



CONSTITUTION OF THE Z CAR CLUB, SYDNEY Inc.

1. NAME

- a) The Name of the club shall be Z Car Club, Sydney Inc.

2. OBJECTIVES

- a) To promote and foster the mutual interests of all Japanese Sports cars
- b) To promote and/or hold alone or jointly with other clubs, associations or persons, social or sporting events
- c) To affiliate with, or act in conjunction with, similar organizations as may be decided from time to time by the members.
- d) To promote the use, restoration and preservation of all Japanese Sports cars
- e) To publish the Club Newsletter and Minutes of for the benefit of members.
- f) To affiliate with the Confederation of Australian Motor Sport and acknowledge its constitution.
- g) To abide by the rules of DFT as incorporated association.
- h) To affiliate annually with the Council of Motor Clubs

3. MEMBERSHIP

Members Shall be admitted as follows:

- a) Ordinary Members shall be those persons who qualify for membership after an application has been received and voted on by club members at a General Club Meeting
- b) Life Member shall be a fully paid continuous member for a period no less than Ten Years in which time that person has held office and made an outstanding contribution to the running of the Club. The member must be nominated at an Annual General Meeting or at an Extra-ordinary meeting of the Z Car Club, Sydney.
- c) Honorary Member shall be nominated at an Annual General Meeting for outstanding contribution towards the club and its objectives and shall have no voting rights.
- d) Associate Members shall be admitted at the discretion of the club and shall be either Partner, son or daughter of a full financial member. The associate member shall not be granted voting rights and no Club newsletter or minutes will be issued to the a Associate Member.

4. ACCEPTANCE OF MEMBERS

- a) Any person wishing to become a member of the club shall submit a signed application form as approved by the Z Car Club, Sydney Inc.
- b) This application shall be submitted to Club Members at the next General Meeting who will either accept or reject the application by a majority.
- c) Membership will not commence until all required fees are received and an official receipt is issued.

5. MEMBERSHIP FEES

- a) The membership fee shall be decided at each Annual general Meeting of the Club.
- b) Each person's membership shall be terminated on 31st December each year and all ordinary members fee's commence 1st January at a rate agreed at the previous AGM.
- c) Honorary Members will be exempt from fees.
- d) Life Members are exempt of Membership Fees (though a donation of 50% is appreciated)

6. CESSATION OF MEMBERSHIP

Any member shall cease to be a member of the Club if he/she:

- a) Resigns their Membership
- b) Dies or becomes subject to legal incapacity.
- c) Is removed from Membership by resolution of the Club for infringement of its constitution, its rules or actions contrary to the spirit of the Club following recommendation to the Committee and majority approval at a General Meeting

7. MEETINGS

- a) General meeting shall be held monthly at a time and place to be decided at the previous meeting and/or by the Club's Committee.
- b) The Annual General Meetings of the Z Car Club, Sydney Inc. shall be held in February of each year.
- c) Extraordinary General Meetings shall be held:
 - i) At anytime as convened by the President of the Z Car Club, Sydney Inc.
 - ii) The President of the Z Car Club, Sydney Inc. shall convene a Special General Meeting when a notice calling upon him/her to do so is served upon him/her by a minimum of five (5) financial members and within fourteen (14) days of receipt of such notice.

- d) Notice shall be served to all members in writing when convening a Special General Meeting and this notice shall set out the purpose of the meeting. This notice shall be mailed to all financial members no later than seven (7) days prior to the scheduled meeting date
- e) The Business of a special General Meeting shall be confined to the purpose for which the meeting was called.
- f) The quorum for all General Meetings and AGM held by the Z Car Club, Sydney Inc. shall a minimum ten (10) financial members of the Club.

8. OFFICE BEARERS

The Committee if the Z Car Club, Sydney Inc. shall be comprised of:

- a) The President, Secretary, Treasurer and a minimum of three (3) financial members of the Club.
- b) The Committee shall maintain the right to appoint other Office Bearers as deemed appropriate and such appointment(s) shall be ratified by the next General Meeting of Members.
- c) The quorum at a Committee meeting shall be three (3) committee members, one of whom shall be the President or Secretary of the Club.

9. MANAGEMENT

- a) The Management of the Club shall be vested in the Committee subject to all requirements of the Constitution.

