

MINUTES OF PHAA AGM 17 OCTOBER 1999

AIRPORT INTERNATIONAL HOTEL, BRISBANE QLD

Meeting opened 10.05am

PRESENT – H Taylor, J Lambert, P Lambert, M Carey, H Bentley, S Lansdown, A Baker, J Hall, F Burton, A Latter, L Hall, S Maxwell, L Ferguson, C D'arcy-Mangan, P Maxwell, S Sommer, L Brisick, S Bright, C Bailey, J Davy, H Currie, S Biancon, M Stevens, S MacDougall, L Brisick.

APOLOGIES - L Eyles, R Minehan, E Minehan, L Minehan

GUESTS - M Coulstock

Minutes of previous AGM (11.10.98) read by Helen Bentley, accepted as true and correct. Moved - S Maxwell Seconded - H Bentley – carried

Business arising from previous minutes -nil

Presidents Report - Read by Murray Stevens. Moved Helen Bentley Seconded Sue Maxwell that the report be accepted. Carried

Office Report - Read by Heather Taylor. Moved Sue Maxwell Seconded Jeff Hall that the report be accepted. Carried.

Moved Helen Bentley Seconded Heather Currie - A vote of thanks to Heather Taylor & Lee Ann Hall for their efforts and extra hours worked voluntarily and not paid for. Carried.

Financial Report - Audited Financial Statements distributed (Annual Report) to those present. Office Notes to Financial Statements read by Lee Ann Hall.

Shirley Sommer asked where the \$500- from the General Account to the Amateur Acc is shown. L Hall explained that this is a non-monetary in-office transfer and is therefore not part of the Profit & Loss sheet. Moved Susan Bright Seconded Lea Ferguson to receive and consider Financial Report. Carried.

Amateur Owner Report - Report read by Albert Baker Moved Shelly Biancon Seconded Carolyne D'arcy Mangan that report be accepted. Carried.

Shirley Sommer stated that Liason Officers in Qld and NSW have not received any contact from Mr Baker. Qld have always helped with fundraising and have some great ideas. Albert Baker stated that notices had been placed in the Paint Horse Journal. It was suggested that there had not been enough personal contact. Albert Baker apologised for the misunderstanding & feels that Liason Officers should have contacted him. Greater communication is needed between Liason Officers and Portfolio Holders. Shelly Biancon offered an apology as she had originally taken on the portfolio and passed it on to Albert Baker after several months. Helen Bentley advised that from past experience the Paint Horse Journal is not personal enough in this regard. Albert Baker stated that he had more important matters on the Board than just Amateurs at the moment.

M Carey moved that all previous reports be accepted. P Maxwell moved an amendment regarding the acceptance of reports be held until the reading of all reports. Seconded by Susan Bright, amendment accepted by Mike Carey. Carried.

National Show Report - read by Suzie MacDougall. Shelly Biancon stated that Suzie MacDougall has left a great deal of notes etc for the next National Show Portfolio holder to follow on. Suzie MacDougall has stated there should be buckles for all classes at the 2000 show including Leadline & Walk/Jog, that there are added Hack & Dressage events.

Futurity Report - read by Helen Bentley. General discussion on events. Heather Currie mentioned that the AQHA have taken Lungeline & Yearling Led Trail out of their Rule Book & that the PHAA need to encourage these events within the PHAA shows. H Bentley mentioned that the Board are considering an incentive for Amateur Owners and Geldings in the Weanling Futurity. Stallion Service Sale - read by Helen Bentley. Murray Stevens mentioned that Jane Mills should be commended on her work. Moved Murray Stevens Seconded Heather Currie that a vote of thanks be given to Jane Mills. Carried.

Youth Report - read by Heather Currie. Heather Currie outlined some of the details of the 2000 Youth Trip.

Journal Report - read by Shelly Biancon. Mike Carey asked why some letters to the PHJ 2 issues ago have not been published. Shelley Biancon replied that the letters had been replied to via the "Statement by

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Directors" in the following issue and/or through the office. Murray Stevens stated that the issue had been discussed at the BOD meeting the day before this AGM and that anybody who was missed will be contacted. Shelley Biancon advised that she presently responds in short to each letter that is printed. Lea Ferguson expressed her concern that her letters had not been published. Mike Carey accepted Shelly Biancons explanation and would hope that replies would be less than 3 months. Genetics Report - read by Susan Maxwell. General discussion. The question of HYPP testing for Gelding Amnesty horses was raised. This will come up for future discussion.

Gelding Amnesty Report - read by Albert Baker. Fred Burton asked why the Gelding Portfolio had become the Gelding Amnesty Portfolio. Helen Bentley advised this was a misunderstanding and should be under the Gelding Portfolio. Shelly Biancon stated that the Amnesty needed some promotion.

Breeding Stock Report - read by Susan Maxwell. General discussion.

Moved Helen Bentley that all reports be accepted. Seconded Patrick Maxwell. Carried.

Patrick Maxwell suggested that a time keeper be appointed for the notices of motion and that any amendments to motions be in writing.

NOTICE OF MOTION

Murray Stevens announced that there were 62 proxies held, 60 valid & 2 un-financial.

The rules of debate per the Articles Of Association will be followed.

Suzie MacDougal, Sue Maxwell & Mike Carey called that some of the Notices of Motion go to a secret ballot. Those motions being 6 - 9 - 10 - 11 - 12 - 15 – 16 & 30.

Albert Baker asked why, and has this been done before. Suzie MacDougal stated that it is legal, and some members may feel intimidated by a show of hands. Mike Carey stated that it is in the Constitution. Albert Baker wanted it noted that because of time constraints in the Constitution it did not allow for all members to receive notices of motion and proxy forms and as it may not be changed for next year perhaps proxies could be sent out at the same time as the notice for the AGM.

Motion 1 - Patrick Maxwell spoke in favour.

In Favour - 68 Against 8 Carried.

Motion 2 - Shirley Sommer asked that the motion be amended to read "annually" rather than "from time to time". Helen Bentley replied and general discussion followed. As this may change the intent of the motion, there will be no amendment.

In favour - 72 Against - 5 Abstained 1 Carried

Motion 3 - Alison Latter spoke for the motion. Suzie MacDougal spoke against. Sue Maxwell spoke against.

In favour - 67 Against – 7 Carried

Motion 4 - Alison Latter spoke for the motion. Suzie MacDougal spoke against. Albert Baker spoke for. Sue Maxwell spoke against. Lee Ann Hall spoke regarding an amendment to include the ACT. Fred Burton said that this is encompassed by NSW. Mike Carey spoke for the motion.

In Favour - 60 Against – 15 Carried

Motion 5 - Sue Maxwell spoke for. Mike Carey asked for clarification as to the placement of the addition. L Hall answered.

In favour - 71 Against - 4 Abstained -1 Carried

Motion 6 - Sue Maxwell spoke for the motion. Heather Currie asked if the awards would be separate - yes.

In favour - 46 Against – 35 Carried

Motion 7 - Sue Maxwell spoke for. Heather Currie asked if this would affect portfolio holders purchasing trophies/awards. Sue Maxwell & Suzie MacDougal explained.

In favour - 71 Against -9 Carried

Motion 8 - Discussion - was prior amendment to Article 11 (b) legal? Mike Carey & Albert Baker say no as not lodges with ASIC, however our Solicitor has advised yes. Suzie MacDougal spoke for. Patrick Maxwell replied to Mike Carey and Albert Baker.

In favour 58 Against 9 Abstained 1 Carried

Motions 9 to 12 have not been seconded. Patrick Maxwell called for someone to second the motions.

Motion 9 - Seconded by Suzie MacDougal. Mike Carey spoke for the motion. Murray Stevens spoke against by explanation. Shelly Biancon explained the motion, and that the Board is trying to rectify prior issues. Carolyn D'arcy Mangan spoke for the motion. Albert Baker spoke in explanation. General discussion took place. Mike Carey had the right of reply.

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In favour - 5 Against - 61 Abstained – 5 Defeated

Motions 10 - 11 & 12 withdrawn by Mike Carey.

Murray Stevens advised that the mover of Motions 13 to 29 is no longer a financial member and the motions were not seconded. Therefore, on legal advice the motions have lapsed, unless other members in the room wishes to move and second the motions.

Motion 13 - Moved Suzie MacDougal Seconded Sue Maxwell. Suzie MacDougal spoke for the motion. Sue Maxwell spoke for the motion. General discussion, Albert Baker wishes to refute that the BOD did not wish to meet the members.

In favour - 33 Against – 42 Defeated.

Motion 14 - Moved Albert Baker Seconded Mike Carey. Albert Baker spoke for. Fred Burton spoke against. Mike Carey spoke for. Shirley Sommer spoke against

In favour 32 Against 41 Defeated

Motion 15 - Moved Sue Maxwell Seconded Shirley Sommer. Both Sue Maxwell & Shirley Sommer spoke for the motion.

In favour - 48 Against 35 Carried

Motion 16 - Moved Sue Maxwell Seconded Suzie MacDougal. Lee Ann Hall explained that this motion is a procedural matter in line with the passing of Motion 15, agreement with this motion does not mean that you have to agree with the previous Motion. Mike Carey suggested as this is the case we should dispense with a secret ballot and have no discussion.

