

TRIUMPH SPORTS OWNERS ASSOCIATION (ECURIE TRIUMPH) OF AUSTRALIA (NSW BRANCH) I NC

PART 1

NAME

The name of the Association is Triumph Sports Owners Association (Ecurie Triumph) of Australia (NSW Branch) Inc. The Association's title will be abbreviated to TSOA (NSW) Inc. and hereinafter be referred to as TSOA (NSW) Inc. or the Association.

PRIMARY OBJECTS

The primary objects of the Association are: -

1. To promote, foster and encourage the acquisition, ownership, preservation and use of Triumph marque cars manufactured during Triumph's sports car era of 1953 to 1981 inclusive.
2. To encourage member participation in motor sport and promote motor sporting events.

SUPPLEMENTARY OBJECTS

The supplementary objects of the Association are: -

To encourage member participation in motor sport and promote motor sporting events and social functions within TSOA (NSW) Inc.

1. To associate or affiliate with the Confederation of Motor Sports (CAMS), acknowledge its constitution and observe its national competition rules.
2. To promote courtesy and safety on the roads and friendship among owners of Triumph motor vehicles.
3. To conduct meetings whereby the members may obtain information enabling them to maintain a high standard of efficiency in their vehicles as well as improving their driving ability.
4. To associate or affiliate with any other Organisation or Association whose objectives are compatible with the objectives of TSOA (NSW) Inc. for the benefit of the members of the Association.
5. To take an active interest in and undertake action where necessary to protect the rights of Triumph motor vehicle owners in particular and old vehicle owners in general in respect to any proposal for the restrictions on the use of older vehicles.
6. To offer members of the Association holding "Open Competition" licences a sub-group within the Association called "Ecurie Triumph" under which to compete in motor sports.

PART 2

MEMBERSHIP

1. Full membership shall be open to all owners and partners of owners of the following Triumph marque cars provided that the nominated vehicle retains the original body shape and triumph or a Rover V8 engine. Eligible vehicles are TR2-8, Spitfire, GT6, Stag, Herald, Vitesse, 2000/2500 Mark I & Mark 2 Saloons and Estates, 1300/1500/Toledo Saloons and 1300/1500/1850/Sprint Dolomites.
2. "Family membership" shall be offered at a discount to all family members living at the same address as a full member. Family members shall have all the benefits of full membership except for the receiving of any periodicals published by the Association.
3. Social Membership is available to any person wishing to join the Association who are not eligible for Full membership.
4. The Association may bestow life membership on a member by unanimous vote of the Committee.

NOMINATION FOR MEMBERSHIP

1 Full Membership

- a. The nomination of a person for full membership of the Association shall be made by one existing financial member of the association in the form as specified by the Committee.
- b. Upon payment of fees as set out by the Committee under these rules, the applicant is accepted as a member of the Association (subject to the membership conditions listed in clause I above).

2 Social Membership

- a. The nomination of a person for Social membership of the Association shall be made by two existing financial members in the form as specified by the Committee.
- b. The nomination of Social membership is to be considered by the Committee at its next meeting and must be accepted by a two-thirds (2/3) majority of the Committee before Social membership can be obtained.
- c. Upon payment of fees as set out by the Committee under these rules, the applicant is accepted as a Social member of the Association.
- d. The Committee may accept or reject any application at its discretion and is not required to provide a reason to the applicant or any other party for its actions.
- e. Social membership cannot be renewed without the approval of at least two-thirds (2/3) majority of the Committee.

3 Life Membership

A person can be nominated for Life Membership of the Association by any existing financial full member. To be eligible for Life Membership a member must have to their record a minimum of five (5) years outstanding service to the Association. The nomination is to be made in writing for the consideration of the Committee and must be accepted by a unanimous decision of the Committee before Life Membership can be bestowed. Life Members shall be presented with a gold badge and receive all the benefits of the Club.

4 Rights of Members

- a. The right to hold the position of President or Vice President shall only be open to full or life members.
- b. Apart from the rights reserved in rule 4(a), all members shall have the right to address any issue at general meetings and to vote on any motion put before the membership and to hold any other committee or non-committee position.
- c. Life members shall have the same rights as a financial full member and be exempted from the payment of all fees including capitation fees.

5 Membership Classification

- a. An existing member's classification shall only be changed at the beginning of each calendar year. A financial full member who ceases to own a nominated Triumph marque car shall retain their full membership until 31st December of that year. (Note: This is to enable a member serving on committee to retain that position to end if their term thereby ensuring minimal disruption to the operation of the Club).
- b. An application for Social membership by any former full member shall be accepted by the Committee where this application is a continuation of the person's membership. They are not required to reapply or have their membership reconsidered by the Committee while ever their dues are paid.

