

CONSTITUTION

As at 01 January 2018

1. NAME

1.1 The name of the club shall be UWA International Law Club (abbreviated to 'ILC' where necessary).

2. OBJECTIVES

2.1 To:

- (A) Encourage and facilitate interest in, engagement with and knowledge of international law at the University of WA.
- (B) Provide a source of information on international law opportunities and internships, and a source of knowledge on contemporary international legal issues and news.
- (C) Provide lectures, forums, roundtable discussions, panel discussions and/or Q&As with prominent people in international law.
- (D) Compile and publish a yearly international law journal, with articles, papers and essays exclusively written by UWA students.
- (E) Provide a means of bringing together a wide range of students interested in the world and how it operates and intersects.
- (F) Encourage and facilitate cooperation between this Club and other Societies and Clubs with similar or related interests.
- (G) To become and remain affiliated to Societies Council.
- (H) To encourage and promote cooperation between the Club and other affiliated societies representative of University interests.
- (I) To do all such things as would appear necessary and proper for the benefit or advancement of members of the Club.

2.2 The property and income of the society shall be applied solely towards the promotion of the objectives of the club and no part of that property or income may be paid or otherwise distributed, directly or indirectly, to members, except in good faith and in the promotion of those objectives.

3. ORDINARY MEMBERSHIP

3.1 Ordinary membership shall be confined only to Financial Ordinary Members who are one or more of the following:

- (a) Members of the Guild;
- (b) Associates of the Guild;
- (c) Honorary Life Associates of the Guild;
- (d) Members of the University Senate;
- (e) Members of the University Staff;

- (f) Casual teaching or research employees of the University;
- (g) Students enrolled at the University of Western Australia.

3.2 Ordinary Members shall consist of those persons, listed in article 3.1, who have completed the registration requirements and paid the annual membership fee prescribed by the Committee.

3.3 The Committee shall prescribe the annual membership fees for Ordinary Members prior to the UWA Orientation Day of the relevant calendar year, subject to article 5.

4. ASSOCIATESHIP OF THE CLUB

4.1 The Club in General Meeting may from time to time admit persons to associateship that are, or have been:

- (a) Members of the Guild
- (b) Associates of the Guild
- (c) Honorary Life Associates of the Guild
- (d) Members of the University Senate
- (e) Members of the University Staff
- (f) Casual teaching or research employees of the University
- (g) Students enrolled at the University of Western Australia.

5. SUBSCRIPTIONS

5.1 The Annual subscription for ordinary membership shall be a minimum of \$6.00 (with \$2.00 Guild discount reducing this to \$4.00).

6. HONORARY LIFE MEMBERSHIPS

6.1 The Club may in General Meeting by two-thirds majority of those present and voting confer Honorary Life Membership upon any member who has performed outstanding service to the Club.

7. PRIMACY OF ORDINARY MEMBERS

7.1 Members other than Ordinary Members shall not:

- (a) Be voting members of the Club.
- (b) Nominate candidates for the offices and Committee of the Club.
- (c) Become or remain office bearers of the Club.
- (d) But shall otherwise have all the rights and privileges of ordinary membership.

8. MEETING OF THE CLUB

8.1 The Club shall hold its Annual General Meeting in October or November of each academic year, at the discretion of the Committee. Ordinary General Meetings of the club can be called at any time at the discretion of the Committee.

8.2 The Committee may at any time call a Special Meeting of the Club. The Secretary shall forthwith call a Special Meeting upon receiving a written requisition from at least five financial ordinary members of the Club, and such a meeting shall be held no later than ten days immediately following receipt of such a requisition.

8.3 If the Secretary fails to call the meeting within that time, any of the signatories of the requisition may do so. Any business set out in the requisition shall have priority over all the other business.

9. PROVISIONS GOVERNING GENERAL MEETINGS

9.1 The Secretary shall cause written notice of any General Meeting to be posted on the Guild notice boards, or in G-News, and emailed to all Ordinary Members, at least seven days before the date appointed for that meeting.

