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**BY-LAWS**

**OF THE**

**TASMANIAN WORKING SHEEPDOG**

**ASSOCIATION INC**

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## SCHEDULE

### BY LAWS OF "THE TASMANIAN WORKING SHEEP DOG ASSOCIATION INCORPORATED"

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#### PRELIMINARY

1. (a) The provisions of the Memorandum and Articles of Association of "The Tasmanian Working Sheep Dog Association Incorporated" shall be strictly observed and, in the event of any inconsistency between the provisions of such Memorandum and Articles of Association and the provisions of these by-laws, the provisions of the Memorandum and Articles of Association shall prevail.
- (b) In these by-laws words and expressions which are defined by the Articles of Association shall have the respective meanings so defined, unless the context otherwise requires and the expression "the Articles" shall include any amendment of such Articles.
- (c) All appointments shall be filled by ballot. The nominee receiving the highest number of votes shall be declared elected.

#### MEMBERSHIP

2. (a) A member may be elected either as a subscribing member, an affiliated organisation, an associate member or an honorary life member.
  - (i) Subscribing members shall comprise those who desire only to take the pledge of membership and take an interest in the Association. Such members shall be eligible for invitation to all functions held by the Association and shall have the right to vote at any meeting. Such Annual Subscription shall be determined at each Annual General Meeting.
  - (ii) Affiliated organisations shall be such Working Sheep Dog Associations, Agricultural and Pastoral Societies, Show Societies and other bodies as may apply for affiliation and be approved by the Executive.

- (iii) Each affiliated organisation shall appoint two representatives who shall have full voting powers at all general meetings of the Association and such representatives or subscribing members or Life Members only shall be eligible for election to the Executive.
  - (iv) Associate Members shall pay an appropriate annual membership fee as may from time to time be decided by the Association in General Meeting. Such Associate Members will not have any voting powers or be able to work dogs at official trials.
  - (v) Honorary Life Members may be elected from time to time as decided by the membership at a General Meeting. However such membership will include a requirement that, except under very special circumstances, the member has given a minimum of 15 active years of service to the Association.
- 2.
  - (b) Each affiliated organisation shall pay to the Association such annual subscription as may from time to time be decided by the Association in general meeting.
  - (c) No person other than a member of a recognised Working Sheep Dog Association affiliated with the Association or a subscribing member shall be entitled to register in the Tasmanian Working Sheep Dog Stud Book.
  - (d) The said subscription shall be payable on election and thereafter on the first of January in each year. Provided that a member elected after the first of November in any year shall not be under any obligation to pay any subscription for that year.
  - (e) Any member who shall be in arrears six (6) months shall cease to be a member of the Association. Before any such person shall be re-admitted to membership, all moneys due to the Association, including the unpaid annual subscription, must be paid.
  - (f) (i) Expulsion of members:
    - (1) The Executive Committee may expel a member from the Association if, in the opinion of the committee, the member is guilty of conduct detrimental to the interests of the Association.
    - (2) The expulsion of a member under By-law 2. (f) (i) does not take effect until whichever of the following is the later date:

(a) the expiration of 14 days after the service on the member of a notice under Clause 2. (f) (i);

(b) if the member exercises his right of appeal under this rule, the conclusion of the special general meeting convened to hear the appeal.

(3) If the committee expels a member from the Association, the public officer of the Association, without undue delay, is to cause to be served on the member a notice in writing –

(a) stating that the committee has expelled the member; and

(b) specifying the grounds for the expulsion; and

(c) informing the member of a right to appeal against the expulsion under 2. (f) (iii).

2. (f) (ii) Appeal against expulsion

(1) A member may appeal against an expulsion under 2. (f) (ii) 2. (f) (ii) by delivering or sending by post to the public officer of the Association, within 14 days after the service of a notice under 2. (f) (ii) (3), a requisition in writing demanding the convening of a special general meeting for the purpose of hearing the appeal.

(2) On receipt of a requisition –

(a) the public officer is to immediately notify the committee of its receipt; and

(b) the committee is to cause a special general meeting of members to be held within 21 days after the date on which the requisition is received.

(3) At a special general meeting convened for the purpose of this rule –

(a) no business other than the question of the expulsion is to be transacted; and

(b) the committee may place before the meeting details of the grounds of the expulsion and the committee's reasons for the expulsion; and

(c) the expelled member is to be given an opportunity to be heard; and

(d) the members present are to vote by secret ballot on the question whether the expulsion should be lifted or confirmed.

(4) If at the special general meeting a majority of the members present vote in favour of the lifting of the expulsion –

(a) the expulsion is to be taken to have been lifted; and

(b) the expelled member is entitled to continue as a member of the Association.

(5) If at the special general meeting a majority of the members present vote in favour of the confirmation of the expulsion –

(a) the expulsion takes effect; and

(b) the expelled member ceases to be a member of the Association.

