

***RULES OF CITY OF HOBART EISTEDDFOD SOCIETY INC.**

NAME OF ASSOCIATION

1. The name of the Association shall be City of Hobart Eisteddfod Society Inc. (in these rules called "the Association").

INTERPRETATION

2. (1) In these rules, unless the contrary intention appears:
"Committee" means: the Committee of management of the Association;
"General Meeting" means: a General Meeting of members convened in accordance with Rule 13. "ordinary Committee member" means: a member of the Committee to whom paragraph (b) of sub-rule (1) of Rule 25 relates.
- (2) In these rules, expressions referring to writing shall, unless the contrary unless the contrary intention appears, be construed as including references to electronic publishing, printing, lithography, photography, and other modes of representing or producing words in a visible form.
- (3) Words or expressions contained in these rules shall be interpreted in accordance with the provisions of the Acts Interpretation Act 1931 and the Act as in force on the date on which these rules are adopted by the Association.

ASSOCIATION'S OFFICE

3. The office of the Association shall be at Town Hall, 50 Macquarie St, Hobart TAS 7000, PO Box 184, New Town 7008 or such other place as the Committee may, from time to time, determine.

OBJECTS AND PURPOSES OF THE ASSOCIATION

4. (1) In addition to the basic objects of the Association, the objects and purposes of the Association shall be deemed to include:
 - (a) the purchase, taking on lease or in exchange, and the hiring or otherwise acquiring of any real or personal property that may be deemed necessary or convenient for any of the objects or purposes of the Association;
 - (b) the buying, selling, and supplying of, and dealing in, goods of all kinds;
 - (c) the construction, maintenance, and alteration of buildings or works necessary or convenient for any of the objects or purposes of the Association;
 - (d) the accepting of any gift, whether subject to a special trust or not, for any one or more of the objects or purposes of the Association;
 - (e) the taking of such steps from time to time as the Committee or the members in General Meeting may deem expedient for the purpose of procuring

contributions to the funds of the Association, whether by way of donations, subscriptions, or otherwise;

- (f) the printing and publishing of such newspaper, websites, periodicals, books, leaflets or other documents as the Committee or the members in General Meeting may think desirable for the promotion of the objects and purposes of the Association;
 - (g) the borrowing and raising of money in such manner and on such terms as the Committee may think fit or as may be approved or directed by resolution passed at a General Meeting;
 - (h) subject to the provisions of the Trustee Act 1898, the investment of any moneys of the Association not immediately required for any of its objects or purposes in such manner as the Committee may from time to time determine;
 - (i) the making of gifts, subscriptions, or donations to any of the funds, authorities, or institutions to which paragraph (a) of sub-section (1) of Section 78 of the Income Tax and Social Services Contribution Assessment Act 1936 as amended of the Commonwealth relates;
 - (j) the establishment and support, or aiding in the establishment or support, of any other Association formed for any of the basic objects of the Association;
 - (k) the purchase or acquisition, and undertaking, of all or any part of the property, assets, liabilities, and engagements of any Association with which the Association may at any time become amalgamated in accordance with the provisions of the Act and the Rules of the Association; and
 - (l) the doing of all such other lawful things as are incidental or conducive to the attainment of the basic objects of the Association or of any of the objects and purposes specified in the foregoing provisions of this sub-rule.
- (2) In this rule, "basic objects of the Association" means: the objects and purposes of the Association as stated in the application under sub-section (2) of Section 7 of the Act for the Incorporation of the Association lodged with the Registrar pursuant to that section a true copy thereof being now set out:

BASIC OBJECTS OF THE ASSOCIATION

To conduct the annual City of Hobart Eisteddfod

AMENDMENTS TO RULES OF THE ASSOCIATION

5. (1) Subject to clause 5(2) the members may amend the Rules of the Association by passing a special resolution.
- (2) The members must not pass a special resolution that amends this constitution if passing it causes the company to no longer be a charity or to become non-compliant with applicable statutory requirements.

