

North Queensland Club.

Rules.

The club.

1. The club shall be known as the North Queensland Club.

Objects.

2. The objects of the club that provide a social and recreational venue for the professional, business, literary and rural communities of North Queensland.

Patron.

3. The governor of the State of Queensland shall be invited to become patron of the club.

Property.

4. There shall be three trustees in whom all the property of the club, real or personal, shall be vested in trust for the members for the time being. The trustees shall continue in office until death or resignation, or until a general meeting of the members shall think it proper to remove them or any of them. In the event of the death, resignation or removal of any trustee or trustees, a new trustee or trustees shall be elected at an annual or special general meeting to fill any vacancy or vacancies so occurring.

5. No member or associate shall have any transmissible or assignable interest by operation of law or otherwise in any property of the club. Upon any member or associate ceasing by death, resignation, or otherwise, to be a member or associate that member's or associate's interests shall survive, accrue and belong to the other members and associates for the time being.

No member or associate shall be entitled to any distribution whatsoever in money, property or otherwise howsoever, from the profits, funds, or other assets of the club.

6. On application in writing, made to the committee by 20 members signifying their desire that the club shall be dissolved, a special general meeting shall be called to consider the question, of which meeting and its objects, notice shall be posted in the clubhouse for three months immediately preceding the day of meeting. The votes of at least two thirds of the members present and voting at such general meeting, 15 members at least voting, shall be necessary to carry the proposition for dissolution.

7. In the event of dissolution of the club pursuant to rule 6 or for any other reason, and there remains, after satisfaction of all its debts and liabilities, any property whatsoever the same shall not be paid to or distributed amongst the members of the club, but shall be given or transferred to some other institution or institutions having objects similar to the objects of the club. Such institution or institutions to be determined by the members of the club.

Membership.

Election of members.

Interpretation.

For the purposes of the membership rules:

“member” means an individual who is a natural person over the age of 18 years nominated and accepted as a member pursuant to the provision S of these rules.

“Associate” means:

- a spouse associate – the spouse or partner of a member
- a young associate – a child of a member aged between 18 and 35 years.

An associate may become a member of the club at any time but must be elected in accordance with these rules. Until such time as an associate becomes a member such associate member

- does not have the right to vote at any meeting, but may attend the annual general meeting or a special general meeting
- cannot attend a committee meeting of the club unless invited by the committee to attend
- cannot be an honorary office bearer
- cannot propose or second any member willing to become a member of the committee or the president or a vice president or Treasurer or Secretary.
- cannot propose any new rule or alteration of any existing rule of the club or propose any other matter about the club either personally or by letter at the annual general meeting and
- cannot preside over any meeting of members or any committee meeting.

8. (a) The number of members and associates is unlimited. No person under the age of eighteen (18) years shall be admitted a member or associate of the club and no liquor shall be sold or supplied in the club to any person under the age of eighteen (18) years.

(b) Subject as hereinafter provided members or associates shall be either town members or associates or country members or associates. Only ladies or gentlemen residing more than 50 km from the Townsville post office are eligible to become country members or associates, provided that a town member or associate who may subsequently change place of residence to a distance of more than 50 km from the Townsville post office may upon application in writing if approved by the committee be transferred to the register of country members or associates and shall thereafter be a country member or associate.

(c) (1) Any member other than an honorary member may propose a person who has been known personally to the member and is certified to be a suitable person for membership, as a member or associate of the club either as a town member or a country member.

(2) Each such proposal for membership shall be seconded by three members each of whom personally know the nominee and certify that the nominee is a suitable person for membership.

(3) Nominations for membership as a town member or associate or country member or associate must be made in writing to the secretary and shall be in such form as the committee shall determine.

(4) The proposed member or associate must, in the form of nomination, agreed, if elected as a member or associate, to be bound by the rules and bylaws of the club.

(5) The form of nomination for membership shall be displayed in a conspicuous place in the club for at least two weeks before election and prior to such election members of the club may make their

views, as to the suitability for membership of the proposed member or associate known to the committee.

(6) All nominations for membership shall be dealt with and determined by election by the committee at a meeting or meetings duly convened after the committee has given due consideration and such enquiry as it may deem necessary. Should there be an equality of votes at such election, the member presiding shall have a casting vote.

