

# South Australian Badminton Association



## Constitution

Amended 30/10/2010

**SOUTH AUSTRALIAN BADMINTON ASSOCIATION INCORPORATED**

**CONSTITUTION AS AMENDED 30/10/2010**

**RULE 1. NAME**

- 1.1 The Association shall be called the "South Australian Badminton Association Incorporated" and throughout this Constitution the words "**The Association**" shall mean the South Australian Badminton Association Incorporated.
- 1.2 The governing body of The Association shall be "**The Board**" and throughout this Constitution shall be referred to by that name
- 1.3 The Board, at its discretion, may elect bodies to act or recommend on specific subjects. These bodies shall be called "**Committees**" and throughout this Constitution shall be referred to by that name.
- 1.4 The Board, at its discretion and within the bounds of the Constitution may make, and where necessary amend, and/or delete a number of regulations governing the administration of The Association and these shall be called the "**By-Laws**" of The Association and throughout this Constitution shall be referred to by that name.
- 1.5 There shall be a Badminton Players Committee and throughout this Constitution the letter "**BPC**" shall mean the Badminton Players Committee.

**RULE 2. OBJECTS**

- 2.1 The object of The Association shall be to control, promote and advance the game of Badminton in South Australia.

**RULE 3. POWERS**

The powers of The Association shall be:-

- 3.1 To provide, construct, furnish and maintain Badminton courts and any buildings or other works necessary or convenient for the purpose of The Association.
- 3.2 To arrange and manage International, Championship, Interstate, Inter-district and Inter-club badminton and all matters relating thereto.
- 3.3 To approve the dates and to regulate the holding of all tournaments in South Australia.
- 3.4 To acquire and if necessary borrow money to acquire by purchase, lease or otherwise any real or personal property and any rights or privileges which The Association may think necessary or convenient and to let, hire or grant licence over any of The Association's property real or personal.
- 3.5 To arrange for the affiliation and representation of The Association on the Australian Badminton Association or any body of a similar nature formed for the purpose of promoting and controlling the game of badminton.

- 3.6 To delegate the management of any Championship or Interstate meeting to any Club or other body.
- 3.7 To promote the formation of any Branch Association in the State of South Australia.
- 3.8 To hire or employ an Administrator, clerks, managers, servants and workmen and to pay to them or any other persons, salaries, wages, gratuities or pensions in return for service rendered to The Association.
- 3.9 To deal with the monies of The Association not immediately required, and to invest upon any of the investments authorised for trustees by the laws of the Commonwealth of Australia and any of the Australian States.
- 3.10 Render monetary or other assistance to any Affiliated Club or Branch Association upon any terms or conditions deemed acceptable to The Board.
- 3.11 Do all such other acts, matters and things as are incidental or conducive to the Objects.
- 3.12 To ensure that the assets and income of The Association shall be applied solely in furtherance of its objects and no portion shall be distributed directly or indirectly to its members except as bona fide compensation for services rendered or expenses incurred on behalf of The Association.

**RULE 4. MEMBERSHIP**

**4.1** Membership of The Association shall be in the following categories:-

- "A" - Affiliated Clubs.
- "B" - Affiliated Branch Associations.
- "C" - Associate Members.
- "D" - Honorary Life Members.
- "E" - Professional Members.
- "F" - Honorary Social Members.
- "G" - Ordinary Members.
- "H" - Recreation Centres and Schools
- "I" - Support Members
- "J" - Elite Members

Categories "A", "B", "C", "D", "E", "G" and "J" of Membership of The Association shall be called "**Financial Members**" and throughout this Constitution shall be referred to by that name.

Categories "H" and "I" of Membership of The Association shall be called "**Support Members**" and throughout this Constitution shall be referred to by that name.

The metropolitan area is defined as that area lying within a radius of thirty two (32) kilometres of the G.P.O. Adelaide. An Affiliated Club or Branch Association formed substantially outside the metropolitan area shall be deemed a Country Club or Branch Association. An Affiliated Club or Branch Association formed substantially inside the metropolitan area shall be deemed a Metropolitan Club or Branch Association.

**"A" Affiliated Club.**

Any Badminton Club having a membership of not less than twelve and the possession or right of occupancy of one or more courts and a Constitution IF ANY to the satisfaction of The Board, may apply, on a prescribed form, for affiliation with The Association.

