

Constitution of the
Northern Tasmanian Netball
Association Inc.



1 Name

The Association shall be known as the Northern Tasmanian Netball Association Incorporated (herein after referred to as the NTNA).

2 Interpretation

2.1 In these rules, unless the contrary intention appears:

2.1.1 “the Act” refers to the Associations Incorporation Act 1964

2.1.2 “Annual General Meeting” means the Annual General Meeting held in accordance with Rule 11.

2.1.3 “Auditor” means the person appointed to the position of Auditor of the NTNA in accordance with Rule 9.

2.1.4 “bank” has the same meaning as is given to “authorised deposit taking institution” for the purposes of the Banking Act 1959 of the Commonwealth and is to mean a body corporate that is an authorised deposit taking institution.

2.1.5 “Board” means Board of Management of the NTNA as set out in Rule 22.

2.1.6 “Board meeting” means a meeting of the members of the Board convened in accordance with Rule 26.

2.1.7 “Chairperson” means the person elected to the position of Chairperson pursuant to Rule 22.1.

2.1.8 “Convenor” refers to persons appointed to the position set out in Rule 28.3.

2.1.9 “Club” means a club that is accepted to the NTNA pursuant to Rule 5.1.

2.1.10 “Club Official” means an elected or appointed official of a Club.

2.1.11 “Delegate” means any person entitled to vote pursuant to Rule 18.1.1.

2.1.12 “Finance Officer” means the person elected to the position of Director of Finance pursuant to Rule 22.1.

2.1.13 “Office of the NTNA” means the Office of the NTNA as set out in Rule 3.

2.1.14 “ordinary committee person” means a member of the Committee to whom Rule 28.2 relates.

2.1.15 “member” is a collective term to refer to all Players, Club Officials, and Non- Club Officials.

2.1.16 “Non-Club Official” means any person who is not an official of a Club but who holds any office within the NTNA.

2.1.17 “objects and purposes” means the objects and purposes of the NTNA are as defined in Rule 4.

2.1.18 “Operations Manager” means any person employed by the NTNA to the position of Operations Manager and to

- oversee the day to day operations of the NTNA.
- 2.1.19 “NTNA employee” means any person employed by the NTNA to a position designated by the NTNA Board.
- 2.1.20 “Player” means an individual person who is a member who is registered for participation in NTNA events and/or competitions.
- 2.1.21 “special resolution” has the same meaning as defined in the Act.
- 2.1.22 “special general meeting” means a meeting of the NTNA as convened under Rule 12.
- 2.1.23 “Sub-Committee” means all committees convened under Rule 27. “Review Committee” means those persons holding any office described in Rule 23.
- 2.1.24 “Subscription Fee” means the fee as determined by the Board pursuant to Rule 29.
- 2.1.25 “Vice Chairperson” means the person elected to the position of Vice Chairperson pursuant to Rule 22.1.
- 2.2 In these rules, expressions referring to writing shall, unless the contrary intention appears, be construed as including all forms of printing, lithography, photography, digitally produced documentation and other modes of representing, conveying or reproducing words in a visible form.
- 2.3 Words or expressions contained in this Constitution 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 NTNA.

3 NTNA Office

The Office of the NTNA shall be at the Tasmanian Netball Centre, Hoblers Bridge Road, Launceston, or such other place as the Board may from time to time determine.

4 Objects and Purposes of the NTNA

- 4.1 The objects and purposes of the NTNA are:
- 4.1.1 To encourage, foster, promote, develop, extend, govern and control the sport of netball throughout Northern Tasmania.
- 4.1.2 To co-ordinate, encourage, assist and support the legitimacy of the constituent bodies and their co-operation with each other.
- 4.1.3 To control the financial viability of the sport in Northern Tasmania including the arrangement of sponsorship where appropriate.

- 4.2 In addition to the basic objects and purposes of the NTNA as detailed in Rule 4.1 the powers of the NTNA shall be deemed to include all actions deemed reasonably necessary to give effect to the objects and purposes of the NTNA, which shall include but not be limited to the following:
- 4.2.1 Taking on lease or exchange and the hiring or otherwise acquiring of any real or personal property that may be deemed necessary or convenient for any purpose of the NTNA.
 - 4.2.2 The buying, selling and supplying of, and dealing in, goods of all kinds.
 - 4.2.3 The construction, maintenance and alteration of buildings or performance of works necessary or convenient to NTNA owned, controlled or operated facilities or infrastructure.
 - 4.2.4 The accepting of any gift, whether subject to a special trust or not.
 - 4.2.5 The taking of such steps from time to time as the Board may deem expedient for the purpose of procuring contributions to the funds of the NTNA whether by way of donations, subscriptions or otherwise.
 - 4.2.6 The printing and publishing of such newspapers, periodicals, books, leaflets or other document as the committee or the Delegates of the NTNA at a General Meeting may think desirable for the promotion of the objects and purposes of the NTNA.
 - 4.2.7 The borrowing and raising of money in such a manner and on such terms as the Board may think fit or as may be approved or directed by resolution passed at a Special General Meeting.
 - 4.2.8 Subject to the provisions of the Trustee Act 1898 the investment of any monies of the NTNA not immediately required for any of its objects or purposes in such a manner as the Board may from time to time determine.
 - 4.2.9 The purchase or acquisition and undertaking of all or any part of the property, assets, liabilities and engagements of any association with which the NTNA may at any time become amalgamated in accordance with the provisions of the Act and the rules of the NTNA.
 - 4.2.10 The doing of all such other lawful things as are incidental or conducive to the attainment of the basic objects and purposes of the NTNA.