10. ELECTION OF OFFICE BEARERS

- a) Election of Office Bearers shall take place at each Annual General Meeting of the Z Car Club, Sydney Inc.
- b) Each nomination shall have a proposer and a seconder.
- c) Should an election be necessary for any Committee position, a secret ballot may be held.
- d) A member shall be able to nominate him/herself for any position on the Committee of the Z Car Club, Sydney Inc.
- e) Casual Vacancies on the Committee shall be filled by election at a General meeting of the Club.

11. POWERS OF COMMITTEE

- a) The Committee shall have power to make and publish any-by-laws for the better management and control of the Club, which shall not be inconsistent with this Constitution, and shall have the power to invite any other person to attend Committee Meetings who may be of assistance to them in a professional, technical or skilled manner, provided that such person shall not be entitled to a vote upon Committee.
- b) The Committee shall have control of the finances of the Club, power to engage, control and dismiss the Club servants and all such administrative powers as may be necessary to properly carry out the objectives of the Club in accordance with this Constitution.

12. BY-LAWS

The Committee is empowered to make, repeal & amend such by-laws as they consider necessary for the proper conduct of the Club. By-Laws shall have effect until otherwise determined by the Committee or at an Annual General Meeting or Extraordinary General Meeting of the Club in accordance with the Club's Constitution

13. AMENDMENT OF CONSITUTION

The Constitution is amended at an Extraordinary General meeting or an Annual General Meeting, provided that the amendment be approved by at least seventy five percent of the members present and voting at the meeting.

14. DISSOLUTION

The Club shall be dissolved in the event of the membership being less than five (5) persons or upon the vote of a majority of members present at an Extraordinary General Meeting convened to consider such question. Upon dissolution, assets and funds on hand, after payment of all expenses and liabilities, be handed over to a registered Non Profit Charity as the majority of the members decide.

15. FINANCE

- a) The Bankers for the Z Car Club, Sydney Inc. shall be such bankers as may be from time to time decided by the Committee.
- b) All payments from the Club's bank accounts shall be made by cheque, and cheques shall be signed by two (2) Committee Members.
- c) The Treasurer shall cause to be kept, proof of accounts in which shall be entered all transactions involving the income and expenditure of the Club, and the treasurer or his/her nominee shall present a financial statement of the Z Car Club, Sydney Inc. account(s) at each Annual General Meeting
- d) No account shall be paid by the treasurer without the account being tabled at a General Meeting and approval by the members.

16. LIABILITY

Neither the Z Car Club, Sydney Inc., nor any member or members thereof shall have the authority to contract on behalf of, nor pledge the funds of the Club. Furthermore, no member shall have, against the Committee, any right of action arising out of relations existing between the Committee and the Z car Club, Sydney Inc., or the Club and any member or members.

17. CLUB BADGE / LOGO

- a) The Badge/LOGO of the Z Car Club, Sydney Inc. shall be of design approved by the Club at any General Meeting.

- b) This badge/LOGO may be sold to members and may be displayed on any car in the possession of a member.
- c) Club badges/LOGO's may be supplied to other Car Clubs or Car Club badge Collectors upon agreement at a Committee and/or General Meeting of the Z Car Club, Sydney Inc. and at an approved price.

18. RULES FOR THE USE OF VEHICLES ON RMS CONDITIONAL REGISTRATION

PART 1 – ELIGIBILITY

- a) See attached APPENDIX "A" RMS Documentation
- b) See attached APPENDIX "B" CMC Documentation
- c) That ALL movements of club vehicles must be recorded in the Official Club minutes or a day book held by the Secretary, President, Treasurer or Registrar of the Club.
- d) Application will only be considered from members with a minimum 1year standing, attended (4) four club outings annually.
- e) The final arbitrator for the issue of 1259 certification for Concessional Plates will be the Club Committee

This Constitution was presented to the Members of the Z Car Club, Sydney Inc. on the 16th July 2014 and was unanimously adopted.

