



CONSTITUTION

June 2020

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1. Name

- 1.1. The name of the Association shall be DEVON NETBALL ASSOCIATION INC. (in these rules called the "Association").

2. Interpretation

- 2.1. In these Rules, unless the contrary intention appears:
 - 2.1.1. "committee" is defined as "a committee defined by the Act"
 - 2.1.2. "club" means one or more teams with like names
 - 2.1.3. "general meeting" means a general meeting of the committee convened in accordance with rule 11.
 - 2.1.4. "ordinary committee member" means a member of the committee referred to in rule 20.1.2.
- 2.2. In these rules, expressions referring writing shall, unless the contrary intention appears, be construed as including references to printing, lithography, photography and other modes of representing or reproducing words in a visible form.
- 2.3. Words or expressions contained in these rules shall be interpreted in accordance with the provisions of the Acts Interpretation Act 1964 and the Act in force on the date on which these rules are adopted by the Association.

3. Office

- 3.1. The office of the Association shall be at Devon Netball Centre, Mersey Main Road, Spreyton, or such other place as the committee may, from time to time determine.

4. Objects and Purpose of the Association

- 4.1. In addition to the basic objects of the Association, the objects and purposes of the Association shall be deemed to include:
 - 4.1.1. the purchase, taking on lease or in exchange, and the hiring or otherwise acquiring of any real or personal property that may be deemed necessary or convenient for any of the objects or purposes of the Association;
 - 4.1.2. the buying, selling and supplying of and dealing in goods of all kinds;
 - 4.1.3. the construction, maintenance, and alteration of buildings or works necessary or convenient for any of the objects or purposes of the Association;
 - 4.1.4. the accepting of any gift, whether subject to a special trust or not, for any one or more of the objects or purposes of the Association;
 - 4.1.5. the taking of such steps from time to time as the committee or the members in general meeting may deem expedient for the purpose of procuring contributions to the funds of the Association, whether by way of donation, subscriptions or otherwise;

- 4.1.6. the printing and publishing of such newspapers, periodicals, books, leaflets, electronic media or documents as the committee or the members in general meeting may think desirable for the promotion of the objects and purposes of the Association;
 - 4.1.7. the borrowing and raising of money in such manner and on such terms as the committee may think fit or as may be approved or directed by resolution passed at a general meeting;
 - 4.1.8. subject to the provisions of the Trustee Act 1898, the investment of any moneys of the Association not immediately required for any of its objects of purposes in such manner as the committee may from time to time determine;
 - 4.1.9. the making of gifts, subscriptions or donations to any of the funds, authorities or institutions to which Section 78 (1) (a) of the Income Tax Assessment Act 1936 of the Commonwealth relates;
 - 4.1.10. the establishment and support of aiding in the establishment and support, of associations, institutions, funds, trusts, schemes and conveniences calculated to benefit servants of the Association and their dependents, and the granting of pensions, allowances or other benefits to servants or past servants of the Association and their dependents, and the making of payments towards insurance in relation to any of those purposes;
 - 4.1.11. the establishment and support, or aiding in the establishment or support of any other association formed for any of the basic objects of the Association.
 - 4.1.12. The purchase or acquisition, and undertaking of all or any part of the property, assets, liabilities and engagements of any association with which the Association may at any time become amalgamated in accordance with the provisions of the Act and rules of the association; and
 - 4.1.13. The doing of all such other lawful things as are incidental or conducive to the attainment of the basic objects of the Association or of any of the objects and purposes specified in the foregoing provisions of this sub-rule.
- 4.2. In this rule, “basic objects of the Association” means the objects and purposes of the Association, as stated in the application under sub-section (2) of section 7 of the Act for the incorporation of the Association lodged with the Commissioner pursuant to that section.

