

BERNESE MOUNTAIN DOG CLUB OF QUEENSLAND
AGENDA – ESTABLISHMENT OF CONSTITUTION
8TH AUGUST 1999

The meeting was called to order at 2:45 pm and was chaired by Trudy Adamson.

Purpose of meeting – To decide upon the constitution of the club and forward to the Canine Control Council (Qld) for approval.

Reference is made to the Constitution for Unincorporated Affiliates of the Canine Control Council (Queensland).

1. There is hereby constituted a Canine Affiliate with a Constitution and membership as herein provided which is herein called “the Affiliate” Club.
2. The name of this affiliate club shall be the Bernese Mountain Dog Club of Queensland.

DEFINITIONS

3. As per the above document are recognised in the constitution of the club.

OBJECTS

As per the Constitution for Unincorporated Affiliates of the Canine Control Council (Queensland), objects (a), (b), (c) and (d) are accepted as obligatory to the club as an Affiliate of the C.C.C. (Qld). The objects of the Affiliate are:-

4.
 - (a) to continue social affiliation with the Canine Control Council (Qld);
 - (b) to promote and encourage the breeding of pure bred Bernese Mountain dogs;
 - (c) to promote and raise the standards and exhibition of pure bred Bernese Mountain dogs;
 - (d) to foster, promote and protect the interests of exhibitors of pure bred Bernese Mountain dogs at exhibitions;
 - (e) to promote the holding of exhibitions social gatherings and to conduct match days and promote obedience training
 - (f) to collect, verify and publish information relating to Bernese Mountain dogs and the breeding and exhibition of pure bred Bernese Mountain dogs;

- (g) to educate and encourage members, breeders and judges to abide by the requirements and standards approved by the Canine Control Council (Queensland);
- (h) to promote good fellowship and sportsmanship amongst members and those participating in or attending at exhibitions, social functions and match days;
- (i) to inform members of and make known to them the laws and regulations of the state relating to the ownership and care of dogs, and the responsibility of owners for the conduct and actions of their dogs;
- (j) to hold functions and lectures relating to dogs and to the objects of the Club generally;
- (k) to provide awards and donate prizes for competition at social gatherings and for the competition by breeders and exhibitors of dogs;
- (l) to foster relations with other Affiliates and bodies having similar aims;
- (m) to promote and assist worthy causes, as agreed at a General Meeting of the members of the Affiliate Club;
- (n) to invest the funds of the Club not immediately required in such a manner as the members or the General Committee in lieu thereof shall determine;
- (o) to purchase, hire, lease, etc., and do such things as are conducive or incidental to promoting and achieving the objects of the Club;
- (p) to carry on such other activities or promote or encourage interest in the breeding, upkeep and training of and the general well-being and improvement of pure bred Bernese Mountain dogs and to do all such other things as may be necessary or conducive to carrying out the objects of the Club.
- (q) Club monies are to be used for the benefit of the club and its activities, not for the benefit of individual members.

AFFILIATION WITH THE CANINE CONTROL COUNCIL
(QUEENSLAND)

5A. The Club if not affiliated shall apply to become affiliated with the C.C.C. and if affiliated shall be eligible to apply for permission to conduct authorised exhibitions.

5B. So long as the club is an affiliate of the C.C.C., every member, whether a member of the C.C.C. or not, shall be deemed to have agreed with the

C.C.C., to be bound by the Rules and Regulations of the C.C.C., for the time being in force, so far as the same shall relate to him/her.

MEMBERSHIP

6. Any person owning a pure bred Bernese Mountain dog or interested in any of the activities referred to in the objects of the Club shall be eligible to apply for membership.

CLASSIFICATION OF MEMBERS

7. Membership of the Club may be divided into the following categories. Each class of membership shall be unlimited in numbers.

- (a) Member (Ordinary);
- (b) Dual/Family Member;
- (c) Life Member;
- (d) Honorary Member;
- (e) Junior Member;
- (f) Overseas member;

and every person admitted and/or elected to membership shall be deemed for all purposes to have agreed to be bound by the Rules and Regulations of the C.C.C. and the Constitution of the Affiliate for the time being in force.

