

NOTICE OF SPECIAL RESOLUTION

Notice is hereby given that at the Annual General Meeting of Lithgow & District Workmens Club Ltd ('the Club') to be held on Monday 29th May 2023 commencing at 7:30pm in the Club's premises at 3-7 Tank Street Lithgow NSW 2790, members will be asked to consider and if thought fit, pass the following resolution which is proposed as a Special Resolution:

Special Resolution

That the Constitution of Lithgow & District Workmens Club Ltd in the form presented to the Meeting be adopted as the Constitution of Lithgow & District Workmens Club Ltd in substitution for and to the exclusion of the existing Constitution of Lithgow & District Workmens Club Ltd.

Explanatory Note to Special Resolution

If passed, this special resolution will adopt a new Constitution to replace the Club's existing Constitution.

The main purposes of the new Constitution are to:

- include provisions which reflect the current Corporations Act 2001, Liquor Act 2007 and Registered Clubs Act 1976;
- implement membership related changes such as specifying additional eligibility requirements for election to the Board, and adding grounds for suspension and removal from the premises of any member pending disciplinary proceedings; and
- update and simplify the language of the Constitution when compared with the existing Constitution.

The accompanying Explanatory Table summarises the new Constitution and compares various provisions of the new Constitution with corresponding provisions in the existing Constitution. The Explanatory Table does not form part of the new Constitution and is not a substitute for reading the new Constitution.

Members are welcome to contact the Club's office, to inspect and receive a copy of the new Constitution and compare the new Constitution with the existing Constitution, which is available on request. Members are encouraged to contact the General Manager before the Meeting with any questions regarding the new Constitution, to enable the Club to provide suitably researched replies. The Board recommends this special resolution to members.

Procedural notes to members

The Special Resolution will be passed if a three-quarters majority of members who are present and voting at the Meeting vote in favour of the resolution. The Registered Clubs Act 1976 prohibits proxy voting. Members are requested to send any questions in writing regarding the Special Resolution to the General Manager at least seven days before the date of the Meeting to enable the Club to provide suitably researched replies.

Lithgow & District Workmens Club Ltd Special Resolution at 2023 Annual General Meeting – Explanatory Table regarding proposed new Constitution

The purpose of the following table is to assist members to compare provisions of the proposed new Constitution against the Club's existing Constitution. The table is not a substitute for reading the proposed new Constitution.

In the table, the 'Corresponding rule number in existing Constitution' column indicates a relationship between the subject matter of a rule in the proposed new Constitution to a rule in the existing Constitution. In many instances the proposed new Constitution significantly modifies or updates the subject matter.

The 'Subject matter and comments' column does not describe every rule change in the new Constitution. The intention of this column is to summarise the subject matter of the new rule, and identify significant changes from the existing Constitution and various issues for members' consideration.

Some rules in the existing Constitution are deleted from the proposed new Constitution. These changes are noted towards the end of the table by the first column entry, 'Not included'.

Explanatory Table		
Rule number in new Constitution	Corresponding rule number in existing Constitution	Subject matter and comments
Rule 1	Rule 1	The Club's legal name (Lithgow & District Workmens Club Ltd) is unchanged.
Rule 2	Rule 2	This rule sets out definitions used in the Constitution. The new definition of "ballot paper" includes physical or electronic formats. The definition of "by-law" now includes policies made by the Board (for example, the Club's Responsible Service of Alcohol policy will now be regarded as a By-law under the Constitution). The definition of "Executive" (President and the two Vice-Presidents) is deleted because the new Constitution does not include a separate rule regarding the Executive (that is, the new Constitution omits existing rule 64, as noted at the end of this table).
Rule 3	No corresponding rule	The Constitution is subject to legislation, and in the event of any inconsistency between the Constitution and legislation, the legislation will prevail.

