

Bloom UWA Constitution.

Current as at 1/1/2024

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1. Name

- 1.1 The formal name of the Club shall be “Bloom UWA”.
- 1.2 The Club may also be known as “Bloom”.
- 1.3 The Club shall henceforth be referred to as “Bloom UWA” or “Bloom”.

2. Preliminary

- 2.1 “Bloom UWA” is a not-for-profit Student Society established pursuant to Chapter 5 of the Student Guild Regulations. “Bloom UWA” seeks to affiliate to the University of Western Australia Student Guild (“Guild”) Societies Council.
- 2.2 This Constitution (“Constitution”) shall govern the operation of the Club and is established pursuant to Rule 144 of the Societies Council Rules.
- 2.3 Where a capitalised term is used in this Constitution but not defined, the definition shall be taken from the Societies Council Rules. Where no such definition is available the interpretation panel established under article 22.1 of this Constitution shall have the power to determine the definition of the term in question.
- 2.4 In the event of an inconsistency between this Constitution and the Societies Council Rules the provision of the Societies Council Rules shall prevail.

3. Objectives

- 3.1 The objective of Bloom UWA shall be to connect entrepreneurially minded students and give them opportunities to learn from other entrepreneurs and develop their entrepreneurial networks and skills.
- 3.2 An objective of Bloom UWA shall be to create a welcoming community of students which is inclusive to all, regardless of their degree, race, religion, sexual orientation or identification.
- 3.3 An objective of Bloom UWA shall be to remain affiliated to the Societies Council of the Guild.
- 3.4 An objective of Bloom UWA shall be to act in a way which promotes cooperation between the Club and other Affiliated Societies, the Societies Council, the Guild, and all of its Departments.

- 3.5 An objective of Bloom UWA shall be to do all such things necessary and proper for the benefit or advancement of beneficiaries of Bloom UWA.
- 3.6 An objective of Bloom UWA shall be to apply the property and income of Bloom UWA to the promotion of its expressed objectives, and not, directly or indirectly, to its members, except in good faith and for the promotion of these objectives.
- 3.7 Bloom UWA must comply with this Constitution, all applicable statutes, by-laws, rules, regulations, Standing Orders, and policies in force at any given time.

4. Membership

- 4.1 Bloom UWA membership shall be confined to Ordinary Committee Members, Executive Committee Members, and Honorary Life Members.
- 4.2 To be an Ordinary Committee Member a person must:
 - 4.2.1 Have passed an interview with Executive Committee Member/s
 - 4.2.2 Comply with the provisions of this Constitution and all applicable rules, regulations, and by-laws at all times; and
 - 4.2.3 Agree to be bound by and comply with all applicable Codes of Conduct.
- 4.3 Ordinary Committee Members are entitled to:
 - 4.3.1 Attend and hold speaking rights at meetings of the committee;
 - 4.3.2 Vote on matters presented at meetings of the committee; and
 - 4.3.3 Stand for election to become an Executive Committee Member.
- 4.4 To be an Executive Committee Member a person must, in addition to all other requirements set out in this Constitution:
 - 4.4.1 Have been elected to be an Executive Committee Member by other committee members
 - 4.4.2 Agree to represent Bloom UWA positively in all arenas;
 - 4.4.3 Comply with the provisions of this Constitution and all applicable rules, regulations, and by-laws at all times; and
 - 4.4.4 Agree to be bound by and comply with all applicable Codes of Conduct.
- 4.5 Executive Committee Members are, in addition to their entitlements as Ordinary Committee Members and other entitlements set out in this Constitution, entitled to:

- 4.5.1 Attend and hold speaking rights at meetings of the executive committee;
and
 - 4.5.2 Vote on matters presents at meetings of the executive committee.
- 4.6 The Executive Committee shall comprise of:
 - 4.6.1 The President;
 - 4.6.2 The Vice President;
 - 4.6.3 The Secretary;
 - 4.6.4 The Treasurer; and
 - 4.6.5 The Immediate Past President.
- 4.7 Bloom UWA may, in Committee 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 during their tenure in office as an Ordinary Committee Member or an Executive Committee Member.

5. Committee Meetings of Bloom UWA

- 5.1 Bloom UWA shall hold regular meetings with the frequency, time, date and place being decided by the Committee.
- 5.2 The committee may at any time call a Special General Meeting of Committee Members.
- 5.3 Committee meetings shall be chaired by the President.
- 5.4 In the absence of the President, the Vice-President shall chair the committee meeting.
- 5.5 In the absence of the President and Vice-President, an elected executive member shall chair the committee meeting.

