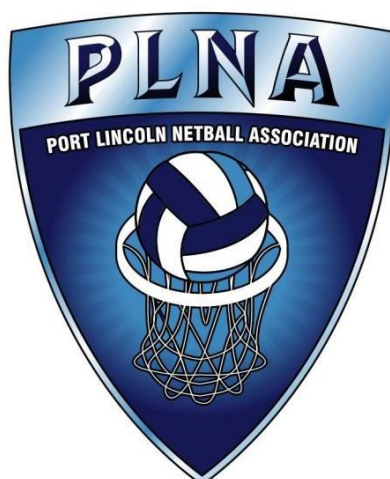




PORT LINCOLN NETBALL ASSOCIATION INCORPORATED

Constitution

August 2025

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CONSTITUTION

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Approved at the Annual General Meeting held on 19 February 1979 and incorporating alterations approved at Annual General Meetings held on 24 September 1979, 29 September 1980, Extraordinary General Meetings 15 February 1983, 14 February 1984, Annual General Meetings 27, October 1994, 16 October 1996, 25 October 2000, Extraordinary General Meetings 3 April 2000, 11 April 2005, 18 April 2007, Annual General Meeting 29th October 2009, Annual General Meeting 30th October 2013, Annual General Meeting 28th October 2016, Annual General Meeting 30th October 2019, Annual General Meeting 28th October 2020, Annual General Meeting 26th October 2022), Extraordinary General Meeting 28 August 2025

1. NAME

- 1.1. The name of the Association shall be the Port Lincoln Netball Association Incorporated (herein referred to as “the Association”)

2. OBJECT

- 2.1. The objects and purpose of the Association are:-
- 2.1.1. To encourage, promote and control Netball in the Port Lincoln District.
 - 2.1.2. To arrange, manage, control and facilitate Inter-Club and Inter-Association Netball matches within the Port Lincoln District.

3. PATRON

- 3.1. The appointment of a Patron shall be announced at the Annual General Meeting of the Association.

4. JURISDICTION

- 4.1. The Association will not recognise the jurisdiction of any other body in the administration of netball in South Australia except Netball SA Inc.

5. MEMBERSHIP

- 5.1. The Association shall consist of:
- 5.1.1. All officers of the Association;
 - 5.1.2. All registered players, registered umpires and bona fide members of affiliated Clubs;
 - 5.1.3. All elected or appointed members of committees of the Association;
 - 5.1.4. Life Members.
 - 5.1.5. All members of the association shall be amateurs, as defined by Netball Australia Ltd.

6. LIFE MEMBERS

- 6.1. Any member of the Association may submit a nomination of a current or previous member for Life Membership of the Association.
- 6.2. The nomination shall be made in writing to the Management, and shall be supported by the evidence of the nominees' eligibility including but not limited to the following criteria :
- 6.2.1. Distinguished contribution to the administration of the Association in roles such as President, Vice President, Administration (Records officer, Club Delegate, Umpire Delegate, Regional Delegate or other PLNA Sub-Committee);
 - 6.2.2. Contribution as a coach/team manager of representative teams;
 - 6.2.3. Contribution as a representative player for the Association, and the level and length of such representation;

- 6.2.4. Any other significant or extraordinary contribution, which in the opinion of Management is worthy of consideration;
- 6.2.5. The total minimum number of years of service by the nominee shall be Ten (10) years, unless in the opinion of Management, there are extraordinary circumstances to warrant reducing that period.
- 6.3. Nominations shall be considered by the Management on the prescribed criteria, and if approved, the award shall be presented at a time and date at the discretion of the Management.
- 6.4. A Season Gate Pass shall be issued to all Life Members annually.
- 6.5. A Life Member who is playing netball shall have the PLNA registration portion waived, upon registering to the PLNA Winter Netball Season.

