

# Kingsley Junior Football Club (Incorporated)

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Constitution 2016

Version 2016

# **Kingsley Junior Football Club (Incorporated)**

## **1. TITLE**

This body shall be called the "Kingsley Junior Football Club (Inc)" hereinafter called the KJFC (Inc).

## **2. DEFINITIONS**

In this Constitution, unless the contrary intention appears:-

"Act" means the Associations Incorporated Act 1987 as amended from time to time;

"Annual General Meeting" means the annual general meeting open to all members of the KJFC (Inc) as provided for in clause 17;

"Annual Statement of Income and Expenditure" is a financial statement showing the movement of money through the KJFC (Inc) bank accounts in any one financial year;

"Balance Sheet" is a financial statement detailing all assets and liabilities held by the KJFC (Inc) at the end of any one financial year;

"Commissioner" means the Commissioner for Consumer Protection exercising powers under the Act;

"Committee" means the members so elected at the Annual General Meeting and filling the positions as described in clause 9;

"Common Seal" means the official seal of the KJFC (Inc)

"Policy and Code of Conduct Manual" means the written guidelines that the KJFC (Inc) publishes from time to time for the good management of the club;

"Returning Officer" means the person so appointed to oversee the election process of the incoming Committee at each Annual General Meeting;

"Rules and Policy of the KJFC (Inc)" means the written rules and policies that are adopted by the KJFC (Inc) from time to time;

"Ruling Body" means the Subiaco District Football Development Council or other such organisation that may oversee the running of football competitions in which KJFC (Inc) teams participate.

"Special Resolution" has the meaning given by section 24 of the Act, that is:

A resolution is a special resolution if it is passed by a majority of not less than three-fourths of the members of the association who are entitled under the rules of the association to vote and vote in person or, where proxies or postal votes are allowed by the rules of the association by proxy or postal vote, at a general meeting of which notice specifying the intention to propose the resolution as a special resolution was given in accordance with those rules.

At a meeting at which a resolution proposed as a special resolution is submitted, a declaration by the person presiding that the resolution has been passed as a special

resolution shall be evidence of the fact unless, during the meeting at which the resolution is submitted, a poll is demanded in accordance with the rules of the Association or, if the rules do not make provision as to the manner in which a poll may be demanded, by at least 3 members of the association present in person or, where proxies are allowed, by proxy.

If a poll is held, a declaration by the person presiding as to the result of a poll is evidence of the matter so declared.

### **3. COLOURS**

The colours of the KJFC (Inc) shall be red and blue. These colours should be worn by all representative teams when possible.

### **4. ADDRESS**

The KJFC (Inc) Registered Address shall be situated at the elected Secretary's address of each year or such address as determined by the Committee. The Secretary is responsible for notifying the Commissioner of any change to the Registered Address.

### **5. AFFILIATION**

The KJFC (Inc) may affiliate with such organisations as the Committee deem fit.

### **6. OBJECTS**

- 6.1. To promote good fellowship, true sportsmanship and citizenship among the juniors and parents of our district.
- 6.2. To take advantage of the services of the Recreation Department of the City of Joondalup.
- 6.3. To make proper use of any buildings and facilities made available through the Ministry of Education and the City of Joondalup.
- 6.4. The KJFC (Inc) shall be non-sectarian and non-political.
- 6.5. To promote participation in sport in general for enjoyment and which is played in an environment free of bias and intimidation.
- 6.6. The control and management of football teams deemed necessary by the KJFC (Inc).
- 6.7. To do all such other acts, matters and things as are incidental or conducive to the attainment of all or any other above objects.
- 6.8. The property and income of the KJFC (Inc) shall be applied solely towards the promotion of the objects of the KJFC (Inc) and no part of that property or income may be paid or otherwise distributed, directly or indirectly, to members, except in good faith in the promotion of those objects.