Signed: _____ Date: / / Signed: _____ Date: / /

Barry Godfrey

Terry Stevens

President

Secretary/Treasurer

Appendix A

Historic vehicles



Background

This policy has been produced by Roads and Maritime Services (formerly Roads and Traffic Authority) in conjunction with the Council of Motor Clubs, the Council of Heritage Motor Clubs NSW, the Old Motoring Club, the XW-XY Falcon Owners' Club, the Classic Italian Motorcycle Club and the Velocette Owners' Club.

Roads and Maritime Services registers historic vehicles under the Conditional Registration scheme, which provides the vehicle with limited access to the road network and Compulsory Third Party (CTP) insurance cover. Historic vehicles registered under this scheme are exempt from the payment of stamp duty, motor vehicle tax and national charges.

Conditional registration is only an option for historic vehicles if the registered operator of the vehicle is a member of a Roads and Maritime Services-approved Historic Vehicle Club and the vehicle's use of the road network is restricted.

See the list of Roads and Maritime Services-approved Historic Vehicle Clubs below (updated quarterly).

Note: For information about adding new clubs to the Roads and Maritime Services-approved Historic Vehicle Club list, please contact the Historic Vehicle Coordinator, Driver and Vehicle Administration, Grafton on (02) 6604 9391.

Eligibility

An historic vehicle must be 30 years of age or older as from the year of manufacture.

Trailers can be registered under this scheme, provided all the requirements are met.

Vehicles must be as close to original condition as possible, with NO alterations except for safety features such as seat belts and turn indicators or period accessories and options, if desired.

Note: LPG conversions are acceptable providing the Historic Vehicle Declaration is completed by the Club Registrar.

The registered operator must be a member of a Roads and Maritime Services-approved Historic Vehicle Club. Proof of club membership ([Historic Vehicle Declaration](#)) must be provided to Roads and Maritime Services prior to establishing or renewing conditional registration. Club membership cards are **not** acceptable.

Vehicle roadworthiness

A vehicle operating under the scheme must be declared roadworthy by:

- A safety inspection report (pink slip) issued by an Authorised Inspection Station examiner, or
- A club declaration of roadworthiness (valid for 42 days) issued by a club official (a safety inspection report **must** be provided if the club is less than two years old).

- If the vehicle is an historic plant vehicle, a customer roadworthiness declaration must be provided.

Vehicle use

Vehicles can only be used for events organised by their Club, another Club or recognised community organisations provided an official invitation has been received and documented by the Club in the official minutes, or the official 'Day Book'.

Vehicles can also be used on a road or road related area for:

- Servicing within a short distance from their place of garaging
- The inspection of the vehicle.

If a longer journey is necessary, the member must notify the Club Secretary so that they can enter the details in the Club's official 'Day Book' or minutes.

Any Club member wishing to use their vehicles for the carriage of persons to or from a wedding or reception should first check their legal obligation under the *Passenger Transport Act 1990* with Transport for NSW's Accreditation and Licensing Section on 1800 227 774 or (02) 9891 8900. The Club must also authorise the use of the vehicle for this purpose.

Vehicles must display conditional registration number plates and a current registration label.

Note: Vehicles registered under the Conditional Registration Scheme still need to display a registration label.

Name bars may be affixed to the number plate provided the positioning of the name bar does not obscure the number plate.

Conditions

Historic vehicles registered under the conditional registration scheme are subject to the following conditions of operation:

- 'Registered operator must be a member of an authorised motoring club'
- 'Use only in conjunction with an authorised club event or maintenance'

The name of the registered operator's Club must be entered as a special condition. If the registered operator belongs to more than one club, the name of the primary club or both clubs may be entered as a special condition as requested. Other conditions may be applied as required.

The Certificate of Approved Operations, detailing the conditions applicable to the operation of the vehicle, must be carried in the vehicle whenever the vehicle is used on a road or road related area.

Towing

Historic vehicles registered under the conditional registration scheme can tow a trailer that is either fully registered, exempt from registration has a UVP or is conditionally registered.

Loads

Historic vehicles registered under the conditional registration scheme must meet the following requirements if carrying a load:

- Loads cannot be carried for commercial purposes. Loads must either be the private property of the vehicle owner and/or carried as part of a club event.
- The maximum load allowed is two thirds of the manufacturers load limit, and
- The load has to be restrained to the performance based standards detailed in the [Load Restraint Guide](#)

Seatbelts and child restraints

Motor cars, tourers and limousines can only carry one person per seating position. Seat belts must be worn, where fitted.