5 Membership of the NTNA

- 5.1 A club, which participates or intends to participate in the sport of Netball, and which is nominated and approved for membership, as provided in these rules, is eligible to be a member of the NTNA on payment of the annual Subscription Fee prescribed in or fixed under these Rules. (Rule 29)
- 5.2 A club which is not a member of the NTNA at the time of incorporation of the NTNA shall not be admitted to membership:-
- 5.2.1 Unless it is nominated as provided in Rule 35, and
- 5.2.2 Its admission as a member is approved by a majority of members at an Annual General Meeting.
- 5.3 Upon a nomination being approved by the majority of Delegates at the Annual General Meeting pursuant to Rule 11.5.5, the Public Officer shall with as little delay as possible, notify the President of the nominee Club in writing that it has been approved for membership of the NTNA and upon receipt of the sum payable by or on behalf of the nominee as its first year's Subscription Fee shall enter the nominee's name in a register or members to be kept by the Public Officer whereupon the nominee becomes a participant Club of the NTNA.
- 5.4 All Club office bearers must be registered with the NTNA and those registered will, for the interpretation of these rules, be regarded as the Club's authorised personnel and as such, be responsible for ensuring all financial and other obligations are met and shall have the power to nominate their Club representative at all nominating and to nominate candidates, new members and sign petitions.
- 5.5 Any Club affiliated during the year immediately prior to the Annual General Meeting is entitled to retain:
- 5.5.1 Its name
- 5.5.2 Its uniform
- 5.6 Clubs may at any time withdraw from the NTNA by delivering or sending by post to the Public Officer a written notice of withdrawal duly signed by the President and Secretary of that Club.
- 5.7 Upon receipt of a notice under Rule 5.6, the Public Officer shall remove the name of the Club by whom the notice was given from the register of Clubs, whereupon that Club ceases to be a member of the NTNA.
- 5.8 A right, privilege or obligation of a person by virtue of a Club's membership of the NTNA:
- 5.8.1 Is not capable of being transferred or transmitted to

- another person or Club, and;
- 5.8.2 Terminates upon cessation of that Club's membership of the NTNA regardless of the reason for cessation.
- 5.9 An existing Club unable to field a minimum of one team by the day set down for the Annual General Meeting shall be entitled on payment of the Subscription Fee, to retain membership rights until the next Annual General Meeting. If, at that subsequent meeting, the Club is unable to field a minimum of one team, it shall be deemed ineligible for membership of the NTNA and shall forfeit all rights granted under the rules.
- 5.10 In the event of the NTNA being wound up very Club who within the period of twelve months immediately preceding the commencement of the winding up was at anytime a member of the NTNA is liable to contribute to the assets of the NTNA for the payment of the debts or liabilities of the NTNA and for the costs, charges and debts or liabilities of the winding up and for the adjustments of the rights of the contributories among themselves such sum, not exceeding One Dollar (\$1.00) as may be required but a Club that is no longer affiliated with the NTNA is not liable to contribute in respect of any debt or liability of the NTNA contracted after that Club ceases to be a member.

6 Income and Property of the NTNA

- 6.1 The income and property of the NTNA however derived, shall be applied solely towards the promotion of the objects and purposes of the NTNA and no portion thereof shall be paid or transferred, directly or indirectly, by dividend or otherwise to any member of the NTNA.
- 6.2 The NTNA shall ensure:
 - 6.2.1 a person who is a member of the Board shall not be appointed to any office of the NTNA to the holder of which there is payable any remuneration by way of salary (i.e., Operations Manager, Administration Officer), or;
 - 6.2.2 pay to any Board Member any remuneration or other benefit in money or money's worth for their services as Board Members, other than the repayment of out-of-pocket expenses (itemized tax invoices must be provided), incurred while performing authorised Board duties at the request of the Board;
 - 6.2.3 that payment can be made to a Board Member who requests payment, as per the Schedule of

- Fees for performing umpiring duties;
- 6.2.4 that if a Board Member nominates to perform any additional roles as approved annually at the AGM and detailed in the Schedule of Fees, including but not limited to Coach or Match Official, they may do so and receive payment, on the understanding that if any other nominations (Non Board Members) are received to perform such additional roles then they will be given priority.

