

Australian Eight Ball Federation Incorporated



Australian Eight Ball Federation **Constitution**

Approved 26th October 2019
AEBF Annual General Meeting 2019

(Supersedes any previous versions)

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<https://aebf.com.au/policy/AEBF-Constitution.pdf>

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1. Name

The name of the association shall be “Australian Eight Ball Federation Incorporated” (hereafter called the “Federation”).

2. Definitions

- 2.1 “Australian Committee” means The Australian Eight Ball Federation Committee. This committee consists of two Delegates appointed from time to time by each Member State and Territory Association.
- 2.2 “Executive Committee” means The Australian Eight Ball Federation Executive Committee. This committee consists of office bearers duly elected or appointed by the Australian Committee at each Annual General Meeting.
- 2.3 “Development Committee” means The Australian Eight Ball Federation Development Committee. This committee consists of office bearers duly elected or appointed by the Australian Committee at each Annual General Meeting.
- 2.4 ‘Member’ means a member of the Federation, including Executive Committee, Development Committee and Australian Committee.
- 2.5 ‘The Act’ means the Associations Incorporation Act (SA) 1985.
- 2.6 ‘Special resolution’ means a special resolution as defined in the Act.
- 2.7 ‘Month’ shall mean a calendar month.
- 2.8 ‘Delegate’ means a delegate appointed by each Member State and Territory.
- 2.9 ‘AGM’ means annual general meeting.

3. Objects and purposes of the Federation

- 3.1 To serve as the governing body of the sport of eight ball in Australia.
- 3.2 To advance and promote the sport of eight ball within Australia.
- 3.3 To educate, train, coach and encourage competitors.
- 3.4 To conduct Australian Championships.
- 3.5 To affiliate with other organisations for the betterment of the sport of eight ball.

4. Powers of the Federation

The Federation shall have all the powers conferred by section 25 of the Act.

5. Membership

- 5.1 The Federation shall recognise one Association from each State and Territory of the Commonwealth of Australia as a “Member Association”. All individual members of the Federation Executive Committee and all individual members of Member Associations automatically become members of the Federation
- 5.2 The Member Associations at 1st January 2019 are:
 - Australian Capital Territory Eight Ball Association Incorporated
 - Eight Ball Association of South Australia Incorporated
 - Northern Territory Eight Ball Association Incorporated
 - The Queensland Eight Ball Federation Incorporated
 - NSW 8 Ball Federation Incorporated
 - Eightball Tasmanian Incorporated
 - Pool Victoria Incorporated
 - The West Australian Eight-Ball Federation Incorporated

6. Affiliation Fees and Levy Fees

- 6.1 The fees payable by each Member Association to the Federation shall be determined by the Australian Committee at each AGM.
- 6.2 Any Member Association whose fees have not been received by the due date shall be sent a letter advising that their membership will be suspended and a \$1,000.00 fine will be imposed if the fee is not paid within 14 days of the date of the letter. If the fee is not received during the 14 days, the fine and suspension will be imposed without further notice. Any Member Association suspended under this clause may be reinstated at the discretion of the Executive Committee upon payment of all outstanding fees and fines.

7. Resignations

A Member Association may resign from membership of the Federation by giving written notice to the secretary or public officer of the Federation. Any resigning Member Association shall be liable for any outstanding fees and fines which may be recovered as a debt due to the Federation.

