

ECHUCA-MOAMA BROADCAST SERVICE INC.

EMFM104.7
3GRR

Constitution

Ratified by special general meeting held 20 January 2010.

PN-1

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PART 1 - PRELIMINARY

1. DEFINITIONS

(1) In these rules:

"Ordinary member" means a member of the Board of Management who is not an office-bearer of the association, as referred to in rule 14 (2):

"Secretary" means:

- (a) the person holding office under these rules as secretary of the association; or
- (b) if no such person holds that office - the public officer of the association;

"Special general meetings" means a general meeting of the association other than an annual general meeting;

"The Act" means the Associations Incorporation Act 1984;

"The Regulation" means the Associations Incorporation Regulation 1999.

(2) In these rules:

- (a) a reference to a function includes a reference to a power, authority and duty; and
- (b) a reference to the exercise of a function includes, if the function is a duty, a reference to the performance of the duty.

(3) The provisions of the interpretation Act 1987 apply to and in respect of these rules in the same manner as those provisions would so apply if these rules were an instrument made under the Act.

PART II – MEMBERSHIP

2. MEMBERSHIP QUALIFICATIONS

- (1) A person is qualified to be a member of the association if, but only if:
- (a) the person is a person referred to in section 15 (1) (a), (b) or (c) of the Act and has not ceased to be a member of the association at any time after incorporation of the association under the Act: or
 - (b) the person is a natural person:
 - (i) who has been nominated for membership of the association as provided by rule 3; and
 - (ii) who has been approved for membership of the association by the Board of Management of the association.

3. NOMINATION FOR MEMBERSHIP

- (1) A nomination of a person for membership of the association:
- (a) must be made by a member of the association in writing in a form as decided by the Board from time to time and
 - (b) must be lodged with the secretary of the association.
- (2) As soon as practicable after receiving a nomination for membership, the secretary must refer the nomination to the Board of Management which is to determine whether to approve or to reject the nomination.
- (3) If the Board of Management determines to approve a nomination for membership, the secretary must as soon as practicable after the determination, notify the nominee of that approval and request the nominee to pay (within the period of 28 days after receipt by the nominee of the notification) the sum payable under these rules by a member as entrance fee and annual subscription.
- (4) The secretary must, on payment by the nominee of the amounts referred to in clause (3) within the period referred to in that clause, enter the nominee's name in the register of members and on the name being so entered the nominee becomes a member of the association.

4. CESSATION OF MEMBERSHIP

- (1) A person ceases to be a member of the association if the person:
- (a) dies. or
 - (b) resigns membership or
 - (c) is expelled from the association or
 - (d) fails to renew financial status within 3 months.

5. MEMBERSHIP ENTITLEMENTS NOT TRANSFERABLE

- (1) A right, privilege or obligation which a person has by reason of being a member of the association:
- (a) is not capable of being transferred or transmitted to another person; and
 - (b) terminates on cessation of the person's membership.

6. RESIGNATION OF MEMBERSHIP

- (1) A member of the association is not entitled to resign that membership except in accordance with this rule.
- (2) A member of the association who has paid all amounts payable by the member to the association in respect of the members membership may resign from membership of the association by first giving to the secretary written notice of at least one month (or such other period as the Board of Management may determine) of the member's intention to resign and on the expiration of the period of notice, the member ceases to be a member.
- (3) If a member of the association ceases to be a member under clause (2) and in every other case where a member ceases to hold membership, the secretary must make an appropriate entry in the register of members recording the date on which the member ceased to be a member.

7. REGISTER OF MEMBERS

- (1) The public officer of the association must establish and maintain a register of members of the association specifying the name and address of each person who is a member of the association together with the date on which the person became a member.
- (2) The register of members must be kept at the principal place of administration of the association.

