

New Zealand Kennel Club (Inc.)

(Affiliated with The Kennel Club, England)
(Associated with the Federation Cynologique Internationale)

RULES OF THE



NEW ZEALAND KENNEL CLUB

(Reprinted with Additions and Amendments, to 1 August 2011)



Headquarters
Prosser Street, Porirua.

New Zealand Kennel Club
Private Bag 50903
Porirua 5240

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NEW ZEALAND KENNEL CLUB (Inc)

MISSION STATEMENT
TO ENCOURAGE & SUPPORT THE PURSUIT OF EXCELLENCE
by PROVIDING & ADMINISTERING

Rules of the New Zealand Kennel Club

Show Regulations
Obedience Regulations
Judges Regulations
Judges Panel
Registration Regulations

And by encouraging the adoption of a

Code of Ethics

1. Owners should properly house, feed, water and exercise all dogs under their care and arrange for appropriate veterinary attention if and when required.
2. Owners should not allow any of their dogs to roam at large or to cause a nuisance to neighbours or those carrying out official duties.
3. Owners should ensure that their dogs should wear properly tagged collars and should be kept fully leashed or under effective control when away from home.
4. Owners will clean up after their dogs in public places or anywhere their dogs are exhibited.
5. Owners should agree not to breed from a bitch in any way which is deleterious to the bitch or the breed.
6. Owners should take care to ensure that when selling dogs there is a reasonable expectation of a happy and healthy life and will help with re-homing of a dog if the initial circumstances change.
7. Owners should provide written details of all dietary requirements and give guidance concerning responsible ownership when placing dogs in a new home.
8. The NZ Kennel Club is bound by the regulations of the Commerce Commission, however it is desirable that owners do not sell any dog to commercial dog wholesaler or, retail pet dealers.
9. Owners will not either directly or indirectly allow dogs to be given as a prize or donation in a competition of any kind.
10. Owners will ensure that all relevant New Zealand Kennel Club documents are provided to the new owners when selling or transferring a dog.

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RULES OF THE NEW ZEALAND KENNEL CLUB

(Incorporated)

SECTION I GENERAL

1. TITLE

The Society shall be called 'The New Zealand Kennel Club Incorporated' (hereinafter also referred to as the 'Kennel Club' or 'NZKC').

2. OBJECTS

The New Zealand Kennel Club exists mainly for the purpose of promoting:

- (a) the improvement of the standard of dogs:
- (b) dog shows and fixtures as defined in Rule 3 hereof,
- (c) the breeding, training, exhibiting, trialling, coursing and racing of dogs,
- (d) the organisation of dog owners and other persons interested in the well-being of dogs for the purpose of advancing and protecting the interests of such persons generally; and for the purpose of ensuring the well-being of dogs in New Zealand.
and its objects include:
- (e) the classification of breeds,
- (f) the registration of dogs in the New Zealand Kennel Club Register,
- (g) the registration of pedigrees, transfers, kennel names. etc,
- (h) the awarding of challenge, champion and other certificates,
- (i) the affiliation, association and/or recognition of associations, clubs and societies,
- (j) the promotion of an annual National Dog Show, National Dog Training Assembly and other shows as required and authorised by Executive Council, the publication of the official organ of the New Zealand Kennel Club,
- (k) the training of judges for shows and fixtures,
- (l) the examination of judges for promotion within official New Zealand Kennel Club Judges Panels,
- (m) the appointment to New Zealand Kennel Club Official Judges Panel, and for such purpose to make and enforce appropriate rules and regulations.

3. DEFINITIONS

- (a) **'Benched show'** is any recognised show to which the public is admitted; a charge is made either directly or indirectly for such admission, benching is provided; and the society conducting the show has determined and advertised it as a benched show.
- (b) **'Breeder'** subject to Rule 3(o), the breeder of any dog is the "owner of the dam at the time of whelping".
- (c) **'Challenge Award'** is a certificate offered for competition to dogs of outstanding merit at Championship Shows.
- (d) **'Championship Show'** is any show for one or more recognised breeds at which Challenge Awards are offered for competition.
- (e) **'Council'** means the Executive Council of the New Zealand Kennel Club, constituted in accordance with the provisions of Rule 21 hereof.
- (f) **'Delegated Authority'** means the majority present and voting at a properly convened meeting of a quorum of a committee or sub-committee or other body to which powers have been delegated by the Executive Council.
- (g) **'Delegates'** shall be
 - (1) (i) A member of an affiliated all breed society being
 - (ii) sent by such affiliated all breed society to the Annual Conference as provided by Rule 16 hereof and shall
 - (iii) have been a financial member and served on the committee of the society for any 12 months prior to the Annual Conference of Delegates,
 - (iv) The secretary of each affiliated all breed society shall certify that the criteria of (i) to (iii) above have been complied with and/or
 - (2) Such person or persons as shall be duly appointed as such to represent
 - (i) Dog Training Societies, and/or
 - (ii) Associated Clubs under Rule 9 and 10 hereof, and/or
 - (iii) New Zealand Gundog Trial Association in accordance with provision of Rule 16 hereof.
 - (3) such persons as provided by Rules 16 and 36, attending a Regional Special General Meeting who shall be duly appointed as such to represent any Affiliated, Associated or Recognised Society domiciled within the defined region.
- (h) **"Dog and He'** include both sexes.
- (i) **'Exhibit'** used as a verb includes the verbs 'show', 'handle' and vice versa and to exhibit or to show or to handle includes to compete.
- (j) **'Exhibitor'** means the person in whose name the relative exhibit is entered for exhibition, and this means the owner in the records of the New Zealand Kennel Club at that point of time, but also where the context reasonably permits shall be deemed to include the person by whom the dog is displayed or handled and the person in whose charge the exhibit is whilst at the show and in the judging ring.
- (k) **'Field Trials and Water Trials'**: Field Trials and Water Trials are fixtures at which gundogs may compete in accordance with and as defined in Show Regulations or otherwise as may be sanctioned.

- (l) **'He' and 'dog'** include both sexes.
- (m) **'Lessee'**. The lessee is the person to whom the dog is lent either under a loan of dog for stud purposes or a loan of bitch for breed purposes under a loan agreement duly registered with the New Zealand Kennel Club.
- (n) **'A Litter'**: A litter consists of one or more puppies born at the same parturition.
- (o) **'NZKC'** means 'New Zealand Kennel Club'.
- (p) **'Open Show'** is any show for one or more recognized breeds which is run in accordance with Show Regulation 27 and for which no Challenge Awards are offered for competition.
- (q) **"Overseas Canine Control"** means any overseas kennel society with which the New Zealand Kennel Club has a reciprocal agreement and includes any member of the Australian National Kennel Council, any Affiliated or Associated member or Contract Partner of the Federation Cynologique Internationale and The Kennel Club (U.K.) and any club with which The Kennel Club (U.K.) has a reciprocal Agreement.
- (r) **'Parade'**. A parade is an exhibition of dogs which may be held in the open air, or otherwise as may be sanctioned.
- (s) **'Person'** where the context reasonably permits includes an individual, a firm or partnership, a company or corporate body or other legal entity, and an affiliated, associated or recognized society, body and any society or association of persons.
- (t) **'Prize'** is a reward of any description won in a class for which an entrance fee is paid.
- (u) **'Recognised Show'** is:
 - (1) Any 'show' and 'fixture' as defined in Rule 3(c) hereof held in New Zealand under New Zealand Kennel Club Rules or otherwise under the sanction of the Executive Council or delegated authority.
 - (2) Any show held abroad under sanction of an authority recognised by the New Zealand Kennel Club.
- (v) **'Show' and 'Fixture'** includes Championship Show, Open Show, Ribbon Parade, Field Trial, Water Trial, Championship Obedience Test, Obedience Open Trial, Obedience Ribbon Trial, Companion Dog Trial, Utility Dog Trial, Working Dog Trial, Tracking Dog Trial, Championship Rally-O Event, Rally-O Ribbon Trial, Championship Agility Event, Agility Open Event, Agility Ribbon Trial, and Field Trial and Water Trial Training Classes.
- (w) **'Society'** means any club, society or association of breeders or owners of dogs admitted to the New Zealand Kennel Club by the delegates at an Annual General Meeting or Special General Meeting of the New Zealand Kennel Club, or by the Executive Council, as an affiliated, associated or recognized society or body.
- (x) **'Special Prize'** is a prize of any description offered for competition for which no entrance fee is charged.
- (y) **'Standing Orders'** means the normal conduct of a meeting of the New Zealand Kennel Club.
- (z) **'Unrecognised show'** is any show not coming within the definition of 'recognised show'
- (aa) Exhibition Centre means any facility that is owned by the NZ Kennel Club that is used for Canine activities.

SECTION II MEMBERSHIP

4. MEMBERSHIP

Subject to Rules 5 and 6 hereof and

- (a) Subject to the provisions of sub paragraph (c) hereof the New Zealand Kennel Club shall consist of the members of all societies affiliated to or associated with the New Zealand Kennel Club except the New Zealand Gundog Trial Association or any society catering for Field Trials only and affiliated thereto. No person can be a current member of the New Zealand Kennel Club if he is not at the same time a current financial member of a society affiliated to, or associated with, or recognized by the New Zealand Kennel Club, even if he has paid the current subscription provided however that Life Members duly elected as provided hereunder shall without further qualification or payment be members of the New Zealand Kennel Club

- (b) Life Members - the delegates may at an annual conference elect Life Members upon a recommendation from the Executive Council that such person has done outstanding work over a number of years for the New Zealand Kennel Club or the furtherance of its objects. The number of recommendations shall not be more than two (2) in any one year.

