

# **Constitution of the** **Bucket Racing Association** of New South Wales

Last updated 29<sup>th</sup> April 2010

1. NAME
2. PURPOSE
3. AIMS
4. DEFINITIONS
5. MEMBERSHIP
6. FEES
7. B.R.A. N.S.W. LIABILITY
8. OFFICE BEARERS AND THE EXECUTIVE COMMITTEE
9. ELECTION OF OFFICE BEARERS
10. VACANCIES
11. REMOVAL OF OFFICE BEARERS
12. POWERS OF THE EXECUTIVE COMMITTEE
13. MANAGEMENT OF THE AFFAIRS OF THE ASSOCIATION
14. MEETINGS
15. NOTICES
16. QUORUM
17. VOTING
18. FINANCE
19. BOOK INSPECTION
20. AMENDMENT OF THIS CONSTITUTION
21. DISSOLUTION

## 1. NAME

The name of the Association shall be "The Bucket Racing Association of NSW Wales" hereafter referred to as the Association. The Association shall also be known as the B.R.A. N.S.W.

---

## 2. PURPOSE

To provide an organization for the purpose of ensuring the continuation of "Buckets" as a strong and accessible class of motorcycle racing.

---

## 3. AIMS

The aims of the Association are:

- To support other bodies working for the betterment of motorcycle racing.
  - To promote, facilitate & encourage the racing of Bucket motorcycles.
- 

## 4. DEFINITIONS

The following terms are used in this constitution

### ***Office Bearer***

- The incumbent President, Vice President, Secretary, Competition Secretary, Treasurer

### ***Executive Committee***

- The elected Office Bearers

### ***General Committee***

- The committee Office Bearers plus other appointed positions as required, e.g. Class Representatives, Machine Examiner.

### ***Executive Position***

- The position of President, Vice President, Secretary, Competition Secretary, Treasurer or Editor

### ***Membership Year***

- Means the year beginning 1 January and ending on 31 December
- 

## 5. MEMBERSHIP

### ***5.1 Conditions of Membership***

Any person, who agrees with and supports the aims of the Association and abides by its rules is eligible for Membership. Upon completion of the membership form and payment of the current membership fee, a Member has, for one calendar year, the right to:

- Attend all meetings and functions  
(Any and all non committee members are welcome to attend committee meetings)
- Exercise voting powers at Meetings
- Receive the Association newsletter
- Work on sub committees
- Accrue BRA Championship points  
Members competing in any on track event are also bound by the General Competition Rules (GCR's) as set down by Motorcycling Australia (M.A.)

### ***5.2 Naming Provisions***

No member shall use the name of the Association, nor any names, titles or logos of the Association, for personal profit or advancement. Neither shall any company or other organization use the Association name or logos without written permission from the Executive

Committee. Permission is granted subject to confirmation by majority vote at the next General Meeting.

### **5.3 Transfer of Membership Entitlements**

A right, privilege or obligation which a person has by reason of being a member of the Association is not transferable to another person and terminates upon cessation of the person's membership.

### **5.4 Cessation of Membership**

A person ceases to be a member of the Association if the person"

- Dies,
- Resigns from the Association in writing,
- Is expelled from the Association, or
- Fails to renew membership of the Association by 31 January of the current year.

### **5.5 Discipline**

Any member who, in the opinion of the Executive Committee, has acted or is acting in a manner detrimental to the Association may be suspended by a majority vote at a meeting of all Office Bearers, pending expulsion from the Association. The suspended member must be notified by registered mail to the member's last known address and may not be expelled for at least four weeks after suspension. The suspended member loses all formal rights and privileges but has the right to appeal their suspension at the next Committee Meeting. The appeal is to be decided by a majority vote of those entitled to vote at that meeting. If a member is expelled, their membership fee is forfeited.

---

## **6. FEES**

The current membership fee shall be set by the Executive Committee and approved by a majority vote at the Annual General Meeting. Membership fees are payable for each calendar year of membership.

---

## **7. B.R.A. N.S.W. LIABILITY**

The B.R.A. N.S. W. accepts no liability whatsoever whether arising out of contract, tort (including neglect) stature, equity or any other cause of action arising out of or in connection with membership of the B.R.A. N.S.W. or participating in any activity promoted, or indorsed by the B.R.A. N.S.W.

