

R U L E S O F

Dangar Island Mooring Cooperative Limited
Non-Trading Cooperative without Share Capital

REGISTERED UNDER THE COOPERATIVES ACT 1992 (N.S.W.)

REGISTRY OF COOPERATIVES & ASSOCIATIONS

154 Russell Street
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(Code: Model/NT/NS: 05/2006)

General statement on rules and their legal effect

These rules have the effect of a contract under seal between the Cooperative and each of its members, as well as between a member and each of the other members. Each member, office-bearer, and director must agree to observe and perform the requirements of the rules applicable to them.

The rules should be read in conjunction with the current provisions in the *Cooperatives Act 1992 (NSW)* and the Regulation to that Act. The Act and the Regulation are available for inspection at the registered office of the Cooperative and can be accessed by members, prospective members and the public.

The Schedules provide information specific to the Cooperative and are linked to the rules. The rules and Schedules should be read together.

In the application of a rule, the interpretation that would best achieve the purpose of the rule and the objects of the Cooperative, as well as Cooperative principles, is to be used in preference to any other interpretation.

SCHEDULES

Schedule 1

Part 1 - Name of Cooperative

[Rule 1.3](#)

The name of the Cooperative is:

Dangar Island Mooring Cooperative Limited

Part 2 – Objects

[Rule 1.4](#)

The objects of the Cooperative are:

To provide, maintain and operate mooring facilities at Dangar Island for members, in order to facilitate frequent travel to and from Dangar Island.

Part 3 - Active membership provision

[Rule 2](#)

The primary activity of the Cooperative is:

To provide, maintain and operate mooring facilities at Dangar Island for its members.

In order to establish active membership of the Cooperative a member must pay the annual subscription in accordance with Rule 7.2.

Part 4 – Member qualifications

[Rule 3.1](#)

The qualifications for membership of the Cooperative are:

- a) Members must be a natural person (people) and not a company, trust or other entity
- b) Members must be a resident and/or property owner of Dangar Island.
- c) The cooperative is intended for those who do not have their own deep water jetty so applicants who reside a property with a deep water jetty are not eligible for a permanent berth allocation, and may only be members under the category of 4.4(a)(iii) (Schedule 5 below, “Investor Member”) at the discretion of the Board and subject to availability. Deep water means 300mm water depth at end of jetty at lowest astronomical tide.
- d) Each Member must be 18 years or older.

Part 5 – Period of inactivity prior to cancellation

[Rule 5.1\(a\)](#)

The period of inactivity prior to cancellation is: Three months.

Schedule 2

Schedule of fees

Annual subscription (maximum):	\$1000	Rule 7.2(a)
Entrance fee (maximum):	\$30,000	Rule 7.1(a)
Maximum fine:	\$20	Rule 8

Schedule 3

Part 1 – Requisition of general meetings

[Rule 20.2](#)

The required percentage of members to requisition a general meeting is:

20%

Part 2 - Quorum at general meetings

[Rule 21.2\(a\)](#)

The number of members required for a quorum is:

8

Schedule 4

Part 1 - Number of directors, composition of the Board and term of office of directors

[Rule 11.1\(a\)](#)

The number of directors of the Cooperative is: Four (4)

The positions on the Board shall consist of:

President

Vice President/ Operation Director

Secretary

Treasurer

The term of office of a director is: 12 Months

The maximum number of consecutive terms for a director is: Three (3)

Part 2 – Qualifications of independent directors

[Rule 11.2\(d\)](#)

The qualifications of independent directors are:

To be qualified to be nominated as an independent director a person shall hold such qualifications or experience as the Board deems useful to the operation of the Co-operative.

Part 3 - Retirement of directors

[Rule 11.7\(a\)](#)

The directors shall retire as follows:

Annually

Schedule 5 - Changes to the model rules

Replace paragraph (b) Model Rule 3.2 with the following:

- b) Applications for membership shall be lodged with the secretary on the form Attachment 1.

Add new paragraph (f) to Model Rule 3.2 as follows:

- f) All Members names in a Joint Membership must be listed on the Application.

Add new rule 4.4 as follows:

4.4 Membership Categories

- a) Applicants can apply for membership in one of the following categories:
 - i) **Individual Member.** A single person membership.
 - ii) **Joint Member.** A number of people may apply together; i.e. a family, partnership, informal group (e.g. those teaming up to use one boat between them). A single person may be designated by the Group as the representative at the time of making application and this person shall be recorded first in the register of members for the purposes of Rules 20.6(d) and 21.5(e).
 - iii) **Investor Member.** In the event there are not enough applicants for all available berths then investors will be invited to apply for membership.
- b) Membership is reviewed annually by the board.
- c) There is only one vote per Membership regardless of the number of people in the Membership.
- d) Members can apply to change their membership category as applicable.
- e) Others - Individuals or groups that rent a berth are not Members. Refer Rule 4.5.

Add new rule 4.5 as follows:

4.5 User Categories

- a) Users are Members and Renters but not Investor Members.
- b) All Users must comply with the qualifications for membership set out in paragraphs (a) and (b) of Part 4 of Schedule 1.
- c) All Operations Rules and By-Laws of the Coop apply to all Users.