

RULES – HELENSVILLE DISTRICT RUGBY FOOTBALL CLUB INCORPORATED

- 1.) **NAME-** The name of the Club is Helensville District Football; Club Incorporated.
- 2.) **OBJECTS** – The objects for which the Club is established are:
- (a) To take over the assets effects and liabilities of any existing unregistered amateur sports Club including those of the Helensville Committee of the Western United Rugby Football Club Incorporated.
 - (b) To foster the amateur game of Rugby Football wherever played.
 - (c) To hold purchase acquire by gift devise bequest or other wise take on lease and property real or personal in the name of the Club which shall be deemed expedient for the purposes of the Club and to sell exchange mortgage pledge lease hire out and grant any option over any such property and so erect any building on any land included in any such property with power to alter or pull down buildings and to rebuild the same.
 - (d) To use the funds of the Club for and to do all such things as are incidental or conclusive to the attainment of the above objects.
- 3.) **TERMS** – The word “Club” wherever used in these Rules means the **HELENSVILLE DISTRICT RUGBY FOOTBALL CLUB INCORPORATED.** The word “Committee” wherever used in these Rules means the Committee of Management elected under Rule 19 hereof.
- 4.) **MEMBERS** – All persons interested in the game of Rugby Football shall be entitled to membership of the Club. They shall be elected by simple majority of the Committee.
- 5.) **HONORARY LIFE MEMBERS** – The Committee shall have power to elect as honorary life members any member of the Club who shall in the opinion of the Committee have rendered services to the Club but such election shall not take effect unless and until the same is confirmed at the Annual General Meeting next ensuing the date of such election.
- 6.) **SUBSCRIPTIONS** – The amount of the Annual Subscription shall be fixed by the Committee from time to time. There may be one uniform subscription or the Committee may fix different subscriptions whether for playing and non-playing members and whether for Senior or Junior Players **PROVIDED THAT** honorary life members shall not be required to pay an annual subscription. All subscriptions shall be due on a date set by the Committee.
- 7.) **RESIGNATION** – A member desiring to withdraw from the Club must give notice in writing to the Secretary within 2 months of the due date of payment hereof in any year otherwise the subscription for the ensuing year shall be payable



8.) **EXPULSION** – The Committee shall have power to request any member to resign or to determine their membership without explanation but for the purpose of this rule the vote of not less than two thirds of the whole Committee shall be necessary. Upon the determination of membership under this Rules the subscription paid for the current year may be returned to the member wholly or in part at the discretion of the Committee.

9.) **EFFECT OF CEASING TO BE A MEMBER** – No member whose membership has been determined under Rule 8 or who owes money to the Club shall be introduced by any other member as a visitor to any part of the Club's premises.

10.) **ALTERATION TO RULES** – These Rules may be altered, added to, rescinded or otherwise amended by the Resolution passed by a three-fifths majority of those present at the General Meeting of which fourteen days notice has been given. Every such notice shall set forth the purpose of the proposed alteration addition rescission or other amendment. If these Rules are registered under the Incorporated Societies Act duplicate copies of every such alteration addition rescission or amendment shall forthwith be delivered to the Registrar in accordance with the requirements of that Act. *No addition to or alteration of the Financial Issues clauses or the Winding Up Clause shall be approved without the approval of the Inland Revenue Department*

11.) **BY – LAWS** – The Committee shall have power to make by-laws for regulating the conduct and affairs of the Club provided the same are not inconsistent with these Rules. Such by-laws shall be posted in some conspicuous part of the Club premises where Meetings are held, and shall be binding on all members.

12.) **SUMMONING OF MEMBERS** –

(a) All meetings of members whether annual or otherwise shall (except as elsewhere herein specially provided) be called by not less than seven days notice advertised in a paper or papers circulating in the District served by the Club.

(b) Meetings of the Committee shall be called in such manner as may be laid down From time to time by the Committee

13.) **ANNUAL GENERAL MEETING** – The Annual General Meeting shall be held in the month of November or December in every year upon date and at a time and place to be fixed by the Chairman, or in his default absence or inability, the Committee, for the following Purposes:

(a) To receive from the Committee a report balance sheet and statement of accounts for the preceding year.

(aa) To elect a president and up to five (5) Vice-Presidents for the ensuring year, such appointees shall not be members of the Committee but the President will chair all Annual General Meetings and Special General Meetings and in his absence the duly elected chairman or other elected Officer shall chair such meetings.

