



CONSTITUTION & RULES

1. The *Inter Alia*, Cairns JCU Law Society 'Constitution & Rules' may hereinafter be referred to as the 'Rules'.
2. The commencement date of the Rules is to be proclaimed by the Management Committee.
3. Upon commencement, all former constitutions and Rules are repealed.
4. The Rules are substantially based on the Model Rules in schedule 4 of the *Association Incorporation Regulation 1999* (Qld) and the former *Inter Alia* Constitution.

1 Interpretation

(1) In these Rules—

Act means the *Associations Incorporation Act 1981*.

present—

(a) at a Management Committee meeting, see rule 23(6); or

(b) at a general meeting, see rule 37(2).

(2) A word or expression that is not defined in these model Rules, but is defined in the Act has, if the context permits, the meaning given by the Act.

2 Name

The name of the unincorporated Association is *Inter Alia*, Cairns JCU Law Association (***‘the association’***).

3 Objects

The objects of the Association are—

(1) To foster the rights, privileges and education of law students and members.

(2) To provide an academic and social network within the legal community for law students and members.

(3) To act for justice and fairness in the wider community.

4 Powers

(1) The Management Committee members of the Association have the powers of individuals, to do the following things on behalf of the membership of the Association, subject to complying with decision making requirements in the Rules.

(2) The Management Committee, on behalf of the Association’s members may, for example—

(a) enter into contracts; and

(b) acquire, hold, deal with and dispose of property; and

(c) make charges for services and facilities it supplies; and

(d) do other things necessary or convenient to be done in carrying out its affairs.

(3) If the Association incorporates, it may take over the funds and other assets and liabilities of the present unincorporated Association known as the *Inter Alia*, Cairns JCU Law Association.

(4) The Association may also issue secured and unsecured notes, debentures and debenture stock for the Association.

5 Classes of members

- (1) The membership of the Association consists of ordinary members.
- (2) The number of ordinary members is unlimited.
- (3) Ordinary members are financial members of the Association, divided into voting and non-voting members –
 - (a) Voting members are members of the Association who are currently enrolled in a law degree at the Cairns campus of James Cook University.
 - (b) Non-voting members are members of the Association who are not currently enrolled in a law degree at the Cairns campus of James Cook University.

7 New membership

- (1) An application for membership must be—
 - (a) in writing; and
 - (b) in the form decided by the Management Committee.

8 Membership fees

- (1) The membership fee for each ordinary membership and for each other class of membership (if any)—
 - (a) is the amount decided by the members from time to time at a general meeting; and
 - (b) is payable when, and in the way, the Management Committee decides.

9 Admission and rejection of new members

- (1) The Management Committee must consider an application for membership at the next committee meeting held after it receives—
 - (a) the application for membership; and
 - (b) the appropriate membership fee for the application.
- (2) The Management Committee must ensure that, as soon as possible after the person applies to become a member of the Association, and before the Management Committee considers the persons application, the person is advised—
 - (a) whether or not the Association has public liability insurance; and
 - (b) if the Association has public liability insurance—the amount of the insurance.
- (3) The Management Committee must decide at the meeting whether to accept or reject the application.
- (4) If a majority of the members of the Management Committee present at the meeting vote to accept the applicant as a member, the applicant must be accepted as a

member for the class of membership applied for.

(5) The Secretary of the Association must, as soon as practicable after the Management Committee decides to accept or reject an application, give the applicant a written notice of the decision.

10 When membership ends

(1) A member may resign from the Association by giving a written notice of resignation to the Secretary.

(2) The resignation takes effect at—

(a) the time the notice is received by the Secretary; or

(b) if a later time is stated in the notice—the later time.

(3) The Management Committee may terminate a members membership if the member—

(a) is convicted of an indictable offence; or

(b) does not comply with any of the provisions of these Rules; or

(c) has membership fees in arrears for at least 2 months; or

(d) conducts himself or herself in a way considered to be injurious or prejudicial to the character or interests of the Association.

(4) Before the Management Committee terminates a members membership, the committee must give the member a full and fair opportunity to show why the membership should not be terminated.

(5) If, after considering all representations made by the member, the Management Committee decides to terminate the membership, the Secretary of the committee must give the member a written notice of the decision.