8. Suspension or Expulsion of a Member Association

- 8.1 A Member Association may be suspended for a period of no more than 30 days by a vote called by an Executive Committee Member, and seconded by another Executive Committee Member, if the Executive Committee is aware of a charge of misconduct detrimental to the interests of the Federation, provided the Australian Committee is made aware of the charges and agrees by a vote of three quarters of Member associations to the suspension.
- 8.2 Any Member Association suspended in accordance with clause 8.1, must give notice of appeal in writing to the Executive Committee within 7 days of the suspension. If no such notice is received within 7 days, clause 8.4 applies.
- 8.3 Should the Executive Committee receive an appeal in respect of a suspension within 7 days, then the Australian Committee should be notified and the appeal should be resolved by a vote of at least three quarters of the Delegates of the Australian Committee at an AGM or a Special General Meeting called for that purpose. The suspended Member Association shall be entitled to have delegates at the general meeting who may speak but who are not entitled to vote
- 8.4 In lieu of termination of membership, the Executive Committee may impose a period of suspension of membership privileges for not less than one month, and no more than twelve calendar months.
- 8.5 During a period of suspension, a Member Association may not attend any duly constituted meetings of the Federation unless requested to do so in writing by the Executive Committee.
- 8.6 Subject to giving a Member Association an opportunity to be heard or to make a written submission, the Executive Committee may resolve to expel a member upon a charge of misconduct detrimental to the interests of the Federation.
- 8.7 Particulars of the charge shall be communicated to the Member Association at least one month before the meeting of the Executive Committee at which the matter will be determined.
- 8.8 The determination of the Executive Committee shall be communicated to the Member Association, and in the event of an adverse determination the Member Association shall, (subject to 8.5 above), cease to be a member 14 days after the Executive Committee has communicated its determination to the member.
- 8.9 It shall be open to a Member Association to appeal the expulsion to the Federation at a general meeting. The notice of appeal, setting out in detail the basis of the appeal, shall be communicated to the secretary or public officer of the Federation within 14 days after the determination of the Executive Committee has been communicated to the member.

- 8.10 In the event of an appeal under 8.3 above, the appellant's membership of the Federation shall not be terminated unless the determination of the Executive Committee to expel the Member Association is upheld by a vote of at least three quarters of the Delegates of the Australian Committee at an AGM or a Special General Meeting called for that purpose. The suspended Member Association shall be entitled to have delegates at the general meeting, such delegates would not be afforded voting rights. In such an event, membership will be terminated at the date of the general meeting at which the determination of the committee is upheld.

9. Suspension or expulsion of members

- 9.1 If the Executive Committee considers that a member should be suspended or expelled because his or her conduct is detrimental to the interests of the Federation, the Executive Committee must give notice of the proposed suspension or expulsion to the member.
- 9.2 The notice must be in writing and include: The time, date and place of the Disciplinary meeting at which the question of that suspension or expulsion will be decided; and the particulars of the conduct; and be given to the member not less than 30 days before the date of the disciplinary meeting.
- 9.3 At the disciplinary meeting, the Committee must afford the member a reasonable opportunity to be heard or to make representations in writing.
- 9.4 The Committee may suspend or expel or decline to suspend or expel the member from the federation and must give written notice of the decision and the reason for it to the member.
- 9.5 Subject to clause 9.6, the decision to suspend or expel a member takes effect 14 days after the day on which notice of the decision is given to the member.
- 9.6 Appeals against suspension or expulsion a member who is suspended or expelled under clause 9.4 may appeal against that suspension or expulsion by giving notice to the Secretary within 14 days after receipt of the Committee's decision.
- 9.7 The appeal must be considered at a disciplinary meeting of the federation and the member must be afforded a reasonable opportunity to be heard at the meeting or to make representations in writing prior to the meeting for circulation at the meeting.
- 9.8 The members present at the disciplinary meeting must, by resolution, either confirm or set aside the decision of the Committee to suspend or expel the member.
- 9.9 The member is not suspended or does not cease to be a member until the decision of the Committee to suspend or expel him or her is confirmed by a resolution of the members.

10. Register of Members

A register of Member Association must be kept and contain:

- 10.1 The name and address of each Member Association;
- 10.2 The date on which each Member Association was admitted to the Federation; and
- 10.3 If applicable, the date of and reason(s) for termination of membership.

