



# **ARTICLES OF CONSTITUTION**

**(Rules of the Club)**

**As Adopted by Special Resolution at the**

**Annual General Meeting**

**held on**

**Sunday 24<sup>th</sup> June 2018**

2 Val Street, ROCKINGHAM WA 6168

PO Box 5185 ROCKINGHAM WA 6168

Phone: 9527-5468

Email: [admin@tcyc.com.au](mailto:admin@tcyc.com.au)

Web Site: <http://www.tcyc.com.au>

## CONTENTS

1. Name of Association .....	2
2. Definitions .....	2
3. Objects of Club .....	4
4. Powers of Club.....	4
5. Membership Categories of the Club.....	5
6. General Qualifications and Privileges of Members .....	6
7. Register of members of Club .....	6
8. Privacy of Members .....	7
9. Subscriptions of Members of Club .....	7
10. Termination of Membership of the Club.....	7
11. Disputes and Mediation .....	8
12. Suspension, Expulsion or Discipline of Members of the Club.....	9
13. Committee of Management (COM) .....	10
14. Officers of the Club.....	11
15. Election of Committee Members .....	11
16. Commodore and Vice Commodore .....	13
17. Secretary .....	13
18. Treasurer.....	14
19. Club Manager.....	14
20. Casual Vacancies in Membership of the Committee (COM).....	15
21. Proceedings of the Committee (COM).....	15
22. General Meetings .....	16
23. Quorum and Proceedings at General Meetings .....	17
24. Minutes of Meetings of Club .....	18
25. Voting rights of Members of Club.....	19
26. Proxies of Members of Club.....	19
27. Rules of Club (Constitution).....	19
28. By-laws of the Club.....	20
29. Patron, Vice Patron and Trustee .....	20
30. Inspection of Records of Club .....	20
31. Distribution of Surplus Property on Winding Up of Club .....	20
32. General Code of Conduct for Members of the Club.....	20
33. Transitional Arrangements .....	21
Schedule 1 – General Qualifications of Sub-Categories of Membership .....	23
Schedule 2 - Membership Categories & Privileges .....	24

## 1. Name of Association

The name of the Association is “The Cruising Yacht Club of Western Australia (Incorporated).”  
And shall be referred to as “club”.

## 2. Definitions

In these rules, unless the contrary intention appears, the following definitions apply:

<b>Absent</b>	A member who is not present at a meeting and having offered no apology or been granted leave of absence
<b>Act</b>	The Associations Incorporation Act of Western Australia as existing and current at the time
<b>Annual General Meeting</b>	The meeting convened under Clause 22
<b>Apology</b>	Notification either written or verbal, either communicated directly or through another member of Committee, to the effect that a member is unable to attend the current meeting
<b>Association (Club)</b>	The Association referred to in Clause 1 and shall be the “club”
<b>Chairperson</b>	In relation to the proceedings at a Committee meeting or general meeting, the person presiding at the Committee meeting or general meeting in accordance with Clauses 13 and 16
<b>Club Manager</b>	A person who is employed by the Club for the purposes as outlined in the Rules of the Club
<b>Club Premises</b>	The premises and facilities located at 2 Val Street, Rockingham, Western Australia 6168
<b>Commissioner</b>	The Commissioner for Consumer Protection exercising powers under the Act
<b>Committee (COM)</b>	The Committee of Management of the Club referred to in Clause 13
<b>Committee Meeting</b>	A meeting referred to in Clause 13
<b>Committee Member</b>	A person referred to in Clauses 13 and 15
<b>Convene</b>	To call together for a formal meeting
<b>Department</b>	The government department with responsibility for administering the Associations Incorporation Act (WA) as existing and current at the time
<b>Financial Member</b>	Any Member participating in an Annual Subscription and Fee Payment Plan as referred to in the By-laws
<b>Financial Year</b>	The period commencing 1 April and ending on 31 March in the following year
<b>Flag Officer</b>	The officers identified in Clause 14
<b>General Meeting</b>	A meeting to which all members are invited
<b>Leave of Absence</b>	Permission given by the Committee allowing a Committee Member to be absent from subsequent meeting(s)
<b>Liquor Act</b>	The Liquor Control Act (WA) as existing and current at the time

<b>Member</b>	Any member of the club
<b>Ordinary Resolution</b>	Resolution other than a special resolution is passed by a simple majority.
<b>Patron or Vice Patron</b>	A person chosen by the club to represent and support the Club
<b>Poll</b>	Voting conducted in written form (as opposed to a show of hands)
<b>Retiring Commodore</b>	An ex officio member for a period not exceeding 12 months from the term of the previous office
<b>Secretary</b>	The Secretary referred to in Clause 17
<b>Special General Meeting</b>	A general meeting other than the annual general meeting
<b>Special Resolution</b>	The meaning given by section 24 of the Act, that is: <ul style="list-style-type: none"> <li>▪ A resolution is a special resolution if it is passed by a majority of not less than three-fourths of the members of the club who are entitled under the rules of the club to vote and vote in person, at a general meeting of which notice specifying the intention to propose the resolution as a special resolution was given in accordance with those rules.</li> <li>▪ At a meeting at which a resolution proposed as a special resolution is submitted, a declaration by the person presiding that the resolution has been passed as a special resolution shall be evidence of the fact unless, during the meeting at which the resolution is submitted, a poll is demanded in accordance with the rules of the Club or, if the rules do not make provision as to the manner in which a poll may be demanded, by at least 3 members of the club present in person.</li> <li>▪ If a poll is held, a declaration by the person presiding as to the result of a poll is evidence of the matter so declared.</li> </ul>
<b>Suspended member</b>	A member without the privileges of membership as outlined in Schedule 2
<b>Treasurer</b>	The Treasurer referred to in Clause 18
<b>Trustee</b>	A member appointed to act as Trustee to the Club
<b>Vessel</b>	Shall include any boat or yacht whether propelled by sail or power or both. <ul style="list-style-type: none"> <li>▪ Where it is necessary to distinguish between types of boats or yacht, a prefix such as sailing or power maybe used as appropriate</li> </ul>
<b>Vice-Chairperson</b>	The Vice-Chairperson referred to in Clause 16

### **3. Objects of Club**

3.1 The objects of the Club are:

- 3.1.1. To establish, maintain and conduct a Club devoted to sailing, boating and other aquatic recreation plus social, sporting and cultural pursuits;
- 3.1.2. To provide facilities for literary, scientific, athletic, professional and any other lawful purpose of providing benefits and enjoyment for the members of the Club;
- 3.1.3. The encouragement of the provisions of facilities for those engaged in the racing of sailing boats in ocean, offshore and closed water events;
- 3.1.4. The holding and arrangement of matches, races, regattas and competitions in yachting and other sports, pastimes and games and the offering and granting of contributions towards the provision of prizes, awards and distinctions;
- 3.1.5. The encouragement of amateur yacht sailing and building;
- 3.1.6. The encouragement of the study of yacht sailing, seamanship, pilotage and navigation and the improvement in design of cruising and racing yachts;
- 3.1.7. The promotion of social activities between members of the Club, their family members, their friends and the provision of accommodation with all the usual privileges and advantages of a Club for the purposes aforesaid;
- 3.1.8. The provision and accommodation for members and their guests upon premises of which the Club is the bona fide occupier and not for the purpose of making profits divisible amongst the members or any object other than the accommodation of the members and their guests;
- 3.1.9. Affiliation with other kindred clubs;

3.2 The property and income of the Club shall be applied solely towards the promotion of the objects of the Club and no part of that property or income may be paid or otherwise distributed, directly or indirectly, to members, except in good faith in the promotion of those objects.

