



Department of Justice

Consumer Affairs Victoria
Registration Branch

121 Exhibition St Melbourne Vic 3000
GPO Box 4567 Melbourne Vic 3001
Website: www.consumer.vic.gov.au/associations
Facsimile: (03) 8684 6199
Email: cav.registration.enquiries@justice.vic.gov.au
DX210220

Our Ref: 8444777

MORNINGTON DISTRICT BASKETBALL ASSOCIATION INC.
PO BOX 373
MORNINGTON VIC 3931

12 August 2013

Dear Sir/Madam,

Rule Changes by Special Resolution

MORNINGTON DISTRICT BASKETBALL ASSOCIATION INC. – A0024498Y

Thank you for the submission of the special resolution passed on **2 June 2013** for the above association incorporated under the *Association Incorporations Reform Act 2012* (the Act).

The special resolution has been approved by Consumer Affairs Victoria.

However, it is noted that the following matters have not been included in the new rules of your association as required under the Act.

▪ Schedule 1 – Matter 10

Procedures for the appointment and removal of the secretary of the incorporated association

Model Rule 55(3) – Term of office

A general meeting of the Association may—

- (a) by special resolution remove a committee member from office; and
- (b) elect an eligible member of the Association to fill the vacant position in accordance with this Division.

▪ Schedule 1 – Matter 14

The preparation and retention of accurate minutes of meetings of the committee or other body having the management of the incorporated association

Model Rule 66 – Minutes of meeting

- (1) The Committee must ensure that minutes are taken and kept of each committee meeting.
- (2) The minutes must record the following—
 - (a) the names of the members in attendance at the meeting;
 - (b) the business considered at the meeting;
 - (c) any resolution on which a vote is taken and the result of the vote;

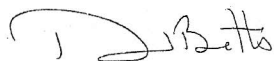
(d) any material personal interest disclosed under rule 65.

Therefore in accordance with Section 48 (3) of the Act, model rule numbers 55(3) and 66 are deemed to be included in the rules of your association. A copy of the Model Rules is available on our website.

Please advise members that the association's rules are to be read in conjunction with this letter and the relevant model rules.

It is also noted that under Section 46 of the Act, the rules of an incorporated association constitute the terms of a contract between the incorporated association and its members. Therefore, matters concerning the rules are for the incorporated association and its members.

Yours sincerely



General Manager
Registration Branch