- (c)
 - (i) Every member of the New Zealand Kennel Club as defined in subsection (a) of this rule but not a Life Member elected pursuant to subparagraph (b) hereof, shall as a condition of membership pay an initial nomination or joining fee and annual membership fee for each 12 month period commencing on the first of the month of the date of joining provided that any person already a member on 31 July 1993 shall be deemed to have joined on 1 August.
 - (ii) Any member who has not paid a renewal membership fee by the due date shall have their membership lapsed from the due date. Any members whose membership has lapsed in accordance with this clause shall be able to rejoin as follows:
 - (1) Within one year of the membership being lapsed, upon payment of the membership fee and a rejoining fee set by the Executive Council in which case the lapsed member shall be rejoined as at the date of lapse of membership provided however such member shall not receive more than one copy of the Gazette as part of their membership privileges for the period during which such member shall remain unfinancial
 - (2) After one year of membership being lapsed, upon payment of the fees and completion of the formalities applicable to new members.
 - (3) Any member whose membership has lapsed pursuant to this rule and who continues any activity set out in rule 4 (d) (i) shall be deemed for the purpose of rule 35.2 only to be a financial member of the New Zealand Kennel Club.
 - (iii) Such membership fee shall entitle members to one copy of the New Zealand Kennel Gazette as published provided however that where a partnership of two or more members is registered with the New Zealand Kennel Club such partnership shall receive only one copy of each New Zealand Kennel Gazette and any partner other than the first shall pay as his/her membership fee the difference between the current subscription of the New Zealand Kennel Gazette and the membership fee as determined above.
 - (iv) Payment of the initial nomination and membership fees shall be made to the New Zealand Kennel Club.
 - (v) The New Zealand Kennel Club shall notify all affiliated, associated and recognised societies of all new members nominating their club pursuant to rule 4(a) within one month of the date of joining the New Zealand Kennel Club.
 - (vi) Renewal of membership for the ensuing year shall in all cases become due and the membership fee payable direct to the New Zealand Kennel Club on or before the last day of the month prior to the month of joining.

- (vii) No person shall be liable to pay more than one such annual membership fee, notwithstanding that he/she may be a member of more than one affiliated or associated society.
 - (viii) Forthwith upon receipt by the New Zealand Kennel Club of the membership fee, in each case an appropriate certificate of membership or of renewal of membership shall be sent direct to the member concerned.
 - (ix) The membership certificate of any person whose membership shall be suspended pursuant to Rule 36 or Rule 37 hereof, shall ipso facto be cancelled and such suspended person shall forthwith surrender his/her membership certificate to the New Zealand Kennel Club.
- (d)
- (i) Subject to the provisions of sub paragraph (e) of this Rule and to Rule 5 and 6 hereof, a person must be a member of the New Zealand Kennel Club pursuant to Rule 4(a) and 4(c) or to Rule 4(b) hereof before he can either alone or in partnership or jointly with any other person:
 - (1) Register a dog with the New Zealand Kennel Club
 - (2) Register or renew the registration of a kennel name with the New Zealand Kennel Club.
 - (3) (a) Enter a dog at any Championship Show or Open Show or;
 - (b) Enter, exhibit and/or handle a dog at any Championship Obedience Test, Open Obedience Trial, Companion Dog Trial, Utility Dog Trial, Working Dog Trial, Tracking Dog Trial, Championship Agility Event, Agility Open Event or Agility Dog Class;
 - (4) Be appointed to any New Zealand Kennel Club Judges Panel.
 - (5) Be appointed a delegate at any New Zealand Kennel Club Annual Conference or Special General Meeting.
 - (6) Be a member of the Executive Council of the New Zealand Kennel Club.
 - (7) Save with the express approval of Executive Council hold Executive Office i.e. President, Immediate Past President (where applicable), Vice President, Secretary, Treasurer, excluding Committee members, in any affiliated or associated society.
 - (ii) It shall be prima facie evidence of membership for the purposes of this sub paragraph (d) if the application for registration, the entry, or the application fee as the case may be is accompanied by the number allocated to the member upon acceptance of his membership fee by the New Zealand Kennel Club current at the date of such application.
(Note: Membership is not necessary in the case of registration of a transfer of a dog registered with the New Zealand Kennel Club).
- (e) Save to the extent provided by Rule 40 of these Rules limited liability companies shall not be members of the New Zealand Kennel Club but registrations, re-registrations or entries by or on behalf of limited liability companies pursuant to sub paragraph (d) (i), (1), (2) and (3) may be made at the discretion of the Executive Council but subject to payment of such annual fee to the New Zealand Kennel Club as the Executive Council may determine from time to time in each case.

5. NZ YOUNG KENNEL CLUB MEMBERSHIP

- (a) Young persons under the age of 20 may join the NZ Young Kennel Club (YKC). Executive Council shall set YKC membership fees.
- (b) YKC membership shall include the right to compete at NZKC shows and events as set out in Rule 4(d)(i)(3), and the right to register a dog on Part 2 of the Register (the Dog Training Register), and the

right to enrol a dog on the Companion Dog Directory, and shall include the rights contained in NZ Young Kennel Club regulations.

- (c) YKC members shall be subject to the disciplinary rules of the New Zealand Kennel Club.
- (d) YKC membership does not include other rights of NZKC membership
- (e) YKC membership may continue until the member's annual renewal date following the member's 20th birthday. At that time a YKC member may become a NZKC member on payment of the NZKC annual membership fee. YKC members may become NZKC members earlier if they apply and pay the NZKC membership fee.

6. FIELD TRIAL MEMBERSHIP

Without prejudice to the right of any person to apply for and be granted full or NZ Young Kennel Club membership under Rule 5 or 6 respectfully hereof,

- (a) Subject to the approval of the Executive Council any person who is a financial member of the New Zealand Gundog Trial Association either directly or through membership of a club affiliated to the New Zealand Gundog Trial Association is deemed to be a member of the New Zealand Kennel Club.
- (b) Membership granted hereunder shall confer on such member the rights and privileges set forth in Rule 4(d)(i) 5, 6 and 7 and the right to be appointed to the Field Trial Judges Panel and to take part at any Championship Field Trial but no other rights and privileges save the right to transfer a registered dog.
- (c) Members registered under this Rule 6 shall be subject to the disciplinary rules of the New Zealand Kennel Club.

7. ASSOCIATE MEMBERSHIP

- (a) Any person interested in the wellbeing of dogs whether he is a member of the New Zealand Kennel Club pursuant to Rule 4 hereof or not may apply to the Director/Secretary for associate membership of the New Zealand Kennel Club.
- (b) Registration of an associate member shall be at the discretion of the Executive Council of the New Zealand Kennel Club and shall confer the following rights and obligations but no others and in particular shall not entitle the associate member to the privileges created by Rule 4 except the right to:
 - (i) enrol a dog as appears herein.
 - (ii) enter, exhibit and/or handle a dog at any Championship Rally-O Event.
- (c) Registration of associate members shall be on an annual basis at a fee and generally upon such conditions as the Executive Council shall from time to time determine.
- (d) An associate member or members may, subject to the approval of the Executive Council, enrol any dog in the Companion Dog Directory whether it is otherwise registerable under Rule 32 or not and irrespective of whether the dog is purebred or not.
- (e) Any dog enrolled in the Companion Dog Directory may at the discretion of the Executive Council be transferred from time to time to any other associate member or members.
- (f) Fees payable for registration and/or transfer in Companion Dog Registry shall be fixed by the Executive Council from time to time.
- (g) An associate member may bring to the notice of the Executive Council through the Director/Secretary of the New Zealand Kennel Club, and the Executive Council may in its discretion consider and act upon any complaint, suggestion, recommendation or other communication in the furtherance of the interests of dog owners and for the well-being of dogs in New Zealand.

- (h) Associate members who have not otherwise agreed to submit to the jurisdiction of the New Zealand Kennel Club shall be subject to the provisions of Rule 37 (e) of these rules but shall not otherwise be subject to the disciplinary powers of the Executive Council of the New Zealand Kennel Club

SECTION III

AFFILIATED, ASSOCIATED AND RECOGNISED SOCIETIES

8. AFFILIATION OF SOCIETIES

- (a) Societies desirous of affiliating with the New Zealand Kennel Club may, on application in writing and on approval of their rules, be affiliated on the recommendation of the Executive Council, such affiliation to be confirmed at an Annual Conference of Delegates.
- (b) Each affiliated society shall annually furnish to the Director/Secretary of the New Zealand Kennel Club by 31st July:
- (1) The names and addresses of its President, Secretary and Treasurer.
 - (2) A copy of its Annual Report, a Statement of Receipts and Expenditure, and audited Balance Sheet.
- (c) With the exception of the New Zealand Gundog Trial Association and the New Zealand Hunts Association the words 'New Zealand' shall not be used as part of the name of any affiliated, associated or recognised society; the word 'club' shall not form part of the name of any affiliated society.
- (d) A society which does not provide for all breeds shall not be eligible for affiliation with the New Zealand Kennel Club under this Rule.
- (e) A society not holding or ceasing to hold an annual show may be disaffiliated by the Annual Conference or Special General Meeting on the recommendation of the Executive Council.
- (f) Any affiliated society shall have the right to resign or disaffiliate from the New Zealand Kennel Club by submitting such intention in writing to the Director/Secretary of the New Zealand Kennel Club, and such application may be approved by the Executive Council.
- (g) The headquarters of every affiliated society shall be situated within the zone of influence of such society established by the Executive Council.
- (h) All Affiliated Societies pay to the New Zealand Kennel Club annually 28 days prior to the Annual Conference of Delegates a Compulsory Travel Equalisation levy to meet the costs of travel for one delegate from that club to attend the Annual Conference. This levy is to be set by the Executive Council by 31 December in the preceding year. Any surpluses generated from the levy are to be carried forward to the following year.

9. ASSOCIATION OF SOCIETIES

- (a) Without prejudice to the right of any society which may be eligible to apply for affiliation, the following societies may, with the approval of the Executive Council, become associated to the New Zealand Kennel Club:
- (i) Societies catering for all breeds
 - (ii) Societies catering for more than one breed from the same Group
 - (iii) Societies catering for breeds originating from the same geographical area but not necessarily from the same Group.
- (b) The New Zealand Gundog Trial Association is associated to the New Zealand Kennel Club under the terms and conditions laid down on the establishment of the Dominion Gundog Trial Association by the New Zealand Kennel Club on the 26th May, 1936.
- (c) Subject to the provisions of subclause (b) hereof, the provisions of Rule 8(b), (c), (f) and (g) shall apply with the necessary changes to associated societies.

- (d) Associated societies may with the approval of the Executive Council hold Open Shows. Associated societies which cater for all breeds, or for more than one breed, as defined in (a)(ii) and (iii) of this Rule, may with the approval of the Executive Council hold one or two Championship Shows per year. In exceptional circumstances the Executive Council may grant a third Championship Show.
- (e) An associated society which caters for all breeds obedience, may with the approval of the Executive Council hold Open Obedience Trials and Championship Obedience Tests.
- (f) An associated society which caters for all breeds Agility may with the approval of the Executive Council hold Championship Agility Events.
- (g) The Executive Council may disassociate a society associated under this Rule, from the New Zealand Kennel Club for good reason.

