

THE RULES OF  
NEW ZEALAND SPORT FISHING COUNCIL INCORPORATED

1. THE NAME of the Council shall be "NEW ZEALAND SPORT FISHING COUNCIL INCORPORATED" (hereinafter termed "the Council")

2. THE OBJECTS for which the Council is established are:-

- (a) To promote and foster all matters and questions relating to the interests of ethical sport fishing.
- (b) To promote and foster the protection and preservation of sport fish and its food supply within waters surrounding New Zealand.
- (c) To promote foster and encourage the sport of fishing both as a recreation and as a potential source of scientific data and to place such data at the disposal of as many recreational anglers and prospective recreational anglers as possible whether or not by conducting educational campaigns within New Zealand for this purpose.
- (d) To conduct courses of instruction on safety procedures applicable to ethical sports fishing and safety at sea.
- (e) To promote national and international angling tournaments and contests.
- (f) To procure by gift or purchase trophies for national and international angling competitions.
- (g) To print and publish newspapers brochures periodicals books leaflets and other such descriptive or educational materials that the Council may think desirable for the promotion of its objects.

- (h) To act as a liaison body to overseas visiting sports anglers.
- (i) To keep attested and up to date charts of New Zealand record marine sports fishes.
- (j) To give assistance to or enter into any amalgamation affiliation fusions or alliance with or co-operate or make any arrangement for the amalgamation or co-operation in whole or in part with any association throughout the world whether incorporated or not having any objects altogether or in part similar to any of the Council.
- (k) To acquire purchase take on lease or otherwise lands and buildings and all other property real and personal which the Council may from time to time think proper or dispose of such property or any part thereof and to erect on any such land any building and to alter add to and maintain the building erected upon such land.
- (l) To sell improve maintain manage exchange lease mortgage dispose of turn to account or otherwise deal with all or any part of the property assets and rights of the Council.
- (m) To raise or borrow money in such manner and upon such security (if any) as the Council shall think fit and in particular upon the security of any mortgage or mortgages charge or charges of all or any part of the Council's property assets and rights (both present and future) or by the issue of debentures charges or not upon all or any part of the Council's property assets and rights (both present and future) and generally with such rights and upon such terms and conditions in all respects as the Council shall see fit and to purchase redeem or pay off any such securities and re-issue

same.

- (n) To give guarantees bonds and indemnities and to make draw accept endorse discount execute and issue promissory notes bills of exchange drafts debentures and all or any negotiable or transferable instruments.
- (o) To lend invest or otherwise deal with the moneys of the Council not immediately required with security and in such manner and on such terms as the Council may from time to time determine.
- (p) To take or otherwise acquire and hold shares in any incorporated entity having objects altogether or in part similar to those of this Council or carrying on any business of whatsoever nature which is deemed by the Council to be capable of being conducted so as to further directly or indirectly the objects for which this Council is established.
- (q) To promote and encourage trusts whose objects are wholly or principally for any charitable civic community benevolent philanthropic or cultural purpose consistent with the objects of the Council.
- (r) To do any act manner or thing which may appear to the Council to be incidental or conducive towards carrying into effect or attainment of the objects of the Council including the power to make or rescind from time to time regulations and by laws, which are not inconsistent with the Incorporated Societies Act 1908 or any other of these rules, for the conduct of competitions and awards and the control of the Council's amenities and facilities and any other purpose which may appear to the Council to be in the furtherance of the objects of the Council.
- (s) As a Council of clubs they support and represent by any lawful means the

interests of the recreational and amateur sport fishers throughout New Zealand.

### 3. INTERPRETATION

The following words and expressions in these Rules shall have several meanings herein assigned to them unless such meanings are excluded by or repugnant to the context or subject matter, that is to say:-

- (a) "A Month" shall mean a calendar month.
- (b) "Area/Management Representatives" means the representatives of the Geographic Areas referred to in Rule 19 (c).
- (c) "Club Members" means those persons who the Member Clubs notify to the Council under Rule 13 (a) (ii).
- (d) "Delegate" or "delegate" means those persons appointed by Member Clubs referred to in Rule 12 and includes any duly accredited substitute.
- (e) "Geographic Areas" means those areas referred to in Rule 19.
- (f) "Immediate Past President" means that person who most immediately previously occupied the position of President.
- (f) (f) "IGFA" means the International Game Fish Association
- (g) "In writing" and "written" include printing, Electronic mail (Email), conference call telephone call meetings, lithography and other modes of representing or reproducing words in a visible form.
- h) "Meeting" means Annual General Meeting, Special General Meeting or Management Committee Meeting, as the context requires.
- (i) "Member Clubs" means those incorporated entities who satisfy all the

provisions of Rule 5 (b).