11. The Executive Committee

- 11.1 The Executive Committee shall have the powers and duties **set out below**
- 11.2 The affairs of the Federation shall be managed and controlled by the Executive Committee which, in addition to any powers and authorities conferred by this Constitution, may exercise all such powers and do all such things as are within the objects of the Federation.
- 11.3 The Executive Committee has the management and control of the funds and other

property of the Federation.

- 11.4 The Executive Committee shall have authority to interpret the meaning of these rules and any other matter relating to the affairs of the Federation on which these rules are silent.
- 11.5 The Executive Committee shall have the power to appoint such officers and employees as are required to carry out the objects of the Federation and may delegate any of its powers to such officers and employees.
- 11.6 The Executive Committee shall liaise with the Development Committee where the Officer or Director in charge of that portfolio requires assistance and or direction.
- 11.7 The Executive Committee shall appoint a public officer as required by the Act.
- 11.8 The Executive Committee shall appoint an auditor.

12. Appointment of Committee Members

- 12.1 The Australian Committee shall, at each AGM, elect the officers of the Executive Committee comprising a President, Vice-President, Secretary, Treasurer and Administrator for positions whose term is up for election; see clause 12.4 (a) and (b).
- 12.2 The Australian Committee shall, at each AGM, elect the officers of the Development Committee comprising Media Officer, Junior Development Officer, Promotional Coordinator, Director of Rules and Umpiring, Coaching Director and Tournament Director for positions whose term is up for election, see 12.4 (a) and (b).
- 12.3 Office Bearers not standing for position must notify the Secretary of the AEBF six weeks prior to AGM to allow other interested people to nominate for Executive and Development Committee positions.
- 12.4 Office Bearers are elected for a 1 or 2 year term in the following manner:
 - (a) 2 Year Term - Even Years: - President, Treasurer, and Administrator, Coaching Director, Media Officer, Promotional Coordinator and Tournament Director.
 - (b) 2 Year Term - Odd Years: - Vice President, Secretary, Junior Development Officer, and Director of Rules and Umpiring
 - (c) 1 Year Term - Junior Host State President and Senior Host State President to be elected each year on the Development Committee. Junior Host President term will commence at the AGM and conclude at the annual Delegates meeting. Senior Host Presidents term will commence at the annual delegates meeting and conclude at the AGM.
- 12.5 Persons holding Development Committee positions (i.e. Media Officer, Promotional Coordinator, Rules & Umpires Director, Junior Development Officer, Coaching Director and Tournament Director) are to present a written report of their activities at each Executive Committee meeting at the AGM and when otherwise required by the Executive Committee.
- 12.6 Persons applying for any Executive Committee position should do so in writing at least 21 days prior to the AGM or any such General Meeting called for that purpose.
- 12.7 Any Executive Committee or Development Committee position that becomes vacant during a term but at a time which 3 months or less remaining before the next AGM it shall be filled at the discretion of the Executive Committee.
- 12.8 Any Executive Committee or Development Committee position that becomes vacant during a term where there is 3 months or longer in that term, shall be filled at the discretion of the Australian Committee, by vote or at a meeting called for that purpose.
- 12.9 No Executive Committee Member shall hold two positions of the Executive Committee for longer than a three month period.

- 12.10 An Executive Committee Member appointed as a casual vacancy shall hold office until the next AGM of the Federation and shall be eligible for election to the committee without nomination.
- 12.11 A retiring Executive Committee member shall be eligible to stand for re-election without nomination. No other person shall be eligible to stand for election unless a member of the Federation has nominated that person at least 21 days before the meeting by delivering the nomination of that person to the secretary of the Federation. The nomination shall be signed by the proposer and by the nominee.
- 12.12 Notice of all persons seeking election to the Executive Committee shall be given to all members of the Federation with the notice calling the meeting at which the election is to take place.