9.2 No General Meeting may be held while a Guild General Meeting is in progress. This shall not apply where written notice of the meeting was given before written notice of the Guild General Meeting. Any such meeting being conducted in contravention thereof shall disband immediately on the order of disciplinary officer of the Guild.

9.3 The quorum of General Meeting shall consist of eight (8) Financial Ordinary Members for the time being.

9.4 All General Meeting of the Club shall be conducted in accordance with the procedure prescribed in the Standing Rules and Orders of the Guild Council.

9.5 The Annual General Meeting of the club must be supervised by at least one Returning Officer who shall:

- (a) Not be contesting the election
- (b) Be elected by the committee before nominations are declared open
- (c) Be confirmed by the members at the General Meeting before conducting the election

10. PATRON

10.1 The Club may, at the Annual General Meeting, elect a patron who shall, if they indicate their willingness to do so, hold office until the succeeding Annual General Meeting; nominations shall close at that meeting.

11. NOMINATIONS

11.1 At least seven days before the Annual General Meeting, the Secretary shall call for nominations for the Executive Office Bearers and Committee of the Club.

11.2 Included in the same notice shall be details of the Annual General Meeting. Nominations shall close two days prior to that meeting.

12. EXECUTIVE OFFICE BEARERS

12.1 The Executive Office Bearers of the Club shall be elected by the Ordinary Members of the Club at the Annual General Meeting and shall consist of, in order of seniority:

- (a) The President
- (b) The Vice President
- (c) The Secretary
- (d) The Treasurer

12.2 These members will be representatives of the appropriate Guild Sub-committee/s and Guild Meetings.

12.3 Only financial Ordinary Members of the Club who are also members of the Guild shall be eligible for election as Executive Office Bearers.

12.4 Election shall be conducted by optional preferential ballot for each office in the order shown above.

12.5 A Candidate defeated for one office may stand for any office lower on the list.

12.6 The powers and duties of Executive Office Bearers are defined in Articles 21-24.

12.7 No Executive Office Bearer can hold more than one position simultaneously.

12.8 Nothing in this Constitution prevents Executive Office Bearers from serving more than one term consecutively, should they be re-elected.

12.9 The Committee in meeting may dismiss an Elected Office-Bearer where, in the opinion of three quarters of the members of the Committee present and voting, that Elected Office-Bearer has:

- (a) Consistently failed adequately to discharge the duties of that position; or
- (b) Been absent from three consecutive Committee Meetings without providing a reasonable explanation; and
- (c) Been given at least seven days' notice of that Committee Meeting; and
- (d) Been accorded the opportunity to be present and to speak at that Committee Meeting.

13. THE COMMITTEE

13.1 The Committee of the Club shall consist of:

- (a) The Executive Office Bearers;
- (b) Appointed Office Bearers, who shall consist of (in no particular order):
 - Jus Cogens Journal Editor-in-Chief;
 - Just Cogens Blog Editor;
 - Social Media Manager;

Website Manager & Designer;

Two (2) to Four (4) Ordinary Committee Members;

Two (2) Fresher Representatives;

Journal or Blog Sub-Editors, where required;

Sub-Committee Members under relevant Portfolios;

and

any other positions or officers as the Executive Office Bearers may deem necessary to appoint at any time for any term or duration until the next Annual General Meeting.

and be appointed by the Executive Office Bearers as soon as practicable after their election at the Annual General Meeting.

(c) The Immediate Past President.

i. Only the person who held the Elected Office Bearer position of President immediately preceding the commencement of the current President's term shall be appointed Immediate Past President.

ii. In the case of the President being re-elected for a second term, the position of Immediate Past President will not exist during the duration of that second term, but will come into effect at the conclusion of the second term.

14. DURATION OF OFFICE

14.1 The Executive Office Bearers and the Appointed Office Bearers shall remain in office until the next Annual General Meeting.