8. FEES AND SUBSCRIPTIONS

- (1) A member of the association must, on admission to membership, pay to the association a joining fee as decided from time to time by the Board of Management.
- (2) In addition to any amount payable by the member under clause (1), a member of the association must pay to the association an annual membership fee of \$20 or, if some other amount is determined by the Board of Management.
 - (a) except as provided by paragraph (b), before 1 July in each calendar year, or
 - (b) if the member becomes a member on or after 1 July in any calendar year - on becoming a member and before 1 July in each succeeding calendar year, a pro-rata fee based on the number of quarters left in the financial year, if membership is requested after September in that financial year.

9. MEMBERS' LIABILITIES

- (1) The liability of a member of the association to contribute towards the payment of the debts and liabilities of the association or the costs, charges and expenses of the winding up of the association is limited to the amount, if any, unpaid by the member in respect of membership of the association as required by rule 8.

10. RESOLUTION OF INTERNAL DISPUTES

- (1) Disputes between members (in their capacity as members) of the association, and disputes between members and the association, are to refer to:
 - (a) Discrimination & Harassment Policy
 - (b) Grievances & Dispute Resolution Policy
 - (c) Board of Management Dispute Resolution Policy
 - (d) Sexual Harassment Policy

11. DISCIPLINING OF MEMBERS

- (1) A complaint may be made in writing, by any member of the association that some other member of the association:
 - (a) has persistently refused or neglected to comply with a provision or provisions of these rules
 - (b) has persistently and wilfully acted in a manner prejudicial to the interests of the association
 - (c) has engaged in conduct unbecoming a member of the association
- (2) On receiving such a complaint, the Board of Management,
 - (a) must cause notice of the complaint to be served on the member concerned, and
 - (b) must give the member at least 14 days from the time the notice is served within which to make submissions to the Board of Management in connection with the complaint, and
 - (c) must take into consideration any submissions made by the member in connection with the complaint.
- (3) The Board of Management may, by resolution, expel the member from the association or suspend the member from membership of the association if, after considering the complaint and any submissions made in connection with the complaint, it is satisfied that the facts alleged in the complaint have been proved.
- (4) If the Board of Management expels or suspends a member, the secretary must, within 7 days after the action is taken, cause written notice to be given to the member of the action taken, of the reasons given by the Board of Management for having taken that action and of the member's right of appeal under rule 12
- (5) The expulsion or suspension does not take effect:
 - (a) until the expiration of the period within which the member is entitled to appeal against the resolution concerned, or
 - (b) if within that period the member exercises the right of appeal, unless and until the association confirms the resolution under rule 12 (4), whichever is later.

12. RIGHT OF APPEAL OF DISCIPLINED MEMBER

- (1) A member may appeal to the association in general meeting against a resolution of the Board of Management under rule 11, within 7 days after notice of the resolution is served on the member, by lodging with the Secretary a notice to that effect.
- (2) The notice may, but need not, be accompanied by a statement of the grounds on which the member intends to rely for the purposes of the appeal.

- (3) On receipt of a notice from a member under clause (1), the Secretary must notify the Board of Management which is to convene a general meeting of the association to be held within 28 days after the date on which the Secretary received the notice.
- (4) At a general meeting of the association convened under clause (3):
 - (a) no business other than the question of the appeal is to be transacted; and
 - (b) the Board of Management and the member must be given the opportunity to state their respective cases orally or in writing, or both; and
 - (c) the members present are to vote by secret ballot on the question of whether the resolution should be confirmed or revoked,
- (5) If at the general meeting the association passes a special resolution in favour of the confirmation of the resolution, the resolution is confirmed.

PART III - THE BOARD OF MANAGEMENT

13, POWERS OF THE BOARD OF MANAGEMENT

- (1) The Board of Management is to be called the Board of Management of the Association and, subject to the Act, the Regulation and “code of conduct of the Board of Management members of Echuca-Moama Broadcast Service Incorporated”, these rules, and to any resolution passed by the association in general meeting:
 - (a) is to control and manage the affairs of the association; and
 - (b) may exercise all such functions as may be exercised by the association, other than those functions that are required by these rules to be exercised by a general meeting of members of the association; and
 - (c) has power to perform all such acts and do all such things as appear to the Board of Management to be necessary or desirable for the proper management of the affairs of the association; and
 - (d) the Board of Management shall have power to make by-laws not inconsistent with the act, regulations and these rules.

