

CONSTITUTION OF MOTOR NEURONE DISEASE
AUSTRALIA INC.

1. Name

The name of this incorporated association is “Motor Neurone Disease Australia Incorporated”, hereinafter called “the Association”.

2. Interpretation

In these Rules, unless the contrary intention appears:-

“Director” means a member of the Board of the Association

nominated by its members from their board, state council, committee of management, or similar, in accordance with these rules

“Special tenure director” means a person elected by the board to augment the skills and/or knowledge of the Association in accordance with these rules

“Executive” mean persons elected to the Executive Committee in accordance with these rules.

“Financial year” means the year ending on 30 June.

“General Meeting” means a general meeting of Members convened in accordance with these Rules.

“Member” means a Member of the Association.

“Associate Member” means a member admitted to membership pursuant to these rules.

“The Act” means the **Associations Incorporation Act (Victoria) 1981**.

“The Regulations” mean the Regulations under the Act.

3. Vision Statement and Objectives

Vision

A world free from Motor Neurone Disease (“MND”)

Objectives

- (a) To promote awareness of MND and the needs it creates.
- (b) To promote and support scientific and health care research into MND.
- (c) To affiliate with other bodies, either national or international, that will advance MND care and research.

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- (d) To collect, disseminate and facilitate exchange of information concerning research and the care and treatment of people living with MND.
- (e) To assist, coordinate and further the efforts of autonomous Members to achieve their Mission.
- (f) To work with Members to expand programs and resources for the support of people living with MND, their carers, health professionals and service providers throughout the community.
- (g) To encourage and facilitate the exchange of ideas, practices and information in meeting the needs of Members.
- (h) To determine the relative merits of proposals for MND research grants.
- (i) To administer research grants provided by MND Australia.
- (j) To work towards best practice in achieving our mission.
- (k) To act as the principal member of the Motor Neurone Disease Research Institute of Australia Incorporated (the “**Institute**”), being a not-for-profit entity having objects similar to the objects of the Association.
- (l) Generally do all such acts, matters and things as are incidental or conducive to the attainment of any of the objects of the Association.

“People living with MND” includes people who have been diagnosed, those yet to be diagnosed, carers, former carers, families, friends, workmates and any other person whose life is, or has been, affected by a diagnosis of MND.

4. Representation

- (i) Each Member of the Association is entitled to be represented at all meetings of the Association by a Director who will exercise the voting rights of the Member subject to these rules.

5. Membership, Associate Membership and Registration of Membership

- (i) As at 1 January 2008 the following were Members of the Association:-

Motor Neurone Disease Association of New South Wales Inc.
Motor Neurone Disease Association of Victoria Inc.
Motor Neurone Disease Association of Queensland Inc. Motor Neurone
Disease Association of Western Australia Inc.
Motor Neurone Disease Association of South Australia Inc.
Motor Neurone Disease Association of Tasmania Inc.
The Institute.

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- (ii) Any other association or organisation whose primary role is providing support for people living with MND, or is in the search for causes, treatments and cures of this disease, is eligible to apply for membership of the Association. The applicant must be nominated by a current Member, approved for membership as provided in these rules, and pay the entrance fee, annual subscription and any other similar fees paid by existing members under these Rules.
- (iii) Any other organisation or person interested in the welfare of people with MND and willing to further the mission and objectives of the Association may upon making a written application in accordance with these Rules with the approval of the Board be admitted as an Associate Member. Associate Members shall not be entitled to vote or hold office.
- (iv) A nomination for membership of the Association:-
 - (a) shall be made in writing in the form prescribed by the Association from time to time.
 - (b) shall be lodged with the Secretary of the Association.
- (v) As soon as it is practicable after the receipt of a nomination, the Secretary shall refer the nomination to the Board.
- (vi) Upon a nomination being referred to the Board, the Directors shall determine whether to approve or to reject the nomination.
- (vii) Upon a nomination being approved by the Board, the Secretary shall, with as little delay as possible, notify the nominee in writing of the approval for membership of the Association and request payment within the period of 28 days after receipt of the notification of the sum payable under these Rules as the entrance fee and the first year's annual subscription.
- (viii) The Secretary shall, upon payment of the amounts referred to in sub-clause (vii) within the period referred to in that sub-clause, enter the nominee's name in the register of Members and, upon the name being so entered, the nominee becomes a Member of the Association.
- (ix) The Secretary shall keep and maintain a register of Members in which shall be entered the full name, address and date of entry of the name of each Member and Associate Member and the register shall be available for inspection and copying by Members upon request.
- (x) A Member of the Association who has paid all moneys due and payable to the Association may resign from the Association by first giving six (6) months notice in writing to the Secretary of that Member's intention to resign and upon the expiration of that period of notice, the Member