5. Membership

- 5.1. Membership of the Association shall be open to all people who agree to abide by the Association’s Rules.
- 5.2. There shall be five (5) types of membership:
 - 5.2.1. Seniors (18 years and over)
 - 5.2.2. Juniors (17 Years and younger)
 - 5.2.3. Non Playing
 - 5.2.4. Associate members (already affiliated with another Association)

- 5.2.5. Life members
- 5.3. Each member:
 - 5.3.1. shall be an amateur as defined by the International Netball Federation.
 - 5.3.2. must complete an application as prescribed from time to time by the committee and pay the Membership Fee and other charges as required
- 5.4. A member of the Association may at any time, resign from the Association by delivering written notification to the Secretary of resignation. Upon receipt of notice, the Secretary shall remove the name of the member by whom notice was given from the register of members, whereupon that member ceases to be a member of the Association.
- 5.5. A right, privilege or obligation of a person by virtue of his membership of the Association:
 - 5.5.1. is not capable of being transferred or transmitted to another person; and
 - 5.5.2. terminates upon the cessation of his membership, whether by death, resignation, or otherwise.
- 5.6. In the event of the Association being wound up:
 - 5.6.1. every member of the Association; and
 - 5.6.2. every person, who within the period of twelve months immediately preceding the commencement of the winding up, was a member of the Association,

is liable to contribute the assets of the Association for payment of the debts or liabilities of the Association and for the costs, charges and expenses of the winding up and for the adjustment of the right of the contributories among themselves such sum, not exceeding that members Membership Fee, but a former member is not liable so to contribute in respect of any debt of liability of the Association contracted after she/he ceased to be a member.

6. Income and Property

- 6.1. The income and property of the Association, however derived, shall be applied solely towards the promotion of the objects and purposes of the Association and no portion thereof shall be paid or transferred, directly or indirectly, by dividend, bonus or otherwise, to any member of the Association.
- 6.2. The Association shall not:
 - 6.2.1. appoint a person who is a member of the committee to any office in the gift of the Association to the holder of which there is payable any remuneration by way of salary, fees of allowances; or
 - 6.2.2. pay to any such person any remuneration or other benefit in money or money's worth (other than the repayment of out-of-pocket expenses).
- 6.3. Nothing in the foregoing provisions of this rule prevents the payment in good faith to a servant or member of the Association of –
 - 6.3.1. remuneration in return for services actually rendered to the Association by the servant or member or for goods supplied to the Association by the servant or member in the ordinary course of business;

- 6.3.2. interest at a rate to be determined by the committee moneys lent to the Association by the servant or member; or
- 6.3.3. a reasonable and proper sum of way of rent for premises let to the Association by the servant or member.

7. Accounts of Receipts, Expenditure, etc

- 7.1. True records shall be kept:
 - 7.1.1. of all sums of money received and expended by the Association and the matter in respect of which the receipt of expenditure takes place; and
 - 7.1.2. of the property, credits and liabilities of the Association,and subject to any reasonable restrictions as to time and manner of inspecting then that may be imposed by the Association for the time being, those records shall be open to the inspections of the members of the Association.
- 7.2. The Treasurer of the Association shall faithfully keep all general records, accounting books and records of receipts and expenditure connected with the operations and business of the Association in such form and manner as the committee may direct.
- 7.3. The accounts, books and records referred to in rules 7.1 and 7.2 shall be kept at the Association's office or at such other place as the committee may decide.

8. Banking and Finance

- 8.1. The Treasurer of the Association shall, on behalf of the Association, receive all moneys paid to the Association and forthwith after receipt thereof issue official receipts therefor.
- 8.2. The committee shall cause to be opened with such financial institutions as the committee selects a banking account or accounts in the name of the Association into which all moneys received shall be paid by the Treasurer as soon as possible after receipt thereof.
- 8.3. The committee may receive from the Association's bank or bankers for the time being the cheques drawn by the association on any of its accounts with the bank or bankers and may release and indemnify the bank or bankers from and against all claims, actions, suits or demands that may be brought against the bank or bankers arising directly or indirectly out of those cheques or the surrender thereof to the Association.
- 8.4. Except with the authority of the committee, no payment of a sum exceeding Fifty dollars (\$50.00) shall be made from the funds of the Association otherwise than by cheque drawn or Electronic Transfer on the Association's bank account, but the committee may provide the Treasurer with a sum to meet urgent expenditure, subject to the observance of such conditions in relation to the use and expenditure thereof as the committee may impose.
- 8.5. No cheques or Electronic Transfers shall be drawn on the Association's bank accounts except for the payment of expenditure that has been authorised by the committee.
- 8.6. All cheques, Electronic Transfers, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by the Treasurer, or in his/her absence, by such other members of the committee as the committee may nominate for that purpose, and shall be

countersigned by one other authorised person, such person being a member of the committee.