6. Cessation of Membership

A person ceases to be a member of the Association if the person:-

- 1) Dies, or
- 2) Is expelled from the Association, or
- 3) Resigns their membership

7. Membership Entitlements Not Transferable

A right, privilege or obligation, which a person has by reason of being a member of the Association:-

- a) Is not capable of being transferred or transmitted to another person; and
- b) Terminates upon cessation of the persons membership.

8. Resignation of Membership

- 1) A member of the Association is not entitled to resign that membership except in accordance with this rule. Notwithstanding rules 8.2) & 8.3), the resignation of membership of a Treasurer will not be accepted until a satisfactory report has been received regarding the accounts from the official auditor.
- 2) A member of the Association who has paid all amounts due shall be able to resign at any time by giving 30 days notice in writing to the Secretary of the Association. At the expiration of this 30 Days the member ceases to be a member.
- 3) A member will be deemed to have resigned if any or all sums owed to the Association remain unpaid for a period of greater than 90 days. The Committee may reinstate a member to the register of members upon payment of all outstanding fees and any penalty or administrative charge as determined by the Committee.
- 4) In all cases where membership ceases the Secretary shall ensure that an appropriate entry in the register of members recording the date on which the membership ceased.

9. Register of Members

- 1) The Secretary of the Association shall ensure that a register of members of the Association specifying the name and address of each person who is a member of the Association together with the date on which the person became a member is established and maintained.
- 2) It is a member's responsibility to advise the Secretary of the Association of any change in their address.
- 3) The register of members shall be kept at the principal place of administration of the Association and shall be open for inspection, free of charge, by any member of the Association at any reasonable hour. Access to the register may be withheld where it is reasonable to believe that some commercial advantage may result. Members shall have access to detailed information on the register only as it relates to their own membership. Summary information may be made available at the discretion of the Committee.

10. Fees, Subscriptions etc

A member of the Association shall, upon admission to membership, pay to the Association an annual fee of \$1 or, where some other amount is determined by the Committee, of that other amount.

11. Members' Liabilities

The liability of a member of the Association to contribute towards the payment of the debts and liabilities of the Association or the costs, charges and expenses of the winding up of the Association is limited to the amount, if any, unpaid by the member in respect of membership of the Association as required by rule (10).

12. Disciplining of Members

- 1) Where the Committee is of the opinion that a member of the Association:-
 - a) Has persistently refused or neglected to comply with a provision of these rules or any properly formulated and notified by-law under these rules; or
 - b) Has persistently and willfully acted in a manner prejudicial to the interest of the Association, the Committee may, by resolution:-
 - i) Expel the member from the Association; or
 - ii) Suspend the member from membership of the Association for a specified period not to exceed 12 months.
- 2) A resolution of the Committee under rule (12.1) is of no effect unless the executive Committee at a meeting held not later than 28 days after service on the member of a notice under rule (12.3), confirms the resolution in accordance with this rule.
- 3) Where the Committee passes a resolution under rule (12.1), the Secretary shall, as soon as practicable cause a notice in writing to be served on the member:-
 - a) Setting out the resolution of the Committee and the grounds on which it is based.
 - b) Stating that the member may address the executive Committee at a meeting to be held not later than 28 days service of the notice.
 - c) Stating the date, place and time of that meeting, and;
 - d) Informing the member that the member may do either or both of the following;
 - i) Attend and speak at that meeting and/or,
 - ii) Submit to the executive Committee at or prior to the date of that meeting written Representations relating to the resolution.
- 4) At a meeting of the executive Committee held as referred to in rule (12.3) the executive Committee shall:-
 - a) Give the member any reasonable opportunity to make oral representations.
 - b) Give due consideration to any written representation submitted by the member at or prior to the meeting; and,
 - c) By resolution determine whether to confirm or revoke the resolution. A simple majority will be required to revoke or confirm the resolution if it relates to suspension. To revoke a resolution for expulsion also requires a simple majority confirmation of an expulsion resolution will need to be by unanimous decision of the executive Committee.
 - d) The executive Committee can resolve to down grade an expulsion resolution to a suspension after consultation between all Committee members.
- 5) A decision reached by the executive Committee under these rules will be final and the member shall have no further right of appeal.
- 6) Any member expelled from the Association shall not be allowed to reapply for membership within 2 years of the effective date of the expulsion.
- 7) Any reapplication under rule (12.6) will require nomination by 2 existing full financial members and be considered by the then current Committee. Acceptance of the nomination is at the Committees discretion and there is no obligation for the Committee to provide a reason for any rejection of an application.

