



PO Box 30, Magnetic Island  
QLD 4819

## Rules of Association

### NAME

1. The name of the incorporated association shall be "*Magnetic Island Nature Care Association Incorporated*" ("the association").

### OBJECTS

2. The objects for which the association is established are –
  - To ensure that human activity in the region (i.e. Magnetic Island and adjacent waters) respects species, habitats and the integrity of ecosystems.
  - To conserve and preserve the region's natural biodiversity, ecological resilience and integrity of ecosystems.
  - To promote and defend the principle that development must only occur within the framework of:
    - ecological sustainability
    - intergenerational equity &
    - the precautionary principle.
  - To:
    - develop policies
    - contribute to educating the communities we serve
    - work with governments, non government organizations and commercial and business interests
    - promote legislation
    - make submissions
    - produce reports and original research
    - support efficient use of resources within the context of ecological sustainability
    - accept grants
 in order to achieve the objectives of the association.
  - To follow directions, engage in issues and participate in activities as they arise, deemed by the management committee as appropriate to the interests of the association.

MINCA Rules of Association (as at 16 Sept 2021)

Certified to be an accurate copy by:

Signature:

Signature:

Name: *Gethin Morgan* Position: *President*

Name: *Peter Hansen* Position: *Secretary*

### POWERS

3. (1) The association has, in the exercise of its affairs, all the powers of an individual.
- (2) The association may, for example -
  - (a) enter into contracts; and
  - (b) acquire, hold, deal with and dispose of property; and
  - (c) make charges for services and facilities it supplies; and
  - (d) do other things necessary or convenient to be done in carrying out its affairs.
- (3) The association may take over the funds and other assets and liabilities of the present unincorporated association known as '*Magnetic Island Nature Care*'.
- (4) The association may also issue secured and unsecured notes, debentures and debenture stock for the association.

### CLASSES OF MEMBERS

4. (1) The membership of the association shall consist of ordinary members, and any of the following classes of members –
  - (a) Junior members (less than 18 years old, and therefore ineligible to vote or hold office)
  - (b) Family membership (two (2) adults and all children in the household under 18 yrs of age)
  - (c) Life members (must have been membership of MINCA 5 years or more).
- (2) The number of ordinary members is unlimited.

### MEMBERSHIP

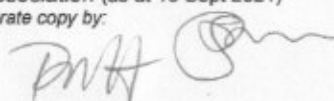
5. (1) Every person who at the date of incorporation of the association was a member of the unincorporated association and who, on or before a day fixed by the management committee, agrees in writing to become a member of the association, shall be admitted by the management committee to the same class of membership of the association as that member held in the unincorporated association.
- (2) Every member of the association who previously agreeing to become a member of the association, has paid the member's subscription on or before the date fixed by the management committee for the purpose, as a member of the unincorporated association, shall not be liable to pay a further sum by way of annual subscription to the association for the period before the date fixed by the management committee as the date the next annual subscription becomes due.
- (3) Every applicant for any class of membership of the association (other than the members of the unincorporated association referred to in sub-rule (1)), shall be proposed by 1 member of the association and seconded by another member.

MINCA Rules of Association (as at 16 Sept 2021)

Certified to be an accurate copy by:

Signature:

Signature:



Name: *Gethin Morgan* Position: *President*

Name: *Peter Hansen* Position: *Secretary*

- (4) The application for membership shall be made in writing, signed by the applicant and the applicant's proposer and seconder and shall be in such form as the management committee from time to time prescribes.
- (5) No person shall be allowed to become honorary members of the charity or association or be relieved of the payment of the regular subscription, except those possessing certain qualifications defined in the constitution and subject to the conditions and provisions provided therein.

#### MEMBERSHIP FEES

6. (1) The membership fees for each class of membership shall be such sum as the members shall from time to time at any general meeting so determine.
- (2) The membership fees for each class of membership shall be payable at such time and in such manner as the management committee shall from time to time determine.

#### ADMISSION AND REJECTION OF MEMBERS

7. (1) At the next meeting of the management committee after receipt of any application and the fee applicable for any class of membership, such application shall be considered by the management committee, who shall thereupon determine upon the admission or rejection of the applicant.
- (2) Any applicant who receives a majority of the votes of the members of the management committee present at the meeting at which such application is being considered shall be accepted as a member to the class of membership applied for.
- (3) Upon the acceptance or rejection of an application for any class of membership the secretary shall forthwith give the applicant notice in writing of such acceptance or rejection.

#### TERMINATION OF MEMBERSHIP

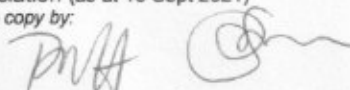
8. (1) A member may resign from the association by giving a written notice of resignation to the secretary.
- (2) Such resignation shall take effect at the time such notice is received by the secretary unless a later date is specified in the notice when it shall take effect on that later date.
- (3) If a member -
- a) is convicted of an indictable offence; or
  - b) fails to comply with any of the provisions of these rules; or
  - c) has membership fees in arrears for 2 months or more; or

MINCA Rules of Association (as at 16 Sept 2021)

Certified to be an accurate copy by:

Signature:

Signature:



Name: *Gethin Morgan* Position: *President*

Name: *Peter Hansen* Position: *Secretary*

- d) conducts himself or herself in a manner considered to be injurious or prejudicial to the character or interests of the association,

the management committee shall consider whether the member's membership shall be terminated.

- (4) The member concerned shall be given a full and fair opportunity of presenting the member's case and if the management committee resolves to terminate the membership, it shall instruct the secretary to advise the member in writing accordingly.

#### **APPEAL AGAINST REJECTION OR TERMINATION OF MEMBERSHIP**

9. (1) A person whose application for membership has been rejected, or whose membership has been terminated, may within 1 month of receiving written notification thereof, lodge with the secretary written notice of the person's intention to appeal against the decision of the management committee.
- (2) Upon receipt of a notification of intention to appeal against rejection or termination of membership the secretary shall convene, within 3 months of the date of receipt by the secretary of such notice, a general meeting to determine the appeal.
- (3) At any such meeting, the applicant shall be given a full and fair opportunity to fully present the applicant's case and the management committee or those members thereof who rejected the application for membership or terminated the membership subsequently shall likewise have the opportunity of presenting its or their case.
- (4) The appeal shall be determined by the vote of the members present at such meeting.
- (5) Where a person whose application is rejected, does not appeal against the decision of the management committee within the time prescribed by these rules or so appeals but the appeal is unsuccessful, the secretary shall forthwith refund the amount of any fee paid.

#### **REGISTER OF MEMBERS**

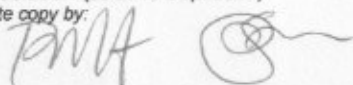
10. (1) The management committee shall cause a register to be kept in which shall be entered the names and residential addresses of all persons admitted to membership of the association and the dates of their admission.
- (2) Particulars shall also be entered into the register of deaths, resignations, terminations and reinstatements of membership and any further particulars as the management committee or the members at any general meeting may require from time to time.
- (3) The register shall be open for inspection at all reasonable times by any member who previously applies to the secretary for such inspection.

MINCA Rules of Association (as at 16 Sept 2021)

Certified to be an accurate copy by:

Signature:

Signature:



Name: *Gethin Morgan* Position: *President*

Name: *Peter Hansen* Position: *Secretary*

