

Incorporated Society Alteration of Rules - Certifi



10055548041

Name of Society **NEW ZEALAND SPORTS ASSOCIATION INC**

Society Number

AK/809959

I certify that the alteration has been approved in accordance with the society's rules.

Please tick if the rule alteration includes a name change for the society

Name **ISRAR AHMED SHAIKH**

Position **GENERAL SECRETARY**

Signature *ISRAR* Date **17-03-08**

Note: This certificate must be completed by an officer of or solicitor for the society.

Checklist before filing:

- Has this certificate been completed by an officer of or solicitor for the society?
- Has the copy of the alteration to rules been signed by 3 members of the society?
- Is a copy of the rule alteration(s) attached? This can either be a complete copy of the updated rules with the alterations underlined or in bold type, or a copy of the particular rule(s) that were altered.
- If the name of the society is being changed, have you checked the name is available by conducting a Register Search at www.societies.govt.nz and www.companies.govt.nz?

Note: Section 6 of the Incorporated Societies Act 1908 requires a society's rules to include the following:

- The name of the society (ending with the word Incorporated)
- The objects for which the society is established
- How people become members of the society and cease being members of the society
- How meetings of the society will be called and held and how voting will take place
- How officers of the society will be appointed
- The control and use of the common seal.
- How the society's funds will be controlled and kept
- The powers (if any) that the society has to borrow money
- How any property of the society will be distributed
- How the society will be wound up
- How the rules of the society can be altered.

NPC# 13

26 MAR 2008

Your Contact Details

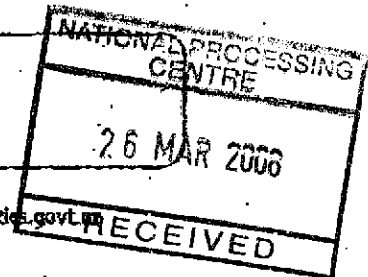
Name and Postal Address: **NZMSA INC.**
(ISRAR AHMED SHAIKH)
P.O. Box 22396
OTAHUHU

Other Details

Telephone: **09-2761786**
 Email: _____

Post To

Incorporated Societies Register
 Companies Office
 Private Bag 92061
 Auckland Mail Centre 1142



**NEW ZEALAND MUSLIM SPORTS ASSOCIATION
Inc
CONSTITUTION AND RULES**

CONSTITUTION

1. TITLE

This Constitution shall be cited as the Constitution of New Zealand Muslim Sports Association Incorporated

2. NAME OF ORGANISATION

The organization shall be known as the New Zealand Muslim Sports Association Incorporated.

3. INTERPRETATION

'NZMSA' shall mean New Zealand Muslim Sports Association.

Association shall mean the New Zealand Muslim Sports Association Incorporated.

Constitution shall mean the Constitution of New Zealand Muslim Sports Association Incorporated

'Member Association' or 'Affiliate' shall mean any youth and/or sports organizations affiliated to NZMSA.

'Member' shall mean any person who directly or indirectly is a member of this Association or any of its affiliates.

Youth shall mean any member between the age of fifteen (15) and forty (40) years.

'FIANZ' shall mean Federation of Islamic Associations of New Zealand Incorporated.

'Constituent Association' shall mean a constituent Association of FIANZ Inc.

'Muslim' shall mean a person who believes in the oneness of Allah (SWT) and in the absolute and unqualified finality of the prophethood of Muhammad (PBUH) and as the last of all prophets and who shall hold the belief of Ahle-Sunnat-Wal-Jamaat.



ISRAH A. SHEKHA
17/02/08
GENERAL SECRETARY
NZMSA INC.
021 2587887
09 2271788

MOHAMMED AZIM
17/02/08
MEMBER
NZMSA INC
PH: 09-2685610
021 0393106

MOHAMMED AZAM KHAN
VICE PRESIDENT
NZMSA INC.
17/2/2008

- (b) Upon such dissolution as provided in 68 (a) above and upon certifying by the Auditors of the Association:-
 - (i) All the assets together with any money remaining after playing out all the debts shall be handed-over to FIANZ or to charity.
 - (ii) All the liabilities, if there are any, shall be discharged by the Association.

GENERAL

73. AMMENDMENTS TO CONSTITUTION

This Constitution may be amended, added to or repealed by a motion at any General Meeting of the Association provided that seventy-five per cent (75%) of the members present are in favour of the amendments. Such motion may be moved by any office-bearer, life member or affiliates provided that the motion in writing is sent to the General Secretary twenty one (21) days before the date of the Annual General Meeting.