Drivers of historic vehicles registered under the conditional registration scheme are exempt from the requirement to fit child restraints when carrying children between 12 months and seven years of age, **provided:**

- They have written advice from an authorised engineering signatory that it is not reasonably practicable to install seatbelts and/or child restraints in the historic vehicle, and
- This written advice is carried in the vehicle when transporting any child between 12 months and seven years of age.

All passengers under 12 months of age must be restrained in an approved child restraint

General

This policy applies to NSW and ACT Clubs listed on Roads and Maritime Services' database. All members must be financial members of these approved Clubs and must be NSW residents.

Vehicles registered under the scheme may operate temporarily in other States and Territories, under the same conditions as apply in NSW. Temporarily is considered to be three months continuously.

Interstate vehicles (operating under a similar scheme in their home state/territory) may be driven in NSW if they legally comply with the rules and regulations of their permit/registration.

Appendix B

HCRS Model Rules

NSW HISTORIC CONDITIONAL REGISTRATION SCHEME (HCRS)

1. RULES FOR MEMBERS

INTRODUCTION

Members applying for Conditional Registration (Historic Plates) shall be handed a copy of these Rules prior to issue.

The member shall read and sign the form indicating that they fully understand their responsibilities and agree to abide by the rules.

BACKGROUND

The RTA registers historic vehicles under the Conditional Registration Scheme, which provides the vehicle with limited access to the road network and Compulsory Third Party (CTP) insurance cover. At present historic vehicles registered under this scheme are exempt from the payment of stamp duty, motor vehicle tax and national charges.

The Club is incorporated under the NSW Incorporated Association laws administered by the Department of Fair Trading which affords protection for the Executive Committee of the Club and its members and has Public Liability Insurance cover.

The club has the authority to either have a club appointed member or members to carry out roadworthiness inspections or require the member to obtain a "pink slip" for the vehicle.

The RTA requires the member to be a NSW resident.

Full comprehensive insurance may be required by the club.

ELIGIBILITY

The member must be a financial member of the Club.

The vehicle must be thirty (30) years of age or older as from the year of manufacture and must be as close to original condition as possible with no alterations except for safety features such as seat belts, turn indicators, period accessories or period improvements.

VEHICLE ROADWORTHINESS

The member must either obtain a "pink slip" or a declaration of road worthiness issued by the appropriate member or members of the Club. The member will be advised which one is required.

RTA form 1259 shall be completed and must have the bottom right corner completed by the appointed official of the Club and must also have the Club's stamp in that corner.

The Club shall keep a copy of the completed 1259 form for its records.

The signed form 1259 with the appropriate road worthiness certificate must be presented to the RTA by the member within forty two (42) days to be valid.

Where the Member belongs to more than one RTA recognised Club, the details of the other Clubs may be entered under the special conditions on the form.

VEHICLE USE

Unauthorised use of vehicles registered under the Conditional Registration Scheme shall be treated as an unregistered vehicle and is not covered by insurance.



Vehicles may be used on a road or road related areas for:

1. a - Events organised by the Club, another Club, CMC calendar or recognised community organisation provided that it has been documented in the Club minutes, the Club magazine or official day book.
 - b - Attendance at Club, CMC, Committee or Sub Committee meetings and or activities.
 - c - Other Clubs activities that have been recorded on the 1259 form.
- 2 Any trip for Repair, Servicing or Inspection of the vehicle for registration etc shall be logged with the appropriate Club Official
- a - Receipts of the above shall be available where or when required.
- 3 Members may use their vehicle within reasonable distance from place of garaging for refuelling, checking etc. prior to a Club event or maybe weekly to avoid problems with seals, battery etc.
- 4 Member wishing to use their vehicle for the carriage of persons to or from a wedding or reception shall first check their legal obligation under the "Passenger Transport Act 1990" with the Taxi & Hire Car Bureau of the Ministry of Transport. The use of vehicle must be recorded with the appropriate Club Official prior to the event being undertaken.
5. Members wishing to use the vehicle for non Club or other Club events not registered above shall first obtain approval from the appropriate Club Official prior to the event being undertaken.

