

TAREE RSL AND GOLF CLUB LTD



CLUB TAREE GOLF

CONSTITUTION & RULES

Original - 20 December 2001
Amended - 22 February 2004
Amended - 13 February 2005
Amended - 22 January 2007
Amended - 12 February 2012
Amended - 21 June 2017
Amended - 11 March 2021

1 Name

The Club shall be known as Club Taree Golf and where the "Club" is used in this Constitution and Rules it shall mean Club Taree Golf. When the title or an office or officer is mentioned, it will indicate that office or officer in Club Taree Golf, unless otherwise qualified.

The Club shall be a non-proprietary club and all profits, if any, shall be applied with the income of the Club from whatever source, to the purpose of the Club and no portion thereof shall be distributed directly or indirectly by way of dividends in or amongst the Members of the Club.

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It shall not be within the power of any Annual Meeting, Extraordinary General Meeting, Ordinary General Meeting or Management Committee of the Club to pledge or commit monies from any source outside the Clubs own funds, to any purpose.

3 Objects of the Club

The objects of the Club shall be to best manage the Club's golfing competitions and tournaments with a view to achieving maximum member satisfaction. This will be achieved by:

- a) ensuring resource identification and allocation to service the ongoing needs of playing members and visiting competition golfers with respect to handicaps and trophy allocation,
- b) providing suitable golfing competitions favourable to the majority of the playing membership whilst remaining mindful of the rules of golf both in terms of competition play and how they relate to amateur status,
- c) the development and circulation of the programme of annual events,
- d) the determination and display of conditions and rules under which competitions and tournament are to be played,
- e) resolving disputes arising from the conduct of competitions and tournaments,
- f) ensuring all local rules are relevant, clearly displayed and accurate,
- g) ensuring a Committee Representative is available at all times during competition or tournament play to make decisions, suspend or cancel play as required,
- h) educating members as necessary in the etiquette of golf,
- i) monitoring progress of play so as to reduce undue delay for participants,
- j) amending any temporary local rules as deemed necessary from time to time and in particular on those occasions when advised by the Taree RSL and Golf Club Ltd Course Development and Environmental Management Sub Committee of conditions on the course requiring consideration.

4 Trustees

The trusteeship of the Club shall be vested in the Taree RSL and Golf Club Ltd.

5 Disbandment

- 5.1 In the event of Club Taree Golf becoming defunct and/or disbanding, the Club's assets, both material and financial shall become the property of the Taree RSL and Golf Club Ltd.
- 5.2 The Club shall be disbanded or dissolved only by a two-thirds (66.6%) vote in favour of dissolution at an Extraordinary General Meeting, at which not less than three-quarters (75%) of the financial members shall be present. In the event of such meeting passing such resolution it shall be confirmed at a subsequent Extraordinary General Meeting called within twenty eight (28) days for that purpose and the same meeting shall have the power to direct after meeting all liabilities, the remaining assets be transferred to the Taree RSL and Golf Club Ltd.

6 Membership

Membership shall be accepted from any financial member of the Taree RSL and Golf Club Ltd provided that; the intending member pays any entrance fee, subscription, joining fee or other charges payable by the playing classification of membership.

- 6.1 The Board of Directors of the Taree RSL and Golf Club Ltd may settle any dispute between the Club and any person and such decision shall be final.
- 6.2 All Members of the Club shall be governed by the Memorandum and Articles of Association and By Laws of the Taree RSL and Golf Club Ltd.
- 6.3 A copy of this Constitution and Rules is to be available, if requested, to each member at the time of joining the Club.

7 Classification of Membership

Membership may be grouped in the following classifications:

- 7.1 Honorary Life Members;
- 7.2 Ordinary Members;
- 7.3 Junior Members;

8 Management Committee

The management and conduct of the business and affairs of the Club shall be vested in the Management Committee elected biennially at a Annual General Meeting.