11 Appeal against rejection or termination of membership

(1) A person whose application for membership has been rejected, or whose membership has been terminated, may give the Secretary written notice of the persons intention to appeal against the decision.

(2) A notice of intention to appeal must be given to the Secretary within 1 month after the person receives written notice of the decision.

(3) If the Secretary receives a notice of intention to appeal, the Secretary must, within 1 month after receiving the notice, call a general meeting to decide the appeal.

12 General meeting to decide appeal

(1) The general meeting to decide an appeal must be held within 3 months after the

Secretary receives the notice of intention to appeal.

(2) At the meeting, the applicant must be given a full and fair opportunity to show why the application should not be rejected or the membership should not be terminated.

(3) Also, the Management Committee and the members of the committee who rejected the application or terminated the membership must be given a full and fair opportunity to show why the application should be rejected or the membership should be terminated.

(4) An appeal must be decided by a majority vote of the members present and eligible to vote at the meeting.

(5) If a person whose application for membership has been rejected does not appeal against the decision within 1 month after receiving written notice of the decision, or the person appeals but the appeal is unsuccessful, the Secretary must, as soon as practicable, refund the membership fee paid by the person.

13 Register of members

(1) The Management Committee must keep a register of members of the Association.

(2) The register must include the following particulars for each member—

(a) the name of the member;

(b) the postal, residential or email address of the member;

(c) the date of admission as a member;

(d) the date of death or time of resignation of the member;

(e) details about the termination or reinstatement of membership;

(f) any other particulars the Management Committee or the members at a general meeting decide.

(3) The register must be open for inspection by members of the Association at all reasonable times.

(4) A member must contact the Secretary to arrange an inspection of the register.

(5) However, the Management Committee may, on the application of a member of the Association, withhold information about the member (other than the members full name) from the register available for inspection if the Management Committee has reasonable grounds for believing the disclosure of the information would put the member at risk of harm.

14 Prohibition on use of information on register of members

(1) A member of the Association must not—

(a) use information obtained from the register of members of the Association to

contact, or send material to, another member of the Association for the purpose of advertising for political, religious, charitable or commercial purposes; or

(b) disclose information obtained from the register to someone else, knowing that the information is likely to be used to contact, or send material to, another member of the Association for the purpose of advertising for political, religious, charitable or commercial purposes.

(2) Subrule (1) does not apply if the use or disclosure of the information is approved by the Association.

15 Appointment or election of Secretary

(1) The Secretary must be an individual residing in Queensland, or in another State but not more than 65km from the Queensland border, who is—

(a) a member of the Association elected by the Association as Secretary; or

(b) any of the following persons appointed by the Management Committee as Secretary—

(i) a member of the Associations Management Committee;

(ii) another member of the Association;

(iii) another person.

(2) If a vacancy happens in the office of Secretary, the members of the Management Committee must ensure a Secretary is appointed or elected for the Association within 1 month after the vacancy happens.

(3) If the Management Committee appoints a person mentioned in subrule (1)(b)(ii) as Secretary, other than to fill a casual vacancy on the Management Committee, the person does not become a member of the Management Committee.

(4) However, if the Management Committee appoints a person mentioned in subrule (1)(b)(ii) as Secretary to fill a casual vacancy on the Management Committee, the person becomes a member of the Management Committee.

(5) If the Management Committee appoints a person mentioned in subrule (1)(b)(iii) as Secretary, the person does not become a member of the Management Committee.

(6) In this rule— ***casual vacancy***, on a Management Committee, means a vacancy that happens when an elected member of the Management Committee resigns, dies or otherwise stops holding office.

16 Removal of Secretary

(1) The Management Committee of the Association may at any time remove a person appointed by the committee as the Secretary.

(2) If the Management Committee removes a Secretary who is a person mentioned in rule 15(1)(b)(i), the person remains a member of the Management Committee.

(3) If the Management Committee removes a Secretary who is a person mentioned in rule 15(1)(b)(ii) and who has been appointed to a casual vacancy on the Management Committee under rule 15(4), the person remains a member of the Management Committee.