- (j) "The Act" shall mean the Incorporated Societies Act 1908 and any amendments thereto.
- (k) Words importing only the singular number shall include the plural number and vice versa.
- (l) Words importing persons shall include corporations, clubs and incorporated societies.

#### 4. DISTRICT

The Council shall exercise its powers and functions throughout the whole of New Zealand.

#### 4A. RELATIONSHIP WITH IGFA

- (a) The Council will be and remain a member in good standing of the IGFA
- (b) All Council awards and trophy competitions will be subject to and conducted in accordance with the then current fishing rules of the IGFA
- (c) All awards and trophy competitions of Member clubs will be subject to and conducted with the then current fishing rules of the IGFA
- (d) Clubs members may fish for sustenance reasons, in their own competitions that generate their own prizes without being confined to using their Club, IGFA or the Council fishing rules and regulations, providing any of these fish are not subject to a claim for Club trophies, Club tournament trophies, Council trophies, Council tournament trophies, National record claims or

## IGFA world record claims

5. THE MEMBERS

The Council shall consist of:-

- (a) an unlimited number of members who shall be incorporated entities who have paid the subscription levy for the current financial year and shall consist of:
  - (i) those incorporated entities who are members of the Council at the date of adoption of these Rules; and
  - (ii) such other incorporated entities of like interests who shall be from time to time accepted for membership in accordance with these Rules.
- (b) Any incorporated entity shall be entitled to be or remain a member of the Council provided that such incorporated entity shall have objects compatible with the objects of this Council and shall have:-
  - (i) first completed a form of application approved by the Management Committee; and
  - (ii) been subsequently provisionally accepted by the Management Committee as a probationary member for a period of a minimum of 12 months.
  - (iii) paid the subscription levy for the current financial year; and
  - (iv) at the expiry of the probationary period hereinbefore mentioned shall have had its application for full membership recommended by the Zone in which it is placed and approved by the

### Management Committee

- (c) Any person or persons who may be elected to Honorary Life Membership pursuant to Rule 6 hereof.
- (d) The IGFA
- (e) Clubs that are not incorporated can prepare to belong to the Council as a Preliminary Accepted club with ability to request input to the management committee about their concerns. As a Preliminary Accepted club they would not be able to attend the Council's AGM or SGMs, would not have any voting rights in the Council management or any decisions with other organisations or Government bodies. They cannot fish in the Council tournaments or fish for their national trophies. They can make application to join the Council as an official member club by applying for membership set down in rule 5 (a) (i) (ii) (b) (i) (ii) (iii)
- (f) New Preliminary accepted clubs pay a subscription fee of half the normal club joining fee. They must be encouraged to become an incorporated member club, then this fee will be deducted off the normal joining fee. After the first year if the group is still not an incorporated member, an annual fee can be set by the Management Committee.

### 6. HONORARY LIFE MEMBERSHIP

- (a) Any person or persons may be elected to Honorary Life Membership of the Council provided that in each case of election:-
  - (i) the proposal to elect such person to Honorary Life Membership of the Council shall have been approved in writing by no less than

three members of the Council at the time of the proposal; and

- (ii) written notice of the said proposal for election shall have been given to the Secretary/Executive Officer; and
  - (iii) notice of the proposal for election shall have been given to Member Clubs by way of incorporating the same in the next notice issued by the Council calling an Annual General Meeting or a Special General Meeting after the Secretary/Executive Officer shall receive the notice referred to in sub-rule (ii) of this Rule; and
  - (iv) the election of such person to Honorary Life Membership shall have been approved by not less than four-fifths of the votes validly cast at the Meeting called in accordance with the notice referred to in the immediately preceding sub-rule.
- (b) Any person who has been elected to Honorary Life Membership shall:-
- (i) receive notice of all Meetings of the Council and Management Committee which may be called subsequent to their election; and
  - (ii) have the right to attend Meetings of the Council and Management Committee to speak on any matter which may be discussed at any such Meetings.
- (c) No person who shall have been elected to Honorary Life Membership shall be entitled to vote at any Meeting of the Council or Management Committee unless specifically allowed to vote in accordance with the provisions of Rules 13 or 17 of these Rules.

