

32.24 If any Sub-Branch under the direct jurisdiction of the National Executive ceases to operate or is dissolved or wound-up, its assets shall, after payment of all its debts and liabilities and subject to the applicable law, vest in the League, to be used by the League as far as possible for the purposes expressed in Rule 32.22.

32.25 If any State Branch ceases to operate or is dissolved or is wound-up, its assets shall, after payment of all its debts and liabilities and subject to the applicable law, vest in the League, to be used by the League as far as possible for its purposes in the place where that Branch formerly carried out its activities. All the former District Branches, District Boards, District Councils, Advisory Councils, Regional Committees and Sub-branches established by that State Branch shall thereupon be District Branches, District Boards, District Councils, Advisory Councils, Regional Committees and Sub-branches subject to the jurisdiction of the National Executive. The provisions of this Rule do not apply in the event of a resolution for secession referred to in Rule 32.15 coming into force and effect.

32.26 Nothing in these Rules shall be construed so as not to permit the National Executive making any By-Law dealing in any way with the assets of a State Branch, District Branch, District Board, District Council, Advisory Council, Regional Committee or Sub-Branch.

33 General Meetings

33.1 Refer to Tasmania State By-law No. 1, Meetings.

34. Amendment of this Constitution

34.1 This Constitution may only be amended by a special resolution passed at a State Congress, (either an Annual or Extraordinary Congress), that is, passed by at least 75 per cent of the votes cast by those entitled to vote and who are present in person pursuant to Section 23(1) of the Associations Incorporation Act 1964 of the Tasmanian Parliament.

34.2 Twenty-one (21) days written notice shall be given to all those persons or Sub-Branches entitled to receive notices of a State Congress.

34.3 Such notice shall set out the intention to propose the resolution as a special resolution and state therein the resolution pursuant to Section 18(1) of the Act.

35. Proceedings at State Congress

35.1 Refer to Tasmania State By-law No.18, State Congress.

36. The State Executive and Government of the Branch

36.1 The general government, administration and management of the affairs of the Branch shall be vested in and exercised by a Committee of Members thereof to be called "the Executive".

36.2 The Executive shall conform to, carry out and give effect to all resolutions of Congress, provided further:

(a) That the Executive may make valid action in regard to any matter where no such direction by Congress has been given where such action conforms with the Constitution and By-Laws in force:

(b) That action not in conformity with Congress resolutions may be taken and be valid if a majority of Sub-Branches voting on a congress basis agree to the proposed departure.

- 36.3 The Executive shall consist of the State President, the Deputy State President and the Treasurer as ex officio members, four divisional Vice Presidents and four divisional Members, to be elected annually.
- 36.4 The Members of the Executive shall be entitled to one vote on every motion and in case of equality of votes the Chairman shall have a second or casting vote. Any objection to the validity of a vote shall be made at the meeting at which it is tendered.
- 36.5 A quorum for any meeting of the Executive shall be five Members present in person or by proxy.
- 36.6 The Executive shall meet each quarter at Hobart or Launceston, or at such places as the Executive may from time to time decide. The President, Treasurer and Secretary shall attend to all matters between meetings except matters of policy, which shall be referred to the Executive.
- 36.7 A Special Meeting for the Executive may at any time be convened by the President and shall be convened by the President if and whenever not less than three members of the Executive shall make a requisition in writing to that effect, stating the object of the meeting. Seven days notice of any Special Meeting shall be given to every member of the Executive, stating the object of the meeting, and no business shall be transacted at any Special Meeting except that for which it was convened. The President shall decide at which place such Special Meeting shall be held.
- 36.8 The President will preside as Chairman of every meeting of the Executive at which he is present. If the President is absent from the meeting, the Deputy State President is to preside as Chairman. If both the President and Deputy President are absent the Members shall then elect a Chairman.
- 36.9 Should any Member of the Executive (other than an ex-officio member) absent himself from two consecutive meetings of the Executive, his office may be declared vacant by a resolution of the Executive.
- 36.10 Casual vacancies in the Executive (including vacancies in the offices of President or Treasurer, and for temporary absences of these Officers), however arising, may be filled by the Executive.
- 36.11 The Executive shall have full power to superintend and conduct the business and affairs of the branch according to the rules provided for the government thereof and to do all such acts and things as the branch itself could do and which are not hereby expressly directed or required to be exercised or done by Congress and in particular and without limiting or abridging the generality of the foregoing powers, shall have the following powers:-
- (i) To do all or any of the acts and things specified in paragraph four of the constitution herein.
 - (ii) To invest money in the name of the Branch in any investment in which a trustee may by

law invest money, or in the purchase of any land, property, or estate, or any interest therein.

(iii) To promote and contribute to any enterprise, present or future, which shall have for its objects the making or doing of any works or buildings conducive directly or indirectly to the objects of the League.

(iv) To pay all expenses incurred in the management of the concerns of the Branch out of moneys coming into their hands.

(v) To appoint and remove and to delegate any of their powers to a Sub-Committee of three or more members of the Executive and to fix the Quorum of any such Sub-Committee.

(vi) To employ solicitors and take counsel's opinion on any matter they think fit, and to act in accordance with such advice without being responsible for any error thereby committed.

(vii) To appoint such officers, clerks or servants as they may from time to time deem necessary and to fix their duties and remuneration and (subject to these rules) to discharge or suspend any officer, clerk or servant for such reasons as they may deem sufficient.

(viii) To direct and control all Sub-Branches on questions of public policy.

(ix) To apply for registration for incorporation of the Branch under any Federal or State law for the time being in force relating to the registration or incorporation of Associations.

(x) The State Executive shall have the power to elect a co-delegate to National Congress.

37. Reserved

38. Reserved

39. Reserved

40. Reserved

41. State Secretary

41.1 The State Secretary shall be a Member of the Branch and shall be appointed by the Executive. The appointment shall be for such a period, at such salary and on such other terms and conditions as the Executive may from time to time determine. The Secretary shall not be removed except by a resolution passed by a majority of all of the Members of the Executive at a meeting specially called to consider the question of such removal.

41.2 The Secretary shall be immediately responsible to the Executive for proper and effective discharge of his duties.

41.3 The Secretary may be suspended by the President for any act of misconduct and in such case the President shall, immediately after such suspension, convene a meeting of the Executive to consider the removal of the Secretary.

41.4 During the absence of the Secretary the Executive may from time to time appoint an acting Secretary on such terms as they may deem proper.