- 8.1 Only Ordinary Members whose membership is financially current at the date of the Annual General Meeting and Honorary Life Members are eligible to accept any position, office or membership of the Management Committee.
- 8.2 The Management Committee shall consist of the following Honorary Officers; President, Secretary/ Treasurer, Men's Captain, Men's Vice Captain, Ladies Representative, Remaining Committee (maximum 2) or other persons that the Management Committee feels appropriate to appoint. The President and Chief Executive Officer of the Taree RSL and Golf Club Limited, or their nominees may attend any meeting of the Management Committee.
- 8.3 No Patron may be elected to the Management Committee.
- 8.4 The Annual General Meeting will appoint the Chief Executive Officer, or his nominee, of Taree RSL and Golf Club Ltd as Honorary Auditor.
- 8.5 The Executive Committee of the Club shall be the duly elected President, Secretary/Treasurer and Men's Captain.

- 8.6 The decision or decisions of the Management Committee shall be binding on the Members of the Club.
- 8.7 The Management Committee shall have the power to appoint such other sub committees as it deems necessary.
- 8.8 Any Member of the Management Committee being absent from three (3) consecutive meetings without offering an apology shall be automatically removed from the Management Committee.
- 8.9 Removed.
- 8.10 Women's golf will be administered by a committee known as "Club Taree Golf – Women"
- 8.11 Any casual vacancy or vacancies which may occur in the Management Committee may be filled by the Committee and any person or persons appointed shall hold office until the next Annual General Meeting.

9 Election of Officers

- 9.1 Prior to the Annual General Meeting the Management Committee shall appoint a Returning Officer and two (2) Scrutineers to conduct the election of officers.
- 9.2 Nominations for election of officers and members of the Management Committee will be in writing, signed by two (2) financial members of the Club and endorsed with the nominees signature signifying consent, and delivered to the Secretary forty eight (48) hours prior to the Annual General Meeting. In the event the required number of written nominations not being received prior to the Annual General Meeting, nominations will be made orally at the meeting in respect to any financial member present. If there be more nominations than the required number an election by secret ballot shall take place. If only the requisite number are nominated the Returning Officer shall declare them duly elected.
- 9.3 No member of the Club who is an employee or golf professional of Taree RSL and Golf Club Ltd or other contractor who derives the majority of their employment income from Taree RSL and Golf Ltd shall be eligible to be a member of or be elected to the Management Committee.
- 9.4 No person currently under suspension by the Board of Directors of Taree RSL and Golf Club Ltd in accordance with its Constitution shall be eligible to nominate, stand for, or be elected to, the Management Committee of the Club.

10 Meeting of the Management Committee

The Management Committee shall meet at least once per month and more often if deemed necessary.

- 10.1 The names of all members present and voting, and minutes of all resolutions or proceedings of the meeting shall be entered into a Presence Book and Minute Book, both provided and kept exclusively for their separate purpose. A copy of all minutes and resolutions shall be provided to Taree RSL and Golf Club Ltd Board of Directors within seven (7) days following each duly convened meeting.
- 10.2 The quorum required shall be four (4) members. The President of the Club shall, if present, preside at all meetings of the Management Committee and in his absence the Men's Captain shall preside. In the event of both the President and Men's Captain being absent, the meeting shall elect a member of the Management Committee to Chair the meeting. The President or Chairman of the meeting shall have a vote plus a casting vote.

The President of Taree RSL and Golf Club Ltd or his nominee may be requested to act as Chairman to deal with matters of contention if invited so to do by the officers and members present.

- 10.3 The conduct of all meetings, Management and General, shall be regulated by the Chairman in accordance with the rules of debate and the standing orders adopted by the Committee.

11 Indemnity of Officers

The officers of the Club who may, by authority of the Management Committee, accept or incur any liability on behalf of the Club shall be held indemnified by the Club against personal loss in respect of such liability.

12 Meeting Procedure

12.1 The Annual General Meeting of the Club will be held prior to the Annual General Meeting of Taree RSL and Golf Club Ltd. This is subject to variation as approved by the Taree RSL and Golf Club Ltd.