In Favour – 52 - Against – 16 - Abstained – 9 Carried

Motion 17 - Lapsed

Motion 18 - Lapsed

Motion 19 - Moved Suzie MacDougal. No Seconder - Lapsed

Motion 20 - Lapsed

Motion 21 - Lapsed

Motion 22 - Lapsed

Motion 23 - Moved Suzie MacDougal Seconded Mike Carey. Suzie MacDougal spoke for the motion. Mike Carey spoke for the motion. General discussion.

In favour - 19 Against - 48 Abstained -3 Defeated

Motion 24 - Lapsed

Motion 25 - Moved Mike Carey Seconded Suzie MacDougal. Mike Carey spoke for the motion.

In favour - 45 Against – 24 Carried

Motion 26 - Moved Lea Ferguson Seconded Sue Maxwell. Lea Ferguson spoke for the motion. Albert Baker spoke against referring to Clause 30 of the Articles of Association. General discussion. Lee Ann Hall pointed out the motion states "Publisher" not "Editor". Lea Ferguson & Sue Maxwell withdrew the motion.

Withdrawn

Motion 27 - Moved Mike Carey, no seconder

Lapsed

Motion 28 - Moved Mike Carey, Second Suzie MacDougal. Mike Carey spoke for the motion.

In favour 51 Against 12 Abstained 10 Carried

Motion 28a - Lapsed

Motion 29 - Moved Mike Carey Seconded Suzie MacDougal. Mike Carey spoke for the motion.

Unanimous - in favour Carried

Motions 30 & 31 were submitted with no seconder.

Motion 30 - Seconded Albert Baker. Albert Baker spoke for the motion & read a statement from Mr Reynolds. Suzie MacDougal spoke against. Helen Bentley spoke in explanation. Patrick Maxwell spoke against. Patrick Maxwell moved that the motion lay on the table, seconded Jeffrey Hall.

In favour 14 Against 2 Abstained 5

Motion 30 Laid on table

Motion 31 - Seconded Albert Baker. Albert Baker spoke for the motion. Murray Stevens informed that this motion is unworkable due to time constraints. Mike Carey spoke against the motion. General discussion. Unanimous against. Defeated.

Motion 32 - Noted prior to reading - typographical error - the words "and/or" after "Any business which any..." are to be deleted. Sue Maxwell spoke for the motion. Suzie MacDougal spoke for the motion.

In favour - 70 Against 5 Abstained 1 Carried

Motion 33 - Fred Burton spoke for the motion. Suzie MacDougal spoke against. Albert Baker spoke for the motion. Lee Ann Hall gave an explanation. General discussion.

In favour -21, Against - 51 Abstained 1 Defeated

Motions 34 to 44 were submitted with no seconder.

Motion 34 - Seconded Albert Baker. Albert Baker spoke for the motion. Suzie MacDougall against. Shelly Biancon spoke for the motion. Helen Bentley spoke against on discrimination grounds. Lee Ann Hall pointed out we have no control over "Paint Horse Clubs" - the word "Affiliated" is not included in motion.

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In favour - 27 Against - 40 Abstained – 10 Defeated

Motion 35 - Seconded Albert Baker. Jeffrey Hall asked for the motion to be explained. Albert Baker advised that he could not explain the motion. Murray Stevens spoke against. General discussion.

In favour - 22 Against - 42 Abstained – 8 Defeated

Motion 36 - Seconded Albert Baker. Albert Baker spoke for the motion. Sue Maxwell asked for an explanation. Shelly Biancon spoke against. General discussion.

In favour 15 Against 51 Abstained 9 Defeated

Motion 37 - no seconder

Lost

Motion 38 - Seconded Albert Baker. Albert Baker spoke in favour of the motion. General discussion - Fred Burton, Suzie MacDougal, Murray Stevens.

In favour - 15 Against - 59 Abstained – 1 Defeated

Motion 39 - Seconded Albert Baker. Murray Stevens gave an explanation. General discussion Shelly Biancon, Heather Currie, Murray Stevens, Albert Baker.

In favour - 14 against - 45 Abstained – 9 Defeated

Motion 40 -Seconded Albert Baker. Albert Baker spoke for the motion. Helen Bentley spoke against by explanation that there may not be another member willing to take on the position at the time. General discussion. Suzie MacDougal asked that the motion be laid on the table.

In favour 2 Against 20 -

Motion must be put to the vote.

In favour - 17 Against - 48 Abstained – 9 Defeated

Motion 41- Seconded Albert Baker. Sue Maxwell spoke for the motion. Patrick Maxwell moved that the motion was out of order. Seconded Helen Bentley.

In favour - 18 Against - 3 Abstained – 2 Lost due to the Motion being voted as being out of order.

Motion 42 - Seconded Albert Baker. Albert Baker spoke for the motion. Lee Ann Hall spoke against on the grounds of insufficient time allowed. Murray Stevens advised the meeting that the PHAA is to meet with their solicitor December 4 1999 to rectify the Articles of Association. Albert Baker asked if the PHAA Solicitor was a Constitutional specialist.

In favour - 31 Against - 38 Abstained – 4 Defeated

Motion 43 - Seconded Albert Baker. Lee Ann Hall asked if this motion allows the portfolios to be given to members not Directors per the wording of the motion. Heather Currie asked a similar question.

In favour - 9 Against - 53 Abstained – 9 Defeated

Motion 44 - Seconded Albert Baker. Albert Baker spoke for the motion. Lee Ann Hall spoke against in explanation this may not allow International judges to be used. General discussion.

In favour - 12 Against - 62 Abstained -1 Defeated

Motion 45 - no seconder

Lapsed

Mike Carey called a point of order and moved that the PHAA ask that at the Board of Directors earliest convenience the members be informed of the outcome of the notices of motion. Seconded Sue Maxwell

In favour - 19 Against nil Abstained – 2 Carried

Helen Bentley advised that the notices of motion will be briefly outlined in the PHJ.

Notification of election of Directors

Queensland - Sue Maxwell unopposed

New South Wales - Fred Burton

South Australia - Lynann Eyles unopposed

Western Australia - Albert Baker

Appointment of Auditor

Murray Stevens moved that we retain our current Auditors being Ferrari Gardner & Co of Dubbo. Seconded Sue Maxwell. Unanimous Carried

PRESENTATION OF 1998/99 HIGH POINT AWARDS

Albert Baker read and presented the Amateur Owner awards.

Heather Currie read and presented the Youth awards.

Helen Bentley read and presented the Open awards.

Helen Bentley presented the Honour Roll awards to those present.

Meeting closed 4pm.

MINUTES OF THE ANNUAL GENERAL MEETING OF THE PAINT HORSE ASSOCIATION OF AUSTRALIA LTD

**Held at the Centra Motel, Adelaide SA
15th October 2000**

Meeting opened 10am

Present – A Fergie, S MacDougal, S Maxwell, L Eyles, H Bentley, L Hall, P Maxwell, K Mills, C Absalom (youth), C Bornholm, M Carey, J Colley, B Hall, s King (Youth), G Mitchell, L Pink, S Pink, B Saunderson, J Zauch, M Rehn

Apologies – M Stevens, A Baker, A Latter, S Biancon, T Wright

Guest - K Miller

A minutes silence was held in respect of Dean Hill former SA Director of PHAA Ltd.

As both the President and Vice President were not present members were ask to nominate a chairperson. S Maxwell nominated H Bentley, seconded L Hall, there being no other nominations H Bentley was duly elected Chairperson.

Minutes of previous AGM (17.10.99) read by L Hall.

S Maxwell stated that L Brisick should be removed once from those present as she appears twice.

Moved P Maxwell Seconded M Carey that minutes be accepted as true and correct with above amendment. All in favour – Carried.

Business Arising – M Carey noted that S Biancon's undertaking to contact members as mentioned in previous year's minutes had not been fulfilled. M Carey is disappointed that Board members make strong statements and do not see them out. H Bentley apologized on behalf of Board.

Presidents Report – read by S Maxwell. Moved L Eyles Seconded L Pink that Presidents report be accepted. All in favour – Carried.

Office Report – Read by L Hall. H Bentley noted that the number of renewals are rising.

Financial Report - L Hall spoke on Financial Statements as presented in Annual Report to all present. There is an error in the A/O income, being the amount of interest received also includes donations of \$220-. Moved S Maxwell Seconded K Mills to receive and consider Financial Report. All in favour – Carried.

Auditors Report - read by H Bentley. Moved C Bornholm Seconded L Pink that the Auditors Report as tabled be accepted. All in favour – Carried.

Notices of Motion – L Hall announced that there were 38 proxies held, 2 of which were invalid (un-financial members), individual proxies announced.

Motion 1 – mover no longer financial, moved K Mills. L Hall spoke for the motion.

In favour 53 Against 1 – **Carried**

Motion 2 - mover no longer financial, moved L Eyles. L Hall spoke for the motion, M Carey spoke against then withdrew his comments.

In favour 49 Against 5 – **Carried**

Motion 3 - mover no longer financial, moved K Mills. L Hall spoke for the motion.