PART 3

THE COMMITTEE

13. Powers etc., of Committee

The Committee shall be called the Committee of management of the Association and, subject to the Act, the Regulation and these rules and to any resolution passed by the Association in general meeting:-

- 1) Shall control and manage the affairs of the Association.
- 2) May exercise all such functions as may be exercised by the Association other than those functions that are required by these rules to be exercised by a general meeting of members of the Association; and
- 3) Has power to perform all such acts and do all such things as appear to the Committee to be necessary or desirable for the proper management of the affairs of the Association.

14. Formulation and Maintenance of By-Laws

- 1) The Committee of the Association shall be responsible for the framing of any By-Laws which may appear necessary for the proper management of the Association.
- 2) A By-Law will require acceptance by a two-thirds majority of the Committee to come in effect.
- 3) A By-Law accepted by the Committee of the Association shall be presented to the general membership at the first general meeting of the Association after the Committee has voted. The new By-Law will come into effect 30 days from this date.
- 4) The Committee shall maintain a register of all By-Laws. No later than the second Committee meeting of each year the Committee shall review and revise or delete any By-Law as considered necessary.
- 5) Any By-Law that it is proposed to revise or delete will require a two-thirds majority of the Committee before this action is taken. The By-Law register is to be amended accordingly.
- 6) The details of all revisions or deletions are to be presented to the general membership of the Association as in rule (14.3).
- 7) The register of By-Laws shall be kept at the principal place of administration of the Association and shall be open for inspection, free of charge, by any member of the Association at any reasonable hour. (Revised November 1993)

15. Constitution and Membership

- 1) The Committee of the Association shall consist of:-
 - a) The executive Committee consisting of the;
 - i) President
 - ii) Vice President
 - iii) Secretary
 - iv) Treasurer
 - v) Competition Secretary; and
 - b) 4 other committee members,

2) All Committee members must be financial full, social or life members of the Association at the time of their election and at the commencement of their term of office. The positions of both President and Vice-President and at least a two-thirds (2/3) majority of the committee must be held by full or life members. Notwithstanding rule (4.4), if a position remains unfilled at the annual general meeting of the Association and is unfilled for a period of 60 days the Committee may appoint a member to fill this vacancy.

3) Notwithstanding rule (15.2), the President of the Association must at all times meet the following requirements

a) Have been a full financial member of the Association for at least the two years prior to standing for election, and;

b) Have performed at least one year of service on the Committee.

4) Each member of the Committee shall, subject to these rules, hold office from the 1st day of the New Year following the annual general meeting. New Committee members shall be entitled to attend any Committee meetings held between their election and assumption of office. At these meetings they may take part in any discussion of business but may not vote on any resolution raised.

5) In the event of a casual vacancy occurring in the membership of the Committee, the Committee may appoint a member of the Association to fill the vacancy and a member so appointed shall hold office, subject to these rules, until the conclusion of the calendar year.

16. Election of members

1) Nominations of candidates for election as executive or other members of the Committee -

a) Shall be in writing, signed by 2 financial members of the Association and accompanied by the written consent of the candidate (which may be endorsed on the form of nomination); and

b) Shall be delivered to the Secretary of the Association not less than 30 minutes before the time fixed for the holding of the annual general meeting at which the election is to take place.

2) If insufficient nominations are received any vacant positions remaining on the Committee shall be deemed to be casual vacancies.

3) If there is more than one nomination for a position, a ballot shall be held.

4) The ballot for the election of executive and ordinary members of the Committee shall be conducted at the annual general meeting in such usual and proper manner as the Committee may direct.

5) A nomination of a candidate for election under this clause is not valid if that candidate has been elected to another office at the same election.

17. Secretary

- 1) The Secretary of the Association shall, as soon as practicable after being appointed as Secretary, lodge notice with the Association of his or her address.
- 2) It is the duty of the Secretary to keep minutes of all appointments of office bearers and members of the Committee
 - b) The names of members of the Committee present at a Committee meeting or a general meeting; and
 - c) All proceedings at Committee meetings and general meetings
- 3) Minutes of proceedings at a meeting shall be signed by the chairperson of the next succeeding meeting.
- 4) The Secretary of the Association shall act in all ways required under the Act as the Public Officer of the Association.
- 5) It is the duty of the Secretary to ensure that an up to date register of members and register of By-laws as set out in these rules is maintained.

