

- (g) **Member of the Australian Defence Force** means a person who is or was a member of the Royal Australian Navy, Australian Army or Royal Australian Air Force and includes a person who is or was a member of the Permanent Forces, Citizen Forces, Reserve Forces, Emergency Forces or Emergency Reserve Forces or a member of a military force raised in time of war or for a specified period;
- (h) **State Congress** means a general meeting of The State's Sub-branches;
- (i) **State Executive** means the board of management of The State Branch constituted by Rule 36 and comprising those persons set forth in that Rule;
- (j) **State Secretary** means the secretary of The State Branch appointed pursuant to Rule 41;
- (k) **Service Member** means a person who has been admitted to that class of membership pursuant to Rule 12;
- (l) **person** means a natural person;
- (m) **Social member** means a person who has been admitted as a social member of a Sub-branch pursuant to Rule 17;
- (n) **State Branch** means a Branch of the Returned & Services League of Australia referred to in Rule 30;
- (o) **State Branch Tribunal** means a State Branch Tribunal established pursuant to Rule 20;
- (p) **Sub-Branch** means a Sub-branch of the Returned and Services League of Australia established by the National Executive or by a State Branch;
- (q) **Tax Act** means the Income Tax Assessment Act 1936 and the Income Tax Assessment Act 1997, as applicable;
- (r) **The Act** means the Associations Incorporation Act 1964 (Tasmanian Parliament), as amended from time to time.
- (s) **The Commonwealth** means the Commonwealth of Australia;
- (t) **The Nation** means the Commonwealth of Australia;
- (u) words importing the masculine gender include the feminine gender and words importing the feminine gender include the masculine gender; and
- (v) words in the singular include the plural and words in the plural include the singular.

4. Objects

4.1 The League is established for the principal purpose of promoting the interests and welfare of former and serving members of the Australian Defence Force and their dependants and for this purpose has the following objects:

- (a) To assist and care for the sick, elderly and needy by providing, or assisting to provide, pensions, benefits, accommodation, medical treatment, rehabilitation and other forms of welfare.

- (b) To establish and accept trusts having for their object the welfare and benefit of any member of the State Branch or its Sub-Branches or of any member or, or ex-member, of the Australian Defence Force, or their dependants.
- (c) In furtherance of any of the objects of the State Branch to make grants to and give assistance to such persons, trusts, groups, associations, societies, institutions or other organisations and authorities and to establish such scholarships as the State Branch may, from time to time determine.
- (d) To perpetuate the close and kindly ties of friendship created by mutual service in the Australian Defence Force or in the forces of nations traditionally allied with Australia and the recollections associated with that experience, to maintain a proper standard of dignity and honour among all past and present members of the Australian Defence Force, and to set an example of public spirit and noble-hearted endeavour.
- (e) To ensure the preservation of the memory and records of those who suffered and died for the Nation; to ensure the erection of memorials to their valour and they have suitable burial places; to establish and preserve in their honour, ANZAC Day, Remembrance Day and other commemorative occasions.
- (f) To promote the defence of the Nation, and guard the good name and preserve the interests and standing of members of the Australian Defence Force.
- (g) To encourage members of the State Branch and its Sub-Branches and citizens to serve the Nation with a spirit of self-sacrifice and loyalty.
- (h) To maintain a state association, non-sectarian, and in relation to party politics, non-partisan.
- (i) To enunciate, from time to time, the policy of the National Executive on national and local questions and to encourage members of the State Branch, and its Sub-Branches, to abide by, support and actively carry out such policy so far as is permitted by State and Commonwealth law.
- (j) To establish, maintain and control Sub-Branches pursuant to relevant sections of the National Constitution.
- (k) To accept subscriptions and donations whether or real or personal estate and devises and bequests for all or any of the purposes aforesaid and so far as permitted by law to dispose of or to lease and accept surrenders of leases of and manage all real estate (including leaseholds) so received and not required or capable of being occupied for the purposes of the State Branch. The State Branch take or hold any property which may be subject to any trust, the State Branch shall only deal with the same in such manner as allowed by law, having regard to such trust.
- (l) To invest and deal with any of the monies or other assets of the State Branch not immediately required upon such securities and in such manner as the State Branch may determine.
- (m) To invest and deal in real estate and to hold property for the purposes of furthering all or any of the objects of the League.
- (n) To borrow or raise money in such manner as the State Branch may think fit, for any of its objects and in particular by mortgage, or other securities, upon all or any of the property of the State Branch, present or future.

- (o) To do all such other lawful things as are conducive or incidental to the attainment of any of the above objects.
- (p) To make, amend and repeal By-Laws pursuant to the Rules of this Constitution in its present and future forms.

5. Powers of The State Branch

5.1 Solely for furthering the objects of the State Branch, it has the legal capacity and powers set out in Section 21 of the Associations Incorporation Act 1964.

6. Application of Income and Property

6.1 The income and property of the State Branch shall be applied exclusively for the promotion of the objects of the State Branch. No amount may be distributed directly or indirectly to any Company Member (as defined in the National Constitution) or any member except as bona fide remuneration for services rendered or expenses incurred on behalf of the State Branch or its Sub-Branches.

7. Liability of Company Members and Members

7.1 Only the Company Members (as defined in the National Constitution) have a liability and that is limited.

8. Reserved

9. Winding Up of the State Branch

9.1 If, upon the winding up or dissolution of the State Branch, there remains, after the satisfaction of all its debts and liabilities, any property whatsoever (Residual Assets), the same shall not be paid to or distributed among Company Members (as defined in the National Constitution) and members of the State Branch, or its Sub-Branches, but shall be given or transferred to an Eligible Institution whose objects include objects that are similar to those of the State Branch.

9.2 If the State Branch determines that there is no Eligible Institution whose objects include objects that are similar to those of the State Branch, the State Branch must give or transfer its Residual Assets to any Eligible Institution.

10. Membership of the State Branch and its Sub-Branches

10.1 The membership shall consist of 5 classes, namely:

- (a) Company Members;
- (b) Service Members;
- (c) Life Members;
- (d) Honorary Members;
- (e) Honorary Life Members.

10.2 The provisions of this Constitution shall not disturb the continuity of membership of a person who was, or a Sub-Branch which was, admitted to membership of The State Branch (irrespective of the class of membership to which he, or it, as the case may be, had been admitted) prior to the Constitution coming into force and effect.