

## **BY-LAWS**

### **INTRODUCTION**

The membership card you have been issued allows you to take advantage of all member facilities and benefits. However, until your application for membership has been accepted at a monthly meeting of the Board of Directors this is only a temporary member card.

You desire to become a Member of the Penrith Rugby League Club Limited and you hereby agree, if admitted, to be bound by the Memorandum and Articles of Association and By-Laws of the Club.

Any member who wilfully refuses or neglects to comply with the provisions of the Club's Constitution or any by-law may be subject to disciplinary procedures – under Rule 135 of the Constitution.

### **1. CONSTITUTION**

- 1.1 Any member wishing to study the full context of the Constitution may purchase a copy for \$2.00 at reception at the club's premises;
- 1.2 Changes to the Constitution can only be affected by special resolution passed by a majority of at least 75% of those attending and voting at an Annual General Meeting or General Meeting who are entitled to vote.

### **2. TRADING HOURS**

- 2.1 Trading area hours vary at different club premises. Panthers operates during advertised hours as are required by law from time to time.

### **3. DRESS REGULATIONS**

- 3.1 Members and guests are required to be dressed in attire that is neat, clean and not offensive.
- 3.2 The door staff or security may determine if a person is suitable attired to enter Panthers.
- 3.3 If a member or guest disagrees with the decision of the door staff, the Duty Manager shall be the final arbiter.

### **4. CHEQUES**

- 4.1 Panthers has a policy of not cashing cheques.
- 4.2 Cheque cashing is not available at club premises.

### **5. ANTI-SOCIAL BEHAVIOUR, DISORDERLINESS OR OFFENSIVE LANGUAGE**

- 5.1 Anti-social behaviour, disorderliness or offensive language will not be tolerated.
- 5.2 Each is an offence for which a member or guest may be asked to leave club premises/property and/or be cited to appear before the Judicial Committee to show cause why the member or guest should not be reprimanded, suspended, expelled or have the resignation of the member accepted.

## 6. **NON-BAR AREAS**

- 6.1 Members and guests are asked not to take or consume liquor, in places not set aside for that purpose, e.g. foyer, front steps etc.
- 6.2 Members in a Poker Machine area not playing a poker machine and drinking may be asked to move to a bar or lounge area.

## 7. **POKER MACHINES**

- 7.1 Only \$1 Australian coins and \$5, \$10, \$20, \$50, \$100 Australian notes and approved cash out tickets are to be inserted in poker machines coin or note acceptors.
- 7.2 It is the player's responsibility to report the following matters:
  - a machine not paying correctly on winning combinations;
  - a machine being able to be played without credits being deducted or coins/inserted; or
  - a machine door or cash-box door being unlocked.
- 7.3 Legal proceedings may be instituted against any player who:
  - makes any fraudulent claim;
  - causes malicious damage to a poker machine;
  - tilts, rocks or mishandles any machine;
  - uses undue force when playing a machine;
  - uses any foreign object on, in or near any poker machine; or
  - fails to report any malfunction of a poker machine.
- 7.4 Any member violating these rules will be liable to suspension.
- 7.5 Any guest violating these rules may be asked to leave Panthers.
- 7.6 Panthers reserves the right to:
  - withhold any payout to any person not abiding by these By-Laws;
  - withhold any payout, where such payout is in dispute or where the credentials of the player to receive the jackpot are not established;
  - to refuse any person, member or guest, the right to play machines;
  - place any machine "out of order"; or
  - ask any player to only play one machine at any one time.
- 7.7 Only one machine may be reserved at any one time and only for the period specified on the machine.
- 7.8 It is the player's responsibility to ensure that he/she has been given the correct amount of money by a cashier.
- 7.9 Any disputes over payment or non-payment by any poker machine will be decided within one week by management.
- 7.10 The Club operates a self-exclusion scheme for people who wish to exclude themselves from gaming at any of the club premises. Details of the scheme may be obtained from the Duty Manager.
- 7.11 Syndicate play, evidenced by such actions including, but not limited to, organised group monopolisation of gaming machines, providing payout details of individuals other than those in control of the machine at the time of the win, and individuals playing more than one machine at a time, is not permitted at any time, and any person, member or guest engaging in this conduct may:
  - have any payouts withheld;
  - be asked to leave the premises;
  - be cited to appear before the Sub Judiciary Committee to show cause why they should not be reprimanded, suspended, or expelled.

8. **MULTI-TERMINAL GAMING MACHINES (MTGM)**

- 8.1 All relevant rules pertaining to poker machine operations will apply to a MTGM.
- 8.2 Only one person may operate any terminal at any one time.
- 8.3 Legal proceedings may be taken against any person who:
- causes or attempts to cause disruption to any event conducted by a MTGM;
  - disconnects or attempts to disconnect the power to a MTGM; or
  - wagers on the result of any event conducted by a MTGM with another person.

