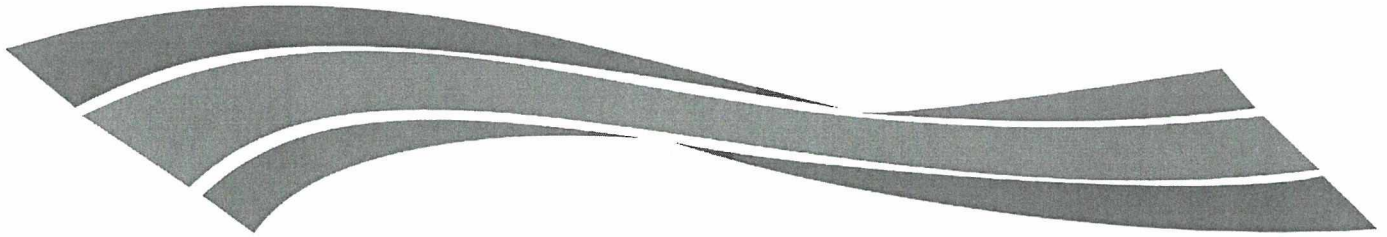


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Strathfield
INDEPENDENTS

THE CONSTITUTION

April 2019

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Part 1 Preliminary

1 Definitions

(1) In this constitution:

ordinary committee member means a member of the management committee who is not an office-bearer of Strathfield Independents.

secretary means:

- (a) the person holding office under this constitution as secretary of Strathfield Independents or
- (b) if no person holds that office - the registered officer of Strathfield Independents.

special general meeting means a general meeting of Strathfield Independents other than an annual general meeting.

(2) In this constitution:

- (a) a reference to a function includes a reference to a power, authority and duty, and
- (b) a reference to the exercise of a function includes, if the function is a duty, a reference to the performance of the duty.

(3) The provisions of the *Interpretation Act 1987* apply to and in respect of this constitution in the same manner as those provisions would so apply if this constitution were an instrument made under the Act.

Part 2 Membership

2 Membership generally

- (1) A person is eligible to be a member of Strathfield Independents if:
 - (a) the person is a natural person, and
 - (b) the person has applied and been approved for membership of Strathfield Independents in accordance with clause 3.
- (2) A person is taken to be a member of Strathfield Independents if:
 - (a) the person is a natural person, and
 - (b) the person was:
 - (i) in the case of Strathfield Independents - a member immediately before the registration of Strathfield Independents as a political party
- (3) A person is taken to be a member of Strathfield Independents if the person applies to join Strathfield Independents after Strathfield Independents has been registered as a political party.

3 Application for membership

- (1) An application by a person for membership of Strathfield Independents:
 - (a) must be made in writing (including by email or other electronic means, if the committee so determines) in the form determined by the committee, and
 - (b) must be lodged (including by electronic means, if the committee so determines) with the secretary of Strathfield Independents.
- (2) As soon as practicable after receiving an application for membership of Strathfield Independents, the secretary must refer the application to the management committee, which is to determine whether to approve or to reject the application.
- (3) As soon as practicable after the management committee makes that determination, the secretary must:
 - (a) notify the applicant in writing (including by email or other electronic means, if the committee so determines) that the committee approved or rejected the application (whichever is applicable), and
 - (b) if the management committee approved the application, request the applicant to pay (within the period nominated by the management committee) the sum payable under this constitution by a member as a joining fee and annual subscription.
- (4) The secretary must, on payment by the applicant of the amounts referred to in subclause (3) (b) within the period referred to in that provision, enter or cause to be entered the applicant's name in the register of members and, on the name being so entered, the applicant becomes a member of the association.

4 Cessation of membership

A person ceases to be a member of Strathfield Independents if the person:

- (a) dies, or
- (b) resigns membership, or
- (c) is expelled from Strathfield Independents

5 Membership entitlements not transferable

A right, privilege or obligation which a person has by reason of being a member of Strathfield Independents:

- (a) is not capable of being transferred or transmitted to another person, and
- (b) terminates on cessation of the person's membership.

6 Resignation of membership

- (1) A member of Strathfield Independents may resign from membership of the Strathfield Independents by first giving to the secretary written notice of at least 1 month (or any other period that the management committee may determine) of the member's intention to resign and, on the expiration of the period of notice, the member ceases to be a member.
- (2) If a member of Strathfield Independents ceases to be a member under subclause (1), and in every other case where a member ceases to hold membership, the secretary must make an appropriate entry in the register of members recording the date on which the member ceased to be a member.