Explanatory Table		
Rule number in new Constitution	Corresponding rule number in existing Constitution	Subject matter and comments
Rule 4	Rule 4	Under new rule 4, the members in general meeting can no longer vary or revise the Board's construction or interpretation of the Constitution. This change provides more certainty for the Board because members of the Club in General Meeting will not be able to vary the Board's interpretation of the Constitution. Members retain the right to apply to the Supreme Court for a ruling if they disagree with the Board's interpretation of a rule in the Constitution.
Rule 5	Rule 5	New rule 5 includes a reference to gender inclusivity. The Constitution no longer refers to specific genders.
Rule 6	Rules 7 and 11	The new Constitution retains the Club's objects, with minor updating of language (for example, use of gender neutral language).
Rule 7	Rules 9(b) and 12	The income and property of the Club must be applied solely towards the promotion of the Club's objects.
Rule 8	Rule 13	This rule states that members have limited liability.
Rule 9	Rule 14	The limited liability amount of \$5 per member on winding up of the Club is retained.
Rule 10	Rule 15	The restrictions on distribution of surplus property on winding up are retained.
Rule 11	Rule 19	This rule requires all members to be admitted to membership in accordance with the Registered Clubs Act.
Rule 12	Rule 17	Persons under 18 years of age are eligible for Junior Sporting membership only.
Rule 13	No corresponding rule	Membership of the Club is open to all genders.
Rule 14	Rule 18	This rule states that all existing members will retain their membership on adoption of the new Constitution.
Rule 15	Rule 20	The classes of full membership are retained. As is the case at present, full membership of the Club will comprise Club Members, Club Life Members, Junior Sporting Members and Life Members.
Rule 16	Rule 26	This rule describes the eligibility criteria for each class of full membership other than Life membership (see rule 17). The criteria are unchanged.
Rule 17	Rule 27	The eligibility requirements and procedure for election as a Life Member are retained.
Rule 18	No corresponding rule	This new rule enables the Board to create and dissolve sub-classes of membership other than Life membership. For example, the Board could create a sub-class of Bowling membership within the class of Club membership.
Rule 19	Rules 23 and 24	This rule relates to the entitlements of Life Members. Voting entitlements are unchanged.
Rule 20	Rules 23 and 24	This rule relates to the entitlements of all membership classes other than Life Members. Voting entitlements of each class of membership are unchanged.
Rule 21	Rules 9(a) and 52(c)	This rule continues the restriction in the Registered Clubs Act that employees of the Club who are also members of the Club, will not have any voting or standing rights and cannot hold office on the Board.
Rule 22	Rules 24 and 83(b)	Each member who is entitled to vote has one vote. The Registered Clubs Act prohibits proxy voting.
Rule 23	Rule 25	The Board may make By-laws regarding the entitlements, rights and privileges of members to use the Club's facilities and amenities.
Rule 24	Rules 28, 29 and 30	This rule relates to honorary membership of the Club, and is consistent with the Registered Clubs Act.
Rule 25	Rules 31 and 32	This rule relates to temporary membership of the Club, and is consistent with the Registered Clubs Act.
Rule 26	Rule 39	This rule relates to provisional membership of the Club. A provisional members is a person who has applied for and paid for membership and is awaiting the Board's decision on their application. Under new rule 26(a), provisional membership may be granted for up to six months instead of the existing limit of six weeks. Under new rule 26(e), provisional members may have their membership terminated by the Secretary or in the Secretary's absence, by the senior employee on duty, which is relevant if the provisional member is involved in an incident.
Rule 27	Rule 51	This rule relates to guests of members, and is consistent with the Registered Clubs Act. The Board may make By-laws regulating all matters in connection with guests of members (for example, regarding the number of times a guest may enter the premises before being asked to become a member).
Rule 28	Rule 45	A General Meeting may appoint and remove 'Patrons' of the Club upon a recommendation of the Board.
Rules 29 to 32	Rules 35, 36 and 37	These rules relate to the requirements and procedure for election to membership, and are consistent with the Registered Clubs Act.
Rule 33	Rule 33	This rule relates to transfer between classes of membership.

