

STATEMENT OF OBJECTS AND THE RULES

of

QUEENSLAND GAME FISHING ASSOCIATION INC.

AUGUST 2024

ASSOCIATIONS INCORPORATION ACT 1981-89

QUEENSLAND GAME FISHING ASSOCIATION INCORPORATED

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QUEENSLAND GAME FISHING ASSOCIATION INCORPORATED

THE RULES

1. INTERPRETATION

In these Rules, except in so far as the context or subject matter otherwise indicates or requires:-

- (a) "Association" means the Queensland Game Fishing Association Incorporated.
- (b) "Affiliated Associations" means an ordinary member of the association elected in accordance with sub-clause 3.01(d).
- (c) "Act" means the Associations Incorporation Act, 1981-89.
- (d) "By-Laws" means the by-laws of the Association.
- (e) "Committee" means the Council of the Association as defined by sub clause 4.02(b).
- (f) "Council" means the Council of the Association as defined by sub-clause 4.01.
- (g) "Delegate" means the person or persons appointed by a Member Club in accordance with sub-clause 4.01 (c), (d) or (e).
- (h) "Member" or "Members" means a member or members of the Association as defined by clause 3 unless the context requires a different interpretation.
- (i) "Member Club" means an ordinary member of the Association elected in accordance with clause 3.01.
- (j) "Office bearer" means the members of the Executive Committee and any other persons appointed to positions in pursuance of sub-clause 4.05 (b) and clause 4.07.
- (k) "Open forum" means the discussion of any matter or matters held during a General Meeting (at a time during which the General Meeting has been validly suspended) which matter or matters a majority of members present and entitled to vote resolve to bring before the meeting notwithstanding the lack of prior written notice as provided in clause 5.04.
- (l) "Secretary" means the secretary of the Association.
- (m) "In writing" means the written word that may be delivered by post, fax, email and/or any other electronic technology available from time to time.

2. THE ASSOCIATION AND MEMBERS

- 2.01 In accordance with Section 41 of the Act, upon incorporation the Rules of the Association shall constitute the terms of a contract between the members from time to time and the incorporated association.
- 2.02 In accordance with Section 24 of the Act, except as provided for in clause 3.06, a secretary, member of the Executive Committee, member of the Council or member is not liable to contribute towards the payment of the debts and liabilities of the Association or the costs charges and expenses of a winding up of the Association beyond the property of the Association in their hands.
- 2.03 The Statement of Objects and these rules may be altered, rescinded or added to only by a special resolution of the persons entitled, in accordance with clause 4.01 to vote at a General Meeting.
- 2.04 (a) In the event of any question arising as to the correct interpretation of any of these rules such questions shall be referred to the Honorary Legal Adviser at the first instance. Their decision shall be given in writing to the Executive Committee for publication by the Secretary.
- (b) The decision of the Honorary Legal Adviser shall be binding on Members, Honorary Members and Honorary Life Members unless revoked by resolution of a General Meeting.

3. MEMBERSHIP

3.01 MEMBERSHIP QUALIFICATIONS

The members of the Association shall consist of:-

- (a) Honorary Life Members:

Any person who in the opinion of the Council has rendered outstanding service to the Association and/or the sport of Game Fishing shall be eligible to be elected a Honorary Life Member. Such person so elected shall not be required to pay any membership fees, nor shall they be permitted to vote at any meeting of the Executive Committee or at General Meetings except as duly elected delegates to these meetings. Such individuals may only be elected pursuant to nomination by a member of the Association or the Executive Committee and unless waived by the Council a period of three (3) months shall expire between the notification in writing to all members of the Association and the date of the election. No individual shall be elected an Honorary Life Member unless two-thirds (2/3) of the Council for the time being at a General Meeting or by Postal Ballot shall vote in favour of the nomination.

(b) Honorary Members:

The Council may by a two-thirds (2/3) majority at a General Meeting grant Honorary Membership of the Association to an individual or corporation or association. The term of such Honorary Membership shall be determined by the Council. Corporations or associations granted Honorary Membership shall nominate a person to represent them in all matters dealing with the Association. Honorary Members shall be welcome to attend meetings of the Council and the Executive Committee but shall not have the right to vote at such meeting except as duly elected delegates to such meetings.

(c) Member Clubs:

Any bona fide fishing club in Queensland whose principal activity is substantially in accordance with the objects of the Association shall be eligible for membership as an ordinary member (in this Constitution described as a Member Club). Election to ordinary membership will be pursuant to a majority of votes of the Council at the first convenient meeting of the Council following receipt by the Secretary of the Application for admission as a Member Club, or by postal vote of the Council in accordance with Clause 5.11. Applications shall be made in such form as decreed by the Council for the time being, but should inter-alia include:-

- (i) A copy of the Constitution of the applicant club.
 - (ii) The names of the Officers for the time being of the Applicant Club.
 - (iii) The names and addresses of the financial fishing members of the applicant club for the time being, together with particulars of all relevant fees.
 - (iv) Evidence of possession or the right to use properly or the right to use properly equipped and tested weighing facilities.
 - (v) Evidence of the adequacy of the administration of the applicant club, and
 - (vi) Written agreement to fish in accordance with the objects, policies, constitution and angling rules and equipment regulations of the Association and those of the Game Fishing Association of Australia as promulgated from time to time.
 - (vii) Written agreement to accept responsibility for the behaviour and actions of their club members and to ensure any breaches of the rules, regulations, by laws, procedures and protocols of the QGFA and/or the GFAA, by any of their members, will be dealt with by taking immediate and appropriate action.
- (d) An affiliated association may apply to join the association if its principal activity is accepted by the council of the association as compatible and complementary to the activities of the association and such application must include those items listed in sub-clause 3.01(c) i, ii, iii, and v.

- (e) In the event of a new club being elected a Member Club of the Association the Council shall include that club in a Game Fishing Zone to which it is most geographically suited.
- (f) The Secretary shall notify the applicant in writing of such acceptance or rejection of their application.

3.02 CESSATION OF MEMBERSHIP

- (a) The Council may withdraw the membership privileges of the Association from any Member Club whose fees and/or subscriptions and/or levies as declared in clause 3.05 are in arrears for more than sixty (60) days.
- (b) Any Member Club wishing to resign from the Association may do so by giving notice in writing to the Secretary not less than three (3) months expiring prior to 1st June in the relevant year. In default of such notice the Member Club concerned shall be liable for payment of fees for the following year.
- (c) Where a member of the Association ceases to be a Member Club pursuant to this clause, and in every other case where a member ceases to hold membership, the Secretary shall make an appropriate entry in the register of members recording the date on which the member ceased to be a member.

