

# Tuna Club of Tasmania Incorporated

## CONSTITUTION

### 1. NAME

The name of the Club shall be The Tuna Club of Tasmania Incorporated.

### 2. INTERPRETATION

In these rules unless there is something in the subject inconsistent therewith, the following interpretations shall operate:

- (a) The Club means the Tuna Club of Tasmania Incorporated.
- (b) The Rules means the rules of the Club in force for the time being and shall include the rules of the Game Fishing Association of Australia as they apply to the affairs of the Club.
- (c) The Committee means the members elected to the Committee of Management as elected in accordance with this Constitution and rules.
- (d) Words importing the singular number include the plural number and vice-versa.
- (e) Words importing the masculine gender include the feminine gender.

### 3. OBJECTS

- (a) To popularise the sport of game fishing in Tasmania waters and to develop and maintain the best interests and traditions of the sport Tasmanian waters.
- (b) To actively promote the conservation of game fish species in Tasmania and to assist and support any Government Department, body or person concerned in the protection or conservation of salt-water fish or sport fishing grounds in Tasmania.
- (c) To maintain a careful record of gamefish and sharks captured in Tasmanian waters and to create a chart of records to list, if deemed necessary, captures of game fish made by Club members in waters other than Tasmanian.
- (d) To award such prizes, or awards as may be allocated by the committee and to promote and conduct game fishing contests, or competitions at either Club, State, National or International level.
- (e) To co-operate or affiliate with, or to join or to subscribe to the funds of any organisation having similar objects, for the purpose of better attaining or otherwise furthering the objects and interests of the Club and its members.
- (f) To promote various activities among members including the arranging of talks, annual dinners, presentation functions and social functions.
- (g) The construction, maintenance and alteration of buildings or works necessary or convenient for any of the objects or purposes of the Club.
- (h) To pay out of the funds of the Club all expenses of and incidental to, the operations of the Club and the carrying out of its objects.
- (i) The borrowing and raising of money in such manner and on such terms as the committee may think fit or as may be approved or directed by resolution passed at a general meeting.
- (j) Subject to the provisions of the Trustee Act 1898, the investment of any moneys of the Club not immediately required for any of its objects or purposes in such a manner as the committee may from time to time determine.
- (k) The doing of all such other lawful things as are incidental or conducive to the attainment of the basic objects of the Club or of any of the objects and purposes specified in the foregoing provisions.

#### 4. RULES AND REGULATIONS

- (a) Every member of the Club shall be bound by the constitution and rules of the Club.
- (b) The rules of the Club shall be set by the Committee and may be varied at any time by the Committee.
- (c) All competitions conducted by the Club shall be conducted in accordance with the current fishing rules, regulations and tackle specifications as laid down by the Game Fishing Association of Australia.
- (d) A current copy of the Fishing Rules of the Game Fishing Association of Australia shall be displayed in the Club's premises and every member encouraged obtaining a copy.

#### 5. MEMBERSHIP

- (a) Membership shall be available to any person approved by the Committee. Persons applying for membership shall do so on the Club's application form. They must be proposed by one and seconded by another financial member of the Club the candidate shall be known to both.
- (b) Every application for membership shall be approved by the Committee of the Club.
- (c) The application form of every candidate shall be sent to the Secretary at least fourteen days before the Committee meeting at which it is to be considered.
- (d) Upon lodgement of a completed application form and the appropriate application fee the applicant will be Entitled to all benefits of membership of the Club except the right to vote at any meeting of the Club until The Committee considers their application.
- (e) Upon a nomination being approved by the Committee, the Secretary shall, with as little delay as possible, notify the nominee, in writing, that they have been approved fro membership of the Club and, upon receipt of the sum payable by or on behalf of the nominee as the first year's subscription, shall enter the nominee's name in a register of members to be kept by the Secretary, whereupon the nominee becomes a member of the Club.
- (f) Categories of membership of the Club shall be:
  - (i) **Full members** – persons of the age of sixteen years or over shall be eligible for full membership of the Club and they shall be entitled to all rights and privileges of membership of the Club.
  - (ii) **Junior members** – persons under the age of sixteen years shall be eligible for junior membership of the Club. Their application of Junior Membership shall include a written statement concerning their date of birth.
  - (iii) **Temporary members** – any member of the Committee may grant temporary membership to any visiting member of an organisation affiliated with the Game Fishing Association of Australia or the TGFA for a period of fourteen days without the payment of subscription. No temporary member shall be eligible to compete for any Club Trophy or hold or receive any Club record, prize or award of the Club. Temporary members shall otherwise be accorded the rights and privileges of the Club with the exception that they shall not be entitled to vote at any meeting or to hold office. Temporary membership may be cancelled at any time at the discretion of the Committee.
  - (iv) **Family members** – persons who form a Family group, i.e. husband, wife and any of their children under the age of sixteen shall be eligible for family membership and shall be entitled to the rights and privileges of the Club.
  - (v) **Honorary members** – The following officials of the Club shall be deemed honorary members of the Club – the Patron, the Hon. Auditor, the Hon. Legal Adviser, the Hon. Technical Adviser and one or more weighmasters. The Committee may grant Honorary membership to any other person deemed worthy of that honour. No subscription shall be required from a person granted honorary membership. Honorary members shall not be entitled to vote at meetings.  
At the option of the individual honorary member and at the discretion of the Committee an Honorary member may become a full member of the Club upon payment of the appropriate subscription.  
Should any one of these officials be admitted to Full membership, he or they shall be entitled to retain his or their office(s) and to vote at meetings.  
Honorary membership may be cancelled at any time at the discretion of the Committee.

