



REGULATIONS OF MAYFIELD WEST BOWLING CLUB 2015

Mayfield West Bowling Club February 2015

Introduction

The Regulations are in addition to, as well as clarify and expand on the Constitution of Mayfield West Bowling Club. If there is conflict in any meaning or definition between the Regulations and the Constitution, the Constitution will take precedence.

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REGULATIONS OF MAYFIELD WEST BOWLING CLUB CO-OPERATIVE LIMITED

PART 1. PRELIMINARY

1. APPLICATION OF THESE RULES

These rules are the rules of Mayfield West Bowling Club and are a supplement to the Constitution of Mayfield West Bowling Club.

PART 2. DEFINITIONS AND INTERPRETATION

2. DEFINITIONS

(1) In these rules:

Association or NDBA means Newcastle District Bowling Association

Ballot paper means a ballot paper in paper or electronic form.

Basic minimum financial statements means the financial statement required of a small co-operative under the National Regulations.

Board means the board of Mayfield West Bowling Club.

Bowls means the sport and game of lawn bowls as determined by the International Federation (IF) with such variations as may be recognised by the Royal NSW Bowling Association. from time to time.

CCU means a co-operative capital unit, as provided for by Division 2 of Part 3.4 of the Law.

CNL is a reference to the Co-operatives National Law as applying in this jurisdiction.

Constitution means the Constitution of Mayfield West Bowling Club.

Delegate means the person(s) appointed from time to time by the Club to act for and on behalf of the Club at General Meetings and Management Meetings of the Association.

Director means an elected member of the Board of Directors who is not an Office-Bearer of the Club and includes any person acting in the capacity as Director from time to time in accordance with the Constitution but does not include the Bowls Coordinator, if any.

Executive Committee means the body consisting of the Directors elected in accordance with clause 42 of the Constitution.

General Meeting means the annual or any special general meeting of the Club.

Intellectual Property means all rights subsisting in copyright, business names, names, trademarks (or signs), logos, designs, equipment including computer software, images (including photographs,

videos or films) or service marks relating to the Co-operative or any activity of or conducted, promoted or administered by the Co-operative in New South Wales.

Junior Member means a registered Member of the Club who is younger than 18 years of age.

Life Member means an Individual appointed as a Life Member of the Club

Member means a Member of the Club for the time being under **clause 4**.

NSO means the National Sporting Organisation being Bowls Australia.

Public Officer means the person appointed to be the Secretary of Mayfield West Bowling Club.

Register means a register of Members kept and maintained in accordance with section 214 (1) of the Law.

RSO means the Regional Sporting Organisation being Newcastle District Bowling Association.

Seal means the common Seal of Mayfield West Bowling Club Co-operative Limited.

Special Resolution means a Special Resolution defined in the Co-operatives National Law.

SSO means the State Sport Organisation being Royal NSW Bowling Association.

Standard Postal Times means the times when properly addressed and pre-paid letters would be delivered in the ordinary course of post.

The Co-operative means the Mayfield West Bowling Club Co-operative Limited.

The National Regulations means the Co-operatives National Regulations as applying in this jurisdiction.

The Law means the Co-operatives National Law as applying in this jurisdiction.

(2) Except so far as the contrary intention appears in these rules, words and expressions used in these rules have the same meanings as they have, from time to time, in the Law or relevant provisions of the Law.

3. INTERPRETATION

In these Regulations:

- (1) a reference to a function includes a reference to a power, authority and duty;
- (2) a reference to the exercise of a function includes, where the function is a power, authority or duty, a reference to the exercise of the power or authority of the performance of the duty;
- (3) words importing the singular include the plural and vice versa;
- (4) words importing any gender include the other genders;
- (5) references to persons include corporations and bodies politic;
- (6) references to a person include the legal personal representatives, successors and permitted assigns of that person;

- (7) a reference to a statute, ordinance, code or other law includes Regulations and other statutory instruments under it and consolidations, amendments, re-enactments or replacements of any of them (whether of the same or any legislative authority having jurisdiction); and
- (8) a reference to "writing" shall unless the contrary intention appears, be construed as including references to printing, lithography, photography and other modes of representing or reproducing words in a visible form, including messages sent by electronic mail.

PART 3. PRIMARY ACTIVITY OF THE CLUB

In addition to the primary activities of the Club contained in the Constitution:

- a) To purchase, lease or otherwise acquire land at any place that the Club may deem expedient and to lay out and prepare such grounds for bowls and for any other purposes of the Club, and provide a club house and other conveniences and to permit their use by members and their guests on such terms as the Board shall determine.
- b) To hold or arrange bowls and other matches, games and competitions and offer and grant or contribute towards the provision of trophies, awards and distinctions.
- c) To buy, sell and deal in all kinds of apparatus and provisions, either liquid or solid required by persons frequenting the Club's property and premises, but not to compete with wholesale or similar stores which sell goods not normally sold by Bowling Clubs.

