



TRIATHLON ACT INC

CONSTITUTION

Adopted March 2007

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1. Interpretation

(1) In these rules, unless a contrary intention appears –

“**Act**” means the *Associations Incorporation Act 1991*;

“**Affiliated Club**” means a club or association which is a legal entity whose objects are principally the same as the objects of the association and which is a financial member of the association;

“**committee member**” means a member of the committee ;

“**financial year**” means each year ending on 30 June;

“**Individual Member**” means an individual who is a financial member of the association;

“**Life Member**” means a person appointed to life membership under Rule 10A;

“**Member**” means a member, however described, of the association and includes Affiliated Clubs, Individual Members and Life Members;

“**Regulations**” means the Associations Incorporation Regulations;

“**TA**” means Triathlon Australia Limited.

(2) In these rules –

(a) a reference to a function includes a reference to a power, authority and duty; and

(b) a reference to the exercise of a function includes, where the function is a power, authority or duty, a reference to the exercise of the power or authority or the performance of the duty.

(3) The provisions of the *Interpretation Act 1967* apply to and in respect of these rules in the same manner as those provisions would so apply if these rules were an instrument made under the Act.

PART II – MEMBERSHIP

2. Membership qualifications

(1) A person is qualified to be a member if the person has applied for membership in accordance with subrule 3(1).

- (2) A club or association is qualified to be Affiliated Club if the club or association has applied for membership in accordance with rule 4A.

3. Application for and renewal of individual membership

- (1) An application of a person and each annual renewal of a member for membership of the association –
- (a) shall be made in writing in the form set out in Appendix 1 to these rules;
 - (b) shall be accompanied by the annual subscription; and
 - (c) shall be lodged with the Executive Officer of the association or as otherwise determined by the Committee.
- (2) Unless an application for membership is referred to the Committee, then the nominee's name shall be entered in the register of members as soon as possible after the application is lodged and upon the name being so entered, the applicant shall become a member of the association.
- (3) If an application for membership is referred to the Committee, then the Committee shall determine whether to approve or to reject the application. Where the Committee determines to approve an application for membership, the applicant's name shall be entered in the register of members and, upon the name being so entered, the applicant shall become a member of the association.
- (4) Each application for renewal of membership shall be lodged within a reasonable time after the commencement of each financial year.

4A Application for and renewal of membership as an Affiliated Club

- (1) An application of a club or association to be an Affiliated Club and each annual renewal of a club or association to be an Affiliated Club of the association –
- (a) shall be made in writing in the form set out in Appendix 1 to these rules;
 - (b) shall be accompanied by the annual subscription; and
 - (c) shall be lodged with the Executive Officer of the association or as otherwise determined by the Committee.
- (2) Unless an application to be an Affiliated Club is referred to the Committee, then the association or club's name shall be entered in the register of members as an Affiliated Club as soon as possible after the application is lodged and upon the

- name being so entered, the club or association shall become an Affiliated Club and member of the association.
- (3) If an application lodged under subrule 4A(1) is referred to the Committee, then the procedures in subrule 3(3) apply in respect of that application.
 - (4) Each application for renewal of membership by a club or association shall be lodged within a reasonable time after the commencement of each financial year.

4. Membership, entitlements not transferable

- (1) A right, privilege or obligation which a Member has by reason of being a member of the association –
 - (a) is not capable of being transferred or transmitted to another person; and
 - (b) terminates upon cessation of the membership.

5. Cessation of membership

- (1) A Member ceases to be a member of the association if the Member –
 - (a) being an Individual Member, dies ;
 - (b) resigns from membership of the association;
 - (c) is expelled from the association; or
 - (d) fails to renew membership of the association.