Explanatory Table		
Rule number in new Constitution	Corresponding rule number in existing Constitution	Subject matter and comments
Rules 34 and 35	Rules 40 to 44	These rules relate to the payment of entrance fees, subscriptions and levies. Under new rule 34, the minimum subscription per year of membership is reduced to \$1, except for Junior Sporting Members who may not be required to pay a subscription. New rule 35 enables the Club to extend the one month time period for late payment before an unfinancial member ceases to be a member. New rule 35(e) enables the Board to make By-laws regarding withdrawal of membership privileges while any member is not a financial member (that is, if they have not paid their subscription by the due date).
Rule 36	Rule 46	New rule 36 requires each member to notify the Club of any change in their contact details, and states that the Club will not be liable for a member's non-receipt of any notice or other correspondence if the member has not notified the Club of the change in contact details.
Rule 37	Rule 47	This rule requires the Club to maintain registers under the Registered Clubs Act.
Rules 38 and 39	Rules 48 and 49	<p>These rules relate to disciplinary proceedings against members. One change in new rule 38(a) is that the Board will have power to suspend a member from "any or all" privileges of membership, instead of existing rule 48 which requires the Board to suspend a member from "all" privileges of membership. This change will give the Board to some flexibility to allow a suspended member to retain some privileges (for example, if compassionate grounds exist).</p> <p>New rule 39(a)(iii) to (vi) sets out additional grounds for the Secretary (General Manager) or in the Secretary's absence, the senior employee on duty, to suspend and remove from the Club's premises any a full member. Existing rule 49 includes only the substance of new rule 39(a)(i) and (ii) below.</p> <p>New rule 39 reads:</p> <p>39. (a) <i>The Secretary, or in the Secretary's absence the senior employee of the Club then on duty ('senior employee'), has the power to suspend the membership of and remove from the Club's premises any full member:</i></p> <ul style="list-style-type: none"> (i) <i>who is at the time intoxicated, violent, quarrelsome or disorderly; or</i> (ii) <i>whose presence on the premises renders the Club liable to a penalty under the Liquor Act; or</i> <i>or</i> (iii) <i>who smokes, within the meaning of the Smoke-free Environment Act 2000, while on any part of the premises that is a smoke-free area within the meaning of that Act; or</i> (iv) <i>who uses or possesses, while on the premises, any substance that the Secretary or senior employee suspects of being a prohibited plant or a prohibited drug; or</i> (v) <i>whom the Club, under the conditions of its licence or a term of a local liquor accord (as defined in the Liquor Act), is authorised or required to refuse access to the premises; or</i> (vi) <i>who in the Secretary's or senior employee's opinion has engaged in conduct which may be prejudicial to the Club's interests or which may be conduct unbecoming of a member or which may render the member unfit for membership.</i> <p>(b) <i>The Secretary or senior employee who has exercised the power referred to in paragraph (a) will make a written report to the Board within seven days of the date of the suspension and removal of the member. The report will set out the facts, matters and circumstances giving rise to the suspension and removal.</i></p> <p>(c) <i>Any suspension of a member by the Secretary or senior employee pursuant to paragraph (a) will continue until further notice is given to the member pursuant to rule 38.</i></p> <p>(d) <i>This rule will not affect any provision of the Liquor Act or Registered Clubs Act regarding refusal of admittance, or removal or exclusion, of any person (including a full member) from the Club's premises.</i></p>
Rule 40	Rule 50	This rule refers to resignation and cessation of membership.
Rule 41	Rule 52	The Board consists of seven Directors, comprising the President, two Vice-Presidents and four Ordinary Directors.
Rule 42	Rules 52(d) and 53(e)	<p>New rule 42 will impose additional eligibility requirements for nomination for or election to the Board. Under existing rules 52(d) and 53(d), the only eligibility requirements are that the member must be financial and must not be currently under suspension.</p> <p>The new requirement in rule 42(a), that a candidate must have at least one year's membership immediately prior to standing for election, is intended to help ensure that candidates have current experience as a member before standing for election. The new requirements in rule 42(d) and (e) are intended to ensure that candidates with a suitable personal background become Directors of the Club.</p> <p>New rule 42 reads:</p> <p>42. <i>In addition to the requirements of the Act, Registered Clubs Act and other provisions of this Constitution, a full member will only be eligible to be nominated for or elected to the Board if that person:</i></p> <ul style="list-style-type: none"> (a) <i>has been a full member for at least one year immediately prior to their nomination or election;</i> (b) <i>is a financial member;</i> (c) <i>is not currently under suspension;</i>