14. CONSTITUTION AND MEMBERSHIP

The Board of Management shall consist of: 9 members

- (1) Three of these members will be elected annually on a rotational basis for a term of three years.
- (2) Each member of the Board of Management is, subject to these rules, to hold office until the conclusion of the third annual general meeting following the date of the member's election, but is eligible for re-election.
- (3) In the event of a casual vacancy occurring in the membership of the Board of Management, the Board of Management may appoint a member of the association to fill the vacancy and the member so appointed is to hold office, subject to these rules, until the conclusion of the term of office of the position that became vacant.

15. ELECTION OF MEMBERS

- (1) Nominations of candidates for election as members of the Board of Management:
 - (a) must be made in writing, signed by 2 members of the association and accompanied by the written consent of the candidate (which may be endorsed on the form of the nomination); and
 - (b) must be delivered to the secretary of the association at least 7 days before the date fixed for the holding of the annual general meeting at which the election is to take place.
- (2) If insufficient nominations are received to fill all vacancies on the Board of Management, the candidates nominated are taken to be elected.
- (3) If insufficient further nominations are received, any vacant positions remaining on the Board of Management are taken to be casual vacancies
- (4) If the number of nominations received is equal to the number of vacancies to be filled, the persons nominated are taken to be elected.
- (5) If the number of nominations received exceeds the number of vacancies to be filled, a ballot is to be held.
- (6) The ballot for the election of members of the Board of Management is to be conducted at the annual general meeting in such usual and proper manner as the Board of Management may direct.
- (7) If a ballot is required the member positions will be filled in order of number of votes obtained.
- (8) The board shall consist of 9 members, 3 of which will be elected annually on a rotational basis for a term of 3 years.
- (9) At the first Board of Management meeting after the Annual General Meeting, the Board of Management shall elect the executives for the following 12 months.
- (10) Executive positions shall be elected by the Board of Management annually at the first board of management meeting after the Annual General Meeting and shall hold office until the next Annual General Meeting, at which stage all executive positions will be declared vacant and will be appointed by the Board as per clause 15(9)
- (11) A member of the Association is ineligible to nominate for the Board of Management until they have been a member of the Association for a period of 12 months prior to the nomination period commencing.

16. SECRETARY

- (1) The secretary. of the association must, as soon as practicable after being appointed as secretary, lodge notice with the association of his or her address,
- (2) It is the duty of the secretary to keep minutes of
 - (a) all appointments of office bearers and members of the Board of Managements
 - (b) the names of members of the Board of Management present at a Board of Management meeting, or a general meeting; and
 - (c) all proceedings at Board of Management meetings and general meetings.
- (3) Minutes of proceedings at a meeting must be signed by the chairperson of the meeting or by the chairperson of the next succeeding meeting.

17. TREASURER

- (1) It is the duty of the treasurer of the association to ensure:

- (a) that all money due to the association is collected and received and that all payments authorised by the association are made; and
- (b) that correct books and accounts are kept showing the financial affairs of the association, including full details of all receipts and expenditure connected with the activities of the association.

18. CASUAL VACANCIES

- (1) For the purpose of these rules, a casual vacancy in the office of a member of the Board of Management occurs if the member:
 - (a) dies, or
 - (b) ceases to be a member of the association, or
 - (c) becomes an insolvent under administration within the meaning of the Corporations act 2001 of the commonwealth, or
 - (d) resigns office by notice in writing given to the secretary, or
 - (e) is removed from office under rule 19, or
 - (f) becomes a mentally incapacitated person, or
 - (g) is absent without consent of the Board of Management from 3 consecutive meetings of the Board Management.