9A. ANNUAL SUBSCRIPTIONS

9A.1 Annual Subscriptions

- (a) Every society affiliated to, associated with, or recognised by the New Zealand Kennel Club (under Rules 8, 9, 10 and 11 hereof), (except the affiliated member societies of the New Zealand Gundog Trial Association) shall pay in advance on 1st April each year (or starting with and upon first affiliation, association, or recognition), an annual fee as its subscription.
- (b) Every member of the New Zealand Kennel Club as defined in Rule 4 (a) but not a Life Member elected pursuant to Rule 4 (b) hereof, shall as a condition of membership pay an initial nomination or joining fee and annual membership fee for each 12 month period commencing on the first of the month of the date of joining provided that person already a member on 31 July 1993 shall be deemed to have joined on 1 August.
- (c) All members (not being member societies, Life members, Associated members, or NZ Young Kennel Club members) are required to be subscribers to and pay the annual subscription for the New Zealand Kennel Gazette provided however where a partnership of two or more members is registered with the New Zealand Kennel Club any partner other than the first is not required to be a subscriber to the New Zealand Kennel Gazette and shall pay as his/her membership fee only.

9A. 2 Membership Fee scales

The rates of membership fees payable from 1 July 2011, including GST, are:

Affiliated Societies	\$196.80
Associated Clubs	\$130.90
Recognised Clubs	\$45.30
Individual Membership	\$26.60
Joining	\$20.20

Fees shall be adjusted on 1 July each year by the change in the Consumer Price Index as determined by Statistics New Zealand for the year to 31 March in the current year. All rates shall be rounded up to the next \$0.10. The Director/Secretary may amend this Rule to show the new rates each 1 July.

9A. 3. New Zealand Kennel Gazette Subscriptions

Gazette Subscriptions for members are payable at the rates set annually by the Board of Directors of New Zealand Kennel Gazette Limited. Commencing on 1 July 2003 any adjustment in excess of the rate of movement of the Consumer Price Index as set by Statistics New Zealand from 31 March in the preceding year to 1 April in the current year shall require the approval of a simple majority of those delegates voting in respect of such proposed alterations at an annual conference or at a special general meeting. After the addition of GST all rates shall be rounded up to the nearest .05c.

The New Zealand Kennel Gazette Subscriptions for members payable on 1 April 2002 is \$23.11 - Plus GST Subscription rates for non members and overseas subscribers shall be set at such rates as the Board of Directors of New Zealand Kennel Gazette Limited shall think fit.

10. ASSOCIATED SPECIALIST BREED CLUBS

- (a) A Specialist Breed Club is a society which caters for one breed only (or for one breed Dog Training only), provided always that for the purpose of Rule 9 and this Rule 10(a) but for no other purpose,

- Pembroke and Cardigan Welsh Corgis shall be deemed to be one breed, and provided further that in the case of a breed in respect of which a separate register is kept for any variety of such breed then there can be a specialist club catering for any one such variety.
- (b) Specialist clubs as defined in Rule 10(a) hereof, may with the approval of the Executive Council become associated to the New Zealand Kennel Club.
 - (c) Specialist clubs may with the approval of the Executive Council conduct Open Shows.
 - (d) Specialist clubs (but not Specialist Breed Dog Training Clubs) may with the approval of the Executive Council conduct two Championship Shows per year.
 - (e) The provisions of Rule 8, subclauses (b), (c), (f) and (g) shall apply with necessary changes to all specialist clubs.
 - (f) The Executive Council may disassociate a specialist club from the Kennel Club for good reason.

11. RECOGNISED SOCIETIES

- (a) Without prejudice to the right of any society which may be eligible to apply for affiliation or association under authority of the New Zealand Kennel Club Rules 8, 9 and 10, the Executive Council may approve the recognition of societies.
- (b) The New Zealand Kennel Club will maintain a register of any societies recognised under this Rule. Where applicable a recognised society (that is a society which is not affiliated or associated to the New Zealand Kennel Club) may with the approval of the New Zealand Kennel Club hold recognised activities up to the level of Ribbon Parade, Obedience Ribbon Trial or Agility Ribbon Trial only. Any society which is affiliated to the New Zealand Gundog Trial Association but is not affiliated or associated to the New Zealand Kennel Club shall ipso facto be included on the register of 'Recognised Societies'.
- (c) No unregistered club or society (that is a club or society that has not been registered under authority of Rules 8, 9, 10 and 11) may hold a recognised show.
- (d) The Executive Council may for good reason remove the name of any society from the register of recognised societies.
- (e) It will be normal for the Executive Council to approve the recognition of a society in the first instance as qualified by this Rule. Subsequently the society where applicable may apply to the Executive Council under authority of Rule 8, 9 or 10 for association and/or affiliation.
- (f) The provisions of Rule 8(b), (c), (f) and (g) shall apply with necessary changes to all recognised clubs.

12. ANNUAL SUBSCRIPTIONS

Every society affiliated to, associated with, or recognised by the New Zealand Kennel Club (under Rules 8, 9, 10 and 11 hereof), (except the affiliated member societies of the New Zealand Gundog Trial Association) shall pay in advance on 1st April each year (or starting with and upon first affiliation, association, or recognition), the annual fee as its subscription.

12A. REGISTER OF OTHER CANINE ASSOCIATIONS

The New Zealand Kennel Club shall maintain a register of Canine Organisations whose objects are worthy of endorsement by the New Zealand Kennel Club.

Any such organisation must contain in its charter at least one of the objects defined in Rule 2 (d) of the rules of the New Zealand Kennel Club.

The organisation need not be eligible for affiliation, association or recognition by the New Zealand Kennel Club.

The organisation shall consent to their inclusion in the register.

No annual subscription shall be payable and no benefits of membership as implied in Rule 4(d) shall be conferred on any organisation included in the register."

13. DISAFFILIATION OF SOCIETIES

- (a) If in the opinion of the New Zealand Kennel Club it is desirable that any affiliated society should be disaffiliated, the New Zealand Kennel Club may, with the consent of two-thirds of those voting in

respect thereof, at any conference or special general meeting remove such society from the register of affiliated societies on the books of the New Zealand Kennel Club.

- (b) Members of such society, ipso facto, cease to be members of the New Zealand Kennel Club unless they belong to or join another society affiliated or associated with the New Zealand Kennel Club under Rules 8, 9, 10 and 11 hereof.

14. APPROVAL OF CONSTITUTIONS

The rules and regulations of any affiliated, associated or recognised society, shall not contravene the Rules and Regulations of the New Zealand Kennel Club. The rules of all affiliated, associated and recognised societies must be approved by the Executive Council as provided for in Rule 8 (a) hereof.

15. RECOGNISED SHOWS

- (a) All shows held by affiliated, associated and recognised societies shall be held under the Rules and Regulations of the New Zealand Kennel Club.
- (b) Affiliated societies and associated and recognised societies must make application to the New Zealand Kennel Club for approval to hold any show. No alteration to any Championship Show date may be made within two years of the date of the show without prior approval of the societies concerned.
- (c) No prize money or trophies may be awarded at any Ribbon Parades, Obedience Ribbon Trials or Agility Ribbon Trials.
- (d) No entry may be accepted for any Championship Show, Open Show, Championship Obedience Test, Open Obedience Trial, Championship Agility Event or Agility Open Event later than seven clear days before the first day of the show.
- (e) All appointments of overseas judges to be submitted to the Executive Council for prior approval.
- (f) Dogs shall not be in a show for a period of more than two days, except with the prior approval of the Executive Council, but no dog is to be present at a show for more than three days.
- (f) At every benched show all dogs must be benched at all times as required by the schedule.

SECTION IV ANNUAL CONFERENCE OF DELEGATES AND SPECIAL GENERAL MEETINGS

16. ANNUAL CONFERENCE OF DELEGATES AND SPECIAL GENERAL MEETINGS

- (a) A Conference of Delegates shall be held annually in Wellington.
- (b) Special general meetings of delegates may be called by the President, or a majority of members of the Executive Council, or at the request in writing by at least 10 affiliated all breed societies (affiliated under Rule 8 hereof).
- (c) At least 28 days notice of such annual conference or special general meeting shall be given by circular through the post to the affiliated societies, and
- (d) to all other societies, bodies or individuals entitled to appoint delegates.
- (e) Delegates may be appointed to an annual conference or special general meeting as follows:
 - (i) By each affiliated all breed society (affiliated under Rule 8 hereof), one or two delegates.
 - (ii) By the New Zealand Kennel Club Obedience Committee, four delegates, who shall be the chairperson of the committee ex officio, and the three regional representatives, and where such delegates attend such annual conference or special general meeting, they shall be paid reasonable travelling and accommodation expenses by the New Zealand Kennel Club. The deputy regional representative shall take the place of any regional representative unable to attend the conference or any special general meeting.