### **4. Powers of Club**

4.1 The powers conferred on the Club are the same as those conferred by section 13 of the Act, so that subject to the Act and any additions, exclusions or modifications inserted below, the Club may do all things necessary or convenient for carrying out its objects and purposes, and in particular, may:

- 4.1.1. Acquire, hold, deal with, and dispose of any real or personal property;
- 4.1.2. Open and operate bank accounts;
- 4.1.3. Invest its money:
  - 4.1.3.1 In any security in which trust monies may lawfully be invested; or
  - 4.1.3.2 In any other manner authorised by the rules of the Club;
- 4.1.4. Borrow money upon such terms and conditions as the Club thinks fit;
- 4.1.5. Give such security for the discharge of liabilities incurred by the Club as the Club thinks fit;
- 4.1.6. Apply for and obtain and renew a club license under the Liquor Act;
- 4.1.7. Appoint agents to transact any business of the Club on its behalf;
- 4.1.8. Enter into any other contract it considers necessary or desirable;
- 4.1.9. Apply for any income taxation concessions available under Commonwealth Taxation law;
- 4.1.10. Amalgamate, cooperate or affiliate with any other Club, Association or Society having objects wholly or in part similar to those of the Club;

- 4.1.11. Provide accommodation for members and their guest(s) upon premises of which the Association is the bona fide occupier and not for the purpose of making profits divisible amongst the members or any of them or in support of any object other than the accommodation of the members or the members and their guest(s); and
- 4.1.12. May act as trustee and accept and hold real and personal property upon trust but does not have power to do any act or thing as a trustee that, if done otherwise than as a trustee, would contravene this Act or the rules of the Club.

## 5. Membership Categories of the Club

5.1 Membership of the Club is divided into the following categories:

5.1.1. **Voting members** – comprised of the following sub-categories:

- (i) Full members;
- (ii) Life members;
- (iii) Country members;
- (iv) Senior (Full) members;
- (v) Youth (Full) members;
- (vi) Corporate (Full) members;
- (vii) Restricted (Full) members;

5.1.2. **Non-Voting Members** – comprised of the following sub-categories:

- (i) Social/Crew members;
- (ii) Associate members;
- (iii) Senior (Social/Crew) members;
- (iv) Youth (Social/Crew) members;
- (v) Junior members;
- (vi) Honorary members;
- (vii) Corporate Umbrella members;
- (viii) Restricted members;
- (ix) Temporary members;
- (x) Family Members

5.2 The Qualifications and Privileges for the sub-categories of membership referred to in Clause 5.1 are outlined in Schedule 1 and 2.

5.3 A person who wishes to become a member of the Club shall complete in full and submit to the Club, (including all fees due and payable for the category applied for) the printed membership application form supplied by the Club on which shall be stated the full given names and surnames, address, postal address, contact information and acceptance of terms and conditions of the candidate. Once completed the intended member shall receive a member card and is entitled to use all facilities of the club available to category of membership applied for subject to the final approval by COM.

5.4 This form shall be proposed and seconded by financial voting members of the Club who are clearly identified by name and membership number.

5.5 All applications shall be posted on the noticeboard of the club for a period of not less than seven (7) days before election. Further to this, a period of not less than fourteen (14) days shall elapse between nomination and election.

- 5.6 The Committee may approve candidates, whose names have been submitted in accordance with the procedure in Clause 5.4 after a minimum period of fourteen (14) days from the date of nomination.
- 5.7 Any member may place before the Committee an objection to a proposed member in accordance with the following procedure:
- 5.6.1 An objection must be in writing and supported by written reasons;
  - 5.6.2 The Committee must consider all objections received in accordance with Clause 5.6 at the next available Committee Meeting; and
  - 5.6.3 Notification of the Committee's resolution of the objection must be supplied to the member opposing the membership within 10 days of the resolution being made.
- 5.8 The following persons must not, without the leave of the Commissioner, accept an appointment or act as a member of the Association:
- 5.7.1 A person who is, according to section 13D of the Interpretation Act 1984 (WA), as amended, a bankrupt person or a person whose affairs are under insolvency laws;
  - 5.7.2 A person who has been convicted, within or outside the state of WA, of:
    - (i) An indictable offence in relation to the promotion, formation or management of a body corporate; or
    - (ii) An offence involving fraud or dishonesty punishable by imprisonment for a period of not less than 3 months; or
    - (iii) An offence under Division 3 or Section 127 of the Act.
- 5.9 The Committee must consider each application made under Clause 5.2 at a Committee Meeting and must at the Committee Meeting or the next Committee Meeting accept or reject that application.

## **6. General Qualifications and Privileges of Members**

- 6.1 The general qualifications and privileges of members are set out in Schedules 1 and 2.
- 6.2 The maximum number of guests per member per day for the purposes of s 48(4)(b) of the Act is five (5).
- 6.3 The maximum number of persons admitted membership to a Corporate Membership category should not exceed approximately 5% of the total club membership, unless there are special circumstances. Nominations for election shall be considered under the same manner as the election of ordinary members. Ref clause 5.
- 6.4 No liquor shall be sold or supplied to a Junior member (i.e. a person under the age of 18).

## **7. Register of members of Club**

- 7.1 The Club must comply with section 27 of the Act by:
- 7.1.1. The club shall keep an up to date register of members in respect of each category of membership. This register must be continually available for inspection at the club premises.
  - 7.1.2. Maintaining the contact details of members, in accordance with Clause 8.1.1; and
  - 7.1.3. Upon the request of a member of the Club, shall make the register available for the inspection of the member and the member may make a copy of or take an extract from the register in accordance with Clause 8.2 but shall have no right to remove the register for that purpose.

- 7.2 The register must be so kept and maintained at the Club or at such other place as the members at a general meeting decide.
- 7.3 The Club must cause the name of a person who dies or who ceases to be a member under Clause 12 to be deleted from the register of members.