6. Elections

- 6.1 No less than once per Guild Year, Bloom UWA must hold an Election in which Ordinary Committee Members may stand for election to become Executive Committee members.
- 6.2 To be eligible to stand for Election a person must:
 - 6.2.1 Be a committee member

- 6.2.2 Be an enrolled UWA student, with full rights and privileges, for the twelve-month period during which they would hold office; and
- 6.2.3 Agree to be bound by and comply with all applicable Codes of Conduct.
- 6.3 Elections will be overseen by a Returning Officer which will be nominated and agreed upon by the committee.
- 6.4 A five-day nomination period will give any committee members the opportunity to nominate an eligible committee member or themselves for an executive position.
- 6.5 The nomination period will be followed by a two-day voting period where all committee members must vote for a nominated individual for each executive position.
- 6.6 An eligible person may nominate for more than one position in the same Election, in which case they must declare the order of their preferred positions.
- 6.7 Nominations shall be in the form and submitted in the manner prescribed by the Returning Officer. By submitting a nomination, the nominee agrees to be bound by and comply with all applicable Codes of Conduct.
- 6.8 If a nominee is ineligible to stand for election under a provision of an applicable statute, by-law, regulation, or rule the Returning Officer must declare that nomination to be invalid.
- 6.9 A person nominated as a Candidate may withdraw their nomination by lodging a written notice of withdrawal with the Returning Officer before the declaration of the results of the Election.
- 6.10 The Returning Officer shall publicise a notice containing the names of all Candidates in the Election immediately following the close of the Nomination Period.
- 6.11 Subject to all applicable rules, regulations, and standing orders, the Candidate who receives the most votes in an Election shall be elected to the relevant position. Where two or more Candidates receive an equal amount of the highest votes, another vote must be conducted with respect of those Candidates.
- 6.12 Any position left vacant at the close of the Nomination Period shall remain vacant until such time as they may be filled in accordance with the casual vacancy provisions set out in article 7.1 of this Constitution.

- 6.13 The Immediate Past President position set out in 4.9.5 is not won in an Election. The outgoing President is automatically appointed as the Immediate Past President.
- 6.14 A person may appeal the outcome of an Election to the Guild Governance Committee on the grounds that there was an error in the procedure when a vote was conducted or there was a contravention of any applicable rule, regulation, or standing order in respect of the Election. If the Governance Committee rules that the Election was not conducted in accordance with the applicable rules, regulations, or standing orders another Election must be called. The outcome of an Election may only be appealed once.

7. Patron

- 7.1 In the absence of nominations for any Ordinary or Executive Committee position, the Club's elected executive committee may appoint a temporary patron who shall hold office until the position may be elected or appointed.

8. Executive Committee

- 8.1 The Executive Committee ("Executive Committee") shall comprise of those positions set out in article 4.6 of this Constitution.
- 8.2 The Executive Committee shall actively govern the Club's direction during their term in office. The responsibilities of the Executive Committee include but are not limited to:
- 8.2.1 Ensuring compliance with the Club's objectives as set out in articles 3.1 to 3.6 of this Constitution;
 - 8.2.2 Running at least one event per semester
 - 8.2.3 Liaising with the Societies Council Committee;
 - 8.2.4 Representing the Club at Societies Council General Meetings;
 - 8.2.5 Overseeing the Club's Ordinary Committee Members;
 - 8.2.6 Ensuring Executive Committee Members are compliant with training requirements set out by the Guild from time to time;

- 8.2.7 Ensuring that neither the Club nor any person thereunder takes any action which represses any student's implied right to academic freedom and freedom of speech;
 - 8.2.8 Managing the Club's administration; and
 - 8.2.9 Managing the Club's finances.
- 8.3 No Executive Committee Member may hold more than one Executive Committee position at one time.
- 8.4 In addition to any provisions set out elsewhere in this Constitution or in any applicable by-law, rule, or regulation the President's duties shall include but shall not be limited to:
 - 8.4.1 Supervising, coordinating, delegating, and overseeing the work of the Executive Committee Members;
 - 8.4.2 Ensuring that each Executive Committee Member is conversant with this Constitution and their respective role;
 - 8.4.3 Directing the general policy of the Club;
 - 8.4.4 Chairing all General Meetings and meetings of the committee and the Executive Committee and reporting on the status of the Executive Committee and the Club generally at all meetings;
 - 8.4.5 Serving as the main point of contact between the Club and the Societies Council Committee and the Guild; and
 - 8.4.6 Ensuring that the Club's events and committee are inclusive environments in which members and patrons may feel safe and accepted regardless of their race, religion, sexual orientation, gender, gender presentation, and presented identity.
- 8.5 In addition to any provisions set out elsewhere in this Constitution or in any applicable by-law, rule, or regulation the Vice President's duties shall include but shall not be limited to:
 - 8.5.1 Supporting the President in all endeavours;
 - 8.5.2 Ensuring, in conjunction with the President, that the Club's events and committee are inclusive environments in which members and patrons may

