



# CONSTITUTION

OF THE

## NOARLUNGA CITY PISTOL CLUB INCORPORATED

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Amendment No.	Date Approved	Clause	Type of Amendment
30	27/7/88	25	Sub-Clause c
31	22/7/92	35	
32	21/7/93	16	Sub-Clause a & b
		17	Sub-Clause a
		18	Sub-Clause h
		32	Sub-Clause d
33	9/7/97	32	
34	9/7/99	5 & 11	
35	5/7/00	Complete rewrite	
36	28/7/04	7	Sub-Clause B
37	5/07/06	5A,5B,6,12b,23	Member types & levies <small>smb339</small>
38	4/07/07	8, 9	Changes to Life Membership. <small>Smb339</small>
39	3/02/2008	39	To comply with Associations Inc Act; part5 div1 21 days notice & 2/3 of financial members. <small>Smb339</small>
40	6/07/2008	28	Notice changed to 21 days & 42 days. <small>Smb339</small>
41	6/08/2008	40	Powers of the Association added as required by Associations Inc. Act 1985 <small>Smb339</small>
42	1/7/2018	3, 25 & 32	Sub-Clause b, Sub-Clause a and the word 'Field Meetings' replaced. <small>KLD1030</small>
43	19/07/2020	9 (a)	Changes to life membership <small>KLD1030</small>
44	14/07/2020	39	Changes to wording and section header <small>KLD1030</small>
45	8/8/2021	36	Changes to Variation to this constitution. <small>KLD</small>

1     **NAME OF CLUB**

The name of the Club shall be **NOARLUNGA CITY PISTOL CLUB INC** hereinafter referred to as "The Club".

2     **OBJECTS**

The Club is formed

- (a)    To give instruction in the safe, efficient handling and shooting of pistols, revolvers and firearms in general.
- (b)    To promote the sport of shooting amongst its members and other clubs.

3     **MEMBERSHIP REQUIREMENTS**

- (a)    (i)     The Club shall consist of Full Members, Family Members, Junior Members, Associate Members, Honorary Members, Life Members and Social Members who are sanctioned by the Committee of Management.  
  
      (ii)    The Committee of Management, with no less than two thirds majority, can create new classes of membership. If the new class of membership has any of the same privileges of that of a full member then this class of membership must be approved at the next AGM. If carried that class will be a valid membership type and those privileges will come into effect for the AGM. If at the AGM the class of membership is not carried then the class of membership can continue but without the privileges.  
  
      (iii)   The Committee of Management, with no less than two thirds majority, can create new classes of membership without the privileges of that of a full member however the subscriptions must be at a minimum equal to the current full year fee associated with the State Controlling Body plus 80%.
- (b)    To qualify for membership, you must be:
  - (i)     of good character and have no criminal record which may impair membership
  - (ii)    produce two satisfactory referees as per SARPA form 103-3.
  - (iii)   make application for membership on the prescribed form.
  - (iv)    pay the requisite financial dues or fees
  - (iv)    possess a copy of The Constitution and By-Laws, be familiar with their contents and shall agree to abide by them.

- (c) If the Registrar of Firearms and The Firearms Consultative Committee of South Australia (or any other such body created by the Government of South Australia for such purposes) object to the membership of any person at any time, such membership shall be terminated by the Committee of Management, without any recourse whatsoever and notwithstanding the provisions of Clause 14.
- (d) The Committee of Management may, at its discretion, refuse or terminate any application, prior to a member obtaining Full Membership, without giving the reason for such refusal.
- (e) Approval of an application for membership shall rest with not less than two-thirds majority of the Committee of Management.
- (f) The form of application for Membership shall be prescribed by the Committee of Management.

#### 4. **FULL MEMBERSHIP**

Any adult wishing to join the Club as a Full Member may be accepted by the Committee of Management, and upon acceptance and payment of the appropriate fees, shall be entitled to :

- (a) Hold office
- (b) Vote on any Club matters requiring a vote.
- (c) Compete in any inter-Club or interstate match as a representative of the Club
- (d) Receive a Club Newsletter
- (e) Have the use of all facilities, and all other rights as laid down by the Constitution and By-Laws.

