

FINAL VERSION 14-12-07

# SOUTH AUSTRALIAN AMATEUR FOOTBALL LEAGUE

*Annexure A*

This is the annexure marked "A" referred to in the statutory declaration of  
Mark David Shadiac  
made on the fourteenth day of December 2007.

Before me

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## CONSTITUTION

**As amended 19th November 2007**

**Lodged with the Office of Consumer and Business Affairs on:**

**14<sup>th</sup> day of December 2007**

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**1. NAME OF THE LEAGUE**

The name of The League shall be “The South Australian Amateur Football League (Incorporated)” hereinafter referred to as “The League”. The League shall consist of Member Clubs herein after referred to as Member Club or Member Clubs

**2. OBJECTS OF THE LEAGUE**

Objects for which The League is established are:-

- 2.1 To provide and promote an opportunity for all people to participate in every aspect of Australian football in an accessible, safe, healthy environment.
- 2.2 To arrange, control and manage football matches and competitions between the Member Clubs of The League and against teams representing other Football Associations or Leagues.
- 2.3 To administer and control Australian Football and to settle all questions and disputes on any matters relating thereto.

**3. POWERS OF THE LEAGUE**

For the purpose of effecting such objects, The League is hereby empowered:-

- 3.1 To purchase, take or lease, licence or in exchange hire or otherwise acquire any real or personal property or any rights and privileges which may be deemed necessary or convenient for any of the objects of The League.
- 3.2 To construct, maintain and alter any buildings or premises necessary or convenient for the purpose of The League.
- 3.3 To sell, improve, manage, develop, exchange, lease, mortgage, place under option, dispose of, turn to, account or otherwise deal with either absolutely conditionally or for any limited interest all or any part of the undertaking or property and rights of The League with power on any sale to allow any time or times for the payment of the whole or any part of the purchase money arising from such sale either with or without interest in the meantime and if with interest then at such rate or rates as The League may think fit and either with or without security and if with security then with such security as The League may think fit.
- 3.4 To borrow or raise money in such manner as The League may think fit for any of its objects and in particular by mortgage or by the issue of debentures (determinable or perpetual) or other securities of The League, with power if thought fit to change such mortgage, debentures or other securities upon the floating assets or upon all or any of the property of The League at present or in the future.
- 3.5 To invest any moneys of The League not immediately required for any of its objects in such manner as may from time to time be determined.

- 3.6 To grant, create and transfer or reserve such easements or right of way for drainage, light, air or support or any other easements of any kind whatsoever over upon of affecting the property of The League or any part or parts thereof as to The League may appear necessary or expedient and to surrender or accept the surrender of any easement.
- 3.7 To subscribe money for patriotic, religious, charitable or benevolent purposes or for any public or general or useful objects.
- 3.8 To enter into any amalgamation, affiliation or alliance with or to communicate with or subscribe to or to promote or assist in the promotion of any company, firm, association or league whether incorporated or unincorporated having objects similar to or calculated to further the objects of The League and to acquire shares and interests in or lend money upon debentures or otherwise to any such company, firm, association or league.
- 3.9 To acquire or undertake the whole or any part of the business property and liabilities of any person, firm, company, association or league having objects similar to those of The League, or carrying on any business which The League is authorised to carry on, or possessed of property which The League may consider suitable for the purposes thereof.
- 3.10 To make, draw, accept, endorse, discount, execute and issue promissory notes, bills of exchange and other negotiable instruments or documents necessary for carrying out all or any of the objects of The League.
- 3.11 To accept or take any security for any debt or liability to The League or any property real or personal in or towards payment or satisfaction of any such debt or liability.
- 3.12 To enter into any arrangements with any Governments, municipalities or other corporations or public bodies or any of them and to obtain any rights privileges and concessions which The League may think it desirable to obtain and to carry out, exercise and comply with any such arrangements, rights, privileges and concessions.
- 3.13 To take out and effect such insurances as may be deemed necessary for the purpose of The League.
- 3.14 To raise money by calls or otherwise from Member Clubs for the promotion of The League and for the objects referred to in this Constitution.
- 3.15 To print and publish and/or assist any newspaper, periodicals, books, leaflets which The League thinks fit and desirable for the promotion of its objects.
- 3.16 To apply for, hold, renew, transfer, remove or otherwise deal with any licence or permit pursuant to the Liquor Licensing Act 1985 as amended or any amendments thereto or re-enactment thereof, provided always that The League shall comply with the provisions of such Act in so far as The League is required so to do for the purposes of it holding, receiving, transferring, removing or otherwise dealing with such licence or permit.
- 3.17 To undertake and execute any Trusts which are directly or indirectly conducive to any of the objects of The League.