## 7. MEETINGS

- (a) The conduct of Meetings shall be as laid down in the "Standing Orders for Municipalities" New Zealand Standards Institute 1954 unless in conflict with these Rules in which event these Rules shall prevail.
- (b) An Annual General Meeting shall be held once in every calendar year (not being more than 15 months after the holding of the last preceding Annual General Meeting) at such place as the Council may determine from time to time provided that such Annual General Meeting shall be held not later than the 30th day of September in each year. Ninety (90) day's clear notice of the date and place of the Annual General Meeting shall be given and not less than thirty (30) days before the Annual General Meeting notice of the Agenda will be given, such notice shall specify the general nature of any business intended to be transacted at such meetings provided that such business shall include:-
- (i) Receiving the Annual Report of the Council;
  - (ii) Receiving the duly audited annual statements of the income and expenditure and the assets and liabilities of the Council ;
  - (iii) Appointing the Auditor for the ensuing year ;
  - (iv) Electing the Officers for the ensuing year;
  - (v) Ratifying the Management Committee for the ensuing year.
  - (vi) Delegating to the Management Committee any matter or direction as the Annual General Meeting sees fit for the Management Committee to attend to during the ensuing year.

- (vii) Considering any remits submitted in accordance with Rule 10.
- (c) Special General Meetings may be convened at any time by the Management Committee or by written request of at least thirty (30) per cent of Member Clubs. Notice to call a special meeting must state the business to be transacted. A Special General Meeting requires written notification of at least thirty (30) days prior to the meeting taking place. No other business other than that specified as the business to be transacted shall be considered at a Special General Meeting.

## 8. NOTICE OF MEETINGS

- (a) Every notice under Rules 7 (b) or 7 (c) must be given to Member Clubs, every delegate, every Honorary Life Member and every NZ IGFA representative.
- (b) Notwithstanding the provisions of Rule 7 and the immediately preceding sub-rule hereof no Meeting shall be invalidated solely by virtue of the fact that any person has not received the requisite notice or the Secretary/Executive Officer had accidentally omitted to send the requisite notice to any person entitled to receive the same pursuant to the immediately preceding sub-rule hereof.

## 9. MEETING PROCEDURES

- (a) The persons entitled to be present at any Meeting shall be:
  - (i) The Officers ; and
  - (ii) The delegates or their substitutes who shall have been duly

appointed and accredited in accordance with the provisions of Rule 12 hereof; and

- (iii) All Honorary Life Members; and
- (iv) Any person who has been selected to represent the IGFA in New Zealand; and
- (v) Any other person who is a financial member of any Member Club; and
- (vi) Any other person whose presence at such meeting shall have been approved by a majority of the votes cast validly at such meeting.

- (b) Nominations for the positions of President and Vice Presidents shall in each case be in writing signed by the person nominated and a responsible officer of the proposing Member Club and given to the Secretary/Executive Officer at least sixty (60) days prior to the commencement of the AGM.

If no nominations are received for either position within the prescribed time nominations shall be taken from the floor of the Annual General Meeting.

- (c) Nominations for the position of Secretary/Executive Officer shall be taken from the floor of an Annual General Meeting if required - refer Rule 11 (d).
- (d) Nominations for the position of Treasurer shall be taken from the floor of an Annual General Meeting if required - refer Rule 11 (d).
- (e) No business shall be transacted at any meeting unless a quorum is present at the commencement of such Meeting. Such a quorum shall for all Meetings be not less than one or more delegates appointed by not less than

two thirds (2/3rds) of the Member Clubs under Rule 12.

- (f) At every Meeting the Chair shall be taken by the President if present or in their absence by a Vice President and failing one of them a Chairperson to be elected by a majority of the votes validly cast.
- (g) The only persons who shall be entitled to vote on any matter of business at a meeting shall be those specified in Rule 13.
- (h) All voting on any question or matter of business at a Meeting shall be by a show of hands provided that any person present at a Meeting who shall be entitled to exercise a vote on such matter at such Meeting in accordance with the immediately preceding sub-rule hereof may demand a poll which shall be immediately taken in a manner determined by the Chairperson of the Meeting and the result forthwith declared by the Chairperson. In the case of any equality of votes (other than under Rule 9 (i)) the Chairperson of the meeting shall have a casting vote.
- (i) In case of an equality of votes in relation to the election of any candidate to any position the names of the candidates who have an equal number of votes shall be resubmitted and a second ballot taken. If, on such a second ballot, an equal vote is again returned, the chairperson shall exercise a casting vote.

