

"A"

These are the rules marked "A" which are referred to in the annexed declaration of PAMELA MARIE BRUCE declared on the 26th day of April 1971 before me:-

212937
7/5/71

[Handwritten signature]

A Solicitor of the Supreme Court of New Zealand



R U L E S

- of -

MATAMATA AMATEUR SWIMMING CLUB (INCORPORATED)

The Club is a Society duly registered and incorporated under the "Incorporated Societies Act 1908".

NAME

1. THE name of the Club shall be "MATAMATA AMATEUR SWIMMING CLUB (INCORPORATED)".

OBJECTS

2. THE objects of the Club shall be -

(a) TO promote and encourage a knowledge of the art of swimming and of life-saving, adopting, as far as may be deemed advisable, the objects of the Royal Life-Saving Society and of the New Zealand Surf Life-Saving Association; to promote the game of water polo; and to promote a knowledge of and the practice of diving.

(b) TO promote swimming competitions, polo competitions and diving competitions and demonstrations of the same; to encourage the spread of the knowledge of life-saving, both in still water and in surf, and to engage as occasion may require, in any activities designed to further this object.

(c) TO purchase, take on lease or otherwise acquire and to own any buildings or other premises, property or equipment which may be required for the purposes of or conveniently used in connection with the discharge of any of the duties of the Club pursuant to these



objects, and to sell, lease, mortgage or otherwise dispose of the same.

(d) TO arrange for and conduct dances, picnics or other social gatherings.

(e) TO raise funds to promote all or any of the objects of the Club.

(f) TO do all such other acts as in the opinion of the Club shall further the objects of the Club.

INTERPRETATION

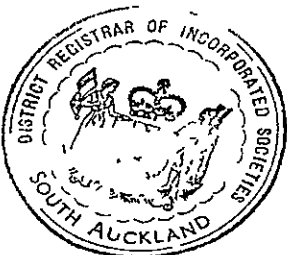
3. IN these Rules and in any Regulations made thereunder, unless repugnant to the context, the singular shall import the plural and the plural shall import the singular; and male import the female. Club shall mean the Matamata Amateur Swimming Club/ ^(Incorporated) Committee shall mean the committee set up under Rule 7 hereof. Centre shall mean the Waikato Centre of the New Zealand Amateur Swimming Association. Council shall mean the Council of the New Zealand Amateur Swimming Association.

MEMBERSHIP

4. MEMBERSHIP of the Club shall be restricted to amateurs as defined by the Swimming Laws of the New Zealand Amateur Swimming Association.

(a) MEMBERS shall be divided into:-

- (1) Senior members
- (11) Junior members. (A junior member is one who shall not have attained the age of 16 years on October 1 last past.) Junior members shall not have a vote in the administration of the Club.
- (111) Life members. Any person who has rendered eminent service to the Club may be elected a Life Member of the Club at



any General Meeting thereof PROVIDED that it shall be necessary that the proposal to elect such person as a Life Member of the Club be carried by a two-thirds majority of the members constituting such meeting.

In addition the Club may elect to associate or other membership such persons as it shall decide subject to such conditions as the Club shall by Regulation prescribe. Associate members shall have a vote in the administration of the Club but may not take part in any competition under the rules of the N.Z.A.S.A.

(b) ALL applications for membership shall be made in writing in such form as may from time to time be prescribed by the Committee and must be signed by the applicant, and must be accompanied by the subscription fee.

The Committee or a general meeting of members may refuse to elect any applicant without giving any reason therefor. The membership register of the Club shall be prima facie evidence of membership of the Club.

HEADQUARTERS

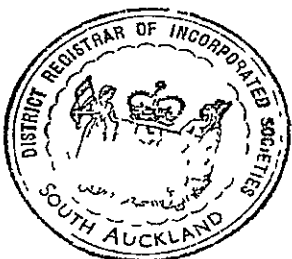
5. THE Headquarters of the Club shall be at Matamata Centennial Baths or at such other place as the Committee shall from time to time determine.

COLOURS

6. THE Colours of the Club shall be those adopted by the Committee.

MANAGEMENT

7. THE management of the affairs of the Club shall be vested in a Committee of members in accordance with the



Regulations of the Club. These, together with the Officers, shall be elected at the Annual General Meeting of the Club.

Any member of the Committee who shall fail to attend three consecutive meetings of the Committee without showing cause to the satisfaction of the Committee shall cease to be a member of the Committee.

The Committee may appoint any financial member to fill any vacancy among its members or to fill any office of the Club that may become vacant and such appointment shall hold good until the next Annual General meeting of members.

