



# SENATE MEETING MINUTES

MEETING DATE:	28/09/18
MEETING TIME:	1pm
MEETING LOCATION:	JO23.351

## 1.0 - ATTENDANCE

President	Stewart Lee
General Secretary	Greg Warren
Vice President (Academic)	Sarah Cavanough
Vice President (Equity & Diversity)	Vesh Arumugam
Vice President (Social Activity)	Caitlin Gibbs (Absent)
Environmental Sustainability Officer	Harrison Gray
International Officer	Shariq Ahmed (Absent)
Postgraduate Officer	Vacant
South West Officer	Rebecca Joyce (Absent)
General Senator	Modjadji Mokoto (Absent)
General Senator	Faizan Akram
General Senator	Abishek Mehta
General Senator (SW)	Nicole Maskell

## 2.0 – APOLOGIES

## 3.0 – PRELIMINARY MATTERS

### 3.1 - Acknowledgement of Country

"I would like to acknowledge that we are meeting on Wadjuk Nyoongar land, and I would also like to acknowledge their elders, both past and present. We recognise that the land was stolen and never ceded, and it always was and always will be Aboriginal land."

### 3.2 - Approval of Previous Senate Meeting Minutes (Not in Transcript)

**SMYYMM/01** - Motion that the ECU Student Guild Senate approves the minutes from the MONTH Senate Meeting as formal, accurate and read.

Moved: Greg Warren  
Seconded: Stewart Lee

### 3.3 - Declaration of Conflict of Interest

Conflict of Interest declared by Stewart on Item 4.2 – Motion to Indemnify Senators for himself as well as all other senators.

### 3.4 - Announcements

Stewart said concerning the HR thing. There was nothing tangible just the dates of unavailability have been sent to Court as requested and he is waiting for them to get back to him.

Stewart sent the Secretarial Motion to set the date for the Elections.

### 3.5 - Office Bearers Reports (Reports given to Greg to cut down on time. None of file)

#### 3.5.1 - President – Stewart

#### 3.5.2 - General Secretary – Greg

#### 3.5.3 – Vice President (Academic) – Sarah

#### 3.5.4 - Vice President (Equity & Diversity) – Vesh

- Attended VC's reconciliation committee meeting 3 – advocated for an equity space in ML
- Held the second colour festival v.2 due to high demand in semester 1
- Held equity meeting – advocated for more collaborative event and better quality events
- Filed and finalised reports for SSAF and Equity meetings
- Correspondence on finances and 2<sup>nd</sup> Semester Affiliation Policy

#### 3.5.5 - Vice President (Social Activity) – Caitlin

#### 3.5.6 - Environmental Sustainability Officer – Harri

#### 3.5.7 - International Officer – Shariq

#### 3.5.8 - Postgraduate Officer – Vacant

#### 3.5.9 - South West Officer – Rebecca

3.5.10 - General Senator – Faizan

3.5.11 - General Senator – Abishek

3.5.12 - General Senator - Modjadji

3.5.13 - General Senator (SW) - Nicole

### 3.6 - Accredited Observer Reports

3.6.1 – CEO Report

3.6.2 – Immediate Past President Report (IPP)

### 3.7 - Observer Reports

3.7.1 – CFO Report (Typically Quarterly)

3.7.2 – Commercial Operations Report

## 4.0 – PRIORITY ITEMS

### 4.1 - Motion to Create a budget Item for Bar Managers License

**SM1809/02** – Motion to create a budget item allowing Caitlin Gibbs to get her approved Bar Managers License.

Motion that the Senate approve the creation of a budget line item SAE18003 titled “Training and certification for Approved Managers license for VP (Social) and to move \$350 from SAC18001 to the new line item.

**Moved:** Caitlin Gibbs

**Seconded:** Greg Warren

**Motion carried without Dissent**

Karen Gilmore from the University has recommended that, going forward, the Guild’s VP (Social Activity) get their approved bar manager’s license. Harri already has his so this wasn’t needed for Oktoberfest, however,

Caitlin will need to get hers for Halloween. Next year, we'll get whoever becomes the new VP (Social Activity) to get theirs as well.