(7) The secretary shall advise the nominee of the results of the election. If elected, the secretary shall provide the new member or associate with a copy of the rules and bylaws of the club, which thereupon become binding upon the new member or associate and shall advise the new member or associate of the amount of the entrance fee and annual subscription. No elected candidate shall be a member or associate of the club until the entrance fee is paid and, if a town member or associate, the subscription to the end of the current quarter and, if a country member or associate the subscription to the end of the current year is paid. If not elected the nominee shall not be again nominated for membership until the expiration of a period of six months from the date of the election.

Senior members.

9. A town or country member who has been a member of the club for at least 30 years shall become a senior member and shall thereafter pay only 50% of the yearly fees and levies payable by a town or country member as the case may be, and after 40 years membership shall become a veteran member and shall pay only 25% of the yearly fees and levies payable by a town or country member as the case may be.

Life membership.

10. On the recommendation of the committee, ordinary members may in special circumstances, be elected at an annual general meeting life members of the club and shall thereafter be entitled to the privileges of membership without paying any subscription or any special payment for such life membership. A two thirds majority of those present and voting shall be necessary to ensure election. There shall not be more than five life members of the club at any one time, and not more than one life member may be elected at any one time and the election shall be held not less than one year after the previous election of a life member.

Honorary members.

11. A visitor to Townsville may be admitted as an honorary member of the club for any period not exceeding one month, on the nomination in writing of a member, signed and approved by the president or a member of the committee, and if the honorary member's stay shall exceed that period the committee shall have power to extend the honorary membership from month to month, on payment per month in advance of such amount as the committee may from time to time determine, limited to 6 months, upon the application in writing from the honorary member to the secretary.

12. Notwithstanding anything hereinbefore contained, in the case of a visitor to Townsville, who, after being admitted to honorary membership, leaves Townsville before the expiration of one month from the date of such admission, and thereafter returns to Townsville, the president, vice president or the secretary shall have power to extend the honorary membership of such visitor for any period,

which, together with the period actually spent by the honorary member in Townsville before the expiration of one month from the date of admission to honorary membership, shall not in the aggregate exceed 30 days in any one year, and no visitor shall be liable to make any payment in respect of any such extension of honorary membership.

13. The secretary shall keep a register book comprising the particulars contained in the nomination papers of honorary members.

14. No honorary member shall be permitted to hold any office in the club or attend any business meeting of the club (except on invitation of the committee) or vote at any meeting of the members of the club.

Visitors and guests.

15. A visitor to Townsville who is a member of a club reciprocating the with the North Queensland shall, on production to the president, a vice president or the secretary, of a letter of introduction from such reciprocating club or on otherwise satisfying the president, a vice president or the secretary of such membership thereof by virtue of such membership, be entitled to become an honorary member of the club for a period of one month or for such further period not exceeding three months as is provided by the rules of the particular club having reciprocal arrangements with the North Queensland, of which the visitor is a member and if the visitors stay shall exceed that period, the committee shall have power to extend the honorary membership from month to month on the payment per month in advance of such amount as the committee may from time to time determine, limited to 6 months, upon the application in writing from the honorary member to the secretary.

16. Any member or associate may introduce visitors over the age of 18 years into the club, subject to such bylaws as the committee may make and to the following provisos:

(a) no particular visitor shall be introduced on more than two days in any one calendar month.

(b) the visitor shall be the guest of the introducing member or associate, who shall enter and sign in a book kept for that purpose the date of each introduction, the name, address and occupation of each visitor introduced and such member or associate shall remain with each visitor so introduced during the visitor's stay in the club.

(c) No visitor shall be introduced

- who has applied unsuccessfully for membership until the expiration of six calendar months after such unsuccessful application
- who has ceased to be a member or associate
- who has been expelled pursuant to rule 47
- who has been refused admission as a visitor by the committee

(d) the committee may either specifically or generally refuse admission of a visitor or visitors at any time and from time to time

17. If any member or associate shall become bankrupt, or make any assignment for the benefit of all composition with that member or associate's credit or is, that member or associate shall, in the discretion of the committee, be liable to be dealt with in accordance with rule 47.

18. The payment of the entrance fee, or any subscription, shall imply a member's or associate's acquiescence in the rules and bylaws of the club.

19. Any member or associate may resign membership or associate ship at any time by notifying such resignation in writing to the secretary and thereupon shall cease to be a member or associate of the club, but no such resignation shall relieve such member or associate from payment of any subscription or other money due or payable at the time of such resignation.

