



Goon Yee Tong Incorporated

Official Constitution

2007

**The Rules of Gong Yee Tong Incorporated
under
The Associations Incorporation Act 1984 (NSW)
Registered No. Y18048-22**

(Final Draft of amendments as endorsed by the Committee)

(Release date: 30 November 2007)

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**PART I
PRELIMINARY**

INTERPRETATION

1. (1) In These rules, except in so far as the content or subject matter otherwise indicates or requires –

“the association” means Gong Yee Tong Incorporated.

“Commissioner” means the Commissioner of the Department of Fair Trading.

“committee” means the body that governs and manages the association as stipulated in Part III of these rules.

“member” means a member of the association as defined in rule 2 and member includes spouse’s member and associate member unless otherwise stated.

“ordinary member” means a member of the committee who is not an office-bearer of the association, as referred to in rule 13(2);

“the rules” means the Rules of Gong Yee Tong Incorporated.

“secretary” means –

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

“special general meeting” means a general meeting of the association other than annual general meeting;

“the Act” means the Associations Incorporation Act, of the State of New South Wales 1984;

“the Regulation” means the Associations Incorporation Regulation, 1999 of the State of New South Wales.

- (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, where 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**

MEMBERSHIP QUALIFICATIONS

2. 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 who is a natural person who –

- (i) is aged 18 years or above and ordinarily reside in the State of New South Wales at the date of nomination for membership;
- (ii) is a descendant of a male person whose ancestry is in the district of Dongguan, mainland China;

- (iii) has been nominated for membership of the association as provided by rule 3;
- (vi) has been approved for membership of the association by the committee of the association;
- (v) a male member's spouse of non Dongguan origin may apply for membership. A female member's spouse of non Dongguan origin may apply for associate membership. An associate member does not have voting rights or benefits;
- (vi) only members whose male ancestry is in the district of Dongguan is eligible for committee membership; and
- (vii) Applicants for membership and their referees who make false declarations on their membership applications may have their membership suspended or cancelled.

NOMINATION FOR MEMBERSHIP

3. (1) A nomination of a person for membership of the association –
 - (a) shall be made by two members of the association in writing in the form set out Appendix 1 to these Rules; and
 - (b) shall be lodged with the secretary of the association.
- (2) As soon as practicable after receiving a nomination for membership, the secretary shall refer the nomination to the committee which shall determine whether to approve or to reject the nomination. The committee can reject an application for membership, having regard to the Objects set out in Annexure B.
- (3) Where the committee determines to approve a nomination for membership, the secretary shall, as soon as practicable after that determination, notify the nominee of that approval and request the nominee to pay within the period of 28 days after the 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 shall, 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, upon the name being so entered, the nominee becomes a member of the association.

CESSATION OF MEMBERSHIP

4. A person ceases to be a member of the association if the person –
 - (a) dies;
 - (b) resigns that membership; or
 - (c) is expelled from the association.

MEMBERSHIP ENTITLEMENTS NOT TRANSFERABLE

5. 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 upon cessation of the person's membership.

RESIGNATION OF MEMBERSHIP

6. (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 member's membership may resign from membership of the association by first giving notice (being not less than 1 month or not less than such other period as the committee may determine) in writing to the secretary of the member's intention to resign and, upon the expiration of the period of notice, the member ceases to be a member.

- (3) Where a member of the association ceases to be a member pursuant to clause (2), and in every other case where a member ceases to hold membership, the secretary shall make an appropriate entry in the register of members recording the date on which the member ceased to be a member.
- (4) Upon divorce with a Dongguan-male member (as referred to in Clause 2(b)(ii)), a non-Dongguan spouse (as referred to in Clause 2.(b)(ii)) shall be deemed to have resigned from the Association.

REGISTER OF MEMBERS

7. (1) The public officer of the association shall establish and maintain in 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 shall be kept at the principal place of administration of the association and shall be open for inspection, free of charge, by any member of the association at any reasonable hour. However such inspection must have the prior approval of the committee, and comply with the Privacy law.

FEEES, SUBSCRIPTIONS ETC.

8. (1) A member of the association shall, upon admission to membership pay to the association an annual fee of \$5 excluding of GST (or otherwise stated by the committee) or, where some other amount is determined by the committee, of that other amount.

