

BY LAWS OF TRIATHLON NSW LTD (T/A NSW TRIATHLON)

1. STATUS OF BY-LAWS

1.1 Power to Make By-Laws

These By-Laws are made by the NSW Triathlon Board under Rule 35. They are binding on all Members. In the event of a conflict between these By-Laws and the Constitution, the Constitution will prevail.

1.2 Definitions and Interpretation:

The definitions in the Constitution apply to these By-Laws. In addition, the following definitions apply:

“Rule” means a rule of the Constitution.

“Club Endorsed Training Session” means a training session that has been endorsed and evidenced by minutes of a meeting the Club management committee and / or publicised as a Club training session on the Clubs website or official social media pages across any platform.

2. MEMBERSHIP CATEGORIES

Individual Membership of the company are in line with those agreed with AusTriathlon via the Whole of Sport process and as published on the NSW Triathlon website and communicated with Recognised Triathlon Clubs and Individual members.

3. RECOGNISED TRIATHLON CLUBS - RULE 5.4

- a) A Recognised Triathlon Club must be registered as an incorporated club with the NSW Department of Fair Trading or as approved by the NSW Triathlon Board from time to time.
- b) A Recognised Triathlon Club must apply for registration each year to the Company by June 30 for the following year.
- c) To be eligible to be a member of a registered Recognised Triathlon Club, (or a member of the Triathlon Division in the case of a combined or multiple sports Club) in the State of NSW, a club member must also be an annual member of AusTriathlon.
- d) A registered Recognised Triathlon Club must ensure that all members of the club are members of AusTriathlon via the national membership registration system.
- e) Registered Recognised Triathlon Clubs will be afforded access to public liability and associations insurance policies as arranged by AusTriathlon annually.

f) An individual member of AusTriathlon may be a member of one or more Recognised Triathlon Clubs

4. FEES DUE TO THE COMPANY

- a) Fees payable in accordance with Rule 13 will be payable by all members including:
 - i. An individual Member
 - ii. A Recognised Triathlon Club

Any new category of membership created under Rule 12.1

- b) Each Recognised Triathlon Club registered in accordance with Rule 5.4, will pay an affiliation fee which will include affiliation with the national sporting association, AusTriathlon and provides the Recognised Triathlon Club and its officers with access to the sports public liability and associations insurance policy.
- c) All membership and affiliation fees must be paid as they fall due to remain active and be provided insurance coverage.
- d) Each registered Recognised Triathlon Club shall use the national membership registration system as operated by AusTriathlon and NSW Triathlon.
- e) The Board may refund any fee which, in its opinion, is warranted.

5. SANCTIONING OF EVENTS CONDUCTED BY RECOGNISED TRIATHLON CLUBS

All Triathlon and Multisport events conducted by registered Recognised Triathlon Clubs must be sanctioned as per the AusTriathlon Sanctioning Policy. Where events provide for non-members of the Club to participate, the participant must purchase a One Day License from AusTriathlon.

6. MEMBERSHIP FOR RECOGNISED TRIATHLON CLUB EVENTS

- a) To encourage participation in the sport of triathlon, and become members of Recognised Triathlon Clubs, Non-Club Members and/or Non-AusTriathlon Members are allowed to participate in a maximum of two (2) club conducted events within New South Wales within one membership year by purchasing a One Day License, before deciding whether to join the Club and AusTriathlon as an annual member. This rule is to be enforced by the club committee.
- b) Where the event is a Club Race, Non-AusTriathlon Members will be required, in addition to any entry fee levied by the club, in accordance with the sanctioning document, pay the appropriate AusTriathlon One Day License (ODL) fee as per the AusTriathlon National Sanctioning Document. This ODL will include the athlete's access to the AusTriathlon arranged personal accident and public liability insurance policy during that event.
- c) The Race Director/President of the Recognised Triathlon Club conducting the event is required to maintain a register of all the non-member participants, including name, age and address details for any competitor who competes in a club event. This list must be provided to the

company as per the AusTriathlon Sanctioning Policy. Payment of the ODL fees collected should be made to the company within 14 days of the event.

TRANSITION TO 3 YEAR TERMS FOR ELECTED DIRECTORS

At the NSW Triathlon AGM on 29 November 2023 delegates voted to amend the terms of office of Board Members as per Rule 28.4 from two years to three years.

These changes will take effect from the 2024 AGM as outlined below.

In 2024, nominations will be sought for three vacancies, with staggered terms as follows:

- Director A: Elected in 2024 for 3 years, expiring in 2027
- Director B: Elected in 2024 for 3 years, expiring in 2027
- Director C: Elected in 2024 for 2 years, expiring in 2026

(Note: The lowest elected vote recipient will serve for 2 years, while the top two elected directors will serve for 3 years.)

In 2025, nominations will be sought for three vacancies, with staggered terms as follows:

- Director D: Elected in 2025 for 3 years, expiring in 2028
- Director E: Elected in 2025 for 3 years, expiring in 2028
- Director F: Elected in 2025 for 1 year, expiring in 2026

(Note: The lowest elected vote recipient will serve for 1 year, while the top two elected directors will serve for 3 years.)

In 2026 (and beyond), nominations will be sought for three years with two vacant positions. The two successful candidates will receive 3-year terms.

BY LAWS OF TRIATHLON NSW Limited

Adopted or Amended	By Whom	Date
Adopted	Board of Directors	13 March 2013
Amended	Board of Directors	July 2024