



Canine Performance Association of Tasmania

Constitution

August 2015

Amended 2020

1. The name of the Association shall be the Canine Performance Association of Tasmania

Definitions

2. "Application for Membership" includes application for re-admission for membership

"Association" means the Canine Performance Association

"Body" means where the context reasonably admits a Club, society, Association, company or group of persons.

"By-laws" means the by-laws in force for the time being of the Association as approved by the Council of the Tasmanian Canine Association Inc.

"Clause" means a provision of the rules and where the context so admits, includes a paragraph or sub-paragraph thereof.

"Committee" includes office bearers unless the rules specifically provide otherwise.

"Dual Member" means any two members of the one family resident at the same address or any two of the persons who are partners in the conduct of a kennel, having a kennel prefix in their joint names registered with the Tasmanian Canine Association Inc who has been admitted with the other such persons as a dual member of the Association

"Executive" means the President, Secretary and Treasurer

"Exhibition" includes a canine show, canine exhibition, canine parade, canine competition, display, demonstration, contest, match or similar event.

“Family Member” means any member of the one family resident at the same address who has been admitted with the other such persons as a Family member of the Association”

“Financial Member” means a member of the Association who shall not be in default in the payment of his annual subscription or any fees or other monies payable by him in accordance with the rules.

“Financial Year” means the financial year of the Association as defined by Clause 72.

“Honorary Member” means a person who upon the recommendation of the Committee or upon written nomination signed by not less than five (5) members is elected by a resolution passed in general meeting by a majority of not less than three fourths of the members voting in person thereat as an honorary member for such period and may be so determined and who in the opinion of such meeting has rendered outstanding services to the canine fancy or to the Association or for other good and sufficient reasons and who need not comply with the provisions of Clause 6 and shall in addition have the rights and privileges of a financial member but shall not be entitled to vote at a general meeting or hold office unless a majority of members otherwise decides. Honorary members may not hold more than 40% of committee positions nor be elected to the executive of the Association.

“Junior Member” means a person under the age of sixteen (16) years who has been admitted as a member of the Affiliate but shall not be entitled to vote or stand for office (as per Rule 15)

“T.C.A.” means the Tasmanian Canine Association Inc or that organisations successor.

“Life Member” means a member who has been admitted to the Association as a member for life whether upon payment of subscription or without payment of subscription as may be determined by the members from time to time.

“Member” means a person who has been admitted as an ordinary or dual or life member of the Association and where the context otherwise so admits shall include a person admitted to any other category of membership and the word “member” where the context so admits shall mean and include persons who have been admitted to any category of membership.

“Office “means the office of the Association and shall be a place as determined from time to time.

“Office Bearers” means the President, Vice President, Treasurer and Secretary or such other nominated positions as referred to in Clause 23.

“Period of Membership” in relation to a member denotes the 12 months termination on the 30th day of June in each year for which such member is for the time being elected or admitted to membership of the Association or such a portion of that term during which his membership shall continue.
If a member joins three months prior to June 30th, they shall not be required to renew their membership until the following year.

“Person” where the context reasonably permits, includes and individual, a firm or partnership, a company or corporation or other legal entity.

“Registered” means breeds and breed varieties of dogs for which registers are kept by the Tasmanian Canine Association Inc.

“Writing” includes printing and or any other like recognised means of communication or of reproducing words in a visible form.

Words used in the rules where the context reasonably permits shall have the same meaning as the definition thereof as set forth in the Constitution and Rules and regulations of the Tasmanian Canine Association Inc.

Words purporting the male gender and where the context reasonable permits include the female and neuter gender and the singular number shall include the plural number.

“Rules” mean the rules for the time being of the Association.

The Office of the Association shall be at the office of the Tasmanian Canine Association Inc, Royal Showgrounds Glenorchy Tasmania, 7010 or at such other place as the Committee from time to time determine.

The objectives of the Association are:

To conserve the heritage of dog breeds;

To promote and encourage the training and breeding of dogs for the purpose for which each breed was originally developed

To affiliate with the Tasmanian Canine Association Inc and ensure the standard of exhibitions for registered dogs is maintained or improved;

To conduct Exhibitions, Trials, Tests and other appropriate canine disciplines.

To foster and protect the interest of exhibitors of dogs in particular to promote canine activities which relate to the purpose for which breeds were originally developed.

