

BENDIGO EASTER FAIR  
— SOCIETY. —

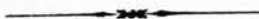


CONSTITUTION

—AND—

RULES

ADOPTED 4TH NOVEMBER, 1926.



A. J. WILDEN, Manager and Secretary.

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A. E. Brockley, Printer, Mitchell Street, Bendigo.

# BENDIGO EASTER FAIR SOCIETY.

## CONSTITUTION AND RULES.

### Foreword.

In the past it had been found that difficulty had been experienced in having to reform the Committee of the Easter Fair each year. Suggestions were made by Mr. J. A. Johnstone that a society be formed to ensure a continuity of the Easter Fair activities. Cr. W. H. Taylor, solicitor, willingly gave his services in drafting the following rules. As will be seen, a permanent body is formed, and the various Committees appointed will be in a position to continue the active work on behalf of the Bendigo Hospital and Asylum. The following are the office-bearers appointed at the general meeting held on 18th November, 1926:—

PRESIDENT—The Mayor of Bendigo (Cr. J. Michelsen).

CHAIRMAN OF COMMITTEES—Cr. W. Ewing.

TREASURER—W. Trevena, Esq.

EXECUTIVE COMMITTEE—Messrs. W. Trevena, M. P. Rowe, F. Martin, J. A. Johnstone, Thos. Williams, B. Rogers, J. L. Howard, F. Levy, J. Trengove, representing citizens of Bendigo; Messrs. James Denton, J.P., and Barkly Hyett, representing the Bendigo Gold District Hospital; Messrs. W. Crowley and Z. S. Martin, representing the Bendigo Benevolent Asylum; Councillors Michelsen (Mayor), W. Ewing, and W. H. Taylor, representing Bendigo City Council; and Councillors R. Murdoch and S. Hocking, representing the Eaglehawk Borough Council

A. J. WILDEN, Manager and Secretary.

Bendigo.

### Title.

(1) That the Society be called the Bendigo Easter Fair Society, hereinafter called "the Society."

### Objects.

(2) That the objects of the Society shall be to further the interests of Bendigo by making it a centre of attraction for the Easter holidays annually to promote athletic and other contests, and to benefit the Bendigo Hospital and Benevolent Asylum.

**Membership.**

(3) Every candidate for admission to the Society, by giving his name and address with his subscription of 2/6 to the Secretary, shall be duly constituted a member of the same, and shall have the right of membership for the current year, commencing and ending 1st September. Membership does not grant any privileges other than attending Society Meetings. No member shall be entitled to vote at any meeting unless and until he has paid his subscription.

**Executive.**

The affairs and general business of the Society shall be managed by an executive, consisting of 18 members.

Three (inclusive of the Mayor of Bendigo) shall be Councillors of the City of Bendigo, nominated by the City Council.

Two shall be Councillors of the Borough of Eaglehawk, nominated annually by that Borough Council.

Two shall be nominated annually by the Committee of the Bendigo Gold District Hospital.

Two shall be nominated annually by the Committee of the Bendigo Benevolent Asylum.

Nine shall be members of the Society, and shall be elected by ballot (no plumping allowed) at the Annual Meeting of the Society, to be held on the second Thursday in the month of September in each year.

**Elections.**

(5) The first election of nine members of the Executive (herein provided to be elected at the Annual Meeting) shall be elected at the first General Meeting appointed to be held after the coming into operation of these rules, and at the Annual Meeting in the year 1927 and every year thereafter one-third part of the said nine members of the Executive shall go out of office as by rotation, and of the said nine members of the Executive who shall go out of office shall always be the members who have been the longest in office without re-election. All retiring members are eligible for re-election.

If, by reason of three or more of the nine members of the said Executive having become members of the Executive at the same time, it is not apparent under the foregoing paragraph of this rule which of such last mentioned members of the said nine members of the Executive ought at any one time to go out of office, then such members thereof as to whom it is so not apparent, shall go out of office in the order of the number of votes obtained by each at his election, commencing with the smallest number and proceeding upwards.

In all such cases, if the votes given for any member of the said nine members of the said Executive of whom a number less than the whole are to go out of office at any one time have been equal, then it shall be decided by lot in what order and which of such said nine members of the said Executive shall go out of office.

#### **Office-bearers.**

(6) The office-bearers of the Society shall be elected annually, and shall consist of a President, who shall be the Mayor of the City of Bendigo, ex officio; a Chairman of Committees and Treasurer, both to be elected from the Executive by the Society at the Annual Meeting of the Society.

