

# **THE LEGACY CLUB OF MELBOURNE INCORPORATED** **RULES**

## **1. NAME:**

The name of the incorporated association is The Legacy Club of Melbourne Incorporated, hereinafter called "the Club".

## **2. INTERPRETATION:**

(a) In these Rules, unless the contrary intention appears:

"The Code" means The Code of Legacy.

"Member" means a member of the Club.

"Legatee" means the title bestowed on a member.

"Dependant" means a beneficiary of services of the Club as defined in The Code.

"The Act" means the Associations Incorporation Act 1981.

"The Regulations" means regulations under the Act.

(b) Words or expressions contained in these Rules shall be interpreted in accordance with the provisions of the Legacy Principles and Rules of Guidance issued by Legacy Co-ordinating Council Incorporated, the Interpretation of Legislation Act 1984 and the Act as in force from time to time.

## **3. MANAGEMENT:**

(a) The Management of the Club shall be vested in a Council of Management, hereinafter called the Council.

(b) The Council shall consist of no more than ten members of whom at least three are to be Post World War Two Legatees and shall include the following:

President      Immediate Past President

3 Vice-Presidents      Honorary Secretary

Honorary Treasurer      Chairman – Group Liaison

(c) The office bearers of the Club shall be those specified in the foregoing Rule 3(b) together with the Chairman of such committees as the Council may from time to time establish under Rule 27(b), and such other persons holding particular appointments as the Council may from time to time determine.

## **4. BRANCHES AND GROUPS:**

The Club carries out its policy and objects through:

(a) Branches which serve dependants in Melbourne and defined parts of the Metropolitan area, and

(b) Groups which serve dependants in the other areas covered by the Club.

## **5. JUNIOR LEGACY, MELBOURNE:**

Junior Legacy, Melbourne is the incorporated body formed by the Club, to assist the Branches in carrying out the objects, set out in Para 4 of The Statement of Purposes, and its aims are embodied in its Memorandum and Articles of Association.

**6. ESTABLISHMENT OF A GROUP:**

The Club may establish a Group of the Club in any area within the State of Victoria which investigation by the Council or by responsible persons not of the Club discloses is not served by any other Club or Group and in doing so shall:

- (a) Nominate the Office Bearers of the Group to hold office for the first year of its operation.
- (b) Nominate a name for the Group which indicates the relevant area for which the Group is responsible in providing Legacy service.
- (c) Specify the boundaries of the area concerned.

Members of such Groups shall be members of the Club and shall be represented at any National, State or other Conference or Meeting of Legacy Clubs by the Delegate(s) of the Club, duly appointed by the Council.

Information and instructions relating to Group Members are defined in The Rules, Principles and Operating Procedures for Groups of The Legacy Club of Melbourne.

**7. MEMBERSHIP:**

**A. Member of The Legacy Club of Melbourne.**

- (i) The qualifications for admission to full membership of the Club shall be as defined in Clause 4, save and except for the last full paragraph thereof, and Clause 7 of The Code.
- (ii) The Council shall from time to time prescribe the total number of members that may be admitted to membership of the Club.
- (iii) Each candidate shall be nominated and seconded by Legatees who have had at least 12 months active service in Legacy.
- (iv) When an eligible candidate for membership of the Club is the child of a Legatee the nomination shall be made by Legatees other than the parent.
- (v) A person who qualifies for membership of Legacy under Rule 7.A.(i) may be admitted to membership provided that his or her age is less than 70 years. In special circumstances of advantage to the Club the Council may, by special resolution, admit to membership an eligible person of age 70 years or over whose state of health does not preclude him from providing adequate personal service to dependants.
- (vi) The Council may post members to a special classification entitled a Reserve List (See Rule 13).
- (vii) Members who have served Legacy Clubs for fifty years shall be recognised by the Club by the presentation of a certificate.

**B. Affiliate Member of The Legacy Club of Melbourne.**

- (i) In order to qualify for affiliate membership, a person shall be:
  - (a) a properly inducted member of the Legacy Foundation of Victoria Inc. (unless already a Legatee) and allocated at the request of The Legacy Club of Melbourne for duties within a specific Group or Branch of The Club, or
  - (b) a properly inducted Support Legatee of The Legacy Club of Melbourne.
- (ii) Rules 7.A.(iii) to (v) above also apply to Affiliate Members.

