

CONSTITUTION

Effective from 30th November 2014



Australian Miniature Horse Society (AMHS)
Australian Miniature Pony Registry (AMPR)
American Shetland Pony of Australia Registry (ASPA)
Australian Show Horse Foundation Registry (ASFR)



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FOREWORD

All rights reserved. This publication is, and always remains the sole property of AMHS Inc and may not be republished without the written permission of the AMHS National Committee.

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The Australian Miniature Horse Society Inc. was founded in May 2011 to provide for a Member-friendly Society, dedicated wholly and completely to one breed of horse - the Miniature Horse. The Society expanded its objectives in 2012 at Members' requests and, as a result, the Society now is able to cover and promote other forms of small breeds of equines as well under the AMHS umbrella.

The AMHS Inc is a not-for-profit organization.

The Miniature Horse and other forms of small breeds of equines are truly unique and special animals. They are beautiful, elegant, highly intelligent and affectionate. They may be of subtle or spectacular colour, a show or companion horse, a stud or performance horse, or they may be all these. Any colour or pattern is equally acceptable, as is any eye colour.

The breed standard provides, "If there were no size reference, the Miniature Horse and other forms of small breeds of equines might give the illusion of being a full sized horse". The general impression should be one of refinement, symmetry and agility, with an alert intelligence.

There shall be adult height categories which shall be strictly enforced. There are also heights for age requirements that apply within the Society.

Membership in AMHS Inc is a privilege available to all persons who subscribe fully to the aims and the objectives, Constitution and Show Rules, and decisions and actions of the Society.

Only full regular Members and the nominated family Member have voting rights and the ability to hold positions in the Society.

All Memberships are renewable on or by the 1st of July each year. Any time a change in class of Membership is needed, a new application must be filled out.

An official publication of the Society, "*Elite*", is published by AMHS Inc on a regular basis. This publication is an excellent source of information about the breeds, the studs involved, the care and management of miniature horses and other small breeds of equines, and current events and results.

Miniature horses and other small breeds of equines may be exhibited at many shows throughout Australia. This gives Breeders and Exhibitors opportunities to show their horses to the general public as well as for competition.

These Constitution and Show Rules represent all the current Rules and Regulations of the Society.

Should there be any queries which are not answered herein, you are welcome to contact the Society. The contact numbers and details for the Society are available at:

www.amhs.com.au



OBJECTIVES OF THE ASSOCIATION

1 The objectives of this Association are:

(a) To promote the identity, popularity and perpetuation of the Miniature Horse and/or other Small Equines;

(b) to aid and encourage the breeding, exhibiting, use and perpetuation of Miniature Horses and/or other Small Equines; promote and co-ordinate show activities; promote and encourage exhibiting in open classes; co-ordinate and co-operate with Agricultural Societies in providing qualified judges for shows; and in devising and adopting show rules, regulations and standards;

(c) to formulate publicity and educational programs and other activities in the interests of Miniature and Small Equines owners, Societies, Associations, Clubs and enthusiasts, for the purpose of stimulating popular interest in the Miniature and other Small breeds of equines; and to promote continuing education of Members and the general public in the care, management and use of these small breeds of equines;

(d) to co-operate with other organisations with similar interests in Miniature and other Small Breeds of Equines;

(e) to own, operate and maintain a Miniature Horse Registry and/or, at the Committee's discretion, a number of Registries and Stud Books for Miniature horse, pony and or other small equines, either solely or in co-operation with other organisations;

(f) to engage in any manner of business to raise money for the purposes above;

(g) to engage in any and all forms of business transactions or enterprises a natural person might do, except as limited by law;

(h) to publish and distribute an official publication to forward the aims, ideals and news of the Society, its Members and other interested parties;

(i) to receive donations and bequests;

(j) to do any and all things necessary or appropriate to accomplish Objects and purposes as stated herein and as set forth in the Articles of Incorporation.

2. The property and income of the Society shall be applied solely towards the promotion of the Objectives of the Society and no part of that property or income may be paid or otherwise distributed directly, or indirectly, to Members, except in good faith in the promotion of these objectives.



Part 1 - Preliminary

1. Definitions

(1) In this Constitution:

Director-General means the Director-General of the Department of Services, Technology and Administration.

Ordinary Committee Member means a Member of the National Committee who is not an office-bearer of the Association.

Committee means the National Committee of Management unless otherwise stipulated.

National Secretary means:

(a) the person holding office under this constitution as Secretary of the Association, or

(b) if no such person holds that office - the Public Officer of the Association.

the Act means the *Associations Incorporation Act 2009*.

the Regulation means the *Associations Incorporation Regulation 2010*.

Horse unless otherwise stated refers to all eligible breeds of equines within the Registries maintained by the Australian Miniature Horse Society Inc. (AMHS/AMPR/ASPA/ASFR Registries) and includes Horse Miniature Horse, Small Horse, Miniature Pony, Appendix Pony, Little Horse, Small Foundation and American Shetland Pony.

AMHS means the Australian Miniature Horse Society

AMPR means the Australian Miniature Pony Registry

ASPA means the American Shetland Pony of Australia Registry

ASFR means the Australian Show Horse Foundation Registry

Association means a Registry, Society or any Association as referred to under the Associations Incorporation Act 2009 and or the Associations Incorporation Regulation 2010 and shall mean Society in relation to AMHS Inc.

Natural person means a real human being, as distinguished from a corporation which is often treated at law as a fictitious person.

Lessee is a person and/or persons listed on the Association's records as leasing a horse

from the owner through the Association's records. Such a lessee on the Association's records shall be identical with the name in which the Membership exists. Lessee does not constitute proof of legal or beneficial ownership of any horse.

Lessor is a person and/or persons listed on the Society's records as the owner of the horse and has leased the horse through the Association's records. Such a lessor on the Association's records shall be identical with the name in which the Membership exists. Lessor does not constitute proof of legal or beneficial ownership of any horse.

(2) In this Constitution:

(a) a reference to a function includes a reference to a power, authority and duty, and

(b) a reference to the exercise of a function includes, if the function is a duty, a reference to the performance of the duty.

(3) The provisions of the *Interpretation Act 1987* apply to and in respect of this constitution in the same manner as those provisions would so apply if this constitution were an instrument made under the Act.



Part 2 - Membership

2. Membership generally

- (1) A person is eligible to be a Member of the Society if:
 - (a) the person is a natural person, and
 - (b) the person has been nominated and approved for Membership of the Association in accordance with Clause 2.
- (2) A person is taken to be a Member of the Society if the person was one of the individuals on whose behalf an application for registration of the Society under section 6 (1) (a) of the Act was made.

3. Membership Classifications

The Society shall provide eight (8) types of Membership as follows:

- (1) **Single Membership:** A single person owning or leasing a horse registered with the Society and is entitled to the Society magazine and one vote;
- (2) **Family Membership:** Two (2) adults and all their children under 18 years of age. (Families must designate a nominated Member.)
or
Two (2) adults in the same family (eg. mother and adult son) owning or leasing a horse registered with this Society. (Families must designate a nominated Member.) The Family Membership can only include two generations and is entitled to one copy of the Society magazine and one vote from the designated Member.
- (3) **Youth Membership:** A single youth under 18 years of age, who may or may not own a miniature horse at the time of application. This membership is entitled to the Society magazine but is not entitled to vote. Membership applications and any subsequent registration applications/transfers/leases submitted by a Youth Member must carry the signature of a parent or guardian nominated at the time of joining the Society
- (4) **Derived Membership (Co-ownership):** A Membership created to facilitate the recording of co-owned horses belonging to two or more individual Members. In conjunction with this Membership, all such Individual Members who wish to register co-owned horses need to be current financial Members of the Society and hold a current Membership in their own right.
 - a) The Derived Membership is payable as a once-only occurrence and only renewable if a transfer of ownership is to occur.
 - b) Both co-owners must remain financial Members of the Society in their own right.
 - c) Either Member can submit paperwork and/or sign documents regarding the animal with the exception of transfer of ownership, when all recorded co-owners must agree and sign accordingly.
 - d) Either Member can submit registrations for offspring from the animal in their individual names providing it is co-signed by the other partner/s.
 - e) Any disputes arising from, or in regard to, the animal are the co-owners' responsibility to rectify and no transactions, transfer or registration will occur until this has occurred.

The Derived Membership is not entitled to a vote or the Society magazine.

- (5) **Associate Membership:** A person who owns horses or ponies but does not necessarily have any AMHS horses or ponies registered in their name but wishes to handle or show



horses or ponies at an AMHS Inc show in the show ring on behalf of themselves or other Members. This Membership is entitled to the Society magazine but not entitled to vote.

(6) **Handler Membership:** A person who does not have any AMHS-registered horses in their name but wishes to handle horses at an AMHS Inc show in the show ring on behalf of other Members. This Membership is not entitled to a vote or the Society magazine.

(7) **Overseas Membership:** A person who resides overseas. This membership is entitled to the Society magazine but is not entitled to a vote.

(8) **Corporate/Schools Membership:** Corporations, schools or other educational institutions. This membership covers all those persons enrolled/registered with the body and is entitled to the Society magazine but is not entitled to a vote.

Note: Membership is a privilege conferred or granted upon a person applying for such a Membership by the National Committee. It is not an automatic right. Membership is wholly determined by the National Committee on a case by case basis.

4. Nomination for Membership

(1) A nomination of a person for Membership of the Association:

(a) must be made in writing in the Associations prescribed form and be accompanied by the sum payable under this constitution by a Member as entrance fee and annual subscription, and

(b) must be lodged with the National Secretary of the Association.

(2) As soon as practicable after receiving a nomination for Membership, the Secretary must refer the nomination to the Committee which is to determine whether to approve or to reject the nomination.

(3) As soon as practicable after the Committee makes that determination, the National Secretary must:

(a) notify the nominee, in writing, that the Committee approved or rejected the nomination (whichever is applicable)

(4) The National Secretary must, on payment by an accepted nominee of the entrance fee and annual subscription, enter or cause to be entered the nominee's name in the Register of Members and, on the name being so entered, the nominee becomes a Member of the Association.

5. Cessation of Membership

A person ceases to be a Member of the Society if the person:

(a) dies, or

(b) resigns his or her Membership in writing to the National Secretary, or

(c) is expelled from the Association, or

(d) fails to pay the annual Membership fee under clause 9 (2) within 3 months after the fee is due.

A Member loses all privileges as soon as they become un-financial by not renewing their Membership on/before the 1st July each year (this includes voting, showing, registration and the right to hold a State or National Committee position which would therefore be deemed vacant as soon as they become un-financial eg 2nd July). The un-financial person/s have three months after the 1st July each year to renew if they wish to avoid having to re-apply for Membership which would include having to pay the additional joining fee and to restore applicable privileges.

Upon ceasing to be a Member, all AMHS Inc property must be returned to the Society



within twenty one (21) days (applies particularly to, but not limited to person/s who held a Committee position at either State or National level), this includes all paperwork, correspondence and material relating to AMHS Inc. Once the Society confirms receipt, any electronic forms of AMHS Inc property (eg Member related correspondence, contact information etc) is to be removed from the person's possession (includes electronic forms of membership related material eg on computers, laptops etc). Failure to do so is a direct breach of our Constitution and will result in future membership being declined and/or further disciplinary action being taken at the discretion of the National Committee.

6. Membership entitlements not transferable

A right, privilege or obligation which a person has by reason of being a Member of the Association:

- (a) is not capable of being transferred or transmitted to another person, and
- (b) terminates on cessation of the person's Membership.

7. Resignation of Membership

- (1) A Member of the Association may resign from Membership of the Association by first giving to the National Secretary written notice of at least one month (or such other period as the Committee may determine) of the Member's intention to resign and, on the expiration of the period of notice, the Member ceases to be a Member.
- (2) If a Member of the Association ceases to be a Member under subclause (1) and in every other case where a Member ceases to hold Membership, the Secretary must make an appropriate entry in the Register of Members recording the date on which the Member ceased to be a Member.

8. Register of Members

- (1) The National Registrar/Office of the Society must establish and maintain a Register of Members of the Society specifying the name and postal or residential address of each person who is a Member of the Society together with the date on which the person became a Member.
- (2) The Register of Members must be kept in New South Wales:
 - (a) at the main premises of the Society, or
 - (b) if the Society has no premises, at the Societies official address maintained by the Registrar.
- (3) A Member, Non Member or any Representative of the Society must not use information about a person obtained from the Register (either directly or indirectly obtained) to contact or send material to person/s identified, which is not approved by the National/State Committee prior to distribution. Anyone found in breach of this rule will have membership privileges revoked immediately, future membership may be denied and/or disciplinary action taken at the discretion of the National Committee.

9. Fees and subscriptions

- (1) A New Member of the Society (or a person applying to re-join after the 1st October) must, on admission to Membership, pay the set joining fee determined by the Committee.
- (2) In addition to any amount payable by the Member under subclause (1), a Member of the Association must pay to the Association an annual Membership fee which is an amount determined by the Committee:
 - (a) except as provided by paragraph (b), before 1 July in each calendar year, or
 - (b) if the Member becomes a Member on or after 1 July in any calendar year - on becoming



a Member and before 1 July in each succeeding calendar year.

- (3) A Member who does not renew their Membership by 1 July each calendar year is deemed non financial/current and therefore does not have rights for the following: to hold a Committee Position (State or National level), voting, registration, showing or any other Association privileges until such time as his/her Membership is fully paid eg if the person in question held a National Committee position which is a two (2) year term, the person MUST remain a current/financial Member (must renew their membership prior to the 1st July each year) as failure to do so will result in the person becoming non financial/current therefore losing all privileges including holding a Committee Position and voting rights. They are to be immediately removed from the Committee Position which will therefore be declared vacant and is to be filled as per Part 3/Section 27 Casual Vacancies of our Constitution.
- (4) Any person joining the Society for the first time (not applicable to renewing Members) who joins after 31st December in any calendar year shall pay half the fee applicable to the full Membership fee in addition to a full rejoining fee.
- (5) No fee once paid into the Association's account shall be refunded unless the Member can show extenuating circumstance

10. Members' liabilities

The liability of a Member of the Association to contribute towards the payment of the debts and liabilities of the Association or the costs, charges and expenses of the winding up of the Association is limited to the amount, if any, unpaid by the Member in respect of Membership of the Association as required by clause 9.

