



Official

CONSTITUTION
Of The
BULL TERRIER
CLUB INC (NSW)

*Affiliated with RNSWCC
Member NBTC(A)*

Published 2007

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PART 1-PRELIMINARY

INTERPRETATION

1.1 In these rules, except in so far as the context or subject matter otherwise indicates or requires.

"Act" means the associations Incorporated Act, 1984 (As amended).

"Application for membership" includes application for re-admission to membership.

"Body" means where the context reasonably admits, a club agricultural or other society or Association, company or group of persons irrespective of whether such body is incorporated or unincorporated.

"Club" refers to THE BULL TERRIER CLUB INCORPORATED (N.S.W.)

"Commission" means the corporate Affairs Commission of New South Wales.

"Council" means the ROYAL N.S.W. CANINE COUNCIL.

"Bull Terrier" means a Bull Terrier or Bull Terrier Miniature.

"Dual member" means one of any two members of the one family resident at the same address or of any two of the persons who are partners in the conduct of a kennel prefix in their joint names registered with the council who has been admitted with the other of such as a Dual member.

"Financial Member" means a member of the Club who is not in default in their payment of his/her annual subscription or any fees or any other moneys payable by him/her in accordance with the rules.

"Financial Year" means the financial year of the club as defined by rule 93.

" General Meeting" includes an annual, ordinary or special general meeting.

"Honorary Member" or "Honorary life member" means a person who is not a member, who upon the recommendation of the committee or upon a written nomination signed by not less than 5 members is elected by a resolution passed in general meeting by a majority of not less than 3/4ths of the members voting in person therat as an honorary member for life or for such lesser period as may be so determined and who in the opinion of such Meeting has rendered outstanding services to the club, or to the promotion and encouragement of the breeding or exhibition of pure bred dogs, or for other good and sufficient reason and who need not comply with the provision of rule 6.

"Junior Member" means a person over the age of six and under the age of 16 who has been admitted as a member of the club.

"Life Member" means a member who has been admitted to the club as a member for life without payment of a subscription.

"Member" means a person who has been admitted as an ordinary or dual or life member of the club and where the context otherwise so admits, shall include a person admitted to any other category of membership and the word "member" where the context so admits shall mean and include persons who have been admitted to any category of Membership.

"Objects" means the objects of the club as defined in clause 1.2.

"Office" means the office of the club, and shall be a place as determined from time to time, at which the records of the club are kept.

"Office Bearers" means the President, the Vice-President, Treasurer and Secretary for the time being of the club.

"Period of Membership" in relation to a member, denotes the 12 months terminating at midnight on the 30th of June each year for which such member is for the time being elected to membership of the club or such proportion of that term during which his/her membership continues.

"Person" where the context reasonably permits, includes an individual, a firm or partnership, a company, a corporation, or any other legal entity.

"Regulations" means the Regulations made by the Committee from time to time in force.

"Rules" means the Rules of the Club, and where the context so admits, includes a paragraph or sub-paragraph thereof.

"Secretary" means the Honorary Secretary or Secretary of the Club, and where the context reasonably permits, includes the Assistant Secretary and any other person for the time being appointed by the Committee to exercise the functions of the Secretary.

1.2 OBJECTS

The objects of the Club are: -

- (a) To affiliate with the council.
- (b) To promote and encourage the breeding of pure bred Bull Terriers.
- (c) To promote and raise the standard of Bull Terriers.
- (d) To promote the holding of exhibitions and shows and to conduct exhibitions and shows.
- (e) To foster, promote and protect the interests of exhibitors of dogs at exhibitions and shows.
- (f) To collect, verify and publish information relating to dogs and the breeding and exhibition of dogs.
- (g) To educate and encourage members, breeders, and judges to abide by the requirements and standards approved by the council for the conduct of exhibitions and shows.
- (h) To promote good fellowship and sportsmanship amongst members and those participating in or attending at exhibitions and shows.
- (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 make awards and donate prizes for competition at exhibitions and shows for competition and by breeders and exhibitors of dogs.
- (l) To foster relations with other clubs and bodies with similar aims.
- (m) To promote and assist and to make contributions to canine Veterinary research and other worthy causes.
- (n) To invest the funds of the club not immediately required in such manner as the members shall determine.
- (o) To carry on such other activities to promote or encourage interest in the breeding, upkeep, training, the general well being and improvement of all breeds of dogs and to do all such other things as may be necessary or conducive to carrying out those objects of the club.

2. In these rules:

(a) A reference to a function includes a reference to power, authority and duty, and:

(b) A reference to the exercise of a function includes, where the function is a duty, a reference to the performance of a duty.

3. The provision of the interpretation Act, 1987, (as amended) apply to and respect of these rules in the same manner as those provisions would so apply if these rules were an instrument made under that Act.

4. Words used in the rules where the context reasonably permits shall have the same meaning as the definition thereof, in the rules, or if not so defined, as set forth in the constitution and regulations of the council.

AFFILIATION WITH THE COUNCIL.

5. (A) The members by a resolution passed in a General Meeting by majority of not less than 3/4ths of the members voting in person thereat may direct the committee to apply for the affiliation with the R.N.S.W.C.C.

