

Katherine Country Club

Northern Territory

Proposed Constitutional Changes

This briefing paper highlights the proposed changes to the Katherine country Club Constitution. These alterations bring the Constitution in line with the various compliance requirements and updates a range of terminology. The range of alterations are listed below.

The Constitution, as it currently sits is representative of the Act's requirements for ten years ago, the Act has changed along with an increase in the number of Acts, regulation and compliance requirements and responsibilities during that period. The changes take into consideration the increased personal responsibilities under those various.

The Board, in conjunction with their legal team, and Matt Cullen, the General Manager are recommending that members consider and endorse these changes to the Constitution.

1. The term Management Committee is being replaced with the term Board throughout the Constitution. This reflects the responsibilities of the Board and the turnover of the Club.
2. Clause 5 (1) – deleted as unnecessary as the Act bestows the power.
3. Clause 9 A – Membership description – deemed unnecessary, charges are known and advertised. Additional clause giving the Board discretion to add different types of membership.
4. Clause 12 A – Again unnecessary due to the Act and other clauses ie 19 (b).
5. Clause 12 A enables any member to submit a nomination for Life Membership to the Board for consideration.
6. Clause 18 - deleted as there are no Associate member, member privileges are stated earlier.
7. Clause 19 (b) – amended to clarify no payment termination of membership.
8. Clause 23(3) Roles and Powers – clarifies the role of the Chief Executive Officer.
9. Clause 23 (4) Give the Committee the opportunity of introducing a range of recreational opportunities.
10. Clause 23 (4) Additional clarification of the statements in this clause.

11. Clause 25 (2) Confusing statement, clarified and ensuring compliance with the Act.
12. Clause 26 – repeated covered under Clause 27.
13. Clause 27 – Clarification of the skills of Board Members and gives members a clear understanding of the skills and knowledge of the Board members along with their capabilities.
14. Clause 27 (2) – tidying up the words
15. Clause 27 (3) – tidying up the words
16. Clause 28 – Additional clause relation to the nomination of a Board Member. This adds the requirement that any nominee must accompany their nomination with a current curriculum vitae addressing a set of criteria adopted and published by the Board. This is to ensure the Club members can view and understand the business qualifications, skills and knowledge of the Board members who are making critical business decisions on behalf of the members and that the nominee understands their responsibilities.
17. Clause 28 -various clause to allow for remuneration of the Board. This remuneration is linked to a percentage of the remuneration of Council members under the Local Government Act.

This remuneration reflects the compliance responsibilities of the Board, under the Association's Act, Gaming Acts and regulations including ASTRAC Money Laundering responsibilities, the Liquor and Licensing Acts, Smoking regulations, Fair Work compliance and Equal Opportunity Employment Act and regulations and the various Building compliance requirements. Many of these Acts now have mandatory personal Board responsibility requirements. Clause 28 also stipulates that all nominees must present a Business CV
18. Clause 37 – the alteration reflects the joint responsibility of both the Treasurer and the General Manager for all documents, securities and books of a financial nature. It is not practical for a Treasurer to have sole responsibility for the documents.
19. Clause 48 (c) – additional of publishing the notes on the Associations website.
20. Clause 49, 50 and 51 – addition the option of proxy vote through this clause and other clauses

21. Clause 52 – new clauses 3 defining the number of proxies which can be carried.
22. Clause 53 – defining the financial year. Removing the clause from the Schedule of the Constitution.
23. Clause 54 (4) new clause allowing electronic transfers and defining authorization.
24. Clause 60 – By-laws, the current Constitution does not enable the Board to make by-laws which may be needed from time to time. By-laws can cover the formation of sub-committees and their delegation, the role of a Patron and other matters that the Board may see fit to developed from time to time.
25. Clause 61 – Addition of a Reciprocal Rights clause to formally allow for Reciprocal rights for the Club to cover legally Reciprocal Rights with other Golf Clubs and other social clubs.
26. Schedule One – addition of Special and Annual General to the clause for clarification.
27. Objects and Purposes clause (a) and (b) –adding recreational activities in several places.
28. Objects and Purposes clause (d) adding of the words or group of people.
29. Board Composition – allowing the Board to have the option of an additional members from minimum of six to a maximum of seven.