74. CONTROL AND USE OF THE COMMON SEAL

- (a) The Association shall have a Common Seal with the Inscription: The Common Seal of New Zealand Muslim Sports Association Inc.
- (b) The Common Seal shall be under the custody of the General Secretary or in his absence the President of the Association.
- (c) No document shall be deemed to have been properly sealed with the Common Seal of the Association without the endorsement by signatures of the President and the General Secretary or in the absence of any of those by any person appointed to any of those positions by the Association.

75. CERTIFICATE OF CORRECTNESS AND ADOPTION

We certify that this is a true copy of the Constitution which was adopted by the New Zealand Muslim Sports Association Inc. at a meeting held on 2 September 2007 at Al Mustafa mosque, Otahuhu, Auckland.

ISRAEL A. SAHEKI
 17/03/08
 GENERAL SECRETARY
 NZMSA INC.
 001 258 7057
 09-267 1786

MOHAMMED AZAM
 17/02/08
 MEMBER
 NZMSA INC
 MFR: 09 - 269 5610
 021 039 3106

MOHAMMED
 AZAM KHAN
 VICE-PRESIDENT
 NZMSA INC.
 17/3/08

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Inc
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4. NATURE OF ORGANISATION

This Association shall always remain a non profit, voluntary and a charitable organization.

5. HEADQUARTERS

The headquarters of the Association shall be in Auckland or at such other place as the Council may decide.

6. AIMS AND OBJECTIVES OF THE ASSOCIATION

The aims and objectives of the Association shall be:

- a) To vigilantly maintain and apply the true Islamic Doctrines as contained in the Holy Quran and practiced by the Holy Prophet Muhammad (May Allah's Blessings Be Upon Him) at all times.
- b). To preserve and promote the religious, social, cultural and educational interests of the Muslims.
- c). To provide leadership training for Muslims so that they become responsible citizens of New Zealand.
- d). To organize youth camps, Shura programmes, all sports including appropriate recreational and family activities for Muslims.
- e). To promote the welfare of religious and charitable organizations, the poor and needy.
- f). To affiliate and cooperate with other recognized organizations and institutions, at local, national and international levels.
- g). To raise and borrow money in such manner as the Association may think fit and proper and in accordance with the Sharia from time to time.
- h). To make representations and speak on behalf of the Association and / or its members.
- i). To purchase, lease, rent, exchange, hire or otherwise acquire or sell property whether used or personal which may be beneficial for the Association.
- j) To inform and educate members of the importance and significance of the Treaty of Waitangi to the New Zealand society.
- k). To affiliate with FIANZ Inc.on application or on invitation.

- l) To ensure that practical steps are taken to advance progress in moral, material, social, economic and cultural life of Muslims with the object of enabling them to attain and maintain their rightful and honored place and to make their full contributions towards peace, prosperity and progress of New Zealand.
- m) To discourage the use of intoxicants, narcotics and other obnoxious and forbidden denials by the Muslims.
- (n) To promote, organize and encourage healthy indoor and outdoor exercise, games and sports
- (o) To manage, print and publish journals, periodicals, booklets and leaflets which the Association may think desirable to further its aims and objects.
- (p) To establish, encourage, maintain and support member Associations to cater for the interests of Muslims
- (q) To conduct all such acts and deeds that may be necessary for the attainment of the objectives of the Association

7. AFFILIATION

Any recognized Muslim organization and/or affiliate wishing to affiliate shall make formal application to the Association. Such application shall be dealt with by the Council.

MEMBERSHIP

8. MEMBERS

- a) Only members of a recognized Muslim organization/Association/Institution/Trust in New Zealand shall become members or affiliates.
- b). Any member may resign from his membership by giving notice of such intention in writing to the General Secretary.

9. NEW MEMBERS EMBRACING ISLAM

Any person who embraces Islam at any time which is reasonably recent to the holding of any of the Association's tournaments held at any time may take part in sport for his team in such tournaments provided the President /Secretary/Manager and the Pesh Imam concerned jointly and severally:

- a) Sign a declaration as per prescribed form No.2 that in their personal knowledge and belief, the applicant has honestly and genuinely embraced Islam.
- b) Declare that he is an active member of the affiliate.

- c) Acknowledge that should their statements subsequently proved to be false or misleading, they will be liable for expulsion from the Association in accordance with the provisions relating to discipline under this Constitution.