- (iii) By the New Zealand Kennel Club Agility Committee, four delegates who shall be the Chairperson of the committee ex officio and the three regional representatives, and where such delegates attend such annual conference or special general meeting, they shall be paid reasonable travelling and accommodation expenses by the New Zealand Kennel Club. The deputy regional representative shall take the place of any regional representative unable to attend the conference or any special general meeting.
- (iv) The President of the New Zealand Gundog Trial Association for the time being (ex officio) and three delegates of the New Zealand Gundog Trial Association resident at the date of appointment in the following areas: one resident north of the 39th parallel, one in the balance of the North Island and in the province of Nelson and Marlborough, and one in the balance of the South Island.
- (v) Delegates to represent the societies as hereinafter defined with the exception of associated societies that cater solely for Dog Training appointed by postal ballot on a preferential basis at such time and upon such terms and conditions as shall be laid down from time to time by regulation promulgated by the Executive Council. Reserve delegates shall be elected to take the place of any delegate unable to attend the conference or any special general meeting.
 - (1) One delegate to represent all societies associated under New Zealand Kennel Club Rule 9 hereof domiciled north of Huntly and resident in that area.
 - (2) One delegate to represent all specialist breed societies associated under New Zealand Kennel Club Rule 10 hereof domiciled north of Huntly and resident in that area.
 - (3) One delegate to represent all societies associated under Rules 9 and 10 hereof domiciled in the North Island north of the 38th parallel and south of and including Huntly and resident in that area.
 - (4) One delegate to represent all societies associated under Rules 9 and 10 hereof domiciled in the North Island south of the 38th and north of the 40th parallel and west of 176 degrees longitude and resident in that area.
 - (5) One delegate to represent all societies associated under Rules 9 and 10 hereof domiciled in the North Island south of the 38th and north of the 40th parallel and east of 176 degrees longitude and resident in that area.
 - (6) One delegate to represent all societies associated under Rule 9 hereof domiciled in the North Island south of the 40th parallel and resident in that area.
 - (7) One delegate to represent all societies associated under Rule 10 hereof domiciled in the North Island south of the 40th parallel and resident in that area.
 - (8) One delegate to represent all societies associated under Rule 9 hereof in the South Island domiciled north of the 44th parallel and resident in that area.
 - (9) One delegate to represent all societies associated under Rule 10 hereof in the South Island domiciled north of the 44th parallel and resident in that area.
 - (10) One delegate to represent all societies in the South Island associated under Rules 9 and 10 hereof domiciled south of the 44th parallel and resident in that area. Where such delegates attend such annual conference or special general meeting, they shall be paid reasonable travel and accommodation expenses by the New Zealand Kennel Club.
- (f) The names of all delegates appointed under this Rule 16, shall be reported in writing by letter or telegram from the secretary of any society authorised to appoint the delegates under this Rule, or from the bodies or individuals entitled to appoint delegates under this Rule, to the Director/Secretary of the New Zealand Kennel Club.
- (g) A quorum at an annual conference or special general meeting shall consist of 15 delegates.

- (h) All meetings may be adjourned from time to time.
- (i) Standing Orders: The mover of a motion shall be allowed five minutes to introduce the motion and three minutes to reply to the debate thereon. No other member will be allowed to speak for more than five minutes to any question, subject to the chairperson having power to vary this at his discretion. No member shall speak to any question after it has been put by the chairperson except to a point of order. Questions of order shall be decided by the chairperson, whose decision is final. A motion and an amendment having been received, no second amendment shall be accepted until either the first motion or the amendment has been disposed of.

17. VOTING

At the Annual Conference of Delegates or at a Special General Meeting:

- (a) Each financial affiliated all breed society when represented by one or two delegates shall have one vote, provided, however, that any affiliated society making a breach of rules or default in the payment of any monies due to the New Zealand Kennel Club shall be debarred from voting until such breach is remedied or payment made.
- (b) Every other delegate in attendance shall have one vote.
- (c) Every delegate, any member of the Executive Council who is present but is not a delegate and any Life Member elected pursuant to Rule 4 (b) who is present but is not a delegate may speak to and/or propose or second any notice of motion.
- (d) The President shall have one vote, either as a delegate or by virtue of his office.
- (e) The President, in the case of the vote being equal, or in the absence of the President, the chairperson of the conference, shall have a casting vote.
- (f) All voting shall be by ballot, roll call or show of hands.

18. NOTICE OF MOTION AND DISCUSSION PAPERS

Notices of motion for inclusion in the order of business of the annual conference or special general meeting shall be in the form of remits and/or recommendations.

- (a) Remits and recommendations from the Executive Council may be included in the order of business at annual conferences and special general meetings.
- (b) Remits and recommendations may be forwarded by all societies affiliated or associated under Rules 8, 9 and 10 to the Director/Secretary, New Zealand Kennel Club, for inclusion in the order of business at annual conferences and special general meetings.
- (c) Recommendations may be forwarded by all other societies recognised under Rule 11 hereof, to the Executive Council and, if approved by the Executive Council, may be included in the order of business at the annual conferences and special general meetings.
- (d) Remits: A remit to be accepted as a notice of motion, must either amend an existing rule, delete an existing rule and/or replace an existing rule, or be a new rule complete within itself. However, a remit cannot in itself be a contradiction to an existing rule unless accompanied by the consequential amendment and/or replacement of the existing rule concerned.
- (e) Recommendations: A recommendation may be on any subject not requiring an amendment to a rule and may be discussed and voted on by the delegates at an annual conference or special general meeting. Recommendations passed by a simple majority will then be referred to the Executive Council for their further consideration. The Executive Council shall upon completion of its consideration of any such recommendation publish in the immediate following New Zealand Kennel Gazette, details of both its determination and the reasons thereof.
- (f) Any society entitled to forward a remit for inclusion in the order paper at the Annual Conference of Delegates shall be entitled to nominate any member of the New Zealand Kennel Club to present and speak to that remit and to have the right of reply in the conclusion of discussion of that remit. This Rule confers no voting powers on the speaker.

- (g) All remits and recommendations submitted for consideration at the Annual Conference of Delegates are to be accompanied by a rationale, provided by the submitting society, this information to be included in the list of remits and recommendations supplied to affiliated societies, bodies or individuals entitled to appoint delegates.
- (h) Discussion papers. Any club, person or body entitled to submit notices of motion for inclusion in the order of business at the Annual Conference of Delegates shall be entitled to submit items not being remits or recommendations for inclusion in the order of business at an annual conference of delegates by way of discussion papers. The subject matter of a discussion paper can be any topic included in the objects of the Club and shall be of not more than 250 words in length. Any discussion paper must be forwarded to the New Zealand Kennel Club before the closing dates for remits and shall be included in the order of business at the Annual Conference of Delegates.

19. ORDER OF BUSINESS AT ANNUAL CONFERENCE

The order of business of the Annual Conference shall be:

- (i) Roll Call
- (ii) Minutes
- (iii) Report and Balance Sheet
- (iv) Annual Subscription
- (v) Notices of Motion
- (vi) Election of Officers
- (vii) Discussion Papers
- (viii) General Business

20. PECUNIARY GAIN

No delegate shall derive any pecuniary gain from any of the property of The New Zealand Kennel Club.

SECTION V CONSTITUTION AND ELECTION OF OFFICERS

21. CONSTITUTION

- (a) Delegates assembled at the Annual Conference of Delegates (and who are entitled to vote as detailed in Rule 17 hereof) shall elect a Patron, a President (who shall be a delegate or a member of the Executive Council when first elected, provided always that the retiring President, whether a delegate or not, shall be eligible for re-election), Vice- Presidents, and members of the Executive Council to the extent provided in sub-paragraphs (c) (i), (ii) and (iii) hereof. Nominations for those members of the Executive Council elected under Rule 21 (c) (i)(1) and (2) hereof, shall be called for by the Director/Secretary at least three months before the annual conference and be made in writing to the New Zealand Kennel Club by the closing date for remits and recommendations. Such nominations need not specify for which position the nominee wishes to stand, nominations for the position of President shall be called for at the Annual Conference of Delegates but must come from those persons nominated under Rule 21(a). Such nominations shall be accompanied, at the nominee's discretion, by brief biographical notes. Such nominations, together with any biographical notes are to be circulated to all societies to which Rules 8, 9 and 10 apply, with the said remits and recommendations. In the event that these nominations are insufficient to fill the required vacancies under sub-paragraph (c)(i)(1) and (2) hereof those nominated shall be declared elected provided that they are still delegates pursuant to Rule 16. Any resultant vacancies shall be filled by nominations from the floor of the conference.
- (b) If for any reason such nominee for office is unable to attend the conference, he/she shall still be eligible for election 'in absentia' provided that the Director/Secretary has received his/her consent in writing by letter or by telegram before the commencement of the conference and provided further that any person so nominated is still a delegate pursuant to Rule 16. Any such nomination must be affirmed at the conference in accordance with Rule 17 hereof.
- (c)
 - (i) Membership of the Executive Council shall be:

- (1) The President, ex officio, who shall be the Chairman of the Executive Council and
 - (2) (Elected at the Annual Conference by all entitled to attend and to vote) Four members elected from delegates, except Dog Training delegates, residing in the North Island, and four members elected from delegates, except Dog Training delegates, residing in the South Island.
 - (3) The New Zealand Obedience Committee shall appoint one member who will be the Chair of that Committee, and a deputy who shall act as an alternative in the absence of the Obedience Chairperson.
 - (4) The New Zealand Agility Committee shall appoint one member who will be the Chair of that Committee, and a deputy who shall act as an alternative in the absence of the Agility Chairperson.
- (ii) In the event of a ballot being necessary when more than the required number are nominated for election, the member or members with the highest number of votes shall be deemed to be duly elected. Delegates may vote for any number of Executive up to and including the required number. The number of votes recorded against each nominee will be announced to those present at the Annual Conference and minuted within the Annual Conference Minutes.
 - (iii) The delegates shall elect from the Executive Council, a Vice-President to represent the North Island delegates, and a Vice-President to represent the South Island delegates, who shall be residents of the North Island and South Island respectively, and the delegates shall select which Vice-President shall be senior for the purpose of the following paragraphs (iv) and (v) hereof.
 - (iv) In the event of a vacancy occurring in the office of President before the end of the year, the Senior Vice-President shall become President.
 - (v) In the event of a vacancy occurring in the office of Vice-President, the Executive Council shall appoint one of their own number to the office of Vice-President, who shall rank in seniority after any sitting Vice-President, and if two Vice-Presidents are to be appointed hereunder, the Executive Council will determine seniority.
 - (vi) Casual vacancies in the Executive Council shall be filled by the member who recorded the next highest number of votes, in each case, provided that he or she shall be prepared to serve on the Executive Council, but if there is no one so eligible, the casual vacancy shall in each case be filled by the Executive Council from amongst the appropriate North Island delegates in case of a North Island vacancy, or from the appropriate South Island delegates in the case of a South Island vacancy.
 - (vii) All members of the Executive Council shall retire each year and shall be eligible for re-election or re-appointment for the ensuing year irrespective of whether they are delegates or not, subject however to the provisions of Rule 21(a) hereof.
 - (viii) (1) A person shall not be eligible for election or appointment to the Executive Council if:
 - (i) Their membership of the New Zealand Kennel Club has been suspended for a period of more than one year.
 - (ii) They have been disqualified by the Kennel Club (UK) any member society of the Federation Cynologique Internationale or any other overseas club which the Executive Council shall have arranged a reciprocal agreement pursuant to Rule 23 hereof for a period of more than one year.
 - (iii) They have been convicted of a 'crime' as defined by section 2 of the Crimes Act 1961.
 - (2) A person whose membership has been suspended for one year or less, shall not be eligible for election or appointment to the Executive Council for a period of time double the period of suspension of their membership.

