

**BY-LAWS**  
**MELBOURNE MARATHON SPARTANS CLUB INC**

**Incorporation Certificate No A0043579R**

(at 19 September 2016)





## **PART 1 – PRELIMINARY**

### **By-Laws**

The functioning and conduct of the Melbourne Marathon Spartans Club Inc. is principally guided by the Governing Rules of the association which in turn is supported by the associations By-Laws drawn up by the Committee of the association. The By-Laws cover matters concerning the operation and activities of the association that are not specifically addressed by the Governing Rules.

The By-Laws may be added to, altered or rescinded by a special resolution at a Committee meeting. Any changes to the By-Laws document proposed by the Committee at a committee meeting shall be circulated to the Spartan membership for comment and consideration for a period of not less than thirty (30) days. In the absence of receiving any comment and/or feedback from the membership for consideration by the committee during the thirty (30) day period, the proposed changes will be adopted by the committee on behalf of members.

### **Name of the association**

The name of the incorporated association is "**MELBOURNE MARATHON SPARTANS CLUB INC.**", commonly known as "**The Spartans**"

**Note:** Under section 23 of the Act, the name of the association and its registration number must appear on all its business documents

### **Club logo**

Circular in shape and yellow in colour with the wording *Melbourne Marathon Spartans Club Australia* in green writing around the outside of the logo. In the centre of the logo is a naked running Greek warrior in profile, facing left with a circular shield on the right hand side. The shield contains the number 10 which represents the number of completed Melbourne marathons required to become a Spartan. When the logo is on a Spartan singlet, the shield displays the number of completed marathons the singlet represents: 10, 15, 20, 25, 30, 35, and 40 etc. The logo of the Melbourne Marathon Spartans Club Inc. is reflected above.

The associations name and logo are copyright and therefore must not be used without the written permission of the association.

## **Purposes**

The purposes of the association are:

- To advance the sport of marathon running to athletes of all ages and abilities and to encourage and assist all runners to achieve Melbourne Marathon Spartan status.
- To provide a platform and environment for runners to receive and to build upon their achievements enabling progression through the various Spartan milestone singlet colours.
- To assist in the promotion and publicity of the Melbourne Marathon and the charities it supports.

## **Financial and reporting matters**

The financial year of the Association is each period of twelve (12) months ending on 30 June.

The Melbourne Marathon Spartans Club Inc. shall maintain a bank account in the name of Melbourne Marathon Spartans Club Inc. and the signing authority of the account shall be that all cheques, drafts, bills of exchange, promissory notes and other negotiable instruments must be signed by two (2) committee members.

The association's annual general meeting must be convened by the committee and held within five (5) months of the end of the financial year and the reporting to the office of Consumer Affairs Victoria is to be within one (1) month of the association's annual general meeting.

## **PART 2 – MEMBERS OF THE ASSOCIATION**

### **Membership**

The Association must have at least five (5) members.

### **Who is eligible to be a member?**

Any person who supports the purposes of the Association and is recognised by the Committee to have officially completed ten (10) or more Melbourne Marathons is eligible for membership. It is the responsibility of the person applying for membership to advise the association of their Melbourne marathon times and respective years.

### **Definition of an officially completed marathon**

To be acknowledged by the Association to have officially completed a Melbourne marathon a person must have:

- (a) registered for the specified Melbourne marathon
- (b) completed the full marathon distance of 42.195km and
- (c) have completed such distance within the official marathon time limit set from time to time by IMG Worldwide Inc. or such other event organiser from time to time.

Failure to comply with the foregoing and/or to comply with on-course officials will be regarded as having not officially completed a marathon.

## **Application for membership**

To assist the association in verification of a person's eligibility for membership, the applicants officially completed Melbourne marathons times and respective years is to be advised in the application for membership.

## **Consideration of membership application**

Should an application for membership be either accepted or rejected by the committee, the applicant is to be formally advised by the most expedient means. Any money received is to be returned to the applicant.

## **Annual subscription and joining fee**

The September 2015 annual general meeting resolved that the annual subscription fee for membership of the association for the ensuing year (2015/2016) would remain at \$20.00. The association does not currently have a joining fee.

## **PART 3 - AWARDS**

### **Life Membership**

A member shall be elected a Life Member in recognition of services to the association on the recommendation of a committee vote of three quarters of members present and by a vote of not less than three quarters of members present at any annual general meeting. Such Life Members shall have all the privileges of ordinary membership of the association and shall be exempt from the payment of any annual subscription fee.

