

**CONSTITUTION & BY LAWS**  
**OF**  
**THE MERRYLANDS R.S.L. SOCIAL GOLF CLUB**  
**Revision: 2015**

## CONSTITUTION OF THE MERRYLANDS R.S.L. SOCIAL GOLF CLUB

### CONSTITUTION

1. The Club shall be called the Merrylands R.S.L. Social Golf Club – herein after referred to as “The Club”.
2. The objects of the Club shall be:-
  - (a) To promote and develop the pastime of golf;
  - (b) To co-operate with similar Clubs in New South Wales;
  - (c) To provide Social fellowship for the members of the Club;
  - (d) To raise money for Charity;
  - (e) To do all such things as are conducive or incidental to the attainment of the above objects or any of them.

### DEFINITIONS

In this Constitution, the following rules of interpretation apply unless the context requires otherwise.

A member is any person who holds a current handicap with the Club.

Headings are for convenience only and do affect interpretation,

The singular includes the plural and conversely,

A gender includes any gender,

If a word or phrase is defined, then its other grammatical forms have a corresponding meaning,

A reference to a month means a calendar month.

### MEMBERSHIP

- 3 Membership shall be open to:-
  - (i) All members of the Merrylands R.S.L. Club Limited or;
  - (ii) Juniors (boys and girls) related to a member of the Merrylands R.S.L. Club Limited.

OFFICE – BEARERS

4. The Office Bearers and the other members of the executive committee shall be elected by the members at the annual General Meeting which shall be held in the December of each year. Any casual vacancy occurring among the office bearers may be filled by the committee and the person so appointed to fill such vacancy shall hold office for the unexpired term of the member replaced.

- A. The Office Bearers of the committee shall consist of:-

President  
Vice President  
Secretary  
Assistant Secretary  
Treasurer  
Assistant Treasurer  
Captain  
Vice Captain  
Handicapper  
Assistant Handicapper  
Auditor  
Scribe  
Two (2) delegates to the Board of Directors  
Seven (7) Match Committee:- Four (4) of whom shall be Captain,  
Vice Captain, Handicapper, and Assistant Handicapper.

- B. The Office Bearers of the executive committee shall consist of:-

*President*  
*Secretary*  
*Treasurer*  
*Captain*  
*Handicapper*

Two (2) executive members shall be delegates to the Merrylands R.S.L. Club Limited.

PROCEEDINGS OF THE EXECUTIVE COMMITTEE

5. (a) The Executive Committee may meet together for the despatch of business, adjourn or otherwise appoint and regulate its meetings as it thinks fit. The President may at any time and the Secretary on the requisition of any two (2) members of the committee summon a meeting of the committee.

PROCEEDINGS OF THE EXECUTIVE COMMITTEE.....(Cont'd)

5. (b) Questions arising at any meeting of the committee shall be decided by a majority of votes of those present and determination by a majority of the members of the committee present shall for all purposes be a determination of the committee. In case of an equality of votes the chairman of the meeting shall have a second casting vote.
- (c) The continuing members of the committee may act notwithstanding any vacancy in the committee, but if, and so long as their number is reduced below the number fixed by or pursuant to these rules as the necessary quorum, the continuing member or members may act for the purposes of increasing the number of members of the committee from amongst the members, which they are hereby empowered to do, or of summoning a general meeting of the Club, but for no other purpose.

VACATION OF OFFICE

- 6 The office of a member of the Executive Committee shall become vacant:-
  - (a) Upon his decease;
  - (b) If he becomes bankrupt or makes arrangements or composition with his creditors generally;
  - (c) If he becomes mentally ill or a person whose estate is liable to be dealt with in any way under the law relating to mental health;
  - (d) If he resigns his office by notice in writing to the Club;
  - (e) If he is absent for more than six months without leave of the committee from meetings of the committee held during that period;
  - (f) If he ceases to be a member of the Club;
  - (g) Upon a resolution being passed by two thirds majority of members present at a properly constituted general meeting specially called for the purpose to remove him from office;
  - (h) If he holds any office of profit under the Club;
  - (i) If he is directly or indirectly interested in any contract or proposed contract with the Club.