9. **LINKED JACKPOTS**

- 9.1 All relevant rules pertaining to poker machine operations will apply to linked jackpots.
- 9.2 In the event of a dispute over a linked jackpot, Panthers reserves the right to:
- accept evidence from parties involved in the dispute;
  - reserve judgement on a disputed payout for a period of one week;
  - make a judgement as to which party is entitled to the disputed payout;
  - make a judgement to divide the disputed payout between parties in the event that the evidence does not indicate which party is entitled to the payout; or
  - make a judgement that neither party is entitled to the payout; or
  - refer the matter to the NSW Office of Liquor, Gaming and Racing.
- 9.3 Legal proceedings may be instituted against any person who:
- makes a false claim to a linked jackpot; or
  - uses a foreign object on, in or near any link controller.

9A. **PAYMENT OF PRIZE MONEY**

- 9A.1 Any prize money over \$5,000.00 will be paid by a crossed cheque.

10. **KENO**

- 10.1 It is the player's responsibility to:
- check the original entry form for incorrect markings;
  - check ticket/s immediately they are issued; and
  - ensure he/she has sufficient time to place a wager on a particular game.
- 10.2 A ticket may only be declared void and monies refunded if the ticket is presented prior to the next game being conducted.
- 10.3 All disputes will be referred to Club Keno for its determination.

11. **PROMOTIONS**

- 11.1 All gaming promotions, unless when the rules of an individual promotion specify otherwise, are for financial members of Panthers.
- 11.2 All promotions are to be conducted in strict adherence to the conditions as approved by any relevant Government Department.
- 11.3 In the event of a dispute, the matter will be decided by Panthers within one week;
- 11.4 If Panthers is unable to give judgment on any dispute, the matter may be referred to the NSW Office of Liquor, Gaming and Racing or any other relevant Government Department.

12. **LENDING OR BORROWING**

12.1 Persons attempting to borrow money on Panthers premises from employees, members or guests are liable to be suspended from membership.

13. **ENTERING PANTHERS**

13.1 A member is required to show his/her membership card to door staff. Door staff or security have the right to refuse admission to anyone unless proof of membership or acceptable proof of age or guest bona fides can be shown.

13.2 The use of a door not designated as an entrance is an offence against Panthers rules and the Registered Clubs Act.

14. **MINORS**

14.1 Persons under the age of 18 years may subject at all times to the provisions of the Registered Clubs Act and any other legislation:

- use the non-restricted areas of Panthers provided they remain under the constant supervision of a parent, relative or responsible adult;
- attend special events at Panthers where Panthers agrees to provide supervision for the duration of the special event; or
- be permitted to use any area designated as a 'Child Minding Area' where Panthers agrees to provide supervision by qualified staff members.

14.2 A member or guest who is responsible for supervising a person under 18 years of age and who fails to do so, may be cited to appear before Panthers Judiciary Committee which may result in reprimand, suspension or expulsion from Panthers. Such person may also be liable to penalty under the Registered Clubs Act.

15. **GUESTS**

Subject at all times to the provisions of the Registered Clubs Act.

15.1 Each member is entitled to bring guests to Panthers and each guest's name and address must be written in the guest's Book with the signature of the member.

15.2 Persons under 18 cannot enter club premises except as a guest and are restricted as outlined in clause 14.1.

15.3 Members are directly responsible for the actions of their guests while on club premises. A member could be reprimanded, suspended or expelled from membership because of the behaviour of a person signed in as a guest, so members should be careful not to introduce guests indiscriminately.

16. **DEPARTING FROM PANTHERS PREMISES**

16.1 Members and their guests are specially requested to leave the building as quietly as possible to comply with the relevant laws and with respect for our neighbours.

16.2 Members who refuse to comply with this request are liable to face suspension from membership.

17. **UNATTENDED CHILDREN**

17.1 Children are not to be left in cars or other vehicles while their parents, guardians or carers are in or on club premises. It is against Panthers rules to leave children unattended in club premises foyer or outside club building.

18. **RULES AND BY-LAWS**

18.1 Any By-Law passed by the Board of Directors shall come into force and be fully operative upon the posting of an appropriate notice containing such By-Law on the Notice Board.

19. **MASS INFORMATION MEDIA**

Members using mass information media (including but not limited to Facebook, Youtube, Twitter, the forum other online social forums etc (collectively "Mass Information Media")) for the purpose of deliberately insulting, harassing or unfairly criticizing another member or organization may be reprimanded, suspended, expelled from membership or otherwise dealt with. Members who have nominated for election to the board of the Penrith District Rugby League Football Club Limited and the board of Penrith Rugby League Club Limited or any Advisory Committee are requested not to make comments or statements about their candidacy or the candidacy of any other person by way of Mass Information Media during the course of the elections, which is the period from when nominations close to when the ballot closes.

