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\*10061620187\*

## Certificate - Alteration of rules

Section 21 Incorporated Societies Act 1908

### 1. Name of society

New Zealand Tournament Water Ski Association Incorporated

### 2. Society number

404377

I certify that the alteration has been made in accordance with the rules of the society.

### Name

Ronald Bakker

### Position

President

### Signature

15 / February / 2013

### 3. Complete this checklist before filing your application

- This certification has been completed by an officer of or a solicitor for the society.
- A copy of the rule alteration(s) is attached. **NOTE** | This can either be a complete copy of the updated rules with the alterations underlined or in bold type, or a copy of the particular rule(s) that were altered.
- The copy of the alteration to rules has been signed by three members of the society.

#### For society name changes --

- This rule alteration also includes a name change for the society, and
- We have checked that the new name of the society is available by conducting Register Searches at both [www.societies.govt.nz](http://www.societies.govt.nz) and [www.companies.govt.nz](http://www.companies.govt.nz).

**NPC# 14**

**19 FEB 2013**

### What must be included in your rules?

Section 6 of the Incorporated Societies Act 1908 requires that a society's rules include the following:

- The name of the society (ending with the word Incorporated)*
- The objects for which the society is established*
- How people become members of the society and cease being members of the society*
- How meetings of the society will be called and held and how voting will take place*
- How officers of the society will be appointed*
- Control and use of the common seal*
- How the society's funds will be controlled and invested*
- The powers (if any) that the society has to borrow money*
- How any property of the society will be distributed in the event of the society being wound up*
- How the rules of the society can be altered*

### 4. Your contact details

Name and postal address

Ronald Bakker  
203 Kaitoke Road  
Wanganui 4572

Telephone

Email (optional)

**CONSTITUTION AND RULES OF**  
**NEW ZEALAND TOURNAMENT WATER SKIING ASSOCIATION**  
**INCORPORATED**

1. **NAME**

The name of this organisation shall be the "New Zealand Tournament Water Skiing Association Incorporated" (referred to hereinafter as "Association").

2. **OBJECTS**

- a. To promote the sport of tournament water skiing in New Zealand and elsewhere in a manner in accordance with the objects and rules of the International Waterski and Wakeboard Federation (IWWF) or its successors in relation to its tournament skiing policies, rules and administration.
- b. To promote all forms of skiing as may be deemed appropriate by the Council.
- c. To select and send representatives overseas.
- d. To maintain membership of the New Zealand Water Ski Association (NZWSA) or its successor(s) affiliated to the IWWF and where necessary to affiliate direct to those bodies.
- e. To purchase, construct, lease, hire or otherwise acquire or dispose of land, buildings, lakes, machinery, equipment, easements, rights or privileges which may in the opinion of the executive assist in attaining or promoting the objects interests of the Association and its members.
- f. To employ staff, at the pleasure of the Executive, to administer the affairs of the Association.
- g. To place money on deposit or invest with any registered bank or financial institution and in doing so apply the prudent person rule as defined in section 13B of The Trustee Amendment Act 1988.
- h. To apply such portion of the funds of the Association as the Executive may think fit towards making provision for depreciation and other charges and forming and maintaining reserve funds or other special funds for the purposes of the Association.
- i. To conform with all amendments to IWWF Rules from the 1st November next unless a departure from the new rules is formally resolved by the Council following feedback and recommendations from the Technical Rules Committee.

3. **INTERPRETATION:**

- a. "Approved Tournament" includes all sanctioned tournaments and any tournament conducted by any club affiliated to the NZWSA or by any water skiing club affiliated to its National Body where:
  - i. the tournament is conducted and homologated under the International Waterski and Wakeboard Federation (IWWF) rules or;
  - ii. where any variations occur that such variations have been formally made or adopted by the NZTWSA council.

