Constitution of the Manawatū- Whanganui Weightlifting Club Incorporation

(Updated December, 2022)

1. **Name**
   a. The name of the society is Manawatū Whanganui Weightlifting Club Incorporated

2. **Registered Office**
   a. The Registered Office of the Manawatū Whanganui Weightlifting Club shall be at such place as may from time to time be determined by the Executive Committee.

3. **Interpretation**
   a. In this Constitution, the following will apply:
      i. MWWC means Manawatū Whanganui Weightlifting Club Incorporated
      ii. WNZ means Weightlifting New Zealand Incorporated
      iii. IWF means the International Weightlifting Federation
      iv. AGM means the Annual General Meeting
      v. EC means the Executive Committee

4. **Purposes of Society**
   a. The purposes of MWWC are:
      i. To affiliate with WNZ
      ii. To promote, encourage, develop and protect the sport of Weightlifting across the Manawatū and Whanganui districts, in accordance with the rules and statutes of WNZ
      iii. To govern and control all weightlifting competitions and championships hosted by MWWC in accordance with the rules of WNZ
      iv. To verify and grant official recognition for local MWWC records, as well as to make formal claims to the national controlling body, WNZ, for recognition of New Zealand and International records held by members of MWWC
      v. To compile and maintain a list of all local MWWC records referred to in 4.a.iv
      vi. To discourage and prevent the use of substances and procedures which are prohibited according to the rules of WNZ and the IWF
      vii. To discourage and prevent any form of discrimination in the sport of weightlifting and training
      viii. Do anything necessary or helpful to the above purposes
   b. Pecuniary gain is not a purpose of MWWC

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5. Powers of the MWWC

a. To organise competitions, conduct seminars, arrange social events, and promote MWWC
b. To print or publish any information, by any media – including social media platforms, emails, newspapers, or any other medium – for promotion of the MWWC
c. To acquire, hold, deal with, and dispose of any real or personal property
d. To open and operate bank accounts
e. To accept donations and gifts in accordance with the objectives of the MWWC
f. To utilise its finances in any manner that assists in fulfilling the purposes outlined in Section 4
g. To enter into any other contract MWWC deems required, or desirable, to fulfil the purposes outlined in Section 4

6. Property of MWWC

a. Any property or income of MWWC must be utilised towards the promotion of the purposes outlined in Section 4, no part of that property or income is to be paid or otherwise distributed – directly or indirectly – to members of MWWC, except in good faith for the promotion of the purposes outlined in Section 4
b. No part of the funds of the promoter is used or be available to be used for the private pecuniary profit of any member, proprietor, shareholder, beneficiary, or associate of any of them
c. No member of the organisation or any person associated with a member, shall participate in or materially influence any decision made by the organisation, in respect of the payment to or on behalf of that member or associated person of any income, benefit, or advantage whatsoever
d. Any such income shall be reasonable and relative to that which would be paid in an arms length transaction (being open market value)

7. Membership

a. Types of members:
    i. ***Competitive Member:***

- All financial members, aside from those listed below, who wish to actively compete in competitions
- Competitive Members will be entitled to hold any office and have full voting rights
- Competitive Members will be eligible to break MWWC records at any WNZ sanctioned competition
- Competitive Members may also act as technical officials (*if an WNZ registered Technical Official*) or coach athletes at competitions

ii. Youth Competitive Member:

- All financial members who wish to actively compete in competitions and will be aged 17 or under on December 31st of the current year
- Youth Competitive Members will have full voting rights, but will only be entitled to hold the office of Athletes Delegate
- Youth Competitive Members will be eligible to break MWWC records at any WNZ sanctioned competition
- Youth Competitive Members may also act as technical officials (*if an WNZ registered Technical Official*) or coach athletes at competitions

iii. *Non-Competitive Member:*

- All financial members who wish to hold office, act as technical officials (*if an WNZ registered Technical Official*), coach athletes in competitions, or support the club
- Non-Competitive Members will be entitled to hold any office, except Athletes Delegate, and have full voting rights
- Non-Competitive Members are not eligible to compete or break MWWC records

iv. *Life Member:*

- May be nominated, at the AGM, by election to any member who has provided outstanding service to MWWC
- Nomination must occur by the EC and receive a vote of two-thirds of members present at the AGM – or represented by proxy
- Life Members will be entitled to the same rights as Competitive Members but will pay no fees

b. Any member can be supplied a copy of this Constitution upon request to the Secretary or another member of the EC

