

CONSTITUTION FOR INCORPORATED NARARA VALLEY HIGH SCHOOL PARENTS AND CITIZENS' ASSOCIATIONS

1. NAME

This body shall be known as the Narara Valley High School Parents and Citizens' Association, a body corporate under the Parents and Citizens' Associations Incorporation Act 1976.

2. OBJECTS AND FUNCTIONS

The objects and functions of this association shall be those set out in Section 116 of the Education Act 1990 which include,

(i) The objects:

(a) to promote the interests of the school by bringing parents, citizens, students and teaching staff into close co-operation; and

(b) to assist in providing facilities and equipment for the school and in promoting the recreation and welfare of the students at the school.

(ii) The functions:

(a) to report, when requested by the Minister for Education and Training, on the material requirements of the school and to advise on the subject of maintenance of the school, alterations and additions to school facilities, and the selection of new sites;

(b) to assist and co-operate with the teaching staff in public functions associated with the school;

(c) to be responsible for the election of parent representatives to any school council constituted at the school in consultation with the Principal of the school to ensure consistency with any guidelines for elections issued by the Director-General of Education and Training;

(d) to assist in any matters in which the Minister may seek the co-operation of the association and to exercise such other functions as may be prescribed by the regulations (under the Education Act 1990).

3. SCHOOL STAFF

The association shall not exercise any authority over the teaching staff or any matter relating to the control or management of the school. School staff may become members of the association. The Principal of the school, or the Principal's nominee, shall be a member, ex-officio, of the Association and all its committees.

4. MEMBERSHIP

Membership will be open to all parents of pupils attending the school and to all citizens within the school community. The Association shall maintain a register of members. A person whose name appears in the register and who has paid the annual subscription shall be a member of the association. The register shall be updated after each General Meeting by the Secretary or the Secretary's nominee. If the name of a person has been omitted from the register when that person is otherwise entitled to be a member and their name should have been recorded in the register, then that person shall be a member of the association.

5. OFFICE BEARERS

(a) The **Executive Committee**, which shall be constituted of the Officers of the Association and up to six other members shall carry out the decisions of the Association. Members of the Executive Committee shall not receive any remuneration or other material benefit by reason of their position in the Association. A member of the Executive Committee may be removed from office by resolution of the Association carried at a properly convened General Meeting or special meeting, providing at least seven days' notice has been given to members.

(b) The **Officers** shall consist of President, two Vice-Presidents, Treasurer and Secretary and shall be elected at the Annual General Meeting.

(c) The **President** shall preside at all meetings except that in the absence of the President one of the Vice-Presidents shall preside and in the absence of the President and Vice-Presidents, the Committee shall elect a Chairperson.

(d) The **Secretary** shall attend meetings and keep a record of all business conducted. On relinquishing office the Secretary shall hand over records, minutes, account books, etc. to the incoming Secretary.

(e) The **Treasurer** shall receive and deposit monies, maintain records, draw cheques and present accounts to each General Meeting; present all records for auditing each year and shall hand over all records to the incoming Treasurer on relinquishing office. The requirements for handling money, keeping records, etc in the *School Manual on Financial Management* shall be followed. Should it be necessary during the unavoidable absence of the Treasurer, another Officer of the Association may receive any monies, issue receipts and either deposit the monies in an Association account or hand the monies to the Treasurer within two business days, taking a receipt for same.

6. CASUAL VACANCIES

Any casual vacancy on the Executive shall be filled by a ballot of the members of the Association at any General Meeting. A casual vacancy shall have arisen where a member of the Executive Committee:

(a) dies;

(b) resigns from the committee by notice in writing;

(c) ceases to be a member of the Association;

(d) is removed under clause 5(a); and

(e) has a continuing and long-term incapacity to fulfil the functions of the position.