#### 5 **FAMILY MEMBERSHIP**

##### 5 A **FAMILY MEMBERSHIP**

- (a) If one adult is a Full financial member, then the spouse and children under the age of 18 years of that family, may be accepted by the Committee of Management as Family Members.
- (b) The spouse of the family, upon acceptance and payment of the appropriate fees, shall be entitled to all the privileges of Full Membership.
- (c) Children of that family under the age of 18 years, upon acceptance and payment of the appropriate fees, shall be entitled to all the privileges of full membership, except that they shall not:
  - (i) Hold office;
  - (ii) Vote on any Club matters requiring a vote.

- (d) Children, joining under Family Membership, shall be regarded as Junior Members until they reach the age of 18 years.
- (e) Children, on reaching 18 years of age, shall be subject to suitable membership type.

6. **JUNIOR MEMBERSHIP**

Subject to the provisions of the Firearms Act and/or the Regulations for the time being in force, persons between the ages of 10 and 18 years may be accepted by the Committee of Management as Junior Members, and upon acceptance and payment of the appropriate fees, shall be entitled to all the privileges of Full Membership except that they shall not:

- (a) Hold office
- (b) Vote on any Club Matters requiring a vote.

7. **OTHER MEMBERSHIP TYPES**

7A **ASSOCIATE MEMBERSHIP**

(i) Any full financial member of another Pistol Club may be accepted by the Committee of Management as an Associate Member, and upon acceptance and payment of the appropriate fee, shall be entitled to all the privileges of Full Membership except that they shall not:

- (a) Hold office
  - (b) Vote on any Club Matters requiring a vote.
  - (c) Compete in any inter-club or interstate match as a representative of the Club.
- (ii) If the member of the other Pistol Club is not a member of the club's state controlling body then if accepted the fees must be at a minimum equal to the current full year fee associated with the State Controlling Body plus 80%.

7B **RIFLE AND SHOTGUN MEMBERSHIP**

(i) Any person who wishes to join the Club as a Rifle/Shotgun Member, may be accepted by the Committee of Management and upon acceptance and payment of the appropriate fees, shall be entitled to all the privileges of Full Membership.

8. **HONORARY LIFE MEMBERSHIP**

The Committee of Management may appoint Honorary Life Members, who shall be entitled to all the privileges of Full Membership **except** that they shall not:

- (a) Hold office.
- (b) Vote on any Club matters requiring a vote.
- (c) Take part in pistol or revolver shooting unless they are currently a financial member of another pistol club.
- (d) Compete in any inter-club or interstate match as a representative of The Club.
- (e) The Honorary Life Membership is in place for non active members who have in the past contributed extraordinarily to The Club whilst full members of 15 years service or more.
- (f) No annual fees will be required.

9. **LIFE MEMBERSHIP**

- (a) Active member.

On the recommendation of the Committee of Management, a financial member of at least 10 years or more continuous membership and outstanding (continuous) service to the club and/ or state and / or National associations may be elected a Life Member at any Annual General Meeting of The Club and shall thereafter be entitled to all the privileges of a Full Member, without paying club annual fees or State Association yearly subscription.

10 **SOCIAL MEMBERSHIP**

Any person who wishes to join The Club as a Social Member, may be accepted by the Committee of Management and upon acceptance and payment of the appropriate fees, shall be entitled to all the privileges of Full Membership, **except** that they shall not:

- (a) Hold office
- (b) Vote on any Club matters requiring a vote
- (c) Participate in any form of Club pistol shooting.

11. **RESIGNATION OF MEMBERS**

A member may, at any time, by giving notice in writing to the Secretary, resign their membership of the Club, but shall continue to be liable for any annual subscriptions due and unpaid at the date of their resignation. Resigning members must return all club property including Current Membership Cards, Range Passes and keys within 7 days of notice of resignation.

