

# THE CARBROOK GOLF CLUB INC

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## RULES

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1. The name of the Association shall be "THE CARBROOK GOLF CLUB INC" (in these Rules called the Association).

### OBJECTS

2. The Objects for which the Association is established are:-
  - 1) To promote, encourage and foster the game of golf and other sports and pastimes and to encourage social life among members of the Association.
  - 2) To promote and hold, either alone or jointly with any other association, club or persons, meetings, competitions and matches for playing of golf or other sports or pastimes and to offer, give or contribute towards prizes, medals and awards therefore.
  - 3) To establish, promote or assist in establishing or promoting and to subscribe to or become a member of or associated or amalgamated with any other association or club whose objects are similar to the objects of the Association, or the establishment or promotion of which may be beneficial to the Association, or to join and become a member of any authority controlling golf in Queensland for the time being.
  - 4) To make and maintain provision for enabling its members to indulge in the pastime of Golf under suitable regulations at the "Carbrook Golf Course" and to provide amenities for the members and their guests thereon.
  - 5) To purchase, hire and otherwise acquire for the purpose of the Association, any real or personal property, and in particular any lands, building, furniture, club and household effects and utensils, plant, equipment and other chattels, books, newspapers, periodicals, musical instruments, fittings, apparatus, appliances, conveniences and accommodations and to sell, demise, let, hire, mortgage or dispose of the same.
  - 6) The doing of all such other acts and things as are conducive or incidental to the above mentioned objects.

## POWERS

3. The powers of the Association are:-

- 1) To take over the funds and other assets and liabilities of the present unincorporated association known as "CARBROOK GOLF CLUB";
- 2) To subscribe to, become a member of and co-operate with any other Association, club or organization, whether incorporated or not, whose objects are altogether or in part similar to those of the Association provided that the Association shall not subscribe to or support with its funds any club, association or organization which does not prohibit the distribution of its income and property among its members to an extent at least as great as that imposed on the Association under or by virtue of Rule 26(11);
- 3) In furtherance of the objects of the Association to buy, sell and deal in all kinds of articles, commodities and provisions, both liquid and solid, for the members of the Association or persons frequenting the Association's premises;
- 4) To purchase, take on lease or in exchange, hire and otherwise acquire any lands, buildings, easements or property, real or personal, and any rights or privileges which may be requisite for the purposes of, or capable of being conveniently used in connection with any of the objects of the Association; Provided that in case the Association shall take or hold any property which may be subject to any trusts the Association shall only deal with the same in such manner as is allowed by law having regard to such trusts;
- 5) To enter into any arrangements with any Government or Authority that are incidental or conducive to the attainment of the objects and the exercise of the powers of the Association; to obtain from any such Government or Authority any rights, privileges and concessions which the Association may think it desirable to obtain; and to carry out, exercise and comply with any such arrangements, rights, privileges and concessions;
- 6) To appoint, employ, remove or suspend such managers, clerks, secretaries, servants, workmen and other persons as may be necessary or convenient for the purposes of the Association;
- 7) To remunerate any person or body corporate for services rendered, or to be rendered, and whether by way of brokerage or otherwise in placing or assisting to place or guaranteeing the placing of any unsecured notes, debentures or other securities of the Incorporated Association, or in or about the affairs of the Incorporated Association or promotion of the Incorporated Association or in the furtherance of its objects;
- 8) To construct, improve, maintain, develop, work, manage, carry out, alter or control any houses, buildings, grounds, works or conveniences which may seem calculated directly or indirectly to advance the Association's interests, and to contribute to, subsidise or otherwise assist and take part in the construction, improvement, maintenance, development, working, management, carrying out, alteration or control thereof;
- 9) To invest and deal with the money of the Association not immediately required in such manner as may from time to time be thought fit;
- 10) To take or otherwise acquire, and hold shares, debentures or other securities in any company or body corporate;
- 11) In furtherance of the objects of the Association to lend and advance money or give credit to any person or body corporate; to guarantee and give guarantees or indemnities for the payment of money or the performance of contracts or obligations by any person or body corporate, and otherwise to assist any person or body corporate;
- 12) To borrow or raise money either alone or jointly with any other person or legal entity in such manner as may be thought proper and whether upon fluctuating advance account or overdraft or otherwise to represent or secure any moneys and further advances borrowed or to be borrowed alone or with others as aforesaid by notes secured or unsecured, debentures or debenture stock or by mortgage, perpetual or otherwise, or by mortgage, charge, lien or other security upon the whole or any part of the Incorporated Association's property or assets present or future and to purchase, redeem or pay-off any such securities;
- 13) To draw, make, accept, endorse, discount, execute and issue promissory notes, bills of exchange, bills of lading and other negotiable or transferable instruments;
- 14) In furtherance of the objects of the Association to sell, improve, manage, develop, exchange, lease, dispose of license, turn to account or otherwise deal with all or any part of the property and rights of the Association according to law;

- 15) To take or hold mortgages, liens or charges, to secure payment of the purchase price, or any unpaid balance of the purchase price of any part of the Association's property of whatsoever kind sold by the Association, or any money due to the Association from purchasers and others;
- 16) To take any gift of property whether subject to any special trust or not, for any one or more of the objects of the Association but subject always to the proviso in sub-rule (4);
- 17) To take such steps by personal or written appeals, public meetings or otherwise, as may from time to time be deemed expedient for the purpose of procuring contributions to the funds of the Association, in the shape of donations, annual subscriptions or otherwise;
- 18) In furtherance of the objects of the Association to raise money by the issue of debentures to members or by making levies on members;
- 19) To print and publish any newspapers, periodicals, books or leaflets that the Association may think desirable for the promotion of its objects;
- 20) In furtherance of the objects of the Association to amalgamate with any one or more incorporated associations having objects altogether or in part similar to those of the Association and which shall prohibit the distribution of its or their income and property among its or their members to an extent at least as great as that imposed upon the Association under or by virtue of Rule 26(11);
- 21) In furtherance of the objects of the Association to purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagements of any one or more of the incorporated associations with which the Association is authorised to amalgamate;
- 22) In furtherance of the objects of the Association to transfer all or any part of the property, assets, liabilities and engagements of the Association to any one or more of the Incorporated Associations with which the Association is authorised to amalgamate;
- 23) Levy members without any obligation so to do to some or all classes of membership to pay for;
  - (a) personal accident cover against injury occasioned to them while playing golf on any recognised golf course in Australia or elsewhere and/or upon the course operated by the Association;
  - (b) levies imposed on the Association by any controlling golf association;
  - and
  - (c) trophies provided for competition play;
- 24) To make donations for patriotic, charitable or community purposes;
- 25) To transact any lawful business in aid of the Commonwealth of Australia in the prosecution of any war in which the Commonwealth of Australia may be engaged;
- 26) To hold any license under the Liquor Act 1992 or any Gaming Machine License under the Gaming Act of 1991.
- 27) To do all such other things as are incidental or conducive to the attainment of the objects and other exercise of the powers of the Association.