To collect, verify and publish information relating to dogs and the breeding, training and exhibiting of dogs;

To educate and encourage members, breeders, judges to abide by the requirements and standards approved by the Tasmanian Canine Association Inc for the conduct of Exhibitions, Trials and Tests;

To promote good fellowship and sportsmanship among members and those participating or attending exhibitions;

To inform members of and make known to them the laws and regulations of the State relating to the ownership and care of their dogs, and the responsibility of owners for the conduct and actions of their dogs;

To hold functions and lectures relating to dogs and to the objectives of the Association;

To provide awards and donate prizes for competitions and for the encouragement of breeding and exhibiting of dogs;

To foster relations with other Associations and bodies having similar aims;

To promote and assist worthy causes, as agreed at a general meeting of members of the Association;

To invest the funds of the Association not immediately required in such manner as the members of the Committee shall determine;

To purchase, hire, lease, etc and do such things as are conducive or incidental to promoting and achieving the objects of the affiliate;

To carry on such other activities or promote or encourage interest in the breeding, upkeep, training, general well being and improvement of dogs and to do all such other things as may be necessary or conducive to carrying out the objectives of the Association.

Affiliation with the Tasmanian Canine Association Inc.

- a) The Association shall apply to become affiliated with the Tasmanian Canine Association Inc and if affiliated shall be eligible to apply for permission to conduct authorised exhibitions;
- b) So long as the Association is an affiliate of Tasmanian Canine Association Inc every member whether a member of Tasmanian Canine Association Inc or not is to be bound by the Constitution and Rules and regulations of the Tasmanian Canine Association Inc for the time being in force so far as the same shall relate to him.

Membership

Any person interested in any of the activities referred to in the objectives of the Association shall be eligible for membership.

Classification of Members

7. Membership may be divided into the following categories:

- Member (ordinary)
- Dual member/Family member;
- Life member;
- Honorary member;
- Junior member
- Any other class of member;

And every person admitted and/or elected to membership shall be, and be deemed for all purposes to have agreed to be bound by the Constitution and Rules and regulations of the Tasmanian Canine Association Inc and the Rules of the Association respectively for the time being in force.

Roll of Members

- 8. a) A roll of members shall be kept by the Association and shall contain the name and address and the date of admission to and the category of membership of each member;
- b) The roll of members shall be kept at the office of the Association and shall be made available by the Secretary for inspection by a member at all reasonable times;

Application for Membership

- 9. An application for membership shall be in such form as the Committee may from time to time prescribe and shall be signed by the applicant and accompanied by the prescribed fees.
- 10. The Secretary shall submit such an application to the next committee meeting of the Association for approval.

11. A member may within thirty (30) days after the end of the Association's financial year make an application for readmission as a member of his category of membership upon the payment of his annual subscription and shall be deemed for all purpose to have been re-admitted as such a member;

Termination of Period of Membership

12. A member shall cease ipso facto to be a member of the Association:

- a) Upon termination of his membership (whether by effluxion of time or otherwise) unless he shall be re-admitted pursuant to Clause 11 as a member of the Association for a further period of surveillance.
- b) If he resigns by notice in writing addressed to the Secretary
- c) If he shall die
- d) If his annual subscription for the forthcoming financial year has not been paid in accordance with Clause 11
- e) If pursuant to the rules he shall be expelled from the Association
- f) If he is disqualified or suspended by the Tasmanian Canine Association Inc for any period for which he is suspended or disqualified;
- g) Should any person cease to be a member of the Association for any reason he shall not be entitled to the return of his membership fee or any part thereof.

Annual Subscription and Joining Fee

13. Subject to notice of motion being first given by resolution of the Committee the members in general meeting at any time and from time to time may fix the amount of the annual subscription payable by each category of membership and may in like manner determine that a membership joining fee shall be paid and the amount thereof.

Privileges of Membership

14. Subject to the restrictions and limitations prescribed by or pursuant to the Rules the privileges of a member shall be:

Upon application and payment of the prescribed fee (if any) to the Secretary to receive a copy of the Rules and By-laws of the Association:

The right to attend and vote at all general meetings of the Association subject to the conditions of Clauses 69 (b) and 69 (c) of these rules;

To submit himself as a candidate for any office of the Association subject to the conditions of Clauses 69 (b) and 69 (c) of these rules;

To receive any publication issued by the Association upon the payment of any prescribed fee (if any)

To compete for prizes (including trophies) available for members of the Association when exhibiting or competing at any exhibition conducted by the Association.