18. Treasurer

- 1) It is the duty of the Treasurer of the Association to ensure that all money due to the Association is collected and received and that all payments authorised by the Association are made; and
(Revised November 1993)
- b) Correct books of account are kept showing the financial affairs of the Association including full details of all receipts and expenditure connected with the activities of the Association.
- 2) The Treasurer is required to present all accounts for an audit by an independent and suitably qualified person appointed by the Committee on an annual basis.
- 3) The resignation of a Treasurer from the Committee will not be accepted until a satisfactory report has been received regarding the accounts from the official auditor.

19. Casual Vacancies

For the purposes of these rules, a casual vacancy in the office of a member of the Committee occurs if the member:-

- a) Dies
- b) Ceases to be a member of the Association
- c) Becomes insolvent under administration within the meaning of the companies (New South Wales) code;
- d) Resigns office by notice in writing given to the Secretary
- e) Becomes of unsound mind or a person whose person or estate is liable to be dealt with in any way under the law relating to mental health; or
- t) Is absent without the consent of the Committee from all meetings of the Committee held during a period of 3 months.
- g) Holds an office of profit in the Association
- h) Is directly or indirectly interested in any contract or proposed contract with the Association.

20. Meetings and Quorum

- 1) The Committee shall meet at least 10 times in each period of 12 months at such place and time as the Committee may determine.
- 2) Additional meetings of the Committee may be convened by the President or by any member of Committee.
- 3) Oral or written notice of a meeting of the Committee shall be given by the Secretary to each member of the Committee at least 48 hours (or such other period as may be unanimously agreed upon by the members of the Committee) before the time appointed for the holding of the meeting.
- 4) Notice of the meeting given under rule (20.3) shall specify the general nature of the business to be transacted at the meeting and no business other than that business shall be transacted at the meeting except business which the Committee members present at the meeting unanimously agree to treat as urgent business.
- 5) Any 3 members of the Committee constitute a quorum for the transaction of the business of a meeting of the Committee provided that at least 2 members of the executive Committee are present.
- 6) No business shall be transacted by the Committee 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 stands adjourned to the same place and at the same hour of the same day in the following week.
- 7) If at the adjourned meeting a quorum is not present within half an hour of the time appointed for the meeting, the meeting shall be dissolved.
- 8) At a meeting of the Committee -
 - a) The President or, in the President's absence, the Vice President shall preside; or
 - b) If the President and Vice President are absent or unwilling to actSuch one of the remaining members of the Committee as may be chosen by the members present at the meeting shall preside.

21. Delegation by Committee to Sub-Committee

- 1) The Committee may, by instrument in writing, delegate to one or more sub-committees (consisting of such member or members of the Association as the Committee thinks fit) the exercise of such of the functions of the Committee as are specified in the instrument, other than -
 - . a) This power of delegation; and
 - b) a function which is a duty imposed on the Committee by the Act or by any other law.
- 2) A function the exercise of which has been delegated to a sub-committee under this rule may, while the delegation remains unrevoked, be exercised from time to time by the sub-committee in accordance with the terms of the delegation.
- 3) A delegation under this section may be made subject to such conditions or limitations as to the exercise of any function the subject thereof, or as to time or circumstances, as may be specified in the instrument of delegation.
- 4) Notwithstanding any delegation under this rule, the Committee may continue to exercise any function delegated.
- 5) Any act or thing done or suffered by a sub-committee acting in the exercise of a delegation under this rule has the same force and effect as it would have if it had been done or suffered by the Committee.

(Revised November 1993)

6) The Committee may, by instrument in writing, revoke wholly or in part any delegation under this rule.

7) A sub-committee may meet and adjourn as it thinks proper.

22. Voting and Decisions

1) Questions arising at a meeting of the Committee or of any sub-committee appointed by the Committee shall be determined by a majority of the votes of members of the Committee or sub-committee present at the meeting except where specified differently in these rules.

2) 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 but, in the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.

3) Subject to rule (20.5), the Committee may act notwithstanding any vacancy on the Committee.

4) Any act or thing done or suffered, or purporting to have been done or suffered, by the Committee or by a sub-committee, is valid and effectual notwithstanding any defect that may afterwards be discovered in the appointment or qualification of any member of the Committee or sub-committee.

