

TOWNSVILLE and DISTRICT RUGBY UNION Inc

Constitution



Townsville and District Rugby Union Inc

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Townsville and District Rugby Union Inc

Constitution

Name

- 1.1 The name of the incorporated association shall be The Townsville and District Rugby Union Inc. (in these rules called "the Association").
- 1.2 The Association shall affiliate with the Queensland Rugby Union and shall adopt the laws of the game as adopted by the Queensland Rugby Union with such variations as may be sanctioned thereby from time to time.
- 1.3 The Association shall consist of such clubs, junior unions and associations all within the city of Townsville and such cities, towns or areas in North Queensland as may have clubs, junior unions or associations desirous of affiliating with the Association

Objects

- 2.1 The objects for which the Association is established are:-
 - (a) To foster and control rugby union football in Townsville and throughout the Townsville district and to do all things necessary or desirable in the interests of the game.
 - (b) To promote and conduct inter-club, inter-union, overseas and international matches and tours.
 - (c) To recommend to the Queensland Rugby Union such alterations of additions to the laws of the games as may be considered desirable by the union.
 - (d) To do all things incidental or conducive to the attainment of the above objects.
- 2.2 The headquarters of the Association shall be in Townsville.

Powers

- 3.1 The powers of the Association are:-
 - (a) To take over the funds and the other assets and the liabilities of the Townsville and District Rugby Union;
 - (b) To subscribe to, become a member of and cooperate with any other association, club or organisation, whether incorporated or not, whose objects are altogether or in part similar to those of the Association, but the Association shall not subscribe to or support with its funds any club, association or organisation which does not prohibit the distribution of its income and property among its members to an extent at least as great as that imposed on the Association under of by virtue of Rule 22(10);

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- (c) In furtherance of the objects of the Association to buy, sell and deal in all kinds of articles, commodities and provisions, both liquid and solid, for the members of the Association or persons frequenting the Association's premises;
- (d) To purchase, take on lease or in exchange, hire and otherwise acquire any lands, buildings, easements or property, real and personal, and any rights or privileges which may be requisite for the purposes of, or capable of being conveniently used in connection with, any of the objects of the Association, but in case the Association shall take or hold any property which may be subject to any trusts the Association shall only deal with the same in such manner as is allowed by law having regard to such trusts;
- (e) To enter into any arrangements with any government or authority that are incidental or conducive to the attainment of the objects and the exercise of the powers of the Association;
- (f) To obtain from any such government or authority any rights, privileges and concessions which the Association may think it desirable to obtain; and to carry out, exercise and comply with any such arrangements, rights, privileges and concessions;
- (g) To appoint, employ, remove or suspend such managers, clerks, secretaries, employees and other persons as may be necessary or convenient for the purposes of the Association;
- (h) To remunerate any person or body corporate for services rendered, or to be rendered, and whether by way of brokerage or otherwise in placing or assisting to place or guaranteeing the placing of any unsecured notes, debentures or other securities of the incorporated Association or in or about the incorporated Association or promotion of the incorporated Association or in the furtherance of its objects;
- (i) To construct, improve, maintain, develop, work, manage, carry out, alter or control any houses, buildings, grounds, works, or conveniences which may seem calculated directed or indirectly to advance the Association's interests, and to contribute to, subsidise or otherwise assist and take part in the construction improvement, maintenance, development, working, management, carrying out, alteration or control thereof;
- (j) To invest and deal with the money of the Association not immediately required in such a manner as may from time to time be thought fit;
- (k) To take, or otherwise acquire, and hold shares, debentures or other securities of any company or body corporate;
- (l) In furtherance of the objects of the Association to lend and advance money or give credit to any person or body corporate;