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ceases to be a Member. The Association may, in its absolute discretion, waive the requisite six (6) months notice period. Where such notice period is waived, the effective date of the resignation shall be as determined by the Association provided that the effective date of the relevant Member ceasing to be a Member shall not be greater than six (6) months from the date that the Member provided written notice to the Secretary of that Member's intention to resign.

- (xi) A Member of the Association may at any time by giving notice in writing to the Secretary resign its membership but shall continue to be liable for any annual subscription and all arrears due and unpaid at the date of its resignation and for all other monies due by it to the Association and in addition for any sum not exceeding \$100 for which it is liable as a Member of the Association under clause 31 (v) of the Constitution.
- (xii) Upon the expiration of a notice given under sub-clause (x), the Secretary shall make in the register of Members an entry recording the date on which the Member, by whom the notice was given, ceased to be a Member.

6. Termination of Membership

- (i) Subject to these Rules, the Board may by resolution of not less than three quarters majority of the Board:-
 - (a) expel a Member from the Association; or
 - (b) suspend a Member from membership of the Association for a specified period;if the Board is of the opinion that the Member:-
 - (a) has refused or neglected to comply with these Rules; or
 - (b) has been guilty of conduct unbecoming a Member or prejudicial to the interests of people living with MND.
- (ii) A resolution of the Board under sub-clause (i):-
 - (a) does not take effect unless the Board, at a meeting held not earlier than 14 and not later than 28 days after the service on the Member of a notice under sub-clause (iii) confirms the resolution in accordance with this clause; and
 - (b) where the Member exercises a right of appeal to the Board under this clause, does not take effect unless the Board confirms the resolution in accordance with this clause.

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- (iii) If the Board passes a resolution under subclause (i), the Secretary shall, as soon as practicable, cause to be served on the impunged Member a notice in writing:-
 - (a) setting out the resolution of the Board and the grounds on which it is based;
 - (b) stating that the Member may appeal the resolution to the Board at a meeting to be held not earlier than 14 and not less than 28 days after service of the notice;
 - (c) stating the date, time, place and method of that meeting;
 - (d) informing that Member that it may do one or more of the following:
 - (i) Participate in the meeting,
 - (ii) Give to the Board before the date of that meeting a written statement seeking the revocation of the resolution
- (iv) At a meeting of the Board held in accordance with sub-clause (ii), the Board:-
 - (a) shall give to the Member an opportunity to be heard;
 - (b) shall give due consideration to any written statement submitted by the Member; and
 - (c) shall by resolution determine whether to confirm or to revoke the resolution passed in accordance with sub-clause (i)
- (v) If the Secretary receives a notice of appeal under sub-clause (iii), he or she shall notify the directors and convene a general meeting of the Board to be held not later than twenty eight days following the date on which the Secretary received the notice of appeal.
- (vi) At the General meeting of the Association convened under sub- clause (v):-
 - (a) no business other than the question of the appeal shall be transacted;
 - (b) Directors shall vote by secret ballot on the question whether the resolution should be confirmed or revoked
- (vii) If at the Board meeting:-

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- (a) three quarters of the Board vote in person or by proxy in favour of the confirmation of the resolution, the resolution is confirmed; and
- (b) in any other case, the resolution is revoked.

7. Board of the Association

- (i) The Board shall consist of up to eleven persons who shall be Directors from time to time of the Association. The Board will be made up of:
 - (a) One representative nominated by each member Association from their board, state council, committee of management, or similar:

and
 - (b) The President of the Association who shall be a person, nominated by a member Association, and elected at an Annual General Meeting of the Association in accordance with clause 20 (i) (a). The President shall hold office for a continuous period up to three years

and
 - (c) Special tenure directors, as such vacancies shall allow within the limit prescribed by this clause, and elected by the Board, who are considered to possess special skills or knowledge of benefit to the Association. Such Directors will be elected for a period not exceeding two years at any one time, with the relevant period to commence from the effective date of appointment.

and
 - (d) the Chairperson of the Research Committee.
- (ii) The Members of the Association shall notify the Association the name of their representative from time to time in writing.