17 Functions of Secretary

The Secretary's functions include, but are not limited to—

- (a) calling meetings of the Association, including preparing notices of a meeting and of the business to be conducted at the meeting in consultation with the President of the Association; and
- (b) keeping minutes of each meeting; and
- (c) keeping copies of all correspondence and other documents relating to the Association; and
- (d) maintaining the register of members of the Association.

18 Membership of Management Committee

(1) The Executive of the Management Committee of the Association consists of a President, Vice-President, Secretary and Treasurer.

- (a) The President shall be the spokesperson for the Association and shall represent the Association whenever necessary.
- (b) The Vice-President shall deputy for the President in his/her absence.
- (c) The Secretary, in addition to other duties shall attend to Association correspondence, and keep such other records as required by the Association from time to time.
- (d) The Treasurer, in addition to other duties shall keep a record of all monies received and payments made by the Association such as will permit an unqualified audit of the Association's accounts for presentation to the Annual General Meeting, and shall present regular financial updates and account to the Committee.

(2) The Management Committee of the Association, in addition to the Executive, consists of any other members the Association members elect at a general meeting.

(3) The Executive of the Management Committee may delegate responsibility to the following position titles of Management Committee members:-

- (a) General Management Committee member
- (b) Year Level Representatives
- (c) Equity and Diversity Representative
- (d) Events Assistant
- (e) IT Assistant
- (f) Sponsorship Assistant
- (g) Publications Assistant/s
- (h) Graphic Design Assistant

Note – this is not an exhaustive list and is subject to change

- (4) A member of the Management Committee, other than a Secretary appointed by the Management Committee under rule 15(1)(b)(iii), must be a member of the Association.
- (5) At each Annual General Meeting of the Association after the passing of these Rules, the members of the Management Committee must retire from office, but are eligible, on nomination, for re-election.
- (6) A member of the Association may be appointed to a casual vacancy on the Management Committee under rule 21.

19 Electing the Management Committee

- (1) A member of the Management Committee may only be elected as follows—
 - (a) any 2 members of the Association may nominate another member (the ***candidate***) to serve as a member of the Management Committee;
 - (b) the nomination must be—
 - (i) in writing; and
 - (ii) signed by the candidate and the members who nominated him or her; and
 - (iii) given to the Secretary at least 7 days before the Annual General Meeting at which the election is to be held;
 - (c) each member of the Association present and eligible to vote at the Annual General Meeting may vote for 1 candidate for each vacant position on the Management Committee;
 - (d) if, at the start of the meeting, there are not enough candidates nominated, nominations may be taken from the floor of the meeting.
- (2) A person may be a candidate only if the person—
 - (a) is at least 16 years old; and
 - (b) is not ineligible to be elected as a member under section 61A of the Act.
 - (c) is a voting member of the Association
- (3) A list of the candidates names in alphabetical order, with the names of the members who nominated each candidate, must be posted in a conspicuous place in the law school 5 days immediately preceding the Annual General Meeting.

- (4) If required by the Management Committee, balloting lists must be prepared containing the names of the candidates in alphabetical order.
- (5) The Management Committee must ensure that, before a candidate is elected as a member of the Management Committee, the candidate is advised—
 - (a) whether or not the Association has public liability insurance; and
 - (b) if the Association has public liability insurance—the amount of the insurance.
- (6) Before the Annual General Meeting, Executive candidates (President, Vice-President, Treasurer and Secretary) must publish a brief election statement. This statement must contain at a minimum, reasons for seeking office, the reasons why the person believes they have the skills to perform the duties of the role, and goals if elected. The statements must be communicated to the members by the current Management Committee via email or other appropriate method within 5 days of the Annual General Meeting.

20 Resignation, removal or vacation of office of Management Committee member

- (1) A member of the Management Committee may resign from the committee by giving written notice of resignation to the Secretary.
- (2) The resignation takes effect at—
 - (a) the time the notice is received by the Secretary; or
 - (b) if a later time is stated in the notice—the later time.
- (3) A member may be removed from office at a general meeting of the Association if a majority of the members present and eligible to vote at the meeting vote in favour of removing the member.
- (4) Before a vote of members is taken about removing the member from office, the member must be given a full and fair opportunity to show cause why he or she should not be removed from office.
- (5) A member has no right of appeal against the members removal from office under this rule.
- (6) A member immediately vacates the office of member in the circumstances mentioned in section 64(2) of the Act.