- 3.18 To appoint, employ, dismiss and suspend such officials as it may think fit and to pay any such official, such salary or honorarium as it may determine from time to time.
- 3.19 To enter into any contract of employment with any person for such period and on such terms as it may think fit.
- 3.20 To appoint such committees and sub-committees consisting of one or more persons as it may think fit and to delegate any of its powers to any such committee to better regulate the rules and conditions promoting football competitions and The League.
- 3.21 To arrange the times and places and conditions under which all matches promoted by The League shall be played.
- 3.22 To deal as it may think fit with any Member Club or any representative of a Member Club or any official of The League guilty of a contravention of the Constitution of The League or the Rules made there under or of deliberately giving false or misleading evidence or concealing material evidence relating to any matter before The League or any committee or sub-committee or official of The League.
- 3.23 To promote and maintain a headquarters for The League for the use of Member Clubs
- 3.24 To define the qualification by which each applicant club may enter The League.
- 3.25 To make rules and conditions under which the players may play and the conditions upon which an applicant club may enter the competition.
- 3.26 To hear and determine any allegation or complaint or charge involving a breach of these Rules or the Laws of the Game or in respect of any matter affecting the interests of the game or of The League which may be made against Member Clubs with full power to inflict fines or penalties by way of censure, suspension, expulsion, disqualification or in any other matter whatsoever for the breach of any of these Rules or of the Laws of the Game.
- 3.27 To hear and determine any dispute or matter relating to or arising out of the Rules or the Laws of the Game in which The League or any of the Member Club shall be concerned or which, having been submitted to The League by any other body, is considered by The League to be a dispute or matter upon which, in the interests of the game, a determination should be given.
- 3.28 To make regulations, by-laws and standing orders not inconsistent with these Rules and to rescind, alter, vary or add to such regulations, by-laws and standing orders.
- 3.29 To do all such other lawful things as are incidental or conducive to the attainment of the above objects.

#### **4. INCOME AND PROPERTY**

The income and property of The League whensoever derived shall be applied solely towards the operation of the objects of The League as set forth in this Constitution and save where it is otherwise expressly provided in this Constitution no portion of such income and property shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise howsoever by way of gift to the Member Clubs of The League. Provided that nothing herein shall prevent the payment in good faith of remuneration to any officer or servant of The League or to any Member Club of The League in return for any services actually rendered or work and labour done for The League, provided further that nothing herein shall prevent the payment of interest on money advances by any Member Club of The League or reasonable and proper rent for premises demised or let by any Member Club of The League to The League, but so that no Member Club of any committee or sub-committee formed under the provisions of this Constitution shall be appointed to any salaried office of The League, or any office of The League paid by fees, and that no remuneration or other benefit in money or moneys worth shall be paid or given by The League to any member of such committee or sub-committee except repayment of out of pocket expenses and interest at the rate aforesaid on money lent or reasonable or proper rent for premises demised or let to The League.

#### **5. MEMBERSHIP OF THE LEAGUE**

Membership of The League shall comprise each of those Member Clubs as at 31<sup>st</sup> October of each year pursuant to Clause 6.

#### **6. MEMBERSHIP: NEW ADMISSIONS**

- 6.1 Any club desirous of playing Australian Football may make application for admission to The League.
- 6.2 Each application made in accordance with paragraph 6.1 above shall be considered by the Executive Committee and accepted or rejected at the sole discretion of the Executive Committee.
- 6.3 All applications for membership shall be made and determined in accordance with the provisions of the Rules and Regulations of The League relating to such applications.
- 6.4 The decision of the Executive Committee shall be final and there shall be no appeal against that decision.

#### **7. RENEWAL OF MEMBERSHIP**

- 7.1 Each Member Club seeking renewal of its membership with The League shall make application for renewal of its membership.
- 7.2 Each application made in accordance with paragraph 7.1 above shall be considered by the Executive Committee and accepted or rejected.
- 7.3 All applications for renewal of membership shall be made and determined in accordance with the provisions of the Rules and Regulations of The League relating to such applications.
- 7.4 Any Member Club whose application is rejected by the Executive Committee may appeal to the General Committee against such decision.

**8. GENERAL COMMITTEE**

- 8.1 There shall be a General Committee of The League.
- 8.2 The General Committee of The League shall comprise one Delegate from each Member Club The representatives to the General Committee shall herein after be referred to as Delegate or Delegates.
- 8.3 Subject to the provisions of this Constitution, the Delegate from each Member Club to the General committee shall hold office from the day of their appointment until such time as their successor is appointed or their club ceases to be a Member Club of The League or no longer fulfils the requirements to be a Delegate as provided in this Constitution provided always that the Member Club shall have the right to remove at any time and from time to time its Delegate to the General Committee and shall be entitled to nominate a Delegate in place of any Delegate so removed.
- 8.4 Each Member Club shall before the Annual General Meeting each year notify in writing to the Chief Executive Officer of The League the names of their Delegate and Proxy to the General Committee and the name of any replacement Delegate or Proxy made by such club. A Member Club that does not submit names of a Delegate or Proxy shall be ineligible to vote until such names are submitted to The League.
- 8.5 Subject to the provisions of this Constitution the Delegate from the Umpires Association Committee to the General Committee of The League shall hold office from the day of their appointment until such time as his successor is appointed or they cease to be a member of the Umpires Association Committee provided always that the Umpires Association Committee shall have the right to remove at any time its Delegate to the General Committee and shall be entitled to nominate a Delegate in place of any Delegate so removed.
- 8.6 Should a Delegate or Proxy fail to attend in person at more than two consecutive compulsory meetings of the General Committee, the General Committee may by resolution call upon the Member Club whose Delegate has failed to attend to appoint another Delegate.
- 8.7 Any Delegate or Proxy of the General Committee unable to attend a meeting of the General Committee may appoint a replacement for that meeting providing the Chief Executive Officer is advised prior to the commencement of the meeting at which the replacement attends.
- 8.8 The General Committee shall have those duties and powers as are accorded to and by The League by the Constitution and the Rules and Regulations made hereunder.
- 8.9 The first meeting of the General Committee in each year shall be held on the 1<sup>st</sup> Monday in the month of February or at such times as the Executive Committee may determine.