- (3) A special resolution to amend the Rules of the Association:
 - a) must be passed at either an Annual General meeting or a Special General Meeting;
 - b) requires notice to be given to the Secretary at least twenty-one days before the date of the meeting;
 - c) requires the Secretary of the Association to
 - i) give notice of the meeting at least fourteen days before the date fixed for holding the Annual General Meeting or Special General Meeting,
 - ii) include the proposed changes to the Rules of the Association in the notice; and
 - iii) provide notice in accordance with the provisions of clause 14 of these rules.

MEMBERSHIP OF ASSOCIATION

6. (1) A person is eligible to be a member of the Association on payment of the annual subscription determined by the committee.
- (2) In the event of the Association being wound up no member is liable to contribute towards the payment of the debts or liabilities of the Association or the costs, charges and expenses of the winding up.

INCOME AND PROPERTY OF ASSOCIATION

7. (1) The income and property of the Association, however derived, shall be applied solely towards the promotion of the objects and purposes of the Association and no portion thereof shall be paid or transferred, directly or indirectly, by dividend, bonus, or otherwise to any member of the Association.
- (2) The Association shall not:
 - (a) appoint a person who is a member of the Committee to any office in the gift of the Association to the holder of which there is payable any remuneration by way of salary fees, or allowances; or
 - (b) pay to any such Person any remuneration or other benefit in money or money's worth (other than the reimbursement of out-of-pocket expenses).
- (3) Nothing in the foregoing Provisions of this rule prevents the payment in good faith to a servant or member of the Association of:
 - (a) remuneration in return for services actually rendered to the Association by the servant or member or for goods supplied to the Association by the servant or member in the ordinary course of business:

- (b) a reasonable and proper sum by way of rent for premises let to the Association by the servant or member.

ACCOUNTS OF RECEIPTS, EXPENDITURE etc

- 8. (1) True accounts shall be kept:
 - (a) of all sums of money received and expended by the Association and the matter in respect of which the receipt or expenditure takes place; and
 - (b) of the property, credits, and liabilities of the Association.

Subject to any reasonable restrictions as to time and manner of inspecting them that may be imposed by the Association for the time being, those accounts shall be open to the inspection of the members of the Association.

- (2) The Treasurer of the Association shall faithfully keep all general records, accounting books, and records of receipts and expenditure connected with the operations and business of -the Association in such form and manner as the Committee may direct.
- (3) The accounts, books and records referred to in sub-rules (1) and (2) of this rule and all books, documents and securities of the Association shall be kept at the Association's office or at such other place as the Committee may decide.

BANKING AND FINANCE

- 9. (1) *The Treasurer of the Association must make provisions to ensure:*
 - (a) *that all moneys due to the Association are collected and received and all payments authorised by the Association are made; and*
 - (b) *that correct accounts and books showing the financial affairs of the Association with full details of all receipts and expenditure connected with the activities of the Association are maintained.*
- (2) *The Committee shall cause to be opened with such Bank as the Committee selects banking accounts in the name of the Association into which all moneys received shall be paid by the Treasurer as soon as possible after receipt thereof.*
- (3) *The funds of the Association shall be derived from entrance fees, annual subscriptions, donations and such other sources as the committee determines.*
- (4) *The Association will establish and maintain a public fund.*
 - (a) *Donations will be deposited into the public fund listed on the Register of Cultural Organisations. These monies will be kept separate from other funds of the Association and will only be used to further the principal purpose of the Association. Investment of monies in this fund will be made in accordance with guidelines for public funds as specified by the Australian Taxation Office.*

- (b) *The fund will be administered by a management committee or a subcommittee of the management committee, the majority of whom, because of their tenure of some public office or their professional standing, have an underlying community responsibility, as distinct from obligations solely in regard to the cultural objectives of the City of Hobart Eisteddfod Society Inc.*
- (c). *monies/assets in this fund will be distributed to members or office bearers of the Association, except as reimbursement of out-of-pocket expenses incurred on behalf of the fund or proper remuneration for administrative services.*
- (d). *The Department responsible for the administration of the Register of Cultural Organisations will be notified of any proposed amendments or alterations to provisions for the public fund, to assess the effect of any amendments on the public fund's continuing Deductible Gift Recipient status.*
- (e). *Receipts for gifts to the public fund must state: the name of the public fund and that the receipt is for a gift made to the public fund; the Australian Business Number of the company; the fact that the receipt is for a gift; and any other matter required to be included on the receipt pursuant to the requirements of the Income Tax Assessment Act 1997.*