## 10. REMITS

The following procedures shall be followed for the handling of remits for the Annual General Meeting;

- (i) The Management Committee or any Member Club may submit

remits for consideration at the Annual General Meeting.

- (ii) Any remit proposing policy or rule change must be received by the Secretary/Executive Officer and circulated to all Member Clubs not less than sixty (60) days before such Meeting is scheduled.
- (iii) Any other remit must be received by the Secretary/Executive Officer and circulated to all Member Clubs not less than sixty (60) days before such Meeting is scheduled.
- (iv) Late remits may only be considered by such Meeting if two-thirds of the votes validly cast at such Meeting so confirms.

## 11. THE OFFICERS

- (a) The Officers shall be:-
  - (i) A Patron;
  - (ii) A President;
  - (iii) 2 Vice Presidents;
  - (iv) A Secretary/Executive Officer;
  - (v) A Treasurer;
  - (vi) An Auditor
- (b) The Patron shall be elected by a majority of the votes validly cast at the Annual General Meeting. The Patron shall hold office for a term from the date of their election up to the next following Annual General Meeting. It shall not be necessary for the Patron to be a delegate.
- (c) The President and the Vice Presidents shall be elected by a majority of the votes validly cast at the Annual General Meeting of the Council. The

President and the Vice Presidents shall each hold office from the date of their respective elections up to the next following Annual General Meeting. It shall not be necessary for either the President or the Vice Presidents to be a delegate.

- (d) The Secretary/Executive Officer and/or the Treasurer shall be appointed by a majority of the votes cast at the Meeting following the resignation or dismissal of their predecessor. The combination of the two offices may be held by one person. The appointment of the Secretary/Executive Officer and/or the Treasurer shall be on such terms and at such remuneration as the Management Committee from time to time decide. The Secretary/Executive Officer and/or the Treasurer so appointed shall hold office until they resign or are removed from office by a majority of the votes validly cast at a Meeting. It shall not be necessary for either the Secretary/Executive Officer or the Treasurer to be a delegate.
- (e) The Auditor shall be elected by a majority of the votes validly cast at the Annual General Meeting. The appointment of the Auditor shall be on such terms and at such remuneration as the Management Committee from time to time decide. No person who is a delegate shall be eligible for appointment as the Auditor.
- (f) In the case where one of the officers defined in sub-rule (a) hereof shall fall vacant for whatever reason such vacancy may be filled until the next Annual General Meeting by the Management Committee.
- (g) Officers of the Council cannot hold an executive position in any other national recreational amateur sport fishing body or NZ commercial fishing

management company. Should that executive become an executive member of any other National recreational amateur sport fishing body or NZ commercial fishing management company then that individuals executive position in the Council shall be terminated at once.

11A. DUTIES OF THE OFFICERS AND CLUB DELEGATES OF THE NZSFC

- (a) Club delegates or their substitute delegate should attend and bring to the planned Zone meetings the concerns of the club they represent. They also are expected, as their club representatives, to attend the AGM and any SGMs that are called.
- (b) Area / Management Representatives and substitutes are voted in to this position from the club delegates in each zone by the club delegates in the zone. They will be a member of the Management Committee as the representative for that zone, taking the concerns of their Zone to Management Committee meetings.
- (c) The IGFA and Life Member representative member as a member on the Management Committee can advise the Council on all matters of the IGFA. They can advise from their knowledge of the past and present operations to committees.
- (d) The Patron has no voting rights in the Council. He can be a friend, sponsor, supporter, contributor, benefactor or backer – a person that the Council can seek advice from if needed.
- (e) The President is the figure-head of the Council, acting as the Chairman of

the AGM, SGMs and Management Committee Meetings. Representing and speaking for the Committee. He must accept the directions from the Committee Meetings. He may request paid help with his duties if required. He shall give leadership and management to all the officers of the Council whether voluntary or paid.

