

# National Association of Falcon GT Clubs

## Constitution

### 1 NAME

- 1.1 The name of the Association is National Association of Falcon GT Clubs (Inc.) hereinafter referred to as the "Association".

### 2 OBJECTS

- 2.1 The objects of the Association are:-
- i To promote and encourage the maintenance and rebuilding of Falcon GT motor vehicles for general and competitive use.
  - ii To promote events for Falcon GT vehicles and their owners, primarily the Falcon GT National Concourse, hereinafter referred to as the "GT Nationals".
  - iii To do such other acts as may be incidental or conducive to the above objects or any of them.
  - iv To make rules and regulations to govern the GT Nationals within Australia.
  - v To affiliate with other national bodies with similar objects.
  - vi NAFGTC is a non-profit making organisation whose finances are dedicated to administering and encouraging the objects of the Association.

### 3 ATTAINING OBJECTS

- 3.1 The Association shall be empowered to do all things necessary which are incidental to and necessary for the attainment of the objects of the Association.

### 4 PROPERTY OF THE ASSOCIATION

- 4.1 The Association must apply all property and income of the Association towards the promotion of the objects or purposes of the Association and no part of that property or income to be paid or otherwise distributed, directly or indirectly, to members of the Association except in good faith in the promotion of those objects or purposes.

### 5 POWERS OF THE ASSOCIATION (as conferred by Section 13 of the Act).

- 5.1 To acquire, hold, deal with, and dispose of any real or personal property;
- 5.2 To open and operate bank accounts;
- 5.3 To invest its money -

- (a) in any security in which trust monies may be invested, or
- (b) in any other manner authorized by the rules of the Association;

- 5.4 To borrow money upon such terms and conditions as the Association thinks fit;
- 5.5 To give such security for the discharge of liabilities incurred by the Association as the Association thinks fit;
- 5.6 To appoint agents and employees to transact any business of the Association on its behalf for reward or otherwise;
- 5.7 To build, construct, erect, maintain, alter and repair any premises, building or other structure of any kind and to furnish, equip and improve the same for use by the Association;
- 5.8 Accept donations and gifts in accordance with the objects of the Association;
- 5.9 Print and publish any information by any media including newsletters, newspapers, articles or leaflets for promotion of the Association;
- 5.10 Provide gifts and prizes in accordance with the objects of the Association,
- 5.11 Organise social events for Members and the promotion of the Association; and
- 5.12 To enter into any other contract the Association considers necessary or desirable.

## 6 CORRESPONDENCE

- 6.1 All correspondence must be addressed to either the Chair Person or the Secretary except where indicated otherwise by the Association Chair Person or Secretary.

## 7 MEMBERSHIP

- 7.1 Membership of NAFGTC is open to any interested and legally constituted Falcon GT Club.
- 7.2 An unincorporated organisation is not capable of being a member of NAFGTC however it may nominate a person to be a member to represent it.
- 7.3 Each club admitted to membership shall be;
  - i Bound by the Constitution and By-laws of the Association.
  - ii Come liable for such fees and subscriptions as may be fixed by the Association.
  - iii Entitled to all advantages and privileges of membership.
- 7.4 The Management Committee shall appoint a member of the Management Committee to maintain an up to date register of members of the Association

- 7.5 A member may at any reasonable time inspect the records and documents of the Association.
- 7.6 Application for new membership will be made in writing and accompanied by a copy of the club's constitution.
- 7.7 Any recognised Falcon GT Club may become a member of the Association after a majority vote of the existing membership on a provisional basis for three (3) years from that vote.
- 7.8 Management Committee may grant conditional entry to the GT Nationals for members of clubs expressing an interest to join.

## 8 TERMINATION OF MEMBERSHIP

- 8.1 Any club's membership may be terminated by the following events:
  - i Resignation
  - ii Expulsion
  - iii Breach of the Association's Code of Conduct
  - iv Annual membership fee to Association remains unpaid after 3 months falling due;
- 8.2 The Association shall have the power to suspend or expel any member of the Association for:
  - i False or inaccurate statements made in the application for membership of the Association,
  - ii breach of any rule, regulation or bylaw of the Association and
  - iii by any act detrimental to the Association
  - iv Breach of the Association's Code of Conduct
  - v After having undertaken due inquiry.
- 8.3 Any club expelled, suspended or has their membership terminated, shall have the right to appeal against the suspension or expulsion by presenting a case to a General Meeting called for such purpose, and the decision of the General Meeting shall be final.