6. Resignation of membership

- (1) A Member is not entitled to resign from membership of the association except in accordance with this rule.
- (2) A Member who has paid all amounts payable by the Member to the association may resign from membership of the association by first giving notice (being not less than 1 months or, if the committee has determined a shorter period, that shorter period) in writing to the Executive Officer of the member's intention to resign and, upon the expiration of the period of notice, the member ceases to be a member.
- (3) Where a Member ceases to be a member of the association, the Executive Officer shall make an appropriate entry in the register of members recording the date on which the Member ceased to be a member.

7. Fee, subscriptions etc.

- (1) Subject to subrule 10A(2), the annual membership fee of the association is the amount determined by the committee to be the annual membership fee for each financial year.
- (2) The annual membership fee is payable –
 - (a) for new members, at the time of their application for membership; or
 - (b) where a person becomes a member on or after 1 July in any calendar year, before 1 July in each succeeding calendar year.
- (3) The committee may determine to introduce special membership fees for families and special categories that may arise from time to time.

8. Members' liabilities

- (1) The liability of a Member to contribute towards the payment of the debts and liabilities of the association or the costs, charges and expenses of the winding up of the association is limited to the amount, if any, unpaid by the Member in respect of membership of the association as required by rule 7.

9. Discipline of members

- (1) Where the committee is of the opinion that a Member –
 - (a) has persistently refused or neglected to comply with a provision of these rules; or
 - (b) has persistently and wilfully acted in a manner prejudicial to the interests of the association;
 - (c) has acted in or failed to act in such a manner that brings the association into disrepute;the committee may, by resolution –
 - (e) expel the Member from the association; or
 - (f) suspend the Member from such rights and privileges of membership of the association as the committee may determine for a specified period.
- (2) A resolution of the committee under subrule (1) is of no effect unless the committee, at a meeting held not earlier than fourteen (14) days and not later than

- twenty eight (28) days after service on the Member of a notice under subrule (3), confirms the resolution in accordance with this rule.
- (3) Where the committee passes a resolution under subrule (1), the Executive Officer shall, as soon as practicable, cause a notice in writing to be served on the Member –
- (a) setting out the resolution of the committee and the grounds on which it is based;
 - (b) stating that the Member or, in the case of an Affiliated Club, the club's representative, may address the committee at a meeting to be held not earlier than fourteen (14) days and not later than twenty eight (28) days after service of the notice;
 - (c) stating the date, place and time of that meeting; and
 - (d) informing the Member that the Member or, in the case of an Affiliated Club, the club's representative, may do either or both of the following:
 - (i) attend and speak at that meeting;
 - (ii) submit to the committee at or prior to the date of that meeting written representations relating to the resolution.
- (4) Subject to section 50 of the Act, at a meeting of the committee mentioned in subrule (2), the committee shall –
- (a) give to the Member or, in the case of an Affiliated Club, the club's representative, mentioned in subrule (1) an opportunity to make oral representations;
 - (b) give due consideration to any written representations submitted to the committee by that Member or, in the case of an Affiliated Club, the club's representative, at or prior to the meeting; and
 - (c) by resolution determine whether to confirm or to revoke the resolution of the committee made under subrule (1).
- (5) Where the committee then passes a resolution under subrule (4), the shall, within seven (7) days after that confirmation, by notice in writing inform the Member of that confirmation and of the member's right of appeal under rule 10.
- (6) A resolution confirmed by the committee under subrule (4) does not take effect –

- (a) until the expiration of the period within which the member is entitled to appeal against the resolution where the member does not exercise the right of appeal within that period; or
- (b) where within that period the member exercises the right of appeal, unless and until the association confirms the resolution in accordance with subrule 10(4).

