

BUDGERIGAR SOCIETY OF SOUTH AUSTRALIA INCORPORATED

CONSTITUTION

This Constitution has been updated and becomes operative on 7th February 2012. It is binding on all present members and all new members who join the Society after this date.

1. TITLE

- (a) The Association shall be known as the Budgerigar Society of South Australia Incorporated, hereinafter referred to as the Society.
- (b) The address shall be that of the Secretary in office.

2. OBJECTS OF THE SOCIETY

- (a) To promote, encourage and stimulate the breeding and exhibition of Budgerigars.
- (b) To promote the improvement of existing varieties, and the establishment of new ones.
- (c) Endeavour to promote feelings of good fellowship and sportsmanship among its own members and all other persons interested in the Budgerigar.
- (d) To serve the interests of the members of the Society in all matters pertaining to the Budgerigar Fancy in South Australia.
- (e) To co-operate with other clubs or societies to the benefit of this Society or to the Budgerigar Fancy.

3. NON - PROFIT

The income and property of the Society shall be applied solely towards the promotion of the Society, 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 members or relatives of members of the Society, or to any other club or body, provided that nothing herein shall prevent the payment in good faith of remuneration to any officer or servant of the Society or to any member of the Society for any service actually rendered to the Society, or reasonable and proper rental for premises let by any member to the Society.

4. AFFILIATION

- (a) The Society may affiliate with, and accept affiliation from, such other Societies and Organisations as will afford a benefit to members of this Society, and others, in accordance with the objects above.
- (b) The annual fee for affiliation with this Society shall be the same as that for single membership, or such other fee as the Executive Committee may from time to time determine.

5. MEMBERSHIP

- (a) Membership of the Society shall be open to all interested persons.
- (b) No person desiring to join the Society shall be admitted to membership unless proposed and seconded by two financial members of the Society, and accepted by the Executive Committee, at the first Committee Meeting following the date of application.
- (c) Subscription fees shall accompany the application and in the event of rejection, this fee shall be refunded.
- (d) Members are to be notified of all new members at each General Meeting.
- (e) Life Membership shall be bestowed upon any normal member having completed twenty years continuous membership and having provided meritorious service to the Society. Any recommendation is to be placed before the Executive Committee and may be voted upon at any General Meeting.

- (f) A Syndicate membership may comprise any number of normal financial members. The Syndicate name will require membership registration and rings will be issued under the Syndicate name. No voting rights are afforded to the Syndicate name. The Syndicate is required to advise a contact name for communication purposes.
- (g) A Partnership membership may comprise any number of normal financial members. The Society is to be advised in writing of the names of each of the partners. Rings may be purchased by each and any of the partners, and the ring issue will be recorded in favour of the Partnership. No voting rights are afforded to the partnership name. Any correspondence from the Society shall be copied to all Partnership members.

6. SUBSCRIPTIONS

- (a) The annual subscriptions shall be determined at any Annual General Meeting by a majority of the members present.
- (b) Subscriptions shall be paid to the Treasurer, who shall issue each financial member with a membership card.

7. FINANCIAL YEAR

The Financial Year shall commence on the 1st of January and conclude on the 31st of December in the same year.

8. MANAGEMENT OF THE SOCIETY

- (a) The management of all matters relating to the Society shall rest in the hands of the Executive Committee.
- (b) Office bearers of the Society shall be honorary and consist of Patron, President, Vice President, Secretary, Treasurer, Ring Steward, Trading Officer and Book Officer.
- (c) The Patron is, ex officio, a member of the Executive Committee.
- (d) There shall be provision for a Public Officer who shall be elected annually. On the election of a new Public Officer, the Secretary shall notify the Registrar of Companies of the change.
- (e) Sub Committees may be appointed at any time to handle any matters in the best interests of the Society, such Sub Committee shall be responsible to the Executive Committee. All Sub Committees are open to any member of the Society who indicates an interest in the affairs of that Sub Committee. The composition of all Sub Committees is to be published annually in the Society's magazine or circular to financial members. Any funds raised by a Sub Committee shall be vested in the Society.
- (f) Delegates may be appointed at any time to handle any matters in the best interests of the Society. Such delegates shall be responsible to the Executive Committee.