10. OFFICIALS

The following shall be referred as officials of the Association:

Patron- President of FIANZ
Vice-Patron
President
Vice-Presidents (5)
General Secretary
Assistant General Secretary (Admin)
Assistant General Secretary (Tournaments)
General Treasurer
Assistant General Treasurer
Working Committee Members (10)

10A TERM OF OFFICE BEARERS

All office bearers shall hold office for a period of two (2) years and subject to the eligibility as here in after contained; they shall be eligible for re-election or appointment as the case may be in accordance with this Constitution.

A Vice President shall have all the powers and duties of the President and in his absence shall carry out such duties as may be imposed on him by the President, the Working Committee and the Council of the Association.

ANNUAL GENERAL MEETING

11. MEMBERS ELIGIBLE TO ATTEND

Members eligible to attend the Annual General Meeting shall be the officials of the Association, delegates appointed by affiliates and Life members. Members of Sub-committees may also attend the Annual General Meetings but they will not have any voting right.

12. DELEGATES

Each affiliate shall be represented by three (3) delegates to participate in the deliberations of the Annual General Meetings. The names of such delegates shall be handed to the General Secretary in writing before the commencement of the General Meeting.

13. NOTICE OF ANNUAL GENERAL MEETING

The Annual General Meeting of the Association shall be held each year. Such meeting shall be held before the last day of March each year. At least twenty eight (28) days notice shall be given to all the life members, committee members, the office bearers, and the affiliates of the place, time and date of such meetings.

Notices shall be given by means of letters, circulars and announcement at Juma Prayers.

14. BUSINESS OF ANNUAL GENERAL MEETING

The business of Annual General Meetings shall be:-

- a) To discuss the minutes of the previous Annual General Meeting or Special General Meeting
- b) To receive and adopt the Annual Report of the Association
- c) To receive and adopt the Annual Statement of Accounts
- d) To deliberate on any motion for which due notice has been given to deal with any matter which the Working Committee or Council may recommend
- e) To elect the officials and appoint sub-committees of the Association biennially.

15. NOTICE OF MOTION

Any office-bearer or life member of the Association or any of its affiliates wishing to move a motion shall give notice thereof in writing to the General Secretary twenty one (21) days before the Annual General Meeting. Such motion shall first be scrutinized by the Working Committee for its relevancy and desirability before being placed on the agenda paper. Provided that if in the opinion of the Working Committee, the motion is irrelevant or undesirable, the Working Committee may refuse to table the motion.

16. AGENDA

Agenda for the Annual General Meeting and motion (if any,) shall be sent to all the officials, life members and affiliate associations at least seven (7) days before the Annual General Meeting.

17. QUORUM

The quorum of the Annual General Meeting shall be:

- i) At least 50% of the affiliate associations shall be represented.
- ii) Inclusive of officials, life members and delegates, fifteen (15) members shall be present.

18. MEETING CHAIRMAN

The President shall normally preside at all General Meetings. In his absence, a Vice-President or any senior or life member may be nominated to preside.

19. VOTING

The mode of voting on all matters other than elections at the General Meetings shall be by show of hands, unless the chairman considers that a ballot is necessary.

20. CASTING VOTE

The Chairman shall have a deliberate as well as casting vote in case of equality of votes.

21. ELECTION OF OFFICIALS

a) **Patron**

The President of FIANZ shall be the Patron.

b) **Vice- Patron** Candidate for this position shall be nominated at the Annual General Meeting

© **Office Bearers**

The following office bearers shall be elected in the first General Meeting thereafter biennially:

President
Vice-President (5)
General Secretary
Assistant General Secretary (2)
General Treasurer
Assistant General Treasurer (1)
Working Committee Members (10).

(d) **Sub-Committees**

The following sub-committee of the Association shall be appointed:

Consultative Committee (3 members)
The Chairman of the above committee shall be named.

(e) **Consensus**

Before proceeding on 'election' of any of the officials and wherever possible, the meeting shall make every effort to elect officials by consensus.