(2) In addition to any amount payable by the member under clause (1), a member of the association may need to pay to the association a handling fee of \$2 (or otherwise stated by the committee), of that amount –
 - (a) except as provided by paragraph (b), before 1st January of any calendar year; or
 - (b) where the member becomes a member on or after 1st January in any calendar year, upon becoming a member and on or before the 1st January in each succeeding calendar year.

MEMBERS' LIABILITIES

9. The liability of a member of the association to contribute towards the payment of the debts and liabilities of the association or the cost, 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.

RESOLUTION OF INTERNAL DISPUTES

- 9A. Disputes between members (in their capacity as members) of the association, and disputes between members and the association, are to be referred to a community justice centre for mediation in accordance with the Community Justice Centres Act, 1983.

DISCIPLINING OF MEMBERS

10. (1) Where the committee is held of the opinion that a member of the association –
 - (a) has persistently refused or neglected to comply with a provision OR provisions of these rules; or
 - (b) has persistently and wilfully acted in a manner prejudicial to the interests of the association,the committee may, by resolution –
 - (c) expel the member from the association; however the expulsion must be confirmed by a resolution of simple majority at a general meeting of members.
 - (d) suspend the member from membership of the association for a specified period (maximum of two years at any one time).
- (2) A resolution of the committee under clause (1) will take effect 28 days after service on the member of a notice,-confirming the resolution in accordance with this rule.

RIGHT OF APPEAL OF DISCIPLINED MEMBER

11. The committee shall convene a general meeting to determine (i) an appeal by member and (ii) if at the general meeting, the association passes a majority resolution (excluding abstentions in favour of the confirmation of the resolution), the committee's resolution is confirmed and takes effect immediately.

PART III THE COMMITTEE

POWERS, ETC. OF COMMITTEE

12. The committee shall be called the committee of management of the association and, subject to the Act, the Regulation and these rules and to any resolution passed by the association in general meeting –
 - a. shall control and manage the affairs of the association;
 - 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 committee to be necessary or desirable for the proper management of the affairs of the association.

RULES AND MEMBERSHIP

13. (1) Subject in the case of the first members of the committee to section 21 of the Act, the committee shall consist of –
 - a. A total of twenty one (21) committee members which includes the office-bearers of the association; each of whom shall be elected at the bi-annual general meeting of the association pursuant to rule 14.
- (2) the office-bearers of the association shall be –
 - (a) the president;
 - (b) two (2) vice-presidents;
 - (c) the treasurer; and
 - (d) One (1) English Secretary and one (1) Chinese secretary.
- (3) Each member of the committee shall, subject to these rules, hold office until the conclusion of the bi-annual general meeting following the date of the member's election, but is eligible for re-election.
- (4) In the event of a casual vacancy occurring in the membership of the committee, the committee may appoint a member of the association to fill the vacancy and the member so appointed shall hold office, subject to these rules, until the conclusion of the annual general meeting next following the date of the appointment.

ELECTION OF MEMBERS

14. (1) Nominations of candidates for election as office-bearers of the association or as ordinary members of the committee –
 - a. shall 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 nomination); and
 - b. shall be delivered to the secretary of the association not less than thirty (30) 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 committee, the candidates nominated shall be deemed to be elected and further nominations shall be received at the annual general meeting.

- (3) If insufficient further nominations are received, any vacant positions remaining on the committee shall be deemed to be casual vacancies.
- (4) If the number of nominations received exceeds the number of vacancies to be filled, a ballot shall be held.
- (5) The ballot for the election of office-bearers and ordinary members of the committee shall be conducted at the annual general meeting in such usual and proper manner as the committee may direct.
- (6) A nomination of a candidate for election under this clause is not valid if that candidate has been nominated for election to another office at the same election.
- (7) A committee member may not hold two (2) or more office-bearer(s) positions concurrently.
- (8) The positions of President, Vice-President, Secretary and Treasurer to be elected by members of the committee.
- (9) An Office Bearer may not hold the same position for more than two consecutive terms of two years each term.

SECRETARY

15. (1) the secretary of the association shall, 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 committee;
 - b. the names of members of the committee present at a committee meeting or a general meeting; and
 - c. all proceedings at committee meetings and general meetings.
- (3) Minutes of proceedings at a meeting shall be signed by the chairperson of the meeting or by the chairperson of the next succeeding meeting.

TREASURER

16. It is the duty of the treasurer of the association to ensure that –
 - a. all money due to the association is collected and received and that all payments authorised by the association are made; and
 - b. 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.

