



CONSTITUTION and BY LAWS **Of** **PRE65 Racing Saloons Inc.**

CONSTITUTION OCTOBER 2007

ARTICLES

1.0 NAME

The name of the organisation shall be "PRE65 Racing Saloons Incorporated". Referred to in this constitution as PRE65 Racing Saloons.

- 1.1 The definition of Pre65 Racing Saloons for the purposes of this constitution shall be: A saloon car model in production prior to 31/12/1965 of which 1000 units were produced.

2.0 REGISTERED OFFICE.

The Registered Office of PRE65 Racing Saloons shall be at such a place as determined from time to time by the Committee.

3.0 OBJECTS

The objects of Pre65 Racing Saloons Shall are to:

- 3.1 Encourage, Promote and organise the racing of Pre65 Racing Saloons as defined in "Technical Regulations (Schedule P65)"
- 3.2 To promote an active social environment to encourage good fellowship among members.
- 3.3 To raise funds to promote the objects of Pre65 Racing Saloons.
- 3.4 To determine rules for Pre65 racing in the North Island of New Zealand.
- 3.5 To be directly or indirectly affiliated to the International Motorsport governing body (F.I.A.)
- 3.6 To provide and market information, advise and resources to its members
- 3.7 To service the needs and requirements of members, supporters and sponsors of Pre65 Racing Saloons.
- 3.8 To act within the statutes of New Zealand and the rules of Motorsport NZ as applicable.

4.0 POWERS

Further to its objectives, Pre65 Racing Saloons shall have the power to:

- 4.1 Invest, borrow or advance monies, with or without securities or to issue debentures as securities for the repayment of any such monies
- 4.2 Receive subscriptions. Grants and funds.
- 4.3 Employ staff and /or engage the services of appropriate people or organisations to assist and advise Pre65 Racing Saloons.
- 4.4 Join, contract, engage or make arrangements with any other person or organisations to assist and advise Pre65 Racing Saloons.
- 4.5 Discipline its members, office bearers and / or other appointed or elected personnel.
- 4.6 Establish committees and delegate its powers to those committees.
- 4.7 Do any other acts or procedures which further the objects of Pre65 Racing Saloons.

BY LAWS

1. MEMBERSHIP:

Membership of Pre65 Racing Saloons shall be open to all persons interested in the objectives of Pre65 Racing Saloons provided they are willing to comply and do comply with each and every rule of Pre65 Racing Saloons.

Applications for membership shall be made in writing in such a form as may from time to time be prescribed by the committee and must be signed by at least one financial member of Pre65 Racing Saloons and by the applicant.

1.1 Membership of Pre65 Racing Saloons shall be divided into the following categories.

MEMBERS: - Competing and General

FAMILY MEMBERSHIP: - Active and Associate or Partner, including children over the age of 15 years. A maximum of two votes provide they are present.

1.2 a/ LIFE MEMEMBERS. Pre65 Racing Saloons may at general meetings of which proper notice is given, elect any member to be a life member of Pre65 Racing Saloons in honour of such members valued services to or length of membership of pre65 Racing Saloons, Life members shall be exempt from all fees or subscriptions only active drivers and/or office holders shall have the right to vote at any meeting of Pre65 racing Saloons.

1.3 b/HONORARY MEMBERS. Being those who by virtue of their distinction in Motorsport, Politics, Science, Commerce or other walks of life, are deemed to be worthy, and are duly elected as honorary members by the committee. Honorary members shall be exempt from all fees or subscriptions and shall have no voting right at any meeting of Pre65 Racing Saloons

1.4 C/PATRON. An individual who by virtue of his or hers distinction in Motorsport, Politics, Science, Commerce or other walks of life, is deemed to be worthy and able further the objects of Pre65 Racing Saloons, and is duly elected as Patron by the committee. The Patron shall be exempt from all fees or subscriptions and shall have no voting right at any meeting of Pre65 Racing Saloons.

1.5 d/VICE PATRONS Being those who by virtue of their distinction in Motorsport, Politics, Science, Commerce or other walks of life, are deemed to be worthy and able further the objects of Pre65 Racing Saloons, and are duly elected as Vice Patrons by the committee. Vice Patrons shall be exempt from all fees or subscriptions and shall have no voting right at any meeting of Pre65 Racing Saloons.