- (f) The Vice Presidents shall be primarily responsible for assisting the President and deputising for the President when absent in carrying out the conditions set out in Rule 11A (e)
- (g) The Secretary/Executive Officer/Treasurer. This is a paid position and they will take instructions on duties from the President/Chairman or anyone that the President has directed to issue instructions on duties.
- (h) The Auditor as a paid position has to be independent to audit the Annual accounts as set in rule 11 (e)

## 12. THE DELEGATES

- (a) Each Member Club shall be entitled to appoint at least one delegate to represent the Member Club at Zone Meetings regardless of their affiliations. If the appointed delegate/s hold an Executive position on any other National Recreational amateur sport fishing body or NZ commercial fishing management company, the said delegate/s cannot be elected to the Management.
- (b) Member Clubs which are entitled to two or more votes at Meetings may appoint further delegates up to the same total number as the number of votes such Member Club is entitled to under Rule 13.

- (c) If any of the delegates appointed by a Member Club in accordance with the immediately preceding sub-rules shall be unable to attend any Meeting then the Member Club shall have the right to appoint a substitute delegate for the purpose of that Meeting. Such substitute delegate shall be able to attend such Meeting as if they were originally appointed by the Member Club for the purpose provided that the substitute delegate may be required to produce at the Meeting written notice signed by a responsible officer of the Member Club of appointment of such person as a substitute delegate for that Meeting.

### 13. PERSONS ENTITLED TO VOTE AT MEETINGS

- (a) (i) Each Member Club shall be entitled to the numbers of votes as defined by the following table:

15 - 250 members	1 vote
251 - 700 members	2 votes
701 - 2000	3 votes
2000 +	4 votes maximum

- (ii) Each Member Clubs membership numbers shall be based on its membership in its immediately preceding financial year which it has declared and for which it has duly paid fees to the Council.
- (b) The Chairperson shall be entitled to a casting vote but not a deliberative vote.
- (c) Honorary Life Members present at any Meeting shall be entitled to one vote if only one shall be present or one collective vote if more than one

shall be present at any such Meeting.

- (d) International Game Fish Association representatives present at any Meeting shall be entitled to one vote if only one shall be present or one collective vote if more than one shall be present at any such Meeting.
- (e) No vote may be exercised by proxy.

#### 14. REGISTER OF MEMBERS AND DELEGATES

- (a) The Council shall keep a register of Member Clubs containing the address of each Member Club and the date upon which such Member Club became a Member Club and the name address and occupation of at least one executive officer of each such Member Club.
- (b) The Council shall keep a register of all delegates appointed by Member Clubs under Rule 12 (a) and all substitutes appointed under Rule 12 (c) to the Council containing names addresses and occupations of those delegates and the date at which they each became appointed as delegates.
- (c) The Council shall from time to time when required by the Registrar of Incorporated Societies so to do under Section 22 of the Act, send to the Registrar a list of the addresses of each Member Club and the name address and occupation of at least one executive officer of each Member Club accompanied by a statutory declaration verifying the list and made by the President, Secretary/Executive Officer or Treasurer.
- (d) The Council shall from time to time when required by the Registrar of Incorporated Societies so to do under Section 22 of the Act, send to the Registrar a list of the names addresses and occupations of the delegates

accompanied by a statutory declaration verifying the list and made by the President, Secretary/Executive Officer or Treasurer.

#### 15. REGISTERED OFFICE

In accordance with Section 18 of the Act, the Council shall have a registered office to which all communications may be addressed and notice of the situation of that office and of any change therein shall be given to the Registrar as provided by that Section.

#### 16. ALTERATION OF RULES

- (a) No new Rule or alteration or revocation of any existing Rule shall be made except at an Annual General Meeting or a Special General Meeting summoned for that purpose and constituted in accordance with these Rules.
- (b) Where it is proposed that an existing Rule be revoked, the text of the existing Rule shall be included in the notice calling the Annual General Meeting or the notice calling the Special General Meeting.
- (c) Where it is proposed that a new Rule be created the text of the proposed new Rule shall be included in the notice of the Annual General Meeting or the notice calling the Special General Meeting.
- (d) Where it is proposed that an existing Rule be altered the text of both the proposed new Rule and the text of the existing Rule which is proposed to be altered shall be included in the notice of the Annual General Meeting or the notice calling the Special General Meeting.