- C. In these Rules, references to "member" shall include "affiliate member" unless the wording of a Rule, or context of the Rules generally, state otherwise.

**8. A. Branches of the Club.**

- (a) No person shall be nominated for membership until the proposer shall have:
  - (i) submitted in writing in the prescribed form to the Personnel Committee of the Club full particulars including full name, private and business addresses, occupation, and details of service if applicable, with proof such as a Statement of Service, if available and applicable, and of other community service activities of the proposed applicant, and
  - (ii) received advice from Personnel Committee that the proposed applicant is acceptable.
- (b) The Personnel Committee, on receipt of the information supplied by the proposer, shall determine that the nominee satisfies the qualification for admission to membership under Rule 7.
- (c) The proposed candidate will then be interviewed by a member of Personnel Committee who, if the interview proves satisfactory, will request the proposed candidate to complete the prescribed nomination form. The form shall be signed by the nominator and seconder who shall declare that they know the candidate personally, that they believe the candidate to be imbued with the spirit of service and the ideals for which the Club was founded and that he/she is willing and able to render service in its work.
- (d) The form shall also provide for a signed declaration to be made by the candidate signifying that he/she will perform to the best of his/her ability such service in Legacy as may be required. The declaration shall also provide that such candidate acknowledge that the Badge of Legacy issued to him/her remains the property of the Club, or of any Legacy Club in Australia to which he/she may be subsequently transferred, and that he/she undertakes upon termination of membership, whether by resignation or otherwise, to return the Badge to the Honorary Secretary of the Legacy Club from which he/she shall have resigned or otherwise have had his/her membership terminated. Such form, duly signed, shall be retained in his/her personal membership file. The personal files of all members are confidential and shall only be available for perusal by the Chairman of the Personnel Committee or by the President or by a person authorised by the President.
- (e) The nomination shall be submitted and voted on at a meeting of the Personnel Committee. If all Committee members present or all except one of them vote for it the nomination shall be accepted; otherwise it shall be rejected.
- (f) All nominations approved by Personnel Committee shall be submitted to a meeting of Council. If all, or all except one, of the Council members vote in favour then the nomination shall be accepted; otherwise it shall be rejected.
- (g) If so approved by the Council it shall be submitted to members of the Club by publication in "The Bulletin" giving members notice that unless an objection to such nomination be upheld by the Council the person so nominated will be declared elected as eligible for induction to membership. Any objection shall be lodged with the Chairman of Personnel Committee within 14 days of its date of issue in the said "Bulletin". The candidate shall be inducted within three months of the date on which he/she is declared elected.
- (h) The method of inducting approved candidates under Rule 7.A. into membership shall be in accordance with the Legacy Principles and Rules for Guidance for General Application. Inductions shall be carried out by the President, a Past President or an approved deputy of the President.

- (j) Candidates for membership of the Legacy Foundation of Victoria Inc. to be allocated to The Legacy Club of Melbourne at its request, will be inducted into the Legacy Foundation of Victoria Inc. by the President of The Legacy Club of Melbourne, a Past President or an approved deputy of the President under delegation from the President of the Legacy Foundation of Victoria Inc. They are then deemed to be Affiliate Members in accordance with Rule 7.B.(i)(a).
- (k) Members of the Support Group inducted into The Legacy Club of Melbourne as Support Legatees who do not transfer to the Legacy Foundation of Victoria Inc. are deemed to be Affiliate Members of The Legacy Club of Melbourne in accordance with Rule 7B.(i)(b).

**B. Groups of the Club.**

Nominations of new members and admissions to a Group of the Club shall be in accordance with the procedures laid down in the Rules, Principles and Operating Procedures for Groups of The Legacy Club of Melbourne.

**C. Register of Members**

The Honorary Secretary shall keep and maintain a register of members in which shall be entered the full name, address and date of entry of the name of each member and the register shall be available for inspection by members at the address of Legacy House, Melbourne.

**9. RANK OR TITLE:**

Every member of the Club shall be a "Legatee" and shall normally be referred to as "Legatee" followed by his/her surname.

**10. VISITING MEMBERS:**

Members of other Legacy Clubs visiting the Club, shall be entitled in their own right to attend meetings at any venue of the Club, but shall not be entitled to vote thereat.