**"B" Affiliated Branch Association.**

A Branch Association may be formed with the consent of The Board by any three or more Badminton Clubs whose locality and aggregate membership (minimum 36) are such that The Board may consider the formation warranted. The names of any such Branch Association shall be approved by The Board. All applications to form a Branch Association shall be submitted on the prescribed form and shall be accompanied by a copy of the Constitution of such Branch Association. The rules of such Branch

Associations shall provide, inter alia, that the President of The Association or the President's nominee may attend any meeting of the Branch Association.

**"C" Associate Members.**

Any person not being a member of an Affiliated Club or Affiliated Branch Association who shall conform to the rules of The Association, shall upon application for membership as an Associate Member provide details as set out on the prescribed application form and pay the appropriate fees. Such person may at the discretion of The Board, be approved by it as an Associate Member of The Association, and shall be entitled to the same privileges as an Ordinary Member.

**"D" Honorary Life Member.**

Life Membership shall be awarded to any person who has held a SABA membership for a minimum of 10 years and during this period served in an administrative, official coaching, technical official or other voluntary capacity, or any combination of these positions. Nominations shall be submitted to the SABA board from a member club, and upon the recommendation of The Board, be elected an Honorary Life Member of The Association at any Annual General Meeting based on a majority. Honorary Life Members shall have automatic and continuous membership at all times with the privileges of Ordinary Members as defined, and free admittance at the discretion of The Board to all functions conducted under the direction of The Association.

**"E" Professional Member.**

Professionals as defined under the existing International and National Rules governing such shall be admitted to the Membership under terms and rules defined by The Board at the time of each admission.

**"F" Honorary Social Member.**

Honorary Social Membership of The Association shall be conferred on:-

- (a) Patrons and Vice-patrons.
- (b) Any person who is a Member of an Affiliated Club or Affiliated Branch Association outside a radius of thirty two (32) kilometres from the Adelaide G.P.O. and plays badminton in the State of South Australia, on any day that he/she is at The Association premises for the purpose of a Championship and/or Tournament.
- (c) Any person who is a member of any Interstate Badminton Association/Club and who visits The Association premises on any day for the purposes of a Championship and/or Competition match.

**"G" Ordinary Members.**

All Members of an Affiliated Club, or Affiliated Branch Association and Associate Members who are over 18 years of age on 1st April, and who comply with the provisions of this Constitution and Rules shall be required to be Ordinary Members of The Association. Those persons over the age of 12 years and under the age of 18 years on 1st April, shall be required to be **Junior Ordinary Members** of The Association. An Ordinary member who is a member of a Metropolitan Affiliated Club or Branch Association, or who is an Associate Member residing within the metropolitan area, shall be described as an Ordinary Member (Metropolitan) for the purposes of Rule 19.

**"H" Recreation Centres and Schools.**

Any Recreation Centre or School that offers playing facilities for badminton, may apply on a prescribed form for Membership of The Association. Such Centres or Schools shall pay an appropriate fee as determined by The Board which shall not be less than \$30.00 per annum and shall be due on such date as published in the By-Laws. No voting rights within The Association shall apply to category "H" of Membership.

**"I" Support Members.**

Any person playing badminton at such Centre or School may apply on a prescribed form for Support Membership of The Association. Such persons shall pay an appropriate fee as determined by The Board which shall not be less than \$2.00 per annum and shall be due on such date as published in

the By-Laws. No voting rights within The Association shall apply to category "I" of Membership and category "I" Members are not entitled to compete within SABA competitions.

**"J" Honorary Elite Members.**

Elite Membership shall be awarded to any person who has held a SABA membership for a minimum of 7 years, represented South Australia at a Badminton Australia Sanctioned National Carnival and been selected in a Commonwealth or Olympic Games Team. Nominations shall be submitted to the SABA board from a member club, and upon the recommendation of the Board, be elected an Elite Member of the Association at any Annual General Meeting based on a majority. Elite Members shall have automatic and continuous membership at all times with the privileges of Ordinary Members as defined, and free admittance at the discretion of The Board to all functions conducted under the direction of The Association.