20. Any member or associate who resigns as a member or associate of the club may be readmitted by the committee, without the payment of the entrance fee, provided the majority of the committee then present and voting vote for such readmission.

Management.

21. The affairs of the club shall be under the management of the president, immediate past president, vice president, treasurer secretary three trustees and a committee consisting of a minimum of four members. None but members of the club shall be honorary office-bearers.

22. The president, vice president, treasurer and the secretary after nomination, shall be elected (by ballot if necessary) each year at the annual general meeting and unless sooner removed by death, resignation or special general meeting of members of the club, shall continue in office until the next annual general meeting, but shall be eligible for re-election. Any vacancy in any of these offices shall be filled until the next annual general meeting by an appointment made by the committee.

23. Any member willing to become a member of the committee or president or a vice president or treasurer, or Secretary shall, at least 14 days before the annual general meeting, be proposed and seconded by two members of the club, in writing, addressed to the secretary, and the names of all such intending candidates together with the names of their proposes and second is, shall be exhibited not less than 10 days before the annual general meeting in the club premises by the secretary.

24. The committee, after nomination as prescribed by the last preceding rule, shall be elected by ballot at each annual general meeting. If only four members are nominated, they shall be declared elected without a ballot. Members of the committee shall retire annually but are eligible for re-election. Any vacancy occurring during the year shall be filled until the next annual general meeting by an appointment made by the committee.

25. The president, immediate past president, vice president, treasurer, secretary, and trustees shall be ex officio members of the committee.

26. The committee shall meet for the transaction of business at least once a month. Any member of the committee including any ex officio member, who is absent from three consecutive meetings duly convened, without the leave of the secretary shall cease to be a member thereof and in the case of any ex officio member other than a trustee shall forfeit appointment as a member of the committee. Four members shall form a quorum.

27. The committee shall have power from time to time when and as they shall think fit to pass bylaws for the regulation of the affairs of the club, provided that they are not inconsistent with any

of the general rules, and to alter or repeal any such bylaws. A record of bylaws shall be kept in the clubhouse.

28. The secretary shall receive all entrance fees, subscriptions and any other monies and account to the treasurer for the same and the official receipt of the club shall be a sufficient discharge. All sums received shall be paid into the bank and which the club transacts its business daily and all accounts shall be laid before the committee once a month by the secretary.

29. The treasurer shall keep an account of all monies received and disbursed and submit the same to the committee once in every month and at other times the committee shall deem fit.

30. All payments shall be made under the order of and in the manner decided on by the committee.

31. (a) Subject to rule 30 every member or associate shall pay an entrance fee and every town member or associate shall pay an annual subscription payable quarterly in advance on the first days of July, October, January and April; country members and associates shall pay an annual subscription payable on 1 July in advance. Such entrance fee and annual subscriptions shall be fixed by the committee from time to time. If any country member or associate shall come to reside within 50 km of Townsville, that a member or associate shall cease to be a country member or associate but may be admitted as a town member or associate upon application in writing, if approved by the committee present at a meeting to which such application has been submitted and upon payment thereafter of the prescribed annual subscription for the town members or associates.

(b) Any member who is employed in a corporate structure or public service department and who is subject to transfer from Townsville as a consequence of such employment and is so transferred (the transferred member), then in that event any person who is transferred into the position within the corporate structure or public service department to replace the transferred member and who is nominated for membership of this club and accepted as a member of this club pursuant to rule 8 hereof, (the new member) shall not be liable to pay the entrance fee referred to in rule 30(a) hereof and shall be entitled to the benefit of any annual subscription paid by the transferred member.

This rule shall only apply where the transferred member has resigned his membership pursuant to rule 18 hereof and any outstanding fees or monies payable to the club by the transferred member shall remain a liability and responsibility of the transferred member.

Despite the fact that the new member shall not have paid an entrance fee his application for membership pursuant to this provision shall imply his acquiescence in the rules and bylaws of the club.

32. The committee may charge such additional subscriptions at any time or times as it thinks fit (with power to differentiate between town and country members or associates as to amounts) for any purpose approved by the club in general meeting and such additional subscriptions shall be payable as determined by the committee and notified in writing to members or associates.