### **CLASSES OF MEMBERS**

4.

- (1) There shall be membership of the following classes:
  - (a) Life Members
  - (b) Term Members
  - (c) Ordinary Members
  - (d) Provisional Members
  - (e) Country Members
  - (f) Honorary Members and Visitors
  - (g) Six Day Members
  - (h) Five Day Members
  - (i) Social Members
  - (j) Temporary Members
  - (k) Junior Members
  - (l) Intermediate 1 Members
  - (m) Intermediate 2 Members
  - (n) Professional Members
  - (o) Corporate Members
- (2) The Board of Directors shall have the power to limit from time to time the number of members in each class of membership: Provided that the number of ordinary members shall not be limited to less than 400.
- (3) Where the Board of Directors has duly limited the number of members in any class and limitation subsists, no provision of these Rules shall be construed as entitling any person to become a member of that class if such limitations would thereby be exceeded.

### **MEMBERSHIP**

5.

- (1) Every person who at the date of incorporation of the Association was a member of the unincorporated Association and who on and before the date of incorporation, agrees in writing to become a member of the Association shall be admitted by the Board of Directors to the same class of membership of the Association as that member held in the unincorporated Association: Provided that admission to that class of membership shall be subject to the prescribed subscription fees having been paid.
- (2) The Board of Directors shall have the power to permit any person who at the date of incorporation of the Association is a member of the unincorporated association and who refused or neglects to sign the form of agreement, to become a member of the Association to use in common with the members of the Association all the amenities, premises and property of the Association and he shall be deemed a member of the same class of membership of the Association as he held in the unincorporated association: Provided that the privilege and presumption provided for by the Sub-Clause 2 shall be subject to the prescribed subscription fees having been paid.
- (3) Membership of the Association is open to any person of good character and repute and except in the case of Junior Members has attained the age of 18 years, has an interest in the playing of golf, and except in the case of Professional and Honorary Members have not infringed their amateur status, and whose membership is in the opinion of the Board of Directors likely to be compatible with existing members of the Association.
- (4) Membership of the Association shall be deemed not to be interrupted by reason of service by the member concerned as a member of the Defense Force of the Commonwealth of Australia during any war in which the Commonwealth is or has been engaged.
- (5) Every applicant for any class of membership of the Association (other than the members of the unincorporated association referred to in sub-rule (1) and (2) shall be proposed by one member of the Association and seconded by another member. The application for membership shall be made in writing, signed by the applicant and his proposer and seconder and shall be in such form as the Board of directors from time to time prescribes. No application for Life Membership shall be valid unless it is first approved by the Board of Directors.

### **LIFE MEMBERS**

- (6) a) One ordinary member of the Association, and no more, may be elected as a life member of the Association at any annual meeting of the Association if notice in writing is given to the Secretary of the Association at least 21 days prior to the date of the meeting and the members present at the meeting desire, by a simple majority, to so elect the nominee.
- b) A life members shall not be liable for annual subscription fees but shall be liable for all other charges levied by the Association.
- c) There shall be no more than twelve Life Members at any time.

### **ORDINARY MEMBERS**

- (7) a) A person who attained the age of 18 years to whom membership of the Association is open, and who desires to be admitted as an ordinary member, on payment of the prescribed entrance fee, may in accordance with Rule 7 be admitted to membership of the Association as an ordinary member.
- b) Ordinary members shall be entitled to participate in all Association competitions unless otherwise specifically excluded as a class by the Board of Directors and shall be entitled to use the golf links at all other times except when competitions are in progress or when the course is reserved exclusively by the Management Committee for other classes of members.
- c) Ordinary members shall be entitled to use all of the facilities of the Association at such times as they may open for use.

### **PROVISIONAL MEMBERS**

- (8) Persons to whom membership of the Association is open, and who desire to be admitted to a class of membership when no vacancies exist in that class, on payment of the prescribed entrance fee, may in accordance with Rule 7 be admitted to membership of the Association as provisional members. They shall only be entitled to such limited use of the golf course and grounds, clubhouse, premises and facilities of the Association and shall be subject to such other restrictions as the Board of Directors may from time to time decide but not to exceed the rights attaching to the class of membership applied for. Subject to the approval of the Board of Directors, provisional members shall be transferred to membership as members of the class applied for as and when vacancies occur, and in the order of priority in which they were admitted as provisional members. The number of provisional members shall not exceed such number as determined by the Board of Directors from time to time.

### **COUNTRY MEMBERS**

- (9) Persons to whom membership of the Association is open, and who desire to be admitted as country members and reside not less than 100 kilometres from the Association's property, on payment of the prescribed entrance fee, may in accordance with Rule 7 be admitted to membership of the Association as country members.
- (10) any ordinary member of the Association may apply in writing to the Board of Directors that he be admitted to membership as a country member. The Board of Directors may, in its discretion, grant the application if the applicant's usual place of residence is not less than 100 kilometres from the Association's property, whereupon the applicant's name shall be entered in a roll of country members and shall be removed from the roll of ordinary members.
- (11) Subject to sub-clause 14 a country member is eligible to play in Association events, other than the Club Championships or Honour Board events.
- (12) A country member may play on the Association's course and make use of the Association's premises and amenities upon payment of such charges as an ordinary member would be

liable to pay thereof: Provided that if the Board of Directors prescribes a limitation of a country member's entitlements the use made by a country member of the Association's course, premises and amenities shall not exceed that limitation.

### **HONORARY MEMBERS AND VISITORS**

- (13) The Board of Directors may grant honorary membership of the Association –
- (a) to any person to whom membership of the Association is open, who is temporarily visiting Brisbane and who is a member of a golf club with which the Association has reciprocal arrangements: or
  - (b) to any person eligible for membership of the Association who, in the opinion of the Board of directors, is a distinguished personage whom the Board of directors desire to honour by the grant of such membership: or
  - (c) to employees of the Association to whom membership of the Association is open.
  - (d) to any Golf Professional or trainee Golf Professional who has been accepted for membership of the Professional Golfer's Association of Australia Ltd.
- (14) An honorary member shall not be liable to pay subscription, levy or other monies on account of membership of the Association, but, if he or she uses the Association's course shall be liable to pay such charges as an ordinary member would be liable to pay therefore.
- (15) Honorary membership may be granted without limit of time or for a specified period and, if the latter, shall expire upon the expiration of the period for which it is granted.
- (16) Any person, upon the nomination of any member but subject to the veto of the senior officer of the Association premises, may be admitted as a visitor to the Association's course and premises and the introducing member shall in all cases enter the name of the person introduced as a visitor in the book provided for that purpose.
- (17) The Board of Directors may on, special occasions suspend the operation of sub-clause (16) for such period and under such circumstances as it deems fit.

