

Bargara Residents Association

Suggested Amendments to the Constitution

The Management Committee has endorsed the following draft amendments to the Constitution for your consideration.

The Constitution requires that for an amendment to be passed at a General Meeting that at least 75% or more of the members at the meeting must vote in favour of the amendment.

A full copy of the Constitution is available on the Residents Association website. It is also available in the clubhouses.

Amendment No 1

Currently, Clause 16 reads:-

Electing the management committee

- (1) A member of the management committee may only be elected as follows—
 - (a) any 2 members of the association may nominate another member (the ***candidate***) to serve as a member of the management committee.
 - (b) the nomination must be—
 - (i) in writing; and
 - (ii) signed by the candidate and the nominating members; and
 - (iii) given to the secretary at least 14 days before the annual general meeting at which the election is to be held.
 - (c) each member of the association present and eligible to vote at the annual general meeting may vote for 1 candidate for each vacant position on the management committee.
 - (d) if, at the start of the meeting, there are not enough candidates nominated, nominations may be taken from the floor of the meeting.

Suggestion Subclause 1(d) be amended to read:

if, at the start of the meeting, there are not enough candidates nominated, nominations may be taken from the floor of the meeting. In such circumstance, a committee member may hold the dual roles of Secretary and Treasurer.

Amendment No 2

Currently Clause 20(10) and (11) provides: -

- 10 The president is to preside as chairperson at a management committee meeting.
- 11 If there is no president or if the president is not present within 10 minutes after the time fixed for a management committee meeting, the members may choose 1 of their number to preside as chairperson at the meeting.

Suggestion delete existing subclause 10 and 11 and replace with: -

- 10 The president or, in their absence, the vice president is to preside as chairperson at a management committee meeting.
- 11 If there is no president or vice president in attendance within 10 minutes after the time fixed for a management committee meeting, the members may choose 1 of their number to preside as chairperson at the meeting.
- 12 If a committee member fails to attend three consecutive meetings of the management committee without having obtained a leave of absence by resolution of the management committee the committee member is deemed to have resigned their position.

Amendment No 3

Currently Clause 34 (3) reads: -

- (3) At each general meeting—
- a. the President is to preside as chairperson; and
 - b. if there is no president or if the President is not present within 15 minutes after the time fixed for the meeting or is unwilling to act, the members present must elect 1 of their number to be chairperson of the meeting; and
 - c. the chairperson must conduct the meeting in a proper and orderly way and subject to the meeting by-laws

Suggest delete existing clause 34 (3) and replace with: -

- (3) At each general meeting-
- a. the president is to preside as chairperson: and
 - b. if there is no president the vice-president is to preside as chairperson: and
 - c. if there is no president/vice -president or if the president/vice-president is not present within 15 minutes after the time fixed for the meeting or is unwilling to act, the members present must elect one of their number to be chairperson of the meeting: and
 - d. the chairperson must conduct the meeting in a proper and orderly way and subject to the meeting by-laws.