19. REMOVAL OF MEMBER

- (1) The association in general meeting may by resolution remove any member of the Board of Management from the office of member before the expiration of the member's term of office and may by resolution appoint another person to hold office until the expiration of the term of office of the member so removed.
- (2) If a member of the Board of Management to whom a proposed resolution referred to in clause (1) relates makes representations in writing to the Secretary or President (not exceeding a reasonable length) and requests that the representations be notified to the members of the association the Secretary, or the President may send a copy of the representations to each member of the association or, if the representations are not so sent, the member is entitled to require that the representations be read out at the meeting at which the resolution is considered.

20. MEETINGS AND QUORUM

- (1) The Board of Management must meet at least 3 times in each period of 12 months at such a place and time as the Board of Management may determine.
- (2) Additional meetings of the Board of Management may be convened by the President or by any member of the Board of Management,
- (3) Oral or written notice of a meeting, of the Board of Management must be given by the secretary to each member of the Board of Management at least 48 hours (or such other period as may be unanimously agreed on by the members of the Board of Management) before the time appointed for the holding of the meeting.
- (4) Notice of a meeting given under clause (3) must specify the general nature of the business to be transacted at the meeting and no business other than that business is to be transacted at the meeting, except business which the Board of Management members present at the meeting unanimously agree to treat as urgent business.

- (5) Any 5 members of the Board of Management constitute a quorum for the transaction of the business of a meeting of the Board of Management.
- (6) No business is to be transacted by the Board of Management unless a quorum is present and if, within half an hour of the time appointed for the meeting, a quorum is not present, the meeting is to stand adjourned to the same place and at the same hour of the same day in the following week.
- (7) If at the adjourned meeting a quorum is not present within half an hour of the time appointed for the meeting, the meeting is to be dissolved.
- (8) At a meeting of the Board of Management:
 - (a) the President or in the President's absence the Vice-President is to preside, or
 - (b) if the President and the Vice-President are absent or unwilling to act, such one of the remaining members of the Board of Management as may be chosen by the members present at the meeting, is to preside.

21. DELEGATION BY BOARD OF MANAGEMENT TO SUB-COMMITTEE

- (1) The Board of Management may, by instrument in writing, delegate to one or more sub-committees (consisting of such member or members of the association as the Board of Management thinks fit) the exercise of such of the functions of the Board of Management as are specified in the instrument, other than:
 - (a) this power of delegation; and
 - (b) a function which is a duty imposed on the Board of Management by the Act or by any other law.
- (2) A function the exercise of which has been delegated to a sub-committee under this rule may, while the delegation remains unrevoked, be exercised from time to time by the sub-committee in accordance with the terms of the delegation.
- (3) A delegation under this section may be made subject to such conditions or limitations as to the exercise of any function, or as to time or circumstances, as may be specified in the instrument of delegation
- (4) Despite any delegation under this rule, the Board of Management may, continue to exercise any function delegated.
- (5) Any act or thing done or suffered by a sub-committee acting in the exercise of a delegation under this rule has the same force and effect as it would have if it had been done or suffered by the Board of Management.
- (6) The Board of Management may, by instrument in writing, revoke wholly or in part any delegation under this rule.
- (7) A subcommittee may meet and adjourn as it thinks proper.

22. VOTING AND DECISIONS

- (1) Questions arising at a meeting of the Board of Management or of any subcommittee appointed by the Board of Management are to be determined by, a majority of the votes of members of the Board of Management or subcommittee present at the meeting.
- (2) Each Board of Management member present at a meeting of the Board of Management (including the person presiding at the meeting) is entitled to one vote but, in the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.