10. Right of appeal of disciplined member

- (1) A Member may appeal to the association in general meeting against a resolution of the committee which is confirmed under subrule 9(4), within seven (7) days after notice of the resolution is served on the member, by lodging with the Executive Officer a notice to that effect.
- (2) Upon receipt of a notice under subrule (1), the Executive Officer shall notify the committee which shall convene a general meeting of the association to be held within twenty one (21) days after the date on which the Executive Officer received the notice or as soon as possible after that date.
- (3) Subject to section 50 of the Act, at a general meeting of the association convened under subrule (2) –
 - (a) no business other than the question of the appeal shall be transacted;
 - (b) the committee and the member (or, in the case of an Affiliated Club, the club's representative) shall be given the opportunity to make representations in relation to the appeal orally or in writing, or both; and
 - (c) the members present shall vote by secret ballot on the question of whether the resolution made under subrule 9(4) should be confirmed or revoked.
- (4) If the meeting passes a special resolution in favour of the confirmation of the resolution made under subrule 9(4), that resolution is confirmed.

10A Life membership

- (1) Any 2 Members of the association may nominate a candidate for election as a life member of the association in recognition of services rendered by that person in the promotion of the interests and objects of the association.
- (2) Nominations of candidates for election as life members –
 - (a) shall be made in writing and be signed by two (2) Members of the association; and

- (b) shall be delivered to the Executive Officer of the association not less than seven (7) days before the date fixed for the general meeting at which the election of life members is to take place.
- (3) The ballot for the election of life members shall be conducted at a general meeting in such manner as the committee may direct.
- (4) The committee may determine from time to time the membership fee (if any) payable in respect of life membership.

PART III – THE COMMITTEE

11. Powers of the committee

- (1) The committee, subject to the Act, the Regulations, these rules, and to any resolution passed by the association in general meeting –
 - (a) shall control and manage the affairs of the association;
 - (b) may exercise all such functions as may be exercised by the association other than those functions that are required by law or by these rules to be exercised by the association in general meeting; and
 - (c) has power to perform all such acts and do all such things as appear to the committee to be necessary or desirable for the proper management of the affairs of the association.

12. Constitution and membership

- (1) The committee shall consist of –
 - (a) President;
 - (b) Vice-President;
 - (c) Treasurer
 - (d) 4 other members; and
 - (e) the Executive Officer who shall be an ex-officio member of the Committee;

with the exception of the Executive Officer each of whom shall be elected pursuant to rule 13 or appointed in accordance with subrule (3).

- (2) Each member of the committee shall, subject to these rules, hold office until the conclusion of the annual general meeting following the date of the member's election, but is eligible for re-election.
- (3) In the event of a vacancy in the membership of the committee, the committee may appoint a member of the association to fill the vacancy and the member so appointed shall hold office, subject to these rules, until the conclusion of the annual general meeting next following the date of the appointment.

13. Election of committee members

- (1) Nominations of candidates for election to the Committee –
 - (a) shall be made orally or in writing and, if in writing, signed by the nominee; and
 - (b) shall be made or (in the case of written nominations) delivered to the Executive Officer of the association at or before the annual general meeting at which the election is to take place;
 - (c) Individual Members and Life Members may nominate themselves for election as committee members.
- (2) If insufficient nominations are received to fill all vacancies on the committee, the candidates nominated shall be deemed to be elected and further nominations shall be received at the annual general meeting.
- (3) If insufficient further nominations are received, any vacant positions remaining on the committee shall be deemed to be vacancies.
- (4) If the number of nominations received is equal to the number of vacancies to be filled, the persons nominated shall be taken to be elected.
- (5) If the number of nominations received exceeds the number of vacancies to be filled, a ballot shall be held.
- (6) The ballot for the election of committee members other than the Executive Officer shall be conducted at the annual general meeting in such manner as the Committee may direct.
- (7) Only financial members of the association shall be eligible for nomination for and election to the committee.

14 Treasurer

- (1) The treasurer of the association shall –

- (a) collect and receive all moneys due to the association and make all payments authorised by the association; and
- (b) keep correct accounts and books showing the financial affairs of the association with full details of all receipts and expenditure connected with the activities of the association; and
- (c) provide reports about the financial affairs of the association to the committee as may be determined by the committee from time to time.

