

THE INCORPORATED SOCIETIES ACT 1908

Rules of

*H. P. Ward*

WAIWHARE SPORTS CLUB (INCORPORATED)

Name

1. THE name of the Club is "WAIWHARE SPORTS CLUB (INCORPORATED)"

Objects

2. THE objects for which the Club is established are :-

- (a) To foster promote organize conduct and manage Sports Meetings of all kinds in the Waiwhare district in the Provincial District of Hawkes Bay.
- (b) To promote organize and control such social functions and entertainments in the waiwhare district aforesaid and elsewhere for the benefit of the Club and the enjoyment of its members and others as the Club or its Committee shall from time to time determine
- (c) To do all such other things as in the opinion of the Club may be incidental or conducive to the attainment of either of the foregoing objects.

Membership

3. THE number of members of the Club shall be not less than 15 and the Club shall consist of all persons who at the date of the adoption of these Rules were members of the Waiwhare Sports Club together with such other members as may hereafter be elected in manner hereinafter provided.

4. ANY person desiring to become a member of the Club shall be duly proposed and seconded respectively by an existing member of the Club either at a general meeting of the Club or at a meeting of the Committee. Upon a resolution electing such person to membership being carried by such meeting such person shall forthwith become a member of the Club and subject to the Rules thereof.

5. NO membership subscription shall be payable by any member of the Club.

6. ANY member of the Club may at any time resign from membership by notice in writing to the Secretary and such resignation shall take effect immediately.

7. THE Committee may by resolution expel any member from membership of the Club if such member shall:-

- (a) Fail to attend the Annual General Meeting of the Club for two(2) consecutive years; or
- (b) Be guilty of a breach of any of the Rules of the Club or
- (c) Be guilty of any conduct which in the opinion of the Committee may be or become prejudicial to the welfare of the Club;

PROVIDED HOWEVER that before the Committee shall pass any resolution expelling such member (except under the provisions of Paragraph (a) hereof) such member shall be given not less than one (1) week's notice in writing of the intention to hold the meeting at which a resolution dealing with the matter is to be considered and of the charges made against him and such member shall first be allowed to make such statements and call such witnesses as he shall think fit in support of his defence if the Committee is satisfied that the statements of such member and the evidence of such witnesses are relevant to the offence complained of.

Government

8. THE Government and management of the Club shall be vested in a Committee consisting of the President, Vice-Presidents, Secretary, Assistant Secretary (if any) and Treasurer (all ex officio) and not less than five(5) Committee-men who shall be elected as hereinafter provided but subject always to the provisions of Rule 16 hereof.

9. ALL meetings of the Committee shall be called by the Secretary who shall give to each member of the Committee at least three(3) days notice of the intention to hold such meetings and stating the time and place at which such meeting is to be held.

10. SEVEN (7) members of the Committee being present shall form a quorum.

11. THE President shall be Chairman of the Committee but if the President be not present at any meeting of the Committee at the time for which such meeting has been called the Committee members present shall elect another member to take the chair The Chairman shall have a deliberative as well as a casting vote.

12 THE Committee in addition to any other powers hereby or by statute conferred upon it shall in particular have the following powers and authority:

(a) To exercise all the powers and do all the acts and things which may be exercised or done by the Club and which are not required by statute or by these Rules to be exercised or done by the Club in general meeting.

(b) To delegate powers to any sub-committee or committees.

(c) From time to time to make alter and rescind members and servants and generally for the welfare of the Club and any such By-laws for the time being in force shall be binding upon all members of the Club as if they were contained in these Rules.

PROVIDED HOWEVER that any resolution of the Committee making altering or rescinding any By-laws may at any time be amended or set aside by a resolution of the Club at a Special General Meeting called for the purpose of considering the same.

(d) To conduct control and manage all Sports Meetings competitions contests functions and entertainment arranged under the auspices of the Club and at the sole discretion of the Committee if in the opinion of the Committee the circumstances so require to adjourn postpone or cancel any such Sports Meeting competition contest function or entertainment notwithstanding that the same may previously have been advertised to take place.