Half-membership shall be available in the above categories after the first of February each year.

ROLL OF MEMBERS

8A. A roll of members shall be kept by the Affiliate and shall contain the name and address and the date of admission to, and the category of, membership of each Member. This roll shall be renewed annually.

8B. The roll of members shall be kept at the office of the Club and shall be made available by the Secretary for inspection by members at all reasonable times.

APPLICATION FOR MEMBERSHIP

9. An application for membership shall be in such form as the Committee may from time to time prescribe and shall be signed by the applicant and accompanied by the prescribed fees.

10. The Secretary shall submit such application to the next General Meeting of the Club, where the matter shall be decided by majority vote.

11. A member may, up to and including the date but prior to the start of the Annual General Meeting, make application to the Club for re-admission as a member to his/her category of membership upon payment of his annual subscription and shall be deemed for all purposes to have been re-admitted as such a member.

TERMINATION OF MEMBERSHIP

12. A member shall cease ipso facto to be a member of the Club:

- (a) upon the termination of his/her period of membership (whether by effluxion of time or otherwise), unless he/she shall be re-admitted pursuant of Clause 11 as a member of the Club for a further period of membership;
- (b) if he/she resigns by notice in writing addressed to the Secretary;
- (c) if he/she shall die;
- (d) if his/her annual subscription for the forthcoming financial year has not been paid in accordance with Clause 11;
- (e) if pursuant to the Constitution he/she shall be expelled from the Club;
- (f) if he/she is disqualified or suspended by the C.C.C. for any period for which he/she is suspended or disqualified;
- (g) should any person cease to be a member of the Club for any reason whatsoever, he/she shall not be entitled to any return of his/her membership fee or any part thereof, or any portion of the assets of the Club.

ANNUAL SUBSCRIPTION AND JOINING FEE

13. Subject to Notice of Motion first being given by resolution of the General Committee, the members, in General Meeting at any time and from time to time may fix the amount of the annual subscription payable by each category of membership and, may in like manner determine that a membership joining fee shall be paid and the amount thereof.

PRIVILEGES OF MEMBERSHIP

14. Subject to the restrictions and limitations prescribed by or pursuant to the Constitution, the privileges of a member shall be:

- (a) upon application and payment of the prescribed fee (if any) to the Secretary, to receive a copy of the Constitution of the Club;
 - (b) the right to attend and vote at all General Meetings of the Club, subject to the conditions of Clause 61(b) and 61(c);
 - (c) to submit himself/herself as a candidate for any Office of the Club subject to the conditions of Clause 61(b) and 61(c);
 - (d) to receive any publication issued by the Club, upon the payment of the prescribed fee (if any);
 - (e) to compete for prizes (including trophies) available for members of the Club when participating at social gatherings conducted by the Club
15. A Junior Member shall be entitled to take part in the proceedings of a General Meeting but shall not be eligible to vote and shall not be eligible to hold office, but shall be entitled to exercise all other privileges of membership.

CONDUCT OF MEMBERS

16. A member, upon election to any category of membership, shall strictly observe and act in conformity with and not otherwise than in accordance with the Constitution of the Club and Rules and Regulations of the C.C.C., and will uphold the honour of and use his/her best endeavours to further the objects of the Club.

17. A Member shall furnish to the General Committee such information within the knowledge of the Member as the General Committee shall from time to time require and within such time as the General Committee may specify in respect of any act or omission on his/her part or of his/her agent or servant in and about his/her conduct at any social gathering or in respect of any matter dealt with or regulated by the Constitution of the Club or Rules and Regulations of the C.C.C.

18A. Where a member is required to appear before the General Committee or to supply information pursuant to Clause 17 or any other Clause of this Constitution and fails to do so, he/she shall furnish to the General Committee a Statutory Declaration or other written explanation relating to the matter.

18B. If a member defaults in complying with any requirement of the General Committee pursuant to Clause 17 and/or 18A, the General Committee may in its absolute discretion proceed to inquire into the matter without further notice to the member.