AUDITOR

10. (1) At the Annual general Meeting the Committee may appoint an auditor of the Association.
- (2) A person so appointed shall hold office until the Annual General Meeting next after that at which he/she is appointed and is eligible for re-appointment.
- (3) The first auditor of the Association may be appointed by the Committee before the first Annual General Meeting, and, if so appointed, shall hold office until the first Annual General Meeting, unless previously removed by a resolution of the members at a General Meeting, in which case the members at that meeting may appoint an auditor to act until the first Annual General Meeting.
- (4) If an appointment is not made at an Annual General Meeting the Committee may appoint an auditor of the Association for the then current financial year of the Association.
- (5) Except as provided in sub-rule (3) of this rule, the auditor may only be removed from office by special resolution.
- (6) If a casual vacancy occurs in the office of auditor during the course of a financial year of the Association, the Committee may appoint a person as the auditor and the person so appointed shall hold office until the next succeeding Annual General Meeting.

AUDIT OF ACCOUNTS

11. (1) Once at least in each financial year of the Association, the accounts of the Association may be examined by the auditor.
- (2) The auditor shall certify as to the correctness of the accounts of the Association and shall report thereon to the members present at the Annual General Meeting.
- (3) In his/her report, and in certifying to the accounts, the auditor shall state:
 - (a) whether he/she has obtained the information required by him/her;
 - (b) whether, in his/her opinion, the accounts are properly drawn up so as to exhibit a true and correct view of the financial position of the Association according to the information at his/her disposal and the explanations given to him/her as shown by the books of the Association; and
 - (c) whether the rules relating to the administration of funds of the Association have been observed.
- (4) The Secretary or the Treasurer of the Association shall cause to be delivered to the auditor a list of all the accounts, books and records of the Association.
- (5) The auditor:
 - (a) has a right of access to the accounts, books, records, vouchers, and documents of the Association;
 - (b) may require from the servants of the Association such information and explanations as may be necessary for the performance of his/her duties as auditor;
 - (c) may with the prior consent of the Committee which consent will not be unreasonably withheld employ persons to assist him/her in investigating the accounts of the Association;
 - (d) may, in relation to the accounts of the Association, examine any member of the Committee or any servant of the Association.

ANNUAL GENERAL MEETING

12. (1) The Association shall, in each year, hold an Annual General Meeting.
- (2) The Annual General Meeting shall be held on such day (being not later than three months after the close of the financial year of the Association) as the Committee may determine.
- (3) The Annual General Meeting shall be in addition to any other General Meetings that may be held in the same year.

- (4) The Annual General Meeting shall be specified as such in the notice convening it.
- (5) The ordinary business of the Annual General meeting shall be:
 - (a) to confirm the minutes of the last preceding Annual General Meeting and of any General Meeting held since that meeting;
 - (b) to receive from the Committee, auditor and servants of the Association reports upon the transactions of the Association during the last preceding financial year;
 - (c) to elect the officers of the Association and the ordinary Committee members;
 - (d) to appoint the auditor.
- (6) The Annual General Meeting may transact special business of which notice is given to the Secretary at least 21 days before the date of the meeting.
- (7) All General Meetings other than the Annual General Meeting shall be called Special General Meetings.

SPECIAL GENERAL MEETINGS

13. (1) The Committee may, whenever it thinks fit, convene a Special General Meeting of the Association.
- (2) The Committee shall, on the requisition in writing of not less than ten members, convene a Special General Meeting of the Association.
- (3) A requisition for a Special General Meeting shall state the objects of the meeting and shall be signed by the requisitionists and deposited at the office of the Association and may consist several documents in the like form, each signed by one or more of the requisitionists.
- (4) If the Committee does not cause a Special General Meeting to be held within twenty-one days from the date on which a requisition therefor is deposited at the office of the Association, the requisitionists, or any of them may convene the meeting; but any meeting so convened shall not be held after three months from the date of the deposit of the requisition.
- (5) A Special General Meeting convened by requisitionists in pursuance of these rules shall be convened in the same manner as nearly as Possible as that in which those meetings are convened by the Committee, and all reasonable expenses incurred in convening the meeting shall be refunded by the Association to the persons incurring them.