feel safe and accepted regardless of their race, religion, sexual orientation, gender, gender presentation, and presented identity.

8.6 In addition to any provisions set out elsewhere in this Constitution or in any applicable by-law, rule, or regulation the Secretary's duties shall include but shall not be limited to:

8.6.1 Preparing and keeping agendas and minutes of all club meetings;

8.6.2 Managing administrative tasks related to the Club's operation;

8.6.3 Supplying the Guild Finance Office with all required paperwork whenever there is a change to the Club's Executive Committee Members within twenty University Working Days of that change;

8.6.4 Lodging any alterations made to this Constitution or any documents created under its authority with the Societies Council President for ratification within twenty University Working Days of that change;

8.6.5 Attending Societies Council General Meetings on behalf of the Club; and

8.6.6 Providing to the Societies Council Secretary, in the case that the Club disbands or otherwise ceases to exist, a duly audited statement of the financial position of the Club.

8.7 In addition to any provisions set out elsewhere in this Constitution or in any applicable by-law, rule, or regulation the Treasurer's duties shall include but shall not be limited to:

8.7.1 Directing the Club's financial affairs;

8.7.2 Ensuring that all events hosted by the Club are financially viable;

8.7.3 Keeping records of all of the Club's incomes and expenditures throughout their term;

8.7.4 Paying all invoices charged to the Club in a timely manner;

8.7.5 Preparing a thorough budget for every event hosted by the Club;

8.7.6 Preparing and submitting all required forms and receipts such that the Club may receive grants from the Societies Council Committee;

8.7.7 Declaring to Guild Finance and the Societies Council Committee any donation or in-kind support received from sources other than grants provided to the Club by the Guild, regardless of the source or amount; and

- 8.7.8 Ensuring that grants provided to the Club are used only for the purposes of providing services or amenities to the Club's membership, that all expenditure of funds received via grants complies with conditions attached to that grant, and that the Club complies with all applicable financial regulations.
- 8.8 Executive Committee Members' term in office shall begin immediately following their election and shall end at the next Club Election.
- 8.9 Executive Committee Members may be impeached where the member in question has committed any act or omission which constitutes Guild misconduct, or where a vote of no confidence is approved in accordance with the procedures set out in article 8.9.1 of this Constitution.
- 8.9.1 Where a vote of no confidence is approved by unanimous vote of the Executive Committee Members (excluding the member whose impeachment is being considered) the member in question shall be impeached.

9. Casual vacancies

- 9.1 Where an Executive Committee Member resigns, is impeached, or ceases to hold office during their expected term for any other reason, the casual vacancy shall be filled by an Ordinary Committee Member being appointed by the remaining Executive Committee until the vacant position may be filled at an Election.

10. Ordinary Committee

- 10.1 To be eligible to be elected as a "First Year Representative" a person must be in the first year of their university degree.
- 10.2 Ordinary committee members who are not in the first year of university will hold the role of "Ordinary Committee Member"

11. Non-Discrimination

- 11.1 The Club and its committee always act in a manner which gives no special treatment, favour, advantage or disadvantage to any group of people, and shall

vigorously defend the right of all members to feel safe and accepted within the community.

12. Expulsion from committee

- 12.1 Any Ordinary or Executive Committee Member who, in the unanimous opinion of the Executive Committee, or a two-thirds majority opinion of the ordinary committee, contravenes article 11.1 to such an extent that the Club or another individual is directly and detrimentally harmed, may immediately have their membership revoked.
- 12.2 Any Ordinary or Executive Committee Member who is found to be taking or have taken any action which represses any student's implied right to academic freedom and freedom of speech may immediately have their membership revoked.
- 12.3 Any Ordinary or Executive committee member can only have their membership suspended or removed in accordance with articles 12.1 to 12.2 of this Constitution, or in the following circumstances:
 - 12.3.1 They are no longer eligible to be a member under the provisions of this Constitution; or
 - 12.3.2 They are subject to suspension, expulsion, or other disciplinary action by the University.

