

CONSTITUTION

of the

SPORTING SHOOTERS’
ASSOCIATION OF AUSTRALIA
(SOUTH AUSTRALIA) Incorporated

A7961

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1. NAME AND NATURE

- 1.1. The name of the Association is the SPORTING SHOOTERS ASSOCIATION OF AUSTRALIA (South Australia) INCORPORATED, hereinafter referred to as the Association.
- 1.2. Sporting Shooters' Association of Australia (South Australia) Incorporated is a Not for Profit Association.
- 1.3. The Association is bound by Section 25 of the Associations Incorporations Act 1985

Office Location

- 1.4. The office of this Association shall be at Adelaide or such other place or places in the State of South Australia as may be determined at Annual General Meetings.

Adherence to the Constitution of SSAA (National)

- 1.5. As a constituent part of the SPORTING SHOOTERS' ASSOCIATION OF AUSTRALIA INCORPORATED this Association accepts and adheres to the Constitution of that body except where there shall be any inconsistency and in such case this Constitution or any matter or thing done pursuant to this Constitution shall prevail.

2. DEFINITIONS

- 2.1. In this Constitution unless inconsistent with the context, the masculine includes the feminine, the singular, the plural, and vice versa and the following words and expressions shall have the meanings set out against them.
- 2.2. "S.S.A.A.(National)" means Sporting Shooters' Association of Australia Incorporated.
- 2.3. "S.S.A.A.(SA)" means Sporting Shooters' Association of Australia (South Australia) Incorporated.
- 2.4. Club, means an approved incorporated body adopting this Constitution being a member of S.S.A.A. (SA).Inc and incorporated under the Associations Incorporations Act 1985
- 2.5. Committee of Management means the delegates of the Clubs meeting in Council.
- 2.6. Executive Committee means the President, Senior Vice President, Junior Vice President, Treasurer, Secretary, Immediate Past President, and two ordinary members.
- 2.7. Council means the Committee of Management and the Executive Committee sitting conjointly.
- 2.8. Range means an area for the promotion and conduct of the shooting sports.
- 2.9. His, Her and Chairman in the text means the gender equivalent and is not gender specific.

3. AIMS AND OBJECTIVES

- 3.1. The achievement and maintenance of a favourable environment for field and target shooting in Australia and its territories.
- 3.2. To seek improvements in the laws pertaining to firearms, and to support or oppose proposed amendments to the existing legislation.
- 3.3. To seek improvement in the laws relating to wildlife (indigenous and introduced) and support or oppose proposed amendments to existing legislation.
- 3.4. To advocate and undertake game conservation and the legal recognition of game animals (indigenous and introduced).
- 3.5. To provide help and education for all eligible people in the art of shooting, safe handling of firearms, secure storage of firearms, field etiquette and the knowledge of the laws relative to shooting.
- 3.6. To raise the sporting shooter in public esteem by promotion of a better understanding between the media, public, land holders, and sporting shooters.
- 3.7. To encourage all hunters and shooters to abide by a strict code of ethics.
- 3.8. To promulgate, in the interests of safety, secure storage, knowledge and information of firearms and ammunition.
- 3.9. To establish Clubs of the Sporting Shooters Association of Australia (South Australia) Inc. in target shooting, competition, hunting, collecting, firearm related activities and other related activities as approved by the Council.
- 3.10. To represent SSAA (SA) Inc. at all the meetings of S.S.A.A.(National).
- 3.11. To do all things that is conducive or incidental to attain the above aims and objectives.

4. POWERS

- 4.1. To implement the aims objectives and purposes of this Association, this Association shall also be deemed to have the following powers:
- 4.2. the purchase, taking on lease or in exchange, and the hiring or otherwise acquiring of or using any real or personal property that may be deemed necessary or convenient in order to further the aims, objectives and purposes of this Association;
- 4.3. the buying, selling and supplying of, and dealing in goods or specified goods which may be deemed necessary or convenient in order to further the aims, objectives and purposes of this Association;
- 4.4. the construction, maintenance, and alteration of buildings or works necessary or convenient in order to further the aims, objectives and purposes of this Association;