- b. "Council" means the Council of the Association.
- c. "Executive" means the officers of the Association.
- d. "Water Skiing" means skiing on water with the use of a tow line and of a ski or skis.
- e. "Tournament Water Skiing" means those events and/or disciplines recognised from time to time by the IWWF Technical Rules.
- f. "Knee boarding" means the sport of riding on water on a board while holding a tow line.
- g. "NZWSA" means the New Zealand Water Ski Association and its successor.
- h. "IWWF" means the International Water Ski & Wakeboard Federation and its successor.
- i. "AAO" means Asian, Australasian & Oceania Region or its successor.
- j. "Prime Allegiance" means that an individual member has elected to ski for that club so nominated in preference to any other club of which they are a member, or for that region they have nominated in preference to any other region in which they may hold club membership.
- k. "New Zealander" means a New Zealand citizen as established either by reference to passport, or if the skier does not hold a passport by proof of residence in New Zealand for at least 12 months immediately preceding the event and membership of a club affiliated to the NZWSA.
- l. "Sanctioned Tournament" means a tournament which has been accepted for notification by either the Council or the Executive of this Association in terms of the rules for and includes tournaments similarly sanctioned by any National Federation affiliated to the IWWF.
- m. Words importing the singular, plural, masculine or feminine shall be construed in the appropriate context.
- n. Words not specifically defined shall be construed in context, if this is not definitive they shall bear the meaning conveyed by their usage in the IWWF Rule Book and if this is not determinative the words concerned shall be interpreted in accord with the most recent Edition of the Concise Oxford Dictionary meaning appropriate to the context.

#### 4. REGISTERED OFFICE AND COLOURS

- a. The Registered Office shall be the office of the Secretary or such other place as may be determined by the Executive.
- b. The competition colours of the Association shall be Black and Silver or Black and Grey or such colours as shall be stipulated by an addendum enacted in accordance with these rules.
- c. Uniform, insignia, pocket badges and monograms shall be as approved from time to time by the Executive and once issued shall become the property of the competitor or official.

#### 5. MEMBERSHIP OF ASSOCIATION

- a. Individual membership of the Association shall be open only to those persons who are financial members of water ski clubs affiliated to the New Zealand Water Ski Association or to this Association.
- b. Any individual wishing to become a member of this Association shall make application in writing to the Secretary of the Association and include their full name, address, club, membership category, region of prime allegiance and include payment of the relevant

subscription. The Association shall make available appropriate application forms for this purpose.

- c. Deposit of the relevant subscription into the Associations' bank account shall be deemed to be application to and acceptance of membership by the Association. The Executive may decline or revoke membership.
- d. Only financial members of this Association or persons who are financial members of the National Association of their country of residence may take part in any tournament organised by this Association and no record shall be recognised if the claimant was not a financial member before and at the date of the performance.

This shall not however preclude entry into an activity organised and conducted by an affiliated Water Ski Club or NZTWSA Regional Association by an individual who is not a member of this Association.

- e. Registered tournament skiing judges, officials and boat drivers must be financial members of this Association.
- f. Individual membership categories shall include:
  - 1. Life member
  - 2. Competition skiing member
  - 3. Associate member
  - 4. Corporate Member
- g. Life members shall not be required to pay subscriptions and shall be entitled to vote as full members of this Association.
- h. Competition and Associate members shall pay subscriptions at the rate fixed at the annual meeting, and shall be entitled to vote as full members of this Association.
- i. The annual general meeting may fix concessionary rates and terms for junior skiing members.
- j. Water Ski Clubs, Promoters and Sponsors may become affiliated to the Association under the designation of "Corporate Membership" upon payment of the subscription fixed for competition skiing members. Such membership shall confer no voting rights but shall entitle the body to have one delegate attend all meetings of the Association and of the Council, and that delegate shall be entitled to speak once on behalf of his body to each item on the agenda at such meeting.
- k. Other categories and whether or not they may carry voting rights may be introduced by addendum if the need arises.
- l. Life, Individual Competition skiing members and Associate members shall have voting rights as set out in 12(c) at special and annual meetings but otherwise shall have no separate voting rights. Refer to Clause 12(b).
- m. Membership may be terminated by a member at any time by resignation, delivered or posted to the Secretary.
- n. Membership may be terminated by the Association where the annual subscription is outstanding for more than 6 months.

