

ATTACHMENT B - Summary of proposed amendments to the Constitution of the Australian Performing Arts Centres Association – April, 2020

Rule	Summary of Amendment	Why the change is needed.
Appendix 1, Rule 29.2	Increase in maximum number of proxies a member can hold, from 3 to 5. Consistent with model rules.	Provides additional capacity for members to participate in general meetings of the association.
New 9A	Dispute resolution procedure between members, and between a member and the association.	Required under Red Tape Reduction legislation (RTR).
34.4	Permits 2 board members to execute documents without common seal. Clarified by and consistent with RTR.	Consistent with Red Tape Reduction legislation (RTR).
36.2, 36.3	Members may request and obtain copies of various documents unless the board considers it prejudicial to the interests of the Association, or the rules provide otherwise (association objects, rules, summary of board meetings).	Required under Red Tape Reduction legislation (RTR).
42.1	As a medium sized organisation, PAC must appoint an auditor, but can have its accounts either reviewed or audited. If they are to be reviewed this must be done in accordance with the auditing standards.	Reflects the relaxation of strict audit rules for small and medium-sized associations under Red Tape Reduction legislation (RTR).
43.3, 43.4	Member access to the register permitted, except for personal information, or the rules provide otherwise.	Required under Red Tape Reduction legislation (RTR).
44.1,44.11, 44.12	Deletion of requirement to hold a reserve of \$800,000, and substitution of requirement for establishment of operating reserve fund of an amount to be determined by the board and managed in accordance with the operating reserve policy available on the Associations website.	Align the association with best practice reserve requirements, ensure the ongoing viability of the association and allow the organisation to invest in capacity building projects for the benefit of the association and its members.
46.1, 46.2	New conflicts of interest clause substituted.	Required under Red Tape Reduction legislation (RTR).