

ADELAIDE UNIVERSITY TOUCH CLUB INCORPORATED

NAME

1. The name "The Adelaide University Touch Club Incorporated" shall be a not for profit organisation which shall be affiliated to the Adelaide University Sports Association Inc.

INTERPRETATION

2. In this Constitution, and in all rules made hereunder, the following terms shall mean:
 - (a) "Sports Association" - "The Adelaide University Sports Association Inc"
 - (b) "University" - "The University of Adelaide"
 - (c) "Committee" - "The Committee of the Adelaide University Touch Club Inc"
 - (d) "Club" - "The Adelaide University Touch Club Inc"
 - (e) "Council" - "The Adelaide University Sports Association Inc Council"
 - (f) "the Act" - "Associations Incorporations Act 1985 (SA)"

OBJECTS

3. The objects of the Club shall be:
 - (a) To promote, develop and control the sport of touch within the University.
 - (b) To co-operate with any other organisation or organisations whose objects are similar to those of the Club, provided that the Sports Association ratify any affiliation.

MEMBERSHIP

4. Membership of the Club is limited to members of the Adelaide University Sports Association Inc.
5. Any person eligible for membership under the terms of the Sports Association Constitution and on paying the annual subscription to the Treasurer of the Club shall thereby become a financial member of the Club.
6. Any member may resign from the Club by giving notice of his/her resignation in writing to the Honorary Secretary.

GENERAL MEETINGS

7. The Committee shall convene an Annual General Meeting of all members once in every calendar year to be held as early as practicable in term 3 at such time and place as may be determined by the Committee.
8. The Committee may whenever it thinks fit convene a Special General Meeting.
9. The Committee shall on receipt of a request in writing stating the objects of the meeting proposed to be called and signed by not less than six members, convene a Special General Meeting within twenty eight (28) and not less than twenty one (21) days of the date of receipt of such requisition by the Honorary Secretary.
10. Notice of the Annual and every General Meeting shall be given at least fourteen (14) days before such meeting on the Sports Association notice board, to the Secretary of the Sports Association and where practicable in the University student publications and shall include a statement of the items of business to be brought before such meeting.

11. The business of an Annual General Meeting shall be to receive and consider the Annual Report and audited Financial Statements, to elect office bearers, to appoint an auditor and to transact any other business of which notice under this Constitution shall have been given.
12. A minimum of fifteen members or ten per cent of paid up members (whichever is greater) attending in person will constitute a quorum of a General Meeting.
13. The President shall be entitled to take the Chair at all General Meetings of the Club. In his/her absence or unwillingness to act, the members present shall choose a Chairperson from among their own number.
14. No person shall be competent to vote at any General Meeting unless he/she is a current financial member of the Club.
15. Every question submitted to a General Meeting except as provided under clause (44) shall be decided by a majority of votes of members present each member being entitled to one (1) vote EXCEPT that in the case of equality of votes the Chairperson shall have a casting vote in addition to the vote which he/she is entitled as a Member.
16. Every resolution passed at any General Meeting shall be binding on all members of the Club.

OFFICE BEARERS

17. The Office Bearers and Committee of the Club shall be elected at the Annual General meeting and shall include:
 - President
 - Secretary
 - Treasurer
 - Assistant Treasurer

Committee Members - not more than seven (7) of whom at least two shall be students or have been past students at the University.

18. No office bearers or committee members of the Club shall receive any remuneration for his/her services as office bearers or committee members.
19. Office bearers and committee members shall hold office until the following elections at which they shall not be disqualified as candidates by reason only of previous office.
20. At the Annual General Meeting all office and committee positions shall be made open for election and those positions shall be filled in the following manner:
 - (a) the position of President shall be declared vacant and the Honorary Secretary of the club shall call for nominations and seconds for the position of President, and
 - (b) members shall be asked to vote on the position of President and
 - (c) the candidate who polled the highest number of votes shall be elected President, and
 - (d) once the position of President has been filled, the President shall declare all remaining office positions vacant and the President shall ask for nominations and seconds for each position, and
 - (e) members shall be asked to vote on each position and

- (f) each position shall be filled by the candidate who polled the highest number of votes or where more than one person may be elected to a position, the candidates with the highest number of votes to fill those positions.

CONTROL AND MANAGEMENT

- 20. The control and management of the Club shall be vested in the Committee of the club elected at the Annual General Meeting.
- 21. No person shall fill more than one place on the Committee at any one time.
- 22. A quorum of the Committee shall be five (5). If no quorum be present within fifteen (15) minutes of the notified time of Meeting, such Meeting shall lapse.
- 23. The President shall be entitled to take the Chair at all meetings of the Committee. In his/her absence or unwillingness to act, the members of the Committee present shall choose a chairperson from among their number.
- 24. The Secretary shall be the Club's delegate to the Sports Association Council but the Club Committee may nominate a deputy to act in the absence of the Secretary; the delegate shall submit to the Committee at the next meeting a report of each Sports Council meeting attended.
- 25. The Honorary Secretary shall call a meeting of the Committee at least six times per calendar year.
- 26. No person, with the exception of the President and the Executive Officer or nominee of the Sports Association, who is not a member of the Committee, shall be entitled to be present at a meeting thereof UNLESS invited to attend by the Chairperson.
- 27. The Committee may declare vacant the seat of any member thereon who has been absent without valid excuse from two (2) consecutive meetings of the Committee.
- 28. All casual vacancies among office bearers and the Committee of the Club may be filled by the Committee as it deems fit.
- 29. Every question submitted to the Committee shall be decided by a majority of the votes of the members present. Every member of the Committee shall be entitled to one (1) vote EXCEPT that in the case of an equality of votes, the Chairperson shall have a casting vote in addition to the vote to which he/she is entitled as a member of the Committee.
- 30. Minutes of every meeting of the Committee shall be kept up by the Honorary Secretary and shall be signed by the Chairperson of the next succeeding meeting, subject to their being adopted by the meeting, as a true record of the proceedings of the meeting.
- 31. The Committee shall have power to make, alter and repeal club rules, not being rules of this Constitution or inconsistent with this Constitution or the Act, as it may deem necessary or expedient from time to time. Notice of any proposal to make, alter or repeal any rule shall be given to the Honorary Secretary of the Club not less than seven (7) days before the meeting of the Committee at which it is intended to present such proposal. Any such rule altered or repealed by such Committee shall be submitted to the Sports Association for notation.

