



Motions for Special General Meeting

Background

1. President & Vice President terms of office. (Refer to formal motion #1)

The present rule restricts both these office holders to 3 consecutive one year terms. The rule was written on the assumption that each office holder would be elected at the same AGM and continue in office until the next AGM. We had a situation in 2012 where the President resigned mid term and a new President took office. The question then arose as to whether the three years started from the date of appointment or from the date that the new President was first elected at an AGM. The Rule change proposed is to clarify this should the situation happen again. There is no change to the principle of a President holding office for 3 years.

Related to this the Vice President, who might normally be expected to stand for President, had to stand down from being a Vice President because their three-year term had expired while the President's three-year term had not. The Executive saw little point in requiring a three-year term for the VP and is recommending that this restriction be lifted. It is the general assumption that a VP will stand for President though this is always dependent on clubs nominating and clubs electing to those positions each year.

2. Date of taking office after elections (Refer to formal motion #2)

When the new election of Executive procedure was put in place in 2015 it did not adequately cover the situation of what date the new Executive takes over from the old one when the number of nominations are such that an election is not required. The proposed change clarifies this.

3. Notice requirements for a General Meeting (Refer to formal motion #3)

The rules are silent on what notice is required for a Special General meeting. Special General Meetings are rare and in the past the same time frame was followed as required for an Annual General Meeting. The AGM requirement was removed a few years ago and for the sake of clarity the Executive feels that the Rules should contain the notice requirements for a Special General Meeting

4. Removal of the requirement for a Financial Review (Refer to formal motion #4)

There have been significant changes in the legislation around auditing of Annual Accounts of Incorporated Societies. Some years ago the requirement to have an Audit was replaced by a voluntary requirement which may be an Audit or a Financial Review. Whether either of these is required is determined by each organization in its Rules. There is no legislative requirement to have either.

The Executive considers that neither is required for our organisation. The Executive has put in place a robust financial policy, which requires that payments are verified by at least three people acting independently.

Past practice has been that the accounts were finalized in March, a Financial Review would be done in April, then the accounts would be circulated to clubs and approved in June. The Executive feels that this length of time from the end of the financial year makes the conduct of a Financial Review who reports to member clubs irrelevant.

The proposed change removes from the Rules the requirement to have an annual Financial Review but retains the right for 3 or more clubs to require the Executive to conduct a review by an outside person if those clubs are concerned about malfeasance in the FMC accounts.

5. Individual Supporters on Executive (Refer to formal motion #5)

The present rules require that only members of affiliated clubs may be nominated or coopted to the Executive and that only affiliated clubs may nominate and vote for the Executive. There is no requirement in the present rule that a person once elected to the Executive to remain a member of an affiliated club.

FMC now has over 750 Individual Supporters most of whom are not club members but are willing to pay a subscription direct to FMC to support the work of FMC. Some of these Supporters have a skill set that could be useful to the Executive but the rules prevent them being on the Executive.

The proposed change is to allow Supporters to be nominated for election to, or co-opted to fill a vacancy and to hold office as an Executive member. There is NO CHANGE to the requirements that they must be nominated by a Club and only Clubs will elect members of the Executive so clubs will still have the say on who is elected to the Executive.

A small change in this rule also requires that if an Executive member ceases being a member of a club or a supporter then they can no longer be an Executive member.

6. FMC Affiliation fee increase (refer to formal motion #6)

This is FMC's first affiliation fee increase since 1996, and we remain committed to remaining a low-cost model with a broad membership base. The need to raise fees has been masked over the last ten years both by increasing revenue from the Maerewhenua Trust, which we would increasingly like to apply to positive initiatives to get more people into the outdoors and into our clubs, and by our failure to progress other initiatives because of the lack of capacity. We have moved in recent years to employ part-time staff members to supplement and support the work of our volunteers and do believe this has improved our performance (and reduced stress levels of volunteers!). We continue to actively review and prioritise how we allocate staff time.

The affiliation fee increase has been well signaled with clubs over the last year and there has been overwhelming support. We are also acting to address the concerns that have been raised.

