



Certificate - Alteration of rules

Section 21 Incorporated Societies Act 1908

1. Name of society

Marist Hockey Club Inc

2. Society number

1957935

I certify that the rules that are endorsed with this application have been approved by a majority of the members of the society and comply with Section 6 of the Incorporated Societies Act 1908.

Name

Nicholas John Harris

Position

President

Signature

Date

26/11/08

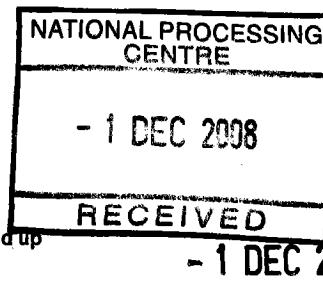
3. Checklist before filing your application

- Does the rule alteration include a name change for the society?
- If the name of the society is being changed, have you checked that the society's name is available by conducting Register Searches at both www.societies.govt.nz and www.companies.govt.nz?
- Has this certification been completed by an officer of or a solicitor for the society?
- Is a copy of the rule alteration(s) attached? This can either be a complete copy of the updated rules with the alterations underlined or in bold type, or a copy of the particular rule(s) that were altered.
- Has the copy of the alteration to rules been signed by three members of the society?

What must be included in your rules?

Section 6 of the Incorporated Societies Act 1908 requires that a society's rules include the following:

- The name of the society (ending with the word Incorporated)
- The objects for which the society is established
- How people become members of the society and cease being members of the society
- How meetings of the society will be called and held and how voting will take place
- How officers of the society will be appointed
- Control and use of the common seal
- How the society's funds will be controlled and invested
- The powers (if any) that the society has to borrow money
- How any property of the society will be distributed in the event of the society being wound up
- How the rules of the society can be altered.



NPC# 02

4. Your contact details

Name and postal address

Nick Harris
PO Box 315 Highsted Rd
Cagebrook
Christchurch

Email (optional)

Telephone

03 301 1111

MARIST HOCKEY CLUB INCORPORATED

It was resolved at the Marist Hockey Club Incorporated Annual General Meeting held at St Josephs Parish Centre on Monday 24th November 2008, that the constitution of the Club be amended as follows

Pursuant to rule 12 of the Constitution of the Club, the Rules are amended as follows:

In rule 12 (Powers of the Committee) the words

“The Committee shall meet regularly to consider and carry out the affairs of the Club; the (3) days notice of the date of such meeting.

The Committee will act for the general benefit, comfort and accommodation of members and all regulations and by-laws made by the Committee and orders given by them shall be binding on every member of the Club until set aside by General Meeting. The Committee may remove from the Register of the Club any member, whose subscription has not been paid, provided that at least fourteen (14) days notice has been given in writing, advising such member of the Committee’s intention.

The Committee shall at its discretion have the power to expend the funds of the Club or incur such liabilities on behalf of the Club as it may deem necessary and shall generally have the power to supervise and control all property of the Club, the purchase of all materials required by the Club, from whatever source derived, solely towards the promotion of the objects of the Club”

Shall be replaced with the words

“The Committee shall meet regularly to consider and carry out the affairs of the Club; the time and place of such meetings to be issued by the Secretary giving no less than three (3) days notice of the date of such meeting.

The Committee will act for the general benefit, comfort and accommodation of members and all regulations and by-laws made by the Committee and orders given by them shall be binding on every member of the Club until set aside by General Meeting. The Committee may remove from the Register of the Club any member, whose subscription has not been paid, provided that at least fourteen (14) days notice has been given in writing, advising such member of the Committee’s intention.

The Committee shall at its discretion have the power to expend the funds of the Club or incur such liabilities on behalf of the Club as it may deem necessary and shall generally have the power to supervise and control all property of the Club, the purchase of all materials required by the Club, from whatever source derived, solely towards the promotion of the objects of the Club.

If upon the winding up or dissolution of the organisation there remains after the satisfaction of all its debts and liabilities any property whatsoever the same shall not be paid to or distributed among the



organisation but shall be given or transferred to some other organisation or body having objects similar to the objects of the first organisation, or to some other charitable organisation, within New Zealand.

Any such income paid shall be reasonable and relative to that which would be paid in an arm's length transaction (being the open market value). The provisions and effect of this clause shall not be removed from this document, and shall be included and implied into any document replacing this document"



..... Nick Harris (President)



..... Lynda Harris (Committee member)



..... Matt Cunningham (Committee member)

Date : 24.11.08

Hockey

Club Incorporated - Canterbury -

Constitution

1. NAME

The name of the Club shall be "Marist Hockey Club Inc", hereinafter referred to as "the Club".

