

Resolution 1:

To refresh the resolution for the decision made at the 2012 AGM – “it was passed to give authority to the ASA management to buy any adjoining property (near present Gurdwara Sahib, Glenwood) if it comes for sale in market.”

This should be recorded as an exclusion to:

Clause 10.11.6 of ASA Ltd Constitution as follows: (a) “The Board may exercise all the powers of the Company to borrow money or to mortgage or charge its property or any part thereof whether outright or as security for any debt, liability or obligation of the Company provided that where the total amount involved for any individual project is two hundred and fifty thousand dollars (\$250,000) or more the Board shall first obtain approval of the general meeting of the Members.”

Explanation: In the event a property adjoining to our current properties on Meurants Lane, Glenwood or Raywood Court, Glenwood, ASA Board needs to take quick decision to make an offer to purchase. The purchase of such properties may not be possible, if the decision has to be taken to the AGM/SGM/EGM considering the cost of such purchases. It is, therefore, recommended that the ASA Board should instead be able to take decision to purchase any adjoining property to Gurdwara Sahib, Glenwood.

Proposed by: ASA Board, at the Board meeting held on 20-Nov-2021(Item # 20-11-003)

Special Resolution 2:

To amend Clause 10.11.6 of ASA Ltd Constitution as follows:

(b) “the amount that the Board may approve for donation to any one organisation with reasonably similar aims as that of the Company shall be limited to forty thousand dollars (\$40,000) in a financial year.”

Explanation: The current ASA board would like to consider a resolution at the AGM to increase the amount of donation to any one organisation from \$20,000 to \$40,000 in a financial year. This is due to the reason that in recent times when fund raising was collected for specific causes such as drought, bushfires, floods, Pingalwara boxes and Westmead Hospital at Gurudwara premises, the collected donations exceed \$20,000 as our Sangat members donate generously to these charity drives. Similarly fund raising for future building projects by ASA or helping to establish more Sikh institutions in Australia may also collect higher amounts than \$20,000. In order to streamline the transfer of collected funds in true spirit of donation collection to the destined organisation, we should increase the amount to \$40,000. This will fulfil ASA’s objectives outlined in the Constitution (clause 5.4 - To promote in Australia an understanding of the Sikh philosophy, identity, religion and culture, and, clause 5.5 - To make representations to the Government and other organisations on matters affecting the Sikh faith at local, state, federal and international forums.)

Proposed by: ASA Board, at the Board meeting held on 20-Nov-2021(Item # 20-11-003)

Special Resolution 3:

To amend clause 10.1 to have at least 20 percent women (3 female directors) mandatory, instead of at least one female director in The Company, with a target to increase it to 30 percent women (5 female directors) in the future.

As per clause 10.1, The Company shall have fifteen (15) Directors, including at least one female Director, elected according to the election procedures as per clauses 10.5.1 to 10.5.18 of this Constitution, for predetermined portfolios as specified in clauses 10.2.1 to 10.2.15 of this Constitution.

Explanation: As per Sikh Philosophy equality for women has always been a major attribute of Sikhism and a great number of women have made significant sacrifices and contributions in our history. ASA needs to improve its image and provide roles for women, to encourage more women, children and younger generation to have leadership qualities in the society. By empowering our women, children and our youth to develop their skills, confidence they can represent Sikh faith in wider society and motivate younger generation to set and achieve their goals constructively while following Guru Nanak’s philosophy in everyday life.

Proposed by: ASA Board, at the Board meeting held on 20-Nov-2021(Item # 20-11-003)

Special Resolution 4:

Draft ASA Charitable Trust Deed dated 2021, proposal presented at the AGM for consideration and approval by the ASA members.

Explanation: In the last AGM held on 11 April 2021, the matter of revising the Charitable Trust Deed was discussed and concerns were raised by some members why there was delay for making of a new Trust Deed, because the existing Trust Deeds are not serving the purpose and objectives of the ASA. On members' recommendation and approval, lot of ground work has been done by the Director, Charity and Welfare who engaged the services of external legal expert to draft a new Trust deed to expand. Approval is sought from the members to approve the draft Deed so new trust can be established with expanded scope.

Proposed scope: Without limiting this clause 2.5, the Trust is established exclusively for public charitable purposes for the objects of provision of funding for the youth, seniors, infrastructure, women and general charitable activities of the Community living at the date of this Deed and their descendants. Without limiting the generality of the foregoing, and by way of illustration and example, the Trust may pursue any of the following core purposes:

- (i) Seek to bring lasting and tangible benefits to the Community;
- (ii) Improve the housing, living conditions, economic circumstances, health and general standards of living of the Community;
- (iii) Fund, administer, or otherwise assist in the development and implementation of Community Projects for the benefit of the Community by providing community aid for the construction, maintenance, modification or operation of dwellings, schools, hospitals, community centres, aid posts, communication centres, education facilities and the like;
- (iv) Provide for and undertake the education, training or advancement of people in the Community through such measures as the provision of financial assistance for education, scholarships, mentorships or grants of other appropriate assistance;
- (v) To relieve poverty and to encourage and assist any individual or group of the Community to become financially independent by promoting business and employment opportunities for them, or by helping them to acquire or establish economic enterprises;
- (vi) Improve the lifestyle and health of the Community by providing clinics, medical facilities and services, sporting and recreational facilities and the like;
- (vii) Foster self-respect and pride among the Community by protecting and promoting their law, language and culture;
- (viii) Assist the Community in the acquisition, establishment and development of Community facilities;
- (ix) Invest portions of the Trust for the long-term benefit of the Community so as to enable the Trust to provide benefits to the Community for many years to come.

The Trustee may also do all such other things that are incidental or conducive to furthering the core purpose of the Trust in clause 2.5b.

*Refer the attached document - **Draft Charity Trust Deed 2021.pdf***

Proposed by: ASA Board, at the Board meeting held on 20-Nov-2021 (Item # 20-11-009)

Resolution 5:

Horsley Drive Property (121-135 Chandos Road, Horsely Park): Fraser property Group, a company who is developing the whole precinct as a Trading Zone around our existing property has approached ASA to consider their offer to sell our property to them. Their last offer was around \$9.5million. Since, the ASA Board has no power to sell any property of significant value without first consulting with ASA membership, it is proposed the matter to be discussed and take a decision on this matter.

Proposed by: ASA Board, at the Board meeting held on 20-Nov-2021 (Item # 20-11-003)