6.3 Nothing in the foregoing provisions of this Rule prevents the payment in good faith to a servant or member of the NTNA of:

- 6.3.1 Remuneration in return for services rendered to the NTNA by the servant or member or for good supplied to the NTNA by the servant or member in the ordinary course of business.
- 6.3.2 Interest at the rate exceeding seven and one quarter percent on monies lent to the NTNA by the servant or member, or;
- 6.3.3 A reasonable and proper sum by way of rent for premises lent to the NTNA by the servant or member.

7 Accounts of Receipts, Expenditure, etc.

- 7.1 True accounts shall be kept of:
- 7.1.1 All money received and expended by the NTNA and the matter in respect of which the receipt or expenditure takes place and;
- 7.1.2 The property assets and liabilities of the NTNA.

And subject to any reasonable restrictions as to time and manner of inspecting them that may be imposed by the NTNA those accounts shall be open for inspection by the Delegates.

- 7.2 The Finance Officer of the NTNA shall faithfully keep all general records, accounting books and records of receipts and expenditure connected with the operations and business of the NTNA in such form and manner as the Board may direct.
- 7.3 The account, books and records shall be kept at the NTNA's office or at such place as the Board may decide.

8 Banking and Finance

- 8.1 On behalf of the NTNA, the Finance Officer is to receive all

- monies paid to the NTNA and immediately after receiving the money issue an official receipt in respect of that money.
- 8.2 The Board shall cause to be opened with such bank as the Board selects, a banking account in the name of NTNA into which all monies received shall be paid by the Finance Officer or delegate as soon as possible after receipt.
- 8.3 The Board may receive from the NTNA's bank a cheque drawn by the NTNA on any of the NTNA's accounts with the bank and may release and indemnify the bank from and against any claim, action, suits or demands arising directly or indirectly out of the drawing of that cheque.
- 8.4 Except with the authority of the Board, no payment of a sum exceeding Fifty Dollars (\$50.00) shall be made from the funds of the NTNA otherwise than by cheque or electronic funds transfer drawn on the NTNA's bank account, however the Board may provide the Finance Officer with a sum to meet urgent expenditure, subject to the observance of such conditions in relation to the use and expenditure thereof as the Board may impose.
- 8.5 No cheques of Electronic Funds Transfers shall be drawn on the NTNA's bank account except for payment of expenditure that has been authorised by the Board.
- 8.6 All cheques, Electronic Funds Transfers, drafts, bills of exchange, promissory notes or other negotiable instruments shall be signed by any two of the following:
- 8.6.1 Chairperson
 - 8.6.2 Vice Chairperson
 - 8.6.3 Finance Officer
 - 8.6.4 Operations Manager

9 Auditor

- 9.1 The Board shall appoint an Auditor of the Association.
- 9.2 The Auditor/s so appointed shall hold office for a maximum of 5 years, at which point the Board will seek the services of an alternate auditor. The existing Auditor/s will not be precluded from applying for a renewal.
- 9.3 If the Auditor/s is for any reason, at the Board's determination, unable to perform their duties as Auditor/s of the NTNA at any stage during the course of the financial year of the NTNA, the Board may remove the Auditor/s with immediate effect and appoint a replacement Auditor/s.

10 Audit of Accounts

- 10.1 Once at least, in each financial year of the NTNA, the accounts of the NTNA shall be examined by the Auditor.
- 10.2 The Auditor shall certify as to the correctness of the accounts of the NTNA and shall report thereon to the Delegates present at the Annual General Meeting.
- 10.3 In this report and in certifying the accounts, the Auditor shall state:
 - 10.3.1 Whether he/she has obtained the information required by him.
 - 10.3.2 Whether in his/her opinion, the accounts are properly drawn up so to exhibit a true and correct view of the financial position of the NTNA according to the information at his/her disposal and the explanations given to him/her as shown by the books of the NTNA.
 - 10.3.3 Whether the rules relating to the administration of the funds of the NTNA have been observed.
- 10.4 The Public Officer of the NTNA shall cause to be delivered to the Auditor a list of all accounts, books and records of the NTNA.
- 10.5 The Auditor:
 - 10.5.1 Has a right of access to the accounts, books, records, vouchers and documents of the NTNA.
 - 10.5.2 May require from the servants of the NTNA such information and explanations as may be necessary for the performance of his/her duties as Auditor.
 - 10.5.3 May employ persons to assist him/her in investigating the accounts of the NTNA and
 - 10.5.4 May, in relation to the accounts of the NTNA examine any members of the Board or servant of the NTNA.