PART 4. MEMBERSHIP

1. APPLICATION FOR MEMBERSHIP

Refer to the Constitution.

2. REFUSAL OF MEMBERSHIP

Refer to the Constitution.

3. ENTRANCE FEE

Every applicant for membership shall pay a once only entrance fee of \$15.00 or such lesser sum as may be fixed by the Board. The fee shall be paid in full upon acceptance of membership.

4. MEMBERSHIP GENERALLY

The Membership of the Club shall consist of:

- a) Full Members
- b) Life Members
- c) Social Member
- d) Junior Members
- e) Associate Member
- f) Honorary Members

5. FULL MEMBER

Shall mean a member, male or female, of the Club;

- a) Who shall pay the full annual subscription or such proportion of the full annual subscription (being not less than \$2.00 and not more than \$50.00) as decided by the board.
- b) Each applicant for full membership shall indicate on the application form that they intend to play bowls.
- c) Each applicant will be elected for a probationary period of up to six (6) months during which time that intention shall be evident.
- d) Unless already an experienced bowler, coaching classes will be undertaken until such time as the Club Coach assesses sufficient proficiency to take part in organised games.
- e) If sufficient proficiency is not attained within the probationary period, membership may lapse, in which case all membership fees shall be forfeited to the Club and no refund shall be made.

6. LIFE MEMBER

Shall mean any member who may, in consideration of long or meritorious service or for any other special reason, be granted honorary Life Membership of the Club.

- a) A proposal for Life Membership shall be made to the Board in writing by any two members of the Club and the Board shall consider it and come to a decision regarding it.
- b) No such grant shall be made except on the recommendation of the Board made to the annual or a special general meeting and communicated to the members in the notice convening such a meeting and the subsequent adoption of that recommendation by two-thirds of the members present and entitled to vote. At no time shall the number of Life members exceed seven (7).
- c) A Life member shall be entitled to Full Membership in all respects, without the payment of the annual subscription.

7. SOCIAL MEMBER

Means a member, male or female, entitled to use the facilities of the Club without participating in the game of bowls.

Apart from this restriction, Social Members shall have all the rights and privileges of a full member except:-

- a) Standing for office on the board of management or nominating club members for such office.
- b) Voting at general meetings of members.
- c) The subscription of a Social Member shall be less than that of a full member (being not less than \$2.00 and not more than \$20.00) as determined by the Board.

8. JUNIOR BOWLING MEMBER

A person under the age of eighteen (18) years but of a minimum age as determined by the Board who;

- a) Having been elected as a Junior Bowling Member, shall pay the entrance fee (if any) and the applicable annual subscription as determined by the Board.
- b) Subject to the provisions of the Registered Clubs Act a Junior Bowling Member shall be entitled to such of the playing privileges and to the use of such of the facilities of the Club as the Board shall determine but shall not be entitled to hold office on the board of management of the Club or to nominate Club members for such office or to attend and vote at meetings of the Club.
- c) Junior Bowling Members shall be subject to the same conditions regarding probationary membership and the intention to play bowls as apply to applicants for full membership.
- d) On attaining the age of eighteen (18) years a Junior Bowling Member may make written request to the Board to transfer to full membership and the Board may grant such request without the necessity of a fresh election.
- e) A Junior Bowling Member so changing his membership designation shall pay such additional subscription as shall, with the amount already paid by him as such Junior Bowling Member, bring his total subscription to the amount payable by a full member.

9. ASSOCIATE MEMBER

Means any full or life member of any bowling club affiliated with the Newcastle or other Bowling Association who desires to associate himself with this Club.

An Associate Member is entitled only to the use of the Club's greens, amenities and social privileges.

No Gaming will be permitted unless signed in by a member.

10. HONORARY MEMBERSHIP

The following may be admitted, at the discretion of the Board or the Secretary, as a Honorary Member of the Club:-

- a) The patron or patrons of the Club.
- b) A visiting member of another bowling club, affiliated with;
 - (i) The Royal New South Wales Bowling Association (R.N.S.W.B.A.).
 - (ii) The Australian Bowls Council,
 - (iii) Any District Association recognised by such State Association or Council.
 - (iv) Any member of a Women's Bowling Club affiliated with the Australian Women's Bowling Council (A.W.B.C.) or
 - (v) The New South Wales Women's Bowling Association (N.S.W.W.B.A.), or
 - (vi) Any District Association recognised by such State Association or Council,

for the duration of the day on which he or she takes part in any match, game, competition or tournament played on the Club's property.