20. **BOARD ELECTIONS**

Members who have nominated and are standing for election to the board of Penrith District Rugby League Football Club Limited and Penrith Rugby League Club Limited or any Advisory Committee are asked not to involve themselves or other person(s) on any Panthers club premises or property, or in the vicinity of any club property, in any activity either directly or indirectly involved in their candidacy (activity - which includes but is not limited to distributing documents, making public statements, advertising or by other means and includes Mass Information Media as defined in Penrith Rugby League Club By-Law 19).

21. **LIFE MEMBERS**

An Advisory Committee of a Home club may make a recommendation to the Board to propose a member for Life Membership under the provisions of Rule 36.2 of the Constitution.

22. **ADVISORY COMMITTEES**

- (i) There shall be a Home Club Advisory Committee for the Home Club North Richmond Panthers, 33 Beaumont Street, North Richmond which will be known as the North Richmond Panthers Advisory Committee.
- (ii) The Advisory Committee shall consist of five (5) persons each being a North Richmond Panthers Home Club member and from which an executive group shall be elected.
- (iii) The Home Club may hold a General Meeting biennially at which the Advisory Committee elected may be notified.
- (iv) The Advisory Committee has the power to appoint a North Richmond Panthers Home Club member to fill any casual vacancy. Such appointee shall hold office until the next election.
- (v) The office of a member of the Advisory Committee of a Home Club shall automatically be vacated if the circumstances set out in Rule 93 of the Constitution of Penrith Rugby League Club Limited apply to such Advisory Committee member.

23. **NOMINATION AND ELECTION OF ADVISORY COMMITTEES**

- (i) The provisions of Rules 60 to 70 of the constitution of the Penrith Rugby League Club Limited are applicable for the establishment, function and operation of the Advisory Committee including qualification for election, entitlement to vote and conduct of elections.
- (ii) A Home club member, to be qualified for election to their Home Club Advisory Committee, must have been a Home Club member of that Home Club for a period of three (3) continuous years.

24. **CONDUCT OF ELECTION FOR ADVISORY COMMITTEE**

The provision of Rule 68 of the Constitution of the Penrith Rugby League Club Limited is applicable.

25. **FUNCTIONS OF ADVISORY COMMITTEES**

(I) Conducting monthly reviews

- (a) Of the effectiveness of the operations of the Home Club.
- (b) Of the financial and other reports concerning the administration and management of the Home Club.
- (c) Draw to the attention of the General Manager any concerns the Advisory Committee has in respect of the administration and management of the Home Club.

- (ii) Assist the General Manager in the preparation of information pertinent to the Home Club Strategic Business Plan, capital expenditure and donations budgets for club grants for submission to the Board through the Chief Executive Officer of the Company.
- (iii) Consider and approve donations under the provision of the Clubs Grant Scheme.
- (iv) Where the Home Club is affiliated with a recognised sporting body the Advisory Committee will be responsible and liable to formulate their own rules and regulations to comply with the game rules given by the parent ruling sporting body in respect of the conduct of those sporting activities on Home Club premises.
- (v) Make recommendation to the Board to propose a member for Life Membership of the Club.
- (vi) To hear and determine disciplinary matters in accordance with the Delegation of the Board.
- (vii) Cause minutes to be taken of all Advisory Committee Meetings and General Meetings of members.

26. **PROCEDURE AT MEETINGS**

26(a) ADVISORY COMMITTEE MEETINGS

- (I) The Advisory Committee shall for the despatch of business, adjourn and otherwise regulate its meetings as it thinks fit providing a meeting of the Advisory Committee shall be held at least once each month.
- (II) The Chairman or two Advisory Committee Members through the General Manager may requisition a special Advisory Committee meeting to deal with urgent business by giving at least 48 hours notice.
- (III) The Quorum for any meeting of Advisory Committee meetings shall be three (3) Advisory Committee Members.
- (IV) Questions arising at any meeting of the Advisory Committee for determination shall be decided by a majority of votes. In the case of equality of votes the Chairperson of the meeting shall have a second or casting vote.
- (V) The Board may appoint a representative to attend Advisory Committee meetings as an observer.
- (VI) The Home Club General Manager or Delegate shall attend Advisory Committee meetings to assist the Advisory Committee and provide necessary resources.

26(b) BIENNIAL GENERAL MEETINGS

- (I) Agenda: Receive Minutes of the Previous General Meeting, Receive Reports of the Chairperson and General Manager. In the case of election declare the result of the election, receive recommendations from Members and take General Business.
- (II) Home Club General Manager or Delegate to provide necessary resources for giving notice and conduct of the General Meeting.

## 26 (c) REPORT BY GENERAL MANAGERS

The General Manager of Home Club to report to the Chief Executive Officer:

1. Activities of the Advisory Committee in the fulfilment of their functions.
2. Recommendations made by the Advisory Committee.
3. Results of actions performed by the Advisory Committee by Delegation from the Board.
4. Of any circumstances where by the Board is required to act under the provisions of Rule 64 of the Constitution in respect of any member of the Advisory Committee.