## **8. Privacy of Members**

- 8.1 The details of the members of the Club shall be kept in a register in accordance with Clause 7, subject to the following qualifications:
- 8.1.1. A member need only provide enough information to the register to enable contact with them;
- 8.1.2. A person must not use or disclose information in the register except for a purpose that is connected with the affairs of the Club or that is related to the administration of the Act; and
- 8.1.3. The details of the register must not be used for advertising purposes.
- 8.2 A member who wishes to copy the register of members must provide a statutory declaration setting out the purposes for which the application is made.

## **9. Subscriptions of Members of Club**

- 9.1 All Members shall, subject to this Constitution, pay such nomination fees and subscriptions to the Club as shall be provided for by the By-laws of the Club.
- 9.2 Any Junior or Student member who attains the maximum age of his or her Membership classification will not be required to pay any increase in subscription until the following Financial Year in which they have attained the maximum age.
- 9.3 Subject to Clause 9.2, a member whose subscription has not been paid within 3 months after the relevant date fixed by or under Clause 9.1 ceases on the expiry of that period to be a member, unless the Committee decides otherwise.
- 9.4 A person exercises all the rights and obligations of a member for the purposes of these rules if his or her subscription is paid on or before the relevant date fixed by or under Clauses 9.1 or 9.2 or within 3 months thereafter.

## **10. Termination of Membership of the Club**

- 10.1 Membership of the Club may be terminated upon:
- 10.1.1. Receipt by the Club of a notice in writing from a member of his or her resignation from the Club. Such person remains liable to pay to the Club the amount of any subscription due and payable by that person to the Club but unpaid at the date of termination; or
- 10.1.2. Non-payment by a member of his or her subscription, or any other money due to the Club, provided that:
- (i) The member has been notified in writing of non-payment 14 days after the due date of payment; and
- (ii) The amount due has remained unpaid not less than 14 days after such notice has been provided; or
- 10.1.3. Expulsion of a member in accordance with Clause 12.
- 10.2 The Committee may refund, or extend the time allowed for payment for any amount due under Clause 10.1.2 if:
- 10.2.1. It is satisfied that the member is unable to pay the amount due by reason of being absent from Western Australia; or



10.2.2. For any sufficient reason the Committee may think proper.

10.3 Any member whose membership has been terminated for non-payment of subscriptions or other monies due under Clause 9.1 shall be denied the privileges of a member or be a guest of the Club until a period of 6 months has elapsed and a new membership application has been approved by the Committee.

## **11. Disputes and Mediation**

11.1 The rule operates subject to the Committee's discretion under Clause 12.

11.2 The grievance procedure set out in this rule applies to disputes under these rules between:

11.2.1. A member and another member; or

11.2.2. A member and the Club; or

11.2.3. if the club provides services to non-members, those non-members who receive services from the Club; and the Club.

11.3 The parties to the dispute must meet and discuss the matter in dispute, and, if possible, resolve the dispute within 14 days after the dispute comes to the attention of all of the parties.

11.4 If the parties are unable to resolve the dispute at the meeting, or if a party fails to attend that meeting, then the parties must, within 10 days, hold a meeting in the presence of a mediator.

11.5 The mediator must be:

11.5.1. A person chosen by agreement between the parties; or

11.5.2. In the absence of agreement:

(i) In the case of a dispute between a member and another member, a person appointed by the Committee;

(ii) In the case of a dispute between a member or relevant non-member (as defined by sub-rule (2) and the Club, a person who is a mediator appointed to, or employed with, a not for profit organisation.

11.6 A member of the Club can be a mediator.

11.7 The mediator cannot be a member who is a party to the dispute.

11.8 The parties to the dispute must, in good faith, attempt to settle the dispute by mediation.

11.9 The mediator, in conducting the mediation, must:

11.9.1. Give the parties to the mediation process every opportunity to be heard;

11.9.2. Allow due consideration by all parties of any written statement submitted by any party; and

11.9.3. Ensure that natural justice is accorded to the parties to the dispute throughout the mediation process.

11.10 The mediator must not determine the dispute.

11.11 The mediation must be confidential and without prejudice.

11.12 If the mediation process does not result in the dispute being resolved, the parties may seek to resolve the dispute in accordance with the Rules of Club, the Act or otherwise at law.

## 12. Suspension, Expulsion or Discipline of Members of the Club

- 12.1 If the COM or the Club Manager receives a complaint from the Duty Manager, Duty Staff or member, of a Member's behaviour which is considered a serious breach of the Liquor Act or any other legislation pertaining to occupational health and safety, or where police involvement is required, then the committee may suspend the Member for a period of time until a hearing can be established in accordance with Clause 12.3.
- 12.2 If the Committee considers that a member's conduct may be:
- 12.2.1. Detrimental to the interests of the Club; or
  - 12.2.2. Offensive to Members of the Club; or
  - 12.2.3. Contrary to the Club's Constitution and By-laws
- it may appoint a Tribunal to hear the matter or it may hear the matter itself in accordance with the Club's Constitution and by-laws.
- 12.3 The Tribunal will:
- 12.3.1. Be open to participation from any Voting or Ordinary member of the Club, with a minimum of 5 expressions of interest in writing to the Committee necessary to form a Tribunal;
  - 12.3.2. Be comprised of 3 Voting or Ordinary members, who have each expressed an interest in participation in accordance with Clause 12.3.1; and
  - 12.3.3. Make a recommendation to the Committee upon reaching a decision.
- 12.4 The Committee or the Tribunal appointed under Clauses 12.2 and 12.3 must:
- 12.4.1. Make arrangements for a hearing of the matter, giving consideration to the availability of interested parties;
  - 12.4.2. Communicate to the member whose conduct is in question, either orally or in writing, at least 7 days prior to the hearing:
    - The particulars from the matter to be heard; and
    - The time, date and venue of the hearing;
  - 12.4.3. Hear submissions from any interested parties, complainants or witnesses relevant to the matter being heard;
  - 12.4.4. Allow the Member whose conduct is being questioned the opportunity to address any prejudicial statements made during the hearing; and
  - 12.4.5. Make a determination on the matter based on the findings of the hearing and any submissions made by the member whose conduct is in question.
- 12.5 Should the Committee make a determination that the members conduct is unsatisfactory, it may implement directly subject to rule 12.7 any, or a combination of the following –
- (i) A reprimand;
  - (ii) A fine;
  - (iii) Suspension of Club membership for a maximum period not exceeding 12 months;
  - (iv) Expulsion from the Club.
- 12.6 Members suspended as a result of a hearing under Clause 12 will remain liable for all Club subscriptions, fees, and levies.
- 12.7 Any Member subject to disciplinary measures as a result of a hearing conducted in accordance with Clause 12 of this Constitution shall be given written notice within 7 working days of the decision.