CASUAL VACANCIES

17. For the purposes of these rules, a casual vacancy in the office of a member of the committee occurs if the member –
 - a. dies;
 - b. ceases to be a member of the association;
 - c. becomes a bankrupt under the Bankruptcy Act;
 - d. resigns office by notice in writing given to the secretary;
 - e. is removed from office under rule 18 or other clauses;
 - f. becomes of unsound mind or a person whose person or estate is liable to be dealt with in any way under the law relating to mental health; or
 - g. is absent without the consent of the committee from all meetings of the committee held during a period of 6 months.

REMOVAL OF MEMBER

18. (1) The association in a general meeting may by majority resolution remove any member of the committee 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) Where a member of the committee 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.

MEETINGS AND QUORUM

19. (1) The committee shall meet every month at such place and time, and in such a manner as the committee may decide.
- (2) Additional meetings of the committee may be convened by the president or by any member of the committee.
- (3) No notice of any ordinary monthly meeting of the committee is required to be given by the secretary to member of the committee, except where the meeting is a special meeting.
- (4) Notice of a meeting given under clause (3) shall specify the general nature of the business to be transacted at the meeting and no business other than that business shall be transacted at the meeting, except business which the committee members present at the meeting unanimously agree to treat as urgent business.
- (5) Any 11 members of the committee constitute a quorum for the transaction of the business of a meeting of the committee; however any resolution must have the approval of at least 11 members of the committee at any committee meeting.
- (6) No business shall be transacted by the committee 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 stands 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 shall be dissolved.
- (8) At a meeting of the committee –
 - (a) the president or, in the president's absence, the vice-president, shall preside; or
 - (b) if the president and the vice-president are absent or unwilling to act such one of the remaining members of the committee as may be chosen by the members present at the meeting shall preside.

DELEGATION BY COMMITTEE TO SUB-COMMITTEE

20. (1) The committee may, by instrument in writing, delegate to one or more sub-committees (consisting of such member or members of the association as the committee thinks fit) the exercise of such of the functions of the committee as are specified in the instrument, other than –
 - a. this power of delegation; and
 - b. a function which is a duty imposed on the committee 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 the subject thereof, or as to time or circumstances, as may be specified in the instrument of delegation.
- (4) Notwithstanding any delegation under this rule, the committee 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 committee.
- (6) The committee may, by instrument in writing, revoke wholly or in part any delegation under this rule.
- (7) A sub-committee may meet and adjourn as it thinks proper.

VOTING AND DECISIONS

21. (1) Questions arising at a meeting of the committee or of any sub-committee appointed by the committee shall be determined by a majority of the votes of members of the committee or sub-committee present at the meeting, subject to clause 19 (5).
- (2) Each member present at a meeting of the committee or of any sub-committee appointed by the committee (including the person presiding at the meeting) is entitled to one (1) vote but, in the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.
- (3) Subject to rule 19(5), the committee may act notwithstanding any vacancy on the committee.
- (4) Any act or thing done or suffered, or purporting to have been done or suffered, is valid and effectual notwithstanding any defect that may afterwards be discovered in the appointment or qualification of any member of the committee.

PART IV GENERAL MEETINGS

ANNUAL GENERAL MEETINGS – HOLDING OF

22. (1) With the exception of the first annual general meeting of the association, the association shall, 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 shall 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 Commission under section 26(3) of the Act.

ANNUAL GENERAL MEETINGS – CALLING OF AND BUSINESS AT

23. (1) The annual general meeting of the association shall, subject to the Act and to rule 22, be convened on such date and at such place and time as the committee 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 shall be –

- 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 committee reports upon the activities of the association during the last preceding financial year;
- c. to elect members of the committee every two (2) years; and
- d. to receive and consider the statement which is required to be submitted to members pursuant to section 26(6) of the Act.

(3) An annual general meeting shall be specified as such in the notice convening it.

SPECIAL GENERAL MEETINGS – CALLING OF

24. (1) The committee may, whenever it thinks fit, convene a special general meeting of the association.

(2) The committee shall, on the requisition in writing of not less than **8 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) shall state the purpose or purposes of the meeting;
- (b) shall be signed by the members making the requisitions;
- (c) shall be lodged with the secretary; and
- (d) may consist of several documents in a similar form, each signed by all of those members making the requisition.

(4) If the committee fails to convene a special general meeting to be held within two (2) months after the date on which a requisition of members for the meeting is lodged with the secretary, all of the members who made the requisition may convene a special general meeting to be held no later than 3 months after that date.