In favour 47 Against 7 – **Carried**

Motion 4 – Mover no longer financial, moved H Bentley. L Hall spoke for the motion

In favour 50 Against 4 – **Carried**

Motion 5 - mover no longer financial, moved K Mills. L Hall spoke for the motion

In favour 53 Against 1 – **Carried**

Motion 6 - mover no longer financial, moved K Mills. L Hall spoke for the motion, M Carey spoke against, S MacDougall for.

In favour 49 Against 5 – **Carried**

Motion 7 - mover no longer financial, moved H Bentley. L Hall spoke for the motion. M Carey read the current article

In favour 49 Against 5 - **Carried**

Motion 8 – H Bentley spoke for the motion, S MacDougall spoke for the motion

In favour 50 Against 4 – **Carried**

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Motion 9 – M Rehn spoke for the motion, M Carey commented, S MacDougall commented, H Bentley responded to M Carey.

In favour 14 Against 28 Abstained 12 – **Defeated**

Motion 10 – S MacDougall commented, L Eyles commented

In favour 8 Against 44 Abstained 2 - **Defeated**

Motion 11 – S MacDougall spoke for the motion

In favour 50 Against 4 **Carried**

Motion 12 – K Mills spoke for motion, S MacDougall spoke against. M Carey spoke against.

In favour 16 Against 36 Abstained 2 **Defeated**

Motion 13 - S MacDougall spoke for the motion

In favour 49 Against 4 Abstained 1 **Carried**

Motion 14 – M Carey spoke for the motion, S MacDougall spoke against.

In favour 1 Against 51 Abstained 2 – **Defeated**

Motion 15 – S MacDougall spoke against

In favour 4 Against 50 **Defeated**

Motion 16 - S MacDougall spoke against the motion

In favour 6 Against 47 Abstained 1 **Defeated**

Motion 17 –

In favour 4 Against 50 **Defeated**

Motion 18 - S MacDougall spoke against the motion

In favour 1 Against 53 **Defeated**

Motion 19 – S MacDougall spoke against the motion

In favour 1 Against 53 **Defeated**

Motion 20 – M Carey commented, S MacDougall commented, current article 33 read S MacDougall commented, H Bentley commented

In favour 3 Against 51 **Defeated**

Motion 21 - In light of motion 8 having been carried, M Carey called that this motion be out of order, seconded by P Maxwell, all in favour. Motion 21 out of order no vote taken.

Motion 22 – M Carey spoke for the motion, L Hall commented, M Rehn commented, S Maxwell commented.

In favour 2 Against 48 Abstained 2 **Defeated**

Motion 23 - M Carey spoke on the motion

In favour 6 Against 48 **Defeated**

Motion 24 – S MacDougall commented, M Carey commented

In favour 2 Against 51 Abstained 1 **Defeated**

Motion 25 – M Carey spoke for the motion, S MacDougall against, A Fergie spoke against, M Rehn commented.

In favour 8 Against 46 **Defeated**

Motion 26 – Chair was asked current procedure, L Hall explained current procedure at request of chair. M Carey spoke against, S MacDougall spoke for

In favour 1 Against 53 **Defeated**

Motion 27 – S Maxwell read current Article 42j(xx). M Carey commented, S Maxwell commented, A Fergie commented.

In favour 2 Against 51 Abstained 1 **Defeated**

Motion 28 – S Maxwell read current Article 44. P Maxwell asked chair of current procedure. L Hall explained at request of chair. M Carey commented. S MacDougall commented.

In favour 2 Against 51 Abstained 1 **Defeated**

Motion 29 – M Carey called that the motion be out of order, seconded P Maxwell. All in favour. Motion not voted on as considered out of order.

Motion 30 – M Carey spoke for the motion, S Maxwell against. At request of chair L Hall explained current procedure.

In favour 4 Against 49 Abstained 1 **Defeated**

Motion 31 –

In favour 4 Against 48 Abstained 2 **Defeated**

Motion 32 –

In favour 4 Against 49 Abstained 1 **Defeated**

Motion 33 – S Maxwell read current Article 19. A Fergie commented

In favour 2 Against 52 **Defeated**

Motion 34 – S Maxwell read current Article 19. M Carey spoke for the motion. S Maxwell commented.

In favour 3 Against 51 **Defeated**

Motion 35 – S Maxwell read current Article 30. S MacDougall commented

In favour 2 Against 52 **Defeated**

Motion 36 – no mover / seconder **Lapsed**

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NOTIFICATION OF ELECTION OF BOARD OF DIRECTORS

H Bentley read voting results as presented by auditors –

New South Wales

S MacDougall 72

K Mills 55

L Ramsay 24

C Stock 47

S MacDougall and K Mills duly elected to the Board of Directors.

H Bentley announced that P Maxwell (Queensland) & T Wright (Victoria) were elected unopposed.

H Bentley congratulated the new Board of Directors members.

H Bentley announced 1 vacancy exists in each of the following states – Victoria, South Australia, Tasmania, Northern Territory and Western Australia. Positions will be held until 2001 Annual General Meeting.

M Rehn nominated for South Australia by L Eyles, seconded J Colley. No further nominations.

M Rehn asked chair of costs incurred by directors, H Bentley answered. M Rehn accepted nomination, M Rehn duly appointed.

APPOINTMENT OF AUDITOR

L Hall nominated Ferrari Gardner Pty Ltd of Dubbo NSW, seconded S Maxwell, all in favour **Carried.**

PRESENTATION OF THE 1999 – 2000 HIGH POINT AWARDS

H Bentley announced the winners of annual high point awards. Cathryn Bornholm was presented with her High Point Amateur Owner of South Australia Award. As no other winners in attendance, other awards to be posted to winners.

L Hall congratulated H Bentley for her many years of service for the PHAA as a Board member, an HSAA judge and on a personal level. H Bentley responded.

Meeting closed 2.10pm.

MINUTES OF THE ANNUAL GENERAL MEETING OF THE PAINT HORSE ASSOCIATION OF AUSTRALIA LTD

**Held at the Tullamarine Airport Motor Inn, Tullamarine Melbourne, Vic
21st October 2001**

Meeting opened – 10.10am

Present – P Maxwell, K Mills, S Maxwell, S MacDougall, M Rehn, L Eyles, T Wright, M Shelton, B Murdock, L Hall, J Hall, M Carey, S Dann, S Lansdown, N Draper, G Mitchell, B Siegel, P Wiegerink, L Wiegerink, T Ponsford
Guests – D Scriven, M Siegel.

Apologies – M Smith, M Stevens, A Kemp, B Drew, S McPhee, N & P Stone, C Murdock, B Shelton, T Hudson, J Hudson

Meeting chairman – P Maxwell – President

Minutes of the previous AGM (15.10.2000) read by L Hall. Moved G Mitchell Seconded L Eyles that minutes be accepted as true and correct – All in favour. Carried

Presidents Report read by P Maxwell. Moved L Eyles Seconded S Lansdown that Presidents Report be accepted. All in favour – Carried

Business Arising – P Maxwell noted that he had overlooked calling for business arising and called for same. There was no business arising.

Those present were given a few minutes to read through the Financial Statements.

Office Report – read by L Hall.

Financial Statements - tabled. Moved M Shelton Seconded T Ponsford to receive and consider Financial Report. All in favour – Carried

Auditors Report – read by L Hall. Moved G Mitchell Seconded L Wiegerink that the Auditors Report be accepted as tabled. All in favour – Carried.

Notices of Motion – P Maxwell announced that there were 23 proxies held of which 20 were valid and 3 invalid.

Motion 1 – Read by P Maxwell. Existing Article 6 (b) (v) read by L Hall.

In favour 40. Against nil. Carried

Motion 2 – Read by S MacDougall. S MacDougall spoke for the motion. M Carey required clarification of “date of this meeting”. S MacDougall responded. S Maxwell responded. B Murdock questioned why renewals only. S MacDougall responded. L Eyles asked if this would create added workload on office. L Hall responded. S Lansdown asked if the membership fee would increase. S Maxwell responded – no. S Lansdown asked if the government would be matching the donation \$ for \$. S MacDougall responded – yes.

In favour 30 Against 10 Carried.

Motion 3 – Read by L Eyles. M Carey questioned a similar motion at 2000 AGM. L Hall read motion 8 from 2000 AGM. L Eyles spoke for the motion. B Siegel questioned the effect on Paint Sprint Racing. S Maxwell spoke against the motion. L Eyles responded. M Carey spoke against the motion. L Eyles answered question from S Lansdown. S Maxwell spoke against. M Carey called that the motion be put to the vote. No seconder, vote request lapsed. M Carey then asked the Chair to conduct the meeting according to the Articles. P Maxwell responded. S MacDougall spoke against the motion. L Eyles spoke under right of reply.

In favour 25, Against 14, Abstained 1 – Carried.

M Rehn left meeting.

Notification of election of Board of Directors – P Maxwell announced the results –

B Murdock – Tasmania (unopposed)

M Shelton – Victoria (unopposed)

M Rehn – South Australia (unopposed)

L Eyles – South Australia (unopposed)

Retiring – S Maxwell – Queensland.

P Maxwell announced that there is still 1 vacancy in Queensland, 1 vacancy in Northern Territory and 2 vacancies in Western Australia. Positions would be held until the 2002 AGM.