(b) To elect the Committee and to appoint a Financial Review Officer for the ensuring year.

(c) To decide on any resolutions which may be duly submitted to the meetings.

13bb.) **REVIEW OF ACCOUNTS** - A person suitably qualified, who shall not be a Member of the Committee, shall be elected at the Annual General Meeting to review, and report on the Annual Statement of Accounts and Statement of Financial Position. The Reviewer shall at all reasonable times have access to the books and accounts of the Club and shall be entitled to any information required relating thereto or to any matter deemed necessary to satisfy the reviewer.

14.) SPECIAL GENERAL MEETING – The Chairman or in his absence or inability any two members of the Committee may at any time for any special purpose call a Special General Meeting and he or they shall do so forthwith upon requisition of any ten Members starting the purpose for which the Meeting is required

15.) ORDINARY GENERAL MEETING –

- (a) An ordinary General Meeting shall be held at such time s and places as the Chairman Or in his absence or ability the Committee shall direct for him the purpose of transacting the business of the Club and deciding upon such resolutions as shall be duly submitted to the Meeting.
- (b) Any ordinary General Meeting may be resolved into or may include a social Gathering of members inclusive of play at any rational recreation and refreshment for which a reasonable admission fee may be charged in addition to the subscription or any levies payable to the Club.

16.) SERVICE OF NOTICES – Every notice required to be given to the members of any of shall be deemed to have been duly delivered if posted to him in prepaid letter addressed to him at his last known place of abode.

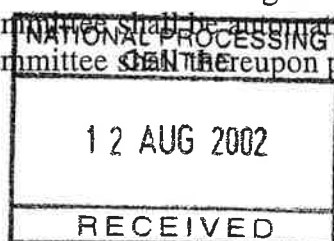
17.) PROCEDURE AT MEETINGS –

- (a) At all General Meetings the Chairman and in his absence any other duly elected Chairman shall take the Chair and every member personally shall be entitled to one vote.
- (b) Voting at any General Meeting shall be either by ballot or show of hands as shall be Decided at such meeting in any particular case.

18.) QUORUM – At all General Meetings fifteen (15) members on the books of the Club for the time being personally present shall constitute a quorum except as elsewhere herein specially provided.

19.) COMMITTEE OF MANAGEMENT –

- (a) The affairs of the Club be conducted by the Management Committee of not less than 10 and not more than 20 members of the Club, who shall be elected at the Annual General Meeting and shall hold office (exception in the case of death, resignation, expulsion or suspension) until election of successor to office, together with ex-officio members hereafter referred to:
- (b) If and when these Rules are registered under the Incorporated Societies Act then Holding office shall continue to hold the same until election of successors.
- (c) Immediately after each Annual General Meeting at which a Committee shall meet to Elect a Chairman, a Vice Chairman, a Secretary and a Treasurer (provided that the last two offices may be combined in one person). The Committee shall also have power to appoint as Secretary or Treasurer (or to combine the two said offices in) a person who is not a Committee man.
- (d) The Committee shall have power to fill any vacancy that may occur among it's aforesaid members or officers.
- (e) Retiring members of the Committee shall be eligible for re-election.
- (f) Any elected member of the Committee or any Secretary or Treasurer appointed by the Committee who neglects or refuses to attend for five (5) consecutive meetings Committee shall be automatically deprived of membership of the Committee and the Committee shall thereupon proceed to fill the vacancy thereby caused.



- (g) In addition to elected members one (1) team coach nominated by the combined meeting of team coaches from time to time. All such ex-officio members and also any Secretary or Treasurer appointed by the Committee shall be deemed to be committee men in all respects while they hold such offices, and they shall have full voting powers notwithstanding that in doing so the numbers of the Committee men shall thereby exceed the aforesaid maximum of 20 members.
- (h) That the immediate Past Chairman shall hold office of the Committee, ex-officio for one year.
- (i) That the President shall hold office of the Committee ex-officio

20.) DUTIES OF COMMITTEE –

- (a) It shall be the duty of the Committee generally to conduct the affairs of the Club, to Keep minutes of its proceedings and the usual and proper books of accounts properly posted up and other records of the business of the Club, to send all prescribed notices and information to the Registrar and to notify members of intended meetings and the business to be transacted thereat, and to prepare and submit to the Annual General Meetings a report balance sheet and statement of accounts (both duly audited) for the proceeding year.
- (b) The quorum at a Committee Meeting shall be five (5) members present.
- (c) The Committee shall have full power to set up control and remove any number of sub-committees (including therein members of the Club who are not members of the Committee) and to delegate to them or any of them any of its own powers authorities and/or duties.