(b) Upon the admission of the club as an affiliate of the R.N.S.W.C.C. the club and every member shall be deemed to have agreed with the council to be bound by constitution and regulations of the council for the time being in force at all times to submit to and carry out every proper determination, finding, decision, requirement or direction of the council so far as the same shall relate to him/her or it.

PART II -- MEMBERSHIP

Membership Qualifications and Application

6. The membership of the Club shall not be less than 20 members having the right to vote at General Meetings of the Club, provided that at all times, one half (1/2) of the members shall be persons each of whom is:

(a) The registered owner or part owner of a registered Bull Terrier.

(b) A member of a household, one of whom is the owner or part owner of the registered dog, and this club being a Specialist Club shall support the breed for which the welfare and progress the Club was established and granted affiliation to the R.N.S.W.C.C.

7. Membership of the Club shall be divided into the following categories:

(a) Member

(b) Dual member

(c) Honorary member

(d) Honorary life member

(e) Junior member

(f) Life Member

and every person elected to membership shall be and be deemed for all purposes to have agreed to be bound by the constitution and regulations for the time being in force of the council and of the objects and rules of the club.

8. An application for membership shall be in such form as the committee may from time to time prescribed and shall be signed by the applicant and lodged with the secretary.

9. The secretary shall submit such application to the first general meeting of members next succeeding its receipt, and if such applicant is approved by a resolution passed by the 3/4 ths of the majority of members voting in person therat, the applicant shall thereupon become a member of the club provided that he/she shall pay within 14 days of the date of such meeting such entrance fee and subscription in respect of his/her category and period of membership or part thereof, as shall be determined from time to time.

10. A member may prior to 30th June in each year, make application to the committee for re-admission as a member to his/her category of membership and upon payment of his/her annual subscription with such application shall be deemed for all purposes to have been re-elected as such a member. Upon the satisfactory completion of the foregoing, the secretary shall if requested ensure that each new member has the opportunity to view on request a copy of these rules as provided at a general meeting or offer for sale a copy of these rules.

11. A person elected to membership after the 31st of December in any year upon payment of 1/2 of the prescribed annual subscription, applicable to the category of membership, to which he/she was elected, shall be deemed to be a financial member for the remainder of the financial year.

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 for a further period of membership.

(b) If he/she resigns by notice in writing addressed to the Secretary.

(c) If he/she will die or be convicted of a felony.

(d) If he/she becomes of unsound mind or a person whose personal estate is liable to be dealt with in any way under the law relating to mental health.

(e) If his/her annual subscription for the forthcoming Financial year has not been paid on or before 1st July of that year.

(f) If pursuant to the rules, he/she shall be expelled from the Club; or

(g) If he/she is convicted of an offence involving cruelty to animals or of an offence committed at an exhibition or show.

Register of members.

13. (A) A register of members shall be kept by the committee and shall contain the name, address, the date of admission to, and the category of membership of each member.

(b) The register of members shall be kept at the office of the club and shall be made available by the secretary for inspection by member at all reasonable times.

Fees.

14. The members in a 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 an entrance fee shall be paid and the amount thereof. Provided always that any alteration to the Annual subscription or entrance fee must be by notice of motion and included on the notice paper for decision made by the members at the next general meeting.

Privileges of membership.

15. Subject to the restrictions and limitations prescribed by our pursuant to the rules, the privileges of a member shall be:

(a) The right to attend and vote at all general meetings of the club.

(b) To submit himself /herself as a candidate for any office at the club.

(c) To receive any publication issued by the club.

(d) To exhibit at any exhibition or show conducted by the club and compete for prizes (including trophies) available for members of the club; and

(e) Be entitled to 1 month's grace after midnight of June 30th for the purpose of receipt of monthly magazine and non-payment in respect of any increased membership fee that shall be determined from time to time, but shall not be entitled to any other privileges.

16. A junior or honorary member shall not be entitled to vote or take part in the proceedings of a general meeting and shall not be eligible to hold office, but shall be entitled to exercise all other privileges of membership.

Members liabilities.

17. The liability of a member of the club to contribute towards the payment of the debts and liabilities of the club of the costs, charges and expenses of the winding up of the club is limited to the amount, if any, unpaid by the member in respect of membership of the club as required by rule 14.

Disciplining and conduct of members.

18. A member, upon election to any category of membership, shall observe and act strictly in conformity with and not otherwise than in accordance with the rules and regulations of the club and the constitution and regulations of the council and will uphold the honor and use of his/her best endeavors to further the objects of the club.

19. A member shall furnish to the committee such information within the knowledge of the member as the committee may from time to time require and within such time as the committee may specify in respect of any act or omission on his/her part or his/her agent or servant in any matter dealt with or regulated by the rules and regulations of the council.

20. If called upon to do so by the committee, a member shall supply upon statutory declaration duly made by him/her or his/her agent or servant as may be determined by the committee any information required by the committee pursuant to rule 19.

21. If upon inquiry, the committee is of the opinion that a member has infringed any of the rules and regulations of the club or the constitution or regulations of the council has been guilty of any conduct prejudicial to the club, the 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.