8. General Meetings

All meetings of the Association other than the Annual General Meeting of the Association shall be called general meetings.

9. General Meetings of the Association

- (i) The Association shall meet at least two times in each year at such place, such times and in such manner as the Board may determine.
- (ii) Meetings of the Association may be convened by the President or by any two of the members of the Executive, or by request of three Directors in writing to the Secretary.

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- (iii) Fourteen days notice shall be given to Directors of any meeting specifying the general nature of the business to be transacted.
- (iv) Questions arising at a meeting or of any sub-committee appointed by the Board shall be determined in an agreed manner, or, if demanded by a Director, by a poll taken in such manner as the person presiding at the meeting may determine.
- (v) Each Director present at a meeting or of any sub-committee appointed by the Board (including the person presiding at the meeting) is entitled to one vote and, in the event of an equality of votes on any question, the decision should be resolved in the negative.

10. Annual General Meetings

- (i) The Association shall convene an Annual General Meeting of its Directors and Members.
- (ii) The Annual General Meeting shall be held not later than five (5) months after the end of the preceding financial year.
- (iii) The Annual General Meeting shall be specified as such in the notice convening it.
- (iv) The ordinary business of the Annual General Meeting shall be:-
 - (a) to confirm the minutes of the last preceding Annual General Meeting;
 - (b) to receive reports upon the transactions of the Association during the last preceding financial year including from the President and Treasurer;
 - (c) to elect the President of the Association, the Public Officer and Auditor; and
 - (d) to receive and consider the audited accounts of the Association.
- (v) The Annual General Meeting may transact special business of which notice is given in accordance with these rules.
- (vi) The Annual General Meeting shall be in addition to any other general meetings that may be held in the same year.

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11. Notice of Annual General Meetings and General Meetings

- (i) The Secretary of the Association shall, at least 14 days before the date fixed for holding the Annual General Meeting or a general meeting of the Association, cause to be sent to each Member of the Association at the address appearing in the register of Members, a notice by pre-paid post, facsimile or electronic mail stating the place, date and time of the meeting and the nature of the business to be transacted at the meeting.
- (ii) A Director desiring to bring any business before an Annual General Meeting or General Meeting may give notice of that business in writing to the Secretary, who shall include that business in the notice calling the next general meeting after the receipt of the notice.
- (iii) Directors are responsible for advising the member they represent of the meeting, the business to be transacted, and any other information incidental to the business of the meeting.

12. Quorum

- (i) No item of business shall be transacted at an Annual General Meeting or general meeting unless a quorum of Directors entitled under these Rules to vote is present during the time when the meeting is considering that item.
- (ii) The quorum at an Annual General Meeting or a general meeting shall be at least six Directors at least five of whom shall be Directors nominated by the Members of the Association.
- (iii) If within half an hour after the appointed time for the commencement of a general meeting, a quorum is not present, the meeting is dissolved and shall stand adjourned to a day, time and manner specified by the chairperson. Written notice to Members must be given before the day to which the meeting is adjourned.
- (iv) Notwithstanding the terms of clause 12(i), 12(ii) and 12(iii), the quorum of Directors at meetings where matters related to fundraising activities are discussed or resolved shall not be reduced to less than three.

13. President to Chair

- (i) The President, or in the President's absence, the Vice-President, shall preside as Chairperson at each general meeting of the Association.
- (ii) If the President and the Vice-President are absent from a general meeting, the Directors present shall elect one of their number to preside as Chairperson at the Meeting.

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14. Questions at Meetings

A question arising at a general meeting shall be determined by a method agreed by the meeting. The Chairperson shall declare that a resolution has been carried, carried unanimously or carried by a particular majority or lost. An entry to that effect **shall be recorded in the Minute Book as evidence of the fact.** A Director may request to have recorded an abstention from voting.

15. Voting

- (i) Upon any question arising at a general meeting of the Association, each Director is entitled to one vote
- (ii) In the case of an equality of voting on a question, the motion will be decided in the negative.