(5) A special general meeting convened by members as referred to in clause (4) shall be convened as nearly as is practicable in the same manner as general meetings are convened by the committee and any member who thereby incurs expense is entitled to be reimbursed by the association for any expense so incurred.

NOTICE

25. (1) Where the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the association, the secretary shall, at least 21 days before the date fixed for the holding of the general meeting, cause notice to be sent to each member.

(2) No business other than that specified in the notice convening a general meeting shall be transacted at the meeting except, in the case of an annual general meeting, business which may be transacted pursuant to rule 23(2).

(3) A member desiring to bring any business before a general meeting may give 28 days notice in writing of that business to the secretary, and provided that the committee approves such business to be included in the General Meeting, the secretary shall include that business in the next notice calling a general meeting and the member shall be notified of the decision of the committee by the secretary.

PROCEDURE

26. (1) No item of business shall 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) A minimum of twenty percent (20%) of members on the membership register present in person (being members entitled under these rules to vote at a general meeting), shall constitute a quorum for transaction of 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 if convened upon the requisition of members shall be dissolved and in any other case shall stand adjourned to the same day in the following month at the same time and at the same place. In the event of a general meeting convened by the members in accordance with clause 24 (2) no adjournment meetings will be called if a quorum is not present at this meeting.
- (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 not less than 8% of members on the membership register entitled to vote) shall constitute a quorum.

PRESIDING MEMBER

27. (1) the president or, in the president's absence, the vice-president, shall preside as chairperson at each general meeting of the association.
- (2) If the president and the vice-president are absent from a general meeting or unwilling to act, the members present shall elect one of their number to preside as chairperson at the meeting.

ADJOURNMENT

28. (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 shall be transacted at an adjourned meeting other than the business left unfinished at the meeting at which the adjournment took.
- (2) Where a general meeting is adjourned for 14 days or more, the secretary shall give written notice of the adjourned meeting to each member of the association stating the place, date and time of the meeting and the nature of the business to be transacted at the meeting.

MAKING OF DECISIONS

29. (1) A question arising at a general meeting of the association shall be determined on a show of hands and, 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 the 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 not less than 3 members present in person or by proxy at the meeting.
- (3) Where a poll is demanded at a general meeting, the poll shall 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 shall be deemed to be the resolution of the meeting on that manner.

SPECIAL RESOLUTION

30. A resolution of the association is a special resolution if –
 - a. it is passed by a majority which comprises not less than three-quarters of the total ballot (total votes cast) of such members of the association as, being entitled under these rules so to do, vote in person or

by proxy at a general meeting of which not less than 21 days' written notice specifying the intention to propose the resolution as a special resolution was given in accordance with these rules;

- b. where it is made to appear to the Commission that it is not possible or practicable for the resolution to be passed in the manner specified in paragraph (a) – the resolution is passed in a manner specified by the Commission; or
- c. Any sale, disposal, mortgage or dealing with any asset of the association greater than \$50,000 in value and the altering of the objects and rules of the association require a Special Resolution.

VOTING

- 31. (1) Upon any question arising at a general meeting of the association, a member has one (1) vote only.
- (2) All votes shall be given personally or by proxy but no member may hold more than two (2) proxies.
- (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 or proxy is not entitled to vote at any general meeting of the association unless all money due and payable by the member or proxy to the association has been paid, other than the amount of the annual subscription payable in respect of the then current year.

APPOINTMENT OF PROXIES

- 32. (1) Each member shall be entitled to appoint another member as proxy by notice given to the secretary no later than fourteen (14) days before the time of the meeting in respect of which the proxy is appointed.
- (2) The notice appointing the proxy shall be in the form set out in Appendix 2 to these rules.
- (3) A member shall not cast his/her vote by mail, courier or facsimile or otherwise by e-mail,

PART V MANAGEMENT MATTERS

INSURANCE

- 33. (1) The association shall effect and maintain insurance pursuant to section 44 of the Act.
- (2) In addition to the insurance required under clause (1), the association may effect and maintain other insurance.