15 Vacancies

- (1) For the purposes of these rules, a vacancy in the office of a member of the committee occurs if the Member –
 - (a) dies;
 - (b) ceases to be a member of the association;
 - (c) resigns the office;
 - (d) is removed from office pursuant to rule 16;
 - (e) becomes an insolvent under administration within the meaning of the Corporations Law;
 - (f) suffers from mental incapacity;
 - (g) suffers from physical incapacity that affects their capacity to fulfil their duties as a member of the committee;
 - (h) is disqualified from office under subsection 63(1) of the Act; or
 - (j) is absent without the consent of the committee from all meetings of the committee held during a period of six (6) months.

16 Removal of committee members

- (1) The association in general meeting may by resolution, subject to section 50 of the Act, remove any member of the committee from the office of member of the committee before the expiration of the member's term of office.

17 Committee meetings and quorum

- (1) The committee shall meet at least three (3) times in each calendar year at such place and time as the committee may determine.
- (2) Additional meetings of the committee may be convened by the President, the Vice-President or by any 2 members of the committee.
- (3) Oral or written notice of a meeting of the committee shall be given by the Executive Officer to each member of the committee at least 48 hours (or such other period as may be unanimously agreed upon by the members of the committee) before the time appointed for the holding of the meeting.
- (4) Notice of a meeting given under subrule (3) shall specify the general nature of the business to be transacted at the meeting and no business other than that business shall be transacted at the meeting, except business which the committee members present at the meeting unanimously agree to treat as urgent business.
- (5) Any four (4) members of the committee constitute a quorum for the transaction of the business of a meeting of the committee.
- (6) No business shall be transacted by the committee unless a quorum is present and if within half an hour after the time appointed for the meeting a quorum is not present the meeting stands adjourned to the same place and at the same hour of the same day in the following week.
- (7) If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the meeting, the meeting shall be dissolved.
- (8) At meetings of the committee –
 - (a) the President or in the absence of the President, the vice-President shall preside; or
 - (b) if the President and the vice-President are absent, 1 of the remaining members of the committee may be chosen by the members present to preside.

18 Delegation by committee to sub-committee

- (1) The committee may, by instrument in writing, delegate to 1 or more sub-committees (consisting of such member or members of the association as the committee thinks fit) the exercise of such of the functions of the committee as are specified in the instrument, other than –
 - (a) this power of delegation; and

- (b) a function which is a function imposed on the committee by the Act, by any other law of the Territory, or by resolution of the association in general meeting.
- (2) A function, the exercise of which has been delegated to a sub-committee under this rule may, while the delegation remains unrevoked, be exercised from time to time by the sub-committee in accordance with the terms of the delegation.
- (3) A delegation under this rule may be made subject to such conditions or limitations as to the exercise of any function, or as to time or circumstances, as may be specified in the instrument of delegation.
- (4) Notwithstanding any delegation under this rule, the committee may continue to exercise any function delegated.
- (5) Any act or thing done or suffered by a sub-committee acting in the exercise of a delegation under this rule has the same force and effect as it would have if it had been done or suffered by the committee.
- (6) The committee may, by instrument in writing, revoke wholly or in part any delegation under this rule.
- (7) A sub-committee may meet and adjourn as it thinks proper.

19A. Clubs Sub-committee

- (1) Without limiting rule 18 the committee may establish a Clubs' Sub-committee to advise and assist the committee in the performance of its functions, including but not limited to:
 - (a) the development of policy, calendars, procedures and by-laws for the association and triathlon;
 - (b) the facilitation of communication between the association and Members;
 - (c) the scheduling of general meetings of the association, and the setting of the agenda for such General Meetings.
- (2) The Clubs' Sub-committee, if established, shall comprise of one representative only from each Affiliated Club. The Affiliated Club's representative must be an Individual Member of the association and shall be appointed and removed at the discretion of the association. The Clubs' Sub-committee will elect one of their number as chair for such period as the Clubs' Sub-committee determines.

