

CONSTITUTION OF THE PERTH CHESS CLUB

1. NAME

The name of the Club shall be the Perth Chess Club.

2. OBJECTS

The objects of the Club are to promote and encourage the playing of chess. To this end the Club may:

2.1 Maintain club rooms for the benefit of the Club;

2.2 Arrange tournaments, award prizes, and take part in inter-club events and social activities;

2.3 Apply the property and income of the Perth Chess Club solely towards the promotion of the objects of the Club and no part of that property or income may be paid or otherwise distributed, directly or indirectly, to members, except in good faith in the promotion of those objects.

3. POWERS

The Perth Chess Club may do all things necessary or convenient for carrying out its objects and purposes, and in particular, may -

3.1 Acquire, hold, deal with, and dispose of any real or personal property;

3.2 Open and operate bank accounts;

3.3 Invest its money -

3.3.1 In any security in which trust monies may lawfully be invested; or

3.3.2 In any other manner authorised by the rules of the Club;

3.4 Borrow money upon such terms and conditions as the Club thinks fit;

3.5 Give such security for the discharge of liabilities incurred by the Club as the Club thinks fit;

3.6 Appoint agents to transact any business of the Club on its behalf;

3.7 Enter into any other contract it considers necessary or desirable;

4. AFFILIATION

The Club will collect on behalf of the CAWA such fees that are payable by its members to the Chess Association of Western Australia Inc.

5. MEMBERS

5.1 A member is a person whose application for membership of the Perth Chess Club has been accepted and notified to the applicant.

5.2 In the event of a person's application being rejected by the Club and where that decision has been made by a sub-committee of the Committee of the Club then that applicant may within 14 days of notice of that rejection ask in writing that his/her application be put before the full Committee of the Club including the members of the sub-committee, for a decision. The decision of the full Committee shall be final and binding. Neither the sub-Committee nor the Committee is obliged to provide reasons for the decision either of them take.

6. LIFE MEMBERS

Life members are persons who have been nominated by the Committee and endorsed by a two thirds majority of members at an Annual General Meeting. Life members are exempt from annual subscriptions but retain all other benefits and responsibilities of membership of the Club.

7. FINANCIAL YEAR

The financial year of the Club shall run from 1st January to 31st December.

8. MEETINGS

8.1 Annual General Meeting

8.1.1 The Annual General Meeting shall be held in July or August.

8.1.2 It shall be convened by the President or Secretary with not less than fourteen days notice to the members.

8.1.3 All members may vote.

8.1.4 A quorum shall be 25% of members of the Club.

8.1.5 The Secretary shall take formal minutes of these meetings and such minutes shall be preserved as part of the Club's historic documents.

8.1.6 The business of the annual general meeting shall be

8.1.6.1 to consider and, if thought fit, approve the reports of the President, Secretary and Treasurer for the year.

8.1.6.2 to elect the officers for the ensuing year.

8.1.6.3 to consider and decide the amount of annual subscription payable by members for the new financial year, which shall be payable not later than 31st January for renewing members.

8.1.6.4 to consider any other business of which notice has been given to the Club not later than fourteen days prior to the A.G.M.

8.1.6.5 to consider motions from the floor which, if carried, shall be an expression of

opinion to the Committee.

8.2 General meetings

8.2.1 A general meeting must be held on the written request of five members, who shall give a twenty one day notice of the matters to be raised.

8.2.2 It shall be convened by the President or Secretary who shall give fourteen days notice to all members.

8.2.3 Conditions apply as in 8.1.3, 8.1.4, and 8.1.5 above.

8.3 VOTING RIGHTS OF MEMBERS AND PROXIES

8.3.1 Each Member present in person or by proxy at a General Meeting is entitled to a deliberative vote.

8.3.2 A Member may appoint in writing another Member to be the proxy of the appointing Member and to attend, and vote on behalf of the appointing Member at, any General Meeting.