P Maxwell called for nominations from the floor.

L Eyles nominated B Drew of Northern Territory, seconded M Shelton. As there were no further nominations B Drew was duly appointed.

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L Eyles nominated S Maxwell of Queensland, seconded M Shelton. S Maxwell accepted nomination. As there were no further nominations S Maxwell was duly appointed.

No nominations were forthcoming for Western Australia.

Appointment of Auditor – L Hall nominated Ferrari Gardner Pty Ltd of Dubbo NSW, seconded S Maxwell. All in favour – Carried.

Presentation of the 2000-2001 high point awards

P Maxwell announced the winners of the Annual High Point Awards. P Wiegerink was presented with High Point Amateur Owner of Victoria. L Eyles accepted awards for S Uthmann, L Slee and C Bornholm. As there were no other winners in attendance other awards will be forwarded to the recipients.

P Maxwell announced that the next AGM will be held in the Perth WA region.

Meeting closed 11.55am

MINUTES OF THE ANNUAL GENERAL MEETING OF THE PAINT HORSE ASSOCIATION OF AUSTRALIA LTD

Held at the Best Western Inter City Motel, Belmont Perth W.A
13th October 2002

Meeting Opened – 10.00am

Present – P.Maxwell, K.Mills, S.Maxwell, S MacDougall, L.Eyles, M.Shelton, B.Murdock, M. Carey (as per attendance book)

Guests – (as per attendance book)

Apologies – L.Hall, J.Hall, M.Stevens, C.Murdock, B.Shelton, G.Mitchell, (as per attendance book)

Meeting Chairman – Patrick Maxwell – President

List of Jobs announced by P.Maxwell –

Minute Taker- Bronwyn Murdock

Time Keeper – Lynnann Eyles

Counters – Marilyn Shelton & Susie MacDougall

Minutes of the previous AGM (21st Oct 2001) read by S.Maxwell

Moved M.Carey Seconded L/Eyles that the minutes be accepted as true and correct all in favour Carried

Business Arising – Patrick Maxwell explained to the meeting that in the minutes under “Notification of election of Board of Directors, Positions would be held until 2002 AGM.” Clarification from the Solicitor as to 2 year term causing QLD election being made null & Void.

P.Maxwell spoke further on the issue including notifying that S.Maxwell will continue to stand. M.Carey asked if this would mean that B.Drew would also be continuing. P.Maxwell answered yes but unfortunately B.Drew had resigned from the Board during the year and this was published in the journal P.Maxwell moved that the amendment be noted seconded M Carey - all in favour – Carried

Presidents Report – read by Patrick Maxwell. Moved M.Shelton Seconded K.Mills that the Presidents Report be accepted all in favour carried

Financial Statements – tabled Moved K Shire Seconded L Eyles to receive and consider Financial Report all in favour carried

Auditors Report – tabled by K.Mills Moved S.Maxwell Seconded S.MacDougall that the Auditors Report be accepted as tabled all in favour carried

Notices of Motion – P.Maxwell announced that there were 34 proxies held of which 27 were Valid and 7 Invalid

Motion 1. - Read by S.Maxwell S.Maxwell spoke on the motion

Motion 2. – Read by S.Maxwell S.Maxwell spoke for the motion. R.Reynolds questioned that it was attached to article 26 Susan Maxwell responded. R.Reynolds asked still suggested that it should be a new article. S.Maxwell responded that she considered that it was the appropriate place. R.R said that he was for the motion but thought that article 25 would be a more appropriate place. S.M moved the amendment to the motion that article 26 be adjusted to article 25. seconded S.Maxwell

Motion 3. – Read by M.Shelton M.Shelton spoke for the motion M Shelton moved that an amendment to the motion that there be only one PHAA state Championship show on any weekend. Seconded S.Mc RR asked if these amendments to motions were legal as it stops closed proxies. S.Maxwell read the rules PM replied

Motion 4. – Read by M.Shelton MSh spoke for the motion. RR spoke against the motion. SMc spoke for the motion. RR asked a question of MSh he would like to know why the need for the motion. RR spoke about other Boards

Motion 5. - Read by P.Maxwell A.Baker spoke against the motion noting that this has been the best weekend for the Paint Horse in W.A since 11th Oct 1981 when the board last came over. P.M made a comment. B.Murdock made a comment. Called for speakers for.Nil .D Olsen spoke against the motion. Called for speakers for. Nil L.Eyles spoke against

Motion 6. - Read by R.Reynolds RR explained and then spoke for spoke for the motion, SMc spoke against asking her interpretation is that once an article is set does that mean it can never be changed. RR answered her question saying that that is not his intent.

Motion 7. – Read by RR. RR explained and then spoke for the motion. M.Carey asked for a clarification under the articles. S Mc asked for a clarification on the article no. and page No.. S Maxwell spoke against.

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Article 30 already states a member & or members. RR used right of reply stating that this reads any member not 1. members.

Motion 8. – Read by RR. RR explained and the spoke for the motion. S.Maxwell spoke against the motion stating that some things in the memorandum are out of date.

Motion 9. – Read by R.R RR explained and spoke for the motion. P.M asked if the SM would read the article and then compare with the proposed amendment. Speaker against Nil. RR spoke for using right of reply.

Motion 10. – Read by RR RR explained and spoke for the motion. PM asked SM to read article 6 b paragraph 5. S McD spoke against. LE asked if it was his intention to only hold one vote. RR answered NO. M SH asked if RR considered a couple as a constituent membership. RR answered NO. RR used right of reply.

Motion 11. – Read by RR RR explained and spoke for the motion. BM asked SM to read the motion to remove leave of the board. SM clarified. Tania Olsen asked if travel was paid. SM clarified answering that there is one meeting paid for at a reduced subside. BM spoke for the motion. LE asked a question does this mean any. RR answered no 3 in a row. S.Mc clarified. M.Carey spoke for the motion reiterating that it is 3 consecutive.

Motion 12. – Read by RR RR read current article and then spoke for the motion. SM spoke against the motion. Stating that this would restrict the board from dealing with business arising especially when members comments would be taken into account. K Shire spoke for the motion saying he had a problem with 4 BOD over ruling what 7 originally voted on. SM replied to this comment. M.Carey spoke for the motion saying that all business arising should be placed on the agenda so proxies could be given. SM clarified saying that notice of agenda would limit time frame still. M.Carey gave an answer. PM spoke against the motion, stating that agenda items must be in 21 days but if current items being brought from business arising were restricted then things may left for 3 months.

Motion 13. – Was withdrawn by the mover RR and with the permission of the seconder Albert Baker.

Motion 14. – Read by RR RR explained and spoke for the motion. S Mc spoke against due to wording “fully addressed” as there are some complaints that may have legal factors attached. Karl Shire spoke for, he at this time has not received answers to his suspension. SM spoke against on letter coming in within time frame of agenda items. Albert Baker spoke for saying fully addressed. SM said she did not object to the motion but may need amendments. RR used his right of right.

Motion 15. – Read by RR. RR explained and spoke for the motion. SM asked to clarify a point how can they get their card if the board has to approve. RR said good point. RR asked how things were done now. SM answered. RR spoke on that point and asked about an amendment. PM commented on Office Managers responsibility. RR used his right of reply and asked for written confirmation of The Office Secretary being giving these powers that is duly noted in the minutes of a meeting..

Motion 16. – Read by RR RR explained and spoke for the motion. SM spoke against the motion because of it being unfair on part owners. RR used his right of reply stating that the turf Club and other associations do.

Motion 17. – Read by RR RR explained and spoke for the motion.

Against NIL. No need to right of reply.

Motion 18. – Read by RR RR explained and spoke for the motion. SM spoke against the motion, showing change of date and adding no height requirement. RR gave clarification. Speaker for Nil Speaker against Nil. No right of reply used.

Motion 19. – Read by RR RR spoke for the motion. S Mc spoke against the motion as she understands it any horse could be registered automatically. RR clarified. Speaker for Nil speaker against Nil No right of reply used.

Motion 20. – Read by RR RR spoke against the motion, asking why that is in there. SM spoke against as there may be a genetically coloured horse that does not show visual colour. RR asked a question. SM answered the question that it is a safe guard. SMc spoke against as in USA there have been court cases and this is just a safety net. M.Carey spoke for, about members not taking. RR used his right of reply.

Motion 21. – Read by RR RR spoke for the motion. M.Carey moved that in light of the fact that we already have a 107(d) that the motion now becomes 107 (e) seconded S Maxwell Amended motion moved and voted on

Closed for lunch 1pm

Meeting re-opened 1.53pm

Noted that some members have left (as per noted on attendance book) K.Watts, R Pentz, C Pentz, E J Clark, S Guy, S ??? No. 11 from attendance list.

Motion 22. – Read by RR RR spoke for the motion. SM asked for point of clarification about the same date is he now saying this is not practical. RR clarified. M.Carey spoke for the motion, SMc spoke against the motion about the wording any show as these may be reining, etc. A Baker comment that the PHAA gives points to any show. M.Carey commented that societies will hold the a show whether it is approved or not. Bronwyn Murdock spoke against the motion on behalf of the Tasmanian perocialism. A.Baker commented

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that not all shows have to be approved. BM said that in Tas they are trying to get PHAA recognized and approval by PHAA helps. Kath Cluny commented. PM answered. RR right of reply answer to BM. BM commented back.