19. Voting and decisions

- (1) Questions arising at a meeting of the committee or of any sub-committee appointed by the committee shall be determined by a majority of the votes of members of the committee or sub-committee present at the meeting.
- (2) Each member present at a meeting of the committee or of any sub-committee appointed by the committee (including the person presiding at the meeting) is entitled to 1 vote but, in the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.
- (3) Subject to subrule 17(5) the committee may act notwithstanding any vacancy on the committee.
- (4) Any act or thing done or suffered, or purporting to have been done or suffered, by the committee or by a sub-committee appointed by the committee, is valid and effectual notwithstanding any defect that may afterwards be discovered in the appointment or qualification of any member of the committee or sub-committee.

20. Duty statements

- (1) All committee members shall comply with, as far as practicable, the duty statements determined by the committee from time to time in relation to their respective positions.

PART IV – GENERAL MEETINGS**21. Annual general meetings – holding of**

- (1) The association shall hold an annual general meeting, once in each calendar year, within the period of 5 months beginning at the end of the association's most recently ended financial year.
- (2) The association shall hold its first annual general meeting –
 - (a) within the period of 18 months after its incorporation under the Act; and
 - (b) within the period of 5 months after the expiration of the first financial year of the association.
- (3) Subrules (1) and (2) have effect subject to the powers of the Registrar-General under section 120 of the Act in relation to extensions of time.

22. Annual general meetings – call of and business at

- (1) The annual general meeting of the association shall, subject to the Act, be convened on such date and at such place and time in the month of either August or September as the committee thinks fit.
- (2) In addition to any other business which may be transacted at an annual general meeting, the business of an annual general meeting shall be –
 - (a) to confirm the minutes of the last preceding annual general meeting and of any general meeting held since that meeting;
 - (b) to receive from the committee reports on the activities of the association during the last preceding financial year;
 - (c) to elect members of the committee ; and
 - (d) to receive and consider the statement of accounts and the reports that are required to be submitted to members pursuant to subsection 73(1) of the Act.
- (3) An annual general meeting shall be specified as such in the notice convening it in accordance with rule 24.
- (4) An annual general meeting shall be conducted in accordance with the provisions of this Part.

23. General meetings – calling of

- (1) The committee may, whenever it thinks fit, convene a general meeting of the association.
- (2) The committee shall, on the requisition in writing of not less than five per cent (5%) of the total number of Members, convene a general meeting of the association.
- (3) A requisition of Members for a general meeting –
 - (a) shall state the purpose or purposes of the meeting;
 - (b) shall be signed by the members making the requisition;
 - (c) shall be lodged with the Executive Officer; and
 - (d) may consist of several documents in a similar form, each signed by 1 or more of the members making the requisition.

- (4) If the committee fails to convene a general meeting within one (1) month after the date on which a requisition of members for the meeting is lodged with the Executive Officer, any one or more of the members who made the requisition may convene a general meeting to be held not later than three (3) months after that date.
- (5) A general meeting convened by a Member or Members referred to in subrule (4) shall be convened as nearly as is practicable in the same manner as general meetings are convened by the committee and any member who thereby incurs expense is entitled to be reimbursed by the association for any reasonable expense so incurred.

24. Notice

- (1) Except where the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the association, the Executive Officer shall, at least 14 days before the date fixed for the holding of the general meeting, cause to be sent to each Member by:
 - (a) pre-paid post to the address for the Member appearing in the register of members; or
 - (b) in the case of a Member that has nominated an electronic address, electronic mail to the electronic address of the Member nominated by that Member;a notice specifying the place, date and time of the meeting and the nature of the business proposed to be transacted at the meeting.
- (2) Where the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the association, the Executive Officer shall, at least 21 days before the date fixed for the holding of the general meeting, cause notice to be sent to each member in the manner provided in subrule (1) specifying, in addition to the matter required under that subrule, the intention to propose the resolution as a special resolution.
- (3) No business other than that specified in the notice convening a general meeting shall be transacted at the meeting except, in the case of an annual general meeting, business which may be transacted pursuant to subrule 22(2).
- (4) A member desiring to bring any business before a general meeting may give notice in writing of that business to the Executive Officer who shall include that business in the next notice calling a general meeting given after receipt of the notice from the member.