- c) An interstate or overseas visitor.
- d) A person residing not less than 5 kilometres from the Club.
- e) A member of another club, registered under the Registered Clubs Act 1976, with similar objects to those of the Club.
- f) Any prominent citizen visiting the Club for some special occasion.
- g) Members of bona fide bowling clubs who have no bowling green of their own visiting the Club to play in a match or competition of bowls for the day.
- h) Members of other clubs visiting the Club for the purpose of taking part in a competition of darts, indoor bowls, billiards, snooker or other competitions for the day of such competition only.
- i) An Honorary member shall be entitled only to the social privileges of the Club and to play bowls and such other games, recreations and pastimes as determined by or on the invitation of the Board from time to time.
- j) No Gaming will be permitted unless signed in by a member.

11. CHANGING MEMBERSHIP CLASSIFICATION

- (1) The Board shall have the power to grant written requests for full, social or associate members to change from either one of such designations to another without the necessity of a fresh election, provided that a full member, on changing his designation, shall not be entitled to any refund or reduction for any subscription paid or payable by him for the current year.
- (2) Any associate or social member changing his designation to that of full member shall pay such additional subscription as shall, with the amount already paid by him as such associate or social member, bring his total subscription to the amount payable by a full member.
- (3) A social member transferring to full (playing) membership shall be subject to the same provisions as regards probationary period and coaching classes as apply to applicants for full membership under Rule 5.

12. SPECIAL PROVISIONS

Associate, Honorary and Social Members shall not;

- (1) Be entitled to compete in Club Championship Competitions which are played under the Rules of Zone 2/Newcastle District Bowling Association, RNSWBA/Bowls NSW and Laws of the Sport of Bowls.
- (2) Take part in competitions conducted by the Newcastle District Bowling Association nor to vote or hold any office in the Club or nominate any members for such office.

13. SUSPENSION OF MEMBERS

Refer to the Constitution.

PART 5. DISCIPLINE

In addition to the provisions of Part 5 of the Constitution members are subject to the following Disciplinary procedures.

14. JUDICIARY COMMITTEE

- a) Must be appointed by the Board.
- b) Must consist of a minimum of three (3) Board members.
- c) The decision of the committee must be approved by the Board by simple majority before any action is acted on.

PART 6. EFFECT OF MEMBERSHIP

Refer to the Constitution.

PART 7. DISPUTES AND MEDIATION

Refer to the Constitution.

PART 8. MEDIATOR

Refer to the Constitution.

PART 9. FINES PAYABLE BY MEMBERS

Refer to the Constitution.

PART 10. LIABILITY OF MEMBERS TO CO-OPERATIVES

Refer to the Constitution.

PART 11. FORFEITURE AND CANCELLATIONS-INACTIVE MEMBERS

Refer to the Constitution.

PART 12. VALUE OF INTEREST OF DECEASED MEMBER

Refer to the Constitution.

PART 13. RIGHTS AND LIABILITIES OF MEMBERS –BANKRUPTCY OR MENTAL INCAPACITY

Refer to the Constitution.

PART 14. TRANSFER OF SECURITIES OTHER THAN SHARES

Refer to the Constitution.

PART 15. GENERAL MEETINGS, RESOLUTIONS AND VOTING

Refer to the Constitution.

PART 16. VOTING

Refer to the Constitution.

PART 17. BOARD OF DIRECTORS

Refer to the Constitution.

In addition to the requirements of the Constitution, the Board may elect to have less than the maximum number of nine (9) permanently elected Directors.

PART 18. QUALIFICATIONS AND ELECTION OF THE BOARD

Refer to the Constitution.

PART 19. VACANCIES ON THE BOARD

Refer to the Constitution.

PART 20. REMUNERATION OF DIRECTORS

Refer to the Constitution.

In addition to the requirements of the Constitution, out of pocket expenses may be paid to the Directors to the amount and in the manner directed by the members at an Annual General Meeting.

PART 21. PROCEEDINGS OF THE BOARD

Refer to the Constitution.

PART 22. COMMITTEES

Refer to the Constitution.

PART 23. THE RULES

Refer to the Constitution.

PART 24. ADMINISTRATIVE MATTERS

Refer to the Constitution.

PART 25. ACCOUNTING AND FINANCIAL MATTERS

Refer to the Constitution.

PART 26. PAYMENT IN GOOD FAITH

Refer to the Constitution.

PART 27. DISPOSAL OF FUNDS

Refer to the Constitution.

15. FINANCIAL REPORTS TO MEMBERS (CNL PART 3.3)

Refer to the Constitution.

In addition to the requirements of the Constitution the co-operative must prepare and send to members, minimum financial statements that are specified in regulation 3.10 of the National Regulations (these are referred as “basic minimum financial statements”).

PART 28. WINDING UP

Refer to the Constitution.

PART 29. ALTERATION OF THE REGULATIONS

These Regulations may be altered by The Board by simple majority.

PART 30. REGULATIONS

Refer to the Constitution.

PART 31. STATUS AND COMPLIANCE OF THE CLUB

Refer to the Constitution.

PART 32. INDEMNITY

Refer to the Constitution.