11 Annual General Meeting

- 11.1 The NTNA shall, in each year hold an Annual General Meeting.
- 11.2 The Annual General Meeting of the NTNA shall be held on such day, being not later than three (3) months after the close of the financial year of the NTNA as the Board may determine.
- 11.3 The Annual General Meeting shall be in addition to any other Board meetings that maybe held in the same year.
- 11.4 The Annual General Meeting shall be specified as such in the notice convening it.
- 11.5 The ordinary business of the Annual General Meeting shall be:
 - 11.5.1 To confirm the minutes of the last preceding Annual General Meeting and of any Special General Meeting held since that meeting.
 - 11.5.2 To receive from the Board, auditor and servants of the NTNA reports upon the transactions of the NTNA

- 11.5.3 To elect the Board members.
- 11.5.4 To appoint the Auditor.
- 11.5.5 To elect any person or persons as Life Members of the NTNA, with such Life Members so elected entitled to attend all Annual General Meetings and Special General Meetings and to address those meetings as set out in this Rule. Any such Life Member of the NTNA shall not be entitled to vote or petition the Board in their capacity as a Life Member.
- 11.5.6 Set fees and levies for the following season as may be necessary.
- 11.5.7 To admit new Clubs.
- 11.5.8 To elect review Committee.
- 11.6 The Annual General Meeting may transact special business of which notice is given in accordance with these Rules.
- 11.7 All meetings, other than the Annual General Meeting and Special General Meetings shall be called Board Meetings.

12 Special General Meeting

- 12.1 The Board may whenever it thinks fit, convene a Special General Meeting of the NTNA.
- 12.2 The Board shall, on the requisition in writing of not less than ten (10) delegates, convene a Special General Meeting of the NTNA.
- 12.3 A requisition for a Special General Meeting is to state the objects of the meeting and is to be signed by the requisitionists and is to be served upon of the Office of the NTNA and may consist of several counterpart documents, each signed by one or more of the requisitionists.
- 12.4 If the Board does not call a Special General Meeting to be held within twenty-one (21) days from the date on which a requisition is served upon the office of the NTNA any one or more of the requisitionists may convene the meeting within three (3) calendar months from the date of service of such notice.
- 12.5 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 a Special General Meeting would be convened by the Board, and all reasonable expenses incurred in convening the meeting shall be refunded by the NTNA to the persons incurring them.

13 Notice of Meetings

- 13.1 The Public Officer of the NTNA shall, at least twenty-eight (28) days before the date fixed for holding the Annual General Meeting of the NTNA by written notification, sent by post or electronic mail to all member clubs, convening the meeting and calling for all nominations (as per Rule 24) and special business (as per Rule 14.1) to be lodged with the Public Officer at least twenty-one (21) days before the date of the Annual General Meeting.
- 13.2 The Public Officer of the NTNA shall, at least fourteen (14) days before the date fixed for holding an Annual General Meeting or Special General Meeting of the NTNA by written notification, sent by post, electronic mail or handed to any Delegate eligible to vote at such Annual or Special General Meetings specifying the place, day and time for of holding the meeting and the nature of the business to be transacted there at.
- 13.3 No less than fourteen (14) days prior to the Annual General Meeting, fully detailed nomination sheets for NTNA Board positions shall be circulated to all members.
- 13.4 All Board members are to be given at least forty eight (48) hours' notice of Board meetings (as per Rule 26.2).
- 13.5 All Sub-Committee members are to be given at least seven (7) days' notice of meetings.

14 Business and Quorum at Special and Annual General Meetings

- 14.1 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.
- 14.2 No item of business shall be transacted at a Special General and Annual General Meeting unless a quorum of Delegates entitled under these rules to vote is present during the time when the meeting is considering that item.
- 14.3 Twelve (12) delegates personally present constitute a quorum for the transaction of the business of Special General and Annual General Meetings.
- 14.4 If a quorum is not present within one hour after the appointed time for the commencement of a Special General Meeting or Annual General Meeting, the meeting shall be dissolved.

15 Chairperson to Preside at Meetings

- 15.1 The Chairperson or in the Chairperson's absence, the Vice-Chairperson shall preside as Chairperson every Board Meeting or Special General Meeting of the NTNA.
- 15.2 If the Chairperson and Vice Chairperson are absent from a meeting, the Board members present shall elect one of their number to preside as Chairperson thereat.

16 Adjournment of Meetings

- 16.1 The Chairperson of a 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 adjournment meeting other than the business left unfinished in that meeting at which the adjournment took place.
- 16.2 Where a meeting is adjourned for fourteen (14) days or more, notice of the adjourned meeting shall be given in the same manner and form as was required of the original meeting.
- 16.3 If a meeting is adjourned for less than fourteen (14) days, it is not necessary to give notice of an adjournment or of the business to be transacted at an adjourned meeting.

17 Determination of Questions at Special General or Annual General Meetings

- 17.1 A question arising at a Special General Meeting or Annual General Meeting of the NTNA shall be determined on a show of hands.
- 17.2 A declaration by the chairperson that a resolution has, on a show of hands, been lost or carried, or carried unanimously or carried by a particular majority, together with an entry to that effect in the minute book of the Association, is evidence of that fact unless a poll is demanded on or before that declaration.