- 4.5. the granting of moneys to clubs or other approved bodies to further the aims, objectives and purposes of the Association.
- 4.6. the accepting of any gift, whether subject to a special trust or not, for any one or more of the aims, objectives and purposes of this Association;
- 4.7. the taking of such steps from time to time as the Council in general meeting may deem expedient for the procuring of funds for this Association, by way of donations, subscriptions, grants or otherwise;
- 4.8. the printing and publishing of such newspapers, periodicals, books, leaflets, or other documents as the committee of management in general meeting may think desirable for the promotion of the aims, objectives and purposes of this Association;
- 4.9. the borrowing and raising of money in such manner and on such terms as the committee of management may think fit or as may be approved or directed by resolution passed at a general meeting;
- 4.10. securing the re-payment of money so raised or borrowed or the payment of a debt or liability of this Association by giving mortgages, charges or securities upon or over all or any of the real or personal property of this Association;
- 4.11. the making of gifts, subscriptions, or donations;
- 4.12. the establishment or support, or the aiding in the establishment and support, of associations, institutions, funds, trusts, schemes, and conveniences calculated to benefit this Association.
- 4.13. the granting of salary, contract or honoraria.
- 4.14. the granting of allowances or other benefits to servants or past servants of this Association and the making of payments towards insurance in relation to any of those purposes;
- 4.15. the establishment or support of any other association, formed for any of the basic aims, objectives and purposes of this Association, to which the Council may be agreeable;
- 4.16. the doing of all things as are incidental or conducive to the attainment of the basic aims, objectives and purposes of this Association.

5. MEMBERSHIP

Classes of Membership

- 5.1. Membership of this Association will comprise of classes:
 - (a) Club membership
 - (b) Affiliate Organisations
 - (c) Life Membership
 - (e) Honorary Membership
 - (f) Personal Member SA

Club Membership

- 5.2. Club Membership will not be available to individuals, but will be available only to Clubs that agree to abide by the rules of “SSAA (SA)” as amended from time to time and whose primary aims and objectives are acceptable to this Association.
- 5.3. Such Clubs may be accepted from time to time by the Council of this Association.
- 5.4. Member Clubs are not required to pay an application, annual or subscription fee.

Application for Membership

- 5.5. Application for a Club membership shall be made in writing addressed to the Secretary.

Application and Provision of a Constitution

- 5.6. The application shall be accompanied by a copy of the Club’s constitution or proposed constitution and a list of inaugural constituent members together with the S.S.A.A. (National) membership number if any of each of its constituent members.
- 5.7. On receipt of the application for membership, the application together with the Club’s constitution or proposed constitution shall be considered at the next general meeting of this Association to decide if the application is accepted or rejected and whether there should be any conditions applied to membership of this Association.

Notification of Council's decision

- 5.8. The Secretary shall within seven days of a decision by the Council at the General Meeting at which an Application for Membership was considered notify the Applicant of the decision together with any conditions which may have been imposed upon membership.

Date of Membership to become effective

- 5.9. The Membership shall become effective when all conditions imposed by Council are complied with.

Life Membership

- 5.10. Life Membership of this Association may be conferred as recognition of services to the shooting sports and in particular for services to this Association. This can be bestowed by the State Association by the payment on behalf of the Member for Life fee as prescribed from time to time.
- 5.11. Life Membership of this Association does not preclude the nomination of any individual to Life membership of S.S.A.A. (National).
- 5.12. Life Membership of this Association confers no voting rights or other such privileges upon any individual. Only a Club can accrue such rights.
- 5.13. Life Membership of a Club can only be conferred upon any individual by the Club concerned.

Honorary Membership

- 5.14. Honorary Membership may be conferred upon any individual but only at an Annual General Meeting of this Association.

- 5.15. Such election to Honorary Membership shall be the subject of a motion put to such meeting in accordance with this Constitution. The motion shall include the duration of such Honorary Membership.

Personal Member SA

- 5.16. A Personal Member SA is not a constituent member of any Club.
- 5.17. A Personal Member SA shall be any individual member of SSAA (National) and who by virtue of being a resident of South Australia is allocated to this Association but who is not a constituent member of a Club.

Personal Member SA not to be allocated a Club Number

- 5.18. Such member will not be allocated a Club number but will be allocated an S99 number on their membership card until such time as they become a constituent member of a Club when they shall be allocated the number of their primary Club.

Personal Member SA Rights and obligations

- 5.19. Until such time as Personal Members of this Association become constituents of a Club they shall have no rights or obligations within this Association other than those conferred by being members of SSAA (National). eg. a right to attend National and State Titles.

6. AFFILIATION

Effects of Affiliation

- 6.1. An organisation granted affiliation shall be entitled to state “affiliated with Sporting Shooters Association of Australia (South Australia) Incorporated” on correspondence and will, subject to meeting all Conditions of affiliation, be covered by this Associations’ insurance. No other benefits accrue from Affiliation.

