

DAPTO NETBALL CLUB REGULATION

ALTERATIONS OF THE CONSTITUTION AND REGULATIONS

OF THE

DAPTO NETBALL CLUB

**REGULATION 5 – ALTERATIONS TO THE
CONSTITUTION & REGULATIONS**

5.1 PURPOSE

In accordance with authority provided by Clause 37 of the Dapto Netball Club (the Club) Constitution, the Management Committee has created this Regulation that sets down the procedural requirements for Special Resolutions to alter the Constitution and procedures for the establishment and alterations to Regulations. This Regulation is to be interpreted in accordance with the Constitution.

5.2 SPECIAL RESOLUTIONS TO ALTER THE CONSTITUTION

Notices of Motion to amend the Constitution of the Club:

- (a) Shall only be dealt with at the Annual General Meeting or at a Special General Meeting called for the specific purpose of amending the Constitution.
- (b) Shall only be proposed by a senior member of the Club or the Management Committee of the Club.
- (c) For presentation at the Annual General Meeting:
 - (i) If proposed by a senior member of the Club, shall be in writing and signed by the proposer and seconded by another senior member of the Club. Such motions must be forwarded to arrive with the Secretary of the Club, and approved for submission, not less than thirty five (35) days before the date set for the Annual General Meeting.
 - (ii) If proposed by the Management Committee, be approved for submission to the Annual General Meeting at a Management Committee meeting, not less than thirty five (35) days before the date set for the Annual General Meeting.
- (d) For presentation at a Special General Meeting:
 - (i) If proposed by a senior member of the Club, shall be in writing and signed by the proposer and seconded by another senior member of the Club. Such motions must be forwarded to the Secretary of the Club and be approved for submission to a Special General Meeting at a Management Committee meeting.
 - (ii) If proposed by the Management Committee, be approved for submission to a Special General Meeting at a Management Committee meeting.

- (e) Shall be specific and shall refer to the rule or clause concerned specifying the deletion, insertion or addition of words that are required and followed by the rule or clause as it would appear if amended. Alternatively, if the nature of the change is such that replacing the entire Rule or Clause is appropriate, then the delete and replace approach may be used.
- (f) Shall not cause the Club to be in breach of the Associations Incorporation Act (2009) (the Act).
- (g) Shall not cause the Club to be in breach of the Illawarra District Netball Association Constitution, Regulations or Policies.
- (h) Will become an effective resolution of the Club if passed as a Special Resolution.
- (i) Any amendments to the Constitution passed by a Special Resolution must be lodged with the NSW Office of Fair Trading for registration and should be forwarded to Netball Illawarra for their information.

5.3 ESTABLISHMENT OF AND ALTERATIONS TO REGULATIONS

- (a) The Regulations will be administered by the Management Committee of the Club.
- (b) Any motion to amend a Regulation shall be specific and refer to the clause concerned, specifying the deletion, insertion or addition of words that are required and followed by the Clause as it would appear if amended. Alternatively, if the nature of the change is such that replacing the entire Rule or Clause is appropriate, then the delete and replace approach may be used.
- (c) Any proposed amendment shall be advised to Committee members at least twenty eight (28) days prior to the voting on the motion to amend the Regulation.
- (d) Shall not be contradictory to the Club's Constitution.
- (e) Shall not be contradictory to the Netball Illawarra Constitution, Regulations or Policies.
- (f) Shall not cause the Club to be in breach of the Association's Incorporation Act.