6. POLICY

The Policy of the Association in any year shall be in accord with the decisions of the Annual General Meeting or any Special Meeting during the year. Any matters not determined at Annual General or Special Meetings shall be governed by the Council as set out in Clauses 7 and 10 having considered the recommendations (if any) of any Committee appointed in regard to any particular area of responsibility. In the absence of the Council the Policy shall be that formulated by the Executive (Clause 9).

7. REPRESENTATION

Each Tournament Water Skiing Regional Association shall have its annual general meeting on the weekend of its regional championships and in any event shall have its annual general meeting prior to the National championships. At its annual general meeting each Tournament Water Skiing Regional Association shall elect one delegate to represent that region on the Council of the Association for the entire year following the annual general meeting of this Association at the next succeeding National championships.

These delegates shall be known as "Tournament Association Councillors" which may be abbreviated to "Councillors". In the event of a vacancy during the term of their appointment, the relevant NZTWSA Regional Association Executive may appoint a substitute delegate to represent it in their place for the residue of that term of appointment.

The number of regions and their boundaries shall be defined in the addendums made pursuant to these rules from time to time. The region of an individual member shall be the region of the club to which that member gives his prime allegiance and not necessarily the region in which he resides.

Addendums may be made by this Association stipulating minimum constitutional requirements to be met by Regional Associations.

In addition to the delegates elected by the Regions there shall be one skier representative who shall be elected at the Annual General Meeting of the Association from amongst skiers currently qualified by performance to ski in an open division.

8. OFFICERS

The Officers of the Association may be up to 6 in number and of these 5 shall be: President, Vice President, Immediate Past President, Secretary, Treasurer and Liaison Officer.

These officers shall be elected by the Annual General Meeting. Officers whose term is expiring shall be eligible for re-election without further nomination but all nominations for new appointments shall be subject to (a) and (e) hereunder.

- a. At least two weeks prior to the date of the Annual General Meeting written nominations for such officers are to be submitted by a Region and such Regional submissions must contain the written consents of the nominees and must be signed by the proposer and seconder from the Regional Association.
- b. The Officers shall hold office until retirement, death, resignation, removal from office or by the election of successors to office.
- c. A casual vacancy occurring in any of the Offices during the year shall be filled by appointment by the Executive.
- d. All office holders must be individual financial members of this Association.
- e. If no nominations are available to fill vacancies or retirements, the annual general meeting may accept a nomination from the floor and without prior notice, but no nomination from

the floor shall be accepted where the retiring office holder is available for re-election and offers himself.

- f. In the year following a change of President there shall be a sixth officer who shall be the immediate past President as provided in clause 9 hereof.

9. EXECUTIVE

The Executive shall comprise of the Officers of this Association as provided for in Clause 8, together with (when Clause 8(f) applies), the immediate past President who shall serve on the Executive until the next Annual General Meeting. The Executive shall have powers of delegation as follows:-

- a. To form subcommittees for any particular purpose other than committees to be appointed by Council in terms of Clause 10(e) and to delegate relevant powers to any such sub-committee or to confer on such committees consultative or advisory duties as it sees fit.  
The Executive shall have power to cancel the appointment of any such sub-committee or subcommittee member at any time and notwithstanding this all sub-committee members shall retire at each annual general meeting with the rest of the Officers but any or all of the retired committee shall be eligible for re-appointment by the new Executive.
- b. The Executive (and not the Council) shall have the option to appoint committees and/or individuals in the areas of:
1. Boat contract / equipment,
  2. Membership Secretariat,
  3. Tournament Series Administration,
  4. Sponsorship and Finance
  5. Publicity & Promotions
  6. Tours
  7. Records Secretary
  8. Two delegates to represent the Association as the NZWSA management committee delegates.
- c. The Executive, in the absence of action by Council within three months of the annual general meeting, may make any of the following appointments and such others as the Executive deems necessary from time to time. Such appointments once made shall stand until new appointments are made following the next succeeding annual general meeting, except that casual vacancies arising during the term of the appointment may be filled by the Executive.
1. Legal Adviser or General Legal Council
  2. Skier Representatives
  3. Representatives to Sports Foundations
  4. Representatives to AAO meeting
  5. Representatives to Olympic, Commonwealth and other Games Bodies
  6. Representatives to meetings of Regional Associations
  7. A Technical Rules Committee complying with the requirements of the addendums
  8. A Selection Committee complying with the requirements of the addendums