Motion 23. – Read by RR RR spoke for the motion . SM spoke against the motion stating as the word reads “Paint Bred geldings are deleted, and can not points for Open performance classes”.

Motion withdrawn by RR with the permission of the seconder A B.

Motion 24. – Motion withdrawn be the mover RR with the permission of the seconder AB

Motion 25. – Read by RR RR spoke for the motion. SM spoke against the motion in concern with specifically using 102(a). RR clarified. RR Asked for speaker for Nil. RR asked a question about rule 102(a). SM clarification on rule 102. M. Carey asked for a clarification as rule 103 and asked if this would make this rule invalid. RR said he thought No. M.Carey asked again as this was his interpretation. RR re-iterated that if this stopped before the wording regular registry. LE put a motion to put to the vote seconded MSh 12 for 0 against 1 abstained motion carried.

Motion put to vote.

Motion 26. – Read by RR RR explained and asked that an amendment to the motion as from the word rule103 SM said that she felt that this would take an interpretation. RR moved an amendment that the words “to be registered in the regular registry” seconded A Baker. Speaker against Nil Speaker against Nil. Karl Shire asked for clarification on the AJC as he knows of Appaloosa Thoroughbred that races. SM clarifies that AJC mares need proven thoroughbred breeding for 3 generations.

Motion 27. – Read by RR RR moved to withdraw his motion with the permission of the seconder

Motion 28. – Read by RR RR spoke for Against Nil For NIL motion put to vote

Motion 29. – Read by RR RR spoke for the motion. SM clarify motion that the words “must accompany the registration application.” with be deleted. M.Carey moved seconded SM

Motion 30. – Read by RR RR spoke on the motion quoting horses that were registered with falsified paperwork. BM spoke against the motion saying that this would be detrimental to Tas and clarifying that a breeders certificate is nothing more than a stat dec according to the court of law. RR used his right of reply.

Motion 31. – RR read RR spoke for the motion. BM asked for a clarification and spoke on her understanding of the rule. moved to withdraw the motion with the permission of the seconder. A.Baker

Motion 32. – Read by RR RR spoke for the motion. BM spoke against that . RR right of reply used.

Motion 33. - Read by RR RR spoke for the motion. BM spoke against the motion. A Baker spoke for the motion. Kath Cluny spoke against part of the motion RR used his right of reply right of reply. PM asked that it be noted that he would like the W.A , Tas NT SA & NZ get together to put together a points system that may have a fair outcome.

10min comfort break given

Motion 34. – Read by RR RR spoke for the motion SM spoke against the motion about the 1997 workshop brought up by a member to tighten up . LE made a comment that it would help in his tightening up . RR answered LE A Baker spoke for the motion about the cost. BM spoke against the motion on accuracy of DNA testing would limit the need for Stat Dec. RR used his right of reply. M.Carey asked if mares born prior to 1st Aug 1999 were required to be bloodtyped. answer from SM was NO. AB asked a question if any horse had been requested to be DNA due to a decreptence. BM gave the answer yes, one since she had been on the Board

Motion 35. – SM, LE, MSh asked for a secret ballot in accordance with the articles, a secret ballot will now be held. The 2 counters with the addition of M.Carey with scrutineer the ballot Read by RR RR spoke for the motion. RR asked a question about did the AGM S Mc answered No it was a Board level. M.Carey spoke against the motion that Article 17 quotes casual vacancies and he does not believe that this not a casual vacancy. He feels that RR has a definite gripe with a previous Board but feels that this is not an appropriate way to go about this. A Baker spoke in favour of the motion, he agrees with SMc that it did not go to an AGM, but feels the rules are still in vogue. SM spoke against the motion for the same reasons Article 17. RR used his right of reply.

5min comfort break was given while counting took place

A motion from the floor that the ballots be destroyed moved K Shire, seconded K Cluning - Ballots duly destroyed

Motion 36. – Read by RR S Mc replied that this is because old rules were deleted. SM interpreted that they were like chapters 10's Housekeeping 100 Requirements 200 Showing

Motion 37. – Read by RR RR spoke for the motion. SM spoke against the motion due the fact that the Board would not have the right to vote on rules and you would have to change the articles to allow for 60% majority for rules. RR answered that he did not think that if relevant. PM clarified that recently proposed rules have been changed or deleted due to members voicing opinion. RR used his right of reply

Motion 38. – Read by RR RR spoke for the motion. BM asked the question if this is passed does this mean that she may not enter classes

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Motion 39. – Read by LE LE explained that this must go to the members LE spoke for the motion. SM spoke against the motion saying about members getting into the entry level of showing & paints may be aided in this amnesty being open. RR spoke for the motion that we are tightening the rules eg DNA testing. Paula Bird spoke against the motion as they would like it left open for a little while longer because the benefit of NZ A Baker for the motion being worried about Arabs etc
M.Carey spoke against the motion because RR was for it and he is waiting for an answer to his letter LE used her right of reply. K Shire made the comment that

Motion 40. – Read by LE explained and spoke for RR spoke for the motion M Carey spoke against LE right of reply used.

Notification of election of Board of Directors – K Mills announced the results –

Tim Lovell – Tasmania (unopposed)

Kevin Mills – N.S.W. (unopposed)

Susie MacDougall – N.S.W. (unopposed)

Retiring – T. Wright – Victoria

Re-standing – P.Maxwell – Queensland

K Mills announced that the Queensland election was invalid

K Mills announced that there is still:

1 Vacancy in S.A

1 Vacancy in Vic

2 Vacancies in W.A

1 Vacancy in N.T

General Discussion took place. M.Carey asked the question if Murray Stevens has attended a Board meeting since the 1999 AGM . The answer was NO. P.Maxwell called for nominations from the floor.

Peter Hall nominated S Mc seconded KM 13 for 0 against 4 Abstained. Duly elected

Election of Auditor - P Maxwell nominated Ferrari Gardner Pty Ltd of Dubbo NSW, seconded – K Mills 14 For 0 Against 2 Abstained

Presentation of the 2001- 2002 High Points Awards

P.Maxwell announced the winners of the Annual High point Awards.

Karlie Shire was presented with her award. As there were no other winners in attendance other awards will be forwarded to the recipients.

K Mills announce an encouragement award for the highest placed Amateur Owner for W.A (named to be nominated)

P.Maxwell announced that the AGM (30th Anniversary) will be held at Dubbo

P.Maxwell announced that the Board proposed to move the Office to larger premises in Dubbo.

P.Maxwell announced that there will be 30th Anniversary buckles for sale in the future.

M.Carey asked why one of the other Office staff could not attend.

Answer was given as time restraints and non-transferable ticket.

K Cluning thanked the Board for the Show on Saturday

Meeting Closed 6.00pm

Workshop was cancelled due to members needing to leave. Open informal discussion was opened for members to talk to the Directors present.

Stacey Searle firstly thanked the Board for POR and made general comments about WA and asked for help to increase Paint awareness etc.

PM answered that the Board are here to help members and will do what we can. LE & MSh will write a list of questions that may help give some more ideas.

A Baker asked why they had their State Show knocked back? General Discussion took place

Paula Bird asked what could NZ have in place of a State Show. General discussion took place

Closed 7.15pm

MINUTES OF THE ANNUAL GENERAL MEETING OF THE PAINT HORSE ASSOCIATION OF AUSTRALIA LTD DECEMBER 14TH 2003, DUBBO NSW

K Mills addressed those present with a brief welcome & introduction. K Mills introduced & welcomed Jon Fletcher of Ferrari Gardner Accountants, the appointed Auditor for the PHAA.

Meeting opened 10.05am

PRESENT – H Bentley, Chris Burton, C Dengate, J Hall, L Hall, A Henderson, B Holobradek, P Howard, J Hudson, N Jones, C Lappa, A Lord, P Maxwell, S Maxwell, D Kennett, K Mills, C Murdock, B Parker, N Parker, S Saxer, L Slee, D Sullings, M Trotter, R Trotter, C Van Leth, J Van Leth, D Warren. Invited guest J Fletcher (Ferrari Gardner Accountants). Visitor S Hudson.

APOLOGIES – B Saunders, J Ralston, R Ralston, N Westbrook, T Hudson, T Parker, K Lilly, T Minehan, S Minehan, S Roberts, M Holobradek, Cynthia Burton, R Williams, L Ramsay, G Cook, M Stevens, V Stevens.

MEETING CHAIRMAN – K Mills

APPROVAL OF THE MINUTES OF 2002 AGM

Moved B Holobradek Seconded K Mills – the minutes of the 2002 Annual General Meeting of the Paint Horse Association of Australia Ltd be accepted as true and correct. All in favour.
Carried

BUSINESS ARISING

S Maxwell referred to 2002 AGM Minutes, in reference to the notation “M Carey asked the question if Murray Stevens has attended a Board meeting since the 1999 AGM. The answer was NO”. B Holobradek confirmed M Stevens has attended Board Meetings since the 1999 AGM either in person, proxy or electronically. K Mills introduced the current Board of Directors to members at the request of N Parker.

