Constitution of the Association

1 Name of Association

The name of the Association is:

Photography Group of Bunbury Inc

2 Definitions

In these rules, unless the contrary intention appears:

“Annual general meeting” is the meeting convened under paragraph (b) of rule 17 (1)

"Committee meeting" means a meeting referred to in rule 16

"Committee member" means person referred to in paragraph (a), (b), (c), (d), (e) or (f) of rule 10 (1)

“convene” means to call together for a formal meeting

“department” means the government department with responsibility for administering the

Associations Incorporation Act (2015)

"financial year" means the period from 1 October to 30 September

"general meeting" means a meeting to which all members are invited

"member" means member of the Association

"ordinary resolution" means resolution other than a special resolution

“poll” means voting conducted in written form (as opposed to a show of hands)

“special general meeting” means a general meeting other than the annual general meeting

"special resolution" has the meaning given by section 51 of the Act, that is:

- if it is passed at a general meeting of an incorporated association; and by the votes of not less than three fourths of the members of the association who cast a vote at the meeting, or by proxy or postal vote, of which notice specifying the intention to propose a special resolution was given in accordance with those rules.

- At a meeting at which a resolution proposed as a special resolution is submitted, a declaration by the person presiding that the resolution has been passed as a special resolution shall be evidence of the fact unless, during the meeting at which the resolution is submitted, a poll is demanded in accordance with the rules of the Association or, if the rules do not make provision as to the manner in which a poll may be demanded, by at least 3 members of the association present in person or, where proxies are allowed, by proxy

- If a poll is held, a declaration by the person presiding as to the result of a poll is evidence ofthe matter so declared.

"the Act" means the *Associations Incorporation Act 2015*

"the Association" means the Association referred to in rule 1

"the President" means:

(a) in relation to the proceedings at a Committee meeting or general meeting, the person presiding at the Committee meeting or general meeting in accordance with rule 11

(b) otherwise than in relation to the proceedings referred to in paragraph (a), the person referred to in paragraph (a) of rule 10 (1) or, if that person is unable to perform Club functions, the Vice President

“the Commissioner” means the Commissioner for Consumer Protection exercising powers under the Act

"the Committee" means the Committee of Management of the Association referred to in rule 10 (1)

"the Secretary" means the Secretary referred to in paragraph (c) of rule 10 (1)

"the Treasurer" means the Treasurer referred to in paragraph (d) of rule 10 (1)

"the Exhibition Co-ordinator" means the Competition Co-ordinator referred to in paragraph (e) of rule 10 (1)

"the Vice-President" means the Vice-President referred to in paragraph (b) of rule 10 (1).

3 Objects of Association

(1) The objects of the Association are:

a) Promotion and recognition of photography generally and particularly as an art form

b) To encourage fellowship by supporting and promoting social activity between members and other photography clubs

c) To embrace new ideas and technology associated with photography and to facilitate the exchange of such

d) To promote and support the study and practice of photography

(2) The property and income of the Association shall be applied solely towards the promotion of the objects of the Association and no part of that property or income may be paid or otherwise distributed, directly or indirectly, to members, except in good faith in the promotion of those objects.

4 Powers of Association

The powers conferred on the Association are the same as those conferred by section 13 of the Act, so that subject to the Act and any additions, exclusions or modifications inserted below, the Association may do all things necessary or convenient for carrying out its objects and purposes, and in particular, may:

a) acquire, hold, deal with, and dispose of any real or personal property

b) open and operate bank accounts

c) invest its money:

(i) in any security in which trust monies may lawfully be invested

(ii) in any other manner authorised by the rules of the Association

d) borrow money upon such terms and conditions as the Association thinks fit

e) give such security for the discharge of liabilities incurred by the Association as the Association thinks fit

f) appoint agents to transact any business of the Association on its behalf

g) enter into any other contract it considers necessary or desirable

h) may act as trustee and accept and hold real and personal property upon trust, but does

not have power to do any act or thing as a trustee that, if done otherwise than as a trustee, would contravene this Act or the rules of the Association.