FUNDS – SOURCE

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

FUNDS – MANAGEMENT

35. (1) Subject to any resolution passed by the association in general meeting, the funds of the association shall be used in pursuance of the objects of the association in such manner as the committee determines.
- (2) All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by any three (3) members of the committee authorised to do so by the committee.
- (3) Any expenditure in excess of \$1,000 must have the prior approval of the committee.
- (4) The Association's accountant, auditor and lawyer are to be appointed by the committee and confirmed by the Annual General Meeting and he/she must not be a member of the Association or an associate member.
- (5) Pursuant to rule 30(c), any sale, disposal, mortgage or any encumbrance of any association's assets greater than \$50,000 in value must be approved by a Special Resolution.

ALTERATION OF OBJECTS AND RULES

36. The statement of objects and these Rules may be altered, rescinded or added to only by a special resolution of the association.

COMMON SEAL

37. (1) The common seal of the association shall be kept in the custody of the public officer.
- (2) The common seal shall not be affixed to any instrument except by the authority of the committee and the affixing of the common seal shall be attested by the signatures of three (3) members of the committee (all of them must be authorised by the committee) and one (1) of whom must be the president or vice president being authorised to do so by the committee.

CUSTODY OF BOOKS ETC.

38. Except as otherwise provided by these rules, the public officer shall keep in his or her custody or under his or her control all records, books and other documents relating to the association. All Office Bearers, on completion of their terms of office, must return to the association the complete files and records.

INSPECTION OF BOOKS ETC.

39. The records, books and other documents of the association shall be open to inspection, free of charge, by a member of the association at any reasonable time, however such inspection must have the prior approval of the committee.

SERVICES OF NOTICES

40. (1) For the purpose of these rules, a notice may be served by or on behalf of the association upon any member either personally or by sending it by post to the member at the member's address shown in the register of members.
- (2) Where a document is sent to a person by properly addressing, prepaying and posting to the person a letter containing the document, the document shall, unless the contrary is proved, be deemed for the purposes of these rules to have been served on the person at the time at which the letter would have been delivered in the ordinary course of post.

**PART VI
ADDITIONAL RULES**

PAYMENT ETC. OF OFFICE-BEARERS AND MEMBERS

41. A member of the committee shall not be appointed to any salaried office of the association or any office of the association or any office of the association paid by fees, and no remuneration or other benefit in money or money's worth shall be given by the association to any member of the committee except –
- a. repayment of out-of-pocket expenses;
 - b. reasonable and proper rent for premises let to the association.

VACATION OF OFFICE

42. Without limiting the operation of rule 17, the office of a member of the committee shall become vacant if –
- c. the member holds an office of profit in the association;
 - d. the member is directly or indirectly interested in any contract or proposed contract with the association.

NOTIFICATION OF PROPOSED ALTERATION OF RULES

43. A proposed alteration of the rules or of the statement of objects of the association shall be notified to the appropriate government authority.

COMPLIANCE WITH CHARITABLE FUNDRAISING ACT 1991 (FORMERLY THE CHARITABLE COLLECTIONS ACT, 1934)

44. The association shall comply with such of the provisions of the Charitable Fundraising Act 1991 (formerly the Charitable collections Act, 1934), and the regulations thereunder as are applicable to it.

**PART VII
ADDITIONAL RULES GOVERNING THE CONDUCT OF MEMBERS AND MEMBERS OF THE COMMITTEE**

- 45 (1). Without limiting the operation of other clauses in this rule, a member of the committee must discharge his/her obligation faithfully and should not:-
- (a). engage in any activities that would jeopardise the association's position;
 - (b). disclose any confidential materials to a third party without the committee's approval;
 - (c). undertake to damage the association's reputation; or
 - (d). abuse his/her position to benefit himself/herself and/or others without justification.
- (2). If any of the proscribed conduct in Clause 45(1) has occurred, the committee may decide to suspend the related member(s) from position, pending a decision at a General Meeting which must be held no later than 3 months from the date of such decision. Such a suspension decision must be approved by at least sixteen (16) committee members.
- (3). A matter arising from Clause 45(2) shall be determined by a simple majority at a General Meeting and such a determination may include a decision to remove the related committee member(s) from office(s).

46. A committee member shall be removed from position automatically when:-

(a). became bankrupt under the Bankruptcy Act;

(b). was convicted by a competent Court (including an overseas Court) and was given a sentence for three (3) months or more;

47. Without limiting the operation of Clause 18, a member who has committed any of the proscribed conduct set out in 45(1)(a)-(d) may be cancelled of his membership by the committee in the way specified in 45(2).