33. Members or associates of the club, who are also members of the Australian Defence Force shall if absent for one quarter or more from the usual place of residence on Defence Force duties, be exempt from payment of any subscription payable under rule 30 for such quarter or quarters as they shall have been absent.

34. If any member or associate shall fail to pay any subscription payable under either rule 30 or rule 31 within two calendar months of the date upon which it became payable by that member or associate, the committee may by at least 14 days' notice in writing call up such member or associate

to appear before it and show cause why such member or associate should not cease to be a member or associate and if the committee shall, by two thirds of the committee then present and voting, resolve that such member or associate has failed to show cause as aforesaid, such member or associate shall thereupon cease to be a member or associate of the club.

35. If at any time the club in general meeting shall pass a resolution authorising the committee to borrow money, the committee shall thereupon be empowered to borrow for the purposes of the club such amount of money, either at one time or from time to time, and at such rate of interest, and in such form or manner and upon such security as shall be specified in such resolution and thereupon the trustee shall, at the direction of the committee, make all such disposition of the club property, or any part thereof, and enter into such agreement in relation thereto as the committee may deem proper for giving security for such loan and interest. All members of the club, whether voting on such resolutions or not, and all persons becoming members of the club after the passing of such resolution, shall be deemed to have assented to the same as if they had voted in favour of such resolution.

Meetings.

36. The annual general meeting of the club shall be held not later than 15 September in each year for the purposes of:

- electing office bearers,
- considering the committee's report, and abstract of the state of the accounts of the club for the past year,
- dealing with the propositions for any new rule, or alteration of any existing rule of the club, and
- considering any other matter about the club which may be brought forward, either personally or by letter or email by a member.

The report and abstract of the state of the accounts shall be exhibited in the clubhouse for fourteen days prior to the meeting and a copy of such report, and abstract shall be sent by post, or by email where the member has provided the club with an email address to each member at least 14 days prior to the meeting.

At such meeting 15 members shall form a quorum.

37. The committee may at any time call a special general meeting on giving not less than seven clear days' notice of its subject or objects and shall call one on the written requisition of seven members by giving 14 clear days' notice thereof. Such notice shall be deemed to be served on a member for business days after it has been posted at the Townsville post office or if transmitted by email, when the email becomes capable of being retrieved by the member at the email address. At such special general meetings 15 members shall form a quorum.

38. In every case of a meeting of members if, on the lapse of half an hour after the time appointed, a quorum shall not be present. The meeting shall thereupon stand adjourned until the same day and hour the following week and all such meetings shall have power to adjourn the proceedings from time to time for any period not exceeding 14 days.

39. The president or in the president's absence the Vice-President shall preside at all meetings of members and all committee members, but, if neither of them be present, the members of the committee shall elect a member to preside from amongst themselves.

40. At all meetings of members (except where express provisions otherwise are made in these rules) and at all committee meetings the mode of voting shall be by show of hands or, if required by any member, by division; and the member presiding shall have an ordinary and, in case of equality, a casting vote. All questions (except where otherwise specifically provided in these rules shall be decided by a majority of such votes.

41. A member may appoint another member as proxy to attend and vote at meetings of the club but only in accordance with this rule.

A member shall not be able to hold a proxy for more than one other member.

An instrument appointing a proxy must be in writing under the hand of the appoint all or the appointor's attorney duly authorised in writing. An instrument appointing a proxy may specify the manner in which the proxy is to vote in respect of a particular resolution and, where an instrument of proxy so provides, the proxy is not entitled to vote on the resolution except as specified in the instrument.

An instrument appointing a proxy shall be in the form below or in a form that is as similar to the following form as the circumstances allow:

“North Queensland Club

I,.....

of.....

being a member of the above-mentioned club, hereby appoint

.....

of.....

or, in that person's absence,

.....

of.....

As my proxy to vote for me or on my behalf at the

general meeting*

annual general meeting*

of the club to be held on the..... day of..... 20.... and at any adjournment of that meeting.

+This form is to be used*in favour of the motion/resolution or*against the motion/resolution

Signed this..... day of..... 20...

.....

(Signature)

*strike out whichever is not desired.

+ to be inserted if desired.”

The appointment of a proxy is not valid unless the following documents are received by the club at least forty-eight (48) hours before the meeting:

- the instrument appointing the proxy
- if the instrument is signed by the appointor’s attorney, the authority under which the instrument is signed or a certified copy of the authority.

