

DIRT TRACKERS KART CLUB OF WA (Incorporated)

CONSTITUTION

1. NAME

The name of the Club shall be "Dirt Trackers Kart Club of WA (Incorporated)" hereinafter referred to as the Club.

2. OBJECTS

- 2.1 To promote and organize dirt track karting.
- 2.2 To conduct Club and Invitation Meetings.
- 2.3 To promote social activities amongst members of the Club.
- 2.4 To do all such things and acts conducive to the furtherance of the objects and interests of the Club.

3. MEMBERSHIP

- 3.1 Application for membership shall be laid before the next General Meeting. In the event that the applications are rejected by a majority of the Committee present, then the application shall be laid before the next General Meeting, and the decision will be that of the majority of the Members Voting.
- 3.2 All Owners and Drivers of Go-Karts and all persons interested in the sport shall be eligible for Membership.
- 3.3 A properly constituted Annual General Meeting may appoint any person as an honorary member, or Honorary Life Member of the Club for services rendered in promoting the objects and interests of the Club.
- 3.4 Any member may resign from the Club by giving written notice of such to the Secretary.
- 3.5 Any member whose subscriptions are unpaid for a period of three months from the due date will be deemed to have terminated membership of the Club.
- 3.6 The Committee shall be empowered by a majority of members present and voting to expel, suspend or otherwise punish or penalize any Member whose conduct, in the opinion of the Committee, is discreditable to the Club.
Before any member is expelled, suspended or otherwise punished or penalised the Member shall be given the opportunity to defend himself and make an explanation of his conduct, verbally or in writing.

4 SUBSCRIPTIONS

The annual subscription shall be due of 31st January each year, and the rate shall be determined at the Annual General Meeting of the previous year.

5 ANNUAL GENERAL MEETING

- 5.1 The Annual General Meeting of the Members shall be held in the month of September in each year, and members shall be given notice in writing at least fourteen days before such meeting. The meeting shall be at a time and date within September and at a place in the metropolitan area as determined by the Committee.
- 5.2 The business of the Annual General Meeting shall be:
 - 5.2.1 To receive the Annual Report of the President, Secretary and Treasurer.
 - 5.2.2 To receive the balance sheet, duly audited and Statement of accounts for the preceding financial year.
 - 5.2.3 To elect the President, Vice President, Assistant Vice president, Secretary, Treasurer, Licensing/Nominations Secretary all to hold voting rights and up to five or more Committee members: all to hold office until the next Annual General Meeting.
 - 5.2.4 To appoint an auditor, not being a member of the club, for the audit of the account for the year.

- 5.2.5 To determine the subscription fee that shall apply for the calendar year beginning 1st January following.
- 5.2.6 To carry out any other business as set out in the Notice convening the meeting.

6 GENERAL MEETINGS

- 6.1 The Club shall hold a Half Yearly General Meeting at a time and date in June, and at a place in the metropolitan area as determined by the Committee.
- 6.2 A Special General Meeting of members shall be called at the request of the President, or any five members of the Committee or at the written request of ten financial members of the Club, giving reasons for such meeting. Such meeting shall be held within thirty days of the request.
- 6.3 Written notice of each Half Yearly or Special General Meeting shall be given to each member at least fourteen days prior to such meeting.
- 6.4 Monthly General Meetings are:
 - 6.4.1 To be held at a place and time nominated by the Committee.
 - 6.4.2 Any person who has an interest in club matters may attend the Monthly General Meeting and participate.
 - 6.4.3 Any person being a financial member may move, second and or vote on motions.
 - 6.4.4 Motions passed at meetings shall be forwarded to Committee Meeting.

7 MEETING PROCEDURES

A quorum for an Annual General Meeting shall be 20% of total membership.

If at any Annual General Meeting there be no quorum present within thirty minutes of the appointed meeting time then the meeting shall lapse unless a majority of members present resolve to adjourn the meeting for a period not exceeding twenty one days. Notice of the adjourned meeting shall be given to all members at least ten days before such adjourned meeting. If there be no quorum within thirty minutes after the time appointed for such adjourned meeting the meeting shall lapse altogether.

The President of the Club shall chair all General Meetings. If the President is not present, the Vice-President shall chair the meeting, and if there be neither present the members shall elect a member to chair the meeting.

At all meetings the Chairman's ruling on all Points of order shall be final.

The Chair shall have casting vote in addition to his deliberate vote.

Only financial members present in person shall be entitled to vote.

8 COMMITTEE

The Committee shall consist of: The President, Vice President, Assistant Vice President Secretary, Treasurer, Licensing/ Nomination Secretary (herein called the Officers, or the Executive Committee or Trustees) and

Up to five or more members of the Club elected at the Annual General Meeting or otherwise provided herein.

The Committee may, subject to the decisions made at the General Meetings, exercise all the powers of the Club and do all such acts and things as maybe done by the Club or which it considers necessary or expedient to carry out the objects of the Club.