11. Privileges of Membership

While in good standing, all Current/Financial Members shall have equal rights, interest and responsibilities with respect to the Society and its property. The privileges of a Current/Financial Member shall be:

- (1) Having paid a Full Membership at least one (1) month prior to a Special General Meeting or an Annual General Meeting, the Member has the right to receive voting materials (including postal voting), to attend and vote at the Annual General Meeting and any Special General Meetings of the Society;
- (2) Shall be granted and have floor privileges;
- (3) The right to register such horses bred or purchased by them as eligible for such registration;
- (4) The right to submit stallion returns for stallions owned or leased on or by due date.
- (5) The right to stand for election or hold a position on either State and/or National Committee (subject to the criteria to do so contained within this Constitution);
- (6) The right to compete for any prize available for competition by Members of AMHS;
- (7) Members shall be duty bound to obey and be bound by all articles of incorporation, rules and regulations of the Society and decisions or actions of the National Committee

12. Resolution of disputes

- (1) A dispute between a Member and another Member (in their capacity as Members) of the Association, or a dispute between a Member or Members and the Association, are to be referred to a Community Justice Centre for mediation under the *Community Justice Centres Act 1983*.
- (2) If a dispute is not resolved by mediation within 3 months of the referral to a Community Justice Centre, the dispute is to be referred to arbitration.
- (3) The *Commercial Arbitration Act 1984* applies to any such dispute referred to arbitration.



13. Disciplining of Members

- (1) A complaint may be made, in writing, to the Committee by any person that a Member of the Association:
 - (a) has refused or neglected to comply with a provision or provisions of this Constitution, or
 - (b) has wilfully acted in a manner prejudicial to the interests of the Association.
- (2) The Committee may refuse to deal with a complaint if it considers the complaint to be trivial or vexatious in nature.
- (3) Where there is serious complaint against a Member, or where the reputation or integrity of a Member is challenged or questioned, any hearing or discussion by Committee at any meeting shall be held in 'camera'.
- (4) If the Committee decides to deal with the complaint, the Committee:
 - (a) must appoint a person to conduct a full and independent and impartial investigation of the complaint and report his/her findings to the Committee; and
 - (b) must cause notice of the complaint to be served on the Member concerned, and
 - (c) must give the Member at least 14 days from the time the notice is served within which to make submissions to the Committee in connection with the complaint, and
 - (d) must take into consideration any submissions made by the Member in connection with the complaint; and
 - (e) must ensure full natural justice is and has at all times been given.
- (5) The Committee may, expel the Member from the Association or suspend the Member from Membership of the Association if, after considering the complaint and any submissions made in connection with the complaint, it is satisfied that the facts alleged in the complaint have been proved and the expulsion or suspension is warranted in the circumstances.
- (6) If the Committee expels or suspends a Member, the secretary must, within 7 days after the action is taken, cause written notice to be given to the Member of the action taken, of the reasons given by the Committee for having taken that action and of the Member's right of appeal under clause 14.
- (7) The expulsion or suspension does not take effect:
 - (a) until the expiration of the period within which the Member is entitled to appeal against the resolution concerned, or
 - (b) if within that period the Member exercises the right of appeal, unless and until the Association confirms the resolution under clause 14, whichever is the later.

14. Right of appeal of disciplined Member

- (1) A Member may appeal to the Association in general meeting against a resolution of the Committee under clause 13, within 5 working days after notice of the resolution is served on the Member, by lodging with the secretary a notice to that effect.
- (2) The notice may, but need not, be accompanied by a statement of the grounds on which the Member intends to rely for the purposes of the appeal.
- (3) On receipt of a notice from a Member under subclause (1), the secretary must notify the Committee which is to convene a general meeting of the Association to be held within 28 days after the date on which the secretary received the notice.
- (4) At a general meeting of the Association convened under subclause (3):
 - (a) no business other than the question of the appeal is to be transacted, and



- (b) the Committee and the Member must be given the opportunity to state their respective cases orally or in writing, or both, and
 - (c) the Members present are to vote by secret ballot on the question of whether the resolution should be confirmed or revoked.
- (5) The appeal is to be determined by a simple majority of votes cast by Members of the Association.

15. Violations – refusal to assist

No person shall refuse, on reasonable request, to assist the Association, its Officers, Committees, or Agents, in locating, identifying, and inspecting, or to answer promptly and truthfully any inquiry concerning a horse or an ancestor thereof, in his or her ownership or control, which has been registered, or for which application to register has been made.

16. Violations – refusal to return AMHS Inc property

No person shall refuse a Society request for the return of any AMHS Inc property. Registration Certificates remain the property of AMHS Inc. and may be requested at any stage to be returned, either before, after, or pending an investigation/hearing to determine registration or participation privileges in Association's approved events. The Association may retain possession of a certificate until resolution of the matter for which the return of the certificate was requested. Refusal to return any property of the Society will result in immediate privileges being revoked, future membership may be denied and/or disciplinary action to be taken at the discretion of the National Committee.

17. Non payment of obligation

Any Member may be suspended and denied privileges of the Association and non-Member may be denied privileges of the Association by the Committee for the failure to pay when due any obligation owing to the Association; provided that fifteen (15) working days before action by the Committee, written notice of the account due and the intention to suspend or withhold privileges of the Association shall be mailed to such Member or Non-Member. The Membership rights of all Members whose cheques are returned to the Association be suspended until replacement cleared funds are deposited in the bank account of AMHS Inc along with the current dishonour fee. No further paperwork will be processed at National Office and the Official Publication subscription of the Member will also be suspended until the matter is resolved.

18. Intent to violate

A Member or Non-Member shall not individually or conspire with another person(s) to intentionally violate the Constitution, Show Rules & Code of Conduct, Ethics & Bullying of the Society, or to knowingly contribute or co-operate with another person(s), either by affirmative action or inaction. Violation of this Rule shall subject such Member or Non-Member to having all privileges revoked immediately, future Membership to the Society can be refused and disciplinary action also taken at the discretion of National Committee, whether or not such person has actually signed reports filed with the Association asserted to be true or correct.

- (1) Influencing an Official - It shall be illegal to influence a horse show Judge by reason of favours, coercion, or monetary gain.
- (2) Intent to Malign - No person shall engage in any act adversely affecting the purpose, objectives, reputation or good name of the Society, Committee, Representatives or any other Member.



19. Fraudulent practices

- (1) False Endorsements - No person shall represent, by advertisement, claim, or otherwise, that a horse has earned or is entitled to any official Association designation, honours, or titles, prior to actual recording of such designation, honour, or title in the records of the Association.
- (2) False Representations - No person shall represent any horse owned or managed by him or her to be registered with the Association unless the same is registered in the official records of the Association; and, no person shall represent as a Miniature Horse any horse other than those horses which meet AMHS Inc established definition of a miniature horse and for which a certificate of registration was issued.
- (3) False statements - All information furnished to the Association as a basis for any action by the Association or any of its Officers with respect to any horse, must be true and correct.
- (4) False certificates - No person, Firm, or Corporation shall issue, sell, exchange, give away, or receive, or offer to do any thereof, any false or fraudulent certificate, representing the same to be a genuine official certificate issued by the Association.
- (5) False identification - No person, Firm, or Corporation shall sell, give away, exchange, or receive any registration certificates of the Association without the transfer of the same and correct horse.
- (6) Name of Horse - No person shall advertise, or enter in any horse event or competition, any horse registered with the Association by any other name than its complete registered name.
- (7) Ringers and Look-a-likes - No person shall represent as a registered Miniature Horse, any horse other than the horse for which the AMHS Inc certificate was issued.
- (8) Alteration of Certificate - No change in or alteration of a certificate of registration or identification required by the Association shall be made except by the Association upon proper evidence of the necessity for such change or alteration, by reason of change in colour or markings; change in height, mistake or the like; nor shall any person display or advertise or have in his or her possession any such certificate that has been changed or altered otherwise than by the Association or on its authority.
- (9) Alteration of markings - No person shall alter, in any way change, or attempt to hide or alter the natural markings of a horse, by surgery, dye, or any other manner.
- (10) Cosmetic surgery - Any surgical procedure, other than gelding, which should affect the horse's performance or alter its natural conformation or appearance is prohibited, except for those surgical procedures performed by a duly licensed Veterinarian for the sole purpose of protecting the health of the horse.

20. Penalties

Any Member may be suspended or expelled from the Association, and any Member or Non-Member may be denied any and all privileges of the Association by the Committee whenever

it is established by satisfactory evidence that such Member or Non-Member has violated any pertinent By-law, Rule, Regulation or policy of the Association.

- (1) On or after such time as any person has been suspended, expelled or denied Association's privileges, in addition to other provisions of these rules or policies of the Association, the following restrictions may apply -
 - (a) Participation, Accredited Privileges - Such person shall not participate, and shall be ineligible to participate in any AMHS Inc approved events, shows, or functions, nor shall such person be eligible to hold any other Association accreditation.
 - (b) Registration and Transfer Privileges - Such person shall not be eligible to register any horse with the Association, nor transfer registered horses into his or her name or in names of any of the above.



- (c) All offspring's eligibility for Registration - No horse shall be registered which is either sired by a stallion or out of a mare owned by such person during the suspension period or after expulsion from AMHS Inc when the breeding date is on or subsequent to the date of disciplinary action. All records of breeding for the twelve (12) months prior to the disciplinary action, under this rule, shall be submitted on proper written and signed forms, within ten (10) working days after notice of disciplinary action.
- (d) Horse's Eligibility to participate in Shows - No horse which is recorded in the name of such person, is eligible to participate in any event approved or recognised by the Association, as shows and sales.
- (e) Personal Signature Recognition - The Association shall not accept the signature of such person, on registration applications, breeding certificates, or stallion breeding reports evidencing breeding on or after date of such disciplinary action.
 - i) Such signatures will be honoured on transfers and bills of sale for the purpose of allowing such disciplined person to transfer horses recorded in his or her ownership at the time of such disciplinary action.
 - ii) Written leases filed with the Association prior to time of disciplinary action and covering horses owned by the disciplined person shall remain valid and the signature of the lessee shall be accepted during the term of lease, but for no renewal thereof.
- (f) Any Member who has been suspended or expelled cannot hold a State or National Committee position for one (1) year after their privileges have been restored.
- (2) Agents and Employees - If any person acting as an Agent for the Owner of a horse or any person having horses owned by another in his or her care, custody or control, is found to have violated the Constitution or Show Rules, the Committee may proceed against that person as provided for in these Rules. In addition, the Committee may direct the Association to refuse acceptance of any registration, or transfer of certificates of registration, or breeder's certificates, or all three, for horses which are in such person's care, custody or control.
- (3) Further Action - During the period of expulsion, suspension, or denial of Association's privileges, failure to comply with these restrictions and any other expressed condition or restriction of said disciplinary action, may constitute grounds for further disciplinary action.
- (4) Restoration of Privileges - The Committee may restore privileges, including Membership, to any person who has been denied privileges pursuant to this rule, upon application and satisfactory showing by such person that restoration of privileges is warranted.
- (5) Notices - Any and all notices required or permitted under these rules and regulations will be deemed given on the date such notice is mailed to a person's last known address according to the Association's records.

Part 3 - The Committee

21. Powers of the Committee

Subject to the Act, the Regulation and this constitution and to any resolution passed by the Association in general meeting, the Committee:

- (a) is to manage the affairs of the Association, and
- (b) may exercise all such functions as may be exercised by the Association, other than those functions that are required by this constitution to be exercised by a general meeting of Members of the Association, and
- (c) has power to perform all such acts and do all such things as appear to the Committee to be necessary or desirable for the proper management of the affairs of the Association.



22. Composition and Membership of Committee

- (1) The Committee is to consist of:
 - (a) the office-bearers of the Society, and
 - (b) at least 3 ordinary Committee Members, each of whom is to be elected at the Annual General Meeting of the Association under Clause 17.
- (2) The total number of Committee Members is to be 7.
- (3) The office-bearers of the Association are as follows:
 - (a) the President,
 - (b) the Vice-President,
 - (c) the Treasurer,
 - (d) the Secretary,
- (4) Each Member of the Committee is, subject to this constitution, to hold office until the conclusion of the second annual general meeting following the date of the Member's election, but is eligible to stand for re-election.
- (5) At no time can any person elected to Committee hold any more than one position apart from the position of State Representative unless there are no other candidates and they are in a caretaker role. The National Committee of Management shall never include two Members from the one family, Stud, training establishment or other single entity.
- (6) Committee and Office Bearer positions are available to current Members of no less than one (1) year Membership and in good standing with the Association. Positions of President and Vice President can only be held by a Member who has had one year or more experience on National Committee, unless extreme circumstances occur and Committee deem this unnecessary. As the Association grows larger and becomes more professional, this would ensure that we always had Members with known expertise in these areas.
- (7) All Committee Members and Office Bearers (State and National level) agree to abide by a code of ethics and confidentiality of AMHS Inc whilst serving in such position wherein all Committee business (including discussions and correspondence) is private and confidential at all times (only Committee approved correspondence eg meeting minutes are to be distributed upon Committee authorisation). Representing the Members of the Society is a privilege and therefore all business is to be treated fairly without prejudice or discussion outside Committee without permission granted from Committee. Any Office Bearer or Committee Member who is found to have disregarded this article may be required to resign his or her position, membership privileges revoked immediately, future membership refused and disciplinary action also taken at the discretion of the balance of Committee.
- (8) Subject to clause 4, the first Members of the national Committee shall hold office as follows:
 - (a) at the 2013 annual general meeting the positions of Vice President, Treasurer and 1 ordinary Committee Member shall be eligible to stand for re-election; and
 - (b) at the 2014 annual general meeting the positions of President, Secretary, Editor and 1 ordinary Committee Member shall be eligible to stand for re-election.
- (9) In the event of a casual vacancy occurring on the Committee, the Committee shall invite nominations to fill the vacancy from the general Membership and
 - (a) if only one person is nominated, that person shall be deemed to be elected:



- (b) if more than one person is nominated, a secret ballot of the Committee shall be held;
 - (c) the ballot shall be declared by the Secretary immediately upon conclusion of the counting of votes (which shall be "first past the post") and;
 - (d) a Member appointed in accordance with subclause 6 a & b shall take office immediately and shall hold office until the conclusion of the annual general meeting next following the date of appointment.
- (10) In the event that an elected Executive Officer, is unable to complete the duties of that office, but still able to contribute to the Committee of Management, may, with the endorsement of the Committee of Management, stand down from that position and take up a vacant position on Committee of Management provided one is available. A current Committee Member may then with the Committee of Management endorsement take on the roll of that Executive position in a caretaker roll until the next election and will also be eligible to apply for that position at the next election. The vacating Member will be ineligible to stand for that position at the next election.
- (11) It shall not be ethical for any Executive, Committee Member or State Representative to hold a position or to serve on the Committee of any other Miniature and Small Equine Societies, Associations, Clubs or any relevant enthusiasts' group at the same time as they are serving in any AMHS capacity as it shall be deemed a conflict of interest.
- (12) In the event that a Member resigns from a State or National Committee position, they are ineligible to stand for another position with the Society for the following two (2) years, unless extenuating circumstances apply which may be accepted at the discretion of National Committee

23. Election of Committee Members

- (1) In respect of nominations of candidates for election as office-bearers of the Association or as ordinary Committee Members:
- (a) only a Member of good standing who has been a financial Member for the period of at least one year may be nominated for election as an office bearer or ordinary Committee Member; and
 - (b) nominations for such elections shall be on the prescribed form which must be fully completed in accordance with its terms; and
 - (c) Nominations shall be delivered to the National Secretary at least 30 days before the date fixed for the holding of the Annual General Meeting at which the election results are to be announced;
- (2) If insufficient nominations are received to fill all vacancies on the Committee, the candidates nominated are taken to be elected and further nominations are to be received at the annual general meeting.
- (3) If insufficient further nominations are received, any vacant positions remaining on the Committee are taken to be casual vacancies.
- (4) If the number of nominations received is equal to the number of vacancies to be filled, the persons nominated are taken to be elected.
- (5) After nominations close and it is found that there are insufficient nominations to fill all the positions, and If insufficient further nominations are not received from the floor at the Annual General Meeting, any vacant positions remaining on the Committee following the Annual General Meeting are then taken to be casual vacancies, and filled in the manner prescribed as per Article 27.



