

# Legalise Cannabis South Australia (Party)

## Constitution and Rules

### 1. Name

- 1. The name of the Party shall be Legalise Cannabis SA Party (in the rules called the Party)
- 1.2 The abbreviation of the Party's name shall be LCSA Party.

### 2. Aims

The Aims of the Party shall be:

- 2.1 to endorse and promote candidates to contest elections to the South Australia House of Assembly and the Legislative Council
- 2.2 To re-legalise Cannabis for
  - 2.2.1 personal use
  - 2.2.2 medical and therapeutic uses and
  - 2.2.3 industrial purposes
- 2.3 collecting and disseminating knowledge relating to all or any of the Party's aims
- 2.4 campaigning to, and lobbying of, all sectors of the community
- 2.5 organising fund raising for the Party
- 2.6 conducting and facilitating research relating to all or any of the Party's aims
- 2.7 to apply for and seek public funding for electoral purposes in accordance with the provisions of the Australian Electoral Act 1918 as amended
- 2.8 do all such things as may be necessary, expedient or desirable to carry out the aims of the Party as seen herein.

### 3. Membership

- 3.1 Any person enrolled on the electoral roll and eligible to vote in elections to the Parliament of Australia shall be eligible to be a **General Member** of the Party.
- 3.2 Acceptance of Membership to the Party is the determination of the Executive
- 3.3 No initial fee shall be payable by a General Member of the Party
- 3.4 Members may join the Party by filling in a Membership form either electronically or on paper and a declaration of membership form
  - 3.4.1 A Member may resign from Membership of the Party by giving written notice thereof to the secretary of the Party
  - 3.4.2 persons convicted of a disqualifying electoral offence within the previous ten years will be barred from joining the Party or continuing as a Party Member. An acknowledgement check box, is listed on the Membership Application Form.
- 3.5 It is a condition of Membership that:
  - 3.5.1 Each Member supports the aims of the Party and agree to accept the rules and regulations of the Party
  - 3.5.2 Members do not nominate against any preselected or endorsed candidates of the Party for election
  - 3.5.3 Members do not actively oppose the Party during any election
  - 3.5.4 Members, upon election to a Parliament or Local Council as an endorsed candidate of the Party must actively support the aims of the Party as listed from 2.1 to 2.8
- 3.6 Complaints Resolution Procedure
  - 3.6.1 Where a complaint is received about a Member of the Party or the Committee, the matter will be resolved by the current version of the complaints resolution policy which will be sent to the complainant with in 2 working days.

- 3.6.2 A Human Resources consultant shall be appointed as per 4.1.9 to handle complaint resolution process and their decision will be final.
- 3.6.3 The complainant and respondent will be notified in writing within 3 working days about the outcome of the complaint and any action that the Committee decides to take, based on the outcome of the HR decision.
- 3.6.4. Upon resolution of the complaint by HR, the Management Committee may resolve to discipline a Member, up to and including expulsion from the Party.
- 3.6.5 Expulsion of a Member
  - 3.6.5.1 The Executive Committee the Committee may resolve to expel a Member for any misconduct detrimental to the interests of the Party including any breach of rules 3, and 7.1, 7.2.
  - 3.6.5.2 Expulsion by the Committee is effective immediately a motion to such effect is passed.
  - 3.6.5.3 An expelled Member shall be notified by electronic or ordinary mail sent within two business days of the Member's expulsion

#### **4. The Executive Committee**

- 4.1 The Executive Committee of the Party shall be comprised of;
  - 4.1.1 Secretary, who will be responsible for the carrying out of the administration, the keeping of the records, and for the conduct of the correspondence of the Party.
  - 4.1.2 Treasurer
  - 4.1.3 President
  - 4.1.4 Vice President
  - 4.1.5 Registered Officer
  - 4.1.6 Deputy Registered Officer
  - 4.1.7 Agent
    - 4.1.8 No more than three Ordinary Committee Members
    - 4.1.9 and any person who may be appointed for a specific duty or consultancy as decided by the majority of the Committee from time to time. ie. HR Consultant, Auditor ect
- 4.2 The Executive Committee in office at the date of registration of the Party shall hold office initially for a period of no more than one year from the date of such registration and shall be eligible for re-election at the Annual General meeting of the Party.
- 4.3 Incumbent and past office bearers will be eligible to nominate for re-election at any Annual General meeting of the Party.
- 4.4 committee business is confidential and any discussion of party business taken outside the committee by a committee members or having a 3rd party unannounced at a committee meeting - instant suspension from committee pending disciplinary action including possible expulsion from the Committee or Executive of the Committee

