

The Sturt Pistol & Shooting Club Inc.



CONSTITUTION

(Effective: 26 September 2020)

Affiliated with:

**PISTOL AUSTRALIA
SOUTH AUSTRALIAN REVOLVER & PISTOL ASSOCIATION INC.**

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CONSTITUTION OF THE STURT PISTOL AND SHOOTING CLUB INCORPORATED

1. NAME OF THE CLUB

The name of the Club shall be THE STURT PISTOL AND SHOOTING CLUB INCORPORATED hereinafter referred to as "the Club".

1A. CLUB AFFILIATIONS

The Club will be affiliated with the South Australian Revolver and Pistol Association (hereinafter called S.A.R.P.A.).

2. AIMS, OBJECTS AND PURPOSES

The Club is formed to:

- (a) promote competitive shooting among its members;
- (b) instruct in pistol and revolver shooting those persons whose livelihood depends wholly or in part on proficiency with a pistol or revolver;
- (c) seek improvements in the laws pertaining to firearms, and to support or oppose proposed amendments to existing legislation;
- (d) provide assistance and education for all eligible people in the art of shooting, safe handling of firearms, field etiquette and knowledge of laws relative to shooting;
- (e) raise the sporting shooter in public esteem by promotion of a better understanding between public, land holders and sporting shooters;
- (f) promulgate, in the interests of safety, knowledge of and information on, firearms and ammunition;
- (g) do all such other things as are conducive or incidental to the attainment of the above aims and objects or any of them.

3. POWERS OF THE ASSOCIATION

The Association will have all the powers conferred by Section 25 of the Act.

To implement the basic aims, objects and purposes of the Club, it shall also be deemed to have the following additional powers:

- (a) the purchase, sale, taking on lease or in exchange, and the hiring or otherwise acquiring of any real or personal property that may be deemed necessary or convenient for any of the aims, objects and purposes of the Club;
- (b) the buying, selling, and supplying of, and dealing, in any personal or freehold property which may be deemed necessary or convenient for any of the aims, objects and purposes of the Club;
- (c) the construction, maintenance and alteration of buildings or works necessary or convenient for any of the aims, objects and purposes of the Club;
- (d) the acceptance of any gift, whether subject to a special trust or not, for any one or more of the aims, objects and purposes of the Club;
- (e) the taking of such steps from time to time as the Committee of Management may deem expedient for the purpose of procuring contributions to the funds of the Club, by way of donations, subscriptions or otherwise;
- (f) the printing and publishing of such newspapers, periodicals, books, leaflets or other documents as the Committee of Management may think desirable for the promotion of the aims, objects and purposes of the Club;
- (g) the borrowing and raising of money in such manner and on such terms as may be approved or directed by resolution passed at a General Meeting; and securing the re-payment of money so raised or borrowed or the payment of a debt or liability of the Club by giving mortgages, charges or securities upon or over all or any of the real or personal property of the Club;
- (h) the making of gifts, subscriptions, or donations;
- (i) the establishment and support, or aiding in the establishment and support, of clubs, institutions, funds, trusts, schemes, and conveniences calculated to benefit members, servants or past servants of the Club and their dependants and the granting of pensions, allowances or other benefits to servants or past servants of the Club and their dependants, and the making of payments towards insurance in relation to any of those purposes;

- (j) the establishment and support, or aiding in the establishment and support, of any other Club formed for any of the basic aims, objects and purposes of the Club, that the Committee of Management may be agreeable to;
- (k) the doing of all other things as are incidental or conducive to the attainment of the basic aims, objects and purposes of the Club as specified in the foregoing provisions.

4. MEMBERSHIP

- (a) Membership of the Club shall be available to any person subscribing to the aims and objects of the Club and this Constitution on a year-to-year basis and, subject to the Constitution, conditional upon payment of the membership subscription and will comprise of financial members in seven classes which comprise Ordinary Membership, Life Membership, Absentee Membership, Associate Membership, Family Membership, Social Membership and Junior Membership.
- (b) The Club shall consist of Ordinary Members, Life Members, Absentee Members, Associate Members, Family Members, Social Members and Junior Members who are not members of any other pistol club, unless such membership is sanctioned by the Committee of Management.
- (c) At any one time there will be no more than 150 Ordinary Members, Life Members, Associate Members, Family Members, Social Members and Junior Members in total.

