representation of the Club in all Interfaculty and Intervarsity activities and the activities of Hockey WA.

3. POWERS

The Club shall have power to:

- (a) Raise money by subscription fees levies, donations or other methods.
- (b) Make agreements for the purchase, leasing, hiring or other acquisition of real or personal property.
- (c) Sell, exchange, lease or otherwise dispose of the real or personal property.
- (d) Borrow or raise money.
- (e) Invest and lend money.
- (f) Lay out, construct, build, erect, alter or maintain upon the premises for the time being belonging to or occupied by the Club, playing fields, grandstands, changing rooms and other buildings and improvements incidental thereto and to furnish, fit out and maintain the same for use of the members of the Club and other such persons as may be invited to the premises by any member of the Club.

- (g) To obtain liquor licenses, raffle permits or other licenses.
- (h) Do all such other things as are incidental to or conducive to the attainment of the objects of the Club.

It is expressly declared that each of these objects shall be read as separate, distinct and severable without prejudice to the generality thereof.

4. MEMBERSHIP

Membership of the Club shall be confined to:

- (a) Students of the University.
- (b) Associates of the University of Western Australia Sports and Recreation Association (Inc) ("U.W.A.S.R.A. ").
- (c) Honorary life associates of the U.W.A.S.R.A.
- (d) Members of the University Senate.
- (e) Members of the University Staff.
- (f) Persons appointed as a coach of the Club.
- (g) Such other persons as the Board may approve for membership from time to time.
- (h) Honorary Life Members ("Life Members").

5. MEMBERSHIP CATEGORIES

- (a) Members may join the Club on application to any member of the Board and upon payment of the appropriate subscription.
- (b) Life Members shall be members or past members who have rendered valuable service to the Club and are elected at a general meeting of the Club upon nomination of the Board provided that persons who are Life Members of the former University of Western Australia Men's Hockey Club and the University of Western Australia Women's Hockey Club shall be deemed to be Life Members of the Club.
- (c) Reference to a member in this Constitution includes a Junior Member.
- (d) Junior Members shall have the same rights and privileges as members allowed by this Constitution save that a Junior Member:
 - (i) Has no voting rights at a General Meeting; and
 - (ii) Cannot be elected to the Board.

- (e) The club shall cause an up to date register of Members of the Club to be maintained and upon request of a Member of the Club shall make the register available for inspection by the Member.

6. TERMINATION OR SUSPENSION OF MEMBERSHIP AND EXPULSION OF MEMBERS

- (a) The Board may suspend or terminate the membership of any member who fails to pay all of the annual subscription for the current year before the 30th June or has failed to pay any levy or fine within the time limited for payment or who has failed to pay the Club any other monies as are owed by the member within thirty (30) days of becoming due and owing.
- (b) The Board may suspend for a period not exceeding one month the rights and privileges of membership of any member who in its opinion has wilfully infringed or disregarded this Constitution or the by-laws or whose conduct has in the opinion of the Board been contrary to the best interest of the Club. The Board shall not suspend the rights and privileges of any member without first giving that member the opportunity to appear before it to show cause why the member's rights and privileges should not be suspended. The member shall be provided with particulars of the matters or conduct concerned.
- (c) The Board may resolve to expel any member of the Club. However the expulsion shall not be effective until confirmed by the Club in general meeting.
- (d) The Board may request any member to resign from the Club.
- (e) A member may resign from membership of the Club by written notification delivered to the Secretary and thereupon the member's name shall be removed from the Register of Members. Resignation shall not absolve that person from payment of all subscriptions, levies, fines and other monies deemed due and payable to the Club the amount of which shall be a debt due to the Club and recoverable accordingly.

7. SUBSCRIPTION

- (a) The amounts of the annual subscription for members shall be fixed from time to time by the Board.
- (b) The annual subscription shall be paid before the 30th June in each year. No unfinancial member shall be entitled to any of the benefits of membership.
- (c) The Board may for good reason waive payment of the whole or any part of the annual subscription of any member or group of members.

- (d) The Board shall have the power to discount the annual subscription in the case of early payment and to arrange payment of the annual subscription of any member or members by instalments where such member or members is suffering hardship.