2. SUBSCRIPTIONS:

2.1 The annual subscription shall be as determined by the members at the A.G.M. and shall be payable prior to the 31st of May each year. And will expire on the 30th of April each year

2.2 Any member whose subscription shall remain unpaid for three months after it has become due shall be debarred from voting or taking part in any activity of Pre65 Racing Saloons.

2.3 Any member whose subscription remains unpaid for six months after due payment date shall cease to be a member of Pre65 Racing saloons. Provided that prior notice of this regulation is brought to the attention of the member in writing and posted to the last known address of the delinquent member.

3 RESIGNATIONS:

Any member of Pre65 racing saloons wishing to resign shall forward his resignation in writing to the Secretary

3.1 Any member who has not paid their subscriptions as per 2.3 of this constitution is deemed to have resigned

Constitution Page 2

4 RULES:

- 4.1 All members of Pre65 Racing Saloons shall be held to consent to and be bound by the rules and constitution and in these documents words importing the masculine gender shall include the feminine.
- 4.2 Upon admission each member shall have a copy of the constitution, series technical regulations and series articles of Pre65 Racing Saloons made available to them free of charge
- 4.3 Neither the constitution, by-laws nor the series technical regulations (Schedule P65) of Pre65 Racing Saloons may be altered or rescinded in any way except on a vote of at least two thirds majority at a general meeting or a special general meeting called for such occasion. Notice of an intention to alter the constitution, by-laws or series technical regulations (Schedule P65) must be given to the secretary no later than 90 days prior to an A.G.M. or special general meeting. Seven days notice of such meetings in writing shall be given.
- 4.4 The series articles of Pre65 Racing Saloons may not be altered or rescinded in any way except on a vote of a minimum of 51 percent majority at a general meeting or a special general meeting called for such occasion. Notice of an intention to alter the series articles must be given to the secretary no later than 30 days prior to an A.G.M. or special general meeting. Seven days notice of such meetings in writing shall be given.

5 DISCIPLINE:

- 5.1 Any member of Pre65 Racing Saloons shall be liable for expulsion as per 5.2 in the event of the member violating the rules or the by-laws made herein. Or failing to comply with any lawful direction of the committee.
- 5.2 Upon receipt of a complaint, any member being in the opinion of the committee, guilty of reckless, dangerous or negligent driving or undertaking any action that may bring Pre65 Racing Saloons into disrepute, the committee will call a special meeting of the committee, to decide, by majority vote, appropriate disciplinary action, including suspending the membership of or expulsion of the member.
- 5.3 The member to be informed within seven days in writing of any decision of the committee pertaining to any disciplinary action.
- 5.4 The member having seven days after notification in which to appeal any such decision either in writing or in person to a special meeting of the committee.

6 MEETINGS:

- 6.1 **A.G.M.** The Annual general Meeting of the Pre65 Racing Saloons shall be held during the month of May in each year.
- 6.2 **GENERAL MEETINGS:**
 - a/ Seven days notice, in writing shall be given for all general meetings.
 - b/ Fifteen members present shall form a quorum for a general meeting.
- 6.3 **SPECIAL GENERAL MEETINGS:**
 - a/ The secretary may with the approval of the President, convene a special meeting of the committee, or special general meeting to consider business important to Pre65 Racing Saloons and its objectives. Only such business will be discussed at special meetings for which they have been called. Members shall have had notice of at least seven days before.
 - b/ The secretary shall call a special general meeting upon the receipt of a written requisition signed by not less than twelve members of Pre65 Racing Saloons. Only such business will be discussed at special general meetings for which they have been called. Members shall have had notice of at least seven days before.
 - c/ Twelve members shall form a quorum of a special general meeting.

