

**SQUASH AUSTRALIA**  
**Annual General Meeting - 2010**  
**Minutes**

1st Floor Sports House, 150 Caxton (Cnr Castlemaine) Street Milton Queensland  
Sunday 21<sup>st</sup> March 2010

**Attendees**

**Squash Australia Board**

Mr John Holland	President
Ms Sarah Fitz-Gerald	Vice President (Female)
Mr Ollie Lind	Vice President (Male)
Mr Marcus Smith	Director
Mrs Carol Kawaljenko	Director

**Member Association Delegates**

Squash ACT	Gary Hampson, Raymond Payne
NSW Squash	Bob Dubois, Ross Telfer, Dawn Moggach
Squash NT	Brad Gaddes
Q Squash	John Lee, Kim Schramm
Squash SA	Mark Goldstone, Phil Sinnott
Squash Tasmania	Chris Doig
Squash Vic	Ian Kent, Fiona Young, Bryan Bird
WA Squash	Steve Bowen, Mike Cornish

**Life Members**

Mr John Cameron  
Mr Bob Finch  
Mr Col Clapper

**Observers**

Mrs Kaye Reeves	National Selector
Mrs Chris Sinclair	Referees Committee/Minutes
Mr Karim Langer	President VSRRA
Mr James Selby	ASC
Ms Peta Murphy	Board nominee
Mr Grant Norman	Clare Squash Club
Ms Carin Clonda	Australian Squash Group Limited

**Squash Australia Staff**

Mr Gary O'Donnell	Chief Executive Officer
Mr Andrew Dent	Media Liaison Officer
Mr Gordon Young	Performance Pathway Coordinator
Mr Byron Davis	National Head Coach
Mr John Small	National Refereeing Manager
Mr Chris Paul	Finance and Administration Officer

**Apologies**

Mr Ken Watson	Life Member
Mrs Margaret Zaccariah	Life Member
Mrs Jean Walker	Life Member
Mr Steve Derbyshire	President Q Squash
Mr Glynn Bunting	Board Nominee

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**1. Opening and Welcome by President**

The President opened the meeting at 11:50am and welcomed all attendees.

**2. Attendance, Apologies & Member AGM Voting Entitlements**

Attendance and Apologies as attached.

Voting Entitlements as distributed in the meeting handouts. Note for Special Resolutions there will be 191 votes with a three-quarters majority needed.

**3. Minutes of the Previous AGM**

Previously circulated.

Motion: The Minutes be confirmed.

Moved	Marcus Smith
Seconded	Chris Doig
	Carried

**4. Matters Arising**

5a) Amend the Articles of Association. Completed

5b) Affiliation of the Australian Defence Squash Association as an Associate Member. Completed.

5c) Affiliation Fees. Completed, with the solution to be considered later in the meeting.

**5. Notice of Motion**

a. Amend the Articles of Association (March 2009). Moved Q Squash:

- i. Resolution 1 - expand the Board to seven members.
- ii. Resolution 2 - define the sequence of Directors facing election and change the period a Director serves to three years.
- iii. Resolution 3 - to limit a Director to two consecutive terms on the Board.
- iv. Resolution 4 - Board to vacate positions June 30, 2010 for new election.

Moved	Q Squash
Seconded	Steve Bowen

b. For the Affiliation of Australian Squash Group Limited as an Associate Member of Squash Australia.

Moved	WA Squash
Seconded	Q Squash

Motions 5a

Chairman - John Holland asked Q Squash if the motions 5a. i, ii, iii, could be dealt with simultaneously as they are linked, and motion 5a iv. on its own merits. Q Squash delegate was in agreement, and the meeting agreed to treat 5a i to iii together, and 5a iv separately.

**Appointment of Scrutineers**

Prior to the motions being put, scrutineers needed to be appointed. Life Members Mr Col Clapper and Mr Bob Finch

Moved	Marcus Smith
Seconded	Gary Hampson
	Carried

Motions 5a i, ii, iii  
For

Kim Schramm (Q Squash): Board needs to increase in size, as they believed that five members was too small given the size of the operation involved. If went to seven for example would get more representation from States.

Steve Bowen (WA Squash): Reputation of the organisation would be enhanced and will also provide security if (for example) 2 members dropped out. An increase could only be advantageous.

Against - There were no speakers against Motions i - iii.

In accordance with Article voting requirements Motion 5a i, ii, iii - were put.

Motions i - iii      Defeated

Motion 5a iv

The President asked Q Squash and WA Squash if they wanted to withdraw Motion 5a iv, Resolution 4.  
Motion withdrawn

Motion 5 b)

John Holland: The Squash Australia Board has discussed this motion and believes this affiliation application does not meet the criteria for affiliation as specified in the Articles of Association. The Board looked at the Regulations for a further definition of an affiliated member, which was silent. The Board also noted that there was no precedent for a private company wanting to affiliate. If it was a company that had been operating for a longer term it may have been easier to determine. Nevertheless the matter was for the Membership to determine.