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- (m) To guarantee and give guarantees or indemnities for the payment of money or the performance of contracts or obligations by any person or body corporate, and otherwise to assist any person or body corporate;
- (n) To borrow or raise money either alone or jointly with any other person or legal entity in such manner as may be thought proper and whether upon fluctuating advance account or overdraft or otherwise to represent or secure any moneys and further advances borrowed or to be borrowed alone or with others as aforesaid by notes secured or unsecured, debentures or debenture stock perpetual or otherwise, or by mortgage, charge, lien or other security upon the whole or any part of the incorporated Association's property or assets present or future and to purchase, redeem or pay-off any such securities;
- (o) To draw, make, accept, endorse, discount, execute and issue promissory notes, bills of exchange, bills of lading and other negotiable or transferable instruments;
- (p) In furtherance of the objects of the Association to sell, improve, manage, develop, exchange, lease, dispose of, turn to account or otherwise deal with all or any part of the property and rights of the Association;
- (q) To take or hold mortgages, liens, or charges, to secure payment of the purchase price, or any unpaid balance of the purchase price, or any part of the Association's property of whatsoever kind sold by the Association, of any money due to the Association from purchasers and others;
- (r) To take any gift of property whether subject to any special trust or not, for any one or more of the objects of the Association but subject to the exception in paragraph (d);
- (s) To take such steps by person or written appeals, public meetings or otherwise, as may from time to time be deemed expedient for the purpose of procuring contributions to the funds of the Association, in the shape of donations, annual subscriptions or otherwise;
- (t) To print and publish any newspapers, periodicals, books or leaflets that the Association may think desirable for the promotion of its objects;
- (u) In furtherance of the objects of the Association to amalgamate with any one or more incorporated Associations having objects altogether or in part similar to those of the Association and which shall prohibit the distribution of its or their income and property among its or their members to any extent at least as great as that imposed upon the Association under or by virtue of Rule 22(10);
- (v) In furtherance of the objects of the Association to purchase otherwise acquire and undertake all or any part of the property, assets, liabilities and engagements of any one or more of the incorporated Associations with which the Association is authorised to amalgamate;

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- (w) In furtherance of the objects of the Association to transfer all or any part of the property, assets, liabilities and engagements of the Association to any part of one or more or the incorporated Associations with which the Association is authorised to amalgamate;
- (x) To make donations to patriotic, charitable or community purposes;
- (y) To transact any lawful business in aid of the Commonwealth of Australia in the prosecution of any way in which the Commonwealth of Australia is engaged;
- (z) To do all such things as are incidental or conducive to the attainment of the objects and the exercise of the powers of the Association.

Classes of Members

- 4.1 Membership of the Association shall consist of ordinary members and life members.
- 4.2 The number of ordinary members shall be unlimited.
- 4.3 Ordinary members of the Association shall mean any affiliated body, any Officer of the Association, or an Official or any playing or non-playing member of any affiliated body.
- 4.4 Only those members entitled to vote at the Council meetings as set out in Rule 16 shall be entitled to vote at the Annual General Meeting of the Association.
- 4.5 The privileges of life membership of the Association may be bestowed on any person who has rendered distinguished service to the Association and who has significantly fostered Rugby Union Football in the Townsville District. The following conditions shall govern the granting of life membership:-
 - (a) Life membership shall be bestowed by the Annual General Meeting of the Association.
 - (b) No life member shall be appointed unless the Management Committee has by a two-thirds majority of the Management Committee Members recommend such appointment to the Annual General Meeting and a two-thirds majority of the Council members present at the Annual General Meeting accept the nomination.
 - (c) Life membership of the Association shall be restricted and no more than two life members shall be appointed in any one year.
 - (d) Life members of the Association shall be entitled to such privileges as the Council may from time to time resolve.
 - (e) A register of life members shall be kept as part of the records of the Association.

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Membership

- 5.1 Every body or person at the date of incorporation of the Association (as defined in the Associations Incorporation Act (Queensland) was a member of the unincorporated Association shall, upon incorporation, become a member of the incorporated Association.
- 5.2 Every entity or person who at the date of incorporation of the Association was a member of the unincorporated Association and who has paid the subscription due on the first day of October 1986 as a member of the unincorporated Association shall not be liable to pay any further sum by way of annual subscription to the Association for the period prior to the first day of October 1987.
- 5.3 Every affiliated body making application for ordinary membership of the Association (other than the members of the unincorporated Association referred to in Rule 5.1 above) shall be proposed by one member of the Association and seconded by another. The application for membership shall be made in writing, signed by the applicant and his proposer and seconder and shall be in such form as the Management Committee from time to time prescribes.
- 5.4 Any person who becomes an Officer of the Association or an official of the Union automatically becomes a member of the Association.

Membership Fees

- 6.1 The membership fees for each class of membership shall be such sum as the Management Committee shall from time to time so determine.
- 6.2 The membership fees for each class of membership shall be payable at such time and in such manner as the Management Committee shall from time to time determine.