21 Vacancies on Management Committee

- (1) If a casual vacancy happens on the Management Committee, the continuing members of the committee may appoint another member of the Association to fill the vacancy until the next Annual General Meeting.
- (2) The continuing members of the Management Committee may act despite a casual

vacancy on the Management Committee.

(3) However, if the number of committee members is less than the number fixed under rule 24(1) as a quorum of the Management Committee, the continuing members may act only to—

- (a) increase the number of Management Committee members to the number required for a quorum; or
- (b) call a general meeting of the Association.

22 Functions of Management Committee

(1) Subject to these Rules or a resolution of the members of the Association carried at a general meeting, the Management Committee has the general control and management of the administration of the affairs, property and funds of the Association.

(2) The Management Committee shall be empowered to do all things incidental to the attainment of the objects of the Association, consistent with these Rules.

(2) The Management Committee has authority to interpret the meaning of these Rules and any matter relating to the Association on which the Rules are silent, but any interpretation should have regard to the Act, including any regulation made under the Act.

(3) The Management Committee may exercise their powers to—

- (a) to borrow, raise or secure the payment of amounts in a way the members of the Association decide; and
- (b) to secure the amounts mentioned in paragraph (a) or the payment or performance of any debt, liability, contract, guarantee or other engagement incurred or to be entered into by the Association in any way, including by the issue of debentures (perpetual or otherwise) charged upon the whole or part of the Associations property, both present and future; and
- (c) to purchase, redeem or pay off any securities issued; and
- (d) to borrow amounts from members and pay interest on the amounts borrowed; and
- (e) to mortgage or charge the whole or part of its property; and
- (f) to issue debentures and other securities, whether outright or as security for any debt, liability or obligation of the Association; and
- (g) to provide and pay off any securities issued; and
- (h) to invest in a way the members of the Association may from time to time decide.

23 Meetings of Management Committee

- (1) Subject to this rule, the Management Committee may meet and conduct its proceedings as it considers appropriate.
- (2) The Management Committee must meet at least once every semester to exercise its functions but will aim to meet at least once each calendar month.
- (3) The Management Committee must decide how a meeting is to be called.
- (4) Notice of a meeting is to be given in the way decided by the Management Committee.
- (5) The Management Committee may hold meetings, or permit a committee member to take part in its meetings, by using any technology that reasonably allows the member to hear and take part in discussions as they happen.
- (6) A committee member who participates in the meeting as mentioned in subrule (5) is taken to be present at the meeting.
- (7) A question arising at a committee meeting is to be decided by a majority vote of members of the committee present at the meeting and, if the votes are equal, the question is decided in the negative.
- (8) A member of the Management Committee must not vote on a question about a contract or proposed contract with the Association if the member has an interest in the contract or proposed contract and, if the member does vote, the members vote must not be counted.
- (9) The President is to preside as chairperson at a Management Committee meeting.
- (10) If there is no President or if the President is not present within 10 minutes after the time fixed for a Management Committee meeting, the members may choose 1 of their number to preside as chairperson at the meeting.
- (11) Only members of the Management Committee are eligible to vote at Management Committee meetings

24 Quorum for, and adjournment of, Management Committee meeting

- (1) At a Management Committee meeting, more than 40% of the management committee members who include at least 2 of the Executive elected to the committee as at the close of the last general meeting of the members form a quorum.
- (2) If there is no quorum within 30 minutes after the time fixed for a Management Committee meeting called on the request of members of the committee, the meeting lapses.
- (3) If there is no quorum within 30 minutes after the time fixed for a Management Committee meeting called other than on the request of the members of the

committee—

- (a) the meeting is to be adjourned for at least 1 day; and
 - (b) the members of the Management Committee who are present are to decide the day, time and place of the adjourned meeting.
- (4) If, at an adjourned meeting mentioned in subrule (3), there is no quorum within 30 minutes after the time fixed for the meeting, the meeting lapses.