Any vacancy that occurs in the Committee, other than in the normal course of elections, shall be filled by the Committee from the financial members of the Club, and such members shall retain the Committee Membership for the unexpired portion of the predecessor's term.

The Committee shall meet as often as may be required to conduct the business of the Club with a minimum of once every calendar month.

The President, Secretary or four members of the Committee shall have the power to call a meeting of the Committee.

The President of the Club shall chair all General Meetings. If the president is not present, the Vice President shall chair the meeting, and if there be neither present the Committee members shall elect a Committee member to chair the meeting.

The Chairman shall have a casting vote in addition to his deliberate vote.

The Committee shall have the power to delegate any of its powers to a sub-committee to deal with any particular matter or matters and upon such terms as determined by the

Committee. The President and Secretary of the Club shall be ex-officio members of all sub-committees.

The quorum for Committee Meetings shall be four members present in person.

9 ELECTION OF COMMITTEE

At the Annual General Meeting all positions shall be declared vacant, but any member previously holding office, or on the Committee may seek re-election to the same or another position.

No person shall be eligible for election unless a financial member of the club.

Nominations for each candidate for election to an Office or a Committee Member shall be proposed and seconded respectively by two financial members at the Annual General Meeting. Contested positions shall be decided by ballot of the member's present and voting thereon.

10 FINANCE

The financial year shall be from 1st September to 31st August.

All monies of the Club shall be paid into the account of the Club at such bank or financial institution as the Committee may from time to time direct.

No money shall be drawn from the Club's account other than by cheque or other instrument signed by the signatories authorized by the Committee. At least two such signatories must sign and no money shall be withdrawn unless such withdrawal has been approved by the Committee or in the case of emergency by the President and Secretary.

The Books and Account of the Club shall be audited annually by an Auditor appointed by the Annual General Meeting.

Any member may inspect the books of accounts and records of the Club at such time or times to be arranged beforehand with the Treasurer and President.

11 CANTEEN AUXILIARY

The Committee, at its first meeting after election, shall appoint a Canteen Auxiliary of at least two persons, who need not be members of the Club.

One member of the Committee shall be responsible for the Canteen and shall report on its operation.

All monies from the Canteen shall be the responsibility of the Club Treasurer.

12 LIFE MEMBERSHIP

Life membership nominations are to be received by the executive committee in writing a minimum of 6 weeks prior the AGM.

The Executive Committee along with a minimum of 2 active life members (if available) will form a voting committee and vote on which nominees are then put forward to be accepted at the AGM. Members who have a conflict of interest will announce such and stand down from the voting committee.

Life membership nominations will not be tabled at General Meetings, and nominees will only be known to the voting committee. A maximum of two successful nominees will then be presented to the AGM for acceptance.

No more than two Life Members can be accepted at an AGM. However it is not mandatory to accept any Life Members at an AGM

13 TRUSTEES

Unless otherwise determined by the Members in General Meeting the Officers of the Club for the time being shall be deemed to be the Trustees of the Club, to hold any property real and personal belonging to the club.

14 COMMON SEAL

The Common Seal of the Club shall be in the custody of the Secretary and shall be affixed to any document only pursuant to a resolution of the Committee. The affixation of the Seal shall be witnessed by the Secretary and at least one other officer.

15 BY LAWS

The Committee may from time make, alter and repeal by-Laws for good conduct of the affairs of the Club. Provided that such by-Laws are not inconsistent with the Constitution they shall be binding in all members, until they are varied or rescinded by the Club in General Meeting.

16 ALTERATIONS TO THE CONSTITUTION

This Constitution shall not be altered except at the Annual General Meeting or a properly constituted General Meeting called for that purpose. Such alterations shall be valid only if agreed to be a 75% majority vote of those present and eligible to vote as financial members of the Club, and voting at such a meeting, provided however, that the proposed amendment in a written notice was forwarded fourteen clear days prior to the meeting to each member, and furthermore an appointed Constitution Sub-Committee and the Committee has previously considered the merits and validity of the proposed amendment.

17 NON-PROFIT MAKING

The income and property of the Club, whence-so-ever derived shall be applied solely towards the promotion of the Objects as set fourth in the Constitution and no portion thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise by way of profit to its members, provided that nothing herein shall prevent the payment in good faith or remuneration to any Officers or Servants of the Club for services properly rendered, nor prevent the payment of interest on money borrowed from any member of the Club.

18 DISSOLUTION

The Club may at any time, with consent of a majority vote of 75% of the members present and voting at a General Meeting called for such purpose, be dissolved.

If upon the 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, or former members. The surplus property must be given or transferred to another association incorporated under the Act which has similar objects and which is not carried out for the purposes of profit or gain to its individual members, and which association shall be determined by resolution of the members.

21ST September 2014

Lodged with effect from
Department of Consumer and Employment Protection