12. **INFRINGEMENT OF THE RULES**

- (a) The Committee of Management shall have power to penalise any member who shall be found guilty of infringement of any of the rules or By-Laws.
- (b) Any Member, who may be considered to have infringed any of the rules or By-Laws may be called upon to appear before the Committee of Management to answer such charge as may be laid against them, and if such charges be found proven, the Committee of Management may impose a fine not exceeding \$60, suspend or expel such member.
- (c) Any member who may be considered to have been guilty of unfair practices or misbehaviour connected with pistol shooting or any action detrimental to the interest of pistol shooting or the interests of the Club may be called to appear before the Committee of Management to answer such charges as may be laid against them, and if found guilty may be penalised by the fine, suspension or disqualification.
- (d) Any member so fined, suspended or disqualified shall be notified in writing by the Secretary within seven days of such penalty being imposed.

13. **APPEAL AGAINST SUSPENSION OR DISQUALIFICATION**

- (a) Any member who may be fined, suspended or disqualified shall have the right of appeal against such penalty, but such appeal must be lodged with the Secretary within 21 days of notice being given under clause 12(d). If any such appeal should be lodged, an Extraordinary General Meeting shall be held, within 21 days of receipt of appeal, at which meeting the penalised member or their counsel may explain the actions leading to notice being given, or speak in support of such appeal.
- (b) Any member dealt with under the preceding sub-clause (a), shall have the right of appeal to an Extraordinary General Meeting, when a majority of two-thirds of those present shall be required to confirm the suspension or disqualification. If the suspension or disqualification be not confirmed, the member shall be reinstated.

14 **EXPULSION OF MEMBERS**

To expel a member from the Club, notice shall be sent to the Secretary signed by five members, acquainting him with the circumstances that give rise to such notice. The Secretary shall then communicate with such member (so that the member may have the opportunity of explaining or withdrawing from the Club) and shall call a meeting of the Committee of Management who are empowered to decide the question. If a two-thirds majority of all the Committee vote for the expulsion, the member shall be expelled. Any member who is expelled shall have the right to appeal to an Extraordinary General Meeting to be summoned within 21 days of their expulsion when a majority of two-thirds of those present shall be required to confirm the expulsion. If the expulsion is not confirmed, the member shall be reinstated.

15 **PATRON AND VICE-PATRON**

The Club may elect a Patron and such Vice-Patrons as may be deemed expedient at the Annual General Meeting of members, but they shall not have any voice in the management of the Club. At each Annual General Meeting the Patron and Vice Patrons are to be reconfirmed by a vote.

16 **COMMITTEE OF MANAGEMENT**

- (a) The affairs of the Club shall be conducted by a Committee of Management, which shall consist of President, Vice-President, Secretary, Scorer, Treasurer, Captain, Vice-Captain, Immediate Past President and not more than five (5) Committeeperson (one of which may be a Publicity Officer).
- (b) Six members of the committee shall form a quorum. (Excluding the Immediate Past President)
- (c) The Committee, in addition to the powers hereinbefore or hereinafter specifically conferred upon them, shall have the control of the finances of the Club, power to engage, control and dismiss servants of the Club, and all such administrative powers as may be necessary for properly carrying out the objects of the Club in accordance with this Constitution.
- (d) The Committee of Management may borrow money, receive money or loan, or raise money in such manner and on such terms as may be expedient, and secure the repayment of any money borrowed by mortgage, charge or lien upon the whole or any part of the property, assets, or rights of the Club, and redeem any pay-off on any such securities.

- (e) The Committee of Management shall have power to invest the surplus funds of the Club in any investment for the time being authorised by the law of any state or of the Commonwealth of Australia for the investment of trust funds and such power may be delegated to a finance committee appointed by the Committee of Management.
- (f) The Committee of Management may acquire or construct buildings, or carry out other work or undertakings as may in its absolute discretion be deemed necessary or expedient for carrying out the objects of the Club, notwithstanding that any such building, works or undertaking may be located on land vested in a third party with a right to leasehold occupancy only.
- (g) All monies received by the Club shall be paid to the credit of the Club in a bank account in the name of the Club established for the purpose in a Savings or other bank appointed by the Committee of Management and no payment shall be made therefrom except with the authority of a resolution passed by the Committee.
- (h) All cheques drawn against the Club's bank account shall be signed by any two of the President, Vice-President, Secretary and Treasurer. Should any one or more of such office bearers be unable from any cause to sign cheques, it shall be lawful for the Committee to appoint one or more of its members to sign cheques for the time being.

