



Rules of the Constitution

1. Name

- 1.1 The Ellerslie Intermarque Concours and Classic Car Show Incorporated (The Society) of PO Box 99-272 Newmarket Auckland 1149.
- 1.2 The Society is constituted by resolution dated 14 March 2011

2. Registered Office

- 2.1 The registered office of the Society shall be at such a place in New Zealand as may be from time to time determined by the Committee.

3. Purpose of Society

- 3.1 To promote the classic car movement and its activities by organising an annual Event on behalf of the Car Clubs and associated groups.
- 3.2 The venue for the Event is the ARC Ellerslie Racecourse, Auckland, or an alternative venue determined by the Committee.
- 3.3 Pecuniary gain is not the purpose of The Society.

4. Committee

- 4.1 The Society shall have a committee. The positions of:
 - a) Chairperson;
 - b) Secretary; and
 - c) Treasurer

will be elected by the incoming Committee from within their number at their first meeting, which will be chaired by the out-going Chairperson or his or her appointed representative until such time as the new Chairperson is elected. Where practicable continuity and experience from the immediate past Committee should be maintained

- 4.2 Only members of The Society may be Committee members.
- 4.3 The Event will be organised by the Committee which shall be made up as follows:
 - a) Two members of the Host Car Club i.e. the Club which was the winner of the previous Event's Teams Concours d'Elegance competition,
 - b) (ii) One member from the Car Club achieving second place in the previous Event's Teams Concours d'Elegance competition,
 - c) One of the outgoing Committee's Host Car Club representatives,
 - d) The Chief Judge from the Thoroughbred & Classic Car Owners Club Incorporated (the independent club responsible for judging the competitions),
 - e) One member from each of five other participating Car Clubs, to be elected at the Annual General Meeting (AGM) of The Society.
 - f) Additional members may be co-opted onto the Committee when special expertise is required. Such members have no voting rights.
 - g) Each Car Club representative on the Committee with the exception of the Thoroughbred and Classic Car Owners Club shall provide a minimum of ten people on the day of the Event to assist with duties involved in running the show.

5. Appointment of Committee Members

- 5.1 All Committee members must be established at the Annual General Meeting.
- 5.2 Members appointed as of right under clause 4.3 will be confirmed.
- 5.3 Elected members must be proposed and seconded.
- 5.4 If there are more elected members proposed than places available, then a secret ballot will take place. The result will be determined by simple majority.

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6. Cessation of Committee Membership

- 6.1 Committee members may resign during their term of office by giving notice at a Committee meeting or to the Chairperson.
- 6.2 Replacement of that Committee member is at the discretion of the Committee and by invitation.

7. Nomination of Committee Members

- 7.1 Elected committee members must be present and nominated from the floor at the AGM.
- 7.2 This requirement shall also be met by such candidates and their proposer being available from a remote location in real time via electronic video or other technology that permits such candidate to be questioned and to respond to the floor at the AGM as needed.

8. Role of the Committee

- 8.1 Subject to the Operating Principles of The Society, the committee is to administer, manage and control The Society to achieve the purposes of The Society.

9. Role of the Committee Members

- 9.1 To attend committee meetings, generally on a monthly basis, to formulate and implement a plan to organise the Event on behalf of the members of The Society.
- 9.2 To keep minutes recording the activities and actions of the Committee.
- 9.3 To produce an annual budget, monthly reports for operational purposes and an annual financial statement for presentation at the AGM for approval.
- 9.4 To forward the approved financial statement for The Society to the Registrar of Incorporated Societies.

10. Membership

- 10.1 Membership is open to any Car Club who participates in The Ellerslie Concours and Classic Car Show Incorporated.
- 10.2 Membership is on an annual basis and is subject to complying with the Rules and Operating Principles and the Purpose and Mission Statement of the Society.

11. Admission of Members

- 11.1 Admission to membership is by a Car Club's completion of the on-line entry form to participate in the Event.
- 11.2 To continue a Car Club's membership, entry must be made for the subsequent annual Events.
- 11.3 Acceptance of membership is at the discretion of the Committee.

12. Register of Members

- 12.1 The Committee will maintain a register of member Car Clubs in the form of a database containing addresses, telephone number and contacts.
- 12.2 It is the responsibility of the member to notify the Committee of any changes to their Club's registration details as they occur.

13. Cessation of Membership

- 13.1 Membership lapses automatically If the member Car Club does not participate in the following year's Event.
- 13.2 Membership will also cease if the member advises the Committee in writing that it no longer wishes to be a member of the Society.

14. Re-admission to membership

- 14.1 A member is re-admitted automatically by entering an Event.

