

# CORVETTE CLUB OF SOUTH AUSTRALIA INCORPORATED (Reg. No. A8909)



## CONSTITUTION

EFFECTIVE 18<sup>th</sup> MARCH 2024





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## 1 NAME & HEADQUARTERS

- (1) The name of the Association shall be:  
Corvette Club of South Australia Incorporated, hereinafter referred to as “the Association”.
- (2) The address of the Association shall be:  
PO Box 230, Findon SA 5023  
Web Site: [www.corvetteclubofsouthaustralia.com.au](http://www.corvetteclubofsouthaustralia.com.au)

## 2 OBJECTIVES

The Corvette Club of South Australia Incorporated is a non-profit organisation whose objectives are: -

- a) The preservation and restoration of the Corvette motor vehicle, including modified and left-hand drive vehicles.
- b) To promote interest in the marque and maintenance to the highest standards of operation and performance by sharing and exchanging technical knowledge and information.
- c) To promote the highest standards of courtesy and safety on the roads.
- d) To promote enjoyment and sharing of goodwill and fellowship amongst Corvette owners and to co-operate with similar clubs throughout Australia.
- e) To promote the sport and pastime of motoring in all its branches, and, to further the interests of owners and drivers of the Corvette vehicle.

### 2.1 Interpretation

In this Constitution, unless the contrary intention appears”

**association** includes society, club, institution or body;

**Associations Incorporation Act 1985**, herein after referred to as the ‘Act’;

**domestic partner** means a person who is a domestic partner within the meaning of the *Family Relationships Act 1975*, whether declared as such under that Act or not;

**incorporated association** means an association incorporated under this Act;

**member** of an incorporated association means—

- (a) a person who is under the rules of the association a member of the association;

**officer** of an incorporated association means—

- (a) any person who—
  - (i) occupies or acts in a position of—
    - (A) a member of the committee of the association; or
    - (B) the secretary, treasurer or public officer of the association;

**“special resolution”** of an incorporated association means -

- (a) where the rules of the association provide for the membership of the association - a resolution passed at a duly convened



meeting of the members of the association if -

- (i) at least 21 days written notice specifying the intention to propose the resolution as a special resolution has been given to all members of the association; and
- (ii) it is passed at a meeting referred to in this paragraph by a majority of not less than three quarters of such members of the association as, being entitled to do so, vote in person or, where proxies are allowed, by proxy, at that meeting;

**spouse**—a person is the spouse of another if they are legally married;

For the purposes of this Act, a person is an associate of another person if—

- (a) they are partners; or
- (b) one is a spouse, domestic partner, parent or child of the other;

## 3 MEMBERSHIP OF THE ASSOCIATION

### 3.1 Membership Rules

- a) Memberships and renewals will only be granted after final approval by the elected committee.
- b) Association subscriptions shall be due and payable by the Thirty-First (31<sup>st</sup>) day of December annually.
- c) All non-financial members shall forfeit their membership if not renewed by the designated date, as explained in Section 4. Subscription, sub section (e).
- d) Persons wishing to become an Association Member, and not being an owner of a Corvette shall not be eligible for Full Membership of the Association unless there are at least Eighty (80) per cent of Members who are owners of Corvette cars, and the membership of whom will not reduce the percentage to less than Eighty (80) per cent.
- e) The elected Committee shall be empowered to determine the limit of Membership of the Association.

### 3.2 Membership Types

The various types of Memberships of the Association is to ensure that each Member is able to fully participate in the various activities of the Association.

There are **SIX** types of memberships namely:

- Full Membership
- Country Membership
- Associate Membership
- Social Membership

- Honorary Membership
- Life Membership

### **3.3 Membership Descriptions**

#### **3.3.1 Full Membership**

A Full Member shall be any person who is a Financial Member, other than Social Member or Honorary Member.

A Full Member is an approved member of the Association, who pays the Full Membership fee and shall be entitled to:

- Vote on any issue.
- Introduce visitors to the Association.
- Receive any relative Association information and newsletters in any format.
- Receive event subsidies where applicable.