7 Register of members

- (1) The secretary must establish and maintain a register of members of Strathfield Independents (whether in written or electronic form) specifying the name and postal, residential or email address of each person who is a member of Strathfield Independents together with the date on which the person became a member.
- (2) The register of members must be kept in New South Wales:
 - (a) at the main premises of Strathfield Independents, or
 - (b) if the Strathfield Independents has no premises, at Strathfield Independents official address.
- (3) The register of members must be open for inspection, free of charge, by any member of Strathfield Independents at any reasonable hour.
- (4) A member of Strathfield Independents may obtain a copy of any part of the register on payment of a fee of not more than \$1 for each page copied.
- (5) If a member requests that any information contained on the register about the member (other than the member's name) not be available for inspection, that information must not be made available for inspection.
- (6) A member must not use information about a person obtained from the register 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 Strathfield Independents or other material relating to Strathfield Independents.
- (7) If the register of members is kept in electronic form:
 - (a) it must be convertible into hard copy, and
 - (b) the requirements in subclauses (2) and (3) apply as if a reference to the register of members is a reference to a current hard copy of the register of members.

8 Fees and subscriptions

- (1) A member of Strathfield Independents must, on admission to membership, pay to Strathfield Independents a fee of \$1 or, if some other amount is determined by the management committee, that other amount.
- (2) In addition to any amount payable by the member under subclause (1), a member of Strathfield Independents must pay an annual membership fee of \$2 or, if some other amount is determined by the management committee, that other amount:
 - (a) except as provided by paragraph (b), before the first day of the financial year of Strathfield Independents in each calendar year, or
 - (b) if the member becomes a member on or after the first day of the financial year of Strathfield Independents in any calendar year—on becoming a member and before the first day of the financial year of the Strathfield Independents in each succeeding calendar year.

9 Members' liabilities

The liability of a member of Strathfield Independents to contribute towards the payment of the debts and liabilities of the Strathfield Independents or the costs, charges and expenses of the winding up of the Strathfield Independents is limited to the amount, if any, unpaid by the member in respect of membership of the Strathfield Independents as required by clause 8.

10 Resolution of disputes

- (1) A dispute between a member and another member (in their capacity as members) of Strathfield Independents is to be referred to the Strathfield Independents Disputes Committee.
- (2) The Strathfield Independents Disputes Committee, can, if they deem necessary and the action approved by the Strathfield Independents Management Committee, call upon an outside expert/s to assist in resolving any dispute between members of Strathfield Independents.
- (3) Strathfield Independents Management Committee will establish the Strathfield Independents Disputes Committee when a dispute is formally lodged in writing to the Strathfield Independents Management Committee.

11 Disciplining of members

- (1) A complaint may be made to the management committee by any person that is a member of Strathfield Independents:
 - (a) has refused or neglected to comply with a provision or provisions of this constitution, or
 - (b) has wilfully acted in a manner prejudicial to the interests of the Strathfield Independents.
- (2) The management committee may refuse to deal with a complaint if it considers the complaint to be trivial or vexatious in nature.
- (3) If the management committee decides to deal with the complaint, the management committee:
 - (a) must cause notice of the complaint to be served on the member concerned, and

- (b) must give the member at least 14 days from the time the notice is served within which to make submissions to the management committee in connection with the complaint, and
 - (c) must take into consideration any submissions made by the member in connection with the complaint.
- (4) The management committee may, by resolution, expel the member from Strathfield Independents or suspend the member from membership of Strathfield Independents if, after considering the complaint and any submissions made in connection with the complaint, it is satisfied that the facts alleged in the complaint have been proved and the expulsion or suspension is warranted in the circumstances.
 - (5) If the management committee expels or suspends a member, the secretary must, within 7 days after the action is taken, cause written notice to be given to the member of the action taken, of the reasons given by the management committee for having taken that action and of the member's right of appeal under clause 12.
 - (6) The expulsion or suspension does not take effect:
 - (a) until the expiration of the period within which the member is entitled to appeal against the resolution concerned, or
 - (b) if within that period the member exercises the right of appeal, unless and until Strathfield Independents confirms the resolution under clause 12,
 whichever is the later.

