



Playford Aquatic Club Incorporated

An Incorporated Club under the Associations Incorporation Act 1985

Incorporation Number: A2522

ABN: 65 516 378 977

Original 2006

Amended 2024

Annexure 'A'

This is the Annexure marked 'A' referred to in the statutory declaration of

__YNEZ GRIMES for and on behalf of PLAYFORD AQUATIC CLUB Inc _____

Made on the _____ day of June 2024_

Before me (Justice of the Peace signature) _____

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Control Document

• Change of Club Name	• 15 th June 2009
• Amendments and Restructure	• 27 th August 2016
• Amendments to the format of page 1 (cover)	• 23 rd June 2018
• Remove Clauses 14.2,16 and 23	• 23 rd June 2018
• Renumber Clauses from 14.3 -34 Inclusive	• 23 rd June 2018
• Amendments Clauses 2,5,6,8,9,11,14,15,16,18,19,21,22, 29,34	• 23 rd June 2018
• Amendments Clauses 2,5,7,9,27	• 11 th September 2021
• Remove Clause 9.17	• 11 th September 2021
• Renumber Clause 9.18 and 27.3	• 11 th September 2021
• Amendments Clause 9.8 and 31.1	• 10 th September 2022
• Amendments Clauses 1,2,3,5,6,7,8,9,10,11,12,13,14,15,16,18,19, 20,22,25,26	• 7 th June 2024
• Remove Clauses 5.7,5.8, 18.1,18.2, 27,	• 7 th June 2024
• Renumber Clauses 13.3 -13.6, 14.7-14.9, 15.9-15.12,18.3-18.5 to be 18.1-18.3 and 28-34 to be 27-33	• 7 th June 2024

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CLAUSE 1. NAME AND COLOURS

- 1.1. The name of The Club shall be the "Playford Aquatic Club Inc". Referred to herein as "The Club".
- 1.2. The official Club colours shall be Navy Blue, Orange and White.
- 1.3. Club uniform shall be in the official Club colours, or a colour as decided by The Committee for selected special events.
- 1.4. The official Club logo shall be as shown on the front of this Constitution. (But may have alternating colour ways)

CLAUSE 2. DEFINITIONS

- 2.1. In this Constitution unless the contrary intention appears: -
 - "Act" means the Associations Incorporation Act, 1985 as amended from time to time.
 - "AGM" means Annual General Meeting convened in accordance with this Constitution.
 - "Chairperson" means a person who presides over meetings of The Club.
 - "Code of Conduct" means the Code of Conduct of The Club, Swimming SA Incorporated, and Swimming Australia Limited as amended from time to time.
 - "Committee Member" means a financial member of The Club who is a member of The Committee of Management for The Club.
 - "EM" means Electronic Mail (e-mail)
 - "Financial Member" means any individual, parent or child Member who has no outstanding fees or subscriptions to The Club, Swimming SA Incorporated, and Swimming Australia Limited
 - "Financial Year" means the period from 1st July until 30th June of the following year.
 - "Junior Member" means any individual, under the age of 18 years, who is a Financial Member for the time being of The Club.
 - "Life Member" means any individual who is awarded Life Membership of The Club by a vote of the membership at an AGM or SGM of The Club.
 - "Member" means any individual, Parent, Junior Member, Life Member or Committee Member who is a Financial Member for the time being of The Club.
 - "Membership Year" means the period from 1st October until 30th September of the following year.
 - "NIF" means National Integrity Framework.
 - "PAC" means Playford Aquatic Club.
 - "Policies" means the Policies of The Club, SwimmingSA Incorporated, Swimming Australia Limited as amended from time to time.
 - "SAI" means Swimming Australia Integrity, or such other body or corporation as may succeed this organisation.
 - "SAL" means Swimming Australia Limited, or such other body or corporation as may succeed this organisation.
 - "SGM" means Special General Meeting convened in accordance with this Constitution.
 - "SIA" means Sport Integrity Australia, or such other body or corporation as may succeed this organisation.
 - "SSA" means SwimmingSA Incorporated being the peak body for the administration of swimming activities in South Australia or such other body or corporation as may succeed this organisation.
 - "The Club" means Playford Aquatic Club.
 - "The Committee" means The Committee of Management for The Club.
 - "Voting Member" means any Financial Member of The Club who is over the age of eighteen (18) years of age.
 - "WA" means World Aquatics, the governing body of world swimming or such other body or corporation as may succeed this organisation.
 - "WWCC" means Working with Children Check.