### **13. Committee of Management (COM)**

- 13.1 The affairs of the Club will be managed exclusively by the Committee of Management (COM) consisting of:
  - 13.1.1. The Flag Officers, Secretary and Treasurer; and
  - 13.1.2. Not less than four (4) and not more than eight (8) other persons, all of who must be Voting members of the Club and be eligible to stand for Club office in accordance with the Rules of the Club.
- 13.2 A Committee member's term will be from his or her election at an annual general meeting until the election at the following year's annual general meeting, subject to any other relevant Rules of the Club.
- 13.3 Except for nominees under Clause 13.7, a person is not eligible for election to membership of the Committee unless a member has nominated him or her for election by delivering notice in writing of that nomination, signed by:
  - 13.3.1. The nominator; and
  - 13.3.2. The nominee to signify his or her willingness to stand for election, to the Club not less than 7 days before the day on which the annual general meeting concerned is to be held.
- 13.4 A person who is eligible for election or re-election under this rule may:
  - 13.4.1. Propose or second himself or herself for election; and
  - 13.4.2. Vote for himself or herself.
- 13.5 If the number of persons nominated in accordance with Clause 13.1 for election to membership of the Committee does not exceed the number of vacancies in that membership to be filled:
  - 13.5.1. The Manager (Returning Officer) must report accordingly to the annual general meeting and the Chairperson; and
  - 13.5.2. The Manager (Returning Officer) must declare those persons to be duly elected as members of the Committee at the annual general meeting concerned.
- 13.6 If vacancies remain on the Committee after the declaration under Clause 13.5, additional nominations of Committee members may be accepted from the floor of the annual general meeting. If such nominations from the floor do not exceed the number of vacancies the Chairperson must declare those persons to be duly elected as members of Committee. Where the number of nominations from the floor exceeds the remaining number of vacancies on the Committee, elections for those positions must be conducted.
- 13.7 If a vacancy remains on the Committee after the application of Clause 13.3, or when a casual vacancy within the meaning of Clause 20 occurs in the membership of the Committee:
  - 13.7.1. The Committee may appoint a member to fill that vacancy; and
  - 13.7.2. A member appointed under this Clause will:
    - (i) Hold office until the election referred to in Clause 13.3; and
    - (ii) Be eligible for re-election to membership of the Committee, at the next following annual general meeting.
- 13.8 The Committee may appoint sub-committees with or without members of the Committee except that the Commodore shall be, ex officio, a member of each sub-committee

- 13.9 The Committee may delegate, in writing, to one or more sub-committees (consisting of such member or members of the association as the Committee thinks fit) the exercise of such functions of the Committee as are specified in the delegation other than:
- 13.9.1. The power of delegation; and
  - 13.9.2. A function which is a duty imposed on the Committee by the Act or any other law.
- 13.10 Any delegation under Clause 13.9 may be subject to such conditions and limitations as to the exercise of that function or as to time and circumstances as are specified in the written delegation and the Committee may continue to exercise any function delegated.
- 13.11 The Committee may, in writing, revoke wholly or in part any delegation under Clause 13.9.
- 13.12 A member elected to serve on the Committee who does not attend three consecutive Committee meetings without:
- 13.12.1. Giving notice to the Committee for their absence; or
  - 13.12.2 Where the reasons for their absence are not reasonable in the opinion of the Committee may be subject to disciplinary procedures in accordance with the rules of the Club.

#### **14. Officers of the Club**

- 14.1 The Officers of the Club shall consist of:
- 14.1.1. A Commodore;
  - 14.1.2. A Vice-Commodore;
  - 14.1.3. Rear Commodore Sail;
  - 14.1.4. Rear Commodore Power;
  - 14.1.5. Rear Commodore Juniors;
  - 14.1.6. Executive Officer;
  - 14.1.7. The Treasurer; and
  - 14.1.8. The Secretary.
- 14.2 The Commodore, Vice-Commodore, Rear Commodores and Executive Officer shall be known as Flag Officers.
- 14.3 All candidates for Flag Officers shall be the owner or part owner of a vessel on the Club Register.
- 14.4 A Flag Officer, who ceases to be the owner of a vessel on the Club Register during a term of office, shall not be disqualified from continuing in their position for the remainder of the term of office.

#### **15. Election of Committee Members**

- 15.1 All Committee members will:
- 15.1.1. Be elected at each annual general meeting.
  - 15.1.2. Hold office until the following year's annual general meeting, subject to the rules of the Club; and
  - 15.1.3. Be eligible for re-election, subject to Clause 15.2.
  - 15.1.4. There shall be No payment for serving on the Committee
- 15.2 Flag Officers are not eligible for re-election in the same capacity if they have held the same position for 3 consecutive terms immediately prior to the current election.

- 15.3 Where any of the positions of Flag Officer do not attract at least one nomination for that position by the deadline as set out in Clause 13, nominations for that position will be called again from the floor of the annual general meeting and Clause 15.2 will not apply.
- 15.4 Where the number of candidates does not exceed the number of the respective position(s) to be filled, the nominated candidate(s) shall be declared elected.
- 15.5 Where the number of candidates does exceed the number of respective position(s) to be filled, the position(s) for which this situation exists shall be determined by ballot in the following order:
  1. Commodore
  2. Vice-Commodore
  3. Rear Commodore Sail;
  4. Rear Commodore Power;
  5. Rear Commodore Juniors;
  6. Executive Officer;
  7. Treasurer;
  8. Secretary
- 15.6 The election of Committee members will be by ballot and taken in the following manner:
  - 15.6.1. The names of the nominated candidates shall be printed on ballot forms for the position;
  - 15.6.2. Each member present at the annual general meeting, who is eligible to vote, shall be given a ballot form and will indicate their decision by marking the name(s) of the candidate(s) whom they wish to vote for, leaving the same number of name(s) as there are vacancies for the position being voted on;
  - 15.6.3. Where there are positions where more than one vacancy are to be filled, those candidates with the highest vote tally shall be declared elected;
  - 15.6.4. Informal ballot papers will be invalid; and
  - 15.6.5. Eligible members pursuant to Clause 25 who are physically present at the annual general meeting may vote; and
  - 15.6.6. Members' eligible to vote who are unable to attend the meeting may apply to the Manager (returning Officer) to lodge an absentee vote in regard to Notices of Motion and the election of Officers.
    - 15.6.6.1. An application for an absentee vote shall be in writing and lodged with the Manager (Returning Officer) not later than fourteen 14 days prior to the date of the meeting.
    - 15.6.6.2. Upon being satisfied that the applicant is a financial member eligible to vote the Manager (Returning Officer) shall authorise the issuing of a set of voting papers by post, electronically or by collection at the club office.
    - 15.6.6.3. All absentee voting papers shall have a counterfoil which is numbered and include the name and membership number of the applicant member and this information shall be recorded in the absentee voting register.
    - 15.6.6.4. Absentee voting papers shall be returned to the Manager (returning Officer).
    - 15.6.6.5. An absentee voting paper being returned electronically, shall be in the designated electronic mailbox no later than two (2) working days prior to the meeting.