25 Special meeting of Management Committee

- (1) If the Secretary receives a written request signed by at least 33% of the members of the Management Committee, the Secretary must call a special meeting of the committee by giving each member of the committee notice of the meeting within 3 days after the Secretary receives the request.
- (2) If the Secretary is unable or unwilling to call the special meeting, the President must call the meeting.
- (3) A request for a special meeting must state—
- (a) why the special meeting is called; and
 - (b) the business to be conducted at the meeting.
- (4) A notice of a special meeting must state—
- (a) the day, time and place of the meeting; and
 - (b) the business to be conducted at the meeting.
- (5) A special meeting of the Management Committee must be held within 7 days after notice of the meeting is given to the members of the Management Committee.

26 Minutes of Management Committee meetings

- (1) The Secretary must ensure full and accurate minutes of all questions, matters, resolutions and other proceedings of each Management Committee meeting are entered in a minute document and filed in a minute folder.
- (2) To ensure the accuracy of the minutes, the minutes of each Management Committee meeting must be signed by the chairperson of the meeting, or the chairperson of the next Management Committee meeting, verifying their accuracy.

27 Appointment of subcommittees

- (1) The Management Committee may appoint a subcommittee consisting of members of the Association considered appropriate by the committee to help with the conduct of the Associations operations.
- (2) A member of the subcommittee who is not a member of the Management

Committee is not entitled to vote at a Management Committee meeting.

(3) A subcommittee may elect a chairperson of its meetings.

(4) If a chairperson is not elected, or if the chairperson is not present within 10 minutes after the time fixed for a meeting, the members present may choose 1 of their number to be chairperson of the meeting.

(5) A subcommittee may meet and adjourn as it considers appropriate.

(6) A question arising at a subcommittee meeting is to be decided by a majority vote of the members present at the meeting and, if the votes are equal, the question is decided in the negative.

(7) The delegated authority of the subcommittee is limited to minor decisions and all substantive decisions will be referred to the Management Committee. The subcommittee will provide a recommendation/s for decision together with regular updates at Management Committee meetings.

28 Acts not affected by defects or disqualifications

(1) An act performed by the Management Committee, a subcommittee or a person acting as a member of the Management Committee is taken to have been validly performed.

(2) Subrule (1) applies even if the act was performed when—

(a) there was a defect in the appointment of a member of the Management Committee, subcommittee or person acting as a member of the Management Committee; or

(b) a Management Committee member, subcommittee member or person acting as a member of the Management Committee was disqualified from being a member.

29 Resolutions of Management Committee without meeting

(1) A written resolution signed or emailed by each member of the Management Committee is as valid and effectual as if it had been passed at a committee meeting that was properly called and held.

(2) A resolution mentioned in subrule (1) may consist of several documents in like form, each signed by 1 or more members of the committee.

30 Amendments to the rules

(1) Amendments to these Rules and the constitution may be made at a general meeting

(2) 14 days notice of amendments is required to members of the Association per rule

35.

31 Liability

- (1) Each member of the Association ('that member') shall:
 - (a) be solely liable for and shall indemnify the Association, the Management Committee and other members from any and all liability arising from or connected with the actions or omissions of that member, including but not limited to the negligence of that member; and
 - (b) indemnify the Association, Management Committee and other members from any and all liability to that member arising from or connected with that member's Association activities, whether arising from the negligence of any person or entity, or otherwise.
- (2) The members of the Association will indemnify the Management Committee for acts or omissions by the Management Committee arising from or connected with the Management Committee's Association activities, whether arising from the negligence of any person or entity, or otherwise.
- (3) **Association activities** are those activities engaged in for the advancement of or incidental to, Association objectives.

32 Business to be conducted at Annual General Meeting

- (1) The following business must be conducted at each Annual General Meeting of the Association which is held subsequent to the adoption of these Rules —
 - (a) receiving the Treasurer's financial report, for the last financial year;
 - (b) presenting the Treasurer's financial report to the meeting for adoption;
 - (c) electing members of the Management Committee;
 - (d) the President shall deliver a President's report
 - (e) the Secretary shall deliver a written report of the Association's activities for the proceeding year

33 Commencement

The commencement of the Rules is May 7, 2012.

34 Annual General Meetings

Annual General Meetings must be held—

- (a) at least once each year; and
- (b) in October of each year.