7. ANNUAL GENERAL MEETING

An Annual General Meeting shall be held once each calendar year at a date specified in the rules. At this meeting all Officer and other positions will become vacant and then be filled by nomination, and where necessary by ballot of members. All nominees shall be members of the association. The audited statement of income and expenditure and Annual Report will be presented. A copy of the audited statement of income and expenditure, certified by the auditor, is to be forwarded to the NSW Federation of Parents and Citizens' Associations of New South Wales within one month of the Annual General Meeting at which it is adopted. An auditor for the ensuing year who is not an officer of the association shall be appointed. The appointed auditor shall possess appropriate skills and experience in auditing and financial record management together with an appreciation of the issues of probity as they relate to the role of Association auditor. In particular, the auditor must not have or appear to have any conflict of interest arising, for example, from a personal or business relationship with an officer of the association.

8. GENERAL MEETINGS

A General Meeting shall be held at least once during each school term.

9. SPECIAL MEETINGS

A special meeting shall be called by the Secretary at any time upon written request signed by at least ten members or on the authority of the Executive Committee. The special meeting shall be held within one month of the date the Secretary receives the request or is given the authority. Members shall be given at least seven days' notice of the meeting which notice shall also state the business of the meeting.

10. QUORUM

Where the association has a current membership of 50 or more, the quorum at all meetings of that association shall be 11 members. Where the association has a current membership of less than 50, the quorum shall be set according to the rules of that Association but shall not be less than 5.

11. LIABILITY

(a) A member or Officer of the association is not, by reason only of being such a member or Officer, liable to contribute towards the payment of the debts and liabilities of the association or the costs, charges and expenses of the winding up of the Association.

(b) The association must effect and maintain approved public liability insurance, unless the Association is covered by such insurance affected and maintained by the Federation of Parents and Citizens' Associations of New South Wales. In this section "approved public liability insurance" means public liability insurance which an Association incorporated under the Associations Incorporation Act 1984 is required by Part 6 of that Act to effect and maintain.

12. SUBSCRIPTIONS

The annual subscription shall be set by the rules but shall not be less than 50 cents.

13. SUB-COMMITTEES

The association may establish sub-committees, however styled, to carry out specific functions on its behalf. Any sub-committees that are established shall report regularly at meetings of the association and follow any directions received from the Association. The association may dissolve a sub-committee at any time. Any funds raised or handled by a sub-committee shall be, for all purposes, funds of the Association.

14. DISSOLUTION

(a) The association may be dissolved in terms of a resolution carried at a general Meeting or a special meeting of members, providing at least seven days' notice has been given to members and subject to the concurrence of the Minister for Education and Training, or otherwise at the Minister's discretion.

(b) The association shall be dissolved if the number of members falls below the quorum or the school to which the Association is attached is closed.

(c) Where the association is dissolved minute books, audited accounts and other records together with the residue of funds, shall be given to a kindred organization having a taxation status accepted by the Australian Taxation Office as equivalent to that of the association. In particular, where the association maintains a deductible gift fund (such as a School Building Fund) on dissolution any remaining assets or funds must be transferred to another gift deductible fund with similar objects to the association. Any records given to a kindred organization will be retained in accordance with taxation legislation requirements. The transmission shall occur within two months of the dissolution of the association, and only after the books of account have been audited as provided under Clause 16. If the association is registered for GST, dissolution shall not be finalized until all accounts have been paid, all revenue received and all GST transactions have been accounted for in the association's Business Activity Statement.

(d) Where the association is dissolved, assets and funds on hand after payment of all expenses and liabilities shall not be paid to or distributed among the members.

15. RULE MAKING POWER

The association shall make such rules as are required to carry out its functions. The rules shall not contravene the terms of this constitution, the Education Act 1990, or the Parents and Citizens' Associations Incorporation Act 1976. The rules may be adopted, altered or withdrawn according to a simple majority vote at any meeting of the association for which a month's notice has been given. Such notice shall include details of the proposed changes. The rules shall provide for the procedure to be followed:

- (a) at meetings of the Association;
- (b) to convene a substitute meeting when a quorum is not attained at a meeting; and
- (c) in making an application for membership.

16. ACCOUNTS

The funds of the association shall be banked in the name of the Association with any institution holding trustee status within the meaning of the Trustee Act 1925, provided interest is allowed on the balance. The account shall be operated by two or more officers of the association delegated in that behalf by the Association. No commitment shall be entered into for the expenditure of Association funds, except by resolution of a meeting of the association. The Association must make such financial reports about its affairs (including reports of its auditors) as are required by its rules or by the Minister for Education and Training.