### **FIVE DAY MEMBERS**

- (18) Persons to whom membership of the Association is open, and who desire to be admitted as five day members, on payment of the prescribed entrance fee, may in accordance with Rule 7 be admitted to membership of the Association as a five day member. A five day member shall have access to the clubhouse and amenities at all times but cannot play on the course on Saturdays or Sundays except as a visitor and subject to any limitation imposed upon visitors playing at the course but shall not be eligible to play in any competition on a Saturday and Sunday.

### **SIX DAY MEMBERS**

- (19) (a) Persons to whom membership of the Association is open, and who desire to be admitted as six day members, on payment of the prescribed entrance fee, may in accordance with Rule 7 be admitted to membership of the Association as a six day member. A six day member shall have access to the clubhouse and amenities at all times but cannot play on the course on Saturdays except as a visitor and subject to any limitation imposed upon visitors playing at the course but shall not be eligible to play in any competition on a Saturday.
- (b) Any person who immediately prior to the coming into force of this amendment was an Associate Member of the Association shall be a six day member of the Association upon the coming into force of this amendment.

### **SOCIAL MEMBERS**

- (20) (a) Persons to whom membership of the Association is open, and who desire to be

admitted as social members, on payment of the prescribed entrance fee, may in accordance with Rule 7 be admitted to membership of the Association as a social member.

- (b) An ordinary member of the Association may apply in writing to the Board of Directors that he be admitted to social membership. The Board of Directors may in its discretion grant the application if the member is prevented from regularly playing golf by infirmity or such other cause deemed to be sufficient by the Board of Directors.
- (21) (a) Social members shall have access to clubhouse amenities at all times when such access is available to ordinary members but if the Board of Directors prescribes a limitation of a social member's entitlement to use the Association's course the use made by a social member of the Association's course shall not exceed that limitation.
- (b) Social members shall pay green fees as determined by the Board of Directors.

### **TEMPORARY MEMBERS**

- (22) Any member of the Association may nominate in writing a person to whom membership of the Association is open and whose usual place of residence is not less than 200 kilometres from the GPO Brisbane to be admitted as a temporary member of the Association for a period not exceeding three months in any financial year of the Association, and the Board of Directors may, in its discretion, admit the nominee to temporary membership accordingly.
- (23) A temporary member –
  - (a) shall seek from the Secretary/manager of the Association and shall be furnished with a card that evidences his membership of the Association for the period specified by the Board of Directors: and
  - (b) shall pay such fees as are from time to time prescribed pursuant to Rule 6 before he exercises his rights as a member.

### **JUNIOR MEMBERS**

- (24) (a) Persons under the age of 18 years may be admitted as junior members only.
- (b) Persons to whom junior membership is open who desire to be admitted as junior members on payment of the prescribed fee may in accordance with Rule 7 be admitted to junior membership of the Association.
- (c) Junior members shall have access to the clubhouse but not to any areas restricted by the Liquor Act 1992 or the Gaming Machine Act or any other area reserved by the Board of Directors from time to time
- (d) Junior members shall be entitled to play on the course only during such times as the Board of Directors shall from time to time determine.

### **INTERMEDIATE 1 MEMBERS**

- (25) (a) Persons between the age of 18 years and 25 years may be admitted as intermediate 1 members.
- (b) Persons to whom intermediate membership is open who desire to be admitted as intermediate 1 members may in accordance with Rule 7 be admitted to intermediate 1 membership of the Association.
- (c) Intermediate 1 members shall have access to the clubhouse and amenities at all times but shall only be entitled to play on the course at such times as are determined by the Board of Directors from time to time.

### **INTERMEDIATE 2 MEMBERS**

- (26) (a) Persons between the age of 26 years and 55 years may be admitted as intermediate 2 members.



- (b) Persons to whom intermediate 2 membership is open who desire to be admitted as intermediate 2 members may in accordance with Rule 7 be admitted to intermediate 2 membership of the Association.
- (c) Intermediate 2 members shall have access to the clubhouse and amenities at all times but shall only be entitled to play on the course at such times as are determined by the Board of Directors from time to time.

### **PROFESSIONAL MEMBERS**

- (27) (a) Persons who hold full membership of the Professional Golfers' Association of Australia may be admitted as Professional members.
- (b) Persons to whom Professional Membership is open who desire to be admitted as Professional members may in accordance with Rule 7 be admitted to Professional membership of the Association.
- (c) Professional members shall have access to the clubhouse and amenities at all times but shall only be entitled to play on the course at such times as are determined by the Board of Directors from time to time.

### **TERM MEMBERS**

- (28) (a) A maximum of one hundred (100) eighty (80) year term memberships shall be created upon the Board of Directors passing a resolution to that effect.
- (b) The term memberships created pursuant to Rule 28(a) shall have the following rights and restrictions:
  - (i) the term of eighty (80) years will commence on a date as decided by the Board of Directors;
  - (ii) can be obtained for such consideration as the Board of Directors shall think fit;
  - (iii) shall be issued to such person or persons as the Board of Directors shall decide;
  - (iv) may be assigned to such person or persons as approved by the Board of Directors whose approval will not be withheld in the case of a respectable and responsible person PROVIDED ALWAYS that where in any one financial year more than ten (10) memberships have been assigned to:
    - A. persons who were existing members of the Association of whatever category at the date of assignment; or
    - B. persons who were existing members of the Association within two (2) years of the proposed assignment:
 then the Management Committee may refuse to approve any further assignments to existing members or persons who were members within two (2) years of the proposed assignment for the remainder of that financial year without assigning any reason therefore. Should any dispute arise as to whether a person is respectable and responsible then such dispute shall be referred to the nominee of the President for the time being of The Queensland Golf Union who shall be acting as an expert and not as an Arbitrator and whose decision shall be final and binding upon the parties. Any costs incurred in the referral shall be borne by the proposed assignee and the Club equally;
  - (v) shall not cease upon the death of the term member, but shall be capable of devolution;
  - (vi) shall not be subject to any membership fee or joining fee or any fee levy or

imposition of any kind but the member will be liable for:

- A. normal competition fees applying to all ordinary members.
  - B. an amount equal to the annual fees (if any) paid by the Association in respect of the term member and insurance to the Australian Golf Union.
  - C. any non-recurring special levy that is applied to all ordinary members.
- (vii) shall, except as modified by this Clause, be entitled to the same rights, privileges and obligations as ordinary members.
- (c) An application for term membership or a request for an assignment of term membership shall be made to the Board of Directors by written request by the applicant and shall be accompanied by a written acknowledgement to be bound by these Rules.
- (d) The Board of Directors shall consider such request and may, before making a decision, call for such further or additional information as it may reasonably require to assist it in making a decision. Upon receiving the information required, the Board of Directors shall make a decision by a majority vote of those Board Members actually present and voting and the Secretary shall thereafter notify the applicant in writing of the Board of Directors' decision.
- (e) The Board of Directors shall have the power to redeem any Term Membership with the consent of the Term Member and may remit for that purpose the whole or any part of any consideration paid pursuant to 28(b)(ii).