22. QUALIFICATIONS OF OFFICIALS

a) **President**

- i) He must be able to conduct and understand meeting procedures, and be able to read, write and speak well
- ii) He must have served the Association or any of its affiliates for at least three (3) years actively in an official capacity.

b) **General Secretary**

- i) He must be able to take minutes, write reports and deal with correspondence efficiently.
- ii) He must be also duly qualified as in (a) above.

c) **General Treasurer**

- i) He must be able to keep books of accounts.
- ii) He must also be duly qualified as in (a) above.

d) **Penalised Members**

No member who is penalized by the Association or any affiliates shall hold any official position of the Association during the term of his penalty. However, in the event a member is unfairly penalized and due grievance procedures have not been properly followed, then the AGM's decision on the status of the penalty will be final.

23. NOMINATION FOR OFFICIALS

a) **Right to Nominate**

Affiliated associations only shall have the right to nominate officials of the Association. Nominations must be on the prescribed form No 1 and must be signed by the President and the Secretary of the nominating association and must be in the hands of the General Secretary fourteen (14) clear days before the date of the Annual General Meeting. The nominee must have served any

affiliate or NZMSA in the past. The consent of the nominee must be appended on the form

b) **Verbal Nomination**

Nominations from the floor may be accepted by the Annual General Meeting for positions for which no nomination has been received. Such nominations shall be accepted upon the consent of the nominees who must be present.

24. DECLARATION OF CANDIDATE ELECTED

- a) Should there be only one nomination received for any particular office, the candidate nominated shall be declared elected.
- b) In the event there being more than one candidate for the office of President, General Secretary or General Treasurer, the election shall be conducted by secret ballot. Under these circumstances, at least two scrutineers shall be appointed
- c) For the offices of Vice-Presidents, should the number of nominations received be less than five (5), the candidates nominated shall be declared elected. Verbal nominations shall be called for to make up five in number. In the event there being more than five nominations received, the election shall be held by a ballot as in (b) above.

SPECIAL GENERAL MEETINGS

25. CONVENORS

A Special General Meeting of the Association may be called by the Working Committee to deal with an urgent and important matter deserving special attention. It may also be called upon receipt of request in writing, setting forth reasons and objects of such meetings and signed by the Secretaries of not less than 75% of the affiliates; if the General Secretary fails to call the meeting within 14 days, then any official and/or affiliate may convene the meeting.

26. NOTICE

The notice setting forth the agenda of such meeting shall be sent to all the affiliates, life members and the officials. At least seven (7) days notice shall be given by means of letters, circulars and announcement at Juma Prayers.

27. ONLY ITEM OF BUSINESS

The meeting shall deal with only the business for which the meeting is convened.

28. QUORUM

The quorum of Special General Meetings shall be:

- i) At least 75% affiliates shall be represented.
- ii) Inclusive of officials, life members and delegates, twenty (20) members shall be present

29. LIFE MEMBERS

Life membership may be bestowed upon a member of the Association who has given a special or meritorious or a continuous outstanding service or services to the Association and has been an active member of the Association.

30. QUALIFICATIONS OF LIFE MEMBERS

The qualifications of the candidate for life membership shall be that:

- i) He must be of at least forty five (45) years in age at the time of his application.
- ii) He must have served the NZMSA for not less than five (5) years from the date of registration.
- iii) He must have a clean record i.e. has not been subjected to any severe disciplinary action being taken against him by the Association.

31. NOMINATION OF LIFE MEMBERS

Each nominee shall be proposed and seconded by one delegate of two different affiliates. The nomination together with the candidate's history of association with NZMSA shall be forwarded in writing to the General Secretary at least twenty-one (21) clear days before the date of the Annual General Meeting.

32. RECOMMENDATION BY WORKING COMMITTEE

The Working Committee shall scrutinize all nominations received within the specified time. Nominations of candidates who are eligible in accordance with Clause 30 shall be recommended to the Annual General Meeting, provided however that no nomination shall be unreasonably with-held.

33. BESTOWAL

Bestowal of life membership shall be conducted by ballot. At least 75% of the votes cast must be in favour of the nominee before life membership is conferred to him.

34. PRIVILEGES

A life member shall be entitled to all the privileges enjoyed by other members of the Association:

- i) He shall be entitled to attend all General, Council and Working Committee meetings and shall have the right to vote.
- ii) He shall have the right to attend all the functions of the Association.
- (iii) He shall be regarded as a "backbone" of the Association.
- (iv) He shall always be honoured and his dignity held in high esteem.

FINANCE

35. ASSOCIATION FUNDS

The Association shall use its funds for the payment of its management and running expenses. The Association may organize activities as deemed Islamic and/or appropriate and proper or is necessary to expand its funds.

