

CONSTITUTION  
OF THE  
NARROGIN GLIDING CLUB  
INCORPORATED

NAME

1. The name of the Association is “The Narrogin Gliding Club Incorporated”, and shall hereinafter be referred to as “the Club”.

## OBJECTS

2. The objects of the Club are:

- a) To promote foster and advance the art of gliding and soaring including the art of safe and efficient cross-country soaring in the State of Western Australia.
- b) To promote good fellowship among those interested in this sport.
- c) To control and regulate gliding and soaring at and from Narrogin Airfield and at or from such other place or places as the Club shall operate from time to time.
- d) To impose and enforce such restrictions, regulations and rules as are considered necessary and do such things as are conducive to the safe operations of the activities of the Club and the achievement of these objectives.

## INCIDENTAL POWERS

3. The Club shall have the following powers:
- a) To purchase, take on lease or in exchange, hire or otherwise acquire and maintain any real or personal property and any rights or privileges.
  - b) To erect, add to, improve, repair, pull down and rebuild buildings and other structures.
  - c) To sell, exchange, lease, mortgage, hire, dispose of, turn to account or otherwise deal with all or any part of the real and personal property of the Club.
  - d) To accept donations, whether of real or personal estate, and devises and bequests.
  - e) To borrow or raise or secure the payment of moneys in such manner as the Club thinks fit, with power to issue debentures, grant mortgages, charges and any other class of security upon or charging all or any of the property, real or personal, both present and future, of the Club and to redeem or pay off any existing or future security.
  - f) To invest and deal with the moneys of the Club not immediately required for the purpose of the Club in such manner as may from time to time be determined.
  - g) To hold any property on any trusts.
  - h) To subscribe to any patriotic, charitable, benevolent or public object.
  - i) To amalgamate, co-operate or affiliate with any other Club or Society having objects wholly or in part similar to those of the Club.
  - j) To appoint, employ and pay officers and servants and to dismiss or suspend any officer or servant.
  - k) To do all other things as are incidental or conducive to the attainment of its objects.

## INCOME AND PROPERTY

- 4 The income and property of the Club shall be applied solely to the promotion of its objects and no part thereof shall be paid or transferred directly or indirectly by way of dividend or bonus or otherwise by way of pecuniary profit to a member or members provided that remuneration may be paid in good faith to officers and servants of the Club or other persons in return for services actually rendered to the Club.

## MEMBERSHIP

- 5 (a) Membership Categories:

The Club shall consist of Ordinary Members, Associate Flying Members, Associate Members and Junior Members.

- (i) **Ordinary Member** shall be active members who desire to participate actively in flying and instructional training; having reached the age of eighteen years prior to the beginning of the financial year and shall be admitted to membership at the discretion of the Committee.
- (ii) **Associate Flying Members** shall be active members of other Gliding Clubs or Associations who desire to participate actively in the flying and instructional training of this Club having reached the age of eighteen years prior to the beginning of the financial year and shall be admitted to membership at the discretion of the Committee.
- (iii) **Associate Members** shall be any person interested in the sport of gliding and soaring having reached the age of eighteen years prior to the beginning of the financial year and shall be admitted to membership at the discretion of the Committee.
- (iv) **Junior Member** shall be any person who has not reached the age of eighteen years prior to the beginning of the financial year and shall be elected as a Junior Member. A Junior Member must be proposed and seconded by financial members and the limit of their numbers shall be left to the discretion of the Committee. The President and the Chief Flying Instructor shall have full control over Junior Members.
- (v) **Financial Member** is a member who has paid the subscription for the current year and whose club account is not in arrears. A member whose

subscription is not paid within thirty days of becoming due shall cease to be a member.

- (vi) The Committee shall have power to reject any application for membership without giving reason.
- (vii) Associate Flying Members and Associate Members shall have all the rights and privileges of membership of the Club except the right to vote other than as a member of the Committee.

#### Expulsion from the Club:

- (i) It shall be the duty of the Committee, if at any time they are of the opinion that the interests of the Club so require, by letter to notify any member of the Club, to withdraw from the Club within a time specified in such letter, and in default of such withdrawal to submit the question of expulsion of such member to a Special General Meeting held within one month after the date of such letter.
  - (ii) At such meeting the member whose expulsion is under consideration shall be allowed to submit reasons verbally or in writing why the member shall not be expelled and if thereupon two-thirds of the members of the Club then present shall vote for expulsion such member shall thereupon be expelled and shall forfeit all privileges.
  - (iii) Voting at any such Special General Meeting shall be by ballot of the members present.
  - (iv) The Committee shall have power in its discretion to exclude such member from the Club House Hangers and Flying Operations until such Special General Meeting shall be held.
- (c) Members bound by Rules:  
Every member shall be bound by and submit to the Rules of the Club.

