

## PCRA CONSTITUTION REVIEW 2018      SUMMARY POINTS

*These are the main recommended changes from the standardised 2016 Model Constitution to one more suited to the PCRA. Note they are NOT the changes from the old 1989 Constitution which is now out of date and no longer approved by NSW Dept of Fair Trading. Each reference is to a particular Clause in the Model Constitution which can be found*

*at: <https://www.fairtrading.nsw.gov.au/associations-and-co-operatives/associations/starting-an-association/model-constitution>*

1. The original 1989 objective has now been included right at the first page of the Constitution: "The administration of Post Classic motorcycle racing within the Association and the promotion of the sport in general".

It tells us what we stand for and is our 'gold standard' so it needs to be right up front.

2. Cl. 2 Membership continues to not require any qualifications, but if members of another association or club apply to race with PCRA as a group on a regular basis they are required to become PCRA members, as we now do with BRA and Sidecars.
3. Cl. 3 We have added a voluntary position of Membership Secretary which was not in the model, and we have given new members steps to register and set up a login with details needed for race entry. Provisional membership applies until the next committee meeting approves it or were it to reject it for any reason.
4. Cl. 6 Deleted a rule that resignations are not accepted if money is owing as this would be unworkable.
5. Cl. 7 Member records will be held electronically, as they already are.
6. Cl. 8 The model allows us to set a Joining Fee but we have not done so, just annual membership fees, to reduce barriers to joining.
7. Cl. 10 Disputes can be resolved with reference to the Objects that head up the Constitution. Also we have inserted an extra stage referring disputes to the Motorcycle Australia Arbitration and Disputes Board before they go to the costly national Arbitration Tribunal.
8. Cl.14 To encourage participation we have lifted the number on the Committee from 7 to 9, of which 4 are Officeholders and 5 are Members with specific responsibilities. The Constitution is legally required to set any maximum sequential terms of office for officeholders. We suggest turnover be encouraged with a 3 year limit on consecutive terms of President and 7 years for Treasurer (from the date new Constitution will apply).
9. Cl. 15 Nominations to AGM for Officeholders positions can be electronic, not just paper. It is also proposed (15.8) that a person who is already an officeholder in an organisation whose members are hosted long-term by PCRA should not be able to simultaneously hold office in PCRA. This is to reduce workload, spread responsibilities and avoid any potential or perceived conflicts of interest.

10. Cl. 17 Treasurer's responsibilities will include adhere to a manual or set of by-laws to be set up once a new accounting system is in place . This will tighten accountability and transparency.
11. Cl. 20 Minimum meetings per year is lifted to 9. Also electronic presence (phone, Skype, etc) is allowed as a full presence and can vote.
12. Cl. 26 Ratifies that AGM can be called electronically, eg by email.
13. Cl. 27 Calling of a Special General Meeting would require at least 10% of members agreeing, as 5% is considered too low and could lead to instability.
14. Cl.29 Quorum for a General meeting would be 11. Failure to get a quorum means no meeting.
15. Cl.35 No proxy voting, as Act has been amended and it is now disallowed.
16. Cl. 40 (4) Official signatories to Accounts shall be electronic. This is underway.
17. Cl.44 Books shall be kept electronically and can be inspected by members subject to such conditions (e.g. confidentiality) as the committee decides is in the Association's interest.