- 8.10 The General Committee shall otherwise meet:-
- 8.10.1 Following the appropriate notice of such General Committee meeting given in accordance with the Rules and Regulations made hereunder.
- 8.10.2 As any General Committee meeting may from time to time determine.
- 8.11 The Executive Committee may whenever it thinks fit request that a meeting of the General Committee be convened and the General Committee shall be convened upon such requisition.
- 8.12 Save for where this Constitution otherwise provides the proceedings of the General Committee shall be as accorded in the Rules and Regulations made hereunder.
- 8.13 8.13.1 The General Committee may by resolution delegate to the Executive Committee any of the powers functions and duties vested in and exercisable by it as the General Committee pursuant to these Rules upon such terms and conditions and with such restrictions as it may deem fit and either collaterally with or to the exclusion of its own powers and may from time to time revoke withdraw alter or vary any of those powers.
- 8.13.2 Until otherwise decided by the Delegates all of the powers conferred upon and exercisable by them as the General Committee pursuant to these Rules are delegated to and conferred upon the Executive Committee with the restriction that the Executive Committee shall not unless expressly authorised by resolution of the Delegates exercise any powers which would enable it:-
- 8.13.2.1 Amalgamate with or join in any other League.
- 8.13.2.2 Take over the administration of any Member Club.
- 8.13.2.3 Provide financial assistance to any Member Club or to guarantee the obligation of any Member Club.
- 8.13.2.4 Except as expressly authorised in any budget approved by the Delegates to purchase or dispose of any capital assets of The League having a cost of more than \$20,000.00 or give any guarantee in respect of or pledge any asset of The League to secure a liability of more than \$20,000.00 or such sum as may be declared from time to time by the General Committee.
- 8.13.2.5 To amend the Laws of Australian Football.
- 8.13.2.6 To the exclusion of the General Committee determine the remuneration of umpires.
- 8.13.2.7 To the exclusion of the General Committee determine the number of grades and the allocation of teams to such grades.



- 8.13.3 To the exclusion of the General Committee order from time to time the method of determining which team may be relegated and which may be promoted.
  - 8.13.4 Exercise the powers contained in clause 14.5
  - 8.13.5 To have exclusive power to alter Rules and Regulations. The power to make and amend Rules and Regulations contained in Clause 35.2 may be exercised by both the Executive Committee and the General Committee.
  - 8.13.6 Alter this Constitution.
  - 8.13.7 Exercise the powers conferred upon the General Committee by Rule 8.13.1.
  - 8.13.8 Enter into any Agreements which may affect purchases of any goods or services of any Member Club.
- 8.14 No paid employee of the League shall be entitled to hold a position as a Delegate.

## **9. EXTRAORDINARY GENERAL COMMITTEE MEETING**

The Executive Committee and or any ten Delegates of the General Committee may by notice in writing giving at least fourteen (14) days prior to the date upon which such meeting is to be held convene an Extraordinary General Committee meeting and such Extraordinary General Committee meeting shall be convened upon such requisition. The notice of such Extraordinary General Committee meeting shall be given to the Chief Executive Officer and to all Member Clubs. No business other than that specified in such notice shall be transacted at such meeting.

## **10. GENERAL COMMITTEE MEETINGS**

- 10.1 Subject to the provisions of the Constitution relating to special resolutions and agreements for shorter notice, at least seven days notice in writing (exclusive of the day on which the notice is served or deemed to be served but inclusive of the day for which notice is given) specifying the place and day and hour of the meeting and the business to be conducted at the meeting shall be given to such Member Clubs as are entitled to receive such notice but the non-receipt of such notice to any Member Club shall not invalidate the proceedings of any meeting of the General Committee.
- 10.2 No business shall be transacted at any meeting of the General Committee unless a quorum of Delegates is present at the time when the meeting proceeds to business.
- 10.3 A quorum for any meeting of the General Committee shall be one-third of the number of Delegates eligible to vote.
- 10.4 If after 30 minutes the time appointed for the meeting a quorum is not present then the meeting shall not take place, but a new date and time be set by the Chairman.

- 10.5 Minutes of all meetings of the General Committee shall be kept and the reading and confirmation of the previous meetings minutes shall be included upon the notice of business for every meeting of the General Committee.
- 10.6 No business other than that specified in the notice referred to in paragraph 10.1 hereof shall be transacted at the meeting.
- 10.7 The Chairman shall preside as Chairman at every meeting of the General Committee or if there is no Chairman or if the Chairman is not present at the time appointed for the holding of the meeting or is unwilling to act as Chairman then the Delegates shall elect a member of the Executive Committee to be Chairman for the meeting.
- 10.8 The Chairman may adjourn a meeting of the General Committee from time to time and from place to place as he thinks fit but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting for which the adjournment took place.

## **11. EXECUTIVE COMMITTEE**

- 11.1 There shall be an Executive Committee of The League.
- 11.2 The Executive Committee shall be comprised of:-
  - 11.2.1 The President and Six members elected by the Delegates in accordance with the Constitution.
  - 11.2.2 Up to two members nominated by the Executive Committee and approved by the General Committee.
  - 11.2.3 The Chief Executive Officer of the League..
- 11.3 Intentionally deleted.
- 11.4 The Executive Committee shall meet at: -
  - 11.4.1 The times stipulated in this Constitution.
  - 11.4.2 At any other time deemed appropriate by the Executive Committee.
  - 11.4.3 Following a resolution of the General Committee that it meet.
  - 11.4.4 Within eight days of the receipt by The Chief Executive Officer of a complaint and/or protest made in accordance with the Rules and Regulations hereunder.
- 11.5 The General Committee may from time to time by a resolution passed by a two thirds majority of those Delegates present and eligible to vote to increase or reduce the number of members of the Executive Committee.
- 11.6 The Executive Committee of The League shall have those power and duties as are accorded to them in this Constitution and the Rules and Regulations made thereunder.