PRESIDENTS REPORT

Read by K Mills. Moved H Bentley Seconded J Hudson – to receive and accept the Presidents Report. All in favour. Carried.

FINANCIAL STATEMENTS

K Mills invited Jon Fletcher to address the meeting. J Fletcher addressed the meeting, advised the purpose and limitations of the Auditor and delivered a Management Report. General discussion, J Fletcher answered a few questions.

Moved C Van Leth Seconded B Parker To receive and consider the Financial Statements. Abstained S Maxwell. All others in favour. Carried.

K Mills opened the floor for general questions regarding the financial statements and invited J Fletcher and Office Manager to answer.

J Fletcher & L Hall answered questions. J Fletcher recommends the PHAA change accounting policy from cash basis to accrual from 01.07.04.

General discussion.

AUDITORS REPORT

J Fletcher called for the members to accept the Auditors Report. Moved C Dengate Seconded S Maxwell – to accept the Auditors Report as tabled. All in favour. Carried.

K Mills thanked J Fletcher for his attendance.

L Hall thanked J Fletcher and Ferrari Gardner for their support & guidance over the past few years.

J Fletcher left meeting.

NOTICES OF MOTION

K Mills appointed C Murdock as time keeper. L Slee volunteered as counter, A Lord volunteered as counter. L Hall announced and read proxy votes held. 100 proxies, 42 closed, 50 open, 8 invalid. As some persons present had forwarded proxies they were asked if they wished to vote by show of hand and withdraw their proxies. Proxies from P Maxwell, S Maxwell & B Holobradek duly withdrawn.

Motion 1. *That a special account be set up for donated funds specifically for the establishment of a permanent headquarters and associated facilities to be the home of the Paint Horse Association of Australia. These funds to only be used for this purpose and no other.*

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Moved M Carey Seconded S MacDougall

N Parker spoke against the motion.

J Hudson asked about “buy a brick” promotion. P Maxwell responded, no money has been collected as yet, he stated it was only advertised as an idea.

P Maxwell duly withdrew Motion 20.

B Holobradek spoke.

S Maxwell called point of order.

Vote 38 in favour 75 against 1 abstained. **Lost**

Motion 2. *That the position of Immediate Past President be limited to a maximum period of two consecutive years. Moved S MacDougall.*

S Maxwell called for due process for acceptance of a Notice of Motion without a seconder. L Hall – our articles allow for this. Motion 2 seconded from floor by S Maxwell.

P Maxwell spoke for motion.

B Parker spoke against motion.

B Holobradek spoke on articles in respect of Immediate Past President & Executive Committee and that the Association needs to address the Articles and have revised by a Corporate Lawyer.

General discussion.

S Maxwell spoke against the motion.

Vote 95 in favour 16 against 3 Abstained **Carried**

Motion 3. *That the number of members who reside outside Australia or her Territories that may hold positions on the Board of Directors of the Paint Horse Association of Australia be limited to 1 in any 2 year period. That this position be known as International Director.*

Moved S MacDougall

Motion 3 seconded from floor by S Maxwell.

P Maxwell asked for clarification.

S Maxwell asked for % required to be announced for each resolution. 75% for special resolution, 50% all others.

Vote 18 in favour 95 against 1 abstained **Lost**

Motion 4. *Any internationally based Director has to nominate a residential address within Australia or her Territories for the purpose of calculation of any subsidies. Nomination of such an address will NOT affect the election of a maximum of two Directors from that State or Territory*

Moved S MacDougall

Motion 4 seconded from the floor by S Maxwell.

B Holobradek gave explanation.

S Maxwell queried \$ values

B Holobradek explained.

J Hall spoke against

Vote 34 in favour 80 against **Lost**

Motion 5. *That "Multi-Judge" shows other than Paint-O-Ramas be excluded from accumulating points toward Year End High Point Awards Moved S MacDougall* Motion 5 seconded from the floor by N Parker.

N Parker spoke for the motion.

H Bentley spoke against.

N Jones spoke against.

J Hudson asked if there had been a recent rule change regarding multi judge shows.

L Hall read rule change

H Bentley spoke against the motion.

N Jones spoke against motion and gave a run down of the activities of the North Coast clubs.

General discussion.

N Parker spoke against

N Jones spoke for.

Vote 9 in favour 104 Against 1 Abstained **Lost**

Motion 6. *That Multi-Judge shows other than Paint-O Ramas be excluded from the Life Time Points Awards except for the placings from the nominated Senior Judge.*

Moved S MacDougall

No seconder. **Lapsed**

Motion 7. *The Board to investigate the viability of relocation of the PHAA Office to another location. Should the Board consider the move necessary the Board be given the authority to relocate the office.*

Moved K Mills Seconded C Dengate

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B Holobradek spoke for motion.

S Maxwell enquired re Articles 50 & 21.

B Holobradek noted that our Articles need revision, especially in this regard.

J Hall spoke against.

P Maxwell clarification of second part of motion.

S Maxwell clarification of clarification required re Articles 21, 50 and 35.

BH responded.

Vote 92 in favour 22 against **Carried**

Motion 8. *The PHAA Office to be relocated from Dubbo NSW to Narangba Qld*

Moved K Mills Seconded C Dengate

P Maxwell announced he was holding an official letter from Narangba Timbers withdrawing their offer. B Holobradek read letter.

General discussion. Discussion on clause 11 in original offer. Board to action.

K Mills announced in hindsight an explanation should have been printed with motion stating that the Board do not support the motion but had promised to put the decision to the members.

A Henderson read his letter in NCHA "Cutting Chatter" magazine regarding ideas for expansion of equine industry Dubbo.

Vote 7 in favour 105 against 2 Abstained **Lost**

Motion 9. *Article 34 Delete and replace with "A resolution in writing signed by all of the Board for the time being entitled to receive notice of a meeting of the Board shall be as valid and effectual as if it had been passed at a meeting of the Board duly convened and held" Moved B Holobradek Seconded L Slee*

B Holobradek read Article 34 at request of N Jones.

S Maxwell spoke for motion.

Vote 108 in favour 6 against **Carried**

Motion 10. *Delete Article 12 (f)(ii), which allows international members to hold a position as a director representing a State of Australia and amend the Articles to allow 1 (one) international directors position to be held by a PHAA member who is not a resident of Australia. The Associations Solicitor is to attend to the correct wording of the amendment/s."*

Moved L Hall Seconded D Kennett

Amendment required due to typing errors.

Moved L Hall Seconded D Kennett – Amend Article 12 to read Article 14, amend State to read State. All in favour . Amendment to Motion 10 Carried.

B Holobradek read Article 14 (f)(ii).

L Hall spoke for motion.

Vote 109 in favour 5 Against **Carried**

Motion 11. *That from the beginning of the show year August 1st 2003 and thereafter, competitors in all PHAA approved State Championship Shows for PHAA affiliated associations be awarded double the normal points for placings in classes.*

Moved Sally MacPhee Seconded Carol Gleeson

No speakers.

Vote 104 in favour 9 against 1 abstained **Carried**

Motion 12. *That all regular registry and paint-bred geldings under the age of 8 months be allowed PHAA registration free of cost and that registration for all geldings 8 months old or older be held at the under 18 month registration price (presently \$60.50). Additionally the requirement for providing a veterinary certificate for geldings 2 years of age and older shall be removed. Normal parent and colour requirements shall apply to gelding registrations. Effective date shall be the date of this AGM.*

Moved Sally McPhee Seconded Carol Gleeson

B Parker asked how this would effect our financials, how many of these registrations would we expect to receive.

L Hall – unsure, but would impact on income.

H Bentley spoke against.

L Hall advised of gelding incentives already in place.

General discussion.

B Holobradek spoke against the motion.

Vote 39 in favour 75 against **Lost**

Motion 13. *Should the resolution moved by S McPhee Seconded by C Gleeson Regarding Double points for State Show be passed then the National Show should then award triple points.*

Moved B Holobradek Seconded K Mills

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S Maxwell asked if Board aware of this motion prior to close.

B Holobradek replied yes.

Vote 95 in favour 18 against 1 abstained **Carried**

Motion 14. *That the PHAA introduce a gelding incentive in the weanling, yearling and 2yo National Halter Futurities. Eg: \$100 (or similar) to the highest placed gelding in each of these futurities .*

Moved S Saxer Seconded J Biddle

S Saxer spoke for the motion.

L Hall advised that there are already some incentives in place.

General discussion.

Vote 105 in favour 9 against **Carried**

Motion 15. *That the PHAA introduce an amateur owner incentive into each ridden National Futurity classes. Eg: \$100 (or similar) to the highest placed amateur owner in each of these futurities.*

Moved S Saxer Seconded J Biddle

S Saxer spoke for the motion

B Holobradek spoke against

S Maxwell spoke for

General discussion.

Vote 89 in favour 25 against **Carried**

Meeting adjourned for BBQ lunch.

Motion 16. *That the PHAA restructure the points system to include the following ½ points*

1st 2nd 3rd 4th 5th 6th

1 1/2

2 to 4 1 1/2

5 to 8 2 1 1/2

9 to 11 3 2 1 1/2

12 to 14 4 3 2 1 1/2

15 to 17 5 4 3 2 1 1/2

**increments continuing as per rule book, including ½ points throughout.*

Moved S Saxer Seconded J Biddle

S Saxer spoke for.