12 Right of appeal of disciplined member

- (1) A member may appeal to the Strathfield Independents Management Committee against a resolution of the management committee under clause 11, within 7 days after notice of the resolution is served on the member, by lodging with the secretary a notice to that effect.
- (2) The notice may, but need not, be accompanied by a statement of the grounds on which the member intends to rely for the purposes of the appeal.
- (3) On receipt of a notice from a member under subclause (1), the secretary must notify the management committee, which is to convene an Management Committee meeting of Strathfield Independents to be held within 28 days after the date on which the secretary received the notice.
- (4) At a management committee meeting of Strathfield Independents convened under subclause (3):
 - (a) no business other than the question of the appeal is to be transacted, and
 - (b) the management committee and the member must be given the opportunity to state their respective cases orally or in writing, or both, and
 - (c) the members present are to vote by secret ballot on the question of whether the resolution should be confirmed or revoked.
- (5) The appeal is to be determined by a simple majority of votes cast by executive committee members of Strathfield Independents.

Part 3 The Management Committee

13 Powers of the management committee

This constitution and any resolution passed by Strathfield Independents in general meeting, the management committee:

- (a) is to control and to manage the affairs of Strathfield Independents, and
- (b) may exercise all the functions that may be exercised by Strathfield Independents, other than those functions that are required by this constitution to be exercised by a general meeting of members of the Strathfield Independents, and
- (c) has power to perform all the acts and do all things that appear to the management committee to be necessary or desirable for the proper management of the affairs of Strathfield Independents.

14 Composition and membership of the management committee

- (1) The management committee is to consist of:
 - (a) the office-bearers of Strathfield Independents, and
 - (b) at least 3 ordinary committee members,
each of whom is to be elected at the annual general meeting of the Strathfield Independents under clause 15.
- (2) The total number of management committee members 10.
- (3) The number of management committee members to be elected is 6.
- (4) The Official Agent, the Registered Officer and all elected Councillors are to automatically hold an position on the Management Committee.
- (5) The office-bearers of the association are as follows:
 - (a) the president,
 - (b) the treasurer,
 - (c) the secretary.
 - (d) the official agent
- (6) A management committee member may hold up to 3 offices (other than the office of president).
- (7) There is no maximum number of consecutive terms for which a management committee member may hold office.
- (8) Each member of the management committee is, subject to this constitution, to hold office until immediately before the election of the management committee members at the annual general meeting next following the date of the member's election, and is eligible for re-election.
- (9) The positions of Official Agent, the Registered Officer and Elected Councillors are not subject to yearly elections by members of Strathfield Independents.

15 Election of management committee members

- (1) Nominations of candidates for election as office-bearers of Strathfield Independents or as ordinary management committee members:
 - (a) must be made in writing, signed by 1 member of Strathfield Independents and accompanied by the written consent of the candidate (which may be endorsed on the form of the nomination), and
 - (b) must be delivered to the secretary of Strathfield Independents at least 7 days before the date fixed for the holding of the annual general meeting at which the election is to take place.
- (2) If insufficient nominations are received to fill all vacancies on the management committee, the candidates nominated are taken to be elected and further nominations are to be received at the annual general meeting.
- (3) If insufficient further nominations are received, any vacant positions remaining on the management committee are taken to be casual vacancies.
- (4) If the number of nominations received is equal to the number of vacancies to be filled, the persons nominated are taken to be elected.
- (5) If the number of nominations received exceeds the number of vacancies to be filled, a ballot is to be held.
- (6) The ballot for the election of office-bearers and ordinary management committee members of the management committee is to be conducted at the annual general meeting in any usual and proper manner that the management committee directs.
- (7) A person nominated as a candidate for election as an office-bearer or as an ordinary management committee member of Strathfield Independents must be a member of Strathfield Independents.

16 Secretary

- (1) The secretary of Strathfield Independents must, as soon as practicable after being appointed as secretary, lodge notice with the Strathfield Independents of his or her address.
- (2) It is the duty of the secretary to keep minutes (whether in written or electronic form) of:
 - (a) all appointments of office-bearers and members of the management committee, and
 - (b) the names of members of the management committee present at management committee meetings and at general meeting, and
 - (c) all proceedings at management committee meetings and general meetings.
- (3) Minutes of proceedings at a meeting must be signed by the chairperson of the meeting or by the chairperson of the next succeeding meeting.
- (4) The signature of the chairperson may be transmitted by electronic means for the purposes of subclause (3).