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CLAUSE 3. OBJECTS AND PURPOSES

- 3.1. To promote, support, and encourage the sport of swimming.
- 3.2. To affiliate with SSA and comply with its code of conduct, Policies, and Procedures.
- 3.3. To conduct and participate in swimming carnivals, and other forms of competitive events and functions associated with swimming.
- 3.4. To organize and/or participate in any form of legal activity which The Committee may deem proper for the purpose of enhancing the assets of The Club and supporting our athletes.
- 3.5. To do such acts, things and matters as shall assist in furthering or enhancing any or all of the above objectives.
- 3.6. To ensure compliance with the Codes of Conduct, Policies and Procedures as adopted by The Club, SSA, SAL and WA and to ensure compliance with the NIF.

CLAUSE 4. POWERS

- 4.1. The Club shall have all the powers conferred by Section 25 of the Act.

CLAUSE 5. MEMBERSHIP

- 5.1. Subject to this Constitution the Membership of The Club shall comprise of the Financial Members together with such other people as The Committee admits to Membership, any Life Members appointed, pursuant to CLAUSE 30, any Life Members appointed prior to Incorporation, and any person who supports the objectives of The Club and agrees to be bound by the Constitutions, By-laws, Policies and Procedures of The Club SSA, SAL & WA.
- 5.2. Application for Membership shall be made as set out in the By-Laws of The Club.
- 5.3. Upon the acceptance of the application by The Club and payment of the first annual Membership fees the applicant shall be a Member of The Club and will be expected to abide by the Constitutions, By-laws, Policies and Procedures of The Club SSA, SAL & WA, at all times.
- 5.4. The Committee retain the right to refuse Membership to an individual and shall advise such persons in writing, stating the reasons for such refusal.
- 5.5. Any person under eighteen years of age joining The Club is required to have a parent or guardian also register as a Member of The Club.
- 5.6. Each Individual Member shall be entitled to receive a copy of The Club's Constitution and or By-Laws on request.

CLAUSE 6. MEMBERSHIP FEES

- 6.1. The annual fees for Membership of The Club shall be a sum determined by The Committee and reviewed annually.
- 6.2. The annual fees for Membership of SSA and SAL shall be a sum determined by them and reviewed annually.
- 6.3. The annual fees for Membership of The Club, SSA and SAL become due on the first (1st) day of October of each year.
- 6.4. The Committee shall have the power to suspend Membership privileges to any Non-Financial Member, or any Financial Member found to be in breach of this Constitution, By-laws, Policies and Procedures of The Club SSA, SAL & WA.
- 6.5. Non-financial or suspended Members shall not be eligible to enter any competitions or events.

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- 6.6. A Junior Member of a Non-financial or Suspended parent/guardian Member shall not be eligible to attend training or enter any competitions or events.

CLAUSE 7. RESIGNATION/TRANSFER OF MEMBERSHIP

- 7.1. A Member may resign their Membership of The Club at any time. Any Member so resigning shall be liable for any outstanding fees due to The Club.
- 7.2. A Financial Member may request a transfer of Membership to another Club at any time. Transfer of Membership shall be actioned online through their Swim Central profile. Any persons requesting a transfer shall be liable for any outstanding debt due to The Club. Failure to repay any such debts will result the individual's Membership being suspended, thereby halting the transfer, until all debts are paid in full.

