

WESTERN AUSTRALIA BASEBALL SCORERS & STATISTICIANS ASSOCIATION INCORPORATED

CONSTITUTION

1. NAME OF ASSOCIATION

The name of the association is the Western Australian Baseball Scorers & Statisticians Association Incorporated, herein after referred to as the "Association".

2. OBJECTIVES

The objectives of the Association are:

- 2.1 To educate scorers and potential scorers of baseball by providing them with educational material and instruction.
- 2.2 To accredit scorers at various levels by means of accreditation courses conducted by persons appointed by the Association.
- 2.3 To standardise the interpretation of rules as they apply to baseball scoring.
- 2.4 To appoint scorers and statisticians to officiate at games of baseball conducted under the auspices of Baseball WA Ltd, the Australian Baseball Federation and the International Baseball League of Australia League.
- 2.5 To solely apply the property and income of the Association towards the promotion of the Objects of the Association and no part of that property or income shall be paid or otherwise distributed, directly or indirectly, to members, except in good faith in the promotion of these objects.
- 2.6 To implement any other decision that may be considered to be beneficial to the scoring of baseball games in Western Australia.

3. POWERS OF THE ASSOCIATION

- 3.1 To acquire, hold, deal with, and dispose of any real or personal property.
- 3.2 To open and operate bank accounts.
- 3.3 To invest its money:
 - (1) In any security in which trust monies may be invested: or
 - (2) In any other manner authorized by the rules of the Association.
- 3.4 To borrow money upon such terms and conditions as the Association thinks fit.
- 3.5 To give such security for the discharge of liabilities incurred by the Association as the Association thinks fit.
- 3.6 To appoint agents to transact any business of the Association on its behalf.
- 3.7 To enter into any other contract the Association considers necessary or desirable.

4. MEMBERSHIP

- 4.1 Membership shall be open to any person who wishes to further the interests of the Association.
- 4.2 Any person seeking membership shall make application to the Management Committee, and the Management Committee shall determine whether the application is successful. Applicants denied membership shall be advise in writing.
- 4.3 Each person admitted to membership shall be:
- 4.3.1 Bound by the Constitution and By-laws of the Association.
 - 4.3.2 Become liable for such fees and subscriptions as may be fixed by the Association.
 - 4.3.3 Entitled to all advantages and privileges of membership.
- 4.4 Membership Categories
- 4.4.1 Ordinary Member
Any person who is a financial member of the Association is entitled to hold any office and enjoy the privileges of the Association.
 - 4.4.2 Life Membership
Any member who has given outstanding service may be nominated by any member for consideration by the Management Committee for Life Membership. Written nomination for Life Membership must be received by the Secretary at least 30 days prior to the Annual General Meeting.

After acceptance by the Management Committee the name of the person nominated must be circularized to all financial members at least 14 days prior to the AGM. Persons nominated must have given a minimum of 8 years continuous service. Only one Life Member may be appointed in any one year. Life Membership will be voted on at the AGM. A majority of 75% of members in attendance shall be required to elect a Life Member. Life Members shall enjoy all the privileges of ordinary members and attend all functions free of charge.
 - 4.4.3 Patron
The Association may, at its discretion, elect a patron/s or vice patron/s of the Association for such period as may be deemed necessary. Such patron/s shall not be eligible to vote unless they are current members of the Association under another category of membership.
 - 4.4.3 Affiliated Members
Any Group or Association desirous of becoming an affiliated member must make application in accordance with the By-laws of the Association. Such application must be lodged with the Association Secretary on or before a date as determined by the Management committee of the Association. Each affiliated Group or Association shall appoint or elect a delegate as their representative to the Management Committee.
- 4.5 A member may at any reasonable time inspect the records and documents of the Association.

5. TERMINATION OF MEMBERSHIP

- 5.1 Any persons membership may be terminated by the following events:
- 5.1.1 Resignation.
 - 5.1.2 False or inaccurate statements made in the Member's application for membership of the Association, breach of any rule, regulation or By-law of the Association, commit any act detrimental to the Association.

