## NELSON BAY JUNIOR AUSTRALIAN FOOTBALL CLUB

## CONSTITUTION

### 1.0 Club Name

1.1 The name of the club is Nelson Bay Junior Australian Football Club.
1.2 A Marlin fish is the club logo, therefore the club may be referred to as The Marlins'.

### 2.0 Club Facilities

2.1 Nelson Bay Junior Australian Football facilities are located at Tomaree Sports Ground Complex and include a building known as The Nelson Bay Football Club and Dick Burwell oval.

### 3.0 League Affiliation

3.1 The club is affiliated with the Australian Football League Greater Sydney Juniors. NSW / ACT
3.2 The club is registered with the Australian Football League Greater Sydney Juniors, Newastle region-NSW / ACT Hunter Central Coast Region.

## 4.0 Objects of the Club

4.1 To promote, advance, cultivate and foster the game of Australian Football.
4.2 To assist in the educational advancement of the community by means of the development of a sense of fair-play and love of sport and in particular the game of Australian Football.
4.3 To encourage, advance and assist in the development of an improved standard of physical fitness in all members of the community both individually and collectively.
4.4 To be a non-profit organisation. The assets and income of the Nelson Bay Junior Australian Football club shall be applied solely in the furtherance of its above mentioned objectives and no portion shall be distributed directly or indirectly to the members of the organisation except as bona fide compensation for services rendered or expenses incurred on behalf of the organization (also referred to as the 'club').
4.5 To promote the involvement of parents/guardians in club activities and development of all members, including but not limited to; assisting coaches with training activities, conduct of home match day tasks, coordinating and conducting social events and other activities as proposed by the Management Committee.

### 5.0 Dissolution of Club

5.1 In the event of the Nelson Bay Junior Australian Football Club being dissolved, the amount which remains after such dissolution and the satisfaction of all debts and liabilities, shall be paid and applied by the Committee in accordance with their powers to any fund, institution or authority which is a non-profit organization.

### 6.0 Structure of Club

6.1 The-Committee of Management shall consist of:
6.1.1 President
6.1.2 Vice-President/
6.1.3 Secretary
6.1.4 Treasurer
6.1.5 Registrar
6.1.6 Equipment Manager

### 6.1.7 Development/Regional Committee

6.1.8 Promotions/Fundraising Coordinator
6.1.9 CanteenCoordinator
6.1.10 Auskick Coordinator
6.1.11 PS Sports Council/Child Protection-Representative
6.1 Management of the Club shall be vested in the Management Committee elected by members at the Annual General Meeting. The Management Committee consists of an Executive Committee and up to 15 members as required to manage the legislative and operational requirements of the Club.

The Executive Committee shall consist of:

- President
- Vice-President/
- Secretary
- Treasurer
- One nominated committee member

Roles / Functions for other management committee members may include, but are not limited to:

- Registrar
- Equipment Manager
- Coach / Manager Coordinator
- Equipment / Ground Manager
- Auskick Coordinator
- Umpire Coordinator
- Merchandise Coordinator
- Club Integrity Officer
- Sponsorship / Promotions / Fundraising Coordinator
- Canteen Coordinator
- Child Protection Representative
- General Committee Member
6.2 A member may undertake two (2) or more duties / positions, but no one person may hold more than one (1) executive Committee position at once.
6.3 The Executive Committee may direct the formation of Sub-Committees, as required, to manage the operational functions of the club. All Sub-Committees are subject to the direction from, and are responsive to, the Executive Committee.
6.4 A quorum for a Management Committee meeting shall consist of five persons to conduct any business of the club. At least 2 members of the executive must be present. Any patrons of the club may sit in an advisory capacity. The committee shall meet at pre-determined intervals as determined by them at their first meeting after the annual meeting.
6.5 The Committee of Management may be removed from office, in any year other than at an annual meeting, by the following means. A Notice of Motion, in writing, of no confidence in the Management Committee to be signed by the proposer and Seconder and six (6) other club members to be placed in the hands of the Secretary. The clubs secretary upon receipt of this motion is to call a Special General Meeting within fourteen (14) days of receiving the Notice of Motion. For a notice of No Confidence to be carried requires two thirds of the members present at the meeting to vote in the affirmative. This Special General Meeting is to be advertised in the local press and notices are to be placed where the club usually displays notices.
6.6 If a notice of No Confidence in the Management Committee is carried then the committee is dissolved as of that moment with only the Secretary holding his/her position until a Special General Meeting Is called within fourteen (14) days of the Management Committee being dissolved, to elect a new Management Committee. A quorum for this meeting is twelve (12)