13. Duties of Executive Committee

- 13.1 The President shall oversee the operations of the Executive Committee. To chair all meetings of the Executive Committee and the Australian Committee. To represent the Federation at functions. To prepare and submit bi-monthly reports of the operations of the Executive Committee to Member Associations and to liaise with Member Associations and outside parties on behalf of the Federation. To ensure that Federation business is conducted in accordance with the Constitution, the By-Laws and any Executive Committee directives.
- 13.2 The Vice President shall act as President in the absence of the President. To ensure that a Federation Development Plan is developed, updated and revised as necessary, and implemented.
- 13.3 The Secretary shall keep proper minutes of the proceedings of all Executive Committee and Australian Committee Meetings. To keep master copies of the Constitution and By-Laws and amend these in accordance with successful motions at Australian Committee Meetings. To assist in the preparation of other literature deemed necessary by the Executive Committee. To create and maintain, under strict security, a Members Register detailing the personal information of all members of the Association.
- 13.4 The Treasurer shall control all monies payable to and by the Federation. To maintain a Federation bank account. To ensure that a financial report is included in each President's bi-monthly report. To ensure that the payment of all Membership and Registration fees due for a competition or tournament are paid. . To ensure that the annual financial statements are properly audited and presented to the AGM.
- 13.5 The Administrator shall liaise and coordinate with the President and Secretary in all activities of the Federation in accordance with this Constitution. To maintain and update the Constitution, By-Laws, member protection policy, and all other policies present and future adopted and implemented by the Federation.

14. Duties of Development Committee

- 14.1 The Media Officer shall coordinate the "Live Streaming" of AEBF Championships/Events, updating the AEBF Website regularly as well as the AEBF Facebook page and enforcing the AEBF Social Media Policy. To promote our sport to television, print media and radio outlets including sending out media releases advising of events/championships prior to and during the event and liaising with these media outlets. To ensure that the Federation receives the maximum positive media exposure.
- 14.2 The Junior Development Officer shall implement junior development initiatives as outlined in the Development Plan.
- 14.3 The Director of Rules and Umpiring shall implement umpiring development initiatives as outlined in the Development Plan.
- 14.4 The Coaching Director shall implement coaching development initiatives as outlined in the Development Plan.

- 14.5 The Host President shall keep the Executive Committee and Member Associations informed of that State's progress towards hosting the Australian Championships. To liaise with the Tournament Director on all matters pertaining to the Australian Championships.
- 14.6 The Promotional Coordinator shall instigate, or assist other members of the Executive Committee with, promotions, fundraising and sponsorship proposals.
- 14.7 The Tournament Director shall formulate and administer all competitions and tournaments approved by the Executive Committee, on behalf of the Federation. To maintain and administer the Australian Rankings. To obtain and correlate all results pertaining to any tournaments and competitions run by the Federation, on behalf of the Federation. To ensure that all results and tables are publicised via the Federation website and other means.

15. Proceedings of Committee Meetings

15.1 Executive Committee Meeting

- 15.1.1 The Executive Committee shall meet together for the dispatch of business at least twice annually.
- 15.1.2 A quorum for a meeting of the Executive Committee shall be three Officers.
- 15.1.3 Questions arising at any meeting of the Executive Committee shall be decided by a majority of votes, and in the event of equality of votes the chairperson shall have a casting vote in addition to a deliberative vote.
- 15.1.4 A member of the Executive Committee having a direct or indirect pecuniary interest in a contract or proposed contract with the Federation must disclose the nature and extent of that interest to the committee as required by the Act, and shall not vote with respect to that contract or proposed contract. The member of the Executive Committee must disclose the nature and extent of his or her interest in the contract at the next AGM of the Federation.
- 15.1.5 Any Member of the Executive Committee undergoing proceedings for misconduct or any form of disciplinary hearing shall relinquish their right to an Executive vote until a determination of the matter has been communicated.