Explanatory Table		
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		<p><i>(d) has not been suspended for a period of three months or more within two years before the date of nomination or election; and</i></p> <p><i>(e) is not a former employee of the Club whose employment was terminated for misconduct.</i></p>
Rule 43	Rules 53(a) and 53(c)	The term of office of elected Directors will remain as until the conclusion of the second Annual General Meeting after their election (that is, the biennial election system remains in place).
Rule 44	Rules 53(b), 54(a), 54(b), 54(c) and 54(f)	<p>New rule 44 relates to nominations for election of the Board. The existing nomination procedure of using different closing dates for the positions on the Board is maintained.</p> <p>New rule 44 reads:</p> <p><i>44. (a) The Board will arrange the posting of a notice on the club noticeboard to advise members of the date of the Annual General Meeting, and the opening and closing dates and times for receipt of nominations for election to the Board.</i></p> <p><i>(b) Nominations for election to the Board must be made in writing on a nomination form authorised by the Board.</i></p> <p><i>(c) The nomination form must be signed by two financial members other than Junior Sporting Members, and by the candidate who must also signify their consent to the nomination.</i></p> <p><i>(d) Nominations for the positions of President and Vice-Presidents will open not less than 28 days before the Annual General Meeting and will close not less than 21 days before the Annual General Meeting.</i></p> <p><i>(e) Nominations for the positions of Ordinary Director will open not less than 28 days before the Annual General Meeting and will close not less than 7 days before the Annual General Meeting.</i></p> <p><i>(f) Members eligible for election to the Board may be nominated for more than one position, and in the event of their being elected to the senior position will be deemed to have been eliminated from candidature for election to the junior position. For the purpose of this paragraph the order of seniority of positions (from senior to junior) will be President, Vice-President and Ordinary Director.</i></p> <p><i>(g) If at the close of nominations, the number of candidates duly nominated does not exceed the number required to be elected, the candidate or candidates nominated will be declared elected.</i></p> <p><i>(h) If at the close of nominations, no nominations or insufficient nominations are received for the number required to be elected, the candidate or candidates, if any, duly nominated will be declared elected at the Annual General Meeting and nominations may, with the consent of the nominee, be made orally at the meeting for the remaining vacancies. If more than one candidate is nominated for the remaining vacancies, an election to fill those vacancies will be conducted in accordance with procedures prescribed by the Board.</i></p> <p><i>(i) If at the close of nominations, the number of candidates duly nominated for any position exceeds the number required to be elected, a ballot will be conducted in accordance with rule 45.</i></p>
Rule 45	Rules 53(b), 54(d), 54(e), 54(g), 54(h), 54(i) and 54(j)	<p>New rule 45 relates to the conduct of any ballot for election of the Board and simplifies existing provisions while enabling the use of technology.</p> <p>The intention of new rule 45 is to modernise the election process and enable the Club to take advantage of new technologies, while still retaining a postal ballot paper for those members who prefer this method.</p> <p>New rule 45 reads:</p> <p><i>45. (a) The Board will appoint a Returning Officer and at least one scrutineer in connection with each ballot. A candidate is ineligible to be appointed as the Returning Officer or as a scrutineer.</i></p> <p><i>(b) At least four days before any ballot under paragraphs (c) or (d), the Board will arrange the posting of a notice on the club noticeboard to advise members of the nominations received for each position, and the opening and closing dates and times of the ballot.</i></p> <p><i>(c) The ballot for the positions of President and Vice-Presidents will be conducted not less than 14 days before the Annual General Meeting.</i></p> <p><i>(d) The ballot for the positions of Ordinary Director will be conducted not less than three days before the Annual General Meeting.</i></p> <p><i>(e) The Returning Officer will prepare the ballot paper. The position of each candidate's name on the ballot paper will be determined by a draw conducted by the Returning Officer in the presence of a scrutineer.</i></p> <p><i>(f) The ballot will be conducted as follows:</i></p> <p><i>(i) The Returning Officer will be responsible for the conduct of the ballot.</i></p> <p><i>(ii) The Board will enable voting in the ballot to take place in the Club's premises.</i></p> <p><i>(iii) The Board may approve additional methods (for example, online voting) for members to vote in the ballot.</i></p> <p><i>(iv) Members who wish to vote in the ballot will be provided with or given access to a ballot paper issued by the Returning Officer.</i></p> <p><i>(v) The Returning Officer will issue a postal ballot paper to any member who is eligible to vote</i></p>