Constitution Page 3

- 6.4 **COMMITTEE MEETINGS:**
 a/ The committee shall meet as called by the secretary at any time or on such dates as the committee shall decide. A committee meeting shall be called at any time upon receipt by the secretary of a requisition signed by three members.
 b/ In the event of any member failing to attend three consecutive meetings of the committee, and not furnishing an explanation in writing, which, by resolution of the committee, shall be accepted, his seat shall be declared vacant, and the secretary shall notify the committee member of having ceased to hold office.
 c/ Four members shall form a quorum of any committee meeting.
- 7 **VOTING:**
 7.1 Voting for the selection of officers shall be by secret ballot.
 7.2 Except where otherwise provided the mode of voting at all meeting of the Pre65 Racing Saloons or the committee, shall be by show of hands. Upon the request of a financial member voting may be by secret ballot.
 7.3 The Chairman (Ref 8.8 b) shall in all cases of equal voting, have a casting vote as well as a deliberate vote.
 7.4 Only members financial (before 30th of April) in the current year of any A.G.M are eligible to vote at that A.G.M.
 7.5 Proxies shall not be allowed.
- 8 **APPOINTMENT OF OFFICERS:**
 8.1 The officers of Pre65 Racing Saloons shall consist of the following.
 PRESIDENT VICE PRESIDENT
 SECRETARY TREASURER
 SERIES COORDINATOR SERIES SCRUTINEER
 FOUR COMMITTEE MEMBERS
 TWO TECHNICAL OFFICERS
 (Either Technical Officer may be called upon from time to time to deputise for the Series Scrutineer)
 The committee from time to time as it seems fit may appoint the positions of:
 AUDITOR (Honorary member) PUBLIC RELATIONS OFFICER
 CLUB CAPTIAN (Social)
- The positions of secretary and treasurer may be held by the same person.
- 8.2 The appointment of officers shall be made at the Annual general meeting. All nominees to be financial members of the Pre65 Racing Saloons. The position of secretary and treasurer will be committee appointments should no financial members be nominated from the floor.
 8.3 Committee appointments do not have voting rights, except for members co-opted to fill a vacancy on the committee.
 8.4 Nominations for President must be received by the secretary in writing seven days prior to the A.G.M.
 8.5 a/ Nominations for officers other than the President, shall be made at the A.G.M. and each nomination must be moved and seconded by a financial member.
 b/ Financial members unable to attend the A.G.M. must submit their nominations in writing to the secretary on or before the published time of the A.G.M. to be considered.
 8.6 Each officer will serve a one year term. Upon standing down the member may offer themselves for re-election

- 8.7 DUTIES OF OFFICERS:
- a/ The duties of the President and Vice President are to foster the objects laid out in article # 3 of this constitution.
 - b/ The duties of the committee shall be to administer the financial and general affairs of Pre65 Racing Saloons as per article # 3 and # 4 of this constitution.
 - c/ It shall be the duty of the treasurer to receive all monies due the club, to pay all debts contracted by it, to keep proper books of account and furnish to the AGM a duly audited income and expenditure balance sheet.
 - d/ It shall be the duty of the secretary to keep correct minutes of all meetings and complete roll of all members, to conduct all correspondence and forward same to the committee.
 - e/ It shall be the duty of the series coordinator to have the duties and authority of a Series Coordinator as set out in the National Sporting Code, Article 80 (2) and who shall be responsible for and authorised on the Club's behalf.
 - f/ It shall be the duty of the series scrutineer to have the duties and authority of a Series Scrutineer as set out in the National Sporting Code, Article 80 (3) and who shall be responsible for and authorised on the Club's behalf.

8.8 THE COMMITTEE

- a/ The committee shall consist of; President, Vice President, Secretary, Treasurer, Series Coordinator, Series Scrutineer and Four Committee Members.
- b/ The Chairman shall be the President or if the position is declined by the President a committee member elected by the majority of the committee.
- c/ the members of the committee shall be removable as a body. Or individually by a vote of at least two thirds of the members present at a special; meeting called for that purpose. In the case of such a removal the meeting shall be in order to fill the vacancy or vacancies forthwith, another member or members will be elected to carry on the business of Pre65 Racing Saloons until the next A.G.M.
- d/ Extraordinary vacancies by any cause may be filled by the committee for the unexpired term of office.
- e/ Un-financial members are ineligible for any office other than "honorary" as may be expedient and determined by a general meeting.
- f/ Un-financial members cannot vote or express any opinion, nor have any say or conduct any business or management of Pre65 Racing Saloons at any time, except as provided for in 8.8 (e).

8.9 SUB COMMITTEES:

- a/ The committee shall when necessary appoint and may at any time appoint a sub committee.
- b/ A sub committee shall carry out the duties assigned to it by its order of reference as expeditiously as circumstance permit and report its findings and recommendations to the committee.
- c/ No decision of the sub committee is binding until ratified by the full committee.
- d/ Sub committees may be appointed by a general meeting of members in the same manner as provided by the committee of Pre65 Racing Saloons.