(e) In connection with any such Sports Meeting competition contest function or entertainment as aforesaid to make rules for the conduct and control thereof to settle and determine the events or items to be held and the sequence thereof to fix admission charges and entry fees to allot prizes and trophies and to appoint such officials as the Committee shall deem proper.

(f) To fill until the next Annual General Meeting any casual vacancy that may occur in the office of President, Vice-President, Secretary, Treasurer, Committee men of any other officer of the Club.

(g) Generally to manage all the business and affairs of the Club.

Bank account and Investment of Funds

13. ALL moneys received by the Treasurer of the Club or authorised person shall forthwith be lodged to the credit of the Club's Account at such Bank as the Committee shall from time to time determine. Cheques drawn on the Club's Bank account shall be signed by any two of the President, Secretary and Treasurer or by such other persons as the Committee shall from time to time decide upon.

14 ALL the funds of the Club shall be under the control of the Committee and any surplus funds may be invested by the Committee in such securities as shall for the time being be authorised by law for the investment of trust funds.

Appointment of Officers

15 (i) THE officers of the Club shall consist of the following:-

- (a) Patron
- (b) Patroness
- (c) President
- (d) Vice-Presidents (being not more than 10 in number)
- (e) Secretary
- (f) Assistant Secretary (if any)
- (g) Treasurer
- (h) Committeemen (being not less than 5 in number)
- (i) Honorary Auditor
- (j) Honorary Surgeon
- (k) Honorary Solicitor

(ii) The number of Vice-Presidents and the number of Committeemen within the prescribed limits shall be determined from time to time by the Club in General Meeting. The Club in general meeting shall also determine from time to time whether or not an Assistant Secretary shall be appointed.

16. THE several persons holding office in the Club at the time of its incorporation shall continue in office until the first Annual General Meeting to be held after such incorporation.

17. SUBJECT to the provisions of Rule 16 hereof the officers of the Club shall be elected at the Annual General Meeting in each year and those elected shall hold office until the next Annual General Meeting or until the appointment of their successors nominations for any office need not be in writing but shall be duly proposed and seconded at the meeting.

#### General Meeting

18. THE Annual General Meeting of the Club shall be held upon such day in the months of September, October or November in each year as the Committee shall from time to time determine.

19. THE quorum for a General Meeting shall be not less than 10 members personally present.

20. AT every General Meeting the President shall be the Chairman or failing him one of the Vice-Presidents to be elected by the meeting or if none of them be present the meeting shall elect a chairman for that meeting from among the members present. The Chairman shall have a deliberative vote as well as a casting vote.

21. ALL resolutions of a General Meeting (whether Annual or Special) shall be carried by a majority of the members personally present.

22. AT a General Meeting a resolution put to the vote of the meeting shall be decided on a show of hands unless a poll is (before or on the declaration of the result of the show of hands) demanded by at least six (6) members present in person entitled to vote and unless a poll is so demanded a declaration by the Chairman that a resolution has on a show of hands been carried or carried unanimously or by a particular majority or lost and an entry to that effect in the book of the proceedings of the Club shall be conclusive evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against that resolution.

23. IF a poll is duly demanded it shall be taken in such manner as the Chairman directs and the result of the poll shall be deemed to be the resolution of the meeting at which the poll was demanded.

24. A poll demanded on the election of a Chairman or on a question of adjournment shall be taken forthwith. A poll demanded on any other question shall be taken at such time as the Chairman of the meeting directs.

25. THE business of the Annual General Meeting shall be as follows:-

- (a) To receive the President's Report and Statement of Accounts for the year ended on the 31st day of August immediately prior to the A.G.M.
- (b) To elect the officers of the Club for the ensuing year. *(Annual General Meeting)*
- (c) To decide upon any proposal or matter and to transact any other business which shall have been duly submitted to the meeting as hereinafter provided.

26. AT the Annual General Meeting no proposal matter or business except as hereinbefore prescribed shall except with the unanimous consent of the members present be considered or dealt with unless notice thereof shall have been given in writing to the Secretary not less than thirty-six (36) hours before the time of the meeting.