END

Annexure "A"

Preamble

The Gong Yee Tong Incorporated was originally founded by a group of likeminded Chinese born in the district of Dongguan, southern part of the Guangdong Province, mainland China as early as 1850s. The purposes and objects of the association are primarily for the betterment of wellbeing of residents in the State of New South Wales, who are descendants of male persons born in Dongguan.

Promoting mutual support and fellowship of people from the same origin of birthplace, and encouraging the association's members and the families into the Australian community, by way of gatherings, non-profit activities, charitable pursuits and the like have been an integral part of the association in accordance with its rules.

The association was formally incorporated in 1994 under the Associations Incorporation Act 1984 (New South Wales).

Following the concerted efforts, contributions and donations of the association's former and present members, the association would endeavour to carry out its intended objectives.

The continuing growth of the membership in terms of welcoming residents from the similar ethnic origin and provenance would invariably further the association's intended objects.

Annexure "B"

The Association's Objects

The objects of the association named GOON YEE TONG INCORPORATED are:-

1. To arrange for reunion of residents in Australia of Dongguan district in China.
2. To encourage mutual assistance amongst membership and their families.
3. To encourage, guide and support the future generations of children of the members.
4. To offer welfare assistance to any new migrant members settling in Australia.
5. To conduct social and cultural activities or otherwise charitable projects for or related to its members, other associations, or the public generally, with a view to furtherance of the above objects.
6. To be a non-profit organisation and to fund and support charitable projects as approved by the committee from time to time.
7. To be a non political organisation.

APPENDIX 1
Application For Membership
申请入会表格

Surname 姓	Given Name 名	M/F 男/女
Native Village 籍贯		
市 鄉		
Address 地址	Telephone No. 电话号码	
Email 电邮	Occupation 职业	
Place of Birth 出生地点	Date of Birth 出生日期	
Passport or I. D. No. 护照或身份证号码	Issuing Country 发证国家	
Name of Applicant's Father 申请人父亲姓名	Name of Applicant's Mother 申请人母亲姓名	
Name (s) of Applicant's Brothers and Sisters : 申请人兄弟姊妹姓名 :		
Two referees' Names, Addresses, Telephone Nos. and Native Villages. 介绍两位姓名, 地址, 电话及东莞籍贯.		
1. _____		
Referee's Membership No. (介绍人会员号码)	Relationship (关系)	Signature (签名)
2. _____		
Referee's Membership No. (介绍人会员号码)	Relationship (关系)	Signature (签名)
Annual Membership Fee \$5.50 每年会费\$5.50	Applicant's Signature : 申请人签名	Date : 日期
<input type="checkbox"/> Correspondence in English preferred <input type="checkbox"/> 我希望来往信件使用中文		
N.B. Approval for membership is at the absolute discretion of the Executive Committee. 注意: 批准入会由委员会作最后决定.		

For Goon Yee Tong Inc. Office Use 公义堂理事会备注	Date of Meeting Approving membership 开会通过日期 _____
Membership No. Allocated 会员编号 _____	Receipt No. Date 收条号码 日期 ____/____/____
President's Signature 会长签名 _____	Secretary's Signature 秘书签名 _____

Applicants for membership and their referees who make false declarations on their membership applications may have their membership suspended or cancelled.



GOON YEE TONG INCORPORATED

澳洲東莞同鄉會公義堂

2nd Floor, 50 Dixon Street Haymarket NSW 2000 Australia

P.O. Box K218, Haymarket NSW 2000 Australia

Tel: (612) 9281 7206

Fax: (612) 9281 7169

投票授权书表格

本人, _____, 会员号: _____

地址: _____

作为澳洲东莞同乡会公义堂会员,特别委托本会会员:

_____ 会员号: _____

他/她的签名: _____

地址: _____

在 (日期) 举行的会员大会上作本人的投票代表.

授权的会员签名: _____ 日期: _____

注意: 投票权不能授與非会员.

Form of Appointment of Proxy

I, _____ (full name), membership no. _____

of _____ (address)

being a member of Goon Yee Tong Inc. hereby appoint _____

(full name of proxy) whose membership no. _____ and his/her signature
herewith:

_____ (signature of proxy) of _____

_____ (address) being a member of Goon
Yee Tong Inc., as my proxy to vote for me on my behalf at the General Meeting to be held
on (Date) and at any adjournment of that meeting.

Signature of member appointing proxy: _____ Date: _____

Note : A proxy vote may not be given to a person who is not a member of Goon Yee Tong Inc.