

# **BALLINA CLASSIC VEHICLE CLUB CONSTITUTION**

## 1. NAME.

The name of the club will be the Ballina Classic Vehicle Club Inc

## 2. PURPOSE OF THE CLUB

(a) the general purpose of the club will be to encourage fellowship among families and individuals interested in the restoration and preservation of motor vehicles which are 30 years or more old from their date of manufacture.

Without limiting the generality of this purpose, the club will -

(i) organise regular meetings for the conduct of club business

(ii) arrange club outings

(iii) conduct events that allow members with restored and classic vehicles to use and display them

(iv) foster, in whatever other ways possible, the efforts of individual members who are restoring vehicles and

(v) make every reasonable effort to keep members informed of club affairs and coming activities.

(b) The club is a non-profit organisation.

## 3. AFFILIATION

The club has no formal tie to any other club or association concerned with the vehicle restoration movement either inside or outside Australia.

The club is a member of the Council of Heritage Motor Clubs – NSW Inc

## 4. EMBLEM

The emblem of the club is as depicted on the current membership card and may change with the consent of the club members.

## MEMBERSHIP

### 5. Definition of a Member

(a) Membership of the club will be open to all persons who are interested in the restoration, preservation and exhibition of motor vehicles as they were originally manufactured.

(b) Membership of the association (club) entitles the partner/spouse of a member and their children to all the privileges of membership.

(c) There will be one category of member

(i) Membership may be on a family basis or as an individual member

(ii) For the purposes of this subsection, a member family will be taken to include two adults and their children who are less than 17 years of age.

## 6. Admission to Membership

(a) To become a member of the club an intending member must be nominated and seconded by existing financial members, attend three club functions ie. meetings and/or outings and the nomination be accepted by the Executive committee of the club.

(b) On admission to membership of the club each member will be issued with a membership card which will have the members name and membership number written on it.

(c) A register of members (names and numbers) will be kept by the Treasurer with copies kept with the Secretary and Registration Officer.

(d) Continuing membership requires the member to attend three club functions per calendar year, functions may be either club meetings and/or club outings.

## 7. Cessation of Membership

Any member of the club shall cease to be a member if -

(a) while still a financial member they notify the club Secretary in writing of their intention to resign. Any person whose membership ceases in this way will not have to pay a nomination fee to rejoin the club.

(b) subject to the rights of the member as detailed in the Model Rules, non-payment of membership fees within 90 days of the due date will mean automatic cessation of membership.

(c) they are removed from membership by Resolution of the club -

(i) Resolution for this purpose shall be by two-thirds of the financial members attending a Special General meeting where the members have been notified of the business at least 2 weeks prior to the meeting.

(ii) such Resolution can only take place after a member has been called upon and given adequate opportunity to show cause why their membership should not be terminated.

## CLUB OFFICE BEARERS AND MANAGEMENT

### 8. Eligibility to hold Office

(a) (i) To be elected to office a person must be a financial member of the club

(ii) For the purposes of this subsection members who are financial under a family membership may be elected to office.

(b) A President of the club can hold office for a continuous period of two years only.

#### 9. Executive Committee

(a) The elected office bearers of the Club shall be a President, Vice President, Secretary, Treasurer and Registration Officer. These office bearers will hold office for twelve months and will be elected annually at the Annual General Meeting.

(b) The Executive committee as elected in 9(a) shall have the power to appoint sub committees, to fill casual vacancies and to make rules and regulations for the conduct and management of the Club and all matters pertaining thereto subject to any such decisions being approved at the following general meeting.

#### 10. INDEMNIFICATION OF EXECUTIVE COMMITTEE

The club shall at all times hereafter save harmless and keep indemnified the members of the Executive committee and each and all of them and theirs and each of their estate or estates from and against all actions, claims and demands, charges and expenses whatsoever may be instituted against or made upon them or any of them as members of the Executive committee in respect of any covenant, agreement, act, deed, matter or thing whatsoever lawfully entered into or performed by any or all of them as members of the Executive committee in or about the execution of the powers conferred upon the members of the Executive committee by law or under the rules of the Club for the time being in force.

#### VOTING

11.(a) Voting on any Club issue and at any Club meeting will be restricted to current financial members of the Club.

(b) For the purposes of this section each financial member (including a family) will be entitled to one vote.

(c) The exception to the above sub-clause will be where more than one member of a member family are elected to the Executive committee (see Section 8a(ii)), in this case each of the elected family members will be entitled to a vote.

#### CLUB FINANCES

##### 12. Membership Fees

(a) Nomination fee:

There shall be a nomination fee that is payable at the time of making application for membership of the Club. (This fee also applies under Section 7(b) )

(b) Annual subscription:

- (i) The annual subscription for Club members will be set by the Executive committee.
- (ii) A person joining the Club after annual subscriptions are due is required to pay only an appropriate proportion of the annual subscription.
- (iii) For the purposes of deciding who are financial members of the Club annual subscriptions fall due on the 31<sup>st</sup> December each year and are payable 12 months in advance.