17 Treasurer

It is the duty of the treasurer of Strathfield Independents to ensure:

- (a) that all money due to Strathfield Independents is collected and received and that all payments authorised by Strathfield Independents are made, and
- (b) that correct books and accounts are kept showing the financial affairs of the Strathfield Independents, including full details of all receipts and expenditure connected with the activities of Strathfield Independents.

18 Official Agent

It is the duty of the management committee of Strathfield Independents to appoint the Official Agent of Strathfield Independents.

It is the duty of the Official Agent of Strathfield Independents to ensure Strathfield Independents complies with the Electoral Act 2017 and the Electoral Funding Act 2018.

The Official Agent must have the necessary knowledge and experience to deal with the Electoral Act 2017 and the Electoral Funding Act 2018.

The Official Agent must be eligible, in accordance with NSW Electoral Commission rules, to be appointed the Official Agent of Strathfield Independents.

19 Registered Officer

It is the duty of the management committee of Strathfield Independents to appoint the Registered Officer of Strathfield Independents.

It is the duty of the Registered Officer of Strathfield Independents to ensure that Strathfield Independents complies with the Electoral Act 2017 and the Electoral Funding Act 2018.

It is the duty of the Registered Officer of Strathfield Independents to ensure that Strathfield Independents continue to remain registered as a Political Party in New South Wales.

It is the duty of the Registered Officer of Strathfield Independents to communicate with the NSW Electoral Commission when necessary.

20 Casual vacancies

- (1) In the event of a casual vacancy occurring in the membership of the management committee, the management committee may appoint a member of Strathfield Independents to fill the vacancy and the member so appointed is to hold office, subject to this constitution, until the annual general meeting next following the date of the appointment.
- (2) A casual vacancy in the office of a member of the management committee occurs if the member:
 - (a) dies, or
 - (b) ceases to be a member of Strathfield Independents, or
 - (c) is or becomes an insolvent under administration within the meaning of the *Corporations Act 2001* of the Commonwealth, or
 - (d) resigns office by notice in writing given to the secretary, or
 - (e) is removed from office under clause 21, or
 - (f) becomes a mentally incapacitated person, or
 - (g) is absent without the consent of the management committee from 4 consecutive meetings of the management committee, or
 - (h) is convicted of an offence involving fraud or dishonesty for which the maximum penalty on conviction is imprisonment for not less than 3 months, or

21 Removal of management committee members

- (1) Strathfield Independents in a management committee meeting may by resolution remove any member of the management committee from the office of member before the expiration of the member's term of office and may by resolution appoint another person to hold office until the expiration of the term of office of the member so removed.

- (2) If a member of the management committee to whom a proposed resolution referred to in subclause (1) relates makes representations in writing to the secretary or president (not exceeding a reasonable length) and requests that the representations be notified to the management committee members of Strathfield Independents the secretary or the president may send a copy of the representations to each management committee members of Strathfield Independents or, if the representations are not so sent, the member is entitled to require that the representations be read out at the management committee meeting at which the resolution is considered.

22 Management Committee meetings and quorum

- (1) The management committee must meet at least 3 times in each period of 12 months at the place and time that the management committee may determine.
- (2) Additional meetings of the management committee may be convened by the president or by any member of the management committee.
- (3) Oral or written notice of a meeting of the management committee must be given by the secretary to each member of the management committee at least 48 hours (or any other period that may be unanimously agreed on by the members of the management committee) before the time appointed for the holding of the meeting.
- (4) Notice of a management committee meeting given under subclause (3) must specify the general nature of the business to be transacted at the management committee meeting and no business other than that business is to be transacted at the management committee meeting, except business which the management committee members present at the meeting unanimously agree to treat as urgent business.
- (5) Any 3 members of the management committee constitute a quorum for the transaction of the business of a meeting of the management committee.
- (6) No business is to be transacted by the management committee unless a quorum is present and if, within half an hour of the time appointed for the management committee meeting, a quorum is not present, the meeting is to stand adjourned to the same place and at the same hour of the same day in the following week.
- (7) If at the adjourned management committee meeting a quorum is not present within half an hour of the time appointed for the meeting, the meeting is to be dissolved.
- (8) At a meeting of the management committee:
 - (a) the president or, in the president's absence, the vice-president is to preside, or
 - (b) if the president and the vice-president are absent or unwilling to act, one of the remaining members of the management committee chosen by the members present at the meeting is to preside.

