

7. By-laws

- (1) The Committee may make by-laws prescribing all matters that are necessary or convenient to be prescribed for giving effect to the purposes of this Act.
- (2) Without limiting subsection (1), by-laws may —
 - (a) prescribe the objects, purposes and powers of the Association;
 - (b) regulate the application of the income and property of the Association and the manner in which funds of the Association are to be controlled;
 - (c) regulate the management of the Association;
 - (d) provide for the election of members of the Committee and the constitution, procedure, functions and powers of the Committee;
 - (e) regulate the election or qualifications for admission of members of the Association;
 - (f) regulate the suspension or expulsion of members of the Association;
 - (g) regulate appeals from decisions of the Committee;
 - (h) provide for the entrance fees, subscriptions and other amounts (if any) to be paid by members of the Association;
 - (i) provide for the keeping of a register of members;
 - (j) regulate the procedure at and in relation to general or special meetings of members;
 - (k) provide for the custody and use of the common seal of the Association;
 - (l) provide for matters concerned or connected with the property of, or held in trust for, the Association, including admission fees and other charges;
 - (m) provide for the general management of the property of, or held in trust for, the Association, races and race meetings.
- (3) By-laws shall be —
 - (a) made by resolution passed by an absolute majority of members of the Committee; and
 - (b) published in any manner that the Committee considers appropriate.
- (4) By-laws are not —
 - (a) written laws or subsidiary legislation as defined in the *Interpretation Act 1984*;
 - (b) regulations as defined in the *Interpretation Act 1984* section 42.
- (5) Section 43 (other than subsections (6) and (8)(a)(ii)), 44, 45 and 47 of the *Interpretation Act 1984* apply to by-laws as if they were subsidiary legislation as defined in that Act.
- (6) To the extent that by-laws are inconsistent with any written law or with rules of racing made under the *Racing and Wagering Western Australia Act 2003*, the by-laws are of no effect.

[Section 7 inserted by No. 35 of 2003 s. 226.]