- 4.2 Hereinafter all Affiliated Clubs and Affiliated Branch Associations and Bodies throughout this Constitution shall be called **Affiliated Clubs** and shall be referred to by that name.
- 4.3 Membership fees shall be determined by The Board, shall be published in the By-Laws, shall not be less than \$2.00 per annum and shall be due on such date as published in the By-Laws.
- 4.4 Membership shall be granted on payment of the appropriate fees and ratification of the application by The Board.
- 4.5 Upon application for membership, and/or for renewal of membership, as an Affiliated Club, Body, the Secretary of such Club shall pay the appropriate Club affiliation fee, and shall furnish to The Association a list of all members of such Club, together with the appropriate membership fees.
- 4.6 The Secretary of each Affiliated Club shall furnish to The Association at intervals of three (3) months a list of new members of such Club, together with the appropriate membership fees.
- 4.7 No membership fee shall be payable for any person who is already a financial member of The Association. The registration number of such person/s shall be entered on the application form.
- 4.8 No membership fees shall be payable for Junior Members under the age of twelve (12) years other than those participating in authorised S.A.B.A. activities.
- 4.9 The Secretary or in his/her absence the President of each Affiliated Club shall forward to The Association the name of one Ordinary Member to be such Affiliated Club's delegate to Annual General or Special General Meetings of The Association. Each delegate shall hold office until a successor is appointed. No delegate shall be accepted from any Affiliated Club unless a minimum of twelve (12) membership fees have been paid by that Club.
- 4.10 The Secretary or in his/her absence the President of each Affiliated Club or Organisation shall forward to The Association the name of one Ordinary Member to be such Affiliated Club's or Organisation's delegate to the meetings of the BPC. Each delegate shall hold office until a successor is appointed.

**RULE 5. MEMBERSHIP PRIVILEGES**

- 5.1 All Ordinary Members, Junior Ordinary Members, Associate Members and Professional Members shall be Registered Players of The Association. Registered Players of The Association shall have the rights of playing on the courts of The Association and the use of the property of The Association, as The Board shall from time to time determine.
- 5.2 Registered Players shall be entitled to:-
  - (a) Attend and take part in all discussions at General Meetings of The Association, but shall not vote, unless an appointed delegate.

- (b) Take part in all open competitions and open tournaments promoted by The Association or by any Branch Association or authorised by The Association.

**5.3** Personal details required for Player Registration shall be as published in the By-Laws.

**RULE 6. TERMINATION OF MEMBERSHIP**

**6.1** Except as stated below, all Affiliated Club, Associate, Professional and Ordinary memberships shall terminate each year on a date as published in the By-Laws.

**6.2** The Board of The Association may suspend the membership of any Affiliated Club if:-  
(a) Such Affiliated Body neglects to pay its annual fees for that year on or before a date and at a figure determined by The Board.

or

(b) Such Affiliated Club or the committee of management thereof shall act contrary to or neglect to comply with any of these Rules, any By-Laws or decision of The Board.

or

(c) Such Affiliated Club shall request The Board to suspend its membership.

**6.3** The Board may suspend any Registered Player:

(a) Refer Rule 13.4(d).

(b) If any Affiliated Club requests the cancellation of registration. (Rule 6.5)

**6.4** While under suspension, players may not be accepted as a Registered Player of any Affiliated Club and shall forfeit all rights of membership of The Association.

**6.5** Any Affiliated Club requiring the suspension of a Registered Player may make written application to The Board within one week of the offence taking place. Any Affiliated Club wishing to suspend a player at the end of the current season for the non-payment of fees, to prevent transfer to another Affiliated Club in the next season, shall submit in writing the name/s and address/es of the player/s to The Board not later than one month after the last night of play of the current season. The application shall be submitted in duplicate, one copy shall be sent to the offending player who shall have the right of appeal to The Board. The names of suspended players shall be circulated to all Affiliated Clubs. Any Affiliated Club playing a suspended player shall forfeit any matches in which he/she has taken part and be liable for suspension by The Board.

**RULE 7. \_\_\_\_\_ YEAR**

**7.1** The Association financial year shall be deemed to end on the 30th June.

**RULE 8. MEMBERSHIP RECORDS**

**8.1** The Board shall keep a register or registers of all Affiliated Clubs, Registered Players, Patron, Vice-Patrons, Honorary Life Members, Honorary Social Members and Members of The Board. Such Register(s) to be kept on The Association premises.

