

ROSEWATER FOOTBALL CLUB (Inc.)

CONSTITUTION AND RULES

(as amended at the Annual General Meeting _____)

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THE ROSEWATER FOOTBALL CLUB (Inc.)

CONSTITUTION AND RULES

1. NAME OF THE CLUB

The name of the Club shall be Rosewater Football Club (Inc.), hereafter, known as the Club.

2. CLUB COLOURS

Club colours:

- (a) The colours of the Club shall be red, white and blue.
- (b) All players representing the Club shall appear in matches in football uniform and shall wear Club colours.
- (c) The Club mascot shall be a bulldog.

3. OBJECTS & PURPOSES

The objects and purposes of the Club shall be:

- (a) To promote, play and foster the game of Australian Rules football.
- (b) To field teams representing the Club as defined from time to time in the South Australian Amateur Football League Inc (SAAFL), hereafter known as the League, competition, or if deemed desirable, in such other Association or Associations as may be decided by the Committee of Management.
- (c) To provide social amenities and facilities for the members of the Club and provide accommodation for them on such premises as the Club may from time to time occupy.
- (d) To do all things which the Club or the Committee of Management thereof may determine desirable or necessary for promoting the recreation, accommodation and convenience of its members.
- (e) To provide facilities for the members for playing and support of football and other sports the Club may, from time to time, engage in.
- (f) To purchase, take on lease, exchange, transfer or otherwise deal with any land, buildings, easements or property, real or personal, which may be required for the purposes of or eventually used in connection with the objects of the Club and to sell, demise, mortgage, give in exchange or dispose of the same or any part or parts thereof from time to time and to grant easements in through or upon any land and to acquire easements or rights over any other land.
- (g) To hire and employ clerks, managers, servants and workers, and to pay to them and to other persons in return for services rendered to the Club, salaries, wages, gratuities and pensions.
- (h) To borrow or raise money with or without giving security and particularly by the issue of or upon bonds, debentures (redeemable on dates to be determined by yearly ballot or otherwise by discretion of the Committee of Management of the Club) bills of exchange, promissory notes, or other obligations or securities of the Club or by mortgage or charge upon all or any part of the property of the Club.
- (i) To support and subscribe to any charitable, athletic or public body.
- (j) To deal with the monies of the Club not immediately required upon such security and in such manner as from time to time may be determined by the Committee of Management of the Club.
- (k) To do all such other lawful things as are incidental or conducive to the attainment of the above objects.

4. MEMBERSHIP

Membership of the Club shall consist of the following categories of members:

- (a) Ordinary Members
- (b) Honorary Life Members
- (c) Honorary Members

5. ORDINARY MEMBERS

Ordinary Members shall be:

- (a) Those persons who have applied for membership subject to 5 (b).
- (b) Any person desirous of becoming an Ordinary Member of the Club shall become a member in the manner following, that is:
 - 1. By applying either orally or in writing to the Secretary or any member of the Committee of Management to become a member.
 - 2. The Secretary or the member of the Committee of Management shall, upon receiving the said application, refer the same to the Committee which shall have the power to accept or reject the application as it shall in its discretion see fit.
 - 3. By and upon payment of the subscription as determined in accordance with Rule 10 hereof.
- (c) Every member so elected shall be entitled to all rights and privileges of the Club with full voting power at all meetings.

6. HONORARY LIFE MEMBERS

Honorary life members shall be:

- (a) The Club may, upon the recommendation of the Committee of Management, at any Annual General Meeting, or Special General Meeting, elect any person or persons Honorary Life Members of the Club for services rendered as defined in 6(b).
- (b)
 - 1. Any person serving 10 years as an (voluntary) official, or
 - 2. Any member playing 200 senior games for the Club, where senior games shall be those games played in any of the grades; A Grade, B Grade, C Grade, D Grade, or Under 17 Grade, and shall include games played when representing the Club as a member of an official representative team of the League.
- (c) Every member so elected shall be entitled to all rights and privileges of the Club with full voting power at all meetings without payment of any subscription.