8. FINANCE

- (a) The financial year of the Club shall commence on the first day of January in each year.
- (b) The Club shall operate bank accounts as required. All payments made on behalf of the Club shall be authorised in a manner approved by the Board from time to time. All money received on behalf of the Club shall be paid into a bank account in the name of the Club.
- (c) The income and property of the Club shall be applied solely to the promotion of its objects and no part thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise by way of pecuniary profit to the members provided that remuneration may be paid in good faith to officers and servants of the Club or other persons in return for services actually rendered to the Club and that any property may be held on lease or hire from any such officers, servants or persons at reasonable rental.
- (d) The Club shall keep and maintain proper books of accounts. The Board shall cause a full and correct statement of the financial affairs of the Club to be prepared for each financial year.
- (e) The Club cannot borrow money without the prior approval of a resolution of the Club in general meeting.

9. MANAGEMENT

- (a) The Board shall be responsible for the control and management of the Club affairs.
- (b) The Board shall have the power to:
 - (i) Exercise all the powers of the Club subject to the powers of the Club in general meeting;
 - (ii) Review the appointment of staff and personnel of the Club;
 - (iii) Review the Club's finances;
 - (iv) Develop a business plan for the Club;
 - (v) Allocate portfolios or areas of responsibility to Board members;
 - (vi) Appoint up to 2 persons to act as consultants to the Board. A consultant shall be entitled to attend and speak at all meetings

of the Board but shall not have a vote. A consultant may be removed by the Board at any time. The appointment of a consultant shall expire at the Annual General Meeting next following the date of the appointment of the consultant. A person may be re-appointed as a consultant;

- (vii) Appoint sub-committees from time to time and to define their functions, powers and duties and rules for the conduct of their affairs and business;
- (viii) To delegate to any of members of the Club the execution of such duties and powers within the competence of the Board as it may deem necessary;
- (ix) Incur and authorise the payment of all expenditure requisite or necessary;
- (x) Generally exercise all powers and do all acts as are not expressly required to be exercised or done by the Club in General Meeting;
- (xi) Organise the method for selection of all Club teams;
- (xii) Determine the number of teams to be nominated by the Club;
- (xiii) Make rules or by-laws relating to the operations of the Club or the super turf at UWA Sports Park, provided that they are not inconsistent with this Constitution. The rules and by-laws shall be binding on all members.

10. MEETINGS OF THE BOARD

- (a) The Board shall be comprised of the President and 8 ordinary members.
- (b) The Board shall meet regularly throughout the year and on a minimum of at least five occasions during the year.
- (c) The Board shall decide a tied vote by the vote of the Chairman of the meeting. The Chairman shall also have a deliberative vote.
- (d) The Board shall hold a meeting when convened by the President or any 3 ordinary members of the Board. At least three days notice of the time, date and venue of a meeting shall be given to each member of the Board.
- (e) The President shall chair all meetings of the Board. In the absence of the President the Board shall elect a Chairman.
- (f) The Board may invite any member of the Club or other person to attend a Board meeting.

- (g) The quorum for meetings of the Board shall be 5.

11. ANNUAL GENERAL MEETING

An Annual General Meeting of the Club shall be held each year between 1 August and 30 September. The Meeting shall be held at a date, time and place determined by the Board. The agenda for each Annual General Meeting shall include:

- (a) Consideration of the Minutes of the previous General Meeting and business arising therefrom.
- (b) Receipt of the President's report.
- (c) Receipt of reports on the playing activities of the Club in the period since the previous Annual General Meeting.
- (d) Receipt of a financial report for the Club.
- (e) Receipt of any other reports.
- (f) The Election of the President (if applicable) and the election of 4 ordinary members of the Board.
- (g) Appointment of Club auditors.
- (h) Appointment of Club Patron or Patrons.
- (i) Any special business of which proper notice has been given.

12. ELECTIONS

- (a) The President and each Board member shall be elected for a term of 2 years. At each Annual General Meeting the terms of 4 ordinary Board members shall expire.
- (b) In the event of a vacancy in the position of an ordinary member of the Board the Board may fill the vacancy for the balance of the term of the position.
- (c) In the event of a vacancy in the position of President the Board shall fill the vacancy until the next Annual General Meeting when the term of the President shall expire.
- (d) If the position of President is up for election then the election for this position shall be held first.
- (e) Any nomination for election to any position which is supported by a seconder shall be accepted by the meeting.
- (f) When there are more nominations than the number of positions to be elected the voting shall be by ballot. Votes shall be recorded on ballot

papers by placing the figure 1 opposite the first preference, the figure 2 against the second preference and so on. Unless all candidates are numbered the vote is invalid. The votes shall be tallied. The candidate with the lowest tally shall be elected first, the candidate with the next lowest tally shall be elected second and so on as necessary.