- 15.6.6.6. An absentee voting paper being returned by post shall be in the Club's post office box for collection two (2) working days prior to the meeting.
  - 15.6.6.7. An absentee voting paper returned by hand shall be received at the Club office two (2) working days prior to the meeting or placed in the ballot box provided at the meeting.
  - 15.6.6.8. The Manager (Returning Officer) shall check the names on the absentee voting papers to the meeting register.
  - 15.6.6.9. An absentee vote will be invalid and not counted if it is not on the official voting paper, has been altered in any way or is not signed by the voting member.
- 15.7 Where the number of candidates for the Committee positions under Clause 13.1 exceeds the number of respective position(s) to be filled, they shall be determined by ballot following the ballot order in Clause 15.5.

## **16. Commodore and Vice Commodore**

- 16.1 Subject to this rule, the Commodore must preside at all general meetings and Committee meetings.
- 16.2 In the event of the absence from a General meeting of:
  - 16.2.1. The Commodore, the Vice Commodore
  - 16.2.2. Both the Chairperson and the Vice-Chairperson shall be a member elected by the other members present at the general meeting.
- 16.3 In the event of the absence from a Committee (COM) meeting of the Commodore and Vice Commodore: then refer to clause 21 for order of seniority.

## **17. Secretary**

- 17.1 The Secretary or a nominee of the Secretary shall ensure that the following duties are carried out:
  - 17.1.1. Co-ordinate the correspondence of the Club;
  - 17.1.2. Ensure full and correct minutes of the proceedings of the Committee and of the Club are kept;
  - 17.1.3. Comply on behalf of the Club with:
    - (i) Section 27 of the Act with respect to the register of members of the Club, as referred to in Clause 7;
    - (ii) Section 28 of the Act by keeping and maintaining in an up to date condition the rules of the Club and, upon the request of a member of the Club, must make available those rules for the inspection of the member and the member may make a copy of or take an extract from the rules but will have no right to remove the rules for that purpose; and
    - (iii) Section 29 of the Act by maintaining a record of:
      - The names and residential or postal addresses of the persons who hold the offices of the Club provided for by these rules, including all offices held by the persons who constitute the Committee and persons who are authorised such as the Trustee's.
  - 17.1.4. And the Secretary must, upon the request of a member of the Club, make available the record for the inspection of the member and the member may make a copy of or take an extract from the record but will have no right to remove the record for that purpose;

- 17.1.5. All books, documents, records and registers of the Club, are to be maintained and secured at the Club; and
- 17.1.6. Perform such other duties as are imposed by this Constitution and By-laws on the Secretary.

## **18. Treasurer**

- 18.1 The Treasurer or a nominee of the Treasurer shall ensure that the following duties are carried out:
  - 18.1.1. Receipt all moneys paid to or received by, or by him or her on behalf of, the Club and must issue receipts for those moneys in the name of the Club;
  - 18.1.2. Pay all moneys referred to in Clause 18.1.1 into such account or accounts of the Club as the Committee may from time to time direct;
  - 18.1.3. Make payments from the funds of the Club with the authority of a general meeting or of the Committee and in so doing ensure that all cheques are signed by himself or herself and at least one other authorised Committee member, or by any two others as are authorised by the Committee;
  - 18.1.4. Comply on behalf of the Club with sections 25 and 26 of the Act with respect to the accounting records of the Club by:
    - (i) Keeping such accounting records that correctly record and explain the financial transactions and financial position of the Club;
    - (ii) Keeping its accounting records in such manner as will enable true and fair accounts of the club to be prepared from time to time.
    - (iii) Keeping its accounting records in such manner as will enable true and fair accounts of the Club to be conveniently and properly audited.
    - (iv) Submitting to members at each annual general meeting of the Club accounts of the Club showing the financial position of the Club at the end of the immediately preceding financial year.
  - 18.1.5. Whenever directed to do so by the Chairperson, submit to the Committee a report, balance sheet or financial statement in accordance with that direction;
  - 18.1.6. Perform such other duties as are imposed by this Constitution and Bylaws on the Treasurer.
- 18.2 After providing for all expenses and payments considered by the Committee to be necessary or desirable, the balance of the funds of the Club may be utilised or dealt with in such manner as the Committee determines for the furtherance of the objects of the Club.

## **19. Club Manager**

- 19.1 It will be the duty of the Club Manager to:
  - 19.1.1. Exercise the day-to-day management of the Club premises and property, and leased areas, and to control the staff employed by the Club;
  - 19.1.2. Be in attendance, with speaking but not voting rights, at all general meetings and Committee meetings;
  - 19.1.3. Ensure that all liquor licensing requirements and regulations are observed and that any documentation and renewal of registration and licenses required for any Club activity is in compliance with the relevant government authorities and legislation.
  - 19.1.4. Ensure the Club is open for the sale of liquor during such hours as the Committee shall from time to time determine and as permitted under the Liquor Act.

- 19.2 These duties are in addition to such duties as the Committee specifies and those duties contained in the By-laws of the Club.

## **20. Casual Vacancies in Membership of the Committee (COM)**

- 20.1 A casual vacancy occurs in the office of a Committee member and that office becomes vacant if the Committee member;
- 20.1.1. Dies;
  - 20.1.2. Resigns by written notice delivered to the Committee of Management (COM) and that resignation is accepted by resolution of the COM;
  - 20.1.3. Is convicted of an offence under the Act or any other Act;
  - 20.1.4. Is permanently incapacitated by mental or physical ill-health;
  - 20.1.5. Is absent from more than:
    - (i) 3 consecutive Committee meetings, or
    - (ii) 3 Committee meetings in the same financial year without tendering an apology to the person presiding at each of those Committee meetings; of which meetings the member received notice, and the Committee has resolved to declare the office vacant; or
  - 20.1.6. Ceases to be a member of the Club; or
  - 20.1.7. Is the subject of a resolution passed by a general meeting of members terminating his or her appointment as a Committee member.

## **21. Proceedings of the Committee (COM)**

- 21.1 The Committee shall meet at least once in every calendar month.
- 21.2 Each Committee member has a deliberative vote.
- 21.3 A question arising at a Committee meeting must be decided by a majority of votes, but if there is no majority, the Chairperson will have a casting vote in addition to his or her deliberative vote.
- 21.4 At a Committee meeting six (6) Committee members constitute a quorum.
- 21.5 In the absence of a quorum at a Committee meeting, the most senior member present shall postpone the meeting, then a replacement meeting must take place not more than 7 days from the date of the postponed meeting.
- 21.6 At Committee meetings the Chair shall be taken by the most senior member present, which will be determined with reference to Clause 21.7.
- 21.7 The order of seniority for members of the Committee shall be as follows:
- 1. Commodore;
  - 2. Vice Commodore;
  - 3. Rear Commodore Sail;
  - 4. Rear Commodore Power;
  - 5. Rear Commodore Juniors;
  - 6. Executive Officer
  - 7. Treasurer; and
  - 8. Secretary; and
  - 9. The remaining Committee members by surname, in alphabetical order.