- 11.7 The powers and duties of the Executive Committee shall include:-
- 11.7.1 The power to enter into a contract of employment on behalf of The League with any person. Such contract of employment may be for such period and on such terms as the Executive Committee think fit. Subject to the terms of any contract entered into in a particular case, the Executive Committee may terminate such contract of employment.
  - 11.7.2 The power to consider and determine applications for admission by a Member Club or re-admission by a Member Club.
  - 11.7.3 To receive, consider and implement recommendations made by the Umpires' Board.
  - 11.7.4 To consider allegations and complaints and protests arising from the playing of an unregistered player by a Member Club.
  - 11.7.5 To impose penalties prescribed by this Constitution and the Rules and Regulations if following consideration of allegations and complaints and protects arising from the playing of an unregistered player by a Member Club.
  - 11.7.6 To impose penalties prescribed by this Constitution and the Rules and Regulations including the penalties prescribed in 11.7.30 and 11.7.31 in respect of any Member Club or any member of any Member Club who wilfully or negligently misleads any officer of The League in the performance of their duties, the General Committee, the Executive Committee or any Sub-Committee of the League or the Tribunal.
  - 11.7.7 To receive, consider and implement as it sees fit recommendations made by the Tribunal.
  - 11.7.8 To require the attendance before it of such person as it may consider appropriate to enable it to determine any complaint, protest or dispute.
  - 11.7.9 Appoint such Sub-Committees as it deems appropriate.
  - 11.7.10 Impose fines and penalties as prescribed for breaches of this Constitution and the Rules and Regulations made hereunder. Such fines so far as they comprise monetary penalties shall be comprised in a schedule and shall be considered to form part of the Rules and Regulations
  - 11.7.11 Appoint an Umpire's Coach, Umpire's Board and Umpire's Appointment Panel.
  - 11.7.12 Determine the conditions of employment of the umpire's coach.
  - 11.7.13 Authorise payments to be made for an on behalf of The League.
  - 11.7.14 Determine the cost to each Member Club to register the players of that Member Club for any year and the time for which such payments shall be made.

- 11.7.15 Receive, investigate and determine any appeal lodged by a player in respect of a clearance being refused.
- 11.7.16 Prescribe the forms of The League to be used.
- 11.7.17 Determine starting times for all matches.
- 11.7.18 Appoint S.A.A.F.L. team or teams state coach or coaches upon such conditions as it sees fit.
- 11.7.19 Appoint a S.A.A.F.L. state selection committee or committees comprising the state coach and such other persons as it sees fit.
- 11.7.20 Determine when the Tribunal shall meet.
- 11.7.21 Appoint a Chairman, Deputy Chairman and League Commissioners of the Tribunal.
- 11.7.22 Direct clubs to appoint central boundary and goal umpires for any match of The League as it sees fit.
- 11.7.23 Consider and determine applications to replay any match of The League.
- 11.7.24 Determine the manner for awarding the trophies of The League.
- 11.7.25 Fix remuneration of any employee of The League.
- 11.7.26 Appoint central, boundary and goal umpires.
- 11.7.27 Order the forfeit of any match for non-compliance with the Rules and Regulations as it sees fit.
- 11.7.28 Without previous charge, protest or complaint, initiate a meeting of the Investigation Committee, should it consider an enquiry justified in the interest of The League.
- 11.7.29 To enquire into all charges, complaints, protests and allegations concerning umpires, officials, Delegates, Member Clubs or players.
- 11.7.30 The proceedings of the Investigation Committee shall be as stipulated in this Constitution and in the Rules and Regulations made hereunder)
  - 11.7.30.1 Hear and determine any investigation so initiated.
  - 11.7.30.2 Order any match replayed.
  - 11.7.30.3 Alter or delete as it sees fit the result of any match played.
  - 11.7.30.4 To reprimand any umpire, official, Member Club, Delegate or player.
  - 11.7.30.5 To suspend or disqualify for any period as it sees fit any umpire, official, Member Club, Delegate or player.

- 11.7.30.6 Make orders in respect of the use of a ground or facilities of any Member Club.
- 11.7.30 To impose on any umpire, official, Member Club, Delegate or player for each offence a penalty not exceeding \$2,000.00.
- 11.7.31 Impose upon any persons listed hereunder a penalty not exceeding \$2,000.00.
  - 11.7.31.1 A person who in the opinion of the Executive Committee gives false evidence at the hearing of an investigation initiated by it pursuant to paragraph 11.7.28 or enquiry pursuant to paragraph 11.7.29.
  - 11.7.31.2 A person who insults the Executive Committee or any person giving evidence at the hearing of any investigation initiated by it pursuant to paragraph 11.7.28 or enquiry pursuant to paragraph 11.7.29.
  - 11.7.31.3 A person who wilfully misbehaves at hearing of any investigation initiated by it pursuant to 11.7.28 or enquiry pursuant to paragraph 11.7.29.
  - 11.7.31.4 A person who refuses to obey the direction of the Executive Committee consequent upon an investigation initiated by it pursuant to paragraph 11.7.28 or enquiry pursuant to paragraph 11.7.29.
- 11.7.32 The power to impose penalties prescribed by paragraph 11.7.30 and 11.7.31 in respect of any person who fails to comply with a request from the Executive Committee to attend before it.
- 11.7.33 The power to make rules and regulations and by-laws.
- 11.8 A member of the Executive Committee shall give notice in writing to the Chief Executive Officer of their resignation as a member of the Executive Committee.
- 11.9 No paid employee of The League, other than the Chief Executive Officer, shall be entitled to hold a position on the Executive Committee.

