

# **CHRISTCHURCH NETBALL CENTRE (Incorporated)**

## **RULES**

### **A.**

#### **1. TITLE**

The Centre shall be called the Christchurch Netball Centre (Incorporated).

#### **2. HEADQUARTERS**

The Centre's headquarters shall be at the Netball Centre, South Hagley Park, Christchurch, or such other place in Christchurch as shall be determined by the Executive.

#### **3. OBJECT**

The object of the Centre shall be to foster, control and promote the game of netball within the district specified by Netball New Zealand as Christchurch AND to manage and control the Christchurch Netball Centre, South Hagley Park, Christchurch, and any other facilities that come under the jurisdiction of the Centre from time to time.

#### **4. MEMBERSHIP**

The Centre shall consist of the following persons:-

- (a) Life Members
- (b) Members of Clubs affiliated to the Centre in accordance with Rule 21.
- (c) Members of Netball Game Officials Sub-committee who shall be elected and/or appointed in accordance with the rules of that Sub-committee.
- (d) Executive of the Centre duly elected in accordance with these Rules.

#### **5. PATRON**

A Patron shall be elected annually at the Annual General Meeting.

#### **6. AUDITOR**

An Auditor shall be elected annually at the Annual General Meeting and shall not by virtue of such office be deemed to be a member of the Centre. The terms of engagement of the Auditor shall be decided by negotiation between the Auditor and the executive. The Auditor shall be a Chartered Accountant who shall not be a member of the executive.

#### **7. ANNUAL GENERAL MEETING**

At any general meeting of the Centre all members shall be entitled to be present:

- (a) The Annual General Meeting of the Centre (of which fourteen days notice shall be given to affiliated Clubs and Life Members) shall be held no later than 31 March in each year. Notice of the Annual General Meeting shall also be advertised in the main Christchurch newspapers.
- (b) Written notice of the Annual General Meeting, requests for Remits and executive members nomination forms are to be mailed to all affiliated clubs at least forty days prior to the Annual General meeting..
- (c) The purpose of this meeting shall be:
  - i Receipt of the Executive Report and Audited Financial Statements for the immediate past financial year, such Report and Financial Statements to be in the hands of each affiliated club at least fourteen days before the date of the Annual General Meeting.
  - ii Election of executive members for the ensuing year in accordance with Rule 12. The executive shall be elected at the Annual General Meeting from nominations received from members of the Centre as defined in Rule 4 These nominations are to be received in writing by the Administration Officer no later than twenty-one days

prior to the date of the Annual General Meeting and are to be included in the Notice of Meeting circulated to affiliated clubs. All nominations are to be seconded by a member of the Centre and signed by the person being nominated.

- iii Where the number of nominations received for the executive equals the number of vacancies the nominees shall be deemed to be elected, or should the number of nominations exceed the number of vacancies an election shall be held.
- (d) Remits and notice of business which members wish to be discussed at the Annual General Meeting shall be given in writing to be received by the Administration Officer no later than twenty-one days prior to the Annual General Meeting and are to be included in the Notice of Meeting circulated to affiliated clubs at least fourteen days prior to the date of the Annual General Meeting.
- (e) Members of the executive and delegates may represent members at any meeting of the Centre, either in person, or in written proxy provided:
  - i That no delegate shall represent more than one Club
  - ii That any delegate may exercise all the votes to which his/her club is entitled.
- (f) The President of the Centre shall act as Chairman. In the President's absence a Chairman shall be appointed by the meeting.
- (g) The quorum at such meeting shall be representation from 10% of affiliated clubs.

## **8. SPECIAL GENERAL MEETINGS**

- (a) The Centre may hold special general meetings to be convened as provided for in these rules.
- (b) The Administration Officer shall convene a special general meeting of the Centre at the request of the Executive, or on receiving a requisition setting forth the object of such meeting signed by the Secretaries of at least three affiliated Clubs. Such meeting shall be held within fourteen days of receipt by the Centre Administration Officer of such requisition and at least ten days notice in writing of such meeting, stating the business to be transacted, shall be given to the Secretary of each affiliated Club. No business other than that stated in the Notice of Meeting shall be transacted at a Special General Meeting. The President of the Centre shall act as Chairman at all meetings. In the President's absence a Chairman shall be appointed by the meeting.
- (c) The quorum at such meeting shall be representation from 10% of affiliated clubs.

## **9. DELEGATES**

- (a) Every netball Club affiliated to the Centre shall, in accordance with its rules elect a delegate or delegates to exercise for them and on their behalf, all rights, powers and privileges appertaining to them individually as members of the Centre. Written notice of the appointment of any delegate(s) signed by the Secretary of the Club shall be forwarded to the Administration Officer of the Centre prior to the commencement of the Annual General Meeting of the Centre.
- (b) At any special general meeting of the Centre all members shall be entitled to be present thereat.