**11. TRANSFER OF MEMBERS:**

On the request of any other Legacy Club any member of such Club who has taken up residence in the area served by the Club and who is eligible in accordance with the Rules of the Legacy Club of Melbourne and is reported upon favourably by his/her Club may be accepted as a member of the Club provided he/she advises within three months from the date of his/her arrival in the area his/her intention to transfer. If accepted, he/she shall without payment of any subscription to the Club, be deemed to be a financial member during such period as he/she would have been financial with the Club from which he/she is transferred.

**12. CESSATION OF MEMBERSHIP:**

The Council shall be empowered to declare any person no longer a member should he/she:

- (a) Fail to pay his/her subscription within two months of the commencement of the current financial year or within two months of induction.
- (b) Tender his/her resignation in writing and the same be accepted by the Council.
- (c) Without good reason fail, in the opinion of the Council, to accept the obligations attached to active membership or to carry out satisfactorily any duty assigned to him/her with the authority of the Council and in pursuance of the objects of the Club.
- (d) In the unanimous opinion of the Council violate the Club's rules or act to the detriment of the Club.

A member shall, if so expelled, under Rule 12(c) or (d) have the right of an appeal to a general meeting of members, whose decision shall be final and binding upon him/her.

### 13. RESERVE LIST:

Regulations governing the posting of members to a special classification titled "Reserve List" are set out hereunder:

A member posted to the Reserve List shall be permitted to nominate the duties associated with membership of the Club which he/she is able and willing to accept. The considerations which will apply in respect of any proposal for posting of a member to the Reserve List shall be as follows:

- (a) The Personnel Committee may initiate and the Council approve the posting of a consenting member to the Reserve List.
- (b) With the exception of an active member who served in World War I, a member cannot apply for posting to the Reserve List.
- (c) Except as provided in Rule 13 (a), to be eligible for posting to the Reserve List a member must have served Legacy Clubs actively for a minimum period of fifteen years.
- (d) The posting of a member to the Reserve List is not automatic.
- (e) Posting to the Reserve List will only be considered following the receipt of a signed notice of resignation from the member concerned indicating the reasons therefore, which will be immediately referred to Personnel Committee.
- (f) Personnel Committee may submit a recommendation to a meeting of the Council that acceptance of a member's resignation be deferred and that he/she be posted to the Reserve List, only if the recommendation is unanimously approved at a meeting of the members of Personnel Committee.
- (g) Any recommendation for posting of a member to the Reserve List submitted by Personnel Committee will be recorded in the minutes of the Council and the posting of that member to the Reserve List will be effected only by unanimous resolution of the Council at its next meeting.
- (h) A member may apply for posting from the Reserve List to active duty with the Club.
- (j) Postings to the Reserve List which are or have been made for reasons other than age, infirmity, or illness over a prolonged period, shall be reviewed by Personnel Committee at the 31st October in each year. If, in the opinion of Personnel Committee, reasons for posting to the Reserve List no longer exist, a member may be asked to accept reposting from the Reserve List to active duty with the Club and, if unwilling to do so, he/she may be required by the Council:
  - (i) to tender his/her resignation for final acceptance, or,
  - (ii) to accept termination of his/her membership based on the notice of resignation which originated his/her posting to the Reserve List.

### 14. LEAVE:

Group Presidents, Branch Chairmen and Committee Chairmen may grant leave for a period of up to 3 months from all or particular duties relevant to the Group, Branch or Committee, as the circumstances of the individual member may necessitate. Personnel Committee shall be advised in all cases.

Leave from all duties for a period in excess of 3 consecutive months shall be subject to approval by Personnel Committee.

Any member who is unable to maintain adequate performance of duties and who feels obliged to tender his/her resignation may be granted leave within the limitation of this Rule.

It is not necessary for members to apply for leave when the absence is less than one month but the Group or Branch Contact Secretary, or Committee Chairman shall be advised.

**15. HONORARY SERVICE:**

- (a) Save for the proviso in Rule 29(d) no office-bearer or member shall receive any remuneration from the Club directly or indirectly.
- (b) The Council may approve the reimbursement of expenses incurred by any appointed or elected office-bearer or his deputy officially representing the Club.