19. If, upon such inquiry, the General Committee is of the opinion that a member has wilfully infringed any of the Rules or Regulations of the

C.C.C. and/or the Constitution of the Club, or has been guilty of any conduct prejudicial to the Club or to a member thereof, the General Committee may call his/her attention to such infringement or conduct by a notice in writing addressed to such member and may call upon such member to show cause why he/she should not be expelled from the Club or have his/her membership suspended.

20. If such member does not, within a period of fourteen days of the date of the aforesaid notice, either resign his/her membership or offer an explanation of the circumstances, either in person or in writing as he/she may elect to the General Committee at a meeting thereof convened for that purpose, and if such explanation is not acceptable to the General Committee, it may recommend to the members at the first General meeting thereof convened subsequent to such inquiry that the member be suspended from Membership for such period as the General Committee may think fit or that such member be expelled from the Club and such recommendation shall be included in the notice convening the General Meeting. At such meeting, this member shall be entitled to be heard and to give his/her explanation of the circumstances and to call witnesses on his/her behalf.

21. If the recommendation of the General Committee made under Clause 20 or an amendment thereof is approved by a Resolution passed by a majority of three-fourths of the members voting in person at such General Meeting, such member shall forthwith be suspended for such specified period or expelled as the case may be, and he/she shall have no claim or right of recourse to litigation whatsoever against the General Committee or any member thereof or against any member so voting.

22. Any member affected by a decision of the General Committee and/or resolution passed in accordance with Clause 21 may appeal therefrom to the Committee of the Canine Control Council (Queensland) upon such conditions as that Committee may from time to time prescribe. In such event the decision of the Committee of the Canine Control Council (Queensland) shall be final and binding on all parties.

ELECTED OFFICERS

23. The office Bearers for the time being of the Club shall be:

(a) Office Bearers

The President;

1 Vice President;

The Treasurer;

The Secretary;

6 members of the General Committee;

DUTIES OF SECRETARY

24. The secretary shall exercise and perform all the usual secretarial functions and generally attend to the secretarial work of the Club and in particular shall keep and maintain:

- (a) The roll of members
- (b) Minutes of all proceedings of meetings of the General Committee, and of the Club;
- (c) All necessary records of the affairs of the Club;
- (d) A complete record of awards made at all social gatherings and match days conducted by the Club, where necessary;
- (e) And shall forward to the Canine Control Council (Queensland) within one month of the Annual General Meeting an audited Statement of Receipts and Expenditure and Balance Sheet of the Club.

DUTIES OF TREASURER

25. The treasurer shall:-

- (a) receive all monies Paid to the Club and cause the same to be paid into the banking account of the Club kept for such purpose within fourteen days of the receipt thereof;
- (b) keep all necessary books of account and financial statements as shall be required by the Canine Control Council (Queensland);
- (c) prepare the Annual Accounts on current Canine Control Council forms and accompanying reports if required;
- (d) submit financial statements to all constituted meetings of the General Committee and of the Club;
- (e) produce in General meetings the Cash books, current Bank Statement(s) and/or Passbook(s) together with a reconciliation between Cash Book(s) and Bank Account(s);
- (f) keep vouchers for payments authorised by the Club and the management Committee;
- (g) keep a true and correct inventory of all property of the Club.

GENERAL COMMITTEE

26. There shall be a General Committee consisting of the office bearers and not less than four nor more than six members all of whom shall be elected at the Annual Meeting or as provided in the Constitution.

27. The General Committee shall manage and have the entire control of the affairs of the Club subject to and in accordance with the provisions of the Constitution and any resolutions passed at a provisions of the Constitution and any restrictions passed at a General Meeting of the members.

28. Notwithstanding the foregoing, the members in General meeting by resolution passed by a majority of members voting in person thereat may overrule a decision of the General Committee, except a decision of the General Committee to pay any account payable by the Club, or by a resolution passed by a majority of the members voting in person thereat may instruct the General Committee in the light of objections expressed by any members to any such decision to review the decision at its next meeting and make its further recommendation to the members at the next General Meeting thereof.

MEETING OF THE GENERAL COMMITTEE

29. Meetings of the General Committee shall be held at such place and at such time as the General Committee from time to time determines but shall be held at least every two calendar months.