8.3.3 All signed and dated proxies must be delivered to the Secretary prior to the commencement of any General Meeting.

8.4 Committee meetings

8.4.1 Formal committee meetings shall be held as required.

8.4.2 It shall be convened by the President or Secretary with not less than three days notice to all committee members.

8.4.3 A quorum shall be a minimum of four.

8.4.4 The secretary shall take minutes as in 6.1.5 above.

8.4.5 Duties of the Committee shall be

8.4.5.1 to manage and conduct the affairs of the Club,

8.4.5.2 to conduct tournaments within the Club for its members,

8.4.5.3 to set the rules and conditions under which the Club's tournaments will operate and to set such tournament fees payable by the members to participate,

8.4.5.4 to ensure results are forwarded to the State Ratings Officer so the Club members who participated may be rated,

8.4.5.5 to appoint, where feasible an auditor or reviewer who shall examine the accounts and to that end may inspect all books, receipts and bank statements,

8.4.5.6 to interpret this Constitution. Such interpretation shall be binding upon all members

of the Club,

8.4.5.7 to cooperate with the Chess Association of Western Australia Inc.

8.4.5.8 to call for and review all applications for membership of the Club and in its sole discretion to accept or reject such application and it may, should it deem fit, delegate that power to a sub-committee consisting of members of itself.

9. SUBSCRIPTIONS

- 9.1 The annual subscription shall be decided at the Annual General Meeting and shall be paid not later than 31st January.
- 9.2 Full annual subscription fee is payable by all current members and any new members who join between January 1st and 30th June.
- 9.3 Fees for new members joining after 1st July are set out in the Club by-laws.
- 9.4 Competition and tournament fees and associated prizes may be set by the Committee.

10. OFFICERS

- 10.1 There shall be at least four Officers, who shall be proposed, and elected at the Annual General Meeting and shall hold office until the next Annual General Meeting. These Officers will be the four Executive positions - the President, the Vice-President, the Secretary, and the Treasurer. More Officers may be elected at the Annual General Meeting at the recommendation of the Committee.
- 10.2 Election shall be by a show of hands.
- 10.3 An Officer may hold more than one office.
- 10.4 Each Officer is eligible for re-election from year to year.
- 10.5 The Committee shall comprise of the Officers elected at the Annual General Meeting.
- 10.6 The Committee may fill a casual vacancy by co-option.

11. DUTIES OF THE OFFICERS

11.1 President:

- 11.1.1 The President shall be chairperson of the Committee and shall preside at all meetings of the Club unless unavailable then the Vice President assumes the position.
- 11.1.2 The President shall perform all the normal functions of the president including ensuring correct functioning of the Committee.

11.2 Vice President:

11.2.1 In the event that the President is unavailable, the Vice President shall assume all the normal duties of the President.

11.3 Secretary:

11.3.1 The Secretary shall conduct the correspondence of the Club and shall have custody of all documents belonging to the Club.

11.3.2 The Secretary shall take minutes of each formal meeting of the Club and keep such minutes as evidence of the Club's decisions.

11.3.3 The Secretary shall keep a register of all financial members and their details as required by the Club.

11.3.4 The Secretary shall attend to such other matters as the Committee may direct or as may be specifically provided for in these rules or any by-laws of the Club as set out in the Appendixes.

11.4 Treasurer:

11.4.1 The Treasurer shall receive all moneys on behalf of the Club, give receipts therefore and pay such moneys into such bank account as the Committee may determine.

11.4.2 The Treasurer shall present a financial statement at the Annual General Meeting.

11.4.3 All cheques issued by the Club shall be signed by two officers.

11.4.4 The Treasurer shall provide a report at each Committee meeting stating the current financial position of the Club.

11.4.5 The Treasurer shall keep the accounts of the Club in such a manner which confirms the income and expenditure of Club moneys to the satisfaction of the Committee.

11.4.6 The Treasurer shall if at all possible arrange, before the AGM, to have the Club accounts reviewed each year.

11.5 Webmaster:

11.5.1 The Webmaster will maintain and control the Perth Chess Club webpage.

11.5.2 The Webmaster will also ensure that any domain registration and web hosting accounts are renewed and maintained as required.