**12. INTENTIONALLY DELETED**

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**13. ELECTION OF EXECUTIVE COMMITTEE OF THE LEAGUE**

- 13.1 The mode of election of the Executive Committee of The League shall be:-
- 13.1.1 Any two committee members of two separate Member Clubs may nominate any person to the position of one of the six delegate members on The Executive Committee of The League.
- 13.1.2 At any time after the election of the persons referred to in Clause 13.1.1 the Executive Committee may nominate up to two persons to be members of the Executive Committee. The person(s) nominated shall be submitted to the General Committee meeting next following their nomination for approval by the General Committee to be a member(s) of the Executive Committee which approval shall be passed by way of ordinary resolution. The member(s) of the Executive elected in this manner shall hold office until the following Annual General Meeting of The League.
- 13.2 The nomination of the persons referred to in Clause 13.1.1 shall be in writing (on the official form of The League for such nomination) and signed by the nominee, his proposer and seconder and shall be lodged with the Chief Executive Officer at least 21 days prior to the meeting at which the election is to take place.
- 13.3 A list of candidates' names in order drawn by ballot by the Chief Executive Officer with the proposers and seconds name shall be posted in a conspicuous place in the office of The League for at least seven days prior to the meeting at which election is to take place, and a copy of such list shall be forwarded by the Chief Executive Officer to each Member Club of The League at least seven days prior to such meeting.
- 13.4 Any person elected to serve on the Executive Committee may not serve as a Delegate or Proxy of a Member Club.
- 13.5 The election of the Executive Committee shall be held at the Annual General Meeting of The League which meeting shall be held in accordance with Clause 25.1.
- 13.6 Members of the Executive Committee elected pursuant to Clause 13.1.1 shall hold office for a period of two years from the date of their election by the General Committee.
- 13.7 At the Annual General Meeting of The League
- 13.7.1 Three of the six delegate nominated members of the Executive Committee shall retire but shall be eligible for re-election at such meeting.
- 13.7.2 The three delegate nominated members who shall retire in accordance with paragraph 13.7.1 hereof shall be those members who have completed their two year term on the Executive Committee.
- 13.7.3 Three delegate members shall be elected each year to the Executive Committee.

- 13.7.4 At the election to be held in January 2007 for members of the Executive Committee:-
- 13.7.4.1 All current members of the Executive Committee shall resign their position but shall be eligible for re-election;
- 13.7.4.2 There shall be elected six (6) delegate members to the Executive Committee.
- 13.7.4.3 Up to three Executive members being those members who polled the least number of votes at the election in January 2007 shall resign at the following Annual General Meeting but shall be eligible for re-election so as to facilitate a rotation of election of members of the Executive Committee.
- 13.8 In each succeeding year delegate members who have served a term of two consecutive years shall retire at the Annual General Meeting of The League but shall be eligible for re-election.
- 13.9 Voting in respect of the election of the Executive Committee shall be decided on a show of hands unless before the declaration of the result a secret ballot is demanded by the Chairman or any Delegate or Proxy present and such demand is put to a vote and passed by a simple majority.
- 13.10 Only one Delegate or Proxy of that Member Club is permitted to vote in respect of election to the Executive Committee.

**The successful candidates shall be the persons receiving the highest number of votes.**

- 13.11 The Executive Committee of The League shall be comprised of a President, a Chairman who may be the President, Treasurer, Executive Members and the Chief Executive Officer and the mode of election of President, Chairman and Treasurer shall be as follows:-

**13.11.1 President**

A written nomination(s) shall be accepted from any member of the elected Executive (which nomination may be made at the time of nomination as an Executive Member) for the position of President of The League and the General Committee shall, by ordinary resolution passed at the Annual General Meeting, elect the President of The League. The President shall hold office for two years.

**13.11.2 Chairman and Treasurer**

At the first meeting of the Executive Committee following the Annual General Meeting the Executive Committee shall, by ordinary resolution passed at that meeting, elect a Chairman whose sole responsibility is to chair meetings of the General Committee and the Executive Committee and Treasurer of The League.

## **14. VACANCY OCCURRING ON EXECUTIVE COMMITTEE**

- 14.1 The General Committee shall have power to declare vacant any office of The League or any position on the Executive Committee where any member of the Executive Committee:-
- 14.1.1 Becomes bankrupt or makes any arrangement or composition with his creditors generally.
  - 14.1.2 Becomes of unsound mind or a person whose estate is liable to be dealt with in any way under the law relating to mental health.
  - 14.1.3 Resigns their office by notice in writing to the Executive Committee.
  - 14.1.4 For more than two months is absent without permission of the Executive Committee from meetings of the Executive Committee held during that period.
  - 14.1.5 Dies.
  - 14.1.6 Wilfully refuses or neglects to comply with the provisions of this Constitution or the Rules and Regulations made hereunder.
  - 14.1.7 Is guilty of any conduct which is the opinion of the Executive Committee is unbecoming an officer of The League or a member of the Executive Committee.
  - 14.1.8 Conducts themselves in a manner prejudicial to The League.
- 14.2 The General Committee shall have power at any time to elect a replacement for any member of the Executive Committee whose office becomes vacant during the term of their office due to any of the contingencies referred to in Clause 14.1 above.
- 14.3 Subject to paragraph 14.4 of this Constitution, a member to the Executive Committee shall hold office from the day of their appointment until:-
- 14.3.1 The time of their retirement pursuant to the provisions of this Constitution.
  - 14.3.2 Their position is declared vacant by the General Committee pursuant to paragraph 14.1 of this Constitution.
- 14.4 Nothing in Clause 14 shall effect the operation of Clause 20 of this Constitution.
- 14.5 The General Committee may by ordinary resolution passed at a General Committee meeting remove any member of the Executive Committee before the expiration of the period of their office and may by ordinary resolution passed at a General Committee meeting appoint another person in their place.