30. The Secretary or his/her representative shall attend all meetings of the General Committee. The minutes of such meetings signed by the Chairman thereof or by the Chairman of a confirmatory meeting, shall be accepted as sufficient evidence of the proceedings of such meeting.

31. At every meeting of the General Committee a simple majority of members elected and/or appointed to the General Committee as at the close of the last General Meeting of the members, shall constitute a quorum. At least half the General Committee members (i.e. six) shall constitute a quorum.

32. The Secretary shall call a meeting of the General Committee whenever requested to do so by the President or by not less than three members of the General Committee.

33. The President, or in his/her absence or if he/she shall be unwilling to act, a Vice-President present, or if present he/she be unwilling to act, then a member of the General Committee elected by the members thereof present in person shall be the Chairperson of a meeting of the General Committee.

34. A member of the General Committee shall not vote in respect of any contract or proposed contract with the Club in which he/she is interested or in respect of any matter arising thereout and if he/she does so vote, his/her vote shall not be counted.

35. All acts done by a meeting of the General Committee or of a Sub-Committee thereof or of a Sub-Committee appointed by the members or by

any person acting as a member of the General Committee or of a Sub-Committee notwithstanding that it is afterwards discovered that there was some defect in the appointment of the General Committee or of a Sub-Committee or of any person acting as aforesaid, or that the members of the General Committee or any of them or of a Sub-Committee were disqualified, shall be as valid as if any person had been appointed and was disqualified to be a member of the General Committee.

36. A resolution in writing signed by all members of the General Committee for the time being entitled to receive notice of a meeting of the General Committee shall be as valid and effectual as if it had been passed at a meeting of the General Committee duly held and convened. Any such resolution may consist of several documents in like form each signed by one or more members of the General Committee.

37. A member of the General Committee absenting himself/herself from three consecutive meetings without leave of the General Committee shall ipso facto cease to be a member of the General Committee, and if an Office Bearer he/she shall ipso facto also cease to hold his/her office.

38. A casual vacancy occurring amongst members of the General Committee may be filled by the General Committee at its next meeting and the member so appointed shall hold that office until his/her appointment is confirmed by the members at the next General Meeting or the vacancy is otherwise filled by the members at a General Meeting.

ELECTION OF OFFICE BEARERS AND GENERAL COMMITTEE

39. The Office Bearers, other Members of the General Committee, and Non Committee appointments shall be elected annually at the Annual General Meeting and shall take office immediately upon election.

40A. Nominations of members proposed as Office Bearers, or as other members of the Management Committee, shall be made in writing to the Secretary at least twenty-one days before the date of the Annual General Meeting, and shall be signed by at least one member and the nominee, all of whom must be Financial members for the nomination year, prior to signing the nomination form. Alternately, a Member attending said meeting in person shall be deemed to be able to be nominated at that Meeting. No person shall be eligible for election unless he/she is a financial member of the Club, a financial member of the C.C.C. and complies with the conditions of Clause 61B and 61C.

40B. Nominations of members proposed for Non-Committee appointments other than Show/Trial Secretary/Manager (Clause 65) and Publicity Officer (Clause 66) will be made orally at the Annual General Meeting. Financial

members of the Club may propose and second, orally, sufficient Financial Members to fill any such office, provided the members comply with the Conditions of Clauses 61 (b) and 61 (c). Membership of the C.C.C. is optional for all Non-Committee appointments except for those involved in the conduct of shows eg Show Secretary.