### 7.0 Election of Delegates

7.1 The Annual meeting At the first management meeting to be held no more than 1 one month after the General Meeting the management committee shall elect one delegate from the executive to represent the Club at the League regional meetings and Permits and Disputes or to such other bodies to which the club may be affiliated. This delegate shall report fully to the Committee.
7.1 The Tomaree Sports Council Delegate shall be nominated from the management committee at the first management meeting to be held no more than 1 one month after the General Meeting. This delegate shall report fully to the Committee
7.2 The Tomaree Sports Council Delegate shall be nominated from the management committee at the first management meeting to be held no more than 1 one month after the General Meeting. This delegate shall report fully to the Committee
7.3 The Public Officer shall be nominated from the management committee at the first management meeting to be held no more than 1 one month after the General Meeting. This delegate shall report fully to the Committee
7.4 The additional executive position shall be nominated from the management committee at the first management meeting to be held no more than 1 one month after the General Meeting.

### 8.0 Nomination of Office Bearers

8.1 Nominations for office may be in writing, via email, other electronic means or may be accepted from the floor of the meeting.
8.2 If more than one person nominates for that position then a ballot for that position will take place at the Annual General Meeting. This ballot may be either (1) a secret ballot or (2) a non secret ballot (show of hands). This is left to the discretion of the chairperson of the Meeting.
8.3 The annual meeting will be held no later than the last day of February.
8.4 All candidates for office including the proposer and seconder must be full financial members at the time of nomination.
8.5 All written nominations must be signed by the proposer and seconder and endorsed by the candidate as signifying approval of such nomination.
8.6 A quorum for the annual meeting is twelve members.
8.7 Full financial members shall be entitled to proxy vote 24 hours before the meeting in writing as per 5.4.

### 9.0 Sub-Committees

9.1 The committee may from time to time appoint sub-committees for matters of special
interest that may require investigation-or any specific job-as desired by the
Management Committee. These sub-committees-shall report the result of any-such
Investigation to the full committee. Moved to section for consistency 6.3

### 10.0 Conduct of Meeting

10.1 The club Annual General Meeting shall be called by the Secretary and held a minimum of fourteen (14) days prior to the Association Annual General Meeting
10.2 Conduct of the Annual General Meeting will be in the following order:
10.2.1 President's report.
10.2.2 Treasurer's report.
10.2.3 Election of life members (see rule 19).
10.2.4 Changes to club constitution (via registered motion, see rule 33.1).
10.2.5 Election of office bearers, by ballot if necessary, for the following 1 year to be done in the following manner:
10.2.6 President calls for nominations starting with the position of President.

On election the new President takes the chair and conducts the remainder of election of office bearers.
10.2.6.1 Patrons
10.2.6.2 Vice-President
10.2.6.3 Secretary
10.2.6.4 Treasurer
10.2.6.5 Registraf
10.2.6.6 Equipment Manager
10.2.6.7 Development/RegionalCommittee Delegate
10.2.6.8 Promotions/Fundraising Officer
10.2.6.9 Canteen Coordinator
10.2.6.10 Auskick Coordinator
10.2.6.11 PS Sports Council/Child Protection Representative

### 10.2.7 Closure of Meeting

10.3 Any office not filled at the Annual General Meeting, or casually vacated during the year, may be filled by the management committee at subsequent meetings.

### 11.0 Non-Attendance at Committee Meetings

11.1 Any member who may be elected to the committee absenting him or herself for three (3) consecutive committee meetings without forwarding a satisfactory explanation in writing, shall be held to have vacated his or her office, and it shall be within the power of the committee to fill any vacancy so created. The Management Committee of the club may grant leave of absence for long term absences in extenuating circumstances.