22. If such a member does not within a period of 21 days of the date of the notice in the proceeding clause, either resign his/her membership or offer an explanation of the circumstances, either in person or in writing, he/she may elect to the committee at a meeting thereof convened for that purpose, and if such explanation is unexceptionable to the committee, it may recommend to the members at the first general meeting thereof convened subsequent to the consideration of that explanation by the committee that the member be suspended from membership for such period as the committee may think fit or that such Member be expelled from the Club. At such meeting, the Member shall be entitled to be heard and to give his/her explanation of the circumstances and to call witnesses on his/her behalf.

23. If the recommendation of the Committee or an amendment thereof is approved by a resolution passed by a majority of three fourths (3/4ths) of the Members voting in person thereat, such Member shall forthwith be suspended from Membership or be expelled as the case may be, and he/she shall have no claim whatsoever against the Committee thereof or against any Member so voting. Any Member so dealt with has the right to appeal to the R.N.S.W.C.C. Management Committee.

PART III - THE COMMITTEE

Powers, Constitution, Membership

24. There shall be a Committee consisting of the Office Bearers and five (5) Members being Committee Members.

25. The Committee shall manage and have entire control of the affairs of the Club subject to and in accordance with the provisions of the Rules.

26. Notwithstanding the foregoing, the Members in General Meeting by resolution may overrule a decision of the Committee, except a decision of the Committee to pay any account payable by the Club, or by a Resolution passed by a simple majority of the Members voting in person thereat may instruct the Committee in the light of objections expressed by any Member to reconsider any such decision at it's next meeting and make it's further recommendations to the Members at the next General Meeting thereof.

Meeting of Committee.

27. Meetings of the Committee shall be held at least bi-monthly at such place and such time as the Committee from time to time determines.

28. The Secretary should attend all meetings of the 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.

29. The quorum for a Committee Meeting shall be five (5).

30. The Secretary shall call a meeting of the Committee whenever requested to do so by the President or by three (3) members of the Committee.

31. 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 shall be unwilling to act, then a Member of the Committee elected by the Members thereof present in person, shall be the Chairman of a meeting of the Committee.

32. A Member of the 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 thereof and if he/she does so vote, his/her vote shall not be counted.

33. All acts done by any meeting of the Committee or by a sub-committee thereof or by a sub-committee appointed by the Members or by any person acting as a Member of the Committee or a sub-committee notwithstanding that it is afterwards discovered that there was some defect in the appointment of the Committee or of the sub-committee or any person acting as aforesaid, or that the Members of the Committee or any of them from a sub-committee were disqualified shall be as valid as if any such person had been appointed and was qualified to be a Member of the Committee or of such sub-committee if ratified by the Members at the next General Meeting after the defect is known.

34. A resolution in writing signed by all Members of the Committee for the time being entitled to receive notice of a meeting of the Committee shall be as valid and effectual as if it had been passed at a meeting of the 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 Committee.

35 A Member of the Committee absenting himself/herself from three (3) consecutive committee meetings without leave of the Committee shall ipso facto cease to be a Member of the Committee, and if an office bearer he/she shall ipso facto also cease to hold his/her office.

36 A casual vacancy occurring amongst the Members of the Committee caused by the death or resignation of a Member thereof or by a Member ceasing for any reason to be a Member of the Committee, shall be filled by the Committee at it's 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.

Office Bearers

37. The Office Bearers of the Club shall be:

- (a) The President for the time being of the Club, who shall not hold office for more than three (3) years in succession.
- (b) Two (2) Vice- Presidents.
- (c) The Treasurer, and;
- (d) The Secretary.

A member shall not hold more than one (1) office or Committee position at any one time.

Duties of the Secretary.

38. The Secretary of the Club 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 Register of Members.
- (b) A Register of the persons who are appointed by the Members as judges.
- (c) All necessary records of the affairs of the club; and
- (e) A record of awards made at all exhibitions and shows conducted by the Club.

Duties of the Treasurer

39. The Treasurer shall:

- (a) Receive all monies paid to the Club and cause the same to be paid into a banking account kept for such purpose within fourteen (14) days of the receipt thereof.

- (b) Keep all necessary books of accounts and financial statements as shall be required by the Auditor.
- (c) Prepare the annual balance sheet, accounts and accompanying reports.
- (e) Produce to the Members in General Meeting the full financial records when requested to do so.
- (f) Keep a true and correct inventory of all property of the club.

Election of Office Bearers and Committee

40. The Office Bearers and the Members of the Committee shall be elected annually at the Annual General Meeting and shall take office at the close of the Annual General Meeting at which they are elected. The office Bearers will hold office for 12 months.

41. (A) Nomination of Members proposed as Office Bearers or as Members of the Committee shall be made in writing to the Secretary at least twenty-one (21) days before the date of the Annual General Meeting and shall be signed by at least one member and the nominee.

(b) Any Member desirous of voting by mail shall register such desire with the Secretary at least twenty-one (21) days before the date of the Annual General Meeting. Such registration shall be accepted by the Secretary in writing signed by the Member registering and if a stamped and addressed envelope to that Member is enclosed with such notification. A Member who has so registered shall be called a "Postal Voting Member".

