

Constitution of Western Area Darts Association Incorporated



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1. Name

1.1 The name of the Association shall be the Western Area Darts Association and it shall not be dissolved, nor shall its name be altered without the concurrence of three-fourths of its membership present at a meeting specially called for that purpose.

2. Establishment and Boundaries

2.1 The Western Area Darts Association Incorporated (Here-in after referred to as the Association) was founded 22nd March 1989.

2.2 The Boundaries for the Association shall be from the beach front at the end of Henley Beach road, along Henley Beach Road to James Congdon Drive, Along James Congdon Drive and continuing along Port Road to Park Terrace, Along Park Terrace to Torrens Road, along Torrens Road to South Road, along South Road to Port River Expressway, along Port River Expressway to the Western Bank of the Port River, along the Port River to Outer Harbour, along the foreshore to Henley Beach Road.

2.3 All premises on the boundary roads are included within the boundary.

2.4 The Association is for male and female dart players.

3. Administration

3.1 The Management Committee (herein referred to as "The Committee") shall be responsible for the management and administration of the affairs of the Association.

4. Definitions

4.1 In this Constitution whenever appearing:

"Association" means The Western Area Darts Association

"Committee" means the Management Committee of the Association

"Constitution" means the constitution and includes any amendments hereto

"Club" means any dart team registered with the Association

5. Aims and Objectives

5.1 The Association shall have the following aims and objectives:

- To advance, control and promote the game of darts within our boundaries
- To promote a fraternal feeling among players
- To arrange and carry out tournaments and championships within our boundaries
- To consider and deal with all matters from time to time submitted by its members
- To maintain discipline and good conduct amongst dart players
- To stimulate public opinion in favor of providing proper facilities for the playing of darts
- To make provisions for the compilation and keeping authentic records of the history of the Association
- To provide facilities for the playing of tournaments and championships

6. Management Committee

6.1 The business and affairs of the Association shall be under the management and control of the Committee.

6.2 The Committee shall consist of:

President

Vice President

Secretary

Treasurer

Match Secretary

Four (4) Committee Persons

6.3 Members of the Committee shall be financial full members or life members of the Association and shall be elected at the Annual General Meeting (herein after referred to as AGM).

6.4 Nominations for members of the Committee shall be made in writing on an official Association form, signed by the nominator, seconder and the nominee; and shall be forwarded to the secretary not less than fourteen (14) days prior to the AGM.

6.5 Executive Committee are elected for terms of two (2) years and shall consist of:

President

Vice President

Treasurer

Secretary

Match Secretary

6.5 President and Treasurer will stand for election on odd numbered years. Vice President, Secretary and Match Secretary shall stand for election on even numbered years.

6.6 All non-executive committee positions shall be elected for one (1) year terms.

6.7 Honorariums shall be paid to alleviate personal out of pocket expenses to the Treasurer, Secretary and Match Secretary as set by members present at AGM.

7. Proceedings of the Management Committee

7.1 The Committee shall hold meetings at such time and place as it sees fit, provided that not more than eight (8) weeks shall elapse between meetings and no less than ten (10) meetings per financial year.

7.2 Fifty (50) percent (%) of the Committee members shall constitute a quorum.

7.3 All resolutions shall be carried out by a majority vote.

7.4 Any Committee member being absent from two(2) Committee meetings without reasonable excuse as defined by the Committee shall automatically cease to be a member of the Committee.

8. Powers and Functions of the Committee

8.1 The Committee may exercise all the powers of the Association and do all such acts of which it considers necessary to expedient objectives of the Association.

8.2 The Committee from time to time, may vary and rescind playing rules and by-laws not inconsistent with this Constitution.

8.3 The Committee may without assigning reason:

- Decline the nomination of any person or club as a member
- In accordance with the provisions of this Constitution, reprimand, fine, suspend or expel any member or club guilty of misconduct or breach of Association constitution, rules or by-laws.

- Reprimand, suspend or expel any member gambling on any competition match played under Association control.
- Either grant or refuse a transfer to any player from one club to another
- Hear or determine any questions relating to the right of qualification of any player to play with the particular club.
- Arrange programs of matches to be played under the control of the Association.
- Form, regulate and control the divisions of the Association.
- Fill a casual vacancy in any office of the Committee. Any person appointed shall hold office until the next AGM.
- Action any matter arising; and not provided for within this Constitution, rules or by-laws.

8.4 The decision of the Committee as to the interpretation of the Constitution, rules and by-laws shall be final.

9. Duties of Officers

9.1 The President shall act as the Association Public Officer. The President shall preside at all meetings that require his/ her attendance and shall ensure all meetings and business is conducted in a proper manner. The President shall submit an annual report to the Annual General Meeting. The President may call at his/ her discretion Special General Meetings to ensure the well-being and efficient running of the association. The President shall not have a deliberate vote at meetings may shall be entitled to a casting vote to ensure resolution. The President shall delegate or revoke duties to officers or Committee Persons as directed by Committee through deliberation at meetings.