Eligibility for Affiliation

- 6.2. An organisation applying for Affiliation must be a legal entity, in the form of an Incorporated Association or Company and have a Constitution or Articles acceptable to the Sporting Shooters Association of Australia (South Australia) Incorporated.
- 6.3. An organisation complying with Clause 6.2 may apply to affiliate a discrete shooting section within its structure so long as:
- The organisation is wholly responsible for the shooting section and
 - The shooting section is an entity specifically set up by and within the Constitution or Articles of the organisation and
 - The shooting section conforms to a shooting discipline proprietary to the Sporting Shooters Association of Australia Incorporated, controlled by the Sporting Shooters Association of Australia Incorporated or accepted by the Sporting Shooters Association of Australia Incorporated or the Sporting Shooters Association of Australia (South Australia) incorporated and
 - On the condition that the benefits of affiliation apply to the affiliated shooting section.

- 6.4. All members of an organisation (or designated shooting section) applying for Affiliation must be, and continue to be, a Personal Member SA of the Sporting Shooters Association of Australia (South Australia) Incorporated, within the meaning of Personal Member SA, or be the holder of a current membership card issued by the National Membership Office of the Sporting Shooters Association of Australia Incorporated.
- 6.5. An Affiliation application fee, as set by council, will be payable within 30 days of initial acceptance and each subsequent annual affiliation.

Term of Affiliation

- 6.6. Affiliation shall only be granted for a term of 12 calendar months, but may be renewed on an annual basis, so long as eligibility conditions continue to be met.

Granting Affiliation

- 6.7. Affiliation may only be granted by Council.

Termination of Affiliation

- 6.8. Affiliation may be terminated at any time by mutual agreement between this Association and the Affiliate.
- 6.9. An Affiliate may resign that affiliation at any time, in writing to this Association, on the understanding that all privileges cease at the time of writing.
- 6.10. This Association may revoke the Affiliation of an Affiliate by notice, in writing, if the Affiliate defaults in any condition of affiliation. The revocation will not take effect until the Affiliate has been given all reasonable opportunity to defend their case.

7. ELIGIBILITY TO BE A MEMBER CLUB

Requirements

- 7.1. Before acceptance as a Club it shall be a requirement for an applicant to undertake active shooting, firearms related activities or other related activities as approved by Council. A home range, if required, must be acceptable to or allocated by this Association.

Acceptance of Constitution

- 7.2. All members of this Association shall accept and adhere to this Constitution and the By-Laws of this Association.

Constitutions of Member Club

- 7.3. No Club of this Association shall re-draft or amend its Constitution nor shall any amendment or re-draft of a Constitution be submitted to the regulatory authority without first obtaining the approval of the Council of this Association.
- 7.4. Failure to comply with the requirements of Clause 7.3 will render their membership subject to decision of Council, which may suspend or expel the Club.

Number of delegates

- 7.5. Each Club of this Association shall be entitled to have up to two (2) delegates to all meetings of this Association. These delegates constitute the Committee of Management of this Association.

Appointment of delegates

- 7.6. Clubs may appoint any person or persons to represent them as delegates provided that their primary occupation is not a dealer of firearms or ammunition provided also that these persons are financial member of S.S.A.A. (National) and are also financial members of the Club.
- 7.7. The Club shall notify the secretary of this Association one calendar month before the Annual General Meeting of this Association of the names of the representatives who shall be delegates at the meeting.
- 7.8. The delegates shall provide a copy of this notification to the Secretary at the meeting.

Notification of senior delegate

- 7.9. Delegates of a Club, when the roll is called at the commencement of any meeting, must indicate to the chair who is the senior delegate who shall vote on behalf of that Club.

Withdrawal of delegate's credentials

- 7.10. Any Club may withdraw the credentials of one or more of its appointed delegates on the Committee of Management of this Association at any time, and appoint other delegates to fill the vacancy.
- 7.11. Clubs must however notify the Secretary of this Association in writing of such withdrawal of credentials, and the names of any new appointees before the new delegates can be accepted by this Association.

Changing delegates during meetings

- 7.12. Clubs will not be permitted to make any changes in the personnel of their delegation during the course of any meeting, except under extenuating circumstances.
- 7.13. Any such retirement or replacement, or addition of a delegate or delegates must be agreed to by a simple majority of that meeting.

Delegates to represent one Club

- 7.14. No person shall be a delegate of more than one Club at the same time.

Voting

- 7.15. For the purposes voting at the AGM, EGM, Council and Postal ballots, Clubs will be entitled to the following numbers of votes:

Clubs with 5 up to 99 Members	1 Vote
Clubs with 100 up to 299 Members	2 Votes
Clubs with 300 +	3 Votes

For voting on Constitution changes refer to Section 34.