### **7. POWERS**

The powers conferred on KJFC (Inc) are the same as those conferred by section 13 of the Act, so that subject to the Act and any additions, exclusions or modifications inserted below, the

KJFC (Inc)-may do all things necessary or convenient for carrying out its objects and purposes, and in particular, may –

- (a) acquire, hold, deal with, and dispose of any real or personal property;
- (b) open and operate bank accounts;
- (c) invest its money -
  - (i) in any security in which trust monies may lawfully be invested; or
  - (ii) in any other manner authorised by the rules of the KJFC (Inc);
- (d) borrow money upon such terms and conditions as the KJFC (Inc) thinks fit;
- (e) give such security for the discharge of liabilities incurred by the KJFC (Inc) as the KJFC (Inc) thinks fit;
- (f) appoint agents to transact any business of the KJFC (Inc) on its behalf;
- (g) enter into any other contract it considers necessary or desirable; and
- (h) may act as trustee and accept and hold real and personal property upon trust, but does not have power to do any act or thing as a trustee that, if done otherwise than as a trustee, would contravene this Act or the rules of the KJFC (Inc).

## **8. MEMBERSHIP**

8.1. Membership shall be open to all persons:

8.1.1. who have genuinely expressed a commitment to observe the Rules and Policy of the KJFC (Inc);

8.1.2. who have not previously been expelled from the KJFC (Inc) pursuant to clause 25(2) of this constitution.

8.2. A person who wishes to become a member must:

8.2.1. apply for membership to the Committee in writing and in such form as the Committee from time to time directs; and

8.2.2. pay the required membership fee as determined by the Committee.

8.3. The Committee members must consider each application made under sub-clause 8.2 at a Committee meeting and must at the Committee meeting or the next Committee meeting accept or reject that application.

8.4. An applicant whose application for membership of the KJFC (Inc) is rejected under sub-clause 8.3 must be informed of this decision in writing within 14 days. If he or she wishes to appeal against that decision, he or she must give notice to the Secretary of his or her intention to do so within a period of 14 days from the date he or she is advised of the rejection.

- 8.5. When notice is given under sub-clause 8.4, the KJFC (Inc) in a general meeting no later than the next annual general meeting, must either confirm or set aside the decision of the Committee to reject the application, after having afforded the applicant who gave that notice a reasonable opportunity to be heard by, or to make representations in writing to, the KJFC (Inc) in the general meeting.
- 8.6. The term "member" in respect of any minor shall include the parents or guardians of that minor. Where such parents or guardians wish to exercise a vote under this Constitution, the parents or guardians cannot cast more than one vote each.
- 8.7. A member or past member who has rendered notable service to the KJFC (Inc) may be awarded life membership by the Committee, upon the recommendation of a panel of current life members appointed by the Executive Committee. Any member so elected shall be entitled to all the privileges of membership of the KJFC (Inc). To be nominated for life membership, a member must have completed at least three years service to the KJFC (Inc).
- 8.8. An individual's membership of the KJFC (Inc) shall commence on acceptance of their registration by the Committee and payment of the relevant fee and shall continue until one month after the commencement of the following year's season. A member shall cease to be a member if:-
- 8.8.1. they resign;
  - 8.8.2. they fail to pay any fee due; or
  - 8.8.3. they are expelled.

## **9. ADMINISTRATION**

The KJFC (Inc) shall be managed by a Committee comprised as follows:-

President

Vice Presidents (2)

Secretary

Treasurer

Registrar

Other members (no more than 14)

Committee members must be 18 years of age or older and members of the KJFC (Inc).

## **10. DELEGATES**

The KJFC (Inc) delegates to the organisation with which it is affiliated and shall be required to attend all meetings of those organisations.

## **11. FINANCIAL YEAR**

The financial year of the KJFC (Inc) shall terminate on the 30<sup>th</sup> September in each year and all KJFC (Inc) books and accounts shall close on that day. The duly audited Annual Statement of Income and Expenditure and Balance Sheet shall be submitted by the Treasurer to the next Annual General Meeting of the KJFC (Inc).