5 Qualifications for membership of Association

(1) Membership of the Association is open to any person interested in photography

(2) A person who wishes to become a member must apply for membership, in writing to the Committee in such form as the Committee from time to time directs

(3) The Committee members must consider each application made under sub-rule (2) at a committee meeting and must at the Committee meeting or the next Committee meeting accept or reject that application

(4) A person whose application for membership of the Association is rejected under sub-rule (3) must, if the person wishes to appeal against that decision, give notice to the Secretary of the Club, intention to do so within a period of 14 days from the date the Club is advised of the rejection

(5) When notice is given under sub-rule (4), the Association in a general meeting no later than the next annual general meeting, must either confirm or set aside the decision of the Committee to reject the application, after having afforded the applicant who gave that notice

6 Register of members of Association

(1) The Secretary, on behalf of the Association, must comply with section 53 of the Act by keeping and maintaining, in an up to date condition a register of the members of the Association and their addresses and, upon the request of a member of the Association, shall make the register available for the inspection of the member and the member may make a copy of or take an extract from the register but shall have no right to remove the register for that purpose.

(2) The register must be so kept and maintained at the Secretary's place of residence, or at such other place as the members at a general meeting decide.

(3) The Secretary must cause the name of a Club that ceases to be a member under rule 8 to be deleted from the register of members referred to in sub-rule (1).

7 Subscriptions of members of Association

(1) The members may from time to time at a general meeting determine the amount of the subscription to be paid by each member.

(2) Each member must pay to the Treasurer, annually on or before 1 January or such other date as the Committee from time to time determines, the amount of the subscription determined under sub-rule (1).

(3) Subject to sub-rule (4), a member whose subscription is not paid by the due date under sub-rule (2) ceases to be a member as at 31 December of the previous year, unless the Committee decides otherwise.

(4) A person exercises all the rights and obligations of a member for the purposes of these rules if their subscription is paid on or before the relevant date fixed by or under sub-rule (2), or such other time as the Committee allows.

8 Termination of membership of the Association

Membership of the Association may be terminated upon:

(a) receipt by the Secretary or another Committee member of a notice in writing from a member of their resignation from the Association.

(b) non-payment by a member of their subscription by the date fixed by the Committee for subscriptions to be paid, unless the Committee decides otherwise in accordance with rule 7 (3)

(c) expulsion of a member in accordance with rule 9.

9 Suspension or expulsion of members of Association

(1) If the Committee considers that a member should be suspended or expelled from membership of the Association because their conduct is detrimental to the interests of the Association, the Committee must communicate, in writing, to the member:

(a) notice of the proposed suspension or expulsion and of the time, date and place of the Committee meeting at which the question of that suspension or expulsion will be decided

(b) particulars of that conduct,

not less than 30 days before the date of the Committee meeting referred to in paragraph (a).

(2) At the Committee meeting referred to in a notice communicated under sub-rule (1), the Committee may, having afforded the member concerned a reasonable opportunity to be heard by, or to make representations in writing to, the Committee, suspend or expel or decline to suspend or expel that member from membership of the Association and must, forthwith after deciding whether or not to suspend or expel that member, communicate that decision in writing to that member.

(3) Subject to sub-rule (5), a member has their membership suspended or ceases to be a member 14 days after the day on which the decision to suspend or expel a member is communicated to him or her under sub-rule (2).

(4) A member who is suspended or expelled under sub-rule (2) must, if they wish to appeal against that suspension or expulsion, give notice to the Secretary of the Club of his or her intention to do so within the period of 14 days referred to in sub-rule (3).

(5) When notice is given under sub-rule (4):

(a) the Association in a general meeting, must either confirm or set aside the decision of the Committee to suspend or expel the member, after having afforded the member who gave that notice a reasonable opportunity to be heard by, or to make representations in writing to, the Association in the general meeting

(b) the member who gave that notice is not suspended or does not cease to be a member unless and until the decision of the Committee to suspend or expel him or her is confirmed under this sub-rule.

10 Committee of Management

(1) Subject to sub-rule (8), the affairs of the Association will be managed exclusively by a Committee of Management consisting of:

(a) a President

(b) a Vice-President

(c) a Secretary

(d) a Treasurer

(e) an Exhibition Co-ordinator

(f) not less than 2 or more than 5 other persons, all of whom must be eligible persons.

(2) Committee members must be elected to membership of the Committee at an annual general meeting or appointed under sub-rule (7):

(a) A Committee member's term will be from his or her election at an annual general meeting until the election referred to in sub-rule (2) at the next annual general meeting after his or her election, but he or she is eligible for re-election to membership of the Committee.

(b) The positions of President and Secretary shall not be held by the same person for more than 2 consecutive years.