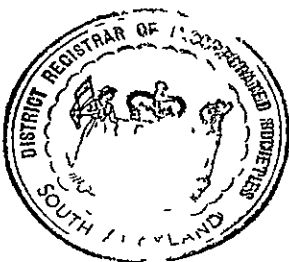
SUB-COMMITTEES

8. (a) THE Committee shall when necessary appoint and may at any time appoint such sub-committees as it may consider necessary and shall prescribe the duties of such sub-committees, and may from time to time dissolve such sub-committees and appoint others in their stead or alter the personnel of such sub-committees as the Committee may determine.

(b) IN the appointment of any sub-committee the Committee shall not be restricted to choosing from its own members.

(c) SAVE as provided in Clause(é) hereof, no decision of a sub-committee shall be binding until it has been ratified by the Committee, nor, save as provided in Clause(é) hereof, shall any sub-committee, unless its order of reference specifically authorises it in that behalf, have the right to transact any business in the name of the Club.

(d) A sub-committee shall carry out the duties assigned to it by its order of reference and shall on the date mentioned in such order or in the absence of any date then as expeditiously as circumstances will permit, present its findings and recommendations to the Committee. Should the sub-committee fail to



present its report on due date it may apply for further time, and the Committee may grant such further time or dissolve the sub-committee as the Committee shall determine.

(e) THE Committee may delegate any or all of its powers to a sub-committee.

(f) SUB-COMMITTEES may be appointed by a general meeting of members of the Club in the same manner as provided for the appointment of sub-committees by the Committee of the Club.

OFFICERS

9. THE Officers of the Club shall be :-

A President
2 Vice Presidents
Hon. Secretary)
Hon. Treasurer) or Hon. Secretary-Treasurer
Hon. Handicapper

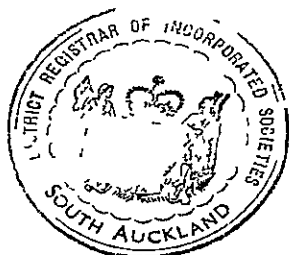
In addition, the Annual Meeting or the Committee may appoint such other officers as they shall determine, and shall prescribe the duties of such officers.

The President, the Vice-Presidents, the Hon. Secretary, the Hon. Treasurer and the Hon. Handicapper shall be members of the Committee. The Chief Judge, Starter, Time-keeper, Referee, Publicity Officer, and Water Polo Representative shall be members of the Committee if they so desire.

ELECTION OF OFFICERS

10. NO member whose subscription is in arrear or who is otherwise unfinancial may be elected to any office in the Club.

A candidate for office in the Club must be proposed by one member and seconded by another. If the candidate be not present at the meeting, then the person proposing him

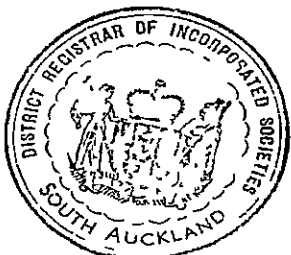


must produce evidence satisfactory to the Chairman that such candidate is willing to accept office.

Where the number of candidates is greater than the number of offices to be filled, a ballot shall be held. Scrutineers for the conduct of the ballot shall be appointed by the Chairman.

DUTIES OF OFFICERS

11. (1) THE duties of the Hon. Secretary shall be:-
TO call and attend all general meetings and all committee meetings; to take minutes, submit correspondence and reply thereto according to the directions of the meeting; to keep a Register of the members of the Club and the addresses of the same; to keep all records and generally to perform all the clerical work of the Club. He shall furnish to the Centre the annual Return of Clubs on the official Return of Clubs form, and such return of clubs shall be a faithful copy of the membership register of the Club as at the date specified in the Rules of the N.Z.A.S.A.
- (2) THE duties of the Hon. Treasurer shall be:-
TO attend all general meetings of the Club and all committee meetings; to receive all monies due to the Club and to place the same to the Credit of the Club's banking account; to sign all cheques for disbursements in conjunction with the other club member appointed for that purpose; to keep proper books of account; to prepare and submit to members of the Club at the Annual General Meeting a duly audited statement of the financial affairs of the Club.
- (3) THE Handicapper shall handicap all club handicap races or other competitions. He shall keep a register of all active club members, showing the times of such members for all distances over which such members compete in races, and he shall from time to time as



occasion may demand amend such register in such manner that it presents a true record of the times of members for the respective distances stated. Such register shall be open for inspection at such times and in such manner and by such persons as the Committee shall direct, and shall at all convenient times be open to inspection by the handicapper of the Centre or by such other person or persons as the Centre may appoint.

CHAIRMAN

12. AT all general meetings of members of the Club and at all Committee meetings at which he is present, the President shall preside. If he should be absent the meeting shall elect a chairman.

At all general meetings of members and at all meetings of the Committee the Chairman shall have a deliberative vote, and in the event of equality of voting a casting vote in addition.