17. **OFFICERS OF THE CLUB**

- (a) The Officers of the Club provided for by Clause 16(a) shall be elected at the Annual General Meeting (except Past President) and shall, subject to this Constitution, hold office until the next Annual General Meeting.
- (b) At each Annual General Meeting, the Chairman shall declare all offices vacant.
- (c) Each retiring office-bearer shall be eligible for re-election provided that they are re-nominated in accordance with this Constitution.
- (d) Any vacancy occurring during the year shall be filled only by the Committee of Management until the next annual election. This vacancy can be filled from within the total membership of the club.



18. **TITLES AND DUTIES OF OFFICERS**

- (a) **President:** The President shall preside as Chairperson at all meetings at which the President is present and shall be the Senior Executive Officer of the Club, and a member, ex-officio of all special or sub-committees. The President shall uphold the rules as laid down by the Club Constitution and By-Laws.
- (b) **Vice-President:** There shall be one Vice-President who shall perform the duties of the President during any absence or at the Presidents request.
- (c) **Captain:** The Captain shall have charge of all ranges of the Club, and as Chief Range Officer be responsible for the conduct and safety on the ranges of the Club, and at the Captains discretion appoint any Range Officers and Coaches that is deemed necessary. The Captain must have experience in firearms and have at least three years continuos membership within the state controlling body club.
- (d) **Vice-Captain:** The Vice-Captain shall perform the duties of the Captain during the absence or at the Captains request.
- (e) **Secretary:**
  - (i) The Secretary shall be the keeper of all official records of the Club, be responsible for all correspondence, and assist the President in upholding the rules as laid down by the Constitution and By-Laws. The Secretary shall have custody of the Attendance Register, and shall inform the Committee of Management, when necessary, of any member not fulfilling the quota of attendances. The Secretary shall keep a register containing the full name, address, occupation, firearms licence number, firearms expiry date, firearms class and purposes and date of birth of all members, and forward copies of such Register to the State Controlling Body. The Secretary shall process all applications for membership, and be a member, ex-officio, of all special or sub-committees.
  - (ii) There may be one Assistant Secretary to be appointed by the Committee, but unless a Committeeperson or office-bearer, the Assistant Secretary shall not be entitled to vote at Committee meetings.

(f) **Scorer**

- (i) The Scorer shall record the scores of all club competitions and permit them to be displayed or published. The Scorer shall review scores and pass on grading for each and every event to the members from time to time.
- (ii) There may be one Assistant Scorer to be appointed by the Committee, but unless a Committeeperson or office-bearer, the Assistant Scorer shall not be entitled to vote at Committee Meetings.

(g) **Treasurer**

- (i) The Treasurer shall be responsible for the finances of the Club and for the collection of all monies due to the Club and within fourteen days deposit all such monies into a Bank approved by the Committee of Management.
- (ii) The Treasurer shall record in books of account the receipts and expenditure of all monies received by the Club and produce each year to the Auditor of the Club the Books of Account.
- (iii) At the Annual General Meeting the Treasurer shall deliver to the President a duly audited Balance Sheet and Profit and Loss Account covering the financial year immediately preceding the Annual General Meeting.
- (iv) There may be one Assistant Treasurer as appointed by the Committee, but unless a Committeeperson or office-bearer, the Assistant Treasurer shall not be entitled to vote at Committee meetings.
- (v) The Treasurer shall submit a detailed report on financial transactions of the Club to every meeting of the Committee of Management.

- (h) **Immediate Past President** The Past President is an advisory position. The Past President shall not have a vote at committee meetings nor will their presence form a quorum.

