

Varsity Alpine Club (Wollongong) Co-Op. Ltd.

By-laws

Effective from 27th November 2020

Interpretation

In these by-laws, unless the context otherwise requires:-
Expressions used have the same meanings as those ascribed to them in the Act.

"The Act" or *"Co-operation Act"* means the Co-operation Community and Credit Act, as amended.

"Month" means calendar month.

"Special Resolution" means a resolution passed in the manner set forth in Section 80 of the Act, as amended.

Words in the singular include the plural and vice versa.

Words importing masculine gender include females.

"Prescribed" means prescribed by the Act or by Regulation.

"Regulation" means regulation under the Act.

"The Registrar" means the Registrar of Co-operative Societies or Deputy Registrar.

"The Club" means the Varsity Alpine Club (Wollongong) Co-operative Limited.

"The Lodge" means The Club's Callemonda Lodge, including lodge grounds, at Jindabyne.

"A Member" is a shareholder whose name is entered in the Register of Members.

"An active member" is a member who is "active" as defined by the Act and the Society's Rule 13A.

"A Non-member" is any person who is not a member.

"A guest of a member" is any occupant sponsored by that member and includes spouse, companion and the member's children.

"The Booking Officer" is an officer appointed by and responsible to the Board.

"Booking Rules" define privileges, conditions and procedures. They are issued and/or amended only by resolution of the Board.

BY-LAWS

By-law 1 Prerequisites for Lodge Use

- (a) Members and non-members shall not occupy the lodge or use lodge facilities until they have:-
- (i) complied with the prescribed booking procedures and
 - (ii) can produce confirmation of their booking from the Booking Officer.
- (b) Members and non-members are allocated accommodation on the condition that the occupant abides by these by-laws and the Lodge Rules defined in by-law 8.

By-law 2 Booking Procedures

All applications for accommodation shall be lodged with the Booking Officer, and the Booking officer shall be responsible to the Board for allocating lodge accommodation at the rates and subject to the conditions determined from time-to-time by the Board.

By-law 3 Non-members

By-law 12 provides that a member's booking privileges include the right to sponsor non-members.

- (a) All non-members shall, subject to the provisions of these by-laws and any conditions set by the Board, be allocated accommodation as guests of a member.

A condition of such allocation is that the accompanying/sponsoring member accepts responsibility to the Board for the good behavior of his/her guests.

A breach of these by-laws by a guest may be deemed to be, inter alia, an infringement of the society's by-laws by the sponsoring member.

- (b) Notwithstanding the provisions of by-law 12, the Board may, by resolution, direct the Booking officer not to allocate accommodation to a non-member. In this event, the Board shall notify the sponsoring member of the direction and the reasons therefore.

By-law 4 Improper Use of the Lodge Buildings and Grounds

- (a) Acceptance and confirmation of a booking application shall entitle only the applicants named to the use of lodge accommodation and facilities. Lodge occupants shall not be entitled to use lodge facilities for any purpose other than their own personal needs. However, with the approval of the Lodge Manager (By-law 6) occupants may use lodge facilities to entertain visitors. A condition of such approval and use is that it does not limit or infringe on the rights of access to lodge facilities of other occupants.
- (b) Only lodge occupants (By-law 1) shall be entitled to park their vehicles on lodge grounds.

- (c) Camping or sleeping in vehicles on lodge grounds is not permitted.
- (d) Incidents that disrupt the amenity of the lodge for members and guests, and/or cause damage to property will be investigated in line with the Lodge Incident Reporting Procedure with the possibility of action being taken against those responsible which could lead to withdrawal of booking privileges for a period of time for the member/s and or guest/s of member/s deemed responsible. This also includes the provision to withdraw booking privileges of the nominating member.
- (e) Members and guests shall not store personal items within or on the lodge building outside of bookings for that member or guest without permission of the Board or Directors.

By-law 5 Board's Power to Appoint Agents

The Board may appoint or employ such agents and servants as it thinks fit in connection with the conduct and management of the club's lodge.

By-law 6 Lodge Manager

Under the provisions of By-law 5, the Board may appoint, through the Booking Officer, a member occupant as Lodge Manager who shall be the Board's agent at the lodge and shall be responsible for its day-to-day management. The Lodge Manager's appointment shall be stated in writing and displayed on the lodge notice board.

By-law 7 Lodge Caretaker

Under the provisions of By-law 5 the Board may employ a lodge caretaker and duties shall be as specified by the Board but shall include the general supervision and periodic cleaning of the club's lodge and such other duties as the Board may deem necessary.

By-law 8 Lodge Rules

Lodge occupants are required to comply with the procedures and instructions set out in the document entitled "Lodge Rules". In particular, the attention of all lodge occupants is drawn to Lodge Rules relating to lodge cleanliness and lodge security. The Lodge Rules shall bear the club seal affixed as required by the society's Rule 11 and shall be prominently displayed on the lodge notice board.

By-law 9 Lodge Non-smoking Areas

Smoking is prohibited within the lodge buildings at all times.

By-law 10 Noise

A lodge occupant shall not create any noise likely to interfere with the peaceful enjoyment of other persons occupying the lodge. The reference for defining interference shall be the provisions of the Noise control Act, 1975 as amended and the Regulations made under this Act. In the event of any dispute arising and without prejudice to any subsequent formal complaint, occupants shall abide by the Lodge Manager's ruling.

By-law 11 Animals

Members and guests shall not keep any animals within or on the lodge building. "Seeing eye" dogs are excepted from this provision.

By-law 12 Member Booking Privileges - Priorities and Rates

For the purposes of this By-law,
 a "*companion*" is defined to mean an associate other than a spouse,
 a "*member's child*" is defined as a child for whom the member is a responsible parent and a "*responsible parent*" means a person, whether or not a parent of the child who, under Commonwealth or State or Territory laws, an order of a court or otherwise, has guardianship or custody of the child whether jointly or otherwise.

Unless formally revoked by the Board pursuant to Rule 81 but also subject to any restrictions imposed by the Board under By-law 3, active members shall have certain nominated privileges in relation to booking applications, preference and rates for lodge accommodation.

Details of active member privileges are as set out in the Society's current Booking Rules but shall include;

- (a) The right to lodge booking applications and receive member preference and rates;
 - (i) for the member and up to three accompanying guests,
 - (ii) for the member's spouse or companion and/or the member's children when not accompanied by the member.
- (b) Subject to any constraints imposed in the Booking Rules active members shall have the right to sponsor non-member guests other than under the provisions of part (a).

Accommodation charges for children of members shall be;

- (i) no charge if under 4 years of age and not occupying a bunk,
- (ii) member's child rates for children under 18 years and not in category (i),
- (iii) member rates for children 18 years of age or over.

These By-laws have been proclaimed pursuant to the provisions of the Society's Rule 80. Member's attention is also drawn to Rule 81.