

Rules of Quarantine Island/Kamau Taurua Community (Incorporated)

Part 1 Preliminary

1. Name

The name of the Community is Quarantine Island/Kamau Taurua Community (Incorporated) thereafter referred to as the Community, and using the officially gazetted names Quarantine Island/Kamau Taurua.

2. Address

The Registered Office is P.O. Box 5478, Moray Place, Dunedin.

3. Interpretation of Rules

The Community Council has absolute discretion over the interpretation of these Rules and any interpretation made by them shall be binding on the Community. The Community Council shall interpret these rules in accordance with the principles of the Interpretation Act 1999 and shall not have the power to interpret these Rules in a way that is contrary to New Zealand law. A record of interpretation shall be kept by the Council.

Preamble:

1 Quarantine Island/Kamau Taurua in Otago Harbour is a gazetted public Recreation Reserve, and registered Historic Site (2001). The Island sits within the Otakou Runanga rohe. It is co-administered by the Department of Conservation (DOC) and St Martin Island Community Inc (SMIC or the Community) via a Lease and co-signed Draft Statement of Management Intent (2010). These should be read alongside the Rules of Quarantine Island/Kamau Taurua (Incorporated).

The Community sees its role as kaitiaki and recognises Ngai Tahu as mana whenua of Quarantine Island/Kamau Taurua.

The Community's philosophy encompasses diverse social, spiritual, ecological, scientific and heritage values, with the support of members, volunteers, groups and a range of partnership organisations around the Otago Harbour and wider Otago region.

The Community has its origins in the St Martin Island Community (Incorporated), which was founded as an ecumenical Christian community in 1958, based on the idea that work and worship were indivisible. It was inspired by the Iona Community in Scotland and the work of 4th century St Martin of Tours in France. Over the years the Community evolved to include people of different faiths and beliefs. The underlying value is the sacredness of place and people. An open welcome to all visiting the Island has always been fundamental.

The Community owns the jetty and all the buildings on the Island, leasing their footprint from DOC. This includes a basic lodge for group and family hire. A resident Keeper is

appointed by the Community and lives on the Island to support the Community's objectives.

Part 2

4. Objectives

The objectives and purposes of the Society are:

(a) To continually lease from the Crown of New Zealand Quarantine Island/Kamau Taurua, being a thirty-four acre island in the Otago Harbour, hereafter referred to as "the Island". The Management Agreement with DOC (2010) states that the Community will "control and manage the Island in partnership with the Department of Conservation in order to restore and enhance its natural, historic and recreational values for the benefit and enjoyment of the public, and to enable the St Martin Island Community to achieve their objectives as set out in the Community's statement of management intent."

b To create and maintain a community of people connected with the Island who will work together to maintain and improve the land and its shores in a simple, sustainable and ecologically just manner and provide a safe place for people to revitalise their spirits in connection with land, sea and people.

c To protect and maintain the historic precinct in accordance with guidelines from relevant bodies and in compliance with requirements of Heritage NZ; and to develop educational resources to promote understanding and appreciation of these buildings and other structures and features of the Island as historic sites.

d To revegetate the Island in an ecologically sensitive and historically accurate manner in consultation with the Department of Conservation. To model sustainable practices to maintain gardens, plantings and other resources.

e To facilitate access to the Island as a centre for hui, retreats, conferences, camps and other gatherings in accordance with the Community's vision.

f To collect, receive and hold funds and property real and personal by subscriptions, gifts, legacies and grants for the objects of the Community or such of them as donors may direct.

g To aid and cooperate with other groups whose objects are altogether or in part similar to those of this Community.

h To facilitate and promote education consistent with the Community's vision and objectives.

i To provide a basic lodge for group and family hire and to appoint a resident Keeper to live on the Island, to support the Community's objectives.

j To do all such things as are incidental or conducive to the attainment of the above objectives.

5. Membership

- (a) All persons who approve of the objectives of the Community are eligible to become members by seeking the approval of the Community Council and paying the annual subscription.
- (b) Annual subscription rates will be set by the Community Council at the Annual General Meeting. Membership shall date from the 1st of April each year; members who join through the year paying part thereof.
- (c) Organisations which are in sympathy with the aims of the Community shall be eligible for Associate Membership, decided by the same procedure as personal membership.
- (d) Members whose subscriptions are overdue are not entitled to vote at any meeting.
- (e) Membership will cease when:
 - (i) The member resigns in writing; or
 - (ii) The annual subscription is twelve months in arrears.

Part 3 Community Council

6. Community Council

- (a) The Community will be managed by a Community Council, hereafter referred to as “the Council”, which shall consist of eight members. In addition, ex officio, a President, Patron and Honorary members may be appointed by the Council if desired.
- (b) The Council shall be elected by the AGM under clause 10.
- (c) The Council will appoint a Treasurer and Secretary who will become Council members by a resolution passed at the first Council meeting following the AGM.
- (d) The Council may fill any vacancy by a resolution passed at any Council meeting.
- (e) The Council shall have the power to grant Honorary seats on the Council to representative bodies holding Associate Membership. These Honorary Members shall have no power to vote.
- (f) The Council will elect a Chairperson for a term of three years, from existing Council members, by a resolution passed at the first Council meeting following the AGM.
- (g) Any member of the Council who is absent from three consecutive meetings without tendering an apology may cease to be a member of the Council.
- (h) Five members shall form a quorum at all Council meetings.
- (i) The composition of the Council shall include:
 - (i) Chairperson
 - (ii) Deputy Chair
 - (iii) Treasurer
 - (iv) Secretary
 - (v) Keeper
 - (vi) Other designated roles as agreed

- (j) The Council will generally conduct the business of and carry out the objectives of the Community.