5. ORDINARY MEMBERS

- (a) To qualify for membership a person must:
 - (i) be of good character;
 - (ii) be a fit and proper person entitled to hold a Class "H" Licence pursuant to the Firearms Act 2015 (as amended);
 - (iii) make application for membership on the prescribed form;
 - (iv) pay the requisite financial dues or fees;
 - (v) possess a copy of the Constitution and be familiar with its contents;
 - (vi) affiliate with such other bodies in this State or the Commonwealth of Australia as shall be stipulated by the Committee of Management.

- (b) If the Commissioner of Police for the State of South Australia:
- (i) is of the opinion that a Class "H" firearms licence pursuant to the said Firearms Act should not be granted to any person: or
 - (ii) objects to the membership of any person; or
 - (iii) cancels or revokes a member's Class "H" firearms licence pursuant to the said Act; such membership may forthwith be terminated by the Committee of Management. The surrendering of the "H1" endorsement on member's firearms licence is not a valid reason to invoke this sub clause.
- (c) The Committee of Management may, at its discretion, refuse an application for membership without giving its reasons for such refusal.
- (d) If the Committee of Management is not unanimous in its approval of an application for membership, such approval shall be decided by the Committee of Management as defined in Clause 28 Committee of Management meetings.
- (e) The form of Application for membership shall be prescribed by the Committee of Management.
- (f) Ordinary Members shall pay the Club Joining fee and
- 100 per cent of the Club Annual Subscription to compete in all shooting competitions; or
 - 50 per cent of the Club Annual Subscription to compete in only one of air pistol or rifle shooting competitions. To compete in other shooting competitions on the Club's range they will pay the Visitor's Fee for the day only.

6. LIFE MEMBERS

On the recommendation of the Committee of Management an Ordinary Member may be elected a Life Member at any General Meeting of the Club and shall thereafter be entitled to all the privileges of membership without paying the S.A.R.P.A. capitation fee, Club Annual subscription, levies or other dues.

7. ABSENTEE MEMBERS

A member who is prevented from participating in Club activities for a prolonged period may be granted Absentee Membership upon application in writing to the Committee of Management.

Absentee Members shall pay 25 per cent of the Club Annual Subscription.

The Committee of Management may re-instate the Absentee Member to their original class of membership upon receipt of a written application and upon such terms and conditions as it thinks fit.

8. ASSOCIATE MEMBERS

An Associate Member will be as defined in the Constitution of S.A.R.P.A.

An Associate Member will be eligible only for daily off-gun and/or handicap trophies but not for annual trophies other than those contested at the Christmas Shoot.

Associate Members shall pay 50 per cent of the Club Joining Fee and 75 per cent of the Club Annual Subscription.

9. FAMILY MEMBERS

Family Membership is available to the spouse (whether putative or by marriage) of Ordinary Members and Life Members sponsoring their membership.

Family Members shall pay 50 per cent of the Club Joining Fee and 60 per cent of the Annual Subscription, but in all other respects as regards rights, privileges and obligations, shall be regarded as Ordinary Members.

The granting of Family Membership is conditional on the sponsoring Life Member or Ordinary Member paying 100 per cent of the Club Annual Subscription, otherwise the Family Membership will revert to Ordinary Membership.

10. JUNIOR MEMBERS

Junior Membership shall be available to suitable persons under the age of 21 years. Junior Members remain a Junior for the full calendar year in which they turn 21.

Junior Members shall pay 50 per cent of the Club Joining Fee and 50 per cent of the Club Annual Subscription.

11. NEW MEMBERS

All persons joining the Club shall be considered to be of provisional status for a period of one year from the date of payment of the Joining Fee during which time their Membership may be cancelled, if in the opinion of the majority of the Committee of Management, their conduct is prejudicial to the well being of the Club.

12. SOCIAL MEMBERS

Social Members shall be members who do not hold an “H” class Firearms Licence but wish to participate in Club social activities.