- (e) Subject to Section 21 of the Act these Rules or any of them may only be altered added to or revoked where a resolution in that behalf has been passed by a majority of not less than two-thirds (2/3) of votes validly cast at the Annual General Meeting or Special General Meeting called for the purpose.
- (f) No alteration or revocation may in any way alter the effect of the private pecuniary profit or winding up provisions of the rules.

#### 17. MANAGEMENT COMMITTEE

- (a) The Council will delegate its powers (including the power to make, amend or rescind, from time to time, regulations and By Laws and the power of General Management of the property affairs and business of the Council) to the Management Committee.
- (b) The Management Committee shall in the exercise of its delegated powers conform to any direction of the Council in relation thereto from time to time.
- (c) The Management Committee shall at all times be responsible to the Council and shall report to the Council fully upon its activities at all Meetings.
- (d) The Secretary/Executive Officer is required to attend all meetings of the Management Committee and all minutes of such meetings shall be copied to all Member Clubs and delegates.
- (e) The Management Committee may employ paid servants and fix the remuneration for such servants and prescribe the duties to be performed by

those servants.

- (f) The Management Committee shall comprise:-
  - (A) The President;
  - (B) The Vice Presidents;
  - (C) The Immediate Past President; The Immediate Past President shall hold office for a term of one year after his term of President has ended
  - (D) The Area/Management Representatives;
  - (E) One representative elected by and from all Honorary Life Members and all NZ IGFA representatives.
- (g) At all meetings of the Management Committee each Area/Management Representative and each of the Vice Presidents not representing a management zone shall be entitled to one vote. The Immediate Past President, Honorary Life Members, and IGFA Representatives shall be entitled to one collective vote and the President shall have a casting vote but not a deliberative vote.
- (h) The Management Committee shall have the power to co-opt any delegate or other person for any specific objectives or projects.
- (i) A quorum of the Management Committee shall comprise not less than five of its members.
- (j) When deemed necessary by the Chairman or the Secretary, the use of E-mail connection or conference call telephone meetings can be used to conduct a formal meeting of the Management Committee. These E-mail or conference call formal meetings shall require the same voting procedure as

is followed in a regular in person management committee meeting.

## 18. LEVIES

The Council may by majority of the votes validly cast at an Annual General Meeting:

- (a) Make levies upon Member Clubs for funds to be applied by the Council in the pursuance of its objects.
- (b) Determine that each Member Club shall pay an annual subscription to the Council.
- (c) Determine the quantum and date for payment of any levy or subscription to be paid by a Member Club to the Council.

## 19. GEOGRAPHIC AREAS

- (a) For the better management of the Council, the Member Clubs will be divided into geographic areas based on the like interests and concerns of Member Clubs within those areas.
- (b) The Management Committee will review the geographic areas at least annually at the end of each season and prior to the next following Annual General Meeting but in any event no geographic area shall contain more than 25% of all Club Members.
- (c) All Member Clubs within each Geographic Area shall collectively appoint one Area/Management Representative to represent their Geographic Area on the Management Committee.

## 20. FINANCIAL YEAR

The financial year of the Council shall end on the 30th day of June in each year.

## 21. PECUNIARY GAIN

No Member Club shall receive or obtain any pecuniary gain from the property or operation of the Club, provided that this Rule shall not prevent the payment of such expenses or remuneration to members and employees of the Council as the Management Committee shall decide.

## 22. INDEMNITY OF OFFICERS

No Officer shall be liable for the acts, receipts, neglects or defaults of any other Officer or for any loss occasioned by any error of judgement or oversight on their part or for any other loss damage or misfortune whatever which shall happen in the execution of their office or in relation thereto unless the same happened through their own wilful default or dishonesty.

## 23. BANK ACCOUNTS - CHEQUES

- (a) The Council shall maintain an account at a Trading Bank in the name of the Council.
- (b) All payments made by Council shall be made by cheque and signed or endorsed in such manner as the Council shall by a majority of the votes validly cast at a Meeting from time to time direct.
- (c) All cheques, promissory notes, drafts, bills of exchange and other negotiable instruments and all receipts for money paid to the Council shall

be signed, drawn, accepted, endorsed or otherwise executed, as the case may be, in such manner as the Council shall by a majority of the votes validly cast at a Meeting from time to time direct.

#### 24. RESOLUTIONS OF THE COUNCIL

Any resolution properly passed at any Meeting in accordance with these Rules shall be deemed to be the consensus of opinion of an informed body and as such shall be binding upon all Member Clubs (save that where any matter shall require the prior approval of the Minister or of the Secretary for Marine under the Fisheries Act 1983 and the proposed Fisheries Act 1996 or regulations under that Act any resolution in relation thereto shall be in the form of a recommendation only).