The Chairman's ruling shall be final on any point of order.

SUBSCRIPTION

13. THE annual subscription shall be fixed at the Annual General Meeting.

The subscription shall become due and payable on the 1st day of December following the Annual Meeting of the Club in each year.

No member whose subscription is in arrear for 28 days shall be entitled to take part in the activities of the Club, but this shall not absolve him from liability for payment.

Any member of the Club whose subscription is in arrear for 28 days shall thereupon cease to be a member of the Club, but he shall still be liable for the subscription. The name of such member shall be notified to the Centre. Notwithstanding the preceding provisions hereof, the Committee



shall have the right to remit the subscription or other dues owing by any member for any reason it may think fit.

FINANCIAL YEAR

14. UNLESS the Centre shall otherwise direct, the financial year of the Club shall conclude on the last day of March in each year, and commence on the first day of April in each year.

FUNDS

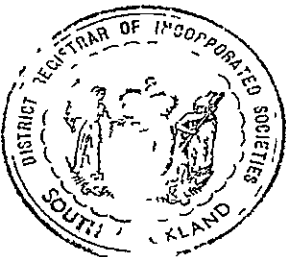
15. ALL monies received by the Club shall be placed to the credit of the Club's account in a bank approved by the committee, and all disbursements of Club funds shall be by cheque signed by the Hon. Treasurer and by one other member appointed by the Committee for that purpose. No money from the Club's account shall be paid except pursuant to a decision, duly entered in the Minute Book, of the Committee, or of a general meeting of members.

SUSPENSION

16. (1) ANY member of the Club shall be liable to suspension during the pleasure of the Club in the event of his violating the rules of the Club or the Regulations made thereunder, or failing to comply with any lawful direction of the Committee or of an Officer of the Club.

(2) SUSPENSION may be imposed by the Committee of the Club if for not more than one month's duration. Suspension for a longer period may be imposed only by a Special General Meeting of members called for the purpose.

(3) SAVE as set out in Paragraph 1 of Rule 17 hereof no member shall be suspended without being given an adequate opportunity of being heard in defence.



Notice of a proposal to suspend a member shall be given in writing setting forth explicitly the charge preferred and notifying the time and place of hearing.

(4) NOTICE of any suspension imposed shall at once be sent by the Secretary of the Club to the Centre.

EXPULSION

17. (1) ANY member of the Club guilty of flagrant breaches of the Rules or Regulations of the Club, of habitual insubordination or unfair practices, or of conduct prejudicial to good order, decency and discipline, whether within the Club precincts or elsewhere, may be called upon to show cause why he should not be expelled from the Club, and, in the event of his failing to show such cause, may be expelled. Pending the hearing and determining of the charges he may be summarily suspended by the Committee.

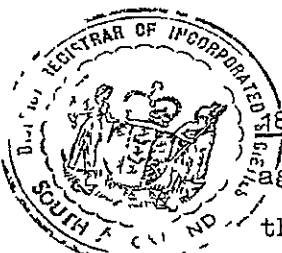
(2) EXPULSION of a member may be made only by a Special General Meeting of members of the Club called for the purpose, and only if the votes in favour of expulsion shall constitute three-fourths of the members present and entitled to vote at the meeting.

(3) THE notice of such special meeting shall be that prescribed for the Annual General Meeting of members.

(4) IN all cases of expulsion the provisions of Sections 3 and 4 of Rule 16 shall apply.

APPEALS

18. ANY member of the Club may appeal to the Committee against any decision of any officer or sub-committee of the Club.



Such appeal shall be in writing addressed to the Hon. Secretary of the Club, and shall set forth specifically the decision appealed against and the grounds of such appeal.

The Hon. Secretary shall arrange for the hearing and determination of the appeal by the Committee at the earliest convenient date. Both the person appealing and the official or officials appealed against shall have the right to appear before the Committee prior to the determination of the appeal.

There shall be no appeal on question of fact.

ANNUAL GENERAL MEETING

19. (1) THE Annual General Meeting of members of the Club shall be held not later than 1st June in each year. Seven days' notice of the meeting shall be given by the Hon. Secretary to each member. The notice may be given by post or by advertisement in a daily newspaper circulating in the district concerned.

(2) THE business of the Annual General Meeting shall be:-

(a) TO receive the Annual Report and Financial Statement.

(b) TO elect officers.

(c) TO consider motions of which notice has been given.

(d) TO transact general business.

(3) THE order in which the business is transacted shall be determined by the Chairman.

(4) ALL other general meetings shall be Special General Meetings.

SPECIAL GENERAL MEETING

20. A special General Meeting of members may be called at any time by the Committee or by requisition signed by not less than ten financial members. The requisition shall be addressed to the Hon. Secretary and shall set out specifically the business for which the Special General Meeting