Admission and Rejection of Members

- 7.1 At the next meeting of the Management Committee after the receipt of any application and the fee application for any class of membership, such application shall be considered by the Management Committee, who shall thereupon determine upon the admission or the rejection of the applicant.
- 7.2 Any applicant who receives a majority of the votes of the members of the Management Committee present at the meeting at which such application is being considered shall be accepted as a member of the class of membership applied for.
- 7.3 Upon the acceptance or rejection of an application for any class of membership the secretary shall forthwith give the applicant notice in writing of such acceptance or rejection.

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Termination of Membership

- 8.1 A member may resign from the Association at any time by giving notice in writing to the secretary.
- 8.2 Such resignation shall take effect at the time such notice is received by the secretary unless a later date is specified in the notice when it shall take effect on the later date. If a Member:-
- (a) Is convicted of an indictable offence ; or
 - (b) Fails to comply with any of the provisions of the rules; or
 - (c) Has membership fees in arrears for a period of two (2) months or more; or
 - (d) Conducts himself or herself in a manner considered to be injurious of prejudicial to the character or interests of the Association;
- The management committee shall consider whether the member's membership shall be terminated.
- 8.3 The member concerned shall be given a full and fair opportunity of presenting the member's case and if the Management Committee resolves to terminate the membership it shall instruct the secretary to advise the member in writing accordingly.

Appeal Against Rejection or Termination of Membership

- 9.1 A person whose application for membership has been rejected or whose membership has been terminated may within one (1) month of receiving written notification thereof, lodge with the secretary written notice of the person's intention to appeal against the decision of the Management Committee.
- 9.2 Upon receipt of a notification of intention to appeal against the rejection or termination of membership the secretary shall convene, within three (3) months of the date of the receipt by the secretary of such notice, a Council meeting shall determine the appeal in accordance with Clause 18 hereof.
- 9.3 At any such meeting the application shall be given the opportunity to fully present the applicant's case and the Management Committee or those members thereof who rejected the application for membership or terminated the membership subsequently shall likewise have the opportunity of presenting its or their case.
- 9.4 The appeal shall be determined by the vote of the members present at such meeting.
- 9.5 Where a person whose application is rejected, does not appeal against the decision of the Management Committee within the time prescribed by these rules or so

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appeals but the appeal is unsuccessful, the secretary shall forthwith refund the amount of any fee paid.

Register of Members

- 10.1 The management committee shall cause a register to be kept in which shall be entered the names and residential addresses of all persons admitted to membership of the Association and the dates of their admission.
- 10.2 Particulars shall also entered into the register of deaths, resignations, terminations and reinstatement of membership and any further particulars as the Management Committee or the members at any general meeting may require from time to time.
- 10.3 The register shall be open for inspection at all reasonable times by any member who previously applies to the secretary for such purpose.

Membership of Management Committee

- 11.1 The management committee of the Association shall consist of a President, Senior Vice-President, Vice-President, Secretary, Treasurer and 4 other committee members all of whom shall members of the Association.
- 11.2 At the annual general meeting of the Association, all the members of the Management Committee for the time being shall retire from office, but shall be eligible upon nomination for re-election.
- 11.3 The election of officers and other members of the Management Committee shall take place in the following manner:-
 - (a) Any two (2) members of the Association shall be at liberty to nominate any other member to serve as an officer or other member of the Management Committee;
 - (b) The nomination shall be in writing and signed by the member and the members proposer and seconder, shall be lodged with the secretary at least seven days before the annual general meeting at which the election is to take place;
 - (c) A list of candidates' names in alphabetical order, with the proposers' and seconders' names, shall be posted in a conspicuous place in the office or in the usual place of meeting of the Association for at least seven (7) days immediately preceding the annual general meeting;
 - (d) Balloting lists shall be prepared (if necessary) containing the names of the candidates in alphabetical order, and each member of the Council present at the annual general meeting shall be entitled to for any number of such candidates not exceeding the number of vacancies; and

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- (e) Should, at the commencement of such meeting, there be an insufficient number of candidates nominated, nominations may be taken from the floor of the meeting.
- 11.3 Any member of the Management Committee may resign from the membership of the Management Committee at any time giving notice in writing to the secretary but such resignation shall take effect at the time such notice is received by the secretary unless a later date is specified in the notice when it shall take effect on that later date or such member may be removed from office at a general meeting of the Association where that member shall be given the opportunity to fully present that member's case.
- 11.4 The question of removal shall be determined by the vote of the members present at such a general meeting.