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## 15. VOTING AT MEETINGS OF THE GENERAL COMMITTEE

15.1 Except where is provided in this Constitution, voting at any meeting of the General Committee shall be by resolution put to the vote of the meeting and decided on a show of hands unless prior to the declaration of the result a secret ballot is demanded by:-

15.1.1 The Chairman;

or

15.1.2 Any Delegate or Proxy

**and shall be decided by a simple majority.**

15.2 In the event of an equal division on any motion the same shall be declared lost.

15.3 Only the Delegate or Proxy present shall be entitled to vote at meetings of the General Committee and every Member Club Delegate or Proxy shall have one vote in respect of each and every motion before the General Committee.

15.4 A Delegate or Proxy of a Member Club, which is unfinancial at the time of a General Committee meeting, shall not be entitled to vote.

15.5 No members of the Executive Committee shall have a vote.

15.6 A prior resolution of a meeting of the General Committee shall not be repealed or amended within 12 months from the time of the prior resolution, unless a meeting of the General Committee by Special Resolution of two thirds of the Delegates present and entitled to vote, resolve to repeal or amend such prior resolution. A prior resolution may be repealed or amended after 12 months by way of a simple majority.

15.7 A Special Resolution of The League means a resolution passed at a meeting of The League by a majority of not less than two-thirds of such Member Clubs of The League being entitled to vote at that meeting.

## 16. EXECUTIVE COMMITTEE MEETINGS

16.1 A quorum of the Executive Committee shall comprise a majority of the persons elected to the Committee.

16.1.1 Any three persons of the Executive Committee shall constitute a quorum when making an enquiry pursuant to paragraph 11.7.28 hereof or when conducting and determining an investigation pursuant to paragraph 11.7.29 and paragraph 11.7.30 hereof.

16.2 No business shall be transacted at any meeting of the Executive Committee unless a quorum of members are present at the time when the meeting proceeds to business.

- 16.3 If at the time appointed for the meeting of The Executive Committee a quorum is not present, the meeting can not take place. The meeting will be adjourned to a time and date set by the Chairman.
- 16.4 Subject to the provisions of this Constitution relating to special resolutions and agreements for shorter notice seven days notice in writing at least (exclusive of the day in which the notice is served or deemed to be served but inclusive of the day for which notice is given) specifying the place and day and hour of the meeting and the business to be conducted at the meeting shall be given to such members of the Executive Committee as are entitled to receive such notice but the non-receipt of such notice by or the accidental omission to give notice to any member or person shall not invalidate proceeding of any meeting of the Executive Committee.
- 16.5 Minutes of all meetings of the Executive Committee shall be kept and the reading and confirmation of the previous meetings minutes shall be included upon the notice of business for every meeting of the Executive Committee and the reading of such minutes shall be included upon the notice of business for the General Committee meeting following such Executive Committee meeting.
- 16.6 No business other than that specified in the notice referred to in paragraph 16.4 hereof shall be transacted at the meeting.
- 16.7 The Chairman shall preside as Chairman at every meeting of the Executive Committee or if there is no Chairman or if the Chairman is not present at the time appointed for the holding of the meeting or is unwilling to act as chairman, then the other members of the Executive Committee shall elect one of the remaining members of the Executive Committee members to be the Chairman for such meeting.

## **17. VOTING AT EXECUTIVE COMMITTEE MEETINGS**

- 17.1 Except where is provided in this Constitution voting at any Executive Committee meeting shall be by resolution put to the vote of the meeting and decided on a show of hands unless prior to the declaration of the result a secret ballot is deemed by:-
  - 17.1.1 The Chairman;
  - or
  - 17.1.2 Any member of the Executive CommitteeAnd shall be decided by a simple majority.
- 17.2 In the event of an equal division on any motion the same shall be declared lost.
- 17.3 The Chairman shall have the right to a deliberative vote as well as a casting vote if it is deemed necessary.
- 17.4 Any member of the Executive Committee unable to attend a meeting of the Executive Committee may appoint a proxy from the Executive Committee to vote on the member's behalf. Such appointment must be in writing and delivered to the Chairman before the time appointed for the start of such meeting.

## **18. TRIBUNAL**

- 18.1 There shall be a Tribunal of The League.
- 18.2 The Tribunal shall:-
- 18.2.1 Hear and determine any charge lodged by an Umpire or Steward officiating in any game conducted by The League against a player or official and arising out of the breach of the Rules of Australian Football applicable to The League and occurring on the day of the match on which the Umpire or Steward officiated and
- 18.2.2 Conduct any enquiry as it may be directed by the Executive Committee in relation to any matter whatsoever
- 18.3 The Executive Committee shall every year appoint a Tribunal and the Executive Committee shall appoint a Chairman and Deputy Chairman of such Tribunal.
- 18.4 The Executive Committee shall have power at any time to appoint a replacement for any League Commissioner who during the term of their office for whatever reason in the opinion of the Executive Committee is unable to carry out the duties of the League Commissioner.
- 18.5 The Tribunal shall have such powers as are accorded to it by the Rules and Regulations made hereunder and where conducting an enquiry at the direction of the Executive Committee shall have all such powers afforded to the Executive Committee pursuant to this Constitution and the Rules and Regulations made hereunder.
- 18.6 The Tribunal shall meet:-
- 18.6.1 At the direction of the Executive Committee;
- 18.6.2 As the Tribunal may from time to time determine.
- 18.7 The proceedings of the Tribunal shall be as stipulated in this Constitution and in the Rules and Regulations made hereunder.