36. BOOKS OF ACCOUNTS

The General Treasurer shall be responsible for keeping all books of accounts of the Association including records of all assets. The Accounts shall first be presented by the General Treasurer to the Working Committee for its scrutiny before it is audited.

The financial year of the Association shall be from the first day of January each year to the 31st day of December of the same year.

37. BANK ACCOUNT

The Association shall have a bank account. All monies received shall be banked without delay but in any case no later than the seventh day from the date of receipt of such monies. All cheques issued on behalf of the Association shall be signed by the General Treasurer and the President or the General Secretary.

38. AUDITOR

The accounts of the Association shall be audited by an auditor appointed by the Working Committee.

39. ANNUAL SUBSCRIPTION

The annual subscription shall be fifty dollars (\$50.00) or such other sum as decided by the Council. Each affiliate association shall pay this to the General Treasurer seven (7) days before the commencement of the Annual General Meeting. Affiliates in arrears of its subscription shall not be allowed to participate in the activities of the Association. Any affiliate whose subscription

remains unpaid after the time specified shall be liable to a penalty of thirty dollars (\$30.00) unless the Council decides otherwise.

40. SPECIAL LEVY

Apart from the annual subscription, the Association may, as it deems necessary ask the affiliates and its members to contribute any special sum of money to the Association funds for the purpose of:-

- i) Conducting tour of a team or teams of the Association.
- ii) Inviting a foreign team.
- iii) Organizing a special activity of the Association either social, religious, cultural, youth, educational or sporting in nature.
- iv) Any other purpose.

41. TITLE OF PROPERTY

The title of any land or buildings acquired for the use of the Association shall be in the name of the Association.

WORKING COMMITTEE

42. MEMBERS OF THE WORKING COMMITTEE

- a) Members of the Working Committee shall be the officials listed in Clause 10 of this Constitution, including the life members.
- b) Seven (7) members shall form its quorum.

43. FUNCTIONS

- a) This Committee shall be the executive arm of the Association and shall deal with all day to day matters and anything requiring immediate attention between Council meetings. It shall also deliberate on ways and means of creating more activities for the progress of the Association but keeping within the frame work of this Constitution.
- b) It shall also attend to matters referred to it by the Annual General Meeting or the Council.
- c) This Committee shall attend to any matter which any sub-committee, either appointed by the Annual General Meeting or the Council, may neglect, delay or is unable to carry out.
- d) It shall appoint delegates to represent the Association in all FIANZ and other meetings for the benefit of the Association.

- e) To act in place of the Council and perform and exercise all powers of the Council as if it were such in all matters which in its discretion require immediate attention.

COUNCIL

44. MANAGEMENT

- i) The Association's executive governing body shall be the Council.
- ii) The Council shall have the power to do all such acts and exercises as may be necessary for the attainment and the maintenance of the Aims and Objects and the Rules of the Association.

45. RESOLUTIONS AND DECISIONS BINDING

The Council's resolutions and decisions shall be binding on all the members and the affiliates.

46. MEMBERS OF THE COUNCIL

- a) The Council shall constitute the following:-
 - i) The officials of the Association.
 - ii) The Life Members.
 - iii) Affiliates' delegates
 - iv) Members of the Consultative Committee shall not be entitled to vote.
- b) The Council may 'co-opt' any member to its body but such co-opted members shall not be entitled to vote at any meeting of the Council.

47. DELEGATES OF AFFILIATES

Each affiliate shall be represented in the Council by three (3) delegates whose names shall be handed to the General Secretary in writing before the commencement of the meeting. These delegates may be substituted provided the President or the General Secretary of the affiliate authorizes such changes in writing. Only members of the respective affiliates shall be appointed delegates.

48. NOTICE OF MEETING

At least fourteen (14) days notice together with the agenda shall be given to all officials, life members and the affiliates of the place, time and date of the Council meeting by circular, letters and announcement at Juma prayers. The agenda of the Council Meeting shall be circulated.

49. CHAIRMAN

Council meetings shall be presided by the President. In his absence, a Vice President or any senior or life member may be elected to the chair. The Chairman shall be entitled to a casting vote and exercise this only in case of equality of votes.

50. QUORUM

The quorum of the Council shall be as follows:-

- i) At least 50% of affiliates shall be represented.
- ii) Inclusive of officials, life members and affiliates delegates, there shall be at least fifteen (15) members present.