7. PLAYER HALL OF FAME

- 7.1. Any member of the Association may nominate a current or previous member for inclusion in the PLNA Player Hall of Fame.
- 7.2. The nomination shall be made in writing to the Management and shall be supported by evidence of the player's eligibility, prescribed by the following criteria:
 - 'Diamond' – over 500 senior games, including not less than 200 A1 games, and PLNA Senior Representation over a minimum of five (5) years.
 - 'Gold' – 400 senior games, including not less than 100 A1 games, and PLNA Senior Representation over a minimum of five (5) years.
 - 'Silver' – 350 senior games.
- 7.3. Nominations shall be considered by management based upon the prescribed criteria, and if approved, shall be moved by a special motion at a management meeting. The nominee may be elected a PLNA player hall of fame member by two thirds majority of those present and entitled to vote.

8. OFFICERS

- 8.1. The Officers of the Association shall be:
 - The President
 - Two (2) Vice-Presidents
 - Administration Officer
 - Umpire Delegate
 - Club Delegates
- 8.2. The Administration Officer shall be appointed by the Management Committee as provided for in the By-Laws of the Association. The Management shall have the power, without calling for application to appoint the Administration Officer
- 8.3. All other Officers, Delegates and Auditor shall be elected annually at the Annual General Meeting of the Association and shall hold office until the conclusion of the next Annual General Meeting.

8.4. All Officers shall be eligible for re-election or re-appointment.

8.5. The Auditor shall not be a member of the Management Committee.

9. ADMINISTRATION

9.1. The Administration of the Association shall be in the hands of the Management Committee (herein referred to as "the Management"), which shall consist of:-

- President
- Two (2) Vice Presidents
- Umpire Delegate
- Administration Officer
- Club Delegates

9.1.1. Each affiliated Club shall nominate one (1) delegate to the Management Committee.

9.1.2. Each affiliated Club shall nominate one (1) proxy delegate who may attend in the absence of the delegate to Management Committee.

9.1.3. The Umpire Committee shall nominate one (1) proxy delegate who may attend in the absence of the delegate to the Management Committee

9.2. Subject to limitation that it must meet once in each month, the Management may meet for the dispatch of business, adjourn and otherwise regulate its meetings and proceedings as It thinks fit, providing a quorum is present.

9.2.1. Five (5) members of the Management shall be a quorum.

9.3. Any one member of the Management shall have the power to call or direct the Administration Officer to call a meeting of the Management.

9.4. All officers are required to fulfil their duties as prescribed in the By-Laws.

10. INTERIM COMMITTEE

10.1. The Interim Committee shall consist of the following Officers:

- President
- Two (2) Vice-Presidents
- Umpire delegate
- One (1) Club delegate from Management, who shall be appointed at the November Management meeting.

10.2. They shall deal with any urgent matter, which may arise and shall report to the Management.

10.3. Meet with all Sub-committee Convenors and Association Team coaches and Managers within fourteen (14) days of their appointment.

11. ACKNOWLEDGEMENT

- 11.1. The Management may approve a donation in suitable form or such Honorarium as it may consider to be merited to any member of the Association, and acceptance of such honorarium shall not affect the recipient's amateur status.

12. INDEMNITY

- 12.1. No affiliated Club, official delegate or member of the Association shall have any claim, legal or otherwise, against the Association or its officers for any act done in the execution of their duties.
- 12.2. This Constitution shall repeal all previous regulations, but except as specifically provided, shall not affect any right, duty or liability or any matters or thing done or commenced, acquired or imposed under the previous Constitution.
- 12.3. Every trustee or other official of the Association shall be indemnified by the Association against all cost, losses and expenses which the trustee or official may occur by reason of any act bona fide by such trustee or official in the discharge of his/her duty relating to their authority except losses brought about by her own dishonesty or negligence.
- 12.4. For the purpose of the proceeding three clauses the word "Officer" shall include any persons holding office or position in or under the authority of the Association.

13. MEETING OF MEMBERS

- 13.1. The Annual General Meeting of the association shall be held not later than 31st December in each year. Two (2) weeks prior to the Annual General Meeting notice shall be given in writing to the Management members, to each club secretary, to all members who are not members of the clubs, and to the auditor, and advertised 2 weeks prior to the meeting.
- 13.2. An Extraordinary General Meeting of the Association shall be called by the Administration Officer as provided herein upon receipt of a written requisition for such meeting signed by not less than five members of the Association, setting out the objects of such meeting.
- 13.2.1. If the Administration Officer does not call the meeting within the time stated herein, then any of the persons requesting the meeting shall be entitled to call such meeting.