18 Votes

- 18.1 Upon any question arising at a Special General Meeting or Annual General Meeting of the NTNA entitlement to vote is as follows:
 - 18.1.1 At Special General Meetings and Annual General Meetings each club (as per Rule 29.2) ~~registered and financial club~~ is entitled to be represented by two (2) delegates, with each delegate entitled to one vote. Unless alternative delegates are notified in writing to the Board by the President of the delegate's Club prior to the commencement of the meeting in question, these votes

are to be cast by the President and the Secretary of each Club.

18.1.2 Persons constituting the Board, as set out in Rule 22 are entitled to one vote each.

18.1.3 Players, Club Officials and Life Members are not entitled to vote unless entitled to do so in accordance with Rule 18.1(a) or 18.1.2

18.2 All votes shall be given personally.

18.3 In the case of an equality of voting on a question, the Chairperson of the meeting is entitled to exercise a second or casting vote.

18.4 A Board member who is also a member of a Club shall not be entitled to vote as a representative of that Club.

19 Taking a Poll

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

20 When Poll is Taken

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

21 Affairs of the NTNA to be Managed by the Board

21.1 The affairs of the NTNA shall be managed by a Board of Management constituted as provided in Rule 22.

21.2 The Board:

21.2.1 Is to control and manage the business and affairs of the NTNA, and,

21.2.2 May exercise all such powers and functions as may be exercised by the NTNA other than those powers and functions that are required by these Rules to be exercised by Delegates of the NTNA at an Annual General Meeting or Special General Meeting.

21.2.3 Subject to the Act and these Rules, has power to perform all such acts and thing as appear to the Board to be essential for the proper management of the business and affairs of the NTNA.

22 Constitution of the Board

22.1 The Board shall consist of:

22.1.1 One Chairperson

- 22.1.2 Two Vice Chairpersons
- 22.1.3 One Director of Finance
- 22.1.4 One Director of Governance
- 22.1.5 One Director of Publicity and Marketing
- 22.1.6 One Secretary to the Board pursuant to Rule 22.5.

And save for as provided by Rule 22.5, all of these positions are to be elected at the Annual General Meeting of the NTNA.

- 22.2 Board members will hold their position for a two (2) year period with the Chairperson, one Vice Chairperson and the Director of Publicity and Marketing being elected one year and one Vice Chairperson, the Director of Finance and the Director of Governance being elected the following year.
- 22.3 It is the responsibility of the elected Board to appoint a Registrar, Public Officer, Auditor and Patron.
- 22.4 If the holder of any position described in Rule 22.1 is for any reason at the Board's determination unable to perform their duties at any stage during the course of the financial year of the NTNA, the remaining members of the Board may appoint one of its members to the vacant office, and the Board member so appointed may continue in office up to and including the conclusion of the next Annual General Meeting.
- 22.5 The Secretary to the Board is to be appointed by resolution of the Board and is exempt from elections pursuant to Rule 24 and is to have no voting rights at any Board Meeting. The Secretary to the Board is to take minutes of Board Meeting.

23 Review Committee

- 23.1 The Review Committee members will act as independent members of NTNA.
- 23.2 All members of the Review Committee will not hold positions on any other NTNA Committee or the NTNA Board of Management.
- 23.3 All members of the Review Committee shall be elected at the Annual General Meeting of the NTNA in each year and, subject to these rules, hold office until the next Annual General Meeting at which they will be eligible to re-election.
- 23.4 The Review Committee will comprise of a minimum of three (3) Committee members.
- 23.5 The Review Committee is required to provide unbiased and impartial determinations on penalty and policy recommendations submitted.
- 23.6 The Review Committee is to provide clear and concise interpretations of current policy and rules of the NTNA.

- 23.7 The Review Committee will meet a minimum of 6 times per calendar year.
- 23.8 Items of Business will include but are not limited to:
- 23.8.1 Review of NTNA Constitution or By-Laws as requested by the NTNA Board.
 - 23.8.2 Propose changes to the NTNA Constitution or By-Laws for consideration by the Board as required.
 - 23.8.3 Conduct an Annual review of all NTNA policies, procedures and position descriptions.
 - 23.8.4 Review of NTNA Policy and Rules changes as submitted on NTNA Form 8.
 - 23.8.5 Review NTNA Penalty appeals from Clubs as submitted on NTNA Form 10.
 - 23.8.6 Conduct performance reviews of NTNA staff and volunteers as directed by the NTNA Board.
 - 23.8.7 Ensure NTNA policies reflect any changes implemented by Netball Australia.
- 23.9 Review Committee meetings will be minuted and minutes will be submitted to the NTNA Board.