- 21.8 Subject to these rules, the procedure and order of business to be followed at a Committee meeting must be determined by the Committee members present at the Committee meeting.
- 21.9 As required under sections 21 and 22 of the Act, a Committee member having any direct or indirect pecuniary interest in a contract, or proposed contract, made by, or in the contemplation of, the Committee (except if that pecuniary interest exists only by virtue of the fact that the member of the Committee is a member of a class of persons for whose benefit the Club is established), must:
  - 21.9.1. As soon as he or she becomes aware of that interest, disclose the nature and extent of his or her interest to the Committee; and
  - 21.9.2. Not take part in any deliberations or decision of the Committee with respect to that contract.
- 21.10 Clause 21.9.1 does not apply with respect to a pecuniary interest that exists only by virtue of the fact that the member of the Committee is an employee of the Club.
- 21.11 The Secretary must cause every disclosure made under Clause 21.9.1 by a member of the Committee to be recorded in the minutes of the meeting of the Committee at which it is made.
- 21.12 The minutes of each Committee meeting shall be recorded by the Secretary or his or her nominee and shall be recorded in accordance with the rules of the Club.
- 21.13 Unless otherwise approved by the Chairperson or his or her designate or any other person specified by the Committee, all outgoing correspondence must be tabled at the Committee meeting prior to its release.

## **22. General Meetings**

- 22.1 All members of the Club are entitled to attend general meetings.
- 22.2 The Committee:
  - 22.2.1. May at any time convene a special general meeting, subject to Clause 23;
  - 22.2.2. Must convene annual general meetings within the time limits provided for the holding of such meetings by section 23 of the Act, that is, in every calendar year within 6 months after the end of the Club's financial year or such longer period as may in a particular case be allowed by the Commissioner;
  - 22.2.3. Must, within 30 days of receiving a request in writing to do so from not less than 25 Voting Members, or by authority of the Committee, convene a special general meeting for the purpose specified in that request;
- 22.3 The members making a request referred to in Clause 22.2 must:
  - 22.3.1. State in that request the purpose for which the special general meeting concerned is required; and
  - 22.3.2. Sign that request.
- 22.4 If a special general meeting is not convened within the relevant period of 30 days referred to, the members who made the request concerned may themselves convene a special general meeting as if they were the Committee; or
- 22.5 When a special general meeting is convened under Clause 22.4 the Club must pay the reasonable expenses of convening and holding the special general meeting.
- 22.6 Subject to Clause 22.2, the Secretary must give to all members not less than 14 days' notice of a special general meeting and that notice must specify:
  - 22.6.1. When and where the general meeting concerned is to be held; and

- 22.6.2. Particulars of the business to be transacted at the general meeting concerned and of the order in which that business is to be transacted.
- 22.7 Subject to Clause 22.2, the Secretary must give to all members not less than 21 days' notice of an annual general meeting and that notice must specify:
- 22.7.1. When and where the annual general meeting is to be held;
- (i) Unless otherwise specified, the annual general meeting is to be held on Club premises.
- 22.7.2. The particulars and order in which business is to be transacted, as follows:
- (i) First, the consideration of the accounts and reports of the Committee up to the 31<sup>st</sup> March in each year;
- (ii) Second, any other business requiring consideration by the Club at the general meeting.
- (iii) Third, the election of Committee members to replace outgoing members; and
- 22.8 A special resolution may be moved either at a special general meeting or at an annual general meeting; however, the Secretary must give to all members not less than 21 days' notice of the meeting at which a special resolution is to be proposed. In addition to those matters specified in Clause 22.2, as relevant, the notice must also include the resolution to be proposed and the intention to propose the resolution as a special resolution.
- 22.9 The Secretary must ensure that a notice is given under Clause 22.2, 22.3 or 22.5 by:
- 22.9.1. Serving it on a member personally; or
- 22.9.2. Sending it by post or electronically (as per by-law 14.1) to a member at the address of the member appearing in the register of members kept and maintained under Clause 7.
- 22.9.3. Posting it on the Club Notice Board, where it will remain until the conclusion of the meeting.
- 22.10 When a notice is sent by post under Clause 22.9.2, sending of the notice will be deemed to be properly affected if the notice is sufficiently addressed and posted to the member concerned by ordinary prepaid mail.
- 22.11 Accidental omission to post the notice on the Club Notice Board or to send or delay in sending any notice or non-receipt of any notice will not invalidate any meeting, nomination, resolution or election. Any notice removed from the Club Notice Board must be replaced with a copy thereof by the Secretary after discovery of removal by the Secretary.
- 22.12 A half yearly general meeting may be held in the months of November or December in each year and shall be convened and conducted in a manner provided herein for the convening and conducting of annual general meetings.

### **23. Quorum and Proceedings at General Meetings**

- 23.1 At a general meeting of 25 Voting members present in person to constitute a quorum.
- 23.2 If within 30 minutes after the time specified for the holding of a general meeting in a notice given under Clause 22.2, a quorum is not present, the general meeting stands adjourned to such time, date and place as the senior Flag Officer present, or if no Flag Officer, the most senior member of the Committee, shall deem fit.

- 23.3 If within 30 minutes of the time appointed by Clause 22.2 for the resumption of an adjourned general meeting a quorum is not present, the members who are present in person may nevertheless proceed with the business of that general meeting from time to time and from place to place.
- 23.4 The Chairperson may, with the consent of a general meeting at which a quorum is present, and must, if so directed by such a general meeting, adjourn that general meeting from time to time and from place to place.
- 23.5 There must not be transacted at an adjourned meeting any business other than business left unfinished or on the agenda at the time when the general meeting was adjourned.
- 23.6 When a general meeting is adjourned for a period of 30 days or more, the Secretary must give notice under Clause 22 of the adjourned general meeting as if that general meeting were a fresh general meeting.
- 23.7 At a general meeting:
- 23.7.1. An ordinary resolution put to the vote will be decided by a majority of votes cast on a show of hands, subject to Clause 23.9; and
- 23.7.2. A special resolution put to the vote will be decided in accordance with section 24 of the Act as defined in Clause 2, and, if a poll is demanded, in accordance with Clause 23.9 and 23.11.
- 23.8 A declaration by the Chairperson of a general meeting that a resolution has been passed as an ordinary resolution at the meeting will be evidence of that fact unless, during the general meeting at which the resolution is submitted, a poll is demanded in accordance with Clause 23.9.
- 23.9 At a general meeting, a poll may be demanded by the Chairperson or by three or more members present in person or and, if so demanded, must be taken in such manner as the Chairperson directs.
- 23.10 If a poll is demanded and taken under Clause 23.9 in respect of an ordinary resolution, a declaration by the Chairperson of the result of the poll is evidence of the matter declared.
- 23.11 A poll demanded under Clause 23.9 must be taken immediately on that demand being made.
- 23.12 At general meetings the Senior Flag Officer present shall take the chair, or if no Flag Officer is present, by a Voting member chosen by the meeting via an ordinary resolution.
- 23.13 Every question, subject to Clause 23.7.2 and 23.9, shall be decided by an ordinary resolution. Every Voting member present at the meeting shall have one vote and, in case of equality of votes, the Chairperson shall have a second or casting vote.
- 23.14 On a vote by any two Voting members may call for a division, when the Chairman shall divide the meeting.
- 23.15 The quorum for special general meetings shall be 25 Voting members.
- 23.16 If within 15 minutes after the time specified in a request or notice referred to in Clause 22.2 or as a result of action taken under Clause 22.2 a quorum is not present, the special general meeting lapses.