8. Membership Fees

a. Fees for each of the above membership types will be set at the AGM
b. Membership fees are required for each calendar year at the time of registration
c. Membership will be for each calendar year only, regardless of registration date
d. Members shall not retain their privileges from the previous year if they have not paid membership fees by the 31st of March of the current year

9. Withdrawal, Suspension or Termination of Membership

a. A membership can be withdrawn, suspended or terminated if a member:
    i. Fails to comply with any of the rules within this Constitution, or any rules specified by WNZ
    ii. Acts in a manner that could be considered damaging or prejudicial to the character or purposes of MWWC or WNZ
    iii. Brings the MWWC, or the sport of weightlifting, into disrepute
    iv. Chooses to resign
b. Any member who has their membership withdrawn, suspended or terminated, shall have the right to appeal against the withdrawal, suspension or termination by presenting their case within 30 days of notification of such to an EC meeting called for such purpose, and the decision of the EC shall be final

10. Executive Committee

a. The Officers of the EC, to be elected by the members at each AGM, shall be:
    i. President
    ii. Vice-President
    iii. Athletes Delegate
b. Election of the EC:
    i. All Officers shall be elected by MWWC members
    ii. The Athletes Delegate must be a competitive member of MWWC and WNZ
c. Officers will be appointed each year at the AGM, their term shall be from the conclusion of the AGM at which they were elected until the next AGM occurs
d. A Secretary and Treasurer will be designated from the EC Officers, by vote of the EC

11. Powers of the Executive Committee

a. The EC shall carry out the day-to-day running of the MWWC, as such, they shall be able to:
    i. Manage the finances, appoint bankers, and direct the opening and closing of banking accounts for specific purposes, and to transfer funds from one account to another
    ii. Adjudicate on all matters brought before it that, in any way, may affect MWWC
    iii. Withdraw, suspend or terminate membership
    iv. Form and appoint any subcommittee(s) as required for specific purposes
    v. Provide recommendations to the AGM regarding Life Membership
    vi. Make, amend and remove by-laws and policies, within the framework of this Constitution, to achieve the purposes outlined in Section 4
    vii. Cause minutes to be made of all proceedings at meetings of the EC and general meetings of members
    viii. Appoint an Officer(s) of the EC to have custody of the MWWC records, documents and securities
    ix. Elect another member to act as an interim replacement if an Officer of the EC chooses to resign during their term
    x. Do all such things as are required to attain the purposes outlined in Section 4

12. Meetings of the EC

a. The EC will meet as often as necessary to conduct its business, but at least twice per calendar year at a time and place as decided by the President
b. All Officers of the EC will receive notice of the meeting at least seven days before the meeting, along with an agenda
c. A quorum of the EC shall be all three Officers of the EC
d. Voting at EC meetings will be by majority vote, with the President having both a deliberative and casting vote
e. EC Officers will be considered present and eligible to vote at a meeting, if participating via telephone, video call, or similar, so long as all persons participating in the meeting are able to hear each other effectively and simultaneously