**RULE 9. GENERAL MEETINGS**

**9.1** The Association shall be governed by this Constitution and in accordance with any amendments or alterations passed at any Annual and/or Special General Meeting.

**9.2** It shall be compulsory for a delegate from each Affiliated Club to attend all General Meetings. No Proxy shall be accepted. In lieu of sending a delegate to a General Meeting an Affiliated Country Club may submit a postal vote.

**9.3** At all General Meetings of The Association a quorum shall consist of one delegate from the majority of Affiliated Clubs in the metropolitan area.

**9.4** Affiliated Clubs may appoint one Delegate who shall be a member of such Club and who is an Ordinary Member of The Association to represent them at all General Meetings. A Delegate representing an Affiliated Club shall represent only that Club.

**9.5** No Delegate shall have the right to vote at any meeting unless notification of his/her appointment signed by the Secretary or in his/her absence the President of the Affiliated Club which he/she represents is in the hands of The Board before the commencement of the meeting.

**9.6**

(a) The voting entitlements at Annual and other General Meetings shall be as follows:

(i) Board Members shall be entitled to attend, speak at, and to move and second motions, and shall be entitled to one deliberative vote at such meetings. A Board Member who is also a Delegate shall be entitled to additional deliberative votes as prescribed in Rule 9.6 (b).

(ii) Board Members shall not be entitled to vote when filling Board positions except in their capacities, if applicable, as Delegates for Affiliated Clubs.

(b) Each of the Delegates representing an Affiliated Club shall be entitled to attend, speak at, and to move and second motions and shall be entitled to vote as follows at all such Meetings of The Association.

(i) For election of Office Bearers - one deliberative vote.

(ii) For all other matters - one deliberative vote PLUS one additional vote for each fifty (50) registered members, to a maximum of three votes.

The Chairman of any General Meeting shall have a casting vote in addition to the entitlements above.

**9.7** Lodgement of Postal Votes

(a) Any Country Club wishing to lodge a postal vote at a General Meeting of The Association shall forward such vote to The Association on the appropriate form (hereinafter referred to as the VOTING FORM). The VOTING FORM must be in the hands of The Board prior to commencement of the meeting for such form to be valid. The VOTING FORM shall consist of two parts as under:

(i) Containing a discussion form relating to the business of the meeting. On this form Country Clubs are requested to indicate whether they wish to:

(a) Second a motion of which notice has been received

(b) Move any amendment to such motion

(c) Present any discussion to the meeting in relation to any items of business.

(ii) Containing the ballot papers on which Country Clubs are asked to state how they wish to cast their votes. Such votes may be qualified to deal with possible amendments moved at the meeting.

(b) Completed VOTING FORMS shall be placed in an envelope marked BALLOT PAPERS which shall then be sealed. This envelope shall not be marked so as to identify the Country Club lodging the Voting Forms. This envelope shall then be placed in an envelope marked POSTAL VOTE and The Club shall ensure that this envelope is properly sealed, carries the name of The Club and the name and signature of the Secretary or, in his/her absence, the President of The Club lodging the forms.

This envelope shall be returned to The Association in the postage prepaid envelope supplied.

(c) The arrival of Postal Votes shall be recorded and acknowledged and such Votes shall be retained in a secure place for verification by The Board.

- (d) Any Country Club which has correctly lodged a postal vote for a General Meeting shall be deemed to have attended that meeting and its vote(s) shall be dealt with as though cast by a voting member present.