## **12. POWERS AND DUTIES OF OFFICERS**

### **12.1. President and Vice Presidents**

The President shall:-

- 12.1.1. Act as Chairman of all the meetings of the KJFC (Inc).
- 12.1.2. Maintain the impartiality of the chair.
- 12.1.3. Conform to the rules of meeting procedure and maintain order throughout the meeting.
- 12.1.4. Decide that a quorum is present, intimate the objects of the meeting if it is one called to consider special matters, to announce all other business matters of the meeting, decide points of order and points of privilege or priority, explain matters to those in doubt.
- 12.1.5. Request confirmation of the minutes of the previous meeting.
- 12.1.6. In the event of a ballot being required, announce the method of voting, exercise his/her right of a casting vote, in the event of equality of votes announce the result of the vote.
- 12.1.7. Decide and announce the next speaker, confine speakers to the matter under discussion, and if necessary confine speakers to a reasonable time limit.
- 12.1.8. Introduce invited guests.
- 12.1.9. Expedite and finalise the business of the meeting within a reasonable time limit.
- 12.1.10. Be an authorised signing officer of the KJFC (Inc) cheques.
- 12.1.11. Represent the KJFC (Inc) at functions as may be required.
- 12.1.12. Appoint time and place of next meeting.
- 12.1.13. Present an Annual Report at the Annual General Meeting.
- 12.1.14. Perform any other duties committed to him/her by these rules.
- 12.1.15. Manage portfolios as set down by the Committee.

### **12.2. Vice Presidents**

Either Vice President may preside in the absence of the President with full powers of the President (excluding clause 12.1.10 ). In the absence of the President and Vice Presidents some other member of the Executive Committee shall be chosen by the meeting to preside and shall have all the powers and perform all the duties of the President at such meetings (excluding clause 12.1.10 ).

### **12.3. Secretary**

The Secretary shall:-

- 12.3.1. Convene all meetings of the KJFC (Inc).
- 12.3.2. Be answerable for the giving of due notice for the calling of all meetings as provided in these rules.
- 12.3.3. Be answerable for keeping a true record of the proceedings of all meetings.
- 12.3.4. Attend to all correspondence.
- 12.3.5. Be an authorised signing officer of the KJFC (Inc) cheques.
- 12.3.6. Perform any other duties committed to him/her by these rules.
- 12.3.7. Manage portfolios as set down by the Committee.

### **12.4. Treasurer**

The Treasurer shall:-

- 12.4.1. Not pay, lend or otherwise appropriate any of the funds of the KJFC (Inc) or any other monies for any other purpose except in accordance with the rules of the KJFC (Inc).
- 12.4.2. Keep in appropriate books of accounts a correct account of all monies received and expended by the KJFC (Inc) together with date of receipt and expenditure.
- 12.4.3. Have charge of the KJFC (Inc) bank books and produce them for inspection at all reasonable times when requested by the President or Committee.
- 12.4.4. Examine all accounts to be passed for payment and make all authorised payments from the funds of the KJFC (Inc).
- 12.4.5. Forthwith pay all monies received by him into the banking account/s of the KJFC (Inc).
- 12.4.6. Receive and issue proper receipts (when requested) for all monies paid to the KJFC (Inc).
- 12.4.7. At each Committee meeting the Treasurer shall submit a report on the KJFC (Inc) finances.
- 12.4.8. Submit an Annual Report and Audited Financial Statements for the Annual General Meeting in each year.
- 12.4.9. Arrange the necessary bank authorities required for each year and such account/s to be operated by any two of the President, Treasurer, Secretary and Registrar.
- 12.4.10. Be an authorised signing officer of the KJFC (Inc) cheques and shall ensure that all cheques are signed by authorised persons.
- 12.4.11. Manage portfolios as set down by the Committee.

### **12.5. Registrar**

The Registrar shall:-

- 12.5.1. Keep a complete and accurate record of each registered player in accordance with the requirements of the Act (As at 1 August 2013, this requires that a register be maintained, in an up to date condition of the members and their postal or residential addresses).

12.5.2. Ensure all players are properly registered with the KJFC (Inc) and the affiliated Ruling Body.

12.5.3. Manage portfolios as set down by the Committee.

## **12.6. Property Officer**

The Property Officer shall:-

12.6.1. Be responsible for all equipment and property belonging to the KJFC (Inc), keep a true record of such equipment and property and shall report all damage, loss or other discrepancy to the Committee.

12.6.2. Be responsible for purchasing all equipment and property as required and directed by the Committee.

12.6.3. Manage portfolios as set down by the Committee.

## **13. POWERS OF THE EXECUTIVE COMMITTEE**

13.1. The Executive Committee shall consist of the President, Vice Presidents, Secretary, Treasurer and Registrar.

13.2. Should any urgent matters arise, and it is impracticable to refer the matters to a Committee meeting, the Executive Committee shall have the power to deal with such matters.