DEFINITIONS

Reasonable Distance –

1. Can be variable depending on city or country location.
2. Can vary dependent upon where the vehicle is stored or garaged.
3. Where vehicle is garaged other than at the Members premises it is reasonable to pick up prior to and return after Club events.

TRUCK LOADINGS

Conditional Registered trucks must meet the following requirements when carrying loads.

1. Loads cannot be carried for commercial purposes.
2. Loads must either be the private property of the vehicle owner and/or carried as part of a Club event.
3. Maximum load allowed shall be two thirds the manufacturers limit.
4. Load shall be restrained in accordance with the "Load Restraint Guide"

GENERAL

1. Vehicle shall display Conditional Registration Scheme plates and label at all times. Name bars may also be affixed providing it does not obscure number plates.
2. The RTA Certificate of Approval (Purple Form) shall be kept in the vehicle at all times
3. Conditional Registration plates are not transferable on disposal of vehicle. Registration Plates shall be returned to the RTA and the appropriate Club Official shall be notified.
4. Remuneration other than petrol allowance shall not be accepted where vehicle is used for commercial purposes, TV advertisements etc.
5. Appropriate proof of movements should be kept in vehicle. Eg: Club magazine etc.
6. Vehicles registered under the Scheme when on a Club authorised event may operate temporarily for up to three (3) months in other states and territories under the same conditions as apply in NSW. Longer periods require written RTA approval.
7. With the permission of the Executive of the primary Club, members with marques other than the Club's marque may have the vehicle registered under the primary Clubs Conditional Registration Scheme.

AGREEMENT

I hereby agree to conform to the rules and regulations of this document

Signature of Club Member Signature of Club Official

Dated:

Printed: February 2008

Updated: June 2009

Who can drive HCRS Vehicles

THERE HAVE BEEN SOME QUESTIONS RECENTLY REGARDING WHO CAN DRIVE OR RIDE A HCRS REGISTERED VEHICLE.

The NSW RTA advise that as the vehicle is registered in NSW, albeit conditionally, anyone holding a valid licence which the NSW RTA recognise and is suitable for the vehicle concerned can operate the vehicle with the registered owner's permission. The rules pertaining to L and P plate drivers and riders naturally apply. There is no NSW RTA requirement for that person to be a member of the Primary Club which issued the HCRS 1259 form. If any individual Club has bylaws to the contrary then those bylaws prevail. Again this is a matter for the Clubs to handle and decide on their particular needs. The CMC will not intervene in such things. The Club concerned has to make their own decisions.



New rules have just been issued by the Dept of Fair Trading regarding Incorporated Associations. As far as I can see they make things much easier to handle with less paperwork etc. They have been posted to all known Public Officers of Clubs so if you have not received them please contact the Department as either your Public Officer's details are out of date or some other problem needs sorting. And may I again tell you that if you are an Incorporated Association you must submit an annual return. At least one Club we have heard about has been de-registered and fined for failing to do so over several years. And recent changes in the NSW RTA mean that no Incorporated Association status means no HCRS approval.

www.fairtrading.nsw.gov.au or phone 13 32 20.

Public Liability Insurance is something that all Clubs should hold. It is not compulsory these days as the Department of Fair Trading has dropped that from the latest rules for Incorporated Associations. Many Clubs go without, as the costs are too high for what seems to be a minimal risk. I always quote the example of a Club display where the banner is erected. That falls over and hits someone on the head with dire consequences. Imagine the difficulty for the committee if the Club is sued and there is no insurance cover. Loss of assets by the President and others is a possibility.

Coverage can be obtained from several Brokers including TCIS in Adelaide, and CAMS. Many Clubs think that CAMS are only for car racing Clubs however their insurance covers all Clubs, no matter if they race or not. Later this year CAMS will come out with a package for non racing Clubs which will be very competitively priced. I declare my interest in this as I am the Chair of the CAMS Marque Young and Enthusiasts Commission or MTEC. I took on this role to gain benefits for the non racing Clubs. It has been a long battle to get things approved as change is always resisted. I hope that when you see the greatly reduced costs on offer with a \$100 M coverage from a very substantial company, you will see that benefits have been gained.

Regards

Terry Thompson CAM