- (vi) **Life Members** – At the recommendation of the Committee, Life Membership of the Club may be conferred on any member for valuable or outstanding services rendered to the Club over a long period of time.

This award can only be conferred at an Annual General Meeting, or Special General Meeting Convened for that purpose. No subscription shall thereafter be required from any person elected to Life Membership. A Life Member shall be deemed a financial member of the Club for all purposes And shall therefore be entitled to vote at all meetings, to hold office and to receive any trophies or Prizes awarded.

- (vii) **Social members** – Social membership shall be available to persons approved by the Committee. Social members will be entitled to the benefits of the Club, but will not be able to vote at Club meetings, fish in competitions or compete for prizes. They will not be affiliated with the TGFA or the GFAA.

(g) Resignation

Any member may resign at any time by giving notice in writing to the Secretary. Upon resignation, a member shall not be entitled to or have any claim upon any property or portion of the property of the Club. No refund of any subscription or portion thereof shall be made upon cessation of membership.

(h) Suspension

- (i) The Committee may expel a member from the Club if, in the opinion of the Committee the member has been guilty of conduct detrimental to the interests of the Club.

- (ii) A member who is advised of such expulsion may appeal against the Committee's decision within 14 days of receiving notice of expulsion.

Upon receipt of such appeal the Secretary shall convene a special general meeting of members within 28 days. Such a meeting will be for the sole purpose of hearing the member's appeal. The vote on the appeal shall be by normal majority.

- (iii) The expulsion of a member pursuant to sub-rule (1) of this rule does not take effect:

- (a) until the expiration of fourteen days after the service on the member of a notice under this rule; or  
 (b) if the member exercises his right of appeal under this rule, until the conclusion of the special general meeting convened to hear the appeal:  
 - Whichever is the later date.

(i) Lists of Members

The Secretary shall keep an up-to-date list of Members. Details to be included in this list shall be confined to the following:

- (i) Name of each member  
 (ii) membership classification  
 (iii) postal address  
 (iv) telephone number if given  
 (v) date of joining  
 (vi) Relevant details concerning the payment of the appropriate subscription or the receipt of resignation.

## 6. SUBSCRIPTIONS

- (a) The Club's financial years shall end on 30 June and all subscriptions shall be due on the first day of July as hereinafter provided.  
 (b) The amount of each year's annual subscription and entrance fee shall be determined by the Committee.  
 (c) A member shall be deemed to be unfinancial if his subscription remains unpaid after the 15<sup>th</sup> day of August in any year and until the subscription is paid he shall not be entitled to any of the rights or privileges of the Club.

## 7. OFFICE BEARERS AND OFFICIALS

- (a) The office bearers of the Club shall be the President, Vice-President, Secretary and Treasurer. They shall all be elected from Life or financial full members of the Club. The Secretary shall be the Public Officer for Corporate Affairs matters.
- (b) All office bearers and Committee members shall retire annually but shall be eligible for re-election.
- (c) The Patron will be recommended by the Committee and approved at an Annual General Meeting. The nominee may be a non-member of the Club and will hold office until his resignation.
- (d) The Committee may appoint the following to be officials of the Club, an Honorary Legal Adviser, an Honorary Technical Adviser and one or more Weighmasters. These officials will hold office until their resignations.