8. ANNUAL GENERAL MEETINGS

Date of Annual General Meeting

- 8.1. The Annual General Meeting of this Association shall be held no later than December 31st in the year following the end of the Association financial year.

- 8.2. All Clubs shall be given prior notice in writing at least thirty (30) days before the Annual General Meeting.

Purpose of the Annual General Meeting

- 8.3. To receive the Annual report and audited financial statements submitted by the officers of this Association.
- 8.4. To elect the Office Bearers as all offices of this Association automatically become vacant at the Annual General Meeting.
- 8.5. To decide on any resolution or business which may be duly submitted to the meeting under this Constitution and the By-Laws of which sixty (60) days' notice shall have been given to the Secretary.
- 8.6. To accept the draft annual budget and to set fees as required.

Election of Office bearers

- 8.7. Nominations in writing for election to office for the ensuing 12 months must be in the hands of the Secretary fourteen (14) days prior to the Annual General Meeting and be signed by a proposer, seconder and the nominee, all of whom must be either Club financial member or a Life Member.
- 8.8. Election to office of members thus nominated will take place at the same Annual General Meeting.
- 8.9. The term of office shall be from the time of the election being declared until the declaration of the all offices becoming vacant at the following Annual General Meeting.

Insufficient Nominations for Election of officers

- 8.10. If no nominations in writing are received for any office then the Chairman may call for nominations from financial members of any Club, or delegates, present at the Annual General Meeting.
- 8.11. All elected officers of this association shall be eligible for re-election or re-appointment except as provided for in Clause 24.2.
- 8.12. All nominees for election must produce their current S.S.A.A. (National) membership and Club membership cards prior to any votes being cast.

9. CHAIRMAN AT MEETINGS

- 9.1. The President of this Association shall be Chairman at all meetings of this Association.
- 9.2. If he shall not be present, the Senior Vice President shall take the chair and if he is not present the Junior Vice-President shall preside.
- 9.3. If there be no Vice Presidents present, the delegates shall elect one of their number as Chairman.

10. BALLOTS

At all meetings of this Association:

The Chairman's decision

- 10.1. The Chairman's decision on points of order shall be final. The Chairman shall declare the result of any show of hands or ballot.

Equal votes

- 10.2. In the event of equality of votes on any issue the Chairman shall declare the motion lost.

Request for a recount

- 10.3. In the event of a delegate having reasonable doubt as to the declared result he may call a point of order and request a recount which shall be permitted.

Methods of voting

- 10.4. All voting shall be by show of hands, except for the election of office bearers, in which case there shall be a secret ballot. All matters shall be decided by a majority of votes.
- 10.5. No office bearer shall have a vote.
- 10.6. Voting in any situation where either majority, percentage or other method identified in the constitution, it is determined by the number of members voting. (No abstaining member(s) are counted)
- 10.7. A secret ballot may be called at the request of two or more Clubs

Rights to vote

- 10.8. Only Club Delegates shall have the right to vote at general meetings.

11. EXTRA-ORDINARY GENERAL MEETINGS

- 11.1. An extra-ordinary general meeting of this Association shall be called at the written request of any three of the Office Bearers or at the request of any two or more Clubs provided that the objectives for which the meeting is desired are set out in the written request.
- 11.2. Such meeting shall be convened not less than twenty one (21) days or no more than forty two (42) days after the receipt by the Secretary or President of such request.

12. CORPORATE POWERS

- 12.1. The corporate powers of this Association expressed or implied, shall be vested in and exercised by the Council.

13. COMPOSITION OF THE COUNCIL

- 13.1. The Council will comprise the elected Executive, together with the Committee of Management.
- 13.2. The elected Executive may not represent a Club nor be a delegate of a Club at the Council meetings nor have a right to vote.
- 13.3. Any person may be co-opted by the Council or Executive to serve on sub-committees.
- 13.4. Any person may be co-opted by the Executive to provide assistance to the Executive Committee, and such a person shall not have a vote on the Executive Committee.

14. RESPONSIBILITIES OF COUNCIL

- 14.1. The Council shall be responsible for the Aims and Objectives and Powers of this Association.
- 14.2. Council shall have the care, control, management and conduct of all property and affairs of this Association and may enter into agreements, contracts or arrangements in relation thereto.