Vacancies on Management Committee

- 12.1 The management committee shall have the power at any time to appoint the any member of the Association to fill any casual vacancy on the Management Committee until the next annual general meeting.
- 12.2 The continuing members of the Management Committee may act notwithstanding any casual vacancy in the Management Committee, but if and so long as their number is reduced below the number fixed by or pursuant to these rules as the necessary quorum of the Management Committee, the continuing member of members may act for the purpose of increasing the number of members of the Management Committee to that number or of summoning a general meeting of the Association, but for no other purpose.

Functions of the Management Committee

- 13.1 Except as otherwise provided by the rules and subject to resolutions of the members of the Association carried at any general meeting the Management Committee:-
 - (a) Shall have the general control and management of the administration of the affairs, property and funds of the Association; and
 - (b) Shall have the authority to interpret the meaning of these rules and any matter relating to the Association on which the rules are silent.
- 13.2 The Management Committee may exercise all the powers of the Association:-
 - (a) To borrow or raise or secure the payment of money in such manner as the members of the Association may think fit and secure the same or the payment or performance of any debt, liability, contract, guarantee or other engagement incurred or to be entered into by the Association in any way and in particular by the issue of debentures, perpetual or otherwise, charged

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upon all or any of the Association's property, both present and future, and to purchase, redeem or pay off any such securities; and

- (b) To borrow money from members at a rate of interest not exceeding interest at the rate for the time being charged by bankers in Townsville for overdrawn accounts on money lent, whether the term of the loan be short or long, and to mortgage or charge its property or any part thereof and to issue debentures and other securities, whether outright or as security for any debt, liability or obligation of the Association, and to provide and pay off any such securities; and
- (c) To invest in such manner as the members of the Association may from time to time determine.

Meetings of the Management Committee

- 14.1 The management committee shall meet at least once every two calendar month to exercise its functions.
- 14.2 A special meeting of the Management Committee shall be convened by the secretary on the requisition in writing signed by not less than one-third of the members of the Management Committee, which requisition shall clearly state the reasons such special meeting is being convened and the nature of the business to be transacted thereat.
- 14.3 At every meeting of the Management Committee a simple majority of a number equal to the numbers of members elected and appointed to the Management Committee as at the close of the last general meeting of the members, shall constitute a quorum.
- 14.4 Subject as previously provided in this rule, the Management Committee may meet together and regulate its proceedings as it thinks fit.
- 14.5 However, questions arising at any meeting of the Management Committee shall be decided by a majority of votes and in the case of equality of votes, the question shall be deemed to be decided in the negative.
- 14.6 A member of the Management Committee shall not vote in respect to any contract or proposed contract with the Association in which the member is interested, or any matter arising thereout, and if the member does so vote the member's vote shall not be counted.
- 14.7 Not less than fourteen (14) days notice shall be given by the secretary to members of the Management Committee of any special meeting of the Management Committee.
- 14.8 Such notice shall clearly state the nature of the business to be discussed thereat.
- 14.9 The President shall preside as chairperson at every meeting of the Management Committee, or if there is no President, or if at any meeting the President is not

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present within ten (10) minutes after the time appointed for holding the meeting, the Senior Vice-President shall be the chairperson or if the Senior Vice-President is not present at the meeting then the members may choose one of their number to be chairperson of the meeting.