Steve Bowen: David Palmer and Carin Clonda have greatly contributed to squash in Australia. There would be benefits to their involvement. Suggest there could be other Associations not seen as Australia-wide.

Kim Schramm: Important to embrace anything to further promote the game. Recognises may not fit into the Regulations but Carin has had a long career as a player and administrator and David is well known. There is plenty of evidence of the 2 working well together. It is important this is done for Australian squash. May need a regulation in relation this affiliation, but do not limit the good it may do.

Bob Dubois: NSW Squash noted their opposition to the motion, noting that the name of the company was very similar to a NSW Squash-registered entity and NSW Squash does not want to see a company run in opposition to them.

Gary Hampson: Concerned about the nature of the affiliation and unsure how this company fits into Squash Australia's structure. Prefer to postpone decision until all areas have been investigated. Is uncomfortable about supporting a precedent. Other groups who vote have a Board and a Constitution rather than being a foundation Member, but realises affiliates don't have voting rights.

After some discussion, it was agreed that Carin Clonda could address the meeting.

Carin Clonda: Commented that she was perplexed why such a fuss was made about this issue. All organisations need to embrace new trends and attitude to move sport forward. She and David have 60 years experience in squash between them and believes they satisfy the requirement for affiliation. Not asking for voting rights, just an affiliation, so that they can advise Squash Australia what they are planning to do. Have had official notification from the ATO that their 'not-for-profit exemption' has been accepted. They will be reporting to ASIC. See no need to defeat or defer the Motion. They want to work with squash associations, not against them.

Gary O'Donnell: Commented that the wording indicates an organisation needs to be operating before seeking affiliation. There are 2 clauses that were interpreted by Directors, e.g. clause 4.4. Sentence 1 - Carin has reflected the "individual". The most recent affiliation was agreed to last year - *The Australian Defence Squash Association* - was recognised as an existing, operating association.

Carin Clonda: Noted that they weren't using the affiliation to get any form of Government funding, but wanted to partner with Squash Australia and its members.

Gary Hampson: Uncomfortable with rejecting this but not sure Carin can help bring new trends.

Bob Dubois: Have a problem with the name *Australian Squash Group*. Carin is the sole Director. NSW Squash is approaching the NSW Office of Fair Trading as there is already an *Australian Squash Group Incorporated* and this name belongs to NSW Squash. This company has been set up in direct opposition to NSW Squash using NSW Squash's intellectual property.

The motion was then put to a vote and it was defeated.

John Holland: Noted that according to the Constitution there is a right of appeal and the group can be called together to do this again. The next Board should set a new Regulation in place and maybe even have another category for people who want to become affiliates.

Motion: That the ballot papers be destroyed

Moved

Marcus Smith

Seconded

Ollie Lind

Carried

## 6. President's Report

John Holland referred to the printed report previously circulated. He advised this may be his last meeting and said thank you to the member for their support over the past years. He invited comments on the Report.

Motion: That the President's report be accepted.

Moved

Ian Kent

Seconded

Chris Doig

Carried

## 7. Financial Report

Gary O'Donnell: Apologised for the delay in presenting a hard copy of the Auditor's Report which was distributed electronically upon receipt on Thursday 18th March 2010. He advised that the auditor's and Directors' signatures were provided electronically but would be subsequently be placed under original signature. There were no other changes to the report. He further commented:

- Squash Australia has had a reasonable year fiscally.
- Now halfway through the 2009/10 funding agreement with the ASC.
- There is substantive provision in the accounts for Commonwealth Games funding of \$80,000. The funds were granted in 2009 and will be spent in 2010.
- Interest earned by comparison to 2009 was not as high as previous year due to the GFC and Squash Australia funding the National Insurance program.
- There were no term deposits in place at year end. The Board has approved that Term Deposits may be placed with banks other than Commonwealth Bank when prudent to do so.
- No outstanding subscription fees from Affiliates at end of 2009.
- Dunlop has paid their sponsorship, 90% of which goes to the Member States & Territories.
- Expenditure variation 2008 to 2009 figures due to wording used by Auditors in some areas like administration and insurance.
- Cash flow is tight. Have to complete the Strategic Plan for next four years as the basis of funding. Squash Australia has recently paid the 2010 Insurance program, some \$123,000 in premiums.
- Normally Marcus addresses the meeting having spoken to the Auditor but due to the late finish of the audit, he has not yet had that discussion.
- The format of the Auditor's report is brief on Board activity, as Company Secretary further inclusions in this area have been made in the CEO's Report.

Comments and Questions relating to Financial Reporting:

Mark Goldstone: Commented that he felt it was not acceptable to table the Auditors Report at an AGM and sought advice on how this will be rectified in the future?

Gary O'Donnell: Accountant had done the MYOB work on time and it all went to the Auditor on time. The 'lead' Auditor did not attend the office and unsure if that had any effect. Frustration with delay has been expressed to the Auditor.

