

# CONSTITUTION OF THE MOUNT GAMBIER KARTING CLUB INC

## Draft - Version 5 from 22<sup>nd</sup> October 2008 Meeting

1. **NAME:** The Club shall be known as the "Mount Gambier Karting Club Inc".
2. **OBJECTIVE:** To promote the sport of karting and the participation by members in competitions.
3. **MEMBERSHIP:**
  - (A) No restrictions of race, creed, sex, age or colour will be applied by the Club or any Member in relation to any Club activity.
  - (B) The Club shall have no political affiliation and shall be non-denominational
  - (C) The Club has the right to refuse membership without stating any reason for such refusal.
  - (D) (1) **SENIOR MEMBER:** Those members of the Club who are 18 years of age and over and who pay full annual subscription shall be known as Senior members and shall have full voting rights and may hold office.  
(2) **JUNIOR MEMBER:** Those members who are under 18 years of age shall be known as junior members. They shall have no voting rights and shall not hold office.  
(3) **NON-RACING MEMBER:** Those members who pay a reduced subscription shall be known as non-racing members and shall have no voting rights and shall not hold office.  
(4) **FAMILY MEMBERS:** A family membership shall be the parents and their dependants. The parents hold the classification of Senior member. Dependants must be under 18 years of age.  
  
5) **HONORARY LIFE MEMBER:** A properly constituted Annual General Meeting or Special General Meeting may appoint a member as an *Honorary* Life Member of the Club in recognition of services rendered in promoting the interests and objectives of the club over a period of at least Ten years. An *Honorary* Life Member shall have the same rights as a Senior member.
4. **SUBSCRIPTIONS:**
  - (A) The subscriptions payable by each category of membership shall be set at an Annual General Meeting.
  - (B) No member shall participate in club activities unless the annual subscription has been paid.
5. **MANAGEMENT:**
  - (A) The Executive committee shall consist of a President, Vice President, Secretary, Assistant Secretary, Competition Secretary, Treasurer and Publicity Officer.
  - (B) The Committee shall be elected by the general body of members and consist of a minimum of 7 and a maximum of 12 members.
  - (C) The general management of the club is vested in the Executive Committee and the elected Committee.
  - (D) The President shall preside at all meetings. The Vice President shall act in their absence. In the absence of the President and the Vice President, the meeting shall elect a Chairperson.
  - (E) The seat of any officer absent for three consecutive meetings may, at the discretion of the executive committee, be declared vacant. In the case of a prolonged illness, this rule shall not apply.
  - (F) The Executive may be assisted by Sub-Committee(s).
6. **DUTIES:**
  - (A) **COMMITTEE:** The committee may, subject to decisions made at general meetings, exercise all the powers of the club and do all such acts and things as may be done by the club or which it considers necessary or expedient to carry out the objects of the club.
  - (B) **THE SECRETARY:** The secretary shall carry out duties under the direction of the committee and keep a true and accurate record of all minutes of all meetings and attend to all correspondence.
  - (C) **THE TREASURER:** The Treasurer shall receive all monies payable to the club and give receipts for same. All monies so received shall be paid into the banking itemised account of the club. The treasurer shall prepare an itemised account of receipts and payments and a balance sheet to present to all financial members at each Annual General Meeting of the club and shall keep proper books of all monies received and disbursed and generally perform all such duties as directed by the committee.

## 7. PUBLIC STATEMENTS:

Only the President, Secretary or Publicity Officer are empowered to make official public statements on behalf of the club.

## 8. ELECTIONS:

- (A) At the Annual General Meeting the club shall elect the members of the committee. Any candidate for the committee shall be nominated and seconded and if there are a greater number of candidates than are required the election shall be decided by a secret ballot.
- (B) Retiring officers may offer themselves for re-election.
- (C) Any vacancy of the committee may be filled by the financial members at any General Meeting.

