



Special Business

Proposed amendments to the existing rules of association

The Committee of Beaumaris Modern Inc submit that the current rules be amended as outlined below. This motion is being moved at the 2020 AGM (scheduled for early 2021).

Existing rule followed by addition or amendment in bold text:

46 President and Vice-President

- (1) Subject to subrule (2), the President or, in the President's absence, the Vice-President is the Chairperson for any general meetings and for any committee meetings.
- (2) If the President and the Vice-President are both absent, or are unable to preside, the Chairperson of the meeting must be—
 - (a) in the case of a general meeting—a member elected by the other members present; or
 - (b) in the case of a committee meeting—a committee member elected by the other committee members present.

Addition:

(3) The term of an elected President or Vice President is 2 years (two AGM periods). The President or Vice President roles are not vacated at the AGM in the year immediately following their election or appointment.

47 Secretary

- (1) The Secretary must perform any duty or function required under the Act to be performed by the secretary of an incorporated association.

Example

Under the Act, the secretary of an incorporated association is responsible for lodging documents of the association with the Registrar.

- (2) The Secretary must—
 - (a) maintain the register of members in accordance with rule 18; and
 - (b) keep custody of the common seal (if any) of the Association and, except for the financial records referred to in rule 70(3), all books, documents and securities of the Association in accordance with rules 72 and 75; and
 - (c) subject to the Act and these Rules, provide members with access to the register of members, the minutes of general meetings and other books and documents; and

President **Fiona Austin**
Beaumaris Modern Inc – A0100044P
www.beaumarismodern.com.au

Secretary **Karen Chaur**
hello@beaumarismodern.com.au



- (d) perform any other duty or function imposed on the Secretary by these Rules.
- (3) The Secretary must give to the Registrar notice of his or her appointment within 14 days after the appointment.

Addition:

(4) The term of an elected Secretary is 2 years (two AGM periods). The Secretary role is not vacated at the AGM in the year immediately following their election or appointment.

48 Treasurer

- (1) The Treasurer must—
 - (a) receive all moneys paid to or received by the Association and issue receipts for those moneys in the name of the Association; and
 - (b) ensure that all moneys received are paid into the account of the Association within 5 working days after receipt; and
 - (c) make any payments authorised by the Committee or by a general meeting of the Association from the Association's funds; and
 - (d) ensure cheques are signed by at least 2 committee members.
- (2) The Treasurer must—
 - (a) ensure that the financial records of the Association are kept in accordance with the Act; and
 - (b) coordinate the preparation of the financial statements of the Association and their certification by the Committee prior to their submission to the annual general meeting of the Association.
- (3) The Treasurer must ensure that at least one other committee member has access to the accounts and financial records of the Association.

Addition:

(4) The term of an elected Treasurer is 2 years (two AGM periods). The Treasurer role is not vacated at the AGM in the year immediately following their election or appointment.



50 Positions to be declared vacant

- (1) This rule applies to—
 - (a) the first annual general meeting of the Association after its incorporation;
or
 - (b) any subsequent annual general meeting of the Association, after the annual report and financial statements of the Association have been received.
- (2) The Chairperson of the meeting must declare all positions on the Committee vacant and hold elections for those positions in accordance with rules 51 to 54.

Amend (2) to:

(2) The Chairperson of the meeting must declare which positions on the Committee are vacant and seek nominations and hold elections for those positions in accordance with rules 51 to 54. Executive role terms for 2 years (2 AGM periods) as per rules 46, 47, 48.

52 Election of President etc.

- (1) At the annual general meeting, separate elections must be held for each of the following positions—
 - (a) President;
 - (b) Vice-President;
 - (c) Secretary;
 - (d) Treasurer.
- (2) If only one member is nominated for the position, the Chairperson of the meeting must declare the member elected to the position.
- (3) If more than one member is nominated, a ballot must be held in accordance with rule 54.
- (4) On his or her election, the new President may take over as Chairperson of the meeting.



Amend to:

52 Election of Executive positions (President, Vice President, Secretary, Treasurer)

- (1) At the annual general meeting, elections are to be held for general committee positions only. Executive positions on committee are not vacant unless they have served their 2 year term. Upon serving a 2 years term, these committee positions are also declared vacant.**
- (2) Upon the vacancy of Executive positions (either following the incumbents completion of a 2 year term, or resignation of an incumbent), the positions will be nominated and elected by the committee at the next committee meeting.**

55 Term of office

- (1) Subject to subrule (3) and rule 56, a committee member holds office until the positions of the Committee are declared vacant at the next annual general meeting.**

Amend to:

- (1) Subject to subrule (3) & rules 46, 47, 48, 50 & 52, a committee member holds office until the positions of the non-executive Committee are declared vacant at the next annual general meeting, whereas all Executive roles are declared vacant after the incumbent holds the position for up to two years from election or appointment.**