23 Appointment of Strathfield Independent members as management committee members to constitute quorum

- (1) If at any time the number of management committee members is less than the number required to constitute a quorum for a management committee meeting, the existing management committee members may appoint a sufficient number of members of Strathfield Independents as management committee members to enable the quorum to be constituted.
- (2) A member of the management committee so appointed is to hold office, subject to this constitution, until the annual general meeting next following the date of the appointment.
- (3) This clause does not apply to the filling of a casual vacancy to which clause 20 applies.

24 Use of technology at management committee meetings

- (1) A management committee meeting may be held at 2 or more venues using any technology approved by the management committee that gives each of the management committee's members a reasonable opportunity to participate.
- (2) A management committee member who participates in a management committee meeting using that technology is taken to be present at the meeting and, if the member votes at the management committee meeting, is taken to have voted in person.

25 Delegation by management committee to sub-committee

- (1) The management committee may, by instrument in writing, delegate to one or more sub-committees (consisting of the management committee members or members of Strathfield Independents that the management committee thinks fit) the exercise of any of the functions of the management committee that are specified in the instrument, other than:
 - (a) this power of delegation, and
 - (b) a function which is a duty imposed on the committee by the Act or by any other law.
- (2) A function the exercise of which has been delegated to a sub-committee under this clause may, while the delegation remains unrevoked, be exercised from time to time by the sub-committee in accordance with the terms of the delegation.
- (3) A delegation under this clause may be made subject to any conditions or limitations as to the exercise of any function, or as to time or circumstances, that may be specified in the instrument of delegation.
- (4) Despite any delegation under this clause, the committee may continue to exercise any function delegated.
- (5) Any act or thing done or suffered by a sub-committee acting in the exercise of a delegation under this clause has the same force and effect as it would have if it had been done or suffered by the committee.
- (6) The management committee may, by instrument in writing, revoke wholly or in part any delegation under this clause.
- (7) A sub-committee may meet and adjourn as it thinks proper.

26 Voting and decisions

- (1) Questions arising at a meeting of the management committee or of any sub-committee appointed by the management committee are to be determined by a majority of the votes of members of the management committee or sub-committee present at the meeting.
- (2) Each member present at a meeting of the management committee or of any sub-committee appointed by the management committee (including the person presiding at the meeting) is entitled to one vote but, in the event of an equality of votes on any question, the person presiding may exercise a second or casting vote.
- (3) Subject to clause 22 (5), the management committee may act despite any vacancy on the management committee.
- (4) Any act or thing done or suffered, or purporting to have been done or suffered, by the management committee or by a sub-committee appointed by the management committee, is valid and effectual despite any defect that may afterwards be discovered in the appointment or qualification of any member of the management committee or sub-committee.

Part 4 General meetings

27 Annual general meetings - holding of

- (1) Strathfield Independents must hold its first annual general meeting within 15 months after its registration as a Political Party.
- (2) Strathfield Independents must hold its annual general meetings:
 - (a) within 6 months after the close of Strathfield Independents financial year

28 Annual general meetings - calling of and business at

- (1) The annual general meeting of Strathfield Independents is to be convened on the date and at the place and time that the management committee thinks fit.
- (2) In addition to any other business which may be transacted at an annual general meeting, the business of an annual general meeting is to include the following:
 - (a) to confirm the minutes of the last preceding annual general meeting and of any special general meeting held since that meeting,
 - (b) to receive from the management committee reports on the activities of Strathfield Independents during the last preceding financial year,
 - (c) to elect office-bearers of Strathfield Independents and ordinary management committee members,
 - (d) to receive and consider all financial statement or reports
- (3) An annual general meeting must be specified as that type of meeting in the notice convening it.

29 Special general meetings - calling of

- (1) The management committee may, whenever it thinks fit, convene a special general meeting of Strathfield Independents.
- (2) The management committee must, on the requisition of at least 15% of the total number of members, convene a special general meeting of Strathfield Independents.
- (3) A requisition of members for a special general meeting:
 - (a) must be in writing, and
 - (b) must state the purpose or purposes of the meeting, and
 - (c) must be signed by the members making the requisition, and
 - (d) must be lodged with the secretary, and
 - (e) may consist of several documents in a similar form, each signed by one or more of the members making the requisition.
- (4) If the management committee fails to convene a special general meeting to be held within 1 month after the date on which a requisition of members for the meeting is lodged with the secretary, any one or more of the members who made the requisition may convene a special general meeting to be held not later than 3 months after that date.
- (5) A special general meeting convened by a member or members as referred to in subclause (4) must be convened as nearly as is practicable in the same manner as general meetings are convened by the management committee.
- (6) For the purposes of subclause (3):

- (a) a requisition may be in electronic form, and
- (b) a signature may be transmitted, and a requisition may be lodged, by electronic means.