(7) Notwithstanding anything contained in these Rules, no member of the Society shall be eligible to vote at the Annual Meeting of members, nor occupy a position on the Executive, until he has been a member of the Society for six months at least. Save that this rule shall be deemed not to apply or be repugnant to the first General Meeting hereinbefore provided to be held after coming into operation of these Rules and to the election of the said nine members of the first Executive to be so elected.

#### **Officer and Member of Executive Absent from Meeting.**

(8) Any office-bearer or member of the Executive (other than the President) absenting himself from three consecutive meetings of the Executive without an apology shall thereby vacate his seat on the Executive.

**Powers of Executive.**

(9) The Executive shall meet as often as it may deem necessary; it shall appoint employes of the Society (excepting Secretary, who shall be appointed and his salary fixed at the Annual Meeting), and allow such salaries, allowances, and recompenses to them respectively during their service or employment as the Executive shall from time to time see fit. All such employes shall be appointed during the pleasure of the Executive, which shall have the power of discontinuing their services at any time, on giving reasonable notice, and also of immediate dismissal in the event of inefficiency, irregularity of conduct, or disobedience.

**Control and Management of Sports.**

(10) The Executive shall have the full control, management, and administration of all gatherings and disbursements and expenditure ordinarily connected therewith, provided that no extraordinary disbursements shall be made by the Executive without the consent of the members of the Society duly obtained at a general meeting.

**Sub-Committees.**

(11) The Executive may from time to time appoint Sub-Committees (not necessarily members of the Executive) to transact any of the business devolving upon it, and may also from time to time appoint any person or persons as delegate or delegates or representative or representatives to act on the Society's behalf at any meeting or conference of any athletic or other organisation, and the Executive may from time to time remove such person or persons and appoint another in his stead.

**Handicappers.**

(12) The Sports Sub-Committee shall appoint Handicappers to frame the handicaps.

**Executive and Legal Proceedings.**

(13) The officers and other members of the Executive and members of Sub-Committees shall be indemnified from the funds of the Society against the damages, verdicts in, and costs of any legal proceedings that may be instituted against them, or any of them, in the exercise of their office or performance of their duties.

**Vacancy in Executive.**

(14) Any vacancy in the Executive that may occur within the year shall be filled at the first General Society Meeting following, or by the Executive.

**Meetings of Executive.**

(15) The Secretary or President or Chairman of Committees of the Executive shall be empowered to call a meeting of the Executive at any time; the Secretary shall also do so at any time if requested in writing by any three members of the Executive, such meeting to be convened within seven days after the receipt by him of such requisition. Seven members of such Executive shall constitute a quorum.

**Interpretation of Rules.**

(16) The Executive shall determine the interpretation of the Rules of the Society, and shall have the power of deciding all questions not provided for in the rules of the Society, and such decision to be reported to the General Meeting of the Society held next hereafter.

**Annual Meeting.**

(17) The Annual General Meeting of the Society shall be held on the second Thursday in September in each year, for the purpose of electing officers and members of the Executive (as hereinbefore provided), discussing the general business of the Society, and receiving a report of the general concerns of the Society. Twelve members shall form a quorum.

**Financial Meeting.**

(18) A General Meeting of Members shall be held in the month of July each year for the purpose of receiving and dealing with the audited balance-sheet and general finances of the Society.

**Notice of Meeting.**

(19) Seven days' notice, by advertisement in "Bendigo Advertiser," shall be given to all members of such Annual or Financial Meeting, together with the business to be brought forward.

**Quorum.**

(20) In the event of there being no quorum present within thirty minutes of the hour fixed for such meeting, such Annual or Financial Meeting shall stand adjourned from week to week at the same hour and place until a quorum be present.

**Casting Vote.**

(21) The President and the Chairman of Committees and the chairman of any meeting of the Society or of the Executive shall, in the event of voting being equal, have a casting vote as well as a deliberate vote.

**Notice of Business by Member.**

(22) A member wishing to bring forward any extraordinary business at an Annual Meeting must send notice thereof in writing, duly signed by such member, to the Secretary fourteen days before such meeting.

**Adjourned Meetings.**

(23) Any General or Special Meeting of the Society may be adjourned on the resolution of the majority of the members present, to such time and place as such majority shall determine.