24 Election of the Board and Review Committee

- 24.1 Applications by candidates for election to the NTNA Board or Review Committee shall:
- 24.1.1 Be made in writing and be signed by two Club Officials or Players and be accompanied by the written consent of the candidate, which may be endorsed on the form of application, and
 - 24.1.1 Be delivered to the Public Officer of the NTNA at least twenty one (21) days before the date fixed for holding the Annual General Meeting.
- 24.2 If the number of applications received to fill any vacancy or vacancies on the Board is equal to or less than the number of positions available on the Board the candidate and/or candidates nominated shall be deemed to be elected to that position.
- 24.3 If the number of applications received to fill any vacancy or vacancies on the Board or Review Committee is less than the number of positions available on the Board or Review Committee the Board shall appoint a person of its determination to the position.
- 24.4 If the number of applications exceeds the number of vacancies to be filled, a ballot shall be held.
- 24.5 The ballot for the election of Board shall be conducted at the Annual General Meeting in such and proper manner as the Board may direct. Board members will hold their position for a

two year period with the Chairperson and one Vice Chairperson being elected one year and one Vice Chairperson and Finance Officer elected the following year.

25 Vacation of Office

For the purpose of these rules, the office of an officer of the NTNA or of a Board member becomes vacant if at the reasonable determination of no less than seventy five percent of the other Board members, the Board member or officer in question:

- 25.1 Dies
- 25.2 resigns office by writing under his/her hand addressed to the Board
- 25.3 fails, without leave granted by the Board, to attend three consecutive meetings of the Board
- 25.4 ceases to be a member of the NTNA
- 25.5 fails to pay all arrears of subscription due by him/her within fourteen days after receiving a notice in writing signed by the Public Officer stating that he/she has ceased to be a financial member of the NTNA.
- 25.6 becomes bankrupt or applies to take advantage of any law relating to bankrupt or insolvent debtors or compounds with creditors, or make any assignment of his/her benefit, or,
- 25.7 becomes of unsound mind
- 25.8 ceases to be a resident of the state.

26 Board of Management Meetings

- 26.1 The Board may make recommendations to implement the policy decisions of the NTNA.
- 26.2 The Board shall should at least 11 meetings per calendar year and at such other times as the Board may determine. Such Board meetings shall be held one during each month, excluding either December or January.
- 26.3 Special Meetings of the Board may be convened by the Chairperson or any two of its members.
- 26.4 Notices shall be given to members of the Board 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.

- 26.5 A quorum of the Board shall be half its members plus one.
- 26.6 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, unless a quorum can be obtained the meeting shall stand adjourned to the same place and at the same hour of the day in the following week unless the meeting was a Special Meeting in which case it lapses.
- 26.7 At meetings of the Board
- 26.7.1 the Chairperson or in his/her absence, the Vice Chairperson shall preside or;
- 26.7.2 if the Chairperson or Vice Chairperson are not in attendance, such one of the remaining members of the Board as may be chosen by the members present shall preside.
- 26.8 Questions arising at meetings of the Board or of any sub-committee appointed by the Board shall be determined on a show of hands, or if demanded by a member of the Board, by a poll taken in such manner as the person presiding at the meeting may determine.
- 26.9 Save where otherwise provided each member of the Board present at a meeting of the Board, excluding 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 casting vote.
- 26.10 Written notice of each Board meeting shall be served on each member of the Board by delivering it to that member at a reasonable time before the meeting or by sending it by post in a prepaid letter addressed to that member to the usual or last known place of abode in time to reach said member in due course of post date of meeting.

27 Disclosure of Interest in Contracts etc.

- 27.1 A member of the Board who is interested in any contract or arrangement made or proposed to be made with the NTNA shall disclose his/her interest at the first meeting of the Board 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 Board after the acquisition of his/her interest.
- 27.2 If a member of the Board becomes interested in a contract or arrangement after it is made or entered into his/her interest

must be disclosed at the first meeting of the Board after the member becomes so interested.

- 27.3 No member of the Board shall vote as a member of the Board in respect of any contract or arrangement in which they are interested and if they do so vote, that vote shall not be counted.

28 Sub-Committees, Volunteers and Executive Board

- 28.1 The Board may at any time appoint a sub-committee or volunteer/s as it may think fit and shall prescribe the powers and functions thereof.
- 28.2 The Board may co-opt as members of a sub-committee or volunteer such persons as it thinks fit, whether or not those persons are members of the NTNA but that person is not entitled to vote.
- 28.3 The convenor of a sub-committee shall be appointed by the Board and is responsible for calling meetings of that sub-committee.
- 28.4 Written notice of each sub-committee meeting shall be served on each member of the sub-committee seven (7) days before the meeting.
- 28.5 Half of the appointed members of a sub-committee plus one additional appointed member of that sub-committee constitute a quorum at a meeting of the sub-committee.
- 28.6 Minutes of sub-committee meetings will be taken and submitted to the Operations Manager.
- 28.7 No person may at any given time be a member of more than two sub-committees.
- 28.8 No sub-committee may at any given time be comprised of any three persons, who are Players or Club Officials of the same club.
- 28.9 The Board of the NTNA constitutes an executive Board, which may issue instructions to the Public Officer and the members of the NTNA in matters of urgency, commented with the management of the affairs of the NTNA during the intervals between meetings of the Board and where any such instructions are issued shall report thereon to the next Board meeting.