The following applies to each nomination for Life Membership:

- (a) Nomination for Life Membership is to be received by the committee in writing a minimum of one (1) month prior to the annual general meeting.
- (b) The nominated person must be recommended by the committee as having given outstanding service to the association.
- (c) All nominations for Life Membership are at the discretion of the committee.
- (d) Notice of such recommendation shall be placed on the agenda calling for such annual general meeting.

### **The Spartan Award**

The Spartan Award, introduced in 2005, acknowledges an individual's commitment, dedication, contributions and determination to continue with their marathon running despite personal difficulties that may be experienced along the way. The award recognises and acknowledges the personal difficulties that we are at times faced with and the effort and courage it often takes to continue with the love of running. The award is known as **The Spartan Award** and is presented at the discretion of the Committee. Nominations for the award are to be received by the committee in writing a minimum of one (1) month prior to the annual general meeting to enable the award to be presented at that meeting.

## **Shirley Young and Jack Gubbins Awards**

At the association's annual general meeting, the Spartans (both male and female) with the fastest officially completed Melbourne marathon finish times are acknowledged by the association as being the award recipients.

### **PART 4 – SPARTAN SINGLETS AND PRESENTATIONS OF SINGLETS**

#### **Singlets**

The following milestones are acknowledged by the association with the presentation of the appropriate coloured singlet:

<b>Milestone</b>	<b>Singlet Colour</b>	<b>Singlet Colour Code (PMS)</b>
10 years	Green	355
15 years	Cyan	Process Cyan
20 years	Red	185
25 years	Black	Process Black
30 years plus	Green (Hall of Fame)	355
Legend	Yellow	012

Once Hall of Fame status is attained at thirty (30) years, each five (5) year milestone singlet thereafter is green with a white insert that displays the level of milestone and that Hall of Fame status has been achieved.

Each person who has completed all Melbourne marathons since the inaugural marathon in 1978 has a distinctive yellow singlet with the Spartan logo on the front and wording on the back reflecting the person having completed every Melbourne marathon since 1978. Such persons are known as Spartan Legends.

#### **Presentation of Spartan singlets**

Prior to a person about to commence their tenth (10) Melbourne marathon and a Spartan about to commence a milestone marathon of fifteen (15), twenty (20), twenty-five (25), and thirty (30) plus years, each person is invited and encouraged to attend the association's annual general meeting to be presented with their singlet so that they can complete their tenth or milestone marathon in the singlet.

It is the responsibility of each person to advise the association of their coming milestone marathon.

## **Hall of Fame**

Once a Spartan has officially completed their thirtieth (30) Melbourne marathon they may, at the discretion of the committee be invited to the association's annual general meeting to be inducted into the Melbourne Marathon Spartans Club - Hall of Fame and to be presented with their Hall of Fame certificate. Each inductee will be listed on the association's website as a Hall of Fame member. Inductees must be financial members of the association at the time of induction.

## **PART 5 - GENERAL MATTERS**

### **Permanent Spartan race number**

Following a person having officially completed their tenth (10) Melbourne marathon, that person will be known as a Spartan and be assigned a permanent Melbourne marathon race number by the association.

### **Committee position of Immediate Past President**

Should the incoming committee believe it would be beneficial for the Immediate Past President to be part of the newly elected committee, it could so appoint the Immediate Past President to the committee position of Immediate Past President for a period not exceeding two (2) years unless a term was otherwise agreed too.

### **Recording of marathon results by the association**

Following a person officially completing a Melbourne marathon, every effort will be taken by the association (upon receiving the results from the event organiser) to update that persons finish time on the associations books. It is however the responsibility of the individual to ensure that their finish time has been recorded by the association.

### **Honorary member**

The association may, at its discretion agree to bestow upon a person Honorary Membership of the association for such a period as deemed necessary. The person to whom Honorary Membership has been given shall not be entitled to vote unless they are a current member of the association.

### **Club patron**

The association may, at its discretion appoint a Club Patron/s of the association for such a period as may be deemed necessary. A person so appointed to the association shall not be entitled to vote unless they are a current member of the association. In 2004 Robert de Castella AO, MBE accepted the position of Club Patron of the Melbourne Marathon Spartans Club Inc.