

Suggested items in the constitution for review

What the constitution says	Possible issue
<p>Title: CONSTITUTION OF THE ASSOCIATIONCHOIR-OF CANADA BAY COMMUNITY CHOIRS</p>	<ol style="list-style-type: none"> 1. The choir as such has no real legal status. We can consider ourselves an unincorporated association, but is there a risk of being seen as having some real legal status if we have the word association in the title. If we remove the word Association from the title, then a number of clauses in the constitution will need to be changed to reflect this. 2. Do we really think we are likely to start up another choir in the area? Note clause 36 is all about affiliated choirs.
<p>Clause 3.3 Upon payment of an annual subscription, a person shall be deemed a member of the <u>AssociationChoir</u> until three months after the end of the financial year in which the subscription was paid. All members shall be bound by this Constitution</p> <p>Clause 4.4 A person ceases to be a member of the Association if the person does not attend for one term, or the equivalent number of consecutive weeks over two terms, without notice.</p>	<p>The two clauses are in conflict.</p>
<p>6 REGISTER OF MEMBERS</p> <p>(1) The register of members must be kept at the principal place of administration of the Association and must be open for inspection, free of charge, by any member of the Association at any reasonable hour.</p> <p>(1)</p>	<p>Does not match our practice or what makes sense – privacy, electronic records et c.</p>
<p>Item 13(4) no person may hold the same position on the Executive for more than three (3) years</p>	<p>This is the clause as amended last year. However it is at best ambiguous as it does not state 3 consecutive years so could be interpreted as meaning 3 years in total – not our intention.</p>
<p>Clause 15 (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.</p>	<p>We don't do this. Should we do it or should we change the constitution?</p>
<p>Clause 15(4) The Secretary is responsible for sending notices of meetings to active members,</p>	<p>I think this may be meant to refer to general members but that is not what it</p>

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<p>which may be by way of email, telephone or post.</p> <p><u>Clause 15(4)</u> The Secretary is responsible for notices of general meetings to members.</p>	<p>says.</p>
<p>Item 34 SERVICES OF NOTICES.</p> <p>(1) For the purpose of these rules a notice may be served by or on behalf of the Association on any member either personally or by sending it by post to the member at the member's address shown in the register of members.</p> <p>(2)(1) _____ If a document is sent to a person by properly addressing, prepaying and posting to the person a letter containing the document, the document is, unless the contrary is proved, taken for the purposes of these rules to have been served on the person at the time at which the letter would have been delivered in the ordinary course of post.</p>	<p>Do we want to change this to take account of the electronic environment?</p>

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