3.03 MEMBERSHIP ENTITLEMENTS NOT TRANSFERABLE

A right, privilege or obligation which a person or organization or club has by reason of being a member of the Association:-

- (a) is not capable of being transferred or transmitted to another person or organization or club; and
- (b) terminates upon cessation of the person's or organization's or club's membership as provided for under clause 3.02

3.04 REGISTER OF MEMBERS

- (a) The Secretary or Public Officer of the Association shall establish and maintain a register of members of the Association specifying the name and address of each member together with the date on which that member became a member of the Association.
- (b) Particulars shall also be entered into the Register of resignations, terminations and reinstatements of membership and any further particulars as the Executive Committee or the members at any General Meeting may require from time to time.

- (c) The register of members shall be kept at the principal place of administration of the Association and shall be open for inspection, free of charge, by any member of the Association at any reasonable hour.

3.05 FEES, SUBSCRIPTIONS, ETC.

- (a) A member (other than an Honorary Member) of the Association shall pay a joining fee of \$1.00 or, where some other amount is determined by the Council for that class of membership, of that other amount.
- (b) Member Clubs shall in each year pay an annual membership fee. Member Clubs shall keep updated the names and mailing addresses of their enrolled members who are involved in fishing or activities associated with the furtherance of the objectives of Q.G.F.A. on the Clubs QGFA Approved membership management system in accordance with Clause 3.05 (d). This number shall be that upon which the annual membership fee for the Member Clubs is determined by the Council for each financial year to 30th June.
- (c) Member Clubs shall pay a levy to the Associations Research, Education and Development Fund that will be based on the total number of Adult anglers registered to fish any Open or Invitational Tournament/s throughout the year. Member Clubs shall advise the Association Secretary of such numbers within seven (7) days of the completion of the tournament. The levied amount per angler will be that which is determined by the Council from time to time, and will be payable as soon as possible after the finalisation of the tournament/s.
- (d) Member Clubs shall by the 7th day of each month update the Clubs QGFA Approved membership management system with the names and current addresses of their enrolled members who are involved in fishing or activities associated with the furtherance of the objectives of QG.F.A. for the preceding month, in order that the Association may produce and forward the Association Affiliation Card.
- (e) The annual membership fee referred to in sub-clause 3.05 (b) shall be a fee per enrolled member of each Member Club as described in clause 3.05(b) as set by the council from time to time or, where some other amount is determined by the Council for that class of membership, of that other amount.
- (f) In addition to the fees payable pursuant to sub-clause 3.05 (b), each Member Club shall pay to the Association, the amount advised the Member Club by the Secretary as the affiliation fee per enrolled member of the Member Club by the Game Fishing Association of Australia.
- (g) The Association shall notify, in writing, Member Clubs prior to the 1st May in each year of the rate per member of the Member Club on which the annual subscription

shall be struck. Annual membership fees shall be deemed due on the 1st July, and shall be paid on or before the 30th July.

- (h) Member Clubs that are not in compliance with Clauses 3.05(b), (c), (d), (e) and (f) at least seven days prior to the holding of the Annual General Meeting shall not be eligible to vote at that meeting.

3.06 MEMBER'S LIABILITIES

Subject to Section 24 of the Act the liability of a member of the Association to contribute towards the payment of the debts and liabilities of the Association or the cost charges and expenses of the winding-up of the Association is limited to the amount, if any, unpaid by the member in respect of membership of the Association as required by clause 3.05.

3.07 DISCIPLINING OF MEMBERS

- (a) The Executive may direct a Member Club to carry out an investigation into the action/s and/or behaviour of any of their members if it reasonably believes that the action/s and/or behaviour is being/has been prejudicial to the interests of the Association or has brought discredit on the Association or its Member Clubs, and provide the QGFA Executive in writing with the outcome of the investigation.
- (b) The Executive Committee may, by a two-thirds (2/3) majority suspend, fine or expel any member of the Association who in the opinion of the Executive Committee commits any breach of any of these Rules or a By-Law of the Association, or wilfully disregards a written direction of the Executive Committee, or acts in a manner prejudicial to the interests of the Association or brings discredit on the Association or its members.
- (c) The member concerned shall be given a full and fair opportunity to present its case and if the Executive Committee resolves to suspend, fine or expel a member it shall instruct the Secretary to advise the member in writing accordingly.
- (d) Any member who has been suspended, fined or expelled, shall have the right to instruct the President to summon a General Meeting of the Association, in accordance with the provisions of the Rules, to hear their appeal against the action of the Executive Committee. The opinion of such General Meeting shall be ascertained by secret ballot and unless at such meeting a majority of members present and entitled to vote, shall vote for the cancellation of the Executive Committee's action, the action of the Executive Committee shall be deemed to have been upheld.
- (e) Until the hearing of any such appeal the action of the Executive Committee shall have full force and effect.
- (f) During any period of suspension, a member shall forfeit all rights and privileges of membership, but remain liable to pay their debts, dues and levies to the Association.

3.08 DISPUTES AND CONDITIONS AFFECTING GAME FISHING

Any Member Club shall be entitled to refer all questions in dispute affecting game fishing for determination by the Executive Committee of the Association. The decision shall be subject to appeal of the Council of the Association whose decision shall be final and binding on all parties to the dispute.