9.2 The Vice President shall assist the President in all duties and in the absence of the President shall assume all duties of such. The Vice President shall have a deliberate vote at all meetings, except when acting as President.

9.3 The Treasurer shall keep a correct account of all monies received and expended; pay all monies belonging to the Association into such bank account as shall be approved by the Committee within eight (8) days of receiving same. Shall balance books prior to annual audit, or whenever required to do such by the Committee. Shall prepare and submit to the auditor a financial statement of accounts for presentation to the Committee at call; and to members at AGM. Shall in conjunction with the President and one other Executive Committee person appointed by the Committee; sign all cheques and take receipts for all payments made by such. Two of three signatures must be on all cheques presented for payment.

9.4 The Secretary shall attend all meetings, take minutes of proceedings; receive all correspondence; shall maintain a record of all decisions handed by the tribunal; keep a register of all clubs admitted to the association; correspond committee decisions, engagements and promotions to any stakeholders directed by committee appropriate to receive information. Shall perform any such duty; and engagement as may be directed by the Committee.

9.5 The Match Secretary shall be responsible for arranging all matches and competitions; recording results thereof, keep complete register of members, transfers and permits. Shall perform any further duties directed by the committee.

10. Suspension and Removal of Officers

10.1 Any office bearer, any member of the Committee or any official of the Association guilty of misconduct may be suspended or removed from office by an ordinary resolution properly passed at a duly constituted meeting of the Committee.

10.2 No office bearer shall be suspended or removed from office unless:

- He/ she has in the opinion of the meeting suspending him/ her or removing him/ her from office, been guilty of misconduct or conduct prejudicial to the interests of the Association; or in the opinion of the Committee failed to carry out the duties as required or failed to carry out a lawful directive of the Committee.
- The motion suspending him/ her or removing him/ her from office has been properly passed; and
- He/ she been given at least fourteen (14) day notice in writing of the intention to move his/ her suspension or removal from office. Such notice shall invite him/ her to attend at the meeting and to speak to the motion.

11. Membership

11.1 The Association shall consist of the following members:

- Full Members
- Junior Members
- Life Members

11.2 Full members shall be the member of such dart teams as are registered with the Association and contributed the prescribed fees. Junior Members may be admitted at the discretion of the committee; such members shall pay annual subscriptions as determined by the AGM.

12. Life Membership

12.1 Life Membership may only be bestowed upon a registered member who has minimum ten (10) years continuous membership and has performed meritorious service to the promotion of the association and/ or the sport of darts.

12.2 Life Membership may only be conferred at the AGM and nomination of individual must have been made in writing at least thirty (30) days prior to the AGM. Only full or life members may nominate or second a person for life membership; and must support nomination with reasoning why the nominee should be considered for life membership.

12.3 Life Membership must be agreed upon by seventy-five (75) percent (%) of the registered members in attendance at the AGM

12.4 Not more than two (2) members shall be granted life membership in any one (1) year. A member may only propose or second one (1) person for life membership in any one (1) year.

12.5 Life members shall be entitled to all privileges of a full member but shall be relieved of annual subscriptions.

12.6 Life Membership may be revoked for misconduct towards the Association with the rescinding motion being agreed upon by seventy-five (75) percent (%) of registered members in attendance at the AGM or Delegates Meeting. The Life Member must be given at least fourteen (14) day notice in writing of the intention to move to revoke the life membership. Such notice shall invite him/ her to attend at the meeting and to speak to the motion.

12.6 Life Membership presentations will be undertaken at the next convened delegates or general meeting of the Association or at any function of the Association which has been arranged for the purpose of presentations.

13. Financial Year

13.1 The financial year of the Association shall be from 1st July to 30th June each year.

14. General Meetings

14.1 The Association shall hold its' AGM on a pre-determined Wednesday night at the Association headquarters or if such venue shall be unavailable, at a registered member club within sixty (60) days of the financial year ending.

14.2 A special General Meeting of the Association may be convened at any time upon the direction of the President or Committee; and shall be convened within twenty-eight (28) days after receipt by the Secretary of a requisition in writing signed by not less than ten (10) percent (%) of financial members clearly stating the business to be dealt with at such meeting. No business shall be brought forward or discussed except that for which such meeting was convened.

14.3 The Secretary shall give written notice of any general meeting to the registered members of the Association not less than twenty-eight (28) days prior to the meeting.

14.4 Any notice advising AGM shall incorporate members opportunity to correspond any special business and its nature wishing to be discussed; and must be received in writing to the Secretary not less than fourteen (14) days prior the AGM.

14.5 The business of the AGM shall be:

- Minutes of previous AGM and of any Special General Meeting held during the year.
- Receive the annual report of the Committee.
- Receive and audited Treasure's statement of accounts for the previous financial year.
- Deal with any business introduced by the Committee.
- Deal with any business brought forward by members in accordance with rules outlined in 14.4
- Elect members of Committee for ensuing terms
- Elect an auditor
- Determine annual subscriptions of the Association
- Determine Honorariums for Executive Committee

14.6 If an office shall not be filled at the AGM, such vacancy shall be filled by Committee.

14.7 Each full, junior and life member of the Association present in person at any Annual General Meeting or Special General Meeting shall have one vote.

