

PDF 2: Explanation of Proposed Changes to the Constitution of the Central Coast Conservatorium Inc

Dear Members

You will have noticed that with the Notice of Annual General Meeting that notice is also given of a SPECIAL RESOLUTION to make changes to our current Constitution, and to update it, reflecting the most recent model constitution under the Associations Incorporation Act 2009.

Along with this explanation (**PDF 2**) there are two other PDF documents pertaining to this SPECIAL RESOLUTION.

PDF 3 is a copy of the CC Conservatorium's current Constitution whilst **PDF 4** shows an updated Constitution, which we would like adopted at the AGM on the 11 May.

Background:

Under the Associations Incorporation Act (2009), the constitution of an incorporated association forms the structure within which the association operates. NSW Fair Trading has prepared a Model constitution, which covers the matters required by Schedule 1 of the Act:

An association may:

- *adopt this Model constitution, or*
- *adopt its own constitution.*

An association adopting its own constitution may incorporate provisions from the Model constitution. Before adopting the Model constitution an association should consider its suitability for the association because once it is adopted it is binding on the association and its members as if it were a contract between them. an association may either adopt the model constitution, provided by the or adopt a modified model constitution.

Reasons for Changes:

The current CC Conservatorium Constitution (**PDF 3**) is based on a **previous** model constitution which is mostly the same as the constitution which we are proposing to update, however the language in (**PDF 4**) has been updated and some specific provisions (pertaining to CC Conservatorium) are different, thus a need for some substantive changes to the constitution are recommended.

It is therefore an appropriate opportunity to update the constitution at the same time.

Explanation of PDF 4

1. The base document for **PDF 4** is the current model constitution in the Associations Act. All modifications to the model which, reflect the CC Conservatorium's current Constitution (**PDF 3**), are marked up in RED.

2. All substantive changes to the CC Conservatorium's current Constitution and the revised model are marked up in YELLOW and comments have been added which explain why the changes are recommended.
3. The only other changes are updates to language, which do not involve any changes in substance or meaning to the CC Conservatorium's current constitution. *These changes have not been marked up.*

I trust that by examining the two documents, you will concur with the Board in seeing a need for these updates. Should you wish to make any comments concerning the proposed changes then please address your comments to the Hon. Secretary, CC Conservatorium Inc., 45 Mann Street GOSFORD NSW 2250, to be received no later than **5pm, 4 May, 2015.**

Yours sincerely

Peter Brandon
Hon. President