4. MANAGEMENT

4.01 COUNCIL

- (a) The Council shall from time to time consist of the Executive Committee and the delegates of the Member Clubs for the time being.
- (b) Meetings of the Council shall be deemed to be meetings of the Association and such meetings shall be convened and conducted in the manner provided in this Constitution for the convening and conducting of General Meetings of the Association.
- (c) Each Member Club shall be entitled to appoint 1 delegate for every 50 financial members or part of 50 financial members of that Member Club up to a maximum of 3 delegates from a Member Club. Such delegate/s must be current financial member/s or Life Member/s of the Member Club.
- (d) Each Member Club shall in writing advise the Secretary of the Association on or before the date required by the Secretary before the Annual General Meeting each year as to the names(s) and address(es) of its delegate(s) for the ensuing year. If any such delegate is elected President of the Association then that Member Club may appoint one further delegate.
- (e) If a delegate cannot for a bona fide reason attend any Council meeting then the Member Club for which they were a delegate shall be entitled to appoint another delegate as a substitute to attend in the place of the previously nominated delegate. The Member Club shall notify the Secretary in writing of the appointment of a substitute delegate before the time of the meeting in respect of which the substitute delegate is appointed. Such substitute delegate must be a financial member/ Life Member of any Member Club.
- (f) No delegate or substitute delegate may vote at Council meetings on behalf of more than one Member Club.
- (g) If any member of the Council should die, resign or for any other reason render their seat vacant, the Member Club of which they were a delegate may immediately in writing appoint a successor.
- (h) At all meetings of the Council each delegate present shall be entitled to cast one vote, except that if a member club is represented by fewer delegates than the members

entitlement under clause 4.01(c), the delegate/s present representing that member club shall cast the same number of votes as is the delegate/s entitlement for that member club under clause 4.01(c).

- (i) The President shall not have a deliberative vote but when the President is the Chairperson of any meeting, in the event of an equality of votes the President shall have a casting vote.
- (j) Honorary Members, Officers and past Officers of the Game Fishing Association of Australia and the International Game Fish Association shall be welcome to attend meetings of the Committee and the Council but shall not be entitled to vote at such meetings except as a duly nominated delegate of a Member Club or Committee Member.

4.02 MANAGEMENT

- (a) The Council of the Association, in accordance with the Act, shall be able to decide the following matters:-
 - (i) Election of the Executive Committee.
 - (ii) Acceptance of new members whether ordinary or honorary.
 - (iii) Appeals in respect of the suspension, fining or expulsion of members.
 - (iv) Joining fees, affiliation fees, levies or subscriptions.
 - (v) Changes to the Rules or By-Laws.
- (b) The management of the Association between Council meetings shall be vested in an Executive Committee which shall consist of:
 - (i) President.
 - (ii) Immediate Past President
 - (iii) Vice-President.
 - (iv) Honorary Treasurer
 - (v) An Executive Officer representing each of the four (4) Zones as listed in the Register of Members in accordance with Clause 3.04.
 - (vi) G.F.A.A. Executive Officers from North and South Queensland.

- (c) Members Clubs shall have no more than two (2) of their financial members elected/appointed to voting positions on the Executive Committee in accordance with Clause 4.02(b).
- (d) There shall be no limitation on the term of office held by any person on the Executive Committee.

4.03 ELECTION OF EXECUTIVE COMMITTEE

Except as provided in Clause 4.04;

- (a) A candidate for election to the Executive Committee must be a **current** financial member or Life member of a Member Club. The Member Club must have all fees and levies paid by the 30th July for any candidate/s nomination to be accepted. A nominee for election to the Executive Committee must have either;
 - 1. Held the position of Delegate to the QGFA on behalf of a Member Club, or
 - 2. previously held or currently hold a position on the Executive of a Member Club for a period of 12 months or more.
- (b) A nomination of any candidate to the Executive Committee must be in writing on the form provided by the Secretary, signed by at least two (2) current financial members of a Member Club and must be received by the Secretary by 5.00 pm on the date set by the Secretary for nominations to close before the Annual General Meeting.
- (c) Nominees for election to the Executive Committee must signify their acceptance of the nomination in writing and such acceptance must be received by the Secretary by 5.00 pm on the date set by the Secretary for nominations to close before the Annual General Meeting.
- (d) The President of the Association shall only preside for a maximum period of (3) three years. At the conclusion of a (3) three year period the President will vacate the seat and allow the Vice President to nominate for the chair as President in accordance with clause (4.03 f) and voting in accordance with clause (4.03 g). In the event that the Vice President does not wish to fill the vacancy of the President's position, then standing nominations will be voted accordingly. If there are no nominations and the Vice President does not wish to stand for the Presidents roll then the President may return to the roll as President for a further three (3) year period or as voted in accordance with the constitution hereof.
- (e) Nominations for the roll of President shall require the nominee to have held an Executive position of the association for a period of no less than 12 months.
- (f) Where a majority of delegates vote in favour of the person last holding the office of Vice President being elected as President of the Association no further election for the office of President shall be held.

- (g) Election of the Executive Committee shall be by majority vote of the delegates present and entitled to vote at the Annual General Meeting. Such vote shall be conducted by secret ballot.
- (h) The order of ballots at the Annual General Meeting for vacancies within the Executive Committee shall be:-
 - (i) President;
 - (ii) Vice President;
 - (iii) Treasurer;
 - (iv) Zone Executive Officers.
 - (v) G.F.A.A. Executive Officers from North and South Queensland.

A nominee who is defeated in a ballot for any position shall have the right to contest further positions which are the subject of further ballots provided that candidate has been nominated for such further positions in accordance with this clause.

- (i) In the event of insufficient nominations being received for positions on the Executive Committee, those candidates whose nominations have been received in accordance with this clause shall be declared elected. Further nominations shall then be called for at the Annual General Meeting to fill the remaining vacancies. A Person so nominated must signify their acceptance of nomination at such meeting. Should the nominations received at the meeting exceed the number of vacancies remaining in relations to any position, then a secret ballot shall be conducted to fill such vacancies.

4.04 ELECTION OF GFAA EXECUTIVE OFFICERS.

- (a) Appointments of the North Queensland and South Queensland Executive Officers to G.F.A.A. be elected at the Annual General Meeting of the Council each year.

Nominations are to be made from Clubs representing North Queensland and South Queensland respectively.

Nominations are to be made in the form contained in Clauses 4.03(a), (b) and (c).

The North Queensland and South Queensland Executive Officer to G.F.A.A. shall represent and support the policies of the Queensland Game Fishing Association as determined by the Council in General Meetings and the Executive Committee.

- (b) No person shall be entitled to hold the position of a G.F.A.A. Executive Officer unless they have either
 - 1. Held the position of Delegate to the Q.G.F.A. on behalf of a Member Club, or
 - 2. Previously held or currently hold a position on the Executive of the Q.G.F.A.