### 13. FINANCIAL YEAR

The Club financial year will run from the 1<sup>st</sup> January to 31<sup>st</sup> December each year.

### 14. INSURANCE

- (i) The club shall effect and maintain insurance eg. Public Liability etc.
- (ii) All club members and their vehicles must be individually insured. The Club is not responsible for the acts of members vehicles and action cannot be brought against the Club for any members careless acts for any reason.

### 15. FINANCE

(a) All cash,postal notes, cheques, money order or other remittances received by the club shall be banked to the credit of the Club's bank account(s).

(b) The bankers of the Club shall be such bank,building society or credit union as the club may from time to time decide.

(c) All remittances requiring endorsement on behalf of the Club for the purpose of depositing same with the Club's bank account may be endorsed by any of the President,Secretary or Treasurer.

(d) All payments from club account(s) shall be made by cheque and cheques drawn on the Club's account(s) must be signed by two of the President,Secretary or Treasurer.

(e) The Treasurer shall keep proper book(s) of accounts of the Club in which shall be entered all items of income and expenditure(this may be done electronically using an approved accounting programme) and the Treasurer shall present an annual financial statement at the Annual General Meeting of the Club.

(f) All accounts to be paid from Club funds shall be submitted to an ordinary meeting for authority to pay, provided that the President shall be empowered to authorise any unexpected expenditure of an urgent nature between meetings but any expenditure so incurred shall be reported to the next ordinary meeting of the Club.

### MEETINGS, NOTIFICATION OF MEETINGS AND QUORUM

### 16. MEETINGS

(a) Club meetings shall be held at such times and places as the Club may decide. Provision is made for the holding of ordinary meetings, annual general meetings and special general meetings.

(b) Ordinary general meetings will be held on a regular monthly basis except when circumstances necessitate the holding of a monthly meeting on a date other than that on which it would normally be held.

(c) The Annual General meeting of the Club shall be held within six months of the close of the financial year.

(d) (i) Special general meetings may be held at any time and for any purpose deemed appropriate for such a meeting.

(ii) The President shall convene a Special general meeting when a notice calling upon them to do so is served upon them by at least five financial members of the Club. Such meetings shall be held within one month of the President's receipt of such notice.

(iii) A notice specifying the purpose of a Special general meeting shall be sent to all club members at least fourteen days before the date of the meeting.

(iv) The business of a Special general meeting shall be confined to the purpose for which the meeting has been called.

#### 17. NOTIFICATION OF MEETINGS

(a) It is the individual members responsibility to be aware of the date and place of regular ordinary meetings. That notwithstanding, every effort will be made to see that members are advised of each meeting in the course of normal club communications via email and the clubs website and Facebook page.

(b) When there is a variation in the time/date and/or place of ordinary general meetings a notice is to be sent to all members electronically at least 10 days in advance.

(c) Provisions for advising members about Special general meetings are covered elsewhere (Sections 7c(ii), 16(d), 21 and 22)

#### 18. QUORUM

A quorum for the purpose of any Club meeting shall be seven members eligible to vote.

#### VEHICLES - REGISTRATION AND REQUIREMENTS

#### 19. VEHICLES OWNED OR USED BY CLUB MEMBERS

(a) The Club is a community Club and therefore aims to cater for community members whose interests are consistent with the club's purposes.

(b) The Club also seeks to take it's place within a much wider geographic movement associated

with the restoration and preservation of older vehicles. Within this wider context the eligibility of vehicles for competitions and events may be determined by conditions that apply to the movement generally.

(c) The following rules shall apply to members wishing to avail themselves of the facility of Club registration:

(i) Vehicle(s) to be registered must be over 30 years old or whatever amended requirement the Roads and Maritime Services (RMS) might stipulate.

(ii) The vehicle(s) must be roadworthy and complies with RMS requirements

(iii) RMS registration fees including compulsory third party insurance must be paid.

(iv) Use of vehicles is subject to RMS requirements at the time.

(v) Vehicles on Club registration shall only be used on the RMS registration permit.

## 20. CLUB PLATES

(a) When and if the Club receives approval to issue club plates, they will be issued within the guidelines laid down by the RMS and any additional guidelines that may be specified by the club Executive.

(b) Within the limits set by the above clause, club plates will be issued to vehicles manufactured prior to the latest eligible date set by the RMS.

## 21. AMENDMENT TO THE CONSTITUTION

This constitution may be amended or repealed at any annual, general or special meeting of the Club provided that -

(i) The proposed change is supported by a two-thirds majority of the members present at the meeting.

(ii) A notice which gives details of both the meeting and the proposed change is mailed or sent electronically to all members at least fourteen days before the meeting.

## 22. DISSOLUTION OF THE CLUB

(a) Any move to dissolve the Club is to be treated as the business for a Special general meeting (Section 16(d))

(b) All tangible assets of the Club will be realised by auction and such funds raised will be distributed to a like minded organisation as chosen by the Club Executive.