15.2 Australian Committee Meeting

- 15.2.1 Australian Committee shall consist of the Executive and Delegates of Member Associations.
- 15.2.2 A Life Member of the Federation may if they wish to do so, attend meetings of the Federation as an observer, unless specifically asked to speak by the Chairman.
- 15.2.3 The Australian Committee shall meet at each AGM and in March or April at a Delegates Meeting annually.
- 15.2.4 A quorum for a meeting of the Australian Committee shall be three quarters of delegates.
- 15.2.5 An Officer or Delegate having a pecuniary interest in a contract with the Federation must disclose that interest to the Australian Committee and shall not vote with respect to that contract.
- 15.2.6 If within thirty minutes after the time appointed for the meeting, a quorum of Officers or Delegates is not present, the meeting shall stand adjourned to a time and place to be decided by the Officers or Delegates. If at such adjourned meeting, a quorum is not present within 30 minutes of the time appointed for the meeting, the Officers or Delegates present shall form a quorum.

- 15.2.7 The President, or if there is no President then the Vice-President, or in their absence, or on their declining to take, or retiring from the chair, one of the Officers or Delegates chosen by the meeting shall preside as chairperson.
 - 15.2.8 The chairperson 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 adjournment took place.
 - 15.2.9 When a meeting is adjourned for 30 days or more, notice of the adjourned meeting shall be given as if that meeting were an original meeting of Officers or Delegates.
 - 15.2.10 At any meeting, a motion put to a vote shall be decided on a show of hands unless the meeting decides to conduct a ballot. In either case, the Chairperson shall announce whether the resolution has been carried or lost and shall announce the number of votes recorded in favour of and against the resolution.
 - 15.2.11 If a poll is demanded it shall be taken in such a manner as the chairperson directs.
 - 15.2.12 At least 14 days' notice of any general meeting shall be given to members. The notice shall set out where and when the meeting will be held, and particulars of the nature and order of the business to be transacted at the meeting.
- 15.3 Annual General Meeting**
- 15.3.1 The AGM of the Federation shall be held in conjunction with the Australian Championships.
 - 15.3.2 The order of the business at the meeting shall be:
 - (a) The confirmation of the minutes of the previous AGM and of any Special General Meeting held since that meeting
 - (b) The consideration of the accounts and reports of the committee and the auditor's report.
 - (c) The election of committee members
 - (d) Any other business requiring consideration by the Federation in general meeting.
 - 15.3.3 A President's and Treasurer's Report, including audited annual financial statements, shall be presented.
 - 15.3.4 Executive Committee elections shall be conducted.
 - 15.3.5 The Australian Committee shall consider and determine any business that has been received in writing by the appropriate time and any other relevant business.
 - 15.3.6 Member Associations shall be appointed to conduct future Australian Championships and Australian Junior Championships.
- 15.4 Special General Meeting**
- 15.4.1 The Executive Committee may call a Special General Meeting of the Federation at any time.
 - 15.4.2 Upon a requisition in writing of not less than 5%, (in some cases a lesser or greater percent may be appropriate or it may be on requisition of a specific number of members) of the total number of individual members of the Federation, the Executive Committee shall, within one month of the receipt of the requisition, convene a special general meeting for the purpose specified in the requisition.