## **10. METHOD OF VOTING**

At any meeting of the Centre, members as defined in Rule 4, shall be entitled to vote as follows:-

- (a) Affiliated Clubs:
    - Clubs with 1-5 registered teams shall have 2 votes
    - Clubs with 6-10 registered teams shall have 3 votes
    - Clubs with 11-15 registered teams shall have 4 votes
    - Clubs with 16-20 registered teams shall have 5 votes
    - Clubs with more than 20 registered teams shall have 6 votes
- The number of registered teams shall be the number that the Club had playing in the Saturday Competition for the previous season.

- (b) The Netball Game Officials Sub-committee shall through its duly appointed representative be entitled to one (1) vote.
- (c) Life Members are not entitled to vote.
- (d) The executive of the Centre as defined in Rule 12 are not entitled to vote.
- (e) Nothing in these Rules is to prevent a Life Member or an Executive Member of the Centre being appointed a delegate of an affiliated Club.
- (f) All voting shall be open unless a ballot is called for.  
Three scrutineers shall be appointed to supervise a ballot.

**B.**

**11. MANAGEMENT**

- (a) The affairs of the Centre shall be conducted and governed by the executive.
- (b) The President of the Centre shall be Chairman of the executive. Should the President be absent from any executive meeting, the Vice President shall act as Chairman at the meeting. Should the President and Vice President be absent the Chairman shall be elected by those present.

**12. EXECUTIVE**

- (a) The Executive of the Centre shall be elected at the Annual General Meeting of the Centre except the person appointed to the Executive by the Netball Game Officials Sub-committee so that each executive member shall serve for a two (2) year period. All retiring executive members shall be eligible to stand for election at the end of the two (2) year term. All members of the Executive shall remain in office until their successors are elected.
- (b) The executive of the Centre shall be:  
President  
Vice President  
Up to 9 elected representatives of the Executive with one representative to be appointed to the Executive from the Netball Game Officials Sub-committee.

**13. POWERS AND DUTIES OF THE EXECUTIVE**

- (a) The executive of the Centre shall have full power and authority (inter alia):
  - i To control all netball matches within the Centre as it may think desirable.
  - ii To regulate and control the conduct of all officials and players connected with the Centre or its objects.
  - iii To implement disciplinary procedures and impose sanctions and penalties.
  - iv To determine all questions or disputes as to the construction or meaning of these rules or expression therein, or as to anything done or omitted by any affiliated Club or member thereof in relation to the game of netball.
  - v To make such valid by-laws as may from time to time be thought necessary for the government of the various competitions, or for any other object not provided by these rules.
  - vi To fill any casual vacancy which may occur from time to time on the executive or any Committee or Sub-Committee with the exception of the President. Any member of the executive so appointed shall retire at the forthcoming Annual General Meeting and be eligible for re-election.
  - vii Should the office of President become vacant then the Vice President shall take office for the remainder of the term
  - viii To appoint officials and/or subcommittees for any purpose relating to the affairs of the Centre and to prescribe the duties and powers of any such appointment.
  - vix To appoint a Life Membership Committee, one member of which shall be a member of the executive. This committee shall be appointed for a period of up to three years and shall be eligible for re-appointment.

- ix To appoint a sub-committee of three to hear and determine protests lodged by members. An appeal against the decision of any sub-committee may be made to the executive.
  - x To do all such other things including but not limited to the employment of staff, sponsors or any persons contracted to the Centre.
- (b) Duties of the Executive:
- i The executive shall meet as they shall determine but not less than ten times each year.
  - ii Any member of the Executive who is absent for more than three executive meetings in any one netball season, without reasonable excuse, shall be deemed to have vacated their position. It shall be at the sole discretion of the Executive as to what determines a reasonable excuse.
  - iii Any meeting of the Executive may be held in person or by means of audio, audio visual and any other such methods of communication as may be available from time to time as may be decided by the Executive.
- (c) The Chairman of any meeting of the Executive shall have a casting as well as deliberative vote.
- (d) At any meeting of the Executive six members shall form a quorum.
- (e) An appeal against a decision of the Executive may be made to a special general meeting.

## **C**

### **14. POWERS TO BORROW**

The executive shall have power to borrow money in such a manner and upon such security and terms as it shall deem fit.

### **15. FINANCE**

- (a) Annual Fees: All affiliated clubs shall pay an annual fee as determined from time to time by the Annual General Meeting. The protest fee, and transfer fee shall be determined by the Executive from time to time and affiliated clubs notified.
- (b) If annual fees for the current financial year are not paid by 15 June of that year the club may be suspended at the discretion of the Executive.
- (c) Clubs reapplying for affiliation after an absence of two playing seasons shall be charged an administration fee.
- (d) All accounts for payment by the Centre shall be approved by the executive.
- (e) All funds of the Centre shall be paid into a registered banking institution to the credit of the Centre.
- (f) Bank signing authority shall be given to three members of the executive of which any two shall be required to sign bank authority forms, cheques and other documentation.
- (g) The funds of the Centre shall be devoted solely to the furtherance of the objects of the Centre as set forth in these rules. The Centre shall not be dissolved unless all liabilities have been discharged and a motion has been passed by a majority of two-thirds of the votes recorded at a special general meeting convened for the purpose. Upon dissolution any surplus monies remaining after payment of all liabilities shall be paid over to any Club or clubs or sporting organisations with similar objects such as the general meeting by a majority of votes shall decide. No addition to or alteration of the personal benefit clause or the winding up clause shall be approved without the approval of the Inland Revenue Department.