14.8 On election of Committee at any AGM members must agree prior to voting whether voting will be by secret ballot or show of hands and must be a majority vote by eligible members present.

14.9 The returning officer presiding over the ballot shall have casting vote only.

14.10 Twenty (20) eligible members shall constitute a quorum at any General Meeting of the Association. If after reasonable time has elapsed, a quorum is not present the meeting shall stand adjourned to a date to be fixed by the Committee.

15. Auditor

15.1 The Association at the AGM each year will appoint a qualified auditor to audit the accounts of the Association.

15.2 The auditor shall examine the books, accounts, receipts and other financial records of the Association; and prepare a report as to the financial position.

15.3 The auditor, on finding any irregularity relating to the financial records of the Association shall report the matter directly to the President of the Association.

15.4 The Committee shall make available a copy of the audit report to all members present at the AGM.

16. Subscriptions

16.1 The subscription for full and junior members shall be such sum as shall be determined by the Association at the AGM; and shall be payable within thirty (30) days from the commencement of the season.

16.2 As per clause 12.5 life members shall be relieved of subscriptions.

17. Registration of Clubs

17.1 Any dart club within the boundaries of the Association may apply for registration with the Association and shall be registered if approved by the Committee.

17.2 Any dart club within reasonable distance of Association boundaries may apply for registration with the Association and shall vindicate to Committee valid reasoning on why inclusion shall benefit the Association and members prior to approval. Any Committee decisions shall be deemed final.

17.3 Each club submitted to the Association shall appoint a reliable person through which all Association communication shall be channeled.

18. Disciplinary Matters

18.1 Subject to this Constitution the Committee may reprimand, fine, suspend or expel any member or club proven guilty of misconduct or breach of constitution, rules or by-laws.

18.2 Such member or club shall be given not less than seven (7) days written notice to attend the committee meeting at which it is proposed to consider the misconduct or breach. The member or club shall be provided opportunity to make a statement in their defence before the committee shall make any decision.

18.3 Members of the committee who share membership of club subject to discipline shall refrain from commenting or voting on matter.

18.4 Any penalty imposed by the Committee shall take effect immediately; unless granted a permit to play under a stay of proceedings until an appeal is complete.

18.5 A member or team who was before the Committee and is aggrieved by the Committees decision under this clause may appeal.

18.6 An appeal of any decision handed down by the committee must be in writing giving the following information:-

- A) What is being appealed
- B) The reason for the appeal

Received by the Secretary no later than seven (7) days from the Committee handing downs its decision.

18.7 On receipt of such appeal the Secretary will forward appeal to the President. The President will without undue delay arrange an appeal hearing.

18.8 This hearing will be at a reasonable time and date suitable to both the appellant and the tribunal and within twenty one (21) day of the original handing down of the Committee decision.

18.9 Any such appeal will be heard by an independent tribunal established for this purpose by or with the approval of the Association.

18.10 The hearing details including time, venue and person/s summoned to appear will be issued in writing by the Secretary no later than seven (7) days after receiving appeal.

19. Communication and Social Media

19.1 All communication by committee will be timely, appropriate, accurate and related to Association business.

19.2 The Committee, clubs and members will guarantee all correspondence and social media commenting:

- Shall not infer negligence or incompetence of a committee member, official, club or registered member
- Shall not be in a manner considered unlawful or perceptually unlawful
- Shall not offend, intimidate, humiliate or bully another person
- Shall not be misleading, false or injure the reputation of another person
- Shall respect and maintain the privacy of members
- Shall not bring the association or sport of darts and its stakeholders into disrepute
- Shall not comment on business under investigation or subject to judicial processes by the Association or other higher lawful institutions.

19.3 Any Committee person, Association club or member undertaking inappropriate communications or social media activities will be subject to discipline in accordance with 18.1.

19.4 Any breach deemed unlawful by the committee will be reported to South Australian Police.

20. Amendments to the Constitution

20.1 This shall be the only constitution of the Western Area Darts Association and shall come into force forthwith and shall not be altered, varied, added to or repealed unless two thirds of financial members present at the Annual General Meeting or a Special Meeting convened for that purpose, are in favor of such alteration, variation, addition or repeal.

21. Association Income and Property

21.1 The income and property of the Association shall be applied solely to the promotion of its aims and objects and no part thereof shall be paid or transferred directly or indirectly by way of dividend or bonus or otherwise by way of pecuniary profit to the members providing that remuneration may be paid in good faith to officers and servants of the Association in return for services actually rendered to the Association.

22. Dissolution

22.1 In the event of any dissolution or winding of the Association, no distribution of its surplus assets, whether in money, property or otherwise, shall be made to its members or to relatives of its members but the same shall be disposed of by assignment to one or more Clubs or Associations having objects substantially similar to those of the Association or to one or more charitable institutions as approved of by the meeting which sanctions the winding up of the Association and if more than one of such clubs, associations or charitable institutions is such proportion.