35 Notice of general meeting

- (1) The Secretary may call a general meeting of the Association.
- (2) The Secretary must give at least 14 days notice of the meeting to each member of the Association.
- (3) If the Secretary is unable or unwilling to call the meeting, the President must call the meeting.
- (4) The Management Committee may decide the way in which the notice must be given.
- (5) However, notice of the following meetings must be given in writing—
 - (a) a meeting called to hear and decide the appeal of a person against the Management Committee's decision—
 - (i) to reject the person's application for membership of the Association; or
 - (ii) to terminate the person's membership of the Association;
 - (b) a meeting called to hear and decide a proposed special resolution of the Association.
- (6) A notice of a general meeting must state the business to be conducted at the meeting.
- (7) Notice of a general meeting shall be given to law students and members, by notice placed in the law school and by email.

36 Quorum for, and adjournment of, general meeting

- (1) The quorum for a general meeting is at least 75% of the number of members elected or appointed to the Management Committee at the close of the Association's last general meeting plus 1.
- (2) However, if all members of the Association are members of the Management Committee, the quorum is the total number of members less 1.
- (3) No business may be conducted at a general meeting unless there is a quorum of members when the meeting proceeds to business.
- (4) If there is no quorum within 30 minutes after the time fixed for a general meeting called on the request of members of the Management Committee or the Association, the meeting lapses.
- (5) If there is no quorum within 30 minutes after the time fixed for a general meeting called other than on the request of members of the Management Committee or the Association—
 - (a) the meeting is to be adjourned for at least 5 days; and
 - (b) the Management Committee is to decide the day, time and place of the

adjourned meeting.

(6) The chairperson may, with the consent of any meeting at which there is a quorum, and must if directed by the meeting, adjourn the meeting from time to time and from place to place.

(7) If a meeting is adjourned under subrule (6), only the business left unfinished at the meeting from which the adjournment took place may be conducted at the adjourned meeting.

(8) The Secretary is not required to give the members notice of an adjournment or of the business to be conducted at an adjourned meeting unless a meeting is adjourned for at least 30 days.

(9) If a meeting is adjourned for at least 30 days, notice of the adjourned meeting must be given in the same way notice is given for an original meeting.

37 Procedure at general meeting

(1) A member may take part and vote in a general meeting in person, or by proxy, or by attorney, or by using any technology that reasonably allows the member to hear and take part in discussions as they happen.

(2) A member who participates in a meeting as mentioned in subrule (1) is taken to be present at the meeting.

(3) At each general meeting—

(a) the President is to preside as chairperson; and

(b) if there is no President or if the President is not present within 15 minutes after the time fixed for the meeting or is unwilling to act, the members present must elect 1 of their number to be chairperson of the meeting; and

(c) the chairperson must conduct the meeting in a proper and orderly way.

38 Voting at general meeting

(1) At a general meeting, each question, matter or resolution, other than a special resolution, must be decided by a majority of votes of the members present.

(2) Each member present and eligible to vote is entitled to 1 vote only and, if the votes are equal, the chairperson has a casting vote as well as a primary vote.

(3) A member is not entitled to vote at a general meeting if the member's annual subscription is in arrears at the date of the meeting.

(4) The method of voting is to be decided by the Management Committee.

(5) However, if at least 20% of the members present demand a secret ballot, voting must be by secret ballot.

(6) If a secret ballot is held, the chairperson must appoint 2 members to conduct the secret ballot in the way the chairperson decides.

(7) The result of a secret ballot as declared by the chairperson is taken to be a resolution of the meeting at which the ballot was held.

39 Special general meeting

(1) The Secretary must call a special general meeting by giving each member of the Association notice of the meeting within 5 days after—

(a) being directed to call the meeting by the Management Committee; or

(b) being given a written request signed by—

(i) at least 33% of the number of members of the Management Committee when the request is signed; or

(ii) at least the number of ordinary members of the Association equal to double the number of members of the Association on the Management Committee when the request is signed plus 1; or

(c) being given a written notice of an intention to appeal against the decision of the Management Committee—

(i) to reject an application for membership; or

(ii) to terminate a person's membership.

(2) A request mentioned in subrule (1)(b) must state—

(a) why the special general meeting is being called; and

(b) the business to be conducted at the meeting.

(3) A special general meeting must be held within 3 months after the Secretary—

(a) is directed to call the meeting by the Management Committee; or

(b) is given the written request mentioned in subrule (1)(b); or

(c) is given the written notice of an intention to appeal mentioned in subrule (1)(c).