42. The secretary shall keep full and accurate minutes of the proceedings at all meetings of members as well as all meetings of the committee, and it shall be the duty of the member presiding to certify to the correctness of such minutes if approved by the members present.

43. (a) particulars of all proposals for membership and associateship (other than honorary members) of the club shall forthwith upon the making of the same, be entered, in the order or time in which such proposals are received by the secretary of the club, in a book (hereinafter referred to as the “proposed members and associates register”) to be kept by the Secretary. Every such entry shall set forth the full name and address of the lady or gentleman proposed and the time and date of the receipt by the secretary of the proposal.

(b) the secretary shall keep a record book (hereinafter referred to as the “members and associates admission book” in which shall be entered:

- particulars of the date of the holding of every meeting convened for the purpose of dealing with and determining the election in accordance with these rules of any proposed member or associate (other than honorary members of the club).
- the names of the members present and voting on the question of admission of each person proposed as a member at such meetings, and
- the names of the ladies and gentlemen so proposed and whether they are accepted as members or associates or not.

General

44. No new rule or alteration, nor suspension of the rule shall be made without the sanction of two thirds of the members present and voting at an annual or special general meeting, 15 members at least voting, nor unless the proposed rule, or alteration, or suspension, be signed by two members and posted in the clubhouse and 28 days before the meeting. Such meeting may take any addition to or any amendment in, any proposed new rule or alteration, although the terms of such addition or amendment may not have been posted up.

45. Every rule and by law shall be read and construed subject to the provisions of the relevant liquor licensing laws to the intent that where any rule or by law or any part of any rule or bylaw of the club is inconsistent or at variance with the provisions of such laws, the rule or by law or part thereof shall be valid and binding to the extent to which it is not inconsistent or at variance with and the provisions of such laws so far as applicable shall be deemed to be incorporated in and form part of the rules of the club.

46. Members or associates shall not use the name of the club which address in any advertisement pamphlet circular or letter for business or professional purposes. Members or associates shall not place or caused to be placed in any part or parts of the club premises any advertisement pamphlet

circular letter paper or publication of any nature whatsoever without the prior approval of the committee.

47. Any member or associate who shall be proved guilty of wilfully infringing the rules or bylaws or of unbecoming or dishonourable conduct, or of acting in a manner prejudicial to the interests of the club, shall be liable to be expelled by a special general meeting. Before a meeting is called to take into consideration the conduct of a member or associate, a charge against the member or associate must be submitted to the committee, in writing, by another member or associate. A copy of the charge shall forthwith be transmitted to the member or associate accused and if, after due investigation, the committee shall be of the opinion that the matter requires to be brought under the notice of the club, it shall convene a special general meeting in conformity with the rule 37 and shall cause the member or associate accused to be duly informed of the day and hour of the meeting. The votes of such meeting shall be taken by ballot when, if two thirds of the votes shall be for the expulsion of such member or associate, and if, also, the members so voting for expulsion shall exceed 15, but not otherwise, such member or associate shall be expelled and shall thereupon cease to be a member of the club. This rule shall not in any way limit or derogate from the provisions of rules 16 and 33 hereof.

48. The club shall be open for the reception of members and associates between such hours as the committee may from time to time determine subject to the provisions of the relevant liquor licensing laws.

49. No member or associate shall give any money or gratuity to any employee of the club. No employee of the club shall directly or indirectly receive any present money or gratuity from any tradesmen employed by the club, under pain of immediate dismissal.

50. All complaints shall be stated in a letter addressed to the secretary and signed by the member or associate complaining, which letter shall be laid before the committee at the next meeting, and to such complaints and serve shall be sent in a letter from the secretary. No member or associate shall make a complaint in any other manner or personally reprimand any employee of the club.

51. Members and associates are to notify addresses and changes thereof from time to time to the secretary and all notices sent to such addresses shall be considered as duly delivered.

52. Members and associates are to pay their bills for every expense they incur in the clubhouse before leaving the clubhouse.

53. If a member or associate neglects to pay the member or associates account with the club (whether the account be for subscriptions or any other type of expense incurred by the member in the clubhouse) the committee may direct the secretary to apply in writing to the member and associate for payment of the amount and, if the member associate neglects to pay the amount then owing within such time as the committee may fix, the member shall be debarred from using the clubhouse until the matter is resolved to the satisfaction of the committee.