

# **BURGHER ASSOCIATION (AUSTRALIA) INC.**

## **The Minutes of the 2016 AGM, held at the BAA Centre Tuesday, 22nd November 2016 with Hermann Loos presiding**

The President (Hermann Loos) declared the meeting open at 7.10pm after it was announced that the attendance of eligible Members (76 Members) had exceeded the quorum. He welcomed those present and noted apologies from, Mr Randy & Mrs Marie Pietersz, Mr David & Mrs Carolyn Van Dort and Mr Lindsay & Mrs Rosemary Ferdinands, Mr Adrian & Mrs Deanna Sansoni, and Mr Max & Mrs Eileen Craggs.

He then addressed the items on the agenda.

### **ITEM 1 To confirm the minutes of the 2015 AGM.**

Since the minutes were circulated to the Members in the AGM Notice dated 24th October 2016, they were considered read. Members were invited to raise any matters they wished to query concerning the minutes; however, there was no response. The silence was assumed to be a unanimous acceptance of the minutes, which were received and adopted on a motion proposed by Mr Len Seibel and seconded by Mr Fred Clarke.

### **ITEM 2 To confirm from the Committee of Management reports of the transactions of the Association over the preceding financial year (2015-2016).**

Once again since the Annual Report addressing this topic was sent to the Members in the Notice dated 24th October 2016, it was taken as read. In the absence of any queries on the contents of this report, it was approved on proposed by Mr Doyne Caspersz and seconded by Mr Everton Labrooy.

### **ITEM 3 To receive and adopt the Audited Financial Statement for year ending 30th June 2016 pursuant to Section 30 (3) of the Associations Incorporation Act.**

This report was also made available to the Members in the AGM Notice dated 24th October 2016. The President Hermann Loos inquired if there were any questions on the contents of this report, Mr Keith Bennett a member in the audience raised a query on the treasurer (Bert Van Geyzel) as to how much was paid to the Consumer Affairs Office in the preceding year, however as Mr Bert Van Geyzel only became the Treasurer after the payments were made, the President (Hermann Loos) stated that there were two (2) payments made to the Consumer Affairs Victoria. Payment one(1) for \$224.40 for lodgment of Annual Returns and Resolution passed at the AGM in November 2015, Payment two(2) was for \$170.00 lodgment of incorrect changes to rules dated the 2nd June 2016, this error is put as a resolution to be heard at the AGM today. Mr Keith Bennett was satisfied by the answer he was given by the President, since there was no further questions Hermann Loos invited a proposer and seconder to confirm the acceptance of this report. Proposed by Mr Pat Schokman and seconded by Mr Tyrone Pereira promptly endorsed the acceptance of the report.

### **ITEM 4 To elect an Honorary Auditor for the ensuing financial year.**

The President stated that given the high level of competency by our auditor for the past four years we should maintain the same protocol; it is recommended that Ms Desyana Wijaya be reappointed to the position for the usual reasons.

### **ITEM 5 To discuss proposed resolutions/amendments to the rules as proposed by Special Resolution.**

There were a total of five (5) amendments to the rules that were proposed as Special Resolutions. The first one (1) were proposed by the Committee of Management of the Burgher Association and the rest was proposed on a personal basis by Doyne Caspersz and Leslie Fernando

The Committee proposals were:-

To swap two committee member positions to **officer bearer positions**, namely

**A Customer Relations Manager & A Premises Manager** and keep only Five (5) ordinary members of the Committee

This proposal was then put to a vote; the numbers were 57 for and 16 against adopting the change. Since the support for the change was greater than 75%, therefore the amendments carried, subject to their ratification by the Registrar and will be implemented immediately thereafter.

(The paperwork relating to these Special Resolutions has to be included in the Public Officers statement to the CAV)

The Resolutions proposed by Doyne Caspersz and Leslie Fernando were:-

- 1) To increase the current Committee of Management by 2 more Office bearers, one to manage the entertainment of the Organization and the other the Premises Manager who will also be responsible for the management of the

BAA Centre. Both positions will have the ability to engage a team of 3 more persons. Additionally, it proposed the increase of the number of Committee Members from 7 to 9.

This proposal was taken as a direct comparison to the Committee Proposal above and the votes for the above were taken to be the votes taken against the committee proposal, thus the number was 16 adopting the change. Since the support for the change was less than 75%, it did not carry

- 2) To change the name of the incorporated association is: Burgher Association (Australia) Inc: to include the founder members on February 2<sup>nd</sup> 1980, referring them as Privileged Founder Members and those alive and their respective spouses/partners entitled to participate and enjoy immediately all the benefits that the Association offers to Privileged Members.