- (6) The ballot for the election of Office-bearers and Ordinary Committee Members of the Committee, along with the ballot for any Ordinary and Special Resolutions submitted, is to be conducted by an independent electoral officer and the results announced at the Annual General Meeting;
- (7) Only persons who are financial Members as of thirty (30) days (one calendar month) prior to an Annual General Meeting or Special General Meeting being called shall be eligible to vote in the ballot.

24. President

- (1) Subject to this rule, the President shall preside at all General Meetings and Committee Meetings.
- (2) In the event of the absence from –
 - (a) A General Meeting of
 - i) the President, the Vice-President; or
 - ii) both the President and the Vice President, a Member elected by the other Members present at the General Meeting; or
 - (b) A Committee Meeting of –
 - i) the President, the Vice-President; or
 - ii) both the President and the Vice-President, a Committee Member elected by the other Committee Members present, shall preside at the General Meeting or Committee Meeting, as the case requires.
- (3) The President shall be Chief Officer of the Association and shall enforce the Constitution and Show Rules of the Association, and perform the duties incident to the position and Office, and which are required by law, and shall perform all other duties that may be prescribed from time to time by the Committee.

25. Secretary

- (1) The National Secretary of the Association must, as soon as practicable after being appointed as secretary, lodge notice with the Association of his or her address.
- (2) Co-ordinate the correspondence of the Society.
- (3) It is the duty of the secretary to keep minutes of:
 - (a) all appointments of office-bearers and Members of the Committee, and
 - (b) the names of Members of the Committee present at a Committee meeting or a general meeting, and
 - (c) all proceedings at Committee meetings and general meetings.
- (4) Minutes of proceedings at a meeting must be signed by the chairperson of the meeting or by the chairperson of the next succeeding meeting.

26. Treasurer

It is the duty of the National Treasurer of the Association to ensure:

- (a) that all money due to the Association is collected and received and that all payments authorised by the Association are made, and in so doing ensure that all cheques are signed by at least one (1) other National Committee Member other than himself or herself.
- (b) All online transactions are to be approved by National Committee prior to funds being transferred. Copies of Invoices and Receipts for all online transactions are to be maintained to verify transactions.
- (c) that correct books and accounts are kept showing the financial affairs of the Association, including full details of all receipts and expenditure connected with the activities of the Association.



- (d) As per National Committee request, financial reports such as Profit and Loss and Balance Sheet be submitted to Committee Meetings to be considered and form an attachment to the minutes of applicable Committee Meeting. A copy of End of Year Financials accepted at AGM are to be published in accordance with the Incorporations Act.
- (e) As per the Incorporations Act or National Committee, a full independent Audit be carried out on the finances of the Association in time to be presented at applicable AGM for approval by the Members of the Association at the AGM.

27. Casual vacancies

- (1) In the event of a casual vacancy occurring in the Membership of the Committee, the Committee may appoint a Member of the Association to fill the vacancy and the Member so appointed is to hold office, subject to this constitution, until the conclusion of the annual general meeting next following the date of the appointment.
- (2) A casual vacancy in the office of a Member of the Committee occurs if the Member:
 - (a) dies, or
 - (b) ceases to be a current/financial Member during the term of applicable Committee Position (eg a National Committee position term is two (2) years, the Member MUST remain current/financial continuously throughout that term (failure to renew Membership by 1 July each year will result in the position becoming vacant as the Member loses all privileges upon becoming non-financial/current) or
 - (c) becomes an insolvent under administration within the meaning of the *Corporations Act 2001* of the Commonwealth, or
 - (d) resigns office by notice in writing given to the secretary which is accepted by Committee, or
 - (e) is removed from office under clause 21, or
 - (f) becomes a mentally incapacitated person, or
 - (g) is absent without the consent of the President/State Representative or Committee from 3 consecutive meetings of the Committee, or
 - (h) is convicted of an offence involving fraud or dishonesty for which the maximum penalty on conviction is imprisonment for not less than 3 months, or
 - (i) is prohibited from being a director of a company under Part 2D.6 (Disqualification from managing corporations) of the *Corporations Act 2001* of the Commonwealth.
 - (j) If there is a vacant Office Bearer or Committee position following the Annual General Meeting, which was not filled by Member nomination from the floor of that Annual General Meeting

28. Removal of Committee Members

- (1) The Association in general meeting may by resolution remove any Member of the Committee from the office of Member before the expiration of the Member's term of office and may by resolution appoint another person to hold office until the next annual general meeting.
- (2) At least 15% or a minimum of 30 Members of the Association, whichever is the greater, in general meeting may by resolution create a spill of all National Committee positions from the office of Member before the expiration of the Member's term of office and may by resolution appoint other persons to hold the offices until the next annual general meeting.



- (3) If a Member of the Committee to whom a proposed resolution referred to in subclause (1) or (2) relates makes representations in writing to the secretary or president (not exceeding a reasonable length) within 30 days and requests that the representations be notified to the Members of the Association, the secretary or the president must send a copy of the representations to each Member of the Association and the Member is entitled to require that the representations be read out at the meeting at which the resolution is considered.

29. Committee meetings and quorum

- (1) The National Committee must meet either in person, by email, by teleconference or on-line at least three (3) times in each period of twelve (12) months at such place and time as the Committee may determine.
- (2) Additional meetings of the Committee may be convened by the president or by any Member of the Committee.
- (3) Oral or written notice of a meeting of the Committee must be given by the secretary to each Member of the Committee at least 5 working days before the time appointed for the holding of the meeting, unless extenuating circumstances apply.
- (4) Notice of a meeting given under subclause (3) must specify the general nature of the business to be transacted at the meeting and no business other than that business is to be transacted at the meeting, except business which the Committee Members who are present at the meeting agree, by simple majority, to treat as urgent business.
- (5) Half the number of the Members of the Committee elected plus one constitute a quorum for the transaction of the business of a meeting of the Committee.
- (6) No business is to be transacted by the Committee unless a quorum is present and if, within half an hour of the time appointed for the meeting, a quorum is not present, the meeting is to stand adjourned to the same place and at the same hour of the same day in the following week.
- (7) If at the adjourned meeting a quorum is not present within half an hour of the time appointed for the meeting, the meeting is to be dissolved.
- (8) At a meeting of the Committee:
 - (a) the president or, in the president's absence, the vice-president is to preside, or
 - (b) if the president and the vice-president are absent or unwilling to act, such one of the remaining Members of the Committee as may be chosen by the Members present at the meeting is to preside.
- (9) Minutes of proceedings at a meeting shall be signed by the presiding Committee Member.

30. Delegation by Committee to sub-Committee

- (1) The Committee may, by instrument in writing, delegate to one or more sub-Committees (consisting of such Member or Members of the Association as the Committee thinks fit) the exercise of such of the functions of the Committee as are specified in the instrument, other than:
 - (a) this power of delegation, and
 - (b) a function which is a duty imposed on the Committee by the Act or by any other law.
- (2) A function the exercise of which has been delegated to a sub-Committee under this clause may, while the delegation remains unrevoked, be exercised from time to time by the sub-Committee in accordance with the terms of the delegation.



- (3) A delegation under this clause may be made subject to such conditions or limitations as to the exercise of any function, or as to time or circumstances, as may be specified in the instrument of delegation.
- (4) Despite any delegation under this clause, the Committee may continue to exercise any function delegated.
- (5) Any act or thing done or suffered by a sub-Committee acting in the exercise of a delegation under this clause has the same force and effect as it would have if it had been done or suffered by the Committee.
- (6) The Committee may, by instrument in writing, revoke wholly or in part any delegation under this clause.
- (7) A sub-Committee may meet and adjourn as it thinks proper.

31. Voting and decisions

- (1) Questions arising at a meeting of the Committee or of any sub-Committee appointed by the Committee are to be determined by a majority of the votes of Members of the Committee or sub-Committee present at the meeting.
- (2) Each Member present at a meeting of the Committee or of any sub-Committee appointed by the Committee (including the person presiding at the meeting) is entitled to one vote which shall be made in person, by teleconference, on-line, email or by proxy to another Committee Member (given in writing to the Secretary). No Committee Member may hold more than two (2) other Committee Members' proxies. In the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.
- (3) Subject to clause 22 (5), the Committee may act despite any vacancy on the Committee.
- (4) Any act or thing done or suffered, or purporting to have been done or suffered, by the Committee or by a sub-Committee appointed by the Committee, is valid and effectual despite any defect that may afterwards be discovered in the appointment or qualification of any Member of the Committee or sub-Committee.

32. State Representatives

Apart from the Office Bearers and Committee there shall in addition be 2 State Representatives for each State or Territory with the exception of Victoria, South Australia and Tasmania who shall have 1 State Representative (who may also be elected as an Office Bearer or Committee Member).

- (1) Each State Representative is required to act as a chairperson to a compulsory State Committee with the Members of the Committee elected by the votes of all State Members.
- (2) Each State Representative shall represent the majority or consensus view of the State Committee in all matters dealt with by the Committee of Management.
- (3) The State Representative in each State is required to:
 - (a) Be a contact point for all Members in their respective State and be able to answer questions relating to registrations, issue forms and general information.
 - (b) Organise and co-ordinate shows, display days and general fundraising.
 - (c) Periodically submit to the Committee of Management a report on the organisation and co-ordination of shows, displays etc.
- (4) Manage all State affairs in conjunction with a State Committee in accordance with the following requirements:
 - (a) The Committee shall comprise of no more than four Regular Members plus the State Representative who shall be Chairperson.



- (b) Elections for State Representative and State Committee shall be held following the end of the show season in each State so that (subject to show seasons) elections in all States except Queensland shall take place in May, and in Queensland September.
 - (c) Voting for election shall be postal vote, following in general the Rules for postal voting at an AGM of the Association including the use of an Independent Returning Officer.
 - (d) Any casual vacancy shall be filled by the Member who receives the highest votes of any unsuccessful candidate at the last election and is willing to still accept nomination, but if there is no such Member, then the State Committee shall fill the vacancy by vote.
 - (e) Each State Committee Member including the State Representative shall have a deliberative vote, which shall be made in person, but in the case of an equality of votes the State Representative shall in addition have a casting vote.
 - (f) Questions shall be decided by simple majority vote.
 - (g) The quorum for a meeting shall be half the number of the Members elected plus one.
 - (h) The State Representative and State Committee shall maintain close co-ordination with the Secretary of the Association on all matters.
- (5) In the event that an elected State Representative is unable to complete the duties of that Office, but is still able to contribute to the Committee that they represent, may, with the endorsement of the said Committee, stand down from that position and take up a vacant position on the said Committee provided one is available. A current Committee Member may then with the said Committee's endorsement take on the roll of State Representative in a caretaker roll until the next election and will also be eligible to apply for that position at the next election. The vacating Member will be ineligible to stand for that specific position at the next election.



Part 4 - General Meetings

33. Annual General Meetings - holding of

- (1) The Society must hold its first Annual General Meeting within 18 months after its registration under the Act.
- (2) The Society must hold its Annual General Meetings:
 - (a) within 6 months after the close of the Association's financial year, or
 - (b) within such later time as may be allowed by the Director-General or prescribed by the Regulation.

34. Annual general meetings - calling of and business at

- (1) The annual general meeting of the Association is, subject to the Act and to clause 26, to be convened on such date and at such place and time as the Committee thinks fit.
- (2) In addition to any other business which may be transacted at an annual general meeting, the business of an annual general meeting is to include the following:
 - (a) to confirm the minutes of the last preceding annual general meeting and of any special general meeting held since that meeting,
 - (b) to receive from the Committee reports on the activities of the Association during the last preceding financial year,
 - (c) to announce results from the election of Office Bearers and Committee Members of the Society and to call for further nominations from the floor to fill any unfilled Office Bearer or Committee positions remaining on the Committee. If any unfilled positions remain after this process, they are to be filled as per Article 27 Casual Vacancies,
 - (d) to announce results of any Resolutions and/or Special Resolutions, as voted on by the Members, any alteration, amendment, addition or deletion to the Constitution and Rules of the Society.
 - (e) to receive and consider financial statements or reports as required by the National Committee or Commissioner under the Society's Constitution or the Act.
- (3) An annual general meeting must be specified as such in the notice convening it.

35. Special general meetings - calling of

- (1) The National Committee may, whenever it thinks fit, convene a special general meeting of the Association.
- (2) The Committee must, on the requisition in writing of at least 5 per cent of the total number of Members, convene a special general meeting of the Association.
- (3) A requisition of Members for a special general meeting:
 - (a) must state the purpose or purposes of the meeting, and
 - (b) must be signed by the Members making the requisition, and
 - (c) must be lodged with the National Secretary, and
 - (d) may consist of several documents in a similar form, each signed by one or more of the Members making the requisition.
- (4) If the Committee fails to convene a special general meeting to be held within 1 month after that date on which a requisition of Members for the meeting is lodged with the secretary, any one or more of the Members who made the requisition may convene a special general meeting to be held not later than 3 months after that date.



(5) A special general meeting convened by a Member or Members as referred to in subclause (4) must be convened as nearly as is practicable in the same manner as general meetings are convened by the Committee.

36. Notice

- (1) Except if the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the Association, the secretary must, at least 10 working days before the date fixed for the holding of the general meeting, give a notice to each Member specifying the place, date and time of the meeting and the nature of the business proposed to be transacted at the meeting.
- (2) If the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the Association, the secretary must, at least 21 days before the date fixed for the holding of the general meeting, cause notice to be given to each Member specifying, in addition to the matter required under subclause (1), the intention to propose the resolution as a special resolution.
- (3) No business other than that specified in the notice convening a general meeting is to be transacted at the meeting except, in the case of an annual general meeting, business which may be transacted under clause 28 (2).
- (4) A Member desiring to bring any business before a general meeting may give notice in writing of that business to the secretary who must include that business in the next notice calling a general meeting given after receipt of the notice from the Member.