15. VACANCIES

15.1 If an Office Bearer resigns or ceases to hold office for any reason the remaining members of the Committee shall forthwith fill the vacancy so created by appointing thereto a member of the Committee from the Ordinary Membership, subject to review at the next General Meeting.

16. MEETINGS

16.1 The Committee shall meet at least once per month during the academic year.

16.2 The Committee shall meet at such times and places as the President shall determine.

16.3 The Secretary shall cause all members of the Committee to receive seven days notice before the date fixed for the meeting together with an agenda of the business to be discussed.

16.4 The Secretary shall forthwith call a Special Meeting of the Committee upon receiving a written requisition from at least four members of the Committee thereof, and such a Special Meeting shall be held not later than seven days immediately following receipt of requisition.

16.5 If the Secretary fails to call the meeting within that time, any one of the members signing the requisition may do so. Any business set out in the requisition shall have priority over all other business.

17. QUORUM AND PROCEDURE OF COMMITTEE

17.1 The quorum of the Committee shall be four (4), of whom at least two (2) must be Office Bearers.

17.2 All meetings of the Committee shall be conducted in accordance with the procedure prescribed in the Standing Rules and Orders of the Guild Council.

18. POWER OF THE COMMITTEE

18.1 Subject to this Constitution, the Committee shall be responsible to the Club in General Meeting for giving effect to the Objectives of the Club as set out in Article 2 and elsewhere in this Constitution and for carrying on its everyday business, and without prejudice to the generality of the foregoing, have the power to:

18.2 Acquire and dispose of property; dispose of monies; open banking accounts; and enter into contracts. Unless acting under a special enabling resolution of General Meeting, however, the Committee shall not borrow or raise money or incur debts or liabilities on behalf of or in the name of the Club to a greater amount than five dollars for each and every then existing financial Ordinary Member of the Club.

18.3 Make regulations for the orderly and proper management of the affairs of the Club, ensuring that no regulation is inconsistent or repugnant with this Constitution.

18.4 Make, alter or repeal By-Laws and impose fines for the breach therefore. All By-Laws and any alterations or amendment therefore shall be subject to ratification by Societies Council and Guild Council before coming into force. The maximum fine imposed may not exceed five dollars.

19. CHAIR

19.1 The President shall have the right to take the Chair at any meeting of the Club or of the Committee.

19.2 If the President is absent or does not wish to exercise his right at any meeting, that right shall develop upon the Vice President.

19.3 In the event of absence of both the President and the Vice President, or in event of them both not wishing to exercise their right, that meeting shall elect its own Chair.

20. PRESIDENT

20.1 In addition to any provisions set out elsewhere in this Constitution or in any By-Laws or Regulations made hereunder, it shall be the duty of the President to:

(a) Coordinate and supervise the work of the Executive Office Bearers, subject to the authority of the Club in General Meeting.

(b) See that all Office-Bearers are conversant with the Constitution and their respective Duties and Responsibilities

(c) Generally carry out the policy of the Club.

21. VICE PRESIDENT

21.1 In addition to any provisions set out elsewhere in the Constitution or in any By-Laws or Regulations made hereunder, it shall be the duty of the Vice President to assist the President wherever possible.

22. SECRETARY

22.1 In addition to any provisions set out elsewhere in the Constitution or in any By-Laws or Regulations made hereunder, it shall be the duty of the Secretary:

(a) To record all proceedings of the Club and the Committee in a Club Minute Book which they shall cause to be provided for that purpose:

(b) To conduct and keep copies of all correspondence of the Club:

- (i) To supply the Secretary of the Guild before the end of the first academic semester the information required to be recorded in the Guild register of the University societies.
- (ii) To notify the Secretary of the Guild within fourteen days of the alterations in the foregoing information.
- (iii) To lodge with the Secretary of the Guild a copy of the Constitution and any By-Laws made under its authority.

(c) To notify the Secretary of the Guild within fourteen days from the making thereof of any alterations to this Constitution of such By-Laws.