- 14.10 If within half an hour from the time appointed for the commencement of a management committee meeting a quorum is not present, the meeting, if convened upon the requisition of members of the Management Committee, shall lapse.
- 14.11 In any other case it shall stand adjourned to the same day in the next week at the same time and place, or to such other day and at such other time and place as the Management Committee may determine, and if at the adjourned meeting a quorum is not present within half an hour of the time appointed for the meeting, the meeting shall lapse.
- 14.12 The management committee may delegate any of its powers to a subcommittee consisting of such members of the Association as the Management Committee thinks fit.
- 14.13 Any sub committee so formed shall in the exercise of the powers so delegated conform to any regulations that may be imposed on it by the Management Committee.
- 14.14 A subcommittee may elect a chairperson of its meetings.
- 14.15 If no such chairperson is elected, or if at any meeting the chairperson is not present within ten (10) minutes after the time appointed for holding the meeting, the members present may choose one of their number to be chairperson of the meeting.
- 14.16 A subcommittee may meet and adjourn as it thinks proper.
- 14.17 Questions arising at any meeting shall be determined by a majority of votes of the members present, and in the case of an equality of votes, the question shall be deemed to be decided in the negative.
- 14.18 All acts done by any meeting of the Management Committee or of a subcommittee or by any person acting as a member of the Management Committee shall, notwithstanding that it is afterwards discovered that there was some defect in the appointment of any such member of the Management Committee or person acting as aforesaid, or that the members of the Management Committee or any of them were disqualified, be as valid as if every such person had been duly appointed and qualified to be a member of the Management Committee.
- 14.19 A resolution in writing signed by all the members of the Management Committee for the time being entitled to receive notice of a meeting of the Management Committee shall be as valid and effectual as if it has been passed at a meeting of the Management Committee duly convened and held.

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- 14.20 Any such resolution may consist of several documents in like form, each signed by one or more members of the Management Committee.

Annual General Meeting and Council Meetings

- 15.1 The first general meeting shall be held at such time, not being less than one month nor more than three months after the incorporation of the Association, and at such place as the Management Committee may determine.
- 15.2 The annual general meeting shall be held within three (3) months of the close of the financial year.
- 15.3 The business to be transacted at every annual general meeting shall be:-
- (a) The receiving of the Management Committee's report and the statement of income and expenditure, assets and liabilities and mortgages, charges and securities affecting the property of the Association for the preceding financial year; and
 - (b) The receiving of the auditor's report upon the books and accounts for the preceding financial year; and
 - (c) The election of members of the Management Committee; and
 - (d) The appointment of an auditor.
- 15.4 The secretary shall cause full and accurate minutes of all questions, matters, resolutions, and other proceedings of every management committee meeting and the Council meeting to be entered in a book to be open for inspection at all reasonable times by a financial member who previously applies to the secretary for that inspection.
- 15.5 For the purposes of ensuring the accuracy of the recording of such minutes, the minutes of every management committee meeting shall be signed by the chairperson of that meeting or the chairperson of the of the next succeeding Management Committee meeting verifying their accuracy.
- 15.6 Similarly, the minutes of every Council meeting shall be signed by the chairperson of that meeting or the chairperson of the next succeeding Council meeting.
- 15.7 However, the minutes of any annual general shall be signed by the chairperson of that meeting or the chair person of the next succeeding meeting of the succeeding Council meeting or the chairperson of the next succeeding Council meeting or annual general meeting.

Meetings of the Council

- 16.1 Meetings of the Council shall be held on at least two (2) occasions in each year. The date for each meeting of the Council shall be fixed by the Management

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Committee or the Council. The first meeting of the Council shall be held within fourteen (14) days after the Annual General Meeting.

- 16.2 The Council shall consist of the President, Senior Vice-President, Vice-President, Secretary, Treasurer and 4 other committee members and the following delegates each of whom shall have one vote at Council meetings:-

The Townsville District Referees Association – one delegate.

Any other affiliated body - two delegates.

Affiliated bodies shall notify to the Secretary prior to each meeting, in writing the names of their delegates for that meeting.

- 16.3 Each delegate shall, except as otherwise provided herein retain his powers until the Secretary shall be notified in writing by the body represented that another delegate has been appointed in his stead.
- 16.4 At any meeting one-fourth of the total number of persons entitled to vote shall be a quorum.
- 16.5 At all Council meetings the President of the Association shall be Chairperson. If the President is not present or if at any meeting the President is not present within ten (10) minutes after the time appointed for holding the meeting, the Senior Vice-President shall be the chairperson or if the Senior Vice-President is not present at the meeting then the members may choose one of their number to be Chairperson of the meeting.
- 16.6 Any decision or ruling of the Chairman may be dissented from and over-ruled by a majority of the voters present, but the motion of dissent from the Chairman's ruling shall not be spoken to except by the proposer of the motion by the Chairman.
- 16.7 The chairman of any meeting of the Association shall have a deliberative as well as a casting vote.
- 16.8 Voting by any meeting shall be by show of hands except where a ballot is required by these rules, or demanded at the meeting by a simple majority of those present and entitled to vote.
- 16.9 Any meeting may be adjourned to such day and hour as a majority of voters present may resolve.
- 16.10 Any member of an affiliated body may attend a meeting and may with the consent of the Chairman speak on any subject before the meeting.
- 16.11 The business of an ordinary meeting of the Council shall be:-
- (a) To receive and consider the report of the Management Committee.