7. HONORARY MEMBERS

Honorary members shall be:

- (a) The Committee of Management shall have the power to elect any person of prominence in sport or in service to the community to be an Honorary Member of the Club upon such terms and conditions as the Committee of Management shall in its absolute discretion think fit.
- (b) The rights and privileges of Honorary Membership shall be as determined by the Committee of Management from time to time.

8. LICENSING ACT PROVISIONS

The Club shall comply with the provisions of the Licensing Act.

- (a) No liquor shall be sold or supplied to any person under eighteen years of age.
- (b) No person under eighteen years of age shall be employed in that portion of the Club Premises for which a permit has been granted under the Licensing Act.

9. NOTICE OF ELECTION

Every member of the Club shall be notified of their election.

10. ANNUAL SUBSCRIPTIONS

The Committee of Management shall:

- (a) Determine Ordinary Membership categories, and
- (b) The annual subscription payable by each classification of Ordinary Membership.
- (c) All subscriptions so determined shall be due and payable on the first day of March preceding the commencement of the football season in each year provided nevertheless that the payment of subscriptions for playing members may be halved with the first half to be paid on or before the first day of May and the balance thereof on or before the first day of August or in such other manner as the Committee of Management may from time to time determine.
- (d) If any person applies for Ordinary Membership after the first day of March in each year then their subscription shall be due and payable forthwith upon their application being accepted by the Committee of Management provided nevertheless that in the case of a playing member in such other manner as the Committee may from time to time determine.
- (e) The Committee of Management shall have power to remit either wholly or partly the subscription payable by any playing member.

11. DEFAULTING MEMBERS

Defaulting on subscriptions:

- (a) The non-payment of an Ordinary Member's subscription by the dates specified or such other dates as are decided by the Committee of Management from time to time may disqualify the member from all rights and privileges including the right to play football for the Club and the right to vote at any meeting until such subscription shall have been paid.
- (b) Any Ordinary Member who has not paid their annual subscription on or before the date of the next Annual General Meeting shall be deemed to have automatically forfeited their membership as from the date of such Annual General Meeting.

12. EXPULSION OF MEMBERS

Expulsion of members:

- (a) The Management Committee shall have the power to expel a member from the Club.
- (b) The Secretary shall communicate with such member so that they may have the opportunity of explaining, or withdrawing from the Club, and
- (c) The Secretary shall call a meeting of the Committee of Management to decide the question.
- (d) If a two thirds majority of the members of the Committee of Management present vote for the expulsion then that person shall thereupon cease to be a member of the Club.

13. CLUB PROPERTY

Expelled members:

- (a) Any member expelled in accordance with the Rules, or otherwise ceasing to be a member of the Club, shall forfeit all such rights to or claim upon the Club of its property or funds as they otherwise would have by reason of membership.

14. OFFICE BEARERS

Office bearers shall be:

- (a) The Office-Bearers of the Club shall consist of Patrons, President, Chairman, Honorary Secretary, Honorary Treasurer and Auditor.
- (b) The Auditor shall not be a member of the Committee.

- (c) Office-Bearers shall be elected at each Annual General Meeting and shall hold office until the next Annual General Meeting, unless otherwise provided, for the year after but shall be eligible for re-election from year to year.

15. COMMITTEE OF MANAGEMENT

The management of the Club shall be by the Committee of Management:

- (a) The Committee of Management shall comprise the President, Chairman, Secretary, Treasurer, Junior Football liaison member, and a maximum of seven Ordinary Members and a Player's Representative.
- (b) All members of the Management Committee shall hold Office until the next Annual General Meeting when all positions shall become vacant.

