



Nelson Park
31 Jull Street
Napier 4110

Notice of Special General Meeting
Monday 4 November at 7.15pm
At the Band Rooms, Nelson Park Napier

Purpose: Updating our constitution

Why?

The Incorporated Societies Act that was enacted in 1908 needed to be updated. A new act, the Incorporated Societies Act 2022 along with updated regulations came into force on 5 October 2023. Together, the new Act and regulations put in place a modern legal, governance and accountability framework for incorporated societies and those who run them. As the Band is an Incorporated Society (1046005) and a registered charity (CC30990) we have had to prepare a new constitution that complies with the new Act so that we can retain these registrations.

What has changed?

The key changes in the Band's constitution (rules) are:

- updating the charitable purposes clause 4.1 (wording clarified),
- adding nomination of contact person(s) clause 8,
- updating the definition of membership clause 9,
- defining how members give their consent to be a member (generally they already do this by using the membership application form) clause 12,
- adding whether and how written resolutions may be passed instead of holding general meetings clause 18,
- adding provision for an Associate Member to be a Committee Member clause 24.1
- defining how officers consent to be an officer and meet eligibility criteria set out in both the Incorporated Societies and Charities legislation clause 31, and
- adding new dispute resolution procedures clause 43.

Other matters

The new Act has updated the requirements relating to record keeping, the disclose of interests and notifying the Registrar of Incorporated Societies when there are changes in officers and contact information.

New Constitution (Rules)

The process followed to prepare these new rules is

- Using the on-line tool to create a draft constitution,
- Modifying this to reflect our purposes and processes,
- Considering the template prepared by the RNZPBA, and
- Seeking the advice of a lawyer who reviewed the draft constitution.

The constitution now being put forward for adoption is considered by your committee to be suitable for our organisation.

Special General Meeting

The Committee has proposed that a

Special General Meeting be held on Monday 4 November commencing at 7.15pm at the Pipe Band rooms on Nelson Park, Napier.

The motions being moved by the committee are that:

- 1. Napier Pipe Band adopt the new constitution and formally re-register under the Incorporated Societies Act 2022.**

There are several procedural motions that follow if the new constitution is approved:

- 2. That the current officers of the Band be re-appointed under the new constitution; and**
- 3. That the President (Julie Baxter) and Treasurer (Kerry Marshall) be the Contact Persons required by clause 8.**

The new constitution can be viewed by scanning the QR code below, or look on the Band's website (under Members page) or we can provide you with a copy – just email secretary@napierpipeband.nz or ask a Band Officer.

If you have any questions please contact the Treasurer Kerry Marshall or email secretary@napierpipeband.nz

We look forward to your support for this change.

Regards

Julie

Julie Baxter
President

Kerry

Kerry Marshall
Treasurer