9. A coaching director
  - d. The Executive shall be responsible to the Council and shall exercise general control of the affairs of the Association in the absence of any direction given by the Council, and shall carry into effect the policy decisions of the Council.
  - e. Any matter not otherwise specially provided for in the rules shall be decided by the Executive unless the Council has made a previous decision on the matter under review.
10. TOURNAMENT ASSOCIATION COUNCIL
- a. The Council of this Association shall consist of the Executive and the Tournament Association Councillors (as provided for in Clause 7), and the skier representative.
  - b. At all meetings of Council the chair shall be taken by the President, or in his absence, the Vice President. In the event that both are absent the Council shall elect a member of the Council to act as Chairman of the meeting.
  - c. The policy of this Association shall be defined by the Council in accordance with the Constitution.
  - d. The Council shall have power to form or cancel any sub-committee for any particular purpose [with the exception of matters covered under 9(b)] and to delegate relevant powers to any such sub-committee or committee member.
  - e. Committees shall continue after the Annual General Meeting until either the Council or the elected Executive make new appointments. All or any of the retired committee shall be eligible for re-appointment by the new Council and/or Executive.
  - f. The Council shall appoint :
    1. A coaching Director
    2. A Technical Rules Committee and
    3. A Selection Committee
  - g. It shall be the duty of Council at its mid-winter meeting to sanction a list of events for the succeeding season, but in the event of default of such sanction by Council by the last day of September in any year then such sanction shall be made by the Executive not later than the last day of October that year.

Other events may be sanctioned and added to the list of sanctioned events at the discretion of the Council.

If there is a date conflict with a previously sanctioned event so as to involve two events being scheduled on the same weekend within a radius of 400 kilometres of each other and in the same Island then notice of any such proposal must be notified to council for a decision at least 14 days prior to any proposed tournament. If more than 400 kilometres then the executive may make a decision.
  - h. The Council shall consider and vote on any recommendation for life membership. Such a recommendation and all supporting information must be provided to Council prior to the meeting at which any such recommendation is to be considered for inclusion within the agenda.

## 11. MEETINGS

- a. The Executive Committee shall hold monthly meetings or otherwise as necessary.
- b. The Executive shall call meetings of the Council and the Council shall meet on at least three occasions annually for which at least 14 days' notice shall be given to Councillors and Regions. The first meeting shall be within six months of the Annual General Meeting and the final meeting shall be at the Nationals prior to the Annual General Meeting.
- c. Special Council meetings may be called by the Executive Committee or when required by two or more regions. Such meetings to be held at a convenient time and place and notice calling such a meeting shall set forth the object or objects of such meeting. Not less than 14 days' notice of such Special Council meetings shall be given.
- d. A Special General Meeting may be called at any time by order of the Executive or on the requisition of the Committees of not less than three Regions. Such requisition to state the objects thereof.
- e. Each Region and individual members must be notified not less than 14 days prior to any Special or General Meetings. Such notice to state time and place, and also the object of such meetings.
- f. The Annual General Meeting of the Association shall occur during the week of the National Tournament on the day and at the time determined by the Council, and notified to each Region not less than 14 days prior. The place of this meeting shall be in the vicinity of the Tournament.
- g. Individual members shall be entitled to attend the Association general meetings and shall have the right to speak once to any item on the agenda, and shall have the voting rights set in Clause 12.
- h. QUORUM  
A quorum at any executive Meeting shall consist of three members of the Executive.
- i. A quorum at Council, special and annual meetings shall consist of three members of the Executive and three Councillors.
- j. AGENDA  
The agenda for an annual general meeting shall include:
  1. Acknowledgement of Life Members
  2. Presentation of Proxies
  3. Roll Call of Corporate Member Representation
  4. Minutes of Previous Meeting
  5. Report by President
  6. Report by Treasurer
  7. Report by Committees
  8. Appointment of Auditor or Reviewer
  9. Election of Officers
  10. Election of Skier Representative on Council
  11. Roll Call of Regional Councillors for incoming year
  12. Fixing of membership fees
  13. General Business.



