



The Incorporated Societies Act 1908
Application for



10042771924

INCORPORATION OF A SOCIETY

(Section 7 (a))

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Name of
Proposed
Society

MAHURANGI WEST
HALL AND RESERVE INCORPORATED

Name Reservation
Number

AK 1245654

Proposed
Address of
Registered
Office

Turner Hopkins Rd
400 Lake Rd
Takapuna
Attn = Michael Newdick

Postal Address
to which
Communications
from the
Registrar may
be sent

Mahurangi West Hall & Reserve Inc.
c/o 479 Mahurangi West Rd
R D 3
Warkworth.

We, the several persons whose names are subscribed hereto, being members of the above-mentioned society, hereby make application for incorporation of the society under the rules accompanying this application, in accordance with the Incorporated Societies Act 1908

Presented by

Turner Hopkins - Michael Newdick
400 lake Rd
Takapuna

Postal Address

Account No

Telephone

094862169

Facsimile

094862160

P# 08

- 2 OCT 2002

APPLICATION FOR INCORPORATION

Name of Proposed Society MAHURANGI WEST HALL & RESERVE INC

APPLICANTS The following person are the applicants of the proposed society

APPLICANT	WITNESS*
1 Full Name <u>Michael John Owsdon-Doyle</u> Residential Address <u>16 Jamieson Rd Mahurangi West RD3 Warkworth.</u> Occupation <u>Plumber</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
2 Full Name <u>Michael John Hopkins</u> Residential Address <u>370 Mahurangi West Rd RD3 Warkworth</u> Occupation <u>ENGINEER</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
3 Full Name <u>Jane Louise Raudison</u> Residential Address <u>479 Mahurangi West Road R.D.3 Warkworth</u> Occupation <u>dentist</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
4 Full Name <u>PAUL MALCOLM GRIMMER</u> Residential Address <u>1472 STATE HWY 1 TORHUEHUE PO BOX 60201 AUCKLAND</u> Occupation <u>CONTRACTOR</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
5 Full Name <u>JOAN WILLIS</u> Residential Address <u>51 THE BULLOCK TRACK MAHURANGI WEST R.D.3 WARKWORTH</u> Occupation <u>RETIRED</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
6 Full Name <u>Peter McMurtry Cole</u> Residential Address <u>590 Mahurangi West Road Mahurangi West</u> Occupation <u>Software Developer</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
7 Full Name <u>SARAH ANNE MARIE RANSON</u> Residential Address <u>590 MAHURANGI WEST ROAD RD3 WARKWORTH</u> Occupation <u>RETAIL MANAGER</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
8 Full Name <u>Alan Mays</u> Residential Address <u>32 John Stokes Tce BROADWAY PARK</u> Occupation <u>manager</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
9 Full Name <u>Beverly Claire Berger</u> Residential Address <u>583 Mahurangi West Road Mahurangi West</u> Occupation <u>Sales</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
10 Full Name <u>Michael Benedict Berger</u> Residential Address <u>583 Mahurangi West Rd Mahurangi West</u> Occupation <u>Contractor</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
11 Full Name <u>MICHAEL MCMURRAY COLE</u> Residential Address <u>14 JAMIESON ROAD RD 3 WARKWORTH</u> Occupation <u>RETIRED</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
12 Full Name <u>Brian John Sloane</u> Residential Address <u>14 Barr Rd</u> Occupation <u>Retired</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
13 Full Name <u>June Reid</u> Residential Address <u>474 Mahurangi West Rd RD3 Warkworth</u> Occupation <u>Multi Educator</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
14 Full Name <u>Sally Meskleyon</u> Residential Address <u>443 Mahurangi West Rd Warkworth</u> Occupation <u>Retailer</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____
15 Full Name <u>Chris Bergquist</u> Residential Address <u>443 MAHURANGI WEST RD. WARKWORTH</u> Occupation <u>RETIRED</u> Signature <u>[Signature]</u>	Full Name _____ Residential Address _____ Occupation _____ Signature _____

Marc Owsdon-Doyle
 16 Jamieson Road
 Mahurangi West
 RD 3
 WARKWORTH
 CR

* A person who is an applicant cannot be witness to other applicants

ADOPTION, ALTERATION OF RULES

(Section 7 (b) and 21)

Document Number

(for office use only)

*Please note that the information in this form should be either
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Society
Name

*Mahurangi West Hall and Reserve
Incorporated.*

Society Number

I, *Michael Otway Newdick*
of *Turner Hopkins*

do solemnly and sincerely declare as follows _____

1 That I am* ~~a member of~~ the Solicitor to the abovenamed Society


2 That annexed hereto and marked with the letter "A" is/are -

*~~(a) the rules, signed or sealed, which have been adopted by the society, a majority of whose members have consented to the application for incorporation, or~~