(i) **Committee Person Duties.**

**Committee Person (1).** Additional duties include maintaining the stock of Targets and patches required by the club.

**Committee Person (2).** Additional duties include ensuring trophies and engraving needs of the club are maintained.

**Committee Person (3).** Additional duties include organising any fun shoot or other event as outlined by the club.

**Committee Person (4).** Additional duties include organising any fun shoot or other event as outlined by the club.

**Committee Person (5).** Additional duties include organising the canteen needs of the club.

19 **EXTRA-OFFICIO POSITIONS**

(a) **Instructors and Armourers** The Committee of Management may appoint two or more instructors who shall instruct and advise members in the art of pistol, revolver, shotgun and rifle shooting, and two Armourers who shall be responsible for the maintenance and care of all Club pistols, revolvers and other firearms.

(b) **Auditor** There shall be one Auditor appointed at the Annual General Meeting who shall not be a member of the Committee, and the Auditor shall satisfy themselves that the Balance Sheet and Profit and Loss Account as presented annually by the Treasurer are a true and correct record of the Club's financial affairs, and he shall conduct financial investigations as required by the Committee of Management.

20 **STATE CONTROLLING BODY**

The Club delegate to the State Controlling body shall be elected by the Committee of Management

21 **ELECTIONS**

(a) The election of office-bearers and the Committee shall take place at the Annual General Meeting.

(b) All elections shall be by secret ballot.

(c) The Chairperson shall have a second or casting vote in cases where voting is equal.

22     **NOMINATIONS**

- (a)     Any member who wishes to stand for election as an office-bearer or Committeeperson of the Club shall present their nomination to the Secretary.
- (b)     All nominations shall be on the prescribed form and signed by the nominee and two other financial members.
- (c)     Nominations shall be in the hands of the Secretary by the 30th June each year.
- (d)     If no written nomination is received for any position in the Committee of Management by the 30th June, the Chairperson may receive nominations at the Annual General Meeting.
- (e)     Where written nominations are received by the Secretary by the 30th June, no verbal nomination for the same position shall be received at the Annual General Meeting PROVIDED ALWAYS if a nominee withdraws their nomination before the election takes place, a verbal nomination may be taken as provide by clause (d) hereof.
- (f)     Where only one nomination is received, the candidate shall be elected unopposed.

23     **SUBSCRIPTIONS**

- (a)     The annual subscription shall be fixed from time to time by the Committee of Management.
- (b)     Members elected during the financial year shall be liable for a pro rata of the remaining full months of the financial year fees.
- (c)     Any member whose subscription is unpaid on the 1st August, shall cease to be a member of the club, but shall be re-admitted by the Committee of Management upon payment of all arrears, and such fines in accordance with clause 12(b) of the Constitution.
- (d)     Any member that is unpaid during the period 1 July to 1 September cannot receive any endorsement as required by the SA Firearms Act, or other relevant Acts, Regulations or policy unless they have paid the required fees prior to the issue of the endorsement.

24 **ENTRANCE FEES**

- (a) Applications for membership shall be accompanied by an application fee, to be fixed from time to time by the Committee of Management.
- (b) There may be a joining fee to be fixed from time to time by the Committee of Management.

25 **LEVIES**

- (a) The committee of Management may impose per capita on all full members not exceeding in total the sum of ten per cent per member per annum and, notwithstanding this rule, the club in General Meeting may authorise the imposition of levies in excess of ten percent
- (b) When imposing a levy the Committee of Management shall state the purpose of the levy and the due date for payment.
- (c) If a levy is unpaid after the due date, the member shall be declared un-financial and henceforth shall cease to be a member of the club, but may be re-admitted by the Committee of Management upon payment of the levy and such fines, as in accordance with Clause 12(b) of this Constitution.

26 **RANGE FEES**

- (a) Range fees and competition entrance fees shall be fixed by the Committee of Management.
- (b) Range fees that are unpaid after the due date, the Committee of Management may declare all defaulting members un-financial and they shall not compete in any competition of the Club or vote at any meeting.