9 FINANCIAL:

- 9.1 a/ The accounts of Pre65 Racing Saloons shall close on the 30th of April each year. When audited shall be presented to the A.G.M. for consideration and approval.
b/ No accounts will be passed for payment until approved by the committee.
- 9.2 The property and effects of Pre65 Racing Saloons, all real and personal property owned by Pre65 Racing Saloons shall be vested in Pre65 Racing Saloons Incorporate. To be held and / or disposed of in the name of Pre65 Racing Saloons at the discretion of the committee.

- 9.3 a/ Funds will be banked at a trading bank to be nominated by the committee from time to time as required.
b/ Trading will be by cheque except as provide for in 9.3 (c) There will be three signatories and any two required on any cheque
c/ The treasurer shall have the authority to hold a debit card for incidental expenditure at race meetings, the treasurer may hold a small amount of money for petty cash the amount to be decided by the committee. All and any expenditure for and on behalf of Pre65 Racing Saloons shall be supported by receipts.
d/ The retiring treasurer shall make available all debt card pin numbers held by the said treasurer to the new treasurer
e/ All honorariums will be decided by the committee.

10 TROPHIES:

- a/ Cups and trophies in possession of Pre65 Racing Saloons shall be held and completed for on the conditions imposed by the original donor. If such conditions are found to be impracticable the committee may award the trophy for a competition of a kindred nature as the donors originally intended.
b/ Donors of trophies and / or cups may stipulate that their donations be returned in the event of disillusion of Pre65 Racing Saloons.

11 COMPETITION REGULATIONS:

- 11.1 Only members financial (after 30th of April) in the current racing year are eligible to race in that racing year.
- 11.2 Members with competing vehicles must have completed a Vehicle Eligibility Declaration Sheet in full and handed to the series Scrutineer prior to racing
- 11.3 The technical regulations (Schd: P65) laid down by Pre65 Racing Saloons, to which all vehicles racing in any Pre65 Racing Saloons series must comply. Are to be confirmed at the A.G.M. prior to any competition year and may only be altered as per rule 4.3 of these by-laws. At no time are the regulations to be changed to allow vehicles contrary to article 1.1 of this constitution to be included in any series. The committee may from time to time be required to clarify one or any the regulations; any clarifications must have the approval of the Series Scrutineer and two thirds of the committee. The committee may hold meetings to administer such regulations or impose penalties by such regulations. Any member may appeal any decision of the committee as per; By-law 5.4.
- 11.4 **SANCTIONED SERIES ARTICLES**
The sanctioned series articles laid down by Pre65 Racing Saloons, to which all competitors racing in any Pre65 Racing Saloons series must comply. Are to be confirmed at the A.G.M. prior to any competition year and may only be altered as per rule 4.4 of these by-laws. At no time are the series articles to be changed to allow competitors contrary to rule 11.1 of this constitution to be able to compete in any series. The committee may from time to time be required to clarify one or any the series articles; any clarifications must have the approval of the Series coordinator and two thirds of the committee. The committee may hold meetings to administer such regulations or impose penalties by such regulations. Any member may appeal any decision of the committee as per; rule 5.4.

12 PROPERTY AND GOODS

a/ Property and goods owned by Pre65 Racing Saloons and used by committee members and or general members (as per by-law 1.) to assist in the performance of their club duties shall remain the property of Pre65 Racing Saloons and be kept in a proper and fit state at all times. At the expiry of their term or resignation from the club, any and all Pre65 Racing Saloons property held by these members must be returned to the president and or secretary in full working condition and in a fit state.

b/ All property and goods either purchased by or gifted to Pre65 Racing Saloons shall be registered on a the clubs asset register to be kept by the secretary. Any gifts of property or goods must be accompanied by a gift certificate.

13 PERUNIARY GAIN

No member of pre65 shall receive any pecuniary gain (except by way of honorarium for services rendered or as a salaried office) from any property or operations of Pre65 Racing Saloons.

14 COMMON SEAL:

The common seal of Pre65 Racing Saloons shall be held by the secretary and shall only be used by the President and the secretary in the presence of two committee members.

15 WINDING UP:

In the event of the disillusion of Pre65 Racing Saloons or Pre65 Racing Saloons through any other cause ceasing to exist, the fund and property thereof after discharge of all liabilities shall be disposed of by "Special resolution" as laid out in the provisions of section 28 of "The Incorporated Societies Act", 1908.