



**THE LEO MCCARTHY MEMORIAL
SMITHFIELD R.S.L. SUB-BRANCH CLUB LIMITED
ACN 000 926 661**

Pursuant to Article 34(b) of the Articles of Association of the Leo McCarthy Memorial Smithfield R.S.L. Sub-Branch Club Limited, the Board of Directors makes the following By-law 19 which relates to Articles 27 to 29 inclusive of the Articles of Association:

Election of Board

19. The election of the Board shall be conducted in the following manner:
- (a) The Board shall appoint a Returning Officer and at least two (2) scrutineers to take charge of the ballot.
 - (b) The Returning Officer and the scrutineers shall not be:
 - (i) a candidate for any position;
 - (ii) the proposer or seconder of a candidate for any position;
 - (iii) a close relative (as referred to in the Registered Clubs Act) of a candidate for any position.
 - (iv) the Secretary or any employee of the Club.
 - (c) The Returning Officer shall be the Electoral Commissioner of New South Wales appointed in accordance with Section 36 of the Registered Clubs Act.
 - (d) Notwithstanding paragraphs (b) and (c), when Section 30(1)(a1) of the Registered Clubs Act takes effect the Returning Officer will be a person or body approved by the Director of Liquor and Gaming.
 - (e)
 - (i) Nominations shall close at 5.00 pm on a day determined by the Board that is at least fourteen (14) days prior to the date fixed for the Annual General Meeting (“the close of nominations”).
 - (ii) Nominations must be received by the Returning Officer on or before the close of nominations as provided in sub paragraphs (i).
 - (iii) Nominations will not be received by the Club. Until section 30(1)(a1) of the Registered Clubs Act takes effect a nomination must be given to the Electoral Commission of New South Wales for the attention of “Returning Officer” either by faxing the nomination to fax (02) 9290 5939 or by posting it to Electoral Commission of New South Wales PO Box 693, Grosvenor Place NSW 1220 or by delivering it to the Electoral Commission of New South Wales Level 25, 201 Kent Street Sydney NSW 2000.
 - (f) Notice of:
 - (i) the date and time of the close of nominations;
 - (ii) the details of the Returning Officer in sub paragraph (e)(iii)
shall be prominently posted on the Notice Board at least forty-two (42) days prior to the date fixed for the Annual General Meeting.
 - (g) In accordance with and subject to Article 28(a), nominations for election to the Board shall be made in writing and signed by two Service members, or nominated or seconded by a member of the Board, and by the nominee who shall thereby signify his or her consent to the nomination.
 - (h) A nomination can be withdrawn by the nominee at any time prior to the commencement of the Ballot draw.
 - (i) An eligible member may be nominated for more than one office.
 - (j) The Secretary shall immediately after the closing of nominations post the name of each candidate and his or her proposers on the Notice Board.
 - (k) If the full number of candidates for the various positions on the Board is not nominated by the close of nominations then those candidates who are nominated shall be declared elected to the relevant positions and additional nominations shall with the consent of the nominee or nominees be made at the meeting for the position not so filled.
 - (l) If by the close of nominations there be only the requisite number of candidates nominated for the various positions those candidates shall be declared duly elected.
 - (m) If by the close of nominations there be more than the required number of candidates nominated for any position an election by secret ballot shall take place in respect of that position in accordance with this By-law 19.
 - (n) If a member who has been nominated for more than one office is elected to a senior office, the member shall be eliminated from the election for the junior office. For the purposes of this By-law 19 the order of seniority shall be:
 - (i) Firstly - President
 - (ii) Secondly - Senior Vice President
 - (iii) Thirdly - Vice President
 - (iv) Fourthly - Ordinary Director
 - (o) The Returning Officer shall supervise the preparation of ballot papers.
 - (p) The order in which names of candidates appear on the ballot paper shall be determined by lot drawn by the Returning Officer.
 - (q) Members will be able to cast their votes in the premises of the Club on the Wednesday through to the Sunday (inclusive) in the week immediately preceding the week in which the Annual General Meeting is to be held between the following times on each day: 9.00 am to 2.00 pm and 3.00pm to 8.00 pm
 - (r) The Returning Officer shall supervise the issue of ballot papers.
 - (s) Members shall record their vote by placing a number in the square on the ballot paper against the name of the candidate for whom they wish to vote. For a ballot paper to be formal at least one preference must be indicated by the number “1” marked against a candidate on a ballot paper.
 - (t) Members shall place their ballot papers in the ballot box provided at the Club.
 - (u) The Returning Officer shall supervise the safe custody of the ballot box and ballot papers placed in the ballot box.
 - (v) The Returning Officer shall supervise the examination of ballot papers.
 - (w) The decision of the Returning Officer as to the formality or informality of any vote shall be final.
 - (x) Votes will be counted on the “first past the post” method using numbers. The Returning Officer shall supervise the counting of votes.
 - (y) In the event of an equality of votes, the Returning Officer shall draw lots between the candidates who had the same number of votes and the candidate who is drawn first shall be declared elected to that position.
 - (z) The Returning Officer shall report the result of the ballot to the meeting.
 - (aa) If the Returning Officer is not present, a scrutineer shall perform the duties of the Returning Officer set out in this By-law 19.
 - (bb) If at the close of the Annual General Meeting any vacancies remain on the Board, such vacancies shall be casual vacancies and may be filled in accordance with Article 30.
 - (cc) Members shall not on the premises of the Club (including the car park) issue or cause to be issued or distributed to other members any how to vote card or similar documents or material advocating that members either vote for or against any candidate or group of candidates seeking election to the Board of Directors of the Club”
- Pursuant to Article 35 of the Articles of Association, this By-law 19 shall be effective from the time it is posted upon the Notice Board.