*~~(b) the alteration of rules of the society, which alteration has been made in accordance with the rules of the society~~

3 That the rules comply with section 6 of the Incorporated Societies Act 1908

And I make the solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Oaths and Declaration Act 1957

Declared at *Auckland*)
this *25th*) 
day of *September*)
Year *2002* before me)

~~A Solicitor, Justice of the Peace or other person authorised to take a Statutory Declaration~~

Presented by *Turner Hopkins - Michael Newdick*
Postal Address *400 Lake Rd
Takapuna*

Account No
Telephone *094862169*
Facsimile *094862160*

NATIONAL PROCESSING
CENTRE
- 3 OCT 2002
RECEIVED

*Delete whichever is not applicable

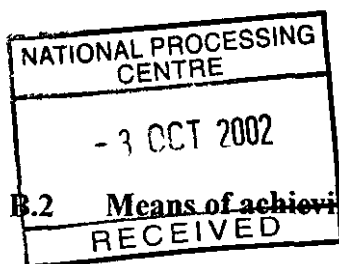
RULES OF THE MAHURANGI WEST HALL AND RESERVE INCORPORATED

PART A - NAME OF THE SOCIETY AND REGISTERED OFFICE

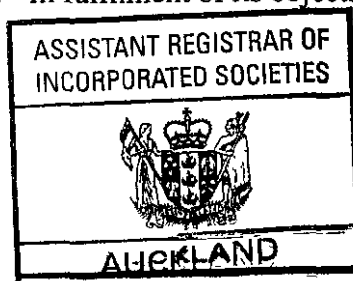
- A.1 **Name** - The name of the Society is "The Mahurangi West Hall and Reserve Incorporated" ("Society")
- A.2 **Registered Office** - The registered office of the Society shall be in Auckland at such address as the Society shall from time to time determine

PART B - OBJECTS FOR WHICH SOCIETY ESTABLISHED

- B.1 **Objects** - The objects of the Society shall be
- (a) to restore, landscape, maintain and utilise the Mahurangi West Hall and surrounds for the benefit of all members of the Mahurangi community,
 - (b) to promote community activities in the Mahurangi West Hall and surrounds,
 - (c) to promote community awareness of and interest in the historical significance of the Mahurangi West Hall,
 - (d) to encourage, support and actively participate in initiatives and activities having the object of preserving and enhancing the historical, landscape, and natural environmental features of the area surrounding Mahurangi from State Highway One in the west, through to the coast in the east,



B.2 **Means of achieving objects** - In fulfilment of its objects, the Society may



- (a) Acquire the freehold from, or enter into a long term lease, in respect of the land on which the hall is situated ("**Land**") with the Rodney District Council or the Department of Conservation on favourable terms and conditions to the reasonable satisfaction of the Society,
- (b) Resite, upgrade, refurbish and maintain the original hall on the Land and undertake such further development of the original hall, or add such further buildings or other improvements, as the Society determines necessary to provide a community hall, centre and facility for the local community ("**Hall**")
- (c) Develop suitable carparking and vehicle access on to the Land, to facilitate activity in the Hall,
- (d) encourage or join in with any local, regional or other relevant organisations or bodies to fund or otherwise undertake the landscaping, beautification and maintenance of roads and other features of the area between State Highway One in the west and the coast in the east,
- (e) create, manage and maintain a museum and other displays or activities to promote awareness of, and to record the cultural and historical heritage of the Mahurangi West community,
- (f) encourage and facilitate local cultural, sporting and recreational activities in and around the Hall, so that the Hall becomes a focal point for the Mahurangi community,
- (g) Arrange landscaping and planting of the Land to a standard which provides an attractive environment for the Hall,
- (h) Solicit sponsorship,
- (i) Hold dinners, balls, concerts or other entertainment,

- (j) Initiate or participate in such promotional and fund raising activities as may be required to enable the Society to meet its objectives,
- (k) Join, become a member of, or associate or amalgamate with any other society or association having objects or interests similar to or associated with the objects of the Society,
- (l) Invest any monies belonging to the Society in any form of investment whatsoever including the lending of such monies with or without security and with or without an obligation on the part of any borrower thereof to pay interest thereon to the Society,
- (m) Borrow or raise or secure or guarantee the payment of money in any manner the Society may think fit including (but without limitation) by overdrawing any account at its bankers and by mortgage of any or all of the property or assets of the Society,