To qualify for Social Membership a member must:

- (a) hold, prior to application, an Ordinary or Family Membership
- (b) have relinquished their “H” class Firearms Licence
- (c) must pay requisite financial dues or fees.

A Social Member shall pay 25% of the Club Annual Subscription, but in all other respects as regards rights, privileges and obligations, shall be regarded as Ordinary Members.

A Social Member shall not be eligible for any trophies, other than those contested at the Christmas Shoot.

13. ATTENDANCE REQUIREMENTS

Members shall be required to participate in a minimum of ten Club programmed shoots or other functions approved by the Committee of Management reasonably spaced in any twelve month period, failing which the Committee of Management may consider the member to be inactive.

A member may apply in writing to the Committee of Management for either a leave of absence or granting of absentee status if circumstances preclude their attendance for a prolonged period.

Leave of absence may be granted for a period of not more than six months unless extraordinary conditions are recognised by the Committee of Management.

14. ENTITLEMENTS

All members, other than members of provisional status, Absentee Members, Associate Members, Junior Members and Social Members, shall be entitled to propose or second and vote on any motion at a General Meeting of the Club, as well as to nominate or second or accept a nomination for Office Bearer of the Committee of Management.

15. REGISTER OF MEMBERS

- (a) The Club Secretary shall keep a Register of each member's name, address, occupation and date of birth.
- (b) The Club Secretary, prior to 31st October in each year, forward to the S.A.R.P.A. Secretary a list of members to be capitated together with the Capitation Fees payable to S.A.R.P.A. in respect of all current members of the Club except Absentee Members and Associate Members.

16. RESIGNATION OF MEMBERS

A member may at any time, by giving notice in writing to the Secretary, resign his/her membership of the Club, but shall continue to be liable for any annual subscription due and unpaid at the date of such resignation.

17. INFRINGEMENT OF RULES

- (a) The Committee of Management shall have power to penalise any member who shall be found guilty of infringement of any rule or rules of this Constitution.
- (b) Any member who may be considered to have infringed any rule or rules, may be called upon to appear before the Committee of Management to answer such charges as may be laid against such member and, if such charges be found proven, the Committee of Management may fine, suspend, disqualify or expel such member.
- (c) Any member who may be considered to have been guilty of unfair practices or misbehaviour connected with competition sports shooting, or any action detrimental to the interest of competition shooting or the interests of the Club, shall be called to appear before the Committee of Management to answer such charges as may be laid against such member, and if found guilty that member may be penalised by fine, suspension, disqualification or expulsion from the Club by the Committee of Management.
- (d) Any member so fined, suspended, disqualified or expelled shall be notified in writing by the Secretary within seven days of such penalty being imposed.

18. APPEALS

- (a) Any member who has been fined, suspended, disqualified or expelled shall have the right of appeal against such penalty, but such appeal must be lodged with the Secretary within 21 days of notice being given to that Member. If any such appeal should be lodged, a General Meeting shall be held within 21 days of receipt of the notice of appeal, at which meeting the penalised member shall be summoned and who shall be entitled to explain his or her actions or answer the charges.
- (b) Should the meeting not be unanimous in its decision on such appeal, a vote shall be taken and unless 75 per cent of the entitled members present vote against the appeal, such appeal shall be upheld and the member reinstated.

19. OFFICER BEARERS OF THE CLUB

Office Bearers of the Club must be financial members of the Club and residents of South Australia.

- (a) The Office Bearers of the Club shall be elected at the Annual General Meeting and shall, subject to this Constitution, hold office until the next Annual General Meeting.
- (b) At each Annual General Meeting, the Chairperson shall declare all offices vacant.
- (c) Each retiring officer shall be eligible for re-election provided that such officer is re-nominated in accordance with this Constitution.
- (d) Any casual vacancy occurring during the year shall be filled by the Committee of Management by a financial member of the Club.

