



Criminal Lawyers Association of the Northern Territory (CLANT)

Patron: The Hon Justice Dean Mildren • Locked Bag 11 DARWIN NT 0801 • ABN: 64 391 168 310•

NOTICE OF SPECIAL GENERAL MEETING

Dear Members,

The CLANT Committee have resolved that **two** amendments to the CLANT Constitution as amended 3 November 2017 (**Constitution**) should be proposed to the Membership. For the Constitution to be amended, a **special resolution** must be presented at a **general meeting** of the ordinary membership. See Clauses 8, 36(1)(a) and 39 of the Constitution.

Notice is hereby given that a **Special General Meeting** of the CLANT Membership will be convened:

Date and time: 5:00pm, Friday 16 June 2023

Location: Ward Keller, Level 7, 22 Mitchell Street Darwin

Following the meeting, the Committee invites the membership to join us at Hotel Darwin for refreshments to welcome the dry season, and to acknowledge the contributions of former President Marty Aust and former Secretary Sarah Gibbs as they resign from the CLANT committee.

Refreshments will also be provided for **Katherine** and **Alice Springs** members, location TBA.

Please see **attached** information sheet regarding the proposed amendments. Members who cannot be present at the meeting may submit the **attached** proxy voting form, via email to rebecca.everitt@nt.gov.au by **5:00pm Thursday 15 June 2023**. Please note that, per the current wording of the Constitution, any person appointed to submit a proxy vote on behalf of another member must be present in person.

REBECCA EVERITT

Secretary

25 May 2023

Amendment to Clause 2 – biennial presentation of the CLANT conference:

As members are aware, the coronavirus pandemic resulted in the cancellation of the 2021 conference in Darwin, with the conference instead being held in 2022. According to the Constitution, CLANT must present a biennial conference *"on each odd numbered year unless cancelled due to an act of War, Terrorism, or act of God"*. That wording would technically make the 2022 conference unconstitutional, and would require a conference to be held in 2023.

Given the enormous amount of work done by the CLANT conference sub-committee in organising the 2022 conference, in late 2022 the CLANT committee resolved that it was impractical to organise a further conference in 2023, and to instead revert to the biennial conference schedule, in Bali, from 2024. A consequential amendment to the Constitution is required.

PROPOSED RESOLUTION 1:

That Clause 2 of the CLANT constitution be amended to read:

2 Objects and purposes

The objects and purposes of the Association are:

...

(l) to present a conference biennially unless cancelled due to act of War, Terrorism or Act of God. In the event a conference is cancelled due to act of War, Terrorism or act of God, the conference shall be presented in the first year possible thereafter, and then biennially

Amendment to Clause 43 – electronic voting:

The Constitution currently does not allow for electronic voting. In order to allow for greater participation from our membership outside of Darwin, it is proposed that the Constitution be amended to allow for members to attend (and vote at) meetings.

The Committee are exploring options to ensure voting integrity, perhaps through the use of a fee-for-service mobile application, however a platform has not been decided upon. Accordingly, the proposed wording allows for the means of voting to be "as determined by the Secretary".

PROPOSED RESOLUTION 2:

That Clause 43 of the CLANT constitution be amended to read:

43. Voting

(1) Subject to clauses 13(2) each member present at a general meeting is entitled to a deliberative vote. A member is present if attending the meeting by person or electronically by arrangements made by the Secretary.

(2) At a general meeting –

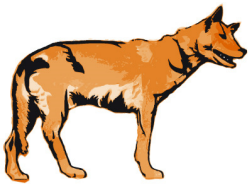
(a) an ordinary resolution put to the vote is decided by a majority of votes made in person or by the electronic means directed by the Secretary; and

(b) a special resolution put to the vote is passed if three-quarters of the members, who are present in person or by the electronic means directed by the Secretary, vote in favour of the resolution

(3) A poll may be demanded by the President or by 3 or more members present in person.

(4) If demanded, a poll must be taken immediately and in the manner the President directs.

(5) Proxy or postal voting is permitted with the ordinary member appointing in writing another ordinary member to be the proxy of the appointing member to attend in person a vote on behalf of the appointing member at any general meeting.



Criminal Lawyers Association of the Northern Territory (CLANT)

FORM of PROXY

I, _____
(PRINT NAME)

BEING A CURRENT FINANCIAL MEMBER OF THE CRIMINAL LAWYERS ASSOCIATION OF THE NT, HEREBY APPOINT:

(PRINT NAME)

ALSO A CURRENT FINANCIAL MEMBER OF THE CRIMINAL LAWYERS ASSOCIATION OF THE NT TO VOTE ON MY BEHALF AT THE 2023 SPECIAL GENERAL MEETING ON FRIDAY 16 JUNE 2023.

I DECLARE THAT HAVING GIVEN MY PROXY AS SET OUT ABOVE I WILL NOT VOTE AT THE SGM ON FRIDAY 16 JUNE 2023.

SIGNED: _____
(SIGNATURE OF MEMBER)

DATE: _____