### SPECIAL AND GENERAL MEETINGS

7. Any two members of the executive committee may at any time convene a special general meeting of the Club. Such meetings shall also be convened by the secretary upon written request of not less than five per centum in the number of the members of the Club and shall be held within a period of one month from the date of receipt of the request.
8. At general meetings of members a quorum shall consist of a minimum of 30% of total membership of the club, and at an executive committee meeting shall consist of a minimum of two (2) members and at a match committee meeting shall consist of a minimum of four (4) members. Should within half an hour of the time set down for a meeting to commence, a quorum be not present, then the meeting shall be adjourned either:
  - (i) to the same time and place seven days later or,
  - (ii) should the members in attendance so require to a place and to a time within one month of the date of such meeting. If at such adjourned meeting a quorum not be present, then those members attending shall be deemed to be a quorum.

### NOTICE OF MEETINGS

9. The Secretary shall give at least twenty one (21) days notice in writing by placement on the Club's allocated Notice Board at the premises of the Merrylands R.S.L. Club Limited, of all general meetings to the members of the Club specifying the place, the day and the hour of the meeting and the general nature of the business to be dealt with at the meeting. Where an adjourned meeting is to be held at a changed location notice thereof shall be given as aforesaid.

### PROCEEDINGS AT GENERAL MEETINGS

10. (a) The President shall preside as chairman at every general meeting of the Club, but if he is not present within fifteen (15) minutes after the time appointed for holding the meeting or is unwilling to act, then the Vice President shall preside as chairman. Should the Vice President be not present within fifteen (15) minutes after the time appointed for holding the meeting or is unwilling to act, then the members present shall elect one of their number to be chairman of the meeting a simple majority sufficing.

PROCEEDINGS AT GENERAL MEETINGS (Cont'd)

- 10 (b) The chairman may with the consent of any meeting at which a quorum is present (and shall if so directed by the meeting) adjourn the meeting from time to time and from place to place but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place. When a meeting is adjourned for thirty (30) days or more, notice of the adjourned meeting shall be given as in the case of an original meeting. Save as aforesaid it shall be necessary to give any notice of an adjournment or of the business to be transacted at an adjourned meeting.
- (c) At any general meeting a resolution is put to the vote of the meeting, shall be decided on a show of hands, unless a poll is demanded (before or on the declaration of the result of the show of hands) by the chairman or by at least three members present. Unless a poll is so demanded a declaration by the chairman that a resolution has on a show of hands been carried or carried unanimously, or by a particular majority, or lost and an entry to that effect in the book containing the minutes of the proceedings of the Club shall each be conclusive evidence of the fact without proof of the number or proportion of votes recorded in favour or against the resolution. The demand for a poll may be withdrawn.
- (d) If a poll is duly demanded, it shall be taken in such manner and either at once or after an interval or adjournment or otherwise as the chairman directs and the result of the poll shall be the resolution of the meeting at which the poll was demanded but a poll demanded on the election of a chairman or on a question of adjournment shall be taken forewith.
- (e) In the case of an equality of votes, whether on a show of hands or on a poll, the chairman of the meeting at which the show of hands takes place or at which a poll is demanded shall be entitled to a second casting vote.
- (f) Each member present and voting at a general meeting of the Club shall have one vote.

AUDIT

11. (a) The Auditor shall be elected at the annual general meeting. He/she will examine all the accounts, vouchers, receipts, books, etc and furnish a report thereon to the members at the annual general meeting. Audits shall be conducted at regular intervals of not more than twelve months.

AUDIT.....(Cont'd)

11. (b) An Auditor shall not be a member or closely related to a member of the executive committee.
- (c) Subject to paragraph (4) hereof, notice of the intention to nominate an Auditor to replace the current Auditor shall be given to the Secretary at least twenty one (21) days before the said meeting. The Secretary shall send a copy of the nomination to the current Auditor at least seven (7) days before the annual general meeting. The current Auditor shall be entitled to attend the annual general meeting and if he so wishes be heard at such annual general meeting.
- (d) Where the current Auditor submits his resignation or notifies the Secretary of his intention not to seek re-election as Auditor, paragraph (3) hereof shall not apply.