4.05 APPOINTMENT OF HONORARY OFFICERS

- (a) The Honorary Secretary shall be appointed by and may be removed by the Executive Committee. The President may, if they so desire, carry out the duties of Secretary. The Secretary shall not have a vote at meeting of the Executive Committee except as a duly elected member of the Executive Committee. The Secretary shall not have a vote at General Meeting, except as a duly nominated delegate of a Member Club. The Secretary shall normally serve as the Public Officer of the Association within the meaning of the Act.
- (b) The Executive Committee may, at its first meeting after the Annual General Meeting, or as soon thereafter as is convenient, appoint the following Honorary officers;
 - (i) Patron.
 - (ii) Honorary Legal Adviser
 - (iii) Honorary Architect
 - (iv) Honorary Weighmaster(s)
 - (v) Honorary Conservation Officer
- (c) The Executive Committee may, at its first meeting after the Annual General Meeting, or as soon thereafter as is convenient, appoint the following Honorary Officers from within its own ranks;
 - (i) Honorary Assistant Secretary.
 - (ii) Honorary Publicity Officer.
 - (iii) Honorary Property Officer.
 - (iv) Honorary Social Secretary.
 - (v) Honorary Editor.
- (c) The Executive Committee may fill and/or create any other Honorary Office that may be vacant and/or considered necessary.

4.06 SECRETARY

- (a) The Secretary must be an individual residing in Queensland, or in another State but not more than 65km from the Queensland border, who is –
 - (i) a member of the Association's Executive Committee, or
 - (ii) another financial member of a Member Club appointed by the Executive Committee.
- (b) The position of the Secretary of the Association may either be a Honorary or Paid position and such person shall be appointed to, and serve the Association in accordance with Clause 4.05(a).

If the Secretary is appointed to a Paid position, then the remuneration for the position shall be set by the Executive Committee.

If the Secretary should die, resign or be terminated by the Executive Committee the vacancy must be filled within one (1) month of the death, resignation or termination, and notice of the change must be lodged with the Chief Executive of the relevant Department on the appropriate form.

- (c) The Secretary of the Association shall, as soon as practicable after being appointed as Secretary, lodge notice with the Association of his/her address.
- (d) The Secretary shall cause full and accurate minutes of all questions, matters, resolutions and other proceedings of every Executive Committee meeting to be entered in a minute book. For the purposes of ensuring the accuracy of the recording of such, minutes of every Executive Committee meeting shall be signed by the Chairman of that meeting or the Chairman of the next succeeding Executive Committee meeting verifying their accuracy.
- (e) The Secretary shall cause full and accurate minutes of all questions, matters, resolutions and other proceedings of every General and Annual General Meeting to be entered in a minute book. Similarly, the minutes of every General meeting shall be signed by the Chairman of that meeting or the Chairman of the next succeeding General meeting: Provided that the minutes of any Annual General meeting shall be signed by the Chairman of that meeting or the Chairman of the next succeeding General meeting or Annual General meeting.
- (f) If asked by a financial member of the Association, the Secretary must, within 28 days after the request has been made;
 - (i) make the minute book for a particular General or Annual General meeting available for inspection by the member at a mutually agreed time and place; and
 - (ii) give the member a copy/copies of the minutes if requested to do so.
 - (iii) The Association may require the member to pay the reasonable costs of providing copies of the minutes.
- (g) The Secretary shall advise Member Clubs at least 60 days prior to the 30th of June in each year of the closing dates for written notices of motion and Special Resolutions for the Annual General Meeting and nominations for the Executive Committee.

4.07 ELECTION OF HONORARY AUDITOR

- (a) An Honorary Auditor shall be elected each year by a majority vote of members present and entitled to vote at the Annual General Meeting.
- (b) The Honorary Auditor shall not be a member of the Executive Committee.

4.08 CASUAL VACANCY

- (a) Any member of the Executive Committee who absents himself from two (2) consecutive meetings of the Committee without just cause may have his seat declared vacant by a vote of the Executive Committee.
- (b) Any vacancies of the Executive Committee may be filled by invitation of the Executive Committee.
- (c) Any vacancy in the position of North Queensland or South Queensland Executive Officers to G.F.A.A. shall be filled by invitation of the Executive Committee.

4.09 TREASURER

It is the duty of the Treasurer of the Association to ensure that:-

- (a) all money due to the Association is collected and received and that all payments authorised by the Association are made; and
- (b) correct books and accounts are kept showing the financial affairs of the Association including full details of all receipts and expenditure connected with the activities of the Association.
- (c) a Balance Sheet is prepared at the close of each financial year, and after Audit by the Associations Honorary Auditor, submit it to the Annual General Meeting of the Association."

4.10 REMOVAL OF COMMITTEE MEMBER

- (a) The Association in a General Meeting may by resolution remove any member of the Executive Committee from the office of member of the Executive Committee before the expiration of the member's term of office and may by resolution appoint another person to hold office until the expiration of the term of office of the member so removed.
- (b) Where a member of the committee to whom a proposed resolution referred to in sub-clause (a) relates makes representations in writing to the Secretary or President (not exceeding a reasonable length) and requests that the representations be notified

to the members of the Association, the Secretary or the President may send a copy of the representations to each member of the Association or, if they are not sent, the member is entitled to require that the representations be read out at the meeting at which the resolution is considered.

4.11 MEETINGS AND QUORUM

- (a) The Executive Committee shall meet at least twice in each period of 12 months at such place and time as the Committee may determine, at least one meeting during each period of 12 months to be held in Zones 1 or 2 and at least one meeting shall be held in Zones 3 or 4, unless otherwise determined by the Executive.
- (b) Additional meetings of the Executive Committee may be convened by the President or by any member of the Committee and may be in the form of utilising any technology that reasonably allows members to hear and take part in discussions as they happen (e.g. teleconferencing etc.). A member of the Executive Committee who participates in a meeting carried out in this format is deemed as being present at the meeting.
- (c) Oral or written notice of a meeting of the Executive Committee shall be given by the Secretary to each member of the committee at least seven (7) days (or such other period as may be unanimously agreed upon by the members of the Committee) before the time appointed for the holding of the meeting.
- (d) Notice of meeting given under sub-clause (c) shall specify the general nature of the business to be transacted at the meeting and no business other than that business shall be transacted at the meeting, except business which a majority of Executive Committee members present at the meeting agree to treat as urgent business.
- (e) Any 3 (three) members of the Executive Committee constitute a quorum for the transaction of the business of a meeting of the Committee.
- (f) No business shall be transacted by the Executive Committee unless a quorum is present and if within half an hour of the time appointed for the meeting a quorum is not present the meeting stands adjourned to the same place and at the same hour of the same day in the following week.
- (g) If at the adjourned meeting a quorum is not present within half an hour of the time appointed for the meeting, the meeting shall be dissolved.
- (h) At a meeting of the Executive Committee:-
 - (i) the President or, in the President's absence, the Vice President shall preside; or
 - (ii) if the President and the Vice President are absent or unwilling to act such one of the remaining members of the Committee as may be chosen by the members present at the meeting shall preside.