20. TITLES AND DUTIES OF OFFICERS

- (a) **Patron**
 - (i) There shall be one Patron.
 - (ii) This is a position of honour which may be granted by the members in General Meeting.
- (b) **President**
 - (i) There shall be one President.
 - (ii) The President shall be the Executive Officer and Chairperson of the Club and shall act as liaison officer between the Club and all other Associations, bodies, groups or persons including Government bodies and instrumentalities.
 - (iii) The President shall preside at all meetings. If for any reason the President is unable to perform the President's duties, the Vice President shall occupy that position and perform those duties having the same authority as the President. In the event of the President and the Vice President being absent, the eligible members present may nominate a member to preside at that meeting. Should more than one nomination be forthcoming, an election will be necessary where eligible members may vote for the candidate of their preference. For the purpose of conducting this election it will be necessary for the eligible members present to appoint a temporary Chairperson (not being one of the candidates) to preside over the meeting during the election.
 - (iv) The President shall be a member, *ex officio*, of all regular and special committees.

(c) **Vice President**

- (i) There shall be one Vice President.
- (ii) If for any reason the office of President becomes vacant, the Vice President shall automatically succeed to that office.

(d) **Captain**

There shall be one Captain who is the Chief Range Officer and shall:

- (i) have charge of all Ranges of the Club;
- (ii) be responsible for the conduct of all competitions in accordance with the By-Laws of the Club;
- (iii) be responsible for observance of all safety precautions on all the Ranges of the Club.

(e) **Vice Captain**

There shall be one Vice Captain of the Club who shall whenever required, perform the duties of the Captain during the Captain's absence or at the Captain's request.

(f) **Secretary**

There shall be one Secretary who shall:

- (i) keep a record of the proceedings of the Annual General Meeting and other General Meetings of the Club;
- (ii) keep a record of the proceedings of the meetings of the Committee of Management and of regular and special committees;
- (iii) conduct all correspondence in connection with the Club;
- (iv) be a member, *ex officio*, of all regular and special committees.

(g) **Membership Officer**

There shall be one Membership Officer who shall:

- (i) maintain the Club Membership database;
- (ii) monitor, print and sign member's Renewal/Anniversary Attendance Certificates;
- (iii) print and distribute Personal Data Sheets;
- (iv) contact members who have not met their renewal requirements;
- (v) sign the Club Chit for a member to purchase a firearm;
- (vi) monitor and verify new member's Applications;
- (vii) liaise with the FASAT Instructor on the new member's progress.

(h) **Scorer**

Scorer who shall record the scores of all Club competitions.

(i) **Treasurer**

- (i) there shall be one Treasurer who shall:
- (ii) be responsible for the finances of the Club;
- (iii) be responsible for the collection of all moneys due to the Club;
- (iv) within fourteen days of collection, pay all moneys collected into an approved financial institution acceptable to the Committee of Management;
- (v) record in Books of Account the receipt and expenditure of all moneys connected with the Club;
- (vi) at the Annual General Meeting deliver to the Chairperson a Balance Sheet and Profit and Loss Account covering the financial year immediately preceding the Annual General Meeting as assessed by the independent assessor in accordance with Clause 21B Financial Governance.

(j) **Armourer**

There may be one Armourer who shall be responsible for the maintenance and care of all the Club's firearms.

(k) **Facilities Manager**

There shall be one Facilities Manager who shall be responsible for the construction and maintenance of all Club facilities and property.

(l) **Committee Member**

- (i) There shall be two other Committee Members.
- (ii) They and the remainder of the Office Bearers shall be responsible for the conduct and control of the Club in accordance with this Constitution.

(m) **Public Officer**

The President shall be the Public Officer of the Club.

The Public Officer of the Club will be a resident of the State of South Australia, and when elected, or at any other time thereafter, give notice to the Registrar of Companies of the appointment, the full name, address and any subsequent changes therein, and

- (i) shall hold and be responsible for the safe keeping of the Seal of the Club, and shall affix the Seal to any instrument when authorised and instructed to do so by the Committee of Management;

- (ii) shall be the guardian of the rights of members of the Club and to whom these members may lodge a petition requesting the restitution of any rights that may happen to be denied to them, or the rectification of any practices they may deem to be improper;
 - (iii) is empowered to convene a General Meeting of the Club and to investigate the grievance of a petitioner, should the Public Officer believe it wise, prudent or necessary to do so;
 - (iv) must fulfil those duties required by the Associations Incorporation Act, 1985 (as amended) or an Act amending the same or in substitution thereof.
- (n) **Delegate and Officers of S.A.R.P.A.**

Any member desirous of representing any other Club or Association as an Officer or Member of the Executive of such other Club or Association shall apply to the Committee of Management for permission to act in this regard. Such permission, if granted, shall be subject to review if deemed necessary for the welfare of the Club.