2. OBJECTS

- To promote, foster, control, encourage and advance the game of hockey, especially among players from the wider Marist Community.
- To make playing for the Club and participating in its activities an enjoyable and rewarding experience and to create and encourage a unique club spirit both on and off the field.
- To build on the work done by members of the previous St Joseph's Hockey Club.

3. COLOURS OF THE CLUB

The colours of the Club shall be Green & White & Black.

4. MEMBERSHIP

A member is any registered and fully paid up player for the current season. If the member is in yr 1-8 the voting rights will pass to the guardian/caregiver of that player. Each member has one vote.

5. SUBSCRIPTIONS

Subscriptions shall be payable to the Club by all members and shall be of such amount as shall be set by the Club at its Annual General Meeting.



6. TERMINATION OF MEMBERSHIP

Resignation

- I. Any member who may desire to resign from membership of the Club shall give written notice to the Secretary, such notice being required to be given before the dates of the Club's Annual General Meeting.
- II. At the beginning of each new season, financial members who do not return, or who do not notify the Secretary or Club Captain of their intention to play in the ensuing season may be deemed at the have resigned.

Expulsion

Any member who refuses to comply with these Rules or By-Laws of the Club or any Member whose conduct is, in the opinion of the Committee, such as to render such Member's continued membership undesirable or likely to endanger the reputation, good Order or welfare of the Club, may be called upon by the Committee to resign.

In the event of the member refusing to resign, the Committee shall have power to cancel such member's membership provided that:

- I. Such member shall have been notified in writing of the charge or alleged irregularity and shall have been given an opportunity to reply to same, and
- II. Such member shall have a right of appeal to a Special General Meeting of the Club if within fourteen (14) days of being notified of the cancellation of membership, such member shall have given written notice to the Secretary applying for a review of the Committee's decision; in which case such member shall be entitled to attend such Special General Meeting to be heard in support of application, but shall not be entitled to vote on the question of cancellation or reinstatement of membership, and
- III. Any expulsion ordered in terms of these Rules may be rescinded at a duly convened Special General Meeting of the Club by resolution of a two-thirds majority of votes cast at such Meeting.
- IV. Any member resigning or being expelled under this rule shall forfeit all subscriptions and all interest in the Property of the Club.

7. GENERAL MEETINGS

Annual General Meeting

There shall be a General Meeting of the "Club" called "The Annual General Meeting" once a year, held within 3 months of completion of the Club's financial year where the business to be conducted shall be:

- I. The consideration and adoption of the Annual Report, statement of income and expenditure and balance sheet for the previous financial year.
- II. The election of Committee.
- III. The consideration of levels of subscription.
- IV. The consideration of any special business of which notice has been given in writing to the Secretary at least ten (10) days prior to the date of the meeting;
- V. The consideration of any general business arising out of the Annual Report or financial statements or affecting the welfare of the Club.

Special General Meeting

A Special General Meeting shall be held:

- I. When the Committee so determines.
- II. Within ten (10) days after requisition shall have been delivered to the Secretary, such requisition to be signed by at least eight (8) financial members requesting a Special General Meeting. They must state in express terms the purpose of such meeting. No business shall be transacted at such a Special General Meeting other than that referred to in the Notice convening the meeting.

The President of the Club shall preside at all General Meetings at which he/she is present. In the absence of the President, the Club Captain shall preside or in his or her absence the Meeting shall elect a Chairperson from amongst those members of the Committee present at such meeting.

8. QUORUM

At any General Meeting Ten (10) members shall form a quorum.

At any Committee Meeting Four (4) members shall form a quorum.

9. VOTING AT MEETINGS

- a) The mode of voting at any General Meeting shall be voices, provided however that it shall be competent for any member, upon the Chairperson declaring the result of such voting, to demand a show of hands. Upon a show of hands being taken the Chairperson's decision of the result of such voting shall be accepted as final.
- b) At any General Meeting the members present and entitled to vote may by resolution decide that the voting on any particular matter for decision shall be conducted by secret ballot.
- c) Only financial members and life members of the Club shall have the right to vote at any General Meeting and no member shall be entitled to more than one vote.
- d) At any General Meeting the Chairperson shall have a deliberative and, in the event of a tie, a casting vote.

10. OFFICERS

At the Annual General Meeting of the Club the following shall be elected:

Patron
President
Club Captain
Secretary
Treasurer
Senior Hockey Co-ordinator
Junior Hockey Co-ordinator
Committee of six (6) members
Honorary Auditor

The Officers of the Club shall be elected by ballot by Members present at the Annual General Meeting.

Officers shall continue in office until termination of the meeting in which their successors shall have been appointed and shall be eligible for re-election unless removed from office by two-thirds of the votes recorded at a Special General Meeting specifically called to consider such removal.

Any vacancy that may occur in the Officers of the Club shall be filled by the Committee; such appointment to ensue until the next Annual General Meeting.