#### **CORPORATE MEMBERS**

- 28) One or more nominees of a company, business group, corporation or body corporate may, upon payment of the prescribed fee, be admitted as a member of the Association on the following terms and conditions;
- (i) Nominees must be 21 years of age or over and be persons to whom membership of the Association is open.
  - (ii) Each nominee must apply for membership on the prescribed form and be approved by the Board of Directors.
  - (iii) Membership may be assigned to such other nominees as approved by the Board of Directors upon application on the prescribed form.
  - (iv) The Board of Directors will determine the annual fees and charges for corporate membership provided that the amount cannot be less than twice the amount set for Ordinary membership in any financial year by an annual meeting of Members.

#### **MEMBERSHIP AND ENTRANCE FEES**

6. 1) The annual general meeting may prescribe the maximum entrance fee and annual subscription for each class of membership (other than term and corporate membership) for the financial year next following the date of annual general meeting.
- 2) The Board of Directors shall subject to Rule 6(1) hereof prescribe from time to time the entrance fees and annual subscription fees applicable to each class of membership (other than term membership) including the time and manner of payment and shall have the power to vary at any time any such fees applicable to any member or any class of member.
- 3) The Secretary shall notify all members of the amount of the subscription and other charges due for the financial year and the date the same shall be due for payment. Notice shall be sent to any person who has not paid his subscription within one month after the due date and if the default continues for a further 14 days, such person may be declared by the Board of Directors to be no longer a member of the Association and in the event of any such

declaration such person shall cease to be entitled to exercise any of the rights and privileges of membership and his name shall be removed from the register of members, provided that the Board of Directors in its absolute discretion shall have the power to reinstate such person on such terms as to payment of arrears as it thinks fit to impose.

- 4) Persons who move from one class of membership to another class of membership shall if required by the Board of Directors pay the difference in entrance fees then prevailing if the class of membership applied for shall attract a higher entrance fee but should the reverse situation arise no refund of entrance fees shall be made.

### **NOMINATION AND ELECTION OF MEMBERS**

7. 1) Particulars of all nominations for membership of the Association shall forthwith upon making of the same be entered in the proposed members register in the order of time in which such nominations are received by the Secretary. Every nomination for membership shall be dealt with and determined in the order of priority in which it is so recorded, provided however that for the purpose of inquiring with respect to the person proposed, the matter of dealing with and determining the nomination may be postponed for not longer than three months and that other nominations may be dealt with and determined during that period but only if:-
- (a) The vacancy (if any limitations apply) in respect of which the postponed nomination is required to be dealt with and determined is kept open during the period of postponement:  
and
  - (b) The postponed nomination is dealt with and determined forthwith upon the expiration of the period of the postponement thereof and in priority to any and every nomination then subsisting or thereafter to be made.
- 2) Every applicant for any class of membership of the Association (other than the members of the unincorporated association referred to in Rule 5 other than the term and corporate members) shall sign and deliver to the secretary an application in the prescribed form, accompanied by the entrance fee. Except that in the case of the re-entry of the former members referred to in Rule 8 and entrance fee is not required. Such application shall be duly signed by two Life or Ordinary members or members who hold membership in the same class for which the application is made. (one proposing, the other seconding the Candidate's nomination).
- 3) The method of electing to membership shall be as follows:-
- (a) All nominations for membership of the association shall be approved or disapproved by the Board of Directors at a meeting or meetings duly convened and the Secretary shall record such decisions in the minutes of the meeting. The Board shall not be bound to give any reason for the rejection of a nomination for membership and its decision will be final.
  - (b) Candidates for membership may at the discretion of the Board of Directors be regarded as honorary members from the date of nomination until the day of election or rejection.
  - (c) No nomination form shall be submitted for election unless the entrance fee, where due, has been paid; such fees to be returned in the event of any candidate being rejected.
  - (d) In respect of each nomination for membership of the Association approved by the Board of Directors the Secretary shall keep in the register of members a record of:-
    - (1) the date of the Board of Directors meeting at which the nomination is dealt with: and
    - (2) the name of each person whose nomination has been approved, so as to identify the class of membership to which he has been admitted.
- 4) The Secretary shall forward to every elected Candidate an account for the annual subscription or the pro rate subscription fee referred to in clause 7(5) which shall be paid within one month of his election, and his membership shall be retrospective to the date of his nomination.

- 5) The Board of Directors at its discretion may charge pro-rata subscription fees where a person is admitted to membership after the commencement of the financial year.
- 6) The Secretary shall supply each elected candidate with an official receipt for his fees paid and every member shall be deemed to have agreed to be bound by the Association's Rules.
- 7) The Board of Directors shall have the power to make special arrangements with any person for leave of absence not exceeding two years.
- 8) The Secretary shall if required by any member supply to each member a copy of the Association's Rules.

#### **RE-ENTRY OF FORMER MEMBERS**

8. Any former member who is nominated for membership of the Association within two years of such person ceasing to be a member and who has previously paid an entrance fee and all fees due at the time of his previous resignation and any arrears of such fees, may in accordance with Rule 7 be submitted for membership without payment of further entrance fee.

#### **TERMINATION OF MEMBERSHIP**

9. (1) Any person may resign his membership of the Association by:-
  - (a) giving notice of resignation to the Secretary: and
  - (b) paying to the Association all monies owing by him to the Association at the time of his giving the notice, including his subscription fee for the half year current at the time of his giving the notice.

Any person who ceases to be a member of the Association, whether by resignation or otherwise, shall, ipso facto, forfeit any rights he may have had by reason of his membership.

