

RA301*

WESTERN AUSTRALIAN TROTTING ASSOCIATION
By-laws of the Western Australian Trotting Association
NOTICE OF AMENDMENT

Notice is hereby given that at a meeting of the Committee of the Western Australian Trotting Association held at Gloucester Park, East Perth, on the 30th day of March 2000, it was resolved by an absolute majority of the Committee of the Association

that the By-laws of the Western Australian Trotting Association made under the Western Australian Trotting Association Act 1946 ("the Act") be amended as follows:

Amend By-law 13.5:

Subclause (3)

Present wording:

13.5 Only participating members may apply and nominate under the Rules

- (3) No person may:
 - (a) make application for:
 - (i) registration as a driver, trainer, owner, stable hand, bookmaker or bookmaker's clerk;
 - (ii) registration of a horse or foal (or for a certificate of service) or of any transfer, lease or cancellation of lease of a horse;
 - (iii) registration of a syndicate;
 - (iv) registration of a harness racing stud;
 - (v) registration of colours; or
 - (vi) full time employment with the Association, or any other licence or registration under the Rules;
 - (b) lodge a nomination of a horse for any race or trial; or
 - (c) lodge a stable return,
and, subject to subclause (6), the Controlling Body may not accept or deal with such an application, nomination or return, unless
 - (d) the person is a participating member; and
 - (e) all persons referred to in the application, nomination or, return are participating members.

Amended wording:

13.5 Only participating members may apply and nominate under the Rules

- (3) No person may:
 - (a) make application for:
 - (i) registration as a driver, trainer, owner, stable hand, bookmaker or bookmaker's clerk;
 - (ii) registration of a horse or foal (or for a certificate of service) or of any transfer, lease or cancellation of lease of a horse;
 - (iii) registration of a syndicate;
 - (iv) registration of a harness racing stud; or
 - (v) registration of colours,
or any other licence or registration under the Rules;
 - (b) lodge a nomination of a horse for any race or trial; or
 - (c) lodge a stable return,
and, subject to subclause (6), the Controlling Body may not accept or deal with such an application, nomination or return, unless
 - (f) the person is a participating member; and
 - (g) all persons referred to in the application, nomination or, return are participating members.

Amend By-law 13.10:

Subclause (2)

Present wording:

13.10 Eligibility and election of full members

- (2) Clause 1.3 applies to the election of a full member.

Amended wording:

13.10 Eligibility and election of full members

- (2) Clause 13.3 applies to the election of a full member.

Amend By-law 13.24:

Present wording:

13.24 No recourse to law and limitation of liability

- (1) A member agrees not to commence proceedings in a court of law against the Association or against any member of the Committee or any official arising out of the performance by that person of the person's duties or functions except for a claim for goods or services supplied in the ordinary course of business of that member.

- (2) The Association, the members of the Committee and the Association's employees, agents and members shall not be liable to any member or any person claiming by or through a member for any injury, death, loss or damage to person or property whether caused directly or indirectly by any act or omission of the Association, a member of the Committee, the Association's employees, agents or members arising out of the performance by that person of the person's duties or functions except for claims for goods or services supplied in the ordinary course of the business of a member".

Amended wording:

Delete Clause 13.24 and substitute with:

13.25 Protection of Committee members and employees

A member of the Committee or any employee of the Association is not personally liable for any act done or omitted to be done in good faith by the Association in the performance, or purported performance, of any function under these by-laws.

Dated 30 March 2000.

GARY PAPADOPOULOS, President.