L Hall spoke against motion on the basis there is no commencement date and we are already well into a point scoring year. Also on time needed to have computer program written to encompass change.

Moved S Saxer Seconded C Dengate - Amend motion 16 to show a commencement date of 01.08.04. All in favour. Amendment carried.

Vote 112 in favour 2 against **Carried**

Motion 17. *All show points will be processed within 2 weeks of their arriving at the office and the PROGRESSIVE points throughout the year will be displayed on the web site, with a link called Annual Pointscore. This will be updated at a minimum of a monthly period, without fail.*

Moved B O'Sullivan

Motion 17 seconded from the floor by S Maxwell.

H Bentley asked if the office thought the time frames reasonable.

L Hall replied yes, but considering technical problems, staff leave requirements would not like it to be "in concrete". There is no consequence in motion if time frame adhered to.

S Maxwell spoke for the motion.

D Warren spoke against the motion.

Vote 24 in favour 80 Against **Lost**

Motion 18. *That former directors, namely Marilyn Shelton, Pat Maxwell, Lynann Eyles, Suzie MacDougall, Sharon Dann, Cathy Marsh & Paula Berg, regain the entitlements of normal membership. Moved S Crane Seconded G Brook*

S Maxwell noted that second part of explanation was left off mail out.

L Hall acknowledged the error, mover had been given an apology and correction promptly placed on website.

S Maxwell asked for interpretation of "and have no further connection with the management of the Association".

B Holobradek gave her interpretation – for the period immediately after the EGM, only until such time as that person was elected to the Board by the members. There has never been any statement that the membership rights were effected.

S Maxwell & B Holobradek debated the issue.

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S Maxwell stated – if none of the mentioned persons could hold a portfolio as a non-director in this case.

L Hall – A (non-director) portfolio holder does not have anything to do with the management of the Association, they put their recommendations & findings to the Board, the Board makes the decisions.

L Slee noted that 3 of the persons named did stand for re-election and therefore may have understood the intent.

P Maxwell spoke on the interpretation of some members.

N Jones spoke for the motion.

B Holobradek spoke for the motion but considered it an invalid motion as membership entitlements have not been removed.

General discussion.

Vote 38 in favour 44 against 32 Abstained **Lost**

Motion 19. That Motion 12 from the Teleconference 3rd October 2003 be rescinded and that Bronwyn Holobradek's membership be open, to scrutiny the same as any other member. Moved S Crane Seconded G Brook

S Maxwell spoke for the motion.

B Holobradek spoke in explanation that the motion was invalid as the time frame had now expired.

Moved P Maxwell Seconded K Mills Motion 19 be deemed out of order. 23 in favour 1 Against 4 abstained.

Out of Order

Motion 20. That the PHAA Ltd Board of Directors establish a Trust Fund to allow for the raising of funds to be used solely for the purchase of a building to establish a PHAA Ltd Headquarters.

Moved P Maxwell Seconded M Shelton

Withdrawn

K Mills thanked the counters and time keepers.

NOTIFICATION OF ELECTION OF BOARD OF DIRECTORS

L Hall read results –

QUEENSLAND

S Crane 74

A Lord 125

P Maxwell 70

M Stevens 141

NEW SOUTH WALES

S Cropp 52

C Dengate 137

K Mills 132

S MacDougall 65

VICTORIA

P Hall 38

M Richards 65

M Trotter 131

J Van Leth 108

SOUTH AUSTRALIA

L Eyles 69

D Kennett 152

L Slee 142

TASMANIA

P Berg 73

B Holobradek 143

C Murdock 138

K Mills called for nominations from the floor for Western Australia (2 vacancies) and Northern Territory (1 vacancy) – no nominations put forward.

K Mills introduced new directors D Kennett, C Murdock & A Lord.

ELECTION OF AUDITOR

L Hall nominated Ferrari Gardner, Dubbo NSW. Seconded C Dengate. All in favour. Carried.

PRESENTATION OF 2002-3 HIGH POINT AWARDS

K Mills presented winners and Runner Up awards, those not in attendance to be mailed.

K Mills presented East Coast Paint Horse Association with Inaugural Premier Club Award.

Meeting closed 3.10pm

**MINUTES OF THE ANNUAL GENERAL MEETING OF
THE PAINT HORSE ASSOCIATION OF AUSTRALIA LTD
MARCH 22ND 2005
EXPO CENTRE, DUBBO SHOWGROUNDS NSW**

President K Mills addressed the meeting and welcomed those present reminding that the meeting about to be held is the AGM relative to the 2004 year.

Meeting opened 2.15pm

PRESENT – M Ahern, J Ahern, H Bentley, J Biddle, C Burton, S Carlson, B Connolly, C Dengate, N Draper, S Lansdown, S Egan, D Ferry, S Ferry, M Farmer E Fleming, G Geissler, B Geissler, Hall L, B Holobradek, P Howard, B Kay, K Kay, D Kennett, S Kinkade, M Kirk, J Knowles, D Lewis, K Lonski, A Lord, P O'Meara, G Watson, K Mills, B O'Sullivan, N Parker, D Perkins, E Perkins, J Robinson, S Robinson, C Rushby, S Saxer, S Simpson, P Simpson, L Slee, S Sommer, V Sparkman, S Sparkman, D Sullings, P Varrica, K Varrica, R Williams, C Williams.

Visitors – M Holobradek
Auditor – J Fletcher

APOLOGIES – J Hall, B Parker, T Parker, K Lily, C Marsh, M Marshall

APPROVAL OF THE MINUTES OF THE AGM 14.12.2003

Moved Helen Bentley Seconded K Mills – the minutes of the Annual General Meeting of the Paint Horse Association held 14.12.03 be accepted as true and correct. All in favour. Carried.

BUSINESS ARISING – Nil

PRESIDENTS REPORT

K Mills read the Presidents Report.

Moved C Rushby Seconded J Robinson – to receive and accept the Presidents Report. All in favour. Carried.

FINANCIAL STATEMENTS

K Mills introduced the PHAA Auditor – Jon Fletcher of Ferrari Gardner PL. J Fletcher explained the one off accounting adjustment for the financial year in respect to the change from a “cash” system to an “accrual” system and other extraordinary costs that had been incurred for the year, that would have otherwise left the Association a surplus. J Fletcher congratulated the Board and the Members on their efforts & results. J Fletcher discussed the advantages in moving the AGM to be in line with the National Show each year and the changes in financial year that would be required. Changes would need to be made through AGM and approval to change financial year through ASIC. J Fletcher feels that AGM at National Show allows more members to attend and is an appropriate way to allow members to have input and express their opinions.

K Mills invited members to ask questions pertinent to the financial statements.

H Bentley asked for an explanation of trade debtors.

J Fletcher – write off of unpaid pledges from 2 years ago and small amounts that are not viable to pursue.

H Bentley asked about the legal fees, is there any amounts that are “hanging”

B Holobradek – a legal claim is pending under Article 49.

J Fletcher advised that the PHAA is now utilising an industry specialist to help with these matters.

M Ahern asked what the issue is that is pending.

A Lord advised that there is a claim pending that the PHAA are seeking legal advice on.

B Holobradek read Article 49 and stated that a director has claimed court costs incurred from a court action in 2003.

No further questions.

Moved H Bentley Seconded S Kinkade – To receive, consider and accept the Financial Statements as tabled. All in favour. Carried.

AUDITORS REPORT

J Fletcher called for members to accept the Auditors Report.

Moved S Lansdown Seconded S Saxer To accept the Auditors Report as tabled. All in favour. Carried.

B Holobradek delivered a Company Secretaries Report.

NOTICES OF MOTION

K Mills appointed R Williams and L Slee as counters and B Holobradek as time keeper.

L Hall announced Proxies – 22 held of which 7 were invalid. Valid Proxies received from – C Anning, N Anning, A Gilbert, J Johnson, A Latter, R Latter, P Maxwell, S Maxwell, R Reynolds, K Rodgers, B Shelton, M Shelton, M Stevens, V Stevens, J Zauch

Notice 1. *Item bb – Memorandum of Association – delete in its entirety.*

Memorandum bb read twice.

C Dengate spoke for the motion.

B Geissler asked if this change will effect the PHAA regarding “providing all articles or services”.

L Hall advised that PHAA had sought legal advice on this issue and had acted on that recommendation.

Vote – In favour 55 Against 3 Abstained 6. **Carried**

Notice 2. *Item cc – Memorandum of Association – delete and replace with – “To give Christmas boxes or charitable aid to any employee who may have served the Association or to the wife, widow, children or other relative of such employee.”*

Current article read, amended / replacement article read.

C Dengate spoke for the resolution.

M Ahern asked when the last Christmas Box was given out.

B Holobradek – unknown. Reason for amendment explained and that legal advice had been sought.

S Carlson explained that many of these articles were relevant at the time that they were included, but as times change, some become inappropriate.

K Varrica recommended an amendment to the Notice.