25. General meetings – procedure and quorum

- (1) No item of business shall be transacted at a general meeting unless a quorum of Members entitled under these rules to vote is present during the time the meeting is considering that item.
- (2) Ten (10) Members present in person (being Members entitled under these rules to vote at a general meeting) constitute a quorum for the transaction of the business of a general meeting.
- (3) If within half an hour after the appointed time for the commencement of a general meeting a quorum is not present, the meeting if convened upon the requisition of members shall be dissolved and in any other case shall stand adjourned to the same day in the following week at the same time and (unless another place is specified at the time of adjournment by the person presiding at the meeting or communicated by written notice to members given before the day to which the meeting is adjourned) at the same place.
- (4) If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the commencement of the meeting, the members present (being not less than 5) shall constitute a quorum.

26. Presiding member

- (1) The President, shall preside at each general meeting of the association.
- (2) If the President is absent from a general meeting, the members present shall elect 1 of their number to preside at the meeting.

27. Adjournment

- (1) The person presiding at a general meeting at which a quorum is present may, with the consent of the majority of members present at the meeting, adjourn the meeting from time to time and place to place, but no business shall be transacted at an adjourned meeting other than the business left unfinished at the meeting at which the adjournment took place.
- (2) Where a general meeting is adjourned for 14 days or more, the Executive Officer shall give written or oral notice of the adjourned meeting to each member of the association stating the place, date and time of the meeting and the nature of the business to be transacted at the meeting.
- (3) Except as provided in subrules (1) and (2), notice of an adjournment of a general meeting or of the business to be transacted at any adjourned meeting is not required to be given.

28. Making of decisions

- (1) A question arising at a general meeting of the association shall be determined on a show of hands and, unless before or on the declaration of the show of hands a poll is demanded, a declaration by the person presiding that a resolution has, on a show of hands, been carried or carried unanimously or carried by a particular majority or lost, or an entry to that effect in the minute book of the association, is evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against that resolution.
- (2) At a general meeting of the association, a poll may be demanded by the person presiding or by not less than 3 members present in person or by proxy at the meeting.
- (3) Where the poll is demanded at a general meeting, the poll shall be taken –
 - (a) immediately in the case of a poll which relates to the election of the person to preside at the meeting or to the question of an adjournment; or
 - (b) in any other case, in such manner and at such time before the close of the meeting as the person presiding directs, and the resolution of the poll on the matter shall be deemed to be the resolution of the meeting on that matter.

29. Voting

- (1) Subject to subrules (3) and (5), upon any question arising at a general meeting of the association a Member has 1 vote only.
- (2) All votes shall be given personally or by proxy.
- (3) In the case of an equality of votes on a question at a general meeting, the person presiding is entitled to exercise a second or casting vote.
- (4) A Member or proxy is not entitled to vote at any general meeting of the association unless all money due and payable by the Member or proxy to the association has been paid.
- (5) Affiliated Clubs have no right to debate or vote at General Meetings.

30. Appointment of proxies

- (1) Each Member shall be entitled to appoint another Member as proxy by notice given to the Executive Officer no later than 24 hours before the time of the meeting in respect of which the proxy is appointed.

- (2) The notice appointing the proxy shall be in the form set out in Appendix 2 to these rules.
- (3) For the avoidance of doubt, Affiliated Clubs are not entitled to appoint another Member as proxy.