16. Call for Vote

- (i) If at a meeting a poll on any question is demanded by not less than two Directors, it shall be taken at that meeting in such manner as the Chairperson may direct and the resolution of the poll shall be deemed to be a resolution of the meeting on that question.
- (ii) A poll that is demanded on the election of a Chairperson or on a question of an adjournment shall be taken forthwith and a poll that is demanded on any question shall be taken at such time before the close of the meeting as the Chairperson may direct.

17. Members to be Financial to Vote

A Member is not entitled to be represented by a Director and vote at any general meeting unless all monies due and payable by the Member to the Association have been paid, or unless the Directors in general meeting agree to waive this requirement.

18. Proxy

Each Director from a Member organisation is entitled to appoint another as a proxy from their board, state council, committee of management, or similar at any meeting of the Association by notice given, emailed or faxed to the Secretary before the time of the meeting in respect of which the proxy is appointed. The notice appointing the proxy must be in writing.

19. Powers and duties of the Board

- (i) The affairs of the Association shall be managed and controlled by the Directors in general meeting as provided in these Rules.
- (ii) Between meetings of the Directors, the Executive Committee:-

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- (a) shall manage the business and affairs of the Association on behalf of the Directors;
 - (b) may, subject to these Rules, the Regulations and the Act, exercise all such powers and functions as may be exercised by the Association other than those powers and functions that are required by these Rules to be exercised by general meetings of the Association; and
 - (c) subject to these Rules, the Regulations and the Act, has power to perform all such acts and things as appear to the Executive Committee to be essential for the proper management of the business and affairs of the Association.
 - (d) Discussions and decisions of the Executive Committee must be communicated to Directors for information and decisions taken by the Executive tabled for review and confirmation or rescission by Directors at the next general meeting of the Association.
- (iii) The Board and the Executive Committee must:
- (a) give effect to the decisions of the Research Committee established in accordance with clause 20 with respect to the allocation of available funds for research grants and scholarships and must procure that any other person who is vested with the management and control of the affairs of the Association does likewise;
 - (b) distribute information, at least annually, in relation to the progress of all research grants and scholarships awarded by the Research Committee of both the Association and the Institute; and
 - (c) host a symposium on, or around, the date of the Annual General Meeting in respect of which certain persons who have been awarded research grants and scholarships by the Research Committee of both the Association and the Institute will be invited to make a presentation in relation to their findings and/or work pertaining to those research grants and scholarships.

20. Research Committee

Establishment of Research Committee

- (i) The Board shall establish a Research Committee to assess proposals eligible to receive research grants and scholarships.
- (ii) The Research Committee will determine those proposals which will receive research grants and scholarships from available funds. The available funds will be determined by the Board and advised to the Research Committee.

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Membership of Research Committee

- (iii) The members of the Research Committee of the Association will consist of the same members of the research committee of the Institute.

Chairperson of Research Committee

- (iv) The Chairperson of the Research Committee will consist of the same chairperson of the research committee of the Institute.

Meetings of the Research Committee

- (v) The Research Committee shall meet as frequently as necessary at such place, such times and in such manner as the Research Committee may determine. For the avoidance of doubt, a meeting of the Research Committee may be held by contemporaneously linking together members of that Committee by way of instantaneous communication devices (e.g. Skype, instant messenger etc) through which all persons participating in the meeting are able to communicate with all other members attending the meeting.
- (vi) Fourteen days notice shall be given to all members of the Research Committee of any meeting specifying the general nature of the business to be transacted. Such notice is to be provided by the Chairperson of the Research Committee.
- (vii) At a Research Committee meeting a quorum will be four (4) members of that Committee.
- (viii) Should within half an hour of the time set down for a meeting of the Research Committee to commence, a quorum be not present, then the meeting will be adjourned to the same time and place seven days later OR to a place and to a time within one month of the date of such meeting, to be determined thereat. If at such adjourned meeting a quorum be not present, then those members attending will be deemed to be a quorum, provided the number of such members is not less than three (3).
- (ix) Each member will be entitled to appoint another member of the Research Committee as proxy by notice given to the Secretary no later than 48 hours before the time of the meeting in respect of which the proxy is appointed.
- (x) All questions and resolutions arising at a meeting of the Research Committee are to be decided by a majority of votes of the members present and voting and each member of the Research Committee has one vote.