15. MOTION OF NO CONFIDENCE

- 15.1. The passing of a 'Motion of No Confidence' in any elected or appointed member of the Council or of any member of any committee or sub-committee of this Association shall be deemed to mean that the person shall have resigned from all offices within this Association.
- 15.2. The voting on this issue is by simple majority.
- 15.3. Such person shall not hold any office or be re-appointed to any committee during the remaining period of that Council.

Executive Committee Member Attendance at Meetings

- 15.4. Any Executive Committee member of Council absent without leave or failing to convey an apology for non-attendance for three (3) consecutive meetings, of both the Council and Executive Committee combined, may be dismissed by the Council.
- 15.5. The Council shall appoint another eligible person, as a replacement, on the Committee as set out in Section 18 (Casual Vacancies).

16. COUNCIL - QUORUM

- 16.1. A Quorum is a simple majority of Clubs registered at the time of the meeting.

17. RESCISSION OF MOTIONS

- 17.1. No resolution of the Council, or a committee of this Council, may be rescinded unless either:
- (a) A "Motion for Rescission" is submitted in writing at least thirty (30) days in advance.in which case, a simple majority vote is required.
 - Or
 - (b) A motion to rescind without notice is accepted, in which case a two thirds majority vote is required.

18. COUNCIL - CASUAL VACANCIES

- 18.1. Should any casual vacancy occur in the office bearers of this Association other than in the normal course of elections, the Council shall have the power to fill such vacancy.
- 18.2. The person duly appointed shall hold office for the unexpired portion of his predecessor's term.
- 18.3. Such person shall be a financial member of the S.S.A.A. (National) and of a Member Club.

19. HOLDING OF MEETINGS AND NOTICES

- 19.1. The Council shall meet a minimum of four (4) times annually.
- 19.2. Clubs shall be given at least thirty (30) days prior notice in writing of any meeting except in the case of emergency.

20. POSTAL BALLOT

- 20.1. Association business of an urgent nature, arising between meetings of Council, may be decided by postal ballot of Clubs.
- 20.2. A postal ballot of all Clubs may be requisitioned by any three of the Office Bearers in writing, provided that the objectives for which the postal ballot is desired are set out in the written request.
- 20.3. Such ballot shall be conducted by the Secretary not less than seven (7) days nor more than fourteen (14) days after the receipt by the Secretary or President of such request. Clubs shall be required to have ballot papers returned to the Secretary not more than fourteen days after their date of issue.
- 20.4. The ballot shall be decided by a simple majority of formal votes cast, so long as a simple majority of Clubs return formal votes.
- 20.5. The terms 'in writing' and 'postal' shall permit the use of other technologies, so long as a 'hard copy' can be produced from the communication and its authenticity verified.

21. EXECUTIVE COMMITTEE

- 21.1. The Executive Committee will comprise the President, Senior Vice-President, Junior Vice-President, Immediate Past President, Secretary, Treasurer, and two Executive Members.
- 21.2. At all meetings of the Executive Committee a simple majority of the elected members of the Committee shall be a quorum and all matters before it shall be decided by a simple majority of votes.
- 21.3. The Executive may at its sole discretion invite any person to attend Executive meetings to assist with their deliberations.

22. PRESIDENT RESPONSIBILITIES AND TENURE

Duties of the President

- 22.1. The President shall be the Chief Executive officer and Chairman of the Council. The President shall act as liaison officer between this Association and all other associations, bodies, persons or groups including Governmental or semi-governmental bodies.

Tenure of President

- 22.2. The tenure of the President shall be a maximum of five consecutive terms and shall be eligible for re- election after an absence of one term.
- 22.3. The President shall be a member of a Club.

23. VICE-PRESIDENTS

Senior Vice-President

Duties

- 23.1. If for any reason the President is temporarily unable to perform his duties, the Senior-Vice President shall occupy his position and perform his duties having the same authority as the President for the time being.

Succession to President

- 23.2. If for any reason, other than at the Annual General Meeting, the office of the President shall become vacant the Senior-Vice President shall succeed to that office.

Junior Vice-President

Duties

- 23.3. If for any reason the Senior Vice-President is temporarily unable to perform his duties, the Junior-Vice President shall occupy his position and perform his duties having the same authority as the Senior Vice-President for the time being.

Succession to Senior Vice-President

- 23.4. If for any reason the office of the Senior Vice President shall become vacant, other than at the Annual General Meeting, the Junior-Vice President shall succeed to that office.