15. Obligations of Members

- 15.1 All members shall promote the purposes of The Society and shall do nothing to bring The Society into disrepute.

16. Use of Money and Other Assets

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- 16.1 The Society may only use money and other assets if:
- a) it is for the purpose of the Society,
 - b) it is not for the sole personal or individual benefit of any person, and
 - c) that use has been approved by either the Committee or by majority vote of The Society.
 - d) It is the responsibility of the Committee to ensure that adequate funds are retained annually for the organisation of the following years Event.
- 17. Joining Fees, Subscriptions and Levies**
- 17.1 There are no joining fees, subscriptions or levies.
- 17.2 The Society will be self-funding.
- 17.3 Any donations received will be considered as income to The Society and recorded in the financial statement pertaining to the year they are donated.
- 18. Additional Powers**
- 18.1 The Society may employ people for the purposes of The Society.
- 19. Financial Year**
- 19.1 The financial year of The Society begins on 1 April and ends on 31 March, except
- 19.2 If the date of the Event is less than six weeks before the end of the financial year the Committee may vary the financial year end date to at least six weeks after the Event for that specific year.
- 20. Payments**
- 20.1 Any payment made by The Society must be approved by the Committee and recorded in the committee minutes.
- 20.2 All payments to Car Clubs must be to a bank account provided by the club on its online Entry and for the benefit of the Car Club (to the satisfaction of the Treasurer of the Society).
- 20.3 All payments will be made using The Society's internet banking system.
- 20.4 All payments approved by the Committee will be authorized by two members of the Committee using The Society's internet banking system.
- 21. Society Meetings**
- 21.1 The AGM shall be held once a year no later than twelve weeks after the Event,
- 21.2 The Secretary shall give all members at least six weeks' notice of the AGM.
- 21.3 The business to be conducted at the AGM shall be
- a) Minutes of the previous AGM
 - b) The Chairperson's report
 - c) The Treasurer's report
 - d) Hearing of motions as notified
 - e) Election of committee
 - f) General business
- 21.4 The AGM will be chaired by the Chairperson of the Committee or his/her appointed nominee.
- 21.5 The Chairperson will determine whether a vote is taken by
- a) voice
 - b) show of hands
 - c) secret ballot.
- 21.6 A member may have more than one representative present at the AGM but is entitled to only one vote.
- 21.7 In the case of a tied vote the Chairperson will have the casting vote.
- 22. Motions at the AGM**
- 22.1 Motions to the AGM must be notified to the Secretary at least four weeks prior to the AGM and will be circulated to members prior to the AGM.
- 23. Committee Meetings**

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- 23.1 No Committee meeting may be held unless more than half the Committee members attend in person or from a remote location in real time via electronic video-conferencing or other communication technology.
- 23.2 In the absence of the Chairperson the Committee shall elect a Chairperson to chair the meeting.
- 23.3 Decisions of the Committee shall be by majority vote.
- 23.4 Only as of right and elected Committee members present at the meeting may vote.

24. Altering the Rules

- 24.1 The Society's Rules of Constitution may be altered or replaced by a motion notified to the AGM and passed by a two-thirds majority of those members present.
- 24.2 When a rule change is approved the Secretary shall register the rule change with the Registrar of Incorporated Societies on the required form. The rule change is not in effect until this is done.

25. Winding up

- 25.1 If The Society is wound up the debts, costs and liabilities shall be paid. Surplus money and other assets of The Society may be disposed of by resolution of the Committee.
- 25.2 No distribution may be made to any member.

26. Definitions

- 26.1 In these rules:
- a) "Car Club" means a group of enthusiasts representing a classic car marque or marques, or model of a marque, e.g. Jaguar, Model A (Ford), Horseless Carriage Club and the like.
 - b) "Committee" means the Committee of The Society.
 - c) "Committee Meeting" means a meeting of the Committee.
 - d) "Committee Member" means any member who is on the Committee
 - e) "Majority Vote" means a vote by more than half the members who are present at the meeting and who are entitled to vote at that meeting upon a resolution put to that meeting.
 - f) "Meeting" means any Annual General Meeting, any Special General Meeting and any Committee Meeting.
 - g) "Money or other assets" means real or personal property or any interest therein owned or controlled to any extent by The Society.
 - h) "Payment" means any transfer of legal tender by cash, electronic transfer, or any other means of paying legal tender
 - i) "Rules" means these rules, being the rules of The Society.
 - j) "Society Meeting" means any Annual General Meeting, any Special General Meeting but not a Committee Meeting.
 - k) "Use money or other assets" means to use, handle, invest, transfer, give, apply, expend, dispose of, or deal in any other way with, money or other assets.
 - l) "Written notice" means hand-written, printed or electronic communication of words or a combination of these methods.