9. Auditor

- 9.1. At each Annual General Meeting of the Association, the members present shall appoint a person as the Auditor of the Association.
- 9.2. A person so appointed shall hold office until the Annual General Meeting next after that at which she/he is appointed, and is eligible for re-appointment.
- 9.3. The first auditor of the Association may be appointed by the committee before the first annual general meeting, and, if so appointed, shall hold office until the first annual general meeting, unless previously removed by a resolution of the members at the annual general meeting, in which case, the members at that meeting may appoint an auditor to act until the first annual general meeting.
- 9.4. If an appointment is not made at any annual general meeting the committee shall appoint an auditor of the Association for the then current financial year of the Association.
- 9.5. Except as provided in 9.3, the auditor may only be removed from office by special resolution.
- 9.6. If a casual vacancy occurs in the office of auditor during the course of a financial year of the Association, the committee may appoint a person as the auditor and the person so appointed shall hold office until the next succeeding annual general meeting.

10. Audit of Accounts

- 10.1. Once at least in each financial year of the Association, the accounts and records of the Association shall be examined by the auditor.
- 10.2. The auditor shall certify as the correctness of the accounts and records of the Association and shall report thereon to the members present at the annual general meeting.
- 10.3. In the auditor's report, and in certifying to the accounts and records, the auditor shall state –
 - 10.3.1. whether she/he has obtained the information required by him;
 - 10.3.2. whether, in her/his opinion, the accounts and records 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 her/his disposal and the explanations given to him and as shown by the books of the Association; and
 - 10.3.3. whether the rules relating to the administration of the funds of the Association have been observed.
- 10.4. The Treasurer of the Association shall cause to be delivered to the auditor a list of accounts, books and records of the Association.
- 10.5. The auditor:
 - 10.5.1. has a right of access to the accounts, books, records, vouchers and documents of the Association.

- 10.5.2. may require from the servants of the Association such information and explanations as may be necessary for the performance of his duties as auditor.
- 10.5.3. may employ persons to assist him in investigating the accounts and records of the Association; and
- 10.5.4. may in relation to the account and records of the Association; examine any member of the committee or any servant of the Association.

11. Notice of Annual General Meeting or Special General Meeting

- 11.1. The Secretary of the Association shall, at least fourteen days before the date fixed for the holding of a General meeting of the Association, give notice by posting it on the Association's website and other forms of electronic media specifying the place, day and time for the holding of the meeting, and the nature of the business to be transacted thereat.

12. Annual General Meeting

- 12.1. The Association shall, in each year, hold an annual general meeting.
- 12.2. The annual general meeting shall be held on such day (not being later than three months after the close of the financial year of the Association) as the committee may determine.
- 12.3. The annual general meeting shall be in addition to any other general meeting that may be held in the same year.
- 12.4. The annual general meeting shall be specified as such in the notice convening it.
- 12.5. The ordinary business of the annual general meeting shall include the following:
 - 12.5.1. to confirm the minutes of the last preceding annual general meeting and of any general meeting held since that meeting;
 - 12.5.2. to receive from the committee, auditor and servants of the Association reports upon the transactions of the Association during the last preceding financial year;
 - 12.5.3. to elect officers of the Association and the ordinary committee member;
 - 12.5.4. to appoint the auditor and determine his remuneration; and
 - 12.5.5. to determine the remuneration of servants of the Association.
- 12.6. The annual general meeting may transact special business of which notice is given in accordance with these rules.
- 12.7. All general meetings other than the annual general meeting shall be called special general meetings.

13. Special General Meeting

- 13.1. The committee may, whenever it thinks fit, convene a Special General Meeting of the Association.
- 13.2. The committee shall, on the requisition in writing of not less than ten members, convene a special general meeting of the Association.

