

constitution

1. NAME

The name of the club shall be "The *Aspiring Athletes Club*" (hereinafter in this constitution called "the Club")

2. MEMBERSHIP WITH ATHLETICS NEW ZEALAND

The Club shall be a member of Athletics New Zealand.

3. OBJECTS

The objects of the Club shall be:-

“to foster the development of sound recreational and competitive athleticism; to acquire physical, social and mental fitness; to develop sportsmanship and a supportive culture; and to do all other activities as are conducive or incidental to the attainment of these objectives.”

4. COLOURS

(a) The colours of the Club shall be black and gold.

(b) The design of the uniform, which shall be predominantly in the Club colours, shall be on the approval of the Club Committee.

5. MEMBERSHIP

Membership shall be open to male and females and shall have three classes

a) Individual members catering for

a) Juniors

1. 5 - 12 years

2. 14 and under

b) College

1. 16 and under

2. 19 and under

c) Adults

1. 20 and over

(Categories are in line with NZAAA By-law Rule S141 for competitive. Athletes must be amateurs according to NZAAA status and definition)

b) Supporting Member. Members who are non athletes interested in supporting the club in various forms e.g. committee member, sponsor or marshall.

c) Life Members. The club at a general meeting shall have the power to elect suitable Life members who have shown special service or interest in the club. A Life Member shall have all the

rights and privileges of an Individual Member and shall be subject to all the duties of an Individual Member except those of paying subscriptions and levies

Candidates for membership shall be proposed by one member and seconded by another in writing and signed by the nominee. All junior members must have an adult 'volunteer' appointed to assist with delivery of events at club nights.

Applications for membership must be approved by either:

- a) The president and honorary secretary, jointly
- b) A majority vote at any committee meeting
- c) A majority vote at any annual general meeting of the club.

6. TERMINATION OF MEMBERSHIP OR EXPULSION

- a) Except as provided in clause 8 hereof, any member whose annual subscription remains unpaid at the end of the financial year shall, unless an arrangement has been entered into with the club committee, be deemed to have resigned from the Club.
- b) Any member who shall refuse to comply with the provisions of the club's constitution, or whose conduct in the opinion of the committee appears to endanger the character, good order, or welfare of the Club, or be such as may bring discredit, or if, for any other reason it is felt desirable that the member shall cease to be a member of the Club, then that member shall be advised in writing not less than 14 (fourteen) days prior to the date of the hearing. The member may be represented by one or more persons at the hearing. The committee, after hearing and considering the representations, may request the member to resign. If the member fails to resign or lodge an appeal as set out in Clause 6 (c) within one calendar month after the request then the committee may expel the Member.
- c) Any member who has had his/her membership terminated as in Clause 6 (b) shall have the right to appeal to a General Meeting of the Club provided notice of his/her intention to appeal is lodged with the Club Captain or Honorary Secretary within seven days of such termination.
- d) No resignation or expulsion shall relieve any member from the payment of any monies owing by the member as at the date of such resignation or expulsion, except at the discretion of the committee. The subscription of any member who shall resign or whose membership has been terminated, shall be forfeited, except at the discretion of the committee.

- e) Athletics New Zealand shall be notified, *within fourteen days*, of all such terminations and expulsions carried out as in Clause 6 (b).

7. SUBSCRIPTIONS AND FINANCIAL YEAR

- a) Members of the Club shall pay an annual subscription, the amount of which shall be determined at the Annual General Meeting. The Annual General Meeting may provide for different classes of members and the subscriptions payable by each class.
- b) All such subscriptions shall be paid to the Honorary Treasurer who shall issue receipts.
- c) Any member whose subscription is overdue, shall be ineligible to represent the Club in any inter-club race or have a voice in the business of the Club, until his/her subscription is paid.
- d) The financial year of the club shall be from the *1 November to 30 th October* the following year.

8. OFFICERS

- a) The Office Bearers of the club shall consist of
 - i. Patron, Patroness
 - ii. President
 - iii. Secretary
 - iv. Treasurer
 - v. Up to 4 ordinary committee members
 - vi. A records keeper
 - vii. A club delegate.
- b) At the Annual General Meeting an Executive Committee consisting of the President and up to 4 ordinary committee members are elected and hold office until the ensuing Annual General Meeting.
- c) At the Annual General Meeting, an Auditor and the Delegate(s) to general meetings of Athletics New Zealand shall be elected and hold office until the ensuing Annual General Meeting.
- d) Such other persons as may be co-opted by the Executive Committee where the Executive Committee determines that there is a need for specific skill or expertise (such appointment not to exceed 12 months)
- e) No member shall be eligible for election to any office or to vote in an election for any office unless his/her subscription has been paid prior to such elections.

- f) All elections shall be by ballot. In the event of an equal ballot, the chairman shall have a casting vote in addition to his/her deliberative vote.
- g) Vacancies arising in the committee shall be filled by resolution of the committee and persons so co-opted shall hold office until the next General Meeting when the position shall be filled by election.
- h) All decisions of the Executive committee shall be decided by a simple majority.