- 15.4.3 Every requisition for a Special General Meeting shall be signed by the relevant members and shall state the purpose of the meeting.
 - 15.4.4 If a Special General Meeting is not convened within one month, as required by 15.4.2 above, the requisitionists, or at least 50% of their number, may convene a Special General Meeting. Such a meeting shall be convened in the same manner as nearly as practical as a meeting convened by the Executive Committee, and for this purpose
 - 15.4.5 The Executive Committee shall ensure that the requisitionists are supplied free of charge with particulars of the members entitled to receive a notice of meeting. The reasonable expenses of convening and conducting such a meeting shall be borne by the Federation.
 - 15.4.6. A quorum for a Special General Meeting shall be three quarters of delegates.
 - 15.4.7 Notice of a meeting at which a special resolution is to be proposed shall be given at least 21 days prior to the date of the meeting.
 - 15.4.8 A notice may be given by the Federation to any Member Association by serving the Member Association with the notice personally, or by sending it by post to the address appearing in the register of members, or by email.
 - 15.4.9 Where a notice is sent by post:
The service is effected by properly addressing, prepaying and posting a letter or packet containing the notice, and unless the contrary is proved, service will be taken to have been effected at the time at which the letter or packet would be delivered in the ordinary course of post.
- 15.5 **Special General Meeting proceedings**
- 15.5.1 Three quarters of Member Associations must present personally to constitute a quorum for the transaction of business at any special general meeting.
 - 15.5.2 If within 30 minutes after the time appointed for the meeting a quorum of members is not present, a meeting convened upon the requisition if members shall lapse. In any other case, the meeting shall stand adjourned to the same day in the next week, at the same time and place and if at such adjourned meeting a quorum is not present within 30 minutes of the time appointed for the meeting the members present shall form a quorum.
 - 15.5.3 The President shall preside as chairperson at a Special General Meeting of the association.
 - 15.5.4 If the President is not present within five minutes after the time appointed for holding the meeting, or he or she is present but declines to take or retires from the chair, the members may choose a committee member to be the chairperson of that meeting, by way of majority vote.
- 15.6 **Voting rights**
- 15.6.1 **General (Delegate) Committee Meetings.**
A maximum of (2) Delegates by each Member Association may attend, be heard and each Member Association has 2 votes. Executive Committee Officers may attend and be heard. The Chairperson is entitled to a casting vote only. An Officer or Delegate having a pecuniary interest in a contract with the Federation must disclose that interest to the Committee and shall not vote with respect to that contract.

Subject to these rules, a question for decision at a general meeting, other than a special resolution, must be determined by a majority of members who vote in person or, where proxies are allowed, by proxy, at that meeting.

If a poll is demanded by at least five members, it must be conducted in a manner specified by the person presiding and the result of the poll is the resolution of the meeting on that question.

15.6.2 Australian AGM.

Two (2) Delegates appointed by each Member Association may attend, be heard and cast a vote each. Executive Committee members may be heard but have no vote. Members of the AEBF Executive who have also been duly appointed as a State or Territory Delegate may vote, except under rule 8.6.

15.6.3 Special General Meeting.

Two (2) Delegates appointed by each Member Association may attend, be heard and cast a vote each. Executive Committee members may be heard but have no vote. Members of the AEBF Executive who have also been duly appointed as a State or Territory Delegate may vote except under rule 8.6.

15.6.4 Executive Committee Meetings.

Each elected officer of the Executive Committee may be heard and cast a vote. The Chairperson is entitled to a deliberative vote and a casting vote. Any an issue will be decided by a majority of votes.

15.7 Any Member Association, who is not financial, is not entitled to vote at meetings of the AEBF.

15.8 Special and ordinary resolutions

15.8.1 A special resolution as defined in the Act.

15.8.2 An ordinary resolution is a resolution passed by a simple majority.

15.9 Vote of no confidence

15.9.1 Any Member Association may call for a special resolution to vote on any member holding any Executive Committee position or Development Committee position for a vote of no confidence, to be heard at a Special General Meeting called for that purpose as outlined above in clause 15.4 or at any AGM or delegates meeting where 21 days' notice has been given to all Member Associations by email.

15.9.2

Voting rights for a vote of no confidence will be two third majority of Member Associations to avoid a tie.

15.11 Proxies

15.11.1 A Member Association shall be entitled to appoint in writing a neutral person who is also a member of the Federation to be their proxy, and attend and vote at any Delegates meeting, AGM or Special General Meeting of the Federation.

16. Minutes

16.1 That all meetings of the Federation shall be digitally recorded.

16.2 Proper minutes of all proceedings of general meetings of the Federation and of meetings of the Executive Committee, shall be entered within one month after the relevant meeting in minute books kept for the purpose.

16.3 The minutes kept pursuant to this rule must be confirmed by the members of the Federation or the members of the Executive Committee (as relevant) at the next meeting.