### 12.0 Special General Meetings

12.1 The President or Secretary shall call a Special General Meeting on receiving a requisition setting forth the objects of the proposed meeting signed by eight members. Seven days notice of such a General Meeting shall be given to members either by notice in the daily paper or usual place where club notices are displayed. Such a Special General Meeting shall be held within fourteen (14) days from the date of such a requisition, and at least twelve (12) members shall be present to form a quorum at such a General Meeting.
12.2 The General Meeting shall have power to call a Special General Meeting of the Club whenever they have matters under consideration upon which it may be deemed necessary or desirable to obtain the opinions of the Club members. The same notice shall be given this instance for a Special General Meeting called on the requisition of the club members.

### 13.0 Chairperson

13.1 The President shall take the chair at each General or Committee meeting but in the event that the President not being present at the meeting, the Vice-President shall chair for the occasion. The Chairperson of any meeting in addition to his ordinary vote shall have a casting vote.

### 14.0 Voting at Meetings

14.1 At all meetings of the club only financial members are entitled to a vote. For this purpose financial members shall be deemed as any member who has paid his or her financial fees, for the year, before the meeting commences. That is the year prior to the commencement of the Annual General Meeting.
14.2 Life members are deemed to be financial members.
14.3 The vote of every meeting, expecting as elsewhere specified, shall be determined by a show of hands unless a ballot is demanded by any five financial members.

### 15.0 Appointment of Club Coach, Assistant Coach and Selection Committee

15.1 Coaches and assistant coach are to be selected and appointed by the Management Committee for one (1) year and will be answerable to the Management Committee. Coaches duties will consist of developing training programs, organising and control of all teams and training squads, selection of assistant team-coaches and coordination of volunteers.
15.2 The Assistant coach will assist the Club coach in all of the above mentioned duties. In the case of the Club coach not being available the Assistant Coach will perform his duties.
15.3 The committee shall at its first meeting after the annual general meeting elect one to three members of the club who with the Coach and Assistant Coach will compromise the selection committee. At the same time the committee shall also elect one other nonplaying member to act as Deputy selector in the event of any member of the selection committee not being available.
15.4 Team coaches are responsible for training and organising of their team. All incidents or matters of special interest are to be immediately reported to the Executive Committee / Club Integrity Officer / Child Protection officer for their further action.
15.5 Managers of teams are to assist coaches with any organisation required for teams, including coordination of volunteers They must keep a current list of names and addresses of all members of their teams. They are responsible for the signing of team sheets, the recording of goals scored on the team sheets, and for any other duties associated with organising of the teams for their games each week.

### 16.0 Key Management Committee Duties

16.1 Duties are supplemented by club position duty statements.

### 16.1.1 Treasurer

16.1.1.1 The treasurer shall receive all money due to the club and bank same as soon as possible, but preferably within seven (7) days in the name of Nelson Bay Junior Australian Football Club Incorporated Account.
16.1.1.2 Correct books and accounts are to be kept showing the financial affairs of the club, including full details of all receipts and expenditure connected with the activities of the club.
16.1.1.3 All payment must be made after being approved by the committee. All cheques and electronic transfers on the clubs bank account must be signed / authorised by any two (2) of the four officials designated: President, Treasurer/Public Officer, Assistant Treasurer and Canteen-Coordinator. members of the executive committee.
16.1.1.4 Present a financial report at the annual general meeting or any special meeting when called.

### 16.1.2 Secretary

16.1.2.1 The secretary of the club must, as soon as practical after being appointed as secretary, lodge notice with the association of his/her address.
16.1.2.2 It is the duty of the secretary to keep minutes of;
16.1.2.2.1 All appointments of members of the Management Committee;
16.1.2.2.2 The names of members of the committee present at a committee meeting, General or Special meeting;
16.1.2.2.3 All proceedings at committee meetings and general meetings;
16.1.2.2.4 Deals with raising the profile of the club;
16.1.2.2.5 Coordinate inwards and outwards club correspondence.
16.1.2.2.6 Minutes of proceedings at a meeting must be signed by the chairperson of the meeting or by the chairperson of the next succeeding meeting.
16.1.2.2.6 Maintain and keep current copies of all relevant Policies / Constitutions / By Laws.