12.2 At least fourteen (14) days' notice shall be given and such notice shall be placed on the Taree RSL Golf Club Notice Board, notifying the place and time of any Annual General Meeting, or Extraordinary General Meeting.

12.3 The business of the Annual General Meeting shall be:

- 12.3.1 to receive the Minutes of the previous Annual General Meeting;
- 12.3.2 to receive reports from the President and Secretary/Treasurer;
- 12.3.3 to receive and consider the audited Financial Statement for the previous financial year;
- 12.3.4 to elect the Management Committee for the ensuing 2 year and other officers as dictated by the Constitution and Rules;
- 12.3.5 to deal with all other business of which due notice has been given.

13 Extraordinary General Meeting

Extraordinary General Meetings may be convened by the Management Committee at any time or by application in writing signed by a minimum of thirty (30) members, or two thirds of the members whichever is the lesser, and forwarded to the Secretary specifying the business proposed to be transacted. At the Extraordinary General Meeting only such business as is incidental thereto shall be transacted. Such meeting shall be called within one (1) month of receipt of application.

14 Quorum

A quorum at any Annual General Meeting or Extraordinary General Meeting called by the Management Committee shall be twenty (20) Ordinary Members or Honorary Life Members present and entitled to vote. A quorum at an Extraordinary General Meeting called on by the requisition of members shall be thirty (30) Ordinary Members and Honorary Life Members present and entitled to vote. At any meeting of the Management Committee two-thirds of the elected number of members shall form a quorum.

If a quorum be not present within thirty (30) minutes of the time fixed for an Annual or Extraordinary General Meeting the meeting shall be adjourned to the same day in the next week at the same time and place and if at the adjourned meeting a quorum is not present within thirty (30) minutes from the time appointed for the meeting the members present shall be a quorum.

15 Voting

- 15.1** Only Ordinary Members whose membership is financially current at the date of the Annual General Meeting and Honorary Life Members are eligible to attend, take part in or vote at the Annual General Meeting or Extraordinary General Meeting.
- 15.2** Every question or motion submitted at any General Meeting of the Club shall be decided in the first instance by a show of hands. The Chairman shall in the first instance put the motion to gain a decision by a show of hands. If any member calls for a ballot, such ballot shall be held and its results taken as final. In the case of equality of votes the Chairman shall both on a show of hands and on a ballot have a casting vote in addition to the deliberative vote to which he/she is entitled as a member.
- 15.3** No member of the Club who is an employee or golf professional of Taree RSL and Golf Club Ltd or other contractor who derives the majority of their employment income from Taree RSL and Golf Club Ltd shall be eligible to vote for members of the Management Committee.
- 15.4** No person currently under suspension by the Board of Directors of Taree RSL and Golf Club Ltd in accordance with its Constitution shall be eligible to vote for members of the Management Committee of the Club.

16 Notices of Motion — Alteration or repeal of rules

All Notices of Motion to be dealt with at an Annual General Meeting or Extraordinary General Meeting shall be in writing and in the hands of the Secretary/Treasurer no later than twenty eight (28) days prior to the date or dates of any such meetings. Such Notices of Motion shall be displayed on the Notice Board by the Secretary/Treasurer fourteen (14) clear days prior to the holding of such meeting.

- 16.1** The Constitution and Rules of the Club shall be altered only at the Annual General Meeting or an Extraordinary General Meeting called for that purpose by the Management Committee or a request in writing signed by fifty (50) Ordinary Members or Honorary Life Members who are financial members of the Club. The majority required for passing of a resolution relating to such alterations or amendments to the Constitution shall be seventy five (75) per cent of the members present and entitled to vote at the said meeting.
- 16.2** Proposed amendments or alterations to the Constitution and Rules of the Club must be subject to a Notice of Motion.
- 16.3** The Board of Directors of Taree RSL and Golf Club Ltd may following consultation with the Management Committee amend the Constitution by alteration, change, addition, subtraction or retraction at any time it deems necessary so to do in the best interests of the Taree RSL and Golf Club Ltd or according to change in laws governing the operation of licensed Clubs.
- 16.4** No Notice of Motion shall be considered nor shall the Constitution and Rules of the Club be amended or altered if such Notice of Motion or alteration fails to conform with the policies and rules of the Taree RSL and Golf Club Ltd as laid down from time to time. Every or any Notice of Motion or proposal otherwise to alter the Constitution must be submitted to the Board of Directors of Taree RSL and Golf Club Ltd for approval prior to it being presented to any meeting and shall not be discussed or voted upon until such approval is received.