15. A junior member shall be entitled to take part in proceedings of a general meeting but shall not be eligible to vote and shall not be eligible to hold office but shall be entitled to exercise all other privileges of membership.

Conduct of Members

16. A member upon election to any category of membership shall strictly observe and act in conformity with and not otherwise and in accordance with the rules and by-laws of the Association and the Constitution and Rules and Regulations of the Tasmanian Canine Association Inc and will uphold the honour of and use his best endeavours to further the objects of the Association.
17. A member shall furnish to the Committee such information within the knowledge of the member as the Committee may from time to time require and within such time as the Committee may specify in respect of any act or omission on his part or his agent or servant in and about his conduct at any exhibition or show or in respect of any matter dealt with or regulated by the rules and/or by-laws of the Association or the Constitution and Rules and Regulations of the Tasmanian Canine Association Inc.
18.
 - a) Where a member is required to appear before the Committee or to supply information pursuant to Clause 17 or any other clause of these Rules and fails to do so he shall furnish to the Committee a Statutory Declaration or other written explanation relating to the matter.
 - b) If a member defaults in complying with any requirement of the Committee pursuant to Clause 17 and/or 18 (a) the Committee may in its absolute discretion proceed to enquire into the matter without further notice to the member.
19. If upon such enquiry the Committee is of the opinion that a member has wilfully infringed any of the Rules and Regulations of the Tasmanian Canine Association Inc and/or the rules or by-laws of the Association or has been guilty of any conduct prejudicial to the Association or to a member thereof the Committee may call his attention to such infringement or conduct by notice in writing addressed to such member and may call upon such member to show cause why he should not be expelled from the Association or have his membership suspended.
20. If such member does not within a period of twenty one (21) days of the date of the aforesaid notice either resign his membership or offer an explanation of the circumstances either in person or in writing as he may elect to the Committee at a meeting thereof convened for that purpose and if such an explanation is not acceptable to the Committee it may recommend to the members at the first general meeting thereof convened subsequent to such enquiry that the member be suspended from membership for such period as the committee may think fit or that such member be expelled from the Association and that such recommendation shall be in the notice convening the general meeting. At such meeting the member shall be entitled to be heard and to give his explanation of the circumstances and to call witness on his behalf.
21. If the recommendation of the Committee made under Clause 20 or an amendment thereof is approved by a resolution passed by the majority of three fourths of members voting in person at a general meeting such member shall forthwith be suspended from membership for such specified period or expelled as the case may be and he shall have no claim or right of recourse to litigation whatsoever against the Committee or any member thereof or against any member voting.
22. Subject to provisions of the Tasmanian Canine Association Inc Rule 132 relating to exhibitions conducted by Agricultural Societies any member affected by a decision of the committee and/or resolution passed in

accordance with Clause 21 may appeal there from to the Council of the Tasmanian Canine Association Inc pursuant to the Tasmanian Canine Association Inc rule 129 upon such conditions as the Council may from time to time prescribe. In such event the decision of the Council of the Tasmanian Canine Association Inc shall be final and binding on all parties.

Office Bearers

23. The office bearers for the time being of the Association shall be:

- The President;
- The Southern Vice President;
- The Northern Vice President;
- The Secretary;
- Treasurer;
- Such other officers as may be appointed.

Duties of the Secretary

24. The Secretary shall exercise and perform all the usual secretarial functions and generally attend to the secretarial work of the Association and shall keep and maintain:

- The roll of members;
- Minutes of all proceedings of meetings of the Committee and of the Association;
- All necessary records of affairs of the Association;
- A complete record of awards made at all exhibitions and shows conducted by the Association, where necessary;
- And shall forward to the Tasmanian Canine Association Inc within one (1) month of the Annual General Meeting an audited statement of receipts and expenditure and balance sheet of the Association.