- 13.3. A requisition for a special general meeting shall state the objects of the meeting and shall be signed by the requisitionists and deposited at the office of the Association and may consist of several documents in the like form, each signed by one or more of the requisitionists.
- 13.4. If the committee does not cause a special general meeting to be held within twenty one days from the date on which a requisition therefor is deposited at the office of the Association, the requisitionists, or any of them, may convene the meeting; but any meeting so convened shall not be held after three months from the date of the deposit of the requisition.
- 13.5. A special general meeting convened by requisitionists in pursuance of these rules shall be convened in the same manner as nearly as possible as that in which those meeting are convened by the committee, and all reasonable expenses incurred in convening the meeting shall be refunded by the Association to the persons incurring them.

14. Business and Quorum at General Meetings

- 14.1. All business that is transacted at special general meetings and all business that is transacted at the annual general meeting, with the exception of that specially referred to in these rules as being the ordinary business of the annual general meeting, shall be deemed to be special business.
- 14.2. No items of business shall be transacted at a general meeting unless a quorum of members entitled under these rules to vote is present during the time when the meeting is considering the item.
- 14.3. Twelve (12) members personally present (being members entitled under these rules to vote thereat) constitute a quorum for the transaction of business at a general meeting.
- 14.4. If within one hour after the appointed time for the commencement of a general meeting a quorum is not present, the meeting if convened upon the requisition of members, shall be dissolved; and in any other it shall stand adjourned to the same day in the next week, at the same time and (unless another place is specified by the chairman at the time of adjournment or by written notice to members given before the day to which the meeting is adjourned) at the same place, and if at the adjourned meeting a quorum is not present within one hour after the time appointed for the commencement of the meeting, the meeting shall be dissolved.

15. President to Preside at General Meetings

- 15.1. The President, or in the absence thereof, the Vice-President shall preside as chairman at every general meeting of the Association.
- 15.2. If the President and the Vice-President are absent from a general meeting, the members present shall elect one of their number to preside as chairman thereat.

16. Adjournment of General Meetings

- 16.1. The chairman of a general meeting at which a quorum is present may, with the consent of the meeting, adjourn the meeting from time to time and place to place, but no business shall be transacted at an adjourned meeting other than the business left unfinished at the meeting at which the adjournment took place.

- 16.2. Where a meeting is adjourned for fourteen days or more, the like notice of the adjourned meeting shall be given as in the case of the original meeting.
- 16.3. Except as provided in the foregoing provisions of this rule, it is not necessary to give any notice of an adjournment or of the business to be transacted at an adjourned meeting.

17. Determination of Questions Arising at General Meetings

- 17.1. A question arising at a general meeting of the Association shall be determined on a show of hands and unless before or on the declaration of the result of the show of hands a poll is demanded, a declaration by the chairman that a resolution has, on the show of hands, been carried, or carried unanimously or carried by a particular majority, or lost, and an entry to that effect in the minute book of the Association is evidence of the fact, without proof of the number of the proportion of the votes recorded in favour of, or against, that resolution.
- 17.2. in the event of an equality of votes on any resolution the resolution is not carried
- 17.3. If at a meeting a poll on any question is demanded it shall be taken at that meeting in such manner
- 17.4. as the chairman may direct, and the result of the poll shall be deemed to be the resolution of the meeting on that question.
- 17.5. A poll that is demanded on the election of chairman, or on a question of adjournment, shall be taken forthwith, and a poll that is demanded on any other question shall be taken at such time before the close of the meeting as the chairman may direct.

18. Affairs of Association to Be Managed by a Committee

- 18.1. The affairs of the Association shall be managed by a committee constituted as provided in rule 20.
- 18.2. The committee:
 - 18.2.1. shall control and manage the business and affairs of the Association;
 - 18.2.2. may, subject to these rules, exercise all such powers and functions as may be exercised by 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; and
 - 18.2.3. subject to the Act and these rules, has power to perform all such acts and things as appear to the committee to be essential for the proper management of the business and affairs of the Association.

