

2020 ASA Constitution Amendments

Background

The ASA is incorporated as an Association in the Australian Capital Territory (ACT). The following changes to the ASA Constitution are required to comply with recent ACT legislative changes for Incorporated Associations. These legislative changes include some current national incorporation requirements. The ASA is already bound by the new legislation but we must align our Constitution to be consistent with it.

Changes to the ASA Constitution require a ballot of all voting members of the Society in accordance with clauses 37 (Changes to the Constitution require a $\frac{3}{4}$ majority) and 29 and 30 (Ballot procedures).

This ballot of all voting members is to approve changes to the following articles of the ASA Constitution as indicated (deletions are in red with strike through text and additions are in red).

Proposed Amendments

13 (1993) If the Council deem it necessary to expel a member it is empowered to do so only after the member has been given due opportunity to reply to a written statement of the Council's intention and reasons, and then only with the concurrence of at least four-fifths of all Councillors. ~~There is no appeal against a decision of Council to expel a member.~~

6 (1993) A vacancy in the office of a member of Council occurs if the member:

- (i) dies;
- (ii) ceases to be a member of the Society;
- (iii) resigns his or her office by writing under his or her hand addressed to the Council ~~or to the Public Officer;~~
- (iv) becomes an insolvent under administration within the meaning of the Corporation Law;
- (v) becomes of unsound mind; or
- (vi) is disqualified from office under subsection 63 (1) of the Associations Incorporation Act 1991 of the Australian Capital Territory.

Replace

44 (1993) The records, books and other documents of the Society shall be open to inspection, free of charge, by a member of the Society. Inspection shall be made by arrangement with the Council officer who has custody of the item in question under Articles 21 and 22 of this Constitution.

with

44 (2020) (i) ~~Subject to part (ii) of this clause,~~ the records, books and other documents of the Society shall be open to inspection, free of charge, by a member of the Society. Inspection shall be made by arrangement with the Council officer who has custody of the item in question under Articles 21 and 22 of this Constitution.

(ii) ~~A request to inspect any record, book or other document of the Society may be refused by the Council if it is satisfied that allowing access to the document would be prejudicial to the interests of the Society.~~