13.3. The President shall seek the opinion of all available Executive Committee members and shall act in such a manner as the majority of such members approve.

13.4. In the event of there being no majority the President shall call a meeting of the Executive Committee to decide on the matter.

13.5. The Executive Committee powers in terms of suspension and expulsion of members are set out in Clauses 24 and 25.

## **14. POWERS AND DUTIES OF THE COMMITTEE**

The Executive Committee shall be deemed to be part of the Committee. The Committee subject to the control by members as shown in the minutes shall have the following powers and perform the following duties:-

14.1. To control, superintend and manage the affairs of the KJFC (Inc), its officers, members and funds.

14.2. To control the finances of the KJFC (Inc).

14.3. To arbitrate on any disputes which may arise between teams or members thereof in connection with football and to determine any matters referred to it by any team or member.

14.4. To deal with, as it deems necessary, any team or member thereof which the Committee determines is functioning in a manner detrimental to the welfare of football.

14.5. To remove from office any official appointed under Clause 20 by a two thirds majority and fill such vacancy thereby created.

14.6. To fill any vacancy that may arise on the Committee.

- 14.7. To determine the membership and playing fees of the KJFC (Inc).
- 14.8. To demand an audit of the books and accounts of the KJFC (Inc) at any time.
- 14.9. To appoint ex-officio members to the Committee.

## **15. ATTENDANCE**

Any office bearer absent without an apology from more than two consecutive meetings of the Committee shall be liable to expulsion at the discretion of the said Committee.

## **16. COMMITTEE MEETINGS**

16.1. The Committee shall meet at least once during each calendar month excluding the month in which the AGM is held.

16.2. Conduct of meetings:-

- Open
- Apologies
- Minutes from Previous Meetings
- Business Arising
- Correspondence
- Reports
- General Business
- Date of Next Meeting
- Close

16.3. The decision of any question to be decided at any Committee meeting shall be by show of hands, except whereupon a resolution carried by a majority of the members present, it is decided to submit the question to ballot.

16.4. The Committee has the power to appoint ex-officio members to the Committee, but no ex-officio member has the power to vote.

16.5. The Committee member assigned each portfolio is to report monthly either in writing or attendance at a meeting of the Committee on activities within their respective portfolio.

## **17. ANNUAL GENERAL MEETING**

The Annual General Meeting of the KJFC (Inc) shall be held after 30 September but prior to the end of each calendar year at such time as determined by the Committee.

The Annual General Meeting shall:

- (a) deal with the election and appointment of officers of KJFC (Inc.) as set out in Clause 20;
- (b) deal with the appointment of an Auditor;
- (c) consider the President's Annual Report;
- (d) consider the Annual Statement of Income and Expenditure and Balance Sheet;

- (e) discuss any matters brought forward; and
- (f) consider special resolutions proposing to amend this Constitution in accordance with section 17 of the Act and clause 32 of this Constitution.

For each Annual General Meeting, should a quorum not be present within thirty minutes of the advertised time, the meeting shall be adjourned till the same day in the succeeding week. The President shall advise the place before the adjournment and at such adjourned meeting the members then present may proceed to business notwithstanding that there is not a quorum present. No decisions requiring a quorum to vote may be passed in these circumstances.

The decision of any question to be decided at any Annual General Meeting shall be by show of hands, except whereupon a resolution carried by a majority of the adult members present, it is decided to submit the question to ballot.

## **18. SPECIAL GENERAL MEETING**

The Secretary shall, at the request of the President or upon requisition signed by at least 50 adult members of the KJFC (Inc) convene a special general meeting of the members of the KJFC (Inc).

The Special General Meeting shall:

- (a) discuss any matters brought forward;
- (b) consider special resolutions proposing to amend this Constitution in accordance with section 17 of the Act; and
- (c) consider any other special resolutions required by the Act, such as voluntary winding up under section 30 of the Act.

The decision of any question to be decided at any Special General Meeting shall be by show of hands, except whereupon a resolution carried by a majority of the adult members present, it is decided to submit the question to ballot.