24. IMMEDIATE PAST PRESIDENT

Eligibility for Election

- 24.1. The Immediate Past President shall be eligible for election to the Committee of Management at the Annual General Meeting at which he relinquishes the position of President.
- 24.2. Eligibility for re-election to the position will be conditional on the election of the President. No other person than the most recently retired President shall be eligible for election as Immediate Past President.
- 24.3. The Immediate Past President, being an advisory role, shall not have a vote at the Executive Committee.

25. SECRETARY

Duties

- 25.1. The Secretary shall be under the direction of the Council.
- 25.2. The Secretary shall keep a record of members, record of attendances, be concerned with and record all correspondence, record the minutes of all meetings, record resolutions adopted and the activities undertaken by this Association.
- 25.3. The Secretary shall summon meetings of the Council and this Association.

26. TREASURER

- 26.1. The Treasurer shall keep correct books of account showing the financial affairs of this Association and be responsible for the care of this Association's funds.
- 26.2. The Treasurer shall receive all monies from the Secretary and deposit same in the bank or banks approved by the Council.

27. PUBLIC OFFICER

Residential Qualifications

- 27.1. The Public Officer of the Association will be a resident of the State of South Australia.

Duties to incorporate and notify the Registrar

- 27.2. The Public Officer must, within fourteen days of incorporation of this Association, and when elected at any time thereafter, give notice to the Register of the appointment, the full name and address and any subsequent changes herein, and

Keeper of the Seal

- 27.3. The Public officer shall hold and be responsible for the safe keeping of the seal of this Association, and shall affix the Seal to any instrument when authorised and instructed to do by the council;

Guardian of members' rights

- 27.4. He shall be the guardian of the rights of members of this Association, and to whom these members may lodge a petition requesting the restitution of any rights that may happen to be denied to them, or the rectification of any practices they may deem to be improper;

Power to convene meetings

- 27.5. He is empowered to convene an extra-ordinary general meeting of this Association and to investigate the grievance of a petitioner, should he believe it wise, prudent or necessary to do so;

Duties under the Act

- 27.6. He must fulfil those duties required by the Associations Incorporation Act 1985, of the State of South Australia or an Act amending the same or in substitution thereof.

Rights to attend meetings

- 27.7. He may attend all meetings of this Association, but he will have no voting rights, nor be permitted to move or second motions in general meeting, but will be allowed to speak on any subject in relation to his duties as laid down in the Associations Incorporations Act (1985).

28. FINANCE

Financial Year

- 28.1. The financial year of this Association shall be from 1 October to 30 September.

Receipt of funds

- 28.2. All monies of this Association shall be paid into the general account of this Association at such bank as the Council shall from time to time direct.

Payments

- 28.3. Payments shall be made from Association accounts by cheque or electronic means as approved by Council.
- 28.4. Any payment made by this Association shall be authorised by any two of the following : President, Secretary, Treasurer, Senior Vice-President or Junior Vice-President.
- 28.5. All payments made must be ratified by Council.

Interest Bearing Investment Accounts

- 28.6. This Association may from time to time deposit moneys, not immediately required for the running of Association affairs, in a capital guaranteed, interest bearing bank account, or accounts.

Transfer of funds between Accounts

- 28.7. The Treasurer shall be empowered to transfer monies between the general account and investment accounts as required for the orderly payment of accounts from the general account. Such transfers may be made in person or by electronic means, but must be reported to the next following Executive and General Meeting

Treatment of Disbursements

28.8. This Association shall receive all disbursements from S.S.A.A. (National).

Books of Account

28.9. The books of accounts of this Association shall be audited annually by an independent auditor approved by the Council.

29. PATRONAGE

29.1. The Council of this Association may at any time appoint any number of persons of distinguished position or attainments to be a patron of this Association. An elected patron of this Association shall not have any voting rights or seek office of this Association.

30. RIGHTS AND OBLIGATIONS OF MEMBERS

- 30.1. Membership of this Association shall entitle Clubs to all rights and privileges and subject to all obligations which membership in this confers or implies.
- 30.2. Without limiting such rights and obligations, the rights of Clubs shall entitle them to nominate any of its members as a candidate for office of the Executive Committee.
- 30.3. The right to vote in all matters requiring a vote of the members.
- 30.4. Such obligations shall include an attendance of delegates to 75% of the general meetings in a calendar year one of which shall include the AGM.
- 30.5. Participation in Association activities and conduct reflecting a favourable image of this Association in the community
- 30.6. Any Club not being represented at three consecutive Council Meetings may, on resolution of Council, be required to attend the next meeting and explain why their membership should not be terminated.
- 30.7. Failure by the Club to attend such a meeting may, on resolution of Council, have its membership terminated, together with the subsequent loss of eligibility for insurance.
- 30.8. If a Club resigns, becomes defunct, ceases to exist, or is expelled all emblems, equipment or documents which belong to the association must be returned immediately to the Association.