## 12. VOTING

### a. Executive Meetings:

Voting at Executive Meetings shall be by show of hands of all members with the President having the right of a casting vote.

### b. Council Meetings:

Subject to (iii) hereof, voting shall be:

- i. By a show of hands by all executive officers and councillors present unless a ballot is demanded by any Councillor. In this event the Regional Councillors shall then have one vote for each life and financial member in the Region they represent.

On a ballot Executive members and the skier representative shall have no vote unless they are otherwise qualified as Councillors. In the case of an equality of votes the President shall have a casting vote. All Councillors shall be entitled to vote in person or by proxy on all matters submitted. All proxies shall be in writing and be signed by the Region authorising the proxy. Proxies shall only be valid for the meeting concerned.

- ii. Postal or Email Ballot:

That a postal or email ballot be permitted in lieu of a Council Meeting provided however, that if one Councillor requests a meeting to discuss the matter in question, such request must be submitted within 14 days of the dispatch of the voting paper and under these circumstances the said postal vote shall not be conducted.

- iii. Variation from IWWF Rules

When the resolution before Council requires a resolution that circumstances in New Zealand warrant further departure from IWWF, rules and dispensation from the basic requirements of Object 2(i) of this constitution, all members of the Executive and all Councillors shall have one vote each. Any member of the Executive who is also a Councillor and the skier representative if he is also a Councillor shall have one vote in respect of each of his capacities.

No ballot as provided in 12(b) (i) involving voting on the basis of members represented shall be permitted in this case. Before any such resolution may be declared carried there must be a vote in favour by a clear two thirds majority of Council and Executive members present. The amending By-Law shall then be put for vote by Council on the basis of the ordinary Council voting rules as set out in 12(b) (i).

### c. Special and Annual General Meetings:

Each individual life or financial member shall be entitled to one vote. All members shall be entitled to vote in person or may vote by proxy on remit items on the agenda. All proxies shall be signed by the member authorising the proxy and shall specify the agenda item or items to be voted on. Proxies shall only be valid for the meeting concerned. Voting shall be either by show of hands or by ballot PROVIDED THAT where proxies are presented in relation to remit items on the agenda, voting on such items shall be by way of ballot.

### 13. DUTIES OF OFFICERS

The duties and powers of the Officers of the Association shall be as follows:

a. President

The President shall preside at all Association and Executive and Council meetings. He shall cause to have presented at each annual meeting of the Association a report on the affairs of the Association, and its financial position. He shall perform the duties incidental to the position and office and which are required by law. He shall sign all addendums after formal approval by Council.

At all meetings he shall have a deliberative vote and in the case of an equality of votes he shall have a further casting vote and where there is no quorum he shall have power to adjourn such meeting. At Council meetings, if he is also a regional councillor, he shall be entitled to vote in that capacity in addition to the vote cast by him as President. Rule 12(b) (i) contains further provisions as to his voting at Council meetings if a ballot is taken.

b. Vice President

The Vice President shall exercise the powers of the President in the event of the President's incapacity, absence or inability to do so from time to time. At all other times the Vice President will support and assist the President to perform the duties incidental to the position and office and which are required by law.

At all meetings he shall have a deliberative vote. At Council meetings, if he is also a regional councillor, he shall be entitled to vote in that capacity in addition to the vote cast by him as Vice President. Rule 12(b) (i) contains further provisions as to his voting at Council meetings if a ballot is taken.

c. Secretary

The Secretary shall be charged with all the statutory duties including the conduct of all correspondence and keeping all records of the Association other than books of account. He shall be responsible for keeping all minutes of meetings and for serving all notices of the Association. At all meetings he shall have a deliberative vote, and at Council meetings, if he is also a regional councillor shall be entitled to vote in that capacity in addition to the vote cast as secretary. Rule 12(b) (i) contains further provisions as to his voting at Council meetings if a ballot is taken.

d. Treasurer

The Treasurer shall keep proper books of account including the receipt and disbursements of all moneys. He shall present, or cause to be presented a statement on the finances of the Association as and when required by the President. He shall make or cause to be made a full financial report and balance sheet to be presented at the annual general meeting. At all meetings he shall have a deliberative vote and at Council meetings, if he is also a regional councillor shall be entitled to vote in that capacity in addition to the vote cast as Treasurer. Rule 12(b) (i) contains further provisions as to his voting at Council meetings if a ballot is taken.