B.3 No Personal Profit - The Society and its affairs and activities shall not be conducted for the profit of its members or any of them and no part of the income or assets of the Society shall inure to be benefit of any officer or member of the Society

B.4 No benefit or advantage to be determined by member - No member of the Society or member of any committee or officer of the Society, or any person associated therewith for the purposes of the Income Tax Act 1994 or any statutory amendment, consolidation or reenactment thereof, shall be able by virtue of his, her, or its capacity as a member of the Society, or member of any committee or officer of the Society or a person associated therewith, to determine or materially influence in any way the determination, of the nature or the amount of, any benefit or advantage or any income, or the circumstances in which such benefit or advantage or income is or is to be received, gained, achieved, afforded or derived by that member, member of a committee or officer of the Society or associated person, in the carrying on of any business by the Society

PART C - MEMBERSHIP OF SOCIETY

- C.1 Members** - All members of the Society shall be deemed to be active members ("**Members**")
- C.2 Rights of Members** - Subject to this Part of the Rules, membership shall entitle a Member to
- (a) Participate in all the Society's activities and to be advised of same,
 - (b) Receive any and all newsletters and other general Society circulars or information,
 - (c) Vote in the election of officers and other members of any committee and otherwise to vote at any meeting,
 - (d) Be nominated and to stand for election to any office or as a member of any committee,
 - (e) Nominate or second any other Member for any office or as a member of the committee,
 - (f) Propose or second any person as a member of the Society in whatever class of members
- C.3 Additional rights** - The Society may from time to time add to any of the rights of its membership hereinbefore set out and amend or revoke such rights as it may so add

C.4 Applications for membership -

- (a) Every person wishing to be a member of the Society shall make application for membership upon such form of application as may from time to time be prescribed by the committee and each applicants name shall be lodged with the secretary of the Society upon completion such form of application
- (b) Every person applying for membership of the Society shall be proposed by one current Member, who shall be required to give the fullest information known to him or her about the applicant, such information being limited to information relevant to the objects of the Society
- (c) The Society shall have absolute discretion to determine the eligibility of any person for membership of the Society and to admit or refuse to admit any person to membership of the Society
- (d) The Society may in its discretion from time to time dispense with any or all of the preceding requirements of application for and approval of Membership

C.5 Cessation of membership -

- (a) Any member may resign membership of the Society by notice in writing to the Society
- (b) Where the Society has given or forwarded to any member a notice of any membership fee, and the due date for payment thereof, and the member fails to make payment to the Society of that membership fee within three months after the due date for payment thereof, the Society may cancel membership of the Society
- (c) Where in the opinion of the Society any member has conducted him or herself in a manner which makes it undesirable that he or she continue

to be a member of the Society, or any statement in any members application for membership is untrue in a material and significant extent, the Society may, after giving seven days prior notice to the Member concerned of its intention to do so, cancel membership

- (d) No annual membership fee or portion thereof shall be refunded to any Member who resigns, or whose membership of the Society is cancelled or who dies

C.6 Membership fees -

- (a) Every Member shall be liable to pay such membership fees (whether annual or otherwise) or such proportion thereof as from time to time are levied by the Society
- (b) Annual membership fees shall be calculated, levied and paid in respect of each financial year of the Society
- (c) The Society shall determine all annual or period membership fees after recommending the same to the annual general meeting held during the financial year to which such fees relate, and considering the views of Members expressed at that annual general meeting

PART D - THE COMMITTEE

D.1 Officers - The officers for the time being of the Society shall consist of a President, a Vice President, a Secretary ("**Secretary**") and a Treasurer, all being members elected in accordance with this Part of the Rules

D.2 Constitution of Committee - There shall be established and maintained a Committee ("**Committee**") to manage all the affairs and activities of the Society. The Committee shall consist of the officers of the Society together with **[6]** other members elected to the Committee in accordance with this Part of the Rules

D.3 Powers of Committee -

- (a) Except as otherwise provided by the Rules, the Committee shall manage the business and affairs of the Society and may for that purpose act and do all things as it considers expedient and necessary and as if in so doing it was the Society itself, provided that such acts and things shall in all events be in conformity with the objects set out in Part B of the Rules
- (b) Without restricting the generality of Rule D 3(a), the Committee shall have power
 - (i) To make, amend and repeal by-laws and standing orders relating to the conduct of the affairs of the Society, provided that such by-laws and standing orders shall in all events be consistent with these Rules
 - (ii) To pay remuneration to or to reimburse Members or other persons hired or engaged by the Society from time to time, on such terms and conditions as the Committee shall think fit
 - (iii) To appoint such sub-Committees as the Committee shall think fit and to include thereon members of the Society other than officers of the Society and other members of the Committee

