

**This is the annexure marked "A" referred to in the statutory declaration of Arthur Boucaut Jones made on the ..... day of ..... 2021**

**Before me**

## **Rules of Association**

**NAME**

1. The Name of the Association shall be "**ANCOM ON MURRAY Inc.**" hereinafter referred to as ANCOM.

**OBJECTS**

2. The Objects of the Association shall be:-
  - 2.1. To advance education by undertaking any of the following activities:
    - 2.1.1. establishing and operating primary schools
    - 2.1.2. establishing and operating secondary schools
    - 2.1.3. establishing and operating tertiary institutions,
    - 2.1.4. together with one of the activities above, providing activities and programs commonly provided by such organizations to enhance the educational experiences of all persons who attend them.
  - 2.2. To provide Education, Training and, Community Resources including accommodation for members of the ANCOM Community in all phases of their life with a specific focus on Environmental, Adventure, Vocational, Health and, Community.
    - 2.2.1. And to relieve poverty by providing funding for disadvantaged young people to obtain an education in Australian primary school, secondary school, or tertiary educational institutions.
    - 2.2.2. And to advance social or public welfare by providing education and training associated with:
      - 2.2.2.1. operating residential care facilities for any people who are unable to care for themselves;
      - 2.2.2.2. providing activities to the residents in the residential care facilities to promote their physical and mental health, and
      - 2.2.2.3. providing access to medical care for residents in the residential care facilities.

- 2.3. To enhance the natural environment of Australia
  - 2.3.1. by promoting sustainability and sustainable development and use of resources.
  - 2.3.2. And by promoting the planting of indigenous Australian trees and plant species in appropriate locations.
  - 2.3.3. And undertaking projects to improve the cleanliness of rivers, lakes, and man-made waterways which contribute water to rivers and lakes, to protect the habitat of native fish species and other species that rely on Australia's waterways.
  - 2.3.4. And by providing a rescue and rehabilitation program for orphaned or injured native animals, including:
    - 2.3.4.1. marsupials, such as possums, kangaroos, and wallabies
    - 2.3.4.2. other mammals such as bats, wombats, echidnas, platypus, and koalas
    - 2.3.4.3. birds such as cockatoos, lorikeets, kookaburras, and emus, and
    - 2.3.4.4. reptiles such as skinks, geckoes, turtles, and snakes.
  - 2.3.5. And by eradicating noxious weeds from public spaces.
  - 2.3.6. And enhancing the natural environment by:
    - 2.3.6.1. promoting the practice of recycling unwanted goods and scrap material, and
    - 2.3.6.2. providing recycling stations in accessible areas.
- 2.4. To apply for a liquor license including a special purpose license and to carry on the business according to the terms of a liquor license including a special purpose license.
- 2.5. To establish and maintain a public fund(s) in a separate bank account.

**POWERS**

3. The Association shall have all the powers conferred by section 25 of the Act.

**CONSTITUENTS**

4. The Association shall consist of:
  - 4.1. The Principal of ANCOM.
  - 4.2. The Executive Officer of ANCOM.
  - 4.3. Life members.
  - 4.4. Yearly members, restricted to persons 18 years of age or older.
  - 4.5. Student members are restricted to persons who have been enrolled in a course of studies or training with ANCOM.
  - 4.6. Constituent-members, who shall be restricted to the association and corporate bodies provided one or more of their activities are akin to those of ANCOM.
    - 4.6.1. Each constituent member may appoint a person as its representative who shall be exclusively entitled to receive all notices as would normally be received by the constituent member and who shall be entitled to attend and to vote in his name on behalf of the constituent member.
    - 4.6.2. Each appointment according to clause 3.6.1 shall be made by a memorandum in writing signed by the president and secretary of the appointing constituent member, and such memorandum shall be lodged with the bursar and the appointment shall take effect at the time of such lodgement.
    - 4.6.3. Each Constituent member may at any time revoke any appointment made according to clause 3.6.1 hereof and according to this clause and make a fresh appointment PROVIDED THAT any such revocation shall be by a memorandum in writing signed by the president and secretary of the appointing constituent-member, and such memorandum shall be lodged with the Executive Officer and the appointment shall take effect at the time of such lodgement.
  - 4.7. A register of Life Members, Yearly Members, Student Members, and Constituent-Members and their addresses for service of notices shall be kept and

maintained by the Executive Officer.