e. Liaison Officer

The Liaison Officer shall be responsible for exchanging all information relative to the Objects of this Division, between the Association and its Regions and their constituent clubs, individual members of Association, and all other interested parties including publicity and public relations. He shall make or cause to be made reports to the Association, as and when required by the President. At all meetings he shall have a deliberative vote, and at Council Meetings, if he is also a regional councillor, shall be

entitled to vote in that capacity in addition to the vote cast as Liaison Officer. Rule 12(b) (i) contains further provisions as to his voting at Council meetings if a ballot is taken.

#### 14. FINANCIAL

- a. The Associations financial year shall be from the 1st day of July in any year to the 30th day of June the following year, or such other period as the Association may from time to time decide.
- b. The Association may impose on any Region or constituent club conducting an event sanctioned by the Association either a competitor's levy or an event sanction levy at a rate set annually by the Council. Each region or constituent club shall pay to the Association such competitors or event sanction levy as may be imposed.
- c. The working and current expenses of the Association including the salary of any employee who may be appointed by the Executive or the Council shall be paid from time to time by the Treasurer on the direction of the Executive or Council.
- d. All moneys received by or on behalf of the Association shall forthwith be paid to the credit of the Association in an account with a Registered Bank from time to time to be fixed by the Executive. All cheques and withdrawal receipts drawn upon any such account shall be signed by the two members of the Executive.
- e. The Association may invest in securities authorised by law for the investment of trust funds, the whole or any part of its moneys not required for the immediate business of the Association and shall be invested in accordance with Clause 2(g).
- f. Each individual member of this Association by virtue of Clause 5 of these rules shall each year pay to the Association an annual subscription fee at a rate set by the Annual General Meeting.
- g. The annual subscription to the Association is due and payable from the 1st day of the Associations financial year.
- h. The Executive shall have the power to strike any member off the roll of financial members of this Association whose subscription has not been paid within 6 months after the due date. Such disqualification shall not release the member from his/her obligation and liabilities as a member.
- i. New members (i.e. persons who have not been a member of the Association in any previous year and who join the Association later than one month after the first day of the Association's financial year) shall not become members until their subscription is paid and their application is accepted but may compete once the subscription is paid pending acceptance of their application. Result recognition and record recognition shall be provisional in such cases until confirmation of membership.
- j. The Association on resolution of the Executive may borrow up to \$5,000 from any, institution, person or society on such terms as the Executive may think fit, and may borrow greater sums upon resolution of the Council.
- k. The Association upon resolution of the Council may charge any property of the Association as security for any loan, whether by way of mortgage, instrument, assignment, transfer, debenture, charge or statutory charge or otherwise howsoever.

15. DISCIPLINARY

- a. The Council may, for any breach of Association's rules and/or addendums regulations, or for any conduct which in opinion of the Council is prejudicial to the interests of the Association, impose on any member Regional Association or individual member such disciplinary action that may be decided by the Council, including suspension from entry in events sanctioned by the Association and/or suspension from the Association for such period as the Council in each case determines, or expulsion from the Association.

Provided that the powers conferred by this rule shall not be exercised unless the offending Region or member has been given at least 14 days' written notice of the nature of the complaint or complaints against such Region or member and has been invited to be represented in person or in writing or by counsel at such Council Meeting being held to consider such disciplinary action.

- b. Regional Associations shall be responsible for the conduct of their individual members provided that in the event of misconduct by such member at any Association tournament and/or meeting that disciplinary action may be taken by the Association as provided for before in this rule.
- c. The Association may deny entry rights, trophies, result recognition, record applications, representative rights and voting powers to any member whose subscription has not been paid within 6 months of due date or who is in breach of any of the Association's rules, addendums or regulations.

16. CONDUCT OF NATIONAL CHAMPIONSHIPS

It shall be the duty of the Council and in default of the Executive to arrange the conduct of an annual National Tournament Skiing Championship and to provide addendums in respect of the conduct of same.