#### **3.3.2 Country Membership**

Country Membership shall be granted by the committee if that person's residential address exceeds the boundaries of the attached map. **Refer Appendix 1.**

A Country Member:

- Receive any relative Association information and newsletters in any format.
- Shall be entitled to vote on any issue.
- Shall be entitled to introduce visitors to the association.
- Receive event subsidies where applicable.

#### **3.3.3 Associate Membership**

An Associate Member shall be any person linked to a Full Member by family relationship or who is a Defacto / Partner of a Full Member and shall be entitled to the same rights and privileges as a Full Member:

- Shall be entitled to vote on any issue.
- Receive event subsidies where applicable.
- Receive their own Newsletter via email
- An Associate Member may hold a non-executive position on the Committee.

#### **3.3.4 Social Membership**

Social Membership may, in the absolute discretion of the elected Committee, be granted to any person who cannot qualify as an Associate Member and who is interested in promoting the Association.

Social membership shall not be granted to any person who resides at the same address as the owner of a Corvette car.

The elected Committee may cancel such membership at any time.

A Social Member:

- Shall have no voting rights.
- May hold a non-executive position on the committee.
- Shall only be entitled to receive their newsletter via email.
- Will not receive any subsidies for events

### **3.3.5 Honorary Membership**

Honorary Membership may be granted by the elected Committee Members of the Association for a period not exceeding One (1) month and may cancel such membership at any time.

The name of the Honorary Member and the name of the Car Club of which the Honorary Member is a Member shall be recorded in a book/Register of attendance.

Honorary Members shall at the discretion of the elected Committee enjoy all the privileges of a Full Member except:

- They shall not be entitled to vote on any issue, or to receive any notice required to be given to Members of the Association.
- They shall not introduce visitors to the Association.
- Shall not be entitled to any subsidy unless approved by the elected Committee.

### **3.3.6 Life Membership**

A Member who has rendered service in the club and meets the following criteria, on the recommendation of the Committee, may be approved as a Life Member and will be ratified at the next Annual General Meeting.

The Membership Officer shall identify a current Member that has been a continuous financial member of the club for the period in question, served a minimum of five [5] years on a Corvette Club committee, being either the main committee or a Nationals Committee (Nationals Committee service counts as two [2] years committee service).

A total of 25 years of member and committee service is the minimum required for eligibility for Life Membership, (e.g. 20 years as a member and 5 years committee service or 15 years as a member and 10 years committee service or any combination between those two.)

Minimum term as a continuous financial member of the club shall be not less than 15 years.

A member may on agreement of the Committee, be deemed to be a "Financial Life Member".

A Life Member:

- Shall enjoy all the rights and privileges of full Members.
- Shall not be liable for a annual fee or subscription.
- Shall receive a “Life Member Name Tag” in acknowledgement of their service.

### **3.4 Conditional Registration – Including ICVs**

The following is required to obtain Conditional Registration:

- a) The owner of the vehicle being put forward for Conditional Registration must:
  - i) Be a financial member of the Corvette Club of South Australia; and
  - ii) Own a Corvette.
  - iii) Own an approved Individually Constructed Vehicle (ICV) for which the Corvette Club of South Australia would recognise the individual contribution and the historic value of.
- b) Photos of the vehicle being put forward for Conditional Registration will be required for documentation purposes held by the Club and include the following:
  - i) Engine bay.
  - ii) Interior.
  - iii) Left-hand front/rear side of vehicle.
  - iv) Right-hand front/rear side of vehicle.
  - v) Front view of vehicle.
  - vi) Rear view of vehicle.
- c) Vehicle being proposed for Conditional Registration must be:
  - i) Legally registered in SA.
  - ii) Left Hand Drive (LHD) cars must have a LHD exemption.
  - iii) Vehicles previously not registered in South Australia must go to the relevant government department for inspection and be approved for registering prior to obtaining Conditional Registration.
- d) The owner of the vehicle must be a club member. A Company cannot be a member of the club.
- e) Final decision on acceptability of the vehicle being put forward for Conditional Registration is given to the Conditional Registrar. (It is recommended that any owner wishing to put forward a vehicle for Conditional Registration should visit the SA Government web site prior to approaching the Club so that they have an in depth understanding of the requirements and the policy content).