16.4 Where minutes are entered and signed they shall, until the contrary is proved, be evidence that the meeting was convened and duly held, that all proceedings held at

the meeting shall be deemed to have been duly held, that all resolutions passed at the meeting were validly passed and that all appointments made at a meeting shall be deemed to be valid.

17. Alterations to the Constitution

- 17.1 This Constitution shall not be amended or altered except at an AGM or a Special General Meeting convened for that purpose. No motion for an amendment or an addition shall be submitted to a vote of the Federation unless notice thereof, signed by the Chairperson of the Member Association or Federation Executive Committee Officer proposing the amendment or addition, shall have been handed or posted to the Federation Secretary at least sixty (60) days before the date of the AGM or Special General Meeting at which the alteration or addition is proposed to be made.
- 17.2 Any proposed alteration, addition or amendment shall require at least a three-quarter's majority of Delegates at the meeting and entitled to vote.
- 17.3 That the date of any alteration and/or additions be added to relevant pages or headings.

18. Disqualification of Committee Members

The office of a Committee member shall become vacant if a Committee member is:

- 18.1 Disqualified from being a committee member by the Act;
- 18.2 Expelled as a member under these rules;
- 18.3 Permanently incapacitated by ill health;
- 18.4 Absent without apology from more than four meetings in a financial year; or
- 18.5 No longer the duly appointed representative of a corporate member.

19. The Federation seal

- 19.1 The Federation shall have a common seal upon which its name shall appear in legible characters.
- 19.2 The seal shall not be used without the express authorisation of the Executive Committee and every use of the seal shall be recorded in the minute book of the Federation. The affixing of the seal shall be witnessed by the President.
- 19.3 The seal shall be kept in the custody of the Secretary or such other person as the Executive Committee may from time to time decide.

20. Use of the Federation Name

No person, organisation or corporation shall in any way use the name of the Federation without the prior consent of the Federation Executive Committee.

21. Borrowing Powers

- 21.1 The Federation may borrow money from banks or other financial institutions upon such terms and conditions as the Executive Committee sees fit, and may secure the repayment thereof by charging the property of the Federation.
- 21.2 The Federation may invite and accept deposits of money from any person on such terms and conditions as may be determined by the Executive Committee from time to time.

22. Scope of the Constitution

- 22.1 This Constitution shall bind the Federation, Member Associations and individual members to the same extent as if they had respectively signed and sealed them, and agreed to be bound by all of the provisions thereof.

22.2 The Federation shall keep such accounting records as are necessary to correctly record and explain the financial transactions and financial position of the Federation. All monies received by the Federation shall when practicable be paid into a bank or recognised financial institution approved by the Executive Committee. All payments shall be signed by two of the following persons, the President, Vice-President, Secretary or Treasurer. An auditor shall be appointed by the Executive Committee and an audit conducted annually.

23. Public Officer

A Public Officer shall be appointed yearly by the Australian Committee at the AGM. This person must reside in South Australia.

24. Non for Profit

The assets and income of the Federation shall be applied solely in the furtherance of its objectives and no portion shall be distributed, directly or indirectly, to the members of the Federation except as bone fide compensation for services rendered or as bone fide reimbursement of expenses incurred on behalf of the Federation.

25. Life Members

Written nomination can be made, for consideration by the Executive Committee, of any person for Life Membership of the AEBF. Such recommendation or nomination for Life Membership shall be based on the following:

25.1 The nominee shall have rendered to the AEBF exceptional or outstanding service.

25.2 The nominee shall be deemed a fit and proper person to be granted such Life Membership.

25.3 Life Membership shall be dealt with at the AGM and passed by a $\frac{3}{4}$ majority.

26. Hall of Fame Induction

Selection Criteria for Induction into the Hall of Fame (H.O.F)

26.1 Any player or team to be considered for induction to the AEBF Hall of Fame shall, during the period of consideration have been a member of the AEBF.

26.2 The H.O.F. Committee shall consider a player's or a team's outstanding service and overall contribution to the game of Eight ball in determination of their eligibility for their induction into the Hall of Fame.