#### **EXPULSION AND SUSPENSION**

(2) (a) The Board of Directors shall have power to reprimand, suspend, fine or expel from the Association any member who infringes any of the Rules of the Association or fails to comply with any decision of the Board of Directors, or whose conduct whether within or without the Association's premises, in the opinion of the Board of Directors renders him or her unsuitable for membership. Before a member is reprimanded, fined, suspended or expelled, his alleged infringement, failure to comply, or conduct shall be inquired into by the Board of Directors, and such member shall be given an opportunity to defend himself and justify or explain his alleged infringement, failure to comply or conduct. At least seven day's notice by letter addressed to the member at his last known place of abode, of the date, place and time of the Board of Directors meeting at which such matter shall be inquired into shall be given to such member. If at least three-fourths of the members of the Board of Directors present when the matter is inquired into are of the opinion that the member has infringed any Rule of the Association or has failed to comply with any decision of the Board of Directors or has been guilty of such conduct as aforesaid, and that person has failed to afford proper justification or explanation of the Board of Directors may forthwith fine, reprimand, suspend for such period not exceeding three months as the Board of Directors at its sole discretion decides or expel such member. The notice by letter aforesaid shall contain a statement of the charge brought against the member.

If a member of the Association is expelled or suspended in accordance with these Rules his membership –

- (i) In the case of an expulsion, shall ipso facto terminate; and
- (ii) In the case of a suspension, shall ipso facto cease for the period of the suspension.

If a member or ex-member so expelled is aggrieved by the decision of the Board of Directors he may, within one month of receiving written notification thereof, lodge with the Secretary written

notice of his intention to appeal against such decision to the next Annual Meeting or to a Special Meeting, which Special Meeting, if such notification has been lodged shall be called at the earliest possible date in accordance with Rule 21; such appeal to have precedence over all other business. The decision of the majority of those present and entitled to vote and such majority vote shall take effect in accordance with the Rules in place of the decision of the Board of Directors.

Where a decision of the Board of Directors that a person be expelled from the Association is set aside or varied by an Annual or Special Meeting of the Association the membership of that person of the Association shall ipso facto be reinstated, subject however to any suspension thereof decided upon by the meeting, without payment of an entrance fee.

The name of a member expelled from membership of the Association shall be removed from the Register of members and particulars of the suspension of a member shall be entered in that Register.

### **REGISTER OF MEMBERS**

10. (1) The Management Committee shall cause a register to be kept in which shall be entered the names and residential addresses of all persons admitted to membership of the Association and the dates of their admission.
- (2) Particulars shall also be entered into the said Register of the deaths, resignations, termination, suspension, reprimands and reinstatements of members and any further particulars as the Management Committee or the members in general meeting may require from time to time.
- (3) The Register shall be open for inspection at all reasonable times by any member who previously applies to the Secretary for such inspection.
- (4) Members shall communicate any change of address in writing to the Secretary, and all notices by post or otherwise to the last recorded address shall be considered duly delivered.

### **VOTES OF MEMBERS**

11. (1) At all Annual and Special Meetings, and at every election of the members of the Board of Directors only Life Members, Term Members, Ordinary Members and Corporate Members shall be entitled to vote. Each shall have one vote and voting by proxy shall not be allowed. No member shall be entitled to vote at any meeting, or poll, unless all monies due from him to the Association shall have been paid. The chairperson shall have a primary vote and, in the case of equality of votes a casting vote.
- (2) Voting shall be by a show of hands or division of members unless not less than one fifth of the members present demand a ballot, in which event there will be a secret ballot. The Chairperson shall appoint two members to conduct the secret ballot in such a manner as he shall determine and the result of the ballot as declared by the Chairperson shall be deemed to be resolution of the meeting at which the ballot was demanded.
- (3) At all Annual and Special meetings, those in attendance shall sign a book to be kept for that purpose by the Secretary.

### **MEMBERSHIP OF BOARD OF DIRECTORS**

12. The Board of Directors of the Association shall consist of a President, a Vice President, a Captain, a Director of Finance and a further three Directors drawn from the categories of Ordinary, Corporate, Life or Term membership.

### ELECTION OF BOARD OF DIRECTORS

13. (1) At the Annual Meeting all the members of the Board of Directors for the time being shall retire from office but, shall be eligible for re-election if nominated.
- (2) A person shall not be qualified to stand for election as Director of Finance unless he:-
- (a) Is a member or past member of the Institute of Chartered Accountants in Australia or the Australia Society of Chartered Practicing Accountants; or
  - (b) Has, in the reasonable opinion of the Board of Directors, other qualifications and/or experience that are necessary to fulfill the position of Director of Finance.
- (3) A person shall not be qualified to stand for election as a member of the Board of Directors unless he has been an Ordinary, Corporate, Life or Term member of the Association for at least twelve months as has paid all monies owing by him under these Rules.
- (4) A person shall not be qualified to be elected to hold more than one office on the Board of Directors at one time.
- (5) The election of the Board of Directors shall take place in the following manner;-
- (a) Nominations for persons for election to offices on the Board of Directors shall be in writing signed by two Life, Ordinary, Corporate or Term Members of the Association and by the nominee (by way of consent) and shall be delivered into the hands of the Secretary at least twenty-one days prior to the date of the Annual Meeting at which the election is to take place;
  - (b) The names of nominees for election to offices on the Board of Directors, the names of the proposers of each such nominee shall be displayed on the notice board or other prominent place on the Association's premises for at least fourteen days prior to the date of the Annual Meeting at which the election is to take place;
  - (c) A member may be a candidate for more than one position on the Board of Directors provided that where a person is a candidate for election for more than one of the positions on the Board of Directors the election of the various positions are specified in Rule 12 (1) so that the election of the President shall be determined before the election of Captain, the election of Captain shall be determined before the election of the Director of Finance, the election of the Director of Finance before the Vice-President and the election of further three Directors shall be determined last. Where such a person is declared duly elected to any position then such person shall be deemed to have withdrawn his nomination as a candidate for any other position for which he was previously nominated.
  - (d) The Secretary shall prepare voting papers (if necessary) containing the names in full in alphabetical order of all candidates for election, arranged respectively in such of the following sections as the case requires namely:-
    - President ;
    - Vice President ;
    - Captain ;
    - Director of Finance ;
    - Directors.

Each voting paper shall be in the form approved by the Board of Directors and shall be initialed by the Returning Officer.

- (e) The Board of Directors shall be elected by ballot and such ballot shall be open between the hours of 9:00am and 5:00pm for the period of nine days immediately preceding the day before the day appointed for the holding of the Annual General Meeting and voting at such election shall take place during the aforesaid hours at such place or places as the Board of Directors may from time to time determine. The Board of Directors shall at its meeting held next before the day appointed for the holding of the Annual General Meeting determine the place or places where voting may take place and shall appoint three scrutineers from amongst the financial Life, Ordinary or Term Members of the Club who shall count the votes at the closing of the ballot and report the result thereof in writing to the President before the opening of the Annual General Meeting. In the event of there being an equality of votes for candidates for any office in the Club the matter shall be resolved by the holding of a further ballot between those with equal votes amongst those financial Members who shall attend the Annual General Meeting and in the event of a further equality of votes the matter shall be resolved on the casting vote of the President of the Club at the commencement of the Annual General Meeting.