D.4 Election of Committee -

- (a) The officers of the Society and the other members of the Committee shall be elected at each annual general meeting and unless re-elected each shall hold office only from the annual general meeting at which he or she is elected until the next annual general meeting

- (b) At least 28 days before any date appointed by the Committee for an annual general meeting, the Secretary shall give or send a notice to each member inviting nominations for officers and other members of the Committee for a term to commence from and with the annual general meeting so appointed
- (c) Nominations for all appointments as officers and other members of the Committee shall be in writing signed by two members for the time being entitled to nominate Members for office or as other members of the Committee, and the person nominated for office or is a member of the Committee, and shall be lodged with the Secretary at least 7 days before the date appointed for the annual general meeting, provided that if no written nominations are received for any office, or an insufficient number of written nominations are received for other members of the Committee, a nomination or nominations for such office or other members of the Committee, may be made at the annual general meeting by any member
- (d) The officers of the Society shall be elected on separate ballots for each office, and a separate ballot shall be held for the election of other members of the Committee, which ballot shall require that each vote before the full number of other members of the Committee required to be elected in order to comply with Rule D 2 hereof
- (e) No person shall be elected as president at more than [2] consecutive annual general meetings

D.5 Cessation of office and vacancies -

- (a) Any officer of the Society or other member of the Committee who ceases to be a member shall ipso facto cease to be an officer of the Society or a member of the Committee, as the case may be

- (b) Any officer of the Society or other member of the Committee may resign his or her office or from the Committee at the expiration of one month's notice in writing to the Secretary
- (c) Subject to Rule D 5(d), if any vacancy in any office occurs between any two annual general meetings, the Committee shall first, and to the extent possible, appoint so many members of the Society to the Committee as may be required to comply with Rule D 2 hereof, and the Committee shall then elect from amongst its remaining officers and other members (including the member or members so appointed) an officer to fill such a vacancy for the unexpired term of the vacating officer
- (d) Notwithstanding anything in Rule D 5(c), if the President of the Society shall vacate that office prior to the completion of a term as President, the Vice President of the Society for the time being shall become President for the unexpired part of that term and the procedures set forth in Rule D 5(c) shall thereafter be followed so as to appoint a new Vice President for the unexpired period of the Vice President's term
- (e) If the position of any member of the Committee other than an officer becomes vacant, the Committee shall to the extent possible fill such vacancy for the unexpired term of the vacating member of the Committee by appointing to the Committee so many members of the Society as may be required to comply with Rule D 2 hereof

D.6 Conduct of Committee business -

- (a) The Committee shall meet as often as is required for the conduct of its business
- (b) Subject to Rule D 6(c), at least four days before each Committee meeting the Secretary shall give to each officer of the Society and other member of the Committee notice of the meeting and of the agenda

therefore, provided that at any meeting of the Committee it may deal with business not on the agenda therefore

- (c) In special circumstances the Committee may meet without notice, provided that the business transacted by the Committee in such a meeting shall be confirmed by a meeting of the Committee for which proper notice has been given in accordance with Rule D 6(b), which meeting shall be heard no later than 1 calendar month after the meeting held without notice
- (d) The President of the Society, or in his or her absence the Vice President of the Society, shall be the chairperson of any meeting of the Committee at which he or she is present and, if both are absent, the officers and members of the Committee present shall choose one of their number to be the chairperson of the Committee for the purpose of that meeting. The quorum of the Committee shall be [5] officers and/or members of the Committee. In the case of an equality of votes on any motion, the chairperson of the meeting shall have a second and casting vote
- (e) Except as otherwise provided in this rule, the Committee may call, and conduct its meetings as it sees fit

PART E - GENERAL MEETINGS

- E.1 Annual General Meetings** - The Society shall hold an annual general meeting within three months after the end of its financial year at a date and place to be fixed by the Committee. The first annual general meeting shall be held during the year 1997
- E.2 Special General Meetings** - A special general meeting of the Society may be held when ever the Committee thinks fit and otherwise shall be held within 28 days after receipt by the Secretary of a requisition in writing stating the purpose

for which a special general meeting is required and signed by not less than five members

E.3 Notice of meetings - At least 14 days before each general meeting the Secretary shall give to each member notice of the meeting and of the agenda therefor, provided that the Society may at any general meeting deal with business not on the agenda therefor. With each notice of an annual general meeting, the Secretary shall include a copy of a report by the Committee on the activities and the views of the Society since their last annual general meeting, and a copy of the accounts of the Society for the last financial year preceding the annual general meeting of which notice is given

