

Holy Spirit Basketball Club Inc.

Proposed Amendments to the Constitution of the Club

Presented to the Extraordinary General Meeting of Members held on 28 April, 2011

Following a review of the existing constitution of the club, the current committee proposes amendments to the constitution as outlined below. The new text of each specific clause is noted below with additional text shown underlined and deleted text struck out. The commentary following each clause (highlighted in italics and red font) are for explanation only and will not form part of the final document.

Clause 5 (I) (c) *Definition of Members of the Club*

Participants of the competing teams who have filled in a Registration Form for any single season of competition that concluded during the most recently completed financial year. A player remains registered even if he/she does not play on a basketball team.

Clause 5 (V) *Membership and Fees*

~~An annual~~ A subscription fee shall be payable by the Members in category 5 (I) (c) hereof. Such fee shall be determined by the committee following consideration of the budget forecast for the ensuing calendar year and shall be payable by such Members upon such basis as determined by the Committee.

Members of the Club who are not in membership category 5 (I) (c) shall not be liable for the ~~annual~~ subscription fee or any other ~~subscriptions or~~ membership fees.

The purpose of these two amendments is to recognize that membership fees are seasonal rather than annual and to clarify the status of players who may not have played both summer and winter seasons.

Clause 5 ~~(VI)~~ (VII) *Outstanding Fees*

Where a player has outstanding fees from a previous season, the player will not be eligible for registration in the new season. In addition, the player will not be eligible for a transfer to another club until such time as the outstanding fees have been paid or alternative arrangements made.

The purpose of this amendment is to renumber this clause(which was a later addition to the document) as the original number was used for an existing clause.

Clause 6 (I) (k) *Structure of Committee*

General Committee (limited to a maximum of three positions and not to exceed 33% of total Committee membership).

The purpose of this amendment is to formalize the right to elect Committee Members to assist the running of the Club without specific responsibilities as defined in the existing clause.

Clause 7 (III) (c) Duties of the Treasurer

Shall present a Report of the Financial Affairs on a ~~monthly~~ quarterly basis. At the end of each season f competition, a reconciliation of the surplus or deficit for the season shall be reported.

The purpose of this amendment is to change the financial reporting cycle to a more relevant and appropriate basis.

Clause 9 (VII) Amendment of rules at Annual General Meeting

To amend these rules if required; see Clause ~~13~~ 14

The purpose of this amendment is to correct an error with the numbering of the cross reference.

Clause 11 (vii) Voting in person or by Proxy

Where votes are called for, they shall be given personally ~~or by proxy.~~

Clause 11 (ix) Appointment of a Proxy

This clause is to be removed from the document

The purpose of this amendment is to remove the right of Committee Members to appoint a voting proxy as this right is not available to ordinary members and it is the opinion of the current committee that all voting should be made personally.

Clause 12 (VII) Number of committee meetings

The committee shall meet as resolved from time to time but shall meet at least ~~six~~ four times per annum.

The purpose of this amendment is to reduce the mandated minimum number of meetings to a more practical number and give the committee of the time more freedom to vary the number of meetings as they see fit to meet the circumstances of the time.

Clause 16 (II) Cheque signatories

The Committee shall have the power to make, draw, accept, endorse, discount, execute and issue cheques, Bills of Exchange, Bills of Lading, Warrants or other negotiable or transferable instruments or documents necessary or expedient for carrying out the objects of the Club or exercising any of its power. The execution of the aforementioned shall be by way of any two of the following:

- a) President;
- b) Secretary;
- c) Treasurer;
- d) Registration Secretary

The purpose of this amendment is to expand the options for signing of cheques to ensure accounts can be paid expediently in the absence of more than one of the listed Committee Members.

Clause 17 *Common Seal*

This clause is to be removed from the document

The purpose of this amendment is to remove the need for a Common Seal to be maintained. In the commercial world, there is no longer a need for such a process and the seal of the club has not been applied to any document in recent times. Therefore, this clause shall be removed.