14. ELECTIONS

- 14.1. Nominations for all positions to be filled by election at the Annual General Meeting as herein provided shall be called for by the Administration Officer by notice in writing attached to the notice calling the Annual General Meeting.
- 14.2. If no valid nomination as prescribed by the By-Laws for any position is received the Chairperson shall call nominations at the Annual General Meeting and such nominations shall be proposed and seconded as provided in the By-Laws.
- 14.3. When only one nomination for a position is received, such candidate shall be declared duly elected.
- 14.4. If there be more than the required number of candidates nominated for any position an election ballot shall be held at the Annual General Meeting and the Chairperson shall appoint a Returning Officer and scrutineers for that purpose.
- 14.5. Any position not filled by election at the Annual General Meeting shall be dealt with by the Management.

15. VOTING

- 15.1. All members shall be entitled to vote at meetings at which they are entitled to be present, unless otherwise provided in the Constitution and By-Laws.
 - 15.1.1. The Administration Office shall not be entitled to a vote.
 - 15.1.2. Junior members of the Association or players who pay single match registration shall not be entitled to vote at any meetings of the Association.
- 15.2. A Motion must be carried by a simple majority of those voting, providing that the persons are entitled to vote.
- 15.3. No proxies shall be allowed to meetings except as provided in the By-Laws.
- 15.4. The Chairman of all meetings shall have a casting vote only, but may refrain from exercising this right, in which case the proposal is rejected but may be brought forward again at a subsequent meeting.
- 15.5. Voting at all meetings shall be by show of hand unless the regulations require a ballot or unless at least two (2) of the members entitled to vote demand a ballot, whereupon a ballot shall be taken. Any member may demand a division, which shall imply that the vote is to be recounted by at least two (2) persons and a count taken of the total number of persons entitled to vote in order to establish the required majority.

16. SUB-COMMITTEE AND OFFICIALS

- 16.1. The Management shall: -
 - 16.1.1. Appoint such Sub-committee as are prescribed by the By-Laws;
 - 16.1.2. Have power to appoint at such times as may be necessary or desirable such other sub-committees such authority as shall from time to time be deemed necessary.
 - 16.1.3. Appoint to represent the Association or to perform special duties for the Association such delegates and/or officials as may be required. Such delegates and/or officials shall at all times be under the direction of the Management and shall abide by its instructions.
 - 16.1.4. Have power to fill any position in the Association, which becomes vacant.

17. AFFILIATION OF CLUBS

- 17.1. Any Netball Club within the Port Lincoln area may apply for affiliation with the Association, but the Management shall have the power to refuse any such application at its discretion.
- 17.2. Every Club applying for affiliation shall: -
 - 17.2.1. Make application each year on or before such date and upon such form as shall be prescribed by the Management.
 - 17.2.2. Forward with the application the affiliation fee prescribed by the Management a list of its bona fide members.
 - 17.2.3. Give particulars of its proposed uniform and colours, which shall be registered subject to approval of the Management.
- 17.3. Every Club the affiliation of which is approved shall thereupon:

- 17.3.1. Be deemed to be affiliated with and bound by the Constitution, and By-Laws of the Association.
- 17.3.2. Forward all correspondence to the Association, through the Administration Officer of the Association.
- 17.3.3. Register all playing members as prescribed by the By-Laws.
- 17.3.4. Become liable for such subscriptions, fees and levies as may be fixed.
- 17.4. An affiliated Club shall notify the Administration Officer within seven (7) days of any changes, in particular given on its application form.
 - 17.4.1. An affiliated club, which desires to withdraw from the Association, shall remain liable for all subscriptions, levies and/or fees incurred up to the time of lodging its application to withdraw.
 - 17.4.2. The members of any Club which withdraws, disbands or otherwise ceases to be affiliated shall not play for any other Club unless all amounts owing to the Association by their former Club have been paid.
 - 17.4.3. The period of membership of the Association shall be for one (1) year from 1st November of the year of affiliation to the succeeding 31st October, unless terminated by cancellation, resignation or expulsion.