**Members Please note:** For further information regarding Conditional Registration, please seek advice from Conditional Registrar.

The elected Committee at the time can make the overriding decision regarding Conditional Registrations, after considering Conditional Registrar’s opinion.

### **3.5 Representation on another Clubs Committee**

No club member can stand for either an Executive or General Committee position whilst they are also a representative on another similar / like-minded clubs committee. This is to prevent a potential for a conflict of interest as there may be matters that are raised that are privy to the Corvette Club of South Australia and are not to be disclosed to other Clubs and therefore, is not in the best interest of the Corvette Club of South Australia.

## 4 SUBSCRIPTIONS

- a) Annual Subscriptions shall be determined by the Committee and voted on by the majority at a General Meeting of at least Ten (10) percent of financial Members with voting rights.
- b) All Full Members, Country Members, Associate Members and Social Members shall be liable to pay an annual subscription which shall be due and payable on or before the Thirty-First (31<sup>st</sup>) day of December.
- c) All new Members shall be liable for a joining fee as determined by the elected Committee.
- d) After Thirty-First (31<sup>st</sup>) January of each year, a notice shall be sent to every Full Member, Country Member, Associate Member, and Social Member whose annual subscription is overdue. If payment of any outstanding subscription is not made within Fourteen (14) days of such notice being sent, and if no reason acceptable to the committee is given, the member by whom the outstanding subscription is payable shall cease to be a Member of the Association.
- e) Regardless of the above provisions, a Member whose vehicle has Conditional Registration and who has not renewed their annual subscription on or before the due date of the Thirty-First (31<sup>st</sup>) day of December shall immediately cease to have that vehicle registered.
- f) All interested persons who apply for Membership after June Thirtieth (30<sup>th</sup>) shall have the benefit of a discounted subscription fee of one half the Annual Membership fee plus the full joining fee.
- g) All Country Members shall have the benefit of a discounted subscription as determined by the elected Committee.

## 5 MEETINGS AND VOTING

### 5.1 Annual General Meeting

- a) The Annual General Meeting shall be held in the month of March of each year.
- b) All financial Members with voting rights shall be given at least Fourteen (14) days notice in writing of the next Annual General Meeting.
- c) The Annual General Meeting purposes:
  - i) To fill the vacancies in the Committee of the Association for the ensuing year.
  - ii) To decide on any resolutions, which may duly be submitted at that meeting.
  - iii) The Constitution may be added to, repealed or amended as deemed necessary. (**Refer Section 12**).
- d) The duly elected "Committee" may make by-laws necessary for the proper administration of the Association. Such by-laws so made shall not be repealed, added or amended unless and until:
  - i) Notice of intention to propose such repeal, addition or amendment is first given in writing by a financial Member of the Association with voting rights to the Secretary no later than Thirty (30) days prior to the Annual General Meeting and included in the agenda for that meeting.
- e) At the Annual General Meeting of the Association, Committee Members shall retire but shall still be eligible for re-election.
- f) Any Two (2) financial Members with voting rights may propose an eligible financial



- Member as a candidate for the Committee.
- g) The elected Committee may during the course of the year, appoint an eligible financial Member to fill a casual vacancy on the Committee if required.
  - h) Only financial Members with voting rights are entitled to vote, and each financial Member with voting rights is entitled to One (1) vote in person at that meeting.
  - i) The exception to the rule is the nominated Chairperson who will abstain from voting unless there is a tie, they then have the casting vote at the Annual General Meeting to break a tie only.
  - j) No item of business is to be polled at an Annual General Meeting unless a quorum is present at the time the meeting is to consider the item.
  - k) The presence of a Quorum is Ten (10) percent of the financial Members with voting rights at any Annual General Meeting.