CLAUSE 8. SUSPENSION/EXPULSION OF A MEMBER

- 8.1. The Committee may take disciplinary action which may include the suspension or expulsion of any Member who has been found in breach of the Constitutions, By-laws, Policies and Procedures of The Club SSA, SAL & WA.
- 8.2. Particulars of the breach shall be communicated to the Member in writing at least seven (7) days before the meeting of The Committee or it's representative(s) at which time the matter will be reviewed.
- 8.3. The Member shall be given the opportunity of presenting to The Committee or it's representative(s) any information in relation to the matter.
- 8.4. Subject to giving a Member the opportunity to be heard or to make a written submission, The Committee or it's representative(s) may resolve to suspend or expel a Member upon a charge of "Misconduct Detrimental to the Interests of The Club" in accordance with the Policies and Procedures as adopted by The Club, SSA, SAL, WA. or NIF.
- 8.5. The determination of The Committee shall be communicated to the Member by EM and or written communication within 24 hours of the determination being made.
- 8.6. If the determination is to suspend the Member from The Club for a period of time, the Member shall be suspended as a Member of The Club from the date and time of the EM and or written communication being sent.
- 8.7. If the determination is to expel the Member of The Club the Member shall cease to be a Member of The Club at the date and time of the EM and or written communication being sent.
- 8.8. The Member has the right to appeal The Committee's decision to suspend or expel them from The Club.
- 8.9. Notification of an intention to appeal must be received by the Secretary or Public Officer of The Club within seven (7) days of the date and time the determination by The Committee was communicated to the Member by EM and or written communication.
- 8.10. In the event of an appeal under **Sub Clause 8.6** The Committee will be reconvened to review the suspension of the Member. If the suspension of the Member is upheld the Member has the right to appeal the suspension through SIA or SAI. Until the result of the appeal is determined, the Member will remain suspended from The Club.
- 8.11. In the event of an appeal under **Sub Clause 8.7** The Committee will be reconvened to review the decision to expel the Member. Until The Committee has reconvened and the result of the appeal is determined, the Member will remain suspended from The Club. If the decision of The Committee is to uphold the decision to expel the Member, the Member, has the right to appeal the expulsion through SIA or SAI. Until the result of this appeal is determined, the Member will

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remain suspended from The Club. If the appeal is upheld by SAI or SIA the Member shall cease to be a Member of The Club at the date and time of the EM and or written communication being sent.

CLAUSE 9. THE COMMITTEE

- 9.1.** The affairs of The Club shall be managed and controlled by The Committee which in addition to any powers and authorities conferred by this Constitution, may exercise all such powers and do all such things that are within the objects of The Club, and are not by the Act or by this Constitution required to be done by The Club in an AGM or SGM.
- 9.2.** The Committee shall have authority to interpret the meaning of this Constitution and any other matter relating to the affairs of The Club on which this Constitution are silent.
- 9.3.** The Committee shall be comprised of a minimum of Seven (7) and a maximum of ten (10) Financial Members and consist of the following positions.
- i. President,
 - ii. Vice President,
 - iii. Secretary,
 - iv. Treasurer
 - v. Registrar,
 - vi. Statistician/ Officials Coordinator
 - vii. General Committee Members (numbered 1 through 4).
- 9.4.** Each Member holding an officer position on The Committee shall hold office for a term of two (2) years. General Member positions 1 through 4 will be for a term of one (1) year.
- 9.5.** At each AGM one half of the officer Members of The Committee shall retire from The Committee but shall be eligible for reappointment.
- 9.6.** The positions of President, Treasurer, Registrar shall be vacated at the AGM of any year which ends in an even number or zero.
- 9.7.** The positions of Vice President, Secretary, Statistician/ Officials Coordinator shall be vacated at the AGM of any year which ends in an odd number.
- 9.8.** Any Financial Members of The Club, excluding Members under the age of eighteen (18), whose Membership is current at the time of notification of the AGM, shall be eligible for election to a General Member Committee position subject to conditions stated in the By-Laws of The Club.
- 9.9.** A Financial Member of The Club, excluding Members under the age of eighteen (18), whose Membership is current at the time of notification of the AGM, may nominate for an executive role subject to conditions stated in the By-Laws of The Club.
- 9.10.** Nominations for any Committee position must be in writing, setting out the name of the person and position the nomination is for. The nominee must sign the nomination and the person proposing or seconding must be a Financial Member of The Club. Such nominations must be given to the Secretary not less than fourteen (14) days prior to the advertised date of the AGM.
- 9.11.** Should more than the required number of nominations be received for a position, a ballot shall be held at the AGM and two scrutineers appointed by The Committee will count the votes.
- 9.12.** Should no nominations be received prior to the AGM for a particular position, the President of the meeting may call for nominations from eligible Members who are present at the meeting or who have indicated in writing their willingness to be nominated.
- 9.13.** The Committee may appoint a voting Member of The Club, whether a member for six (6) calendar months or not, to fill a casual vacancy. Such a Committee Member shall hold office until the next AGM and shall be eligible for reappointment, provided they are Financial Members.
- 9.14.** Any Member holding any position on The Committee of another swimming club shall not be eligible to hold a position on the PAC Committee.