26.3 Without limiting clause 26.2, the H.O.F. Committee may consider a candidate's individual record, ability, integrity, sportsmanship and character.

26.4 The number of years played as a member shall be a minimum of 10 (a team would be an exception) and shall only be a consideration and not a determination of eligibility.

26.5 Only a player or team will be eligible for consideration.

26.6 A player can be considered whilst still actively playing or after retirement from the game.

26.7 Generally, consideration will only be given to the candidate(s) achievement at the highest level of competition in Australia, representation in an Australian Team and achievement at international level.

26.8 A player shall be nominated by his/her State/Territory and a full resume shall be provided for consideration.

26.9 There shall be no special order of precedence to H.O.F. inductees.

26.10 The H.O.F. Committee shall recommend to the Federation as to when and how the inductee shall be recognised.

26.11 The H.O.F. committee comprised the Federation's Life Members.

27. Dissolution

27.1 The Federation may be wound up by the vote of at least three quarters of the Delegates of the Australian Committee at an AGM or a Special General Meeting called for that purpose.

27.2 If, upon dissolution, there remains, after satisfaction of all its debts and liabilities, any property whatsoever, the same shall not be paid to, transferred or distributed amongst the members of the Federation. It shall be given to some other association, institution or body having objects similar wholly or in part to the objects of the Federation, provided that the association, institution or body shall prohibit the distribution of its income and property among its members, or it shall be paid or transferred to some charitable object, which association, institution, body or object shall be determined by the Member Associations at or before the time of dissolution. In default of any such resolution, such payment, transfer or distribution shall be determined by a Judge of the Court.

28. Dispute resolution

28.1 This clause provides for a procedure to settle disputes...

28.2 The dispute resolution procedure set out in this clause applies to disputes under this Constitution between -

- (a) A member and another member
- (b) A member and the Federation.

28.3 The parties to the dispute must meet and discuss the matter in dispute and, if possible, resolve the dispute within 14 days after the dispute comes to the attention of all of the parties.

28.4 If the parties are unable to resolve the dispute at the meeting the parties may choose to meet and discuss the dispute before an independent third person agreed to by the parties.

28.5 In this rule 'member' includes any person who was a member not more than six months before the dispute occurred.

28.6 The rules of natural justice must be observed

29. Financial reporting

29.1 The financial year of the Federation shall be a twelve-month period ending on the 30th June in each year.

29.2 The Federation shall keep and retain such accounting records as are necessary to correctly record and explain the financial transactions and financial position of the Federation in accordance with the Act.

29.3 The accounts, together with the auditor's report on the accounts, the committee's statement and the committee's report, shall be laid before members at the AGM. Refer to section 35(6) of the Act. 29.4 the annual (periodic) return shall be lodged with Consumer and Business Services within six months after the end of each financial year. It must be accompanied by a copy of the accounts, the auditor's report, the committee's statement, and the committee's report.

30. Prohibition against securing profits for members

The income and capital of the Federation shall be applied exclusively to the promotion of its objects and no portion shall be paid or distributed directly or indirectly to members or their associates except as bona fide remuneration of a member for services rendered or expenses incurred on behalf of the Federation.

31. Winding up

The Federation may be wound up in the manner provided for in the Act.

32. Application of surplus assets

- 32.1 If after the winding up of the Federation there remains ‘surplus assets’ as defined in the Act, such surplus assets shall be distributed to any organisation which has similar objects and has rules which prohibit the distribution of its assets and income to its members. The Federation may determine to distribute surplus assets to nominated charities.
- 32.2 Such organisation or organisations shall be identified and determined by a resolution of members in a general meeting.

33. Alterations

- 33.1 This Constitution may be altered (including an alteration to the Federation’s name) by special resolution of the members of the Federation. This includes revision or replacement by a new Constitution
- 33.2 An alteration to this Constitution comes into force at the time that the alteration is passed.