



NOTICE

Hepatitis ACT

Special General Meeting

Wednesday 13 November 2024

5 pm to 5:30 pm

Via zoom

Notice: Notice is hereby given of a special general meeting (SGM) of Hepatitis ACT Inc.

The SGM will be run in accordance with the Hepatitis ACT Inc. Constitution.

Constitution: Click [RULES](#) to download the Constitution.

Voting: You must be a current member to vote at the SGM.

Agenda: The agenda is **attached** and is provided to members in advance in accordance with the Constitution.

RSVPs: Requested by **5pm on Monday 11 November 2024** to info@hepatitisact.org.au or phone 6230 6344

IMPORTANT: A meeting link will be emailed to attendees prior to the meeting

Looking forward to seeing you at the SGM.

The Hepatitis ACT Team

www.hepatitisact.org.au

Email: info@hepatitisact.org.au

Post: PO Box 6259 O'Connor ACT 2602

Visit: 36 David St, Turner ACT 2612



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AGENDA

Item 1: Welcome and apologies

Item 2: Special Resolution:

The Committee of Hepatitis ACT Incorporated recommend the passing of the following resolutions at this Special General Meeting to be held via Zoom on Wednesday 13 November 2024 at 5pm.

Motion 1: Special Resolution

To amend the Rules of Hepatitis ACT Incorporated, updated November 2020, as follows:

Replace rule 58 with:

“

58.SURPLUS PROPERTY ON WINDING UP

58.1 The Association may be wound up by special resolution of the members, or otherwise as provided under the Act or this Constitution.

58.2 In the event of the Association being dissolved, all assets that remain after such dissolution and the satisfaction of all debts and liabilities shall be transferred to another organisation with similar purposes, which is charitable at law and which has rules preventing the distribution of its assets and income to its members.

58.3 If the Association is wound up or its endorsement as a deductible gift recipient is revoked (whichever occurs first), any surplus of the following assets shall be transferred to another organisation with similar objects, which is charitable at law, to which income tax deductible gifts can be made:

58.3.1 gifts of money or property for the principal purpose of the Association;

58.3.2 contributions made in relation to an eligible fundraising event held for the principal purpose of the Association;

58.3.3 Money received by the Association because of such gifts and contributions.”

Motion 2: Ordinary Resolution

That the Committee and the Executive Director of Hepatitis ACT Incorporated do all things necessary to give effect to the above resolution.

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Explanatory Statement

The Australian Charities and Not-for-Profit Commission (ACNC) has recently advised Hepatitis ACT that, for Hepatitis ACT to access fringe benefits tax exemptions, the Rules of Hepatitis ACT Incorporated, updated November 2020 must contain a winding up provision in the terms of that specified in the Special Resolution.

Procedural Matters:

1. The Rules of Hepatitis ACT Incorporated define a Special Resolution as:

‘Special Resolution’ means a resolution in accordance with section 70 of the *Associations Incorporation Act 1991* of the Australian Capital Territory, being a resolution which:

- (a) Is passed at a general meeting of the Association, being a meeting of which at least 21 days’ notice, accompanied by notice of intention to propose the resolution as a special resolution, has been given to the members of the Association; and
- (b) Is passed by at least three-quarters of those members of the Association who, being entitled to vote, vote in person at the meeting.’