## 9 MANAGEMENT COMMITTEE

- 9.1 Management of the Association shall be vested in the Management Committee elected by the host club of the upcoming GT Nationals Concourse and consisting of;
  - i Chair Person
  - ii Vice Chair Person
  - iii Secretary
  - iv Treasurer
  - v Chief Judge
- 9.2 The term of office for the Management Committee shall be two years.
- 9.3 No person shall hold more than one position on the Management Committee at any one time. A person shall cease to be a member of the Management

Committee at the conclusion of the GT Nationals Concourse event.

- 9.4 A quorum of the Management Committee shall be half of its members plus one.
- 9.5 If the Chair Person or Vice Chair Person is unable to attend, then a chairperson nominated by the meeting shall chair that meeting.
- 9.6 A member of the Management committee may lose his or her seat on the committee for either of the following,
- i • Absence from three or more meetings without leave of absence.
  - ii • Found not to be a financial member.

## 10 POWERS OF THE MANAGEMENT COMMITTEE

- 10.1 The Management Committee shall carry out the day-to-day running of the Association, specifically the GT Nationals and shall have the power to:
- i Administer the finances, appoint bankers, and direct the opening of banking accounts for the GT Nationals and to transfer funds from one account to another, and to close any such account;
  - ii Fix the manner in which such banking accounts shall be operated upon, providing the Management Committee passes all payments;
  - iii Fix fees and subscriptions payable by members and decide such levies, fines and charges as is deemed necessary and advisable, and to enforce payment thereof for the GT Nationals;
  - iv Cause minutes to be made of all proceedings at meetings of the Committee and General Meetings of members;
  - v Recommend amendments and additions to rules and By-laws;
  - vi Have the power to form and appoint any sub committee's as required for specific purposes;
  - vii May at their discretion employ a person or persons to carry out certain duties required by the Association, at salaries or remunerations for such period of time, as may be deemed necessary.
  - viii Should a vacancy occur on the Management Committee during the season, the Management Committee shall appoint a successor until the next Annual General Meeting.
  - ix Appoint an officer/s or agent of the Management Committee to have custody of the Association's records, documents and securities.

## 11 AUDITOR

- 11.1 The Annual General Meeting shall elect or appoint an Auditor or Auditors.
- 11.2 The Auditor/s shall examine and audit all the books and accounts of the Association annually, and have the power to call for all books, papers, accounts, receipts etc. of the Association and report thereon to the Annual General Meeting.

## 12 GENERAL MEETINGS

### 12.1 Annual General Meeting

- i The Annual General Meeting of the Association must be held no later than two months of the end of the Association's financial year.
- ii The Secretary shall give at least fourteen (14) days notice of the date of the Annual General Meeting, to members.
- iii The Annual General Meeting will be attended by the Management Committee plus a maximum of 3 delegates from each member club.
- iv The quorum at the Annual General Meeting, shall be a minimum of 60% of member clubs. If, at the end of 30 minutes after the time appointed in the notice for the opening of the Meeting, there be no quorum the meeting shall stand and adjourn for one week. If at such meeting there is no quorum those members present shall be competent to discharge the business of the meeting.
- v The agenda for all Annual General Meeting shall be;
  - (a) Opening of Meeting
  - (b) Apologies
  - (c) Confirmation of Minutes of previous Annual General Meeting
  - (d) Presentation of Annual Report
  - (e) Adoption of Annual Report
  - (f) Presentation of Treasurer's statement
  - (g) Elections of New Executive and appointment of Auditor
  - (h) Determination of Annual Membership Fee
  - (i) Notice/s of Motion
  - (j) Urgent general business
  - (k) Closure

### 12.2 General Meetings

- i General Meetings may be called by the Management Committee or at the request of the Chair Person and Secretary or on the written request of 4 members of the Association.
- ii The Secretary shall give at least seven (7) days notice, in writing, of the date of the General Meeting to the members. Notice of General Meetings shall set out clearly the business for which the meeting has been called. No other business shall be dealt with at that General Meeting.
- iii The quorum at the General Meeting shall be a minimum of 60% member clubs represented by an authorised delegate.

## 13 VOTING

### 13.1 Voting powers at the Annual General Meeting and General Meetings:

- i Member clubs voting decisions shall be presented by the club delegates
- ii The Chair Person shall be entitled to a deliberate vote and, in the event of a tied vote, the Chair Person shall exercise a casting vote.
- iii Each individual club present shall have one (1) vote.

### 13.2 Voting powers at Management Committee Meetings;

- i The Chair Person shall be entitled to a deliberate vote, and, in the event of a tied vote, the Chair Person shall exercise a casting vote.
- ii Each individual committee member present shall have one (1) vote.