27 **ANNUAL GENERAL MEETING**

- (a) The Annual General Meeting shall be held in July of each year.
- (b) All financial members shall be given twenty-one days written notice of the Annual General Meeting.
- (c) In the absence of the President and the Vice-President, a member shall be appointed by the meeting as the Chairperson pro tem.

- (d) One-third of the financial members of the Club shall form a quorum. Financial member is a member who has paid the required fees prior to the AGM.
- (e) If the Annual General Meeting has not been called by 31st July in any year, and ten financial members may convene and conduct an Annual General Meeting in the manner prescribed.
- (f) The Agenda for the Annual General Meeting shall be:
  - (i) Opening of Meeting
  - (ii) Apologies
  - (iii) Minutes of previous Annual General Meeting
  - (iv) President's Report
  - (v) Secretary / Public Officer Report.
  - (vi) Treasurer's Report and adoption of financial statement.
  - (vii) Report by Executive on compliance with Association Incorporation Act.
  - (viii) Special Business
  - (ix) Election of Office Bearers and Committee (if required)
  - (x) Election of Auditor and fixing of Remuneration
  - (xi) Presentation of Prizes.
  - (xii) Hand over to new Committee
  - (xiii) Signing of Public Officer Application.
  - (xiv) General Business
  - (xv) Close

28 **EXTRAORDINARY GENERAL MEETING**

- (a) The Committee of Management may, at any time, for any special purpose, call an Extraordinary General Meeting of the Club.
- (b) Twenty One clear days' notice in writing of such meeting shall be given to all financial members.
- (c) Any fifteen per cent of financial members may serve a requisition on the Secretary to convene an Extraordinary General Meeting:
  - (i) All such requisitions shall be signed by each of the fifteen per cent of members.
  - (ii) The requisition shall state the purpose for which the meeting is required.
  - (iii) If the meeting has not been convened within 42 days from the service of the requisition upon the Secretary, the requesting members may convene the meeting on behalf of the Club.
  - (iv) No business shall be considered at any special meeting other than that for which the meeting is called.

29 **COMMITTEE OF MANAGEMENT**

- (a) The Committee of Management shall meet at least once each month as required to conduct the affairs of the Club.
- (b) Any member of the Committee of Management who fails to attend three consecutive meetings and who is not granted leave of absence, may by a unanimous decision of three members of the Committee of Management who are present put forward a motion to have their seat declared vacant.
- (c) The Committee of Management may at their discretion, declare any Committee member's seat vacant by a two-thirds majority vote, when a Committee member fails in their responsibility to their office. A notice of motion shall be sent to all Committee members acquainting them with the circumstances that have given rise to such notice and the matter shall be decided at the next meeting of the Committee of Management.

30 **BY-LAWS**

The Committee of Management shall have power to make, repeal and amend such By-Laws as they may, from time to time, consider necessary for the implementation of these rules but not inconsistent there into, such By-Laws, repeals and amendments shall have effect until otherwise determined by the Committee of a General Meeting. A by law is not effective until it has been communicated to all club members via a newsletter or letter within 60 days of the date it was made, repealed or amended.

31 **SUB-COMMITTEE**

- (a) Any Committee member on the Committee of Management may from time to time appoint sub-committees or ask for assistance from members, relevant to their duties.
- (b) The Committee of Management may depute or refer to them such of the powers and duties of the committee as the Committee of Management may determine.
- (c) All sub-committees shall be chaired by a Committee of Management member, who shall periodically report their proceedings to the Committee of Management, and shall conduct their business in accordance with the direction of the Committee of Management.

