

DOOLEYS Lidcombe Catholic Club Limited

Election of directors – Electronic Voting (By-law 2016-01)

1. This is a By-law to provide for electronic voting if an election is required for the positions on the Board that are up for election and to be declared at an Annual General Meeting.
2. This By-law is adopted pursuant to all of the provisions in the Club's Constitution, and at general law, that so permit including Rule 97(c).
3. The procedures to be followed for each such election if an election is required, are as follows.
4. The Returning Officer for the election will be RMK Investments Pty Ltd in its capacity as the trustee of the Kidd Family Trust and trading as Australian Election Company ABN 58 635 903 913. However, if that organisation in the reasonable opinion of the CEO is or is likely to be unable to proceed or continue on conditions reasonably acceptable to the club then the CEO by notice in writing with a copy to the President may terminate the appointment of that company as the Returning Officer and appoint in its stead another Australian company or organisation offering similar services in lieu. References in what follows to the "Returning Officer" are to be interpreted accordingly.
5. Australian Election Company is to be retained on formal terms and conditions under a Services Agreement for each election, as negotiated by the CEO.
6. Nominations for election must conform with the requirements of the Constitution particularly Rule 48 and may be lodged as provided in Rule 48(b) with the Returning Officer in such manner as the Returning Officer directs by notice displayed on the noticeboard at each of the Club's premises.
7. A pro forma ballot paper must be prepared by the Returning Officer that conforms with the requirements of Rule 48 except that it must anticipate electronic voting in accordance with this By-law.
8. The Returning Officer must distribute instructions which provide access to the electronic ballot paper and to supporting material and photos submitted by candidates to each full member of the Club by post or electronically in accordance with Rule 48 except there is no need for any authentication of what is sent out.
9. The Returning Officer must open electronic voting at least 14 days before the date of the close of the ballot.
10. The Returning Officer must provide each member with access to electronic voting in the election according to the Returning Officer's proprietary system and in conformity with instructions distributed by the Returning Officer electronically or by post so that each member entitled and wishing to vote has the alternatives of voting electronically:
 - a. via the internet, or
 - b. by attending at any of the Club's three premises and voting electronically using a terminal made available there (and if required by the member, with the assistance of a trusted individual or of the Returning Officer's off-site help desk facility accessible by email or telephone).

11. The arrangements for determining the election result and for scrutineers will be in accordance with the Returning Officer's proprietary system.
12. The provisions of the Constitution including the provisions of Rule 48 otherwise apply. In the event of any inconsistency or unforeseen circumstance, the inconsistency or circumstance is to be resolved as reasonably determined by the Returning Officer. Any determination by the Returning Officer under this provision must be promptly notified in writing to the President with full details.
13. If at any stage in the course of the election the CEO or the Board have any concern about the integrity of the process or the impact of the process on the convenience of members wishing to vote, then the Returning Officer must consider the concern and take such action as the Returning Officer reasonably determines having regard to the Club's Constitution and this By-law that is broadly in conformity with Rule 48, to address the concern so far as it is reasonably able to be addressed. In each such case, the Returning Officer must promptly report in writing to the Board with details of the concern, details of the Returning Officer's determination and reasons.

Adopted by resolution of the Board on 28th June 2016