Rule 9 of our constitution gives the Executive the power to set the subs each year with the restriction [Rule 9(g)] that any increase greater than 20% must be approved by a General Meeting of Clubs before it is implemented. Pursuant to Rule 9(g) the Executive is asking the General Meeting to approve the following affiliation fees to take effect from 1 March 2017:

Full Declaration Clubs:	\$15 for 1 st 500 members (was \$10)
	\$8 for 2 nd 500 members (was \$5)
	\$1 for Over 1001 members (was \$1) (there are no clubs in this category)
Partial Declaration Clubs:	\$17 for 1 st 500 members (was \$12)
	\$10 for 2 nd 500 members (was \$7)
	\$1.50 for Over 1001 members (was \$1)

FORMAL MOTIONS

All the formal motions will be moved and seconded by a member of the Executive

1 **THAT Rule 6 (k) be deleted and replaced by:**

6(k) The office of President may not be held by any one person for more than three (3) consecutive terms. Where a person is appointed to the position of President under Rule 6(e) then the period from the date of appointment to the close of polling for the next election of President / Vice President shall not count as part of the 3 consecutive terms.

The original rule was:

(k) The offices of President and Vice President may not be held by any one person for more than three (3) consecutive terms. Where a person is appointed to the position of President or Vice President under Rule 6(e) then the period from the date of appointment to the close of polling for the next election of President / Vice President shall not count as part of the 3 consecutive terms.

2. **THAT the following new clause 6(l) as detailed below be added to Rule 6 and present Rule 6(l) and 6(m) be renumbered to 6(m) and 6(n) respectively:**

6(l) Where the number of nominations is less than or equal to the number of vacancies and therefore no poll is required then the Returning officer shall declare the results of the election on the day specified in Rule 6 g(iii).

For information only the present Rule 6g(iii) and 6(m) are:

Advise member clubs of the closing date for polling associated with any elections to be held in the following financial year. The closing date for polling will be not earlier than 10th of May

And present rule 6(m) which becomes 6(n) is:

The elected office holders and executive will take office from the day after the Returning Officer announces the results of the polling

3. THAT the present Rule 8(a) be deleted and replaced with the new Rule 8(a) which reads:

8(a) General Meetings may be convened from time to time

- (i) The Executive may call a General Meeting at any time provided four weeks notice of the date, venue of the meeting and the business to be transacted be sent to all clubs
- (ii) The Executive shall call a General Meeting on receipt in writing of a requisition stating the particulars of business to be discussed, from not fewer than three (3) Member Clubs, not less than one (1) month after receipt of such requisition. Notice of such meeting giving particulars of business to be discussed shall be given to Member Clubs and Associates within ten days of the receipt of the requisition.
- (iii) At any such General Meeting only the business of which notice has been given may be discussed

The present rule 8(a) reads:

General Meetings may be convened from time to time as the Executive sees fit, or shall be convened on a requisition in writing, stating particulars of business to be brought forward, from not fewer than three (3) Member Clubs, not less than one (1) month after receipt of such requisition. Notice of such meeting giving particulars of business shall be given to Member Clubs and Associate organisations within ten days of the receipt of the requisition. At any such meeting the business to be transacted shall be consideration of, and if necessary taking action with reference to, the matters referred to expressly or by necessary implication in any such requisition as aforesaid.

4. THAT the present rule 10(b) be deleted and replaced with new clauses 10(b), 10(c) and 10 (d) as detailed below and the present rule 10(c) be renumbered to 10(e).

10(b) The Executive will ensure that all aspects of the Financial Policy are consistently applied.

10(c) The Executive will ensure that a set of Annual Accounts will be prepared each year and that the Annual Accounts will be made available to all members before the last day of May\

10(d) The Executive may at its discretion or on receipt of a written request from not less than 3 member clubs conduct a review of it's Annual Accounts. The Executive shall have the sole power to determine whether such a review will be a Financial Review or a full Audit.

The present rule 10(b) reads:

The Executive will arrange for a financial review of the annual accounts each year unless in the opinion of the Executive a full audit is warranted. The Annual Accounts and the financial review report will be made available to all members.

5. THAT the present Rule 6(i) be deleted and replaced with new rule 6(i) which reads:

6(i) Executive members shall be financial members of Clubs which are members of the Federation or shall be financial Supporters in any approved Supporter category of the Federation.

The present rule 6(i) reads:

Candidates shall be financial members of Clubs which are members of the Federation.

6. THAT the FMC Affiliation fee increases as proposed to clubs in correspondence on the 19th of July, and indicated below are approved.

Full Declaration Clubs:	\$15 for 1 st 500 members (was \$10)
	\$8 for 2 nd 500 members (was \$5)
	\$1 for Over 1001 members (was \$1) (there are no clubs in this category)
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	\$10 for 2 nd 500 members (was \$7)
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