SECTION VI - ADMINISTRATION

22. FINANCIAL YEAR

The financial year of the New Zealand Kennel Club shall terminate on the 31st day of March in each year.

23. DUTIES OF THE EXECUTIVE COUNCIL

Notwithstanding that which is contained in paragraph (e) and (f) of this rule should the committee established be by its nature, scope or brief a Regional Committee, then it shall not include current members of the Executive Council.

For the purposes of Rule 23 the Executive Council shall have the power to determine as it sees fit what constitutes a Regional Committee bearing in mind the geographical areas of interest and the role and function of the committee concerned.

- (a) The Executive Council shall be responsible for the control of all affairs of the New Zealand Kennel Club, and shall present a report and an audited balance sheet and a statement of receipts and payments to the Annual Conference of the New Zealand Kennel Club.
- (b) Subject to the provisions of Rules 4, 5, 6, 7 and 12 hereof, the Executive Council shall be responsible for fixing the fees payable from time to time for New Zealand Kennel Club services.
- (c) The Executive Council shall keep and maintain such records of the Club as it may deem necessary: it shall arrange for the transaction of all general business of the New Zealand Kennel Club, including the property of the New Zealand Kennel Club: it shall ensure that the property of the New Zealand Kennel Club is maintained in a proper state of repair; that persons of proven integrity only are accepted as tenants of the New Zealand Kennel Club's property.
- (d) The Executive Council shall appoint a Director/Secretary, New Zealand Kennel Club, and a Treasurer. The appointment of Director/Secretary and Treasurer may be held by one person.
- (e) The Executive Council shall have power to establish a committee to examine and to report to the Executive Council on any subject within the Rules and Regulations of the New Zealand Kennel Club, such committee being appointed for a specific period to complete a specific task for the Executive Council and the reports of such committees to be forwarded in writing to the Executive Council.
- (f) The Executive Council shall have power to establish standing committees for continuing activities within the scope of these rules provided always that such committees shall at all times be responsible to the Executive Council.
- (g) The Executive Council shall have power to establish an elective committee for the direction of Dog Training within the Rules and Regulations of the New Zealand Kennel Club and to delegate to such committee such of its powers as may be desirable for the day to day organisation and functioning of Dog Training in New Zealand.
- (h) The Executive Council shall have power to make reciprocal agreements with overseas clubs and shall also be authorised to approve regulations for reciprocal agreements with overseas clubs.
- (i) The Executive Council shall be authorised to approve regulations as detailed in Rule 34 hereof.

24. MEETINGS OF EXECUTIVE COUNCIL

- (a) Meetings shall be called for such time and place as the President may direct or upon the request of a majority of the Executive Council. A quorum shall consist of five members.
- (b) Members of the Executive Council attending meetings shall be paid travelling and accommodation expenses.
- (c) A motion approved by the President and submitted in writing by the Director/Secretary to all members of the Executive Council in New Zealand (but at no time less than five), at the time shall, if approved by the majority of the Executive Council be deemed to be a valid resolution and recorded in the minute book of the New Zealand Kennel Club.

- (d) A report of the meeting of the Executive Council shall be published in the next issue of the official organ of the New Zealand Kennel Club, following the date of the meeting of the Executive Council, provided always that the Executive Council may restrict the content of such report in cases where the subject matter is of a confidential or privileged nature.
- (e) In the absence of the President from any meeting of the Executive Council, the Senior Vice-President shall take the chair, or in his absence the other Vice-President, or failing him, the Executive Council shall elect a chairperson from those present.

25. BANKING ACCOUNTS

The banking account or accounts shall be operated on as decided by a resolution of the Executive Council from time to time.

26. DUTIES OF DIRECTOR/SECRETARY AND TREASURER

- (a) To carry out such duties as directed by the Executive Council.
- (b) To maintain all records of the New Zealand Kennel Club.
- (c) To conduct correspondence and to keep a proper record of such correspondence.
- (d) To bring to the notice of the Executive Council any matter which appears to be contrary to the Rules and Regulations of the New Zealand Kennel Club.
- (e) To arrange for the collection of all monies due to the New Zealand Kennel Club and to issue an official receipt for same if required. All monies collected shall be accounted for and shall be banked in the New Zealand Kennel Club bank accounts at regular intervals.
- (f) To arrange for the payment of all monies owing by the New Zealand Kennel Club. All payments shall be by cheque. There will be two signatures on each cheque and the signatories for the various banking accounts operated on pursuant to Rule 25 hereof shall be detailed by resolution of the Executive Council from time to time.
- (g) To maintain and operate an imprest account and keep a petty cash account within such limits as may be fixed from time to time by the Executive Council.
- (h) To arrange for the holding of the annual conference and meetings of the Executive Council, and any other meetings of committees as may be detailed from time to time by the Executive Council.

27. CUSTODY OF BOOKS AND DOCUMENTS

The Director/Secretary shall deposit the volumes of the New Zealand Kennel Club Stud books and New Zealand Kennel Club Registers in such secure place as the Executive Council may approve.

28. KENNEL CLUB FUNDS AND PROPERTIES

- (a) The funds of the New Zealand Kennel Club shall be under the control of the Executive Council. Investments may be made by direction of the Council as it may from time to time determine.
- (b) Notwithstanding the provision in sub section (c) the Executive Council shall have power to transfer all or any of the real property of the Club to a trustee or trustees to be held upon trust for the benefit of the Club and generally upon such terms and conditions as the Executive Council shall determine.
- (c) Exhibition Centres can only be sold with the approval of the Annual Conference of Delegates or at a Special General Meeting, requiring an absolute majority as per the NZ Kennel Club Rules.

29. BORROWING POWERS

The Executive Council shall have power to borrow such money as an Annual Conference or Special General Meeting of the New Zealand Kennel Club may direct.

30. COMMON SEAL

The Common Seal, which shall be under the control of the Executive Council and in the custody of the Director/Secretary, shall be affixed by the Director/Secretary to such documents as the Council may from time to time direct.

31. PROPERTY

- (a) A member ceasing from any cause to be a member shall not be entitled to or have any claim upon any portion whatsoever of the property of the New Zealand Kennel Club.
- (b) If upon the dissolution of the New Zealand Kennel Club there remains, after the satisfaction of all debts and liabilities, any property whatsoever, the same shall not be paid to or distributed among members of the New Zealand Kennel Club but shall be given to or transferred to some other institution, body, organisation, society, or association having objects similar to the New Zealand Kennel Club or in the absence thereof, shall be given to or transferred to The Kennel Club of England on trust for such institution, body, organisation, society, or association pending the establishment thereof.

32. THE NEW ZEALAND KENNEL CLUB REGISTER

- (a) The New Zealand Kennel Club shall keep a Register of Dogs in three Parts and a Companion Dog Directory.
- (b) No dog may be shown at any show until the appropriate registration has been made.
- (c) Part 1 of the Register is the Full Register. It is open only to:
 - (i) pure bred dogs bred from a sire and dam each registered on Part 1, and
 - (ii) imported pure bred dogs with a Certified Export Pedigree issued by a canine control recognised by the New Zealand Kennel Club.
Details of the owner/s, name of dog, colour/s, sex, breeder, date of birth, sire, dam, and a registration number shall be recorded.
- (d) Part 2 of the Register is the Dog Training Register and is open to any dog.
- (e) Part 3 of the Register is the Restricted Register, and is open only to pure bred dogs as specified in (c). Details of the owner/s, name of dog, colour/s, sex, breeder, date of birth, sire, dam, and a registration number shall be recorded. Any transfer of a dog from Part 3 to Part 1 can only be done with the consent of all the breeder/s of the dog.
- (f) The Companion Dog Directory is open to any dog owned by a member or an associate member.
- (g) Only dogs registered on Part 1 may be entered at a Championship Show or Open Show.
- (h) Only dogs registered on Part 1 may be issued with an export pedigree.
- (i) A Dog registered on Part 1 or Part 2 or Part 3 may compete at any agility, obedience or working trials events, and is eligible for all titles in these disciplines.
- (j) Registration in Part 1 or Part 2 or Part 3 or enrolment in the Companion Dog Directory is only effective for the purposes stated in (a) to (i) above.”

33. NOTICES

Any notice required to be given by these Rules shall be deemed to have been delivered in the ordinary course of post, if addressed to the last known address of the addressee.

34. REGULATIONS

The Executive Council may by resolution make regulations providing for such matters as are contemplated by, or necessary for giving full effect to these Rules and for their due administration.

SECTION VII DISCIPLINE AND SETTLEMENT OF DISPUTES

35 DISCIPLINE AND SETTLEMENT OF DISPUTES

35.1 JUDICIAL FUNCTIONS OF THE NEW ZEALAND KENNEL CLUB

- (a) The New Zealand Kennel Club may exercise judicial functions only in accordance with these Rules.
- (b) The Executive Council of the New Zealand Kennel Club may act in a judicial capacity having both originating and appellate jurisdiction.
- (c) The Executive Council shall establish and delegate their originating judicial functions to such Disputes Committees, Complaints Officers or investigators as they deem necessary upon such terms as they think fit with such powers as are warranted to deal with complaints received.
- (d) The Executive Council shall establish a Judicial Subcommittee of the Executive Council which shall consist of not less than three members of the Executive Council to exercise its appellate functions as allowed for in these Rules provided however that in the event of there not being three members eligible to hear any appeal or review or if other special circumstances dictate then the Executive Council can appoint such person or persons not being members of the Executive Council to hear any appeal or review.
- (e) Nothing in these Rules shall prevent any member society acting in a judicial capacity as provided for under its own Rules.