- (3) Each member (including a Board of Management representative) of a sub-committee appointed by the Board of Management (including the person presiding at the meeting) is entitled to one vote but, in the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.
- (4) Subject to rule 20(5) the Board of Management may act despite any vacancy on the Board of Management.
- (5) Any act or thing done or suffered, or purporting to have been done or suffered by the Board of Management or by the Sub Committee appointed by the Board of Management, is valid and effectual despite any defect that may afterwards be discovered in the appointment or qualification of any member of the Board of Management or Sub Committee

PART IV - GENERAL MEETINGS

23. ANNUAL GENERAL MEETINGS – HOLDING OF

- (1) With the exception of the first annual general meeting of the association. the association must at least once in each calendar year and within the period of 6 months after the expiration of each financial year of the association, convene an annual general meeting of its members.
- (2) The association must hold its first annual general meeting:
 - (a) within the period of 18 months after its incorporation under the Act and
 - (b) within the period of 6 months after the expiration of the first financial year of the association.
- (3) Clauses (1) and (2) have effect subject to any extension or permission granted by the Commissioner under section 26 (3) of the Act,

24. ANNUAL GENERAL MEETINGS – CALLING OF AND BUSINESS AT

- (1) The annual general meeting of the association is, subject to the Act and to rule 23, to be convened on such date and at such place and time as the Board of Management thinks fit,
- (2) In addition to any other business which may be transacted at an annual general meeting, the business of an annual general meeting is to include the following:
 - (a) to confirm the minutes of the last preceding annual general meeting and of any special general meeting held since that meeting
 - (b) to receive from the Board of Management reports on the activities of the association during the preceding financial year,
 - (c) to elect the members of the Board of Management,
 - (d) to receive and consider the statement which is required to be submitted to members under section 26(6) of the Act.
 - (e) membership subscriptions of the incorporated body shall be reviewed annually and if deemed necessary adjusted in accordance with the wishes of members.
 - (f) To confirm as per the wishes of the members, the Public officer for the next 12 months.
- (3) An annual general meeting must be specified as such in the notice convening it.

25. SPECIAL GENERAL MEETINGS – CALLING OF

- (1) The Board of Management may, whenever it thinks fit, convene a special general meeting of the association.
- (2) The Board of Management must, on the requisition in writing of at least 50 per cent of the total number of members convene a special general meeting of the association.
- (3) A requisition of members for a special general meeting:
 - (a) must state the purpose or purposes of the meeting; and
 - (b) must be signed by members making the requisition; and
 - (c) must be lodged with the secretary; and
 - (d) may consist of several documents in a similar form, each signed by one or more of the members making the requisition.
- (4) If the Board of Management fails to convene a special general meeting to be held within 1 month after that date on which a requisition of members for the meeting is lodged with the secretary, any one or more of the members who made the requisition may convene a special general meeting to be held not later than 3 months after that date.
- (5) A special general meeting convened by a member or members as referred to in clause (4) must be convened as nearly as is practicable in the same manner as general meetings are convened by the Board of Management and any member who consequently incurs expenses is entitled to be reimbursed by the association for any expense so incurred.

26. NOTICE

- (1) Except if the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the association, the secretary must, at least 14 days before the date fixed for the holding of the general meeting, cause to be sent by pre-paid post to each member at the member's address appearing in the register of members, a notice specifying the place, date and time of the meeting, and the nature of the business proposed to be transacted at the meeting.
- (2) If the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the association, the secretary, must at least 21 days before the date fixed for the holding of the general meeting, cause notice to be sent to each member in the manner provided in clause (1) specifying, in addition to the matter required under clause (1), the intention to propose the resolution as a special resolution.
- (3) No business other than that specified in the notice convening a general meeting is to be transacted at the meeting except, in the case of an annual general meeting, business which may be transacted under rule 24(2)
- (4) A member desiring to bring any business before a general meeting may give notice in writing of that business to the secretary who must include that business in the next notice calling a general meeting given after receipt of the notice from the member.

27. PROCEDURE

- (1) No item of business is to be transacted at a general meeting unless a quorum of members entitled under these rules to vote is present during the time the meeting is considering that item.