**Special General Meeting.**

(24) A Special General Meeting of the Members of the Society may be convened at any time by direction of the Executive, and the Secretary shall also call a Special General Meeting within fourteen days after the receipt of a requisition, signed by not less than nine members, who in their application shall clearly state the object and business to be dealt with at such Special Meeting. Notice of every Special Meeting, with the business to be transacted thereat, shall be advertised in the "Bendigo Advertiser" seven days before the date fixed for such meeting.

**Special Meetings.**

(25) At a Special General Meeting no business shall be brought forward or discussed except that for which purpose such meeting shall have been convened.

**Alteration of Rules.**

(26) No new rule shall be made, nor any existing rule altered or rescinded without the concurrence of two-thirds of the members present at any Annual or Special General Meeting called for that purpose. All proposed alterations or rescissions of existing rules and proposed new rules shall be advertised in "Bendigo Advertiser" at least seven clear days prior to such meeting.

**Officer of Member of Executive Betting.**

(27) The officers and other members of the Executive shall not bet at any sports or contests managed or conducted hereunder. Any officer or other member of the Executive infringing this rule shall forfeit his office upon proof satisfactory to a majority of a properly constituted meeting of the Executive. This rule shall apply likewise to officials.

**Secretary.**

(28) It shall be the duty of the Secretary to keep full and accurate accounts of all sums of money received (including a carbon copy numbered receipt book) or expended on account of the Society to make full and accurate minutes in the books of the proceedings of all General, Special and Executive Meetings, and Sub-Committee Meetings, to give all notices of General and Special Meetings, and also propositions to be brought before them, as also notices of Executive Meetings and Sub-Committee Meetings, and, subject to the directions of the Executive, to make all disbursements of the funds of the Society by cheque, to be drawn upon the bank at which the Society account is kept; to obtain receipts or discharges for the same, and to carry out the instructions of the Executive. He shall, should the Executive require it, find a guarantee for the amount of £200, the premium to be paid by the Society. All books, documents, memoranda, and writings made, entered, written, or kept by the Secretary shall be the absolute property of the Society.

**Payments by Cash.**

(29) All cheques must be signed by the President (or Chairman of Committees) and the Treasurer and the Secretary. The Secretary shall be empowered to draw for petty cash without previous authorisation any sum not exceeding five pounds, for which the Society shall be liable, but such payment must be subsequently reported to the members at the meeting immediately following.

**Auditors.**

(30) The accounts of the Society shall be examined and the correctness of the annual balance-sheet, ascertained and certified by two auditors. No members of the Executive shall be eligible for election as auditor. Auditors need not necessarily be members of the Society. The remuneration to be paid each auditor shall be fixed by the Annual Meeting from time to time and before electing same.

**Control of Property and Plant.**

(31) The Society's property and plant shall be under the control of the Executive, and shall not, without the consent of the Executive, be loaned or leased to any club or organisation outside the City of Bendigo or Borough of Eaglehawk, and shall be covered by insurance.

**Progress Payments to the Charities.**

(32) The Executive shall have the power to make progress payments out of the surplus funds of the Society to either or both of the charities intended by these rules to be benefited.

(33) The basis of distribution of the surplus balance of the Society to the Bendigo Hospital and Benevolent Asylum shall be 60 per cent. to the Hospital and 40 per cent. to the Asylum.

**Rules Binding on Every Member.**

(34) The Rules and Regulations of the Society shall be printed, and shall be binding on every member, and each member shall be entitled to a copy thereof on payment of 1/. The payment of the annual subscription shall be taken as conclusive assent to the rules.

**Order of Business.**

(35) The following shall be the order of business of Society and Executive Meetings:—

1. Confirmation of previous minutes.
2. Correspondence.
3. Presentation of reports.
4. Payments.
5. Ordinary or General Business.
6. Order of the day, including subjects continued from proceedings of former meetings.
7. Extraordinary business and new rules and regulations.
8. Other motions of which previous notice has been given.
9. Notices of motion.

After the confirmation of the minutes, for the greater convenience of the Society or Executive at any particular meeting thereof, the above order may be altered by resolution to that effect.

**Procedure.**

(36) In all cases not herein or otherwise provided for, resort shall be had to the rules, forms and usages of Parliament, which shall be followed so far as the same are applicable to the proceedings of the Society or the Executive.

The above rules were adopted by the General Committee on the 4th November, 1926.

JAMES DENTON, J.P., Chairman.

A. J. WILDEN, Manager and Secretary.