42. A list of all such nominations shall be sent to each of the Postal Voting Members at least fourteen (14) days prior to the holding of the Annual General Meeting. Such list shall contain in respect of a retiring member of the Committee whose name appears thereon the number of such meetings held during the preceding years, and the number thereof which he/she has attended, whilst he/she was a Member of the Committee.

43. If there not be a nomination for the office of President or Vice-President, 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 Committee are not nominated, the members may propose and second orally at the Annual General Meeting, sufficient members to fill any such offices.

44. 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 Chairman shall declare those nominated to be duly elected.

45. If the election of the Office Bearers and Members of the Committee shall be by ballot the List of Nominations sent to Postal Voting Members as aforesaid shall constitute a voting paper for such Postal Voting Members and shall indicate by an asterisk and footnote those Members eligible for re-election. The Secretary shall initial and number consecutively the top right hand corner of the ballot papers and keep a true record of the number of ballot papers issued.

46. For the purpose of the ballot, a Returning Officer and not less than two scrutinizers shall be appointed by the Members at, and as the first business of, the Annual General Meeting. Upon the appointment of the Returning Officer and scrutinizers, the Secretary shall hand to the Returning Officer a list of the Members of the Club entitled to vote. If any ballot paper shall indicate that a Member has purported to vote for a greater number of candidates than the number of vacancies that have to be filled, or if the ballot paper shall not have been endorsed and numbered by the Secretary as aforesaid, or the envelope containing the ballot paper has not been endorsed as to his/her name signed by the Member purporting to vote, such ballot paper shall be declared informal and the votes of that Member shall not be counted.

47. A voting paper shall be prepared by the Secretary with the names of the candidates listed thereon in alphabetical order which shall be posted to each Postal Voting Member in the stamped and addressed envelope referred to in clause 42 (b) not later than fourteen (14) days prior to the date of the Annual General Meeting, the Secretary shall hand a voting paper to each other voting Member present.

48. (A) Each Postal Voting Member wishing to participate in the ballot shall strike out from the voting paper all the names of the candidates for whom he/she wishes to vote and shall insert the voting paper only and without any other matter in and endorse his/her name on the inside of the flap of the envelope forwarded by the Secretary for that purpose and return such envelope properly sealed so as to arrive at the Club's office not later than 5:00pm (which shall be the time of the closing of the postal ballot) on the date appointed for the holding of the Annual General Meeting at which the result of the ballot is to be declared hereinafter provided.

(b) Each other Member wishing to participate in the ballot shall vote in the same manner and thereupon hand his/her voting paper to the Returning Officer.

49. Forthwith after that appointment of the Returning Officer and the scrutinizers, the Returning Officer shall count or cause to be counted by the said scrutinizers the vote as recorded on voting papers so received at the Clubs office. Such votes shall be counted in the presence of the President or one of the Vice-Presidents and of any person or persons standing for election who may attend.

50. The Returning Officer shall declare the result of the ballot immediately after the votes have been counted, and announce the number of votes polled by each candidate, and in the event of an equality of votes in favour of any candidate which could effect the election of the candidates, the Members of the Annual General Meeting shall elect one of such candidates to fill the vacancy for which he/she was nominated by a resolution passed by a simple majority of members present and voting thereon. The Returning Officer shall deliver all ballot papers so counted in a sealed envelope or wrapper to the Secretary who shall keep the same for a period of ninety (90) days from the date of the meeting.

51. If any question shall arise as to the validity of the voting paper, or whether any particular Member has been elected to any particular office, a statement by the Returning Officer that the relevant voting 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.

52. (A) On the recommendation of the committee, or upon a motion of a member, the members in a general meeting may at any time from time to time appoint a sub-committee from amongst the members of the committee or the club for such purposes and with authority to exercise such powers and duties as the committee in its discretion may recommend or the members may determine and the members may thereof shall hold office during the pleasure of the members.

(b) The members as aforesaid may by resolution remove from office a member of sub-committee and may in like manner appoint another eligible person in his/her stead.

(c) The quorum for a sub-committee shall be such a number thereof as shall be determined by the members at the time of election who may in like manner appoint a chairman thereof provided that if a chairman is not so appointed or is absent or is unwilling to act, the members of the sub-committee shall appoint one of their number to be chairman.

(d) Any such sub-committee may be empowered to exercise the powers and duties committed to it for a term of office of the committee recommending it, provided that the members of the general meeting ratify such extended term.

(e) Subject to the consent of the members any such sub-committee may co-opt additional members to assist in its duties.

Part IV - General Meetings.

Annual General Meetings.

53. (A) With the exception of the first general meetings of the club, the club shall, at least once in each calendar year and within the period of 3 months after the expiration of each financial year of the club, convene an annual general meeting of its members.

(b) The club shall hold its first annual general meeting.

(i) Within the period of 18 months after its incorporation under the act; and

(ii) Within the period of 2 months after the expiration of the first financial year of the club.

(c) Sub-paragraphs (a) and (b) have effect subject to any extension or permission granted by the commission under section 26 (3) of the Act.

Annual General Meeting - Calling of and Business At.

54. The Annual General meeting of the club shall, subject to the Act and to rule 53, be convened on such date and at such place and time as the committee thinks fit.