51. COUNCILS POWERS

a) Amend and Repeal

The Council may make, amend or repeal any or all By-laws, Rules or Regulations.

b) Over-ride Decisions

The Council may over-ride the decisions of the Working Committee and any of the Sub-Committees.

c) Suspend Actions

The Council may suspend any or all requirements or actions or commitments or resolutions in progress which need attending to or adjusted or replaced, provided that such power shall only be exercised with the consent of seventy-five (75) percent of members present.

d) Fill Vacancies

The Council may fill vacancies created through resignation, death, dismissal, prolonged absence, physical handicap or legal conviction in the following positions:

President, Vice-President, General Secretary, Assistant General Secretaries, General Treasurer, Assistant General Treasurer, Working Committee and Sub Committee members.

52. COUNCILS FUNCTIONS

- a) The Council shall inter alia be responsible for:-
- i) Appointment of Referees Committee (3 members)
 - ii) Appointment of Disciplinary Committee (3 members)
 - iii) Appointment of Appeals Committee (3 members)
 - iv) Appointment of Selection Committee (3 members)
 - v) Appointment of Investigation Committee when required (3 members)
 - vi) Appointment of Dawah Committee (3 members)
 - vii) Appointment of Training and Human Resource (3 members)
 - viii) Appointment of Finance and Development Committee (3 members)
 - ix) Approval of team list for tournaments.
 - x) Attending to all matters referred to it by the Working Committee or the Annual General Meeting.
- b) The Council shall, from time to time as may be necessary, appoint committees from its members for special purpose(s) and delegate to such committee(s) authority as deemed appropriate.

53. INTERPRETATION OF LAWS

In the event of question or dispute arising at any point which is not expressly provided for in this Constitution, the decision of the Council on all such matters shall be final.

WAIVER OR IRREGULARITY TO HOLD MEETINGS

No meeting of the Association and its Committees shall be deemed to be irregular, invalid or unconstitutional on any ground and in particular on the grounds that short notice has been given for the convening of such meeting or relating to the venue of such meeting have not been complied with PROVIDED HOWEVER that the members not less than the required quorum present thereat expressly agree to waiver such irregularity and assent to hold such meeting.

SUB-COMMITTEE APPOINTED BY AGM-CLAUSE 21 (C)

54. CONSULTATIVE COMMITTEE

The Consultative Committee shall consist of five members including the President and General Secretary. An Assistant General Secretary of the Association shall be the secretary of this committee. Three (3) members shall form its quorum. It shall deal with all matters requiring immediate attention during tournaments. Its decisions shall be final and binding.

55. EX-OFFICIO MEMBERS

The President and General Secretary shall be ex-officio members of all the Sub-Committees but shall not have the right to vote.

SUB-COMMITTEES APPOINTED BY COUNCIL-CLAUSE 52 (a)

56. REFEREES COMMITTEE

This Committee shall consist of three (3) members. It shall be responsible for the appointment of all referees and linesmen (games officials) for tournaments. Its decision shall be final.

57. DISCIPLINARY COMMITTEE

- a) This Committee shall consist of three (3) members. An Assistant General Secretary of the Association shall serve as secretary to this committee; he shall not have voting rights. It shall be the General Secretary's duty to summons the offenders, the complainants or witnesses as they may be necessary.
- b) This Committee shall deal with all cases of misconduct arising out of tournaments or other activities of the Association. It may also deal with other cases of misconduct if the Council so decides. This Committee shall not delay the execution of any case which is referred to it for more than three (3) months.

58. APPEALS COMMITTEE

The Appeals Committee shall consist of three (3) members. It shall entertain and deal with any case subjected to disciplinary action by the Council or the Disciplinary Committee. Leave of the Council shall however be taken in cases where the disciplinary actions have been taken by the Council. The decisions of this committee shall be final and binding.

59. SELECTION COMMITTEE

The Selection Committee shall consist of three (3) members who shall not be playing members. The Committee shall select players to represent the Association from amongst the affiliates.

60. INVESTIGATION COMMITTEE

This Committee shall be an adhoc one, appointed only when a case comes before the Council requiring investigation or inquiry. It shall consist of three (3) members. The Committee's responsibility shall be to make a thorough and impartial investigation/inquiry on the case at hand and forward a written report to the General Secretary within the time the Council allows it.

61 DAWAH COMMITTEE

This Committee shall consist of three (3) members excluding the President and the General Secretary. It shall be the responsibility of this Committee to preserve and promote the religious doctrines as contained in the Holy Quran and the Sunnah of Holy Prophet Muhammad (May Allah's Peace and Blessings Be upon Him) at all times.