4.8. Termination of membership. A member shall cease to be a member:-

4.8.1. If he shall resign by notice in writing to the Executive officer

4.8.2. If he shall die.

4.8.3. If he shall become insane.

4.8.4. If in the opinion of ANCOM Board he shall fail or omit to observe or perform any of the provisions of the rules or regulations on his part to be observed and performed.

4.8.5. If he shall fail to pay his annual subscriptions for 90 days after it shall become due.

**COLLEGE  
BOARD**

5. The conduct and administration of ANCOM's affairs shall be vested in the ANCOM Board which shall have the power to do all such things as are within the objects of the association.

5.1. Without prejudice to the generality of the foregoing ANCOM Board may: -

5.1.1. Make such regulations as it may from time to time think fit for regulating the affairs of ANCOM and may from time to time amend such regulations by addition, deletion, or variation provided that no regulation or amendment shall be made except at a meeting of ANCOM Board duly convened for that purpose and provided that notice convening such meeting has set out the general nature of the proposed amendment.

5.1.2. Regulate the admission to ANCOM of Life Members, Yearly Members, Student Members, and Constituent Members.

5.1.3. Delegate any or all of its powers and for that purpose appoint any committee or sub-committee comprising such person or persons as it may from time to time think fit.

5.1.4. Invest the property of ANCOM or change any

investments in such manner as ANCOM Board may from time to time determine.

- 5.2. ANCOM Board shall report to the general College membership at the annual general meeting.
- 5.3. ANCOM Board shall where possible meet monthly or at any other time that the Principal may deem necessary.
- 5.4. A quorum for meetings of the ANCOM Board shall be the Principal or the Executive Officer and two other members.
- 5.5. The Principal shall preside at meetings of the ANCOM Board and in his absence, the Executive Officer shall preside at meetings of the ANCOM Board.

## **APPOINTMENT OF BOARD**

6. Appointment of Board members
  - 6.1. ANCOM Board shall consist of the following members:-
    - 6.1.1. ANCOM Principal (ex officio)
    - 6.1.2. ANCOM Executive Officer (ex officio)
    - 6.1.3. No more than two persons elected to Board from the combined life and yearly membership by the life and yearly members present at the annual general meeting.
    - 6.1.4. No more than two persons, elected from the student membership by the student members present at the annual general meeting.
    - 6.1.5. No more than two persons elected from the Constituent-membership by the Constituent members present at the annual general meeting.
    - 6.1.6. No more than two persons elected from the staff of ANCOM present at the annual general meeting.
  - 6.2. ANCOM Principal and ANCOM Executive Officer shall be appointed by the members at a general

meeting and shall each hold office until they resign die or become incapable of carrying out their functions.

- 6.3. The period of service as an elected Board shall be two years.
- 6.4. A Board member may re-nominate for a further term on Board.
- 6.5. Board elections shall be so arranged that half of the nominated Board shall stand down each year.
- 6.6. ANCOM Board shall have the power to fill any casual vacancies that shall occur in the membership of ANCOM Board and any person so appointed shall hold office until the next annual general meeting.

**RESPONSIBILITY  
OF PRINCIPAL**

7. Responsibility of Principal and Seal.

- 7.1. The Principal shall be responsible to the Board for the overall administration of ANCOM and in particular:-
  - 7.1.1. The employment and supervision of the staff of ANCOM in their professional duties.
  - 7.1.2. The supervision of student activities at all times while in the care of ANCOM.
  - 7.1.3. The proper care and maintenance of all College property.
  - 7.1.4. The Principal shall be the Public Officer of ANCOM and shall hold the seal.
  - 7.1.5. The Principal shall keep the Board duly informed of all matters relating to the administration of ANCOM.
  - 7.1.6. The seal shall not be affixed to any document except by authority of a resolution of ANCOM Board and in the presence of the Principal and one other member of ANCOM Board who shall both countersign any document to which the seal may be affixed.