SMITHFIELD RSL CLUB
2012 BIENNIAL ELECTION OF THE BOARD OF DIRECTORS

Election Notice



NOMINATIONS

Nominations are invited on and from Wednesday 1 February 2012 for the following positions:

- President
- Senior Vice President
- Vice President
- 6 Ordinary Directors

Five (5) of the members of the Board of Directors shall be financial members of the Smithfield Sub Branch of the RSL. The remaining four (4) members of the Board of Directors may be Associate members if elected. Elected members shall hold office until the next Biennial General Meeting.

Only members with 2 years continuous membership shall be eligible to stand for or be elected to any office of the Board.

An Employee of the Club or a Contractor to the Club or a contractor's employee is not eligible to be nominated or elected to the Board of the Club.

Nominations must be in writing and comply with the Club's Constitution/By-Laws and any relevant directions given by the Returning Officer.

Nomination forms are available from the Club or from the NSW Electoral Commission, telephone 9290 5924.

LODGEMENT OF NOMINATIONS

Nominations must be received by the Returning Officer, NSW Electoral Commission by no later than 5.00pm, Wednesday 7 March 2012. A nomination cannot be withdrawn after this time and any defect must be rectified before this time.

If the election is contested a draw to determine the order of candidates' names on the ballot paper will be conducted at the NSW Electoral Commission at 5.30pm, on Wednesday 7 March 2012.

CANDIDATE PROFILE AND DIRECTOR'S STATUTORY DECLARATION

Details regarding completion and lodgment will be printed on the forms.

HOW TO VOTE CARDS

Members shall not on the premises of the Club (including the car park) issue or cause to be issued or distributed to other members any how to vote card or other similar documents or material advocating that members either vote for or against any candidate or group of candidates seeking election to the Board of Directors of the Club.

VOTING AT CLUB

If an election is necessary, voting will be conducted at the Club at the following times:

**Wednesday, 14 March 2012 to Sunday, 18 March 2012
from 9.00am to 2.00pm and 3.00pm to 8.00pm.**

Members will need to show their current signed membership card to receive a ballot paper.

COUNT

The method of voting will be First Past the Post using numbers. Voters will be instructed to number every square on the ballot paper.

Any enquiries should be directed to Mario Saliba at the NSW Electoral Commission, telephone (02) 9290 5924 or 1300 135 736.

Michael Nevin,
Returning Officer,
NSW Electoral Commission

Notice of Annual General Meeting

Leo McCarthy Memorial Smithfield RSL Sub-Branch Club Ltd

Notice is hereby given that the Annual General Meeting of the above Club will be held on Sunday morning **25th March 2012** at 10am in the club, Neville Street, Smithfield.

BUSINESS

1. To confirm the result of the Election of Directors and Office-Bearers for the year 2012
2. To confirm the Minutes of the previous Annual General Meeting held on 27th March 2011
3. To receive and consider the Financial Report for the year ended 31 December 2011, the Directors' Report for the year ended 31 December 2011 and the Auditor's Report on the Financial Report for the year ended 31 December 2011
4. The Election of Patrons
5. Consideration of Special Resolutions, Resolutions and Motions' of which due notice has been given to members
6. To Deal with any other business of which due notice has been given to the members

NOTE

1. All business and Notices of Special Resolution, Notices of Resolutions and Motions to be dealt with at the Annual General Meeting shall be handed to the General Manager by close of business two (2) months prior to the Annual General Meeting

NOTICE TO MEMBERS

Membership Renewals for the year 2012 must be paid by 31 January 2012.

By the Order of the Board of Directors,
Gordon Stevens,
General Manager