30 Proxy Votes at Annual General Meetings

- (1) Proxy Voting can be undertaken in respect of Annual General Meetings.

31 Notice

- (1) Except if the nature of the business proposed to be dealt with at a general meeting requires a special resolution of the Strathfield Independents, the secretary must, at least 14 days before the date fixed for the holding of the general meeting, give a notice to each member specifying the place, date and time of the meeting and the nature of the business proposed to be transacted at the meeting.
- (2) If the nature of the business proposed to be dealt with at a general meeting requires a special resolution of Strathfield Independents, the secretary must, at least 21 days before the date fixed for the holding of the general meeting, cause notice to be given to each member specifying, in addition to the matter required under subclause (1), the intention to propose the resolution as a special resolution.
- (3) No business other than that specified in the notice convening a general meeting is to be transacted at the meeting except, in the case of an annual general meeting, business which may be transacted under clause 28 (2).
- (4) A member desiring to bring any business before a general meeting may give notice in writing of that business to the secretary who must include that business in the next notice calling a general meeting given after receipt of the notice from the member.

32 Quorum for general meetings

- (1) No item of business is to be transacted at a general meeting unless a quorum of members entitled under this constitution to vote is present during the time the meeting is considering that item.
- (2) Three members present (being members entitled under this constitution to vote at a general meeting) constitute a quorum for the transaction of the business of a general meeting.
- (3) If within half an hour after the appointed time for the commencement of a general meeting a quorum is not present, the meeting:
 - (a) if convened on the requisition of members—is to be dissolved, and
 - (b) in any other case—is to stand adjourned to the same day in the following week at the same time and (unless another place is specified at the time of the adjournment by the person presiding at the meeting or communicated by written notice to members given before the day to which the meeting is adjourned) at the same place.
- (4) If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the commencement of the meeting, the members present (being at least 3) are to constitute a quorum.

33 Presiding member

- (1) The president or, in the president's absence, the vice-president, is to preside as chairperson at each general meeting of the association.

- (2) If the president and the vice-president are absent or unwilling to act, the members present must elect one of their number to preside as chairperson at the meeting.

34 Adjournment

- (1) The chairperson of a general meeting at which a quorum is present may, with the consent of the majority of members present at the meeting, adjourn the meeting from time to time and place to place, but no business is to be transacted at an adjourned meeting other than the business left unfinished at the meeting at which the adjournment took place.
- (2) If a general meeting is adjourned for 14 days or more, the secretary must give written or oral notice of the adjourned meeting to each member of Strathfield Independents stating the place, date and time of the meeting and the nature of the business to be transacted at the meeting.
- (3) Except as provided in subclauses (1) and (2), notice of an adjournment of a general meeting or of the business to be transacted at an adjourned meeting is not required to be given.

35 Making of decisions

- (1) A question arising at a general meeting of Strathfield Independents is to be determined by:
 - (a) a show of hands or, if the meeting is one to which clause 39 applies, any appropriate corresponding method that the committee may determine, or
 - (b) if on the motion of the chairperson or if 3 or more members present at the meeting decide that the question should be determined by a written ballot
- (2) If the question is to be determined by a show of hands, a declaration by the chairperson that a resolution has, on a show of hands, been carried or carried unanimously or carried by a particular majority or lost, or an entry to that effect in the minute book of Strathfield Independents, is evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against that resolution.
- (3) Subclause (2) applies to a method determined by the committee under subclause (1) (a) in the same way as it applies to a show of hands.
- (4) If the question is to be determined by a written ballot, the ballot is to be conducted in accordance with the directions of the chairperson.

36 Special resolutions

A special resolution may only be passed by Strathfield Independents in accordance with the Constitution of Strathfield Independents.