29 Annual Club Subscriptions

- 29.1 The amount of the Subscription Fee for Clubs may be altered

from time to time by members of the Board by special resolution.

- 29.2 The Subscription Fee for a Club is due at least 7 days prior to the day of the Annual General Meeting in each financial year of the NTNA. Failure to pay the Subscription Fee will render the Delegates of that Club ineligible to cast a vote at any meeting of the NTNA and ineligible to participate in any competition administered by the NTNA until such time as payment of same is made.

30 Notices

A notice may be served by or on behalf of the NTNA upon a player either personally or by sending it through the post in a prepaid letter addressed at the Player's usual last known place of abode or via electronic mail to the player's email address as advised on the Player's most recent NTNA registration papers.

31 Financial Year

The financial year of the NTNA is the period beginning on the first (1st) day of October in each year and ending on the thirtieth (30th) day of September next following.

32 Expulsion of an Individual Player or Club Official

- 32.1 Subject to this rule, the Board may expel a Player from the NTNA if in the opinion of the Board the Player has been guilty of conduct detrimental to the interest of the NTNA.
- 32.2 The expulsion of a Player pursuant to Rule 32.1 does not take effect until the later of:
- 32.2.1 the expiration of fourteen (14) days after the service on the Player or a notice under Rule 32.3; or
 - 32.2.2 the conclusion of the Special General Meeting convened to hear any appeal under Rule 31.4.
- 32.3 Where the Board expels a Player from the NTNA the Public Officer of the NTNA shall, without undue delay, cause to be served on Player a notice in writing.
- 32.3.1 stating that the Board has expelled the player,
 - 32.3.2 specifying the grounds for expulsion, and,
 - 32.3.3 informing the Player that if that person so desired they have the right to, within fourteen (14) days after the service of the notice upon them, appeal against the

expulsion as provided in this rule.

- 32.4 A Player upon whom a notice under Rules 32.3, is served may appeal against expulsion to a Special General Meeting by delivering or sending by post to the Public Officer of the NTNA within fourteen (14) after the service of the notice, a requisition in writing demanding the convening of such a meeting for the purpose of hearing his or her appeal.
- 32.5 Upon receipt of a requisition under Rule 32.3, the Public Officer shall immediately notify the Board of its receipt and the Board shall thereupon call a Special General Meeting to be held within twenty one (21) days after the date on which the requisition is received by the Public Officer.
- 32.6 At a Special General Meeting convened from the purpose of this rule:
- 32.6.1 no business other than the question of expulsion shall be transacted.
 - 32.6.2 The Board may place before the meeting details of the grounds for expulsion.
 - 32.6.3 The expelled Player shall be given an opportunity to be heard; and
 - 32.6.4 The Delegates present shall vote by secret ballot on the question whether the expulsion should be lifted or confirmed.
- 32.7 If, at the Special General Meeting, a majority of the Delegates present vote in favour of lifting the expulsion, the expulsion is immediately lifted and the Player retains their membership of the NTNA.
- 32.8 If at the Special General Meeting, a majority of the Delegates present vote in favour of the confirmation of the expulsion, the expulsion takes effect and the expelled Player ceases to be an individual member of the NTNA.
- 32.9 Rules 32.2 to 32.8 inclusive apply, with all necessary modifications, to the administration of discipline to Club Officials if in the opinion of the Board the Club Official has been guilty of conduct detrimental to the interest of the NTNA.

33 Disputes

Subject to this rule, a dispute between a member of the NTNA in his/her capacity as a member and the NTNA shall be determined by arbitration in accordance with the provisions of Arbitration Act 1986.

34 Policies

All NTNA Policies, Rules and Procedures, as provided by the NTNA from time to time, shall be binding on NTNA members.

35 Registration of a New Club

A nomination of a club for membership of the NTNA shall:

- 35.1 be lodged in writing on Form 5 – NTNA Club request for membership
- 35.2 be accompanied by:
 - a) the nominating club's Constitution,
 - b) The listing of the nominating club's proposed uniform colours and design,
 - c) the completed and signed Memorandum of Understanding between NTNA and nominating club, and;
- 35.3 be lodged with the Public Officer of the NTNA no later than twenty one (21) days prior to the Annual General Meeting for approval.

36 Uniform of the NTNA

- 36.1 the official uniform of the NTNA is a playing uniform as set down in the rules of netball.
- 36.2 No club shall be permitted to use:
 - 36.2.1 the State colour of myrtle green, rose and primrose or
 - 36.2.2 the NTNA colour of black and white
- 36.3 In the event of any two or more Clubs applying under Rule 34.1 for registration of uniforms that are at the determination of the Board substantially similar, the Club which has had their uniform and colours registered with the NTNA for the longest current continual period shall receive priority of registration.
- 36.4 No Club may change its uniform during the course of a season except with the permission of the Board.