11.6 Tournaments Officer:

11.6.1 The Tournaments Officer shall have the tournament enrolment forms available for display a couple of weeks before the event and confirm Director of Play is prepared for the tournament.

11.6.2 Arrange handover of laptop from previous tournament to next Director of Play and provide any laptop assistance necessary.

11.6.3 Give list of players to Director of Play once list is closed.

11.6.4 Collect fees if necessary from entrants and pass on to Treasurer.

11.6.5 Make sure results and next round pairings go to webmaster after each round

11.6.6 Collect laptop at end of tournament and ensure files go to Ratings Officer.

12. TERMINATION OF MEMBERSHIP OF THE CLUB

Membership of the Club may be terminated upon:

12.1 Receipt by the Secretary or another Committee member of a notice in writing from a member of his or her resignation from the Club. Such person remains liable to pay to the Club the amount of any subscription due and payable by that person to the Club but unpaid at the date of termination,

12.2 Non-payment by a member of his or her subscription within two months of the commencement of play for that year, or

12.3 Expulsion of a member in accordance with rule 13.

13. SUSPENSION OR EXPULSION OF MEMBERS OF THE CLUB

13.1 If the Committee considers that a member should be suspended or expelled from membership of the Club because his or her conduct is detrimental to the interests of the Club, the Committee must communicate, either orally or in writing, to the member:

13.1.1 notice of the proposed suspension or expulsion and of the time, date and place of the Committee meeting at which the question of that suspension or expulsion will be decided; and

13.1.2 particulars of that conduct,

not less than 30 days before the date of the Committee meeting referred to in paragraph 13.1.1

- 13.2 At the Committee meeting referred to in a notice communicated under sub-rule 13.1.1, the Committee may, having afforded the member concerned a reasonable opportunity to be heard by, or to make representations in writing to, the Committee, suspend or expel or decline to suspend or expel that member from membership of the Club and must, forthwith after deciding whether or not to suspend or expel that member, communicate that decision in writing to that member.
- 13.3 Subject to 13.5, a member has his or her membership suspended or ceases to be a member 14 days after the day on which the decision to suspend or expel a member is communicated to him or her under 13.2.
- 13.4 A member who is suspended or expelled under 13.2 must, if he or she wishes to appeal against that suspension or expulsion, give notice to the Secretary of his or her intention to do so within the period of 14 days referred to in 13.3.
- 13.5 When notice is given under 13.4:
- 13.5.1 The Club in a general meeting, must either confirm or set aside the decision of the Committee to suspend or expel the member, after having afforded the member who gave that notice a reasonable opportunity to be heard by, or to make representations in writing to, the Club in the general meeting, and
- 13.5.2 The member who gave that notice is not suspended or does not cease to be a member unless and until the decision of the Committee to suspend or expel him or her is confirmed under this sub-rule.

14. AMENDMENTS TO THE CONSTITUTION

- 14.1 Amendments to this constitution may only be made at a General meeting.
- 14.2 Notice of the proposed amendment(s) shall be given to the Secretary, who shall inform the members of such proposed amendment(s) and date of the meeting, not less than fourteen days prior to that meeting.
- 14.3 The proposed amendment(s) shall be adopted if so resolved at a general meeting of the Club by a majority of not less than seventy five percent of the votes cast.
- 14.3 Amendments or additions to the Appendices may be made at a Committee meeting provided the members of the Committee are informed of the proposed amendment(s) or additions and have prior notice of fourteen days of the date of that meeting.

15. DISTRIBUTION OF SURPLUS PROPERTY ON WINDING UP OF PERTH CHESS CLUB

If upon the winding up or dissolution of the club there remains after satisfaction of all its debts and liabilities any property whatsoever, the same must not be paid to or distributed among the members, or former members. The surplus property must be given or transferred to another association or club which has similar objects and which is not carried out for the purposes of profit or gain to its individual members, and which the club shall be determined by resolution of the members.