41. A list of all nominations, made in accordance with Clause 40A, in alphabetical order or by "lot", shall be sent or delivered to each of the members at least seven days prior to the holding of the Annual General Meeting.
42. If there be not a nomination for the office of President, Vice-President, Secretary or Treasurer or if a member nominated for such office declares at the Annual General Meeting verbally or in writing that he/she is unwilling to stand for that office, or if the number of members required for election as members of the General Committee are not nominated, the members may propose and second orally, at the Annual General Meeting, sufficient members to fill any such office.
43. If there be more than the required number of members nominated for the election to any office, an election by ballot shall take place, but if there be only the requisite number, the Chairperson shall declare those nominated to be duly elected.
44. The election of the office bearers and members of the General Committee shall be by secret ballot:
 - (a) cast by members present at the Annual General Meeting and eligible to vote thereat,
 - (b) For the purposes of the ballot, a Returning Officer may be appointed by the members at the Annual General Meeting prior to the election of Office Bearers. If not so appointed, not less than two scrutineers shall be appointed by the members, and as the business of the Annual General Meeting, prior to the election of Office Bearers.
 - (c) Each member wishing to participate in the ballot shall strike out from the voting paper all names in excess of the number of positions vacant and ballot papers containing a greater or lesser number of candidates to be elected shall be invalid.
 - (d) After the appointment of the returning officer and/or the scrutineers, the Returning Officer and/or the scrutineers shall count or cause to be counted by the said persons the votes cast by members
 - (e) The Returning Officer and/or the scrutineers shall declare the result of the ballot immediately after the votes have been

counted, and in the event of an equality in favour of any candidate which could affect the election of a candidate, the members at the Annual General Meeting shall elect one of such candidates to fill the vacancy for which he was nominated by a Resolution passed by a simple majority of members present and voting thereon.

- (f) If any question arise as to the validity or invalidity of a voting paper, or whether any particular member has or has not been elected to any particular office, a statement by the returning Officer that the relevant voting paper is or is not valid or that a particular member has or has not been elected to a particular office shall be conclusive.

SUB-COMMITTEES

45A. The General Committee or the members at a General Meeting may at any time and from time to time appoint a Sub-Committee from amongst the members of the General Committee or the members for such purpose and with authority to exercise such powers and duties as the General Committee in its discretion may recommend, save and except the power to refuse or return any entry as precluded by C.C.C. Rules and the members thereof shall hold office during the pleasure of the members.

45B. The quorum for a Sub-Committee shall be such number thereof as shall be determined by the General Committee or members at the time of its election, who may in like manner appoint a Chairperson thereof provided that if a Chairperson is not so appointed or is absent or unwilling to act, the members of the Sub-Committee shall appoint one of their number to be Chairperson.

45C. The General Committee or any such Sub-Committee may co-opt additional members to assist in its duties.

45D. The President and Secretary shall automatically be ex officio members of all Sub-Committees.

RULINGS AT MEETINGS

46. All questions arising at a General Meeting or at a meeting of the Committee or of a Sub-Committee, other than questions of order or procedure which shall be decided by the Chairperson, shall be decided by the majority of votes cast at such a meeting and in the case of equality of votes, the Chairperson shall have a casting vote.

GENERAL MEETING OF MEMBERS

47. The Annual General Meeting of members of the Club shall be held within three months of the end of the financial year. The business to be transacted at the Annual General Meeting shall be:

- (a) to note apologies for non-attendance;
- (b) to appoint a Returning Officer and/or two scrutineers as required under Clause 44(b) of this Constitution;
- (c) to confirm the Minutes of the preceding Annual General Meeting;
- (d) to transact business arising out of such Minutes;
- (e) to receive and adopt the accounts of the Club and the accompanying reports thereon;
- (f) to check the number of Life and Financial Members present and eligible to vote;
- (g) to receive from the Returning Officer pursuant to Clause 44(d), or the President pursuant to Clause 43, the result of the ballot for the election of the office bearers and of members of the General Committee or pursuant to Clause 42, to elect office bearers, General Committee or Non-Committee members;
- (h) to receive the Annual Report and transact any other business required by the Constitution to be transacted;
- (i) to transact any other business written notice of which shall have been given to the members at least seven days prior to the date of the meeting;
- (j) subject to the approval of a majority of the members present at the meeting, to transact any further business which may be brought forward at that meeting.

GENERAL MEETING OF MEMBERS

48. An ordinary General meeting of the Club shall be held at such time and such place as the members at the preceding meeting shall determine or if not so determined as shall be convened pursuant to the Constitution.