**16. SUBSCRIPTION AND LEVIES:**

- (a) The subscription payable by members of Branches shall be fixed by the Council from time to time and shall be payable in advance in one amount or by two equal instalments.
- (b) The maximum annual subscription payable to a Group by its members shall not exceed that laid down in Rule 16(a). The portion of the member's annual subscription that shall be paid by the Group to the Club shall be as determined by the Council from time to time. Such portions shall be paid to the Club within two months of the commencement of the current financial year.
- (c) The Council may impose a levy payable by members provided the amount of such levy has been approved by a majority of members present in General Meeting.
- (d) Any subscription imposed on the Club, by resolution of Legacy Clubs in Conference and calculated on the basis of membership, shall be payable by all members in addition to the annual Membership Subscription.
- (e) The President may waive payment of any subscription or levy normally payable by a member.
- (f) New members joining the Club in the first six months of the financial year shall pay a full year's subscription and those joining in the second half of the financial year shall pay 50% of a full year's subscription.

**17. NOTICES:**

The Club shall issue to all members a periodical bulletin under the name "The Bulletin" and notices and information published therein shall be deemed to have been brought to the notice of all members.

**18. MEETINGS:**

Unless otherwise determined by the Council the Club shall meet for luncheon at 1:00 p.m. on Tuesday of each week or at such other time or at such place as the Council shall from time to time appoint.

**19. PROCEDURE AT LUNCHEON MEETINGS:**

The following general routine shall be adopted at such meetings, subject to variation as the President or his deputy presiding may determine:

- (a) A period of silent remembrance of deceased comrades.
- (b) Introduction of guests.
- (c) Induction of new members and introduction of new transferee Legatees.
- (d) General announcements.
- (e) Speaker for the day.

**20. ANNUAL GENERAL MEETING:**

The Annual General Meeting of the Club shall be held not later than the 31st day of March in each year for the purpose of:

- (a) Receiving the Annual Report and Financial Statements of the Club for the year ended 31st day of December of the year immediately preceding;
- (b) Election of office-bearers specified in Rule 24(g);
- (c) Transacting other business as determined by the Chairman.

**21. EXTRAORDINARY GENERAL MEETINGS:**

Extraordinary General Meetings of the Club shall be convened by the Honorary Secretary:

- (a) When directed by the Council.
- (b) Within sixty days of receipt of a requisition signed by at least fifty members of the Club for such a meeting stating in such requisition the purpose for which the meeting is required.

All notices convening Extraordinary General Meetings shall state the purpose of the meeting and the business to be discussed thereat.

**22. PROCEDURE AT GENERAL MEETINGS OF MEMBERS:**

- (a) No business shall be transacted at any General Meeting unless a quorum of members is present at the time when the meeting proceeds to business. Fifty members personally present shall be a quorum.
- (b) The President of the Council shall preside as Chairman at every General Meeting of the Club.
- (c) If at any meeting the Chairman is not present within fifteen minutes after the time appointed for holding the meeting or is unwilling to act as Chairman, and does not delegate such office to some other member of the Council, the members present shall choose one of their number to be Chairman.
- (d) The Chairman may with the consent of any meeting at which a quorum is present (and shall if so directed by the meeting) adjourn the meeting from time to time and from place to place but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place. When a meeting is adjourned for ten days or more notice of the adjourned meeting shall be given. Save as aforesaid it shall not be necessary to give any notice of an adjournment or of the business to be transacted at an adjourned meeting.
- (e) At any General Meeting a resolution put to the vote of the meeting shall be decided on a show of hands and a declaration by the Chairman that a resolution has been carried or carried unanimously or by a particular majority or lost and an entry to that effect in the minute book of the Club shall be conclusive evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against that resolution.
- (f) In the case of an equality of votes the Chairman of the meeting shall be entitled to a second or casting vote.
- (g) All financial members present at a meeting of the Club shall be entitled to one vote on any matter. Provision may be made for financial members who are unable to attend any meeting to register a vote on the prescribed form in the manner decided by the Council. These votes must be received by the Honorary Secretary at least twenty-four hours prior to the meeting.

**23. NOTICES OF MEETINGS:**

Except for committee meetings 14 days notice of all meetings (21 days in the case of an Extraordinary General Meeting) shall be given to every member either personally, by post, by electronic means to him/her at his/her registered address or by notice published in "The Bulletin".