62 TRAINING AND HUMAN RESOURCE DEVELOPMENT COMMITTEE

This Committee shall consist of three (3) members, excluding the President and the General Secretary. It shall conduct training programmes and develop human resources amongst the members of the Association.

63. CONDUCT OF MEMBERS

All members of the Association, including affiliates, officials and members are to abide by this Constitution and any Rules, Regulations and By-laws which are in force.

64. MISCONDUCT

Disciplinary action shall be taken by the Association against the following:-

- i) Any official or member of the Association or any of its affiliates reported or found abusing or insulting or assaulting or attempting to assault any official, life-member or a sub-committee member of the Association or refusing to obey any directive or decision of any forum of the Association.
- ii) Any affiliate, team, official or member, who commits a breach of Rules, Regulation or By-laws of the Association or acts against the interests of the Association.
- iii) Any affiliate team, official, member or player found or reported to have displayed disorderly behaviour or infringing any of the Association By-laws or Competition rules in force or rules and regulations of any game or activity of the Association.

65. DISCIPLINARY ACTION

- i) All reports or complaints on misconduct shall be addressed to the General Secretary who shall refer all matters of misconduct with the exception of those arising out of tournaments by the Association shall be referred to the Working Committee. Disciplinary matters arising out of tournaments of the Association shall be directed to the Disciplinary Committee.

- ii) The Working Committee shall scrutinize the cases referred to it and if the cases merit further action, the Working Committee shall refer them to the Council.
- iii) The Council may either deal with the cases of misconduct upon being referred or it may appoint (an) Investigation Committee(s) of three (3) members (each) or may refer the matters to the Disciplinary committee. In cases where the Investigation Committees are appointed, their (Investigation Committee's) duties shall be to hold a thorough investigation of the cases and forward their findings in writing within the time allowed by the Council to the General Secretary who shall refer the reports to the Working Committee.
- iv) If the case at hand merits further action, the Working Committee shall summons the accused in writing to the following Council Meeting where the report of the Investigation Committee shall be tabled and the case dealt with. If the accused fails to be present at the Council, the Council may decide upon the case in absentia.
- v) Any member of the Association, affiliate official, member or player found guilty of misconduct under this Constitution shall be either suspended for a period of time and / or fined or expelled depending upon the merits/demerits of the case.
Such decisions shall be final and binding.

66 COMPLAINT AGAINST OFFICIAL

Any member of NZMSA shall be entitled to forward to the Council a complaint against any official of the Association or any official of an affiliate by completing and submitting the prescribed "complaint form" annexed to this Constitution. The form shall be signed by the complainant and submitted to the General Secretary

The complainant must relate to an act of omission or misconduct in performance of his official duties. Complaints of personal nature shall not be entertained.

It shall be the responsibility of the complainant if required, to appear before the Council or such other committee as the Council may direct in order to substantiate the allegations made.

67 VOTE OF NON- CONFIDENCE

- a) A Vote of No Confidence may be moved at a Council Meeting against any official of NZMSA provided that notice of intention to move such a vote shall be given to the General Secretary twenty one (21) clear days before a Council Meeting at which such a motion is to be heard.

- b) Service of Notice of Motion of Non-confidence together with the notice of the Council meeting shall be served or delivered upon the official concerned fourteen (14) days before the Council meeting.
- © No motion on a vote of non confidence shall be moved again within three (3) months after such a motion has been dealt with against the same official.
- d) If after due inquiry in the presence or absence of the official concerned, a resolution of non-confidence is passed by two-thirds of the members present in the Council Meeting, the official concerned shall be deemed to have resigned from the office he occupies in NZMSA and as a member of the Council.

68. RESIGNATION

Any member of NZMSA wishing to resign from the Association shall notify the General Secretary of the Association or the Secretary of the affiliate concerned by a letter and upon receipt of such a letter by either of them, such resignation shall be deemed to have been accepted by the Association.

69. AFFILIATE RESPONSIBILITIES

- i) All affiliates shall be responsible to answer the Association on charges for misconduct of their team, officials and members.
- ii) The affiliates shall co-operate and assist fully in any inquiry pertaining to the misconduct of their members and shall give total effect to the decisions arising out of misconduct of their members.
- iii) The affiliates shall notify the Association of all the disciplinary action they take against their own members.

