



## Adelaide University Union Board Meeting Minutes

For the meeting on 8<sup>th</sup> of April 2019

In the Board Room at 6:15pm

<b>Present:</b>	<b>Apologies:</b>
Oscar Ong (AUU President, Chair)	Siqi (Jeffrey) Yang
Hugh Sutton (AUU Vice President, Student Media Chair)	
Stella Woo (Clubs Committee Chair, Executive)	
Arabella Wauchope (Executive)	
Tamsin Anspach (Executive)	
Patrick Stewart	<b>Minutes Secretary:</b>
Angus Heaton	Rami Saaid
Goh Jing SoongGoh	
Patrick Kennewell	<b>Visitors:</b>
Gary Sutherland (Observer)	Ali Amin
Michael Physick (Observer)	Felix Eldridge

*Meeting opened at 6:17pm.*

### **1. Acknowledgment of Traditional Owners and Apologies**

**OO**

*We would like to Acknowledge that the land we meet on today is the traditional lands for the Kurna people and that we respect their spiritual relationship with their Country. We also acknowledge the Kurna people as the traditional custodians of the Adelaide region and that their cultural and heritage beliefs are still as important to the living Kurna people today.*

### **2. Declaration of Conflict of Interest**

**OO**

*That all directors and officers in attendance declare that they have read and considered all papers within this agenda that require decision making and have no known conflict of interest or potential conflict of interest with respect to those matters.*

Patrick Stewart declared conflict on item 9 in regards, for which he will exclude himself from the discussion.

Oscar Ong also believes for any items concerning NUS, NUS delegates, Arabella Wauchope in this case, must declare conflict of interest.

Gary Sutherland believes despite that NUS delegates should declare conflict of interest and exclude themselves from the discussion.

Arabella Wauchope don't believes she have a conflict of interest and didn't declare any conflict of interest.

### **3. Minutes of Previous Meeting**

**OO**

#### **Recommendation:**

That the Board accepts the minutes of the meeting of the 18<sup>th</sup> March 2019 as a true and accurate record.

**Moved:** Hugh Sutton

**Seconded:** Goh Jing Soong

**CARRIED**

### **4. Matters Arising From Previous Minutes**

**OO**

#### **Recommendation:**

That the Board interprets the changes to the Schedule 2 of AUU Constitution by the President stated in the AUU President's report in the last board meeting as correction of history under "Administrative Changes" as per clause 19.4 stated in the constitution.

Oscar Ong clarified the definition of administrative changes as per a lawyer's guidance.

Patrick Stewart mentioned that it still might be the wrong way to go through the motion this way, recommending still that any changes, small or not, go through the board, rather than through the president.

**Moved:** Hugh Sutton

**Seconded:** Angus Heaton

**CARRIED**

#### **Recommendation:**

That the board confirms the resolution Re: Rules Concerning The Conduct of Annual Elections By-Elections and Referenda of 18<sup>th</sup> March 2019 to:

Regarding the power granted in Clause 20 of the AUU Constitution, this Board resolves to:

**Delete:**

Clause 47.2.6 If the Election Tribunal finds there has been a serious breach, it may disqualify the person from standing in that election, and may as a result declare that that candidate not be elected.

**Create:**

Clause 5.2 In interpreting and applying these Rules, the AUU Election Tribunal shall pay appropriate regard to, but is not strictly bound by, previous decisions of the AUU Election Tribunal.

Clause 7.13 In any complaint or appeal brought before the AUU Election Tribunal:

7.13.1 The AUU Election Tribunal's primary focus shall be a consideration of the factual basis or substance of the complaint or appeal;

7.13.2 The AUU Election Tribunal may have regard to, but is not constrained by, particular invocations of particular Rules contained in the complaint or appeal;

7.13.3 In performing its functions or exercising one or more powers provided for in these rules, the AUU Election Tribunal will primarily be guided by:

7.13.3.1 the objectives in the Rules; and

7.13.3.2 the principles of equity, good conscience and the merits of the matter;

7.13.4 The onus of proof shall lie with the complainant or appellant.

Clause 25.2.13 advertisements in any affiliates' social media. Affiliates includes clubs registered with the AUU;

Clause 25.2.14 advertisements in commercial media.

Clause 43.3 Any conduct of a threatening, intimidatory, or violent nature, whether directed at other candidates, students or at any other person, and whether intended to coerce or otherwise, is strictly prohibited. For the avoidance of doubt, threats and/or intimidatory acts, need not be physical in nature.