17. TECHNICAL RULES COMMITTEE

The duties and powers of the Technical Rules Committee to be appointed under 10(e) hereof shall be:

- a. Within the terms of this constitution, to review, frame and where necessary recommend amending addendums altering the competition rules to the Council for resolution and upon passing by the Council, to publish and circulate the amended competitive rules of the Association.
- b. The committee shall be responsible for the annual grading of all registered judges.
- c. The committee shall be responsible for the conduct of Judges' education and training.
- d. The committee shall be responsible for the contest draw and order of events for each National Championship.
- e. To make assessments of sites and tournament administration and to make recommendations as to record capability recognition. These recommendations shall be forwarded to the Executive which shall announce same when publishing details of sanctioned events and shall come into force on such publication.
- f. To receive and consider applications for records and to recommend to the Executive the approval or disapproval of the application on the basis of compliance with the requirements applicable.

- g. To review qualification and/or eligibility standards and to make recommendations to the Executive as to amending the addendums required in that regard from time to time.
- h. To undertake such further duties as Council may direct on the basis that the committee shall report to Council and Council shall determine the extent to which the recommendations of the committee shall be acted upon.

18. SELECTORS

- a. The selection committee shall comprise five members appointed by the Council or, if in default by the Executive and one of these selectors shall be a member of the Executive and/or council and that member shall act as Chairman of the Selection Committee.
- b. The Selectors shall be responsible for selecting New Zealand representative teams for overseas or New Zealand competitions and for any limited entry coaching schools if so instructed by either the Council or the Executive.
- c. The Addendums shall apply to the Selectors and outline their responsibilities.

19. COACHING DIRECTOR

- a. The Coaching Director shall be responsible to develop any coaching policies of the division advised to him by the Council.
- b. The Coaching Director shall formulate a policy for the years coaching activities and shall submit that policy through the Executive not later than the 1st Council meeting following his appointment.
- c. The Coaching Director shall provide the Executive with a budget for the policy so submitted.
- d. The Coaching Director shall make such arrangements with coaches and in regard to coaching schools as he may be requested to implement by the Executive.
- e. The Coaching Director shall co-ordinate the activities of both overseas and local coaches and shall liaise with Councilors as to the Regional requirements for coaching clinics (primarily to be conducted through local coaches).
- f. He shall co-ordinate a policy in regard to local coaching fees and travel expenses to be borne by clubs availing themselves of the Association Coaches.

20. On the recommendation of the Technical Rules Committee, the Executive may pass addendums governing the rating of skiers, issue of ratings and rating cards and conduct of tournaments for rating purposes and it shall be within the power of such addendums to provide for entry to Nationals and to other tournaments to be on the basis of ratings as issued in lieu of or as an alternative to performances in sanctioned tournaments.

21. RECORDS SECRETARY

The Records Secretary shall be appointed by the Executive annually.

## 22. DUAL MEMBERSHIP

Association skiers who are members of two or more clubs or of two or more regions should be eligible for placement and trophy awards in the club tournament championships of one club only and shall be eligible for placement and trophy awards of one region only which club and region must be nominated annually on the membership application or renewal form, the club to be in the same region as the region nominated.

When a skier who has made no nomination accepts placement and/or prizes in any club or regional championship, that club or that region shall be deemed to represent the "prime allegiance" of that skier for that season. He should not thereafter accept title prize or placement in a further club championship and shall not thereafter accept title prize or placement in a further regional championship, though he may compete if he be a member of a further club and/or region.

Where "prime allegiance" is first formed in relation to a club, the skier shall not thereafter be eligible for any regional championship trophy or placement in the regional championships of any region other than that region in which that club is domiciled.

Where "prime allegiance" is first formed in relation to a region, the skier should not thereafter be eligible for any club Championship trophy or placement of any club domiciled in any other region. A skier shall be eligible for the regional team of the region to which he has prime allegiance, and no other.

To take placement or prizes from two regions in one season or from a region other than that nominated on entry or renewal of membership shall be a breach of these rules rendering the skier liable to such disciplinary action as Council deems appropriate.