16. ELECTION OF COMMITTEE OF MANAGEMENT

The election of the Committee of Management shall occur in the following manner:

- (a) Any two members of the Club may nominate a member to serve in any of the aforementioned roles of Office except that of Player's Representative. The name of each nominee shall be sent in writing to the Secretary at least fourteen (14) days before the Annual General Meeting signed by the candidate signifying their consent to serve if elected and shall be signed by two members.
- (b) The Player's Representative shall be elected at a meeting of Playing Members. Ordinary Members may also be nominated for the position of Player's Representative.
- (c) Nominations may also be accepted from the floor of the Annual General Meeting.
- (d) If the number of candidates exceeds the number of vacancies, a ballot of members, conducted at the Annual General Meeting, shall determine the successful candidate(s).
- (e) In the case there shall not be a sufficient number of candidates nominated, the Committee of Management may fill the remaining vacancies.

17. CASUAL VACANCIES ON COMMITTEE OF MANAGEMENT

Filling vacancies in term:

- (a) Any casual vacancy on the Committee of Management shall be filled by nomination of the Committee of Management.
- (b) Any member so chosen shall retire at the following Annual General Meeting, but shall be eligible as a candidate for election on the Committee of Management at such Annual General Meeting.

18. POWERS OF COMMITTEE OF MANAGEMENT

Powers to include:

- (a) The Committee of Management, in addition to the powers specifically conferred on them, shall have the control of the finances of the Club and all such administration powers as may be necessary for properly carrying out the objects of the Club in accordance with the Rules.
- (c) The Committee of Management may delegate all or any of its powers to a Sub-Committee either with full power to act or to report to the Committee of Management for further consideration.
- (d) Such Sub-Committee may consist either of members of the Management Committee or otherwise.
- (e) Such Sub-Committee shall submit to the Committee of Management at its usual monthly meeting, a general report in respect of its activities.

19. MEETINGS OF THE COMMITTEE OF MANAGEMENT

Conduct of the Committee of Management:

- (a) The Committee of Management shall meet at least once in every month with the exception of December, where a meeting is optional.
- (b) All resolutions and proceedings of the Committee Management shall be recorded
- (c) The Committee of Management shall meet when requisitioned by the Secretary to do so.
- (d) Any member of the Committee of Management absenting themselves from three consecutive meetings thereof, unless they send a written excuse to the Secretary to the satisfaction of the Committee of Management, shall be deemed to have vacated their office, but may be reinstated by a vote of the majority of the Committee of Management.
- (e) If the Secretary, upon being requested so to do, shall neglect or refuse to summon a meeting of the Committee, the Chairman or any two members thereof may, if they see fit, summon such meeting.

20. POWER TO ACT

Power to act of the Committee of Management:

- (a) The Committee of Management, or a quorum thereof, may act, notwithstanding any vacancy in its number.
- (b) When, by reason of the absence of a quorum at any meeting of the Committee of Management, no business shall be transacted thereat,
- (c) The consideration of such business shall be adjourned until the next meeting of the Committee of Management, and the Secretary shall make a note in the Minutes of such adjournment and the cause thereof.

21. BY-LAWS

By-laws for conduct of the Club:

- (a) The Committee of Management, or a majority in number thereof, may from time to time make by-laws consistent with these rules for the management of the Club and the due carrying out of the duties, powers and authorities respectively imposed and conferred upon the Committee, and may amend, alter and repeal such by-laws.

22. ELECTION OF CAPTAINS AND VICE-CAPTAINS

Electing representatives of the Club:

- (a) The Captain and Vice-Captain(s) of every team of the Club shall be appointed by the Committee of Management prior to the meeting of the Selection Committee for the initial match of each season.
- (b) The Committee of Management shall invite the Coach of each team to submit candidates for each position.
- (c) The Committee of Management shall consider the advice of the Coach of each team when determining the appointment however the determination of captain and vice captain(s) is at the determination of the Committee of Management.

23. SELECTION COMMITTEE

Selection of teams:

- (a) The Committee of Management shall appoint a Selection Committee of up to seven (7) members.
- (b) The Senior Coach shall be a member of each Selection Committee.
- (c) The Coach of individual teams shall be a member of the Selection Committee for that team.
- (d) The Selection Committee shall meet in the week prior to a match.