NOTICES OF GENERAL MEETINGS

14. (1) The Secretary of the Association shall, at least fourteen days before the date fixed for holding a General Meeting of the Association, cause to be inserted in

one Hobart newspaper or cause to be posted by regular mail and email to all members notice specifying the place, day, and time for the holding of the meeting.

- (2) Where by these rules any special business is to be transacted at a General Meeting the Committee may resolve that in lieu of or in addition to advertising the holding of the meeting as set out in sub-clause (1) hereof the notice of the meeting may be given by serving on each member at least fourteen days before the date fixed for holding the meeting, a notice specifying the place, day and time for the holding of the meeting and the nature of the business to be transacted thereat.

BUSINESS AND QUORUM AT GENERAL MEETINGS

15. (1) All business that is transacted at Special General Meetings and all business that is transacted at the Annual General Meeting, with the exception of that specially referred to in these rules as being the ordinary business of the Annual General Meeting, shall be deemed to be special business.
- (2) No item of business shall be transacted at a General Meeting unless a quorum of members entitled under these rules to vote is present during the time when the meeting is considering that item.
- (3) Seven members, whether they be present in person or via the use of technology as prescribed in clause 16, constitute a quorum for the transaction of the business of a General Meeting.
- (4) If within one hour after the appointed time for the commencement of a General Meeting a quorum is not present, the meeting, if convened upon the requisition of members, shall be dissolved; and in any other case it shall stand adjourned to the same day in the next week, at the same time and (unless another place is specified by the Chairman at the time of the adjournment or by written notice to members given before the day to which the meeting is adjourned) at the same place, and if at the adjourned meeting a quorum is not present within one hour after the time appointed for the commencement of the meeting, the meeting may proceed or if those present resolve it may be dissolved in the absence of a quorum.

USING TECHNOLOGY TO HOLD MEETINGS

16. (1) The Association may hold a general meeting at two or more venues using any technology that gives the members as a whole a reasonable opportunity to participate, including to hear and be heard.
- (2) Anyone using this technology is taken to be present in person at the meeting and is eligible to be included in the meeting of quorum requirements.

PRESIDENT TO PRESIDE AT GENERAL MEETINGS

17. (1) The President, or in his/her absence, the Senior Vice-President, or in the absence of both the President and the Senior Vice-President, the other Vice-President, shall preside as Chairman at every General Meeting of the Association.
- (2) If the President and both Vice-Presidents are absent from a General Meeting, the members present shall elect one of their number to preside as Chairman thereat.

ADJOURNMENT OF GENERAL MEETINGS

18. (1) The Chairman of a General Meeting at which a quorum is present may, with the consent of the meeting, adjourn the meeting from time to time and place to place, but no business shall be transacted at an adjourned meeting other than the business left unfinished at the meeting at which the adjournment took place.
- (2) Where a meeting is adjourned for fifteen days or more, the like notice of the adjourned meeting shall be given as in the case of the original meeting.
- (3) Except as provided in the foregoing provisions of this rule, it is not necessary to give any notice of an adjournment or of the business to be transacted at an adjourned meeting.

DETERMINATION OF QUESTIONS ARISING AT GENERAL MEETINGS

19. A question arising at a General Meeting of the Association shall be determined on a show of hands and unless before or on the declaration of the result of the show of hands a poll is demanded, a declaration by the Chairman that a resolution has, on the show of hands, been carried, or carried unanimously, or carried by a particular majority, or lost, and an entry to that effect in the minute book of the Association is evidence of the fact, without proof of the number of proportion of the votes recorded in favour of, or against, that resolution.

VOTES

20. (1) Upon any question arising at a General Meeting of the Association, a member has one vote only.
- (2) All votes shall be given personally.
- (3) In the case of an equality of voting on a question the Chairman of the meeting is entitled to exercise a second or casting vote.