**RESPONSIBILITY  
OF EXECUTIVE  
OFFICER**

8. Responsibility of Executive Officer - accounts.
  - 8.1. The Executive Officer shall be responsible through the Principal to Board for the keeping of proper accounts and records of the financial administration of ANCOM.
  - 8.2. The accounts and records of the Registered sections of ANCOM shall be separate from the accounts and records of the other institutions or undertakings which ANCOM conducts or to which it is related and shall show amounts of money received and expended by ANCOM in respect to the Registered section of its operation, how such receipts or expenditure takes place and the property credits and liabilities of the registered section of ANCOM.
  - 8.3. The accounts and records relating to the relevant sections of ANCOM shall be available for inspection by authorized officials and agents of the respective funding organizations.
  - 8.4. The Executive Officer shall maintain the secretarial function of ANCOM administration.
  - 8.5. The Executive Officer shall be responsible for the recovery of fees payable by students of ANCOM.
  - 8.6. The financial year of ANCOM shall commence on the 1st July of each year and end on the 30th June of the following year.
  - 8.7. The amount of the annual subscription payable to ANCOM shall be determined from time to time at a general meeting of ANCOM and shall fall due on such date as shall be specified by that meeting.
  - 8.8. The Principal and the Executive Officer shall be empowered to operate bank accounts.

**GENERAL  
MEETINGS**

9. General Meetings
  - 9.1. The Annual General Meeting of ANCOM shall be held during September in each year or as soon thereafter as possible and at least fourteen days notice of such meeting shall be given to all members.

9.2. The Annual General Meeting shall:-

9.2.1. Receive from the Executive Officer a report and statement of accounts for the financial year ended the 30th June.

9.2.2. Elect members of ANCOM Board under Clause 5 hereof.

9.2.3. Appoint an Auditor for the ensuing twelve months.

9.2.4. Conduct other business as is deemed necessary.

9.3. A special general meeting of ANCOM shall be convened by the Principal at any time by the direction of ANCOM Board or within twenty-one days after receipt of a requisition in writing signed by not less than ten members who in their application shall clearly state the object and business to be dealt with at such special general meeting and no other business shall be brought forward or discussed except that for which purpose such meeting shall be convened.

9.4. The Principal may convene a special general meeting of ANCOM at any time.

9.5. All members shall be given at least fourteen days' notice of all special general meetings together with an agenda paper of the business to be brought forward.

9.6. Fifteen members shall be a quorum at any general meeting.

9.7. The Principal or in his absence the Executive Officer shall preside as chairman at all general meetings.

9.8. In the case of equality of votes, the motion shall be lost and the chairman shall not have a casting vote.

**NON-PROFIT  
OPERATION**

10. Non-Profit Operation

10.1. All amounts of money and properties received or derived in connection with ANCOM will be applied solely for ANCOM and no portion thereof shall be paid or transferred directly or indirectly by any means whatsoever to members of ANCOM provided that nothing contained in this provision shall prevent the

payment in good faith to any person, including a member or employee of ANCOM.

10.1.1. for services rendered in respect of ANCOM;

10.1.2. for goods supplied in the ordinary and usual conduct of ANCOM;

10.1.3. of interest at rates not exceeding those for the time being prevailing in the community on money borrowed for ANCOM;

10.1.4. of reasonable rent for premises demised or let for ANCOM.

## **WINDING-UP**

11. The Association may be wound up in the manner provided for in the Act.

11.1. ANCOM may be dissolved or wound up by resolution of a general meeting of ANCOM.

11.2. If upon the winding up or dissolution of ANCOM there remains after the satisfaction of its debts and liabilities any surplus or property, the same shall not be paid or distributed among the members but shall be given or transferred to such school or schools, having objects similar to those of ANCOM and by its or their constituent rules prohibiting the distribution of its or their income and property among members to an extent at least as great as is imposed on ANCOM, as is determined by the members by majority vote at or before the winding-up or, in default of such determination, by a judge of the Supreme Court of South Australia who may have or acquire jurisdiction in the matter.

11.3. If the organization is wound up or its endorsement as a deductible gift recipient is revoked (whichever occurs first), any surplus of the following assets shall be transferred to another organization with similar objects, and which is charitable at law, to which the tax-deductible gifts can be made:

11.3.1. Gifts of money or property for the principal purpose of the organization

11.3.2. Contributions made concerning an eligible fundraising event held for the principal purpose of the organization

11.3.3. Money received by the organization because of such gifts and contributions

**ALTERATION  
OF RULES**

12. Alteration of these Rules of Association may be made at a duly convened meeting of ANCOM Board providing that written notice of the proposed alteration is sent by the Executive Officer to each member of the Board at least thirty days before the meeting.