

AGENDA FOR THE BALMAIN SAILING CLUB 2025 AGM. 7-pm Wednesday 16 July 2025 clubhouse.

Item 1)

Commodore to open meeting.

Item 2)

Apologies

Item 3)

To confirm the minutes of the last annual general meeting (copy attached)

Item 4)

To receive from the Committee reports on the activities of the last 12 months:

- Commodores Report.
- Vice Commodores Report.
- Treasurers Report and financial statement.

Questions and discussion in respect of the reports.

Item 5)

To elect office- bearers and ordinary committee members for the following vacant positions:

- Vice Commodore
- Secretary
- Two Director's

Item 6)

Welcome to the new Directors.

Item 7) Proposed amendments to the following clauses of the Constitution of the Balmain Sailing Club :

Clause 10) : *Resolution of Dispute*

Clause 11): *Disciplining of Members*

Clause 12(5): *Right of Appeal of disciplined member*

Clause 46- : *Service of notices*

*****please review attached summary of the proposal and a marked up copy in red of proposed amendments,please note that a complete copy of the BSC Constitution can be found on the clubs website.*

Item 8)

Adoption of a General Code of Conduct (see draft code attached)

Item 9)

Other Business

Close



BALMAIN SAILING CLUB

Minutes of the Annual General Meeting of the Balmain Sailing Club Wednesday 7 pm 17 July 2024.

Minutes:

- As the number of members present met quorum requirements the meeting commenced at 7:10 pm.
- Apologies were received from the following members: Lyne Evans, Kath Myers, Neil Hamilton, Gary Ferres, Chris Durham

Item 1)

- Commodore Campbell Reid opened the meeting and thanked the 26 members present for their attendance and noted that long term committee members Treasurer Ed Tacey and Director Chantelle Hodgson had not re nominated.

The Commodore, on behalf of the members and the committee thanked them each for their extremely valuable contribution to the club and the committee over the past 6 years and presented them both with a gift.

The meeting showed its thanks and appreciation to by acclamation.

Item 2)

- The minutes of the Annual General Meeting held on 21 June 2023 were approved without amendment.
- **Moved:** Campbell Reid. **Seconded:** Ed Tacey. **Passed**

Item 3)

The following reports were received and presented to the meeting outlining the various activities of the BSC during the last 12 months.

- Commodores Report.
- Vice Commodores Report.
- Treasurers Report and financial statement.

Motion to accept the Reports; **Moved:** Chantelle Hodgson **Seconded:** Chris Price. **Passed**

Item 4)

To elect office- bearers and ordinary committee members for the following vacant positions:

- Commodore: Campbell Reid: Elected unopposed.
- Treasurer : Vacant (see item6below).
- Director: Geoff Watkins: Elected unopposed.
- Director: Louise Blair: Elected unopposed

Moved Colin Grove **Seconded**

;Sharon Harvey

Passed

Item5).

Filling of the Vacant Treasurer Position .

- As there were no nominations received prior to the meeting for the position of treasurer the Secretary advised that under "**S15.2**" of the **BSC Constitution** "nominations could be "**received at the general meeting**".
- Nominations were then called for and appropriately completed nomination forms were received from Erica Kirby and Joost Bekker who were both in attendance and invited to address the meeting.
- Following the distribution of a 26 ballot papers to eligible members ,the Secretary and Director Ray Miller then conducted a ballot for the treasurer's position.
- The Secretary advised that 26 votes were received with Joost Beker receiving 17 votes and Erica Kirby 9 votes .
- **Moved:**Campbell ReidthatJoostBekerbeapprovedtofillthevacanttreasurerposition.
Seconded Ray Miller

Passed

Item 6)

The Commodore congratulated new Treasurer Joost Bekker and new Director Louis Blair on their appointment.

Item 7)

Questions from the floor :

Question:

- **The Commodore was asked what the latest position was in respect of the extension to the Woolwich Marina ?**

Answer:

- **The Commodore advised that the Club was involved in the broad committee of participants opposed to the Development Application and that the matter was currently before the NSW Land and Environment Court.**

Question :

- **What is the latest position re the Harbour Trust Master Plan for Cockatoo Island and the proposed wharf on northeast side of the island opposite the BSC ?**

Answer:

- § *The Secretary advised that we had submitted comments in respect of the plan and that the Draft Master Plan advisors were currently currently reviewing all objections that had been lodged .*

Question:

- § *What is the current situation re the closure of the path due to the leaning wall can the temporary access across the park be improved?*

Answer:

- § *The Secretary advised that discussions were continuing with Inner West Council re the matter and that the temporary access arrangements would be discussed with council at the next meeting scheduled for the week commencing 22July 2024.*

Item 8)

- The draw for the winner of the \$250 voucher for dinner at the Dry Dock Hotel was undertaken and Micheal McCabe's name was drawn out.

The Meeting Closed at 8pm

Attachment 1)

Summary of the proposed amendments to the Constitution of Balmain Sailing Club

**** (see full details of recommended amendments in Attachment 2)**

Clause 10 - Resolution of Disputes

There has been a recent decision made by the NSW government to defund and close all NSW Community Justice Centres at the end of the current financial year.