5.2 The Management Committee shall have the power to suspend or expel any member of the Association for any of the events in Item 5.1.2 above.

5.3 Any member who is expelled, suspended or has their membership terminated shall have the right to appeal against their suspension or expulsion by presenting their case to a General Meeting called for such purpose, and the decision of the general Meeting shall be final.

6. MANAGEMENT COMMITTEE

6.1 Management of the Association shall be vested in the Management Committee elected by the members at the Annual general Meeting and consisting of:

- 6.1.1. President
- 6.1.2. Vice President
- 6.1.3. Secretary
- 6.1.4. Treasurer
- 6.1.5. Committee members being not more than 6 (six)
- 6.1.6. Group or association delegates.

6.2 No person shall hold more than one position on the Management Committee at any one time. A person shall cease to be a member of the Management Committee at the conclusion of the Annual General Meeting next following his/her election and he/she will be eligible for re-election.

6.3 A quorum of the Management Committee shall be a half plus one.

6.4 If the President or Vice President is unable to attend, then a chairperson nominated by the meeting shall chair that meeting.

6.5 A member of the Management committee may lose their seat on the committee for either of the following. Absence from three or more meetings without approval of the committee being granted or found to be unfinancial.

7. POWERS OF THE MANAGEMENT COMMITTEE

7.1 The Management Committee shall carry out the day to day running of the Association and shall have power to:

- 7.1.1 Administer the finances, appoint bankers, and direct the opening of banking accounts for specific purposes and to transfer funds from one account to another, and to close any such account.
- 7.1.2 Fix the manner in which such banking accounts shall be operated upon, providing all payments are passed by the Management Committee.
- 7.1.3 Fix fees and subscriptions payable by members and decide such levies, fines and charges as is deemed necessary and advisable, and to enforce payment thereof.
- 7.1.4 Adjudicate on all matters brought before it, which in any way affect the Association.
- 7.1.5 Cause minutes to be made of all proceedings at meetings of the committee and General Meetings of members.
- 7.1.6 Make, amend and rescind rulings and By-laws.
- 7.1.7 Have the power to form and appoint any sub committee/s as required for specific purposes.
- 7.1.8 May at their discretion employ a person or persons to carry out certain duties required by the Association at salaries or remunerations for such period of time, as may be deemed necessary.

- 7.1.9 Should a vacancy occur on the Management Committee during the season, the Management Committee may appoint a successor until the next Annual General Meeting.
- 7.1.10 Appoint an officer/s or agent of the Management Committee to have custody of the Associations records, documents and Securities
- 7.1.11 Powers of Management Committee. The Secretary shall on behalf of the Association keep and maintain the register of members in accordance with Section 27 of the act.

8. AUDITOR

- 8.1 The Annual General Meeting shall elect or appoint an Auditor or Auditors.
- 8.2 The auditor/s shall examine and audit all books and accounts of the Association annually, and have the power to call for all books, papers, accounts, receipts etc., of the association and report thereon to the Annual General Meeting.

9. GENERAL MEETINGS

- 9.1 Annual general Meeting:
- 9.1.1 The Annual general Meeting of the Association must be held prior to the 31st July each year.
- 9.1.2 The Secretary shall give at least fourteen (14) days notice of the date of the Annual general Meeting to members.
- 9.1.3 All financial members may attend the Annual General Meeting.
- 9.1.4 The Quorum at the Annual General Meeting shall be a minimum of 15 members. If at the end of 30 minutes after the time appointed in the notice for the opening of the meeting there were no quorum those members present shall be competent to discharge the business of the meeting.
- 9.1.5 The agenda for an annual General Meeting shall be:
- Opening of Meeting;
 - Apologies;
 - Confirmation of Minutes of previous Annual General Meeting;
 - Presentation of Annual Report;
 - Presentation of Treasurer's statement;
 - Election of new executive and appointment of Auditor;
 - Vote of thanks to outgoing Executive;
 - Determination of Annual Membership Fee;
 - Notice/s of Motion
 - Urgent general business;
 - Closure.
- 9.2 General Meetings
- 9.2.1 General meetings may be called by the Management Committee or at the request of the President and Secretary or on the written request of six (6) members of the association.
- 9.2.2 The Secretary shall give at least seven (7) days notice, in writing, of the date of the General Meeting to the Members. Notice of General Meetings shall set out clearly the business for which the meeting has been called. No other business shall be dealt with at the General Meeting.

