



# CONSTITUTION AND RULES OF THE STURT BADMINTON CLUB INCORPORATED

## **1. Name:**

The name of the club is Sturt Badminton Club Incorporated. Club headquarters shall be in the State of South Australia at such a place, as its committee shall from time to time determine. Club apparel will be navy blue skirt/shorts and a white top with club emblem.

## **2. Objectives:**

The objective for which the Club is formed is:

- a) To affiliate with the Australian Badminton Association and the South Australian Badminton Association, and to abide by the laws as laid down by the Australian Badminton Association.
- b) To foster the game of Badminton and to promote fellowship among members.
- c) To promote competition and matches alone and with any other Association, to give or contribute towards prizes, trophies and awards.
- d) To do all such lawful acts that are necessary for the carrying out of the objectives and which are within the Constitution.
- e) To act as a co-ordination body.

## **3. Membership:**

- a) Sturt Badminton Club Incorporated shall consist of persons who are properly affiliated to the Club, willing to adopt and conform to its Constitution and by-laws.
- b) Those wishing to obtain membership must fill in the appropriate form and make application in writing to the Secretary. Renewal may be made by paying the relevant fees.
- c) The committee reserves the right to accept or reject any such application.
- d) Membership shall lapse at March 31 each year.

## **4. Management:**

- a) The affairs of the Club shall be under the management and control of a committee consisting of the President, Treasurer, Secretary, Venue Coordinators, and not more than four other members.
- b) All members of the committee shall be elected annually at the Annual General Meeting, when each of them shall be eligible for re-election.
- c) Any member of the committee, who shall have failed to attend three consecutive committee meetings without previously having obtained leave of absence from the committee, or provided reasonable excuse for being absent, shall thereby forfeit his/her office.
- d) No member of the committee shall have resigned his/her office until his/her resignation, in writing, shall have been accepted by the committee.



- e) All casual vacancies arising among the committee or the auditors may be filled by the committee. Any member so chosen shall retire at the following Annual General Meeting but may re-nominate for re-election.
- f) Any member of the committee may be removed from office for neglect of due or misconduct, provided he/she shall be removed only on a resolution passes by a minimum of two thirds of members present and voting at a special meeting of members called for this purpose.
- g) The committee without in any way limiting the generality of the powers hereby conferred, may do all acts, deeds or things which are authorised by the rules of the Club, or which may be deemed necessary for the objectives thereof, or which the committee may consider conducive to the interest of the game of badminton and may delegate such powers or any of them to any sub-committee, and make rules not inconsistent with these rules for the conduct of its business and the resolution of its affairs.
- h) The committee shall have recourse on all members of the Club for relief from all obligations and contracts for which it has made itself liable on behalf of the Club, either as lessee or otherwise.
- i) The committee shall meet at least four times a year, all committee members shall be notified of the date and place at least seven days prior to the meeting. Any resolution of an Annual General Meeting or Special General Meeting shall be binding on the committee

#### **5. Election of a Committee:**

- The election of the committee shall take place in the following way:
- a) Any two members or life members shall be at liberty to nominate any other member or life member to serve as a member of the committee.
  - b) The name of each member so nominated together with his/her agreement and the names of the proposer and seconder shall be sent in writing to the Secretary at least fourteen days before the Annual General Meeting.
  - c) The ballot shall be held at the Annual General Meeting, and that meeting, by resolution, appoint two scrutineers and a returning officer to supervise the checking of the ballot papers.
  - d) If insufficient nominations are received, the Chairperson shall accept further nominations at the Annual General Meeting and if there are still insufficient nominations, the committee may fill the remaining vacancies.
  - e) The Chairperson of the meeting shall have a casting vote to be used only in the event of a tie, this vote to be lodged with the scrutineers at the same time as his/her deliberative vote. The casting vote shall include the names of all candidates for the respective positions in preferential order.
  - f) In the event of there being more nominations than required for committee positions, those present and voting at the Annual General Meeting shall be asked to list the names of the candidates of their choice in preferential order.