31. DUTY TO NOTIFY CHANGE OF ADDRESS AND OFFICE BEARERS

31.1. Every Member Club of this Association shall within fourteen (14) days communicate to the Secretary of any change of address, or any change to the Office Bearers of their Association.

32. DISCIPLINARY ACTIONS

Duty to comply with rules, by-laws and resolutions

- 32.1. Every Member Club of the Association undertakes to comply with the rules, By-Laws or resolutions passed by the Council. Any refusal or neglect to do so may render such Club liable to disciplinary action. This may be by censure, suspension or expulsion.

Reasons for Disciplinary Action

- 32.2. If any Club shall refuse or neglect to comply with the provisions of this Constitution, By-Laws, or if any Club shall in the opinion of Council be guilty of any conduct deemed by it to be unbecoming a Member Club or prejudicial to the interest of this Association such Club may be disciplined by a resolution of the Council of this Association.

Notice required

- 32.3. A motion pursuant to Clause 32.1 may not be proposed unless the Club concerned has been notified in writing of the intention to propose such a motion.

Time for notice of motion

- 32.4. Notice of intention to propose such a motion must be given to the Club concerned at least 14 days prior to the meeting, and that Club shall be given reasonable opportunity to present to the meeting orally or in writing (or both) any explanation thought fit.

Notice of motion

- 32.5. A motion pursuant to Clause 32.1 may not be proposed unless the notice and agenda for the meeting states that the case for disciplinary action of the Club is to be considered.

Hearing of evidence

- 32.6. In considering a motion pursuant to Clause 32.1 Council may hear evidence from any person whether or not such person is a member of any Club.

Voting required

- 32.7. The decision to discipline a Club must be carried by a resolution approved by seventy five (75%) percent of the Delegates of the Council present and voting.

Loss of rights

- 32.8. Any Club, ceasing to be a member of this Association, in accordance with this Constitution or otherwise shall forfeit all rights to any claim upon this Association.

Period for Appeal

- 32.9. The loss of rights of any Club of this Association caused by a motion in accordance with Clause 32.1 of this Constitution will not come into force until 5.00pm on the fourteenth day after the meeting at which it was resolved that the member be censured, suspended or expelled.

Notice of Appeal to be lodged

- 32.10. During the period set out in Clause 32.9 the disciplined Club may lodge a Notice of Appeal with the President or Secretary of this Association, which shall contain all of the information relating to the grounds upon which the Appeal is based.

Stay of application

- 32.11. Upon the receipt of such Notice of Appeal no loss of rights shall occur until the Appeal is decided.

33. HEARING OF APPEALS

Hearing of Appeals lodged under Section 32

- 33.1. All Appeals lodged under Section 32 shall be heard by those Council delegates present, sitting as the Appeal Committee.

Submissions

- 33.2. Council may accept evidence additional to the written appeal in whatever manner that it sees fit.

Date of Hearing

- 33.3. The hearing shall be an agenda item at the next scheduled meeting of Council after receipt of the written Appeal.

Determination by Vote

- 33.4. Any vote to uphold the Appeal must achieve seventy five (75%) percent of delegates voting.
- 33.5. Voting shall be as individuals only.
- 33.6. There shall be no multiple votes.

34. THE ONLY CONSTITUTION OF THIS ASSOCIATION

Authority to amend or change the Constitution

- 34.1. This shall be the only Constitution of this Association and shall come into force forthwith and shall not be altered, varied, added to, repealed or replaced unless Delegates of not less than seventy five (75%) percent of Clubs are present at a Special General Meeting especially convened for that purpose.
- 34.2. Seventy five (75%) percent of Clubs present shall be in favour of the motion.
- 34.3. Should a quorum for this meeting not be met then a postal ballot of all Clubs may be conducted.
- 34.4. Such ballot shall be conducted by the Secretary not less than fourteen (14) days nor more than thirty (30) days after the initial meeting. The Clubs shall be required to have ballot papers returned to the Secretary not more than thirty days after their date of issue.
- 34.5. For the purpose of this Section each Club shall have only one vote.

Notice of motion to amend or change the Constitution

- 34.6. Prior notice of a motion to alter the Constitution must be given in writing to all members not less than thirty (30) days prior to the meeting.

35. APPLICATION OF PROPERTY, ASSETS AND INCOME

- 35.1. The property, assets and income of this Association wherever and however derived, shall be applied towards the promotion of the aims and objectives of this Association.