## **19. NOTICE OF MEETING**

19.1. Fourteen days notice must be given for an Annual or Special General Meeting.

19.2. Two days notice must be given for Committee Meetings.

19.3. Two days notice must be given for Executive Committee Meetings.

19.4. Notice must be given by the Secretary to all members by two or more of:

- (a) Serving it on a member personally;
- (b) sending it by post to a member at the address of the member appearing in the register of members maintained by the Registrar under clause 12.5.1 or

(c) sending it by email to a member at the email address of the member given on the member's application for registration (or such later email address as has been provided to the KJFC (Inc.); or

(d) posting a notice on the KJFC (Inc.) website.

19.5. Where a notice is sent by post, sending of the notice will be deemed to be properly effected if the notice is sufficiently addressed and posted to the member concerned by ordinary prepaid mail.

## **20. ELECTIONS AND APPOINTMENTS**

20.1. The Annual General Meeting of the KJFC (Inc) shall elect the following Office

Bearers:-

President

2 Vice Presidents

Secretary

Treasurer

Registrar

No more than 14 other Committee members

20.2. At the Annual General Meeting, the KJFC (Inc) may elect:-

Patron(s) or Vice Patron(s)

20.3. Subject to sub-clause 20.8, an Office Bearer's term will be from his or her election at an annual general meeting until the election at the next annual general meeting after his or her election, but he or she is eligible for re-election to membership of the Committee.

20.4. Except for nominees under sub-clause 20.7, a person is not eligible for election to membership of the Committee unless a member has nominated him or her for election by delivering notice in writing of that nomination, signed by-

(a) the nominator; and

(b) the nominee to signify his or her willingness to stand for election,

to the Secretary not less than 7 days before the day on which the annual general meeting concerned is to be held.

20.5. A person who is eligible for election or re-election under this rule may -

(a) propose or second himself or herself for election or re-election; and

(b) vote for himself or herself.

20.6. If the number of persons nominated in accordance with sub-clause 20.4 for election to membership of the Committee does not exceed the number of vacancies in that membership to be filled-

- (a) the Secretary must report accordingly to; and
- (b) the Chairperson must declare those persons to be duly elected as members of the Committee at the annual general meeting concerned.

20.7. If vacancies remain on the Committee after the declaration under sub-clause 20.6, additional nominations of Committee members may be accepted from the floor of the annual general meeting. If such nominations from the floor do not exceed the number of vacancies the Chairperson must declare those persons to be duly elected as members of Committee. Where the number of nominations from the floor exceeds the remaining number of vacancies on the Committee, elections for those positions must be conducted.

20.8. If a vacancy remains on the Committee after the application of sub-clause 20.7, or when a casual vacancy within the meaning of clause 14 occurs in the membership of the Committee-

- (a) the Committee may appoint a member to fill that vacancy; and
- (b) a member appointed under this sub-clause will -
  - (i) hold office until the election referred to in sub-clause (2); and
  - (ii) be eligible for election to membership of the Committee, at the next following annual general meeting.

20.9. For the purpose of conducting an election, a Returning Officer shall be appointed by the outgoing President.

20.10. When a ballot is required, every adult member of the KJFC (Inc) present at the meeting shall vote for the full number of candidates required to be elected for each Office. The Returning Officer shall show in a prominent place the names of the members nominated. Each member shall so vote by placing the choice of person or persons against the places provided on the ballot paper. The ballot shall be conducted by the Returning Officer and a member not associated with the nominations. At the completion of the ballot the Returning Officer shall report verbally to those present the names of the Officers elected. In the case of equality of votes for any candidate the newly elected President shall give a casting vote.

20.11. Nominations for office shall be declared open by the Secretary for a period of not less than fourteen days and received by the Secretary up to a time and date fixed by the retiring Committee and not later than the date of the Annual General Meeting.

20.12. Should nominations for any office be received in excess of the vacancies, a ballot shall be taken.

20.13. Should nominations equal the number of vacancies the persons nominated shall be deemed elected.

20.14. Should insufficient nominations be received at an Annual General Meeting for the number of vacancies, the Committee may appoint a member to fill each position still remaining vacant.

## **21. QUORUMS**

21.1. At Committee Meetings a quorum shall consist of at least two members of the Executive Committee and four other members.

