

CONSTITUTION OF THE B M W MOTORCYCLE CLUB (CAPE) 11 APRIL 1984

1. NAME

The Club shall be know as the B M W Motorcycle Club (Cape).

2. OBJECTS

- 2.1 To provide members with the opportunity of exchanging information and maintaining useful contact with other B M W motorcyclists.
- 2.2 To arrange at least two recreational activities per month involving the exclusive use of B M W motorcycles and in addition thereto, to hold a monthly meeting of members.
- 2.3 To inform members of matters of interest to B M W motorcycle owners.
- 2.4 To promote the good image of motorcycling in general, and that of the riders of B M W motorcycles in particular.

3. MEMBERSHIP

- 3.1 Full Membership shall be open to anyone who owns or regularly rides a B M W motorcycle.
- 3.2 Associate Membership shall be open to :
 - 3.2.1 Anyone who owns or who regularly rides a B M W motorcycle and who normally resides outside a radius of 100 kms from the point at which Club rides normally depart.
 - 3.2.2 Anyone not eligible for Full Membership but who regularly accompanies a full member on pillion.

4. APPLICATION FOR MEMBERSHIP

- 4.1 All applications, supported by a proposer and seconder, both being full members of at least one year's standing, shall be submitted on the prescribed form together with the prescribed entrance fee.
- 4.2 Applications for membership shall be dealt with in the following manner :
 - 4.2.1 The application of a Full Member shall be considered by the Committee after the applicant has attended at least one ordinary meeting of the Club and one scheduled Club ride.
 - 4.2.2 The application of an Associate Member shall be considered by the Committee after the application has been tabled at two consecutive ordinary meeting of the Club.
 - 4.2.3 Any member shall have the opportunity to object to the Committee against the acceptance of an applicant, in which event the Committee shall have the power to interview such objector privately.
 - 4.2.4 The Committee shall, nevertheless, be empowered to refuse or admit any application at its sole discretion.

5. FEES FOR MEMBERSHIP

- 5.1 The entrance fee and annual subscriptions shall be fixed from time to time by members in General Meeting.
- 5.2 Payment of the entrance fee shall entitle the member, upon acceptance, to receive a copy of the Club's Constitution and a Club badge.
- 5.3 Annual Subscriptions shall be due in advance on March 1st, each year. New members will be liable for the full year's subscription in respect of applications made before December 31st, where the application form is dated during January or February of the Club's financial year, that year's subscription will be waived.

5.4 Membership of the Club will be deemed to have terminated forthwith upon due date for payment of the annual subscription if the subscription has remained unpaid for a period of three months from such due date. Any person whose membership has thus lapsed may re-apply as a new member.

6. FINANCIAL YEAR

The Club's financial year shall run from March 1st to the last day of February in the following year.

7. GENERAL MEETINGS

- 7.1 Only full members in good standing shall be permitted to vote at a General Meeting, and no vote may be cast by proxy.
- 7.2 A quorum shall consist of twenty percent of members eligible to vote and shall include at least two Committee members. In the event that there is no quorum, the meeting shall be adjourned for a period of fifteen minutes, and then failing a quorum, the meeting shall stand adjourned for a period of one week whereupon the members present at such meeting shall form a quorum.
- 7.3 Voting shall be by means of a show of hands (except in the case of the election of Office Bearers).
- 7.4 The Chairman shall not have a casting vote.
- 7.5 The Club shall hold an Annual General Meeting within 2 months of the end of each Financial year. Business shall be conducted in the following order:

Notice convening the Meeting
Attendance
Apologies
Treasurer's Report
Motions submitted
Election of Committee

- 7.6 The Secretary shall post written notice of the AGM or Special General Meeting to each paid-up member of the Club at least 21 days prior to such meeting. Such notices shall be addressed to each member's last known address and shall specify the business to be conducted at the meeting.
- 7.7 The Constitution of the Club may be amended by resolution on a two thirds majority of any General Meeting.
- 7.8 A special General Meeting may be called by the Committee, or upon requisition of 10 of the members of the Club. Such meeting shall be convened within 1 month of such requisition and no business other than that stated in the requisition shall be conducted at the meeting.

8. COMMITTEE

- 8.1 The Committee shall consist of 4 Full Members of at least 1 year's standing and shall comprise:

Chairman
Club Captain
Secretary/Treasurer
Social Organiser

- 8.2 A Committee shall be elected at each Annual General Meeting as follows:

- 8.2.1 Nominations will be called for at the Club's monthly meeting at least one month immediately prior to the Annual General Meeting.
- 8.2.2 If more than 1 nomination has been received, voting shall be by ballot.

- 8.3 The Committee shall have the power to co-opt any member either on a supplementary basis or to fill a position which has been vacated.
- 8.4 No member of the Committee shall be eligible for election to the same office for more than 3 consecutive years.
- 8.5 The Committee shall be entitled to formulate bye-laws from time to time.
- 8.6 The Committee shall have the full power to manage all the business and other activities of the Club in the manner set out in this Constituion and shall further have power :
 - 8.6.1 To open and operate banking, building society and other accounts.
 - 8.6.2 To invest in such manner as they shall deem fit, such funds which are not immediately required by the Club.
 - 8.6.3 To purchase, hire or otherwise acquire any movable or immovable property.
 - 8.6.4 To sell, exchange or otherwise dispose of any movable or immovable property.
 - 8.6.5 To employ the funds of the Club in such a manner as is consistent with the aims and objectives thereof.
- 8.7 Any legal action shall be initiated or defended by the Club in its own name, and the Chairman, as advised by the Committee, shall have the power to represent the Club in all such proceedings.
- 8.8 Two signatories to all accounts opened in the name of the Club shall be required. At least one of the signatories shall be the Chairman or the Secretary/Treasurer of the Club.

9. LIABILITIES

- 9.1 The liability of members shall be limited to the amount of subscription due by such members in terms of this Constitution and unpaid; beyond this no member shall be personally liable for the debts of the Club.
- 9.2 The Club shall in no circumstances whatsoever be held liable for any loss or damage to property of any member or guest whether occasioned by negligence, theft or otherwise, neither shall the Club be liable for personal injury or harm suffered by any member or guest.
- 9.3 Any member introducing a guest shall be responsible for the conduct of such guest.
- 9.4 The Club reserves the right to suspend or cancel the membership of any member who is considered, in the opinion of the Committee, to have acted contrary to the interest and aims of the Club.

10. DISSOLUTION

- 10.1 The dissolution of the Club may only be effected by resolution passed at a Special General Meeting. Such resolution shall require a three quarter majority vote of members present and eligible to vote at such meeting.
- 10.2 Upon dissolution of the Club, its remaining assets shall be donated, after all liabilities have been discharged, to one or more charitable institution serving the interests of motorcyclists.