



Dragon Boating WA Inc.

Nomination Form – DBWA Board

We, the undersigned, hereby nominate _____ (Full name, printed)

for the position of _____ (Position title)

as per the DBWA Constitution.

Proposer: _____ (Full name, printed)

Signature: _____ Date: _____

Seconder: _____ (Full name, printed)

Signature: _____ Date: _____

I, _____ (Full name, printed) ,

of _____ (Address) ,

agree to this nomination, and declare that I am an Ordinary Member, or Life Member, of DBWA.

Please tick: I confirm that I have read and understood *Associations Incorporation Act 2015, Part 4, s.39 & s.40* and confirm that these sections, in regard to bankruptcy and insolvency and criminal convictions DO NOT apply to me and I am therefore eligible to serve as a Board Member.

Phone (work): _____ Mobile: _____

Phone (home): _____ Email: _____

Signature: _____ Date: _____

This form must be lodged with Dragon Boating WA Inc. **no less than 14 days prior** to the DBWA Annual General Meeting. Send to:

Dragon Boating WA Inc.
PO Box 387
LEEDERVILLE WA 6007

or email to dbwa@optusnet.com.au

Part 4 — Management

Division 1 — Management committee

38. Management committee

The persons who under the rules of the incorporated association have the power to manage the affairs of the association constitute the management committee of the association for the purposes of this Act.

39. Persons who are not to be members of management committee

(1) Subject to section 40, this section applies to the following persons —

(a) a person who is, according to the *Interpretation Act 1984* section 13D, a bankrupt or person whose affairs are under insolvency laws;

(b) a person who has been convicted, within or outside the State, of —

(i) an indictable offence in relation to the promotion, formation or management of a body corporate; or

(ii) an offence involving fraud or dishonesty punishable by imprisonment for a period of not less than 3 months; or

(iii) an offence under Division 3 or section 127.

(2) A person to whom this section applies must not, without leave of the Commissioner, accept an appointment or act as a member of a management committee of an incorporated association.

Penalty: a fine of \$10 000.

40. Limitation of period for which section 39 applies to certain persons

Section 39 applies to a person referred to in subsection (1)(b) of that section, in relation to the person's conviction of an offence, only for the period of 5 years —

- (a) from the time of the person's conviction; or
- (b) if the conviction results in a term of imprisonment, from the time of the person's release from custody.

41. Handing over of documents and records when membership of management committee ceases

(1) In this section —

relevant documents and records means documents and records pertaining to the management of the affairs of an incorporated association that —

- (a) if subsection (2)(a) applies, were in the possession of the member of the management committee immediately before the member's death; or
- (b) if subsection (2)(b) applies, are in the possession of the person who has ceased to be a member of the management committee.

(2) This section applies where a member of the management committee of an incorporated association —

- (a) dies; or
- (b) otherwise ceases to be a member of the management committee.

(3) As soon as is practicable after a person has ceased to be a member of the management committee of an incorporated association —

- (a) the person; or