(3) Except for nominees under sub-rule (6), a person is not eligible for election to membership of the Committee unless a member has nominated him or her for election by delivering notice in writing of that nomination, authorised by:

(a) the nominator

(b) the nominee to signify his or her willingness to stand for election

to the Secretary not less than 7 days before the day on which the annual general meeting concerned is to be held.

(4) A person who is eligible for election or re-election under this rule may:

(a) propose or second himself or herself for election or re-election

(b) vote for himself or herself.

(5) At the Annual General Meeting concerned, if the number of persons nominated in accordance with sub-rule (3) for election to membership of the Committee does not exceed the number of vacancies in that membership to be filled:

(a) the Secretary must report accordingly to; and

(b) the President must declare those persons to be duly elected as members of the Committee .

(6) If vacancies remain on the Committee after the declaration under sub-rule (5), additional nominations of Committee members may be accepted from the floor of the annual general meeting. If such nominations from the floor do not exceed the number of vacancies thePresident must declare those persons to be duly elected as members of Committee. Where the number of nominations from the floor exceeds the remaining number of vacancies on the Committee, elections for those positions must be conducted.

(7) If a vacancy remains on the Committee after the application of sub-rule (6), or when a casual vacancy within the meaning of rule 15 occurs in the membership of the Committee:

(a) the Committee may appoint a member to fill that vacancy

(b) a member appointed under this sub-rule will:

(i) hold office until the election referred to in sub-rule (2)

(ii) be eligible for election to membership of the Committee, at the next following annual general meeting.

(8) The Committee may assign, in writing, to one or more sub-committees (consisting of such eligible persons of the association as the Committee thinks fit) the exercise of such functions of the Committee as are specified in the delegation other than:

(a) the power of delegation

(b) a function which is a duty imposed on the Committee by the Act or any other law.

(9) Any assignment under sub-rule (8) may be subject to such conditions and limitations as to the exercise of that function or as to time and circumstances as are specified in writing and the Committee may continue to exercise any function assigned.

(10) The Committee may, in writing, revoke wholly or in part any delegation under sub-rule (8).

11 President and Vice-President

(1) Subject to this rule, the President must preside at all general meetings and Committee meetings.

(2) In the event of the absence from a general meeting of:

(a) the President, the Vice-President

(b) both the President and the Vice-President

a member elected by the other members present at the general meeting, must preside at the general meeting.

(3) In the event of the absence from a Committee meeting of:

(a) the President, the Vice-President

(b) both the President and the Vice-President

a Committee member elected by the other Committee members present at the Committee meeting, must preside at the Committee meeting.

12 Secretary

The Secretary must:

(a) co-ordinate the correspondence of the Association

(b) keep full and correct minutes of the proceedings of the Committee and of the Association

(c) comply on behalf of the Association with:

(i) section 53 of the Act with respect to the register of members of the Association, as referred to in rule 6

(ii) section 35 of the Act by keeping and maintaining in an up to date condition the rules of the Association and, upon the request of a member of the Association, must make available those rules for the inspection or copy by the member

(iii) section 58 of the Act by maintaining a record of:

(A) the names and addresses of the persons who hold the offices of the Association provided for by these rules, including all offices held by the persons who constitute the Committee and persons who are authorised to use the common seal of the Association under rule 24

(B) the names and addresses of any persons who are appointed or act as trustees on behalf of the Association

(C) and the Secretary must, upon the request of a member of the Association, make available the record for the inspection or copy by the member

(d) unless the members resolve otherwise at a general meeting, have custody of all books, documents, records and registers of the Association, including those referred to in paragraph (c) but other than those required by rule 13 to be kept and maintained by, or

in the custody of, the Treasurer

(e) perform such other duties as are imposed by these rules on the Secretary.

13 Treasurer

The Treasurer must:

(a) be responsible for the receipt of all moneys paid to or received by, or by him or her on behalf of, the Association

(b) pay all moneys referred to in paragraph (a) into such account or accounts of the Association as the Committee may from time to time direct

(c) make payments from the funds of the Association with the authority of a general meeting or of the Committee

(d) comply on behalf of the Association with sections 66, 68 and 70 of the Act with respect to the accounting records of the Association by:

(i) keeping such accounting records as correctly record and explain the financial transactions and financial position of the Association

(ii) keeping its accounting records in such manner as will enable true and fair accounts of the Association to be prepared from time to time

(iii) keeping its accounting records in such manner as will enable true and fair accounts of the Association to be conveniently and properly audited

(iv) submitting to members at each annual general meeting of the Association accounts of the Association showing the financial position of the Association as at 30 September.

