

Summary of Changes to Winston Hills Athletics Centre Constitution

February 2022

<i>FROM (March 2019)</i>	<i>TO (February 2022)</i>
<p>'Individual Member' means:</p> <p>(a) a Competitive Member;</p> <p>(b) any parent or legal guardian of a Competitive Member;</p> <p>(c) any individual who is a volunteer, coach or official who is associated with the Centre;</p> <p>(d) any person who is a Committee Member of the Centre; or</p> <p>(e) any person who meets the criteria for membership as an Individual Member which are set out in the Regulations from time to time.</p>	<p>'Individual Member' means:</p> <p>(a) a Competitive Member who is over the age of 18, or one nominated parent or legal guardian of a Competitive Member who is under the age of 18;</p> <p>(b) any individual who is a volunteer, coach or official who is associated with the Centre;</p> <p>(c) any person who is a Committee Member of the Centre; or</p> <p>(d) any person who meets the criteria for membership as an Individual Member which are set out in the Regulations from time to time</p>
<p>Section 5.1</p> <p>c) Competitive Members under the age of 18, who subject to this Constitution, shall have no right to receive notice of General Meetings and no right to be present or debate or vote at General Meetings.</p>	<p>(c) Competitive Members who are 18 years or older, who subject to this Constitution, shall have the right to receive notice of General Meetings and to be present, to debate and to vote at General Meetings; and</p> <p>(d) Competitive Members under the age of 18, who subject to this Constitution shall have no right to receive notice of General Meetings and no right to be present, to debate and to vote at General Meetings</p>
<p>6.1 Application for Membership An application for membership must be:</p> <p>(a) made in the manner prescribed from time to time by the Centre, LANSW and ANSW as appropriate;</p> <p>(b) accompanied by the appropriate fee (if any); and</p> <p>(c) accompanied by any other document required for membership by the Centre, LANSW, or ANSW.</p>	<p>6.1 Application for Membership An application for membership must be:</p> <p>(a) made in the manner prescribed from time to time by the Centre, LANSW and ANSW as appropriate;</p> <p>(b) accompanied by the appropriate fee (if any); and</p> <p>(c) accompanied by any other document required for membership by the Centre, LANSW, or ANSW.</p> <p>By applying, an applicant acknowledges and agrees that they voluntarily agree to be bound by the Regulations of the Club (as well as those of the LAA, and LANSW) including but not limited to this Constitution</p>
<p>9.2 Discontinuance for Breach</p> <p>(c) Where a Member fails, in the Committee's view to adequately explain the breach, that Member's membership shall be discontinued under clause 9.2(a) by the Centre giving written notice of the discontinuance to the Member.</p>	<p>9.2 Discontinuance for Breach</p> <p>(c) Where a Member fails, in the Committee's view to adequately explain or remedy the breach, that Member's membership shall be discontinued under clause 9.2(a) by the Centre giving written notice of the discontinuance to</p>

The Register shall be amended to reflect any discontinuance of membership under this clause 9.2 as soon as practicable.	the Member. The Register shall be amended to reflect any discontinuance of membership under this clause as soon as practicable.
<p>9.3 Member may be Reinstated</p> <p>A Member whose membership has been discontinued under clauses 9.1 or 9.2: (a) may seek renewal or re-apply for membership in accordance with this Constitution; and (b) may be re-admitted at the discretion of the Committee with such conditions as it deems appropriate.</p>	<p>9.3 Member may be Reinstated</p> <p>A Member whose membership has been discontinued under clauses 9.1 or 9.2: (a) may seek renewal or re-apply for membership in accordance with this Constitution; and (b) may be re-admitted at the discretion of the Committee with such conditions as it deems appropriate.</p> <p>The Committee shall not be required or compelled to provide reasons for re-admittance, rejecting an application/renewal or any conditions imposed on a membership</p>
<p>17.2 Grounds for Termination of Committee Member</p> <p>(c) becomes of unsound mind or a person whose person or estate is liable to be dealt with in anyway under the law relating to mental health;</p>	<p>17.2 Grounds for Termination of Committee Member</p> <p>c) becomes incapacitated in the reasonable discretion of the Committee or a person whose person or estate is liable to be dealt with in anyway under the law relating to mental health;</p>
31.2 The income and property of the Centre shall be applied solely towards the promotion of the Objects.	<p>31.2 The income and property of the Centre shall be applied solely towards the promotion of the Objects. For any one single transaction: (a) up to and including 30% of the income derived by the Centre in the previous financial year may be allocated by the Committee to further the Objects of the Centre; and (b) Any amount above 30% of the income derived by the Centre in the previous financial year may not be allocated by the Committee without a special resolution in its favour.</p>
<p>37. NOTICE</p> <p>(a) Notices may be given by the Centre to any person entitled under this Constitution to receive any notice. The notice can be:</p> <p>(i) by delivery to the person personally;</p> <p>(ii) sent by pre-paid post or facsimile transmission or, where available, by electronic mail to the Member's registered address or facsimile number or electronic mail address.</p>	<p>37. NOTICE</p> <p>(a) Notices may be given by the Centre to any person entitled under this Constitution to receive any notice. The notice can be:</p> <p>(i) by delivery to the person personally;</p> <p>(ii) sent by pre-paid post or facsimile transmission or, where available, by electronic mail to the Member's registered address or facsimile number or electronic mail address; or</p> <p>(iii) published in a prominent location on the Centre's website.</p>
33.2 Monies to be transferred to Winston Hills Sports Club Any remaining money shall be transferred to the Winston Hills Sports Club	<p>33.2 Monies to be Transferred to Similar Organisation</p> <p>Any remaining money, being cash and/or cash at bank shall be transferred to another organisation(s) that has Objects similar to those of the Centre and which prohibit the distribution of its or their income and property</p>

	among its or their Members to an extent at least as great as that imposed on the Centre by this Constitution. Such organisation(s) is to be determined by the Members in a general meeting at or before the time of dissolution, or in default thereof to other athletics clubs in New South Wales. If this does not occur, the decision is to be made by a judge of the Supreme Court of New South Wales or other court as may have or acquire jurisdiction in the matter.
<p>33.3 Property to be Transferred to Similar Organisation</p> <p>Any remaining property shall be identified as either "Athletics Specific Equipment" or "other non-athletic equipment assets" (a) Athletics specific equipment shall be transferred to another organisation(s) that has Objects similar to those of the Centre and which prohibit the distribution of its or their income and property among its or their Members to an extent at least as great as that imposed on the Centre by this Constitution. Such organisation(s) is to be determined by the Members in a general meeting at or before the time of dissolution, or in default thereof by the management committee of the Winston Hills Sports Club. If this does not occur, the decision is to be made by a judge of the Supreme Court of New South Wales or other court as may have or acquire jurisdiction in the matter.</p> <p>(b) All other non-athletic equipment assets shall be transferred to Winston Hills Sports Club Ltd.</p>	<p>33.3 Property to be Transferred to Similar Organisation</p> <p>Any remaining property shall be shall be transferred to another organisation(s) that has Objects similar to those of the Centre and which prohibit the distribution of its or their income and property among its or their Members to an extent at leastas great as that imposed on the Centre by this Constitution. Such organisation(s) is to be determined by the Members in a general meeting at or before the time of dissolution, or in default thereof to other athletics clubs in New South Wales. If this does not occur, the decision is to be made by a judge of the Supreme Court of New South Wales or other court as may have or acquire jurisdiction in the matter.</p>