## 5.2 *Special General Meeting*

- a) The Committee may call a Special General Meeting of the Association at any time.
- b) A Special General Meeting of the Association may be called, upon request of the President, Vice-President, Secretary, Treasurer or any Four (4) Members of the Committee, or at the written request of Ten (10) financial Members of the Association with voting rights, the Committee shall, within one month of the receipt of the requisition, convene a Special General Meeting for the purpose specified in the requisition.
- c) Every requisition for a Special General Meeting shall be signed by the relevant members and shall state the purpose of the meeting.
- d) If a Special General Meeting is not convened within One (1) month, as required by b) above, the requisitionists, or at least Fifty (50) percent of their number, may convene a Special General Meeting. Such a meeting shall be convened in the same manner as nearly as practical as a meeting convened by the Committee, and for this purpose the Committee shall ensure that the requisitionists are supplied free of charge with particulars of the members entitled to receive a notice of meeting. The reasonable expenses of convening and conducting such a meeting shall be borne by the Association.

## 5.3 *Notice of General Meetings*

- a) Subject to 5.2 b) above, at least Fourteen (14) days notice of any General Meeting shall be given to members. The notice shall set out where and when the meeting will be held, and particulars of the nature and order of the business to be transacted at the meeting.
- b) Notice of a meeting at which a special resolution is to be proposed shall be given at least Twenty-One (21) days prior to the date of the meeting.
- c) A notice may be given by the Association to any member by serving the member with the notice personally, or by sending it by post to the address appearing in the register of members or direct email. (**Refer Section 5.5.**)
- d) Where a notice is sent by post:
  - i) The service is affected by properly addressing, prepaying and posting a letter or packet containing the notice, and

- ii) Unless the contrary is proved, service will be taken to have been affected at the time at which the letter or packet would be delivered in the ordinary course of post.

#### 5.4 *Proceedings at General Meetings*

- a) Ten (10) percent of financial members with voting rights present personally shall constitute a quorum for the transaction of business at any General Meeting.
- b) If within Thirty (30) minutes after the time appointed for the meeting a quorum of members is not present, a meeting convened upon the requisition of members shall lapse. In any other case, the meeting shall stand adjourned to the same day in the next week, at the same time and place and if at such adjourned meeting a quorum is not present within Thirty (30) minutes of the time appointed for the meeting the members present shall form a quorum.
- c) Subject to item d) below, the President / Chairperson shall preside as chairperson at a General Meeting of the Association.
- d) If the President / Chairperson is not present within five minutes after the time appointed for holding the meeting, or he or she is present but declines to take or retires from the chair, the members may choose a Committee member or one of their own number to be the chairperson of that meeting.

#### 5.5 *Voting at General Meetings*

- a) Subject to these rules, every financial member of the Association with voting rights has only one vote at a meeting of the Association.
- b) Subject to these Rules, a question for decision at a General Meeting, other than a special resolution, must be determined by a majority of financial members with voting rights, who vote in person at that meeting.
- c) Unless a poll is demanded by at least Five (5) members, a question for decision at a General Meeting must be determined by a show of hands.

#### 5.6 *Poll at General Meetings*

- a) If a poll is demanded by at least Five (5) financial members with voting rights, it must be conducted in a manner specified by the person presiding and the result of the poll is the resolution of the meeting on that question.
- b) A poll demanded for the election of a person presiding or on a question of adjournment must be taken immediately, but any other poll may be conducted at any time before the close of the meeting.

#### 5.7 *Special and Ordinary Resolutions*

- a) A special resolution as defined in the Act.  
The definition in Section 3 of the Act, *Special Resolution* of an incorporated association means:
  - i.) Where the Rules of the Association provide for the membership of the Association—a resolution passed at a duly convened meeting of the members of the Association if:

- ii.) At least Twenty-One (21) days written notice specifying the intention to propose the resolution as a special resolution has been given to all members of the Association; and
  - iii.) It is passed at a meeting referred to in this paragraph by a majority of not less than three-quarters of such members of the association as, being entitled to do so, vote in person or, where proxies are allowed, by proxy at that meeting.
- b) A 'Special Resolution' for the purpose of 'Winding Up' shall also comply with the requirements of Section 11.
  - c) An ordinary resolution is a resolution passed by a simple majority of financial members with voting rights at a general meeting.