4.12 DELEGATION BY EXECUTIVE COMMITTEE TO SUB-COMMITTEE

- (a) The Executive Committee may, by instrument in writing, delegate to one or more sub-committees (consisting of such member or members of the Association as the Executive Committee thinks fit) the exercise of such of the functions of the Committee as are specified in the instrument, other than:-
 - (i) this power of delegation; and
 - (ii) a function which is a duty imposed on the Executive Committee by the Act or by any other law.
- (b) A function the exercise of which has been delegated to a sub-committee under this clause may, while the delegation remains unrevoked, be exercised from time to time by the sub-committee in accordance with the terms of the delegation.
- (c) A delegation under this clause may be made subject to such conditions or limitations as to the exercise of any function the subject thereof, or as to time or circumstances, as may be specified in the instrument of delegation.
- (d) Notwithstanding any delegation under this clause, the Executive Committee may continue to exercise any function delegated.
- (e) Any act or thing done or suffered by a sub-committee acting in the exercise of a delegation under this clause has the same force and effect as it would have if it had been done or suffered by the Executive Committee.
- (f) The Executive Committee may, by instrument in writing, revoke wholly or in part any delegation under this clause.
- (g) A sub-committee may meet and adjourn as it thinks proper.

4.13 VOTING AND DECISIONS

- (a) Questions arising at a meeting of the Executive Committee or of any sub-committee appointed by the Executive Committee shall be determined by a majority of the votes of members of the Executive Committee or sub-committee present at the meeting.
- (b) Each member present at a meeting of the Executive Committee or of any sub-committee appointed by the Executive Committee (including the person presiding at the meeting) is entitled to one vote but, in the event of an equality of votes on any question the person presiding may exercise a second or casting vote.
- (c) Subject to sub-clause 4.10 (e), the Executive Committee may act notwithstanding any vacancy on the Executive Committee.

- (d) Any act or thing done or suffered, or purporting to have been done or suffered, by the Committee or by a sub-committee appointed by the Committee, is valid and effectual notwithstanding any defect that may afterwards be discovered in the appointment or qualification of any member of the Committee or sub-committee.

4.14 PROXIES

- (a) If a Member Club is unable to appoint a delegate or substitute delegate from their club under Clause 4.01(d) and (e) to attend an (annual) general meeting of the Association and wishes to exercise their vote/s they may appoint a proxy.
- (b) If a Member Club wants a proxy to vote as instructed “for or against” or “as the proxy considers appropriate” on elections, motions or special resolutions, the instrument appointing the proxy must be on the form provided by the Association prior to the meeting for that purpose and must be in the hands of the Secretary on or before the date required by the Secretary.
- (c) Proxy forms that are received after the date required by the Secretary will not be accepted unless the Member Club has registered a delegate/s and can provide the Association with a bona fide reason why their registered delegate/substitute delegate is unable to attend.
- (d) The person being appointed to carry a proxy must be a current financial /Life Member of a Member Club or a QGFA Life Member or Executive Committee Member.
- (e) A Member Club may appoint only one proxy who will carry the entire club voting entitlement/s.
- (f) Member Club Delegates are not eligible to carry a proxy on behalf of another Member Club.

5 GENERAL MEETINGS

5.01 ANNUAL GENERAL MEETINGS - HOLDING OF

- (a) With the exception of the first Annual General Meeting of the Association, the Association shall, at least once in each calendar year and within the period of 6 months after the expiration of each financial year of the Association, convene an Annual General Meeting of its members.
- (b) The Association shall hold its first Annual General Meeting:-
 - (i) within the period of 18 months after its incorporation under the Act; and
 - (ii) within the period of 12 months after the expiration of the first financial year of the Association
- (c) Sub-clauses (a) and (b) have effect subject to any extension or permission granted by the Commission under Section 53 or the Act.

- (d) The Annual General Meeting shall be held by the end of August of each year at a time and place nominated by the Executive Committee and where convenient shall be held during the Weekend Seminar Meeting of the Association.

5.02 ANNUAL GENERAL MEETINGS - CALLING OF AND BUSINESS AT

- (a) The Annual General Meeting of the Association shall, subject to the Act and to clause 5.01, be convened on such date and at such place and time as the Executive Committee thinks fit.
- (b) In addition to any other business which may be transacted at an Annual General Meeting, the business of an Annual General Meeting shall be:-
 - (i) to confirm the minutes of the last preceding Annual General Meeting and of any Special General Meeting held since that meeting;
 - (ii) to receive from the Executive Committee reports upon the activities of the Association during the last preceding financial year;
 - (iii) to elect the Executive Committee of the Association;
 - (iv) to receive and consider the Statement which is required to be submitted to members pursuant to Section 40 of the Act; and
 - (v) to set Joining Fees, affiliation fees, levies or subscriptions.
- (c) An Annual General Meeting shall be specified as such in the notice of convening it.

5.03 SPECIAL GENERAL MEETING

- (a) The President may call, or any two (2) members of the Executive Committee may request the President to call, or a member Club may request the President to call a Special General Meeting of the Association provided such request is in writing and states the reason or reasons for such meeting. The President shall take the necessary action to call such Special General Meeting so that it can be held within 42 days from the receipt by the President of such request.
- (b) If the President fails to convene a Special General Meeting within 42 days of the date of which a requisition complying with sub-clause 5.03 (a) above is lodged with him then the members of the Executive Committee or the Member Club who made the request may convene a Special General Meeting to be held not later than three (3) months after the date of the original request.
- (c) A Special General Meeting convened pursuant to sub-clause 5.03 (b) shall be convened as nearly as is practicable in the same manner as General Meetings are convened by the Executive Committee and any member who thereby incurs expense

is entitled to be reimbursed by the Association for any expense so incurred, to a level determined from time to time by the Executive Committee.