Duties of the Treasurer

25. The treasurer shall:

- Receive all monies paid to the Association and cause same to be paid into the banking account of the Association kept for such purposes within seven (7) days of receipt thereof.
- Keep all necessary books of account and financial statements as shall be required by the auditors and the Tasmanian Canine Association Inc.
- Prepare the annual accounts and accompanying reports
- Submit financial statements to all constituted meetings of the Committee and of the Association;
- Produce in general meetings the cash books and bank passbook when requested to do so;
- Keep vouchers for payments authorised by the Association and the Committee; and
- Keep a true and correct inventory of all property of the Association

Committee

26. There shall be a Committee consisting of the office bearers and not less than four (4) or more than ten (10) members all of whom shall be elected at the Annual General Meeting or as provided in the Rules.

27. The Committee shall manage and have the entire control of affairs of the Association subject to and in accordance with the provisions of the Rules and any resolutions passed at a general meeting of members.
28. Notwithstanding the foregoing members in general meeting by resolution passed by a majority of members voting in person thereat may over-rule a decision of the Committee except a decision of the Committee to pay any account payable by the Association or by a resolution passed by a majority of the members voting in person thereat may instruct the Committee in the light of objections expressed by any members to any such decision to review the decision at its next meeting and make its further recommendation to the members at the next general meeting thereof.

Meetings of the Committee

29. Meetings of the Committee shall be held at such place and at such time as the Committee from time to time determines.
30. Written notice of each Committee meeting or sub-committee meeting shall be served on each member of the Committee or sub-committee at a reasonable time before the meeting or by sending it electronically or by post in a pre paid letter addressed to him at his last known abode in time to reach him in due course of post before the date of the meeting. Such notice shall specify the business to be transacted and no other business shall be transacted at such a meeting.
31. The Secretary or his representative shall attend all meetings of the Committee. The minutes of such meetings signed by the chairman thereof or by the chairman of a confirmatory meeting shall be accepted as sufficient evidence of the proceedings of such meeting.
32. The quorum for a Committee meeting shall be not less than one half of that Committee plus one thereof present including by conference call or electronically, in person or such other numbers as prescribed by the members.
33. The Secretary shall call a meeting of the Committee whenever requested to do so by the President or by three (3) members of the Committee.
34. The President or in his absence if he shall be unwilling to act the Senior Vice President or if he shall be unwilling to act Junior Vice President if present or if he shall be unwilling to act a member of the Committee elected by the members thereof present in person shall be the Chairman of a meeting of the Committee.
35. A member of the committee shall not vote in respect of any contract or proposed contract with the Association in which he has any interest financial or otherwise or in respect of any matter arising therefrom and if he does so his vote shall not be counted, such interest should be declared prior to any discussion of the subject matter or said contract or proposed contract.
36. All acts done by any meeting of the Committee or of a Sub-Committee appointed by the members or by any person acting as a member of the Committee or of a Sub-Committee notwithstanding that it is afterwards discovered that there was some defect in the appointment of the Committee or Sub-Committee or of any person acting as aforesaid or that member of the Committee or any of them or of a Sub-Committee was disqualified shall be as valid as if any such person had been appointed and was disqualified to be a member of Committee or of such Sub-Committee.

37. A resolution in writing signed by all members of the Committee for the time being entitled receive notice of a meeting of the Committee shall be as valid and effectual as if it had been passed at a meeting of the Committee duly held and convened. Any such resolution may consist of several documents in form each signed by one or more members of the Committee.
38. A member of the Committee absenting himself from three (3) consecutive Committee meetings without leave from the Committee shall ipso facto cease to be a member of the committee and if an office bearer he shall ipso facto cease to hold his office.
39. A casual vacancy occurring amongst members of the Committee caused by death or resignation of a member thereof or by a member ceasing for any reason to be a member of the committee may be filled by the committee at its next meeting and the member so appointed shall hold that office until his appointment is confirmed by the members at the next general meeting or the vacancy is otherwise filled by the member at a general meeting.

Election of Office Bearers and Committee

40. The office bearers and other members of the Committee shall be elected annually at the Annual General meeting and shall take office immediately upon election.
41. Nomination of members proposed as office bearers or as Committee shall be made in writing to the secretary at least twenty one (21) days before the date of the Annual General Meeting and shall be signed by at least one (1) member and nominee. No person shall be eligible for election unless he is a financial member of the Association , a financial member of the Tasmanian Canine Association Inc and complies with Clause 69 (b) and 69 (c).
42. A list of all such nominations in alphabetical order by "lot" shall be sent or delivered to each of the members at least fourteen (14) days prior to the holding of the Annual General Meeting.
43. If there be not a nomination for the office of President or Vice Presidents or if a member nominate for such an office declares at the Annual General Meeting verbally or in writing that he is unwilling to stand for that office or if the number of members required for election of members of the committee are not nominated the members may propose and second orally at the Annual General Meeting sufficient members to fill any such office.
44. If there be more than the required number of members nominated for the election to office, an election by ballot shall take place, but if there be only the requisite number, the Chairman shall declare those nominated duly elected.
45. The election of the Office Bearers and members of the committee shall be by secret ballot:

Cast by members present at the Annual General Meeting and eligible to vote thereat;
Notwithstanding Clause 45 (a) any member who is entitled to vote at the Annual General Meeting but unable to attend shall be entitled to apply to the Secretary for a postal vote. Application for a postal vote must be in writing and lodged with the Secretary fourteen (14) days prior to the Annual General meeting.
46. For the purpose of the ballot a returning officer may be appointed at the General meeting of members immediately preceding the Annual General Meeting or as the first business of, the Annual General meeting. If so appointed, not less than two (2) scrutineers shall be appointed by the members at, and as the first business of the Annual General Meeting.

47. Each member wishing to participate in the ballot shall strike out from the voting paper, all names in excess of the number of positions vacant and ballot papers containing a greater or lesser number of candidates to be elected shall be invalid.
48. After the appointment of the Returning Officer and/or scrutineers, the Returning Officer and/or scrutineers shall count or cause to be counted by the said persons the postal votes in accordance with Clause 45 (b) and the votes cast by members in accordance with Clause 45 (a) and 47.
49. The Returning Officer and/or scrutineers shall declare the result of the ballot immediately after the votes have been counted, and in the event of an equality of votes in favour of any candidate which could affect the election of a candidate, the members of the Annual General Meeting shall elect one of the such candidates to fill the vacancy for which he was nominated by a resolution passed by a simple majority of members present and voting.
50. If any question should arise as to the validity or invalidity of a voting paper, or whether any member has or has not been elected to any particular office, a statement by the Returning Officer that the relevant voting paper is or is not valid or that a particular member has or has not been elected to a particular office shall be conclusive. All ballot papers shall then be destroyed.

Delegation of Control to Committee

51. At a general meeting of members it may be resolved that the Committee conduct the affairs of the Association for a period of three (3) months or until the next Annual General Meeting of members, at which, any member may question any action taken, or not taken, by the Committee.

Sub-Committees

52.
 - a) The Committee or the members at a General Meeting may at any time and from time to time appoint a sub-committee from amongst the members of the Committee or the members for such purpose and with the authority to exercise such powers and duties as the Committee in its discretion may recommend save and except the power to refuse or return any entry as precluded by the Tasmanian Canine Association Inc and the members thereof shall hold office during the pleasure of the members.
 - b) The committee or the members of the aforesaid may by resolution remove from office a member of a Sub-Committee and may in like manner appoint another eligible person in his stead.
 - c) The quorum for a Sub-Committee shall be not less than one half the members plus one or such other number as the Committee from time to time may determine. The Sub-Committee may appoint a Chairman thereof provided that if the Chairman is not so appointed or is absent or unwilling to act the members of the Sub-Committee shall appoint one of their members as Chairman.
 - d) Any such Sub-Committee may be empowered to exercise the powers and duties committed to it for a term extending beyond the term of office of the Committee recommending it, provided that such extended term is ratified by the members in General meeting, or the Committee in lieu thereof.
 - e) Subject to the consent of the members or the Committee any such Sub-Committee may co-opt additional members to assist in its duties.
 - f) The President and Secretary shall automatically be ex officio members of all Sub-Committees.

- g) Questions arising at meetings of any Sub-Committee shall be determined on a show of hands, or, if demanded by a member, by poll taken in such a manner as the person presiding at the meeting may determine.
- h) Each member present at a meeting of any Sub-Committee (including the person presiding at the meeting) is entitled to one vote and in the event of equality of votes on any question; the person presiding may exercise a second vote or casting vote, and shall vote to maintain the status quo.
- i) All funds accrued are to be paid into the Association's bank account and a separate ledger detailing the sub-committees profit and expenses is to be maintained by the Treasurer.

Rulings at Meetings

53. All questions arising at a General meeting or at a meeting of the Committee or of a Sub-Committee, other than questions of order or procedure which shall be determined by the Chairman, shall be decided by the majority of votes cast at such meeting and in the case of equality of votes The Chairman shall have the casting vote, and shall vote to maintain the status quo.