Adopted on the 23rd day of November, 2004 by resolution at a general/special meeting of the Narara Valley High School Parents & Citizens' Association.

Signed on behalf of the Association by:

President
Ron Miller

Secretary
Debbie Blain

NARARA VALLEY HIGH SCHOOL P & C ASSOCIATIONS BY-LAWS

1. These rules are made under the constitution of Narara Valley High School Parents' and Citizens' Association.
2. The Association is formed for the benefit of the pupils of the school and to that end it will:
 - (a) participate as much as possible in the activities of the school and communicate with all members of the school community.
 - (b) co-operate in the activities of the Federation of Parents and Citizen's Associations of New South Wales and its District and Regional Councils, and
 - (c) do such other things as may promote the interests of public education.
3. The Financial Year of the Association shall close on the 31st December each year.
4. The Annual General Meeting of the Association shall be held in March of each year in conjunction with and preceding the Ordinary General Meeting for that month. The agenda of the Annual General Meeting shall include setting the membership fee of the Association for the ensuing year.
5. A General Meeting of the Association shall be held on the second Tuesday of every month during term time at 7.30 p.m.
6. Any person eligible for membership may become a member or renew membership by paying the required membership fee of \$2.00 to the Treasurer or nominee of the Treasurer after any general meeting. Membership shall remain current until the close of the Annual General Meeting in the following year. The Secretary or a nominated assistant shall be responsible for maintaining an up to date register of membership.
7. At a General Meeting the quorum shall be in accord with rule 10 of the constitution. Where that rule does not specify a number the number shall be 5.
8. If a meeting for which due notice has been given does not achieve a quorum (within 15 minutes if the advertised starting time) the Secretary

shall, or in the absence of a Secretary remaining members of the Executive shall and failing that any five members of the Association may call a further meeting (with a lapse of not more than 28 days of term time) to carry on the business of the Association.

9. In the absence of the Secretary the remaining members of the Executive or any five members of the Association may call any meeting that is required giving due notice of the business proposed for the meeting.

10. All meetings of the Association shall be conducted in accordance with the appropriate By-laws of federation “Standing Orders for the Conduct of all Meetings”.

- (a) The order of business shall follow that for Federation Council, standing Order 1C. Unfinished business on notice at the previous meetings shall be dealt with as 1 C (c) matters arising from the minutes.

11. As well as the provisions of Federation Standing Order 6 “Notices of Motion” a group of members of the Association equal to the quorum for the meeting may require that particular items of new business without notice be placed on notice for the next meeting. Associations may appoint persons to represent them. There should then be provision for such Representatives to report on these activities at the meetings of the Association.

12. The Association may elect representatives who will be responsible to the Association in the same way that Federation Representatives are responsible to Federation under section 4B of Federation Policy. The Association may decide at the time of the election what form of reporting is required.

13. A General Meeting of the Association may declare any officer who has been absent for three successive meetings as set out in Federation By-Law 4 (r) (iii) to have vacated their position and to have created a casual vacancy to be dealt with by means of rule 6 of the constitution.

14. Associations must ensure that important and irregular financial decisions are brought to the attention of members and all expenditure, beyond normal running costs, receives majority support from members at a general or special meeting. These provisions should not hamper sub-committees from expending those monies necessary for normal running costs. All funds belong to the Association and expenditure must be authorised by the Association. A sub-committee must not expend funds for any purpose outside those allowed by the Association. A sub-committee can be set up to raise funds for particular goals or recommendations on how the funds raised should be used.

15. The Association may confer the honour of Life Membership on a member who has made an outstanding contribution to the work of the Association. Life members may attend and speak at meetings but are not entitled to vote or hold office unless they are also ordinary members in terms of rule 6 in these areas.

Adopted on the 23rd day of November, 2004 by resolution at a general/special meeting of the Narara Valley High School Parents & Citizens' Association.

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