Common pool of available funds

- (xi) The members of the Research Committee shall allocate available funds of both the Association and the Institute as if they were a common pool.

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21. Officers of Association

- (i) The officers of the Association shall be: -
 - (a) President who shall be a person nominated by a Member Association elected at the AGM of the Association and who shall hold office for a period up to three years;
 - (b) The Board of the Association shall elect the following officers of the Association who shall be elected from the Board members at the General Meeting of the Association immediately following each AGM:
 - (I) Vice-President;
 - (II) Treasurer ; and
 - (III) Secretary.
- (ii) The Executive Committee of the Association shall be:
 - (I) President
 - (II) Vice-President
 - (III) Treasurer, and
 - (IV) Secretary
- (iii) Each officer of the Association (other than the President) shall hold office for a period of twelve months but is eligible for reelection.
- (iv) In the event of a casual vacancy in any office referred to in sub- clause (i) & (ii) the Board may appoint a Director to the vacant office and the person so appointed may continue in office for the unexpired term of the officer replaced.
- (v) The Board may appoint up to three people with particular expertise to the Board as special tenure directors for a period not exceeding two years.

22. President's Term of Office

The President shall retain office for not more than three years, but shall be entitled to be re-appointed to that office after a period of three years following retirement from that office.

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23. Nominations for Election

- (i) Nominations of candidates for election as President and officers of the Association:-
 - (a) shall be made in writing, signed by two Members of the Association and accompanied by the written consent of the candidate (which may be endorsed on the form of nomination); and
 - (b) shall be delivered to the Secretary of the Association not less than seven days before the date fixed for the holding of the Annual General Meeting and the general meeting immediately following
- (ii) If only one nomination is received the person nominated shall be deemed to be elected.
- (iii) If the number of nominations is more than one, a ballot shall be held.
- (iv) The ballot for the President shall be conducted at the Annual General Meeting in a manner agreed to by the Members.
- (v) The ballot for the Officers shall be conducted at the General Meeting immediately following the Annual General Meeting in a manner agreed to by the Members.
- (vi) Officers of the Association are not eligible to hold more than one office at any point in time.

24. Board Vacancy

For the purposes of these rules, a person ceases to be a Director of the Association if they:

- (a) cease to be the nominee of a member Association
- or
- (b) become an insolvent under administration within the meaning of the Companies (Victoria) Code
- or
- (c) resign from office by notice in writing given to the Secretary; or
- (d) are removed from office by the Members in accordance with these rules

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or in the case of the President of the Association and the Special Tenure Board Members at the cessation of their Terms of Office in accordance with these Rules or

25. Removal of an Officer

- (i) The board of directors may by resolution remove any member of the Executive before the expiration of the officer's term of office and appoint another Director in his or her stead to hold office.
- (ii) Where the officer to whom a proposed resolution referred to in sub-clause (i) makes representations in writing to the Secretary or President of the Association (not exceeding a reasonable length) and requests that they be forwarded 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 so sent, the officer may require that they be read out at the meeting.

26. Secretary's Duties

The Secretary of the Association shall keep or cause to be kept minutes of the resolutions and proceedings of each general meeting in books provided for that purpose together with a record of the names of persons present at those meetings and shall perform such other duties as deemed appropriate by the Association from time to time.

27. Treasurer's Duties

The Treasurer of the Association:-

- (i) shall collect and receive all monies due to the Association and make all payments authorised by the Association or cause this to occur; and
- (ii) shall keep correct accounts and books showing the financial affairs of the Association with full details of all receipts and expenditure connected with the activities of the Association or cause this to occur.
- (iii) present financial statements to each meeting and each annual meeting of the Association or cause this to occur.

28. Cheques

All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by at least two members of the Executive or by such other method as authorised by the Board of Directors from time to time.

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29. Common Seal

- (i) The common seal of the Association shall be kept at the Registered Office of the Association.
- (ii) The common seal shall not be affixed to any instrument except by the authority of the Association and the affixing of the common seal shall be attested by the signatures either of two members of the Executive or one member of the Executive and the Public Officer of the Association.

30. Notice to Members

- (i) A notice may be served by or on behalf of the Association upon any Member either personally or by sending it by post, facsimile or electronic mail to the Member at the address shown in the Register of Members.
- (ii) Where a document is properly addressed prepaid and posted, sent by facsimile or by electronic mail to a Member, the document shall, unless the contrary is proved be deemed to have been given to the Member at the time at which the letter would have been delivered in the ordinary course of post, facsimile or electronic mail respectively.