19. Officers of Association

- 19.1. The officers of the Association shall be:
 - 19.1.1. a President;
 - 19.1.2. a Vice-President;
 - 19.1.3. a Treasurer; and

- 19.1.4. a Secretary
- 19.2. The provisions of rule 21.2, 21.3 and 21.4, so far as they are applicable and with the necessary modification, apply to and in relation to the election of persons to any of the offices mentioned in rule 19.1.
- 19.3. Each officer of the Association shall hold office until the annual general meeting next after the date of his election but is eligible for re-election.
- 19.4. In the event of a casual vacancy in any office mentioned in rule 19.1, the committee may appoint one of its members to the vacant office, and the member so appointed may continue in office up to and including the conclusions of the annual general meeting next following the date of his appointment.

20. Constitution of the Committee

- 20.1. The committee shall consist of:
 - 20.1.1. four (4) members of whom shall be officers of the Association (rule 19.1); and
 - 20.1.2. a minimum of four (4) ordinary committee members who following their election shall accept responsibilities within the associationall of whom shall be elected at the annual general meeting of the Association in each year.
- 20.2. The committee shall appoint a committee member to each of the following positions:
 - 20.2.1. Umpire Convenor;
 - 20.2.2. Coaching Convenor;
 - 20.2.3. Canteen Convenor;
 - 20.2.4. Devon TNL Convenor; and
 - 20.2.5. Public Officer.
- 20.3. Each ordinary committee member shall, subject to these rules, hold office until the annual general meeting next after the date of his election, but is eligible for re-election.
- 20.4. In the event of a casual vacancy occurring in the office of ordinary committee member, the committee may appoint a member of the Association to fill the vacancy, and the member appointed shall hold office, subject to these rules, until the conclusion of the annual general meeting next following the date of this appointment.

21. Election of Members of Committee

- 21.1. Nominations of candidates for election as officers of the Association or as ordinary committee member:
 - 21.1.1. shall be made in writing signed by two member of the Association and accompanied by the written consent of the candidate (which may be endorsed on the form of nomination); and
 - 21.1.2. shall be delivered to the Secretary of the Association before the time fixed for the holding of the annual general meeting.

- 21.2. If insufficient numbers are received to fill all vacancies on the committee, the candidates nominated shall be deemed to be elected and further nominations shall be received at the annual general meeting.
- 21.3. If the number of nominations received is equal to the number of vacancies to be filled, the persons nominated shall be deemed to be elected.
- 21.4. If the number of nominations exceeds the number of vacancies to be filled, a ballot shall be held.
- 21.5. The ballot for the election of officers and ordinary committee member shall be conducted at the annual general meeting in such usual and proper manner as the committee may direct.

22. Vacation of Office

- 22.1. For the purposes of these rules, the office of an officer of the Association or an ordinary committee member becomes vacant if an officer or committee member:
 - 22.1.1. dies;
 - 22.1.2. becomes bankrupt or applies to take advantage of any law relating to bankrupt or insolvent debtors or compounds with his creditors, or makes any assignment of his estate for their benefit;
 - 22.1.3. becomes of unsound mind;
 - 22.1.4. resigns his office by writing under his hand addressed to the committee;
 - 22.1.5. ceases to be a resident of the State;
 - 22.1.6. fails, without leave being granted by the committee, to attend three consecutive meetings of the committee;
 - 22.1.7. ceases to be a member of the Association; or
 - 22.1.8. fails to pay all arrears of subscription due by him within fourteen days after he has received a notice signed by the Secretary or Treasurer stating that he has ceased to be a financial member of the Association.

23. Meeting of the Committee and Sub-Committees

- 23.1. The committee shall meet at least bi-monthly at such place and at such times as the committee may determine unless otherwise determined by the committee.
- 23.2. Special meetings of the committee may be convened by the President, or any seven of its members.
- 23.3. Notice shall be given to members of the committee of any special meeting, specifying the general nature of the business to be transacted, and no other business shall be transacted at such a meeting.
- 23.4. Any five members of the committee constitute a quorum for the transaction of the business of a meeting of the committee.
- 23.5. No business shall be transacted unless a quorum is present and if within half an hour of the time appointed for the meeting, a quorum is not present, the meeting shall stand adjourned

to the same place and at the same hour of the same day in the following week unless the meeting was a special meeting, in which case, it lapses.