## 8. COMMITTEE

- (a) Twelve members shall form a Committee. The President, Vice-President, Secretary and Treasurer shall be ex officio members of the Committee.
- (b) The remaining members of the Committee shall be elected annually except as hereinafter provided and they shall be currently financial full members or life members of the Club.
- (c) The Committee shall assume full responsibility for the management of the Club and shall have power to establish by-laws or rules for the conduct of the Club, paying due regard to the aims and objects as set out in this Constitution.
- (d) Casual vacancies on the Committee may be filled by the Committee.
- (e) Any vacant office may be filled by the Committee in the interests of the Club.
- (f) The property of the Club shall remain vested in the Committee.
- (g) The Committee may appoint any special sub-committee for any specific purpose.
- (h) The Committee will appoint any necessary delegates to attend meetings of any body with which this Club is affiliated or any other organisation or body.

## 9. VOTING AT MEETINGS

The following provisions shall apply to voting at all meetings of the Club:

- (a) Only currently financial full, life, and adult family members shall be entitled to vote.
- (b) Decisions shall be reached by a majority vote
- (c) Voting shall be by a show of hands unless otherwise requested by a majority of those present and entitled to vote.
- (d) No proxy voting shall be allowed.
- (e) The President, or in the absence of the President, the Chairman of any meeting shall have a personal vote and in the case of an equality in votes, a casting vote.

## 10. NOTICES

Any notices required to be given by the Club under its Constitution shall be in writing and sent either by ordinary post to the last known postal address of each member, email to the last known email address of each member or given to the member personally. The following provisions shall apply to the service of notices.

### Annual General Meeting

- (i) The Secretary shall give notice in writing to every adult member at least 28 days preceding every Annual General Meeting. Notices must call for nominations for positions of office bearers and Committee members.
- (ii) Nominations for office bearers and Committee members must be received 14 days before the Annual General Meeting.
- (iii) At least one public notice shall be given through a daily newspaper circulating in Southern Tasmania, advising the date, venue and time of any Annual General Meeting.

### Committee Meetings

(i) The Secretary shall give notice in writing to each Committee person at least 7 days preceding a Committee Meeting.

### (ii) Special General Meeting

The Secretary shall give 28 days notice of each Special General Meeting.

## 11. PROCEDURE AT MEETINGS

### Committee Meetings

- (a) The President shall convene and preside at Committee Meetings. In his absence the Vice-President shall preside but such a meeting shall elect its own Chairman if the Vice-President is also absent.
- (b) In the event of any member of the Committee being absent from two consecutive Committee meetings without leave of absence being granted by the Committee, he shall thereupon automatically vacate his position or office, whatsoever it may be.
- (c) The Committee shall meet at least 5 times during the period between the Annual General Meetings. There shall be a meeting at least every 90 days.
- (d) Five (5) Committee members will form a quorum.
- (e) A Committee Meeting may be adjourned to any time or place directed by the President, or in the absence of the President, by the Chairman of such meeting.
- (f) The Committee may invite any person to attend a Committee meeting in an advisory capacity.

### Annual General Meeting

- (a) An Annual General Meeting shall be held no later than the first day in September in each year, at such time and place as the Committee may decide.
- (b) The President shall preside at all Annual General Meetings, in his absence the Vice-President, shall chair the Annual General Meeting. If both the President and the Vice-President are absent, such meeting shall elect its own Chairman.
- (c) Ten (10) financial full and/or life members shall constitute a quorum.
- (d) An Annual General Meeting may be adjourned to any time or place directed by the President, or in the absence of the President, by the chairman of such meeting.
- (e) The regular business of the Annual General Meeting shall be dealt with in the following order:
  - (i) Adoption of the minutes of the previous Annual General Meeting.
  - (ii) Receipt of the Annual Report.
  - (iii) Adoption of the Annual Statement of Accounts and Auditors Report.
  - (iv) Election of office-bearers and members of the Committee.
  - (v) Special business of which written notice has been delivered to the Secretary at least 14 clear days preceding such Annual General Meeting.
  - (vi) General Business of which written notice has been delivered to the Secretary at least 14 clear days preceding such Annual General Meeting.

### Special General Meetings

- (a) The President of the Committee may at any time convene a Special General Meeting of the Club for any specific purpose.
- (b) Any 10 members of the Club may give notice in writing calling a Special General Meeting. Such application must state clearly the business to be discussed at the Special Meeting so called. The Secretary must give notice to the members within 10 days of receiving such request and the meeting must be held within 29 days of such notice.
- (c) If the Committee does not cause a Special Meeting to be held within 29 days from the date on which a requisition therefore is deposited with the secretary of the Club, the requisitionists, or any of them, may convene the meeting, but any meeting so convened shall not be held after three months of the deposit of the requisition.
- (d) A Special General Meeting convened by requisitionists in pursuance of these rules shall be convened in the same manner as nearly as possible as that in which those meetings are convened by the Committee and all reasonable expenses incurred in the convening the meeting shall be refunded by the Club to the persons incurring them.
- (e) The President shall preside at any Special General Meeting, but in his absence, the Vice-President shall chair the Special General Meeting. If both the President and the Vice-President are absent, such meeting shall elect its own Chairman.
- (f) Ten (10) full and/or Life Members shall constitute a quorum.
- (g) A Special General Meeting may be adjourned to any time or place directed by the President or in the absence of the President, by the Chairman of such meeting.