21.) CONTROL AND USE OF FUNDS – All moneys received by or on behalf of the Club shall forthwith be paid to the credit of the Club in an account with such Branch of such Bank as the Committee may decide from time to time and all cheques and other Withdrawal slips be signed or endorsed by any one member of the Management Committee together with the Treasurer.

22.) INVESTEMENT OF FUNDS – The Club shall in addition to the other power vested in it have the power to borrow or raise money from time to time by the issue of Debentures perpetual or redeemable bonds, mortgages, bill notes, receipts, or any other security founded or based on all or any of the property and/or rights of the Club including without any such security and upon such terms as to priority and otherwise as the Club shall think fit but the powers of so borrowing or raising money shall be exercised pursuant to a resolution of the Club passed by the three-fifths majority at a General Meeting of which fourteen days notice shall have been given specifying the purpose of the meeting.

23.) DISPUTES – Subject to Rules 8 and 9 every dispute between a member, and the Club or an Officer thereof shall be decided by the Committee and the decision so made shall be binding and binding and conclusive on all parties without appeal and shall not be removable into any Court of Law or retrainable by injunction and application for the enforcement thereof may be made to a Magistrates Court.

24.) DISSOLUTION – No resolution for dissolving the Club shall take effect unless it has been consented to by at least three-fifths of the number of members (but excluding those members holding a Player qualification lower than the 18 Grade) testified by ballot in General meeting or by their signatures to the Instrument of Dissolution. Should the Club Be dissolved any money remaining after the due settlement of the Club's affairs and the

Payment of all just debts and claims shall be handed over to the North Harbour Rugby Union Incorporated.

25.) SEAL –

- (a) The Committee shall provide and be responsible for the custody of the Common Seal of the Club.
- (b) Whenever the Common Seal of the Club is required to be affixed to any Deed, Document, Instrument or writing the same shall be affixed pursuant only to a Resolution of the Committee in the presence of the Chairman and one other member of the Committee.

26.) INTERPRETATION –

- (a) In these Rules unless inconsistent with the context “Act” means the Incorporation Societies Act 1908 and any amendments thereto.
- (b) Any questions relating to the interpretation of these Rules or any regulations or by-laws hereunder shall be settled by the Committee whose decision shall be final.

FINANCIAL ISSUES –

27.1 Application of Funds

All funds and assets of the Club shall be applied towards furthering the objects of the Club.

27.2 No Private Pecuniary Profit

No private pecuniary profit shall be made by any person from the Club, except that:

- (a) any person may receive full reimbursement for all expenses properly incurred by that person in connection with the affairs of the Club.
- (b) The Club may pay remuneration to any member or employee of the Club (whether an Officer or an Ordinary Member of the Board or not) in return for services actually rendered to the Club. Any such remuneration shall be reasonable and proper and shall be at no greater than current commercial rates.

27.3 Recipients not to Influence Benefits


No member of the Club shall participate in or materially influence any decision made by the Club in respect of the payment to or on behalf of that member or an associated person of that member of any income, benefit or advantage.


27.4 Conflict of Interests

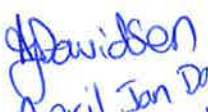
Any Officer or an Ordinary Member of the Board who is or may be in any capacity whatever interested or concerned directly or indirectly in any property or undertaking in which the Club is or may be in any way concerned or involved, shall disclose the nature and extent of their interest to the Board, and shall not take part whatever in any deliberations of the Board concerning that matter, other than to provide a quorum

27.5 Club/Member Transactions

No commercial transaction including loans or rental will be entered into by the Club with any member or associated person of a member, unless having regard to the terms and conditions of the loan or agreement, payment by way of interest or rent shall not exceed current commercial rates and receipts by way of interest or rent shall not be at less than current commercial rates.


Daniel Rex Heave
Treasurer
15/8/17


Nicholas Charles David Mulvaney
Chairman
15/08/2017


April Jan Davidson
Secretary
15/8/17