55. (1) In addition to any other business which may be transacted at an Annual General Meeting, the business at an Annual General Meeting shall be:

(a) To appoint a returning officer and not less than (2) two scrutinizers as required by rule 46.

- (b) To confirm the minutes of the preceding Annual General Meeting.
 - (c) To receive and adopt the balance sheets and accounts of the club and the accompanying reports thereon.
 - (d) Receive from the returning officer pursuant to rule 50 or the chairman pursuant to rule 44, the result of the ballot for the election of the office bearers and the members of the committee or, pursuant to rule 40, to elect office bearers or members of the committee.
 - (e) To appoint an auditor; and
 - (f) To transact any other business written notice of which shall have been given to the members at least 7 days prior to the date of such meeting.
- (2) The minutes of the Annual General Meeting shall be read at the next ordinary general meeting.

Ordinary and Special General Meeting -Calling of and business At

56. An ordinary General Meeting of the club shall be held at least bi-monthly upon such day and at such time and at such place as the members at their preceding meeting shall determine or if not so determined as shall be convened pursuant to the rules.

57. In addition to any other business, which may be transacted at an ordinary General Meeting, the business at an ordinary General Meeting shall be;

- (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 committee, the secretary, the treasurer, and any other such reports as may be required to be given.
- (e) To receive the reports of the sub-committee (if any)
- (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 notice has been given.
- (I) To consider and deal with correspondence received since the previous General Meeting.
- (j) To receive Notices of Motion.
- (k) To consider and deal with the Motions if which notice has not been given.
- (l) To hear through the Chairman answers to questions from Members and, where appropriate, to deal with the subject matter thereof; and
- (m) To deal with such other business as the Chairman or the Members may allow.

58. The Secretary at the direction of the President or of the Committee or the written request of five (5) members shall convene a Special General Meeting.

59. The business to be transacted at a Special General Meeting shall be set out in the notice governing the same, and no other business shall be transacted or at any adjournment thereof.

60. The quorum at a general meeting (whether an annual, ordinary, or special general meeting) shall be such number being not less than 5 members present in person, as the members from time to time shall determine.

61. The President or in his/her absence or if he/she shall be unwilling to act, a Vice President, or if there shall not be a Vice President present, or if present each shall be unwilling to act, then a Member elected by the Members present shall be the Chairman of such a meeting.

Notice of general meeting.

62. 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. The signature to any such notice may be written, stamped, impressed, typed or printed. Every such meeting shall commence at 7.30pm unless otherwise determined by the members.

63. A least seven (7) days' prior notice shall be given in respect of each such meeting. Provided that with the sanction of a General Meeting one notice containing the particulars required by rule 63 in respect of each General Meeting to be held during the Financial Year may be sent within the time aforesaid to the Members in the month of July each year or at such other time of the Financial Year in respect of the future General Meetings in that year as a General Meeting may direct and to new members within 21 days of joining. Provided further that a copy of notice of motion received in writing from a member shall be sent by the secretary to each member within the time aforesaid of the general meeting at which the same is to be dealt with.

64. Notice of general meeting shall be deemed to have been given to each member if it is published in the clubs newsletter or journal provided that such publication is made and dispatched to the members not less than 14 days prior to the date of the meeting or if it served upon him/her personally or if it is sent through the post in a pre-paid letter, envelope, or wrapper addressed to such member at the address furnished by him/her to the secretary or 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.

65. The accidental omission to give notice to a member, or if a member shall fail to receive a notice sent aforesaid, shall not invalidate a General Meeting.

66. A notice sent by Post shall be deemed to have been served from 2 days following that on which the letter, envelope or wrapper containing the same is posted. In proving such service, a certificate signed by the secretary that the letter, envelope or wrapper was properly addressed, postage prepaid and put into the post office or a receptacle provided by Australia Post for the purpose of posting letters, and that the item has not been returned by Australia Post, shall be conclusive evidence thereof.

Adjournment of meetings.

67. If at a General meeting or at a committee or sub-committee meeting a quorum shall not be present after the lapse of 15 minutes from the appointed time thereof, the meeting shall there upon lapse.

68. A General meeting of members or a meeting of members of a committee or sub-committee shall have the power to adjourn its proceedings from time to time for any period not exceeding 1 month at any one time.

Procedure at meetings.

69. 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 practice, which shall be decided by the majority of votes cast at such meeting and in the case of equality of votes, the Chairman shall only have a casting vote. There shall be no proxy voting at a General meeting.

70. At meetings of members or of the committee or sub-committee, the mode of voting shall in the first instance be by a show of hands, or if required by resolution of the members, by an actual division, or by ballot, and the Chairman shall have an ordinary, and in the case of equality, also a casting, vote and all questions shall be decided by the majority of votes of the members voting in person at such meeting provided that on a resolution relating to the election of the office bearers or of the members of the committee 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 rules.

71. The Chairman of a General meeting or of the committee or of a sub-committee: -

(a) Shall conduct the meeting in accordance with the rules governing any such meeting and with the law and accepted practice relating thereto.

(b) Shall make himself/herself familiar with such rules and the law and accepted practice relating thereto.