### 16.1.3-Policy-Officer

16.1.3.1 The club Policy officer shall keep current copies of;
16.1.3.1.1 Club Constitution.
16.1.3.1.2 Club policy documents.
16.1.3.1.3 Management Committee Duty Statements.
16.1.3.1.4 Australian Football League-Greater Sydney Juniors Rules.
16.1.3.1.5 Australian Football League Greater Sydney Juniors club-administration requirements.
16.1.3.1.6 Australian Football League Greater Sydney Juniors, Neweastle Regional By laws;

### 16.1.4 Vice-President and the Ground-and Equipmentofficer

16.1.4.1 The Vice-President and the Ground and Equipment officer shall be responsible for and have control of all the clubs equipment associated with the playing of Australian Football including any medical or conditioning equipment in conjunction with the Clubs medical or training staff.
16.1.4.2 The Vice-President and Ground and Equipment officer are the custodians of the club security codes and access keys.
16.1.4.3 Duties can be delegated as appropriate with Executive members

### 17.1 Club membership-is granted to immediate family members on payment of an annual subscription fee, the amount shall be as determined by the Management Committee.

17.2 Membership-subscription may at the discretion of the Management Committee be included in player registrationfees. (deleted-Covered under subscription / fees)
17.1 Membership shall be open to any member of the Community who possesses an interest in the game of Australian Football upon application. The committee will approve or deny Membership applications, based on the above stated objects and relevant policies, and matters as determined by the Committee in making decisions in the best interests of the Club.
17.2 Membership Categories
17.6.1 ORDINARY MEMBER - Any person who is a financial member (Refer Rule 20) of the Club is entitled to hold any office and enjoy the privileges of the Club;
17.6.2 JUNIOR MEMBER - Junior Player, shall have no Voting rights and not entitled to hold any office.
17.6.3 LIFE AND HONARY MEMBERSHIP - Refer 19.0
17.3 Period of membership is deemed to be for one (1) year, from the second round of the season to the first game of the-second round-from the First game in the first round of the season to the first game of the first round of the following season.
17.4 Each granted membership shall be:

### 17.5.1 Bound by the Constitution and the By Laws of the Club

### 17.5.2 Come liable for such fees and subscriptions as may fixed by the Club

17.5.3 Entitled to all advantages and privileges of membership
17.5 Life membership is continuous once granted by the club.
17.6 Where full financial members are part of an amalgamated team with another club, their club membership is with Nelson Bay.
17.6 Amalgamated members from another club are deemed to be Honorary members and are to be sponsored by club members when using club facilities.
17.7 Membership does not automatically entitle a member access to club security codes or keys to access areas of the club or gain entry to any security container.

## 180 Membership Entitlements

18.1 Members are entitled to full use of club facilities and equipment.
18.2 All requests to use club facilities and equipment, or remove equipment from the club are to be made through the club Grounds and Equipment Officer, Executive Committee. Use of such facilities and equipment are not to conflict with, or impact on scheduled club activities, use of club facilities or equipment by other club members or sporting bodies that have booked the club and club equipment.
18.3 The Management Committee reserves the right to recover costs or impose fees or charges as a result of damage, theft of club assets, cleaning or payment of charges should the club receive requests for payment from creditors as a result of a function being held by a member using club facilities.
18.4 Members suspended from the club shall have their membership entitlements revoked until membership is reinstated by the President of the club.