32 **SHOOTING CLUB ORGANIZED COMPETITIVE SHOOTING MATCHES**

- (a) There shall be at least four competitive Shooting club organised competitive shooting matches each month.
- (b) The Shooting club organised competitive shooting matches shall be conducted in accordance with this Constitution and the By-Laws of the Club.
- (c) Any member who does not attend six Shooting club organised competitive shooting matches meetings each year shall not be eligible for trophies, provided always that the Committee of Management may deem such member eligible for trophies if the member tenders satisfactory reason for his non-attendance. The Committee of Management may waive this requirement.
- (d) Members shall attend and register a shoot, in accordance with the South Australian Firearms Act, and failing to do so, the Committee of Management may declare the member non-active and expel the member in accordance with Clause 12 of this Constitution. Allowance may be made for leave of absence upon written request from the member.
- (e) The Committee of Management must produce a timetable of Shooting club organised competitive shooting matches each year for the period January to December.
- (f) Before any Shooting club organised competitive shooting matches is cancelled or scheduled less than the number of attendance as required by the Firearms Act or associated legislation within the club timetable the Committee of Management must have the endorsement (being two thirds of the financial members at the time) of the membership either through an Annual General Meeting or by a postal ballot.

Shooting club organised competitive shooting matches

33 **USE OF RANGE AND FACILITIES BY NON-MEMBERS**

From time to time the Committee of Management may allow approved organisations to use the range facilities for practical training with pistols, revolvers, or firearms in general providing always that an office-bearer or member appointed by the Committee of Management is in attendance.

34 **ADDRESSES OF MEMBERS**



- (a) Every member shall from time to time communicate to the Secretary their present address as well as details as prescribed in 18 (e) (i).
- (b) Each address shall be inserted in the register of members.
- (c) All notices sent by post to such address shall be deemed to have been duly delivered two days following the date of posting.

35 **FINANCIAL YEAR**

The financial year of the Club shall end on the 30th day of April each year, to which day the accounts of the Club shall be balanced.

36 **VARIATION OF THIS CONSTITUTION**

This constitution may be added to, repealed or amended by resolution at any Annual or extraordinary meeting provided-

- a) at least 21 days written notice specifying the intention to propose the resolution as a special resolution has been given to members of the club and
- (b) it is passed at a meeting referred in this paragraph by a majority of not less than three-quarters of such members of The Club as, being entitled to do so, vote in person or, where proxies are allowed, by proxy at that meeting.

37 **CONSTITUTION**

Any question as to the interpretation of this Constitution or By-Laws of the Club shall be decided by the Committee of Management and (unless reconsidered as hereinafter provided) shall bind all members provided that such decision may be reconsidered by a general Meeting or Extraordinary General Meeting and such reconsideration shall bind all members. In these rules, where used, masculine gender shall be deemed to include the feminine gender.

38 **COMMON SEAL**

- (i) There shall be a Common Seal which shall be in the custody of the Secretary who shall be the Public Officer of the Club for the purposes of the Association Incorporation Act for the time being in force. The Common Seal shall be affixed only, by virtue of a resolution of the Committee,. The Seal holders shall be the President, Vice-President, Secretary and Treasurer, with power for any two of them to affix the seal whenever the same shall be necessary.
- (ii) The club shall have a club logo. Prior to the logo changing a suitable number of examples shall be communicated to the financial

members and a postal ballot be held whereby the result will be that selection which gains the most votes.

39

**WINDING UP.**

The Club may be wound up in the manner provided for in the associations Incorporations 1985 Act (the Act).

At least twenty (21) days written notice specifying the purpose of the Extraordinary General Meeting will be given to all financial members.

A majority of not less than three quarters (3/4) of the financial members of The Club are required to vote in person or by proxy vote, at the meeting.

A proxy must have signed written confirmation from each absent member stating that they can represent the member.

If after the winding up of the association if there remains 'surplus assets' as defined in the Act, such surplus assets shall be distributed to the benefit of Revolver and Pistol Shooting in South Australia or any recognized charitable organisation.

Such organisation or organisations shall be identified and determined by a resolution of members in the general meeting.

Section 43 of the Act prohibits the distribution of surplus assets at the completion of winding up to members or former members of the association, or associates of those persons.

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**POWERS OF THE INCORPORATED ASSOCIATION.**

The association (NCPC Incorporated) shall have all the powers of section 25 of the "Associations Incorporation Act 1985".

END.