### VACANCIES ON BOARD OF DIRECTORS

14. (1) If a member of the Board of Directors:
- (a) Dies;
  - (b) Intimates in writing to the Secretary of the Association that he resigns his office on the Board of Directors: or
  - (c) Is absent from three consecutive meetings of the Board of Directors without leave of absence having been granted by the Board of Directors.

The Board of Directors may declare the office of that member vacant, and, if it does so, may appoint a person who is qualified to stand for election as a member of the Board of Directors and who agrees to serve as such member to hold the vacated office until the next ensuing Annual Meeting.

- (2) The office of a member of the Board of Directors shall become vacant if the member-
- (a) Becomes a patient under the Mental Health Act of Queensland
  - (b) Is convicted of an indictable offence ;
  - (c) Is made bankrupt, takes advantage of the laws relating to bankruptcy or compounds with his creditors; or
  - (d) Ceases to be a member of the Association.
- (3) The Board of Directors shall have the power to remove from the Office any officer of the Association who shall, by resolution passed by not less than three-fourths of the members of the Board of Directors present at a meeting of the Committee, be declared to have been guilty of misconduct as an officer of the Association, or to have done any act prejudicial to the good name or interests of the Association. Before any charge against an officer is considered, the Board of Directors shall cause a notice in writing to be sent to such officer at his residential address last recorded in the Association's Register of Members specifying the charge brought against such officer and the date, place and time (not less than seven days after the date of giving such notice) of the Board of Directors meeting at which such charge will be inquired into and at such meeting such officer shall be given an opportunity to defend himself and justify or explain his conduct. If such officer is aggrieved by the Board of Directors decision he may appeal as provided for by Rule 9(2).
- (4) The continuing members of the Board of Directors may act notwithstanding any casual vacancy in the membership of the Board, but if and so long as their number is reduced below the number fixed by or pursuant to these Rules as the quorum of the Board of Directors, the continuing member or members may act for the purpose of increasing the number of members of the Board to that number, or of summoning a special meeting, but for no other purpose.

### **FUNCTIONS OF THE BOARD OF DIRECTORS**

15. (1) Except as otherwise provided by these Rules and subject to resolutions of the Members of the Association carried at any Annual or Special meeting, the Board of Directors -
- (a) Shall have the general control and management of the administration of the affairs, property and funds of the Association; and
  - (b) Shall have authority to interpret the meaning of these Rules and to decide with respect to any matter relating to the Association on which these articles are silent.
- (2) The Board of Directors may exercise all the powers of the Association except the power of sale of any real property owned by the Association save for the power to mortgage charge or grant easements leases or licenses in respect of such real property.
- (3) The Board of Directors shall from time to time appoint a Secretary who shall hold office for such term and upon such conditions and at such salary as the Board of Directors from time to time determine.

### **MEETINGS OF BOARD OF DIRECTORS**

16. (1) The Board of Directors shall meet at least every two calendar months to discharge its functions.
- (2) A special meeting of the Board of Directors shall be convened by the Secretary on the requisition in writing signed by not less than one third of the members of the Board of Directors, which requisition shall clearly state the reasons why such special meeting is to be convened and the nature of the business to be transacted thereat. The President shall have the power to convene a meeting of the Board of Directors whenever he considers it necessary.
- (3) At every meeting of the Board of Directors a simple majority of members elected to the Board of Directors as at the close of the last preceding Annual Meeting of the members, shall constitute a quorum.
- (4) Subject as previously provided in this rule, the Board of Directors may meet and regulate its proceedings as it thinks fit; providing that questions arising at any meeting of the Board of Directors shall be decided by the majority of votes of those present and entitled to vote upon the question, the Chairperson having a primary vote and in the case of equality of votes, having a casting vote. A member of the Board of Directors who abstains from voting on any business shall be taken to have voted in the negative.
- (5) A member of the Board of Directors shall not be entitled to vote in respect of any contract or the proposed contract with the Association in which he has pecuniary interest, or any matter arising in connection therewith, and if he does so vote his vote shall not be counted.
- (6) Notice shall be given by the Secretary to members of the Board of Directors of any special meeting of the Board of Directors. Such notice shall clearly state the nature of the business to be discussed at the meeting.
- (7) The Chairperson of each meeting of the Board of Directors shall be –
- The President, if his is present;  
In his absence the Vice President and in his absence;  
A member of the Board of Directors appointed by the Board for the purpose if the President is absent;



Provided that if the person entitled under sub-clause 7 to be Chairperson is not entitled to vote on a question before the meeting she shall vacate the chair until the question is disposed of and for that period he shall be deemed to be not present at the meeting.

- (8) If within half an hour from the time appointed for the commencement of a Board of Directors meeting a quorum is not present, the meeting if convened upon the requisition of the members of the Board of Directors, shall lapse. In any other case it shall stand adjourned to the same day in the next week at the same time and place, or to such other day at such time and place as the members present may determine, and if at the adjourned meeting a quorum is not present within half an hour from the time appointed for the meeting, the meeting shall lapse.
- (9) The Secretary shall cause full and accurate minutes of all questions, matters, resolutions and other proceedings of every Board of Directors Meeting and every Annual or Special meeting to be entered in a book to be open for inspection at all reasonable times by any financial member who previously applies to the Secretary for that inspection. For the purpose of ensuring the accuracy of the recording of such minutes, the minutes of every Board of Directors meeting shall be signed by the Chairperson of that meeting or the Chairperson of the next succeeding Board of Directors meeting verifying their accuracy. Provided that the minutes of any Annual General Meeting shall be signed by the Chairperson of that meeting of the Chairperson of the next succeeding General Meeting or Annual General Meeting.

#### **ESTABLISHMENT OF SUB-COMMITTEES**

17. (1) The Board of Directors may cause to be established from amongst its members such number of sub-committees as it considers necessary for the proper functioning of the Association or for the proper management of the business and affairs of the Association. The President and the Vice President shall, unless otherwise determined by the Board of Directors, ex officio, be a member of every sub-committee and shall have the power to appoint the Chairperson of such sub-committees. Unless otherwise determined by a General Meeting of Members under rule 21, a Ladies sub-committee and a Veterans sub-Committee shall be appointed by the Board of Directors.
- (2) The Board of Directors may delegate any of its powers to a sub-committee consisting of such members of the Association as the Board of Directors thinks fit. Any sub-committee so formed shall in the exercise of the powers so delegated conform to any regulation that may be imposed on it by the Board of Directors.
- (3) If at any sub-committee meeting the Chairperson is not present within ten minutes after the time appointed for holding the meeting, the members may choose one of their number to be Chairperson of the meeting.
- (4) A sub-committee may meet and adjourn as it thinks proper. Questions arising at any meeting shall be determined by a majority of votes of the members present and, in the case of an equality of votes, the question shall be deemed to be decided I negative.
- (5) The Board of Directors shall appoint any delegate or delegates to represent the Association for any purpose, with such powers as the Board of Directors thinks fit.
18. All acts done by any meeting of the Board of Directors or of a sub-committee or by any person acting as a member of the Board of Directors or sub-committee shall, notwithstanding that it is afterwards discovered that there was some defect in the appointment of any member of the Board of Directors or of a person acting as aforesaid, or that the members of the Board of Directors or any of them were disqualified from holding office as such, be valid as if every such person had been duly appointed and was to be a member of the Board of Directors or sub-committee.
19. A resolution in writing assigned by all members of the Board of Directors for the time being entitled to receive notice of a meeting of the Board of Directors shall be as valid and effectual as if it had

been passed at a meeting of the Board of Directors duly convened and held. Any such resolution may consist of several documents in like form, each signed by one or more members of the Board of Directors.