TAKING OF POLL

21. If at a meeting a poll on any question is demanded it shall be taken at that meeting in such manner as the Chairman may direct, and the result of the poll shall be deemed to be the resolution of the meeting on that question.

WHEN POLL TO BE TAKEN

22. A poll that is demanded on the election of a Chairman, or on a question of adjournment, shall be taken forthwith, and a poll that is demanded on any other question shall be taken at such time before the close of the meeting as the Chairman may direct.

AFFAIRS OF THE ASSOCIATION TO BE MANAGED BY A COMMITTEE

23. (1) The affairs of the Association shall be managed by a Committee of Management constituted as provided in Rule 23.
- (2) The Committee:
- (a) shall control and manage the business and affairs of the Association;
 - (b) may, subject to these rules, exercise all such powers and functions as may be exercised by the Association, other than those powers and functions that are required by these rules to be exercised by General Meetings of members of the Association; and
 - (c) subject to the Act and these rules, has power to perform all such acts and things as appear to the Committee to be essential for the proper management of the business and affairs of the Association.

OFFICERS OF THE ASSOCIATION

24. (1) The Officers of the Association shall be:
- (a) a President;
 - (b) Vice-Presidents (2);
 - (c) a Treasurer;
 - (d) a Public Officer who shall also be the Secretary;
 - (e) an Assistant Secretary;
 - (f) an Assistant Treasurer
- (2) One of the Vice-Presidents shall be known as the Senior Vice-President.
- (3) Each Officer of the Association shall hold office until the Annual General Meeting next after the date of his/her election but is eligible for re-election.
- (4) In the event of a casual vacancy in any office mentioned in sub-rule (1)(a)-(f) of this rule, the Committee may appoint one of its members to the vacant office, and the members so appointed may continue in office up to and including the conclusion of the Annual General Meeting next following the date of his/her appointment.

CONSTITUTION OF THE COMMITTEE

25. (1) The Committee shall consist of:
- (a) the Officers of the Association; and
 - (b) a minimum of five other members, all of whom shall be elected at the Annual General Meeting of the Association in each year and
 - (c) a representative of the Corporation of the City of Hobart; and
 - (d) the immediate past president of the Association, who shall be ex officio members.
- (2) Each ordinary Committee member shall, subject to these rules, hold office until the Annual General Meeting next after the date of his/her election, but is eligible for re-election.
- (3) In the event of a casual vacancy occurring in the office of ordinary Committee member, the Committee may appoint a member of the Association to fill the vacancy, and the member so appointed shall hold office, subject to these rules until the conclusion of the Annual General Meeting next following the date of his/her appointment.

ELECTION OF MEMBERS OF COMMITTEE

26. (1) Nominations of candidates for election as Officers of the Association or as ordinary Committee member:
- (a) shall be made in writing signed by two members of the Association and accompanied by the written consent of the candidate (which may be endorsed on the form of nomination); and
 - (b) shall be delivered to the Secretary of the Association at least ten days before the date fixed for the holding of the Annual General Meeting.
- (2) If insufficient nominations are received to fill all vacancies on the Committee, the candidates nominated shall be deemed to be elected and further nominations shall be received at the Annual General Meeting.
- (3) If the number of nominations received is equal to the number of vacancies to be filled, the persons nominated shall be deemed to be elected.
- (4) If the number of nominations exceeds the number of vacancies to be filled, a ballot shall be held.
- (5) The ballot for the election of Officers and ordinary Committee members shall be conducted at the Annual General Meeting in such usual and proper manner as the Committee may direct.

VACATION OF OFFICE

27. For the purpose of these rules, the office of an Officer of the Association or of an ordinary Committee member becomes vacant if the Officer or Committee member:
- (a) dies;
 - (b) becomes bankrupt or applies to take or takes advantage of any laws relating to bankrupt or insolvent debtors or compounds with his/her creditors, or makes any assignment of his/her estate for their benefit;
 - (c) becomes of unsound mind;
 - (d) resigns his/her office by writing under his/her hand addressed to the Committee;
 - (e) ceases to be resident in the State;
 - (f) fails, without leave granted by the Committee, to attend three consecutive meetings of the Committee;
 - (g) ceases to be a member of the Association; or
 - (h) fails to pay all arrears of subscription due by him/her within fourteen days after he/she has received a notice in writing signed by the Secretary stating that he/she has ceased to be a financial member of the Association.