12. POWERS OF THE COMMITTEE

The Committee shall meet regularly to consider and carry out the affairs of the Club; the time and place of such meetings to be issued by the Secretary giving no less than three (3) days notice of the date of such meeting.

The Committee will act for the general benefit, comfort and accommodation of members and all regulations and by-laws made by the Committee and orders given by them shall be binding on every member of the Club until set aside by General Meeting. The Committee may remove from the Register of the Club any member, whose subscription has not been paid, provided that at least fourteen (14) days notice has been given in writing, advising such member of the Committee's intention.

The Committee shall at its discretion have the power to expend the funds of the Club or incur such liabilities on behalf of the Club as it may deem necessary and shall generally have the power to supervise and control all property of the Club, the purchase of all materials required by the Club, from whatever source derived, solely towards the promotion of the objects of the Club

If upon the winding up or dissolution of the organisation there remains after the satisfaction of all its debts and liabilities any property whatsoever the same shall not be paid to or distributed among the members of the organisation but shall be given or transferred to some other organisation or body having objects similar to the objects of the first organisation, or to some other charitable organisation, within New Zealand.

Any such income paid shall be reasonable and relative to that which would be paid in an arm's length transaction (being the open market value). The provisions and effect of this clause shall not be removed from this document, and shall be included and implied into any document replacing this document

13. FINANCIAL YEAR

The financial year of the Club shall end on the 30th day of September each year.

14. SECRETARY

It shall be the duty of the Secretary or substitute to call and attend all General Meetings and Committee Meetings, to take and record the minutes of all such meetings, to conduct the correspondence of the Club, to place before the Committee from time to time all matters for consideration of the Committee, to present for the consideration of the Annual General Meeting an Annual Report detailing all activities of the Club during the preceding year, to have custody of and keep all records and documents belonging to the Club, other than books of accounts, and generally to act on behalf of and under the instructions of the Committee in all matters not relating to the finances of the Club. The Secretary shall further be responsible to ensure that the "Club" applies for affiliation to Canterbury Hockey Association Incorporated by the required date.

15. TREASURER

The Treasurer shall collect and account for all monies due to the Club and shall at once pay them into the Club's Banking Account, pay all accounts approved by the Committee, submit to the Committee at each of its meetings and at such other times as the Committee may direct, a Statement of the financial position of the Club and generally in all financial matters carry out the wishes of the Committee. He or she shall also submit an audited balance sheet and statement of income and expenditure for presentation at every Annual General Meeting. The Treasurer shall further be responsible to maintain a full record of all equipment or property purchased by the club, the cost and whereabouts of such items and to arrange such insurance's as may be necessary.

The Treasurer shall be responsible to keep a correct register of all Club members.

16. AUDIT

The Statement of Income and Expenditure and Balance Sheet for each financial year shall be audited by an Honorary Auditor appointed at the preceding Annual General Meeting of the Club. The Committee shall have power to fill any vacancy occurring in the Office of Auditor.

18. ALTERATIONS TO CONSTITUTION

The rules of Marist Hockey Club Inc shall be altered, amended, rescinded or substituted only at an Annual or Special General Meeting pursuant to a resolution carried by not less than two thirds (67%) of the votes recorded at such meeting. Notice of intention to move such alteration, amendment, recession or substitution must be given to the President of the Club at least four weeks prior to a Special General Meeting and four weeks prior to an Annual General Meeting. No addition to or alteration of the aims/objects, pecuniary gain clause or the winding up of association clause shall be approved without the approval of Inland Revenue. The provisions and effect of this clause shall not be removed from this document and shall be included and implied into any document replacing this document."

19. WINDING UP

The affairs of the Club may be wound up upon a resolution of a majority of votes recorded at a Special General Meeting called for the purpose, provided that a second Special General Meeting is held at least thirty (30) days after the first meeting to pass a resolution by simple majority confirming the earlier decision to wind up the Association. If upon the winding up or dissolution of the Club there remains after the satisfaction of all its debts and liabilities any property whatsoever the same shall not be paid or distributed among the members of the Club, but shall be given or transferred to some other organisation or body having objects similar to

the objects of the Club, or to some other charitable organisation or purpose, within New Zealand."

20. INTERPRETATION

The Secretary and Treasurer of the "Club" shall each hold copies of this Constitution together with any amendments which may from time to time be made and shall make such copies available to members of the "Club" at any time upon application.

The Officers of the "Club" or any other person who may be the authority of the Committee accept or incur any pecuniary liability on behalf of the Club shall be indemnified by the Club against any personal loss in respect of such liability.

The decision of the Committee on the interpretation of this Constitution or any matter or thing not provided for by this Constitution, pertaining to the Club, shall be conclusive and binding on all members of the Club until revoked or varied at a General Meeting.