PART 4

GENERAL MEETINGS

23. Holding of Annual General Meetings

- 1) With the exception of the first annual general meeting of the Association, the Association shall convene an annual general meeting of its members at the conclusion of business at each October general meeting.
- 2) The Association shall hold its first annual general meeting within the period of 18 months after its incorporation under the Act.

24. Call of, and Business at Annual General Meeting

- 1) The annual general meeting of the Association shall, subject to the Act and to rule 23, be convened on such date and at such place and time as the Committee thinks fit.
- 2) In addition to any other business which may be transacted at an annual general meeting, the business of an annual general meeting shall be the election of the new committee.
- 3) An annual general meeting shall be specified as such in the notice convening it.

25. Calling of Special General Meetings

- 1) The Committee may, whenever it thinks fit, convene a special general meeting of the Association.
- 2) The Committee shall, on the requisition in writing of not less than 15 per cent of the total membership, convene a special general meeting of the Association.
- 3) A requisition of members for a special general meeting -
 - a) Shall state the purpose or purposes of the meeting;
 - b) Shall be signed by the members making the requisitions;
 - c) Shall be lodged with the Secretary; and
 - d) May consist of several documents in a similar form, each signed by one or more of the members making the requisition.
- 4) If the Committee fails to convene a special general meeting to be held within 1 month after the date on which a requisition of members for the meeting is lodged with the Secretary, anyone or more of the members who made the requisition may convene a special general meeting to be held not later than 3 months after that date.
- 5) A special general meeting convened by a member or members referred to in rule (4) shall be convened as nearly as is practicable in the same manner as general meetings are convened by the Committee and any member who thereby incurs expense is entitled to be reimbursed by the Association for any expenses so incurred.

26. Notice

- 1) Except where the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the Association no notice of the regular general meeting need be given.
- 2) A general meeting shall be held on a nominated day (as set by Committee from time to time) of every month to commence at 8 pm. The venue to be set from time to time by the Committee and notice of any change in the regular venue or day is to be provided in

writing to all members on the register no later than 21 days prior to the meeting.

(Revised November 1993)

3) Where the nature of any business proposed to be dealt with at a general meeting requires a special resolution of the Association, the Secretary shall, at least 21 days before the date fixed for the holding of the general meeting, cause notice to be sent by prepaid post to each member at the member's address appearing in the register of members, a notice specifying the place, date and time of the meeting and the Intention to propose the resolution as a special resolution as part of the business proposed to be transacted at the meeting.

4) No business requiring a special resolution other than that specified in the notice convening the general meeting shall be transacted at the meeting except, in the case of an annual general meeting, business which may transacted pursuant to rule 26 (2).

5) A member desiring to bring business before a general meeting requiring a special resolution may give notice in writing of that business to the Secretary who shall include that business in the next notice calling a general meeting given after receipt of the notice from the member.

27. Procedure

1) No item of business requiring a special resolution shall be transacted at a general meeting unless a quorum of members entitled to vote under these rules is present during the time the meeting is considering that item.

2) 10% of financial members present in person (being members entitled under these rules to vote at a general meeting) constitute a quorum for the transaction of the business of a general meeting.

3) If within half an 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 case shall stand adjourned to the same day in the following week at the time and (unless another place is specified at the time of the adjournment by the person presiding at the meeting) at the same place.

4) If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the commencement of the meeting, the members present (being not less than 9) shall constitute a quorum.

28. Presiding Member

1) The President or, in the President's absence, the Vice-President, shall preside as chairperson at each general meeting of the Association.

2) If the President and the Vice-President are absent from a general meeting or unwilling to act, the members present shall elect one of their number to preside as chairperson at the meeting.

29. Adjournment

- 1) The chair person of a general meeting at which a quorum is present may, with the consent of the majority of members present at 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.
- 2) Where 'a general meeting is adjourned for 14 days or more, the Secretary shall give written or oral notice of the adjournment to each member of the Association stating the place, date and time of the meeting and the nature of the business to be transacted at the meeting.
- 3) Except as provided in rules (1) and (2), notice of an adjournment of a general meeting or of the business to be transacted at an adjourned meeting is not required to be given.

30. Making of Decisions

- 1) A question arising at a general meeting of the Association shall be determined on a show of hands and, unless before or on declaration of the show of hands a poll is demanded, a declaration by the chair person that a resolution has, on a show of hands, been carried or carried unanimously or carried by a particular majority or lost, or an entry to that effect in the minute book of the Association, is evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against that resolution.
- 2) At a general meeting of the Association, a poll may be demanded by the chairperson or by not less than 3 members present in person or by proxy at the meeting.
- 3) Where a poll is demanded at a general meeting, the poll shall be taken -
 - a) Immediately in the case of a poll which relates to the election of the chair person of the meeting or the question of an adjournment; or
 - b) In any case, in such manner and at such time before the close of the meeting as the chairperson directs, and the resolution of the poll on the matter shall be deemed to be the resolution of the meeting on that matter.