37 Voting

- (1) On any question arising at a general meeting of Strathfield Independents a member has one vote only.
- (2) In the case of an equality of votes on a question at a general meeting, the chairperson of the meeting is entitled to exercise a second or casting vote.
- (3) A member is not entitled to vote at any general meeting of Strathfield Independents unless all money due and payable by the member to Strathfield Independents has been paid.
- (4) A member is not entitled to vote at any general meeting of Strathfield Independents if the member is under 18 years of age.

38 Proxy votes not permitted

Proxy voting must not be undertaken at or in respect of a general meeting of Strathfield Independents.

39 Postal or electronic ballots

- (1) Strathfield Independents may hold a postal or electronic ballot (as the management committee determines) to determine any issue or proposal.
- (2) A postal or electronic ballot is to be conducted in accordance with the terms decided by the management committee of Strathfield Independents

40 Use of technology at general meetings

- (1) A general meeting may be held at 2 or more venues using any technology approved by the management committee of Strathfield Independents that gives each of Strathfield Independents members a reasonable opportunity to participate.
- (2) A member of Strathfield Independents who participates in a general meeting using that technology is taken to be present at the meeting and, if the member votes at the meeting, is taken to have voted in person.

Part 5 Miscellaneous

41 Aims and Objectives of Strathfield Independents

The following are the Aims & Objectives of Strathfield Independents:

- (1) Endorsement of Strathfield Independent members selected to contest the Strathfield Local Government elections as Strathfield Independent candidates.
- (2) Promotion (ie advertising) of all endorsed Strathfield Independents candidates (groups and/or individuals) at all elections
- (3) Increase representation of residents on Strathfield Council who do not belong to major political parties (ie Labor / Liberal / The Greens etc).
- (4) Assist Strathfield residents fix the local issues that are of concern. The elected Strathfield Independents party member and/or the Strathfield Independents Party to take action to assist in fixing the local issues.
- (5) Ensure that major political parties do not interfere in Strathfield council issues.
- (6) Ensure that major political parties do not apply pressure to their party members, who are Councillors, to vote according to the major political parties aims and objectives.
- (7) Ensure transparency exists in all decisions made by Strathfield Council.
- (8) Raising of Funds (hosting Dinners etc) which are to be used to fund the election campaigns of the endorsed Strathfield Independent candidates at the Strathfield Council, State and Federal elections.

42 Insurance

The Strathfield Independents may effect and maintain insurance.

43 Funds - source

- (1) The funds of Strathfield Independents are to be derived from entrance fees and annual subscriptions of members, donations, fund raising activities and, subject to any resolution passed by Strathfield Independents in general meeting, any other sources that the management committee determines.
- (2) All money received by Strathfield Independents must be deposited as soon as practicable and without deduction to the credit of Strathfield Independents bank or other authorised deposit-taking institution account.
- (3) Strathfield Independents must, as soon as practicable after receiving any money, issue an appropriate receipt.

44 Funds - management

- (1) Subject to any resolution passed by Strathfield Independents in the management committee meetings, the funds of the Strathfield Independents are to be used solely in pursuance of the aims and objectives of the Strathfield Independents in the manner that the management committee determines.
- (2) All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments must be signed by 2 authorised signatories.

45 Strathfield Independents is non-profit

Strathfield Independents must apply its funds and assets solely in pursuance of the aims and objectives of Strathfield Independents and must not conduct its affairs so as to provide a pecuniary gain for any of its members.

46 Distribution of property on winding up of association

- (1) When winding up of Strathfield Independents, any surplus property of Strathfield Independents is to be transferred to another organisation with similar aims and objectives and which is not carried on for the profit or gain of its individual members.
- (2) In this clause, a reference to the surplus property of Strathfield Independents is a reference to that property of Strathfield Independents remaining after satisfaction of the debts and liabilities of Strathfield Independents and the costs, charges and expenses of the winding up of the Strathfield Independents.

47 Change of name, objects and constitution

An application for registration of a change in Strathfield Independents name, aims & objectives and / or constitution must be approved by the members of Strathfield Independents at a Special General Meeting of Strathfield Independents members.

The calling of a Strathfield Independents Special General Meeting to amend the Constitution of Strathfield Independents, change the name of Strathfield Independents and / or amend the Aims and Objectives of Strathfield Independents can be called by the Management Committee of Strathfield Independents.