70. SUSPENDED MEMBERS

- i) A suspended or an expelled member of this Association shall not be eligible to become a member or participate in the activities of any of its affiliates.
- ii) A suspended or an expelled member of any affiliate shall not be eligible to become a member or participate in the activities of this Association or any of its affiliates.

71. APPEALS

- i) **Rights**
Any member, official or affiliates fined, suspended or expelled as a result of disciplinary action taken against him shall have the right of appeal provided

however that all suspensions and/or expulsions shall remain in effect until such time as the term ends unless the Appeals Committee/Council decides otherwise.

ii) **Submission**

Appeals shall be submitted in writing through the respective affiliate within fourteen (14) days from the time the punishment is given. All submissions of appeal together with the appeals fee which shall be fifty (50) dollars shall be addressed to the General Secretary. Appeals fee shall not be refundable.

iii) **Withdrawal**

An appeal may be withdrawn in writing by the appellant's affiliate.

iv) **Appeals Committee**

Unless the Council otherwise decides, all appeals shall be heard by the 'Appeals Committee.'

72. DISSOLUTION OF ASSOCIATION

a) This Association may be dissolved by a motion to that effect passed at a General Meeting if in its opinion the Association's activities are contrary to the aims and objects for which it is formed; provided however

i) That seventy five (75) per cent of the members present at the General Meeting of the Association must be in favour of such dissolution

ii) That a notice of at least twenty eight (28) days shall have been given for convening of a meeting for the dissolution.

b) Upon such dissolution as provided in 72 (a) above and upon certifying by the Auditors of the Association:-

i) All the assets together with any money remaining after paying out all the debts shall be handed-over to FIANZ or to charity.

ii) All the liabilities, if there are any, shall be discharged by the Association.

GENERAL

73. AMMENDMENTS TO CONSTITUTION

This Constitution may be amended, added to or repealed by a motion at any General Meeting of the Association provided that seventy-five (75) per cent of the members present are in favour of the amendments. Such motion may be moved by any office-bearer, life member or affiliates provided that the motion

in writing is sent to the General Secretary twenty one (21) days before the date of the Annual General Meeting.

74. CONTROL AND USE OF THE COMMON SEAL

- a). The Association shall have a Common Seal with the Inscription: The Common Seal of New Zealand Muslim Sports Association Inc.
- b). The Common Seal shall be under the custody of the General Secretary or in his absence the President of the Association.
- c). No document shall be deemed to have been properly sealed with the Common Seal of the Association without the endorsement by signatures of the President and the General Secretary or in the absence of any of those by any person appointed to any of those positions by the Association.

75. CERTIFICATE OF CORRECTNESS AND ADOPTION

We certify that this is a true copy of the Constitution which was adopted by the New Zealand Muslim Sports Association Inc. at an Annual General Meeting held on 2 September 2007 at Al Mustafa Mosque, Otahuhu, Auckland.

NOMINATION FORM

1 POSITION.....
 CANDIDATE.....
 RESIDENTIAL ADDRESS.....

 AFFILIATED CLUB.....

2 We the undersigned testify that the above nominee has been a member of our club/New Zealand Muslim Sports Association for the past 12 months

President.....Date.....
 (Signature and name)

Secretary.....Date.....

AFFILIATED CLUB.....

3 I.....hereby give consent to the above
 (Name)
 club to nominate me to the position of.....
 with New Zealand Muslim Sports Association.

4 For office use.

Date Received.....

Gen. Secretary

Approved/declined

Date.....

NEW ZEALAND MUSLIM SPORTS ASSOCIATION

FORM NO. 2

DECLARATION/ACKNOWLEDGEMENT ON NEW MEMBER
EMBRACING ISLAM

PARTICULARS ON NEW MEMBER

NAME
PREVIOUS NAME
RESIDENTIAL ADDRESS
DATE EMBRACED ISLAM
NAMES & ADDRESSES OF WITNESS
.....
.....

We the undersigned jointly and severally

- (a) Declare that in our personal knowledge and belief the applicant whose particulars appear above has honestly and genuinely embraced Islam.
- (b) Declare that he is an active member of club.
- (c) Acknowledge that should our statements subsequently are proved to be false or misleading we will be liable for expulsion from the New Zealand Muslim Sports Association and any of its affiliated district associations.

.....
DATE

.....
PRESIDENT

.....
DATE

.....
SECRETARY

.....
DATE

.....
MANAGER

DISTRICT ASSOCIATION