21. COMMITTEE OF MANAGEMENT

- (a) The Committee of Management shall consist of the:
- President
 - Vice President
 - Secretary
 - Membership Officer
 - Scorer
 - Treasurer
 - Captain
 - Vice Captain
 - Facilities Manager
 - Two Ordinary Committee Members.
- (b) Six members of the Committee of Management shall form a quorum and a quorum shall remain throughout the meeting.
- (c) The Committee of Management shall be responsible for promoting and carrying out the objects and powers of the Club and shall have the care, control, management and conduct of all property, sub-committees, sections and affairs of the Club and may enter into agreements, contracts or arrangements in relation thereto.
- (d) The Committee of Management, in addition to the powers herein before or hereinafter specifically conferred upon them, shall have the control of the finances of the Club power to engage, control and dismiss servants of the Club and all such administrative powers as may be necessary for properly carrying out the objects of the Club in accordance with this Constitution.

21A RECORDS AND ACCOUNTS

- (a) The Club shall establish and maintain proper records and minutes concerning all of its transactions, business, meetings and dealings (including those of the Committee). It shall produce these as appropriate at each Committee or General Meeting.
- (b) Proper accounting and other records shall be kept in accordance with the Act. The Club shall retain such records for seven years after the completion of the transactions or operations to which they relate.
- (c) The Committee shall submit the Club's statements of account to the members at the AGM in accordance with this Constitution and the Act.
- (d) The Club shall open and keep at least one transaction account as the Committee may from time to time determine, and all moneys belonging to the Club shall, as soon as practicable after the same shall be received, be paid and deposited to the credit of the account(s) of the Club.
- (e) The Club may open one transaction account for the sole purpose of EFTPOS using a debit card. The Committee may authorise a Club member to be a signature to the account and to obtain and use a debit card. The Committee to determine the limits and conditions, and how the card is used.
- (f) Excluding the transaction account for EFTPOS, no withdrawal shall be made from, and no cheques drawn on, any transaction account in the name of the Club unless the withdrawal form, cheque or electronic transfer is signed and password-activated, as appropriate, by any two of the four persons selected from the Committee of Management. The withdrawal of moneys from the Club bank account shall be confirmed as soon as possible at a Committee of Management meeting.

Notwithstanding the provisions of this clause, the Committee of Management may not enter into financial obligations which exceed, either in one single transaction or in any recurrent expenditure per annum, 30 per cent of the Club's financial reserves as declared at the most recent Annual General Meeting of the Club without the approval of the members at a General Meeting.

21B FINANCIAL GOVERNANCE

- (a) The Committee must appoint an independent reviewer (a member or outside person who is not on the Committee) to review the transactions between the bank accounts and financial reports, that they are in a true and correct record of the Club's yearly financial activities and provide a statement to the Committee.

- (b) The Management Committee must agree and complete a financial controls checklist after the final end of year accounts have been issued and before the Annual General Meeting.
- (c) The Committee's minutes must reflect that a majority of the Committee members accept the results as detailed in the financial controls checklist in clause 21B (b).
- (d) The accounts, together with the financial control's checklist and the statement by the independent reviewer shall be laid before members at the Annual General Meeting.