If the members of Strathfield Independents want to change the name of Strathfield Independents, amend the written constitution and / or amend the Aims & Objectives of Strathfield Independents then they must call for a Special General Meeting of Strathfield Independents in accordance with Point 29 "Special General Meetings - calling of" in the Constitution of Strathfield Independents.

Any proposed Change of Name of Strathfield Independents, change of Aims and Objectives and change in the written Constitution of Strathfield Independents must comply and be in accordance with the current relevant Electoral Legislation and Regulations.

48 Custody of books etc

Except as otherwise provided by this constitution, all records, books and other documents relating to Strathfield Independents must be kept in New South Wales:

- (a) at the main premises of Strathfield Independents, in the custody of the registered officer or a member of Strathfield Independents (as the committee determines), or
- (b) if Strathfield Independents has no premises, at Strathfield Independents official address, in the custody of the registered officer.

49 Inspection of books etc

- (1) The following documents must be open to inspection, free of charge, by a member of Strathfield Independents at any reasonable hour:
 - (a) records, books and other financial documents of the Strathfield Independents,
 - (b) this constitution,
 - (c) minutes of all management committee meetings and general meetings of the Strathfield Independents.
- (2) A member of Strathfield Independents may obtain a copy of any of the documents referred to in subclause (1) on payment of a fee of not more than \$1 for each page copied.

- (3) Despite subclauses (1) and (2), the management committee may refuse to permit a member of Strathfield Independents to inspect or obtain a copy of records of Strathfield Independents that relate to confidential, personal, employment, commercial or legal matters or where to do so may be prejudicial to the interests of Strathfield Independents.
- (4) Despite subclauses (1) & (2) if a member of Strathfield Independents has requested that their personal information in the Register remains confidential then the said information shall be suppressed and not be provided to anyone requesting their details.

50 Service of notices

- (1) For the purpose of this constitution, a notice may be served on or given to a person:
 - (a) by delivering it to the person personally, or
 - (b) by sending it by pre-paid post to the address of the person, or
 - (c) by sending it by facsimile transmission or some other form of electronic transmission to an address specified by the person for giving or serving the notice.
- (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 given or served personally, on the date on which it is received by the addressee, and
 - (b) in the case of a notice sent by pre-paid post, on the date when it would have been delivered in the ordinary course of post, and
 - (c) in the case of a notice sent by facsimile transmission or some other form of electronic transmission, on the date it was sent or, if the machine from which the transmission was sent produces a report indicating that the notice was sent on a later date, on that date.

51 Financial year

The financial year of Strathfield Independents is:

- (a) the period of time commencing on the date of registration as a political party by the NSW Electoral Commission of Strathfield Independents and ending on the following 30 June, and
- (b) each period of 12 months after the expiration of the previous financial year of Strathfield Independents, commencing on 1 July and ending on the following 30 June.

Registered party information required under the *Electoral Act 2017* and the
Local Government Act 1993:

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Please provide written responses in the spaces provided to address the following party information if it is not explicitly outlined in the party's constitution. This information will be published on the NSW Electoral Commission's website with the party's constitution.

(i) the party's objects:

The Aims and Objectives of Strathfield Independents are contained in Point 41 "Aims and Objectives of Strathfield Independents" (page 16) in the Written Constitution of Strathfield Independents.

(ii) the procedure for amending the party's written constitution:

The procedure for amending the Written Constitution, changing the name and / or amending the Aims & Objectives of Strathfield Independents is set out in Point 47 "Change of name, objects & constitution" (page 17) in the Written Constitution of Strathfield Independents.

(iii) the rules for membership of the party, including the procedure for accepting a person as a member and ending a person's membership:

(iv) a description of the party structure and of how the party manages its internal affairs:

(v) the procedure for selecting a person to hold an office in the party and for removing a person from office:

(vi) the names of the officers or members of the party responsible for ensuring the party complies with the *Electoral Act 2017* and the *Electoral Funding Act 2018*:

The Written Constitution of Strathfield Independents in Point 18 - "Official Agent" and Point 19 - "Registered Officer" specifies that the Official Agent and the Registered Officer are responsible that Strathfield Independents complies with the Electoral Act 2017 and the Electoral Funding Act 2018. The **Official Agent appointed** is SUSAN MARY MCDONALD. The **Registered Officer appointed** is EDITH MARY WERKHOVEN. The **Deputy Registered Officer** appointed is SARAH JANE LALLI.

Please provide clear statements that explicitly outline all of the required information.