### 19.0 Honorary and Life Members

19.1 The Management Committee shall be empowered to elect for one (1) season any person it may deem worthy of Honorary Membership.
19.2 Any two (2) financial members of the club may recommend to the members of the club at the Annual General Meeting any persons, (not more than two (2) in number) they may deem fit for election as honorary members.
19.3 The rights of Honorary Members to exercise a vote shall be restricted to occasions of Annual Meetings, Special Meetings or Extraordinary Meeting.
19.4 Life Membership may be granted to a full financial member provided one of the following criteria has been satisfied;
19.4.3 The member has held a Management Committee position for a period of five (5) years;
19.4.4 The member has actively been in a coaching role or team manager role for a period of five (5) years.
19.4.5 The member has been identified by the Management Committee as a member who has continually and actively supported club activities for a period of seven years (7) but may not have held a Management Committee, Coaching or Team Manager position.
19.4.6 The member has been a full financial member of the club for a period of ten (10) years;
19.5 Nominations for Life Membership are to be in writing and signed by both the proposer and seconder. These nominations are to be tabled at the management committee meeting prior to the Annual General Meeting and are to be voted on at the Annual General Meeting.
19.6 Voting for life membership shall be done only by secret ballot.
19.7 Not more than one (1) person in any one year may become a Life Member.
19.8 Life members may only be elected by the assent of a total of ninety percent (90\%) of the votes of members present at the Annual General Meeting of the club.
19.9 The rights of Life members of the club shall be the same as financial members of the club. Life members shall not have to pay membership to the club but will be deemed to be financial members of the club.
19.10 The Annual General Meeting shall have the right to increase the number of life memberships granted in any one (1) year, provided the Management Committee has received two (2) nominations for life membership at the last Management Committee meeting prior to the Annual General meeting.

### 20.0 Fees/Subscriptions

20.1 The annual subscription for club members shall be a minimum of two dollars (\$2) Which must be paid in full prior to the second round of each season. Junior players fees and subscription shall be determined and set by the Management Committee each year. If not paid in full, the player will be ineligible to play until the said fee or subscription is paid.

Registration fee for Junior members shall be determined at a Management Meeting prior to the commencement of the season.

The annual registration payments for junior members includes the membership subscriptions for the junior member's parents / guardians.

Subscriptions for members who are not a parent / guardian of a junior member will be set by the Management Committee on a case by case basis
20.2 Full club membership is granted to a member and their immediate family on receipt of full fees and subscriptions.
20.3 Where families have more than one (1) playing member and a family playing member has not paid their full membership fee or subscription the whole family is deemed to not be full members until such time that all outstanding fees and subscriptions have been paid to the club.
20.4 The Treasurer may at their discretion accept payments in installments and award full membership to a family or individual members.
20.5 Full financial members who are amalgamated with another club are deemed to be Nelson Bay club members.
20.6 Life members shall not have to pay membership to the club but will be deemed to be full financial members of the club.

### 21.0 Representative Assistance

21.1 The committee acknowledges that club members selected to participate in representative football may incur significant costs associated with representative football, therefore the committee may elect to:
a. Supplement accommodation costs.
b. Supplement travel costs.
a. Supplement registration costs.
b. Supplement uniform costs.
21.2 Financial assistance is intended for club members participating in Greater Sydney Juniors p-Hunter Central Coast AFL programmed representative football events only. The club will not provide financial assistance to club-members participating in New South Wales Primary Schools Sports Association representative or development tamps.
21.3 An offer of financial assistance is set to a maximum amount of $\$ 200$ for regional representative football. To be evenly divided amongst the selected representative club-members.will be reviewed annually and is dependent on nature of fees charged.
21.4 An offer of financial assistance may be made up to, but not exceeding $\$ 200$ per member, for representative club members who-are selected for Northern Heat and State representational football.
21.4 Should financial assistance be given, it is intended that only one payment is made.
21.5 The committee reserves the right to commit funds and set the level of assistance depending on club finances at the time of any request made for financial support for representative football.
21.7 Any payment will be made by club online bank transfer cheque raised by the Treasurer. (online etc) bank transfer
22.1 The funds of the club are to be derived from the annual fees and subscriptions of members, donations and subject to any resolution passed by the club in general meetings such other sources as the committee determines.

### 23.0 Financial Year

23.1 The financial year of the club shall be deemed to commence on the 1 of September and terminate on the 31st of August. All members must have been financial in the previous financial year for the purpose of voting at the Annual Genera! Meeting and for nomination purposes.