22. NOMINATION FOR OFFICE BEARERS

- (a) All nominations must be in writing and signed by:
 - (i) The Nominee
 - (ii) The Proposer
 - (iii) The Seconder

(The Nominee, the Proposer and the Seconder must be members eligible to move motions and to vote.)
- (b) A member may make more than one proposal or secondment.
- (c) A member may nominate themselves for any vacant office.
- (d) All nominations (for all vacancies) shall close at the same time on the same date.
- (e) The Committee shall elect a Returning Officer (or Officers) who are non-contestants and preferably non-voters.
- (f) All nominations are to be in the hands of the Returning Officer(s) by 6pm on the 20th June and only nominations that are received in a sealed envelope shall be accepted by the Returning Officer(s).
- (g) Nominations will not be publicly declared until after the expiration of the specified date and time when nominations closed.
- (h) No candidate can withdraw his/her nomination between the time nominations close and the declaration of results. If any candidate decides that he/she does not wish to stand, the election must go on notwithstanding, with his/her name being included in the usual way and, if he/she happens to be elected, he/she is free to resign thus creating an early casual vacancy. Once elected to office, all other nominations by that Member lapse.
- (i) Where more candidates are nominated than there are vacancies, their order on the ballot-paper (or chalk-board) will be determined by ballot.

- (j) No candidate shall be elected to the Committee of Management for more than one office during any one period.

However, should a casual vacancy arise at any time during the year, the Committee of Management may appoint an existing office bearer to fill such vacancy for the remainder of that term of office.

- (k) If no written nominations are received by the 20th June, the Chairperson may take nominations at the Annual General Meeting.

23. ELECTION OF OFFICE BEARERS

The election of Office Bearers shall be held at the Annual General Meeting and filled in the following order:

- President
- Vice President
- Secretary
- Membership Officer
- Treasurer
- Scorer
- Captain
- Vice Captain
- Facilities Manager
- Committee Members
- Armourer
- Patron

All elections shall be by secret ballot. The Chairperson shall have a second or casting vote in cases where voting is equal.

24. MEMBERSHIP AND RANGE FEES

- (a)
 - (i) Annual Membership Fee will consist of two components, the S.A.R.P.A. Capitation Fee and the Club Annual Subscription.
 - (ii) All members except Absentee Members and Life Members will pay the S.A.R.P.A. Capitation Fee.
 - (iii) The Club Annual Subscription and any Range Fees shall be fixed at the Annual General Meeting.
- (b) Visitor Fees and Competition Entrance Fees shall be fixed by the Committee of Management.

- (c) No person shall shoot on the Club Range without payment of the appropriate fee. However, in the case of a visitor introduced by a member the fee may be waived for the first visit.
- (d) Any member whose Annual Membership Fee is unpaid on the 31st August or half yearly Membership Fee is unpaid on the 31st August and 28th February shall cease to be a member and that person's name shall be erased from the books of the Club but may be replaced by the Committee of Management upon an available vacancy and on payment of all arrears.

25. LEVIES

- (a) The Committee of Management may impose per capita levies on all members not exceeding in total ten per cent of the Annual Subscription per member per annum and, notwithstanding this rule, the Club in General Meeting may authorise the imposition of levies in excess of the said ten per cent of the Annual Subscription.
- (b) When imposing a levy the Committee of Management shall state the purpose of the levy and the due date for payment.
- (c) If a levy is unpaid after the due date, the Committee of Management may declare all defaulting members unfinancial.

26. ANNUAL GENERAL MEETING

- (a) The Annual General Meeting shall be held in July of each year.
- (b) All financial members shall be given at least twenty-one days written notice of the Annual General Meeting.
- (c) The Chairperson shall be the President. If for any reason the President is unable to perform the President's duties, the Vice President shall occupy that position and perform those duties having the same authority as the President. In the event of the President and the Vice President being absent, the eligible members present may nominate a member to preside at that meeting. Should more than one nomination be forthcoming, an election will be necessary where eligible members may vote for the candidate of their preference. For the purpose of conducting this election it will be necessary for the eligible members present to appoint a temporary Chairperson (not being one of the candidates) to preside over the meeting during the election.
- (d) Fifty per cent of the members of the Club entitled to vote shall form a quorum and a quorum shall remain throughout the meeting.
- (e) If the Annual General Meeting has not been called by 31st July of any year, any six members entitled to vote may convene and conduct an Annual General Meeting.