Individuals not to receive benefits

- 35.2. No portion thereof shall be paid or transferred either directly or indirectly by way of dividend, bonus or otherwise by way of profit to individuals of this Association.

Reimbursements

- 35.3. Nothing herein contained shall prevent the reimbursement of expenses actually incurred on behalf of the Association by members or individuals.

36. FAILURE OF THIS ASSOCIATION

Appointment of a Trustee

- 36.1. Should this Association become defunct or abandoned or inactive, it shall be incumbent upon the last elected Executive Committee to appoint a recognised Trustee Company having a place of business in South Australia to hold in trust and to manage the funds, property and all other assets of this Association.

Management by the Trustee

- 36.2. The funds, property and assets so held shall be managed by the Trustee Company to the benefit of this Association, subject to the application of reasonable fees and charges, and pending the revival of this Association.

Time limit for Trustee management

- 36.3. If the Association is not revived, after a lapse of ten years, the Trustee Company shall wind up the affairs of this Association.

Dispersal of funds property and assets

- 36.4. The Trustee Company shall advertise, in public newspapers throughout South Australia, for expressions of interest in the funds, property and assets of this Association from organisations within the State of South Australia.

- 36.5. The Trustee shall, after the deduction of reasonable fees and charges incurred, dispose of such funds property and assets in such a manner as the Trustee thinks fit and proper.

Eligibility for benefits of disbursement of assets

- 36.6. Organisations eligible to benefit from the disbursement of the funds, property and assets of this Association shall be organisations having objectives and aims the same or similar to those of this Association before it ceased to function.

Preferred organisations

- 36.7. Preference shall be given, for the dispersal of the funds, property and assets of this Association, to organisations which were Member Clubs of this Association, before it ceased to function, or SSAA (National).

37. AUTHORISATION TO BORROW MONIES

Power of the Executive Committee

37.1. The Council may authorise the Executive to borrow money for the purposes of this Association.

Borrowing in whole or part permitted

37.2. The amount of borrowing approved under Clause 37.1 may be borrowed at either one time or in parts from time to time and at such rates of interest and in such form or manner and upon such security as shall be necessary and agreed by the Council.

Binding of present and future members

37.3. All Clubs whether voting on such resolutions or not and all those becoming members of this Association after the passing of such resolutions shall be bound by such resolutions.

38. THE COMMON SEAL OF THIS ASSOCIATION

Authority to use the Common Seal

38.1. The Common Seal of this Association shall not be affixed to any deed or document without the prior authority of a resolution of the Council.

When to use the Common Seal

38.2. All documents requiring execution by this Association shall be sealed with the Common Seal and countersigned by either the President or the Secretary and one other member of the Council.

The Common Seal - Register of use by Public Officer

38.3. The Public Officer of this Association shall keep a Register of the use of the Common Seal of this Association.

38.4. This Register will show:

- the date and minute of the Council authorising the use of the Common Seal and
- a brief outline of the document upon which the Common Seal is used and
- the date upon which the Common Seal is used and
- the names and office of the two people authorised to counter sign the Common Seal for that document.

Availability of the Register

38.5. The Public Officer shall make the Register of the use of the Common Seal of this Association available for inspection during normal business hours or by appointment to:

- any officer of the Executive Committee or
- any officer of any Member Club.

39. NAME, EMBLEMS AND GOODWILL OF THIS ASSOCIATION

Approval of Designs

39.1. The name, emblem, insignia or badge of this Association shall be of a design approved by the Council.

Authorisation for use

- 39.2. The name, goodwill, emblem, and badge and other insignia of this Association shall not be used for any purpose except those expressly authorised by the provisions of this Constitution or by policies of this Association.
- 39.3. No individual or identity may use the name, goodwill, emblem or other insignia of this Association without written consent first obtained from the S.S.A.A. (National) and Council of this Association.

40. INTERPRETATIONS AND AUTHORITIES

Council to Interpret

- 40.1. In the event of any doubt or difficulty as to the meaning of any rule or to any question arising as to their interpretation the Council shall have the power to pronounce a decision thereon.

Final Decision by Council

- 40.2. A decision by the Council regarding the meaning or interpretation of any rule shall be final and binding on all members.

Determination in the absence of rules

- 40.3. In the absence of rules in this Constitution or in the By-Laws of this Association the proceedings of this Association's Council Meetings, General, Annual General or Extraordinary General Meetings shall be conducted in accordance with N. Renton's "Guide for Meetings and organisations" and/or "Roberts Rules".