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		<p><i>at the election on that member's written request. The Returning Officer will determine the deadlines for receipt of written requests, and receipt of ballot papers which must not be later than the closing time of the ballot.</i></p> <p><i>(vi) Members will cast their votes by marking the ballot paper in accordance with instructions issued by the Returning Officer.</i></p> <p><i>(vii) Members must vote for the exact number of candidates required to be elected to any position. Any ballot paper which does not comply with this requirement will be declared to be informal.</i></p> <p><i>(viii) If two or more candidates receive the same number of votes for a position, the Returning Officer will conduct a draw in the presence of a scrutineer, to determine the candidate who is to be elected.</i></p> <p><i>(ix) The Returning Officer and a scrutineer will sign a declaration of the results of the ballot and provide a written report to the Board.</i></p> <p><i>(x) Following the declaration of ballot results, the ballot papers will be destroyed after the Annual General Meeting unless an ordinary resolution is passed at the meeting to retain the ballot papers for a specified period.</i></p> <p><i>(g) No person other than the Returning Officer or any person acting with the authority of the Returning Officer, will be allowed to enter or remain in that part of the Club's premises set aside for the conduct of the ballot, except for the purpose of casting a vote.</i></p> <p><i>(h) The issue of any 'how to vote' card or ticket, or other written material advocating for or rejecting a candidate, is not permitted.</i></p> <p><i>(i) The Returning Officer may recommend to the Board that disciplinary proceedings under this Constitution be commenced against any member for any alleged misconduct by that member in connection with the ballot.</i></p>
Rule 46	No corresponding rule	New rule 46 states that the Board has the power to make By-laws regulating any election of the Board. For example, By-laws could relate to allowing the publication of information regarding candidates, as distinct from the prohibition on the issuing of 'how to vote' material.
Rule 47	Rule 55	The Board is responsible for the management of the Club's business and affairs.
Rule 48	Rule 56	This rule describes the Board's general powers and provides examples of the Board's powers.
Rule 49	Rule 57	The Board has the general power to make, amend and rescind By-laws. This rule provides examples of the matters on which the Board may make By-laws.
Rule 50	Rule 60	The Board has the power to enforce By-laws in accordance with the disciplinary proceedings provisions of the Constitution.
Rule 51	Rule 61	By-laws will now be effective when first posted on the club noticeboard or on the Club's website.
Rule 52	Rules 56(m), 60, 61 and 63	This rule describes the Board's power to form, reconstitute and dissolve committees, and operational restrictions on committees.
Rule 53	Rules 56(m), 58, 59, 60, 61, 62 and 63	This rule describes the Board's power to form, reconstitute and dissolve subsidiary clubs (renamed from 'sections' in existing rule 58), and operational restrictions on subsidiary clubs.
Rule 54	Rule 65	Under the Registered Clubs Act since 2 December 2021, monthly Board meetings are no longer mandatory and are now instead required to be held at least once in each quarter ending 31 March, 30 June, 30 September and 31 December
Rule 55	Rule 65	This rule relates to the use of technology to call and hold Board meetings, as permitted under the Corporations Act.
Rule 56	Rule 65	This rule relates to who acts as the chairperson of Board meetings.
Rule 57	Rule 66	This rule states that the quorum (minimum number) for a Board meeting is a majority of the Directors who currently hold office.
Rule 58	Rule 67	This rule describes who may call a Board meeting.
Rule 59	Rule 68	As is the case at present, the chairperson of a Board meeting will be entitled to a casting vote in the event of an equality of votes.
Rule 60	Rule 70	This rule states that acts of Directors remain valid even if a defect in their appointment is afterwards discovered.
Rule 61	Rule 71	A resolution of the Board can be passed without a Board meeting being held if all Directors entitled to vote on the resolution sign a document containing a statement that they are in favour of the resolution set out in the document.