**24. ELECTION OF COUNCIL AND OFFICE BEARERS:**

- (a) All office-bearers shall retire at the Annual General Meeting.
- (b) Each year the Nomination Panel formed pursuant to Rule 27(c) shall decide by 30th November upon a member of the Club as the Nominated President for the next year. The name of the member so nominated (hereinafter called the Nominated President) shall be promulgated to members at the earliest opportunity and be published in "The Bulletin" not

later than the last issue of "The Bulletin" for that year but such nomination shall not in any way preclude the nomination of other members for the office of President.

- (c) As early as practicable after his/her own nomination but not later than 31st January the Nominated President in consultation with the current President, the Nomination Panel and the Chairman of Personnel Committee and after consideration of recommendations by retiring Chairmen of Committees shall publish the names of members of his/her choice to be office bearers for the following year as:
  - (i) three Vice-Presidents, and
  - (ii) other office bearers.
- (d) Any other nomination(s) for the office of President shall be lodged with the Honorary Secretary within 28 days of the promulgation in "The Bulletin" of the name of the Nominated President.
- (e) Any other nomination(s) for the office of Vice President shall be lodged with the Honorary Secretary within 14 days of the publishing in "The Bulletin" of the names of members chosen by the Nominated President to be office bearers for the following year.
- (f) Any other nominations for the office of President and Vice-Presidents (apart from those of the Nominated President in pursuance of rule 24(b) and (c)) must be submitted in writing to the Honorary Secretary and such nomination(s) must be signed by the proposer and seconder and have the consenting signature of the nominee.  
Such nomination(s) must be published in "The Bulletin" as soon as practicable after nominations have closed in accordance with Rules 24(d) and (e).
- (g) The election of the President and three Vice-Presidents of the Council shall take place at the Annual General Meeting. No person shall be eligible to stand for election unless he/she is a financial member of the Club and has been nominated in accordance with the rules of the Club. Where a vote of members is necessary the election shall be conducted by a secret ballot under rules approved by the Council.
- (h) If, and only if, the Nominated President be elected President at the Annual General Meeting, the members so named as Office-Bearers shall be deemed simultaneously appointed the respective office-bearers except that the three Vice-Presidents referred to in this Rule shall be elected as provided.
- (j) If a member other than the Nominated President be elected President then such President shall appoint the office bearers other than those elected at the Annual General Meeting. In so doing he/she may but need not appoint all or any of the members previously named by the Nominated President.

## 25. VACANCIES:

- (a) Should any casual vacancy occur in the Council by resignation or by ceasing to be a member of the Club or other cause, the Council shall appoint a new office-bearer to fill the vacancy.
- (b) Any member of the Council absent from three consecutive meetings of the Council without leave shall, on resolution of the Council, cease to be a member thereof.

## 26. MEETINGS OF THE COUNCIL:

The Council shall meet at least every two months at a place and time to be determined from time to time by the President. No business shall be conducted unless a quorum of five members of the Council be present.



**27. DUTIES OF THE COUNCIL:**

- (a) The executive power of the Club shall be vested in the Council which shall have full power to superintend and conduct the business and affairs of the Club and to do all such acts and things as the Club itself could do and which are not hereby expressly directed to be done otherwise.
- (b) The Council shall have power to appoint Committees to perform such duties as the Council shall from time to time delegate thereto.
- (c) The Council shall appoint annually a Nomination Panel which shall comprise:
  - President - as Convenor
  - The six immediate predecessors of the President who are active members of the Club, provided that a minimum of three of whom are to be Post World War Two members if available.At all meetings of the panel a quorum shall be four members.
- (d) The Council shall appoint at least seven of its members as members of the Board of Directors of Junior Legacy, Melbourne.

**28. VOTING AT MEETINGS OF THE COUNCIL:**

The Chairman shall have a deliberative vote and may exercise a casting vote when necessary. All other members of the Council present at a meeting of which notice has been given shall each be entitled to one vote. Only members of the Council shall be entitled to vote. Except as herein provided, all questions considered by the Council shall be determined by a simple majority vote. The Chairman, however, shall be empowered to declare any matter to be one requiring further consideration and in such a case the decision reached in a normal manner shall have no force until it has been resubmitted and confirmed at the next meeting of the Council.