5.04 NOTICE

- (a) A notice shall be sent to all members at least 60 days prior to the holding of the Annual General Meetings requesting notices of motion. Such notices must be in the hands of the Secretary at least 30 days prior to the holding of the Annual General Meeting.
- (b) Except where the nature of the business proposed to be dealt with at a General Meeting requires a special resolution of the Association, the Secretary shall, at least twenty-one (21) days before the date fixed for the holding of the General Meeting, cause to be sent in writing to each member at the member's address appearing in the register of members, a notice specifying the place, date and time of the meeting and the nature of the business proposed to be transacted at the meeting.
- (c) No business other than that specified in the notice convening a General Meeting shall be transacted at the meeting except, in the case of an Annual General Meeting, the business which may be transacted shall include the business specified in sub-clause 5.02 (b).
- (d) A member desiring to bring any business before a General Meeting may give notice in writing of that business to the Secretary who shall include that business in the next notice calling a General Meeting given after receipt of the notice from the member, provided such notice from the member is received at least 30 days prior to the date of the general meeting.
- (e) The only exception to sub-clauses 5.04 (a), (b) and (c) shall be an item of business which emanates from an "open forum" discussion held during a suspension of a General Meeting when such an item is brought back to the General Meeting by the approval of a majority of delegates present and entitled to vote at the meeting.

5.05 PROCEDURE

- (a) No item of business shall be transacted at a General Meeting unless a quorum of members entitled under this Constitution to vote is present during the time the meeting is considering that item.
- (b) A quorum for General Meetings of the Association shall be 50% of the entitled delegates from at least six (6) member clubs.
- (c) If within half an hour after the appointed time for the commencement of a General Meeting a quorum is not present, the meeting if convened upon the requisition of members shall be dissolved and in any other case shall stand adjourned to the same day in the following week at the same time and (unless another place is specified at the time of the adjournment by the person presiding at the meeting or communicated

by written notice to members given before the day to which the meeting is adjourned) at the same place.

- (d) If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the commencement of the meeting, the members present (being not less than 50% of delegates from at least four (4) Member Clubs) shall constitute a quorum.

5.06 PRESIDING MEMBER

- (a) The President or, in the President's absence, the Vice President, shall preside as chairperson at each General Meeting of the Association.
- (b) If the President and the Vice President are absent from a General Meeting or unwilling to act, the members present shall elect one of their number to preside as chairperson at the meeting.

5.07 ADJOURNMENT

- (a) The Chairperson of a General Meeting at which a quorum is present, with the consent of the majority of members present at the meeting, adjourn the meeting from time to time and place to place, but no business shall be transacted at an adjourned meeting other than the business left unfinished at the meeting at which the adjournment took place except as provided for in sub-clause 5.04 (d).
- (b) Where a General Meeting is adjourned for twenty-one (21) days or more, the Secretary shall give written notice of the adjourned meeting to each member of the Association stating the place, date and time of the meeting and the nature of the business to be transacted at the meeting.
- (c) Except as provided in sub-clauses (a) and (b), notice of an adjournment of a General Meeting or of the business to be transacted at an adjourned meeting is not required to be given.

5.08 MAKING OF DECISIONS

- (a) A question arising at a General Meeting of the Association shall be determined on a show of hands and, unless before or on the declaration of the show of hands a poll is demanded, a declaration by the chairperson that a resolution has, on a show of hands, been carried or carried unanimously or carried by a particular majority or lost, or an entry to that effect in the minute book of the Association, is evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against that resolution.
- (b) At a General Meeting of the Association, a poll may be demanded by the chairperson or by not less than 3 delegates present in person at the meeting.

- (c) Where a poll is demanded at a General Meeting, the poll shall be taken:-
 - (i) immediately in the case of a poll which relates to the election of the chairperson of the meeting or to the question of an adjournment; or
 - (ii) in any other case, in such manner and at such time before the close of the meeting as the chairperson directs, and the resolution of the poll on the matter shall be deemed to be the resolution of the meeting on that matter.

5.09 SPECIAL RESOLUTION

A resolution of the Association is a special resolution if it is passed by a majority which comprises not less than three-quarters of such delegates of the Association as, being entitled under these Rules so to do, vote in person at a General Meeting of which not less than 21 days' written notice specifying the intention to propose the resolution as a special resolution was given in accordance with these Rules.

5.10 VOTING

- (a) Voting at any General Meeting of the Association shall be in accordance with Clause 4.01.
- (b) In the case of an equality of votes on a question at a General Meeting, the chairperson of the meeting is entitled to exercise a casting vote.
- (c) A delegate is not entitled to vote at any General Meeting of the Association unless all money due and payable by the Member Club to the Association has been paid at least 7 days prior to the holding of the meeting. Fourteen days prior to the meeting the secretary shall inform any Member Club being in financial arrears of their status and the amount owing to the Association.

5.11 POSTAL VOTING

In the event that a situation arises which would require a vote of the Council, the Executive Committee may call for a Postal Vote of the Council.

Member Clubs must be notified, in writing of the Motion, the Nominator and Secunder and the reasons put forward for the motion, and be given 45 days to cast their vote.

The outcome of a postal vote will be decided by a majority of votes. In the event of an equality of votes, the President shall have a casting vote.

6 MISCELLANEOUS

6.01 INSURANCE

- (a) The Association shall effect and maintain insurance pursuant to Section 38 of the Act.
- (b) In addition to the insurance required under sub-clause 6.01 (a), the Association may effect and maintain other insurance.

6.02 FUNDS - SOURCE

- (a) The funds of the Association shall be derived from joining fees and annual subscriptions of members, donations and, subject to any resolution passed by the Association in General Meeting, such other sources as the Executive Committee determines.
- (b) All money received by the Association shall be deposited as soon as practicable and without deduction to the credit of the Association's bank account.
- (c) The Association shall, as soon as practicable after receiving any money, issue an appropriate receipt.
- (d) The Association may accept at its discretion donations of money or other kind to be applied for the purpose of furthering the aims of the Association.

6.03 FUNDS - MANAGEMENT

- (a) Subject to any resolution passed by the Association at a General Meeting, the funds of the Association shall be used and applied solely in pursuance of the objects of the Association in such manner as the Executive Committee determines.
- (b) All cheques, electronic funds transfers, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by any 2 (two) of the following:
 - (a) The President
 - (b) The Secretary
 - (c) The Treasurer, or
 - (d) By any 1 (one) of the above, plus 1 (one) of any 3 (three) other members of the committee that have been authorized by the Management Committee to do so."
- (c) Proper books and accounts shall be kept and maintained either in written or printed form in the English language showing correctly the financial affairs of the Association and the particulars usually shown in books of a like nature.
- (d) Cheques shall be crossed "Not Negotiable" except those in payment of wages, allowances or petty cash recoupments which may be open.