## 9. VOTING RIGHTS:

- (A) Only current financial Members, who have been Members of the Club for more than three (3) months, have the right to vote at any General meeting, Special General Meeting or Annual General Meeting of the Club.
- (B) Only Officers of the Club have the right to vote at Executive Meetings.
- (C) Members who are under the age of 18 are not eligible to vote at any General Meeting, Special General Meeting or Annual General Meeting.
- (D) Current financial Members may attend any or all Executive meetings as observers. Observers may speak if invited to by the Chairperson. Members observing Executive meetings do not have voting rights at such meetings. Any part of an Executive meeting may be held in camera at the request of one or more of the attending Officers.
- (E) If a Member is unable to attend a meeting, they may sign an authority specifying a nominated delegate to vote on their behalf. The delegate is to present themselves to the Chairperson at the beginning of the meeting whereby the Chairperson will grant the delegate a proxy.

## 10. MEETINGS:

- (A) A general meeting will be held once a month.
- (B) Ten members of the Club shall constitute a Quorum at all general meetings.
- (C) All accounts shall be submitted to the general meeting and if passed, signed by the Chairperson.
- (D) A committee meeting will be held as often as required.
- (E) A quorum for any committee meeting shall constitute one person in excess of half of the number of persons appointed to the committee.
- (F) A special meeting shall be called at any time on a requisition signed by ten financial members or on the authority of the executive committee. Members to be given seven days notice thereof and the object of the meeting stated. The requisition is to be handed to the President who will instruct the Secretary to inform members.
- (G) The Annual General Meeting shall be held on the second week in September of each year when, the annual reports and balance sheet shall be presented.

## 11. DISCUSSIONS:

- (A) All discussions at general and committee meetings shall be governed by the usual rules of debate and the Chairperson shall have the casting vote. No political or religious discussion shall be allowed at any meeting.

## 12. MINUTES:

The minutes of each meeting shall be prepared by the Secretary and confirmed at the next meeting.

## 13. SUSPENSION OR DISQUALIFICATION:

- (A) The committee may expel from the club or otherwise punish or penalise any member whose conduct in the opinion of the committee is discreditable or injurious to the club.
- (B) Before any member is expelled or otherwise punished or penalised, his/her conduct shall be enquired into by the committee and the member shall have the opportunity to defend him or herself, provided that a quorum is established and that a majority of the committee present when the matter is enquired into is of the opinion that the member has been guilty of such conduct or action as aforesaid then the committee may expel or suspend him/her from membership or otherwise punish or penalise him/her.
- (C) Should any member fail to appear on any enquiry conducted under Clause 11 (B) hereof or any adjournment thereof, the committee may proceed in that members absence to conduct the said enquiry and make its findings as herein before empowered.

## 14. BANKING:

The funds of the Club shall be banked with any bank in the name of the club and to be operated by two of three office bearers, President, Secretary and Treasurer. The place of banking can only be changed at an Annual General Meeting.

**15. EXPENDITURE:**

- (A) All proposed expenditure of Club funds will be submitted to the Members at a General Meeting for approval.
- (B) All normal expenditures required to conduct race meetings and routine Club administrative costs are exempt from clause 15(A).
- (C) The Treasurer is authorised to pay all expenditure listed as per 15(B) through online banking up to \$1,000. These transactions are to be reported at the next general meeting.

**16. POWER TO BORROW:**

The committee may with the prior approval of a Special General Meeting of the club borrow money and for that purpose may mortgage or pledge all or any of the club's assets.

**17. AUDITORS:**

An auditor shall be appointed by the club at any General Meeting preceding the Annual General Meeting. They shall examine all accounts, vouchers and receipts, audit the books and furnish a financial statement thereon a copy of which shall be handed to all members present at the Annual General Meeting and submitted to the Annual General Meeting prior to the election of officers.

**18. COMPETITION RULES:**

Competition rules shall be according to the Australian Karting Association manual and/or as the club shall decide from time to time.

**19. AMENDMENTS TO THE CONSTITUTION:**

This shall be the only constitution of the MOUNT GAMBIER KARTING CLUB INC

- (A) This Constitution may be amended by resolution passed by a two-thirds majority of voting Members present at a Special General or Annual General Meeting.
- (B) Notice of the proposed amendments will be included in the notice calling the Special General or Annual General Meeting.
- (C) Members will be given a minimum of ten (10) days notice of proposed amendments.

**20. DISSOLUTION:**

If upon the winding up or dissolution of the Club there remains after satisfaction of its debits and liabilities any property or assets whatsoever, the same shall not be paid to or distributed amongst the members of the club but shall be held in trust to be used for the future reformation of a Mount Gambier KARTING CLUB.