MEETINGS OF THE COMMITTEE AND OF SUB-COMMITTEES

28. (1) The Committee shall meet at least three times per year at such place and at such times as the Committee may determine.
- (2) Special Meetings of the Committee may be convened by the President, or any four of its members.
- (3) Notice shall be given to members of the Committee of any Special Meeting, specifying the general nature of the business to be transacted, and no other business shall be transacted at such a meeting.
- (4) Any five members of the Committee constitute quorum for the transaction of the business of the committee, whether they be present in person or by the use of technology as prescribed in clause 16.
- (5) No business shall be transacted unless a quorum is present and if within half an hour of the time appointed for the meeting a quorum is not present, the meeting shall stand adjourned to the same place and at the same hour of the same day in the following week unless the meeting was a Special Meeting, in which case it lapses.
- (6) At meetings of the Committee:

- (a) the President, or in his/her absence the Senior Vice-President, or in the absence of both the President and the Senior Vice-President, the other Vice-President; or
 - (b) if the President and two Vice-Presidents are absent, such one of the remaining members of the Committee as may be chosen by the members present, shall preside.
- (7) Questions arising at meetings of the Committee or of any Sub-Committee appointed by the Committee shall be determined on a show of hands or, if demanded by a member, by a poll taken in such manner as the person presiding at the meeting may determine.
 - (8) Each member present at a meeting of the Committee or of any Sub-Committee appointed by the Committee (including the person presiding at the meeting) is entitled to one vote and, in the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.
 - (9) Written notice of each Committee meeting shall be served on each member of the Committee at a reasonable time before the meeting by email or other means.

DISCLOSURE OF INTEREST IN CONTRACTS ETC.

- 29. (1) A member of the Committee who is interested in any contract or arrangement made or proposed to be made with the Association shall disclose his/her interest at the first meeting of the Committee at which the contract or arrangement is first taken into consideration, if his/her interest then exists, or, in any other case, at the first meeting of the Committee after the acquisition of his/her interest.
- (2) If a member of the Committee becomes interested in a contract or arrangement after it is made or entered into he/she shall disclose his/her interest at the first meeting of the Committee after he/she becomes so interested.
- (3) No member of the Committee shall vote as a member of the Committee in respect of any contract or arrangement, in which he/she is interested and if he/she does so vote his/her vote shall not be counted.

SUB-COMMITTEES AND EXECUTIVE COMMITTEE

- 30. (1) The Committee may at any time appoint a Sub-Committee from the Committee as it may think fit and shall prescribe the powers and functions thereof.
- (2) The Committee may co-opt as members of a Sub-Committee such persons as it thinks fit, whether or not those persons are members of the Association, but a person so co-opted is not entitled to vote.
- (3) Three appointed members of a Sub-Committee constitute a quorum at a meeting of the Sub-Committee.

- (4) The Secretary of the Association is responsible for calling meetings of a Sub-Committee.
- (5) The President, the Vice-Presidents, the Treasurer, and the Secretary constitute an Executive Committee, which may issue instructions to the Public Officer and the servants of the Association in matters of urgency connected with the management of the affairs of the Association during the intervals between meetings of the Committee, and where any such instructions are issued shall report thereon to the next meeting of the Committee.
- (6) The quorum and procedure of any Sub-Committee appointed by any General Meeting or established or constituted under the rules shall be the same as that for a Sub-Committee appointed by the Committee.

ANNUAL SUBSCRIPTION

31. (1) The amount of the annual subscription may be altered from time to time by the members by special resolution.
- (2) The annual subscription of a member is due and payable on or before the first day of the financial year of the Association.

FINANCIAL YEAR

32. The financial year of the Association is the period beginning on 1st of August in each year and ending on the 31st of July next following.