49A. The business of an Ordinary meeting shall include the following:-

- (a) to note apologies for non-attendance;
- (b) to confirm the Minutes of the preceding ordinary general Meeting;
- (c) to transact business arising out of such minutes;
- (d) to receive the reports of the General Committee, the Secretary and the Treasurer and any other such reports as may be required to be given;
- (e) to receive the reports of Sub-Committees;
- (f) to elect new members;
- (g) to consider and deal with business deferred from the previous meeting;

- (h) to consider and deal with motions of which due notice has been given;
- (i) to consider and deal with correspondence received since the previous General Meeting;
- (j) to receive notices of motions;
- (k) to consider and deal with motions of which notice has not been given;
- (l) to hear through the Chairperson's answers to questions from members and, where appropriate, to deal with the subject matter thereof;
- (m) to deal with such other business as the Chairperson or the majority of members present may allow.

49B. A member of the General Meeting shall not vote in respect of any contract or proposed contract with the Club in which he/she is interested or in respect of any matter arising thereout and if he/she does, his/her vote shall not be counted.

SPECIAL GENERAL MEETING OF MEMBERS

50. A Special General Meeting shall be convened by the Secretary at the direction of the President or of the General Committee or on the written request of not less than ten members.

51. The business to be transacted at a Special General Meeting shall be set out in the notice convening the meeting, and no other business shall be transacted thereat or at any adjournment thereof.

QUORUM

52. The quorum at an Annual General meeting or a General Meeting shall be such number being not less than ten members present in person or such greater number as the members from time to time shall determine.

53. The President or in his absence or if he shall be unwilling to act, the Vice-President, or if there shall not be a Vice-President present or if present he/she shall be unwilling to act, then a member elected by the members present in person shall be the Chairperson of such a meeting.

NOTICE OF GENERAL MEETINGS

54. Every General Meeting shall be convened by notice given by the Secretary to each member of the Club specifying the date, time and venue of such meeting as prescribed in Clause 56. The signature to any such notice may be written, stamped, impressed, typed or printed.

55. At least seven days prior notice shall be given in respect of each such meeting.

56. Notice of a General Meeting shall be deemed to have been given to each member if it is published in the Club's newsletter or Journal or such other publication as prescribed by members at the first General meeting for the year, provided that such publication is made and received by the members not later than seven days prior to the date of the meeting or if it is served upon him/her personally or if it is sent through the post – addressed to such member at the address furnished by him/her to the Secretary or at his/her last address known to the Secretary. A Notice sent to one of a dual membership shall be deemed for all purposes to have been Notice given to each of such members.

57. The accidental omission to give Notice to a member or if a member shall fail to receive a Notice sent as aforesaid shall not invalidate a General Meeting.

58. A Notice sent by post shall be deemed to have been served on the following working day to that on which it is posted.

ADJOURNMENT OF MEETING

59. If at a General Meeting or at a General Committee or Sub-Committee Meeting a quorum shall not be present after the elapse of thirty minutes from the appointed time thereof, the meeting shall thereupon lapse. Should a meeting lapse, urgent Club business may be transacted by the Office Bearers, but must be ratified at the next General Meeting.

60. A General Meeting of members or a meeting of members of a General Committee or of a Sub-Committee shall have the power to adjourn its proceedings from time to time for any period not exceeding, at any one time, one month.

VOTING OF MEMBERS

61A. At meetings of members of the General Committee or of a Sub-Committee the mode of voting shall in the first instance be by a show of hands, or if required by not less than two members, by an actual division or by ballot and the Chairperson shall have an ordinary vote and in the case of equality of the primary vote also a casting vote and all questions shall be decided by the majority of votes of the members voting in person at any such meeting, provided that on a resolution relating to the election of the Office Bearers or of the General Committee or Non-Committee members or relating to the expulsion of members, the foregoing shall not apply and in

lieu thereof votes shall be taken in accordance with the relevant clause of the Constitution.

61B. Every member who was a financial member of the Club for not less than three months of the financial year preceding the Annual General Meeting and is currently a financial member shall be entitled to vote at the Annual General Meeting and shall be eligible to nominate or to be nominated as an office bearer or member of the General Committee.

61C. No person becoming a member between the closing date of the financial year preceding the Annual General Meeting and the date of the Annual General Meeting shall be eligible to vote at the Annual General Meeting, nominate or be nominated as an office bearer or member of the General Committee.