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- (b) To receive the report of any other committee of the association.
- (c) To receive and consider the report of the Treasurer on the financial position of the Association.
- (d) To consider any other business referred to it by any committee or member of the Council
- (e) No decision of the Management Committee contained in any report shall be negatived or over-ruled unless it is subject of an appeal as provided in Rule 18.

Special Meetings of the Council

- 17.1 A special meeting shall be convened by the Secretary either on receiving instructions to do so from the Management Committee or on receiving a requisition signed by the Secretaries on behalf of not less than five (5) affiliated bodies, and stating the special business in the form of a motion with the names of the proposer and seconder.
- 17.2 At least two (2) days written notice of such meeting and the business shall be given by the Secretary to the persons and bodies entitled to be represented on the Council.
- 17.3 In the case of a Special Meeting convened by the instructions of the Management Committee, the day, time, and place of the meeting shall be fixed by the Management Committee. In the case of a Special Meeting convened by requisition, the day, time and place of the meeting shall be decided by the President or in his absence by the Secretary, provided that the meeting shall be held within fourteen days of receiving such requisition.

Appeal to the Council

- 18.1 The Council shall deal with all appeals against decisions of the Association and may uphold, reverse or amend such decisions as it thinks fit. All decisions shall be operative while subject to appeal to the Council.
- 18.2 An appeal shall be invalid unless lodged in duplicate with the Secretary within seven (7) days of the giving of the decision appealed against. The Secretary shall forward one copy of such appeal to all parties concerned.
- 18.3 All appeals shall be heard at the next meeting of the Council following the receipt of same by the Secretary of the Association unless the Management Committee or the President shall call a Special Meeting of the Council as provided for in Rule 17.
- 18.4 No decision of a committee of the Association or affiliated body shall be reversed or altered unless by two-thirds majority of the voters present and voting.
- 18.5 All voting shall be by ballot.

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- 18.6 Any affiliated body, club, team, player, official or member affected by any decision of the Management Committee, or of any District Rugby Union, Junior Rugby Union or other Rugby Union body shall have the right to appeal to the Council.

By-Laws

- 19.1 The Management Committee may from time to time make, amend or repeal by-laws, not inconsistent with these rules, for the internal management of the Association and any by-law may be set aside by a Council meeting.

Alteration of Rules

- 20.1 Subject to the provisions of the *Associations Incorporation Act 1981*, these rules may be amended, rescinded or added to from time to time by a special resolution carried at any general meeting.
- 20.2 However, an amendment, repeal, or addition is valid only if it is registered by the Chief Executive.

Common Seal

- 21.1 The Management Committee shall provide for a common seal and for its safe custody.
- 21.2 The common seal shall only be used by the authority of the Management Committee and every instrument to which the seal is affixed shall be signed by a member of the Management Committee and shall be counter signed by the Secretary or by a second member of the Management Committee or by some other person appointed by the Management Committee for the purpose.

Funds and Accounts

- 22.1 The funds of the Association must be kept in the name of the Association in a financial institution decided by the Management Committee.
- 22.2 Proper books and accounts shall be kept and maintained either in written or printed form in the English language showing correctly the financial affairs of the Association and the particulars usually shown in books of a like nature.
- 22.3 All moneys shall be deposited as soon as practicable after the receipt thereof.
- 22.4 If an amount of \$100 or more is paid by cheque must be signed by any two of the following:-
- (a) President;
 - (b) Secretary;
 - (c) Treasurer; or