Explanatory Table		
Rule number in new Constitution	Corresponding rule number in existing Constitution	Subject matter and comments
Rule 62	Rule 72	This rule sets out the procedure for disclosure by Directors of any material personal interests. The detailed requirements for disclosures by Directors are not included in this rule, but are prescribed in clause 8 of the Registered Clubs Accountability Code in Schedule 2 of the Registered Clubs Regulation. The Registered Clubs Accountability Code applies to the Club irrespective of whether the Constitution repeats any content in the Code.
Rule 63	Rule 73	This rule relates to removal of Directors by members in General Meeting, as permitted under the Corporations Act.
Rule 64	Rule 74	This rule describes grounds for vacancies on the Board. New rule 64(l) adds the ground of not having completed required training under the Registered Clubs Act, unless exempted.
Rule 65	Rule 75	The Board may (that is, it does not have to) appoint any eligible member to fill a vacancy on the Board.
Rule 66	Rule 69	The continuing Directors may continue to act despite any vacancy on the Board, provided the Board has the quorum required for a meeting of the Board.
Rule 67	Rule 76	This rule relates to the holding of Annual General Meetings, as required by the Corporations Act.
Rule 68	Rule 77	This rule relates to the holding of General Meetings (commonly known as Special General Meetings) other than Annual General Meetings, and describes the requirements and procedure for members to request the Board to call a General Meeting.
Rule 69	Rule 78	This rule requires at least 21 days' notice to members of a General Meeting, as required by the Corporations Act.
Rule 70	Rule 80	This rule specifies the quorum (minimum number of members) for a General Meeting (including an Annual General Meeting). The quorum for a General Meeting called on the request of members is 5% of the members of the Club who are present and entitled to vote (unchanged). The quorum for a General Meeting not called on the request of members, and for an Annual General Meeting, is 20 members of the Club who are present and entitled to vote (unchanged).
Rule 71	Rule 81	If a quorum is not present within 15 minutes from the time appointed for a General Meeting, a member-requested General Meeting will be dissolved, and any other General Meeting will be adjourned (either for a week or to any other date, time and place which the Board specifies).
Rule 72	Rule 79	This rule describes the business items of an Annual General Meeting (for example, receipt and consideration of the financial report, directors' report and auditor's report).
Rule 73	Rule 82	This rule relates to who will act as the chairperson of an Annual General Meeting.
Rule 74	Rule 83	At a General Meeting, a poll may be demanded on any resolution by the chairperson or by not less than five members who are entitled to vote on the resolution. The chairperson will be entitled to a casting vote in the event of an equality of votes.
Rule 75	Rule 84	At a General Meeting, a declaration of the result of a resolution and an entry in the minutes of the meeting is conclusive evidence of the result.
Rule 76	Rule 85	This rule relates to a poll (that is, a count of votes) at a General Meeting. A demand for a poll may be withdrawn, and that the chairperson's decision (made in good faith) regarding the acceptance or rejection of a vote, will be final and conclusive.
Rule 77	Rule 86	Any General Meeting may be adjourned by the chairperson, or on the direction of the meeting.
Rule 78	Rule 87	This rule relates to the entering of and signing of the minutes of a General Meeting.
Rules 79 to 83	Rules 88 to 92	These rules relate to financial records and audit requirements.
Rule 84	Rule 93	This rule relates to the appointment of the Club's Secretary (General Manager).
Rule 85	Rule 94(a)	The Club 'may' (that is, it does not have to) have a common seal.
Rule 86	Rules 94(b) and 94(c)	This rule relates to the execution of documents with or without using the seal.
Rules 87 and 88	Rules 95 and 96	The Corporations Act allows the Club to send meetings-related documents (including notices of meetings) to any member via electronic means. Members may request a hard copy of the document. New rules 87 and 88 read: 87. <i>The Club may give a notice (which includes a document or report) to any member by one or more of the following means:</i> <i>(a) personally;</i> <i>(b) sending the notice by post to the address of the member recorded for that member in the Register of Members kept pursuant to this Constitution;</i> <i>(c) sending the notice to the facsimile number or electronic address (if any) nominated by the member;</i> <i>(d) in any manner referred to in section 110D of the Act.</i> 88. <i>(a) Where the Club gives a notice personally, the notice is taken to have been given to the member on that day.</i>