31. Winding Up and Liability of Members

- (i) In the event of the winding up or the cancellation of the incorporation of the Association, the assets of the Association shall be disposed of in accordance with the provisions of the Act.
- (ii) The liability of the Members is limited.
- (iii) Each Member Association of the Association undertakes to contribute to the property of the Association, in the event of the same being wound up for payment of the debts and liabilities of the Association and of the costs, charges, and expenses of winding up and for the adjustment of the rights of the Member Associations among themselves, such amount as may be required, not exceeding \$100.
- (iv) If the subscription of a Member Association is not received by the Association by the due date then the Member Association may after notice of the default shall have been sent to it by the Secretary or the Honorary Treasurer be debarred by resolution of the Committee from all privileges of membership provided that the Committee may reinstate the Member on payment of all arrears if the committee thinks fit to do so.
- (v) A Member may at any time by giving notice in writing to the Secretary resign its membership of the Association but shall continue to be liable for any annual subscription and all arrears due and unpaid at the date of its

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resignation and for all other monies due by it to the Association and in addition for any sum not exceeding \$100 for which it is liable as a Member of the Association under clause 5 (xi) of the Constitution.

32. Books of Association

- (i) All accounts, books, documents and securities of the Association shall be available at the Association's office for inspection and copying by any Member of the Association upon request.
- (ii) All books, documents and securities shall be kept in the custody of the Public Officer except where otherwise provided for in these Rules.

33. Amendment to Constitution

- (i) Subject to clause 33(ii), the Constitution may only be altered by a Special Resolution passed by a majority vote of not less than three-fourths of such Directors entitled under these Rules so to do, at a general meeting of which not less than 21 days notice specifying the intention to propose the resolution is given in accordance with these Rules.
- (ii) No amendment shall be capable of being made to the Constitution to the extent that it affects the existence and operation of the Research Committee without the prior approval of the Research Committee.

34. Public Officer

A Public Officer shall be appointed at an Annual General Meeting. The Public Officer is responsible for compliance with the duties of that office prescribed by the Act.

35. Auditor

An Auditor who is a qualified accountant and is not a Director or representative to the Association, shall be appointed at each Annual General Meeting. As soon as possible after the end of the financial year the auditor shall examine all relevant books of account, statements, vouchers, receipt books, cheque books and other relevant documents and shall furnish a written report thereon at the next Annual General Meeting.

36. Subscriptions and Source of Funds

- (i) The Annual Subscription and date of payment for Members and Associate Members of the Association shall be fixed from time to time by the Association.
- (ii) If the subscription of a Member Association is not received by the Association by the due date the Member may, after notice of the default has been sent to it by the Secretary or the Honorary Treasurer, be debarred by

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resolution of the Association from all privileges of membership provided that the Association may reinstate the Member on payment of all arrears if the Association thinks fit to do so.

- (iii) Sources of funds will be subscriptions and other legal means of income.

37. Questions at Meetings

- (i) Directors may be reimbursed for expenses so approved by the Executive or Directors in general meeting and pay for expenses incurred by others which are so approved by the Executive or Directors in general meeting.
- (ii) The Association may engage salaried staff, consultants or others as appropriate to assist in the work of the Association.
- (iii) The Association may engage its members to deliver services or undertake projects to assist in the work of the Association.

38. Questions at Meetings

Annual General Meetings, General Meetings, and Executive Committee Meetings may be held in person, via telephone, ConferLink, Telelink, postal communication or other electronic means and all decisions or resolutions made at such meetings shall be valid or deemed to be valid as if the meeting was held face to face.

39. Gift Fund

There shall be established a Gift Fund which shall be separately maintained and used solely for the Principal Purpose and all gifts of money and property given to achieve the Principal Purpose shall be credited to the Gift Fund. All monies received as a result of these gifts shall also be credited to the Gift Fund.

If the Gift Fund is wound up or if the endorsement (if any) of the organisation as a deductible gift recipient is revoked, any surplus assets of the Gift Fund remaining after payment of liabilities attributable to it shall be transferred to a fund, authority or institution to which income tax deductible gift funds can be made.