

Notice of motion for the ACOFS 2012 AGM to amend the draft constitution

Considering that...

1. the draft ACOFS constitution has been submitted as a notice of motion and was circulated to all delegates and members on 7 Feb 2012.
2. several delegates and society representatives were considerably concerned about the contents of Clause 8 (Discipline and suspension) based on their experience,
3. the editing group has prepared an alternative Clause 8 which is designed to stop any dispute escalating, and thus should be more acceptable.
4. all of the editing group, executive and parties raising the concern have seen the revised clause and appear to be satisfied.
5. the existing constitution allows for this amendment to be tabled in this way and at this time.

The secretary hereby tables this notice of motion for the AGM to amend the first motion, on behalf of the constitution editing committee.

It is proposed that the clause 8 of draft constitution be modified to read :-

8 Discipline, Suspension and Expulsion of Members

8.1 If the Executive is of the opinion that a member or a delegate has refused or neglected to comply with these Rules, or has been guilty of conduct unbecoming a member or prejudicial to the interests of ACOFS, the Executive may by resolution of a two-thirds majority notify the member of their concerns.

8.2 The notification should be in writing and sent to the member as soon as practicable and state:

- (a) The resolution of the Executive and the grounds on which it is based, and
- (b) That the member, through a nominated representative, may address the Executive at a meeting to be held not earlier than 14 days and not later than 28 days after the notice has been given to that member; and
- (c) state the date, place and time of that meeting; and
- (d) inform the member that they may do one or both of the following-
 - (i) attend that meeting (in person or using electronic means); or
 - (ii) give to the Executive before the date of that meeting a written statement seeking the revocation of the resolution; and
- (e) inform the member that, if at that meeting, the Executive confirms the resolution with a two-thirds majority, the member may be suspended for a period or permanently.

8.3 Considering that the executive has the responsibility of maintaining a suitable standard of membership the ACOFS Executive is the final arbiter of this matter.

Moved P Marinakis (Secretary)

Seconded J Turner (Treasurer)

2nd Notice of Motion to amend the draft constitution.

There are two clear errors in the draft, which can be fixed by the following changes:

1. In clause 30.1, change the reference from 5.1 to 4.5.
2. Clause 34.2 is inconsistent with clause 6.2, so change clause 34.2 to read
“All accounts, books, securities and any other relevant documents of ACOFS must be available for inspection by any member upon request at a reasonable fee not exceeding \$50 as determined by the executive”

Moved Susan Davidson.

Seconded John Turner.

3rd notice of motion to amend the draft constitution.

When clause 19 was drafted it was realised that as delegates could be replaced at any time there was no need to allow for a proxy to replace another delegate. However, it was overlooked that a proxy vote may also allow one delegate to cast a vote on behalf of another absent delegate. This proposal fixes this oversight.

Replace clause 19 with the following

“19. Appointment of a proxy must be advised in writing by the start of a meeting at which it applies, and approved by the secretary of the organisation represented. Proxies are not provided for at Executive meetings.”

This issue was first raised by J Mansbridge, secretary Tasmanian federation, and is moved as follows:

Moved

Seconded