



NEW SOUTH WALES NETBALL ASSOCIATION LIMITED
MINUTES OF THE EXTRA ORDINARY COUNCIL MEETING

Held on Saturday 7 November 2009
at Dooleys Club, John Street, Lidcombe commencing at 9.00am.

Present:

Directors: W. Archer AM, R. Watson, M. Murphy, J. Hahn, R. Havrlant,
L. Quinn, C. Murphy, C. Campbell (General Manager)

Delegates:

K. McMahon (Armidale)	J. Gates (Armidale)
M. Leonard (Bankstown)	D. Howard (Bankstown)
K. Mellenbergh (Bathurst)	J. Pike (Baulkham Hills)
L. Wearne (Baulkham Hills)	S. Marks (Blacktown)
K. Booth (Blacktown)	E. Godkin (Blue Mountains)
D. Thrift (Blue Mountains)	M. Bourke (Brunswick Byron)
J. Webster (Brunswick Byron)	R. Bracken (Camden)
K. Thomas (Camden)	V. Cochrane (Cessnock)
J. Peel (Cessnock)	D. Pascoe (Charlestown)
M. Harrison (Charlestown)	S. Dawes (City of Sydney)
H. Atzemis (City of Sydney)	A. Doring (Eastwood Ryde)
J. Watt (Eastwood Ryde)	M. Lowe (Fairfield)
L. Simpson (Gosford)	P. Fitzpatrick (Gosford)
J. Small (Gunnedah)	T. Sutcliffe (Gunnedah)
K. Austin (Hastings Valley)	T. Chalk (Hawkesbury)
V. Bertenshaw (Hawkesbury)	Lyn Burgess (Hills)
V. Curren (Illawarra)	C. Lear (Illawarra)
K. Halcrow (Inner West)	V. Bruncker (Kiama)
J. Godfrey (Kiama)	B. Pope (Kuring-gai)
A. Margalit (Kuring-gai)	M. Hoad (Kurri Kurri)
S. Fitzgerald (Lakeside)	M. McGrath (Lakeside)
B. Dew (Lismore)	E. Lawler (Liverpool)
K. Whiteley (Liverpool)	K. Lambley (Macleay)
J. Fulford (Maitland)	N. Boyce (Maitland)
H. Dean (Manly)	M. Hauser (Manly)
B. Lee (Mt. Druitt)	P. White (Mt. Druitt)
G. Urquharts (Nelson Bay)	A. Shutt (Nelson Bay)
A. Saunders (Newcastle)	E. Monaghan (Newcastle)
M. Sinclair (Northern Suburbs)	S. Wilson (Orange)
P. Wilson (Orange)	J. Byrnes (Parramatta/Auburn)
L. Welfare (Parramatta/Auburn)	J. Gillett (Penrith)
C. Ormerod (Penrith)	M. Archer (Port Stephens)
D. Jackson (Port Stephens)	D. Breust (Queanbeyan)
L. Morgan (Quirindi)	M. Kelly (Randwick)
C. Hicks (Randwick)	R. Stephenson (Sapphire Coast)

K. Rembisz (Shoalhaven)	M. Caddies (Singleton)
H. Andrews (St. George)	L. Mina-Jeffree (St. George)
M. Bettini (Sutherland)	V. Morris (Sutherland)
D. Lockwood (Tamworth)	F. Smith (Tamworth)
L. Bonnett (Taree)	Y. Richardson (Taree)
M. Allen (Westlakes)	P. Burt (Westlakes)
S. Bailey (Woy Woy)	E. Hamilton (Woy Woy)
F. Passmore (Wyong)	C. Miles (Wyong)
C. Baiton (Young)	

Life Members: M. Boyle OAM, M. Corbett, K. Fullagar, N. Matthews OAM

Observers:	J. Peare (Hawkesbury)	A. Hobbs (Inner West)
	L. O'Brien (Tamworth)	S. Shelley (Westlakes)
	H. Grogan (Westlakes)	J. Grogan (Westlakes)
	K. Tomlinson (Cessnock)	M. Horns (Cessnock)
	J. Goudie (Sutherland)	M. Russell (Blue Mountains)
	Y. Webster (Charlestown)	N. Dwyer (Newcastle)
	J. Occhuito (City of Sydney)	H. Randall (Charlestown)
	J. Deverson (Lakeside)	

Returning Officer: Les Turner

The President declared the meeting open at 9.00am

1. **Apologies:**
- | | |
|-----------------------------------|---------------------------|
| P. Weston OAM (Life Member) | J. Thompson (Hills) |
| N. Kenny OAM (Life Member) | T. Field (Northern Subs) |
| H. Herbert (Lismore) | M. Thoms (Woy Woy) |
| M. Melhuish OAM (Life Member) | E. Konza (Blue Mountains) |
| M. Holmes (Shoalhaven) | C. Walls (Grafton) |
| B. Burton (Grafton) | B. Bird (Maitland) |
| C. O'Donnell (Mt. Druitt) | Ulladulla N. A. |
| D. Gregory (Southern Highlands) | |
| G. O'Riordan (Southern Highlands) | |