21.2. At Executive Committee Meetings a quorum shall consist of four members.

21.3. At Special General Meetings a quorum shall be twenty-five (25) adult members who are eligible to vote..

21.4. At an Annual General Meeting a quorum shall be twenty-five (25) adult members who are eligible to vote.

## **22. FINANCE**

22.1. The KJFC (Inc) shall levy on Members all fees, fines or any other charges as may be fixed from time to time in respect of football, all such monies to be paid within thirty days of the date of charge being made.

22.2. A banking account shall be opened with a recognised banking institution(s) in the name of the KJFC (Inc) which shall be operated by any two of three signatories, consisting of the President, Secretary, and Treasurer.

## **23. TROPHIES**

23.1. All modified rules players receive non-discriminatory participation awards, e.g. pennants, medallions, trophies, as laid down by the Committee.

23.2. Open rules teams shall have the following trophies:-

23.2.1. Fairest and Best Trophy – highest vote getter

23.2.2. Runner-Up Fairest and Best trophy – 2<sup>nd</sup> highest vote getter

23.2.3. Meritorious Player Trophy – 3<sup>rd</sup> highest vote getter

23.2.4. Most Improved Player Trophy – to be awarded at the Coach's discretion

23.2.5. Coach's Trophy – to be awarded at the Coach's discretion

23.3. Votes for trophies shall be awarded by any three (3) nominated people, one of whom shall be the team coach, at all games in a 6-5-4-3-2-1 format.

23.3.1. In the event of a tied vote identical trophies shall be awarded.

23.3.2. No count-back provisions apply.

23.3.3. No player can be awarded more than one of the above trophies in any one year.

23.4. Any team competing in a finals series shall award a trophy to be named "Player of the Finals" trophy.

23.4.1. Votes for the winner of this trophy shall be awarded by three (3) nominated people, one of whom shall be the team coach, on a 6-5-4-3-2-1 basis in every finals game played by that team.

23.4.2. The winner of the trophy shall be the player with the highest number of votes across all games that the particular team played in during the finals series.

23.4.3. In the event of any tied votes, identical trophies shall be awarded.

23.4.4. No count-back provisions apply.

- 23.5. Any team competing in a Grand Final shall award a trophy to be named "Player of the Grand Final" trophy.
- 23.5.1. This trophy shall be awarded at the discretion of the team coach.
- 23.6. A trophy to be known as the "Life Members' Trophy" shall be awarded to the player who polls the highest aggregate of votes in the Ruling Body's fairest and best counts regardless of age group.
- 23.6.1. In the event of any tied votes, identical trophies shall be awarded.
- 23.6.2. No count-back provisions apply.
- 23.7. Players, in any age group, reported throughout the season and found guilty by the Ruling Body's tribunal or its equivalent, shall not be eligible to win or receive any KJFC (Inc) designated award relative to that season.
- 23.8. A team trophy known as the "Kim Williamson Trophy" will be awarded each year to a team, which in the opinion of the football affairs sub-committee (if such sub-committee has been appointed) or the Executive Committee, has most closely adhered to the "Policy and Code of Conduct Manual" of the KJFC (Inc). In addition to the award of a trophy the Committee may elect to also award a monetary sum, such sum being set by the Committee from time to time.
- 23.9. No other trophies shall be permitted except at the discretion of the Committee.

#### **24. DISCIPLINARY SUSPENSION**

A coach or team manager may request the suspension of any player for one (1) week for misconduct. Such request must be reported to the Secretary and the parents or guardians of the suspended player within twenty four (24) hours of the penalty being requested. Subject to Clause 14 the Executive Committee shall hear all reasons for the request from all parties.

#### **25. SUSPENSION AND EXPULSION**

- 25.1. Any member of the KJFC (Inc) who fails to observe the Rules and Policy of the KJFC (Inc) or whose conduct in the opinion of the Executive Committee is prejudicial to the interests of the KJFC (Inc) may be suspended or removed from membership of the KJFC (Inc) by a majority of at least two thirds of the Executive Committee as shall be present and vote at a meeting of the Executive Committee and for which two (2) days notice of the meeting has been given to the member whom it is proposed to suspend or expel.
- 25.2. The member whom it is proposed to suspend or expel may attend such meeting for the purpose of being heard and offering an explanation for his alleged conduct if he so desires. Any decision of the Executive Committee to remove a person from membership shall be given in writing to the member and specify a date before which they are precluded from reapplying for membership.