(c) Shall be bound by the rules and regulations made pursuant thereto and shall ensure that the meeting at all times confirms thereto and shall administer the same fairly and impartially.

(d) Shall at all times endeavor to be concise in his/her statements to the meeting and be fair when summing up points at issue or as have been or are the subject of debate and to speak clearly so as to be heard by the members.

(e) Provided that a quorum is then present or if not, then as soon as a quorum is present within the allowed time, shall declare the meeting open at the hour appointed.

- (f) If a quorum is not present as aforesaid or if during the meeting there shall cease to be a quorum, shall adjourn the meeting or declare that it has lapsed as may be required by the Rules or Regulations.
- (g) Shall introduce the items of business in the order set out in the notice convening the meeting or as prescribed by the Rules and shall not change such order without the approval of a resolution of the Members present pursuant to a Motion specifying the change required in such order.
- (h) Shall close the meeting promptly at the completion of the business to be transacted thereat, or unless the Members shall otherwise determine, the time appointed.
- (I) Shall not be entitled to take the chair upon his/her late arrival at a meeting if some other person has been elected Chairman due to his/her absence unless such Chairman as an act of courtesy resigns from such position.
- (j) Shall call upon a Member by his/her name to speak and shall alone determine the order of the speakers.
- (k) Shall not permit discussion of any subject matter unless there is a Motion thereon before the meeting and shall forthwith terminate all irrelevant discussion.
- (l) Shall ensure the decision of the Meeting is properly ascertained in respect to any question before it and subject to the Rules shall give to the Members sufficient opportunity to express their opposing views.
- (m) Shall determine whether a Motion or amendment thereof falls within the terms of the notice of the meeting or within a written Notice of Motion, and shall not rule out of order a motion which is within the competence of the meeting when all the conditions incidental to the submission of the matter to the meeting have been observed.
- (n) If a poll is demanded shall determine the time and manner of taking it and may order a poll to be taken although the meeting desires voting by a show of hands.
- (o) Shall enter or cause to be entered in the Minute Book the result of a poll said such entry shall be prima facie evidence of the result thereof; and
- (p) Where the voting is by show of hands may require another vote although he/she has previously declared the result.

72. A Member present at the Meeting: -

- (a) Shall not address a meeting without first being called upon to do so by the Chairman.
- (b) Desirous of moving a Motion or an amendment to a Motion or of taking part in discussion shall rise and when called upon to speak shall address the meeting through the Chairman.
- (c) Proposing a Motion or an amendment to a Motion shall state its nature before so addressing the meeting.
- (d) Shall resume his/her seat immediately upon the conclusion of his/her remarks or if the Chairman rises and proceeds to speak or when called upon by the Chairman so to do.
- (e) Shall not discuss or challenge a decision of the Chairman on a point of order and shall not move a Motion of disagreement with, or which would have the effect of altering, any such decision.
- (f) Shall not interrupt a speaker unless moving a Motion on a point of order whereupon a speaker shall resume his/her seat whilst the Member so moving is heard and the point of order determined whereupon if the decision is in his/her favour, the speaker may proceed with his/her subject.
- (g) May at any time rise and address the Chairman on a Point of Order, but shall at once state so and confine his/her remarks to the point of order raised, a point of order shall be taken immediately if it is raised; and
- (h) Shall not speak more than once on a Motion except as the mover thereof.

73. Motions shall be moved in the order in which the notices thereof have been received and shall not be preceded with in the absence of the Member giving such notice unless he/she has authorised some other Member to move it on his/her behalf.

74. A Motion may be moved or seconded by the Chairman or by a Member.

75. Upon a Motion being moved and seconded, the Chairman shall allow debate thereon as prescribed by the Rules and at the close of such of such debate shall put the Motion to the meeting.

76. Upon a Motion being put to the meeting and carried by the requisite majority of the Members, it shall become a resolution of the meeting and recorded accordingly.
77. Where Notice of Motion has been given in writing, an amendment thereto shall not be moved unless notice of such amendment has been given in writing. Provided that the meeting by a resolution passed by a simple majority of the Members voting in person thereat may consent to a Motion of amendment moved verbally at the meeting.
78. A Motion for amendment shall not be accepted by the Chairman which is or tends to be or would have the effect of having a negative of the Motion intended to be amended.
79. A second or subsequent Motion of amendment to an original Motion shall not be moved until the previous Motion of amendment has been dealt with by the meeting.
80. If a Motion or subsequent Motions for amendment shall be carried, the original Motion as amended shall then be debated and thereafter put to the vote of the Members.
81. The mover of Motion of amendment shall not have the right to reply after the debate thereon.
82. A Motion for amendment shall be put to the meeting before the original Motion is put.
83. Motions for amendment shall be taken in the order in which they affect the terms of the original Motion, and an amendment shall not be allowed in respect of those parts of the original Motion which have already been carried.
84. Except when another Member is speaking, a Member who has not moved or seconded or spoken on a Motion then before the meeting or on a proposed amendment thereto, may move at any time that the meeting proceed to the next business and such Motion shall not be amended but shall be immediately put to the vote without speech or discussion. If carried the matter then before the meeting shall be disposed of for that meeting. If not carried, the meeting shall deal with the original Motion. The business so shelved may be brought up again at another meeting on due notice being given in accordance with the Rules.
85. If a Member who is entitled to attend and vote at a General Meeting of Members or at a meeting of Committee or sub-committee is denied admittance to such meeting, or if during such meeting he/she is removed or compelled to leave the meeting other than for good and sufficient reason as provided by the Rules, all business conducted thereat meeting had not been held.