MOVED Sutherland seconded Eastwood Ryde that apologies be accepted
CARRIED

2. **Notices of Motion – proposed changes to the NSW Netball Association Limited Constitution**

1. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 3 MEMBERSHIP (a) District and League Associations sub clauses (ii) and (iii) be amended as follows:

(a) District and League Associations

District and League Association Secretaries shall ~~by 1 February:~~

- (i) Forward to the Association all applications for membership of the N.S.W.N.A. Limited as specified in Clause 3 b) (iii) of this Constitution.
- ~~(ii)~~ The Secretary of each District and League Association shall forward to the Association by 1 January each year, a list giving the names and addresses of two (2) delegates and two (2) proxy delegates for the ensuring year. Such delegates shall assume office as of 1 January for the ensuring year.
- ~~(ii)(iii)~~ Complete the Application for Membership as a District Association Form and forward it to the Association by the date specified 1 January each year together with the prescribed Affiliation Fee as referred in Clause 3 b) ii).
- ~~(iii)(iv)~~ Submit a copy of its Constitution, By Laws and Rules and any subsequent alterations, to the Association by not later than 1 January each year.
- ~~(iv)(v)~~ Forward a list of the names, addresses and telephone numbers of the members of its Executive Committee immediately after their election.
- ~~(v)(vi)~~ All applications for membership together with Constitution and proposed boundaries shall be referred to the Board, which shall make recommendations to Council.

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MOTION PUT

CARRIED (F:82 A:0)

2. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 3 MEMBERSHIP (b) Affiliation Fee and Membership sub clauses (ii) and (iv) be amended and new clauses (v), (vi) and (vii) be included as follows:

b) Affiliation Fee and Membership

- (i) The annual affiliation fee payable by each District and League Association and annual membership payable for each individual member shall be as determined by Council from time to time. The Council may fix different annual subscriptions for different classes of members.
- (ii) The annual affiliation fee shall fall due on 1 January annually and shall be payable in advance. Such fee must accompany the Application for Membership as a District Association Form as referred in Clause 3 a) iii)
- (iii) The annual membership fee shall fall due on 1 January annually.
- ~~(iv)~~ The Secretary of each District Association shall receive an invoice for the sum of 80% of the previous year's actual membership fees which shall be payable on or before 31 March each year.
- ~~(v)(iv)~~ On or before April 1 in each year the Secretary of each District Association shall forward to the Association a list showing the

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names and addresses of existing members who have paid their annual membership fee. ~~The list shall differentiate between classes of members. With that list there shall also be forwarded a cheque to cover the invoices amount as stated in clause (iv) above. Upon receipt by the Association of the list and payment of the membership fee from the persons whose names appear thereon, these persons shall be deemed to have renewed their membership for the year following. An invoice will be issued on a fortnightly basis as membership is registered by an Association.~~

Registrations and payment must be received by 1 June each year.

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~~Registrations received by a District Association after 1 April each year must be forwarded to the Association on a monthly basis as received. Once a registration has been registered with Netball NSW there are no refunds under any circumstances.~~

(v) _____

vi) All membership registrations will be received no later than 30 _____ November.

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MOTION PUT

CARRIED (F:86 A:0)

3. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 3 MEMBERSHIP (h) Life Members) be amended to include a new clause (ii) as follows:

h) Life Members

- (i) Any person may be elected as a Life Member in recognition of not less than ten (10) years' outstanding service to the Association or to the old Association.

A candidate for election as a Life Member must be nominated by two (2) ordinary members of Council with such nominations being received by the Director State Administration by 30 November each year.

Election as a Life member shall be conducted in accordance with the Election Policy and Procedures for postal voting. Following an affirmative vote, the Life Membership will be announced and presented at the Annual General Meeting. A Life Member shall have the same rights as an Ordinary Member to attend Meetings. The Council may at any time and from time to time fix the total number of persons who may be Life Members at any time and the maximum number of candidates for Life Membership who may be nominated in any year.

- ii) All Netball NSW Life Members will be registered directly _____ with Netball NSW

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MOTION PUT

CARRIED (F:81 A:0)

4. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 4 MEMBER ASSOCIATIONS (e) District and League Carnivals (i) be amended as follows:

e) District and League Carnivals

- (i) ~~Applications Notification~~ to hold a District or League Carnival shall be submitted on the appropriate form by the date set down.
- (ii) District and League Associations conducting or entering such carnivals shall do so in accordance with the Rules for District/League Association Carnivals as may be in force from time to time.