Explanatory Table		
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		<p>(b) Where the Club sends a notice by post, the notice is taken to have been given to the member:</p> <p>(i) in the case of a notice of General Meeting, on the day following that on which the notice was posted; or</p> <p>(ii) in any other case, at the time at which the notice would have been delivered in the ordinary course of post.</p> <p>(c) Where the Club sends a notice to a facsimile number or electronic address, the notice is taken to have been given to the member on the day following that on which the notice was sent.</p> <p>(d) Where the Club gives a notice under rule 87(d), the notice is taken to have been given to the member on the following day following that on which the notice was sent or made available.</p> <p>Section 110D of the Corporations Act allows the Club to give notices to members by a variety of means, including electronic communication (for example, via SMS or email with link, or postcard with QR code). New rule 87(b) will provide an alternative for the Club to send notices by post. In practice, with the Corporations Act now enabling the Club to choose the option of giving notices of meetings by electronic means, rule 87(b) is increasingly unlikely to be used except in the case of members who have not nominated an electronic address or who have requested to be sent a hard copy only of notices of meetings. The electronic sending of notices of meetings, and other types of notices (for example, membership renewals and disciplinary proceedings), will reduce printing and postage costs, and reduce the use of paper.</p>
Rule 89	No corresponding rule	This rule describes the circumstances under which officers (including Directors and the Secretary) may be indemnified by the Club, and refers to relevant provisions of the Corporations Act.
Rule 90	Rule 38(c)	This rule sets out the Corporations Act requirement that the Club will supply a copy of the Constitution to any full member on that member's request.
Not included	Rule 6	This rule relates to payment of costs of preparation of the Constitution out of the assets of the Club. There is no legal requirement to include this rule in the Constitution itself.
Not included	Rules 8 and 10	These rules refer to requirements of the Registered Clubs Act and relate to the Club's compliance obligations which apply irrespective of the Constitution.
Not included	Rule 16	This rule refers to compliance with a maximum permissible number of members under the Registered Clubs Act, which no longer applies.
Not included	Rule 21	This rule renamed membership classes on adoption of the existing Constitution, and is now redundant.
Not included	Rule 22	This rule refers to a compliance requirement in the Registered Clubs Act regarding the required proportion of members who must be entitled to vote at an election of the Board.
Not included	Rule 34	This rule refers to the keeping of an Absentee List regarding the payment of subscriptions for members leaving or returning to New South Wales (including the Australian Capital Territory).
Not included	Rules 38(a) and 38(b)	Existing rule 38(a) refers to cancellation of membership for non-payment of an entrance fee or first membership subscription. Existing rule 38(b) states that for the first three months after the date of acceptance by the Board, a member is on probation and may have their membership terminated by the Board without the requirement for any disciplinary procedure.
Not included	Rule 64	Existing rule 64 reads: "The Executive shall be responsible to the Board for the administration of the affairs of the Club In between meetings of the Board and for this purpose shall exercise all the necessary authority of the Board except the authority to admit new members and terminate membership." Existing rule 64 is not included in the new Constitution, because the Board itself may decide what powers to delegate to committees of the Board under new rule 48(a). A committee could comprise the President and Vice-Presidents and have powers delegated to it by the Board.