61D. In all matters not covered by this Constitution the rules of common debate shall apply provided always that the best interests of the general members of the Club be served and general members have the right to vote in favour of or against any General Committee decision.

61E. Motions of DISSENSION FROM THE PRESIDENT'S and/or CHAIRPERSON'S-RULING – PROCEDURE – ACTIONS – ETC.

In the event that a dissension vote be carried by a 60% majority at any meeting of the Club, the Chairperson shall be bound to adopt such ruling – procedures – actions – as decided by said vote, and further, immediately such dissension vote be moved and seconded the Chairperson shall immediately vacate the chair to enable correct and proper discussion and voting procedures to follow. Members present are then entitled to elect their own choice of interim Chairperson to preside during the time that this matter only is discussed and determined, whereupon the Chairperson shall resume the chair.

61F. The following motions of censure may be put:

- (a) CENSURE OF PRESIDENT'S and/or CHAIRPERSON'S RULING-PROCEDURE-ACTIONS Etc;
- (b) CENSURE OF OFFICE BEARER and/or COMMITTEE-RULING-PROCEDURE-ACTIONS Etc;
- (c) CENSURE OF A GENERAL MEMBER'S ACTION – CONDUCT, Etc.

In the event that a censure motion be moved, seconded and carried by a 60% majority at any meeting of the Club, the person or persons against whom the vote be taken shall be considered censured and all relevant details shall be minuted. (It must be understood that a censure motion does not automatically mean a loss of position from the General Committee or a loss of position to a general member of his/her usual and accepted rights.

61G. MOTIONS OF NO CONFIDENCE may be put against:

- (a) any office bearer or office bearers,
- (b) any General Committee member
- (c) the entire General Committee (to also include office bearers).

Notice of motion of "no confidence" must be made in writing signed by the persons moving and seconding the motion and handed to the Secretary. The Secretary shall convene a special meeting to be held within thirty days from the date of the receipt of the Notice of Motion, and advise all members in writing within seven days allowing members at least fourteen clear days notice of the meeting. Proof of posting the Notice to the members last registered address with the Club shall be deemed sufficient proof of the member being notified.

In the event that a vote of "no confidence" be moved, seconded and carried by a 60% majority of persons present in person at the meeting specially convened to discuss the motion such person or persons against whom the motion was carried shall immediately forfeit his/her/their position as an office bearer(s) or General Committee member and any such person(s) shall not be allowed to accept nomination for the General Committee or as office bearer or for any Sub-Committee for a period of twelve months from the date of such motion. The members present upon such vote of no confidence being carried, are then entitled if they so desire, to select a replacement or replacements for the position or positions hereby rendered vacant.

TRUSTEES

62. The members in Annual General Meeting shall appoint not less than three trustees and, until otherwise determined, the President, Secretary and Treasurer for the time being in office shall be the Trustees and shall hold all property of the Club real and personal on behalf of the members.

PROPERTY

63. The income and property of the Club whencesoever derived shall be used and applied solely in promotion of its objects and in the exercise of its powers as set out herein and no portion thereof shall be distributed, paid or transferred directly or indirectly by way of dividend, bonus or otherwise by way of profit to or amongst the members of the Club provided that nothing herein contained shall prevent the payment in good faith of interest to any such member in respect of moneys advanced by him/her to the Club.

FINANCIAL YEAR

64. The financial year of the Club shall commence on the first day of August in each year, and terminate on the last day of July the next/current year. Members fees to be payable on or before nominating or being nominated for an elected office in the Club. (see Clauses 40 and 40 A or prior to the Annual General Meeting (Clause 11)).

SHOW SECRETARY AND/OR SHOW MANAGER

65. The Members, at a General Meeting or the General Committee in lieu thereof, may appoint a Show or Trail Secretary and/or a Show or trial Manager, as appropriate. These appointees must be members of the C.C.C.

PUBLICITY OFFICER

66. The members, at a General Meeting or the General Committee in lieu thereof, may appoint a Publicity Officer whose duties shall be determined by the General Committee and/or members at a General Meeting.