32. Notice of all meetings of the Committee shall be given at least seven (5) days before such meetings either personally in writing or by notice posted to the member at his/her address (postal or electronic) as shown in the records of the Club.
33. Every resolution of the Committee shall be binding upon all members of the Club.

EXECUTIVE

34. The President, Honorary Secretary and two (2) other members of the Committee or any three (3) of them shall constitute an executive of the Club and may act in any way deemed beneficial to the Club when immediate action is required and it is not practicable or convenient to call a meeting of the Committee. Any decisions taken by the executive are to be reported at the next Committee meeting.

POWERS

35. The Club Committee shall have the power only to carry out the objects of this Constitution in such a way as provided by this Constitution and the Act and subject to the Constitution and rules of the Sports Association.
36. Having considered the best interests of the club, the Committee may, by ordinary resolution at a meeting of the Committee, resolve to:
 - (a) acquire, hold, deal with, and dispose of, any real or personal property; and
 - (b) administer any property on trust; and
 - (c) open and operate bank accounts; and
 - (d) invest its moneys -
 - (i) in any security in which trust moneys may, by Act of Parliament, be invested; or
 - (ii) in any other manner authorised by the rules of the club; and
 - (e) borrow money upon such terms and conditions as the club thinks fit; and
 - (f) give such security for the discharge of liabilities incurred by the club as the club thinks fit; and
 - (g) appoint agents to transact any business of the club on its behalf; and
 - (h) enter into any other contract it considers necessary or desirable.

PROPERTY

37. Upon incorporation, all assets and property of the Club shall be immediately and automatically vested in the Club and the club shall deal therewith in such manner as they may be directed by the Sports Association.

FINANCE

38. The Club's financial year shall be from October 1 to September 30.
39. Subject to the provisions of the Constitution of the Sports Association and the rules made by the Council of the Sports Association, the Committee shall have power to control the finances of the Club, to collect annual subscription, to collect playing fees, and to collect any levies which may be necessary to facilitate the operations of the Club.
40. All monies, other than grants from the Sports Association, shall be paid into a bank account opened in the name of the Club and operated by any two of the President, Honorary Secretary, and Honorary Treasurer as joint signatories.
41. The Honorary Treasurer shall keep such accounts, and submit such financial statements as the Club Committee or the Sports Association Council may require. He/she shall present an audited statement of receipts and expenditure to the Annual

General Meeting and shall deliver to the Honorary Secretary, when required, a statement of the Club's finances.

DUTIES OF THE HONORARY SECRETARY

42. The Honorary Secretary shall keep a record of the business transacted at all meetings. He/she shall keep a copy of the Constitution and all rules made thereunder for the time being in force. He/she shall present a report to the Annual General Meeting and perform all secretarial duties required of him/her by a General Meeting, the Committee or the Executive.

GENERAL

43. Every member of the Club shall be entitled to peruse the copy of the Constitution and all rules promulgated thereunder kept by the Honorary Secretary.

44. (a) The Constitution of the Club shall not be amended UNLESS:

- i. Notice of intention to move the amendment shall have been received by the Honorary Secretary at least fourteen (14) days prior to the date of a General Meeting and such notice shall have been given in the notice convening the meeting.
- ii. The amendment shall be passed at a General Meeting by at least two thirds of the members of the Club present and qualified to vote.

(b) The amendment shall be subsequently inoperative until approved by the Sports Association.

45. The income of the Club, howsoever derived, shall be applied solely towards the promotion of the objects of the Club as set out in this Constitution, and no portion thereof shall be paid or transferred directly or indirectly, by way of dividend bonus or otherwise howsoever by way of profit to the persons who at any time are or have been members of the Club or to any of them or to any person claiming through them.

46. (a) The Club shall be wound up AFTER:

- i. Notice of intention to wind up has been given at least twenty one (21) days prior to the date of the Special Meeting and such notice shall have been given in the notice convening the meeting.
- ii. The Special Resolution to wind the Club up has been passed at the Special Meeting by at least three quarters of all current members of the Club qualified to vote.

47. If on winding up or dissolution of the Club there remain after the satisfaction of all its debts and liabilities any monies or properties whatsoever the same shall not be paid to or distributed among members of the Club, but, shall be paid to or transferred to the Sports Association to be used within the University as deemed fit by the Sports Association and within the terms of clause (44) of this Constitution.