**9.8** Registration of Postal Votes

- (a) POSTAL VOTE envelopes shall be presented, unopened, to the scrutineers immediately upon their election. (Refer Rule 9.8 (f)).
- (b) In the absence of direction to the contrary any vote FOR or AGAINST a motion shall stand, notwithstanding any amendments to that motion which may be moved at the meeting.
- (c) Where a motion is not addressed by a Club, it shall be deemed that the vote is an abstention.
- (d) The scrutineers shall present any motions, amendments and/or discussion, as directed by The Club which lodged the VOTING FORMS at the appropriate time.
- (e) At the conclusion of the Meeting all VOTING FORMS shall be destroyed in their entirety by the scrutineers. VOTING FORMS shall be subject to inspection only until the specific motion to which they relate is resolved.
- (f) In the event that the scrutineers consider that a Postal Vote may have been tampered with then such vote shall be dealt with as follows:
  - (i) Any expressed wish to second motions shall be treated as valid.
  - (ii) Any discussion presented shall be treated as valid.
  - (iii) Any proposed amendment to a motion of which notice was properly given shall be treated as valid.
  - (iv) Any votes cast shall be set aside. The scrutineers shall determine whether such votes, if cast either IN FAVOUR or AGAINST, could have altered the final outcome of a ballot.

In the event that the final outcome of a ballot could not have been altered by the casting of such votes then that outcome shall be valid as though all votes were properly cast. In the event that the final outcome of a ballot could have been altered by the casting of such votes then that outcome shall be UNRESOLVED until the next Annual or Special General Meeting.

**RULE 10. ANNUAL GENERAL MEETINGS**

- 10.1** The Annual General Meeting of The Association shall be held in October of each year on a date to be fixed by The Board with Secretaries to be notified of the date not less than two months prior.
- 10.2** Thirty days notice of such Meeting shall be given to every Member of The Board, Honorary Life Members and all Affiliated Club Secretaries by circular or other means as determined by The Board. Such notification shall be accompanied by:-
  - (a) Notice that certain offices and Board positions for the following year are due to be elected and that nominations are required for these positions fourteen (14) days prior to the Annual General Meeting. Nomination will only be accepted at the Annual General Meeting if insufficient nominations are received fourteen (14) days prior to the Annual General Meeting.
  - (b) Notice of any motion to rescind, alter or amend, or suspend any of the Rules of the Constitution.
  - (c) Request for notice of any other business required fourteen (14) days prior to the Annual General Meeting.
  - (d) Notice of any business brought forward by The Board.
- 10.3** The Association shall forward to all Members of The Board, Honorary Life Members and all Secretaries of Affiliated Clubs, not less than ten (10) days prior to the Annual General Meeting,

an Agenda for the Annual General Meeting accompanied by The Board's report, and a copy of the minutes of the previous Annual General Meeting together with a list of the nominations received for the Office Bearers and Board Members for the ensuing year.

- 10.4** The business of the Annual General Meeting shall be to:-
- (a) Elect two persons as scrutineers to adjudicate on any secret ballot.
  - (b) Deal with the Minutes of the previous Annual General and of any Special General Meetings during the year.
  - (c) Receive The Board's Annual Report.
  - (d) Elect a Patron, Vice-Patron, Office Bearers and Board Members for the ensuing year.
  - (e) Attend to the reimbursement of the Treasurer's expenses for the past year.
  - (f) Deal with any business introduced by The Board, in accordance with Rule 10.2 (d).
  - (g) To deal with any business validly brought forward in writing, by any Affiliated Club, fourteen (14) days prior to the Annual General Meeting of The Association.
- 10.5** Only Financial Members of The Association shall be eligible for election to The Board.
- 10.6** The voting for any office at the Annual General Meeting shall be by secret ballot if such ballot be demanded by three persons present at the meeting, entitled to vote. The Chairperson shall have a casting vote notwithstanding Sub-Clause 9.6 (a) (ii).
- 10.7** The candidate polling the highest number of votes shall be elected.

**RULE 11. SPECIAL GENERAL MEETINGS**

- 11.1** A Special General Meeting of The Association may be called by the President, or in his/her absence the Vice President. The Special General Meeting shall be called within twenty one (21) days of his/her receiving written application stating the specific object or objects for which such Meeting is required, such application must be signed by not less than four (4) Board Members, or signed by Secretaries of not less than four (4) Affiliated Clubs.
- 11.2** Board Members, Honorary Life Members and the Secretaries of Affiliated Clubs shall be advised by circular not less than ten (10) days prior, of the date and the business of the Meeting. This business shall be the only business dealt with at such Special General Meeting.
- 11.3** A minimum of two-thirds majority of the voting members present shall be required to decide any motion to the Special General Meeting.