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- 9.15. Committee meetings shall be convened by the Secretary, giving at least five (5) days' clear notice to all Committee Members.
- 9.16. The Head Coach shall have a standing invitation to attend The Committee meetings but will have no entitlement to vote on any matter at that meeting.
- 9.17. All Committee roles and responsibilities are as outlined in the By-Laws.

CLAUSE 10. EXECUTIVE COMMITTEE

- 10.1. The Executive Committee acts on behalf of The Committee and shall be empowered to deal with any urgent business that occurs between meetings, these acts are to be presented to The Committee for full review and endorsement at the next meeting.
- 10.2. The Executive Committee is comprised of Members in the following positions:
 - i. President,
 - ii. Vice President,
 - iii. Secretary
 - iv. Treasurer.
- 10.3. All Executive Committee Members are to attend Committee meetings as defined in Clause 13.1.
- 10.4. The Executive Committee shall maintain control of all club funds and assets and provide leadership, all other responsibilities are as outlined in the By-Laws of The Club.

CLAUSE 11. DISQUALIFICATION OF COMMITTEE MEMBERS

- 11.1. The office/role held by a Committee Member shall become vacant if the holder is:
 - i. Disqualified by the Act.
 - ii. Expelled under this Constitution.
 - iii. Permanently incapacitated by ill health.
 - iv. Absent without apology from three (3) consecutive meetings or for four (4) or more meetings in a 12-month period (from the time of appointment), of which such Member has been given due notice.
 - v. Absent with apology from five (5) or more consecutive meetings or for six (6) or more meetings in a 12-month period (from the time of appointment), of which such Member has been given due notice.
 - vi. Non-compliant with the Constitutions, Policies and Procedures as adopted by The Club, SSA, SAL, WA
 - vii. In breach of any areas of the NIF.
 - viii. Any particulars relating to such disqualification shall be communicated to The Committee Member by EM and or written communication.

CLAUSE 12. RESIGNATION OF A COMMITTEE MEMBER

- 12.1. A Committee Member may resign from their position at any time. Such resignation shall be forwarded to the Secretary in writing for presentation at the next meeting of The Committee.
- 12.2. The Committee may make the decision to fill the vacated position with a casual Committee Membership or leave the position vacant until the next AGM.

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CLAUSE 13. PROCEEDINGS OF COMMITTEE

- 13.1.** The Committee shall meet together as often as is deemed necessary to conduct the business of The Club, but not less than on 10 occasions in the 12 months following the AGM.
- 13.2.** The President, or in their absence the Vice President, shall preside as Chairperson at a Committee meeting if neither are present a Chairperson will be appointed from the members present providing the quorum is met.
- 13.3.** Proposals tabled at any meeting of The Committee shall be decided by a majority vote of those present, and in the event of equality of votes the Chairperson shall have a casting vote in addition to a deliberative vote.
- 13.4.** A quorum for The Committee meetings shall be half (½) of the number of current Committee Members (rounded up to the nearest whole person).
- 13.5.** The Committee may function validly provided its number is not reduced below the quorum. No business shall be transacted unless a quorum is present. If within half an hour of the time appointed for the meeting a quorum is not present, the meeting shall be dissolved.
- 13.6.** A Member of The Committee having a direct or indirect pecuniary interest in a contract or proposed contract with The Club, 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.