---

## **8. OFFICE BEARERS AND THE EXECUTIVE COMMITTEE**

The office bearers shall be:

- President
- Vice President
- Secretary
- Competition Secretary
- Treasurer
- Editor

The Executive Committee shall be comprised of the above Office Bearers.

Executive Sub Committee

Shall be comprised of:

- Representatives of each class of Bucket Racing.
- Machine Examiners

The Executive Committee shall set the number of representatives for each class as is required.

### **8.1 President**

The President shall be the nominated head of the Association. The President is to chair all meetings. The President or the President's nominee shall represent the Association at all functions and public events.

### **8.2 Vice President**

The Vice President shall generally assist the President and assume the duties of President in the President's absence.

### **8.3 Secretary**

The Secretary shall convene all meetings and be responsible for the minutes of their proceedings. The Secretary shall circulate copies of the minutes of Meetings to other bodies as directed by the Executive Committee. The Secretary or the Secretary's delegate shall be a member of all sub-committees. The Secretary shall conduct the correspondence of the Association and maintain contact with affiliated bodies and inform the Association of matters related to them. The Secretary shall keep control of all records and other documents relating to the Association.

### **8.4 Competition Secretary**

The Competition Secretary shall be responsible for corresponding with other clubs, sponsors and relevant persons in regard to the organization of race meetings and ensuring entry forms for race meetings are available to any member on request.

### **8.5 Treasurer**

The Treasurer shall keep account of the finances and assets of the Association. At the end of each financial year, the Treasurer shall prepare a balance sheet and statement of accounts and submit to, duly audited, to the Annual General Meeting. The Treasurer shall have available at each General Meeting a summary of the Association's financial matters since the last General Meeting. All financial matters must be referred to the Treasurer.

### **8.6 Class Representative**

Class Representatives shall liaise with all the general membership and any other non member bucket rider who wish to bring any ideas, correspondence or grievances before the committee.

### **8.7 Machine Examiner**

Machine Examiner, examines machines for Eligibility, Homologation etc. and reports to the Executive Committee.

---

## **9. ELECTION OF OFFICE BEARERS**

The office bearers of the Association shall be elected at the Annual General Meeting.

Notice of the impending Annual General Meeting shall be given in the Newsletter of the Association preceding the Annual General Meeting.

Nominations shall be made in writing to the Secretary and signed by two members with full membership rights, accompanied by written consent from the nominated person, no later than 14 days prior to the Annual General Meeting. Persons nominating or being nominated must have Full Membership rights. Positions not nominated for in writing by the cut off date may at the discretion of the outgoing Executive Committee be selected from the members present at the AGM at the consent of the members selected. Voting for the election of Office Bearers shall be by secret ballot by members with full membership rights. Voting shall take place only if there are two or more nominations for a position. The term of office shall be from the conclusion of the meeting at which they were elected, until the conclusion of the next Annual General Meeting.

---

## **10. VACANCIES**

A vacancy in the office of a Committee member occurs if the member

- Dies,
  - Ceases to be a member of the Association,
  - Resigns from office,
  - Is disqualified from office, or
  - Is absent from three consecutive Committee Meetings without reasonable excuse.
- 

## **11. REMOVAL OF OFFICE BEARERS**

The Association in General Meeting, may, by resolution, remove any office bearer from the Executive Committee, before the expiration of the member's term of office.

---

## **12. POWERS OF THE EXECUTIVE COMMITTEE**

The following specific powers are in addition to any implied elsewhere in the constitution:

The Executive Committee shall conduct the day to day affairs of the Association and work to promote the aims of the Association. It is to consider and authorize expenditure and resolve claims and demands made on the Association. When required, it is to formulate changes to the constitution for presentation to a General Meeting or Annual General Meeting. It is to create, dissolve and appoint members to General Committee positions, subject to confirmation by majority vote at a General Meeting. It is to create and dissolve sub-committees and appoint members to sub-committees as required

The Executive Committee shall govern and implement the bucket racing rules and shall have the power to penalize any and all bucket competitors who infringe the bucket racing rules. This may include removal of championship points or other measures the committee sees fit to impose on the competitor or competitors. One only written appeal may be lodged with the committee for any one infringement that appeal will be heard by the committee and the committee shall notify the competitor of the outcome of the committees decision in writing. That decision will be final and no further discussion will be entered in to.