## **24. Minutes of Meetings of Club**

- 24.1 The Secretary must ensure proper minutes of all proceedings of all general meetings and Committee meetings be taken and then be entered within 30 days after the holding of each general meeting or Committee meeting, as the case requires, in a minute file kept for that purpose.

- 24.2 The Chairperson must ensure that the minutes taken of a general meeting or Committee meeting are checked and signed as correct by the Chairperson of the general meeting or Committee meeting to which those minutes relate or by the Chairperson of the next succeeding general meeting or Committee meeting, as the case requires.
- 24.3 When minutes have been entered and signed as correct under this rule, they are, until the contrary is proved, evidence that:
- 24.3.1. The general meeting or Committee meeting to which they relate (in this Clause called "the meeting") was duly convened and held;
  - 24.3.2. All proceedings recorded as having taken place at the meeting did in fact take place at the meeting; and
  - 24.3.3. All appointments or elections purporting to have been made at the meeting have been validly made.
- 24.4 The minutes of all meetings will include the following:
- 24.4.1. The names of those Committee members present, absent, given apology or away by way of leave of absence;
  - 24.4.2. The names of any individual in attendance, but not members of the Committee;
  - 24.4.3. The confirmation of minutes of any previous Committee meeting not already having confirmed minutes;
  - 24.4.4. Listing of all correspondence in and out;
  - 24.4.5. Listing of all applications for new membership, change of status, leave of absence and resignations;
  - 24.4.6. Sub-committee reports; and
  - 24.4.7. All motions moved and all decisions taken by consensus.

## **25. Voting rights of Members of Club**

- 25.1 Subject to these Rules of Club only Voting Members shall be entitled to vote at general meetings, but any accidental breach of this article will not invalidate any election or resolution.

## **26. Proxies of Members of Club**

- 26.1 The Club does not allow for eligible members to appoint a proxy to vote on his or her behalf but does allow absentee voting, in accordance with the process outlined at Clause 15.6.6

## **27. Rules of Club (Constitution)**

- 27.1 The Club may alter or rescind these rules, or make rules additional to these rules, in accordance with the procedure set out in Sections 17, 18 and 19 of the Act, which is as follows:
- 27.1.1. Subject to Clause 27.1.4, the Club may alter its rules by special resolution but not otherwise;
  - 27.1.2. As soon as is practicable after the making of any proposal for a change to the constitution or rules of the club, the secretary shall provide to the Director of Liquor Licensing, certified particulars of the change proposed. No effect will be given to the change without the prior approval of the Director.
  - 27.1.3. Within one month after the making of any amendment or addition to the rules of the Club, passed by special resolution, the Committee shall send or deliver a certified copy of the amendment or alteration to the Consumer Protection Division of the Department of Commerce. No effect will be given to the

amendments without the approval of this Department, in addition, all amendments passed as a special resolution must be noticed to the Director of Liquor Licensing.

## **28. By-laws of the Club**

- 28.1 The Committee shall have the power to make, alter and rescind any by-law that it considers necessary for the effective administration of the club, provided that no by-law may be inconsistent with the rules of the club (Constitution).
- 28.2 Any amendments to the by-laws must be communicated to the members of the club at each annual general meeting.

## **29. Patron, Vice Patron and Trustee**

- 29.1 A Patron and up to 6 Vice Patrons shall be appointed at the AGM each year for the following 12 months. The Patron and Vice Patrons shall be persons chosen to represent and support the Club.
- 29.2 The Trustee('s) shall be person ('s) appointed by the COM for a period of up to 12 Months to administer the business of the Club should the COM not be able to Carry out its duties and responsibilities.
- 29.3 There shall be No Common Seal.

## **30. Inspection of Records of Club**

- 30.1 Any member may at any reasonable time inspect without charge the books, documents, records and securities of the Club, in accordance with the rules of the Club.

## **31. Distribution of Surplus Property on Winding Up of Club**

- 31.1 On application made in writing to the Committee by fifty effective Members signifying their desire that the Club should be dissolved, a special general meeting shall be called to consider the question. At such meeting votes by absentee will be received and the votes of at least seventy-five (75) percent of the Members voting in person or by absentee will be necessary to carry the proposition for dissolution.
- 31.2 If upon winding up or dissolution of the Club there remains after satisfaction of all its debts and liabilities any property whatsoever, the same shall not be paid to or distributed among the members but shall be given or transferred:
  - 31.2.1. To another club or association incorporated under the Associations Incorporations Act (WA) as existing and current at the time; or
  - 31.2.2. For charitable purposes;
- 31.3 This incorporated club or purposes, as the case requires shall be determined by the resolution of the members when authorising and directing the Committee under section 33(3) of The Act to prepare a distribution plan of the surplus property of the club.

## **32. General Code of Conduct for Members of the Club**

- 32.1 All members of the Club must adopt the following general standard codes:
  - 32.1.1. Respect the dignity, rights and worth of fellow members;
  - 32.1.2. Be fair, considerate, and honest in all dealings with members;
  - 32.1.3. Be professional in, and responsible for, actions and activities while on Club premises, when representing the Club or in the course of conducting or participating in Club events and competitions;
  - 32.1.4. Refrain from using the Club's assets or property for personal gain

- 32.2 Further standards relative to elected officers, Committee members and the Club Manager:
- 32.2.1. Shall respect, in accordance with Clause 8 and the Act, the confidentiality of members and employee information and not use any such information for personal gain or benefit;
  - 32.2.2. Shall disclose to the Club any actual or perceived conflicts of interest of a direct or indirect nature that could compromise them as a member, the performance of the Club or its reputation;
  - 32.2.3. Shall declare any direct or indirect pecuniary interest in any proposal, contract or proposed contract being contemplated by the Club or its officials;
  - 32.2.4. Shall maintain the principle of accuracy in the preparation and prompt distribution of all relevant Club information to members of the association;
  - 32.2.5. Shall exercise due diligence while on Club premises and property at all times;
  - 32.2.6. Shall not participate in any unwarranted activity that may cause damage to the reputation, standing or integrity of the Club or its members;
  - 32.2.7. Shall not accept personally, any gift or other incentive that may be perceived as a conflict of interest to their position.
- 32.3 The Club may take disciplinary action, pursuant to Clause 12, against any member, Flag Officer or Committee member.