This will require amendments to the Model Constitution (upon which the BSC Constitution is based). It is likely that, once the above change is in place, the Model Constitution will be updated to accommodate the change. The recommended amendments to the BSC Constitution amendments if approved by the AGM will allow changes prior to the Model Constitution amendments being implemented.

The Club has options. It can either make the marked-up change to clause 10 of the BSC Constitution which removes the reference to a Community Justice Centre OR await the standard amendment to the Model Constitution.

Consideration should be given as to how the Club prefers to resolve disputes. If the Club prefers to refer disputes straight to mediation, the marked-up amendments should suffice.

Clause 11 - Disciplining of Members

In relation to the disciplining of members, clause 11 has *not* been amended to include non-members. This is because the Committee (and/or its authorised representative), as "controller" of the premises, has implicit authority to request a person to leave the premises and/or to act in accordance with the Club's Code of Conduct. In addition, the Committee has the power to bar or ban a person from attendance at the premises.

Indeed, a Committee does not act as outlined above, it may be considered remiss in its duties.

Clause 12(5) – Right of appeal of disciplined member

This amendment merely corrects an inconsistency with the provisions of clause 12(4)(c) wherein the "members present" at a general meeting vote.

Clause 46 – Service of notices

This amendment merely brings the Constitution into line with current practices regarding the service of notices by email .

Attachment 2)

Proposed amendments to the Constitution for consideration at the 2025 BSC AGM

Clause 10 - Resolution of Disputes

10 Resolution of disputes

~~(1)~~ A dispute between a member and another member (in their capacity as members) of the association, or a dispute between a member or members and the association, are to be referred to a Community Justice Centre for mediation under the Community Justice Centres Act 1983 resolved by mediation.

~~(1)~~~~(2)~~ The place, time and identity of the mediator (and/or or arbitrator if necessary) for the mediation of the dispute will be promptly agreed between the parties to the dispute. If those parties are unable to agree on any of the relevant details then the determination of the Club's Committee will prevail.

~~(2)~~~~(3)~~ If a dispute is not resolved by mediation within 3 months of

~~the referral to a Community Justice Centre,~~ the dispute is to be referred to arbitration.

Clause 12(5) – Right of appeal of disciplined member

This amendment merely corrects an inconsistency with the provisions of clause 12(4) (c) wherein the "members present" at a general meeting vote.

Here is the amendment in markup:

12 Right of appeal of disciplined member

- (1) A member may appeal to the association in general meeting against a resolution of the committee under clause 11, within 7 days after notice of the resolution is served on the member, by lodging with the secretary a notice to that effect.

- (2) The notice may, but need not, be accompanied by a statement of the grounds on which the member intends to rely for the purposes of the appeal.
- (3) On receipt of a notice from a member under subclause (1), the secretary must notify the committee, which is to convene a general meeting of the association to be held within 28 days after the date on which the secretary received the notice.
- (4) At a general meeting of the association convened under subclause (3):
 - (a) no business other than the question of the appeal is to be transacted, and
 - (b) the committee and the member must be given the opportunity to state their respective cases orally or in writing, or both, and
 - (c) the members present are to vote by secret ballot on the question of whether the resolution should be confirmed or revoked.
- (5) The appeal is to be determined by a simple majority of votes cast by members of the association present at the general meeting.

Clause 46 – Service of notices

This amendment merely brings the Constitution into line with current practices regarding the service of notices by email.



General Code of Conduct

The Balmain Sailing Club (**Club**) endorses, and has adopted, the following code of conduct.

This code of conduct is underpinned by the following core values.

- To act within the rules and spirit of our sport.
- To display respect and courtesy towards everyone involved in our sport and prevent discrimination and harassment.
- To prioritise the safety and well-being of children and young people involved in our sport.
- To encourage and support opportunities for participation in all aspects of our sport.

A member, guest of a member, racing participant, guest or crew of a racing participant, staff, contractor, organiser, a user of the Club's services or facilities and/or a visitor of the Club shall:

- Respect the rights, dignity and worth of others.
- Be fair, considerate and honest in all dealing with others.
- Be professional in, and accept responsibility for, your actions.
- Make a commitment to providing quality service.
- Be aware of, and maintain an uncompromising adherence to, the Club and Australian Sailing's standards, rules, regulations and policies.
- Operate within the rules of the sport including national and international guidelines that govern the Club and Australian Sailing.
- Do not use your involvement with the Club, Australian Sailing, a State Association or an Affiliated Club/Class Association to promote your own beliefs, behaviours or practices where these are inconsistent with those of the Club or Australian Sailing.
- Demonstrate a high degree of individual responsibility especially when dealing with persons under 18 years of age, as your words and actions are an example.
- Avoid unaccompanied and unobserved activities with persons under 18 years of age, wherever possible.
- Refrain from any form of harassment of others.
- Refrain from any behaviour that may bring the Club, Australian Sailing, a State Association or an Affiliated Club/Class Association into disrepute.
- Provide a safe environment for the conduct of the activity.
- Show concern and caution towards others who may be sick or injured.
- Be a positive role model.