9. EXECUTIVE COMMITTEE

- (a) The Executive Committee of the Society shall consist of a maximum of fourteen (14) members. The positions on the Executive Committee shall be as follows: President, Vice President, Secretary, Treasurer, Ring Steward, Trading Officer, Book Officer, Show Manager, Social Committee Representative, Publicity Officer, Web Master and three (3) Committee Members.
- (b) Members of the Executive Committee shall be elected at an Annual General Meeting for a two year term, half shall retire on alternate years as follows:
 - Odd years: President, Treasurer, Trading Officer, Show Manager, Publicity Officer, Web Master and one (1) Committee Member.
 - Even years: Vice President, Secretary, Ring Steward, Book Officer, Social Committee Representative and two (2) Committee Members.
- (c) Where a vacancy occurs at an Annual General Meeting due to the retirement of a Committee member during his or her first year, the incoming Committee member shall be elected for one year only.
- (d) Members wishing to nominate for the Executive Committee, should do so in writing to the Secretary not less than fourteen (14) days before the Annual General Meeting.
- (e) Retiring Committee members shall be eligible for re-election.
- (f) In the event of any Committee member losing his or her position for any reason or on his or her resignation, it is his or her duty to hand over all papers, books and any other property of the Society to the Officer filling the vacancy or to the President.

- (g) Any Committee member absent from two (2) consecutive Committee Meetings, and failing to give a satisfactory explanation, to the Committee, shall be deemed to have forfeited his or her Committee membership. In such cases of default, or in the case of resignation, the vacancy may be filled by the Committee. Notification in writing shall be given to such Committee member before this rule is put into effect.

10. DUTIES OF THE EXECUTIVE COMMITTEE

- (a) The President shall be, ex officio, the chairperson at all general and management meetings of the Society and shall maintain order and act in the best interests of the Society. The Chairperson shall have a normal vote, plus a casting vote, if necessary, on all matters brought before any of the meetings stated in rule 12. The President has the responsibility of organising the format of general and management meetings and co-ordinating the Society's schedule of events. The President must also provide leadership and direction for the Society and its members. The President will be required to pay particular attention to contact and communication with the Society's affiliated clubs. As such, the President should attend local affiliated club meetings and travel to country locations when required.
- (b) The Vice President shall assist the President when called upon to do so. The Vice President shall also be responsible for the development of the Society through entertainment at monthly meetings, guest speakers and seminars. The Vice President should also work in closely with the President in regards to matters concerning affiliated clubs. The Vice President shall act as chairperson at any meeting in the absence of the President.
- (c) The Secretary is responsible for maintaining the Society's minutes and minutes of any formal function. The Secretary shall conduct all the official correspondence on behalf of the Society, unless the Executive Committee directs otherwise.
- (d) The Treasurer shall receive all money due to the Society and issue receipts. He or she shall produce at the Annual General Meeting an audited statement of receipts and payments, and report the Society's bank balance at each monthly meeting. He or she shall keep correct books of account. The Treasurer shall also ensure that all Executive Committee approved accounts are paid promptly.
- (e) The Ring Steward shall be responsible for all matters pertaining to rings, issue as directed, all rings belonging to the Society, keep a proper register of the rings issued, and produce same when required by the Committee or the Show Manager. He or she shall issue receipts for the ring money received and periodically pay money received to the Treasurer. He or she shall also maintain a register containing names, addresses and exhibition status of all financial members of the Society.
- (f) The Trading Officer shall be responsible for all matters pertaining to the Society's merchandise offered for sale. He or she shall keep a proper record of transactions and produce same to the Committee when required, and issue receipts for the money received and periodically pay money received to the Treasurer.
- (g) The Book Officer shall be responsible for all matters pertaining to the books offered for sale by the Society. He or she shall keep a proper record of transactions and produce same to the Committee when required, and issue receipts for the money received and periodically pay money received to the Treasurer.
- (h) The Show Manager is responsible for the organising and running of all shows staged by the Society. The Show Manager will also be the chairperson of the Show Committee.
- (i) The Social Committee Representative will act as the liaison between the Executive Committee and the Social Committee, presenting recommendations from the Social Committee to the Executive Committee. Any financial member of the Society may nominate for the position, but must be prepared to become a member of the Social Committee.
- (j) The Publicity Officer shall be responsible for all publicity of the Society and upcoming events. This Officer shall be responsible for all media liaison. The Publicity Officer will also act as the new member liaison and pursue avenues to increase the membership base of the Society, as well as liaison with visitors at functions of the Society.
- (k) The Web Master is responsible for developing and upgrading the Society's web site.
- (l) The Committee members are responsible for supporting the other members of the Committee and should be prepared to assist in the general running of the Society as needed.

11. AUDITOR

- (a) An auditor is to be appointed by the Executive Committee at the first available Committee Meeting following the Annual General Meeting.
- (b) That if the office of auditor is declared vacant for any reason, the Executive Committee must appoint a new auditor at the first available Executive Committee Meeting, and advise the members at the first available opportunity.
- (c) The auditor shall be responsible to conduct the audit of the Society's accounting records, stocks, cash balances and procedures and report to members at the Annual General Meeting by way of certificate affixed to the annual accounts.
- (d) The auditor shall be empowered to request and examine any of the Society's records at any time, conduct investigations as either he or she deems proper, or as referred to him by any financial member of the Society and shall give notice to the Secretary of his or her intentions to report findings to the next General and/or Annual General Meeting of the Society.