#### **6. Annual General Meeting:**

- a) The Annual General Meeting shall be held at a place to be nominated by the committee and at a time to be decided by the committee not later than the 31 March each year.
- b) Only fully paid up members and life members shall be entitled to vote.



## **7. Notice of Annual General Meeting:**

- a) Written notice to all members, office bearers and life members shall be sent by the secretary at least 28 days prior to the date fixed for the meeting and shall include:
  - i) the date, venue and time of the meeting.
  - ii) a request for nominations for the committee positions
  - iii) a request for valid items of business etceteras to be included in the agenda.
  - iv) a request for notice of any amendments proposed for the constitution and/or by-laws. Any response to this request should be submitted to the secretary at least fourteen days prior to the date fixed for the Annual General Meeting.
- b) A written second notice to all members, office bearers and life members shall be sent by the secretary at least seven days prior to the date fixed for the Annual General Meeting. Such notice shall include:
  - i) any nominations for positions on the committee.
  - ii) any nominations for life membership received and recommended by the committee.
  - iii) notice of motions to be moved that amend the Constitution and/or by-laws.
  - iv) valid items of business of which due notice has been given.
- c) A written copy of the financial statement will be available at the Annual General Meeting.

## **8. Special General Meeting:**

- a) Special General Meetings may be called at the discretion of the committee or on the request of no less than ten percent of members and life members.
- b) Such requests must be made in writing giving all reasons for calling the meeting, be signed by all members requesting the meeting, and be forwarded to the secretary.
- c) Written notice to all members, office bearers and life members shall be sent by the secretary at least seven days prior to the meeting, such notice shall include the date, venue, time of the meeting and business to be conducted.
- d) Such meetings shall be held within thirty five days of receipt of request.

## **9. Voting:**

- a) Only full members and life members attending the Annual General Meeting or Special General Meeting shall be entitled to vote.
- b) Each individual member (full or life member) shall be entitled to one vote.
- c) The Chairperson shall have a deliberative vote only, except in the case of clause 5(e) and 5(f).
- d) The method of voting shall be at the discretion of the Chairperson.
- e) Voting by proxy will not be permitted.

## **10. Quorum:**

- a) No meeting shall be transacted by any members, or committee unless a quorum is present.



- b) At Annual General Meetings and Special General Meetings a quorum shall be twenty percent of the membership. If thirty minutes after the appointed starting time a quorum is not present, then the meeting will be cancelled and arrangements made for another date, venue and time.
- c) At committee meetings the quorum shall be five committee members.

#### **11. Financial Year:**

The financial year of the Club shall commence on the first day of January each year.

#### **12. Honoraria:**

Honoraria shall be determined at the Annual General Meeting.

#### **13. Power to Amend the Constitution:**

- a) No portion of the Constitution shall be repealed, altered or added to except by a two thirds majority of members present at an Annual General Meeting or Special General Meeting called for that purpose.
- b) Proposed amendments to the Constitution shall be by notice of motion and shall be lodged in writing with the secretary at least fourteen days prior to the meeting at which they are to be moved.
- c) Notice of any proposed amendments or alterations shall be forwarded to all members and life members at least seven days prior to the meeting at which they are moved.

#### **14. Fees:**

The Annual subscriptions shall be set at the Annual General Meeting on the recommendation of the committee.

#### **15. Non-Profit Organisation:**

- a) Non-Profit clause:  
The assets and income of the Club shall be applied solely in furtherance of its objectives and no portion shall be distributed directly or indirectly to its members except as bona fide compensation for services rendered or expenses incurred on behalf of the Club.

#### **16. Dissolution:**

The Club shall be dissolved only if a resolution to this effect is carried by a three quarters majority at a Special General Meeting called specifically for the purpose of dissolution. In the event of the Club being dissolved, the amount which remains after such dissolution and the satisfaction of all debts and liabilities, shall be paid and applied by the committee in accordance with their powers to any fund, institution or authority, which is a non-profit organisation. Records etceteras shall be held in trust by the South Australian Badminton Association.