37 Life Membership

- 37.1 No less than fourteen (14) days prior to the Annual General Meeting, a Club and/or the Board may nominate in writing to the Public Officer a person or persons for life membership. Each nomination must specify the grounds upon which the nominee

has satisfied the criteria for life membership as per Rule 37.2 and must detail the nominee's service and length of service to the NTNA. Upon receipt of this nomination the Board must determine that the nominee has served the NTNA for a period of no less than seven years. The Board may invite further submissions in determination of length or service by the nominee.

- 37.2 Upon it's being satisfied that the nominee fulfills the requirement of not less than seven (7) years of service to the NTNA, the Board is to ensure that at the AGM a vote is put to the Delegates as to the appointment of the nominee to the position of life member in accordance with Rule 11.5.5 and to be assessed on the following minimum criteria.
- (a) that the nominee has served the Netball community with distinction
 - (b) that the nominee has positively influenced the development of netball at NTNA level.

38 Misconduct

The Board shall have the power to enquire into any matter affecting netball as it thinks fit and may suspend, fine or otherwise deal with any group or person deemed guilty of conduct detrimental to netball.

39 Alteration to Rules

- 39.1 None of these Rules shall be amended, revoked or added to without the agreement of at least three quarters of the members present at either a Special General Meeting called for that purpose, or the Annual General Meeting as provided under Rule 11.6 thereof.
- 39.2 In the case of any questions arising, not provided for by the constitution of the NTNA or as to the interpretation thereof, the Board's decision shall be final.

40 By-Laws

- 40.1 Board to formulate By-Laws

The Board may (by itself or by delegation to a committee) formulate, approve, issue, adopt, interpret and amend such By-Laws for the proper advancement, management and administration of NTNA, the advancement of the Objects as it thinks necessary or desirable. Such By-Laws must be consistent with this Constitution.

40.2 By-Laws binding

All By-Laws made under this clause shall be binding on NTNA.

40.3 By-Laws deemed applicable

All rules, regulations and by-laws of Netball Australia and Netball Tasmania in force at the date of the approval of this Constitution under the Act insofar as such rules, regulations or by-laws are not inconsistent with, or have been replaced by this Constitution, shall be deemed to be By-Laws under this Rule.

40.4 Notices binding on members

Amendments, alterations, interpretations or other changes to By-Laws shall be advised to Member Clubs by means of notices approved by the Board and prepared and issued by the Operations Manager. Clubs shall be obliged to draw such notices to the attention of their respective Members. Notices are binding upon all Members.

41 Registered Players

All registered Players within the NTNA must be amateurs, as defined herein: An amateur is one who has never competed in the sport of netball for prize money, staked, bet or declared wager or who not knowingly and without protest competed with or against a professional for a prize of any description or for public exhibition within netball.

42 Public Officer

The Public Officer of the NTNA shall be such NTNA member or employee as the Board may appoint to that position.

43 The Seal of the NTNA

43.1 The seal of the NTNA shall be in the form of a rubber stamp, inscribed with the name of the NTNA encircling the word "Seal".

43.2 The seal of the NTNA shall not be affixed to any instrument except by the authority of the Board, and the affixing thereof shall be attested by the signatures either of two members of the Board or of one member of the Board and of the Public Officer of the NTNA or such person as the Board may appoint for the purpose and attestation is sufficient for all that the seal was affixed by authority of the Board.

43.3 The seal shall remain in the custody of the Public Officer.

44 Service of Notices

- 44.1 A notice given by one party to the other will be properly given if it is given either:
- a) by letter:
 - (i) to the receiving party personally; or
 - (ii) posted to or left at the most recently advised office of the receiving party;

Or

 - b) by electronic mail to the receiving party's most recently advised email address, provided that the party in question has provided the NTNA with their email address, or
 - c) by personal delivery to the receiving party personally
- 44.2 A notice to any club will be taken to have been given to that Club by being forwarded by ordinary post or by email to the most recently advised email address of the President or Secretary of that Club.
- 44.3 A posted notice will be taken to have been delivered when it would have been delivered in the ordinary course of post.
- 44.4 Notice by email or personal delivery will be taken to have been delivered immediately.

*In accordance with the Associations Incorporation act
1964 the amendment of the rules passed on 27th
November 2021 has been registered
Incorporation No. 01367C
Document No. 600314841*

*In accordance with the Associations Incorporation act
1964 the amendment of the rules passed on 1 September
2018 has been registered
Incorporation No. 01367C
Document No.
600290708*

*In accordance with the Associations Incorporation act
1964 the amendment of the rules passed on 14 November
2015 has been registered
Incorporation No. 01367C
Document No.
600255830*