#### 25. COMMON SEAL

- (a) The Council shall have a Common Seal which shall be kept in the custody of the Secretary/Executive Officer.
- (a) The Common Seal shall not be affixed to any document or instrument except by the authority of the Management Committee and in the presence of the Secretary/Executive Officer and two (2) other Officers. All witnesses to the affixing of the Common Seal to any document or instrument shall sign the said document or instrument to which the Seal is affixed and shall each ascribed to their signature the name of the office of the Council held by that witness.

## 26. NOTICES

- (a) Every notice required to be given to any Member Club or delegate pursuant to any of these Rules shall be deemed to be sufficiently given to and served on them if posted or delivered to them at their address appearing in the Register of members and delegates maintained by the Council at the time of the requirement for notice to be given to them.
- (b) Every notice required to be given to any Honorary Life Member pursuant to any of these Rules shall be deemed to be sufficiently given to and served on them if posted or delivered to them at their last known place of residence or business.
- (c) Any notice if given or served by post shall be deemed to have been given or served twenty-four hours after the letter containing the same is posted and in proving such service it shall be sufficient to prove that the letter containing the notice was properly addressed and posted.

## 27. RESIGNATION OF MEMBERS

- (a) Any Member Club ceasing to be eligible to be a member shall be deemed to have resigned on the date on which the Member Club ceased to be eligible for membership.
- (b) Any Member Club wishing to resign from membership shall forward notice of resignation to the Secretary/Executive Officer in writing and the resignation of the Member Club shall take effect one calendar month from the date on which the notice of resignation is received by the

Secretary/Executive Officer or such later date as may be specified in the notice of resignation.

- (c) Any Member Club who is deemed to have resigned under sub-rule 27 (a) shall be liable for the amount of the Member Clubs subscriptions and levies for the year in which the Member Club resigned or is deemed to have resigned proportionate to the length of time the Member Club was a member of the Council for that year.

## 28. SUSPENSION OR EXPULSION OF MEMBERS

- (a) The Council may by majority of not less than two-thirds of the votes validly cast at an Annual General Meeting suspend or expel from membership of the Council any Member Club wilfully disobeying any of these Rules or guilty of any conduct rendering the Member Club in the opinion of the Council unfit or unsuitable to be a member of the Council, or deserving of suspension or expulsion or failing to pay the membership subscription levy (in which event Rule 27 (a) shall apply).
- (b) Any Member Club suspended or expelled from membership pursuant to sub-rule (a) hereof who is dissatisfied with the result of the resolution pursuant to sub-rule (a) hereof may by notice in writing request the Secretary/Executive Officer to call a Special General Meeting of the Council to consider the case of the member and the Secretary/Executive Officer shall forthwith call and give the required notice of meeting.
- (c) The Council may by majority of not less than two-thirds of the votes validly cast in any Special General Meeting called pursuant to sub-rule (b)

hereof confirm vary or revoke any resolution made by the Council in Annual General Meeting pursuant to sub-rule (a) hereof.

- (d) The Council or their Management Committee may, by majority of not less than two thirds of the votes validly cast at the AGM, SGM or Management Committee meeting, suspend or expel a person from their position as Club Delegate or member of the Management Committee should they wilfully disobey any of these rules or those set down in the By Laws or bring the Council into disrepute in any manner.

## 29. WINDING UP

- (a) The Council may be wound up voluntarily if the Council shall so resolve by majority of the votes validly cast at a Meeting and such resolution is confirmed at a subsequent Special General Meeting of the Council called for that purpose and held not earlier than thirty (30) clear days after the date on which the Resolution of the Council so to be confirmed was passed.
- (b) If upon the winding up of the Council there remains after the satisfaction of all costs and its debts and liabilities any property or assets whatsoever the same shall be divided on a pro rata basis, and according to the number of full financial members of the Council in the preceding year, among the members of the Council being fully financial members of the Council at the time of the passing of the Resolution of the Council that it be wound up voluntarily, providing such members are IRD approved (ie approved as amateur sports bodies or other non-profit bodies). No distribution can be

made to any individual (person) member.

30. All previous rules have been rescinded and these are the rules of the Council.