- (e) The Executive Committee shall determine the amount of petty cash which shall be kept on the imprest system.
- (f) All expenditure shall be approved or ratified at a Executive Committee or Council Meeting.
- (g) As soon as practicable after the end of the financial year the Treasurer shall cause to be prepared a statement containing particulars of;
 - (a) The income and expenditure of the financial year just ended; and
 - (b) The assets and liabilities and of all mortgages, charges and securities affecting the property of the Association at the close of that year.
- (h) All such statements shall be examined by the Honorary Auditor who shall present his/her report, upon such audit, to the Secretary prior to the holding of the Annual General Meeting next following the financial year in respect of which such audit was made.

6.04 DISCLOSURE OF INTEREST

- (a) Any Executive Committee Member who has an interest in any contract or financial arrangement made or proposed to be made with the Executive Committee shall disclose their interest forthwith to the Executive Committee after it has come to their notice that the contract or arrangement is being or has been considered.
- (b) If an Executive Committee Member becomes interested in a contract or financial arrangement after it is made or entered into by the Executive Committee they shall disclose their interest forthwith to the Executive Committee after they becomes so interested.
- (c) A Delegate shall not vote in respect of a motion to any meeting concerning a contract or financial arrangement in which they are interested, but such inability to vote shall not diminish the voting entitlement of the Member Club for whom they are a delegate, provided another delegate/s of the Member Club is present to cast the voting entitlement of the member.

6.05 COMMON SEAL

- (a) The common seal of the Association shall be kept in the custody of the Public Officer.
- (b) The common seal shall not be affixed to any instrument except by the authority of the Committee and the affixing of the common seal shall be attested by the signatures of either of 2 (two) members of the Executive Committee or of 1 (one) member of the Executive Committee and of the Public Officer or Secretary.

6.06 CUSTODY OF BOOKS, ETC.

Except as otherwise provided for by the Constitution, the Public Officer shall keep in their custody or under their control all records, books and other documents relating to the Association.

6.07 INSPECTION OF BOOKS

The records, books and other documents of the Association shall be open to inspection, free of charge, by a member of the Association at any reasonable hour.

6.08 SERVICE OF NOTICES

- (a) For the purpose of this Constitution, a notice may be served by or on behalf of the Association upon any member either personally, electronically or by sending it by post to a member at the member's address shown in the register of the members.
- (b) Where a document is sent to a person by properly addressing, prepaying and posting to the person a letter containing the document, the document shall, unless the contrary is proved, be deemed for the purposes of this Constitution to have been served on the person at the time at which the letter would have been delivered in the ordinary course of post.

6.09 DISSOLUTION

In a winding-up of the Association the surplus property of the Association shall subject to any trust affecting that property or any part of it vest in an Association (whether or not incorporated under the Act) which:

- (a) Has objects substantially similar to those of this Association;
- (b) Is not carried on for the object of trading or securing pecuniary gain for its members;
- (c) Has provisions in its Constitution requiring the property of the Association to be distributed in dissolution of the Association to another Association which:
 - (i) Has objects substantially similar to those of the dissolved Association.
 - (ii) Is not carried on for the object of trading or securing pecuniary gains for its members.
- (d) Is nominated for the purpose:-
 - (i) By the Constitution of the incorporated Association being wound-up.

- (ii) If not nominated by the Constitution, by a special resolution of the incorporated Association being wound-up or
- (iii) If not nominated by the Constitution or a special resolution, by the Commission.

6.10 TEAMS REPRESENTING THE ASSOCIATION

The Executive may endorse teams participating in Game Fishing contests and may authorise the use of the name of the Association in connection therewith.

6.11 PUBLICITY

All statements to the media on behalf of the Association shall be made by the President or their designated spokesperson.

6.12 NAME

The name of the Association shall be the Queensland Game Fishing Association Incorporated.

6.13 OBJECTS

The objects of the Association are those set out in the First Schedule hereto.

6.14 BY-LAWS

The By-Laws of the Association are set out in the Second Schedule hereto and the Council may from time to time vary, amend or revoke the By-Laws as and when it considers necessary for the proper management and conduct of the affairs of the Association.

6.15 FINANCIAL YEAR

The financial year of the Association shall close on 30th June each year.

6.16 CHANGES TO THESE RULES

Subject to the provisions of the Associations Incorporation Act 1981, these Rules may be amended, repealed or added to from time to time by a special resolution carried at any general meeting. However, an amendment, repeal or addition is valid only if it is registered by the chief executive of the relevant Department;

- (a) The Secretary must, within three (3) months after the special resolution/s has/have been passed, apply to the chief executive of the relevant department to register the amendment/s, repeal/s and/or additions.

- (b) The application must be in the approved form and be accompanied by the information, documents and fees required under the regulations at that time.
- (c) The application must be accompanied by a copy of the amendment/s, repeal/s and/or addition/s, or the complete rules with the amendment/s, repeal/s and/or addition/s clearly shown, and a declaration by the Secretary stating the amendment/s, repeal/s and or addition/s comply with the Act.
- (d) The amendment/s, repeal/s and/or addition/s do not take effect unless, and until, they have been approved by the chief executive of the relevant Department.
- (e) Under the Associations Incorporation Act 1981, changes to the Second Schedule (By Laws) do not have to be registered by the chief executive of the relevant Department.

6.17 REGISTERED ADDRESS

The registered office of the Association shall be located within the **State of Queensland**.

