



Community
driven justice.

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NOTICE OF NOMINATION FOR ELECTION – PAGE ONE

I, _____ [name],

a member of the Association, nominate for election at the upcoming general meeting into the following class or classes of elected board member:

- CLASS C – a 3 year term, to hold office until 2024

I declare that my subscription for 2021-2022 is paid, I am not an employee of the Association, I am not disqualified from being a responsible person under the Australian Charities and Not-for-profits Commission Act 2012 (Cth) and that I am eligible for election having not exceeded the Maximum Term as per rule 36.

Signed: _____ Dated: _____

Valid notice must be given by 5.00 p.m., Monday 15 November 2021, including by e-mail to secretary@fls.org.au, by post to PO Box 297, Fitzroy VIC 3065.

The following parts are optional but strongly encouraged. All information provided will be circulated to all members 7 days before the meeting if an election is required. Please type or write legibly. Alternatively, you are welcome to e-mail the text to secretary@fls.org.au.

Decorative geometric shapes in the bottom right corner: a yellow triangle, a blue triangle, and a black triangle.

NOTICE OF NOMINATION FOR ELECTION - PAGE 2

Other experience/history with the Fitzroy Legal Service Inc (e.g., volunteer, staff).

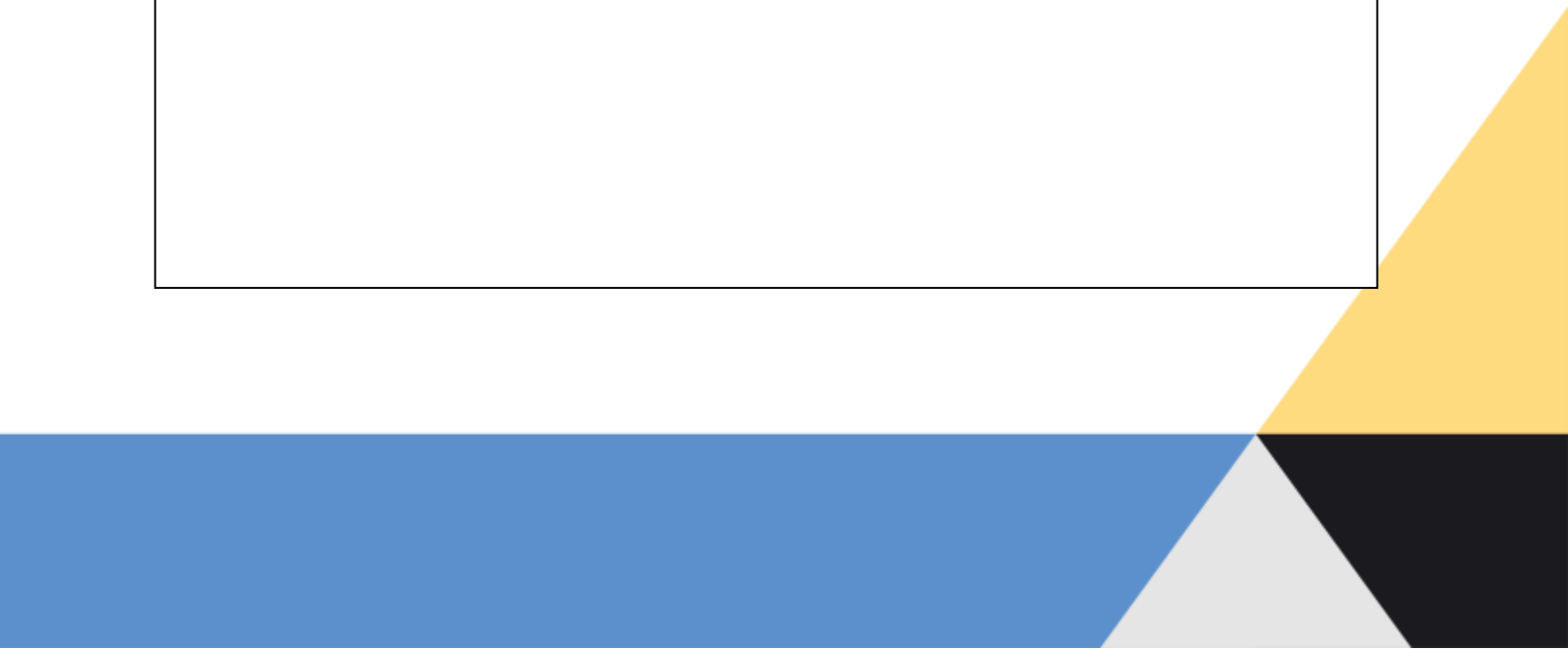
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Relevant tertiary and other qualifications.

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Relevant board, management and other experience/expertise.