18. CONSTITUTION

- 18.1. Each Affiliated club in the association shall be provided one (1) copy of the constitution.
- 18.2. No copy of the Constitution shall be issued unless a correct copy of the By-Laws at the date of issue is appended.
- 18.3. It is the duty of every Club Secretary to know the regulations of the Association as set out herein, to ensure that their members do not incur any penalties.
- 18.4. No alterations, repeal or addition to this Constitution shall be made except:
 - 18.4.1. At the Annual General Meeting of the Association provided that the notice of the meeting gives notice of the proposed alteration, repeal or addition, and provided that at least 75% of those present and eligible to vote, vote in favour of the alteration, repeal or addition.
 - 18.4.2. At an Extraordinary General Meeting convened for the purpose of which not less than three nor more than five weeks' notice setting out in full proposed alterations, repeal or addition shall be given to the Secretary of each Club, and all members of the Association who are not members of Clubs, and providing that at least 75% of those eligible to vote, vote in favour of the alteration, repeal or addition.
- 18.5. For the purpose of controlling the operations of the Association, the Constitution and By-Laws shall be equally binding on all members.

19. BY-LAWS

- 19.1. The By-Laws of the Association shall be made for the purpose of enlarging upon, extending and developing the provisions of the Constitution and the interpretation thereof, and shall be attached to the Constitution as an appendix thereto.
- 19.2. The By-Laws may be repealed, altered and added to by the same procedure as is required for the alteration to the Constitution or may be amended by the Management Committee

subject to the following conditions;

- 19.2.1. That at least two-thirds of the voting members of the Committee are present in person.
- 19.2.2. That at least ten (10) days' written notice of the intention of discussing the By-Laws has been given to each member of the Committee.
- 19.2.3. That any By-Law which has been made amended or repealed shall not be dealt with again within a period of twelve (12) months.
- 19.3. The minutes of the meeting at which the By-Law is made, amended or repealed shall record the names of persons present, the proposer and seconder of the motion to make, amend or repeal the By-Law (which shall clearly referred to as such) and the number of persons voting for and against the motion which shall include the date on which it is to come into force.
- 19.4. The copy of any By-Laws so made, amended or repealed shall be sent within fourteen (14) days to each Club Secretary and to all members of the Association who are not members of the Clubs.

20. INTERPRETATION

- 20.1. The Management holds the sole authority for interpreting this Constitution, By-Laws, and any related regulations. Its decisions on matters of interpretation, or any Association-related issues not covered by the Rules, regulations, or By-Laws, are final and binding on all members. However, if any ambiguity or difficulty arises between members, or between members and the Association, regarding the construction of this Constitution, and such doubts are not resolved by the Management under its existing powers, the Management may, if it wishes, refer the matter for resolution through arbitration. This arbitration will be conducted by two Arbitrators (one appointed by each party to the dispute) and their umpire, in accordance with the Commercial Arbitration Act 2011 or any superseding or amending legislation.
 - 20.1.1. In this Constitution feminine includes masculine.
 - 20.1.2. In "writing" or "written" mean and includes printing and other means or presenting or reproducing in visible forms.
 - 20.1.3. Words importing singular include the plural and words importing plural include the singular where the context permits.

21. PUBLIC OFFICER

- 21.1. The Public Officer required by the provisions of the Associations Incorporation Act 1985 shall be appointed by the Management and shall continue to be Public Officer until he/she dies, resigns or is removed by Management.

22. SEAL AND SEAL HOLDERS

- 22.1. The Association shall have a common seal, and such common seal shall only be affixed to an instrument by a resolution of the management in the presence of at least one (1) seal holder who shall sign every instrument to which the seal shall be affixed and instrument shall be countersigned by the Administration Officer. The seal holders of the Association shall be the President and the 1st Vice-President for the time being of the Association. Upon any seal holder ceasing to be a member of the Management he/she shall *ipso facto* cease to be seal holder. The Management may appoint another member of the Management to be a seal holder or seal holders in the place of any persons ceasing to be a seal holder or as an additional seal holder or holders.