35.2 GROUNDS FOR COMPLAINTS

- (a) A complaint may be laid against any member or society who:
 - (i) Is in breach of any Rule of the New Zealand Kennel Club;
 - (ii) Is in breach of any regulation made pursuant to these Rules;
 - (iii) Acts in a manner which is or which may be discreditable or prejudicial, or calculated to be prejudicial to the interests of the canine world.
 - (iv) Does any improper act connected with, arising out of or relating to the breeding, exhibition or judging of dogs.
 - (v) Does any improper act connected with the administration or operation of the New Zealand Kennel Club or any Society.
 - (vi) Is convicted by a court or enters into a police diversion scheme in respect of any of the offences specified in Rule 35.14. (vii) Exhibits a dog that is disqualified or is eligible for disqualification pursuant to Rule 35.13.
 - (viii) Promotes, judges at, in any way officiates at, enters, or exhibits any dog registered with the New Zealand Kennel Club at an unrecognised show.
 - (x) Acts as the nominee or agent of a banned person with the intention of avoiding any penalties imposed upon the banned person.
- (b) Complaints cannot be laid against persons who are not financial members of the New Zealand Kennel Club at the time the alleged breach of the Rules occurred unless those persons have since become financial members and are financial members at the date the complaint is laid.
- (c) A breach of Rule 35.2 (a) (i) and (ii) is not necessarily a prima facie evidence of a breach of rules 35.2 (iii) or (iv) of these rules.

35.3 LAYING A COMPLAINT

- (a) Any member or society may lay a complaint.
- (b) A complaint may be laid by the Director/Secretary on behalf of the New Zealand Kennel Club.
- (c) Complaints must be in writing and set out
 - (i) Full names and addresses of all complainants and their membership numbers if applicable.
 - (ii) The names and addresses of the member(s) or society complained about.
 - (iii) The full details of behaviour complained of.
 - (iv) Date and place of incident.
 - (v) Which provisions of Rule 35.2 are breached by this behaviour.
 - (vi) The breed, registered name and number of any dog involved.
 - (vii) The names and addresses of witnesses or persons making statements where applicable.
 - (viii) Specific remedies sought, if any.
- (d) The complaint must be accompanied by written evidence or documents and signed statements by the complainants and witnesses sufficient to establish a prima facie breach of New Zealand Kennel Club Rules.
- (e) The complaint must be signed by
 - (i) the complainant or
 - (ii) if more than one complainant by all complainants or at least one of the complainants authorised to sign on behalf of all complainants or
 - (iii) if by a society by a duly authorised officer of that society
- (f) The complaint must be accompanied by the complaint fee.
- (g) The complaint must be addressed to and lodged with the New Zealand Kennel Club.
- (h) A complaint must be lodged within sixty days from the time when the matter of complaint arose or within sixty days from the time when the matter which is the subject of the complaint was discovered.
- (i) Where a complaint alleges a series of events, incidents, acts or omissions establishing a pattern of behaviour then the time for laying of the complaint runs from the date of the latest of the alleged events, incidents, acts or omissions. The earlier events, incidents, acts or omissions shall form part of the complaint for the purpose of establishing the alleged pattern of behaviour and may be taken into account in the imposition of any penalty.
- (j) The time of discovery is deemed to be when the member or society laying the complaint is in full possession of the facts.

35.4 COMPLAINT LODGEMENT FEES

- (a) The following fees shall be payable to the New Zealand Kennel Club and shall accompany any matter lodged.
 - (i) The lodgement of a matter other than an application to have a matter referred to a mediator - \$56.25 (incl GST).
 - (ii) An application for a matter to be referred to a mediator - \$11.25 (incl GST).
 - (iii) A complaint by the New Zealand Kennel Club acting through the President or the Director/Secretary - Nil.
 - (v) The lodging of an appeal or application for review - \$56.25 (incl GST).
- (b) The lodgement of a complaint arising out of a show \$56.25 (Inc GST).
- (c) No fee payable pursuant to this section shall be refunded.

35.5 PROCEDURE UPON RECEIPT OF COMPLAINT

- (a) Complaints received shall forthwith be referred to the President of the New Zealand Kennel Club who shall determine whether a prima facie case for further investigation exists under these Rules.
 - (i) Before making a ruling the President may at his discretion refer all or any part of the matter to a Complaints Officer or investigator to investigate the complaint further and report back within a reasonable time.

- (ii) If the President is satisfied a prima facie case for further investigation exists for all or any part of the matter the President shall either:
 - (1) Refer all or any part of the matter to a Disputes Committee for a hearing.
 - (2) Refer all or any part of the matter to the Executive Council to be heard by them.
 - (3) Refer all or any part of the matter to the Executive Council with a rider that all or any part of the matter is such that, whilst demonstrating a breach of New Zealand Kennel Club Rules would, if proven, not warrant a hearing by a Disputes Committee and it is more appropriate that all or any part of the matter be dealt with by the Executive Council summarily or by way of written submissions only.
 - (4) Refer all or any part of the matter to a Complaints Officer, investigator or mediator with the view of obtaining a resolution of the dispute. If a mutually acceptable resolution is not reached the President may rule that the matter is concluded.
- (iii) The President shall dismiss the complaint if satisfied that a prima facie case for further investigation does not exist for all or any part of the matter. Written reasons for the dismissal must be given to the complainant.
- (iv) Upon dismissing a complaint the President may make a recommendation that all or any part of the matter be referred to a Complaints Officer, investigator or mediator with the view of obtaining a resolution of the dispute. If the mediation is unable to reach a mutually acceptable resolution the President may rule that the matter is concluded.
- (v) The President may dismiss the complaint if the President believes the complaint to be trivial, malicious or if in the opinion of the President disciplinary proceedings should not be brought for some good reason. Written reasons for the dismissal must be given to the complainant.
- (vi) The President may order that the complaint fee be waived upon compassionate or hardship grounds upon written application by the complainant made at the time of lodging the complaint
- (vii) The President may in exceptional circumstances upon application by the complainant rule that the complaint be heard notwithstanding that it is lodged out of time.

35.6 HEARING OF THE COMPLAINT

- (a) All hearings must be conducted in accordance with the rules of natural justice and any regulations laid down by the Executive Council for the conduct of hearings.
- (b) No party may be represented at a hearing of a Disputes Committee or a hearing conducted by a member society by legal counsel although they may be accompanied by a lay spokesperson or engage legal counsel to assist in the preparation of any complaint or in the preparation for the hearing of it.
- (c) The New Zealand Kennel Club may be represented at any hearing by the Director/Secretary or any other person appointed by the President or the Executive Council and shall have the same rights as any other party.
- (d) The New Zealand Kennel Club may appoint an observer to attend any hearing who may assist the conduct of the hearing in any manner deemed appropriate by the chairman of the committee.
 - i. Where any matter is to be heard by written submissions only all parties must be sent full particulars of the dispute and given at least twenty-eight days to respond. Upon receipt of the response all parties must be sent the responses received from the other parties and given a final right of reply of not less than fourteen days before the matter is finally considered.
 - ii. Where a matter is to be heard by a Disputes Committee:
- (e) Any submissions relating to procedural or legal aspects of the complaint or the hearing must be made in writing to the Chairperson of the Disputes Committee, and served on the other parties 7 days prior to the date set down for a hearing.
- (f) If legal or procedural issues arise during the hearing of the complaint, such issues will be determined following the hearing of the evidence in respect of the complaint/s, but prior to the Disputes Committee reaching a final determination on the merits of the complaint.
- (g) Any complainant who abandons a complaint after it has been set down for hearing or does not appear at a Regional Disputes Committee Hearing can ,if it is deemed appropriate by the Regional Disputes committee, be liable for all or any of the penalties laid down in rule 35.9

35.7 HEARING BY DISPUTES COMMITTEE

- (a) Upon a matter being referred to a Disputes Committee the Chairman shall arrange for the matter to be heard by a Disputes Committee of not less than three members of the New Zealand Kennel Club
- (b) The Chairman of the Disputes Committee may at any time determine that no prima facie case exists to be answered and dismiss the matter. Written reasons for the dismissal must be given to the complainant.
- (c) If, on hearing a complaint under these Rules, the Disputes Committee is satisfied that the complaint is proved or not being satisfied that the complaint is proved is satisfied that a default or omission has been proved, it may find accordingly and impose any one or more of the penalties listed in Rule 35.9.
- (d) A written decision must be issued and sent to all parties and the New Zealand Kennel Club upon conclusion of the hearing or within twenty-eight days thereafter. The written decision will include:
 - (i) All breaches of Rules or Regulations established
 - (ii) All other findings and/or conclusions reached
 - (iii) All penalties imposed
 - (iv) Any recommendations to the Executive Council
 - (v) Any other relevant comment
 - (vi) Information on rights of appeal and/or review
- (f) If satisfied that it is fair and equitable to all parties and achieved without duress a Regional Disputes Committee may accept a negotiated settlement of any complaint acceptable to all parties and:
 - (i) dismiss the complaint or
 - (ii) impose any penalty by consent without further hearing of the matter.

35.8 COMPLAINTS RELATING TO A DOG AT A SHOW

- (a) A complaint relating to a dog entered or exhibited at a show must be lodged with the Show Manager on the day of the show and in accordance with the procedures laid down in the Show Regulations.
- (b) Such complaint must be made in writing, be accompanied by the appropriate complaint fee as prescribed in Clause 35.4 of these Rules, and set out:
 - (i) Full name(s), and New Zealand Kennel Club Membership number(s) of the complainant(s)
 - (ii) Full registered name and registered number of the dog(s) being complained about
 - (iii) The names of the owner of the dog(s) which is/are the subject of the complaint, as printed in the show catalogue
 - (iv) Full details of the Rules and/or Regulations alleged to have been breached
 - (v) Names and addresses of witnesses or persons making statements where applicable
 - (vi) Specific remedies sought (if any)
- (c) The complaint must be signed by
 - (i) The complainant or
 - (ii) if more than one complainant, by all complainants or at least one complainant authorised to sign on behalf of all or any complainant.
- (d) Immediately upon receipt of a complaint relating to a dog at a show, the committee conducting the show must decide if the complaint fulfils the requirements of Rule 35.8 b and establishes a prima facie breach of the rules and/or regulations of the New Zealand Kennel Club.
- (e) A complaint relating to a dog at a show must be heard by the Committee conducting the show unless the dog is in the ownership or part ownership of any personnel involved with conducting the show, or involves a breach of rule or regulation of the New Zealand Kennel Club that did not, or did not only, occur at the show, in which case the complaint must be laid directly with the New Zealand Kennel Club or sent to the New Zealand Kennel Club by the receiving club, within 48 hours of receipt.