Clause 43.4.27 Using any words or conduct or combination of the two through any medium whatsoever to threaten, intimidate or improperly coerce any other person (whether specified or not in the complaint, and whether the accused person intended such an outcome) to act or to refrain from acting in a particular way in relation to the election.

Clause 43.8 A person who directs another person to engage in Prohibited Conduct shall themselves be deemed to have directly engaged in, or at least been involved in, that Prohibited Conduct, and will be in contravention of these Rules.

**Amend:**

Clause 43.3 Without limiting the generality of 43.1, 43.2, and 43.3 the following are specifically prohibited:

Clause 43.4 For the purposes of 43.4.15 and 43.4.25, a Polling Place will be an area around the ballot box of no less than five meters distance from the ballot box. An area defining the polling place will be allocated at the Returning Officers discretion, and wherever practicable the Returning Officer must mark a line defining the polling place.

Clause 43.3.18 Using for campaign purposes any facilities or asset of the AUU or its Affiliates or AUU registered clubs not generally available to all students, including, but not limited to, bank funds, cash on hand, office space, computers, photocopiers, stationary, cars, telephones and mobile phones, social media, and facsimile machines;

Clause 47.1 Any person directly affected by Prohibited Conduct in relation to an election may make a report of that conduct to the Returning Officer at any time during the election period.

Clause 47.1.3 Any person who makes repeated spurious reports of Prohibited Conduct to the Returning Officer which are not substantiated may be deemed a vexatious complainant, and the Returning Officer may make such further orders as are necessary and reasonable in relation to a vexatious complainant, including but not necessarily penalising a candidate or campaigner for misconduct.

Clause 47.2 After the Declaration of Provisional Results, any person directly affected by Prohibited Conduct in relation to that election may make a report of that conduct to the Election Tribunal.

Clause 47.2.4 The Election Tribunal may, whether it finds a person has engaged in Prohibited Conduct or not, give such directions as it sees fit.

Clause 47.2.5 If the Election Tribunal finds a person has engaged in Prohibited Conduct, it may:

47.2.5.1 formally reprimand that person;

47.2.5.2 disqualify that person from standing in that or any subsequent election;

47.2.5.3 prohibit that person from having any involvement in any capacity in any subsequent election or elections;

47.2.5.4 declare that person not be elected;

47.2.5.5 declare that the results of any part of the, or of the entire, election be declared void and the election be held again without that person being involved;

47.2.5.6 where the Election Tribunal considers it equitable and fair to do so, not hold a further election, but declare that another, appropriate Candidate be elected in lieu of the person found to have engaged in Prohibited Conduct.

Clause 48.5 Before Declaring the Poll, the Election Tribunal must investigate all such appeals, and conduct such hearings as Election Tribunal deems necessary.

Clause 48.6.4 Declare that the results of any part of the, or of the entire, election be declared void.

Clause 48.7 If under either Rule 47 or Rule 48 Election Tribunal declares that an election or elections be declared void, the Election tribunal may order a new election or elections be held, and determine the timetable for any new poll or election to be held. The Election Tribunal must appoint a Returning Officer, in accordance with clause 8 of these Rules, for that election. Where there is a conflict between the timetable for the new election determined by the election tribunal, and the timetable specified in these Rules, the former prevails, and the latter to the extent of inconsistency is invalid.

**Renumber:**

Clause 5.2 (old) to Clause 5.3 (new)

Clause 7.13 (old) to Clause 7.14 (new) till Clause 7.17 (old) to Clause 7.18 (new)

Clause 43.3 (old) to Clause 43.4 (new) till Clause 43.6 (old) to Clause 43.7 (new)

Clause 43.3.27 (old) to Clause 43.4.28 (new) till Clause 43.3.31 (old) till Clause 43.4.32 (new)

Clause 48.7 (old) to Clause 49 (new)  
Clause 49 (old) to Clause 50 (new) till Clause 51 (old) to Clause 52  
(new)

and authorises the EO to alter the Master Copy accordingly.

**CARRIED**

**Moved:** Hugh Sutton  
**Seconded:** Angus Heaton

**Recommendation:**

That the board confirms the resolution Re: Rule Concerning Student  
Media of 18<sup>th</sup> March 2019 to:  
Regarding the power granted in Clause 20 of the AUU Constitution, this  
Board resolves to:

Patrick Stewart asked if there is a date for the university council  
meeting.

Oscar Ong responded that he believes it is sometime during June, past  
which any papers cannot be submitted.

Patrick Stewart will notify the board.

Ali Amin corrected the date to being 27 days from the day of the  
meeting.