- (2) Ten members present in person (being members entitled under these rules to vote at a general meeting) constitute a quorum for the transaction of the business of a general meeting.
- (3) if within half an hour after the appointed time for the commencement of a general meeting a quorum is not present, the meeting
 - (a) if convened on the requisition of members is to be dissolved; and
 - (b) in any other case is to stand adjourned to the same day, in the following week at the same time and (unless another place is specified at the time of the adjournment by the person presiding at the meeting or communicated by written notice to members given before the day to which the meeting is adjourned) at the same place.
- (4) If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the commencement of the meeting, the members present (being at least 3) is to constitute a quorum.

28. PRESIDING MEMBER

- (1) The President or in the President's absence. the Vice President, is to preside as chairperson at each general meeting of the association, with full voting power.
- (2) In addition to an ordinary vote, the President, when necessary, shall also exercise a casting vote
- (3) If the President and the Vice- President are absent or unwilling to act, the members present must elect one of their number to preside as chairperson at the meeting.
- (4) The Board of Management may invite a non-member of the Association to chair a Board or General Meeting of the Association.
- (5) The Presiding Member cannot hold the position of Station Manager, or any other position that has day to day control over volunteers, and or staff.

29. ADJOURNMENT

- (1) The chairperson of a general meeting at which a quorum is present may, with the consent of the majority of members present at the meeting, adjourn the meeting, from time to time and place to place, but no business is to be transacted at an adjourned meeting other than the business left unfinished at the meeting at which the adjournment took place.
- (2) If a general meeting is adjourned for 14 days or more, the secretary must give, written or oral notice of the adjourned meeting to each member of the association stating place, date and time of the meeting and the nature of the business to be transacted at the meeting.
- (3) Except as provided in clauses (1) and (2), notice of an adjournment of a general meeting, or of the business to be transacted at an adjourned meeting is not required to be given.

30. MAKING OF DECISIONS

- (1) A question arising at a general meeting of the association is to be determined on a show of hands unless before or on the declaration of the show of hands a poll is demanded, a declaration by the chairperson that a resolution has, on a show of hands, been carried or carried unanimously or carried by a particular majority or lost, or an entry to that effect in the minute book of the association, is evidence of the fact without proof of the number or proportion of votes recorded in favour of / or against that resolution.

- (2) At a general meeting of the association, a poll may be demanded by the chairperson or by at least 5 members present in person at the meeting.
- (3) If a poll is demanded at a general meeting, the poll must be taken
 - (a) immediately in the case of a poll which relates to the election of the chairperson of the meeting or to the question of an adjournment, or
 - (b) in any other case, in such manner and at such time before the close of the meeting as the chairperson directs, and the resolution of the poll on the matter is taken to be the resolution of the meeting on that matter.

31. SPECIAL RESOLUTIONS

A resolution of the association is a special resolution:

- (a) if it is passed by a majority which comprises at least three-quarters of such members of the association as, being entitled under these rules so to do, vote in person, at a general meeting of which at least 21 days written notice specifying the intention to propose the resolution as a special resolution was given in accordance with these rules, or
- (b) where it is made to appear to the Commissioner that it is not practicable for the resolution to be passed in the manner specified in paragraph (a), if the resolution is passed in a manner specified by the Commissioner.

32. VOTING

- (1) On any question arising at a general meeting of the association a member has one vote only.
- (2) All votes must be given personally..
- (3) In the case of an equality of votes on a question at a general meeting, the chairperson of the meeting is entitled to exercise a second or casting vote.
- (4) A member is not entitled to vote at any general meeting of the association unless all money due and payable by the member to the association has been paid, including any amount due for subscriptions payable in respect the then current financial year.
- (5) The results of the ballot for the Board of Management will be made available to any financial member who wishes to inspect the results at the Annual General Meeting.