### 24.0 Uniforms

24.1 The uniform of the Club shall be as decided upon by the Management Committee. It shall be compulsory on the part of the players to wear the prescribed uniform.
24.2 The club jumper shall be Nelson Bay Marlins Guernsey. Colours are to be a combination of Royal Blue, Gold and Pink (For Youth Girls) with a Marlin Club emblem. (definition updated)
24.3 Where the club has amalgamated Nelson Bay players with another club in an effort to submit a team in the Newcastle Regional competition, Nelson Bay players are permitted to wear the uniform of that club.
24.4 The Management Committee may also approve a uniform that displays both club logo's in an effort to promote a 'one team' approach to the coordination of team activities.
25.0 Disciplinary Action/ Resolution of Internal Disputes
25.1 Unresolved disputes between members of the club and disputes between members and club are to be referred to a community justice centre for mediation in accordance with the Community Justice Centres Act 1983.
25.2 The disciplinary committee shall have power to expel or discipline any member who shall be found guilty of such conduct as shall, in the opinion of the Disciplinary committee, render such a member of the club unfit to continue as a member thereof, and the Disciplinary Committee shall not be bound to give any reason for the expulsion or discipline. Any person expelled or disciplined may, within three (3) months from the date of the expulsion of discipline appeal against the decision of the committee to first a management committee meeting and if not successful then special general meeting of the club called as in herein provided (see Rule 12),
25.3 The disciplinary committee of the club shall consist of the President, Secretary and one other member of the management committee appointed by the President of the club. In the event that the President of the club is involved in the disciplinary proceedings then the Secretary shall appoint both the other members of the Management committee to take their place on the Disciplinary Committee.

### 26.0 Interpretation of Rules

26.1 In the event of any questions not provided for by these rules arising, the Management Committee shall have full power to act in the matter as it considers fit. Such answers to questions are to be recorded in general meeting minutes.

### 27.0 By-Laws

27.1 The Management Committee shall have power to take such by-laws as may be deemed advisable for carrying out the objects of the club and to vary or rescind such laws from time to time if necessary, provided always that such by-laws shall not interfere with the constitution written also provided that Notice of Motion has been given of such intention to vary or rescind such by-laws at the previous meeting.

### 28.0 Misconduct of Officers, Players and Servants

28.1 The Management Committee may at any time upon complaint from any person, investigate such complaint and if necessary suspend any officer, player or servant of the club until such complaint can be considered and dealt with at the next meeting.
28.2 The President or club Child Protection officer may at any time Initiate a suspension or contact local Government authorities where breaches to the club Child Protection policy have occurred.

### 29.0 Conduct on the Field

29.1 Acts of disobedience, bad language or unseemly conduct by any player, coach, manager, official, parent, carer, spectator or club member may lower the dignity of the club or contravene codes of conduct. If the incident cannot be, or is too serious to be, addressed at the time of occurrence, it should be referred to the committee for further action.
29.2 Any player or players disobeying orders of the coach while on the field, using offensive or bad language, shall be dealt with as the Committee may determine.
29.3 All players, coaches, managers, parents, officials, carers, spectators and club members have a responsibility to uphold the dignity of Nelson Bay Junior Australian Football Club at all times,

### 30.0 Audit

30.1 The accounts of the club shall be made available for auditing on the request by a quorum and at least twelve (12) fully financial members of the club or as requested by the club President. A statement of Receipts and Expenditure by the Treasurer, duly audited, shall then be submitted with a report at the Annual Meeting of the Club or at a Special Meeting if called.

### 31.0 Custody of Books

31.1 Except as otherwise provided by these rules, the public officer must keep in his or her custody or under his or her control all records, books and other documents relating to the association.

### 32.0 Club Books, Policy Documents and Records

32.1 Club books, policy documents and records of the club must be open to inspection free of charge, by a member of the club at any reasonable hour.
32.2 Inspection of books, policy documents and club records does not entitle the member to remove them from the hands of the club custodian.
32.3 Members seeking copies of club books, policy documents or records are to submit a written request to the Management Committee.
32.4 The Management Committee reserves the right to copy club records for the purposes of individual team administration, communicating information to members, reporting to the League and club publicity.
32.5 The Management Committee reserves the right to refuse members access to private and personal details of other club members, sponsors or parties who wish to remain anonymous.

### 33.0 Alteration to the Constitution

33.1 Any of the present rules may be altered, or repealed or new rules introduced, by a simple majority at the Annual General Meeting of the club, or by a three fifths $(3 / 5)$ majority of the members present at a Special General Meeting of the club providing that due notice of Motion in writing is given, signed by the proposer a seconder and the motion has been lodged fourteen (14) days prior to the Annual General Meeting or a Special General Meeting of the club with the club Secretary.