23.6. At meeting of the committee:

23.6.1. the President, or in the absence thereof, the Vice-President; or

23.6.2. If the President and the Vice-President are absent, such one of the remaining members of the committee as may be chosen by the members present, shall preside.

23.7. Questions arising at meeting of the committee or of any sub-committee appointed by the committee shall be determined on a show of hands, or, if demanded by a member, by a poll taken in such manner as the person presiding at the meeting may determine.

23.8. Each member present at a meeting of the committee or of any sub-committee appointed by the committee (including the person presiding at the meeting) is entitled to one vote and, in the event of an equality of votes on any resolution the resolution is not carried

23.9. Notice of each committee meeting shall be given to each member of the committee at a reasonable time before the meeting.

24. Disclosure of Interests in Contracts

24.1. A member of the committee who is interested in any contract or arrangement made or proposed to be made with the Association shall disclose his interest at the first meeting of the committee at which the contract or arrangement is first taken into consideration, if his interest then exists, or, in any other case, at the first meeting of the committee after the acquisition of his interest.

24.2. If a member of the committee becomes interested in a contract of arrangement after it is made or entered into he shall disclose his interest at the first meeting of the committee after he becomes so interested.

24.3. No member of the committee shall vote as a member of the committee in respect of any contract of arrangement in which he is interested and if he does so vote, his vote shall not be counted.

25. Sub-Committees and Executive Committee

25.1. The committee may at any time appoint a sub-committee from the committee as it may think fit and shall prescribe the powers and functions thereof.

25.2. The committee may co-opt as members of a sub-committee such persons as it thinks fit, whether or not those persons are members of the Association, but a person so co-opted is not entitled to vote.

25.3. Three appointed members of a sub-committee constitute a quorum at a meeting of the sub-committee.

25.4. Written notice of each sub-committee meeting shall be given to each member of the sub-committee at a reasonable time before the meeting.

- 25.5. The President, Vice-President, the Treasurer and the Secretary constitute an executive committee which may issue instructions to the Public Officer and the servants of the Association in matters of urgency connected with the management of the affairs of the Association during the intervals between meetings of the committee and where such instructions are issued shall report thereon to the next meeting of the committee.
- 25.5.1. The management of the Devon TNL Teams shall be vested in the Devon TNL Teams Committee which shall be appointed by the Committee of Management. Matters pertaining to the conduct of the Devon TNL Teams shall be the responsibility of this committee.
- 25.5.2. The conduct of the Devon TNL Teams Committee and its responsibilities shall be as set out in a letter of Agreement between the Association and Devon TNL.

26. Annual Subscriptions

- 26.1. The committee shall fix subscriptions payable by different classes of members and fix or regulate the other fees and charges (if any) payable by members;
- 26.2. If any member fails to pay the subscription and is one month in arrears the committee may cause a notice to be sent to them requiring that member to pay the same within twenty one (21) days. In default of such payment such member shall, if the committee so determines, cease to be a member of the Association and shall forfeit all rights in and claims upon the Association.

27. Financial Year

- 27.1. The financial of the Association is the period beginning on the 1st day of January in each year and ending on the 31st of December next following.

28. Notices

- 28.1. A notice may be served by or on behalf of the Association upon any member either personally or by sending electronically or by sending it through the post in a prepaid letter addressed to the member at their usual or last known place of abode.

29. Alteration to Rules

- 29.1. None of these Rules shall be amended, revoked or added to without the agreement of at least three quarters of the members present at either a Special General Meeting called for that purpose, or the Annual General Meeting as provided under Rule 12.6 thereof.
- 29.2. In the case of any questions arising, not provided for by the constitution of the Association or as to the interpretation thereof, the Committee's decision shall be final.

30. By-Laws

- 30.1. The Committee may (by itself or by delegation to a sub-committee) formulate, approve, issue, adopt, interpret and amend such By-Laws for the proper advancement, management and administration of the Association, the advancement of the Objects as it thinks necessary or desirable. Such By-Laws must be consistent with this Constitution.