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Statement (of up to 200 words) setting out why you wish to become a board member, your vision for the Fitzroy Legal Service and what skills and/or perspective you hope to bring to the Board. (Please attach further pages if you need more room.)



Regarding election procedure
Made pursuant to rule 40 [31 October 2019]

1. In this resolution, the term 'chair' means 'chair of the meeting'.

Nominations

2. An eligible member¹ may nominate for election to one or more classes of elected board membership by giving notice to the Board.²

3. To be a valid notice, such notice must:

- (a) state that the member nominates for election at the general meeting,
- (b) state the class or classes of elected board member that they wish to be elected to,
- (c) be signed and dated by the member,
- (d) be given:
 - (i) after notice is given of the meeting, and
 - (ii) before 5:00 p.m. on the day that is 10 days before the meeting date, and
- (e) state whether or not the member is:
 - (i) a current employee of the Association,³ and
 - (ii) a current or former board member of the Association (howsoever described) and, if so, the period of such membership.⁴

4. The notice may also contain, in relation to the member:

- (a) other experience/history with the Association (e.g., volunteer, staff),
- (b) relevant tertiary and other qualifications,
- (c) relevant board, management and other experience/expertise, and

¹ See rule 15 regarding eligibility; also see footnotes 3 and 4 below.

² See rule 6 regarding how notice may be provided.

³ Current employees of the Association are ineligible to be board members (rule 31).

⁴ A person who has already served as a board member of the Association for more than 7 years (whether or not consecutive) is ineligible to be a board member (rule 36).

(d) a statement (of up to 200 words) setting out why the member wishes to become a board member, their vision for the Association and what skills and/or perspective they hope to bring to the board.

5. The Secretary must decide whether the notice is valid; if he or she decides that it is:

- (a) valid—that decision is final and the Secretary must advise the member that they are a candidate for election;
- (b) invalid—the Board (including the Secretary, if they are a board member) must determine by resolution, as a matter of urgency, whether the notice is valid or invalid, and the Secretary must advise the member that they are a candidate, or that their notice is invalid and so they are not a candidate, accordingly.

6. For clarity, it is noted that:

- (a) a notice determined to be invalid does not result in candidacy,
- (b) a member that gives invalid notice may give notice again,
- (c) a member is not required to be nominated or seconded by another member, and
- (d) there is no particular form or form of words required for the notice.

Dissemination of candidate information

7. 7 days before the meeting, the Secretary must send to each member an appropriately formatted document that contains the information provided by the candidates.

8. The Secretary shall be careful to ensure that the document is fair to all candidates.

Election by confirmation


9. Only candidates are eligible to be elected. Nomination from the floor is not allowed.

10. Where, in relation to a vacancy or vacancies in a class of elected board membership, there:

- (a) are no candidates—there is no election and the offices remain vacant;⁵
- (b) is one candidate—that candidate is deemed elected and the remaining office remains vacant;⁶
- (c) are two candidates—those candidates are deemed elected;

⁵ Where an office of elected board member remains vacant, the Board may appoint an eligible member to hold that office until the next annual general meeting (rule 38).

⁶ See footnote 5.



(d) are more than two candidates—there shall be an election by ballot.

Election by ballot

11. Where elections are being held for more than one class of elected board member, the election for each class must be held separately. The chair shall decide which election to hold first.

12. An election by ballot shall be held by secret ballot with each member selecting the candidate (where there is one vacancy) or the two candidates (where there are two vacancies) that they wish to have elected; the candidate or candidates (as the case may be) with the most votes is or are elected.

13. Where an election for one vacancy involves a tie, the chair shall announce the names of the candidates that tied and determine which of them is elected on a show of hands.

14. Where an election for two vacancies involves a tie, if:

(a) there is a two-way tie for first—both candidates are elected;

(b) more than two candidates tie for first—the chair shall announce the names of the candidates that tied and determine which of them are elected (to both vacancies) on a show of hands;

(c) there is a tie for second—the candidate with the most votes is elected, and the chair shall announce the names of the candidates that tied and determine which of them is elected (to the second vacancy) on a show of hands.

Speeches

15. The chair must give each candidate the opportunity to make a brief speech in support of their candidacy and each member the opportunity to make a brief speech regarding the election.⁷

Further

16. Where the above procedure, having been followed and exhausted, does not lead to the proper election of candidates to the vacant office or offices, the chair shall be at liberty to employ any appropriate method to bring about such proper election; he or she may seek the meeting's view as to the appropriate method but shall not be bound by it, and his or her decision as to the appropriate method and outcome is final.⁸

⁷ See rule 15 regarding the right of members to be heard at general meetings.

⁸ See rule 27 regarding Voting procedure