

LEGISLATIVE COUNCIL

ASSOCIATIONS INCORPORATION REFORM BILL 2011

(Amendments to be proposed in Committee by Mr PAKULA)

1. Clause 5, after line 12 insert—

"() If the association approves the adoption of the model rules as the rules of the proposed incorporated association, a majority of members must also approve—

 - (a) the name of the proposed incorporated association; and
 - (b) the purposes of the proposed incorporated association."
 2. Clause 5, line 13, after "(1)" insert "and (2)".
 3. Clause 6, lines 30 to 32, omit all words and expressions on these lines and insert—

"(ii) if the association has approved the adoption of the model rules as the rules of the proposed incorporated association—

 - (A) a statement to that effect; and
 - (B) the name and purposes of the proposed incorporated association; and"
 4. Clause 14, after line 9 insert—

"(4) The certificate of registration must state—

 - (a) the name of the registrable body immediately before it was registered as an incorporated association under this Act; and
 - (b) the name of the Act under which the incorporated association was previously registered as a registrable body."
 5. Clause 17, after line 28 insert—

"() the date from which the amalgamation is to take effect (being a date not earlier than the date on which the special resolution is passed); and"
6. Clause 19, page 22, after line 6 insert—

"(3) If—

 - (a) the Registrar decides to register the proposed amalgamated association; and
 - (b) by special resolution referred to in section 17(1), the associations have specified a date on which the amalgamation is to take effect—

the Registrar must register the amalgamated association with effect from that date."
7. Clause 20, after line 20 insert—

- "(4) The certificate of registration must state the names of the incorporated associations that have amalgamated."
8. Clause 48, lines 8 and 9, omit all words and expressions on these lines and insert—
- "approved without modification as the rules of the incorporated association—
- (i) its registered name; and
- (ii) the purposes stated in its application for incorporation; and
- (iii) the model rules."
9. Clause 60, line 8, after "meeting" insert "(and, if the meeting is to be held using technology, a description of the technology)".
10. Clause 60, lines 10 to 13, omit all words and expressions on these lines and insert—
- "(b) if the rules of the association permit voting by proxy—
- (i) has been given notice of how the member may appoint a proxy; and
- (ii) has been given a copy of any form required by the rules of the association for appointing a proxy with the notice."
11. Clause 80, line 16, after "next" insert "annual".
12. Clause 222, page 175, line 9, after "matter" insert "other than the name, the purposes and the financial year of the association".

AMENDMENT OF SCHEDULE

13. Schedule 1, page 182, lines 24 to 26, omit all words and expressions on these lines.
14. Schedule 1, page 182, line 27, for "21" substitute "20".
15. Schedule 1, page 182, line 32, for "22" substitute "21".
16. Schedule 1, page 182, line 32, omit "and rescinding".
17. Schedule 1, page 182, lines 33 and 34, omit "and of making additional rules".
18. Schedule 1, page 183, line 2, for "23" substitute "22".
19. Schedule 1, page 183, lines 5 to 9, omit all words and expressions on these lines.