**29. FINANCIAL AND OTHER MANAGEMENT:**

- (a) The funds of the Club shall be derived from subscriptions, levies, donations and from such other sources as determined by the Council. The Honorary Treasurer is responsible to the Council for prescribing methods for the care, custody and control of all monies received by the Club from whatever source arising and for requiring and/or conducting checks on the implementation of these methods.
- (b) **Accounts.**
  - (i) The Honorary Treasurer of the Club shall ensure that an account is kept of all monies received and expended and shall submit quarterly financial statements to the Council.
  - (ii) The Honorary Treasurer shall cause to be banked in the name of the Club all monies received and cause payment of all claims made against the Club.
  - (iii) Unless the Council determines otherwise the signatories for cheques drawn on the Club's bank accounts shall be two members of the Council.
- (c) **Bequests.** All gifts of real and personal property devised or bequeathed to the Club and which are not by the terms of such devise or bequest specifically devised or bequeathed for purposes other than those of Junior Legacy, Melbourne, or specifically for a Group of the Club shall be deemed to be for the benefit of Junior Legacy, Melbourne, and immediately on receipt thereof shall be paid or transferred to Junior Legacy, Melbourne. The Council in its discretion may allocate such devise or bequest in equitable shares to appropriate Groups.
- (d) All monies received shall be applied in furthering all or any of the objects of the Club and no portion of such monies shall be paid to any member or co-opted member of the Club, provided that nothing herein shall prevent the payment, in good faith, of reasonable and proper remuneration to any member of the Club, in return for any goods or services rendered to the Club.

- (e) If upon the winding-up or dissolution of the Club there remains any property whatsoever, the same shall, subject to the provisions of the Act, not be paid to or distributed among the members of the Club but shall be given or transferred to The Legacy Foundation of Victoria Incorporated or some other institution or institutions having objects similar to the objects of the Club and which is a fund, authority or institution approved by the Commissioner of Taxation as a fund, authority or institution referred to in Section 78(1)(a) of the Income Tax Assessment Act 1936, as amended.
- (f) The Common Seal of the Club shall be kept in the custody of the Secretary. The Common Seal shall not be affixed to any instrument except by the authority of the Council of Management and the affixing of the Common Seal shall be attested by the signatures of two members of the Council of Management.
- (g) Except as otherwise provided in these Rules, the Secretary shall keep in his custody or under his control all books, documents and securities of the Club.

### 30. AUXILIARY WORKFORCE:

The Club may utilise the assistance of auxiliary workforces subject to the control of the Club. These may comprise:

- (a) Members of the Legacy Foundation of Victoria Inc. allocated at the request of The Legacy Club of Melbourne for duties in the Groups and Branches of The Legacy Club of Melbourne.

Such members of the Legacy Foundation of Victoria Inc. shall be Affiliate Members of The Legacy Club of Melbourne in accordance with Rule 7.B.(i)(a). As such they shall carry out all the duties of a Legatee, shall receive notices of meetings of The Club and may vote thereat, on all matters other than those relating to The Code of Legacy, and may hold any office other than that of President or Vice President of The Legacy Club of Melbourne. They are entitled to wear a distinctive badge, the design of which has been approved by National Conference. They shall be addressed as Legatee in accordance with Rule 9.

- (b) Members of the Support Group of The Legacy Club of Melbourne who were inducted as Support Legatees prior to 6th December 1994 and who do not transfer to the Legacy Foundation of Victoria Inc. shall be Affiliate Members of The Legacy Club of Melbourne in accordance with Rule 7.B.(i)(b). As such they shall carry out all the duties of a Legatee, shall receive notices of meetings of The Club and may vote thereat on all matters other than those relating to The Code of Legacy, and may hold any office other than that of President or Vice President of The Legacy Club of Melbourne.

They are entitled to wear a distinctive badge, the design of which has been approved by National Conference. They shall be addressed as Legatee in accordance with Rule 9.

- (c) Support Group Associates who wish to support the work of The Legacy Club of Melbourne as auxiliary workers. These will not be formally inducted, will not undertake contact duties, will not be entitled to vote at meetings nor hold office and will not be entitled to wear a distinctive badge.