NOTICES

33. A notice may be served by or on behalf of the Association upon any member either personally or via a verified email address or by sending it through the post in a prepaid letter addressed to the member at his/her usual or last known place of abode.

EXPULSION AND EXPULSION OF MEMBERS

34. (1) Subject to this rule, the Committee may expel a member from the Association if, in the opinion of the Committee the member has been guilty of conduct detrimental to the interests of the Association.
- (2) The expulsion of a member pursuant to sub-rule (1) of this rule does not take effect:
 - (a) until the expiration of fourteen days after the service on the member of a notice under sub-rule (3) of this rule; or
 - (b) if the member exercises his/her right of appeal under this rule, until the conclusion of the Special General Meeting convened to hear the appeal, whichever is the later date.

- (3) Where the Committee expels a member from the Association, the Secretary of the Association shall, without undue delay, cause to be served on the member a notice in writing:
 - (a) stating that the Committee has expelled the member;
 - (b) specifying the grounds for the expulsion; and
 - (c) informing the member that if he/she so desires he/she may, within fourteen days after the service of the notice on him/her, appeal against the expulsion as provided in this rule.
- (4) A member on whom a notice under sub-rule (3) of this rule is served may appeal against the expulsion to a Special General Meeting by delivering or sending by post to the Secretary of the Association, within fourteen days after the service of that notice, a requisition in writing demanding the convening of such a meeting for the purpose of hearing his/her appeal.
- (5) Upon receipt of a requisition under sub-rule (4) of this rule, the Secretary shall forthwith notify the Committee of its receipt and the Committee shall thereupon cause a Special General Meeting of members to be held within twenty-one days after the date on which the requisition is received by the Secretary.
- (6) At a Special General Meeting convened for the purpose of this rule:
 - (a) no business other than the question of the expulsion shall be transacted;
 - (b) the Committee may place before the meeting details of the grounds of the expulsion and the Committee's reasons for the expulsion;
 - (c) the expelled member shall be given an opportunity to be heard; and
 - (d) the members present shall vote by secret ballot on the question whether the expulsion should be lifted or confirmed.
- (7) If at the Special General Meeting a majority of the members present vote in favour of the lifting of the expulsion, the expulsion shall be deemed to have been lifted and the expelled member is entitled to continue his/her membership of the Association.
- (8) If at the Special General Meeting a majority of the members present a vote in favour of the confirmation of the expulsion, the expulsion takes effect, and the expelled member ceases to be a member of the Association.

DISPUTES

35. (1) Subject to this rule, a dispute between a member of the Association, in his/her capacity as a member, and the Association shall be determined by arbitration in accordance with the provisions of the Arbitration Act 1892.

- (2) Nothing in this rule affects the operation or effect of Rule 34.

SEAL OF THE ASSOCIATION

36. (1) The seal of the Association shall be in the form of a rubber stamp, inscribed with the name of the Association and the words "Seal" or the words "Common Seal".
- (2) The seal of the Association shall not be affixed to any instrument except by the authority of the Committee, and the affixing thereof shall be attested by the signatures of two members of the Committee and that attestation is sufficient for all purposes that the seal was affixed by authority of the Committee.
- (3) The seal shall remain in the custody of the Secretary.

LIFE MEMBERSHIP

37. (1) Any Committee member may recommend a member for election to life membership at any meeting and if approved by a two thirds majority of committee members then present shall entitle that member to all the privileges of life membership. Such privileges shall in addition to those determined by the Committee include all the privileges of membership free of annual subscription.

WINDING UP

38. If upon the winding-up or dissolution of the public fund listed on the Register of Cultural Organisations, there remains after satisfaction of all its debts and liabilities, any property or funds, the property or funds shall not be paid to or distributed among its members, but shall be given or transferred to some other fund, authority or institution having objects similar to the objects of this public fund, and whose rules shall prohibit the distribution of its or their income among its or their members, such fund, authority or institution to be eligible for tax deductibility of donations under Subdivision 30-B, section 30-100, of the Income Tax Assessment Act 1997 and listed on the Register of Cultural Organisations maintained under the Act.