



FDC BY-LAWS

DRAFT FEDERAL DIVISIONAL COUNCIL BY-LAWS

1. AUTHORITY

These by-laws are made for the purposes of clause H.2 of the Constitution and may be cited as the Federal Divisional Council By-laws.

2. APPLICATION

These by-laws apply to each of the following Federal Divisional Councils –

- Maranoa Federal Divisional Council,
- Kennedy Federal Divisional Council ,
- Flynn Federal Divisional Council, and
- Dawson Federal Divisional Council.

3. INTERPRETATION

Unless the context requires otherwise, the following expressions have the meanings shown –

Included SEC	the SEC for a State Electorate which is situated wholly or partly within the Federal Division
Included SEC/Branch	the SEC/Branch for a State Electorate which is situated wholly or partly within the Federal Division
SEC	State Electorate Council
Compliant Branch	a branch which is not in default of its obligation to hold meetings as required by clause F.6 of the Constitution.

3. COMPOSITION OF THE FEDERAL DIVISIONAL COUNCIL

- (a) The Federal Divisional Council will consist of –
- (i) representatives of the Included SECs for the Federal Division, appointed in accordance with by-laws 4, 5 or 6,
 - (ii) representatives of the Included SEC/Branches for the Federal Division appointed in accordance with by-law 7, and
 - (ii) such other persons who are ex officio members of the Federal Divisional Council under the Constitution.
- (b) Subject to by-law 8, each Included SEC will be entitled to appoint the following representatives to the Federal Divisional Council –
- (i) SEC nominated representatives,
 - (ii) Branch nominated representatives, and
 - (iii) Honorary Life Member representatives.

- (c) Subject to by-law 8, each Included SEC/Branch will be entitled to appoint the following representatives to the Federal Divisional Council –
 - (i) SEC/Branch nominated representatives, and
 - (ii) Honorary Life Member representatives.

4. SEC NOMINATED REPRESENTATIVES

Subject to by-law 8, each Included SEC will be entitled to appoint the following representatives to the FDC –

- (a) the Chairman of the SEC, and
- (b) if the State Electorate for the SEC is situated wholly within the Federal Division, 5 representatives of the SEC, and otherwise 3 representatives of the SEC.

5. BRANCH NOMINATED REPRESENTATIVES

- (a) Subject to paragraph (b), if a Compliant Branch substantially operates either wholly or partly within the Federal Division, the Branch will be entitled to nominate members to one or more Included SECs for appointment as representatives of the SEC or SECs to the Federal Divisional Council.
- (b) The State Director will determine –
 - (i) whether a Compliant Branch is to be regarded for the purposes of these by-laws as substantially operating within the Federal Division, and
 - (ii) the Included SEC or SECs to which a Compliant Branch may nominate members for appointment as representatives of the SEC to the Federal Divisional Council,
- (c) If the State Director determines that a Branch may make nominations to only one Included SEC, that SEC may appoint 3 representatives of the SEC to the Federal Divisional Council from those nominations.
- (d) If the State Director determines that a Branch may make nominations to more than one Included SEC, he or she must determine the number of representatives to the Federal Divisional Council which each of those SECs may appoint from the Branch's nominations to it, but so that the total number of representatives able to be chosen by the SECs from the Branch's nominations does not exceed 3.
- (e)
 - (i) Subject to by-law 8, each Included SEC will be entitled to appoint representatives to the FDC from the nominations received by it from a Compliant Branch.
 - (ii) The number of representatives which an Included SEC may appoint from a Compliant Branch's nominations will be as determined in accordance with paragraph (c) or paragraph (d).

6. HONORARY LIFE MEMBER REPRESENTATIVES

Subject to by-law 8, an Included SEC and an Included SEC/Branch may appoint such number of representatives who are Honorary Life Members of the Party resident within its State Electorate and the Federal Division as it may choose to appoint.

7. SEC/BRANCH NOMINATED REPRESENTATIVES

Subject to by-law 8, each Included SEC/Branch will be entitled to appoint the following representatives to the FDC –

- (a) the Chairman of the SEC/Branch, and
- (b) if the State Electorate for the SEC/Branch is situated wholly within the Federal Division, 8 representatives of the SEC/Branch and otherwise 6 representatives of the SEC/Branch.

8. RESIDENCY QUALIFICATION

- (a) A representative of an SEC appointed under by-law 4 or by-law 5 or of an SEC/Branch appointed under by-law 7 must be resident within the Federal Division for the Federal Divisional Council.
- (b) Any dispute as to residency for the purposes of these by-laws will be determined by the State Director.

9. FINANCE

With the agreement of an Included SEC or Included Sec/Branch,, the Federal Divisional Council may request campaign funds from the SEC or Included SEC/Branch. This funding agreement is to be ratified at the Annual General Meeting of the Federal Divisional Council and may be reciprocated.

10. ALTERNATE DELEGATES AND PROXIES

- (a) A representative appointed under by-law 4, by-law 5 or by-law 7 who is unable to attend a meeting of the Federal Divisional Council may appoint an alternate by written notice to the Chairman or Secretary of the Federal Divisional Council.
- (b) A representative appointed under by-law 4, by-law 5 or by-law 7 who is unable to attend a meeting of the Federal Divisional Council and unable to appoint an alternate who is able to attend the meeting, may by written notice to the Chairman or Secretary of the Federal Divisional Council appoint a member of the Federal Divisional Council as his or her proxy.
- (c) An alternate or proxy must be a resident of the Federal Division for the Federal Divisional Council and a member of the SEC or SEC/Branch which appointed the representative.
- (d) A person may not hold more than one appointment as proxy.

11. ALTERATIONS OF THESE BY-LAWS

A proposal to recommend a change to these by-laws to State Council will be given by notice of motion to an Annual General Meeting of the Federal Divisional Council furnished not less than sixty days before the meeting is held.