## 6 MINUTES

- a) Proper minutes of all proceedings of Annual General Meetings, Special General Meetings, General Meetings of the Association and of meetings of the Committee, shall be entered within one month after the relevant meeting in minute books kept for the purpose.
- b) The minutes kept pursuant to this rule must be confirmed by the members of the Association or the members of the committee (as relevant) at a subsequent meeting.
- c) The minutes kept pursuant to this rule shall be signed by the chairperson of the meeting at which the proceedings took place or by the chairperson of the next succeeding meeting at which the minutes are confirmed.
- d) Where minutes are entered and signed they shall, until the contrary is proved, be evidence that the meeting was convened and duly held, that all proceedings held at the meeting shall be deemed to have been duly held, and that all appointments made at a meeting shall be deemed to be valid.

## 7 GOVERNMENT OF THE ASSOCIATION

- a) The governing body of the Association shall be the elected Committee and the said Committee shall be elected to office at a duly convened Annual General Meeting.
- b) The Committee of the Association will comprise of the following positions:

### 7.1 **Executive Committee:**

- President
- Vice President
- Secretary
- Treasurer

### 7.2 **Committee:**

- Public Officer
  - Membership Officer
  - Conditional Registrar
  - Newsletter Editor
  - Merchandise Officer
  - Web Master
  - Events Co-ordinator
  - Auxiliary Committee Member (as required and at the discretion of the elected Committee)
  - Ancillary Positions (These are non-committee positions, appointed by the Committee)
    - Conditional Officer/s
    - Club Historian
    - Fundraising Officer
- a) All Members sitting on the “Executive Committee” shall be a financial Full or Country Member.
  - b) All Committee members must be a financial member.
  - c) The elected Committee shall be authorised and responsible for;
    - i. The organisation of events
    - ii. Taking of membership fees
    - iii. Encouraging promotion of a friendly amicable association.
  - d) Only elected Members of the Committee can vote at Committee Meetings.
  - e) The Committee shall meet as it sees fit (at least monthly) to transact the business of the Association. A majority of the Committee being present shall form a quorum.
  - f) The President or, in his/her absence, a Member of the Executive Committee shall take the chair at all Meetings.
  - g) All questions are to be decided by a simple majority of votes. In the case of equality of votes, the President shall have the casting vote.
  - h) Proper minutes shall be kept of the proceedings of the Committee Meetings and shall be confirmed at the next subsequent Meeting.
  - i) The Committee may delegate any of its powers to a sub-committee, consisting of such persons whether Members of the Committee or not, as the Committee deems fit.



- j) Any sub-committee so formed shall, in the exercise of the powers so delegated, conform to any conditions or stipulations that may be imposed by the Committee.
- k) The sub-committee may elect a chairperson at its meetings and may meet and adjourn at its discretion to facilitate its responsibility/ies appropriately.
- l) Questions arising at any sub-committee meeting shall be determined by a majority of votes of the persons present and in the case of equality of votes the Chairperson shall have a second or casting vote. The President of the Association shall be an ex-officio Member of any sub-committee so formed.

## 8 POWERS OF THE ASSOCIATION

The Association shall have all the powers conferred by Section 25 of the Associations Incorporation Act 1985 for the purpose of carrying out its objectives. An Incorporated Association may subject to this Act and its rules, but is not limited to: -

- a) Acquire, hold, deal with, and dispose of, any real or personal property; and
- b) Open and operate an ADI (authorised deposit-taking institution [e.g. Bank]) accounts; and
- c) Invest its moneys—
  - i. In any security in which trust moneys may, by act of parliament, be invested; or
  - ii. In any other manner authorised by the rules of the association; and
- d) Give such security for the discharge of liabilities incurred by the association as the association deem fit; and
- e) Appoint agents to transact any business of the association on its behalf; and
- f) Enter into any other contract it considers necessary or desirable.

## 9 FINANCES

- a) The financial year of the Association shall end on the Thirty-First (31<sup>st</sup>) day of December in each year to which date the accounts of the Association shall be balanced.
- b) After the end of the financial year of the Association, the accounts of the Association shall be audited by an Auditor appointed by the elected committee within Thirty (30) days.
- c) All monies due to the Association shall be receivable by the duly appointed "Treasurer" and be held in a Financial Institution duly nominated by the elected-Committee.
- d) The duly appointed "Treasurer" shall be responsible for maintaining an account of all income and expenses and provide a report at every Meeting of the current financial status of the Association.
- e) All payments from the Account of the Association invoiced up to \$2000.00 shall be authorised by any Two (2) persons from the Executive Committee: President, Vice President, Secretary and the Treasurer.
- f) In the event that a pending commitment to purchase / book (e.g. venue booking) is over \$2000.00 in value, it must be authorised by the full committee, prior to any commitment being made.
- g) Any current financial Member with voting rights is entitled to inspect the financial books of the Corvette Club of South Australia Inc, upon written request and giving due notice of Fourteen (14) days.
- h) The Annual Financial Report shall be available within Thirty (30) days to the Annual General Meeting, and copies made available to the Members upon request.