### **16. DISPOSITION OF PROPERTY**

In the event of the winding up of the Centre any property of the Centre shall be disposed of in accordance with the directions of the majority of votes, such as the general meeting shall decide,

provided however, that no member of the Centre shall receive any property of the Centre. No addition to or alteration of the personal benefit clause or the winding up clause shall be approved without the approval of the Inland Revenue Department.

#### **17. COMMON SEAL**

The Centre shall have a common seal which shall be kept in the Centre's office and be affixed to any documents or writing upon resolution of the executive and witnessed by President and a member of the executive.

#### **18. INDEMNITY CLAUSE**

The executive shall be indemnified by the Centre against all losses and expenses incurred in or about the discharge of their duties, except such as happens to be by their own wilful act, neglect, or default. No member of the executive shall be held responsible for any other member of the executive or for any officer, clerk or servant of the Centre by the insufficiency or deficiency of value of, or title to, of any property or security acquired or taken on behalf of the Centre or by the bankruptcy or any tortuous act of any customer or debtor of the Centre or by anything done in the execution of the duties of their office or in relation thereto or otherwise than their own willful act or default.

### **D**

#### **19. LIFE MEMBERSHIP OF THE CENTRE**

- (a) An Annual General Meeting of the Centre shall have the power, subject to recommendation from the Life Membership Committee, to elect Life Membership of the Centre to persons who have provided outstanding service to the Centre, Entity and/or netball in New Zealand.
- (b) The privileges of life membership shall be determined from time to time by the executive.
- (c) Nominations for life membership of the Centre shall be forwarded to the Administration Officer of the Centre who shall submit these to the Life Membership Committee for consideration.

#### **20. SERVICE AWARD OF CENTRE**

An Annual General Meeting shall have power subject to recommendation from the Life Membership Committee, to confer a Service Award of the Centre on a person who has given special service to the Centre. Nominations for Service Award shall be forwarded to the Administration Officer of the Centre who shall submit these to the Life Membership Committee for consideration.

#### **21. AFFILIATION**

Applications for affiliation shall be made in writing to the Centre by a Club with three or more teams. An Affiliation Fee must accompany the application. It shall be at the discretion of the executive to accept or reject an application for affiliation.

Each Club on affiliation shall be supplied by the Administration Officer of the Centre with a copy of these rules, one copy of the rules of play and one copy of all by-laws and shall, together with its members be bound thereby.

#### **22. APPEALS**

- (a) An individual member or a club who is aggrieved by a decision or ruling of a sub-committee of the Centre may appeal against such decision or ruling to the executive.
- (b) Notice of an appeal by a member or a club shall be given in writing to the executive within seven (7) days of the decision of the sub-committee that is being appealed.
- (c) The executive or a duly appointed sub-committee shall hear and determine the appeal at such date, time and place as the executive shall determine.

- (d) The decision of the executive or its duly appointed sub-committee as the case may be, shall be final.

**23. PROTESTS**

All protests shall be made in writing to the executive within 48 hours of the occurrence of the incident regarding which the protest is made, and protest shall be accompanied by a protest fee which shall be forfeited should such protest be deemed frivolous.

**24. TRANSFERS**

No player shall play for more than one Club during a season without the consent of the executive. Any player wishing to transfer at any time from one Club to another shall apply for a transfer on the official form provided and must obtain the written sanction of the previous Club and also that of the Club to which the transfer is to be made. This application shall then be forwarded to the Administration Officer of the Centre with the appropriate fee.

**25. REGISTRATION OF UNIFORM**

Each Club shall on affiliation register the uniform to be worn by the teams, which uniform shall be approved by the executive and thereafter shall not be worn by any other club.

**26. REPRESENTATIVE COLOURS, PLAYERS AND TEAM OFFICIALS**

- (a) The representative colours of the Centre shall be determined by the Executive.
- (b) The representative teams of the Centre shall consist only of players registered as such by the Centre as hereinafter provided and no player shall be selected who is not an active and financial member of an affiliated Club.
- (c) Nominations for representative team officials may be called for from affiliated clubs.

**27. SPONSORSHIP**

Any Club affiliated to the Centre which desires to arrange sponsorship, shall obtain the prior approval of the executive before the proposed sponsorship is finalised.

The executive in arriving at its decision shall take into account the objects of the Centre and any sponsorship arranged or being arranged by the Centre or Netball New Zealand

**28. ALTERATION OF THE RULES OF THE CENTRE**

No alteration of, or addition to, any part of the rules may be made except by consent of 75% of those present at the annual general meeting or at the special general meeting specially called for the purpose. At least fourteen days notice of any proposed alteration or addition must be given to members. No alteration of, or addition to the objects, personal clause or winding-up clause shall be approved without the Inland Revenue Department's prior approval.

Amended and passed AGM 20 February 2006