MOTION PUT

CARRIED (F:89 A:0)

5. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 5 THE COUNCIL sub clauses (ii) and (iii) be changed with the following deletions:

5. THE COUNCIL

- (i) The Council shall consist of active Life Members, the Board of Directors (excluding the General Manager) and two delegates (who shall be ordinary members of the Association) from each District and League Association. Council shall determine which Life Members are from time to time to be regarded as active and the criteria to be applied in making that determination.
- (ii) ~~The Secretary of each District and League Association shall before 1 March in each year forward to the Association a list giving the names and addresses of two (2) delegates and two (2) proxy delegates for the following year PROVIDED HOWEVER that a~~ District or League Association may remove any delegate or proxy delegate and appoint another person in that delegate or proxy delegate's place by notice in writing to the Association given at least twenty-four (24) hours before the meeting at which such substitute delegate or substitute proxy delegate is to attend.
- (iii) ~~Persons appointed to Council shall assume office at the commencement of the First Meeting of Council to take place after the Annual General Meeting and, subject as herein provided shall hold office until the conclusion of the Annual General Meeting in the following year.~~ Any casual vacancy shall be filled by a nominee of a District or League Association whose nominee has caused the vacancy.
- (iv) ~~A vacancy shall be deemed to have occurred in respect of any~~

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~~Member of Council who has, without leave of the Council, failed to attend three (3) consecutive Council Meetings.~~

~~(iv)~~ (iv) A Junior Member shall not be eligible to be a Member of the Council.

MOTION PUT

CARRIED (F:93 A:0)

6. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 6 THE BOARD OF DIRECTORS sub clause (vi) be changed as follows:

(vi) Nominations for the position of Director signed by two (2) Ordinary Members and with the written consent of the nominee, shall be lodged with the Returning Officer not later than ~~31 January~~ the last working day in January each year.

MOTION PUT

CARRIED (F:92 A:0)

7. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 6 THE BOARD OF DIRECTORS sub clause c) SEAL be deleted in its entirety:

~~e) SEAL~~

~~The Board shall provide for the safe custody of the seal which shall never be used except by the authority of the Board previously given and in the presence of two (2) Directors at least who shall sign every instrument to which such seal is affixed and every such instrument to which the seal is affixed shall be countersigned by the Company Secretary or some other person appointed by the Board.~~

MOTION PUT

CARRIED (F:91 A:0)

8. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 6 THE BOARD OF DIRECTORS sub clause d) (b) Duties of the Vice President be amended as follows

(b) Vice President shall:

- (i) assist the President and undertake the functions of and act as President in the absence of the President
- (ii) be a Delegate to All Australia Netball Association Limited
- (iii) be the Board member appointed as a member of the Netball NSW Appeals ~~Panel~~ Tribunal
- (iv) be responsible for the policy development of Regional-

based service programs and regional administration programs

- (v) assist District Associations in matters pertaining to accessing of government grants and funding for District/regional facilities.

MOTION PUT

CARRIED (F:92 A:1)

- 9. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 8 APPOINTED PANELS/POSITIONS sub clause (i) a) Appeals Panel; b) Coaches Operating Panel; c) Discipline Panel; e) Selection; f) Technical Services Strategic Panel g) Umpires Operating Panel be amended and with the inclusion of a new clause d) Grading Tribunal as follows

8. APPOINTED PANELS/POSITIONS

(i) Appointed Panels

The following Panels shall be appointed as required in each year.

- a) **Appeals ~~Panel~~Tribunal** The Vice President appointed as Convenor; One member appointed from the Association's legal panel and other members appointed from the Board appointed Tribunal Panel list as required in line with the NNSW Member Protection Policy. Four (4) members to be appointed by the Board of Directors, one of whom shall be a Director appointed as a non-voting Convenor and one other of whom shall be appointed from the Association's legal panel
- b) **Coaches Operating Panel** Six (6) members to be appointed by the Appointments Panel with current national coaching accreditation Game Development Manager, Player Development Officer Relevant Staff position to be appointed as members Convenor to be Game Development Manager member and Convenor
- c) **Discipline ~~Panel~~Tribunal** Board appointed Director as Convenor; other members appointed from the Board appointed Tribunal Panel list as required in line with the NNSW Member Protection Policy. Four (4) members to be appointed by the Board of Directors, one of whom shall be a Director