37. Quorum for general meetings

- (1) No item of business is to be transacted at a general meeting unless a quorum of Members entitled under this constitution to vote is present during the time the meeting is considering that item.
- (2) Four Members present (being Members entitled under this constitution to vote at a general meeting) constitute a quorum for the transaction of the business of a general meeting.
- (3) If within half an hour after the appointed time for the commencement of a general meeting a quorum is not present, the meeting:
 - (a) if convened on the requisition of Members, is to be dissolved, and
 - (b) in any other case, is to stand adjourned to the same day in the following week at the same time and (unless another place is specified at the time of the adjournment by the person presiding at the meeting or communicated by written notice to Members given before the day to which the meeting is adjourned) at the same place.
- (4) If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the commencement of the meeting, the meeting shall be dissolved.

38. Presiding Member

- (1) The president or, in the president's absence, the vice-president, is to preside as chairperson at each general meeting of the Association.
- (2) If the president and the vice-president are absent or unwilling to act, the Members present must elect one of their number to preside as chairperson at the meeting.

39. Adjournment

- (1) The chairperson of a general meeting at which a quorum is present may, with the consent of the majority of Members present at the meeting, adjourn the meeting from time to time and place to place, but no business is to be transacted at an adjourned



meeting other than the business left unfinished at the meeting at which the adjournment took place.

- (2) If a general meeting is adjourned for 14 days or more, the secretary must give written or oral notice of the adjourned meeting to each Member of the Association stating the place, date and time of the meeting and the nature of the business to be transacted at the meeting.
- (3) Except as provided in subclauses (1) and (2), notice of an adjournment of a general meeting or of the business to be transacted at an adjourned meeting is not required to be given.

40. Making of decisions

- (1) A question arising at a general meeting of the Association is to be determined by either:
 - (a) a show of hands, or
 - (b) if on the motion of the chairperson or if 4 or more Members present at the meeting decide that the question should be determined by a written ballot—a written ballot.
- (2) If the question is to be determined by a show of hands, a declaration by the chairperson that a resolution has, on a show of hands, been carried or carried unanimously or carried by a particular majority or lost, or an entry to that effect in the minute book of the Association, is evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against that resolution.
- (3) If the question is to be determined by a written ballot, the ballot is to be conducted in accordance with the directions of the chairperson.

41. Special Resolutions

The Constitution and Rules of this Society may be added to, amended, altered, repealed and or cancelled by a Special Resolution approved by the Members at a General Meeting called for that purpose in accordance with Section 39 of the Act.

1. The AMHS Committee of Management may, if it finds necessary for good governance of the Society or where the Society, horses or Members are at risk, propose new rules and/or alter the AMHS Constitution, General Rules and Show Rules.
 - a) The Committee of Management may act upon any such an action they have taken and use it in a temporary capacity whilst awaiting Member approval
 - b) The Committee of Management must keep accurate records of how and/or to whom it has been applied in case the Members reject the alteration and the Committee of Management has to then undo what they have done, including the reimbursement of any monies paid
2. Any financial Member may lodge a Special Resolution with the Committee of Management. However, it must clearly indicate the Article, Section or Rule they are seeking to alter and clearly outline the change being made to it. It must also be accompanied by a memorandum of explanation and reason as to why they are submitting the Special Resolution. It must be signed by both the proposer and seconder.
3. No Special Resolution may be put to the Membership at a General Meeting that does not carry the mover's and seconder's names and their memorandum of reason as to why they are proposing such a Special Resolution
4. Where it is made to appear to the Commissioner that it is not practicable for the resolution to be passed in the manner specified in 41.3, then the resolution may be passed in a manner specified by the Commissioner.
5. The National Committee of Management may not:



- a. refuse to put forward any Special Resolution submitted to them
 - b. alter without the Members consent any Special Resolution submitted to them
 - c. nor may they remove any part of the resolution in any way
 - d. nor may they remove any part of or alter the Members memorandum of explanation/reason attached to it.
6. The National Committee of Management may attach a fair and reasonable assessment and a likely impact statement of the Special Resolution to any such Member's Special Resolution submitted to them prior to sending it to the Members to be voted on. In no instance may the National Committee canvas for or against the resolution or direct Members on how to vote for the resolution.
7. A Special Resolution is passed when a majority (at least three-quarters (75%) of such Members of the Society as being entitled under these rules to do so - voting in person, by postal ballot or by proxy - at a general meeting with at least 21 days written notice. This notice must specify the intention to propose the resolution as a special resolution, who is proposing and seconding it, and an explanation as to why it is being proposed.

When passed by the Members by way of Special Resolution, any additions, amendments or any other alterations to the AMHS Articles of Incorporation, Constitution and Rules are to be enforced once all statutory regulations are met.

42. Voting

- (1) On any question arising at a general meeting of the Society a specified eligible Member has one vote only.
- (2) All votes shall be given personally, in writing, by postal ballot or by proxy but no Member may hold more than twenty (20) proxies.
- (3) In the case of an equality of votes on a question at a general meeting, the Chairperson of the meeting is entitled to exercise a second or casting vote.
- (4) A Member is not entitled to vote at any General Meeting of the Society unless all money due and payable by the Member to the Society has been paid.
- (5) A Member is not entitled to vote at any General Meeting of the Society if the Member is under 18 years of age.
- (6) A Member is not entitled to vote at any General Meeting of the Society if the Member is not a current financial Member of the Society,
- (7) A specified Member must also be a Member at least thirty (30) days prior to an Annual General Meeting to be eligible to vote.

43. Appointment of Proxies

Each Member shall be entitled to appoint another Member as proxy by written notice given to the National Secretary no later than 4.30pm on the last normal working day prior to the meeting in respect of which the proxy is appointed.



- a) No Committee Member may hold more than 2 other Committee Members proxies at any meeting.
- b) No Committee Member may hold more than 20 other Members proxies at any meeting.
- c) No Member may hold more than 20 other Members proxies at any meeting..

Part 5 - Miscellaneous

44. Insurance

The Association shall effect and maintain insurance.

45. Funds - source

- (1) The funds of the Association are to be derived from entrance fees and annual subscriptions of Members, donations, sponsorship, advertising within the Association magazine and, subject to any resolution passed by the Association in general meeting, such other sources as the Committee determines.
- (2) All money received by the Association must be deposited as soon as practicable and without deduction to the credit of the Association's bank or other authorised deposit-taking institution account.
- (3) The Association must, as soon as practicable after receiving any money, issue an appropriate receipt.

46. Funds - management

- (1) Subject to any resolution passed by the Association in general meeting, the funds of the Association are to be used in pursuance of the objects of the Association in such manner as the Committee determines.
- (2) All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments must be signed by any 2 Members of the Committee or employees of the Association, being Members or employees authorised to do so by the Committee.

47. Change of name, objects and constitution

- (1) An application to the Director-General for registration of a change in the Association's name, objects or constitution in accordance with section 10 of the Act is to be made by the public officer or National Secretary.
- (2) The constitution and rules may only be altered or added to by a special resolution of the Association. Under no circumstance shall a Special Resolution, other than National Committee Resolutions, be forwarded to the Members to be voted on without the proposer's and seconder's names attached to that resolution.
- (3) These Articles of Incorporation passed by the Members by way of Special Resolution or Annual General Meeting to be enforced immediately all statutory regulations are met.
- (4) All resolutions passed to be published in the official publication of the Association and website updated.

48. Custody of books etc

Except as otherwise provided by this constitution, the National Secretary or public officer must keep in his or her custody or under his or her control all records, books and other documents relating to the Association.



49. Inspection of books etc

- (1) The following documents must be open to inspection, free of charge, by a Member of the Association at any reasonable hour:
 - (a) records, books and other financial documents of the Association,
 - (b) this constitution,
 - (c) minutes of all Committee meetings and general meetings of the Association.

50. Service of notices

- (1) For the purpose of this constitution, a notice may be served on or given to a person:
 - (a) by delivering it to the person personally, or
 - (b) by sending it by pre-paid post to the address of the person, or
 - (c) by sending it by facsimile transmission or some other form of electronic transmission to an address specified by the person for giving or serving the notice.
- (2) For the purpose of this constitution, a notice is taken, unless the contrary is proved, to have been given or served:
 - (a) in the case of a notice given or served personally, on the date on which it is received by the addressee, and
 - (b) in the case of a notice sent by pre-paid post, on the date when it would have been delivered in the ordinary course of post, and
 - (c) in the case of a notice sent by facsimile transmission or some other form of electronic transmission, on the date it was sent or, if the machine from which the transmission was sent produces a report indicating that the notice was sent on a later date, on that date.

51. Financial year

The financial year of the Society is:

- (a) the period of time commencing on the date of incorporation of the Society and ending on the following 30 June, and
- (b) each period of 12 months after the expiration of the previous financial year of the Society, commencing on 1 July and ending on the following 30 June.

52. Official publication

- (1) The name of the official publication of the Australian Miniature Horse Society Inc shall be called Elite.
- (2) The editorial policies and the policies of the official publication shall be set by Committee.
- (3) Subscriptions and advertising rates shall be recommended by the Treasurer and the Editor, and shall be approved by the Committee.

53. Society not liable

The Society, its Committee and other Officers, employees, representatives and agents, will attempt to obtain true and complete information relating to registrations, appeals, hearings and all other matters pertaining to Societies activities and business. Except for proven intentional wrong doings, neither the Society or any of the above will be liable in any way, whether in damages or otherwise, for the issuance of any certificate of registration, for the transfer of any certificate of registration, for the refusal to issue a certificate, for the issuance of any pedigree statements, for the refusal to transfer any certificates of



registration, for any disciplinary proceedings brought against or penalties imposed on any Member or Non-Member by or on behalf of the Association.

54. Constitution, General and Show Rules

1. Official Rules and Regulations

- a) *To comply with the Act*, the AMHS shall compile and publish Rule Book/s which shall be titled:
 - i. The Australian Miniature Horse Society Inc. Constitution
 - ii. The Australian Miniature Horse Society Inc. Show Rules
- b) They shall be made available to every Member free of charge, either as hard copy or as a CD-ROM. AMHS shall also publish the documents electronically on the Society's website as to be readily accessible at all times
- c) The Constitution and Rule Books are to be maintained in a fully up-to-date condition in accordance with the Act.
- d) Once rules are changed or amended, the new rule shall be enforced once all regulatory requirements have been met.

2. In extreme circumstances where the Society, Horses or Members are at risk, the National Committee of Management shall have authority to make, amend, repeal and enforce such rules and regulations, not contrary to law or other governing regulations.

- a) The Committee of Management may act upon any such an action they have taken and use it in a temporary capacity whilst awaiting Member approval, providing accurate records of how and or to whom it has been applied are kept.
- b) In the case where Members reject the alteration, the Committee of Management has to then undo what they have done, including reimbursement of any monies paid.
- c) Any changes enacted as per Rule 54.2 must be communicated to all financial Members by the most expedient means and published in the next official publication published after said decision, setting out the full reasons as to why the action was necessary and why it was taken in this way.

To comply with both the Act and the Society's Constitution, all of the foregoing is subject to revision or amendment and must be approved by Special Resolution by the Membership at the next Annual General Meeting or Special General Meeting of the Members as is stipulated under Item 41 of this Constitution and in accordance with Section 39 of the Act. These shall be published along with the Constitution of the Australian Miniature Horse Society Inc.

Part 6 – Registry & Stud book

55. Establishment

- (1) Establishment: The Committee shall be responsible for the Registry and Stud Book of the following: Australian Miniature Horse Society Inc. (AMHS), Australian Miniature Pony Registry (AMPR), American Shetland Pony of Australia Registry (ASPA) and the Australian Show Horse Foundation Registry (ASFR), all shall be under the supervision of the Registrar, or as dictated by the Committee.



(2) Open Registry: The above mentioned (AMHS, AMPR, ASPA & ASFR) Registries and Stud Book of the Australian Miniature Horse Society Inc. shall be open to eligible horses in the following categories:

- (a) Temporary registration: for Horses aged from 0 to under 48 months;
- (b) Permanent Registration: for all qualified Horses who have attained the age of 48 months and over.

For the purpose of these Rules, an eligible horse is one which meets the requirements of the Association's standard and meets the applicable Breed, Registration and Height requirements set out in Parts 7, 8, 9 & 10 of the Constitution and Rule 3 of the Show Rules.

(3) Height Limitations: at no time shall a Horse remain registered with this Society if its height exceeds such height requirements.

(4) Temporary and Permanent Registration: Qualified Horses/Ponies shall be issued temporary certificates of registration from birth until they attain the age of 48 months, or when they attain permanent status at age 48 months and complies with all Societies Breed Standards, a permanent registration certificate will be issued.

(5) The Committee shall recommend a schedule of fees to the Annual General Meeting, and the Committee shall determine, from time to time, the fees and charges for registration, issuance of certificates of registration, and the furnishing of any other instruments or documents of the Association pertaining to the structure for Members and Non-Members.

56. Branding and micro-chipping

(1) All horses registered with the Association must be branded or micro-chipped to comply with the regulations of the Association and with the Stock (Brands and Movement) Act current in this country. For Branding, this is as follows -

- (a) Near-side shoulder should bear the registered brand of the Breeder or Stud owning the horse at the time of birth.
- (b) Off-side shoulder should bear two numerals, one above the other as follows - The number on top represents the order in which the foal was born, in comparison to other foals born to the same Breeder or Stud, in the same breeding season, (e.g.: 1 for first foal of season etc); and the number beneath represents the breeding season, (e.g.: a 9 would represent the 1989 breeding season, a period from 1st August 1989 to 31st July 1990). In this instance it is assumed that it would be quite possible to recognize two horses born ten years apart, (e.g.: 1979 and 1989) both bearing the breeding season number of 9, and to distinguish the difference between them.

(2) The requirements of Rule 57 (branding) shall be satisfied by either traditional branding or by an optional microchip implant inserted in accordance with approved veterinary practice, provided the microchip does not contravene any legislative requirement for branding.

57. Measurement of horses

For Registration purposes, measurements of horses may be performed by the owner, any Regular Member of good standing or Registered Veterinary Practitioner. The onus is on the owner or Member doing the measuring to ensure that it is done with the utmost care and honesty, as the name, address and signature of the measurer will be required on all applications calling for the height measurement, and these details may also be recorded on the registration certificates of the horse concerned, for all to witness. Lameness shall disqualify the measurement. In the case of the transfer of a horse, if the Seller, Leaser, Agent and the Buyer, Lessee, Agent don't agree on the height and sign to that effect, then an independent measurement by another Member of good standing is required. National Committee reserves the right to check/re-measure any horse/pony at any age and any time.



58. Measurement procedure at a show

(1) Last Hair of Mane

The correct procedure for height verification by the method, Last Hair of the Mane, is to measure the vertical distance from the base of the last hairs on the mane, to the ground with the front two legs vertical and in line with or parallel to the measuring device, and the back of the hocks in a vertical line with the buttocks. The crosspiece, arm or bar must have firm contact with the animal but no additional pressure must be applied. The head and neck should be held in a natural position and the animal must stand squarely on all four feet. No height allowance will be made for excessive foot. Lameness shall disqualify the measurement.