This proposal was then put to a vote, as in the previous case. The numbers were 19 for and 52 against adopting the change. Since the support for the change was less than 75%, it did not carry.

- 3) The other two resolutions proposed by Doyne Caspersz and Leslie Fernando were withdrawn by Doyne Caspersz as it was only meant to happen if resolution number 1) above was passed, as such it was treated as withdrawn from any votes to be taken, thus not carried forward.

#### **ITEM 6 To elect Officers of the Association and Members of the Committee**

It was now time for the old guard to move on and the new to take over. The President, Hermann Loos nominated Mr Neville Davidson as President pro tem to take over the election of the association and members of the committee. Neville accepted this appointment and as President pro tem, advised the members that the nominations received where some were contested (these will be put to the vote today) and others uncontested deemed appointed as part of the next Committee of Management of the Burgher Association when accepted

- The contested positions are as follows: (This will be determined by the majority vote which will be done now with a vote of hands and the majority vote to be given the opportunity to accept the position contested)
  - President (Hermann Loos and Doyne Caspersz)
  - Vice President (Tamaris Lourensz and Spencer Madhanayaka)
  - Secretary (Harvey Foenander and Everton Labrooy)
  - Treasurer (Bert Van Geysel and Keith Bennett)
- The voting for the position of President was called for with a vote of hands and the outcome reached was a vote of 55 for Mr Hermann Loos and a vote of 16 for Mr Doyne Caspersz, therefore the majority vote brings back the current incumbent Mr Hermann Loos to the office of President of the Burgher Association for the year 2016/17.
- The voting for the position of Vice President was called for but a no show from Mr Spencer Madhanayaka on the day saw the position of Vice President go back to Mrs Tamaris Lourensz.
- The voting for the position of Secretary was called for with a vote of hands and the outcome reached was a vote of 54 for Mr Harvey Foenander and a vote of 16 for Mr Everton Labrooy, therefore the majority vote brings back the current incumbent Mr Harvey Foenander to the office of Secretary of the Burgher Association for the year 2016/17.
- The voting for the position of Treasurer was called for, however before the votes could be taken Mr Keith Bennett withdrew his nomination on the day, this saw the position of Treasurer go back to Mr Bert Van Geysel

The above saw the following take office for the year 2016/17:

#### **OFFICE BEARERS**

PRESIDENT: HERMANN LOOS  
VICE PRESIDENT: TAMARIS LOURENSZ  
HON. SECRETARY: HARVEY FOENANDER  
HON. TREASURER: BERT VAN GEYZEL

- The uncontested positions are as follows:

#### **OFFICE BEARERS**

Hon. Assistant Secretary (Rosemary Quyn)  
Hon. Assistant Treasurer (Tyrone Pereira)  
Hon. Editor (Neville Davidson)  
Public Relations Manager (Elaine Jansz)

#### **COMMITTEE MEMBERS**

Committee Member (Breda Foenander)  
Committee Member (Bevill Jansz)  
Committee Member (Carol Loos)  
Committee Member (Rita Van Geysel)  
Committee Member (Dyan Davidson)  
Committee Member (Fred Clarke)  
Committee Member (Ashley Henricus)

All nominations for the above were accepted and signed for by each person under each category for the year 2016/17

At this point in time Fred Clarke (member) requested to make a statement and said: he would like to thank all members present for bringing back the old committee members to the office for the year 2016/17. Immediately after this the President, Hermann Loos also wished all the committee members all the very best in their achievement and wish them all the best for the new period and thanked them for all their contributions for the past year and then thanked everyone present for their attendance on the day and stated that this was one of the biggest turn outs he has seen at an AGM in his time.

**ITEM 7 To discuss any other business of which due notice has been given in accordance with the Rules**

Doyne Caspersz and Marlene Caspersz whilst being eligible Members has proposed a second resolution which was tabled at the opening of the mail on November 11th 2016, this is to treated as a special resolution (accepted by the general committee of management) for the AGM to be held in November 2016 but due to time constraints together with any other resolution to be proposed by the general committee will be tabled at a special general meeting sometime in February 2017 after the due notice (21 Days) is given to all members, after which the President (Hermann Loos) inquired from the Members if there was anything they wished to raise, despite the lack of prior notice. There was no other business that required discussion; Hermann then thanked all for their attendance and requested the Secretary (Harvey Foenander) if there was anything that he wished to add and as there was nothing more to add from the Secretary (Harvey Foenander) the meeting was declared closed at 9.10PM

Hermann then invited all members to join the committee in some light refreshments.

**Harvey Foenander**  
Outgoing Secretary,

**Harvey Foenander**  
Incoming Secretary,

**Hermann Loos**  
Outgoing President,

**Hermann Loos**  
Incoming President