- (f) Any member desirous of moving a motion at the Annual General Meeting shall provide the Secretary with written Notice of Motion on or before 6pm on the 20th June prior to the Annual General Meeting. A Notice of Motion must be signed by:
- (i) The Proposer
 - (ii) The Seconder
- (The Proposer and the Seconder must be members eligible to move motions and to vote.)
- (g) The Agenda for the Annual General Meeting shall be: Opening of Meeting
Apologies
Minutes of previous Annual General Meeting
President's Report
Treasurer's Report
Presentation of Prizes
Election of Officers
General Business

27. OTHER GENERAL MEETINGS

- (a) The Committee of Management may at any time for any purpose call a General Meeting of the Club.
- (b) Ten clear days notice in writing of such meeting shall be given to all members except in the case where a special resolution has been proposed, in which case 21 clear days notice in writing shall be provided.
- (c) Any six members entitled to vote may serve a requisition on the Secretary to convene and conduct a General Meeting.
- (i) All such requisitions shall be signed by each of the six members.
 - (ii) The requisition shall state the purpose for which the meeting is required.
 - (iii) If the meeting has not been convened within 21 days from the service of the requisition upon the Secretary, the six members may convene the meeting on behalf of the Club.
- (d) Fifty per cent of the members of the Club entitled to vote shall form a quorum and a quorum shall remain throughout the meeting.
- (e) Any resolution proposed and seconded at a General Meeting shall be passed by a majority of not less than 75 per cent of those members, present and entitled to do so, voting in favour.

28. PROXY VOTES

Proxy Votes will be accepted at any Annual General Meeting or other General Meeting.

A letter of authorisation must be in the hands of the Secretary prior to the commencement of the meeting, naming the proxy delegate and signed by the absent member.

Any member may delegate, by proxy, another member to vote on their behalf, and shall be deemed to be present for the purposes of voting only in a secret ballot but shall not form part of the quorum.

29. COMMITTEE OF MANAGEMENT MEETING

- (a) The Committee of Management shall meet as required to conduct the affairs of the Club.
- (b) The Committee of Management shall meet at least once each month.
- (c) Any member of the Committee of Management who fails to attend three consecutive meetings of the Committee of Management and who is not granted leave of absence, may be suspended therefrom.
- (d) Should any vacancy occur in the office bearers of the Club other than in the normal course of elections, the Committee of Management shall have power to fill such casual vacancy and such member duly appointed shall hold office for the unexpired portion of that predecessor's term.
- (e) Any resolution proposed and seconded at a meeting of the Committee of Management shall be passed by a majority of not less than 50 per cent of the total number of the members of Committee voting in favour.
- (f) If a motion is lost and the number of abstentions is equal to or greater than the number voting against the motion, the motion shall be deferred for reconsideration at the next meeting of the Committee of Management, however, if the motion is deferred for three consecutive meetings it shall be deemed to be lost.

30. BY-LAWS

The Committee of Management is empowered to make, repeal and amend such By-Laws as they may from time to time consider necessary for the well-being of the Club, and the By-Laws (together with any variations) shall have effect until otherwise determined by the Committee of Management or a General Meeting.

31. SUB-COMMITTEES

- (a) The Committee of Management may from time to time appoint such sub-committees as they may deem necessary or expedient and may depute or refer to them such of the powers and duties of the Committee of Management as the Committee of Management may determine.
- (b) Such sub-committees shall periodically report their proceedings to the Committee of Management and shall conduct their business in accordance with the direction of the Committee of Management.

32. PROGRAMMED SHOOTS

- (a) There shall be at least twelve programmed shoots each year.
- (b) The programmed shoot shall be conducted in accordance with this Constitution and the By-Laws of the Club.
- (c) Any member who does not attend ten programmed shoots each year shall not be eligible for trophies, provided always that the Committee of Management may deem such member eligible for trophies if such member tenders acceptable reasons for such non-attendance.

33. ADDRESSES OF MEMBERS

- (a) Every member shall within fourteen days communicate to the Secretary a change of physical and electronic address.
- (b) Such address shall be inserted in the Register of Members.