### **33. Transitional Arrangements**

- 33.1 Notwithstanding any other rule of this Constitution the transitional arrangements set out in this rule shall apply from the date of adoption of this Constitution.
- 33.2 The Members and Officers of the Committee (by whatever name it is called) of the Club in place immediately prior to approval of this Constitution under the Act shall continue in those positions until the next annual general meeting following such approval, and thereafter the positions of Commodore, Flag Officers and Committee Members shall be filled, vacated and otherwise dealt with in accordance with this Constitution.
- 33.3 All clauses, rules, By-Laws and regulations of the Club in force at the date of the approval of this Constitution in so far as such clauses, rules, By-Laws and regulations are not inconsistent with, or have been replaced by this Constitution, shall be deemed to be By-Laws under this rule of the Club.
- 33.4 All individuals who are, prior to the approval of this Constitution, Members of the Club shall be deemed Members of the Club from the time of approval of this Constitution under the Act. All such Members shall continue to enjoy the same status and privileges that applied to them prior to the approval of this Constitution.

## Schedule 1 – General Qualifications of Sub-Categories of Membership

Membership Sub-category	Qualifications (Refer to full details contained in Club By-Laws) <b>VOTING MEMBER CATEGORY</b>
Full	Any person- (a) over the age of 18 years; (b) who may be approved by the COM
Family	Any family group consisting of at least one adult of a Voting Member category and two children under 18 years.
Life	Any person- (a) over the age of 18 years; who has had 10 years continuous service to the club (b) who has in the opinion of the COM to have rendered special services to the Club and (c) has been recommended for Life Membership by a resolution passed at a COM meeting and approved by a simple majority at a General Meeting; (d) and there shall be no more than 2 such Life Members elected in one Financial Year.
Country	Any person- (a) over the age of 18 years; (b) whose place of residence is more than 100km radius from the Club premises; (c) who is approved by the COM
Corporate	(a) A member which is a body corporate may appoint in writing a person, as a Full member, whether or not he or she is a current member, to- (i) represent it at a particular general meeting or at all general meetings; and (ii) assume all other responsibilities and privileges of corporate membership. (b) An appointment made under (a) must be made by a resolution of the board or other governing body of the body corporate concerned- (i) Which resolution is authenticated under the common seal of that body corporate; and (ii) A copy of which resolution is lodged with the Secretary. (c) A person appointed under (a) to represent a member which is a body corporate is deemed for all purposes to be a member until that appointment is revoked by the body corporate or, in the case of an appointment in respect of a particular general meeting, which appointment is not so revoked, the conclusion of that general meeting. (d) The body corporate must have been accepted by the COM for Corporate membership and must pay the appropriate nomination and yearly membership fee. (e) The maximum number of persons who may be admitted under Corporate membership shall not exceed 5 percent of the total membership of the Association.
Senior Full	Any Person who, (a) Is a bona fide age, disability, support or service pensioner or, (b) Has attained the current retirement age (currently 67) (c) A Senior (Full) Member shall retain all the rights and privileges that apply to a full membership status as approved by the COM
Youth (Full)	Any person who is aged between 18-25 years as approved by COM
Restricted Full	Any restricted group shall appoint a person as a Full member as part of their special interest group.

## Schedule 1 – General Qualifications of Sub-Categories of Membership

Membership Sub-category	Qualifications (refer to full details contained in Club By-Laws NON-VOTING CATEGORY)
Social - Crew	Any person- (a) over the age of 18 years; (b) who may be approved by the COM.
Youth	Any person who is aged between 18-25 years of age.
Family	Any family group consisting of at least one adult of a fee-paying category (excluding Corp Umbrella, Restricted, Honorary) and two children under 18 years.
Senior (Social/Crew)	Any Person who, (a) - is a bona fide Age, disability, support or service pensioner or, (b) - has attained the current retirement age (currently 67-2018) A Senior Social/Crew member shall retain all the rights and privileges that apply to Social/Crew membership status as approved by the COM.
Junior	Any Person- (a) Whose age does not exceed 18 years (b) Who may be approved by the COM
Associate	Any person- (a) over the age of 18 years (b) who is the spouse/partner or the surviving spouse/partner of a member. (c) Excluding Corp Umbrella, Restricted, Temporary and Temporary Visitor (Honorary) (d) who may be approved by the COM
Corporate Umbrella	Any person who has an interest in the organisation to whom the corporate membership package belongs which incorporates a Corporate Full member. There can be no more than 5 corporate umbrella members for each organisation's corporate membership
Honorary	Any such persons who are eligible in accordance with the By-Laws
Temporary	Pursuant to section 48(5) of the Liquor Act, the Association may grant Temporary Membership, with the permission of a Flag Officer, to a person who is visiting the Association as a member or an official of, or a person assisting, a team that is to contest a prearranged event in that sport on that day or at the invitation of a member to engage in that sport on that day, may be taken to be a person who is afforded temporary membership on that day.
Restricted	(a) Over the age of 18 years (b) who wishes to participate in selected Association sailing recreational or social events as defined in the By-Laws of the Association from time to time (c) who may be approved by the COM



## Schedule 2 - Membership Categories & Privileges

Rights	Voting Members							Non-Voting Members							
	Full	Life	Country	Full Senior	Full Youth	Full Corporate	Full Restricted	Social/Crew	Associate	S/C-Senior	S/C-Youth	Junior	Honorary	Corp Umbrella	Temporary
Attend General Meetings	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			
Vote at all General Meetings	Y	Y	Y	Y	Y	Y	Y								
Hold any COM position	Y	Y	Y	Y	Y	Y	Y								
Able to nominate/second a member to club	Y	Y	Y	Y	Y	Y	Y								
Able to nominate/second a member to COM	Y	Y	Y	Y	Y	Y	Y								
Able to place a boat on club register	Y	Y	Y	Y	Y	Y	Y								
Able to store a boat & utilise facilities at Hardstand	Y	Y	Y	Y	Y	Y	Y								
Able to be boat Person in Charge in club racing events	Y	Y	Y	Y	Y	Y	Y								Y
Full use of club premises	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Able to crew in club racing Events	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Member of Sub-Committee	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		
Able to be a Primary Member for an Associate Member	Y	Y	Y	Y	Y	Y	Y	Y		Y	Y		Y		