General Meeting of Members

54. The Annual General meeting of members shall be held within three (3) months of the end of the financial year. Notice of the Annual General Meeting shall be made to all members and the TCA Inc a minimum of forty two (42) days prior to the date specified for such meeting and informing the member of the date by which nominations and agenda items must be received and such date shall be a minimum of twenty-one (21) days prior to the date of such AGM. Nominations and agenda items must be advised to members a minimum of fourteen (14) days prior to the date of the AGM

55. The business to be transacted at the Annual General Meeting shall be:

Appoint Returning Officer and two (2) scrutineers as required under Clause 46 of these Rules.

To confirm the minutes of the preceding Annual General Meeting

To receive and adopt the accounts of the Association and the accompanying reports thereon

To receive from the returning officer pursuant to Clause 49 or the President pursuant to Clause 44, the result of Ballot for the election of the office bearers and of the members of the Committee or pursuant to Clause 43 to elect office bearers or members of the Committee.

To appoint an Auditor

To receive the Annual President's report and transact any other business required by the rules to be transacted

To transact any other business written notice of which shall have been given to the members at least seven (7) days prior to the date of such meeting.

Subject to the approval of the majority of the members present at the meeting, to transact any further business that may be brought forward at the meeting.

56. An ordinary General meeting of the Association shall be held at such time and at such place as the members at their preceding meeting shall determine or if not so determined as shall be convened pursuant to the rules and by-laws of the Association.

57. Unless the members present otherwise determine by vote, the business of an ordinary General Meeting may include the following:

To note apologies for non-attendance

To confirm the minutes of the previous General meeting

To transact business arising out of such minutes

To receive the reports of the President, the Secretary and the Treasurer and any such other reports as may be required to be given

- To receive the reports of the Sub-Committee
- To elect new members
- To consider and deal with business deferred from previous meeting
- To consider and deal with motions of which due notice has been given
- To consider and deal with correspondence received since the previous General meeting
- To receive notice of motion
- To consider and deal with motions of which notice has not been given
- To hear through the Chairman answers to questions from members and, where appropriate, to deal with the subject matter thereof
- To deal with such other business as the Chairman or the majority of members present may allow.

58. A special General Meeting shall be convened by the Secretary at the direction of the President or of the Committee or on the written request of eight (8) members.

59. The business to be transacted at a special general Meeting shall be set out in the notice convening the same, and no other business shall be transacted thereat or at any adjournment thereof.

60. The quorum at a General Meeting shall be such a number not being less than five (5) members present in person or such greater number as the members from time to time determine.

61. The President or in his absence or if should be unwilling to act, the Senior Vice President, or if there shall not be a Vice President present, or if present he should be unwilling to act, then a member elected by the members present in person shall be the Chairman of such a meeting.

Notice of General Meeting

62. a) Every General meeting shall be convened by written notice given by the Secretary to each member of the Association specifying the date, time and venue of such meeting prescribed in Clause 64 and the nature of the business to be transacted thereat.

b) Where an affiliate and/or members representing an affiliate convenes a General Meeting twenty-one (21) days notice of such a meeting shall be given to the TCA Inc Council which may if it considers the interests of all members are likely to be affected appoint one (1) or more representatives to attend such meeting and who shall be entitled to address such meeting and take part in proceedings.

63. At least seven (7) days prior notice shall be given in respect of each such meeting.

64. Notice of a General meeting shall be deemed to have been given to each member if it is published electronically, or in the Association 's newsletter or journal or such other publication as prescribed by members at its first general meeting for the year provided that such publication is made and despatched to the members not later than seven (7) days prior to the date of the meeting or if it is served upon him personally or if it is to be sent through the post addressed to such member at the address furnished by him to the secretary or at his last known address known to the Secretary. A notice sent to one of a "Dual membership" shall be deemed for all purposes to have been given notice to each of such members. Notices of General Meetings shall specify the place, day and time for the holding of the meeting and the nature of the business to be transacted thereat.

65. The accidental omission to give notice to a member or if a member shall fail to receive a notice sent as aforesaid shall not invalidate a General Meeting.