13. General Meetings

a. The AGM shall occur within the three months prior to the end of each calendar year, at a specific date and time as decided by the EC

b. The President, or Secretary, will give members at least one calendar month notice – using electronic means – prior to the date of the AGM
c. The chairperson at all general meetings shall be the President of MWWC, if the President cannot be present then the Vice-President shall chair the meeting
d. A minimum of six members must be present at a general meeting to constitute a quorum, if this number is not met within 10 minutes of the scheduled start time the meeting shall be abandoned and rescheduled
e. The agenda of an AGM shall be:
    i. Opening of meeting
    ii. Apologies
    iii. Confirmation of minutes of the previous AGM
    iv. Presentation of annual reports
    v. Setting of annual subscription fees
    vi. Amendments to the Constitution
    vii. Election of the new EC
    viii. Other business
    ix. Closing
f. Other general meetings:
    i. May be called to discuss specific matters of concern of the members
    ii. Requests for such meetings must be submitted to the EC in writing and signed by no less than five members of MWWC
    iii. Such meetings shall occur within 21 days of the written request, with at least a 14 day notice period provided to members by the President or Secretary
    iv. The meeting shall only cover business as stated within the written request

14. Voting at General Meetings

a. All financial members described in Section 7 have voting rights at an AGM and other general meetings
b. Unless otherwise stated within this Constitution, majority vote of the members present – or voting by proxy – will be used to decide every question, matter or resolution
c. Proxy votes can be made on behalf when a member who will be absent from a general meeting has provided written consent, including a date (within 14 days of the

meeting) and signature, that clearly outlines who is able to vote on their behalf and the general meeting date

d. The above written consent for proxy voting must be provided to a member of the EC prior to commencement of the specified general meeting
e. Voting will be by show of hands, unless greater than two-thirds of members present demand a secret ballot
f. During a secret ballot, the President shall select two members to conduct the secret ballot, these members will inform the President of the outcome which will then be declared to the members
g. Each members vote will count for a single vote, in the event of a tied vote the President will have the casting vote

15. Alteration of the Constitution

a. Subject to compliance with the Incorporated Societies Act, this Constitution may be altered from time to time, in order to ensure it is kept relevant
b. No addition to or alteration of the aims, personal benefit clause or the winding up clause shall be made which affect the tax exempt status/non-profit body status. The provisions and effect of this clause shall not be removed from this document and shall be included and implied into any document replacing this document
c. The President, or Secretary, must give members at least one calendar month of notice – using electronic means – concerning voting on proposed changes to the constitution. Such notice must include details of the proposed change
d. Where alterations are to be made, two-third of the members present must vote in favour of the change
e. Alterations to the Constitution may only be decided upon at an AGM

16. Bylaws

a. The EC and AGM may produce bylaws or regulations that are in line with this Constitution for the internal management of MWWC, such bylaws and regulations may also be altered or removed through the EC or at an AGM

17. Finances

a. Two EC members shall be appointed by the EC to prepare financial statements of the MWWC, this shall occur as soon as practicable after the end of each MWWC financial year

b. Financial statements should include all aspects as required by small societies under the Incorporated Societies Act
c. Following the preparation of financial statements, the two EC members shall produce an annual report to be presented at the upcoming AGM
d. The financial year of MWWC shall close at 30 September each year

18. Anti-Doping

a. Members shall abide by the Sports Anti-Doping Rules as made by Drug Free Sport New Zealand (DFSNZ) or its successors, under the provisions of the Sports Anti-Doping Act, as amended from time to time
b. Should WNZ make any amendments to the Anti-Doping Rules, members shall abide by those amended rules

19. Common Seal

a. The EC shall provide a common seal for MWWC and may, from time to time, replace it with a new one. It may only be used by the authority of the EC, and should be signed by the President and countersigned by another member of the EC

20. Dissolution

a. A motion to dissolve, must be passed at a general meeting by seventy-five percent (75%) of those present who are eligible to vote according to Section 7
b. On dissolution, any property whatsoever that remain – after payment of all MWWC liabilities – will be disposed of in such a manner as passed by resolution at the general meeting convened for the purpose of dissolving, no property shall be paid to or distributed among members but shall be given or transferred to some other charitable organisation or body with similar purposes to those of MWWC, or for another charitable purpose within New Zealand