- 25.3. An appeal may be made to a Committee Meeting which shall be called by the President at the request in writing of the member who has been suspended or expelled within three (3) days of the Executive Committee's decision.
- 25.4. Any member who is suspended or expelled shall not be entitled to any refund of the fee.
- 25.5. On appeal from a decision of the Executive Committee the Committee may make such resolution as it may see fit to allow or disallow the appeal in whole or in part and may vary the decision of the Executive Committee.
- 25.6. Where a member has been suspended or expelled, his suspension or expulsion shall not affect the membership of any persons who may comprise a family membership.
- 25.7. Where a member is suspended, such member shall be deemed to be not a member during the period of his suspension until such time as his suspension is lifted.

## **26. CLEARANCES**

- 26.1. Players desiring clearances from the KJFC (Inc) to any other football club must make the application to the Registrar and such application must be endorsed by the President.
- 26.2. In the event of a clearance being granted, the applicant together with the Ruling Body and the football club to which the clearance was granted, are to be notified as early as possible.
- 26.3. Should a clearance not be granted, the applicant is to be notified.

## **27. RESIGNATION**

- 27.1. Any member who wishes to resign his or her membership shall do so in writing by letter addressed to the Secretary stating an effective date.
- 27.2. Any member who fails to pay his or her annual fee within one month of the commencement of the season shall be deemed to have resigned from the membership of the KJFC (Inc).

## **28. PATRONS AND VICE PATRONS**

The general body of members may elect persons or organisations to be Patron(s) or Vice Patron(s) at any Annual General Meeting. A simple majority of those members present shall be sufficient to elect any Patron(s) or Vice Patron(s) for a period of twelve months.

## **29. PAYMENT OF FEES**

Playing members shall pay their fees prior to the first game of the season. Failure to pay will result in the player not been able to participate in the club until full membership is paid, unless prior arrangement is in place and agreed on by an Executive Committee Member.

Consideration will be given to members who experience financial hardship on a case by case basis.

### **30. COMMON SEAL**

The Common Seal of the KJFC (Inc) shall be in the custody of the Secretary and shall be affixed to any document only pursuant to a resolution of the Committee. The affixation of the Common Seal shall be witnessed by the President and Secretary.

### **31. DISSOLUTION**

If, on the winding up of the KJFC (Inc), any property of the KJFC (Inc) remains after satisfaction of the debts and liabilities of the KJFC (Inc) and the costs, charges and expenses of that winding up, that property shall be distributed:-

- (a) to another association incorporated under the Act; or
- (b) for charitable purposes;

which is an incorporated association or purposes, as the case requires shall be determined by resolution of the members when authorising and directing the Committee under section 33(3) of the Act to prepare a distribution plan for the distribution of the surplus property of the KJFC (Inc).

### **32. ALTERATIONS TO CONSTITUTION**

To alter this Constitution, a majority vote of 75 per centum of those members present at a General Meeting is required. Such alteration cannot be made unless written notice of motion is lodged with the Secretary and written notification has been made available to all members at least fourteen (14) days prior to the meeting.

### **33. AUDITORS**

- 33.1. One or more persons shall be appointed at the Annual General Meeting of the KJFC (Inc) to audit the accounts and books of the KJFC (Inc) at least once a year and at other times when instructed by the Committee.
- 33.2. The Auditors shall examine and audit all the books and accounts of the KJFC (Inc) annually and have the power to call for all books, papers, accounts, receipts etc relating to the affairs of the KJFC (Inc), report thereon to the Annual General Meeting, or at any other time as requested by the Executive Committee.

### **34. INJURED PLAYERS**

The KJFC (Inc) shall not at any time be responsible for any injury, loss of life or damages whatsoever to any member or sustained by any playing member of the KJFC (Inc) during any official football function.

### **35. TOTAL GAMES**

Total games played by any registered player shall be in line with the Ruling Body and include:-

- 35.1. Games played with other junior football clubs. (Official confirmation is required).
- 35.2 Games played for all representative teams e.g. District and State teams in accordance with the Ruling Body's rules.
- 35.3. Honour boards will only display those players who have played 100, 150 or 200 games with the KJFC (inc), they will not include games played at previous clubs.