



MASTERS ATHLETICS WA INC
ABN 42316168339

NOTICE OF EXTRAORDINARY MEETING
RE CHANGE TO CONSTITUTION

Date SUNDAY, 16 SEPTEMBER 2012

Time 7.45AM

Place MATTAGARUP RUN, RESORT DRIVE, BURSWOOD

PURPOSE The only business of this meeting is to consider and, if thought fit, pass a Special Resolution to adopt a new constitution. An explanation of the resolution is set out below.

SPECIAL RESOLUTION

To consider and, if thought fit, to pass, with or without amendment, the following resolution as a special resolution:

That the new constitution tabled at the meeting and signed by the Chairman of the meeting for identification, be adopted as the constitution of Masters Athletics WA Inc in place of the current constitution, with effect following application to and approval by the Commissioner for Consumer Protection.

EXPLANATION OF SPECIAL RESOLUTION

Update of MAWA Constitution

MAWA is required by law to have a set of rules, referred to as its constitution. The purpose of these rules is to define the way the Club operates and its legal obligations to its members. These are laid down in the *Associations Incorporation Act (1987)*. MAWA's constitution has been amended five times since it was first approved. The latest amendment was in 2003, when the name of the Club changed.

The constitution is in need of a new update. There are two main reasons for this:

1. A number of the rules are no longer valid or superfluous owing to the fact that they concern issues that are not required in a constitution.
2. The 1987 Act is about to be replaced with a new Act, which is awaiting ratification by the WA Government. 'Model Rules' have been promulgated, which conform to the requirements of the new Act. These require more detail than is currently in our constitution.

The proposed new constitution looks very different to the existing one. This is mainly because we have used the model rules referred to above as the basis, in order to ensure it gains approval from the

Commissioner for Consumer Protection when submitted. There are very few substantive changes to the meaning of this amended constitution.

The main changes of meaning are:

1. We have removed the requirement of amateur status and two specific 'costumes' for our athletes to compete at championships. These, and a few other matters, are either out of date or not required in a constitution.
2. For similar reasons, the sections referring to affiliation to other bodies and the election of Patron at AGMs have also been removed. There is no intention that these do not continue to happen, it is just that they have no place in a constitution as defined in the Act.
3. The right of the committee to co-opt up to two additional members (without voting rights) to help within their areas of special expertise.
4. Other minor changes have been made, most of which are required in the new Act which is about to come into force. Examples of this are the requirement for a 75% majority instead of two-thirds at an AGM for these, and other changes to be valid; the right of members to inspect club records, etc; a clearer definition of the procedure for the resolution of disputes; the need for Committee members to declare any pecuniary interest before becoming involved in a Committee discussion, etc. These will all be required by law to be in our constitution.

There is no intention to lessen, or change in any other way, the way the Club operates in the interests of its members.

The proposed new constitution has been available on the website, and a copy will be sent to any member who requests it prior to the Extraordinary meeting. Requests for a copy should be directed to the MAWA Secretary. Members are welcome to comment by telephone, email or via the website comment page to any Committee member. Please note the later version of the proposed constitution now on the web site has shown in red the changes from the previously advertised proposed version.

Valerie Millard
Secretary
1st August 2012