(e) whenever directed to do so by the President, submit to the Committee a report, balance sheet or financial statement in accordance with that direction

(f) unless the members resolve otherwise at a general meeting, have custody of all securities, books and documents of a financial nature and accounting records of the Association, including those referred to in paragraphs (d) and (e)

(g) perform such other duties as are imposed by these rules on the Treasurer.

14 Exhibition Co-ordinator

The Exhibition Co-ordinator must:

(a) co-ordinate the exhibition and competition entries of the members

(b) keep such records to record entries and results

(c) report to the Committee and members the results of such exhibitions and competitions.

15 Casual vacancies in membership of Committee

A casual vacancy occurs in the office of a Committee member and that office becomes vacant if the Committee member:

(a) dies

(b) resigns by notice in writing delivered to the President or, if the Committee member is the President, to the Vice-President and that resignation is accepted by resolution of the Committee

(c) is convicted of an offence under the Act

(d) is permanently incapacitated by mental or physical ill-health

(e) is absent from more than:

(i) 3 consecutive Committee meetings or

(ii) 3 Committee meetings in the same financial year without tendering an apology to the person presiding at each of those Committee meetings

of which meetings the member received notice, and the Committee has resolved to declare the office vacant

(f) ceases to be an eligible person of the Association

(g) is the subject of a resolution passed by a general meeting of members terminating his or her appointment as a Committee member.

16 Proceedings of Committee

(1) The Committee must meet together for the dispatch of business not less than 6 occasions in each year and the President, or at least half the members of the Committee, may at any time convene a meeting of the Committee.

(2) Each Committee member has a deliberative vote.

(3) A question arising at a Committee meeting must be decided by a majority of votes, but, if there no majority, the person presiding at the Committee meeting will have a casting vote in addition to Club deliberative vote.

(4) At a Committee meeting 4 Committee members constitute a quorum.

(5) Subject to these rules, the procedure and order of business to be followed at a Committee meeting must be determined by the Committee members present at the Committee meeting.

(6) As required a Committee member having any direct or indirect material personal interest in a contract, or proposed contract, made by, or in the contemplation of, the Committee (except if that material personal interest exists only by virtue of the fact that the member of the Committee is a member of a class of persons for whose benefit the Association is established), must:

(a) as soon as he or she becomes aware of that interest, disclose the nature and extent of his or her interest to the Committee

(b) not take part in any deliberations or decision of the Committee with respect to that contract.

(7) Sub-rule (6) (a) does not apply with respect to a material personal interest that exists only by virtue of the fact that the member of the Committee is an employee of the Association.

(8) The Secretary must cause every disclosure made under sub-rule (6) (a) by a member of the Committee to be recorded in the minutes of the meeting of the Committee at which it is made.

17 General meetings

(1) The Committee:

(a) may at any time convene a special general meeting

(b) must convene annual general meetings every calendar year within 3 months after the

end of the Association's financial year (30 September) or such longer period as may in a particular case be allowed by the Commissioner

(c) must, within 30 days of:

(i) receiving a request in writing to do so, from not less than 20% of members, convene a special general meeting for the purpose specified in that request or

(ii) the Secretary receiving a notice under rule 9 (4), convene a general meeting to deal with the appeal to which that notice relates.

(d) must, after receiving a notice under rule 5 (4), convene a general meeting, no later than the next annual general meeting, at which the appeal referred to in the notice will be dealt with. Failing that, the applicant is entitled to address the Association at that next annual general meeting in relation to the Committee's rejection of Club application and the Association at that meeting must confirm or set aside the decision of the Committee.

(2) The members making a request referred to in sub-rule (1) (c) (i) must:

(a) state in that request the purpose for which the special general meeting concerned is required

(b) sign that request.

(3) If a special general meeting is not convened within the relevant period of 30 days referred to:

(a) in sub-rule (1) (c) (i), the members who made the request concerned may themselves convene a special general meeting as if they were the Committee or

(b) in sub-rule (1) (c) (ii), the member who gave the notice concerned may him or herself convene a special general meeting as if he or she were the Committee.

(4) When a special general meeting is convened under sub-rule (3) (a) or (b) the Association must pay the reasonable expenses of convening and holding the special general meeting.