#### LIABILITY OF MEMBERS

- 6. In the event of a member flying in accordance with Club rules damaging and aircraft through negligence the liability of that member shall be limited to an amount equivalent to the annual subscription of any ordinary member.

Negligence in this sense shall be determined by the Chief Flying Instructor in consultation with other instructors.

## SUBSCRIPTION

- 7 The yearly subscription for members of various classes shall be such sums as may be decided upon from time to time by the Club in General Meeting ordinary or extra-ordinary. The amounts decided upon shall be payable on joining as a member of the Club and on or before the first day of July of each year subsequently during membership of the Club. The financial year of the Club shall be deemed to commence on the first day of July of each year and end of the thirtieth day of June of each year. A duly admitted candidate shall not be entitled to any of the benefits and privileges of membership until such time as the first subscription has been paid but the candidate shall on admission be otherwise bound by this Constitution and the Rules of the Club.

## ENTRANCE FEE

- 8 Upon a candidate being admitted as a flying member, he or she shall pay to the Honorary Secretary of the Club such sum by way of an Entrance Fee as the Club in general meeting, ordinary or extra-ordinary, shall from time to time determine. Payment shall be made within a period of one calendar month of his or her admission.

## RESIGNATION

- 9 Any member not in arrears with his or her subscription, flying fees or any other moneys whatsoever, may resign membership by giving notice in writing to the Honorary Secretary of the Club.

## ELECTION OF OFFICERS

- 10 The Chief Flying Instructor who shall be recommended by a meeting of the Club Instructors, the Club Technical Officer and Tugmaster shall be appointed by the Committee. The Officers for the ensuing year, with the exception of the Immediate Past-President, shall be elected at the Annual Meeting and shall hold office until the next following Annual Meeting when they shall retire but shall be eligible for re-election. The election shall take place in the following manner:
- (a) With the notice convening the Annual Meeting the Secretary shall send to all members a paper for nominations for the Officers. Financial members desiring to make nominations for one or more of the positions shall return the papers with the nominations to the Secretary not later than fourteen clear days before the Annual Meeting after which time no nominations will be received.
  - (b) Each candidate must be a financial member at the date of the Annual Meeting and in case there shall be more candidates than vacancies the election shall be by ballot.
  - (c) The chairman of the meeting at which the ballot takes place shall give necessary directions and make all necessary arrangements for such ballot.
  - (d) In case sufficient candidates shall not be nominated, the Annual Meeting shall accept nominations from the floor provided that the nominee is resent or has given agreement in writing to accept nomination. The Committee shall fill any remaining vacancies after the meeting.

## CLUB MANAGEMENT

- 11 The Committee shall consist of the President, Immediate Past President, Vice President, Secretary, Treasurer, Chief Flying Instructor, Club Technical Officer, Tugmaster and two committee members.

## COMMITTEE MEETINGS

- 12
- (a) The Committee shall meet at least six times per annum or more often when deemed necessary. Any two members of the Committee shall have the power to instruct the Secretary to call a meeting of the Committee.
  - (b) The President and in his absence the Vice-President shall take the chair at all meetings of the Committee and in the absence of both such persons the members present may elect their own Chairman. The Chairman shall have a deliberative and also a casting vote.
  - (c) Until otherwise determined one third of the Committee members shall constitute a quorum for a Committee Meeting.

## CASUAL VACANCIES

- 13
- Any casual vacancy in the position of officers shall be filled by the committee. Any member chosen to fill any casual vacancy shall retain office only until the next Annual Meeting but shall be eligible for re-election.

## DUTIES OF OFFICERS

- 14
- (a) The Secretary shall keep full and correct minutes of all resolutions and proceedings of each Annual and Special Meetings and of the Committee Meetings in a book provided for that purpose, together with a record of the names of members present and voting at all such meetings; keep a Register of Members setting forth their names and addresses and the dates of payment of subscriptions; notify members of the appointment as office-bearers; attend to all correspondence and perform such other duties as the Committee may prescribe.
  - (b) The Treasurer shall collect and receive all monies due to the Club; make such payments as have been authorized; keep a correct account of all receipts and disbursements; provide the Secretary with all information that may be necessary for the Secretary to maintain the Register of Members; resent at each Committee Meeting reports to the Committee together with all bank records as required; submit an audited balance sheet to the Annual Meeting and perform such other duties as the Committee may prescribe. Cheques drawn on the Club's Bank Account shall be signed by any two of the Treasurer, the President or the Secretary.
  - (c) Other office-bearers shall perform such duties as the Committee may from time to time prescribe.