66. A notice sent by post shall be deemed to have been served on the day following that on which it is posted.

Adjournment of Meeting

67. If at a General Meeting or at a Committee or Sub-Committee meeting a quorum shall not be present after the lapse of thirty minutes from the appointed time thereof, the meeting shall thereupon lapse.

68. A General Meeting of members or a meeting of members of a Committee or of a Sub-Committee shall have the power to adjourn proceedings from time to time for any period not exceeding at any one time, one month.

Voting of Members

69. At meetings of members or of the Committee or of a Sub-Committee the mode of voting shall in the first instance be a show of hands, or if required by two (2) members by an actual division or by ballot and the Chairman shall have an ordinary and in the case of equality also a casting vote and shall vote to maintain the status quo and all questions shall be decided by the majority of votes of the members voting in person at any such meeting provided that on resolution relating to the election of Office bearers or of members of the Committee or relating to expulsion of members, the foregoing shall not apply and in lieu of thereof votes shall be taken in accordance with the relevant Clause of Rules.

Every member who was a financial member of the Association not less than three (3) months of the financial year preceding the Annual general meeting and is a current financial member shall be entitled to vote at the Annual general meeting and shall be eligible to nominate or be nominated as an office bearer or member of the Committee.

No person becoming a member between the closing date of the financial year preceding the Annual general meeting and the date of the annual general meeting shall be eligible to vote at the Annual general Meeting, nominate or be nominated as an office bearer or member of the Committee.

In all matters not covered by these rules the Rules of common debate shall apply provided always that the best interests of the general members of the Association be served and general members have the right to vote in favour or against any Committee decision.

Dissention from the President's and/or Chairman's Procedure-Ruling-Actions etc: In the event that a dissention vote be carried by a 60% majority at any meeting of the Association, the Chairman shall be bound to adopt such ruling – procedures-actions- as decided by said vote, and further, immediately such be moved and seconded the Chairman shall immediately vacate the Chair to enable correct and proper discussion and voting procedures to follow. Members present are then entitled to elect their own choice of interim Chairman to preside during the time that this matter only is discussed and determined whereupon the Chairman shall resume the Chair.

Censure of (1) President's and/or Chairman's Action-Ruling- Procedure etc

Censure of (2) Office Bearer(s) and/or Committee Action-Ruling-Procedure- etc

Censure of (3) General Member's Action-Ruling-Procedure- etc

In the event that a censure motion be moved, seconded and carried by a 60% majority at any meeting of the Association the person or persons against whom the vote be taken shall be considered censured and all relevant details shall be minuted. (It must be understood that a censure motion does not automatically mean a loss of position from Committee or a loss to general member of his usual and accepted rights)

Vote of No Confidence

1. Against any office bearer or office bearers
2. Any Committee member
3. The entire Committee (to include office bearers also)

In the event that a censure motion be moved, seconded and carried by a 60% majority of persons present in person at the meeting specifically convened to discuss the motion such person or persons against whom the motion was carried shall immediately forfeit his position as an office bearer/s or committee member and any such person shall not be allowed to accept nomination for the Committee or as an Office Bearer or for any Sub-Committee for a period of twelve months from the date of such a motion. The members present upon such "vote of no confidence" being carried, are then entitled if they so desire to elect a replacement or replacements for the position or positions rendered vacant. Notice of motion of "No Confidence" must be made in writing signed by the persons moving and seconding the motion and handed to the Secretary. The Secretary shall convene a special meeting to be held within thirty (30) days from the date of receipt of the notice of motion and advise all members in writing within seven (7) days allowing members at least fourteen (14) days clear notice of the meeting. Proof of posting the notice to the members last registered address with the Association shall be deemed sufficient proof of the members being notified.

Property

70. The property assets and income of the Association wherever derived shall be applied towards the promotion of the objectives of the Association and no portion thereof shall be paid or transferred either directly or indirectly to any member or members of the Association. Providing that nothing herein contained shall prevent the good faith of remuneration or reimbursement to any officers or servants of the Association or any member in return for services rendered or for authorised expenses incurred nor prevent the payment of interest on monies borrowed from any member of the Association. Should the Association for any reason whatsoever cease to function, the member or person holding any Association monies, records property shall forthwith pay and deliver up same to Council of Tasmanian Canine Council Inc. If at any time within a period of ten (10) years the Tasmanian Canine Association Inc approve the re-affiliation of the former Association an equivalent amount shall be credited to that Association otherwise all assets shall be used by the Tasmanian Canine Association Inc for the furtherance of canine affairs in the State of Tasmania in such manner as it deems fit. However where the affiliation has been cancelled by the Tasmanian Canine Association Inc for disciplinary reasons the members may at a meeting specifically convened for the purpose of the winding up of Association affairs direct by resolution passed by the majority of not less than 80% of financial members that the assets of the Association be donated to an approved Charity or applied for use by an approved canine activity.

