

WASACRE CONSTITUTION

EXPLANATORY NOTE OF PROPOSED AMENDMENTS TO THE CONSTITUTION FOR SUBMISSION TO THE AGM 2018

Page	Para	Explanation
1		Remove "Code of Practice" – it is not required at this point
1	1	Insert inverted comma after the word Association
	2(ii)	Delete E in phrase LEA to accord with current practice, also delete apostrophe between LA and s
1	3(ii)	Delete E in phrase LEA to accord with current practice
1	3(v)	To indicate that it is only when a vote is called for that this paragraph is operable
2	4(i)	Renumber list of officers to align with numbering in para 4(iii)
2	4(i)	Delete closing bracket after word Treasurer – not required
2	4(i)	Delete sentence "The member SACRE.....of office". In practice this currently does not happen, and with financial constraints of LA budgets it may be impossible to implement this requirement in the future. It sentence therefore is meaningless in the current climate.
2	4(ii)	Delete full stop after SACRE and replace upper case H with lower case h
2	4(ii)	To clarify the term of office of the Vice Chairperson when assuming the office of Chairperson after the Chairperson has resigned mid term
2	4(ii)	To clarify the time scale with regard to the AGM at which a replacement Executive Member must be appointed as a substantive member
2	4(iii)(b)	To clarify that those elected to the Executive Committee are not representatives of the nominating SACRE. If "representatives" was retained this would mean that a SACRE could only nominate from its own membership. In practise this does not happen and a SACRE may well nominate a person from another SACRE.
2	4(iii) (g) and (h)	To allow WASACRE's representative to these bodies to have a voice on the executive committee as WASACRE's representative to the RE Council of England and Wales has always had
3	4 (iii)	Delete " on any one year" and replace with "at any one time" to give clarity to when a SACRE may provide and Executive Member
3	4(v)	Insert new paragraph and renumber the succeeding paragraphs accordingly. The purpose of the new paragraph is to provide a proper appointment system for representatives to external bodies
3	4 (vi)	To clarify who is entitled to nominate a replacement member of the Executive Committee in the case of resignation by an Executive Committee member
3	4(vi)	In the same paragraph, in the last sentence, delete "until the AGM" and substitute "until the end of the term for which the replaced member was originally elected". <i>This change will avoid the situation in future years in which WASACRE currently finds itself. At this year's (2018) AGM we will be electing only ONE person to the Exec, but at the 2019 AGM we will be electing three persons. This anomaly has arisen because a few years ago an elected member resigned from the Exec, but was not replaced at the subsequent AGM creating a vacancy which was filled at the next AGM.</i>

APPENDIX 6B

3	6 (i)(b)	For clarity
3	6(ii)	To provide a means of member SACREs getting items on to the agenda of termly meetings
4	6(iii)	To clarify when the Chairperson may not use a casting vote
5		Code of Practice – delete the whole of the current code and substitute the new Code provided at page 6.
6	Code a	The current Code provides specific dates by which nominations have to be received. With the moving date of Easter and the variations in the dates on which SACREs meet in the Spring Term it is felt that this provision is more practical.
6	Code c	By providing a “pen portrait” with the nomination time is saved in the Secretary not having to write to nominees asking for such information once nominations have been received by the secretary.
6	Code d	As required by the “Representation of the Peoples Act” which requires that the Returning Officer for the constituency is obliged to decide between the tied candidates by lot. What this means is that any random method can be used to decide between them at the Returning Officer’s discretion. It can be the toss of a coin, the drawing of straws, the cut of a pack of cards, name from a hat – anything as long as it is random. It must be a “fair and transparent random method”.
6	Code e	To provide for a situation in which there are insufficient nominations, for whatever reason,(as has happened on occasions in previous years) to fill all the vacancies on the Executive Committee at the time of the AGM
6		<i>The document should be dated. This means that anyone making reference to the Constitution can be certain that they are consulting the current edition. Difficulties have arisen in the past, indeed even in the preparing of these amendments, because the constitution document has never carried a date and therefore it is unclear whether reference is being made to the current or previous editions.</i>
7		Appendix 1 An alternative for paragraphs 4, 5 and 6 of the exiting constitution has been provided. It has been thought that the current constitution lacks clarity between paragraphs on officers and their appointments and procedures at elections and meetings. What follows at Apx 1 is a rearrangement of the existing paragraphs (including proposed amendments as show in the original document, ie pp 1-4) to give some order in the arrangement of a) the Executive Committee, b) Procedures and c) Finance. Every existing sub paragraphs of paragraph 4, 5, and 6 are included in the revised order. There are no changes (other than the proposed amendments already indicated) to the wording of the paragraphs, they are simply laid out in a re-ordered way. The proposal is to replace the existing para 4, 5, 6 with those set out in Apx 1 to give greater clarity.