## 23. ADDENDUMS

It shall be the duty of the Council to provide addendums. The Council shall review annually for the organisation control and management of competitions, coaching schools, National records, judging standards, displays, skiing and generally in regard to any matters relating to the Association and the purposes of the Association.

Addendums made by Council on matters subject to Clause 2(i) by reason of their involving further departures from IWWF or AAO rules shall not be binding until all requirements of Clause 12(b)(iii) have been met. In addition to addendums so made by the Council, the Executive shall have power to make or amend addendums:

- a. If it has a recommendation from the Technical Rules Committee and the Executive is satisfied:
  - i. That the addendum or amendment complies with Clause 2; and
  - ii. That that recommendation should be adopted at the next Council meeting and;
  - iii. The Executive is prepared to adopt the recommendation of the Technical Rules Committee without amendment.
- b. Addendums shall come into force upon the passing of the appropriate resolution unless the addendum specifies a later date. Copies of all current addendums shall be available to members on request.
- c. All Regions or members who form part of the Association shall be amenable to such addendums of the Association.

24. ALTERATIONS TO RULES

Subject to the terms hereof these rules may be altered, added to or rescinded or otherwise amended by a resolution passed by a two thirds majority at a special general meeting called for this purpose. Any amendment affected by Clause 2(i) provisions must first be subject of the prior Council votes provided in Clause 12(b) (iii).

A duplicate copy of every such amendment shall forthwith be sent to every Regional Association, individual member, Councillor, any affiliated club and to the Registrar of Incorporated Societies.

25. AUDITOR OR REVIEWER

There shall be an auditor or reviewer (who shall not be a member of the Executive) to audit or review all the accounts of the Association and they shall have power from time to time to call for the production of all books, papers, accounts and documents relative to the affairs of the Association, such auditor/reviewer to be appointed annually.

26. COMMON SEAL

The Common Seal of Association shall be kept in the custody of the Secretary. The Common Seal shall be affixed in the presence of the President and Secretary of the Association and only in pursuance of a resolution passed at a meeting of either the Executive or the Council.

27. WINDING UP

If the Association shall be wound up, the surplus assets after payment of all liabilities shall be divided between Regional Associations in proportion to the number of Tournament Association members of such Regions provided that:

- a. Each Regional Association complies with the provisions contained within in the Incorporated Societies Act 1908 and/or the Charities Act 2005 ("the Acts") or their successors
- b. Where a Regional Association does not comply with "the Acts" then the funds are to be held in a solicitors trust account until such time as evidence of compliance can be provided.

28. GENERAL

- a. If appropriate, at any stage, the Council may provide guidelines for amateur status and preservation of eligibility for Olympic, Commonwealth or other regulated competition.
- b. If considered appropriate, the Council may provide guidelines for professional promoters of the sport and for the conduct of professional events and of combined professional and amateur competitions.
- c. Any matter not covered by these, rules shall be governed by a Council ruling expressed either by general regulation or specific decision and in the case of any dispute as to the interpretation of any rule its decision shall be final.
- d. Any business of a policy nature or having a significant effect on the affairs of the Association which is intended to be raised at a special or annual general meeting must be included with the notice of the meeting and cannot be raised without prior notice having been given.

29. Notwithstanding the terms of the constitution, rule changes necessary to obtain admittance to Olympic Games Federation, Sports Foundations, and like bodies may be made by Council if it first forwards a copy of the proposed amendment to every member, and then conducts a postal ballot not less than 14 days after that distribution, all votes being valid if postmarked not later than 28 days after that initial distribution.

There must be a two thirds vote in favour of the change before Council may amend the rules in accord with the notified proposed amendment. A duplicate copy of such amendment shall then be sent to every Regional Association Councillor, any affiliated club, and to the Registrar of Incorporated Societies.

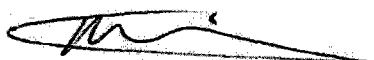
The foregoing Constitution and Rules were amended following a Special General Meeting of the Association held on 26<sup>th</sup> June 2010 in accordance with the original Constitution dated 27<sup>th</sup> July 1988.



Ron Bakker, President



Trevor Fowler, Life Member



Brent Wilson, Councillor & general legal adviser