- (f) Notwithstanding the requirements of the Show Regulations with respect to the Exclusion of Dogs, after notifying all parties, a complaint relating to a dog at a show must be heard by the committee conducting the show, during the conduct of the show where practicable or, if not practicable within 28 days after the show.
- (g) Notwithstanding the requirements of the Show Regulations with respect to the Exclusion of Dogs, if the complaint is not heard during the conduct of the show, the committee hearing the complaint must:
 - (i) notify details of the complaint to all parties giving them a minimum of 14 days notice
 - (ii) give all parties to the complaint a fair hearing and adequate opportunity to explain their position
 - (iii) deliver to all parties to the complaint a written decision within 28 days of the completion of the hearing. Such decision must contain full details of breaches of rule(s) or regulation(s) established and all penalties imposed.
 - (iv) clearly advise all parties to the complaint their rights of appeal
- (h) A committee hearing a complaint relating to a dog at a show can:
 - (i) impose those penalties set out in Rules 35.9 (a) (ii) and (iii)
 - (ii) impose the penalties set out in Rules 35.9 (a) (vii), (ix), (x) and (xiv) as far as they can relate to the subject dog(s) of the complaint and the activities of the society hearing the complaint.
- (i) Within seven days of delivering the written decision to the parties, a full report of the conduct of the hearing, copies of all written material produced at the hearing and a copy of the written decision must be sent to the Director/Secretary.

35.9 PENALTIES

- (a) The penalties that may be imposed under these Rules include all or any of the following:
 - (i) The imposition of a fine of such amount as may be fixed, payable to the New Zealand Kennel Club or any other party.
 - (ii) The issue of a severe reprimand, reprimand, censure or warning.
 - (iii) The requirement of an apology in the manner directed by the committee hearing the complaint.
 - (iv) The suspension of any member or non-member from taking part in or having any connection with or attending any show.
 - (v) The suspension of any person from taking part in the management of any show.
 - (vi) The suspension of any person from acting as an officer of any society.
 - (vii) The suspension from competition of all dogs owned or registered in the name of any member.
 - (viii) The suspension of any person from membership of any society.
 - (ix) The disqualification from registration or competition of all or any dogs and all or any of the progeny of any such dogs owned by any person or owned or registered by them jointly with any other or others or owned or registered in the name of a nominee.
 - (x) A recommendation to the Executive Council that they add to, delete from or amend any detail on the New Zealand Kennel Club Register of Dogs.
 - (xi) The suspension of any person from membership of the New Zealand Kennel Club for any period or cancel the membership of any such person or society.
 - (xii) The removal or suspension for any period of time of any person from the New Zealand Kennel Club Show, Obedience, Working Trial, Agility, or New Zealand Gundog Trial Association Judges Panels.
 - (xiii) The recommendation to the Executive Council that they remove or suspend the Association or Recognition of any society, suspend the Affiliation of any society or that the Executive Council recommend to the Annual Conference of Delegates that a society cease to be affiliated to the New Zealand Kennel Club.
 - (xiv) An order that any person pay costs to the New Zealand Kennel Club and/or any party of an amount determined by the appropriate committee.

- (b) Any penalty imposed can be suspended for all or part of the term of imposition subject to the observation of such conditions as may be imposed. If the conditions of a suspended penalty are not observed then the penalty will take effect upon notice without further hearing.
- (c) Where a dog is disqualified, in addition to the other penalties set out, the dog may be disqualified from competition at any recognised show and the member forfeit all or any part of any entry fees, trophies, prizes and prize money made in respect of or won by any dog at the show or shows in question;
- (d) Any person failing to pay a fine or costs or failing to comply with any order after twenty-eight days have elapsed from the imposition of the fine, the order for costs and/or other order shall automatically have their membership of the New Zealand Kennel Club suspended until the failure is rectified.
- (e) If any person suspended or disqualified under these Rules shall breach their suspension or disqualification the Executive Council may increase the period of suspension and/or disqualification.
- (f) The Executive Council of the New Zealand Kennel Club may from time to time remove or modify any suspension or disqualification.
- (g) The New Zealand Kennel Club may publish in the New Zealand Kennel Gazette an account of any disputes proceedings.

35.10 COMMENCEMENT OF PENALTY

- (a) Unless special circumstances require otherwise and the finding so direct all penalties imposed by Disputes Committees shall commence on the date set by the appointed sub-committee of the Executive Council.
- (b) Unless otherwise directed by the Executive Council the imposition of all penalties shall be suspended upon receipt of a valid appeal or application for review until such time as the appeal or review is heard.

35.11 EXERCISE OF SUMMARY JURISDICTION BY THE EXECUTIVE COUNCIL

- (a) The Executive Council may of its own motion or on the reference of the President or the Director/Secretary, exercise summary jurisdiction without giving notice where:
 - (i) There has been a breach of a Rule or Regulation which requires immediate action; or
 - (ii) There has been a breach of a Rule or Regulation which is of a minor nature and does not warrant a formal complaint being laid; or
 - (iii) A member or society has failed to:
 - (1) Meet the time limit for making any payment specified by a Rules or Regulation; or
 - (2) Meet the time limit for doing any administrative act specified by a Rule or Regulation.
- (b) Where the Council exercises summary jurisdiction it may:
 - (i) Impose a fine not in excess of ten times the annual combined membership and Gazette subscription fee of the New Zealand Kennel Club then in force, and/or
 - (ii) Suspend any membership or suspend the affiliation, association or recognition of any society until any act or omission or payment is done corrected or paid as the case may be.
- (c) The Director/Secretary shall within twenty-eight days after a decision is made pursuant to this Rule forward notice to all members affected by the decision, such notice to state:
 - (i) Any Rule or Regulation breached.
 - (ii) The manner in which such Rule or Regulation was breached.
 - (iii) Any act or omission done or neglected.
 - (iv) Any remedial action required to be done.
 - (v) Any penalty imposed or costs awarded.
 - (vi) The duration of any suspension imposed and the manner in which it is to be lifted.
 - (vii) The following statement:
 "You have a right of review of this decision. Your application for review must be in writing and received by the Director/Secretary within twenty-eight days of the date of this notice."

35.12 IMPOSITION OF PENALTY BY CONSENT

- (a) Where any member of the New Zealand Kennel Club
 - (i) By their own admission admits that they have breached a Rule or Regulation; or
 - (ii) Has been convicted of any of the offences set out in Rule 35.14: or
 - (iii) Has entered into a police diversion arrangement in respect of an offence set out in Rule 35.14The Executive Council may upon giving twenty-eight days written notice and with the consent of the member concerned impose a penalty upon that member by consent without further process.
- (b) In such case the Executive Council will order that no report of the matter be published in the New Zealand Kennel Gazette unless there is good reason to do so.

35.13 DISQUALIFICATION OF A DOG

- (a) A dog may be disqualified from exhibition at any recognised show if it is found by the committee of a society conducting a recognised show, a Disputes Committee upon hearing a complaint or, the Executive Council after due investigation that:-
 - (i) At any show where membership of the New Zealand Kennel Club is required any dog has been exhibited or handled by a person who is not a current financial member of the New Zealand Kennel Club; or
 - (ii) The entry of any dog has been accepted by a show committee contrary to Show Regulations; or
 - (iii) Any dog been has exhibited, handled, let into the ring or taken charge of at a recognised show by a person suspended from taking part in or having any connection with or attending any show under these Rules; or
 - (iv) Any dog is totally blind; or
 - (v) Any dog is totally deaf; or
 - (vi) Any dog is monorchid or cryptorchid; or
 - (vii) Any dog is castrated; or
 - (viii) Any bitch is spayed; or
 - (ix) Any dog is improperly tampered with; or
 - (x) Any dog is prepared for exhibition in contravention of Show Regulations; or
 - (xi) Any dog is suffering from an infectious or contagious disease; or
 - (xii) Any dog is entered in a manner not complying with the classifications in the schedule; or
 - (xiii) Any dog is owned or shown by judges or stewards at the show contrary to Show regulations; or
 - (xiv) Any dog is not duly registered with the New Zealand Kennel Club in the name of the exhibitor before exhibition; or
 - (xv) Any dog is imported in contravention of any statutory regulations; or
 - (xvi) Any dog is entered in a class for which it is ineligible and is not withdrawn from the competition or reallocated to a class for which it is eligible before the judging of the class in question has begun; or
 - (xvii) Any dog is exhibited contrary to any other Show Regulation.
- (b) The provisions of subclause (vi), (vii) and (viii) of this Rule shall not apply to all field trials, all water trials, all obedience events, all agility events, ribbon parades, and the provisions of sub clause (vii) and (viii) of this Rule shall not apply to Open shows or Stake classes at Championship shows. Further, the provisions of subclause (vii) and (viii) shall not apply to breed classes at any Breed or Multibreed club championship show where the acceptance of entry from spayed and neutered dogs has been published in the schedule of the show.
- (c) The provisions of sub-clause (v) of this rule shall not apply to Championship Obedience Tests, Open Obedience Trials, Obedience Ribbon Trials, Companion Dog Trials, Utility Dog Trials, Working Dog Trials, Tracking Dog Trials, Championship Agility Events, Open Agility Events and Agility Ribbon Trials.

35.14 CONVICTIONS FOR CRUELTY OR DISHONESTY, ETC.

The Executive Council may, upon twenty-eight days notice, impose a penalty on any person if it is satisfied that person has been convicted in respect of an offence involving:

- (i) Cruelty of a dog or other animal;
- (ii) Dishonesty in connection with:
 - (1) A dog;
 - (2) Any event licensed by the New Zealand Kennel Club;

- (3) Any club or society registered with or affiliated to the New Zealand Kennel Club;
- (iii) Any act or behaviour which, in the opinion of the New Zealand Kennel Club, is discreditable or prejudicial to the interest of the canine world;
- (iv) Serious fraudulent behaviour where it is appropriate that the penalty set out in Rule 35.9 (a)(vi) be imposed.

35.15 DISCIPLINE UNDER RECIPROCAL AGREEMENTS

Where any person has been duly suspended or disqualified by the ruling of an Overseas Canine Control the Executive Council may suspend or disqualify that person for a like period in New Zealand.