## **19. NON-COMPLIANCE WITH CONSTITUTION**

- 19.1 If any Member Club wilfully refuses or neglects to comply with the provisions of this Constitution or the Rules and Regulations made hereunder, or shall be guilty of any conduct which in the opinion of the Executive Committee is unbecoming a Member Club of The League or prejudicial to the interests of The League, then the Executive Committee shall have power to expel that Member Club from The League or to suspend that Member Club from The League for such time and upon such conditions as the Executive Committee deems appropriate provided that at least seven (7) days before the meeting of the Executive Committee at which a resolution for the Member Clubs expulsion or suspension is proposed to be passed the member shall have received from The Chief Executive Officer of The League notice of what is alleged against it and of the intended resolution for its expulsion or suspension and that its Delegate shall at such meeting before the passing of such resolution have had an opportunity of

giving in writing any explanation or defence it may think fit. Should the Executive Committee resolve that such Member Club be expelled or suspended from membership of The League the Chief Executive Officer shall cause notice in writing of such expulsion or suspension to be forwarded to such Member Club within fourteen (14) days of the meeting at which such resolution was passed.

19.2 Should the Executive Committee resolve that a Member Club be expelled or suspended from membership of The League, such resolution shall be ratified by a meeting of the General Committee.

19.3 Should the General Committee ratify a resolution of the Executive Committee to expel or suspend from membership of The League any Member Club, the Chief Executive Officer shall cause notice in writing of such expulsion or suspension to be forwarded to such Member Club within fourteen (14) days of the meeting at which such ratifying resolution was passed.

## **20. CONSEQUENCES OF EXPULSION OR SUSPENSION**

Any Member Club expelled or suspended under the provisions of paragraph 20 of this Constitution shall lose all its rights and privileges conferred by this Constitution and the Rules and Regulations made hereunder and shall not be entitled to any refund of monies paid in accordance with the provisions of this Constitution and the Rules and Regulations made hereunder, save that such Member Club expelled or suspended may make application for admission to The League in accordance with clause 6 of this Constitution.

## **21. CHIEF EXECUTIVE OFFICER**

The Executive Committee shall appoint a Chief Executive Officer who shall:-

21.1 Carry out such duties as may be specified in this Constitution or as shall from time to time be determined by the Executive Committee; and

21.2 Be responsible to the Executive Committee for the proper performance of the duties of all other employees of The League; and

21.3 Advise the Executive Committee as to the best means of administering and promoting the affairs of The League.

## **22. TREASURER**

22.1 The powers and functions of the Treasurer shall include: -

22.1.1 To present a report at all meetings of the General Committee.

22.1.2 When requested by any Member Club of The League present for inspection all the accounts relating in any way whatsoever to the finances of The League. Such request shall be complied with within twenty-one days of it having been made and the inspection shall take place at a time and place designated by the Chief Executive Officer of The League.

22.1.3 Account for all money for The League.

- 22.1.4 Account for receipts for all money received by The League.
- 22.1.5 To present at the Annual General Meeting an audited financial statement of The League for the financial year last ended and a budget for the ensuing financial year.
- 22.1.6 Such other powers as from time to time are delegated to him by the Executive Committee and the General Committee.

## **24. ANNUAL CALL FEES**

- 24.1 The General Committee must ratify the amount determined by the Executive Committee of the annual call amount payable by each Member Club to The League and the date or dates upon which call amounts shall be due and payable.
- 24.2 Any Member Club failing to pay such call before or on the day such call is due and payable shall be deemed unfinancial and shall be so deemed until such time as the call is paid.
- 24.3 Any Member Club failing to pay such call before or on the day such call is due and payable shall be liable to a monetary penalty not exceeding 25% of the due call.

## **25. ANNUAL GENERAL MEETING**

- 25.1 The Annual General Meeting of The League in every year shall be held within three months of the end of The League's financial year or at such time as the Executive Committee may determine.
- 25.2 The President of The League shall preside at the Annual General Meeting.

## **26. PATRON**

The League shall appoint a Patron who shall be appointed for a period to be determined by the Executive Committee from time to time.

## **27. LIFE MEMBERSHIP**

- 27.1 Member Clubs can present to the Executive Committee a nomination for any person who has rendered conspicuous and/or distinguished service to The League to be elected a Life Member of The League, with consent by a two thirds majority of those present at any meeting of the General Committee.
  - 27.1.1 The General Committee must ratify by a two-thirds majority of Member Clubs any Life Member nominated by the Executive Committee.
- 27.2 The nomination of a person for Life Membership of The League by a Member Club shall be in writing and signed by the proposer and seconder and shall be lodged with the Chief Executive Officer of The League.

- 27.3 Player Life Membership of The League shall be awarded to any player who has participated in 150 games (excluding Under 17 games) conducted by The League.
- 27.4 A player playing two games on any one day or round is only for the purpose of games played, recorded with one match of The League in the highest grade played.
- 27.5 A Life Member has no voting rights at any meeting of The League.

## **28. VICE PRESIDENTS**

The Executive Committee may appoint such person or persons as it deems fit to be a honorary Vice President of The League.

## **29. REPRESENTATIVE STATE FOOTBALL MATCHES**

- 29.1 The League is to play only one representative State match each year which will alternate on a yearly basis between being played in Adelaide and other states within Australia.
- 29.2 If more than one interstate match is proposed in any one season, prior approval must be obtained from the General Committee before any negotiations or any agreement is reached by The League to play such extra match.
- 29.3 Notwithstanding Clause 29.2 further representative State matches may be played if such matches are not subsidised, paid for or financially contributed in any way by The League.

