

VICSPORT

TO:	Vicsport Members
FROM:	Vicsport Board
SUBJECT:	Special Resolution – Amendment of the Rules of Association
DATE:	23 October 2019

PURPOSE

The following Special Resolution will be proposed, considered and if thought fit, passed as a special resolution in accordance with the rules of the Sports Federation of Victoria Incorporated trading as Vicsport.

MOTION

Moved as a Special Resolution that clauses 8.5, 20.6 and 27(2) of the Rules of the Sports Federation of Victoria Incorporated be amended at the 19th November 2019 Annual General Meeting.

The proposed amendments are summarised below. The relevant clauses have been reproduced with the amendments in track changes in **Attachment A**.

The Vicsport Board recommends that the Special Resolution be passed by Vicsport members.

SUMMARY OF CHANGES TO VICSPORT RULES

1. Clause 8.5: Amendment to enable the CEO, or their delegate, to approve applications for membership (rather than the board), which will drive efficiency.
2. Clause 20.6(1): Amendment to broaden the definition of postal voting to include electronic voting to enable the organisation to harness technology as it becomes available.
3. Clause 20.6(2): Deletion of Rule 20.6(2) to broaden the definition of postal voting to allow it to apply to all members. This will ensure all members are able to access their right to vote and are not limited by their ability to attend the AGM.
4. Amendment 3: Amendment of Rule 27(2) to state that all cheques, drafts, bill of exchange, promissory notes and other negotiable instruments shall be signed in accordance with the Delegations Policy, as approved by the Board.
5. Any formatting errors or typos will be corrected as required.

AMENDMENTS

That clause 8(5) be amended as follows:

8.5 Application for Membership

- (1) Subject to these Rules, an application for membership as a Member must be:
 - (a) in writing in the form approved by the Board which may be varied by the Board from time to time;
 - (b) accompanied by a copy of the association's constitution (where applicable) which must be acceptable by the Board, comply with the Act and substantially conform with these Rules;
 - (c) accompanied by the appropriate fee or fees, if any; and
 - (d) lodged with the Chief Executive Officer.
- ~~(2)~~ ~~As soon as is practicable after the receipt of an application under **Rule 8.5(1)** above, the Chief Executive Officer shall refer the application to the Board.~~
- ~~(3)~~(2) ~~Upon an application being referred to the Board, the~~ The Chief Executive Officer, or their delegate, Board shall, as soon as practicable, determine whether to approve or to reject the application.
- ~~(4)~~(3) If the Chief Executive Officer~~Board~~ approves the application for membership, the Chief Executive Officer~~Board~~ shall determine the appropriate class of membership and the Chief Executive Officer shall, as soon as practicable, notify the applicant in writing that it is approved for membership, which shall commence on entry into the Register in accordance with **Rule 8.5(6)**.
- ~~(5)~~(4) If the Chief Executive Officer~~Board~~ does not approve a nomination for membership, the Chief Executive Officer shall, as soon as practicable, refer the application to the Board for decision. If the Board does not approve the nomination for membership, the CEO shall, as soon as practicable, notify the applicant in writing that it is not approved as a Member. The Board shall not be required to give reasons for its decision. There is no appeal against the decision.
- ~~(6)~~(5) If the application for membership is approved and the relevant subscriptions and fees paid, the Chief Executive Officer shall enter the applicant's name and other required details in the Register, and upon the name of the applicant being so entered, the applicant becomes a Member. The Chief Executive Officer shall also enter the class of membership afforded to a Member.
- ~~(7)~~(6) A person shall not represent that any eligible association is a Member unless the association so represented has been registered as a Member under these Rules.
- ~~(8)~~(7) This **Rule 8.5** also applies to applications to renew membership.

That clause 20.6(1) ~~and 20.6 (2)~~ be amended and deleted as follows:

20.6 Postal Voting

- (1) Postal voting may be held from time to time in such instances as the Board may determine (other than in respect of matters which must be passed by Special Resolution) and shall be held in accordance with procedures prescribed by the Board, which may include options for electronic voting.
- (2) ~~Postal voting papers shall (on request) be given to all Members with a residential or registered address outside a 90 kilometre radius of the General Post Office, Melbourne.~~
- (3) All postal voting shall be conducted under conditions of a secret ballot and shall be scrutinised by an impartial person duly appointed by the Board to conduct the ballot.

That clause 27(2) be amended as follows:

27(2) MANAGEMENT OF FUNDS

- (1) The Board must ensure that the funds of Vicsport are managed in accordance with acceptable accounting procedures.
- (2) All cheques, drafts, bill of exchange, promissory notes and other negotiable instruments shall be signed in accordance by the Delegations Policy, as approved by the Board by any of three (3) Directors and/or the Secretary, or as designated in writing by the Board from time to time.