- (e) The Selection Committee shall determine each team and post the selected side on the Club Noticeboard on the Thursday evening preceding the match for which the Selection Committee met.

24. HONOUR COMMITTEE

Determining player honours:

- (a) To enable a player to be recorded on the Club Honour Board that player shall be a financial member of the Club.
- (b) Player honours shall be determined by the Committee of Management.
- (c) Player honours shall be based on performances throughout the season and shall be subject to measurable criteria.
- (d) Honours may be named after prominent Club identities.

25. DUTIES OF THE CLUB PRESIDENT

The President shall:

- (a) Be responsible for promoting the Club in both the local and wider Community
- (b) Be responsible for arranging such functions for the Club's sponsors and non-playing members as directed by the Committee of Management

26. DUTIES OF THE CHAIRMAN OF COMMITTEE OF MANAGEMENT

The Chairman of the Committee of Management shall:

- (a) Preside at all meetings of the Committee of Management and shall have both a deliberate and a casting vote
- (b) Assist the Secretary with any duties imposed by the Club's Committee of Management
- (c) A Deputy Chairman shall be elected from amongst the members of the Committee of Management and in the event of that person occupying the chair, shall have both a deliberate and a casting vote

27. DUTIES OF THE SECRETARY

The Secretary shall:

- (a) Convene all Committee of Management and General meetings
- (b) Record and distribute the minutes of Committee of Management and General meetings
- (c) Receive and respond to all correspondence
- (d) Organise the purchase of required equipment
- (e) Be responsible for liaising with facility lessors and for keeping such contracts and agreements
- (f) Keep a record of the names and addresses of all registered players
- (g) Receive and keep a record of the names, addresses and date of election of all Life Members
- (h) Receive and keep a record of the names and addresses of all Members
- (i) Perform such duties as shall from time to time be imposed by the Committee of Management

With the approval of the Committee of Management duties may be delegated to other Committee of Management members, or Members of the Club.

28. DUTIES OF THE TREASURER

The Treasurer shall:

- (a) Receive the revenue of the Club and shall make payments upon the authority of the Committee of Management.
- (b) Deposit all moneys received to the credit of an account at such financial institution as is authorised by the Committee of Management and all accounts shall be signed by at least two members of the Committee of Management.
- (c) Keep proper accounts and books showing the financial affairs of the Club which shall be open for inspection by any member either at Committee or General Meeting.
- (d) Provide a financial statement at each meeting of the Committee of Management and also submit to the Annual General Meeting a statement of accounts for the year ended the September 30 which shall have been audited and certified by the Auditor.
- (d) From time to time produce an upgraded list of financial non playing members.

29. DUTIES OF THE JUNIOR FOOTBALL LIAISON COMMITTEE MEMBER

The Junior Football Liaison member shall:

- (a) Attend meetings of the Junior Development Committee Rosewater Football Club
- (b) Report on the activities of the Junior Development Committee Rosewater Football Club
- (c) Is responsible to coordinate the activities of the two organisations.

30. AUDITORS

Auditor shall be:

- (a) Elected at the Annual General Meeting of each year.
- (b) Be independent of the Committee of Management.
- (c) Be qualified to perform the functions of Auditor.

31. ANNUAL GENERAL MEETING

Annual General Meeting and functions:

- (a) The Annual General Meeting of the Club shall be held in October of each year at such time and place as the Committee of Management shall determine.
- (b) The business to be transacted at the meeting shall be:
 - 1. To receive the President's Report.
 - 2. To receive the Chairman's Report.
 - 3. To receive Secretary's Report.
 - 2. To receive the Treasurer's Statement of accounts.
 - 3. To receive the Auditor's Report
 - 4. To elect Office Bearers.
 - 5. To elect the auditor.
 - 6. To elect Committee of Management Members.
 - 7. To elect Life Members (should any be nominated)
 - 8. To transact any other general business of the Club.