### **ANNUAL GENERAL OR GENERAL MEETINGS**

20. The first general meeting shall be held at such time not being less than one month nor more than three months after the incorporation of the Association.
21. (1) Every meeting shall be held at the Association's premises.
- (2) The Annual Meeting shall be held within three months of the close of the financial year on such day and at such time as the Board of Directors may from time to time determine.
- (3) Notice of the date of the Annual Meeting shall be posted on the Notice Board of the Association at least twenty eight clear days before the date of the meeting and this shall constitute the sole Notice to members unless the Board of Directors otherwise decides.
- (4) At any meeting, 10 per centum of the membership or 20 members (whichever is the lesser) entitled to vote shall constitute a quorum.
- (5) The business to be transacted at every AGM shall be –
- (a) The receiving of the Board of Directors' reports and the statement of income and expenditure, assets and liabilities and mortgages, charges and securities affecting the property of the Association for the preceding financial year ;
- (b) The receiving of the auditor's report upon the books and accounts for the preceding year;
- (c) The declaration of the results of the election of the members of the Board of Directors;
- (d) The appointment of an auditor ;
- (e) Such other business as shall have been specified in the notice convening the meeting or as may be properly brought before the meeting.
- (6) (a) The secretary shall, whenever required by the Board of Directors or in accordance with Rules 9(2) or 14(4) convene a special meeting of the Association. At any such meeting, 10 per centum of the membership or 20 members (whichever is the lesser) entitled to vote shall constitute a quorum.
- (b) The Secretary shall, upon a requisition made in writing by not less than 10 per centum of the members of the Association entitled to vote at a general meeting, convene a Special Meeting. At any such meeting 10 per centum of the membership or 20 members (whichever is the lesser) entitled to vote shall be considered a quorum. Any requisition so made by the members shall express the object of the meeting proposed to be called, and shall be left with the Secretary, and such requisition shall have priority over any subsequent requisition. Upon receipt of the requisition on the Notice Board of the Association and shall forthwith convene a Special meeting to be held within thirty days from the date the requisition is received.
- (7) At least fourteen days' notice of every Special meeting specifying the place, the date and the hour of the meeting and in case of special business, the general nature of such business shall be given to the members in the manner provided by these Rules; but the inadvertent omission to give such notice to or the non-receipt of such notice by any member shall not invalidate the proceedings at any Special Meeting.

- (8) If within half an hour from the time appointed for a meeting a quorum of members is not present, the meeting, if convened upon the requisition of members shall lapse; in any other case it shall stand adjourned to a date fixed by the Chairperson within 21 days of the date set down for such meeting. Notice of such change shall be posted on the notice board.
- (9) The President, or in his absence, some members of the Board of Directors, appointed by the Board of Directors, shall preside at every meeting of the Association provided that the outgoing President if he is present shall preside at the Annual General Meeting until its conclusion. Provided that if within ten minutes after the time appointed for the holding of the meeting none of the persons aforesaid are present, the meeting may elect its own Chairperson.
- (10) The Chairperson, with the consent of any meeting, may adjourn the same from time to time, but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place.
- (11) At any meeting unless a poll of all members present and entitled to vote is demanded in accordance with Rule 11 (2) a declaration by the Chairperson that a resolution has been carried, or carried by a particular majority, or lost, and an entry to that effect in the Minute Book of the Association shall be sufficient evidence of the fact without proof of the number or proportion of votes recorded in favour of or against resolution.

#### **PATRON**

22. At each Annual Meeting the members may appoint a Patron for the period until the next annual meeting.

#### **BY-LAWS**

23. (1) The Board of Directors may from time to time make By-Laws and regulations for the management of the Association, and for the better attainment of any of these Rules at any time revoke or alter the same as they may deem advisable subject to the same not being inconsistent with these Rules.
- (2) Without limiting the matters in relation to which by-laws may be made, by laws may be made in relation to the following matters:-
- (a) The benefits, privileges, rights and duties of members of the Association;
  - (b) The qualifications, restrictions and conditions affecting members of the Association;
  - (c) The conduct of members of the Association in respect to one another and in respect of employees of the Association;
  - (d) Provisional members and honorary members of the Association and visitors to the Association's premises;
  - (e) The conduct and management of the Association's premises;
  - (f) The upkeep, control and management of the Association's course;
  - (g) The use of the Association's course and amenities by members of the Association and by visitors;
  - (h) The green fees and other charges payable by members of the Association and by visitors;
  - (i) The reciprocal arrangements by which Association members can play on other golf courses and members of other golf clubs can play on the Association's course;
  - (j) The green fees payable by honorary members of the Association;

- (k) The regulation and control of play in sporting matches and competitions held on the Association's course and premises;
  - (l) The enforcement of observance of the by-laws;
  - (m) The conditions under which a branch of the Association shall function;
  - (n) The conditions under which certain members may organize their own separate competitions.
- (3) The making of a by-law shall be notified by the display on the notice thereof and of Contents of the by-law for a period of at least four weeks on the notice board or other prominent place in the Association's premises and upon such notice being put on display the by-laws become binding upon all person to whom it is applicable and shall be observed by them.
- (4) All such by-laws or regulations, or any revocation or alteration thereof shall be in force until disallowed by any Annual or Special Meeting.

### **ALTERATION OF RULES**

24. Subject to the provisions of the Associations Incorporations Act 1981 these Rules may be amended, rescinded or added to from time to time by a special resolution carried at any general meeting; Provided that no such amendment, rescission or addition shall be valid unless the same shall have been previously submitted to and approved by the Secretary, Department of Justice, Brisbane.