9.2.3 The quorum at the General Meeting shall be minimum of fifteen (15) members.

10. VOTING

10.1 Voting powers at the Annual General Meeting and General Meetings:

10.1.1 The President shall be entitled to a deliberate vote and in the event of a tied vote, the president shall exercise a casting vote.

10.1.2 Each individual financial member present shall have one (1) vote.

10.2 Voting powers at Management Committee Meetings:

10.2.1 The President shall be entitled to a deliberate vote, and in the event of a tied vote, the President shall exercise a casting vote.

10.2.2 Each individual committee member present shall have one (1) vote.

11. FINANCE

11.1 All funds of the Association shall be deposited into the Association's accounts at such bank or recognized financial institution as the Management Committee may determine.

11.2 All accounts due by the Association shall be paid by Cheque after having been passed for payment at the Management Committee Meeting and when immediate payment is necessary, account/s shall be paid and the action endorsed at the next Management Committee Meeting.

11.3 The Secretary shall not spend more than a set amount Petty Cash without the consent of the Management Committee and shall keep a record of such expenditure in a Petty Cash Book.

11.4 A statement showing the financial position of the Association shall be tabled at each Management Committee meeting by the Treasurer.

11.5 A statement of Income and Expenditure, Assets and Liabilities shall be submitted to the Annual General Meeting. The Auditor's report shall be attached to such financial report.

11.6 The financial year of the Association shall commence on the 1 June each year. The accounts, books and all financial records of the Association shall be audited each year.

11.7 The signatories to the Association's account/s will be any two (2) of the following three (3):

- President
- Secretary
- Treasurer

12 COMMON SEAL

(A Rubber Stamp on Which is Engraved the Association's Name)

The common seal of the association shall be kept in the care of the Secretary. The seal shall not be used or affixed to any deed or other document except pursuant to a resolution of the Management Committee and in the presence of at least the President and two (2) members of the committee, both of who shall subscribe their names as witnesses.

13. ALTERATIONS TO THE CONSTITUTIONS AND BY-LAWS

- 13.1 No alterations, repeal or addition shall be made to the Constitution except at the annual general Meeting, or general Meeting called for that purpose and notice of all motions to alter, repeal or add to the Constitution shall be given to members fourteen (14) days prior to the annual general Meeting, or seven (7) days prior to a General Meeting called for that purpose.
- 13.2 The Secretary shall forward such notices of motion to each Management Committee member at least fourteen (14) days prior to a General Meeting called for that purpose.
- 13.3 Alterations to the By-laws can only be made at Management committee Meetings provided notice of the proposed alteration/s has been duly notified to Committee Members.
- 13.4 Such Motions or any part thereof shall be of no effect unless passed by a seventy five per cent (75%) majority (Special Resolution) of those present and entitled to vote at the annual General Meeting, General Meeting or Management Committee Meeting, as the case may be.
- 13.5 Within one month of the passing of a Special Resolution, the Secretary shall notify the Ministry of Fair Trading of the amendment to the Constitution.

14. DISSOLUTION

If, on the winding up of the Association, any property of the Association remains after satisfaction of the debts and liabilities of the Association and the costs, charges and expenses of that winding up, that property shall be distributed:

- (a) To another incorporated association having objects similar to those of the Association, or
- (b) For charitable purposes, which incorporated association or purposes, as the case requires, shall be determined by Resolution of the Members when authorizing 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 Association.