## 10 TERMINATION

The position of any Committee Member absent for Three (3) consecutive Committee Meetings without leave shall automatically become vacant. Acceptance of an apology shall be deemed a grant of such leave.

## 11 WINDING UP AND APPLICATION OF SURPLUS ASSETS

- a) The association may be wound up in the manner provided for in the Act.
- b) At least Twenty One (21) days written notice specifying the purpose of the General Meeting will be given to all members.
- c) A majority of not less than three quarters (3/4) of the members of the Association as, being entitled to do so, vote in person, at that meeting
- d) If after the winding up of the association (after expenses and disposal of assets), there remains 'surplus assets' as defined in the Act, such surplus assets (moneys) shall be distributed to the charity/ies as voted by a majority of current Members.

## 12 AMENDMENT OF THE RULES

The Constitution may be added to, repealed or amended at any Annual General Meeting or Special General Meeting at which notice of such intention had been given to Members at least Fourteen (14) days prior to the meeting. A resolution from such a purpose shall require a Quorum of Ten (10) Percent of financial Members with voting rights voting thereon.

## 13 RESIGNATIONS AND EXPULSIONS

- a) A Member may retire from Membership at any time by giving notice to the Secretary.
- b) Any Member can resign through own volition.
- c) A Member can be expelled by the Association due to inappropriate actions and will not be entitled to participate in any Association activities.
- d) A Member deemed to undertake inappropriate actions will be advised by a member of the Executive Committee and these will be reported to the Committee for consideration and the action to be taken. Any decisions made will be reported back to the Member who will have the Right of Appeal before any further action is taken. The Association may at any General Meeting resolve that a member ought to be expelled because they have, in the opinion of the Association, acted in a manner detrimental to the interests of the Association. The Committee shall thereafter give notice setting out the grounds on which the Association proposes to expel them and informing them that they may request that a Special Committee Meeting of the Association be convened in order to confirm or revoke the proposal for their expulsion.
- e) Should the member not request a Special Committee Meeting within Fourteen (14) days after such service of the said notice they shall automatically be deemed to have been expelled from the Association.
- f) Any expelled Member shall be liable for his/her their subscription for the financial year in which they were expelled.

## 14 USE OF ASSOCIATION LOGO

The use of the registered Association Logos by members must be approved by the elected Committee, in its absolute discretion, on an application in writing to the Committee stating the conditions it is to be used for.

The club logo main use is for club merchandise for the promotion of the club where the elected committee deem suitable.

Logo club colours are set, and can only be changed at the Committee's discretion to contrast with background colours. Samples on attached sheet. **(Refer Appendix 2)**.

## 15 CHARITIES

The Association may appoint one or more charities to which the Association may from time to time make donations.

In the event of winding up, surplus assets shall be distributed to the charity as determined by a vote of members, to do with as they see fit.  
[Refer Charities Policy for further information].

## 16 SOCIAL MEDIA

The current serving Committee reserves the right to remove any social media item it deems to be offensive or not in the best interest of the Association.

The Social Media Policy, outlines the requirements for Social Media access and content for further information.