Amendment to motion 2 proposed by K Varrica Seconded S Kinkade –

Notice 2. *Item cc – Memorandum of Association – delete and replace with – “To give Christmas boxes or charitable aid to any employee or member who may have served the Association or to the wife, widow, children or other relative of such employee or member.”*

H Bentley asked if the PHAA are already able to give donations if they see fit.

B Holobradek confirmed that PHAA can do this if the Board votes accordingly in meeting.

Vote for amendment – In favour 22, Against 17, Abstained 7. Amendment Lost.

Vote on original motion – In favour 51, Against 6, Abstained 6 **Carried**

Notice 3 - 1. Amend Clause 12 (a)(i) to read – “The Board of Directors shall consist of a maximum of seven (7) elected members plus the Immediate Past President.”

2. Amend clause 12 (a)(ii) to read “The members of the Board of Directors shall consist of two members who reside in Queensland or the Northern Territory, two members who reside in Victoria, South Australia, Western Australia or Tasmania, two members who reside in New South Wales or the Australian Capital Territory and one member who shall reside anywhere in Australia or internationally.”

3. Amend clause 12(a)(iii) to read “There shall be an Executive Committee consisting of the President, the Vice President, the Immediate Past President and one additional member of the Board to be elected by the Board.”

4. Amend clause 16 to read “The Association may from time to time by resolution passed at a General Meeting increase or reduce the number of members of the Board.”

Notice read. Mover and Seconder wish to propose an amendment to the notice.

Moved C Dengate Seconded A Lord that Notice 3 be amended to read as follows –

Notice 3 - 1. Amend Clause 12 (a)(i) to read – “The Board of Directors shall consist of a maximum of seven (7) elected members.”

2. Amend clause 12 (a)(ii) to read “The members of the Board of Directors shall consist of two members who reside in Queensland or the Northern Territory, two members who reside in Victoria, South Australia, Western Australia or Tasmania, two members who reside in New South Wales or the Australian Capital Territory and one member who shall reside anywhere in Australia or internationally.”

3. Delete clause 12(a)(iii)

4. Amend clause 16 to read “The Association may from time to time by resolution passed at a General Meeting increase or reduce the number of members of the Board.”

Vote on amendment – In favour 44, Against nil, Abstained 2. Amended Notice Carried

Vote on Notice 3 as amended – In favour 51, Against 7, Abstained 2. **Carried**

**** The Associations Solicitor has confirmed that the amendment made to Notice 3 during the Annual General Meeting changed the terms and intention of the original Motion as well as directly affecting another clause of the Articles of Association and therefore invalidates the resolution. Accordingly, the Resolution is now noted as invalid.****

PHAA AGM MINUTES (YEAR 2004) – 22nd MARCH, 2005

Notice 4 – Clause 43 of Articles of Association.

1. Amend the heading to “Company Secretary and Executive Secretary”

2. Change clause 43 to “Clause 43(a)” leaving text as is.

Add Clause 43 (b) The Board has the power to appoint an Executive Secretary who may be paid a salary from the funds of the Association as determined from time to time. The Executive Secretary shall hold the position at the pleasure of the Board and shall perform all such duties as the Board may from time to time direct. The Executive Secretary will keep full and correct minutes of all proceedings at meetings of the Association and of the Board or any standing committee and shall keep the records of all competitions conducted by the Association. The Executive Secretary shall be in charge of the office and responsible for the clerical administration of all approved competitions. The Executive Secretary shall be entitled to vote at Board meetings.

Notice read. Mover and Seconder wish to propose an amendment to the notice.

Moved C Dengate Seconded A Lord that Notice 4 be amended to read as follows –

Notice 4 – Clause 43 of Articles of Association.

3. Amend the heading to “Company Secretary and Executive Secretary”

4. Change clause 43 to “Clause 43(a)” leaving text as is.

Add Clause 43 (b) The Board has the power to appoint an Executive Secretary who may be paid a salary from the funds of the Association as determined from time to time. The Executive Secretary shall hold the position at the pleasure of the Board and shall perform all such duties as the Board may from time to time direct. The Executive Secretary will keep full and correct minutes of all proceedings at meetings of the Association and of the Board or any standing committee and shall keep the records of all competitions conducted by the Association. The Executive Secretary shall be in charge of the office and responsible for the clerical administration of all approved competitions.

B Holobradek asked what is the difference between Company Secretary and Executive Secretary, they appear the same to her. If ES was given to someone other than Office Manager would we then have 2 people doing the same job?

A Lord explained the wording of the Notice that the BOD is not obligated to do so. The Board “may” appoint someone not “will” appoint someone. The BOD has the option of appointing someone as the PHAA grows, this is a step towards the future.

Vote on amendment – In favour 38, Against nil, Abstained 5. Amendment carried.

B Geissler asked if this change is necessary.

C Dengate that it has come time that the PHAA does not give this responsibility to a volunteer.

B Geissler asked if the Office Manager is already carrying out the tasks that are mentioned under the proposed ES.

H Bentley mentioned that Office Manager also manages the staff and oversees the running of the office.

L Slee spoke for the motion indicating that the intention was to allow for the option of appointing an ES in order to allow for future growth of the association and to distribute the workload.

B Holobradek spoke against the motion

General discussion on duties

M Ahern noted that this would be providing for the future.

Vote on amended Notice 4 – In favour 40, Against 7, Abstained 11. Motion **Lost**

Notice 5 - *Family Membership be introduced. FAMILY MEMBERSHIP to be those members residing in the same household. A maximum of 2 adults and 3 youth will be allowed per family membership and shall be entitled to a maximum of 2 adults voting.*

C Dengate spoke for the motion

P Simpson asked if youth members within a family membership would be able to compete.

C Dengate – Yes

Vote for Notice 5 – In favour 58 Nil against, nil abstained. **Carried.**

Notice 6 – *That the PHAA rules regarding the progeny of Paint Bred horses bred to either another Paint Bred, Quarter Horse or Thoroughbred, be changed to give them equal registration and showing rights to progeny of “coloured” Regular Registry paint horse. That is:*

a. *“Coloured” progeny from or by a Paint Bred parent, who meet the PHAA colour and breed requirements (but do not have a “coloured” parent), will have the same registration and showing rights as other “coloured” progeny bred in the same manner from a Regular Registry (coloured) parent.*

b. *“Solid” progeny from or by a Paint Bred parent, who meet the PHAA breed requirements (but do not have a “coloured” parent) will have the same registration and showing rights as other “solid” progeny bred in the same manner from a Regular Registry (coloured) parent. That is they are classified as “Paint Bred” and not “Breeding Stock” (see Rule 109(b))*

This will require changes to PHAA Rules 108 (f), 109 (a) and 238 (b).

L Hall explained existing rules in this respect and that part “a” of the notice is already in effect and has been so for several years.

PHAA AGM MINUTES (YEAR 2004) – 22nd MARCH, 2005

B Holobradek spoke for the motion

C Rushby noted that Notice 8 also covers this situation in part.

N Parker spoke against the motion and solid x solid breeding

Vote on Notice 6 – In favour 28, Against 30, Abstained 1 Motion **Lost**

Notice 7 – *To re-open the gelding amnesty, with the rules of registration to stay the same, applicants to be financial, vet certificate and proof of at least one parent being Paint, Quarter Horse or Thoroughbred Stud Book.*

L Hall explained the rules of the gelding amnesty that had been in place until Aug 1st 2004. Bloodline requirements discussed. Registrations of past horses discussed. General discussion.

Vote on Notice 7 – In favour 36, Against 24, Abstained 1. **Carried**

Notice 8 – All PHAA Paint-Bred (solid) registered mares and colts which are certified as carrying the overo gene should be granted the same status for breeding and progeny registration (ONLY) as Regular Registered horses.

C Rushby spoke for the motion, stating this would give the owner of an OLW positive solid mare the same options as the owner of a coloured mare.

As the Notice had not been seconded B Holobradek seconded the Notice.

L Hall discussed the limitations of the OLW testing.

General discussion.

Discussion on Futurity rules with regard to “one regular registered parent”, would this then change.

Vote on Notice 8 – In favour 37, Against 18, Abstained 7. **Carried**

NOTIFICATION OF ELECTION OF BOARD OF DIRECTORS

K Mills advised that the following vacant positions had been filled unopposed –

NSW – Craig Dengate

International – D Kennett

K Mills called for nominations from the floor for the following vacancies –

Western Australia (2 vacancies)

South Australia (1 vacancy)

Victoria (2 vacancies)

Tasmania (2 vacancies)

Northern Territory (1 vacancy)

No nominations were forthcoming.

APPOINTMENT OF AUDITOR

L Hall nominated Ferrari Gardner Pty Ltd of Dubbo. Seconded A Lord. No other nominations. All in favour. **Carried**

PRESENTATION OF 2003-4 HIGH POINT AWARDS

K Mills, A Lord & C Dengate presented the High Point & Runner-up awards.

PRESENTATION OF LIFE MEMBERSHIPS

K Mills presented S Carlson with her honorary life membership

S Carlson responded and addressed the meeting.

K Mills presented H Bentley with the honorary life membership for N Anning in his absence.

H Bentley responded and read a note from N Anning.

Meeting Closed 5.30pm

K Mills called for a General Workshop.

Members in attendance were satisfied with discussions through out AGM and did not require the General Workshop.