31. Special Resolution

- A resolution of the Association is a special resolution if it is passed by a majority which comprises not less than three-quarters of such members of the Association as, being entitled under these rules to do, vote in person or by proxy at a general (revised November 1993) meeting of which not less than 21 days written notice specifying the intention to propose the resolution as a special resolution was given in accordance with these rules; or
- b) Where it is made to appear to the Commission that it is not possible or practicable for the resolution to be passed in the manner specified in paragraph (a) - the resolution is passed in a manner specified by the Commission.

32. Voting

- 1) Upon any question arising at a general meeting of the Association a full financial member has one vote only.
- 2) All votes shall be given personally or by proxy but no member may hold more than 5 proxies.
- 3) In the case of an equality of votes on a question at a general meeting, the chairperson of the meeting is entitled to exercise a second or casting vote.
- 4) A member or proxy is not entitled to vote at any general meeting of the Association unless all money due and payable by the member or proxy to the Association has been paid.

33. Appointment of Proxies

- 1) Each full financial member shall be entitled to appoint another member a proxy by notice given to the Secretary no later than 30 minutes before the time of the meeting in respect of which the proxy is appointed.
- 2) The notice appointing the proxy shall be in the form set out in Appendix 1 of these rules.

PART 5

MISCELLANEOUS

34. Insurance

- 1) The Association shall effect and maintain insurance pursuant to section 44 of the Act.
- 2) In addition to the insurance required under rule (34.1), the Association may effect and maintain other insurance

35. Alteration of Objects and Rules

The statement of objects and these rules may be altered, rescinded or added to only by a special resolution of the Association.

36. Common Seal

- 1) The common seal of the Association shall be kept in the custody of the Secretary.
- 2) The common seal shall not be affixed to any instrument except by the authority of the Committee and the affixing of the common seal shall be attested by the signatures either of 2 members of the executive Committee.

37. Custody of Books, etc.

Except as otherwise provided by these rules, the Secretary shall keep in his or her custody or under his or her control all records, books and other documents relating to the Association.

38. Inspection of Books, etc.

The records, books and other documents of the Association shall be open for inspection, free of charge, by a member of the Association at any reasonable hour except as specified

in rule 9(3).

39. Funds - Source

- 1) The funds of the association shall be derived from entrance fees and annual subscriptions of members, donations and, subject to any resolution passed by the association in a general meeting, such other sources as the Committee determines.
- 2) All money received by the association shall be deposited as soon as practicable and without deduction to the credit of the association's bank account.
- 3) The association shall, as soon as practicable after receiving any money, issue an appropriate receipt.

40. Funds - Management

- 1) Subject to any resolution passed by the Association in general meeting, the funds of the Association shall be used in pursuance of the objects of the Association in such manner as the Committee determines.(revised November 1993)
- 2) All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by any 2 of the President, Secretary or Treasurer as authorised to do so by the Committee.

41. Surplus Property

- 1) At the first general meeting of the Association, the Association shall pass a special resolution nominating an incorporated Association as the Association in which is to vest its surplus property pursuant to section 53 (2) of the act in the event of the winding up or the cancellation of the incorporation of the Association.
- 2) The incorporated Association so nominated shall be one which fulfils the requirements specified in section 53 (2) (a)-(c) of the Act.

42. Service of Notices

- 1) For the purposed of these rules, a notice may be served by or on behalf of the Association upon any member either personally or by sending it by post to the member at the members address shown in the register of members.
- 2) Where a document is sent to a person by properly addressing, prepaying and posting to the person a letter containing the document, the document shall, unless the contrary is proved, be deemed for the purposes of these rules to have been served on the person at the time at which the letter would have been delivered in the ordinary course of post.

43. Payments, etc., of Committee Members

A member of the Committee shall not be appointed to any salaried office of the Association or any office of the Association paid by fees, and no remuneration or other benefit in money or money's worth shall be given by the Association to any member of the Committee except repayment of out of pocket expenses

- b) Interest at a rate not exceeding interest at the rate for the time being which is or would be charged by the Associations bankers for money lent to the Association; and
- c) Reasonable and proper rent for premises let to the Association.

(Revised November 1993)