#### **5. The Annual General Meeting**

- 5.1 The first Annual General Meeting of the Party will be held within 6 months of the Party successfully being registered with the Electoral Commission of South Australia and then once every 12 months.

- 5.2 Elections for office bearers will take place at the Annual General Meeting of the Party. Only Financial Members of the Party is eligible to stand for election
  - 5.2.1 The secretary shall give 28 days notice of the AGM in a suitable newspaper in South Australia and via email to Members who provide an email address for correspondence. Notice will also be posted in the Party's social media (Facebook) group.
- 5.3 Members nominating for the positions on the Party Executive Committee shall do so on the Party's prescribed nomination form. Forms must be received by the Secretary no later than 10 business days prior to the AGM by electronic or regular mail.
- 5.4 All voting at the Annual General Meetings will be open ballot by members who are present at the Meeting or attending via online video conference, and voting will include proxy votes and postal votes.
  - 5.4.1 Postal votes should be sent by email or ordinary mail, to an email address or physical address as specified by the Committee from time to time, and be received by the Secretary no later than close of business two business days prior to the meeting.
  - 5.4.2 Proxy votes must be completed in the form designated by the Executive Committee and presented for registration no later than close of business, two business days prior to the meeting.
- 5.5 The secretary of the Party may make such regulations for the calling of Extraordinary General meetings as may be appropriate to further the aims of the Party.
- 5.6 The Annual General and Extraordinary General Meeting can only meet for purposes if a quorum of any three Members of the Executive Committee plus four other general Members is reached. (7)

## **6. General Meetings**

- 6.1 General meetings are to be held at a minimum quarterly, but may be held more or less frequently at the discretion of the Executive Committee, as necessary to meet the aims of the Party.
- 6.2 General meetings may be held in person, via electronic platform, or any combination as decided by the Committee from time to time.
- 6.3 The Treasurers report on the financial status of the Party shall form part of the agenda
- 6.4 The minutes of a general meeting will be made available to the Membership in electronic format (e.g. via email) no later than 30 days after the date of the general meeting upon request by any member.
- 6.5 General business arising between general meetings may be dealt with via in-person, telephone, written or electronic communications between all Committee Members, as decided by the Committee from time to time.

## **7. Endorsement of Election Candidates**

- 7.1 Candidates for election to the South Australia Parliament shall be endorsed or dis-endorsed by a majority vote decision of the management committee.
  - 7.1.1 All intending candidates must apply in writing on Party nomination form.

- 7.1.2 Candidates shall only be eligible for endorsement if they meet the Party criteria ie all potential candidates are to submit a signed nomination form; a current police/ criminal record check; name and contact details for 2 referees and a written biography. The declaration on the form must be signed and dated.
- 7.1.3 The candidate nomination form and this shall be made available to any Member via mail or email within two business days, on request.

- 7.2 The allocation of preferences, if any, to other parties and/or candidates in elections to Parliament shall be determined by the candidate/s in consultation with Executive Committee

## **8. Amendment of the Constitution**

- 8.1 The Constitution of the Party may be amended, varied or added to on the recommendation of the Executive Committee provided that any such amendment is approved by a majority of Members at an Annual General Meeting; or at an Extraordinary General Meeting called by the Secretary at the request of the majority of the Executive Committee.

## **9. Adoption**

- 9.1 This Constitution in total was adopted by a majority vote of the steering committee of Legalise Cannabis South Australia Party in July 2021.