(5) Subject to sub-rule (7), the Secretary must give to all members not less than 14 days notice of a special general meeting and that notice must specify:

(a) when and where the general meeting concerned is to be held

(b) particulars of the business to be transacted at the general meeting concerned and of the order in which that business is to be transacted.

(6) Subject to sub-rule (7), the Secretary must give to all members not less than 21 days notice of an annual general meeting and that notice must specify:

(a) when and where the annual general meeting is to be held

(b) the particulars and order in which business is to be transacted, as follows:

(i) first, the consideration of the accounts and reports of the Committee

(ii) second, the election of Committee members to replace outgoing Committee members

(iii) third, any other business requiring consideration by the Association at the general meeting.

(7) A special resolution may be moved either at a special general meeting or at an annual general meeting, however the Secretary must give to all members not less than 21 days notice of the meeting at which a special resolution is to be proposed. In addition to those matters specified in sub-rule (5) or (6), as relevant, the notice must also include the resolution to be proposed and the intention to propose the resolution as a special resolution.

(8) The Secretary must give a notice under sub-rule (5), (6) or (7) by:

(a) serving it on a member personally or

(b) sending it to a member at the address of the member appearing in the register of members kept and maintained under rule 6.

(9) When a notice is sent under sub-rule (8) (b), sending of the notice will be deemed to be properly effected if the notice is sufficiently addressed and sent to the member concerned.

18 Quorum and proceedings at general meetings

(1) At a general meeting 25% members present and in person, constitute a quorum.

(2) If within 30 minutes after the time specified for the holding of a general meeting in a notice given under rule 17 (5) or (6):

(a) as a result of a request or notice referred to in rule 17 (1) (c) or as a result of action taken under rule 17 (3) a quorum is not present, the general meeting lapses or

(b) otherwise than as a result of a request, notice or action referred to in paragraph (a), the general meeting stands adjourned to a time, date and venue within 14 days. as agreed by those present.

(3) If within 30 minutes of the time appointed by sub-rule (2) (b) for the resumption of an adjourned general meeting a quorum is not present, the delegates who are present in person or by proxy may nevertheless proceed with the business of that general meeting as if a quorum were present.

(4) The President may, with the consent of a general meeting at which a quorum is present, and must, if so directed by such a general meeting, adjourn that general meeting from time to time and from place to place.

(5) There must not be transacted at an adjourned general meeting any business other than business left unfinished or on the agenda at the time when the general meeting was adjourned.

(6) When a general meeting is adjourned for a period of 30 days or more, the Secretary must give notice under rule 17 of the adjourned general meeting as if that general meeting were a fresh general meeting.

(7) At a general meeting:

(a) an ordinary resolution put to the vote will be decided by a majority of votes cast on a show of hands, subject to sub-rule (9)

(b) a special resolution put to the vote will be decided in accordance with section 24 of the Act as defined in rule 2, and, if a poll is demanded, in accordance with sub-rules (9) and (11).

(8) A declaration by the President of a general meeting that a resolution has been passed as an ordinary resolution at the meeting will be evidence of that fact unless, during the general meeting at which the resolution is submitted, a poll is demanded in accordance with sub-rule

(9) At a general meeting, a poll may be demanded by the President or by three or more members present in person or by proxy and, if so demanded, must be taken in such manner as the President directs.

(10) If a poll is demanded and taken under sub-rule (9) in respect of an ordinary resolution, a declaration by the President of the result of the poll is evidence of the matter so declared.

(11) A poll demanded under sub-rule (9) must be taken immediately on that demand being made.

19 Minutes of meetings of Association

(1) The Secretary must cause proper minutes of all proceedings of all general meetings and Committee meetings to be taken and documented within 30 days after the holding of each general meeting or Committee meeting.

(2) The President must ensure that the minutes taken of a general meeting or Committee meeting under sub-rule (1) are checked and signed as correct by the President of the general meeting or Committee meeting to which those minutes relate or by the President of the next succeeding general meeting or Committee meeting, as the case requires.

(3) When minutes have been documented and signed as correct under this rule, they are, until the contrary is proved, evidence that:

(a) the general meeting or Committee meeting to which they relate (in this sub-rule called "the meeting") was duly convened and held

(b) all proceedings recorded as having taken place at the meeting did in fact take place at the meeting

(c) all appointments or elections purporting to have been made at the meeting have been validly made.