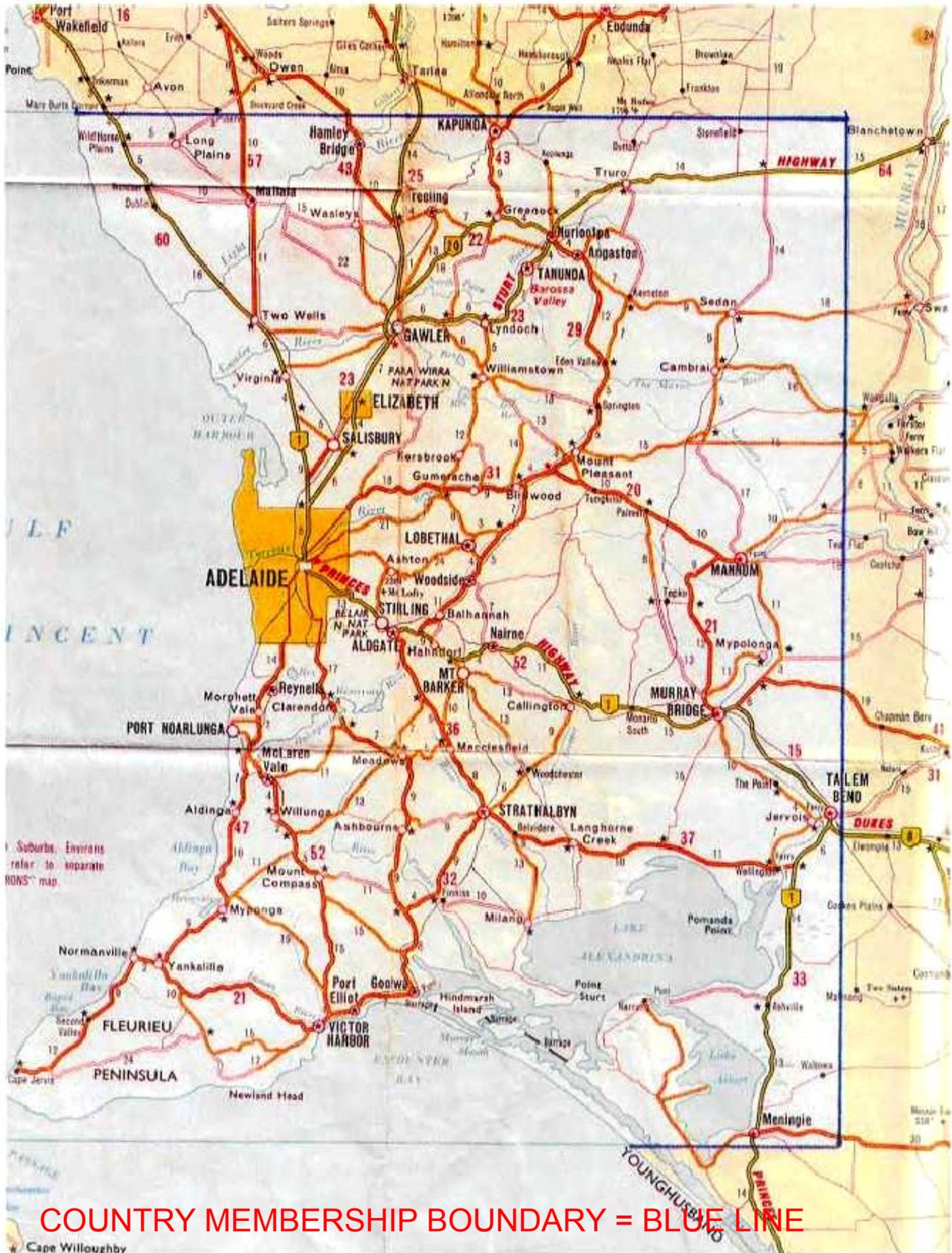
## 17 APPENDICES

### APPENDIX 1 - COUNTRY MEMBERSHIP BOUNDARIES MAP

### APPENDIX 2 - ASSOCIATION LOGOS



# APPENDIX 1 - COUNTRY MEMBERSHIP BOUNDARIES MAP



## APPENDIX 2 - ASSOCIATION LOGOS

The “**Corvette Club of South Australia Inc**” logo can only be used by the Club on items approved by the elected Committee

The following logo samples are to be used only with committee approval for club promotion and for use on club merchandise.

The designated colour for the wording “Corvette Club” and “South Australia” is (Yellow Kingstar – 531).

Sample 1



Sample 2



Sample 3



**Footnote: Logo samples 1 & 2 can be adapted to suit each generational change or Corvette emblem.**



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