35.16 MEDIATION

- (a) The Executive Council may from time to time appoint persons to act as mediators for the New Zealand Kennel Club.
- (b) The names, addresses and telephone numbers of such persons so appointed shall be published in the issue of the New Zealand Kennel Gazette containing the report of the meeting at which their appointment is effected.
- (c) Where any matter is referred to a mediator the Director/Secretary shall give notice to the parties and the mediator.
- (d) Mediators shall use their best endeavours to encourage the settlement of the dispute between the parties and to create an atmosphere in which the parties can view the dispute with emphasis on settlement of the dispute in an amicable manner.
- (e) Mediators shall report to the Director/Secretary of the New Zealand Kennel Club as to the outcome of mediation when they believe the matter is either resolved or unable to be resolved.
- (f) Where a complaint or matter has been referred to mediation and:
 - (i) The mediator reports that the matter is not resolved; or
 - (ii) Any apparent settlement achieved does not appear to the Executive Council to have been effective; or
 - (iii) The Executive Council determines mediation should not be continued with; or
 - (iv) The mediator is unable to continue for any reason to mediate.
- (g) Parties to any dispute, whether it involves a breach of New Zealand Kennel Club Rules or not, may apply to have the dispute referred to a mediator for resolution by mutual agreement. Any such application must be signed by or consented to by all parties in writing.
- (h) Mediators shall be entitled to all reasonable out-of-pocket expenses incurred by them in the performance of their functions pursuant to these Rules.

35.17 RIGHTS OF AND GROUNDS FOR APPEALS

- (a) Any party to a judicial procedure conducted by the New Zealand Kennel Club or member society of the New Zealand Kennel Club shall have a right of appeal to the Executive Council of the New Zealand Kennel Club.
- (b) The appeal must be lodged within twenty-eight days of receipt of the findings appealed against or twenty-eight days from the date when the appellant became aware or should have become aware of the findings appealed against whichever is the later.
- (c) An appeal must establish one of the following grounds
 - (i) The hearing of the complaint did not observe these Rules or rules of natural justice and the result was a miscarriage of justice prejudicial to the appellant.
 - (ii) New evidence has since the hearing become available that was not available at the date of the hearing and it if considered would have materially affected the outcome of the hearing.
 - (iii) There was a misinterpretation or misapplication of the Rules and the result was a miscarriage of justice prejudicial to the appellant.
 - (iv) The facts as established did not result in a breach of Rules.
- (d) An appeal as to penalty alone can only be made by way of an application for review.

35.18 PROCEDURE ON APPEALS

- (a) Upon receipt of an appeal it shall be referred to the Judicial Subcommittee of the Executive Council who may:-
 - (i) Determine that no prima facie grounds for an appeal exist and dismiss the appeal.
 - (ii) Determine that prima facie grounds for an appeal exist and refer the matter for a hearing before either the Judicial Subcommittee of the Executive Council or the full Executive Council.
- (b) If the matter is referred for a hearing the Judicial Subcommittee of the Executive Council may order that the hearing be conducted by way of written submissions only.
- (c) The hearing of any appeal shall include an automatic review of any penalty imposed.
- (d) Upon hearing an appeal the Judicial Subcommittee of the Executive Council or the Executive Council can:-
 - (i) Dismiss the appeal and uphold the decision of the committee conducting the hearing appealed against, or
 - (ii) Allow the appeal and make such orders as are deemed appropriate, or
 - (iii) Allow the appeal and order a rehearing by:-
 - (1) The original committee hearing the complaint
 - (2) A Disputes Committee or if already heard by a Disputes Committee, another Disputes Committee
 - (3) The Executive Council, or
 - (iv) Amend, substitute or add to any penalty or costs imposed.

35.19 REVIEW PROCEDURE

- (a) Applications for review may be lodged in relation to any of the following:
 - (i) Any decision of the President to dismiss a complaint pursuant to Rule 35.5 (a) (iii) or 35.5 (a) (iv).
 - (ii) Any decision of a Disputes Committee to dismiss a complaint pursuant to Rule 35.7 (b).
 - (iii) Any decision of the Executive Council in exercise of their summary jurisdiction.
 - (iv) The procedures adopted by a member society in the exercise of a judicial function.
 - (v) Any penalty imposed under these Rules.
- (b) An application for review must be lodged within twenty-eight days of receipt of the findings subject of the application or twenty-eight days from the date when the applicant became aware or should have become aware of them whichever is the later.
- (c) Applications for review must be in writing and state the grounds for the application
- (d) Upon receipt of an application for review the application shall be referred to the Judicial Subcommittee of the Executive Council who shall either;
 - (i) Determine that no prima facie grounds for a review exists and dismiss the application; or
 - (ii) Determine that prima facie grounds for a review exist and either refer the matter to themselves for further consideration or order a hearing before the full Executive Council.
- (e) If the Judicial Subcommittee of the Executive Council refers the application to themselves they may conduct the review forthwith, may order that the review be conducted by way of written submissions only or may conduct a hearing of the review.
- (f) Upon review the Judicial Subcommittee of the Executive Council or the Executive Council can:-
 - (i) Dismiss the application and uphold the decision.
 - (ii) Allow the application but declare that due to the nature of the action, default or omission a rehearing of the matter is not warranted.
 - (iii) Allow the application and order a hearing by:-
 - (1) The committee of any society
 - (2) A Disputes Committee or if already heard by a Disputes Committee, another Disputes Committee
 - (3) The Executive Council
 - (iv) Amend, substitute or add to any penalty or costs imposed.

35.19 DISPUTES REGULATIONS

The New Zealand Kennel Club may promulgate regulations and/or guidelines which deal with such procedural matters as may be necessary for the administration of this section of these Rules.

SECTION VIII MISCELLANEOUS

36. LEVIES

Show levies shall be payable to the New Zealand Kennel Club by all societies for each entry as follows:

- (a) Show Levies
Show levies shall be payable to the New Zealand Kennel Club by all societies at the rates payable on 1 July 2011 as follows:
 - (i) All Championship Shows and Championship Obedience Tests - 73c plus GST per entry for the first 250 entries, \$1.61c plus GST per entry for all entries over 250 and
 - (ii) Championship Agility Events - 50c plus GST per dog entered for the first 250 dogs and \$1.25c plus GST per dog for all dogs entered over 250.
 - (iii) Open Shows, Open Obedience Trials and Agility Open Events - 36 cents plus GST per entry.

Commencing on 1 July 2003 the rates of show levies payable shall be adjusted annually on 1 July each year. Such adjustment shall be at the rate of movement of the Consumer Price Index as set by Statistics New Zealand from 31 March in the preceding year to 1 April in the current year. All rates shall be rounded up to the nearest .01c before the addition of GST.

- (b) Regional Levies
 - (i) Upon the request of any twenty five (25) members of clubs which use any New Zealand Kennel Club owned or proposed facility the Executive Council may approve in principle a proposal for the imposition of a Regional Levy.
 - (ii) A Regional levy can be instituted only if the purpose of the levy is for the provision, development or maintenance, of New Zealand Kennel Club owned and operated facilities.
 - (iii) The Executive Council, in consultation with Clubs (or their representatives as in (i) within the area concerned, shall define the boundaries of any region that would benefit from the imposition of a Regional Levy.
 - (iv) Any proposed Regional Levy shall be placed before a Special General Meeting at which voting is restricted to:
 - (c) one vote for each affiliated, associated or recognised society domiciled in the defined region who has a delegate present.
 - (d) a delegate having one vote only, and representing only one society.
 - (e) the Chairperson (who shall be the chairperson of the New Zealand Kennel Club property concerned, or in the case of a proposed facility which has no property committee, an Executive Council nominated appointee) shall, provided they are a delegate, have a deliberate vote only.
 - (i) A Special General meeting held under this rule shall be called a Regional Special General meeting and shall be conducted in all relevant respects (subject to clause (iv) of this rule and that a quorum for the Regional Special General Meeting shall consist of 10 delegates representing societies within the proposed boundaries) as if it were a Special General Meeting. Such Special General Meeting shall be held in the area of the Region concerned.
 - (ii) For a Regional Levy to be imposed it must be approved by not less than two thirds majority of those present and entitled to vote.
 - (iii) A Regional Levy once approved shall be payable and become part of the New Zealand Kennel Club membership fee of all members residing in the defined region in addition to membership fees set at any Annual Conference of Delegates and all be payable at the same time as the annual membership fees of these members are due and payable.
 - (iv) A Regional Levy can be imposed upon individual members only, not societies.
 - (v) A Regional Levy shall be imposed for:-
 - (f) finite period of time not exceeding five years.

- (g) specified amount.

37. ALTERATION OF RULES

- (a) The Rules of the New Zealand Kennel Club may be altered, added to or rescinded by resolution passed by a majority of not less than two-thirds of those voting in respect thereof at any Annual Conference of Delegates provided that not less than three months previous notice shall be given of the meeting, and two months notice in writing of the proposed alteration, addition or rescission has been given to the Director/Secretary, who shall forward a copy of such notice to each affiliated society and body or individual entitled to appoint delegates to such annual conference (pursuant to Rule 16 hereof), twenty-eight clear days before the date of the meeting at which it is to be discussed.
- (b) Subject to Rule 37(d) The Rules of the New Zealand Kennel Club may be altered, added to or rescinded by resolution passed by a majority of not less than two-thirds of those voting in respect thereof at any Special General Meeting of Delegates provided that not less than two months previous notice shall be given of the meeting, and one months notice in writing of the proposed alteration, addition or rescission has been given to the Director/Secretary, who shall forward a copy of such notice to each affiliated society and body or individual entitled to appoint delegates to such special general meeting (pursuant to Rule 16 hereof), twenty-one clear days before the date of the meeting at which it is to be discussed.
- (c) Notwithstanding the requirement of a two-thirds majority contained in sub-paragraph (a) hereof, it is expressly provided that this requirement shall not apply in the case of the amount payable for fees under Rule 12 hereof; and for show levies under Rule 36 (a) (i), (ii) and (iii) respectively, which may be altered at an annual conference or at a special general meeting by a simple majority of those delegates voting in respect of such proposed alterations.
- (d) Notwithstanding Rule 37(b) hereof, no addition to alteration of Rule 31(b) hereof shall be approved by the New Zealand Kennel Club without having the prior approval of the Inland Revenue Department.

38. OTHER MATTERS

Should any matter or anything arise which is not provided for in these Rules, it shall be dealt with by the Executive Council.

The foregoing Rules were adopted at the Annual Conference of Delegates of Affiliated Societies of New Zealand Kennel Club held at Wellington on the 18th Day June, 2011.