MINUTES

12. The Executive Committee shall cause minutes to be made;
  - (a) of all appointments of office bearers and members of the committee.
  - (b) of the names of members of the committee present at all meetings of the Club and of the committee.
  - (c) of all proceedings at all meetings of the Club and the committee.

Such minutes shall be signed by the chairman of the meeting at which the proceedings were held or by the chairman of the next succeeding meeting.

EXPULSION/SUSPENSION OF MEMBERS

- 13a A member may be expelled/suspended from the activities of the Club by the executive committee, if in the opinion of such committee, after affording such member an opportunity of offering the committee an explanation of his/her conduct either verbally or in writing as the committee may decide, the conduct of the member is such as to be detrimental to the best interests of the Club. Upon such expulsion/suspension, the member has the right to appeal such expulsion/suspension to the Chairman of the Sports Committee of the Club Ltd within 14 days of the expulsion/suspension Should such appeal be lodged, the following procedures apply;
- 13b The executive committee shall be required to forward full details to the Board of Directors of the Merrylands R.S.L. Club Limited of any expulsions/suspensions of members.

## BY-LAWS

- 14 The committee may promulgate by-laws governing the running of all Club competitions and may vary and interpret such by-laws.

## STANDING ORDERS

15. General meetings shall be conducted in accordance with standing orders (not inconsistent with this constitution) as prescribed by the committee from time to time.

## DISSOLUTION

- 16 (a) The Club may be dissolved in the event of membership becoming less than fifteen (15) persons or upon the vote of three fourths majority of members present at a special general meeting convened to consider such question.
  - (a) Upon a resolution being passed in accordance with paragraph (a) of the rule all assets and funds of the Club on hand shall after the payment of all expenses and liabilities, be handed over to the Merrylands R.S.L. Club Limited.



### AMENDMENT OF RULES

- 17 These rules may be amended by a resolution passed by a two-thirds majority of members present at any annual general meeting at which notice of the proposed amendment shall have been given to the Secretary in writing not less than twenty one (21) days prior to the meeting. The notice in writing must be seconded by another member of the Club or at a special general meeting convened for such purpose.

### NOTICES

- 18 Notices shall be posted at the premises of the Merrylands RSL Club when deemed appropriate by the Committee.  
Members shall be advised of such notices where possible.

### FINANCIAL YEAR

18. The Golf Club year will end on the 30<sup>th</sup> November each year or as close as possible to the 30<sup>th</sup> to give the Auditor adequate time to audit the books.

### LEVIES

19. A fee is to be charged which at the end of the year will cover most of the cost of the members Annual Dinner/Presentation Ticket, and if the member brings his wife or a friend, a nominal charge will be made.

### LIFE MEMBERSHIP

- 21 *Life Membership bestowed on:*
- Neville Sweet (date unknown)*
  - Peter Harding (1997)*
  - Pat Balcombe (1997)*
  - Geoff Balcombe (1997)*
  - George Melvin (1998)*
  - Kevin Pollock (2005)*
  - Ron Hand (2015)*
  - Eric Michelmore (2015)*

Signed by the duly appointed Committee at Merrylands in the State of New South Wales on the:

*Twenty First* Day of *October* 1993.

*E.F.Hynds*  
E.F.Hynds  
PRESIDENT

*Neville King*  
N.J.King  
VICE PRESIDENT

*P. Harding*  
P. Harding  
TREASURER

*Geoff.Balcombe*  
G.D. Balcombe  
ASSISTANT TREASURER/  
ASSISTANT SECRETARY

*Pat Balcombe*  
P.A.Balcombe  
SECRETARY

*Michael McCormick*  
M.J. McCormick  
VICE CAPTAIN

WITNESS:

JUSTICE OF THE PEACE