CLAUSE 14. ANNUAL GENERAL MEETINGS

- 14.1.** The Annual General Meeting of the Members of The Club will be held on a date determined by The Committee in accordance with the Act.
- 14.2.** Official notification will be sent to Members a minimum of twenty-eight (28) days prior to the date set for the AGM.
- 14.3.** The business of the AGM shall be to:
 - i. Confirm the minutes of the previous AGM.
 - ii. Receive any reports.
 - iii. Adopt and approve the annual report and financial statements.
 - iv. Deal with any business arising out of the minutes.
 - v. Consider motions to alter this Constitution.
 - vi. Election of Members of The Committee
 - vii. Any other business as required by the Act, this Constitution or By-Laws.
- 14.4.** The lesser of Twenty (20) Members or thirty (30) percent of all current voting Members present personally or by proxy, shall constitute a quorum for the transaction of business at the AGM.
- 14.5.** At any AGM, a motion, other than a Special Resolution, put to a vote shall be decided by a simple majority as a show of hands, and a declaration by the Chairperson of the meeting that a resolution has been carried or lost. Any Special Resolution shall be passed as per Clause 16.2.
- 14.6.** If a poll is demanded by the Chairperson of the meeting or by five (5) or more Members present personally or by proxy, it shall be taken in such manner as the Chairperson directs. The result of such poll shall be the resolution of the meeting.
- 14.7.** If within thirty minutes after the time appointed for the meeting, a quorum of Members is not present, the meeting shall stand adjourned to the same day in the next week, at the same time and place (if possible) 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.
- 14.8.** The President, or in their absence the Vice President, shall preside as Chairperson at an AGM of The Club.

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- 14.9.** If the President or Vice President are not present within ten (10) 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 present may choose a chairperson for the meeting from those Financial Members present.

CLAUSE 15. SPECIAL GENERAL MEETING

- 15.1.** The Committee may call a SGM of The Club at any time.
- i. Upon receipt a requisition in writing of not less than ten (10) Members of The Club entitled to vote at such a meeting.
 - ii. To propose a Special Resolution.
- 15.2.** Every requisition for a SGM by the Members shall be signed by the relevant Members and shall state the purpose of the meeting.
- 15.3.** The Committee shall within twenty-one (21) days of the receipt of the requisition, convene a SGM for the purpose specified in the requisition.
- 15.4.** Notice of a meeting at which a special resolution is to be proposed, shall be given at least twenty-one (21) days prior to the date of the meeting.
- 15.5.** Notice of a SGM may be given to The Club Members by post or EM. The notice shall set out where and when the meeting will be held, and the nature and order of the business to be transacted at the meeting.
- 15.6.** Where a notice is sent by post, service of the notice shall be deemed effected if it is properly addressed and posted to the Member by ordinary prepaid mail.
- 15.7.** Where a notice is sent by EM, service of the notice shall be deemed effected if it is properly addressed and emailed to the Member by a commercial EM service.
- 15.8.** The lesser of Twenty (20) Members or thirty (30) percent of all current voting Members present, personally or by proxy shall constitute a quorum for the transaction of business at the SGM.
- 15.9.** If within thirty (30) minutes, after the time appointed for the SGM, a quorum of Members is not present, a meeting convened upon the requisition of Members shall lapse.
- 15.10.** If within thirty (30) minutes, after the time appointed for the SGM, a quorum of Members is not present, a meeting convened upon the request of The Committee will be adjourned for seven (7) days to the same place and at the same time. All Members as provided for in clause 15.5 will be notified of the adjournment in writing and advised of the new date and time with at least forty-eight (48) hours' notice. In the event of a quorum not being present at the further meeting, the business will proceed in accordance with the original agenda.
- 15.11.** The President, or in their absence the Vice President, shall preside as Chairperson at a SGM of The Club.
- 15.12.** If the Chairperson is not present within ten (10) minutes after the time appointed for commencement the meeting, or he or she is present but declines to take or retires from the chair, the Members may choose a chairperson for the meeting from those Financial Members present.