34. FINANCIAL YEAR

The financial year of the Club shall end on the 31st day of March each year, to which day the accounts of the Club shall be balanced.

35. INTOXICATING LIQUOR AND DRUGS

No person, whether a member of the Club or not, shall consume on any Range of the Club any intoxicating liquor or any controlled drug as defined in the Controlled Substances Act, 1984, as amended, or be admitted to any Range whilst that person is deemed by the Range Officer (or the Club Captain) to be under the influence of any liquor or controlled drug.

36. VARIATION TO THIS CONSTITUTION

This shall be the only Constitution of the Club and shall come into force forthwith and shall not be altered, varied, added to or repealed unless 75 per cent of the members present and entitled to vote, and present at a meeting specially convened for that purpose are in favour of such alteration, variation, addition or repeal and who must be given prior notice of motion in writing received not less than twenty-one days prior to the meeting. This paragraph shall not be added to, altered or repealed unless 75 per cent of members present and entitled to vote, and present at such special meeting vote in favour of such amendment.

37. PROPERTY AND ASSETS

The property, assets and income of the Club, wherever and however derived, shall be applied towards the promotion of the objects of the Club and no portion thereof shall be paid or transferred either directly or indirectly by way of dividend, bonus or otherwise by way of profit to individuals or to members of the Club. Provided that nothing herein contained shall prevent the payment in good faith of remuneration to any officers or servants of the Club or any member in return for services actually rendered nor prevent the payment of interest on money borrowed from any member of the Club.

38. POWER TO BORROW MONEY

If at any time the Club shall pass a resolution authorising the Committee of Management to borrow money for the purposes of the Club the Committee of Management shall thereupon be empowered to borrow such amount of money either at one time or from time to time and at such rates of interest and in such form or manner and upon such security as shall be necessary. All members of the Club whether voting on such resolution or not and all persons becoming members of the Club after the passing of such resolution shall be deemed to have assented to the same as if they had voted in favour of such resolution.

39. COMMON SEAL

The Common Seal of the Club shall not be affixed to any deed or document without the prior authority of a resolution by the Committee of Management. All documents requiring execution by the Club shall be sealed with the Common Seal and countersigned by either the President or the Secretary and one other member of the Committee of Management.

40. DISSOLUTION AND APPLICATION OF SURPLUS ASSETS

The Association may be wound up in the manner provided for in the Act.

- (a) If upon winding up or dissolution of the Club, there remains, after satisfaction of all its debts and liabilities, any assets or property, the same shall not be paid to or distributed to its members, but instead, those assets or property must be given or transferred to another organisation(s) that has objects similar to the objects of the Club.
- (b) Those organisations(s) must prohibit the distribution of income and property among its members to an extent at least as great as that imposed on the Club by this Constitution.
- (c) The organisation(s) is to be determined by the members in a meeting at or before the time of dissolution. If this does not occur, the decision will be made by a Judge of the Supreme Court of South Australia or other court as may have or acquire jurisdiction in the matter.

41. NOTICES

- (a) Notices may be given by the Club to any person entitled under this Constitution to receive any notice. The notice can be sent by pre-paid post or, where available, by electronic mail to the member's last registered address or electronic mail address recorded in the Register of Members.
- (b) Where a Notice is sent by post, service of the notice shall be deemed to be affected by properly addressing, pre-paying and posting the notice. Service of the notice is deemed to have been received at the expiration of 3 clear business days, not including a Saturday, or Sunday, or a public holiday from the date of posting.
- (c) Where a notice is sent out by electronic mail, service of the notice shall be deemed to be effective from the second business day after it was sent.

42. CLUB LOGO

The name, emblem, insignia or badge of the Club shall be of a design approved by the Committee of Management. The name, goodwill, emblem, and badge and other insignia of the Club shall not be used for any purpose except those expressly authorised by the provisions of this Constitution or by policies of the Club and no other individual or identity may use the name, goodwill, emblem or other insignia of the Club without such written consent first had and obtained from the Committee of Management.

Notes and updates to the Constitution



Sturt Pistol and Shooting Club Incorporated

PO Box 240, O'Halloran Hill, South Australia 5158