BANKING ACCOUNT

67. The General Committee shall cause a banking account to be opened with a recognised Bank and be kept in the name of the Club.

68. All cheques payable to the Club and monies received on behalf of the Club shall be deposited to credit of the Club's bank account, all monies payable on behalf of the Club amounting to \$20 or upwards, with the exception of prize money, shall be paid by cheque drawn upon the Club's bankers which shall be signed by the Treasurer or in his/her absence his/her authorised deputy and any one of the office bearers authorised to sign on behalf of the Club. Notice of every such authority or change thereof shall be given to the Club's bankers forthwith whenever the need shall arise. Where an amount less than \$20.00 is paid in cash, the Treasurer, or his/her authorised deputy, shall ensure a receipt is obtained at the time of the transaction.

ACCOUNTS/DOCUMENTS

69. The Treasurer shall cause to be kept true accounts of all monies received, of all payments made by or on behalf of the Club, and of all assets and liabilities, the manner in which income and expenditure of the Club has been dealt with, which at all times shall show the true financial position of the Club.

70. The Club's books of account, documents, instruments of title and securities shall be kept at such place of security as the members in General Meeting, or the General Committee in lieu thereof, shall determine.

AUDIT AND AUDITOR

71. The members at the Annual General Meeting shall appoint each year a qualified auditor to be the auditor of the Club and a person so appointed shall hold that office until the next Annual General meeting. A casual vacancy occurring in the position of Auditor shall be filled by the General Committee.

72. Three months prior to the Annual General Meeting, the General Committee shall vote to appoint an Auditor if one is required.

73. A person shall not be appointed or act as Auditor of the Club if he is a member or an employee of the Club.

PATRON

74. The members at the Annual General meeting may elect until otherwise determined by them not more than three persons to be Patrons of the Club. A Patron shall be entitled to attend a General Meeting of the Club by invitation of the President to address the members thereat, but is not permitted to vote unless a financial member or life member of the Club.

CLUB JOURNAL

75. The members in General Meeting by a resolution passed by a simple majority of those voting in person thereat may authorise the publication of Club journal under such name and subject to such terms and conditions and containing (subject to editorial policy for the time being of the Canine Control Council (Queensland) such subject matters as that members may determine as aforesaid from time to time.

WINDING-UP OF THE CLUB(Dissolution)

76. The Club shall be wound up if:

- (a) the number of its financial members becomes less than ten;
- (b) a three-fourth majority of financial members at a General Meeting convened to consider a resolution of wind-up the Club, vote that it shall be wound up;

77A. The Club, on deciding to wind up its affairs, shall cause to be convened a General Meeting of its members. Notice shall be given in the notice convening the meeting that the Club proposed to wind up its affairs

and cease functioning as a Club. The Club shall give an undertaking that all of its known debts have been paid in full and shall hand over all surplus funds after the payment of such debts to a nominated charity or another Bernese Mountain Dog cause as voted by the members.

The above was accepted as the Constitution of the Bernese Mountain Dog club of Queensland.

BERNESE MOUNTAIN DOG CLUB OF QUEENSLAND RESCUE GUIDELINES

1. Rescue sub-committee is to agree by majority to rescue Bernese and pay associated fees; and to subsequently request new owner pays \$100 towards the associated expenses.
2. Rescued dogs must be purebred Bernese Mountain Dogs and be considered by majority of sub-committee to be genuinely in need of rescue.
3. Rescued dogs must be health checked and desexed, or proven to have already been desexed.
4. Rescue sub-committee will research suitable new owners and their proposed accommodation suitability.
5. Rescue sub-committee will require new owner to contribute up to \$100 for rescue-associated expenses (ie. health checks, etc.). The BMD Club of Qld will cover remaining rescue-associated expenses.
6. New owners must sign a release form. If they are ever unable to keep the rescued dog for any reason the dog will be returned to the Club where a new home will be found.
7. Rescue sub-committee will call for a list of names of people willing to care for rescued dogs on a temporary basis, ie. until a permanent home can be found. The volunteer taking temporary care of a rescued dog will have the first option of keeping the dog subject to a majority vote of approval by the sub-committee.