(2) Highest Point of Wither

The correct procedure for height verification by the method, Highest Point of Wither, is to measure the vertical distance from the highest point of the wither, to the ground with the front two legs vertical and in line with or parallel to the measuring device and the back of the hocks in a vertical line with the buttocks. Purebred American Shetlands are to be measured in accordance with ASPC rules (A Frame stance). The crosspiece, arm or bar must have firm contact with the animal but no additional pressure must be applied. The head and neck should be held in a natural position and the animal must stand squarely on all four feet. No height allowance will be made for excessive foot. Lameness shall disqualify the measurement.

(3) After initial measurement, horses may not return more than two (2) times to be re-measured for the same occasion for which they were initially being measured. After either the second or third measurement of the horse, if the owner does not agree with that measurement they have the option of either accepting the final measurement (and the horses papers updated to suit the new measurement) or withdraw the horse from the show (and retain their original papers). However if the horse measures over by more than one inch (1") then the papers will be updated regardless.

All horses, including those holding a Permanent Height Card, may be required to be measured at any AMHS Inc. event if advised by Committee.

Any adult horse five (5) years and older, holding a Height Recording Card does not need to be measured at AMHS Inc. shows following the issuing of the height card (unless otherwise advertised by Committee) provided that the Height Recording Card is presented at measuring at each show. Permanent Height Cards can only be issued by a measurer nominated by National Committee and witnessed by two others (one of which is to be another Member nominated by National Committee).

The exception to this rule, is in the case of a show offering "entries on the day" Where all horses who are entering on the day of the show (ie: after the advertised closing date for entries, therefore are not pre entered) must be measured regardless of whether they hold a height recording card or not (pre entered horses may still use their height recording card if they are simply adding or entering another class). The horse must be measured as per Article 58.1/58.2 (whichever is applicable) and Show Rule 3.1.

All horses, AMHS/AMPR/ASPA/ASFR registered or otherwise, MUST present with a copy of both sides of their Registration Papers upon request/as per advertised or they shall not be permitted to enter.

No "Registration Pending" shall be presented or accepted on the day.



59. Records

(1) Individual Personal Requirements - Any person subject to this Constitution may be required to supply such information and documents as the Society may determine to be necessary with respect to the registration of horses or the transfer of registration certificates.

(a) Record keeping - Complete and accurate records of breeding (hand and pasture breeding), foaling, etc., must be kept in permanent form by owner of horses, and these records must be made available to the Association as may be determined necessary with respect to the registration of horses or the transfer of registration certificates.

(b) Failure to keep or show Records - If the Society determines that no systematic and satisfactory plan for keeping records is in use, or if no records are made available upon the Societies written request for compliance, the Society may, for up to forty-five (45) days, temporarily refuse registration or transfer of registration certificates from such owner until the records are complete. If during that forty-five (45) day period the owner fails to demonstrate compliance with the Societies request to provide the office with such paperwork or for keeping and maintaining a systematic and satisfactory set of records, the Society may proceed against the owner.

(2) Stallion breeding reports shall be submitted to the AMHS Inc office by August 1st of each year. If a breeding stallion dies during any current breeding year, his stallion report is due within thirty days following his death.

(3) A properly completed Service Certificate must be issued by the stallion Owner to the Owner of any Mare covered by the Stallion on or before 31st of July of the breeding season in which the Mare was served. The failure of a Member to provide a Service Certificate or to include the relevant details on an annual Stallion breeding report may constitute grounds for disciplinary action.

(4) A Certificate of Soundness must be submitted and held on file with the Society before the Stallion is utilised for breeding purposes or upon application for permanent registration, whichever comes first.

(5) Right to Refuse, Deny, or Cancel Registrations - The Society shall only accept horses that qualify for registration, and deny request for registration, transfer, or cancel such paperwork under the Constitution of the Society. Should the Society take any such action, the Society will notify the person(s) involved or applicant in writing, who then may request a hearing to determine the validity of action taken.

(a) Request for hearing - The request must be in writing; state all grounds and reasons upon which the applicant relies for determining valid registration, and be received by the Society within thirty (30) days after receipt of the Notice of denial or cancellation.

(b) Burden of proof - If a request for a hearing is received in accordance with this rule, a hearing will be held as provided in the Constitution on hearings and appeals. In all disciplinary matters the burden of proof lies with the charged person. The applicant or person(s) seeking registration or to retain or change status of registration of a horse will have the burden of proving the horse qualifies for registration in AMHS Inc. In all proceedings concerned with or affecting the registration and records of the Society, the burden of resolving any doubt as to the true parentage or identification of a horse shall be upon the applicant, owner, lessee, or other Member(s) involved. If no request for a hearing is received within the required time period the decision of the Society stands as final.



(6) Procedure for Denial or Cancellation of Registration - The Society may propose to deny or cancel the registration of a horse if it finds that there are reasonable grounds to believe:

- (a) That the horse does not meet the requirements for registration; or
- (b) That the horse identified as the subject of registration is not the same horse the certificate is issued to or requested for; or
- (c) That any information on the application or registration certificate is determined false or incorrect. The Society will advise the recorded Owner in writing of any proposal to deny or cancel the registration and the reason supporting this proposal. The recorded Owner shall have thirty (30) days to provide the AMHS Inc Registry Office with information preventing the denial or cancellation. If such information does not resolve the difficulty, the decision stands, and the recorded Owner may then request a hearing or appeal or as per the Constitution.

60. Registration procedure

(1) Applicants must complete, sign and submit proper AMHS Inc registration application forms, with three photographs (one of each side of the horse and one facing forward of the entire head showing all markings), to the Registry Office of the AMHS Inc. The photographs used for the purpose of registration must be free from, including but not limited to Show Sashes, Garlands and any other decoration and adornments that in the view of the Registry Office may impede the full visualisation of the animal.

(2) That registration forms include additional space to allow for further parentage records. This pedigree can then be extended on the registration certificates.

(3) Responsibility - The Owner of the dam at time of foaling is responsible for registration of the foal. If a foal is to be listed in another party's name than the Owner of the dam at the time of foaling, then a transfer report and fee shall be required.

(4) Naming of Horse - The Owner of the dam at time of foaling has the right to name the offspring. The name of the horse cannot be a duplication of any other name recorded on the records of the Registry, and must be distinguished by a prefix or suffix which has not been used by another farm, or breeder. The names of established families or celebrated Miniature Horses, Studs, Prefixes and Suffixes (whether in Australia or Overseas) may only be applied to a Horse or Stud having some ancestral claim thereto. The Committee may refuse to allow any name which it considers to be misleading, misapplied or contrary to the interests of the Society and/or the Members.

(5) Stud Prefixes - Prefixes and suffixes must be reserved and registered by request and the payment of required fee to the Society. Foals may not be registered by a Breeder until that Breeder has registered a prefix or suffix with the AMHS Inc. That all animals of any age applying for registration must carry the original breeders prefix and registered name if registered with another Association or Registry (e.g. AMHA). This prevents a horse being registered under two different names in different Associations.

(6) Alteration - Names of horses may not be changed after registration.

(7) Breeder - The owner of the dam at the time of the birth of a foal shall be listed as the breeder of said foal for all records.

(8) Temporary Registration - Any horse registered temporarily shall be eligible for permanent status at age of 48 months. Any horse must be brought to permanent status within six (6) months after becoming eligible. If not brought permanent, temporary papers will be revoked.



(9) Term of Temporary Registration - Temporary certificate shall contain the following phrase on the front of the certificate: "This certificate is valid until (date) unless horse/pony exceeds height for age. Registration will be revoked six months after said date if application is not made for permanent status".

(10) Reinstatement - Revoked registration papers may be reinstated provided the horse meets height requirements, by paying a nominal fee as set by the National Committee.

(11) Foals of Temporary Registered Parents

(a) No foal shall be accepted into the registry while either parent's papers have been revoked.

(b) No foal may be registered if either parent is eligible for permanent registration until both parents are brought permanent.

(c) The height of the temporarily registered sire and/or dam is required on the foal's certificate along with the word 'Temporary'.

(d) If the height of the temporary registered sire or dam exceeds height requirements no further foals will be allowed to be registered to them. Foals previously registered shall not be affected.

(12) Registration Numbers - The Society will issue registration numbers in consecutive order, based upon the order in which the applications are processed by the Society.

61. Registration of imported horses

(1) Horses imported from United States of America or any other country may be registered with AMHS/AMPR/ASPA/ASFR Inc providing the following:

(a) they meet height for age guidelines;

(b) they are currently registered with an Association overseas;

(c) importer/owner to provide a copy of overseas registration, both front and back to show parentage and ownership;

(d) horse applying for registration has DNA on file or if DNA/PQ is recorded on their overseas registration this will be sufficient

(e) Stallions hold current certificate of soundness on AMHS Inc forms. The exception to this is colts aged under 3 years

(f) all other rules in the Constitution are followed

62. Paperwork

All details and photographs supplied for Registration and Transfers must be CURRENT, (no older than 60 days prior to being received by the Society).



63. Certificates

(1) The Association shall issue a Certificate of Registration based upon information submitted on the proper form attesting to the qualification for registration.

(a) Transfer without Signature of Recorded Owner - Whenever legal title to a registered horse passes to another by reason of death of the recorded owner, by reason of foreclosure of any liens, or by any order or decree of court, or otherwise by operation of law, the Association may transfer the registration of such horse to the new owner upon:

- (i) Order of a court of jurisdiction or other satisfactory proof of authority for transfer;
- (ii) Payment of the transfer fee and any reasonable cost and expenses of investigation; and
- (iii) Satisfaction of such other requirements as may be adopted by the Association.

(2) General Transfers of Ownership - all transfers of ownership of registered miniature horses, shall be duly recorded on the correct Association transfer form, and forwarded, together with the prescribed fee, to the Association within three (3) months of the transfer taking place. Failure to comply within this time will cause an additional fee to be charged.

(3) Sale without Certificate of Registration - If a registered horse is sold without the certificate of registration, the certificate must be surrendered by the recorded Owner to the Association for cancellation.

(4) Duplicate certificates - To obtain a duplicate certificate of registration, the recorded owner must file with the Association a completed affidavit satisfactorily explaining the loss of the original certificate, and pay the duplication fee. Upon approval by the Association, a duplicate certificate, so marked, will be issued to the recorded Owner.

(5) Replacement Certificates - To obtain a replacement for a certificate which has been torn, mutilated, soiled or otherwise defaced, but which is identifiable, the recorded Owner must submit the original certificate to the Association for identification and pay the replacement certificate fee.

(6) Certificate Corrections - A recorded Owner may request a change in the horse's height, markings, or colour as shown on the certificate by submitting the certificate of registration to the Association along with a signed affidavit of height or statements attesting to the corrections or changes, and submit such additional information as may be required by the Association. The charge for an amended or corrected certificate will be the same as the duplicate certificate fee unless the amendment/correction is required due to an administration error by AMHS Inc, which in this case will be free.

(7) After a colt or stallion is gelded, the certificate of registration must be submitted to the Association by the recorded Owner, together with notification of the procedure. A new certificate will be issued at no charge.

(8) Cancellation upon death of a Horse - Upon the death of a registered horse, its certificate of registration and a statement signed by the recorded owner showing the date of death must be submitted to the Association for recording. Upon request the Association will mark the cancellation on the back of the certificate and return it to the recorded owner.

(9) New Pictures required - Under all sections of Rule 65, new photographs may be required.



64. Leases

(1) For a lease of a horse to be recognised by the Association whether for breeding or showing purposes, written notice of its existence shall be filed with the AMHS Inc, signed by both the Lessor (or authorised agent) and Lessee (or authorised agent) along with the fee outlined in the fee schedule. The notice shall provide the effective date of the lease, the name and registration number of the horse, and may provide a termination date. Otherwise it may be terminated by written notice, giving termination date, signed by both the Lessor and Lessee; or by a properly executed transfer, report which shows a change of ownership from Lessor to Lessee and which is signed by the Lessor. No additional fee shall be charged for termination, whether automatic or by subsequent notice thereof.

(2) Recognition - The Australian Miniature Horse Society Inc will recognise only one lease per horse.

(3) Recordation - In regard to Association procedures, recordation of notice of lease, authorises a Lessee to execute all documents pertaining to the recognised activities of breeding and showing, regardless of any limitation in the actual lease agreement. Enforcement against Lessee of limitation on use of the horse is solely the responsibility of the Lessor.

(4) Transfer of Ownership - During the effective term of the lease the Australian Miniature Horse Society Inc will not record subsequent changes in ownership until the lease is terminated; and only the Lessee (or authorised agent) is authorised to sign breeder's certificate, stallion breeding report or registration application pertaining to the leased horse.

65. Breeding requirements

(1) Forty-two Day Rule - After a mare has been exposed or bred, either hand or pasture breeding, to one stallion, at least forty-two (42) days must elapse before exposing the mare to a different stallion.

(2) Pasture Breeding - Only one colt or stallion over the age of twelve months may run with a mare or group of mares in a pasture and they must be enclosed by permanent fencing maintained in such manner that no other stallion can cover a mare.

(3) No mare to be bred under the age of two years as at its actual date of birth. Should this occur the resulting progeny will not be eligible for registration until it reaches the age of two years as at its actual birth date.

(4) All entires shall hold and have recorded on the AMHS Inc registry, a stallion certificate of soundness before being utilised for breeding purposes. If bred before holding same, resulting progeny will not be eligible for registration until the stallion has been passed as sound and this is recorded by the registry.

66. Artificial breeding

(1) Artificial breeding, specifically Artificial Insemination and Embryo Transfer "Fresh, chilled or frozen", are allowed under strict limits and guidelines as set by the Committee of Management. These Restrictions include:

1.1 Reproduction – Embryo Transfer

A. Permits for the use of Embryo Transfer will and must be issued for a mare participating in an embryo transfer program as a donor mare prior to any transfer taking place.



B. Donor mare permits are a one-time fee of \$50.00 to the mare owner. DNA typing of the mare must accompany the application for a permit for embryo transfer. When ownership of a mare changes a \$10.00 permit transfer and recording fee is charged.

C. All mares and foals must be DNA typed prior to the application for registration being processed by the Australian Miniature Horse Society Inc., Australian Miniature Horse Society, Australian Miniature Pony Registry, American Shetland Pony of Australia Registry and/or the Australian Show Horse Foundation Registry. Registration of the foal will only be made if the foal's DNA type is in harmony with that of the listed sire and dam. In addition, all standard registration procedures will be followed. Artificial Insemination (A.I.) Foal Addendum form or insemination report must accompany foal's registration application.

D. Donor mares are not limited to the number of foals that can be registered to said donor mare per year as long as all DNA type profiles are in harmony.

E. Mares may be inseminated via transported fresh cooled semen, frozen semen or natural service. All mares must be filed on the annual Stallion Service Reports with AMHS/AMPR/ASPA/ASFR.