## **30. ACCOUNTS AND AUDIT**

- 30.1 True accounts shall be kept of the sums of money received and expended by The League and the matters in respect of which such receipt or expenditure takes place and of the property credits and liabilities of The League and subject to any reasonable restrictions as to time and manner of inspecting the same that may be imposed in accordance with the Rules and Regulations of The League for the time being shall be open to the inspection of the members.
- 30.2 Once at least in every year the accounts of The League shall be examined by one or more properly qualified auditor or auditors.
- 30.3 The Executive Committee shall at the Annual General Meeting of The League in every year present to such meeting a duly audited statement of income and expenditure of The League during the preceding year and also a balance sheet covering the same period together with a report of the state and progress of The League.
- 30.4 A copy of such statement, balance sheet and report shall be sent to every Member Club at least seven days before the Annual General Meeting referred to herein.
- 30.5 The financial year of The League shall be the period of twelve months ending 30<sup>th</sup> September each year.

**31. AUDITOR**

31.1 An Auditor shall be appointed at the first meeting of the General Committee of The League in every year.

31.2 The Auditor shall audit all accounts and the Treasurer's financial statement before the meeting at which the financial statement is to be presented to The League or other times as the General Committee and or the Executive Committee may direct.

**32. HONORARY SOLICITOR**

An Honorary Solicitor or firm of solicitors shall be appointed at the first meeting of the General Committee of The League in every year.

**33. MEDIA REPRESENTATIVE**

The Executive Committee shall have the right to appoint a media representative or representatives each year.

**34. SEAL**

The Executive Committee shall provide for the safe custody of the common seal of The League and it shall not be affixed to any document except by the authority of the Executive Committee. Every instrument to which the seal of the League is so affixed shall be signed by two of President, Treasurer or Chief Executive Officer of The League.

**35. AMENDMENTS**

**35.1 Constitution**

35.1.1 Any meeting of the General Committee may by special resolution alter or repeal any of the paragraphs of this Constitution made hereunder, or may make new paragraphs to the exclusion of or in addition to any of the paragraphs of this Constitution made hereunder.

35.1.2 Notice in writing of such special resolution shall be lodged with the Chief Executive Officer at least 28 days before the meeting of the General Committee at which the motion is to be put.

35.1.3 The Chief Executive Officer shall give notice of such motion to each Member Club of The League at least fourteen days before the meeting of the General Committee at which the motion is to be put.

35.1.4 The motion shall be passed on a two-thirds majority

**35.2 Rules and Regulations**

35.2.1 At any meeting of the General Committee the General Committee may by ordinary resolution alter or repeal any of the clauses of the Rules and Regulations made hereunder, or may make new Rules and Regulations to the exclusion of or in addition to any of the Rules and Regulations made hereunder.

- 35.2.2 Notice in writing of such ordinary resolution shall be lodged with The League at least 14 days before the meeting of the General Committee at which the motion is to be put.
  - 35.2.3 The League shall give notice of such motion to each Member Club at least 7 days before the meeting of the General Committee at which the motion is put.
  - 35.2.4 The motion shall be passed by a simple majority of the General Committee
  - 35.2.5 A prior resolution of a meeting of the General Committee shall not be repealed or amended within 12 months from the time of the prior resolution unless a meeting of the General Committee by Special Resolution of two thirds of the Delegates present and entitled to vote, resolve to repeal or amend such prior resolution. A prior resolution may be repealed or amended after 12 months by way of a simple majority.
- 35.3 Nothing contained in these clauses shall prevent the Executive Committee from passing or amending any Rule or Regulation Provided that the Executive Committee shall not amend any Rule or Regulation , without approval of the General Committee.

### **36. NOTICES**

A notice may be served by The League upon any Member Club either personally or by pre-paid post, and such notice shall be deemed properly served upon proof of such manner of service, whether the Member Club received such notice or not.

### **37. INDEMNITY**

As far as may be legally permissible, every officer and every employee of The League shall be indemnified by The League against all claims for damages whether of a special, general, pecuniary or exemplary nature and for losses or expenses or costs arising by reason or any contract properly entered into or act or thing properly done by such officer or employee or in any way in the discharge of his duties and it shall be the duty of the Executive Committee out of the funds of The League to pay all damages, costs, losses and expenses which any officer or employee may properly incur or become liable.

### **38. DISSOLUTION AND DISPOSITION OF ASSETS**

- 38.1 The League may be dissolved or wound up by a resolution passed at a special meeting to the General Committee called for such purpose provided that the resolution shall be passed by a majority of at least three quarters of the votes of all Member Clubs and voting at the meeting provided further that at least two calendar months prior notice in writing of such special meeting shall have been first given to Member Clubs.
- 38.2 Each member of The League undertake to contribute to the payment of the debts and liabilities of The League contracted at and subsequent from the time when such member was admitted to The League as may be required but not exceeding ONE HUNDRED DOLLARS (\$100.00).



- 38.3 If upon the winding up or dissolution of The League there remains after satisfaction of all its debts and liabilities any property whatsoever the same shall not be paid to or distributed amongst the members of The League but shall be given or transferred to some institution or institutions having objects similar to the objects of The League, and which shall prohibit the distribution of its or their income and property among it or their members to an extent at least as great as imposed on The League under or by virtue of paragraph 38.2 hereof, such institution or institutions to be determined by the General Committee at or before the time of dissolution and in default thereof by such Judge of the Supreme Court of South Australia as may have or acquire jurisdiction in the matter.