Marcus Smith: Commented that perhaps it was timely investigate the appointment of a new Auditor in terms of good corporate governance.

Ian Kent: Question relating to Club Development Network expenditure of \$22,000.

Gary O'Donnell: The presentation by the Auditor is in some areas different to management reporting he indicated he would need to clarify for an accurate answer. It could be in part funding to Squash Vic Squash Skills programme, however the Coaching -Sport Development and Coaching - High Performance have variations and that may be included there, and agreed to seek further information and provide advice back to the members.

Brad Gaddes: Sought clarification on the categorisation of the web site as an asset?

Gary O'Donnell: Development of the site will cost in the order of \$35,000 and it is listed as "an asset under construction". No expenses charged in 2009 to the Income & Expenditure, as the site went live in 2010. The Auditor indicated the expense will be amortised over a three year period from 2010. Gary indicated he sought for the cost to be fully or partly expended in 2009 and the Auditor disagreed with this position.

Gary Hampson: Will seem to the Tax Office as if it was all spent in one year.

Gary O'Donnell: Squash Australia has no income tax base, so Auditors decision is not relevant in that context..

Motion: That the audited financial report be accepted

Moved	Marcus Smith
Seconded	Carol Kawaljenko
	Carried

## 8. Election of Officers

Nominations received in accordance with the Squash Australia Articles of Association (paragraph 10.3), due 19th February 2010. (Support documentation previously circulated).

- a. President
- b. Vice President (Female)
- c. Board Member

Scrutineers – Bob Finch and Col Clapper

John Holland vacated the Chair and Ollie Lind took the Chair

- a. President.
  - John Holland Nominated by NSW Squash
  - John Lee Nominated by Q Squash

Nominees were invited to address the meeting.

**John Lee:** Being a member of a volunteer organisation like this is something not for personal grandeur but for a passion. Always will be differences of opinion. Respect John Holland and his various Boards. A vote for John Holland would be endorsement for what a Board has done and will continue to do. A vote for John Lee is for a significant change. Squash is about facilities and juniors.

**Bob Dubois:** With the difficulty with funding in Queensland how can you convince us there will be no problems with Queensland getting funding and thus Squash Australia receiving guaranteed funding.

**John Lee:** Have all Queensland reunited now. Won't criticise individuals. Have recognized principles and acted in accordance.

**John Holland:** Has previously responded to some concerns raised. Affiliation – need to get this into place before we can sort out facilities and juniors. Now we have groups working towards this affiliation at the correct levels. Would like to see this through in one last term.

John Lee was duly elected as President and took the Chair.

John Lee: Recognised the work John Holland has done over many years.

- b. Vice President (Female).
  - Sarah Fitz-Gerald Nominated by Marcus Smith (Director)
  - Carol Kawaljenko Nominated by NSW Squash
  - Peta Murphy Nominated by Squash Vic

Sarah Fitz-Gerald and Carol Kawaljenko withdrew their nominations

Peta Murphy was duly elected.

**Peta Murphy:** Acknowledged Sarah Fitz-Gerald's contribution to the sport. Keen to work on junior development. Communication has been an issue in the past and is keen to work with all.

- c. Board Member. One to be appointed.
  - Glynn Bunting Nominated by WA Squash

- Peta Murphy Nominated by Squash Vic
- Kim Schramm Nominated by Q Squash
- Marcus Smith Nominated by Squash ACT

Peta Murphy and Kim Schramm withdrew their nominations

Nominees were invited to address the meeting.

**Glynn Bunting:** Steve Bowen spoke of Glynn's behalf. Glynn is injured and unable to fly. He is a proactive administrator. He is building many courts. WA has not had a representative on the Squash Australian Board for many years and want to have a say.

**Marcus Smith:** Joined Board in 2008 with intention to get some things done, and work on Insurance tender, IT strategy, SquashLink and National Player Registration Scheme are all evidence of this. Would like to continue on the Board to see these through.

Marcus Smith was duly elected.

Motion to destroy all ballot papers.

Moved	Ollie Lind
Seconded	Chris Doig
	Carried

## 9. Appointment of Auditor

Marcus Smith: The Board will review this in light of the previous discussions and provide advice of a way forward that suits the organization.

## 10. Appointment of Patron

Gary O'Donnell confirmed that Mr Chris Dittmar is willing to continue as Patron of Squash Australia.

Kim Schramm: Recognised the valuable contribution Chris Dittmar has made to squash, but he has heavy work commitments. Suggests Sarah Fitz-Gerald be approached

Motion: That the Board speak with Sarah and ask if she is willing to be appointed as a co-Patron.

Moved	Peta Murphy
Seconded	Bob Dubois
	Carried

## 11. Confirmation of 2010 Affiliation Fees

John Lee: All have agreed the circulated fees are to be the 2010 Fees, and Minutes are to record this.

## 12. Other Business (as approved by President)

None

## 13. Meeting Closure

John Lee declared the meeting closed at 1.15pm.

John Lee  
Chairman

Gary O'Donnell  
CEO