Special Resolution.

86. A resolution of the Club is a Special Resolution if: -

- (a) It is passed by a majority which comprises not less than three-fourths (3/4ths) of such Members of the Club as, being entitled under these Rules to do, vote at a General Meeting of which not less than twenty-one (21) days written notice specifying the intention to propose the resolution as a Special Resolution is given in accordance with these Rules.
- (b) Where it is made to appear to the Commission that it is not possible or practicable for the resolution to be passed in the manner specified in sub-paragraph (a) - the resolution is passed in a manner specified by the commission.

PART V - MISCELLANEOUS

Insurance

87. (A) The Club shall effect and maintain insurance pursuant to section 44 of the Act.
- (b) In addition to the insurance required under sub-paragraph (a), the Club may effect and maintain other insurance.

Funds - Source

88. (A) The funds of the Club shall be derived from entrance fees and annual subscriptions of Members, donations and, subject to any resolution passed by the Club in General Meeting, such other sources as the committee determines.
- (b) All money received by the Club shall be deposited as soon as practicable and without deduction to the credit of the Clubs Bank Account.

(c) The Club shall, as soon as practicable, after receiving any money, issue an appropriate receipt.

Funds - Management

89. (A) Subject to any resolution passed by the Club in General Meeting, the funds of the Club shall be used in pursuance of the Objects of the Club in such manner as the Committee determines.

(b) Office Bearers shall sign all cheques, drafts, and bills of exchange, promissory notes and other negotiable instruments.

Alteration of Objects and Rules

90. Subject to prior written consent of the Council being first obtained the Statement of Objects and Rules may be altered, rescinded or added to only by a Special Resolution of the Club.

Common Seal

91. (A) The Common Seal of the Club shall be kept in the custody of the Secretary.

(b) The Common Seal shall not be affixed to any instrument except by the authority of the Committee and the affixing of the Common Seal shall be attested by the signatures either of two Members of the Committee or of one Member of the Committee and of the Secretary.

Financial Year

92. The Financial Year of the Club shall commence on the 1st day of July in each year, and terminate on the 30th day of June in the following year.

Show Secretary

93. The Members may appoint a Show Secretary and his/her duties shall be determined by the Members in General Meeting. Provided that the Show Secretary shall keep in lieu of the Secretary the register and records requested to be kept pursuant to Rule 38(b) and (e) respectively.

Publicity Officer

94. The Members may appoint a Publicity Officer who shall adopt the editorial policy of the Club and his/her duties shall be determined by the Members in General Meeting.

Audit and Auditor

95. (A) The Members at the Annual General Meeting shall appoint each year a duly qualified Auditor to be the Auditor of the Club and a person so appointed shall hold that office until the next Annual General Meeting. The committee shall fill a casual vacancy occurring in the position of Auditor.

(b) Notice of the nomination of any person other than a retiring Auditor for appointment as Auditor shall be given to the Members not less than fourteen (14) days before the Annual General Meeting at which the appointment of Auditor is to be made.

- (c) A person shall not be appointed to act as Auditor of the Club: -
- (i) If he/she is not registered Auditor as defined by the Companies (NSW) Code, or
 - (ii) If he/she is an Office Bearer or a Member of the Committee or an employee of the Club.

Patron.

96. The Members at the Annual General Meeting may elect until otherwise determined by them not more than two (2) persons to be patrons of the Club who shall hold that office until the close of the next succeeding Annual General Meeting. A patron shall be entitled to attend a General Meeting of the Club and by invitation of the President to address the meeting or to vote thereat.

Club Journal

97. The Members in General Meeting by resolution passed by a simple majority of those voting in person thereat may authorise the publication of a Club Journal under such names and subject to such terms and conditions and containing such subject matter as the Members may determine as aforesaid from time to time.

Shows

98. The Club may conduct from time to time (either alone or in conjunction with any other Club or body) in accordance with the Constitution and Regulations for the time being in force of the Council, exhibitions and shows.

Judges

99. The Members in General Meeting by a resolution passed by a simple majority of those voting in person thereat shall elect judges from amongst the persons for the time being enrolled on the judges panels kept, or who may be approved of, by the Council who may be invited to officiate at such exhibitions or shows conducted as aforesaid. At least one (1) month's notice shall be given to the Members of the intention to elect judges at such General Meetings and the notice shall specify the shows for which such judges are to be appointed.

Records and Accounts

100. The Committee shall keep or 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.

Except as otherwise provided by these Rules, the Secretary shall keep in his/her custody or under his/her control, all records, books and other documents.

Inspection of Books

101. The records, books and other documents of the Club shall be open to inspection, free of charge, by a Member of the Club at any reasonable hour.