12. MEETINGS

- (a) The Annual General Meeting shall be held in conjunction with the first General meeting of the calendar year, when the President's report, the Treasurer's financial statement and the Auditor's report shall be presented. Members of the Executive Committee shall be elected in accordance with the rules contained in this Constitution
- (b) An Ordinary General Meeting shall generally be held monthly, and shall be solely for the purpose of discussing matters of interest to the Society and making recommendations to the Executive Committee. The monthly meeting may be adjusted to cater for hall availability and Interclub events.
- (c) A Special General Meeting may be called by the Executive Committee at any time, or by the requisition of fifteen (15) or more financial members, the object for which the meeting is called is to be stated in writing to the Secretary. The members of the Society shall be informed in writing of the object for which the meeting is called at least fourteen (14) days before such Special General Meeting is scheduled to be held.
- (d) The Executive Committee shall meet as often as necessary to further the interests of the Society, provided that at least four (4) meetings be held in each financial year.
- (e) Meetings shall be held at a place convenient to the members as directed by the Executive Committee.

13. QUORUM AT MEETINGS

- (a) Fifteen (15) percent of financial members shall form a quorum at any Annual General Meeting, Ordinary General Meeting, or Special General Meeting.
- (b) Eight (8) Committee members shall form a quorum at any Executive Committee Meeting.

14. ASSETS OF THE SOCIETY

Any assets of the Society in the form of Staging, Crockery, Duplicators, Typewriters etc, shall only be stored in such approved places as are determined by the Executive Committee.

15. INSURANCE

Any assets of the Society may be insured against fire, theft, etc

16. ACCOUNTS FOR PAYMENT

All accounts to be paid by the Society shall be tabled at a General or Committee Meeting for approval of payment.

17. DISCIPLINING MEMBERS

- (a) The Chairperson shall have the right to suspend any member of the Society whose conduct is

- deemed to be objectionable, and/or contrary to the “Objects of the Society”.
- (b) Upon suspension, the member shall be not heard at a Meeting and asked to resume his or her seat, or requested to leave the Meeting or function at the discretion of the Chairperson.
 - (c) At the first available Executive Committee Meeting following the suspension of any member, the Secretary is to cause a notice in writing to be served on the member.
 - (i) Setting out the decision of the Executive Committee and the grounds upon which it was based.
 - (ii) Inform the member of the next available Executive Committee Meeting where the member may attend and speak at that meeting or submit prior to the date of the meeting written representations relating to the decision of the Executive Committee.
 - (iii) Following consideration of written or oral representations, the Executive Committee must determine whether to revoke the suspension, confirm the suspension stating the length of time for which the member is suspended, or expel the member from the Society.
 - (d) A member following the final decision of the Executive Committee may appeal against the decision by lodging with the Secretary within seven days of receipt of the decision, a notice of Right of Appeal. Subsequent action shall be decided at a Special General Meeting convened for this specific purpose in accordance with rule 12(c). If at the Special General Meeting, the Society passes a motion in favour of the decision of the executive Committee, then the decision is confirmed.

18 COMMON SEAL

The Society shall have a Common Seal, which shall be held by the Secretary for safekeeping. The seal shall not be affixed to any document without prior authority of a resolution of the Executive Committee. Any document to which the seal is affixed shall be attested and signed by the Public Officer and one of the following, President, Secretary or Treasurer.

19. ALTERATIONS TO THE CONSTITUTION

Except as elsewhere in these rules expressly provided, the Constitution shall not be altered, added to, rescinded or suspended, except at an Annual General Meeting or at a Special General Meeting convened for that purpose in accordance with rule 12 (c).

20. DISSOLUTION

- (a) In the event that a two thirds (2/3) majority of financial members vote in favour of winding up the Society at an Annual General Meeting or a Special General Meeting convened for that purpose in accordance with rule 12 (c), the retiring Executive Committee shall be responsible for the establishment of a trust for disposing of the Society’s net assets.
- (b) If upon the winding-up of dissolution of the Society there remains, after satisfaction of all its debts and liabilities, any property whatsoever, the same shall not be paid to or distributed among members of the Society, but shall be distributed to other body or bodies having similar objects or to such charitable body or bodies, and which prohibit the distribution of income and property to members.

21. QUESTIONS UNPROVIDED FOR

Any question or matter, which may arise, not being specified or dealt within these rules, shall be dealt with by the Executive Committee whose decision shall be final.

21 clauses
07/02/2012
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