## 12. ANNUAL REPORT

On behalf of the Committee, the President shall draw up an Annual Report on the management of the Club and such Report shall be presented at every Annual General Meeting.

## 13. FINANCE AND AUDITOR

- (a) A banking account shall be opened in the name of the Club and all cheques drawn shall be signed by any two authorised by the Committee.
- (b) The Treasurer shall keep a full and faithful record of all financial transactions conducted on behalf of the Club and shall preserve all documents pertaining thereto.
- (c) The Treasurer shall prepare an Annual Statement of Accounts for presentation to each Annual General Meeting provided always that this Statement shall have been duly certified by the Honorary Auditor as hereinafter provided.
- (d) At each Annual General Meeting of the Club, the members present shall appoint an appropriately qualified person as the auditor of the Club.
- (e) A person so appointed shall hold office until the Annual General Meeting next after that at which he is appointed, and is eligible for re-appointment.
- (f) The first auditor of the Club may be appointed by the Committee before the first Annual General Meeting, and, if so appointed, shall hold office until the first Annual General Meeting, unless previously removed by a resolution of the members at a general meeting, in which case the members at that meeting may appoint an auditor at act until the first Annual General Meeting.
- (g) If an appointment is not made at an Annual General Meeting the Committee shall appoint an auditor of the Club for the then current financial year of the Club.
- (h) Except as provided in sub-rule (3) of this rule, the auditor may only be removed from office by special resolution.
- (i) If a casual vacancy occurs in the office of the auditor during the course of a financial year of the Club, the Committee may appoint a person as the auditor and the person so appointed shall hold office until the next succeeding Annual General Meeting.

#### 14. LIST OF TROPHIES, AWARDS AND RECORDS

- (a) A list of trophies, awards and prizes for presentation to members of the Club shall be drawn up by the Committee. Such trophies, awards and prizes shall be presented annually at an appropriate function. The decisions of the Committee regarding the allocation of such trophies, awards or prizes shall be final and not subject to appeal.
- (b) No Club trophy, award or prize may be awarded unless:
  - (i) The angler concerned was a financial Club member or a Club affiliated with the GFAA at the time of capture.
  - (ii) The fish was caught in accordance with the fishing rules of the Game Fishing Association of Australia and the Fishing Rules adopted by this Club.
- (c) The Secretary shall update the Chart of Club records which shall include details regarding each of the species concerned including their scientific and common names, weights of the fish, dates of captures, locations of captures names of anglers and line test classifications as outlined in the Fishing Rules adopted by the Club.

#### 15. ALTERATIONS TO CONSTITUTION OR RULES

- (a) This Constitution may be revoked, amended or added to at any Annual General Meeting or at any Special General Meeting convened for this purpose and then only upon the motion being carried of a majority of two thirds of the members present at that meeting in person.
- (b) A copy of the proposed amendments or addition shall be delivered to the Secretary and shall be inserted in the notice, convening the Annual General Meeting or Special General Meeting, which ever is applicable and which shall be circulated to all financial members and officers of the Club 28 clear days before the date of such meeting.

#### 16. DISSOLUTION

- (a) A two thirds majority of the Life and/or currently financial full members of the Club present at an Annual General Meeting, or a Special General Meeting convened for the purpose, may resolve that the Club be duly wound up as from a date to be named in such resolution and may also direct the method of disposition of the funds and property of the Club after the winding up thereof, provided that neither the whole nor any portion of the funds or property of the Club shall be divided or transferred, directly or indirectly by way of dividend or bonus to members.
- (b) Notices advising dissolution of the Club shall be forwarded to all members of the Club, to any organisation with which this Club is affiliated and to any organisation which may be directly interested in the Club.
- (c) In the event of the Club being wound up:
  - (i) Every member of the Club and
  - (ii) Every person who, within the period of twelve month immediately preceding the commencement of the winding up, was a member of the Club.

Is liable to contribute to the assets of the Club for payment of the debts or liabilities of the Club and for the costs, charges and expenses of the winding up and for the adjustment of the rights of the contributories among themselves such sum not exceeding \$10 as may be required, but a former member is not liable so to contribute in respect of any debt or liability of the Club contracted after he ceased to be a member.

Revised after the 2015 AGM  
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