

PROPOSED CHANGES TO THE DBCYA CONSTITUTION - 2019 AGM agenda item 3.2

To be put to vote by senior members by show of hands for each proposed change

PROPOSED CHANGE #1

GENERAL TERMINOLOGY

In order to be more inclusive and reflective of current conditions, it is proposed to replace all references to 'husband and/or wife' to partner.

In order to reflect current practices it is proposed to update all references to all forms of written communication to add the option of email.

In order to reflect current practices it is proposed to replace the terms 'cheque' and 'cheque drawn' with 'payments' and the term 'signed' to be amended to 'signed or authorised'.

To avoid confusion and in the interests of consistency, it is proposed to amend all references to 'Committee' and 'Committee of Management' to 'Management Committee'.

PROPOSED CHANGE #2

2. OBJECTS – CURRENT WORDING

(C) To promote the social life of the Association

Proposed change in order to provide a deeper insight into the character of the Club and its members:

To promote a social, welcoming, non-judgmental and inclusive Association where people can connect with like-minded people.

PROPOSED CHANGE #3

5. MEMBERSHIP OF THE ASSOCIATION – CURRENT WORDING

5.1 There shall be the following categories of membership in the Association:

(a) Ordinary Members who shall be either:

- Senior Members
- Family Members
- Junior Members
- **Company Members**

(b) Life Members

(c) Honorary House Members

(d) Visiting Yachtsmen Members

(e) **Country Members**

(f) Social Members

It is proposed to delete the Company and Country member categories as these have not been taken up for a number of years.

It is proposed to add a new category of 'Sailing Crew' membership.

Sailing Crew membership would sit between Social and Senior and would allow crew who participate in any DBCYA races to access the showers, toilets and pontoon. Sailing Crew Members would be recognized as race participants allowing cover by Australian Sailing's personal accident insurance whilst racing. This will also enable verification of the number of active sailing members which would assist when applying for grants and funding, or when seeking support from peak bodies and government agencies.

Sailing Crew members would have no right to hold office or vote at General Meetings of the Association, but will be able to access the showers, laundry and pontoon when required.

Proposal to add:

5.8 Sailing Crew Members

- (a) A Sailing Crew Member is a person who is over the age of 18 years and regularly participates as active sailing crew on any Senior Members' vessel/s in any races organised by the Association.**
- (b) A Sailing Crew Member is subject to the Rules of the Association.**
- (c) A Sailing Crew Member has no right to hold office or vote at a General Meeting of the Association, but subject to these rules will have all other rights in common with Ordinary Members of the Association.**
- (d) Any Senior Member of the Association may by leave of the Management Committee and upon filling in and signing of the appropriate document, nominate any person to Sailing Crew Membership**

PROPOSED CHANGE #4

12. ANNUAL GENERAL MEETING

12.2 The Annual General Meeting will be held on such day as the Management Committee may determine (being not later than three [3] months after the close of the financial year of the Association).

In order to comply with Section 36 of the Associations Act: (page 24)

36 Annual general meetings

An incorporated association must, in addition to any other meeting it holds, hold an annual general meeting, once in each calendar year, within 5 months after the end of the association's last financial year.

Proposed new wording:

12.2 *The Annual General Meeting will be held on such day as the Management Committee may determine (being not later than five [5] months after the close of the financial year of the Association).*

PROPOSED CHANGE #5

13. SPECIAL GENERAL MEETINGS

In order to align with the Associations Act, which states:

37 Special resolutions

A resolution of an incorporated association must be taken to be a special resolution if:

- (a) it is passed at a general meeting of the association, being a meeting of which at least 21 days' notice, accompanied by notice of intention to propose the resolution as a special resolution, has been given to the members of the association; and**
- (b) it is passed by at least three-quarters of the votes of those members of the association who, being entitled to vote, vote in person or, if the constitution of the association permit voting by proxy, vote by proxy at the meeting.**

Note for paragraph (b)

A special resolution must be passed by three-quarters of the votes actually cast (whether directly or by proxy) at the meeting. A special resolution is not required to be passed by three-quarters of all members eligible to vote.

The following changes are proposed:

- 14 The Public Officer of the Association shall, at least fourteen (14) days before the date fixed for holding a general meeting of the Association cause to be inserted once in a newspaper published daily in the Northern Territory an advertisement specifying the place, day and time for the holding of the meeting.
- 14 *The Public Officer of the Association shall, at least twenty-one (21) days before the date fixed for holding a general meeting of the Association cause to be inserted once in a newspaper published daily in the Northern Territory an advertisement specifying the place, day and time for the holding of the meeting.***
- 14.1. All business to be transacted at an Annual or General Meeting including changes to the Constitution shall be displayed on the Club's notice board 14 days prior to that meeting.
- 14.1. *All business to be transacted at an Annual or General Meeting including changes to the Constitution shall be displayed on the Club's notice board 21 days prior to that meeting.***
- 19.4 (new clause)**
- A special resolution put to the vote at a General Meeting is passed if at least three-quarters of the votes of those members of the association who, being entitled to vote, vote in person or by written absentee vote in favour of the resolution.***

37. ALTERATION OF THE CONSTITUTION AND BY-LAWS (if any)

- 37.1 The rules and/or by-laws (if any) from time to time may only be amended or varied by resolution passed by two thirds (2/3) majority of financial Members present at a General Meeting.

37. ALTERATION OF THE CONSTITUTION

- 37.1 *The Constitution from time to time may only be amended or varied by resolution passed by at least a three-quarter majority of those members of the Association who, being entitled to vote, vote in person or by written absentee vote in favour of the amendment.***
- 43.1 The Association shall not be dissolved except by a resolution of not less than four fifths (4/5) of those present and eligible to vote at a Special General Meeting to that effect.
- 43.1 *The Association shall not be dissolved except by a resolution passed by at least a three-quarter majority of those members of the Association who, being entitled to vote, vote in person or by written absentee vote in favour of the resolution at a Special General Meeting to that effect.***