**RULE 12. BOARD**

- 12.1** The Management of the affairs of The Association shall be vested in The Board. The Board shall consist of seven (7) Members who shall be the President, Vice-President, Honorary Treasurer, and four (4) Board Members elected at Annual General Meetings as defined below. Board Members shall enter upon their office on election. Employees of The Association shall not be eligible to serve on The Board.
- 12.2** The processes for the tenure of office of Board Members shall be determined as follows:-
- (a) The President and two (2) other Board Members shall retire at the end of even numbered years.
  - (b) The Vice President, Treasurer and the remaining Board Members shall retire at the end of odd numbered years.

(c) All retiring Board Members shall be eligible for re-election.

(d) The President shall immediately upon election be entitled to take the Chair.

**12.3** Board meetings shall be held one in each month and all Board Members shall attend. The dates for Board Meetings for each twelve months shall be determined by The Board at the first Board Meeting immediately following the Annual General Meeting. Any variation to the dates established shall be as determined by The Board. Non attendance at two (2) meetings of The Board shall result in the Member being expelled unless a satisfactory explanation is presented to The Board. Notice of such expulsion, giving a detailed explanation, shall immediately be circulated to all Club Secretaries.

**12.4** Five (5) Members of The Board shall form a quorum. All Board Members shall have voting rights and the Chairperson of any meeting of The Board shall also have the casting vote. The President, and failing his/her presence, the Vice-President shall be Chairperson at all meetings of The Board. If neither the President nor the Vice-President are present at any meeting, the Members of The Board present at such meeting shall elect one of their number to be Chairperson.

**RULE 13. POWERS AND DUTIES OF THE BOARD**

**13.1** The President shall represent The Association as required at all major functions and shall be entitled to preside at all Meetings of The Association or its Committees. A Board Member shall represent The Association at all functions sponsored or organised by The Association.

**13.2**

(a) The President shall conduct the correspondence of The Association and shall be responsible for the proper keeping of all records and registers of The Association other than the financial records. He/She shall prepare an Annual Report for presentation to the Annual General Meeting in each year, and shall call meetings of The Board.

(b) All records and registers of The Association shall be kept at the headquarters of The Association. Copies of such records and registers may be removed at any time by any Member of The Board or person authorised by The Board. Equipment of The Association shall be kept at the headquarters of The Association, except with the consent of the President of The Association.

**13.3** The Honorary Treasurer shall at all times be under the control of The Board, and shall perform the following duties:-

(a) Receive all monies of The Association and account for same and his/her receipt therefore shall be sufficient discharge. All monies shall within ten (10) days after receipt thereof be paid into The Association's account at which The Association transacts its business. All payments should be made under the order of The Board by cheque.

(b) Keep in a book, to be open to the President and Auditors at any time, an account of all monies received and disbursed.

(c) Ensure that any cheque disbursed by the Honorary Treasurer on The Association's behalf is signed by any two of the following:- President, Vice-President, Honorary Treasurer or one nominated Board Member.

(d) Submit at an Annual General Meeting a balance sheet signed by the Auditors and showing the financial position of The Association as at the 30th. June last preceding.

(e) Submit to The Board at each meeting of The Board, a statement showing clearly the financial position of The Association in progress.

(f) Generally undertake and perform all duties as The Board shall direct.