FIRST SCHEDULE

STATEMENT OF OBJECTS

The Objects of the Association are:-

- (a) To take over the assets and liabilities of the unincorporated association known as "Queensland Game Fishing Association".
- (b) To govern and co-ordinate the sport of game fishing in the State of Queensland.
- (c) To affiliate with the Game Fishing Association of Australia and with the International Game Fish Association.
- (d) To conserve the game fish and food fish resources of Queensland waters for the recreational and economic use of present and future generations.
- (e) To encourage and further the study of game fish angling, the related species and the habitat requirements of such species and to assist in the maintenance of the ecological balance of waters.
- (f) To formulate and support fair and ethical angling rules and Tournaments.
- (g) To compile and maintain State records for the heaviest angling catches for men, women and juniors in all line divisions approved by the Association as a game fish and game shark and fished for by a substantial number of anglers or distributed over a wide area of waters; and to adjudicate such record claims.
- (h) To represent the interests of recreational and game fishermen within in the Association's capacity for the time being at any meeting at which the future of the game fish population is being discussed or otherwise determined.
- (i) To assist and participate in domestic and international game fish seminars and symposiums where the expertise data and purposes of the Association may be helpful in assisting other organisations with similar objectives.
- (j) To analyse the pressure of recreational fishing and commercial fishing for the various game fish species.
- (k) To act as a data accumulation centre for fishing results and make such information available to governments and others for the furtherance of education in the wise use of conservation of species.
- (l) To accumulate and maintain a history of game fishing for the use and benefit of present and future generations and to develop and support fish tagging programs and other specific data collection evidence.
- (m) To disseminate information and knowledge of scientific studies of commercial and game fish to Member Associations and clubs and other parties in Australia or elsewhere.

SECOND SCHEDULE

BY-LAWS

THE QUEENSLAND GAME FISHING ASSOCIATION INCORPORATED

1. INSIGNIA

- (a) A design approved by the Executive Committee shall be the insignia of the Association. Such insignia may be reproduced on the Association's stationery and certificates and generally where considered suitable. Also this insignia may be produced as a metal badge and incorporated into the Association's trophies where considered appropriate by the Committee.
- (b) A President's insignia shall be struck and flown at the masthead of a vessel when the President is on board such vessel.
- (c) The Association's insignia shall only be used by members representing the Association with the permission and approval of the Council or the Committee.

2. RECORDS

- (a) The Association shall maintain State Records as laid down in the Objects of the Association (Object (g)), for men, ladies and juniors and shall issue suitable Queensland Record Certificates where appropriate.
- (b) All applications for Queensland Records must be accompanied by full substantiative certification (as required by the Game Fishing Association of Australia for Australian Records) and such claims must be forwarded by the angler's club to Queensland Office within two (2) months of the date of the capture. Claims received after two (2) months will only be considered at the discretion of the Association when a suitable explanation for the delay is furnished.
- (c) Procedures for line testing and adjudication of Queensland Records Claims shall be the same as those set out and used by Game Fishing Association of Australia from time to time.
- (d) Records will not be awarded where the fish is captured by an angler while participating in an unsanctioned tournament as defined in By-Law 5 (b).
- (e) A fee, as set from time to time by the Council of the Association, shall be charged for Queensland Record claims and must be forwarded with the application for a record.

3. CAPTURE CERTIFICATES

The Association shall design and arrange for printing of Capture Certificates for Queensland Record captures to be available for the use of all Members Clubs at a nominal cost as part of the application fee stated in By-Law 2 (e).

4. POINT SCORE SYSTEM

- (a) The Association shall determine and publish from time to time line classes which may be used and a Point Score System for the use of all member clubs.

This Point Score System shall be designed to complement the methods and style of fishing (including Tag and Release) being practised by anglers in Queensland waters from time to time. Such point score is recommended to be used by member clubs for all tournaments, competitions and trophies.

- (b) The Point Score System recommended by the Association shall be that used for the Annual All Ports Competition.

5. TOURNAMENTS

- (a) The Association shall conduct annually an All Ports Competition to be fished between all member clubs. The All Ports Competition shall be fished from the home port of each Member Club with point scores to be tabulated by the Committee.
- (b) The Association may conduct other such tournaments as it sees fit subject to the same conditions which apply to Member Clubs.
- (c) Member Clubs wishing to conduct Open or Invitation Tournaments shall provide a basic set of rules, prizes and award categories to the appointed person as advised from time to time by the Q.G.F.A. at least one month prior to their printing or the printing of promotional brochures, or, two months prior to the Tournament, whichever is earlier for the purpose of sanctioning the tournament.
- (d) The appointed person from the Q.G.F.A Executive as advised from time to time must be consulted by Member Clubs wishing to conduct Open or Invitation Tournaments to gain approval of dates, in writing, at least three (3) months prior to the proposed dates of the Tournament.
- (e) No Club is permitted to conduct an Open or Invitation Tournament without the event being sanctioned and approved in accordance with Clauses 5(c) and (d).
- (f) All QGFA sanctioned Open and Invitation tournaments must be fished under the G.F.A.A. Angling Rules and Equipment Regulations.

- (g) No Member Club is permitted to offer temporary memberships to anglers for the purpose of fishing a QGFA sanctioned tournament.
- (h) All Australian anglers/residents wishing to fish a QGFA Sanctioned Tournament must be a current financial fishing member of a QGFA Member Club or a current financial fishing member of another GFAA Member States' Club. Foreign anglers/residents not wishing to join a QGFA Member Club to fish a tournament must provide proof of being a current financial fishing member of a bone fide Game Fishing Club from their country of origin, or an individual member of the IGFA.
- (i) The Q.G.F.A may permit/sanction tournaments with **substantial** Cash/Prizes that clubs comply with the Sanctioning Guidelines hereof;
 - 1. **"Substantial"** means a value greater than \$20,000.00 per Category Tag & Release (e.g. Angler, Team and Boat), and greater than \$10,000.00 for the Heaviest Fish.
 - 3. Sanctioning applications must be made in accordance with Clause 5(c).
 - 4. GFAA Rules must apply in accordance with Clause 5(f).
 - 5. Angler eligibility must apply in accordance with Clause 5(h).
 - 6. The Q.G.F.A will allow "Insured Prizes" to be offered as a Tournament prize subject to approval of an insurance policy in the approved form. The approved form of insurance will be supplied by the Q.G.F.A (subject to cost and availability). Any tournament proposing an insured prize will provide a copy of a proposed insurance policy and proof of ability to insure such prize as well as proof of ability to pay, upon approval of such an insurance policy sanctioning of a tournament will not be provided until such time as a Certificate of Cover is provided to the Q.G.F.A
 - 7. The total value of Cash/Prizes on offer for each Category must be stated on the list attached to the application.
 - 8. Member Clubs must be able to guarantee to the QGFA, at the time of application, that they have the capacity to award the total value of the Cash/Prizes that are listed.
 - 9. Member Clubs must publish in their brochures the full list of Cash/Prize values for each Category, so that the anglers know what they are fishing for.
 - 10. Member Clubs are not permitted to Jackpot any Cash Prize if it is not won during the tournament.