---

## **13. MANAGEMENT OF THE AFFAIRS OF THE ASSOCIATION**

The government of the Association rests with the membership at meetings. Subject thereto, the management of the Association rests with the Executive Committee.

---

## **14. MEETINGS**

### ***14.1 The Annual General Meeting***

The Executive Committee shall determine the date for the Annual General Meeting each year, giving 2 months notice to the membership. All items of business shall be submitted to the Secretary in writing no later than 14 days prior to the date for the AGM. In addition to any other business, the business of the Annual General Meeting shall be to:

- Confirm the minutes of the last preceding Annual General Meeting
- Receive from the Executive Committee reports on the activities of the Association during the preceding year
- Elect members of the Executive Committee; and sub-committee members
- Receive and consider the audited statement of accounts and any other reports required to be submitted to members.

### **14.2 Committee Meetings**

Committee Meetings shall be held at least 4 times a calendar year at a time and venue agreed to by the committee members.

### **14.3 Special General Meetings**

Special General Meeting may be called by a request in writing to the Executive Committee signed by at least 10 full members, stating the purpose of the meeting. A Special General Committee Meeting may be called by a request made in writing to the Secretary, signed by at least three General Committee members stating the purpose of the meeting.

Upon receipt of such requests the Secretary shall within seven days convene a meeting for a date not more than twenty one days after receipt of the request.

All notices of Special General Meetings shall be notified in the Association newsletter or by mail.

### **14.4 Items of Business**

No item of business shall be transacted at a Special General Meeting or Annual General Meeting, unless a quorum of members entitled to vote is present during the time the meeting is considering that item.

### **14.5 Adjournments**

An unfinished item of business at a General Meeting may be adjourned to a Special General Meeting or to the next General Meeting, subject to the consent of the majority of members present at the meeting.

---

## **15. NOTICES**

A member desiring to bring any business before a Committee Meeting may give notice in writing of that business to the Secretary, who shall include that notice.

---

## **16. QUORUM**

A quorum for a Special General Meeting or Annual General Meeting shall be twenty Members present in person or 20% of the Membership which ever is the smaller (proxies do not count in the number of members present). If a quorum is not present within sixty minutes of the appointed time for the meeting, that meeting shall not proceed.

---

## **17. VOTING**

Issues shall be decided by a majority vote, this majority being determined by a show of hands from those entitled to vote. Any member can demand a secret ballot on any vote taken at a meeting. Any person with Membership rights but unable to be present may communicate their vote in writing to an Office Bearer prior to commencement of the meeting.

Any member with Membership rights, but unable to be present may appoint another Member to act as their proxy. Notice of this is to be given in writing to an Office Bearer prior to commencement of the meeting. No member present may hold more than two proxy votes.

---

## **18. FINANCE**

The funds of the Association shall be derived from annual subscriptions of members, donations and any such other source as the Executive Committee determines.

The funds of the Association shall be banked in the name of the Association in a financial institution decided upon by the Executive Committee. All income of the Association shall be used to fund its activities and further its aims. No money may be paid to any member as remuneration but compensation shall be given for authorized expenses.

---

## **19. BOOK INSPECTION**

All books of the Association and a list of member's names only shall be opened at a General Meeting, provided seven days notice is given to the Secretary.

---

## **20. AMENDMENT OF THIS CONSTITUTION**

This constitution may be amended by the majority vote of the membership entitled to vote at either an Annual General Meeting or a General Meeting provided that the intension to seek the amendment is given in writing to the Secretary and that members have been given at least two months notice. That notice is to be in writing and is to take the form of an article published in the Association newsletter.

The notice in writing to the members to detail the section(s), sub-section(s), or sub-sub-section(s) for which the amendment is sought, the reasons for seeking the amendment(s), and the general line of the amendment(s).

---

## **21. DISSOLUTION**

If the Association is dissolved for any reason, the assets and properties remaining after the settlement of all debts shall not be distributed to members but shall be given to bodies with similar aims to the Association and/or to a recognized charity. The recipient organization is to be determined by resolution of the members of the Association at or before the time of the dissolution, or in default thereof by such Court or Courts within the Commonwealth of Australia as may have or acquire jurisdiction in the matter.

---