(4) If the Secretary is unable or unwilling to call the special meeting, the President must call the meeting.

40 Proxies

(1) An instrument appointing a proxy must be in writing and be in the following or similar form—

Inter Alia Cairns JCU Law Association:

I, of , being

a member of the Association, appoint

of

20

20

20

20

18

wanted] the following resolutions—

[List relevant resolutions]

41 Minutes of general meetings

(1) The Secretary must ensure full and accurate minutes of all questions, matters, resolutions and other proceedings of each general meeting are entered in a minute book.

(2) To ensure the accuracy of the minutes—

(a) the minutes of each general meeting must be signed by the chairperson of the meeting, or the chairperson of the next general meeting, verifying their accuracy; and

(b) the minutes of each Annual General Meeting must be signed by the chairperson of the meeting, or the chairperson of the next meeting of the Association that is a general meeting or Annual General Meeting, verifying their accuracy.

(3) If asked by a member of the Association, the Secretary must, within 28 days after the request is made—

(a) make the minute book for a particular general meeting available for inspection by the member at a mutually agreed time and place; and

(b) give the member copies of the minutes of the meeting.

(4) The Association may require the member to pay the reasonable costs of providing copies of the minutes.

42 By-laws

(1) The Management Committee may make, amend or repeal by-laws, not inconsistent with these Rules, for the internal management of the Association.

(2) A by-law may be set aside by a vote of members at a general meeting of the Association.

43 Alteration of rules

(1) Subject to the Act, these Rules may be amended, repealed or added to by a special resolution carried at a general meeting.

44 Annual budget

(1) The Management Committee shall prepare an annual budget in November of each year in preparation for sponsorship requests made by the Association and to the Association.

(2) The Management Committee will apply for sponsorship for the following year in December of each year.

45 Funds and accounts

(1) The funds of the Association must be kept in an account in the name of the Association in a financial institution decided by the Management Committee.

(2) Records and accounts must be kept in the English language showing full and accurate particulars of the financial affairs of the Association.

(3) All amounts must be deposited in the financial institution account as soon as practicable after receipt.

(4) A payment by the Association of \$500 or more must be made by cheque or electronic funds transfer.

(5) If a payment is made by cheque, the cheque must be signed by any 2 of the following—

(a) the President;

(b) the Vice-President;

(c) the Secretary;

(d) the Treasurer;

(e) any 1 of 3 other members of the Association who have been authorised by the Management Committee to sign cheques issued by the Association.

(6) However, 1 of the persons signing the cheque must be the President, the Vice-President, the Secretary or the Treasurer.

(7) Cheques, other than cheques for allowances or petty cash recoupment, must be crossed not negotiable.

(8) Petty cash must be kept securely by a person in (5), and the Management Committee must decide the amount of petty cash to be kept at any one time.

(9) All expenditure must be approved or ratified at a Management Committee meeting.

46 General financial matters

(1) On behalf of the Management Committee, the Treasurer must, as soon as practicable after the end date of each financial year, ensure a Treasurer's financial report for the Association's last financial year is prepared.

(2) The income and property of the Association's members must be used solely in promoting the Association's objects and exercising the powers of the members of the Association and shall be held on trust for the members of the Association.

47 Documents

The Management Committee must ensure the safe custody of books, documents, instruments of title and securities of the Association.

48 Financial year

The end date of the Association's financial year is June 30 in each year.

- (1) The Association may choose the date of the Association's financial year to commence and finish at any time throughout the calendar year.
- (2) The chosen financial year period may be altered at a general meeting and these Rules are to be amended to reflect that change.

49 Distribution of surplus assets to another entity

- (1) This rule applies if the Association—
 - (a) is wound-up; and
 - (b) has surplus assets.
- (2) The surplus assets must be distributed among the members of the Association.
- (3) In this rule— **surplus assets** see section 92(3) of the Act for a meaning which may be applied to this unincorporated Association
- (4) Guidance for the appropriate way to wind up the Association is provided for in part 10 of the Act.

Schedule 1

Life Members

1. In 2002, Jason Conway was voted life member of *Inter Alia* in recognition of his contribution in founding the Association and furthering it's [sic] causes.