7. Powers

The Council shall have the following powers:

- (a) To collect, receive and hold funds and property real and personal by voluntary subscriptions, gifts and legacies for the objects of the Community or such of them as donors may direct.
- (b) To buy, sell, lease, hire, pledge or mortgage or otherwise acquire or dispose of any real or personal property in such a manner that the Council sees fit.
- (c) To borrow, raise or invest money in any manner and on any terms advantageous to the Community.
- (d) To enter into any arrangement or contract with any individual, Government Department or corporate body that will aid in the objectives of the Community.
- (e) To pay all approved expenses and outgoings in relation to the Community.
- (f) To employ and remove staff, professional advisors and other people as appears necessary or expedient.
- (g) To erect buildings, repair, alter or add to the same.
- (h) To set up such sub-committees as it thinks fit to carry out the work of the Community.
- (i) To do all such things as are incidental or conducive to the attainment of the objectives of the Community.

8. Finances

- (a) True accounts of all income and expenditure will be kept by the Treasurer and audited annually at the end of each financial year.
- (b) All funds received by the Community will be deposited into the bank account of the Society.
- (c) All withdrawals will be signed by the Treasurer and Secretary.
- (d) The Treasurer will submit a monthly financial statement to the Council.
- (e) The financial year shall be from the 1st April to 31st March.

9. Common Seal

- (a) The common seal of the Community shall be kept in safe custody by the Secretary of the Council.
- (b) It may not be used without a resolution of the Council supporting its use.
- (c) The Secretary and an additional Council member named in the resolution must be present when the seal is used. Both members shall sign the document bearing the seal.

Part 4 Meetings

10. Annual General Meeting

- (a) The Annual General Meeting (AGM) of the Community will be held as soon as possible after the end of the financial year.
- (b) Notice of the AGM shall be sent to all members and be published in a local newspaper at least two weeks before the meeting.
- (c) The Council shall prepare and give members an agenda of the meeting and a summary of reports to be presented.
- (d) The AGM must include the following:

 - (i) A statement of accounts by the Treasurer; and
 - (ii) Report from the Council; and
 - (iii) Reports from each value group; and
 - (iv) A report from the Keeper(s); and
 - (v) Elections of Council Members; and
 - (vi) The setting of subscription fees for the year.
- (e) In addition, if desired, the Council will appoint a President for a three year term who will preside at AGMs and SGMs. The president of the Society shall ex-officio, be an additional member of the Council. The President shall not act as Chairperson of the Council, unless authorized by a Resolution of the Council.
- (f) The AGM will elect to the Council 8 members for a three year term, eligible for reelection.
- (g) Elections at the AGM shall be done by ballot, counted by the Secretary and Treasurer unless either are candidates in the election, where they shall be replaced by the Chair and Deputy Chair. If all four nominated members are candidates, two other Council members who are not standing for reelection shall count.

11. Special General Meetings

- (a) On the Secretary's receipt of a petition in writing, signed by ten financial members of the Society, or at the request of the Council, a Special General Meeting (SGM) will be called.
- (b) Notice of the SGM and its nature of business shall be sent to all members at least one week before the meeting.

12. Meeting Procedure

- (a) Decisions at Council meetings will be by consensus. If this is not possible the Council shall vote by a show of hands.
- (b) If the Chairperson deems it advisable, or if three members request it, voting may be by a ballot, counted by the Secretary.
- (c) At all Annual General Meetings and Special General Meetings of the Society, ten financial members shall form a quorum. At all Council meetings, five Council members shall form a quorum.

13. Pecuniary Gain

- (a) All property of the Community, whether capital or income, shall be applied solely towards the promotion of the objectives of the Community.
- (b) No income or property is to be paid or transferred directly or indirectly to any member;

 - (i) Except for the payment in good faith of reasonable remuneration, relative to a reasonable market rate to any office holder, member, or employee, for services actually performed for the Community.
 - (ii) No member or any person associated with that member shall participate in or materially influence any decision made by the Community in respect of such remuneration.
- (c) The provisions and effect of this clause shall not be removed from these Rules and shall be included and implied to any document replacing these Rules.

14. Winding Up

- (a) In the event of dissolution or winding up, the surplus assets of the Community shall be applied in the furtherance of all or any of the objectives set out in clause 4 of these Rules.
- (b) If furtherance of the Community's objectives is not possible, surplus assets shall be distributed to such charity or charities within New Zealand as the Council in its absolute discretion decides.
- (c) No member shall receive any money or property of the Community except as provided for in clause 13.
- (d) No alteration, addition or rescission of this clause shall be made which is in conflict with:

 - (i) The objectives of the Community; or
 - (ii) The charitable objectives of the Community; or
 - (iii) The limitation of the application of surplus assets for charitable purposes within New Zealand.

15. Alteration of Rules

- (a) No change of these Rules of the Community shall be made except at an Annual General Meeting or at a Special General Meeting called for the purpose.
- (b) No addition to, alteration or rescission of these Rules shall be approved if it affects the provisions and effect of clause 13 or clause 14.