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- (d) Other person authorised from time to time by the Management Committee.
- 22.5 Cheques shall be crossed and marked “not negotiable” except those in payment of wages, allowances or petty cash recouplements which may be open.
- 22.6 The Management Committee shall determine the amount of petty cash which shall be kept on the imprest system.
- 22.7 All expenditure shall be approved or ratified at a Management Committee meeting.
- 22.8 As soon as practicable after the end of each financial year the Treasurer shall cause to be prepared a statement containing particulars of :-
 - (a) The income and expenditure for the financial year just ended; and
 - (b) The assets and liabilities and of all mortgagees, charges and securities affecting the property of the Association at the close of that year.
- 22.9 All such statements shall be examined by the auditor who shall present a report upon such audit to the Secretary prior to the holding of the annual general meeting next following the financial year in respect of which such audit was made.
- 22.10 The income and property of the Association whencesoever derived shall be used and applied solely in the promotion of its objects and in the exercise of its powers as set out herein and no portion thereof shall be distributed, paid or transferred directly or indirectly by way dividend, bonus or otherwise by way of profit to or amongst the members of the Association provided that nothing herein contained shall prevent the payment in good faith of interest to any such member in respect of moneys advanced by the member to the Association or otherwise owing by the Association to the member or of remuneration to any officers or servants of the Association or to any member of the Association or other person in return for any services actually rendered to the Association provided further that nothing herein contained shall be construed so as to prevent the payment or repayment to any member of out pocket expenses, money lent, reasonable and proper charges for goods hired by the Association or reasonable and proper rent for premises demised or lent to the Association.

Documents

- 23.1 The Management Committee shall provide for the safe custody of books, documents, instruments of title and securities of the Association.

Financial Year

- 24.1 The financial year of the Association shall close on 30 September in each year.

Distribution of Surplus Assets

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- 25.1 If the Association shall be wound up in accordance with the provisions of the *Associations Incorporation Act 1981*, and there remains, after the satisfaction of all its debts and liabilities, any property whatsoever, the same shall not be paid to or distributed among the members of the Association, but shall be given or transferred to some other institution or institutions having objects similar to the objects of the Association, and which shall prohibit the distribution of its or their income and property among its or their members to an extent at least as great as is imposed on the Association under or by virtue of Rule 22(10), such institution or institutions be determined by the members of the Association.

Referees

- 26.1 Referees for representative matches and for any final series controlled by the Association shall be selected by the major appointments board of the Townsville District Rugby Referees Association. The President of the Association shall be a member of that board.
- 26.2 Whenever requested by the Management Committee of the association or by the Queensland Referees Association so to do the selectors appointed under Rule 26.1 hereof shall appoint a referee to any representative game.
- 26.3 A recommendation may be made if a tours agreement does not permit the Association to select a referee.
- 26.4 The Townsville and District Rugby Referees Association Appointments Board shall appoint the referee to all other competition matches and fixture games.

General Provisions

- 27.1 No member of the Association may play with or against any club, team Association of member thereof, not affiliated with an affiliated body of the Association unless the permission of the Management Committee is first obtained provided however, that this paragraph shall not apply to members of the armed forces or teams officially fielded by any of the armed forces or by schools or universities, or in teams of a purely social nature.
- 27.2 Each affiliated body shall forward to the secretary a copy of its By-Laws, Competition Rules, if any for the current season, and its report and financial statement for the past year within one month after its Annual General Meeting.
- 27.3 In case of a Branch or Junior Association having no Competition Rules, the Competition Rules adopted from time to time by the Association, shall be deemed to be the competition rules of the Branch or Junior Association in the same manner and to the same effect as if they had been inserted in the Competition Rules duly passed. In the case of a Branch or Junior Association having Competition Rules, the Competition Rules adopted from time to time by the Association shall apply insofar as they are not excluded thereby.

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- 27.4 In case of any doubt of difference of opinion shall arise the interpretation of any clause of this Constitution or the Laws of the Game or Rules as to Professionalism, such doubt or difference shall be resolved or decided by the Management Committee.
- 27.5 Any notice in writing directed to be given to any person under this Constitution shall be deemed to have been given if posted to or delivered to the address of such person in the books of the Association, for the time being. Any notice if given by post shall be deemed to be have been given on the day following that on which the wrapper containing the same was posted, and a certificate in writing signed by the Secretary that the wrapper containing the notice was so addressed and posted shall be conclusive evidence thereof.

Election of the Townsville Coach

- 28.1 The Townsville Coach shall be elected by the Management Committee of the association after nominations have been called for from the Clubs and the Affiliated Unions or bodies.

Registration of Players

- 29.1 The Association and all affiliated Branch-Unions shall keep a yearly register of the playing members and officials of affiliated clubs which shall be produced for inspection at the request of the Council or any affiliated body.