

## **Basketball Victoria**

### **By-laws (Big V Conference)**

#### **A. Introduction**

1. These By-laws are made under Article 10.2.2 of the Constitution of Victorian Basketball Association Incorporated ("Basketball Victoria"), are known as "the Big V Conference By-laws" and commence on 1 January 2004.
2. All By-laws previously made concerning the Big V Conference are rescinded.

#### **B. Big V Conference Establishment**

3. There is established the Big V Conference ("Big V") as a competition.

#### **C. Delegation**

4. The conduct of the competition known as the Big V shall be delegated to the VBL

#### **D. Terms of the delegation**

5. The VBL shall conduct the competition on the following principles:
  - 5.1.1 conduct the basketball competition known as the Big V on behalf of Basketball Victoria and subject to the rules and requirements of the Australian Basketball Association ("ABA");
  - 5.1.2 encourage, promote and manage the Big V as a community-based competition throughout Victoria;
  - 5.1.3 develop and maintain the Big V as the premier competition in the state;
  - 5.1.4 settle any disputes that may arise between Big V Member Clubs (hereafter referred to as "Members");
  - 5.1.5 promote the ABA at every opportunity;
  - 5.1.6 meet all commitments to the ABA on behalf of Basketball Victoria as required under the ABA by-laws and participation criteria;
  - 5.1.7 in conjunction with Basketball Victoria, seek and manage appropriate sponsorship for the competition; and
  - 5.1.8 be active in the development of players, officials and administrators by setting and maintaining quality standards.
6. Voting rights of Big V matters
  - 6.1 Any matter concerned with the Big V to be voted on at a meeting of the VBL shall only be voted on by representatives of affiliated associations which have teams entered in the Big V Competition.
7. ABA Director and Councillor

- 7.1 The ABA Director and Councillor appointed by the Big V will be elected at the Annual General Meeting of the VBL from among from the members of the Committee of Management of the VBL.

## **8. Powers of the VBL Committee of Management**

- 8.1 Subject to the jurisdiction of Basketball Victoria and the supervision of the State Executive, the VBL Committee of Management may from time to time in accordance with the Basketball Victoria Constitution make such regulations and decisions for the conduct of the competition as the VBL Committee of Management may see fit.

## **9. Winding Up**

- 9.1 With the approval of the State Executive Committee, the Big V may be wound up should Members by a majority so decide.
- 9.2 In the event of winding up, any surplus funds and any property of the Big V after the payment of all just debts and liabilities, shall not be distributed to its Members, but shall be distributed to Basketball Victoria in the first instance, to organisations with similar objects in the second instance and to charitable organisations in the final instance.

## **E. Terms of Big V's Conduct of the Competition**

- 10.1 Subject to the rights of ABA, Basketball Victoria ("BV") is the owner of the basketball competition ("the competition") known as the Big V Conference which is conducted state wide. The competition is conducted for men and women.
- 10.2 BV has established the Big V for the purpose of conducting the competition on its behalf. VBL's continuing conduct of the competition shall be the subject of review by BV and VBL every three (3) years with the review and any changes to arrangements to be completed by the end of 2 years and 9 months.
- 10.3 VBL shall conduct the competition on BV's behalf and subject always to BV's reasonable directions in the interests of the competition and its participants.
- 10.4 The competition shall be conducted at various locations as directed by VBL.
- 10.5 VBL shall conduct the competition on BV's behalf in a professional and financially viable manner and in such a way as to bring no discredit to BV.
- 10.6 VBL shall provide reports to BV as requested and shall provide an annual report to BV in accordance with clause 10.3.1(ii)(c) of the BV Constitution. That annual report shall contain information on the number of participants in the competition, the venues used, the success or otherwise of the competition in terms of participation by players and spectators, the financial information with respect to the competition, a comparison of that information with previous years' reports and any recommendation by VBL on the future conduct of the competition.
- 10.7 VBL shall annually submit to BV a budget for the ensuing year and shall report at least quarterly to BV on actual financial performance against that budget.
- 10.8 VBL shall not seek nor enter into any arrangement with a sponsor for the competition without first seeking advice from BV as to whether the sponsorship would be in conflict with BV's sponsorship arrangements. If BV advises that a proposed sponsorship arrangement would conflict with BV's sponsorship arrangements, VBL shall not proceed with the sponsorship.
- 10.9 VBL shall pay an annual fee BV by way of a contribution towards development of the sport. This fee shall be an amount to cover the cost of insurances provided through

Basketball Victoria plus the sum of \$50 per team playing in the competition to increase annually by the CPI.

10.10 BV may withdraw VBL's right to conduct the competition at any time if:

- (a) VBL breaches these terms or the constitution or other by-laws of BV in a material way and fails to remedy the breach within a reasonable time after being given written notice by BV of the breach;
- (b) the competition is not being conducted as required by BV acting reasonably; or
- (c) the financial forecasts or annual financial results of the competition are substantially less than approved in the VBL budget without reasonable explanation.