### 31. WIDOWS' CLUBS AND INTERMEDIATE LEGACY CLUBS:

- (a) The Club may establish Widows' Clubs and Intermediate Legacy Clubs.
- (b) The objects of such Clubs shall be as set out in Rules approved by the Club.
- (c) These Clubs shall be subject to the control of the Club, which control shall be exercised through Liaison Officers nominated for the purpose.

**32. CONFERENCES AND SIMILAR MEETINGS:**

The Council may appoint delegates to represent the Club at any National, State or other Conference or meeting of Legacy Clubs and shall have the power to instruct delegates how to vote or submit the views of the Club thereat.

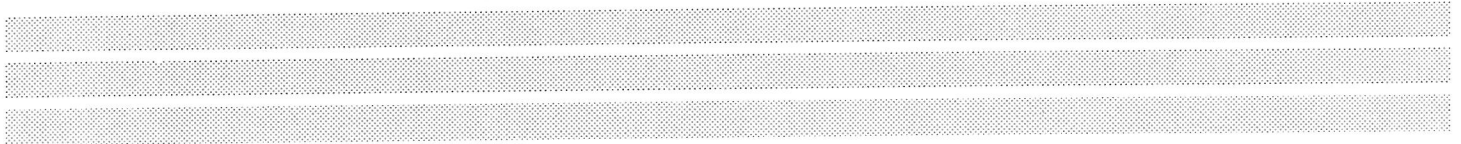
The Council shall cause to be published in "The Bulletin" summarised reports of the proceedings at conferences or meetings of Legacy Clubs.

The Council is authorised to ratify the decisions and confirm the minutes of such Conference or Meeting provided no requisition for an Extraordinary General Meeting vide Rule 21 is received within 14 days of such publication in "The Bulletin" of a summarised report of the proceedings of any Conference or Meeting.

**33. RULES:**

- (a) Save as hereinbefore provided these Rules and the Statement of Purposes shall not be rescinded, altered or modified, except by a special resolution of the members present at an Extraordinary General Meeting convened in accordance with Rule 21 where not less than fifty members are present.
- (b) The decision of the Council on any matters not provided for by the Rules shall be conclusive and binding on all members of the Club unless and until the same shall have been over-ruled by an Extraordinary General Meeting convened in accordance with Rule 21.

**34. Deleted, and incorporated into Rule 2.(b)**





# THE LEGACY CLUB OF MELBOURNE INCORPORATED

## STATEMENT OF PURPOSES

The Club is non-sectarian and non-party in politics, and accepts the requirements of The Code of Legacy (hereinafter referred to as "The Code") as binding and obligatory.

1. **Loyalty.** To sponsor and encourage at all times a full and proper loyalty to the Throne and to Australia.
2. **Comradeship.** To provide a rendezvous where members can meet regularly for the purpose of reviving active service associations and developing amongst members of the Club an "esprit de corps" in which the comradeship of the Forces will be the background to a spirit of service in effecting the objects of the Club.
3. **Membership.** To maintain an active Club membership for the purpose of carrying out the obligations of The Code.
4. **Dependants of deceased veterans.** To seek opportunities of helping the dependants, including the children, of those veterans who served in an operational area as defined by Clauses 5 & 7 of The Code and who lost their lives during such service or who have died subsequently. In these Rules the terms "dependant" and "veteran" shall have the same meanings respectively as are given to these terms in The Code.
5. **Co-operation with Returned and Services League and other Kindred Organisations.** To co-operate with the RSL and other kindred organisations, in their efforts to secure due recognition of the just claims of returned service personnel and their dependants.
6. **Program.** To arrange a program of addresses to be delivered by leading citizens and Club members on subjects of national importance or of topical interest or on matters affecting the objects of the Club.
7. **Preference.** To encourage members of the Club in all their business relations to adopt the principle of preference to Returned Service men and women.
8. **National Development.** To foster a high standard of citizenship and a spirit of responsibility in the development of the nation.
9. **Shrine of Remembrance.** To foster a proper reverence for and appreciation of the significance of the Shrine of Remembrance.

