

PROPOSED ALTERNATIVE AMENDMENT TO BAR ASSOCIATION CONSTITUTION – TO BE CONSIDERED AT THE ANNUAL GENERAL MEETING

The notice for the Association's Annual General Meeting to be held on 13 November includes a proposal for a new clause to be inserted in the Association's Constitution concerning the giving of notice of resolutions to be moved at a General Meeting.

Because the circulated amendment could be read as limiting matters for discussion, rather than, as intended, providing a clearer direction as to how matters may be placed before meetings, the Bar Council has resolved that at the forthcoming Annual General Meeting the following resolution be moved instead of that circulated with the notice of meeting. The proposed new clauses 8.1.3 and 8.1.4 set out in detail the procedure for having matters considered at an AGM.

8.1.3 The business of an Annual General Meeting will be to:

- (a) receive the Bar Association's financial reports and the reports of the Bar Council and the auditor;
- (b) appoint the auditor (if required);
- (c) fix the auditor's remuneration;
- (d) deal with any resolution of which notice has been given; and
- (e) transact any other business which under this Constitution or the Act ought to be transacted at an Annual General Meeting.

8.1.4 For the purposes of clause 8.1.3(d), notice may be given by lodging a draft of any proposed resolution at the registered office of the Bar Association within 14 days of the date of the notice convening the Annual General Meeting.

8.1.5 The Secretary of the Bar Association shall give notice to Members of any proposed resolution lodged in accordance with clause 8.1.4 no later than 21 days prior to the date of the notice convening the Annual General Meeting.

8.2.1 [Notice of General Meetings – currently at least 21 days] change to 42 days notice]