F. Donor mare owners must be members of AMHS/AMPR/ASPA/ASFR in order to participate in an embryo transfer program.

G. Permits and the rules published by the AMHS/AMPR/ASPA/ASFR must have a liability clause stating that all agreements, guarantees and representations are strictly between the stallion owner, the donor mare owner and the transfer facility. The AMHS/AMPR/ASPA/ASFR does not endorse nor guarantee the use or participation in any particular embryo transfer program.

H. All other rules and regulations pertaining to registration are applicable to the use of an embryo transfer program.

I. The Australian Miniature Horse Society Inc. National Committee approved these rules on the 30th July 2013 for foals born in 2014 and after.

1.2 Artificial Insemination (A.I.)

A. Permits for the use of A.I. will and must be issued for stallions participating in the program prior to any breeding via A.I. taking place.

B. Stallion permits are a one time fee of \$100.00 to the stallion owner. DNA typing of the stallion must accompany the application for a permit to use A.I. When ownership of a stallion changes a \$10.00 permit transfer and recording fee is charged.

C. All mares and foals must be DNA typed prior to the application for registration being processed by the Australian Miniature Horse Society Inc., Australian Miniature Horse Society, Australian Miniature Pony Registry, American Shetland Pony of Australia Registry and/or the Australian Showhorse Foundation Registry. Registration of the foal will only be made if the foal's DNA type is in harmony with that of the sire and dam. In addition, all standard registration procedures will be followed. The A.I. Foal Addendum form or insemination report must accompany the foal's registration application.

D. A Cooled/Frozen Semen Transportation, Collection, and Insemination report shall be filed with the registry within 10 days for each mare inseminated. Reports are a multiple NCR form available at no charge from the Registry Office.



- E. Stallion owners must file the annual standard Stallion Service Report with the Registry Office and designate on the report which mares were bred via A.I.
- F. Stallion and mare owners must be a member of the AMHS/AMPR/ASPA/ASFR in order to participate.
- G. Permits and the rules published by the registry must have a liability clause stating that all agreements, guarantees, and representations are strictly between the stallion owner and the mare owner. The AMHS/AMPR/ASPA/ASFR does not endorse nor guarantee the use or participation in any particular A.I. program.
- H. The approval of Artificial Insemination will allow the use of A.I. on premises or off the farm.
- I. If A.I. and natural service are used within 42 days of each other, the resulting foal will be considered an A.I. foal unless otherwise by DNA testing.

1.3 Frozen Semen -

The use of frozen semen will be allowed under the following rules:

- A. All requirements for A.I. permits must be completed before an annual permit for frozen semen use can be issued at a one time fee of \$25.00. When the ownership of frozen semen changes; a \$5.00 permit transfer fee is charged per ampule or straw.
- B. Owners of frozen semen must be members of AMHS/AMPR/ASPA/ASFR prior to A.I. use.
- C. All other rules and regulations pertaining to A.I. are applicable to the use of frozen semen.

1.4 DNA Typing

A. DNA Typing for AMHS/AMPR/ASPA/ASFR registered individual's animals can only be done through the Australian Miniature Horse Society Inc., Australian Miniature Horse Society, Australian Miniature Pony Registry, American Shetland Pony of Australia Registry and/or the Australian Showhorse Foundation Registry respectively. A DNA kit can be obtained at the current AMHS/AMPR/ASPA/ASFR fee, which includes the DNA typing fee, by contacting the AMHS/AMPR/ASPA/ASFR, 96 Trunk Lead Rd, Bunkers Hill VIC 3352. DNA typing will be done via the authorised Testing Lab of AMHS Inc. or may be done by any other official approved by the AMHS/AMPR/ASPA/ASFR.

B. The Australian Miniature Horse Society Inc. National Committee approved these rules on the 30th July 2013 for foals born in 2014 and after.

1.17 Cloning

Horses produced by any cloning process are not eligible for registration. Cloning is defined as any method by which the genetic material of an unfertilized egg or an embryo is removed, replaced by genetic material from another organism or otherwise modified by any means in order to produce a live foal

67. National Show

No major AMHS Inc shows will be conducted in direct opposition to the AMHS Inc. National Show.



68. Recognised Societies

The AMHS Inc has a list of recognised Societies, Associations and Registries. AMHS Inc require that in addition to the conditions that apply to currently recognised Australian Societies, Associations and Registries that a Certificate of Soundness on AMHS Inc forms be provided duly executed by a Veterinarian practicing with current Australia Qualifications. Onus of proof of registration including but not limited to DNA lies with the Member applying for the registration. Completed, clearly legible, copies of registration certificates must be submitted to the AMHS Inc Registry Office. All horses must meet AMHS Inc registry requirements. The AMHS Inc reserves the right to refuse, cancel or suspend any registration at the sole discretion of the National Committee.

Part 7 – Australian Miniature Horse (AMHS)

69. General Description

A small, sound, well-balanced horse, possessing the correct conformation characteristics required of most breeds. In fact, if there was no size reference, the miniature horse might give the illusion of being a full sized horse. The miniature horse should show refinement and femininity in the mare. Boldness and masculinity in the stallion at the same time showing an impeccable temperament. The general impression should be one of symmetry, strength, agility and alertness. Since the breed objective is the smallest possible perfect horse, preference in judging shall be given the smaller horse, other characteristics being approximately equal.

70. Breed Standard of Perfection

Size: The Australian Miniature Horse must measure not more than 34 inches at the base of the last hair of the mane for a Miniature Horse and not more than 38 inches at the base of the last hair of the mane for a Small Horse.

Head: In proportion to length of neck and body. Broad forehead with large prominent eyes set wide apart. Comparatively short distance between eyes and muzzle. Profile straight or slightly concave below the eyes. Large nostrils. Clean, refined.

Teeth: An even bite is necessary with no more than 3mm out. Overshot or parrot mouth is a disqualification.

Ears: Medium in size. Pointed. Carried alertly with tips curving slightly inward.

Throat-Latch: Clean and well defined allowing ample flexion at the poll.

Neck: Flexible, lengthy, in proportion to body and type and blending smoothly into the withers.

Shoulder: Long, sloping and well angulated, allowing a free-swinging stride and alert head/neck carriage. Well-muscled forearm.

Body: Well muscled with ample bone and substance. Balanced and well proportioned. Short back and loins in relation to length of underline. Smooth and generally level top-line. Deep girth and flank. Trim barrel.

Hindquarters: Long, well-muscled hip, thigh and gaskin. Highest point of croup to be same height as withers, Tail set neither excessively high or low, but smoothly rounding off rump.



Legs: Lengthy and slender in proportion to the rest of the body. Set straight and parallel when viewed from front or back. Straight, true and squarely set, when viewed from the side with hooves pointing directly ahead. Pasterns sloping about 45 degrees and blending smoothly, with no change of angle from the hooves to the ground. Hooves to be round and compact. Trimmed as short as practicable for an unshod horse.

Gait: Smooth, fluid gait in motion. Naturally free moving.

Colour: Any colour or marking pattern, and any eye colour, is equally acceptable. The coat should be lustrous and silky.

Temperament: Good temperament is of the utmost importance – curious, alert, intelligent and friendly. Poor or vicious temperament is considered a fault.

Disqualifications: Any horse may be refused registration or disqualified from registration for any of the following:

- a) Not meeting the necessary height requirements;
- b) Dwarfism;
- c) Overshot mouth (3mm maximum allowable);
- d) Undershot or parrot mouth (3mm maximum allowable);
- e) Monorchids or cryptorchids in stallions;
- f) Lock stifle, congenital cataract, nasal disease, navicular disease, or malformation of the genitals;
- g) Any other determinable genetic fault.

71. Qualification for Registration

71. Qualification for Registration

(1) The Australian Miniature Horse is measured at the last hair of the mane (refer to Rule 58)

(2) Eligibility for Registration -

(a) The Miniature Horse consists of two height divisions, Miniature Horse (height must not exceed 34") and Small Horse (over 34" and height must not exceed 38"), refer to Rule 73, for height for age rules.

(b) Temporary Registration is available for qualified horses from birth to under 48 months.

(c) Permanent Registration is available for a qualified horse once it has attained the actual age of 48 months. Stallion registration requires an approved current Certificate of Soundness as per the Societies form.

(d) A horse can not be dual registered with the Society as a Miniature Horse (AMHS) and a Miniature Pony (AMPR). The animal is either a Miniature Horse (AMHS) or a Miniature Pony (AMPR) and registered with the Society accordingly.

(e) A horse can be dual registered with the Society as a Miniature or Small Horse (AMHS) and as an American Shetland (ASPA) if it meets all Breed Standards and Height Requirements.

(f) A horse shall where necessary be transferred from one height category to the other upon an upgrade. Otherwise a Member shall apply to transfer the horse to the correct height category within thirty (30) days from its height causing this to be necessary. Pending transfer to the correct category a horse may be shown in the height category to which it is to be transferred.



72. Parentage on registration certificates

- (a) For the amnesty period to 1 August 2014, parentage as specified by the registered owner via copies of registration papers from another society/Association/registry recognised by the Committee will be recorded on the Association stud book and registration certificates. After this date, proof of parentage must be provided via stallion return, DNA or dual registration with another society recognised by the Committee. At that time, horses without confirmed parentage shall be listed with parentage 'not on file' until parentage is confirmed.
- (b) Commencing 1 August 2012, all Members will be required to submit stallion breeding reports before resultant progeny may be registered.
- (c) Commencing 1 August 2012, both parents must be registered AMHS Inc. before resultant foal shall be registered.
- (d) AMHS Inc registration certificates will contain 2 generations of pedigree as provided by the registered owner or via stud books accessible by AMHS Inc.

73. Height/Divisions for Australian Miniature Horses

The Australian Miniature Horse shall be measured from the base of the last hairs of the mane to the ground. The AMHS shall recognise two Miniature Horse height divisions:

MINIATURE HORSE height requirements are:

Horses up to and not including 12 months of age shall not exceed 30" in height

- (ii) Horses 12 months up to and not including 24 months of age shall not exceed 32" in height.
- (iii) Horses 24 months up to and not including 36 months of age shall not exceed 33" in height.
- (iv) Horses 36 months and over shall not exceed 34" in height.

SMALL HORSE height requirements are:

- (i) Horses up to and not including 12 months of age shall not exceed 34" in height
- (ii) Horses 12 months up to and not including 24 months of age shall not exceed 36" in height
- (iii) Horses 24 months up to and not including 36 months of age shall not exceed 37" in height.
- (iv) Horses 36 months and over shall not exceed 38" in height.

74. General Show Rules for Australian Miniature Horses

(a) PRESENTATION of the horse will be at the discretion of the owner, but the horse must be shown to its best possible visual and health advantage at all times, in order to positively promote the Miniature Horse Breed.

(b) CLIPPING AND TRIMMING: Horses which are shown with ears and tactile hairs unclipped and with a full mane shall be judged on their merits and are not to be penalised. Removal of facial tactile hairs and trimming of ears and mane is optional but eyelashes should not be removed. Horses that are shown in full coat are not to be penalised. The horses coat can be presented in the following:

- i) In a natural condition; or
- ii) Clipped with the new coat established; or
- iii) Freshly clipped, as long as in all of the above, the horse is neat, healthy and well presented.



c) **MANES & TAILS:** are to be shown free flowing/unplaited for Halter Classes. They may be shown in Performance classes with manes and tails plaited or unplaited except where the conditions of entry for the class states otherwise. No false adornments are to be used in the tail, mane and/or forelock.

d) **HOOVES:** Hooves are to be unshod in Halter and In-Hand events.

e) **COLOUR ENHANCE:** Colour Enhance products are not to be used to alter/change the horses natural body colour (eg bay to black), but can be used to enhance the horses natural body colour. The Horses colours/markings will be recorded on the Certificate of Registration and will be checked at each AMHS Inc. event.

f) **MARKINGS:** No markings (spots, blazes, stars etc) are to be altered, attempted to be hidden or changed in any way (by way of surgery, dye or any other manner). Markings will be recorded on Registration of Certificates and used to help identify horses at AMHS Inc. events.

Part 8 – Australian Miniature Pony (AMPR)

74. General Description

The Australian Miniature Pony is a small well proportioned pony; possessing good temperament, not exceeding 87cms and is free of hereditary unsoundness, exhibiting no vices, showing refinement and femineity in mares and boldness and masculinity in stallions. The pony should be robust enough to pull an adult in a small vehicle. The pony should also possess the characteristics recognised of a typical pony in miniature. In judging all factors being equal, preference could be given to the smaller size.

75. Breed Standard of Perfection

Size: Must measure 87cms or under, measured at the highest point of the wither. The pony must stand naturally with head held in a natural position and all four hoofs standing squarely on the ground (not stretched).

Head: Comparatively small; head well in proportion to the rest of the body; profile straight or slightly concave (dished) below eyes; comparatively small muzzle, round expressive eyes set well apart, comparatively short distance between eye and muzzle.

Teeth: An even bite is necessary with no more than 3mm out. Overshot or parrot mouth is a disqualification.

Ears: Small to Medium Size.

Neck: Lightly crested on mares and moderately crested on stallions. The length of the neck will be proportional to the body.

Body: Should have well sprung ribs, a generous girth, a slight natural curve in the back and a strong well rounded rump; the whole body shall present a picture of balance and shall be in proportion for the height. The body should not be coarse or overlong.

Legs: Straight, true and squarely set, straight sound flat bone, strong forearm, short cannon bone, strong sloping pasterns.

Gait: Should be smooth showing free flexion of the joints without exaggeration.

Colour: Any colour or marking pattern, and any eye colour, is equally acceptable. The coat should be lustrous and silky.



Temperament: Good temperament is of the utmost importance – curious, alert, intelligent and friendly. Poor or vicious temperament is considered a fault.

Disqualifications: Any pony may be refused registration or disqualified from registration for any of the following:

- a) Not meeting the necessary height requirements;
- b) Dwarfism;
- c) Overshot mouth (3mm maximum allowable);
- d) Undershot or parrot mouth (3mm maximum allowable);
- e) Monorchids or cryptorchids in stallions;
- f) Lock stifle, congenital cataract, nasal disease, navicular disease, or malformation of the genitals;
- g) Any other determinable genetic fault.

76. Qualification for Registration

(1) The Australian Miniature Pony is measured at the highest point of the wither (refer to Rule 58)

(2) Eligibility for Registration -

(a) The Miniature Pony consists of two height divisions, Miniature Pony (mature height must not exceed 87cms) and Appendix Pony (over 87cms and must not exceed 91.5cms), refer to Rule 73, for height for age rules.

(b) Temporary Registration is available for qualified ponies from birth to under 48 months.

(c) Permanent Registration is available for a qualified pony once it has attained the actual age of 48 months. Stallion registration requires an approved current Certificate of Soundness as per the Societies form.

