

Submission on Incorporated Societies Bill 2016

Comments

Section 27(2)(c) – Changes to the Constitution must be signed by 3 members. Currently there is the requirement that 2 members must sign any changes to the constitution which aligns with the societies 2 to sign rule for financial documents. It seems logical that a 2 to sign should be across all society documentation for clarity and simplicity.

Section 42(3)(a) – The key contact is required to be a member of the committee. We submit that the key contact should be *either* a member of the committee or the manager of the organisation. We have annual elections of board members and for consistency it would be logical for the contact person to be the manager of the organisation. Furthermore the manager is paid to do the job and should be able to answer questions more easily than volunteer committee members.

Section 58 – Interested Parties. Could there be some further clarification around documents interested parties are unable to sign. For instance what about the annual financial statements? Surely a committee members would not be precluded from signing the financial documents if they were paid for services rendered?

Section 161 – Dissolution of Organisation, money to be distributed to not for profits. Surely any residual surplus of funds could be distributed back to the members although they may not be not for profit businesses? The members have paid for the society so on its dissolution any remaining funds should be returned to the members.