16.5 In the event of the Constitution and Rules of the Club being altered or amended, copies of the alteration or amendment, certified as correct over the hand of the Secretary/Treasurer shall be forwarded to the Board of Directors of Taree RSL and Golf Club Ltd and any other authority as would require such notice, within fourteen (14) days after the change has been made.

17 Disciplinary Matters

All disciplinary matters shall be conducted in accordance with the Taree RSL and Golf Club Ltd Constitution and By Laws and the ClubsNSW Code of Conduct and Best Practice Guidelines for disciplinary matters.

18 Duties of the Secretary/Treasurer

18.1 The Secretary shall keep full and correct minutes of all proceedings and resolutions at all meetings of the Club and Committee in a book provided for that purpose, and generally perform such duties as are required to be performed by the Secretary of a Club.

18.2 Among other duties he/she shall:

18.2.1 keep or cause to be kept a register of the names and Taree RSL and Golf Club Ltd membership card number, of all members;

18.2.2 receive and answer all correspondence;

18.2.3 keep or cause to be kept all essential records;

18.2.4 call all meetings in accordance with the Constitution, Rules and By Laws of the Club and;

18.2.5 to submit a report of Election of Officers, copy of audited Financial Statement and matters of the Annual General Meeting to the Board of Directors of Taree RSL and Golf Club Ltd within fourteen (14) days of the date of such meeting and election.

18.3 The Treasurer shall issue receipts for all monies received by the Club and deposit such monies with an approved financial institute; viz. Bank, Building Society or Credit Union within seven (7) days of receipt. The Treasurer shall keep correct accounts and books showing the financial position of the Club. The Treasurer shall control and fully account for all tickets sold and unsold for any function or competition conducted by the Club. The Treasurer shall submit a statement of the financial affairs of the Club to the Annual General Meeting such statement having been examined and certified to be correct by the Honorary Auditor. The Treasurer shall provide the Management Committee with a monthly statement of receipts and expenditure. All payments on account of the Club shall be made only by authority of the Management Committee or General Meetings and shall be authorised by signature of any two (2) of the following officers, President, Vice President, Secretary or Treasurer. Notwithstanding any restrictions or restraints which may be implied in the reading of these "Duties of Treasurer" it is clearly the responsibility of the Treasurer to manage and control and record the financial affairs of the Club and it is not intended to inhibit normal financial practice such as investment for special or other purpose, providing at all times such disposition of funds is not in opposition to any policy of the Taree RSL and Golf Club Ltd. The Chief Executive Officer, or his/her nominee of Taree RSL and Golf Club Ltd shall at all time be available to advise the Treasurer on any matter of Treasurer.

19 General

In the event of any irregularities in the affairs of the Club being brought to the notice of the Executive of the Club or to the notice of the Honorary Auditor the matter shall be reported to the Board of Directors of Taree RSL and Golf Club Ltd immediately.

20 Liability

The Club will not accept any claim for liability arising from any accident, misadventure or whatever occurring to any member whilst such member was engaged in any Club pursuit, function or activity, except as provided for under the Public Liability Indemnity Insurance held by the Taree RSL and Golf Club Ltd.

21 Constitution of the Taree RSL and Golf Club Ltd

In the event that any provision of this Constitution is inconsistent with any provisions of the Taree RSL and Golf Club Ltd Constitution, then such provision shall be of no force and effect.