(d) A pony can not be dual registered with the Society as a Miniature Pony (AMPR) and a Miniature Horse (AMHS). The animal is either a Miniature Pony (AMPR) or a Miniature Horse (AMHS) and registered with the Society accordingly.

(e) A pony shall where necessary be transferred from one height category to the other upon an upgrade. Otherwise a Member shall apply to transfer the pony to the correct height category within thirty (30) days from its height causing this to be necessary. Pending transfer to the correct category a pony may be shown in the height category to which it is to be transferred.

77. Parentage on registration certificates

(a) For the amnesty period to 1 August 2016, parentage as specified by the registered owner via copies of registration papers from another society/Association/registry recognised by the Committee will be recorded on the Association stud book and registration certificates. After this date, proof of parentage must be provided via stallion return, DNA or dual registration with another society recognised by the Committee. At that time, ponies without confirmed parentage shall be listed with parentage 'not on file' until parentage is confirmed.

(b) Commencing 1 August 2014, all Members will be required to submit stallion breeding reports before resultant progeny may be registered.



(c) Commencing 1 August 2014, both parents must be registered AMPR before resultant foal shall be registered.

(d) AMPR registration certificates will contain 2 generations of pedigree as provided by the registered owner or via stud books accessible by AMHS Inc.

78. Height/Divisions for Australian Miniature Pony Registry

The Australian Miniature Pony shall be measured at the highest point of the wither. The pony must stand naturally with all four hoofs standing squarely on the ground. The AMPR shall recognise two height divisions:

MINIATURE PONY height requirements are:

At all times, the height of an Australian Miniature Pony must not exceed 87cms irrespective of age. Any Pony upon their four year old (Adult) measurement that records a height of 85cms or more is to be remeasured at age six years and before reaching age seven years.

APPENDIX PONY height requirements are:

(i) Appendix Ponies are over 87cm not exceeding 91.5cm in height.

(ii) Any Appendix Pony upon their four year old (Adult) measurement that records a height of 89.5cms or more is to be remeasured at age six years and before reaching age seven years.

79. General Show Rules for Australian Miniature Pony Classes

- (a) Presentation to be at the discretion of the Owner/Exhibitor ie to be shown to its best advantage at any time of the year
- (b) Bridle path not to exceed 1"
- (c) Foals of the current season must not be shown clipped (Note: The ideal presentation for a miniature pony is in Summer coat, but ponies which are either clipped or in heavy coat are not to be debarred from showing).
- (d) All Colts & Stallions, 2yrs and over are to be shown correctly bitted and handled by an Adult.
- (e) Forelock, mane and tail are to be shown natural. No false adornments on mane, tail and forelock permitted.
- (f) Colour Enhance products are not to be used to alter/change the ponies natural body colour (eg bay to black), but can be used to enhance the ponies natural body colour. The Ponies colours/markings will be recorded on the Certificate of Registration and will be checked at each AMHS Inc. event.
- (g) No markings (spots, blazes, stars etc) are to be altered, attempted to be hidden or changed in any way (by way of surgery, dye or any other manner). Markings will be recorded on Registration of Certificates and used to help identify ponies at AMHS Inc. events.

Part 9 – American Shetland Pony of Australia (ASPA)

80. General Description

The American Shetland Pony has a well proportioned body that maintains the strong Shetland constitution; a pony with substance in the chest, body and hindquarters. The short



head is clean cut, with a fine muzzle, large nostrils, prominent eyes, wide forehead and sharp, small well set ears. The American Shetland possesses fineness of throatlatch, length of neck in proportion to the body and a sloping shoulder. The legs are set properly under the body on the four corners, forearm well muscled, knee and cannon bone broad and well defined, with an ideally shaped pastern with proper size and angle of pastern and foot. The top line of the American Shetland is straight, back short, loin short and well muscled. The tail is set high on the croup. The body has plenty of depth, well rounded buttocks and well muscled gaskins. The ribs should be well sprung; pony should have a round barrel. The knees and hocks are well supported from below by strong short cannons, joints and hooves. The mane, foretop and tail are full. The coat is fine and silky. The American Shetland has a natural, straight and springy way of going.

81. Breed Standard of Perfection

Size: ASPA are measured at the highest point of the wither. The horse must stand naturally with head held in a natural position and all four hooves standing squarely on the ground. The Breed is split into two height categories, Under must not exceed 42" and Over must not exceed 46".

Head: small, short and clean cut, well set on the neck and tapering from wide set eyes to the muzzle.

Ears: small, alert, and expressive, set well up on head and delicately curving to a tip.

Eyes: expressive, large, bold and luminous, placed well down from base of head, wide apart and prominent on side of head. Placement of eyes should give the head a diamond shape view from the front.

Forehead: wide and smooth

Face: slightly concave (dished) preferred, but a straight profile is permissible.

Nose: narrow but flat, blends into muzzle with gentle curve.

Teeth: an even bite is necessary with no more than 3mm out in adult stock.

Nostrils: prominent and open on a small and refined muzzle.

Muzzle: small and refined, large nostrils and firm lips.

Throat: fine and pronounced; the insertion of the neck into the head should be horizontal to give a fine rounded throat latch and an arched neck with the head carried high.

Neck: must be proportionate to the body. The neck should be well carried and moderately lean in the case of mares, without excessive crest; but inclined to be slightly crested in the case of mature stallions. A broken crest shall be considered a fault.

Angle of Neck: The angle of the neck coming out of the shoulder should be from 45 to 60 degrees. The ideal angle of the neck on the halter pony should not exceed 60degrees.

Point of Shoulder: pronounced, setting well forward at approximately 45degree angle from the withers.

Withers: clearly defined and narrow, but not pronounced. Should give pleasing blend to back and neck.



Hindquarters: well muscled hips.

Legs: should be straight and not turned out or in.

Tail: should spring from the line of the back (high tail set). Tail should be long and full.

Croup: There should be a pleasing, gentle curve, but comparatively speaking, it is a horizontal croup. Viewed from behind, the croup should be oval, not broad and flat and not come to a point.

Back: short and wide, not flat, but in proportion to the neck of the pony.

Hooves: hard and dense, wider at the base than at the coronary band, heels open and angle that of the pastern. Should toe straight, not turned in or out.

Ribs: for feed capacity, endurance and appearance a pony must be well ribbed. There must be a combination of breed character or quality and the good spring of ribs for which the Shetland has been noted for centuries. The ribs should be extended back as close as possible to the point of the hip. In other words the pony should have a rounded barrel.

Movement: free true and forcibly straight forward; the walk should be relaxed; the trot should show freedom of movement, open and reaching covering ground when asked. Stiff legged extension or lack of freedom of movement to be faulted.

Soundness: As a minimum requirement, all Shetlands must be serviceably sound for show and breeding purposes. Any pony showing evidence of lameness, deformity in feet, or broken wind shall be faulted. Complete or partial loss of sight in either eye will not be a disqualification if the loss of sight results from a traumatic injury. A licensed veterinarian must verify the deltiology of the sight loss as traumatic and such copy must accompany the horse's papers.

Temperament: a good settled temperament without appearing dull or bored. Pony should be alert, showy and eye catching. Forgiving in foals.

Colour: any colour is acceptable as an ASPA Derivative but Appaloosa/Pintalossa is not acceptable in the Pure Bred American Shetland.

Disqualifications: Any pony may be refused registration or disqualified from registration for any of the following:

- a) Not meeting the necessary height requirements;
- b) Dwarfism;
- c) Overshot mouth (3mm maximum allowable);
- d) Undershot or parrot mouth (3mm maximum allowable);
- e) Monorchids or cryptorchids in stallions;
- f) Lock stifle, congenital cataract, nasal disease, navicular disease, or malformation of the genitals;
- g) Any other determinable genetic fault.

82. Qualification for Registration

(1) To be eligible to register as an American Shetland Pony of Australia, the horse must have the percentage of American Shetland blood to a minimum of 12.5%. The Breed consists of two categories:

- (a) Purebred (ASPC Registered)
- (b) Derivative (the percentage of American Shetland blood to a minimum of 12.5%).



- (2) Eligibility for Registration -
- (a) Temporary Registration is available for qualified horses from birth to under 48 months.
 - (b) Permanent Registration is available for a qualified horse once it has attained the actual age of 48 months. Stallion registration requires an approved current Certificate of Soundness as per the Societies form.
 - (c) All American Shetlands Ponies of Australia (Local and Imported) must be/ have supplied DNA details on file with ASPA to be eligible for registration.
 - (d) A horse can be dual registered with the Society as an American Shetland (ASPA) and as a Miniature or Small Horse (AMHS) if it meets all Breed Standards and Height Requirements.

Horses may be registered in the following categories:-

Purebred

- (a) Locally bred purebred horses must be from purebred parents registered with the ASPC and/or ASPA and DNA parent verified to both the sire and dam to confirm purebred status.
- (b) Imported horses must be registered with ASPC and a copy of the registration certificate included with the registration application. The registration certificate must show the pedigree of the horse naming the parents and grandparents.
- (c) Registration applications for foals resulting from Artificial Insemination and Embryo transplants must be able to be DNA'd to both parents to prove legitimacy. Documentation supporting registration must include the appropriate veterinary reports, DNA reports which are able to be verified by ASPA, ASPC Registration Certificates/Service Certificate of the donating parent(s) and any other information deemed necessary to support the registration as requested from ASPA.

Derivative

- (a) Locally bred derivative horses must be DNA tested and parent verified to at least one parent registered with the ASPA Society. If both parents are registered with the Society the horse should be parent verified against both parents as this will affect the registered status of the horse.
- (b) Locally domiciled derivative horses that have a direct link to an ASPC registered horse may be registered providing the lineage can be proven by documented evidence including:-
 - i) A copy of the official ASPC registration certificate of the qualifying relative(s). This could be the sire or dam or both or the grandsire or granddam or both (or documentary evidence approved by ASPA verifying qualifying relative/s)..
 - ii) A registration certificate for the horse from an approved registry showing the horse's pedigree back to the horse(s) originally registered with ASPC. For example: AMHR, ASPR, NSPPR.
- (c) Imported derivative horses must prove their lineage back to a horse officially registered with the ASPC. The following documentation is required:-
 - i) A copy of the official ASPC registration certificate of the qualifying relative(s). This could be the sire or dam or both or the grandsire or granddam or both (or documentary evidence approved by ASPA verifying qualifying relative/s).
 - ii) A registration certificate for the horse from an approved registry showing the horse's pedigree back to the horse(s) originally registered with ASPC. For example: AMHR, ASPR, NSPPR.



iii) The Committee reserves the right to request DNA test results proving the horse was by or out of its parent(s) in the American Shetland line. The DNA test results supplied may be verified by approved testing lab of ASPA prior to the acceptance of the registration. This process proves that the horse being registered and the supporting paperwork are one in the same.

iv) Registration applications for foals resulting from Artificial Insemination and Embryo transplants must be able to be DNA'd to American Shetland parent(s) to prove legitimacy. Documentation supporting registration must include the appropriate veterinary reports, DNA reports which are able to be verified by ASPA approved testing lab, ASPC Registration Certificates of the donating parent(s) and any other information deemed necessary to support the registration. If there is any doubt over parentage, the application will be refused.

(3) The registration status of the horse will be confirmed through this process and it will be registered accordingly – e.g. 25%, 50%, 75%, 100% etc.

(4) The horse to be registered as Derivative American Shetland must contain a minimum of 12.5% American Shetland blood.

(5) A horse which has ASPC registration is considered a purebred.

(6) The Society reserves the right to investigate the pedigree and ownership of any horse requesting registration. Any costs associated with investigation or verification will be borne by the horse owner.

(7) The Society reserves the right to accept a registration based on the information provided or to refuse registration if the parentage of the horse cannot be accurately verified or is found to be false.

(8) All horses must be DNA'd by the ASPA approved testing lab as part of the registration process with ASPA so that their future offspring can be parent verified in Australia. As different markers are used by different institutions ASPA can only accept the ASPA approved testing lab DNA test results for this purpose. The fee for DNA testing will be additional to the registration fee.

(9) Foundation American Shetlands shall be the result of mating a Purebred to a Purebred for four generations. All Foundation Shetlands will be required to acquire pedigree verification from the American Shetland Pony Club &/or ASPA, those accepted shall be issued a "seal" on their Registration paperwork.

83. Parentage on registration certificates

(1) All Purebred (ASPC Registered) and Derivative Shetlands (minimum of 12.5% American Shetland) must be DNA'd to obtain ASPA Registration. A copy of both sides of the ASPC registration certificate is to be included for all Purebred Registrations. Derivative Registrations require either a copy of both sides of the ASPC registration certificate or approved documentary evidence to verify ASPC status of qualifying relative(s) is to be included (along with DNA parent verification) with the registration application. The registration certificate must show the pedigree of the horse naming the parents and grandparents (eg identifies the ASPC bloodline and DNA details for qualifying relative(s) for Derivative American Shetlands).

(2) Commencing 1 August 2014, all Members will be required to submit stallion breeding reports before resultant progeny may be registered.



(3) ASPA registration certificates will contain 2 generations of pedigree which will be DNA parent verified.

(4) All ASPA horses are to be DNA'd to be eligible for registration.

84. Height/Divisions for American Shetland Ponies of Australia

The American Shetland Ponies shall be measured at the highest point of the wither. The horse must stand naturally with all four hoofs standing squarely on the ground (Purebreds are measured in accordance with ASPC Rules). The ASPA shall recognise Purebred and Derivative Shetlands in two height divisions (Under & Over):

UNDER height requirements are:

- (i) Horses up to and not including 12 months of age shall not exceed 40" in height
- (ii) Horses up to and not including 24 months of age shall not exceed 40" in height
- (iii) Horses 24 months up to and not including 36 months of age shall not exceed 41" in height
- (iv) Horses 36 months and over shall not exceed 42" in height

OVER height requirements are:

- (i) Horses up to and not including 12 months of age shall not exceed 40" in height
- (ii) Horses up to and not including 24 months of age shall be over 40" not to exceed 43" in height
- (iii) Horses 24 months up to and not including 36 months of age shall be over 41" not exceed 44.5" in height
- (iv) Horses 36 months and over shall be over 42" not to exceed 46" in height

85. General Show Rules for American Shetlands

(a) PRESENTATION of the horse will be at the discretion of the owner, but the horse must be shown to its best possible visual and health advantage at all times, in order to positively promote the American Shetland Breed.