CLAUSE 16. SPECIAL RESOLUTION

- 16.1.** A Special Resolution may be passed by a SGM of The Club Membership, to affect the following:
- i. To change the name of The Club.
 - ii. To change the Constitution of The Club.
 - iii. To amalgamate with another swimming club.
 - iv. To voluntarily wind up The Club and distribute the property/assets of The Club subject to CLAUSE 27.

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- 16.2.** A Special Resolution shall be passed in the following manner:
- i. The meeting shall be run as per CLAUSE 15 sub clauses 15.3 -15.11
 - ii. At least three quarters (3/4) majority of eligible Voting Members present personally or by proxy must be in favour of the resolution.
- 16.3.** A special resolution to change the name of The Club or this Constitution, if approved, shall take effect as soon as the special resolution has been passed. All changes to be registered with SSA and Consumer & Business Services, or such other body or corporation as may succeed that organisation, within one (1) month of the SGM.

CLAUSE 17. MINUTES

- 17.1.** Proper minutes of all proceedings of the AGM, SGM, and of meetings of The Committee, shall be kept.
- 17.2.** The minutes kept pursuant to this rule shall be signed by the Chairperson of the meeting at which the proceedings took place or by the Chairperson of the next succeeding meeting.
- 17.3.** 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, and that all appointments made at a meeting shall be deemed to be valid.

CLAUSE 18. VOTING/VOTING RIGHTS

- 18.1.** Subject to this Constitution, each Member over the age of eighteen (18) present in person or by proxy shall be entitled to one (1) vote at the AGM or SGM.
- 18.2.** Votes will be valid providing that Members are financial prior to notification of the meeting and at the time of the meeting.
- 18.3.** The register of voting Members will be closed when notification of a meeting is sent to Membership.

CLAUSE 19. PROXY VOTES

- 19.1.** A voting Member shall be entitled to appoint in writing another voting Member of The Club, to act as their proxy. The appointed person shall attend the AGM or SGM and vote in the manner designated by the Member who has appointed them. Such proxy appointment shall be made in writing and submitted to the Secretary, along with the vote, prior to the meeting as indicated on the notification of the meeting.

CLAUSE 20. APPOINTMENT OF STAFF

- 20.1.** The Committee shall appoint staff to undertake specific duties to achieve its objects and purpose. All such staff shall be Members of The Club and be bound by the Constitution, By-Laws, Policies, and Procedures of The Club, SSA, SAL, WA and NIF.
- 20.2.** Staff appointments, annual performance appraisals and reviews of remuneration shall be reviewed by the Executive Committee and approved by the majority of The Committee before The Club obligates itself to these commitments.

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CLAUSE 21. CONSTITUTION

- 21.1. The Constitution shall not be added to, or any part rescinded, except at an AGM or SGM of The Club's voting Members as detailed in this Constitution.
- 21.2. No motion to add or rescind any part of this Constitution will have effect unless carried by a majority three quarters (3/4) of the voting Members present in person or by proxy.
- 21.3. Any such alteration shall be registered with Consumer & Business Services and SSA, or such other body or corporation as may succeed that Organisation, as required by the Act, within one (1) month of the AGM or SGM
- 21.4. The registered Constitution shall bind The Club and every Member to the same extent as if they had respectively signed and sealed them and agreed to be bound by all the provisions thereof.