- 30.2. All By-Laws made under this clause shall be binding on the Association.
- 30.3. All rules, regulations and by-laws of Netball Australia and Netball Tasmania in force at the date of the approval of this Constitution under the Act insofar as such rules, regulations or by-laws are not inconsistent with, or have been replaced by this Constitution, shall be deemed to be By-Laws under this Rule.
- 30.4. Amendments, alterations, interpretations or other changes to By-Laws shall be advised to Member by means of notices approved by the Committee and prepared and issued by the Secretary. Notices are binding upon all Members.

31. Policies

- 31.1. All Association Policies, Rules and Procedures, as provided by the Committee from time to time, shall be binding on Association members.

32. Expulsions

- 32.1. Subject to this rule, the committee may expel a member from the Association if, in the opinion of the committee the member has been guilty of conduct detrimental to the interests of the Association.
- 32.2. The expulsion of a member pursuant to rule 32.1 of this rule does not take effect:
 - 32.2.1. until the expiration of fourteen days after service on the member of a notice under sub-rule 32.3; or
 - 32.2.2. if the member exercises his right of appeal under this rule, until the conclusion of the special general meeting convened to hear the appeal, the By-Laws whichever is the later date.
- 32.3. Where the committee expels a member from the Association, the Secretary of the Association shall, without undue delay, cause to be served on the member a notice in writing:
 - 32.3.1. stating that the committee has expelled the member;
 - 32.3.2. specifying the grounds for the expulsion; and
 - 32.3.3. informing the member that if she/he so desires she/he may, within fourteen days after the service of the notice of her/him, appeal against the expulsion as provided in this rule.
- 32.4. A member of whom a notice under rule 32.3 is served may appeal against the expulsion to a special general meeting by delivering or sending electronically or sending by post to the Secretary of the Association, within fourteen days after the service of that notice, a requisition in writing demanding the convening of such a meeting for the purpose of hearing his appeal.
- 32.5. Upon receipt of a requisition under rule 32.4, the Secretary shall forthwith notify the committee of its receipt and the committee shall thereupon cause a special general meeting of members to be held within twenty one days after the date on which the requisition is received by the Secretary.

- 32.6. At a special general meeting convened for the purpose of this rule:
- 32.6.1. no business other than the question of the expulsion shall be transacted;
 - 32.6.2. the committee may place before the meeting details of the grounds of the expulsion and the committee's reasons for the expulsion;
 - 32.6.3. the expelled member shall be given an opportunity to be heard; and
 - 32.6.4. the members present shall vote by secret ballot on the question whether the expulsion should be lifted or confirmed.
- 32.7. If at the special general meeting a majority of the members present vote in favour of the lifting of the expulsion, the expulsion shall be deemed to have been lifted and the expelled member is entitled to continue membership of the Association.
- 32.8. If at the special general meeting a majority of the members present vote in favour of the confirmation of the expulsion, the expulsion take effect, and the expelled member ceases to be a member of the Association.

33. Disputes

- 33.1. Subject to this rule a dispute between a member of the Association, in his capacity as a member, and the Association shall be determined by arbitration in accordance with provisions of the Commercial Arbitration Act 1986.
- 33.2. Nothing in this rule affects the operation or effect of rule 32.

34. Public Officer

- 34.1. The Public Officer of the Association shall be such member or employee as the Board may appoint to that position.

35. Seal of the Association

- 35.1. The seal of the Association shall be in the form of a rubber stamp inscribed with the name of the Association encircling the word "Seal".
- 35.2. The seal of the Association shall not be affixed to any instrument except by the authority of the committee, and the affixing thereof shall be attested by the signatures either of two members of the committee or of one member of the committee and of the Secretary of the Association or such other person as the committee may appoint for that purpose, and that attestation is sufficient for all purposes that the seal was affixed by authority of the committee.
- 35.3. The seal shall remain in the custody of the Secretary.

36. Dissolution of Association

- 36.1. If under the winding up or dissolution of the Association there remains surplus assets in accordance with Section 33 of the Act, the same shall not be paid or distributed among the members of the Association but shall, subject to Section 33 of the Act, be given or transferred to an organisation which is exempt from Income Tax under Section 23 of the Income Tax Assessment Act having objects as close as possible to the Association.