- 13.4** The Board shall have full powers of management of the affairs of The Association, as in these Rules provided, in particular:-
- (a) The Board may make, alter or delete any regulations or By-Laws necessary or expedient as long as such regulations and By-Laws are consistent with the Constitution of The Association.
  - (b) To appoint Committees.
  - (c) To require that all or any particular matches or series of matches be played on the courts of The Association and to fix the fees or charges to be paid by the Affiliated Clubs for the use of the courts for any such match or series of matches.
  - (d) To impose fines upon, reprimand, suspend or expel any Member, or Affiliated Club, who, in The Board's opinion, has been guilty of any breach of any provision of the Constitution of The Association or any By-Law of The Association consistent with these Rules. Where The Board intends to reprimand, suspend or expel any Member or Affiliated Club, such Member or Affiliated Club shall be summoned to attend the meeting of The Board in order to state a case, by written notice not less than seven (7) days prior to such meeting at which it is proposed to finally deal with such matter.
  - (e) To fill a casual vacancy.
- 13.5** No act or proceeding of The Board shall be invalidated or illegal in consequence only of the number of Members of The Board not being complete at the time of such act or proceeding. All acts and proceedings of a meeting of The Board shall, notwithstanding the subsequent discovery of any defect in the appointment of any Member thereof, or that any Member was disqualified or disentitled to act, be as valid as if every person attending the meeting of The Board was entitled to attend such meeting; to act and to vote as a qualified Member of The Board. Any decision shall be ratified at the next meeting of The Board.
- 13.6** The Board shall arbitrate on any dispute. The Secretary of any Affiliated Club which desires to appeal to The Board about any dispute, shall, within three (3) days of the occurrence of the dispute, forward to the President or Vice-President of The Association, in duplicate, the particulars of such dispute, together with a fee as The Board shall from time to time determine and as published in the By-Laws of The Association. Any Affiliated Club may state a case and ask The Board for an extension of time not exceeding seven (7) days in which to make an appeal against another Club, team, persons or against the result of a match. The President of The Association or in his/her absence the Vice-President shall forthwith call a meeting of The Board for the purpose of hearing and deciding such dispute or appeal. The Board shall, not less than seven (7) days prior to such meeting forward to the Secretary of the other Club concerned a copy of such dispute or appeal in order that the latter Club may have an opportunity to state its case. The Board may, if such dispute or appeal be not frivolous, refund such fee to the Club referring the dispute.
- 13.7** The decision of The Board as to the interpretation of any Rule or Rules herein or the By-Laws, shall be final.
- 13.8** Any Club which has been disaffiliated or refused affiliation may appeal to The Board under the provisions of Rule 13.6.

**RULE 14. COMMITTEES**

- 14.1** At the January meeting, and whenever deemed necessary, The Board shall appoint a Chairperson of each Committee required by The Board excepting the BPC. Each Chairperson shall be responsible to a nominated Board Member.
- 14.2** Each appointed Chairperson shall nominate to The Board for its approval as many persons as are required to fulfil the functions of his/her Committee.

- 14.3 At any Committee meeting, a majority of the number of members thereof shall form a quorum.
- 14.4 The Chairperson of any meeting of any Committee shall have a deliberative as well as a casting vote.
- 14.5 The Board may at any time delegate to any Committee the power to act on behalf of The Board.
- 14.6 All Committees shall be responsible to The Board. Any Committee with any involvement with the monies of The Association shall present a financial statement of that Committee to The Board for Annual audit and shall keep in a book, to be open to the Executive and Auditor at any time, an account of all monies received and disbursed.

**RULE 15. BADMINTON PLAYERS COMMITTEE**

- 15.1 The BPC shall be a liaison between the Badminton playing community and the SABA Board for general communication, competition organisation and the general promotion and development of the sport in South Australia.
- 15.2 The BPC shall be comprised of a Delegate from each Affiliated Club or Organisation.
- 15.3 Each Affiliated Club or Organisation shall nominate a Delegate to the BPC on the SABA prescribed form.
- 15.4 At the first meeting of the BPC following April 1<sup>st</sup> each year, the Delegates shall elect a Chairperson, Secretary and additional Office bearers as required.
- 15.5 The BPC shall liaise with the SABA Treasurer regarding fee structure.
- 15.6 The Competition Committee will be responsible for organizing the Association's Competition and Competition Rules. The committee will be responsible to the BPC, however if the BPC is unable to be constituted, the Competition Committee will then be responsible to a Board Member nominated by the Board,
- 15.7 The Competition Committee shall comprise of representatives from each club with proposed team/s in The Association's Competition with the number totalling that necessary for the efficient discharge of it's duties. Each club with proposed team/s in The Association's Competition shall have one vote. The Chairperson elected by the Competition Committee shall have a casting vote.
- 15.8 The Competition Committee shall arrange the Association's Competitions in line with the format approved by the BPC and also be responsible for administering the Competition Rules and the recommending of alterations for approval by the BPC.
- 15.9 The BPC will meet at least twice a year.

**RULE 16. AUDITOR**

- 16.1 The Financial Records of The Association shall be audited by an Auditor appointed by The Board. No person shall be eligible to be an Auditor if such person has any financial dealings with The Association (excepting Financial Membership). No current Financial year's Board Member shall be eligible as Auditor.
- 16.2 Any of the accounts, receipts and vouchers as may be required for auditing purposes shall be placed in the hands of The Auditor by the Honorary Treasurer not later than the 1st August each year.