23. AUDITOR

- 23.1. There shall be at least one (1) Auditor of the Association, such auditor shall retire annually at the Annual General Meeting but shall be eligible for re-election. It shall be the duty of the Auditor carefully to audit the books and accounts prepared by the Administration Officer for submission at the Annual General Meeting and to certify to the correctness thereof. Should any vacancy in the office of auditor occur after any Annual General Meeting the Management shall have the power to fill such vacancy until the next Annual General Meeting?

24. WINDUP

- 24.1. No resolution for the winding up of the Association shall be deemed to have been passed unless notice to propose a resolution to that effect at an Extraordinary General Meeting shall have been given to all members at least twenty-one (21) clear days before the date of such meeting by at least three quarters of those voting at such meeting.
- 24.2. In accordance with Section 43 of the Associations Act 1985, upon the winding up of the Association, any surplus assets remaining after the settlement of liabilities and winding-up costs shall not be distributed to members, former members, or their associates, unless:
- 24.2.1. The distribution is approved by the Commission: and
- 24.2.2. All members are Incorporated Associations with identical or similar aims and objects. In the absence of valid rules governing the distribution, a special resolution shall be required. The Supreme Court may intervene to determine the distribution based on the aims of the Association and relevant rules.

25. POWERS OF THE ASSOCIATION

- 25.1. The Association shall have all the powers conferred by section 25 of the Act.
- 25.2. To control the funds of the Association and for the purpose to obtain and operate banking accounts, to invest in any funds in any manner authorised by law for the investment of trust funds, to acquire real and personal property of all descriptions and to sell or otherwise dispose of same, to borrow money on behalf of the Association and to give security therefore and generally carry out and attend to all such matters as shall be necessary for the proper management and control of the Association.
- 25.3 The management and control of the funds and other property of the Association shall be vested in the Management Committee. The Committee shall be responsible for overseeing all financial transactions, ensuring proper record-keeping, and safeguarding the Association's assets. The Committee shall also have the authority to make decisions regarding the allocation and investment of funds, subject to the guidelines established in this Constitution. All financial activities shall be conducted transparently and in accordance with applicable law and regulations to ensure accountability and integrity.
- 23.4 All bank accounts registered with Port Lincoln Netball Association will have two to sign or approve any transaction. All Port Lincoln Netball Association bank accounts will require two (2) signatories or approvers for any transaction.
- 23.5 No persons not of the Management Committee shall have signatory or access to the accounts upon the resigning of office and all signatories and accesses must be updated within 10-15 working days. Upon resignation from office, individuals not part of the management committee are to have their signatory rights and access to accounts revoked. All account signatories and access permissions must be updated within 10-15 working days.

APPENDIX: CONSTITUTION CHANGES

Date	Constitution	Reasoning
28 th October 2016	6.1	Re-Worded
	6.2	To allow Life Membership to be granted anytime
	7.2	To allow Player Hall of Fame to be granted anytime
	7.3	Time & Date for 7.2 as above
	8.1	Delete Regional Officer
	13.1	Re-Worded
24 th October 2018	8.1	Add Umpire Delegate
30 th October 2019	6.4	Life Member gate pass
	6.5	Life Member registration Fee
	8.1	Add Umpire Delegate
	9.1.3	Proxy Delegate nominated for management meetings
26 th October 2022	5.1.5	Changed All Australian Netball Association to Netball Australia
	7.3	Nominations to be approved at management meeting not AGM so they can be acknowledged and celebrated in the year of achievement
	13.1	Changed AGM date due to the auditor needing more time to complete audit.
	18.1	One copy of the Constitution and Bylaws will be supplied then it can be obtained online.
28 th August 2025	Title Page	The By-Laws/rules document had been bound into the Constitution. These have now been spilt into two separate documents. Title now reads 'Constitution' only.
	6.5	Changed wording due to how payments are now made to PLNA & Netball SA
	20.1	Reworded to be in line with current Acts
	24.2	Reworded to be in line with current Acts
	24.2.1, 24.2.2	Added to be in line with current Acts
	25.3, 25.4, 25.5	Added to ensue we meet requirements set out by the Associations Act 1985