Solely for the purpose of furthering the purposes set out above, the Club shall have power:

10. To take over the funds and other assets and the liabilities of the present unincorporated association known as The Legacy Club of Melbourne.
11. To indemnify any person for any loss or damage incurred as a result of having on behalf of the unincorporated association become liable to pay any amount by way of damages or otherwise.
12. To subscribe to, become a member of and co-operate with any other association, club or organisation, whether incorporated or not, whose objects are altogether or in part similar to those of the Club provided that the Club shall not subscribe to or support with its funds any club, association or organisation which does not prohibit the distribution of its income and property among its members to an extent at least as great as that imposed on the Club under or by virtue of the Rules.
13. To buy, sell and deal in all kinds of articles, commodities and provisions, both liquid and solid, for the members of the Club or persons frequenting the Club's premises.

14. To purchase, take on lease or in exchange, hire and otherwise acquire any lands, buildings, easements or property, real and personal, and any rights or privileges which may be requisite for the purposes of, or capable of being conveniently used in connection with, any of the objects of the Club PROVIDED THAT in case the Club shall take or hold any property which may be subject to any trusts the Club shall only deal with the same in such manner as is allowed by law having regard to such trusts.
15. To enter into any arrangements with any Government or Authority that are incidental or conducive to the attainment of the objects and the exercise to the attainment of the objects and exercise of the powers of the Club; to obtain from any such Government or Authority any rights, privileges and concessions which the Club may think it desirable to obtain; and to carry out, exercise and comply with any such arrangements, rights privileges and concessions.
16. To appoint, employ, remove or suspend such managers, clerks, secretaries, servants, workmen and other persons as may be necessary or convenient for the purposes of the Club.
17. To construct, improve, maintain, develop, work, manage, carry out, alter or control any houses, buildings, grounds, works or conveniences which may seem calculated directly or indirectly to advance the Club's interests, and to contribute to, subsidise or otherwise assist and take part in the construction, improvement, maintenance, development, working, management, carrying out, alteration or control thereof.
18. To invest and deal with the money of the Club not immediately required in such manner as may from time to time be thought fit.
19. To take, or otherwise acquire, and hold shares, debentures or other securities of any company or body corporate.
20. To lend and advance money or give credit to any person or body corporate; to guarantee and give guarantees or indemnities for the payment of money or the performance of contracts or obligations by any person or body corporate, and otherwise to assist any person or body corporate.
21. To borrow or raise money either alone or jointly with any other person or legal entity in such manner as may be thought proper and whether upon fluctuating advance account or overdraft or otherwise to represent or secure any moneys and further advances borrowed or to be borrowed alone or with others as aforesaid by notes secured or unsecured, debentures or debenture stock perpetual or otherwise, or by mortgage, charge, lien or other security upon the whole or any part of the incorporated association's property or assets present or future and to purchase, redeem or pay-off any such securities.
22. To draw, make, accept, endorse, discount, execute and issue promissory notes, bills of exchange, bills of lading and other negotiable or transferable instruments.
23. To sell, improve, manage, develop, exchange, lease, dispose of, turn to account or otherwise deal with all or any part of the property and rights of the Club.
24. To take or hold mortgages, liens or charges, to secure payment of the purchase price, or any unpaid balance of the purchase price, of any part of the Club's property of whatsoever kind sold by the Club, or any money due to the Club from purchasers and others.
25. To take any gift of property whether subject to any special trust or not, for any one or more of the objects of the Club but subject always to the proviso in paragraph 14.

26. To take such steps by personal or written appeals, public meetings or otherwise, as may from time to time be deemed expedient for the purposes of procuring contributions to the funds of the Club, in the shape of donations, annual subscriptions or otherwise.
27. To print and publish newspapers, periodicals, books or leaflets that the Club may think desirable for the promotion of its objects.
28. To amalgamate with any one or more incorporated associations having objects altogether or in part similar to those of the Club and which shall prohibit the distribution of its or their income and property among its or their members to an extent at least as great as that imposed upon the Club under or by virtue of the Rules.
29. To purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagements of any one or more of the incorporated associations with which the Club is authorised to amalgamate
30. To transfer all or any part of the property, assets, liabilities and engagements of the Club to any one or more of the incorporated associations with which the Club is authorised to amalgamate.
31. To make donations for patriotic, charitable or community purposes.
32. To transact any lawful business in aid of the Commonwealth of Australia in the prosecution of any war in which the Commonwealth of Australia is engaged.
33. To do all such other things as are incidental or conducive to the attainment or purposes or the objects of the exercise of the powers of the Club.

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