## 14 ASSOCIATION FINANCES

- 14.1 All funds of the Association shall be deposited into the Association's accounts at such bank or recognised financial institution as the Association may determine.
- 14.2 All accounts due by the Association shall be paid by cheque after having been passed for payment at the Annual General or a General Meeting and when immediate payment is necessary, account/s shall be paid and the action endorsed at the next Annual General or a General Meeting.
- 14.3 Association funds may not be used to pay accounts due for the GT Nationals.
- 14.4 The Secretary shall not spend more than a set amount Petty Cash without the consent of the Association, and shall keep a record of such expenditure in a Petty Cash Book.
- 14.5 A statement showing the financial position of the Association shall be tabled at each Annual General or a General Meeting by the Treasurer.
- 14.6 A statement of Income and Expenditure, Assets and Liabilities shall be submitted to the Annual General Meeting. The auditor's report shall be attached to such financial report.
- 14.7 The financial year of the Association shall commence on March 1 of each year. The accounts, books and all financial records of the Association shall be audited each year.
- 14.8 The signatories to the Association's account/s will be the Treasurer plus one of the following;
  - i • Chair Person
  - ii • Vice Chair Person
  - iii • Secretary
- 14.9 All property and income of the Association will apply solely to the promotion of the objects of the Association and no part of that property or income shall be paid or otherwise distributed, directly, or indirectly, to members except in good faith in the promotion of these objects.

## 15 GT NATIONALS FINANCES

- 15.1 All funds associated with the GT Nationals will be kept in a separate account to the funds of the Association.
- 15.2 All funds of the GT Nationals shall be deposited into the GT Nationals' accounts at such bank or recognised financial institution as the Management Committee may determine.
- 15.3 All accounts due by the GT Nationals shall be paid by cheque after having been passed for payment at the Management Committee Meeting and when immediate payment is necessary, account/s shall be paid and the action

endorsed at the next Management Committee Meeting.

- 15.4 The Management Committee and the Club they represent are solely responsible for all debt incurred by the GT Nationals.
- 15.5 Each GT Nationals must be financially independent of each other GT Nationals.
- 15.6 The Secretary shall not spend more than a set amount Petty Cash without the consent of the Management Committee, and shall keep a record of such expenditure in a Petty Cash Book.
- 15.7 A statement showing the financial position of the GT Nationals shall be tabled at each Management Committee Meeting by the Treasurer.
- 15.8 A statement of Income and Expenditure, Assets and Liabilities shall be submitted to the Annual General Meeting. The auditor's report shall be attached to such financial report.
- 15.9 The signatories to the Association's account/s will be the Treasurer plus one of the following;
  - i • Chair Person
  - ii • Vice Chair Person
  - iii • Secretary
- 15.10 All property and income associated with the GT Nationals will apply solely to the promotion of the objects of the Association or the organising club and no part of that property or income shall be paid or otherwise distributed, directly, or indirectly, to members except in good faith in the promotion of these objects.

## 16 COMMON SEAL

- 16.1 (A rubber stamp on which is engraved the Association's name)
- 16.2 The common seal of the Association shall be kept in the care of the Secretary. The seal shall not be used or affixed to any deed or document except pursuant to a resolution of the Management Committee and in the presence of at least the Chair Person and two members of the Committee, both of whom shall subscribe their names as witnesses

## 17 ALTERATIONS TO THE CONSTITUTION AND BY LAWS

- 17.1 No Alteration, repeal or addition shall be made to the Constitution or By-Laws except at the Annual General Meeting, or General Meeting called for that purpose and notice of all motions to alter, repeal or add to the constitution shall be given to members fourteen (14) days prior to the Annual General Meeting or seven (7) days prior to a General Meeting called for such purpose.
- 17.2 The Secretary shall forward such notices of motion to each Management

Committee member at least fourteen (14 days) prior to the Annual General Meeting or seven (7) days prior to a General Meeting.

17.3 Such motions, or any part thereof, shall be of no effect unless passed by a seventy five percent (75%) majority (Special Resolution) of those present and entitled to a vote at the Annual General Meeting, General Meeting or Management Committee Meeting, as the case may be.

17.4 Within one month of the passing of a Special Resolution, the Secretary shall notify the Department of Consumer and Employment Protection of the amendment.

## 18 DISSOLUTION

18.1 If, on the winding up of the Association, any property of the Association remains after satisfaction of the debts and liabilities of the Association and the costs, charges and expenses of that winding up, that property shall be distributed

- i another incorporated Association having objects similar to those of the Association; or
- ii for charitable or benevolent purposes, which incorporated Association or purposes, as the case requires, shall be determined by resolution of the members.