2. (f) (iii) Disputes

(1) A dispute between a member of the Association in the capacity as a member and the Association is to be determined by arbitration in accordance with the provisions of the *Commercial Arbitration Act 1986*.

(2) This rule does not affect the operation of 2. (f) (iii).

#### APPOINTMENT OF EXECUTIVE COMMITTEE

3. The members of the Executive Committee shall be appointed at the Annual General Meeting of members each year.

#### VACATION OF OFFICE BY MEMBERS OF

#### THE EXECUTIVE COMMITTEE

4. Any members of the Executive Committee, shall vacate office and cease to be such a member:-

(a) If he is found lunatic or becomes of unsound mind.

(b) If, by notice in writing to the Association, he resigns his office.

(c) If members by a resolution passed by a majority of not less than two-thirds of those present and voting thereon at a Special Meeting duly convened for the purpose, and after consideration of any representation made by such member, shall resolve that such member do retire.

## MEETINGS

5. (a) The Annual General Meeting of Members shall be held not later than the 31st March in each year, each meeting to be convened in writing to each member of the Association at least fourteen days prior to such meeting, and notice thereof also to be given by Press advertisement as the Executive Committee thinks fit.
- (b) At the Annual General Meeting eight (8) shall form a quorum.
- (c) The Executive Committee shall meet as often as they shall deem it expedient, and three (3) shall form a quorum.
- (d) At any Special General Meeting of members twelve (12) shall form a quorum.
- (e) In the event of a quorum not being present within half an hour of the time appointed for calling any meeting of the Executive Committee or members, the President or by resolution of those present, shall postpone the meeting till such time and date as may be considered suitable.

## PROCEEDINGS AT MEETING OF THE ASSOCIATION

6. The business at the Annual Meeting of the Association shall be to receive and consider the Annual Report of the Executive Committee; to consider the accounts; to appoint an auditor or auditors, and elect a Patron or Patrons, a President, Vice - Presidents and members of the Executive Committee. All other business transactions at the Annual Meeting shall only be admitted by resolution in the event of proper notice not having duly been given.
7. The President shall be entitled to take the chair at every meeting. If he is not present within fifteen minutes after the time appointed for such meeting, the members present shall choose one of their number to take the chair.
- .8. Every question submitted to a meeting shall be decided by a show of hands, and every member personally present shall have one vote and no more, and no voting by proxy shall be permitted. Provided that, in case of an equality of votes the Chairman shall have a casting vote in addition to the vote to which he is entitled as a member.

9. At any meeting a declaration by the Chairman that a resolution has been carried by a specified majority, and an entry to that effect in the books of the Association, shall be conclusive evidence of the fact, without proof, of the number or relative proportion of the votes recorded in favour of or against such resolution.
10. The Chairman of the meeting may, with the consent of the meeting, adjourn it from time to time and from place to place, and it shall not be necessary to send any notice of any adjourned meeting to any member.
11. The Executive Committee may for any purpose appoint a sub-committee, consisting of members of their own body, or of the Association, and invest it with such powers and duties as they think fit, provided that the Honorary Treasurer shall be a member, ex-officio, of every such committee.
12. The Executive Committee may meet together for the despatch of business, consisting of members of the Association. Every sub-committee shall, in the exercise of the powers so delegated, conform to any regulations which may from time to time be imposed upon it by the Executive Committee, and shall hold office for such period as that Committee shall determine. The Honorary Treasurer shall be a member, ex-officio, of every sub-committee appointed by the Executive Committee.
13. The Executive Committee may delegate any of its powers to sub-committees, consisting of members of the Association. Every sub-committee shall, in the exercise of the powers so delegated, conform to any regulations which may from time to time be imposed upon it by the Executive Committee, and shall hold office for such period as that Committee shall determine. The Honorary Treasurer shall be a member, ex-officio, of every sub-committee appointed by the Executive Committee.
14. The Executive Committee shall appoint all paid officers and servants of the Association and fix their remuneration and the terms of their employment.

#### MINUTES

15. The Secretary shall be responsible for the keeping of accurate minutes of each meeting of the Executive Committee.

#### FINANCE

16. (a) The financial year shall end upon the last day of December in each year.
- (b) All moneys shall be banked where the Executive Committee shall direct.
- (c) All accounts shall be paid by cheque.
- (d) The Executive Committee shall appoint such signing officers as it thinks fit.
- (e) A balance sheet, showing the financial position of the Association, shall be submitted to the Annual General meeting of Members.

#### NOTICES

17. Any notice sent by post shall be deemed to have been served on the day following that on which the envelope or wrapper containing the same is posted, and in proving such service it shall be sufficient to prove that the envelope or wrapper containing the notice was properly addressed and put into the post office.