## 4.2 – Motion to Indemnify Senators

### SM1809/03 – Motion to Indemnify Senators

Due to misinformation being spread regarding all Senator's being personally liable for legal action being taken against the Guild, I am proposing these motions in line with Constitution Clause 53

I move a motion for each Senator in the following form.

Moved: Greg Warren

Seconded: Stewart Lee

**Amendment:** Original motion amended to - Motion that the Senate indemnifies all Senators as Officers of the Guild, for all HR and related actions made in good faith since December 1<sup>st</sup>, 2017, in line with Constitution Clauses 51 and 53 of the Constitution

Moved: Stewart Lee

Seconded: Sarah Cavanaugh

Carried Unanimously

### 53. Indemnity of Officers and Members of Guild Bodies

The Guild indemnifies all Officers against any liability incurred by them by reason of any act or omission done by the Officer in good faith in their capacity as an Officer, unless the liability arises out of conduct involving a breach or breaches of the duties and obligations set out in Clause 51.

### 51. Duties, Obligations and Liabilities of Officers

(1) By nominating for election or accepting appointment, Officers agree to comply with this Constitution, the Policies, the Rules, the Statute and all applicable laws.

(2) All Officers shall:

(a) act honestly and in good faith;

(b) not make improper use of their position or information obtained in their position to gain directly or indirectly an advantage for themselves or another person or to cause detriment to the Guild;

(c) disclose conflicts of interest in accordance with the Statute and the Rules;

(d) exercise reasonable care and diligence;

(e) act in accordance with the Code of Conduct as described in Clause 59; and

(f) comply with the Statute and the Rules.

(3) Officers have no liability to contribute towards payment of the debts and liabilities of the Guild by virtue only of their status as an Officer provided that they have acted in good faith and have acted in accordance with this Constitution and the Code of Conduct.

(4) The Senate may investigate and take disciplinary action and/or impose penalties in accordance with the Statute against an Officer in relation to a breach or suspected breach of Clause 51(2). The procedures for such investigation and the imposition of disciplinary action and any penalties are set out in Schedule 1.

If a situation should go to court, the Guild would pay on behalf of the Senator until the person is found to not have behaved in good faith. If found not to be in good faith then the insurer would payout and the guild could then recoup the amount fronted from the senator or write it off.

### 4.3 – Motion to take monies from Reserves to pay for Guild’s Legal Expenses

#### SM1809/04 – Motion to take monies from the Reserves to pay for Guild’s Legal Expenses

Motion that the Senate approve expending \$25,000 from Reserves to the budget line item 6100104 “Legal Advice & Representation”, and that the Guild delegates the power to negotiate this with the University to the President (Stewart Lee) and General Secretary (Greg Warren).

Moved:

Seconded:

Our Financial Officer Melissa Johnston has recommended that the Senate do the following, as currently our YTD spending on legal expenses has been \$23,041.63, but we only have \$15,000 budgeted. Melissa has suggested moving approximately \$25,000 to cover our current and potential future expenses.

Motion Rolled over until Mel’s back from Leave.

### 5.0 – DISCUSSION ITEMS

This section is for items not at a priority level but for discussion.

5.1 [REDACTED]

5.2 [REDACTED]

Meeting closed at 2.04pm

### 6.0 – OTHER ITEMS

This section is for items that have not been submitted early enough to be included in the agenda but are discussed, items only appear in this section if they are of a very high level of importance, otherwise they will be left till the next meeting.

### 7.0 - APPENDICES

Appendices should be a separate document exported as an image file and dropped in one page at a time.

**7.1 - Appendix 1 – Appendix Title**

**7.2 - Appendix 2 – Appendix Title**

**7.3 - Appendix 3 – Appendix Title**

**Next Meeting Date:** TBA

**Next Meeting Time:** TBA

**Next Meeting Location:** TBA