9. Powers of the Executive Committee

The Executive Committee shall have the power to:

- a) Develop and implement strategies, policies and procedures for the administration promotion and development of Aspiring Athletes.
- b) Develop and implement prudent policies to protect and enhance AA's finances and property.
- c) Control expenditure and raise funds to fulfil the objects of AA.
- d) Open and operate in the name of AA such bank accounts as deemed necessary.
- e) Delegate any of its powers as it considers appropriate to employees, commissions, committees or other groups appointed by it.
- f) Engage, contract or otherwise agree to obtain the assistance or advice of any person or organisation for the Executive Committee.

10. Filling Positions

- a) The chairperson and four committee members shall be elected annually at the Annual General Meeting. The roles of secretary and treasurer are undertaken by and within these committee members.
- b) Committee members must step down on a rotational basis after a three year period.

11. ANNUAL GENERAL MEETING

The Annual General Meeting shall be held within three months, of the end of the Club Financial Year. The order of business shall be:-

- a) Reading and confirmation of the minutes of the previous Annual General Meeting and of all General meetings held since that meeting.
- b) To receive the Annual Report, the Annual Balance Sheet and Statement of Accounts for the preceding year.
- c) Election of Officers and Executive Committee
- d) Election of an Auditor and Delegates
- e) Setting of the Annual Subscription.
- f) Consideration of any special business, notice of which has been given to the Secretary twenty clear days before the date of the meeting.
- g) General Business.

12. SPECIAL GENERAL MEETING

A Special General Meeting of the Club may be called by the committee on its own motion, or by the committee upon receiving a written requisition signed by at least (10) financial members.

13. NOTICE REQUIRED FOR GENERAL MEETINGS

Notices of General Meetings shall be delivered to all financial members and displayed on all Club noticeboards at least ten days prior to the date of the meeting. All such notices shall include an agenda of all business to be conducted at the meeting concerned.

14. QUORUM

At all General Meetings Five (5) financial members or 20% of financial members, whichever is the lesser, shall form a quorum. At Committee Meetings 50% of the members shall form a quorum.

15. PROPERTY AND EFFECTS

The Property and effects of the Club shall be vested in the Club and the funds of the Club shall be controlled by the committee and shall be utilised in accordance with the objects of the Club after paying such charges as may be incurred in its administration.

- a) The funds and property of the Club from whatever source derived shall be applied solely towards the promotion of the objects of the Club as previously stated.
- b) All monies shall be received by the Honorary Treasurer and shall be banked in a Bank Account held in the Club's name and all monies owing shall be paid by cheque from that Bank Account.
- c) The committee shall appoint three (3) persons who shall be authorised to sign cheques. All cheques and withdrawal receipts shall be signed by at least two of these persons so authorised

16. CHAIRMAN

- a) At all General Meetings of the Club the President, or in his/her absence any Vice-President, or in their absence a member appointed by the members present, shall take the chair.
- b) At all committee meetings the Club Captain shall preside, or in his/her absence a member appointed by the members present.
- c) (iii) The chairman at any meeting shall in the case of an equal ballot or vote have a casting vote in addition to his/her deliberative vote.

17. LIABILITY OF OFFICERS

The President, Club Captain, Honorary Secretary, Honorary Treasurer, and other officers of the Club who may by the authority of the committee accept or incur any financial liability on behalf of the Club shall be held indemnified by the Club against any personal loss in respect of such liability.

18. EVENTS CONDUCTED BY THE CLUB

All athletic events conducted by the Club shall be conducted under the Athletics NZ Constitution and Regulations subject to such local conditions as may be decided by the Executive committee. Such rules so made must not conflict with the Constitution and Regulations of Athletics NZ

19. ANTI DOPING

The rules of AA for anti-doping rules shall be the Sports Anti-Doping Rules made by Drug Free Sport New Zealand, and as amended from time to time.

- a) To the extent of any inconsistency between the Sports Anti-Doping Rules and any rule in this Constitution or any policy, regulation or by-law of BNZ, the Sport Anti-Doping Rules shall apply.

20. PECUNIARY PROFIT

No member or person associated with the Club or a Member shall derive any income, benefit or advantage from the Club where they can materially influence the payment of income, benefit or advantage, except where that income, benefit or advantage is derived from:

- a. Professional services to the Club rendered in the course of business charged at no greater rate than current market rates; or

- b. Interest on money lent at no greater rates than the current market rates.

21. WINDING UP

- a) The club may be wound up on a motion duly advertised as required in Clause 11, and duly carried by a 75% majority of members present and eligible to vote at a duly convened General Meeting of the club.
- b) In the event of the Club being wound up, its property and assets shall be lodged with a local organisation recognised as having similar community need. Any property or assets not transferred within 5(five) years of the winding up may be disposed of at the absolute discretion of Athletics Otago to which the club has been a member immediately prior to it being wound up.

22. ALTERATIONS TO THE CONSTITUTION

No alterations shall be made to this constitution except at a duly convened General Meeting of the club. No alteration shall be deemed carried except by a 75% majority of the members present and voting.

- a) Athletics New Zealand shall be notified of any alteration so made and such alterations shall not be effective until approved by both bodies.
- b) No alteration may be made to Clause 21 without the written permission of the Commissioner of Inland Revenue.

23. GENERAL

Any matters which may from time to time arise in the general administration and general business of the Club and which are not specifically provided for by this constitution may be dealt with by the committee in such manner as it thinks appropriate.

Date: 20/6/11