33. LIFE MEMBERSHIP

- (1) Life Membership is the highest recognition available to honour the exceptional contribution of an individual to the Association. It is, therefore, only to be awarded to deserving members.
General Considerations: A member who has rendered outstanding service to the Association over a substantial period or any member who has rendered exemplary or extraordinary service over a lesser period that has greatly advanced the aims and ideals of the Association.
- (2) The Board may bestow Life Membership upon any members.
- (3) Life Membership maintains full membership privileges without the payment of the annual subscription renewal.
- (4) The conferral of Life Membership is to be made at an appropriate Association function or meeting.

PART V - MISCELLANEOUS**34. INSURANCE**

The association must effect and maintain insurance.

35. FUNDS - SOURCE

- (1) The funds of the association are to be derived from entrance fees and annual subscriptions of members, donations and subject to any resolution passed by the association in general meeting, such other sources as the Board of Management determines.
- (2) All money received by the association must be deposited as soon as practicable and without deduction to the credit of the associations bank account.
- (3) The association must, as soon as practicable after receiving any money, issue an appropriate receipt.

36. FUNDS - MANAGEMENT

- (1) Subject to any resolution passed by the association in general meeting, the funds of the association are to be used in pursuance of the objects of the association in such manner as the Board of Management determines.
- (2) All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments must be signed by any 2 members of the Board of Management or employees of the association, being members or employees authorised to do so by the Board of Management.
- (3) the required financial statements of the Association shall be audited by a qualified Accountant, or a person with suitable business experience, who is not:
 - (a) An Officer of the Association.
 - (b) A partner, employer or employee of an officer of the Association

37. ALTERATION OF OBJECTS AND RULES

- (1) The statement of objects and these rules may be altered, rescinded or added to only by a special resolution of the association.

38. CUSTODY OF THE BOOKS

- (1) Except as otherwise provided by these rules, the public officer must keep in his or her custody or under his or her control all records, books and other documents relating to the association.

39. INSPECTION OF BOOKS

- (1) The records, books and other documents of the association must be open to inspection, free of charge, by a member of the association at any reasonable hour. All requests must be in writing, and stating a reason for why an inspection is requested. The Board has the power to reject any request that will breach the Privacy Act.

40. SERVICE OF NOTICES

- (1) For the purpose of these rules, a notice may be served on or given to a person:
 - (a) by delivering it to the person personally, or
 - (b) by sending it by pre-paid post to the address of the person at the members address shown in the member of registers, or
 - (c) by sending it by facsimile transmission or some other form of electronic transmission to an address specified by the person for giving or serving the notice.

- (2) For the purpose of these rules, a notice is taken, unless the contrary is proved, to have been given or served:
- (a) in the case of a notice given or served personally, on the date on which it is received by the addressee, and
 - (b) in the case of a notice sent by pre-paid post, on the date when it would have been delivered in the ordinary course of post, and
 - (c) in the case of a notice sent by facsimile transmission or some other form of electronic transmission, on the date it was sent, or if the machine from which the transmission was sent produces a report indicating that the notice was sent on a later date, on that date.

41. COMPLIANCE WITH CHARITABLE FUNDRAISING ACT 1991

- (1) The current deemed authority to fundraise has been issued under the Charitable Fundraising Act of 1991.

42. OBJECTS

- (1) The Objects of the Association shall be
- (a) to take over the assets and liabilities of the existing organisation known as Echuca-Moama Broadcast Service Inc.
 - (b) to prepare and assist members to compile programs for transmission.
 - (c) to encourage and promote community and cultural expression through music, art, science, literature and education for the benefit of members and the community
 - (d) to seek all possible participation of members in all aspects of the Association including management, programming and presentation.
 - (e) to support the development of community media activities especially community radio and television
 - (f) to apply for a community broadcasting licence or licences under the Broadcasting Services Act 1992.
 - (g) to seek to obtain programs from other broadcasters and program units of interest to members