

## 2021 BOARD ELECTION – TRIENNIAL RULE

### THE BOARD

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1. On and from the first election of the Board that takes place after the 2006 election, the business and affairs of the Club and the custody and control of its funds and property is to be managed by a Board of eight Directors consisting of a President, Vice President and six Ordinary Directors.
2.
  - a) In order to be eligible to be nominated for, elected to and remain in office on the Board:
    - i. four Directors must each have the qualification of:
      - (1) being a Life member or a financial Club member whose ordinary place of residence is not more than a 200 kilometre radius from the Club's premises at Cammeray;
    - ii. two Directors must each have the qualification of:
      - (1) being a Life member or a financial Club member whose ordinary place of residence is outside the radius referred to in sub-paragraph (i);
    - iii. two Directors must each have the qualifications of:
      - (1) being a Life member or a financial Club member; and
      - (2) being a current Director of the Football Club.
  - b) In addition to paragraph (a), a person is not qualified to be a Director unless that person has held membership of the Club for a continuous period of 3 years immediately prior to nomination.
3.
  - a) At the first meeting of the Board held after each Annual General Meeting and from time to time as the occasion may require, the Board must elect the President and the Vice-President from among the Directors.
  - b) The members of the Board will hold office until the conclusion of the second Annual General Meeting after that at which they were elected when they will retire but will be eligible for re-election.
  - c) A member who, pursuant to this Constitution, is not a financial member or is currently under suspension is ineligible to be nominated for or elected to the Board or to any office or committee or to perform duties as holder of an office or member of any committee, while the member remains not financial or during the period of such suspension, other than the role as an elected Director of the Club.

## 2021 BOARD ELECTION – TRIENNIAL RULE

### ELECTION OF THE BOARD

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4. For the purposes of the election of Directors in respect of the Annual General Meeting in 2020 and thereafter, Directors shall hold office in accordance with Schedule 4 to the Registered Clubs Act 1976, which is set out in the Schedule below:

#### SCHEDULE 4

##### Definitions

1. In this Schedule -

**"general meeting"** means a meeting of the members of the club at which members of the governing body are to be elected;

**"triennial rule"** means the rule of the club that provides for the election of members of the governing body in accordance with this Schedule;

**"year"** means the period between successive general meetings.

2. Repealed.

##### ***First general meeting under triennial rule***

3. (1) The members elected to the governing body at the first general meeting at which the triennial rule applies shall be divided into 3 groups.

- (2) The groups -

- (a) shall be determined by drawing lots; and
- (b) shall be as nearly as practicable equal in number; and
- (c) shall be designated as group 1, group 2 and group 3.

- (3) Unless otherwise disqualified, the members of the governing body -

- (a) in group 1 shall hold office for 1 year; and
- (b) in group 2 shall hold office for 2 years; and
- (c) in group 3 shall hold office for 3 years.

##### ***Subsequent general meetings***

4. At each general meeting held while the triennial rule is in force (other than the first such meeting) the number of the members required to fill vacancies on the governing body shall be elected and shall, unless otherwise disqualified, hold office for 3 years.

## 2021 BOARD ELECTION – TRIENNIAL RULE

### **Casual vacancies**

5. (1) A person who fills a casual vacancy in the office of a member of the governing body elected in accordance with this Schedule shall, unless otherwise disqualified, hold office until the next succeeding general meeting.
- (2) The vacancy caused at a general meeting by a person ceasing to hold office under subclause (1) shall be filled by election at the general meeting and the person elected shall, unless otherwise disqualified, hold office for the residue of the term of office of the person who caused the casual vacancy initially filled by the person who ceased to hold office at the general meeting.

### **Re-election**

6. A person whose term of office as a member of the governing body under the triennial rule expires is not for that reason ineligible for election for a further term.

### **Revocation of triennial rule**

7. If the triennial rule is revoked -
- (a) at a general meeting - all the members of the governing body cease to hold office; or
  - (b) at a meeting other than a general meeting - all the members of the governing body cease to hold office at the next succeeding general meeting,
- and an election shall be held at the meeting to elect the members of the governing body.

#### 4A. The election of Directors will be conducted in the following manner

- a) The nomination must be in writing, signed by a proposer and seconder, and signed by the nominee. The proposer and seconder must be Life members or financial Club members at the time of signing the nomination form. The nominee must meet the eligibility requirements set out in this Constitution at the time of signing the nomination form.
- b) The nominee must signify on the nomination form that he or she has signed the declaration in the Code of Conduct for Directors (as in force from time to time) to the effect that he or she understands the Code and agrees to comply with the Code if elected to the Board.
- c) The nominee must provide in writing an undertaking to the Club that if elected to office as a director, the nominee will undertake training in accordance with Regulation 26 of the Registered Clubs Regulation 2015 (or any regulation replacing Regulation 26) unless exempted under the terms of Regulation 26.
- d) Nominations must be received by the Secretary before the date and time as provided by By-law or otherwise determined by the Board for the closing of nominations.

## 2021 BOARD ELECTION – TRIENNIAL RULE

- e) The Secretary must cause notification of each nomination to be posted on the Club Notice Board within 24 hours of the closing of nominations, but failure to post up any nomination within this time limit will not invalidate that nomination or the ballot.
  - f) If the number of candidates duly nominated does not exceed the number required to be elected, the candidate or candidates nominated must be declared elected at the Annual General Meeting.
    - i. If no or insufficient nominations are received for the number required to be elected, the candidate or candidates, if any, nominated must be declared elected at the Annual General Meeting and nominations may, with the consent of the nominee, be made orally at the meeting for the vacancies then remaining. If more than one candidate is nominated for such vacancies, an election by ballot for the vacancies remaining must be held at the Annual General Meeting.
    - ii. If the number of candidates nominated exceeds the number required to be elected, a ballot must be conducted as provided by By-law and until so provided may be determined by the Board. A ballot paper will include an asterisk or similar identifying mark alongside the name of any candidate who is a current Director. The ballot must be counted by a Returning Officer and Scrutineers appointed by the Board. A candidate for any position must not be appointed as a Returning Officer or as a Scrutineer. In the event of an equality of votes in favour of 2 or more candidates, the Returning Officer must draw lots between the candidates having an equality of votes so as to ensure the election of the necessary number to fill the vacancies.
  - g) If required, separate ballots must be held in respect of the election of:
    - i. Directors to which Rule 46(a)(i) applies;
    - ii. Directors to which Rule 46(a)(ii) applies; and
    - iii. Directors to which Rule 46(a)(iii) applies.
5. The Board may from time to time make such By-laws not inconsistent with this Constitution as it thinks necessary for the conduct of any election and all matters in connection therewith.

## 2021 BOARD ELECTION – TRIENNIAL RULE

### DOCUMENT CONTROL

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<b>Policy name</b>	2021 Board Election – Triennial Rule
<b>Approved by</b>	Norths Collective Board
<b>Date approved</b>	April 2021
<b>Frequency of review</b>	Every two years
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