27. A Special General Meeting shall be called upon a requisition of not less than eight (8) members duly made in writing to the Secretary and such requisition shall state specifically the objects for which such meeting is called. The meeting shall be then called within ~~one~~ ~~day~~ (1) calendar month from the date of the receipt by the Secretary of such requisition. If the members present at such Special General Meeting reject the subject matter of the requisition then the cost of calling the meeting shall be borne by the members requesting the same and a sum sufficient in the opinion of the Secretary but not exceeding five pounds (£5) shall be deposited with the Secretary at the time when the requisition is made to him as hereinbefore provided and if the meeting endorses the subject matter of the requisition then the sum so deposited shall be refunded to the members lodging the requisition.

28. THE Committee may at any time by resolution call a Special General Meeting of the Club.

29. THE business transacted at a Special General Meeting (other than business of a formal nature) shall except with the unanimous consent of the members present be confined to the purpose for which such meeting has been called.

#### Summoning of General Meeting

30. A General Meeting of the Club (whether Annual or Special) shall be summoned by notice published in the Hawkes Bay Herald-Tribune or such other local daily newspaper circulating generally in the Waiwhare district aforesaid as the Committee may from time to time determine at least three (3) clear days before the day of the meeting. Such notice shall specify the place of the meeting and the hour and date on which it is to be held and in the case of a Special Meeting shall also specify the purpose for which such meeting has been called.

31. THE Chairman of any General Meeting shall have power in the absence of a quorum to adjourn the meeting from time to time.

#### Alteration of Rules

32. THE Rules of the Club may be altered added to or rescinded or new Rules made by resolution at a Special General Meeting called for that purpose.

#### Minutes

33. THE Secretary shall keep in a proper book full minutes of all meetings of the Committee and the Club.

#### Common Seal

34. THE Common Seal shall be kept in the custody of the Secretary and shall be affixed to documents by the Secretary but only in pursuance of a resolution of the Committee and in the presence of two members of the Committee and the Secretary.

#### Special Powers

35. THE Club shall have power:-

(a) to acquire or obtain from or make any arrangement with any government supremem municipal local or otherwise or any corporation company or person for any authority right privilege concession contract or charter which the Club may think it desirable to obtain or which may seem to the Club conducive to any of the objects of the Club and to accept make payments under carry out exercise and comply with any such arrangement authority right privilege concessioj contract or charter.

(b) To sell lease exchange bail grant licenses in respect of or otherwise deal with or dispose of the Club's undertaking or any part thereof or any property rights concessions or privileges belonging to the Club for such consideration or premium or upon such terms as the Club may think fit.

(c) To construct maintain alter improve enlarge pull down remove or replace manage carry on and control any buildings or works which may seem to the Club likely to advance the Club's interests directly or indirectly whether upon the property of the Club or otherwise.

(d) To purchase take on lease or in exchange or otherwise acquire any real or personal property and any right or privileges and lease sell or exchange or otherwise dispose of the same and in ~~the~~ such case to make such terms and conditions as to payment thereof as the Club may think fit.

(e) To borrow or raise maney upon mortgage of the real or personal property of the Club or any part of parts therof or upon debentures of the Club and to issue such debentures charging the whole or any part of the assets of the Club and to execute martgages to secure such debentures or to borrow from bankers and other persons with or without security.

(f) To become affiliated with such other Club Societies and Associations as the Club in genreal Meeting shall from time to time consider desirable upon and subject to such terms and conditions as the Club shall think fit..

(g) To pay such salaries and honoraria (if any) to any of the officers of the Club as the Club in General Meeting shall from time to time determine.

(h) To execute all such deeds and documents as may be necessary or expedient.

(i) To do all such other things as in the opinion of the Club may be necessary or incidental to the exercise of any of the foregoing powers.

Winding up

36. THE Club may at any time be wound up in accordance with the provisions of the Incorporated Societies Act 1908 and upon such winding up or upon a dissolution by the Registrar of Incorporated Societies the balance of the funds and property of the Club after the dissolution thereof and after the payment of all the debts and liabilities of the Club shall be disposed of in such manner as the Club ~~shall be disposed of in such manner as the Club~~ shall in General Meeting resolve.

DATED this 4th day of November, 1964.

Rules of Waiwhare Sports Club (Incorporated)

Bannister & von Dadelszen,  
Solicitors,  
Hastings.