### **COMMON SEAL**

25. The Board of Directors shall provide for a common seal and its safe custody. The common seal shall only be used by the authority of the Board of Directors and every instrument to which the seal is affixed shall be signed by a member of the Board of Directors and shall be countersigned by the Secretary or a second member of the Board of Directors or some other person appointed by the Board of Directors for that purpose.

### **FUNDS AND ACCOUNTS**

26. (1) The funds of the Association shall be banked in the name of the Association in such bank or banks as the Board of Directors may from time to time direct.
- (2) Proper books and accounts shall be kept and maintained in writing in the English language showing correctly the financial affairs of the Association and the particulars usually shown in the books of a like nature.
- (3) All moneys shall be banked as soon as practicable after receipt thereof
- (4) All cheques and negotiable instruments drawn on behalf of the Association shall be signed by any two of the President, Director of Finance or Secretary of the Association or in such other manner determined by the Board of Directors.
- (5) The monetary level at which amounts due shall be paid by cheque shall be as determined by the Board of Directors from time to time. All cheques shall be crossed "not negotiable" except those in payment of wages, allowances or petty cash recouplement's which may be open.
- (6) The Board of Directors shall determine the amount of petty cash which shall be kept on the imprest system.

- (7) All expenditure shall be under the control of the Board of Directors who may delegate all or any powers to the Director of Finance.
- (8) The Secretary shall keep the accounts of the Association and of all monies received and disbursed and submit the same to the Director of Finance who shall report on the financial position of the Association to each ordinary meeting of the Board of Directors and at other times to the President or Board of Directors requires of him.
- (9) As soon as practicable after the end of each financial year the Director of Finance shall cause to be prepared a statement containing particulars of:-
  - (a) The income and expenditure for the financial year just ended; and
  - (b) The assets and liabilities and of all mortgages, charges and securities affecting the property of the Association at the close of that year.
- (10) All such statements shall be examined by the auditor who shall present his report upon such audit to the Secretary prior to the holding of the Annual meeting next following the financial year in respect of which the audit was made.
- (11) The income and property of the Association whencesoever derived shall be used and applied solely in promotion of its objects and in the exercise of its powers as act out herein and no portion thereof shall be distributed, paid or transferred directly or indirectly by way of dividend, bonus or otherwise by the way of profit to or amongst the members of the Association; Provided that nothing herein contained shall prevent the payment in good faith of interest to any such member in respect of monies advanced by him to the Association or otherwise owing by the Association to him or the payment of remuneration to any employees of the Association or to members of the Association or other person return for any services actually rendered to the Association; Provided further that nothing herein contained shall be construed so as to prevent the payment or repayment of any member of out of pocket expenses, money lent, reasonable and proper charges for goods hired by the Association or reasonable and proper rent for premises demised or let to the Association.

#### **INDEMNITY OF OFFICERS**

27. (1) Every member of the Board of Directors, the Secretary and every other employee of the Association shall be indemnified by the Association, and it shall be the duty of the Board of Directors, out of the funds of the Association, to pay all costs, losses, damages and expenses which any such member, the Secretary or employee, acting with the authority of the Board of Directors, may incur or be liable to by reason of any contract entered into or act or deed done by him in the discharge of his duties; and the amount for which such indemnity of his duties; and the amount for which such indemnity is given shall immediately attach as a lien on the property of the Association, and have priority as between members over all other claims.
- (2) No member of the Board of Directors and no employee (including the Secretary) of the Association shall incur any liability on account of loss or damage suffered by the Association in connection with discharge of the member's or employee's duties unless the loss or damage has been occasioned by his willful act of default.
- (3) The Association may insure with any reasonable insurer at the Association's cost itself, the Directors, the Secretary and any other employee against liability for costs, losses, damages or expenses referred to in 27 (1) hereof.

### **DAMAGE TO PRPOERTY**

28. Any person breaking or otherwise damaging any property of the Association shall pay such sum as may be adjudged by the Board of Directors sufficient to cover the damage.

### **SALE OF LIQUOR**

29. (1) The Association shall not sell or supply liquor or suffer liquor to be consumed on its licensed premises at any time other than on the days and during such hours as are stipulated in and permitted under the provisions of the Liquor Act Queensland.
- (2) The Association shall not sell or supply liquor for consumption elsewhere than on its licensed premises or permit or suffer liquor to be carries away from the licensed premises except as may be permitted by law.
- (3) No payment shall be made to any officer, the Secretary or employee of the Association, by way of commission or allowance from or upon the receipts of the Association for liquor sold or supplied from any other source whatsoever.
- (4) The Association shall not sell or supply liquor or permit or suffer liquor to be consumed on its licensed premises by a person under or apparently under the age prescribed by the Liquor Act of Queensland as the age under which persons may not consume liquor in licensed premises, a person in s atet of intoxication, or habitual drunkard, a mentally ill person, or a person reasonably suspect to be mentally ill or a prohibited person.

### **DOCUMENTS**

30. The Board of Directors shall provide for the safe custody of books, documents, instruments of title and securities of the Association.

### **FINANCIAL YEAR**

31. The financial year of the Association shall close on 30<sup>th</sup> September in each year.

### **INTERPRETATION CLAUSE**

32. In these Rules, unless the context indicates to the contrary –

“Annual Meeting” means an Annual General Meeting of the Association;

“Association” means The Carbrook Golf Club Inc;

“Board of Directors” means the Board of Directors as constituted for the time being by the Association which the Board of Directors shall be deemed to the Management Committee of the Association for the purpose of the Associations Incorporations Act 1981;

“branch” means any number of members of the Association who have a separate fund administered by themselves or by a committee or officers appointed by themselves.

“Board of Directors meeting” means a meeting of the Board of Directors;

“financial year” means the period commencing of the first day of October in one year and ending on the thirtieth day of September in the next following year;

“month” means a calendar month;

“Officer” means a member of the Board of Directors;

“prescribed” means provided for by or pursuant to these Rules;

“Secretary” means the Secretary, Honorary Secretary or General Manager for the time being of the Association;

“Special Meeting” means any other General Meeting of the Association;

“writing” includes every means of recording words or figures on paper or the material so that they may be read;

Words importing the masculine gender include the feminine gender;

Words importing the singular number include the plural;

Words importing the plural number include the singular.

A derivative of a word to which a meaning is assigned by this clause 32 has in these Rules a corresponding meaning.

#### **DISTRIBUTION OF SURPLUS ASSETS**

33. If the Association shall be wound up in accordance with the provisions of the Associations Incorporations Act 1981, and there remains, after satisfaction of all debts and liabilities, any property whatsoever, the same shall not be paid to or distributed among the members of the Association, but shall be given or transferred to some other institution or institutions whose rules prohibit the distribution of its or their income and property among its or their members to an extent at least as great as the extent provided for by Rule 26 (11) of the Rules; such institution or institutions to be determined by the members of the Association.