- (g) The Chairman of the meeting shall nominate 2 scrutineers who shall conduct the election.

13. FIRST TERM GENERAL MEETINGS

- (a) The Club shall hold a general meeting to be known as "the First Term General Meeting" in March or April of each year at a date, time and place determined by the Board.
- (b) The Agenda of the First Term General Meeting shall include:
 - (i) Consideration of the Minutes of the previous general meeting and business arising therefrom;
 - (ii) Receipt of the President's report;
 - (iii) Receipt of the annual accounts of the Club for the preceding financial year;
 - (iv) Any special business of which proper notice has been given.

14. EXTRAORDINARY GENERAL MEETINGS

The Board may at any time call an Extraordinary General Meeting of the members of the Club and shall do so when directed by an Annual General Meeting or Extraordinary General Meeting or when requested in writing to do so by fifteen (15) members of the Club. The notice calling an Extraordinary General Meeting shall specify the business proposed to be dealt with there at or the resolutions proposed to be considered and no other business shall be dealt with at such meeting.

15. GENERAL MEETINGS

- (a) A quorum for any General Meeting for the Club shall be 30. If within 30 minutes of the time specified for the holding of the Annual General Meeting or the First Term General Meeting a quorum is not present then the meeting shall stand adjourned to the same time on the same day in the following week and at the same venue. If at the resumed meeting a quorum is not present then the members present at the adjourned meeting shall constitute the quorum. If a quorum is not present at any other General Meeting then the meeting shall lapse.
- (b) At least fourteen (14) days notice must be given of the date, time and place of all General Meetings of the Club.

- (c) A member may have an item of general business included on the agenda of the Annual General Meeting or First Term General Meeting by giving seven (7) days prior written notice to a member of the Board.
- (d) The Club in General Meeting may amend, alter or appeal any decision of the Board.
- (e) The Club in General Meeting may remove any member of the Board from office which removal shall take effect immediately. The Club in a General Meeting may elect a person to fill that vacancy so created. The person filling the vacancy shall hold office until the end of the term of the person who was removed.
- (f) The President of the Club shall be the Chairman of all general meetings of the Club. In the absence of the President the meeting shall elect a Chairman. The Chairman shall have a deliberative and a casting vote.
- (g) All financial members present at a General Meeting in person or by proxy will have one vote each.
- (h) A financial member can give a proxy to another financial member of the Club. Notice of the giving of a proxy must be given to the Club at least 2 days prior to the date of the meeting. A proxy must be in writing signed by the member and must be presented to the Chairman prior to the start of the General Meeting. A person cannot act as proxy for more than 1 member.
- (i) Unfinancial members shall not be entitled to vote at an a General Meeting held after the 30th June of that particular year.

16. AMENDMENT OF CONSTITUTION

- (a) This Constitution may be amended, altered or repealed by a resolution carried by at least three quarters (75%) of the members present at the General Meeting
- (b) A Notice of Motion to amend, alter or repeal this Constitution must be given at least fourteen (14) days prior to a General Meeting of the Club.

17. COMMON SEAL

There shall be a Common Seal of the Club. The Common Seal of the Club may only be affixed by authority of a resolution of the Board. The affixing of the Common Seal must be countersigned by at least 2 members of the Board.

18. NOTICES

Any notice or other document required to be served, delivered or given hereunder shall be deemed to have been properly served, delivered or given by

a member causing a notice to be posted on the Club notice board in the Club house at UWA Sports Park.

19. INTERPRETATION

- (a) When the masculine gender is used it shall also include the female gender and vice versa.
- (b) The Board shall decide all questions as to the interpretation of this Constitution and the rules and by-laws if any made thereunder and all members of the Club shall be bound by the rules and by-laws as interpreted.

20. DISSOLUTION

The Club may be dissolved or wound up by a resolution carried by a three quarters (75%) majority of all members present at any General or Extraordinary General Meeting called for such purpose. If upon the winding up or dissolution of the Club there remains after satisfaction of all its debts and liabilities, any property whatsoever, the same shall not be paid to or distributed amongst the members but shall be given or transferred to another association incorporated under the Associations Incorporation Act 1987 which has similar objects and which is not carried out for the purposes of profit or gain to its individual members, and which association shall be determined by resolution of the members.