32. SPECIAL GENERAL MEETING

Special General Meeting and functions:

- (a) A Special General Meeting shall be held whenever the Committee of Management directs or
- (b) Upon a written requisition received by the Secretary signed by at least twenty five (25) members of the Club.
- (c) The objects for calling such a meeting shall be clearly stated in the requisition, and notice calling the same, and no other business shall be transacted at such meeting except at the unanimous consent of the members present.

Calling of a Special General Meeting:

- (a) The Secretary shall call such Special General Meeting within one calendar month of:
 - 1. being directed by the Committee of Management to call same, or
 - 2. receiving the written requisition signed by at least twenty five (25) members of the Club.

33. NOTICE OF MEETING

Notice of meetings:

- (a) At least seven day's notice of the Annual or any Special General Meeting of the Club, shall be given to the Members by public notice in a daily newspaper circulating in South Australia or by circular letter.

34. CHAIRMAN OF GENERAL MEETINGS

Presiding at meetings:

- (a) The Chairman of the Club, if present, shall preside at all Annual and Special General Meetings of the Club, or
- (b) In the event of that person's inability to act, the Committee of Management shall appoint a Chairman from the Club's office bearers, or
- (c) Failing which, the members present shall elect a Chairman from amongst their number.

35. QUORUMS

Quorums for meetings:

- (a) Ten (10) members shall form a quorum for all General Meetings of the Club.
- (b) Seven (7) members of the Committee of Management shall form a quorum for Committee of Management Meetings.

36. VOTING

Voting rights:

- (a) The following shall be entitled to vote at the Annual General meeting or at any Special General Meeting:-
 - 1. Ordinary Members
 - 2. Honorary Life Members
 - 3. Honorary Members
- (c) At all General or Committee of Management Meetings voting shall be determined by a show of hands, unless a ballot be demanded by any member, in which event a ballot shall be taken forthwith in a manner prescribed by the meeting Chairman.
- (d) Members shall be present to cast their vote.

37. DELEGATES TO THE SAAFL AND TO OTHER ASSOCIATIONS

Delegate election and responsibilities:

- (a) The Delegate(s) of the Club to the SAAFL, or any other Association, shall be elected annually by the Committee of Management from amongst its number or from Club members.
- (b) The Delegate(s) is responsible to perform duties as determined by the Committee of Management and shall undertake duties in compliance with the wishes of the Committee of Management.

38. OBLIGATION OF MEMBERS TO COMPLY WITH RULES

Conduct of members:

- (a) Each member shall be bound by and submit to the Rules and By-Laws of the Club.

39. SEAL AND SEAL HOLDERS

Custody of the Common Seal and affixing of same:

- (a) The number of Seal holders shall be three (3) who shall be:
 - 1. President,
 - 2. Secretary, and
 - 3. Treasurer.
- (b) The Seal of the Club shall be affixed to any instrument by authority of a resolution of the Committee of Management and in the presence of at least two seal holders.
- (c) The Secretary shall have custody and responsibility of the Common Seal.

40. ALTERATION OF RULES

Changing rules:

- (a) No existing rule shall be altered or repealed or any new rule adopted except by a majority of the members present at the Annual Meeting or Special General Meeting of the Club.
- (b) At least seven (7) days written notice of any proposed alteration or amendment of rules shall be given to the Secretary who shall communicate the same to the members in accordance with the provisions for the calling of meetings.

41. DISSOLUTION OF CLUB

Winding up of the Club:

- (a) The Club shall not be dissolved, nor its name changed, without the consent of three-fourths of the members present at a Special General Meeting called for that purpose.

42. INTERPRETATION

Determination of rules:

- (a) In the event of any question arising which is not provided for in the Rules, or as to the interpretation of any Rule, the decision and interpretation of the Committee of Management thereon shall be final.