All documents and securities of the Association shall remain in the custody of the Secretary.

Financial Year

71. The Financial year of the Association shall commence on the first day of July in each year and terminate on the thirtieth day of June of the following year. Members fees are payable on or before the thirtieth day of July each year.) (See Clause 12)

Show/Trial Secretary and/or Manager

72. The members at a general meeting or the Committee in lieu thereof may appoint a Show Secretary and/or Show Manager or Trial Secretary and/or Trial Manager.

Publicity Officer

73. The members at a general meeting or the Committee in lieu thereof may appoint a Publicity Officer whose duties shall be determined by the committee and/or members in general meeting.

Banking Account

74. The Committee shall cause a trading and/or savings account to be opened with a recognised bank and/or credit union and be kept in the name of the Association.

75. All cheques payable to the Association shall be deposited to the credit of the Association's trading account.

76. All monies payable on behalf of the Association amounting to \$20 or upwards except for prize money, shall be paid by cheque drawn upon the Association's trading account which shall be signed by the Treasurer or in his absence his authorised deputy and any one of the office bearers authorised to sign on behalf of the Association. Notice of every such authority or change shall be given to the Association's bankers forthwith whenever the need shall arise. Where an amount of less than \$20 is paid in cash, the treasurer, or his authorised deputy, shall ensure a receipt is obtained at the time of the transaction.

No cheques shall be drawn upon the Association's bank account except for the payment of expenditure that has been authorised by the Committee.

All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by at least two designated signatories.

Accounts

77. The Treasurer shall cause to be kept true accounts of all monies received, of all payments made by or on behalf of the Association and of all the assets and liabilities, the way income and expenditure of the Association has been dealt with which at all times shall show the true financial position of the Association.

78. The Association's books of account shall be kept by the treasurer

Audit and Auditor

79. An auditor is not required to be appointed as the club is not incorporated

80. A Financial Statement must be presented to the Annual General meeting by the Treasurer

81. The books will be made available to financial members

Patron

82. The members at the Annual General meeting may elect until otherwise determined by them not more than three (3) persons to be Patrons of the Association. A Patron shall be entitled to attend a general meeting of the Association and by invitation of the President to address the members thereat.

Association Journal

83. The members in general meeting may authorise the publication of an Association Journal under such name and terms and conditions and containing (subject to editorial policy for the time being of the Tasmanian Canine Association Inc), such subject matters as the members as aforesaid from time to time.

84. The amount applicable to the Association Journal subscription may be included in the Annual Membership subscription but shall be set apart and separately accounted for in the annual accounts.

By-Laws

85. Subject always to the Rules, members in General Meeting by resolution passed by majority of not less than three fourths of the members present and voting in person may make by-laws and from time to time amend such by-laws by variation, deletion or addition as they shall think fit in respect of:

Nomination of members

The conducting of ballots

The holding, location and conducting of shows and exhibitions by the Association

The granting of awards and prizes at such shows and exhibitions

The manner and procedure of dealing with protests and objections made at shows or exhibitions

subject always to the Tasmanian Canine Association Inc Rules

Meetings of members and Committees

The publication of a newsletter or journal

Any matter the members consider necessary

86. The by-laws shall be read and construed subject to the provisions for the time being of the rules and of the Constitution and Rules and Regulations of the Tasmanian Canine Association Inc.

Winding Up

87. Subject to Sections 32 and 33 of the Association Incorporation Act, 1964 if it for any reason whatsoever the Association cannot continue to function as an affiliate of the Tasmanian Canine Association Inc or the Council of the Tasmanian Canine Association Inc to make application for permission to wind up in accordance with the Constitution and Rules and Regulations of the Tasmanian Canine Association Inc for the time being in force.

Alteration to Rules

88. Any proposed amendments to the rules must be submitted and approved by the Council of the Tasmanian Canine Association Inc prior to the passing of amendments by members of the Association.