20 Voting rights of members of Association

Any person who has membership of the Association may attend general or annual general meetings and shall be allowed to participate in any debate:

(1) subject to these rules, each member present in person or by proxy at a general meeting is entitled to one deliberate vote

21 Proxies of members of Association

A member may appoint in writing another member to be the proxy and vote on behalf of the appointing member at, any general meeting.

22 Rules of Association

(1) The Association may alter or rescind these rules, or make rules additional to these rules, in accordance with the procedure set out in sections 30, 31 and 33 of the Act, which is as follows:

(a) Subject to sub-rule (1) (d) and (1) (e), the Association may alter its rules by special resolution but not otherwise

(b) Within one month of the passing of a special resolution altering its rules, or such further time as the Commissioner may in a particular case allow (on written application by the Association), the Association must lodge with the Commissioner notice of the special resolution setting out particulars of the alteration together with a certificate given by a member of the Committee certifying that the resolution was duly passed as a special resolution and that the rules of the Association as so altered conform to the requirements of this Act

(c) An alteration of the rules of the Association does not take effect until sub-rule (1) (b) is complied with

(d) An alteration of the rules of the Association having effect to change the name of the association does not take effect until sub-rules (1) (a) to (1) (c) are complied with and the approval of the Commissioner is given to the change of name

(e) An alteration of the rules of the Association having effect to alter the objects or purposes of the association does not take effect until sub-rules (1) (a) to (1) (c) are complied with

and the approval of the Commissioner is given to the alteration of the objects or purposes.

(2) These rules bind every member and the Association to the same extent as if every member and the Association had signed and sealed these rules and agreed to be bound by all their provisions.

23 Bylaws

(1) The Committee may make By-laws for the maintenance of sound practise and the promotion of the interests of the Association, including but not limited to

(a) Membership classifications, including life membership

(b) Additional club management positions as required from time to time

(c) Conduct and rules of club exhibitions and competitions

(2) A copy of the Bylaws is available to members

24 Common seal of Association

(1) The Association must have a common seal on which its corporate name appears in legible characters.

(2) The common seal of the Association must not be used without the express authority of the Committee and

(3) every use of that common seal must be recorded in the minute book referred to in rule 19.

(4) The affixing of the common seal of the Association must be witnessed by any two of the President, the Secretary and the Treasurer.

(5) The common seal of the Association must be kept in the custody of the Secretary or of such other person as the Committee from time to time decides.

25 Inspection of records, etc. of Association

A member may at any reasonable time inspect without charge the books, documents, records and securities of the Association.

26 Disputes and mediation

(1) The grievance procedure set out in this rule applies to disputes under these rules between:

(a) a member and another member or

(b) a member and the Committee of Management

(2) The parties to the dispute must meet and discuss the matter in dispute, and, if possible, resolve the dispute within 14 days after the dispute comes to the attention of all of the parties.

(3) If the parties are unable to resolve the dispute at the meeting, or if a party fails to attend that meeting, then the parties must, within 10 days, hold a meeting in the presence of a mediator.

(4) The mediator must be:

(a) a person chosen by agreement between the parties or

(b) in the absence of agreement:

(i) in the case of a dispute between a member and another member, a person appointed by the Committee of Management

(ii) in the case of a dispute between a member or relevant non-member (as defined by sub-rule (1) (c)) and the Committee of Management, a person who is a mediator appointed to, or employed with, a not for profit organisation.

(5) A member of the Association can be a mediator.

(6) The mediator cannot be a member who is a party to the dispute.

(7) The parties to the dispute must, in good faith, attempt to settle the dispute by mediation.

(8) The mediator, in conducting the mediation, must:

(a) give the parties to the mediation process every opportunity to be heard

(b) allow due consideration by all parties of any written statement submitted by any party

(c) ensure that natural justice is accorded to the parties to the dispute throughout the mediation process.

(9) The mediator must not determine the dispute.

(10) The mediation must be confidential and without prejudice.

(11) If the mediation process does not result in the dispute being resolved, the parties may seek to resolve the dispute in accordance with the Act or otherwise at law.

27 Distribution of surplus property on winding up of Association

If upon the winding up or dissolution of the Association there remains after satisfaction of all its debts and liabilities any property whatsoever, the same must not be paid to or distributed among the members, or former members. The surplus property must be given or transferred to another association incorporated under the Act which has similar objects and which is not carried out for the purposes of profit or gain to its individual members, and which association shall be determined by resolution of the members.