(d) To notify the Secretary of Societies Council and Public Affairs Council of the names of the delegate and deputy delegate to Societies Council and Public Affairs Council at least four days before meetings of these respective councils in each calendar year.

(e) In the event of the Club being de-registered, to present to the Guild Secretary within thirty days a duly audited statement of the financial position of the Club together with a copy of the resolution, which may have been passed by the Club as to the disposition of its funds.

23. TREASURER

23.1 In addition to any provisions set out elsewhere in the Constitution or in any By-Laws or Regulations made hereunder, it shall be the duty of the Treasurer:

- (a) Keep proper books of account dealing with the property and finances of the Club and to furnish the Committee with such accounts and information relating to the finances and property of the Club as the Committee from time to time require.
- (b) Arrange and be responsible for handling of the petty cash and to render an account to each Committee member of all petty cash.
- (c) Prepare a financial statement showing all receipts and payments during their term of office, for presentation with auditors report to the Annual General Meeting.
- (d) Produce and deliver all necessary books, vouchers and other documents to the persons appointed by the Guild Finance Committee for the purpose of conducting an audit, in so far as such persons may so required.
- (e) Prepare necessary forms, and receipts for Societies Council in accordance with Semester & Orientation-Day Grant Policies.

24. DEPOSITS AND WITHDRAWAL OF MONIES

24.1 All monies due and payable to the Club shall be received by the Treasurer who shall lodge them without undue delay in the Central Banking of Guild Council for the credit of the Club.

24.2 Any two members of the Executive may jointly sign cheques and forms of authority for the payment of funds of the Society.

24.3 Notwithstanding anything contained herein, no persons shall deposit or withdraw any monies into any account that Guild Council has closed by resolution.

25. PAYMENTS

25.1 No payments shall be made on behalf or in the name of the Club unless it has been authorised by the Executive Office Bearers, in accordance with Article 2.2

26. MAJOR OBLIGATIONS TO THE GUILD

26.1 The Club shall comply with the Regulation of the Guild, the Rules of Societies Council, and all other provisions enrolled upon the Guild Statutes book.

26.2 All Office Bearers and committee members shall be jointly and severally responsible for such compliance, and shall be deemed liable in the event of noncompliance therewith.

27. EXPULSION OF MEMBERS

27.1 The Committee may by unanimous vote request any member or associate member to resign from the Club, and in the event shall cause written notification of such request to be served upon the member concerned.

27.2 Should such a request prove ineffectual after fourteen days of written notification, the Committee may serve written notice of intended expulsion of the member concerned and should they not have resigned seven days after, the Committee may by unanimous vote expel him or her

from the Club; but such expulsion shall be subject to review at the next General Meeting with the member present and to be heard.

28. AVAILABILITY OF CONSTITUTION

28.1 The Committee shall make the Constitution available on request to all Ordinary Members, and make available copies of this Constitution for 50 cents per hard copy.

29. INTERPRETATION

29.1 Subject to any provisions enrolled upon the Guild Statutes book and to any resolution passed by Guild Council, Societies Council or Public Affairs Council, the President shall have the power to interpret the meaning of any of the provisions contained in the Constitution, but the determining decision in case of doubt shall rest with the Club in General Meeting.

30. AMENDMENT OF THIS CONSTITUTION

30.1 Any two financial Ordinary Members of the Club may not less than three days before the day appointed for the next General Meeting submit to the Secretary a notice of motion signed by them proposing an alteration to this Constitution. This shall be posted on notice boards or emailed to all Ordinary Members of the Club forthwith.

30.2 The motion may then be considered by the Club at its next meeting and amendments that are relevant to the subject matter thereof may be moved without notice.

30.3 The motion of any amendment thereto shall not be deemed adopted unless it receives a two-thirds majority of all members present and voting and receives the approval of at least two Committee members present and voting in the same General Meeting.

30.4 Votes shall be determined by a show of hands.

30.5 The motion as adopted with any amendments shall come into force upon receiving the approval of Societies Council.