## MANAGEMENT

- 15
- (a) The business and general affairs of the Club shall be under the management of the Committee who shall have full control of the property of the Club and absolute authority regarding its disposition and in the conduct of all the affairs and business of the Club.
  - (b) The Committee may make, repeal and amend such rules and regulations (not inconsistent with this Constitution) as they may from time to time consider necessary for the internal management and well-being of the Club and its members.
  - (c) The Committee may from time to time appoint from among their number such sub-committee as they may deem necessary for expedient and may depute or refer to them such of the powers and duties of the Committee as the Committee may determine. Such sub-committees shall periodically report their business in accordance with the directions of the Committee.

- (d) No person other than the Chief Flying Instructor (Chairman of the Instructors' Panel) and the Airworthiness Administration Officer (Chairman of the Airworthiness Panel) may serve on the Committee for more than 4 of any 6 consecutive years.

## ANNUAL MEETING

- 16
- (a) The Annual Meeting of the Club shall be held at such time and in such place as the Committee may determine for the following purpose:
    - (1) To receive the Committee's report and Balance Sheet
    - (2) To elect the Officers
    - (3) To transact such other business as shall be brought forward.
  - (b) Fourteen days notice of the time and place of the Annual Meeting shall be given to members.
  - (c) A Special Meeting of the members may be called by the President or at the written request of five members of the Club at any time. Fourteen days notice of any such meeting shall be given to members specifying the business to be discussed at such meeting. No business shall be transacted at any such meeting except that of which notice shall have been given as aforesaid.
  - (d) At every Annual and Special Meeting the President and in his absence the Vice-President shall take the chair and in the absence of both such persons the financial members present may elect their own Chairman. The Chairman shall have a deliberative and also a casting vote.
  - (e) All questions arising at an Annual or Special Meeting shall be decided by a majority of votes and a declaration by the Chairman that a resolution has been carried or lost shall be conclusive. Only financial members shall be entitled to vote.
  - (f) Any financial members wishing to bring forward any special business at the Annual Meeting shall give thirty days notice thereof to the Secretary in writing.
  - (g) At least 20% of the total number of financial members shall constitute a quorum for an Annual or Special Meeting.

## AMENDMENTS TO CONSITUTION

- 17
- (a) These rules may be added to, repealed or amended by resolution at any Annual or Special Meeting provided that at least thirty days notice in writing of the proposed amendment shall have been given to members.
  - (b) As soon as is practicable after the making of any changes to the Constitution, the Secretary shall provide a certified copy of the amendment to the Director of Liquor Licensing. The change has no effect until approved by the Director of Liquor Licensing. A copy of the approved amendments should be lodged with the Corporate Affairs Office in Western Australia in due course

## TRUSTEES

- 18
- For the purpose of the *Association Incorporation Act 1895*, there shall be two Trustees of the Club who shall be appointed by the Committee and who shall act as seal-holders.

## COMMON SEAL

- 19
- (a) The Common Seal of the Club shall be kept in custody of the Secretary.
  - (b) Such Common Seal shall be affixed by the Trustees to any writing when authorized by a resolution of the Committee and not otherwise and every writing to which the Seal has been affixed shall be counter-signed by the Trustees.

## DISSOLUTION

- 20 The Club may be dissolved by resolution at any Annual or Special Meeting called for such purpose.

## PROPERTY DISTRIBUTION

- 21 If upon the dissolution or winding up of the Club there remains after the satisfaction of all its debts and liabilities, any property whatsoever the same shall not be paid to or distributed amount the members of the Club but shall be distributed in the following manner.
- (a) To some club or association or institution having objects similar wholly or in part to the objects of this Club and having incorporated in its constitution or rules specific provisions which preclude the distribution of its income and/or property among its members at or before the time of dissolution or
  - (b) In the event that such club association or institution cannot be agreed upon by the Committee then to a non-profit charitable organization or
  - (c) In default at the direction of a Judge of the Supreme Court of Western Australia.

## LIQUOR LICENCE REQUIREMENTS

- 22
- (a) Liquor shall be sold for consumption on the premises only.
  - (b) No member under the age of eighteen may be admitted to the premises, subject of the Restricted Club Licence during the hours of operation of the Licence during hours of operation of the Licence unless in the company of an adult person in authority over him/her.
  - (c) A member may introduce to the Club, during the trading hours of the Restricted Club Licence guests not exceeding three in number in the member's company.

## INTERPRETATION

23 In this Constitution the masculine gender shall include the feminine gender.

“In writing” or “written” means and includes printing or other means of representing or reproducing words in a visible form.

Words importing the singular include the plural and words importing plural include the singular when the context permits.

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\* As amended at the Annual General Meeting, August 2004, which added subsection (d) in Section 15