PART V – MISCELLANEOUS

31. Funds – source

- (1) The funds of the association shall be derived from annual subscriptions of members, donations and, subject to any resolution passed by the association in general meeting and subject to section 114 of the Act, such other sources as the committee determines.
- (2) All money received by the association shall be deposited as soon as practicable and without deduction to the credit of the association's bank account.
- (3) The association shall, as soon as practicable after receiving any money, issue an appropriate receipt.
- (4) The association may borrow or take investment of money from members and may pay interest on moneys so invested or borrowed.
- (5) Members of the association may be paid for services which they render or goods which they supply to the association as the committee determines from time to time.

32. Funds – management

- (1) Subject to any resolution passed by the association in general meeting, the funds of the association shall be used in pursuance of the objects of the association in such manner as the committee determines.
- (2) All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by any two (2) members of the committee or employees of the association, being members of the committee or employees authorised to do so by the committee.

33. Alteration of objects and rules

Neither the objects of the association referred to in Section 29 of the Act nor these rules shall be altered except in accordance with the Act.

34. Common seal

- (1) The common seal of the association shall be kept in the custody of the Executive Officer.
- (2) The common seal shall not be affixed to any instrument except by the authority of the committee and the affixing of the common seal shall be attested by the signatures of two members of the Committee or as otherwise determined by the Committee from time to time.

35. Custody of books

Subject to the Act, the Regulations and these rules, the Executive Officer shall keep in his or her custody or under his or her control all records, books, and other documents relating to the association.

36. Inspection of books

- (1) The records, books and other documents of the association shall be open to inspection at a place in the Territory, free of charge, by a member of the association at any reasonable hour.

37. Service of notice

- (1) For purpose of these rules, a notice may be served by or on behalf of the association upon any member either personally or by sending it by post to the member at the member's address shown in the register of members.
- (2) Where a document is sent to a person by properly addressing, prepaying and posting to the person a letter containing the document, the document shall, unless the contrary is proved, be deemed for the purposes of these rules to have been served on the person at the time at which the letter would have been delivered in the ordinary course of post.

39. Name

- (1) The name of the association shall be the Australian Capital Territory Triathlon Association Inc.

40. Surplus Property

- (1) In the event of dissolution or winding up of the association any surplus property shall vest in Triathlon Australia.

PART VI – OBJECTS

41. The objects of the association are:

- (a) to promote interest in triathlons and multi-sport endurance events;
- (b) to promote good fellowship among those interested in triathlons and multi-sport events;
- (c) to educate, train, coach and encourage members of the association;
- (d) to ensure triathlons and multi-endurance sport events are conducted in the best interests of the participants and the sport of triathlon and to liaise with and, where appropriate, in the absolute discretion of the association, to sanction event promoters and relevant bodies to achieve this;
- (e) to do all such things and acts conducive to the furtherance of the objects and interests of the association;
- (f) to do any one or all of the following, to promote, advertise, organise, conduct or sanction triathlon and multi-endurance sport events for its members and members of the public.

PART VII – PUBLIC OFFICER

42. Appointment of public officer

- (1) The committee shall appoint a Public Officer pursuant to section 57 of the Act and such person may be a member of the Committee or an employee of the Association.

**APPENDIX 2
Sub-rule 29(2)
FORM OF APPOINTMENT OF PROXY**

I,

.....
(full name)

of

.....
(address)

being a member of

.....
(name of incorporated association)

hereby appoint

.....
(full name of proxy)

of

.....
(address)

being a member of that incorporated association, as my proxy to vote for me on my behalf at the general meeting of the association (annual general meeting or other general meeting, as the case may be) to be held on theday of 20.....

and at any adjournment of that meeting.

*My proxy is authorised to vote in favour of/against (*delete as appropriate*) the resolution (*insert details*).

.....
(signature of member appointing proxy)

.....
(date)

(*To be inserted if desired)

Note: A proxy vote may not be given to a person who is not a member of the association.