E.4 General meeting procedure - General meetings shall be conducted according to the following rules

- (a) The President for the time being of the Society, or in his or her absence the Vice President of the Society, shall preside and, if both are absent from that general meeting, then those members present and entitled for the time being to vote shall choose one member to be the chairperson of the meeting
- (b) Subject to Rule 12, the quorum for a general meeting shall be 10 members
- (c) All members shall be entitled to attend and speak at a general meeting and to vote at such meetings
- (d) In case of inequality of votes on any motion, the chairperson of the general meeting shall have a second and casting vote
- (e) Except for the election of the officers of the Society or other members of the Committee, which shall be carried by secret ballot, voting shall be by show of hands unless one third of the members present and

entitled to vote call for a secret ballot in which event a secret ballot shall be held

PART F - MINUTES, ACCOUNTS, FINANCE, THE SEAL AND NOTICES

F.1 Minutes - The Secretary shall record and keep minutes of all meetings of the Society and of the Committee

F.2 Accounts -

(a) The financial year of the Society shall end on the 31st day of March in each and every year

(b) The Treasurer shall throughout the financial year maintain and duly prepare the accounts of the Society and report on the financial position of the Society as required by the Committee and will for each financial year present full and proper accounts to the Secretary within 7 weeks after the end of each financial year

F.3 Finance -

(a) All monies paid to or received by the Society shall be paid to the credit of the Society at such bank or banks as the Committee may from time to time appoint

(b) All disbursements except petty disbursements shall be made by cheques on such bank or banks as the Committee may from time to time appoint, and shall be signed by such person or persons as the Committee shall from time to time decide

F.4 Seal - The Common Seal of the Society shall be affixed by direction of the Committee by the Secretary in the presence of one other officer of the Society

or one other member of the Committee, and shall be in the form affixed in the margin to this Rule F 4

- F.5 Notices** - All notices required by these rules to be delivered to any member shall be given to such member personally by the Secretary, or shall be posted to that members last known home address, or may be publicised in any local community newspaper, and in the case of posting shall be deemed to have been delivered in the ordinary course of post

PART G - AMENDMENT OF RULES

- G.1** Subject to the part of the Rules, any Rule set out in these rules may be repealed or amended or may be substituted by a new rule by a two thirds majority of members at a general meeting of the Society, the notified agenda for which has included such repeal, amendment or substitution, provided that Rule D 3 and this Rule G 1 shall be repealed, amended or substituted with another rule without the consent first obtained of the majority of the Committee
- G.2** No repeal, amendment or substitution of any rule shall be effected which would derogate from the charitable objects status of the Society

PART H - RESOLUTIONS AND PROXIES

- H.1 Simple majority** - Except where otherwise provided in these rules a resolution shall be passed by a simple majority of persons validly voting, personally or by proxy, at any meeting of the Society or the Committee
- H.2 Proxy votes** - Members for the time being entitled to vote may vote by proxy Each instrument appointing a proxy shall be in writing signed by the appointer and one witness No person shall be appointed a proxy who is not a member of the Society A proxy shall be appointed only for a specified meeting and adjournments thereof and must be lodged with the Secretary not less than 24

hours before the time appointed for the holding of the meeting at which the proxy is to be used

PART I - DISSOLUTION

- I.1 Dissolution at general meeting** - The Society shall not be dissolved except by a majority of members validly voting, personally or by proxy, at a general meeting of the Society, the notified agenda for which has included such dissolution and unless the resolution to dissolve is confirmed and subsequent general meeting called together for that purpose and held not later than 30 days after the date on which the resolution so to be confirmed was passed
- I.2 Quorum for dissolution** - In any case where the membership of the Society shall number less than 10 members, the quorum for a general meeting convened for the purpose of this part of the rules shall be the number of members at the date of such general meeting
- I.3 Transfer of property** - If upon the dissolution of the Society there remains after the satisfaction of all its debts and liabilities any property whatsoever, such property or any sum from time to time representing such property shall not be made over to or paid to or contributed to the members of the Society, but shall be transferred or paid to any Society or association within New Zealand having charitable objects similar to the objects of the Society, as determined by the Committee or, in default of the Committee making such a decision, shall be determined by a Judge of the High Court of New Zealand

EXHIBIT NOTE

This is the annexure marked *A* referred to in the within
 declaration of *The Rules adoption*
 and declared at *Auckland*
 this *25th* day of *September 02* before me

Signature *[Signature]*
 A Solicitor of the High Court of New Zealand
 Justice of the Peace or Authorised Person