(b) CLIPPING AND TRIMMING: Horses which are shown with ears and tactile hairs unclipped and with a full mane shall be judged on their merits and are not to be penalised. Removal of facial tactile hairs and trimming of ears and mane is optional but eyelashes should not be removed. Horses that are shown in full coat are not to be penalised. The horses coat can be presented in the following:

- i) In a natural condition; or
- ii) Clipped with the new coat established; or
- iii) Freshly clipped, as long as in all of the above, the horse is neat, healthy and well presented.

c) MANES & TAILS: Derivative American Shetlands manes and tails are to be shown free flowing/unplaited for Halter Classes. They may be shown in Performance classes with manes and tails plaited or unplaited except where the conditions of entry for the class states otherwise. No false adornments are to be used in the tail, mane and/or forelock. Purebred American Shetlands are to be shown in accordance with ASPC Rules.

d) HOOVES: Hooves are to be unshod in Halter and In-Hand events.

e) COLOUR ENHANCE: Colour Enhance products are not to be used to alter/change the horses natural body colour (eg bay to black), but can be used to enhance the horses natural body colour. The Horses colours/markings will be recorded on the Certificate of Registration and will be checked at each AMHS Inc. event.



f) **MARKINGS:** No markings (spots, blazes, stars etc) are to be altered, attempted to be hidden or changed in any way (by way of surgery, dye or any other manner). Markings will be recorded on Registration of Certificates and used to help identify horses at AMHS Inc. events.

(g) Any animal that is identified/found (eg by pedigree/parentage on Registration forms etc) to contain American Shetland Pony bloodlines, minimum of 12.5% (includes Purebreds and Derivatives, registered as ASPA or any other registry/society) is to be shown at all AMHS Inc. Shows/Events in the American Shetland Pony Classes.

Part 10 – Australian Show Horse Foundation (ASFR)

86. Eligibility

The Australian Show Horse Foundation Registry is open to any horse 12.2 hands (50") and under (at mature height).

87. General Description

A sound, well-balanced horse, possessing the correct conformation characteristics required of most breeds. The foundation show horse should show refinement and femininity in the mare. Boldness and masculinity in the stallion at the same time showing an impeccable temperament. The general impression should be one of symmetry, strength, agility and alertness.

88. Breed Standard of Perfection

Size: ASFR horse are measured at the highest point of the wither. The horse must stand naturally with head held in a natural position and all four hoofs standing squarely on the ground (not stretched). The Registry is split into two height categories, Little Horse and Small Foundation.

Head: In proportion to length of neck and body. Broad forehead with large prominent eyes set wide apart. Comparatively short distance between eyes and muzzle. Profile straight or slightly concave below the eyes. Large nostrils. Clean, refined.

Teeth: An even bite is necessary with no more than 3mm out. Overshot or parrot mouth is a disqualification.

Ears: Medium in size. Pointed. Carried alertly with tips curving slightly inward.

Throat-Latch: Clean and well defined allowing ample flexion at the poll.

Neck: Flexible, lengthy, in proportion to body and type and blending smoothly into the withers.

Shoulder: Long, sloping and well angulated, allowing a free-swinging stride and alert head/neck carriage. Well-muscled forearm.

Body: Well muscled with ample bone and substance. Balanced and well proportioned. Short back and loins in relation to length of underline. Smooth and generally level top-line. Deep girth and flank. Trim barrel.

Hindquarters: Long, well-muscled hip, thigh and gaskin. Highest point of croup to be same height as withers, Tail set neither excessively high or low, but smoothly rounding off rump.



Legs: Lengthy and slender in proportion to the rest of the body. Set straight and parallel when viewed from front or back. Straight, true and squarely set, when viewed from the side with hooves pointing directly ahead. Pasterns sloping about 45 degrees and blending smoothly, with no change of angle from the hooves to the ground. Hooves to be round and compact. Trimmed as short as practicable for an unshod horse.

Gait: Smooth, fluid gait in motion. Naturally free moving.

Colour: Any colour or marking pattern, and any eye colour, is equally acceptable. The coat should be lustrous and silky.

Temperament: Good temperament is of the utmost importance – curious, alert, intelligent and friendly. Poor or vicious temperament is considered a fault.

Disqualifications: Any horse may be refused registration or disqualified from registration for any of the following:

- a) Not meeting the necessary height requirements;
- b) Dwarfism;
- c) Overshot mouth (3mm maximum allowable);
- d) Undershot or parrot mouth (3mm maximum allowable);
- e) Monorchids or cryptorchids in stallions;
- f) Lock stifle, congenital cataract, nasal disease, navicular disease, or malformation of the genitals;
- g) Any other determinable genetic fault.

89. Qualification for Registration

(1) Eligible horses in the Australian Show Horse Foundation are to be measured at the highest point of the wither (refer to Rule 58)

(2) Eligibility for Registration -

- (a) Temporary Registration is available for qualified horses from birth to under 48 months.
- (b) Permanent Registration is available for a qualified horses once it has attained the actual age of 48 months. Stallion registration requires an approved current Certificate of Soundness as per the Societies form.
- (c) A horse shall where necessary be transferred from one category to the other upon an upgrade. Otherwise a Member shall apply to transfer the horse to the correct height category within thirty (30) days from its height causing this to be necessary. Pending transfer to the correct category a horse may be shown in the height category to which it is to be transferred.

90. Parentage on registration certificates

(1) For the amnesty period to 1 August 2016, parentage as specified by the registered owner via copies of registration papers from another society/Association/registry recognised by the Committee will be recorded on the Association stud book and registration certificates. After this date, proof of parentage must be provided via stallion return, DNA or registration with another society recognised by the Committee. At that time, ponies without confirmed parentage shall be listed with parentage 'not on file' until parentage is confirmed.

(2) At least one parent must be registered with either AMHS/ASPA/AMPR or an approved Association/Society for resulting foal to be ASFR registered.

(3) Commencing 1 August 2014, all Members will be required to submit stallion breeding reports before resultant progeny may be registered.



(4) ASFR registration certificates will contain 2 generations of pedigree as provided by the registered owner or via stud books accessible by AMHS Inc.

91. Height/Divisions for Foundation Registry

Foundation horses shall be measured at the highest point of the wither. The horse must stand naturally with all four hoofs standing squarely on the ground. The ASFR shall recognise the following height divisions:

LITTLE HORSE height requirements are:

- (i) Horses up to and not including 12 months of age shall not exceed 38" in height
- (ii) Horses 12 months up to and not including 24 months of age shall not exceed 40" in height
- (iii) Horses 24 months up to and not including 36 months of age shall not exceed 41" in height.
- (iv) Horses 36 months and over shall not exceed 42" in height.

SMALL FOUNDATION height requirements are:

- (i) Horses over 42" and do not exceed 50" (12.2 hands) at mature height.

92. General Show Rules for Foundation Horses

(a) PRESENTATION of the horse will be at the discretion of the owner, but the horse must be shown to its best possible visual and health advantage at all times, in order to positively promote the Breed.

(b) CLIPPING AND TRIMMING: Horses which are shown with ears and tactile hairs unclipped and with a full mane shall be judged on their merits and are not to be penalised. Removal of facial tactile hairs and trimming of ears and mane is optional but eyelashes should not be removed. Horses that are shown in full coat are not to be penalised. The horses coat can be presented in the following:

- i) In a natural condition; or
- ii) Clipped with the new coat established; or
- iii) Freshly clipped, as long as in all of the above, the horse is neat, healthy and well presented.

c) MANES & TAILS: are to be shown free flowing/unplaited for Halter Classes. They may be shown in Performance classes with manes and tails plaited or unplaited except where the conditions of entry for the class states otherwise. No false adornments are to be used in the tail, mane and/or forelock.

d) COLOUR ENHANCE: Colour Enhance products are not to be used to alter/change the horses natural body colour (eg bay to black), but can be used to enhance the horses natural body colour. The Horses colours/markings will be recorded on the Certificate of Registration and will be checked at each AMHS Inc. event.

e) MARKINGS: No markings (spots, blazes, stars etc) are to be altered, attempted to be hidden or changed in any way (by way of surgery, dye or any other manner). Markings will be recorded on Registration of Certificates and used to help identify horses at AMHS Inc. events.



CODE OF ETHICS, CONDUCT & BULLYING

1. This code of ethics, conduct and bullying is hereby adopted as part of the Constitution of the Australian Miniature Horse Society Inc.

2. If a Member or Members are found to be in violation of this code of ethics, conduct and bullying, membership privileges may be denied, membership reviewed or if of a nature serious enough, then the matter may be dealt with under Rule 13 and 19 of the Constitution.

3. In every situation the welfare of the breeds and the reputation of the Australian Miniature Horse Society Inc. shall be paramount over other considerations.

4. It shall be considered unethical practice for any Member against whom a complaint has been made to attempt to influence the Committee of Management or any other Member by duress or intimidation of a sort, prior to the complaint having been resolved according to the Association's Constitution.

5. All Members and Non Members, including Spectators and Committee Members are expected to meet certain criteria regarding their conduct and behaviour, this includes conduct and behaviour at any AMHS Event and includes the following:

- a) Shall not publicly disparage the Society, Committee Members and other Members in any form. This includes the use of public forums, including Face book, Twitter or any other social media platform.
- b) Are to respect the rights, dignity and worth of others regardless of their gender, ability, cultural background, religious/political or sexual preferences.
- c) Refrain from using behaviour or language that may frighten, humiliate, belittle, criticise, harass, sledge or degrade the Society or another person.
- d) Be fair, respectful and considerate in all dealings with other people, Committee Members, Exhibitors, Members, Non Members and encourage others to do the same.
- e) Never encourage another person or group to participate in any form of bullying behaviour, whether physical, written or verbal.
- f) Be aware of and maintain the Rules and Regulations of the AMHS Inc. Ensure you operate within those Rules and Regulations at all times to protect the standing and reputation of the Society.
- g) Never interfere with another person's property and equipment, including their horses and ponies.
- h) Be a positive role model, demonstrating at all times the highest degree of integrity and responsibility.
- i) Remember that you are setting an example by your actions and words; these must always be positive examples and must never cause negativity, intimidation or offence to either the Society or to others.
- j) Never use your position within the Society to promote personal beliefs and practices.
- k) All persons must acknowledge and accept that the welfare of the horse must, at all times, be paramount and never be subject to competition or commercial influences.
- l) Bullying behaviour of any description will not be tolerated at any time.



OWNERS AND BREEDERS

6. Owners and Breeders shall avoid false, misleading and misapplied statements, advertisements and the like concerning horses offered for sale or for Stud purposes.
7. Owners and Breeders shall not publicly disparage the horse of another Owner or Breeder, nor publicly volunteer an opinion of another Owner's horse or a transaction to which he is not a party. If his private opinion is sought, and he sincerely feels qualified to answer, that opinion shall be given privately and with courtesy and integrity.
8. An Owner or Breeder and their Agents and employees shall use reasonable care in the handling and treatment of his/her own horses and those horses placed in his/her care.

EXHIBITORS

9. Conduct of Owners and Exhibitors in the ring and on the show grounds shall be exemplary at all times.
10. The ring and show grounds conduct of any Exhibitor shall not be such as to adversely affect the exhibition of any other person's horse.
11. Owners and Exhibitors shall not attempt to influence Judges or appointed Judges by any means prior to or after an event.
12. Non winners of an event shall remain in the ring or display area until dismissed in the manner directed by the Show Organisers.
13. Genuine applause is commendable, but not where it represents less than fair competition to other horses in the event.
14. Owners and Exhibitors shall not accuse the Judge of favouritism or bribery of any form. If they have a legitimate protest, then it shall be followed in the manner laid out in the Show Rules under Rule 6 - Judges. Owners and Exhibitors shall support the Judge and judging system of the day.

JUDGES AND STEWARDS

The Australian Miniature Horse Society Inc. shall expect all judges of approved or sponsored shows, and thereby their Stewards, to understand and abide by the following:

15. The first step of a Judge is to exhibit the highest standard of integrity at all times toward the breed, the horses exhibited, and their handlers, she/he should avoid decisions arrived at by influence, bias, reputation or ignorance.
16. Judges are responsible for a knowledge and understanding of the applicable Breed they are appointed to judge i.e. AMHS/AMPR/ASPA and/or ASFR.
17. Judges and Stewards shall make every effort to isolate themselves from Exhibitors and Handlers until the conclusion of judging for the day or the show.
18. Judges and Stewards shall report to the Event Management any improper approaches by Exhibitors, Handlers or Owners of any horse shown.

The Australian Miniature Horse Society Inc. holds that adherence to this code of ethics is important to the integrity of the Breeds and the Australian Miniature Horse Society Inc. Membership to the Australian Miniature Horse Society Inc is an agreement to abide by this code of ethics, conduct and bullying.



CODE OF BEHAVIOUR CARD SYSTEM:

A card system will be used to deter types of behaviour (Reportable Conduct) wherever occurring on the grounds and at any times during events.

“Reportable Conduct” includes types of behaviour which includes unacceptable and out of control behaviour from the horse or cruel and/or abusive behaviour towards the horse including but not limited to inappropriate use of whips, handlers witnessed striking a horse with a whip or other implement whether or not it leaves a mark, intimidating horses by threatening them with a whip or body language that causes them to run backwards, crouch, buckle at the knees etc showing clear signs of fear, yanking, chain abuse and mistreatment of horses, and also other behaviour by competitors, handlers and spectators including but not limited to physical or verbal abuse of any Official, Committee Member or other person, refusal to comply with the direction of any Official and any behaviour which may bring the event or good horsemanship into disrepute.

Show Officials including Senior Stewards, Judges or Committee will be empowered to show either a Yellow Card or a Red Card to any person on the grounds for any act of Reportable Conduct observed by them or upon undisputable evidence provided to them. The decision as to whether any act is Reportable Conduct shall be in the absolute discretion of the Official showing the card.

A Yellow Card is a first and only warning. Any person or animal that infringes after having already received a Yellow Card at any time during the event shall be shown a Red Card whereupon they shall be immediately disqualified from the event and for all classes for which they may have entered (in cases serious enough they can be forthwith ejected from the grounds). The penalties applicable for the showing of a Red Card shall be in addition to any action The Australian Miniature Horse Society Limited may take subsequently in respect of the Reportable Conduct.

Any Official who shows either a Yellow Card or a Red Card shall, as soon as is practicable thereafter, report the issue of such Card to the Committee giving particulars of the Reportable Conduct and the person to whom the Card was shown. A complete report must be lodged in writing and signed by the official before the conclusion of the event which is to be submitted to both the State and National Committee within five (5) days after the conclusion of the event.

Cardable Offences will be specifically but not limited to such as the following:

- (1) Any handler who strikes his horse, especially on the front legs, shall have a Yellow Card issued to the handler.
- (2) If a horse buckles over or retracts their legs in fear, the handler will get a Yellow Card.
- (3) Any handler who delivers a full strength shank or excessively shanks a horse who is already standing still and has been standing still for the last few moments shall receive a Yellow Card. This is to be differentiated from reprimanding a horse who has just clearly misbehaved, i.e. won't stand still at all, is striking out etc.
- (4) If a horse makes a rear at his handler with ears back and front legs moving towards a striking position towards his handler, that horse will receive a Yellow Card.
- (5) If a horse makes exhibits bad manners such as kicking, biting, rearing or barging at its handler or any other person/animal will receive a Yellow Card.

The Judge and/or Steward and/or Show Official's discretion and decision will be final