- appointed as a non-voting Convenor and one other of whom shall be appointed from the Association's legal panel
- d) **Grading Tribunal** Board appointed Director as Convenor; other members appointed from the Board appointed Grading Tribunal Panel list as required in line with the NNSW Member Protection Policy
- d) **Hall of Fame Panel** Members to be appointed as per the Hall of Fame Policy as published and updated from time to time
- e) **Selection Panel** Members to be appointed by the Appointments Panel to events and selections as appropriate.
~~Game Development Manager~~Relevant staff position to be appointed as a non-selecting ~~Convenor member~~
~~Convenor to be Game Development Manager~~
- f) **Technical Services Strategic Panel** Two (2) currently accredited National Umpires, two (2) currently accredited Coaches, the NSWIS NSW Swifts Head Coach, the NSWIS Development Coach, The the UMEC Representative, the Netball NSW President and the Director Technical Services shall be appointed as members.
Convenor to be the Director Technical Services
- ~~The Technical Services Manager, Umpires Education Officer and the Player Development Officer~~Relevant staff positions shall be appointed as members.
- g) **Umpires Operating Panel** Eight (8) members to be appointed by the Appointments Panel with current national umpires accreditation
~~Game Development Manager and Umpires Education Officer~~Relevant staff position to be appointed as ~~members~~
~~Convenor to be the Game Development Manager member and~~
Convenor

MOVED Newcastle and seconded by Sutherland that the name of the Grading Tribunal be changed to Grading Panel **CARRIED (F:73 A:3)**

MOTION PUT

CARRIED (F:76 A:14)

- 10. MOVED** the Board of Directors and seconded by the Board of Directors that Clause 9 SUB COMMITTEES sub clause (a) (i), (ii), (iii) and (iv) be amended as follows

9. SUB COMMITTEES

- (a) The following standing sub committees shall be elected at the First Council Meeting each year.
- (i) **Championship & Competitions Committee** shall consist of:
- (a) Six (6) members to be elected
 - (b) Board Director with responsibility for Championships & Competitions appointed a member
 - (c) ~~Marketing & Events Manager, Director State Administration~~ Relevant staff position and a representative of the Umpires Operating Committee appointed as members
 - (d) Convenor to be the elected Board Member
- (ii) **Finance Committee** shall consist of:
- (a) Three (3) members to be elected
 - (b) General Manager, Finance-Corporate Services Manager and Director Finance appointed as members
 - (c) Convenor to be elected Board Director
- (iii) **Historical Committee** shall consist of:
- (a) ~~Five~~ Five (5) members to be elected
 - (b) Convenor to be elected by members
- (iv) **Sports Marketing Committee** shall consist of:
- (a) Five (5) members to be elected
 - (b) Board Director with responsibility for Sports Marketing appointed as member
 - (c) ~~Marketing & Events Manager and Marketing & PR Officer~~ Relevant staff position appointed as a members
 - (d) Convenor to be elected Board Member

MOTION PUT

CARRIED (F:94 A:0)

- 11. MOVED** the Board of Directors and seconded by the Board of Directors that Clause 9 SUB COMMITTEES sub clause (e) be amended with deletions as follows

e) Championships & Competitions Committee shall:

- (i) Consist of the Director, Championships & Competitions, who shall be the Convenor, ~~the Director State Administration~~ and six (6) members elected by Council.
- (ii) Assist the Director, Championships & Competitions to carry out their duties.
- (iii) Assist with the technical duties at all NSWNA events including any National Netball League games and international matches held in NSW
- ~~(iv) Undertake the grading of all entries into all championships and competitions in accordance with the Association's grading policy and procedures.~~
- ~~(v)~~(iv) Perform such other duties as shall be decided by Council from time to time.

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MOTION PUT

CARRIED (F:88 A:5)

12. MOVED the Board of Directors and seconded by the Board of Directors that Clause 9 SUB COMMITTEES sub clause (f) be amended with deletions as follows

f) Finance Committee shall:

- (i) Assist in the preparation of Annual budgets, recommend to the General Manager submission of all budgets, estimate and forecasts to the Board of Directors
- (ii) Receive monthly reports of income and expenditure. Recommend applications for ad hoc expenditure. Examine and recommend applications for variation to approved annual budgets. Recommend any deviation from original budget estimates to the General Manager.
- (iii) Act as a committee of review to examine variations to income and expenditure.
- (iv) Oversee the preparation of the balance sheet for the Board for submission to Council
- ~~(v) Undertake the role of Audit committee and advise the Board direct of any significant issues that may require action by a Director in accordance with their responsibilities under the Corporation Law.~~
- ~~(vi)~~(v) Undertake any ad hoc assignments requested by Council, the Board of Directors or the General Manager.

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MOTION PUT

CARRIED (F:93 A:0)

13. **MOVED** the Board of Directors and seconded by the Board of Directors that Clause 9 SUB COMMITTEES sub clause (g) be amended as follows

g) Historical Committee shall:

(i) Consist of (5) five members elected

(ii) Ensure the recording and storage of historical information and memorabilia detailing the development of the Association

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MOTION PUT

CARRIED (F:94 A:0)

The President declared the meeting closed at 9.50am