13. Power and responsibilities of the committee

- 13.1 Subject to other articles of this Constitution, the committee shall be responsible for:
 - 13.1.1 Pursuing the Club's objectives set out in article 3 of this Constitution;
 - 13.1.2 Carrying out the day-to-day business of the Club; and
- 13.2 Without prejudice to the generality of the foregoing, the committee shall, in cases where the committee has approved by simple majority a motion providing such authority, have the power to:
 - 13.2.1 Acquire and dispose of property;
 - 13.2.2 Deposit and receive sums of money;
 - 13.2.3 Open bank accounts;

- 13.2.4 Enter into contracts;
 - 13.2.5 Make, alter, and repeal regulations for the orderly and proper management of the Club's affairs, to the extent that no provision of such regulations is repugnant with this constitution; and
 - 13.2.6 Make, alter, and repeal by-laws specifying any part of this constitution, to the extent that no provision of such by-laws is repugnant with this constitution.
- 13.3 The Executive Committee may hold records of the Club's members, including private information as it relates to the individual's membership of the Club.
- 13.3.1 Records must be used only for purposes relating to the Club and its activities. The Club and its Executive Committee must protect the security and privacy of members' personal information which it holds records of.
- 13.4 The committee shall be responsible for reporting suspected Guild Misconduct in relation to the Club's Ordinary Committee, Executive Committee or Honorary Life Members to the appropriate Guild, University, or Government authorities. The committee shall not have the power to take disciplinary action against a member of its own accord past revoking that person's membership.

14. Deposits and withdrawals of monies

- 14.1 All monies due and payable to the Club must be received by the Treasurer. In cases where the Treasurer is unable to receive the payment the President may do so on their behalf.
- 14.2 All withdrawals from the Club's bank accounts must be authorised by the Treasurer or the President.
- 14.3 All payments from the Club's bank accounts must be authorised and processed by the Treasurer or President in a timely manner.

15. Payments

- 15.1 No payment shall be made on behalf of or in the name of the Club unless it has been authorised by the Treasurer or President or approved by simple majority by the committee.

16. Major obligations to the Guild

- 16.1 The Club shall at all times comply with all regulations and directions of the Guild and the Societies Council Committee, including but not limited to compliance with mandatory training as required by the Guild or Societies Council Committee including but not limited to Guild Student Leadership Training.
- 16.2 All Executive and Ordinary Committee Members shall be jointly and severally responsible for such compliance and shall be deemed liable in the event of noncompliance therewith.
- 16.3 An Executive Committee Member must be present at every Societies Council General Meeting hosted by the Guild.

17. Transparency of documentation

- 17.1 The Secretary must, upon request, provide the minutes of any committee meeting and all records of the committee's decisions and policy to any Ordinary or Executive Committee Member who makes such a request.
- 17.2 The Treasurer must, upon request, provide financial records of any decision, policy, or payment to any Ordinary or Executive Committee member who makes such a request.
- 17.3 The Executive Committee must, upon request, provide any record or documentation requested to any member of the Societies Council Committee Executive or Guild Executive who makes such a request.

18. Availability of this constitution

- 18.1 The committee shall make this Constitution freely available upon request to any Guild Member at any time.

19. Alteration of this constitution

- 19.1 Any alteration proposed to be made to this Constitution must be submitted in writing to the Secretary.

19.2 Any alteration made to this Constitution shall come into effect upon ratification by the Societies Council President.

19.3 This Constitution replaces all previous rules governing the administration of the Club.

20. Interpretation of this constitution

20.1 In the event of a contest regarding the interpretation of any part of this Constitution the contest shall be reviewed by a panel consisting of the President, Vice President, and three Ordinary Committee Members selected by the committee.

21. Dissolution of Bloom UWA

21.1 In the case that Bloom UWA dissolves, disbands, or otherwise ceases to exist, if any property of the Club remains after the satisfaction of any debts or liabilities that the Club may have, that property shall be transferred into liquid assets by the Club's final Treasurer and transferred to Bloom organisation.

22. Adoption

22.1 This Constitution has been adopted by the Club at its General Meeting on

22.1.1 01/08/2023

22.2 This Constitution has been ratified by the Societies Council President being

22.2.1  (signed) on

22.2.2 7 August 2023 (date)