**RULE 17. COLOURS AND UNIFORMS**

- 17.1 The colours of The Association shall be as designated colours for the State of South Australia.
- 17.2 The Board shall have the power to make regulations as to the design of The Association blazer and/or uniform and as to who may wear them.
- 17.3 Dress for match play shall be determined by the Competition Rules of The Association.

**RULE 18. AMATEURISM STATUS OF PLAYERS ETC.**

- 18.1 The status of Professional, Registered and Amateur Players shall be in accordance with the Rules of the International Badminton Federation.

**RULE 19. LICENSED PREMISES**

- 19.1 For the purposes of Rule 19, A Member is defined as either an Ordinary Member (Metropolitan) or an Honorary Social Member.
- 19.2 The Association shall request the renewal of a Licence for the sale and supply of liquor for consumption at a Restricted Licensed Club. This Licence allows/permits the consumption of liquor by Members of the club (read:- Association) subject to the provisions of the governing Liquor Licensing Act, and permits The Association to sell and supply liquor to Members of The Association for consumption by Members of The Association, on the portion of The Association premises approved by the Licensing Court of South Australia.
- 19.3 The Licence, which is granted on a year to year basis, only permits the sale, supply and consumption of liquor at The Association premises, Rutland Avenue, Lockleys, and takes into account that the sale, supply and consumption of liquor shall take place only in the following parts of The Association premises, namely Lounge, Bar and Kitchen.
- 19.4 No visitor shall be supplied with liquor in The Association's licensed premises unless in the company of a Member, eighteen (18) years of age or over, who must register the name and address of the visitor in the book kept for this purpose and sign his name opposite the name opposite the name of the visitor. No Member shall introduce or entertain more than one visitor on any one day.
- 19.5 No liquor shall be sold, supplied to/or allowed to be consumed by any person under eighteen (18) years of age on The Association's premises.
- 19.6 No person whether a Member or not, shall take liquor outside the licensed section of The Association's premises.
- 19.7 Each Financial Member of The Association shall be provided with a means of identification by The Board. This identification must be provided upon request of a Board Member and/or a bar attendant. Failure to produce such identification may result in non-service from the bar.

**RULE 20. DISSOLUTION OF THE ASSOCIATION**

- 20.1 The Association cannot be dissolved except by a special resolution passed at a meeting of the members. Notice in writing of the motion to dissolve The Association and notice of the Meeting to consider the motion must be circulated to all Financial Members by The Board at least 21 days prior to the date of the Meeting.
- 20.2 Any motion to dissolve The Association must be forwarded, in writing, to The Board and must be signed by no fewer than four (4) Board Members, or signed by Affiliated Club Secretaries provided the signatures shall amount to not less than half of the Clubs presently registered.

- 20.3** Quorums and eligibility to vote shall be as designated in Rule 9.3, 9.4, 9.5 and 9.6 respectively. A minimum of three quarters majority of the voting members present shall be required in favour of the motion for it to succeed.
- 20.4** Should a motion to dissolve The Association be successful, the members present at a meeting shall immediately elect an Interim Committee of Management to finalise the affairs of The Association. This Committee shall consist of not less than three and not more than five members who shall elect a Chairperson from amongst their own numbers.
- 20.5** Duties of Interim Committee of Management:-
- (a) The Committee shall immediately freeze the Bank account of The Association.
- (b) The Committee shall cause, without delay, notices to be placed in the Public Notices columns of the Daily newspapers, advising that the South Australian Badminton Association Inc. has been dissolved and in addition advertising the names and addresses of the Interim Committee of Management.
- (c) The Committee shall advise the West Torrens City Council of the dissolution.
- (d) In the event of The Association being dissolved, the amount which remains after such dissolution and 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 organisation.

**RULE 21. ALTERATION AND INTERPRETATION OF RULES**

- 21.1** Except as herein provided no rules shall be rescinded, altered or suspended otherwise than by a resolution passed by a majority of at least two-thirds of the voting entitlements of the Club Delegates and Board Members present at an Annual or Special General Meeting.