Service of Notices

102. (A) Except as otherwise provided by these Rules, a Notice may be served by or on behalf of the Club upon any member either personally or by sending it by post to the Member at the Members address shown in the Register of Members.

(b) Except by otherwise provided by these Rules where a document is sent to a person by properly addressing, prepaying and posting to the person a letter containing the document, the document shall, unless the contrary is proved, be deemed for the purposes of those rules to have been served on the person at the time at which the letter would have been delivered in the ordinary course of post.

Regulations

103. Subject to the Objects and Rules in General Meeting by resolution passed by a simple majority and voting in person may make Regulations and from time to time amend such Regulations by variation, deletion or addition as they shall think fit in respect of:

- (a) Nominations of members.
- (b) The conducting of ballots.
- (c) The holding and conducting of shows and exhibitions by the Club.
- (d) The granting of awards and prizes at such shows and exhibitions.
- (e) The manner and procedure dealing with protests and objections made at shows of exhibitions.
- (f) Meetings of Members and Committees; and
- (g) The publication of a newsletter or journals.

104. The regulations shall be read and construed subject to the provisions for the time being of the Rules of the Club, and the Constitution and Regulations of the Council.

Winding Up

105. In the event of the Club winding up, all funds will be placed in the hands of an Auditor appointed by the Committee. The first responsibility of the Auditor will be to pay and honour all debts owing and gratuities to creditors of the Club. The remaining funds of the Club will be donated to a welfare organisation for the sole purpose of administering welfare for the care of purebred Bull Terriers.

PART - VI By-Laws

1. Subject to the objects of the Club it shall also be a requirement of members of the Club to sign a declaration that shall state- all members of the Bull Terrier Club do undertake not to breed from deaf Bull Terriers and furthermore they will support the Club in every way practicable to stop the breeding from deaf dogs and bitches owned by members or anybody else. Members also declare that they will not offer for sale or be in any way concerned in the sale of deaf Bull Terriers. Members also agree that they will neither breed from or offer at stud any animal which has suffered or is suffering from any inheritable or painful defect. It shall also be a requirement of all members of a declaration of honour not to exhibit or cause to exhibit deaf Bull Terriers. Note: The Club considers any dog deaf that cannot hear perfectly. Nor will any member encourage or participate in the breeding of Bull Terriers which are not eligible for registration with the R.N.S.W.C.C. (Reference- Objects of the Club)

2. New members of the Bull Terrier Club joining after the first of April shall retain full membership up until 30th June of the following year. (Reference- Part II Membership)

3. It will be a condition of acceptance of a contract by a judge elected to officiate at a show conducted by the Club that a critique will be submitted by that judge of the exhibits presented for assessment.

4. All correspondence at a General Meeting shall be dealt with as read.
(Reference- Part IV General Meetings - Rule 57 - Part (i))

5. Where a Special General Meeting is called the members calling such a meeting shall lodge a deposit of \$50.00 (to cover the cost incurred in calling such a meeting). This amount shall be refunded provided:

(a) That a quorum shall be present at the meeting, and

(b) A majority of the members calling the Special Meeting shall be present.

6. Any dishonored cheque must be honoured, plus bank charges before the owner or exhibitor to a Bull Terrier Inc (NSW) show may enter the ring for judging.

7. Nothing shall be sold at Club shows without prior permission of the Show Committee.

8. Only one Bulletin shall be posted per household.

9. A show sub-committee shall be formed from time to time to deal with all business pertaining to shows; this committee shall in all its dealings be answerable to its Office Bearers.

10. A catering sub-committee shall be formed from time to time to deal with all business pertaining to catering; this committee shall in all its dealings be answerable to its Office Bearers.

11. A raffle shall be held at every General Meeting of the Bull Terrier Club for the purpose of raising funds for the Club.

12. If exhibitors at a Point Score Show do not remain for the entire judging, including Groups, then any points allocated to them for that show will be withdrawn.

13. Limit Classes shall not be conducted at shows of the Club but shall be replaced by Australian Bred Class.

14. Only Specialist Breed Judges be appointed to judge Bull Terrier Club Shows.

15. Whenever possible, Field Days be provided for Trainee Judges to provide an opportunity to handle and discuss Bull Terriers. Field Days shall also be for breeders to provide judging opportunities. New members and visitors shall be

given information at these days in the interest of the breed and the Club. All Field Days shall be advertised in a daily paper one day in advance and on the day of the event.

16. The Club shall move towards initiating a voluntary scheme for registration and certification of Bull Terriers in the area of hip dysplasia, luxating patella, entropion and oostochondrosis.

17. Where possible a demonstration of handling and grooming should be given prior to a Club show.

18. The Bulletin shall be distributed to all members monthly on A5 size stationary with an Editorial Committee in Sydney at a cost below \$300.00 per. month.

19. All articles of information to be printed in The Bulletin shall be signed by the forwarder or the Editorial Committee will not accept them, also before any article is published in the Bulletin it must go before the Committee.

20. Life Members will be restricted to eight (8) living members. Not less than twenty one days written notice specifying the intention to elevate a Member to Life Member status must be given, to be granted this status a majority of not less than three - fourths (3/4) of such Members voting in person.