

Bellinger Health Action Group Inc.

Special General Meeting

27th February 2013

Special Resolution:

“To adopt the Department of Fair Trading 2009 Model Constitution with changes”

The changes to be adopted are:

1. Insert the Objects of the association

1.1 OBJECTS

The objects for which the association is established shall be:-

- (a) To reinstate appropriate levels of Maternity, surgical, emergency, acute care and x-ray services for the Bellinger community.
- (b) To receive the commitment of relevant government bodies to continue to support Bellinger Hospital and appropriate health services.
- (c) To continue and develop the process of consultation about future health care delivery in the local community.

2. Add an additional level of affiliation with the association

2. Membership generally

- (4) An additional level of affiliation with the Association is available for non-financial persons – a Friend of the Association.
 - (a) Friend of the Association will pay no application fee.
 - (b) A Friend of the Association will have no voting rights at Special General Meetings, General Meetings, Governance matters, or for appointments at AGM's.

3. Quantify the period for which the membership fee is valid for

8. Fees and subscriptions

- (2) That application fee payable to become a member under subclause (1) shall be for lifetime membership until such time as:
 - (a) that member advises in writing they no longer desire to maintain their membership or
 - (b) that member is deceased or
 - (c) that member is expelled or their membership suspended pursuant to Clause 11

4. Add two additional clauses to Funds Management

37. Funds - management

(3) Non-profit clause:

‘The assets and income of the organisation shall be applied solely in furtherance of its above-mentioned objects and no portion shall be distributed directly or indirectly to the members of the organisation except as bona fide compensation for services rendered or expenses incurred on behalf of the organisation.’

(4) Dissolution clause:

‘In the event of the organisation being dissolved, the amount that remains after such dissolution and the satisfaction of all debts and liabilities shall be transferred to another organisation with similar purposes which is not carried on for the profit or gain of its individual members.’

5. Modify the Custody of Books & Records

39. Custody of books etc.

Except as otherwise provided by these rules, all records and books of the association and other documents relating to the association may also be held in the custody and control of:

- (a) The Treasurer - all financial books and records;
- (b) The Secretary - all minutes of committee and general meetings and all correspondence;
- (c) Any other member of the committee duly authorised by a general meeting.

6. Change the Service of Notices

41. Service of notices

- (1) For the purpose of this constitution, a notice may be served on or given to a person:
 - (a) by email or some other form of electronic transmission or
 - (b) by public notices on our website or
 - (c) by public notices in the local newspaper media
- (2) For the purpose of this constitution, a notice is taken, unless the contrary is proved, to have been given or served:
 - (a) in the case of a notice sent via email or some other form of electronic transmission, on the date it was sent, or
 - (b) in the case of a public notice posted on the official website, on the date it was posted, or
 - (c) in the case of a public notice in the local newspaper media the date that newspaper is published.

7. Add an additional clause regarding the conduct of Members & Friends

43. Conduct of Members and Friends of the association

No member or friend of the association shall:

- (1) Attend any meeting of the association whilst offensively or unduly under the influence of alcohol or any illegal or prescription drugs;
- (2) Use objectionable or obscene language at any meeting of the association;
- (3) Damage any property of the association or remove any property of the association without proper authority;
- (4) Disregard the lawful instruction or request of any member of the committee or any other person empowered by the members to perform any specific duty.
- (5) Do any unlawful acts and things that are incidental or conducive to the attainment of any or all of the aforementioned objects.

8. Transfer sub clauses (5) & (6) in Clause 7. Register of Members from the 2009 Model Constitution to a new Clause

44. Protection of personal information of Members and Friends

- (1) If a member or a friend of the association requests that personal information provided to the association (including contact details and member registration details - other than the person's name) not be available for inspection, that information must not be made available for inspection.
- (2) A member must not use personal information provided to the association to contact or send material to the person, other than for:
 - (a) the purposes of sending the person a newsletter, a notice in respect of a meeting or other event relating to the association or other material relating to the association, or
 - (b) any other purpose necessary to comply with a requirement of the Act or the Regulation

9. Include and attach Appendix 1 "Application for membership of association" Clause 3 (1) to the Constitution – refer page following

Bellinger Health Action Group

(Incorporated under the Associations Incorporation Act 2007 – INC 9892825)

There are two ways you can support BHAG ...

Apply to become a Financial Member of BHAG

The payment of a once only membership fee of \$2.00 entitles you to vote on proposals and appointments at AGM's and Special General Meetings. You will also be updated via email of BHAG activities and any legal or financial issues.

I
(full name of applicant)

Of
(address)

Telephone Or Mobile:

Email address (mandatory):
apply to become a member of the above named incorporated association. In the event of my admission as a member, I agree to be bound by the constitution of the organisation at any time being in force.

Signature of Applicant: Date:

I Date: Signature:
Being a financial member of the association, **nominate** the applicant for membership of BHAG

I Date: Signature:
Being a financial member of the association, **second** the nomination for membership of BHAG

Become a Friend of BHAG

We keep Friends of BHAG up to date with our activities via our website, email and the Courier Sun

.....
(full name)

.....Postcode:
(address)

Telephone: Or Mobile:

Email address:

In order to keep costs down and preserve donations and membership fees for future projects and challenges, we will no longer be contacting Friends and Financial Members via post. Future contact will be via email, our website and public notices in the Bellinger Courier Sun.

Please note that your contact details are considered confidential and will ONLY be used for the purpose of BHAG business.

Bellinger Health Action Group, PO Box 226, Bellinger NSW 2454
Email: bellhospitalrescue@gmail.com Website: <http://savebellingerhospital.com>