CLAUSE 22. BY-LAWS

- 22.1. The Committee may from time to time make such By-Laws as may be necessary for the purposes of attaining the objectives of The Club.
- 22.2. The Committee may from time to time vary, amend, or repeal any By-Laws made pursuant to this Clause.
- 22.3. Such By-laws shall be communicated to Members by EM and posted on The Club website and shall become binding on Members from the date they are first communicated.
- 22.4. By-laws prescribed by The Committee shall not overrule or conflict with this Constitution or the Act.

CLAUSE 23. FINANCIAL YEAR

- 23.1. The financial year of The Club shall be the period commencing on 1st July and ending on 30th June of the following year.

CLAUSE 24. ACCOUNTS

- 24.1. The Club shall keep such accounting records as are necessary to correctly record and explain the financial transactions and financial position of The Club.

CLAUSE 25. FUNDS

- 25.1. The funds of The Club shall be derived from the fees of the Membership, coaching fees, donations, sponsorship, grants, and other sources approved by The Club.
- 25.2. Financial support for Members competing at Club endorsed Interstate or National Championships can, at The Committee's discretion, be allocated a dollar (\$) amount from specific fundraising activities as per the **PAC Interstate and National Swimmer Fundraising Support Policy**.

CLAUSE 26. PROHIBITION AGAINST SECURING PROFITS FOR MEMBERS

- 26.1. The assets and income of The Club shall be applied exclusively to the promotion of its objects and purpose.

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- 26.2.** No portion of The Club's assets and income shall be paid or distributed directly or indirectly to a Member. An exception to this being as bona fide remuneration for services rendered or expenses incurred on behalf of The Club, as outlined in the By-Laws of The Club.

CLAUSE 27. WINDING UP

- 27.1.** The Club may be wound up in accordance with the provisions of the Act.

CLAUSE 28. APPLICATION OF SURPLUS ASSETS

- 28.1.** If after winding up of The Club there remains "surplus assets" as defined in the Act, such surplus assets shall be distributed to any organisation which has similar objectives and a Constitution prohibiting the distribution of its assets and income to its Members.
- 28.2.** Such organisation or organisations shall be identified and determined by a Special Resolution of Members in an SGM.

CLAUSE 29. LIABILITY OF MEMBERS

- 29.1.** The Members of The Club shall have no liability to contribute towards the payment of debts and liabilities of The Club or the costs, charges, and expenses of the winding up of The Club except to the amount of any unpaid Membership or coaching fees.

CLAUSE 30. LIFE MEMBERS

- 30.1.** Any non-competitive Member may be elected a Life Member of The Club in recognition of service rendered over a period of not less than ten (10) years. Service that is considered, to be above the expected level and quality of any supporting Member or swimmer.
- 30.2.** A Life Member may only be appointed at the AGM or SGM following a nomination and recommendation of The Committee.
- 30.3.** A Life Member shall be deemed to be and shall be entitled to all the rights and privileges of a financial Voting Member of The Club.
- 30.4.** A Life Member shall be eligible for election to Office or Committee.

CLAUSE 31. THE SEAL

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

**Constitution of
PLAYFORD AQUATIC CLUB INC.
An incorporated Club under the Associations Incorporation Act. 1985**

CLAUSE 32. PUBLIC OFFICER

- 32.1.** The Club shall appoint a Public Officer as per the Act.
- 32.2.** The name of the duly appointed public officer shall be registered with Consumer & Business Services, or such other body or corporation as may succeed that Organisation, as required by the Act within one (1) month of the AGM.

CLAUSE 33. SWIMMING SA CLAUSE

- 33.1.** The Club and its registered Members are bound by the Constitution, Rules, Policies and By-laws (as amended from time to time) of SA, SSA and WA (or any of its successors).

Proposed and Accepted at the SGM of Playford Aquatic Club
held on 7th JUNE 2024

Signed for and on behalf of Playford Aquatic Club Inc.

Signature: Ynez Grimes

Name: Ynez Grimes Public Officer

Date: 13th June 2024