**Amend:**

Clause 14.2

The Student Media Committee will be composed of:

- On Dit Magazine editor/s (1 vote);
- On Dit Radio director/s (1 vote);
- The President (1 vote);
- One Board Director, elected by the Board as Chair of the Student  
Media Committee (1 vote);
- The General Manager (non-voting); and
- Other professional staff as required (non-voting).

and authorises the EO to alter the Master Copy accordingly.

**CARRIED**

**Moved:** Hugh Sutton  
**Seconded:** Stella Woo

**5. AUU President's Report**

**OO**

Oscar Ong mentioned Sustainability Week and its general success, the general plan of how it was carried out and the image it reflected on the AUU.

Oscar Ong mentioned the delay on the RCC survey, to which he also commented it should be finalised by the following week.

Oscar Ong mentioned that through the clubs census, it has been mentioned that the total number of club members is over 7000 with only 30 over responds.

Oscar Ong expressed his disappointment in the SRC granting absences without valid excuses.

Ali Amin commented that the last SRC meeting took absurdly long, due to ludicrous motions. He believes that the meeting was generally steered towards a particular agenda which should not have happened. Ali Amin believes for future meetings, he will hold a stronger and firmer chair position.

Oscar Ong mentioned that board directors, specifically Tamsin Anspach shouldn't be a shadow director of the SRC.

Angus Heaton echoed Oscar Ong's disappointment that student representatives were going about meetings so unprofessionally.

Tamsin Anspach commented about her disagreement with the lack of professionalism, as she behaved in a way that a regular student representative would.

Ali Amin asked what is happening with Breakfast Club for the remainder of the semester.

Oscar Ong mentioned that no changes will be made for the time being for the location.

## **6. Clubs Committee Chair Report**

**SW**

Stella Woo mentioned general points about the Clubs Committee, mentioning the first campus impact grants, multiple expressions of interest, new clubs, etc.

Patrick Stewart asked about the progress with the Clubs Census and when it is expected to be completed.

Oscar Ong responded April 14<sup>th</sup> and that the AUU is looking at a total of 7000 clubs members.

Ali Amin asked if there have been any more expressions of interest regarding the campus impact grants.

Stella Woo responded yes, but they are still going through the administrative process.

## **7. SRC President's Report**

**AA**

## **8. Rule Concerning Student Media**

**OO**

Patrick Stewart mentioned his recalling of former board bringing up the same issue of student media improvisation and that it was much too big a job for the board to have taken under their wing.

Patrick Stewart believes the item should be deferred until a more ideal can be found. He believes not enough work has been done to bring about a significant enough change.

Angus Heaton asked what extra detail should be included in the paragraph, and what other deficiencies need to be patched up.

Patrick Stewart brought up examples of constructive sessions on how to improve Student Media, and he believes it could be made better by focusing more perhaps on the publications rather than the directors.

Ali Amin mentioned that Student Media has been calling for a general improvement in elections method.

Arabella Wauchope commented that it is a general step forward and she sees no issue with a slight reform from within Student Media.

Gary Sutherland commented that he does not have the budget to run two separate election periods, as it will incur some extra costs.

Patrick Stewart again mentioned that perhaps it should be deferred.

Oscar Ong mentioned that it could be run similarly to Clubs Committee elections with only one staff member to minimise costs.

Tamsin Anspach commented that she agrees that to rush through an election which is yet unbudgeted is irresponsible for board members and that perhaps it should be researched a bit more.



Patrick Stewart believes there are many more logistical issues that need to be considered before any decisions can be made.

Patrick Stewart mentioned that if any new rules are being put in place, the board must remember that it is a 2-meeting process, and that any motions should be held off for the following meeting.

Tamsin Anspach believes there may be a danger posed by creating blanket statements still leaving many what-ifs and possibilities for loopholes to be identified.

Patrick Stewart mentioned that the university may not want to back an election that they may not even completely be in line with their own rules and policies.

Patrick Kennewell believes online elections are a good idea, but it should be a process that occurs correctly, even if it occurs the following year.

Oscar Ong asked Michael Physick about his view about the online elections opinion, to which Michael Physick was not able to comment.

Hugh Sutton recommended that general elections be used as a guinea pig to see how online elections may be held.

**Recommendation:**

Regarding the power granted in Clause 20 of the AUU Constitution, this Board resolves to:

**Amend:**

Clause 8.1 AUSM Directors shall be elected annually four weeks after the AUU elections. The elections must be carried out online through the university voting website. The Rules Concerning The Conduct of Annual Elections, By-Elections and Referenda will still apply for these elections.

and authorises the EO to alter the Master Copy accordingly.

**Amendment:**

**Recommendation:**

Establish the future student media election working group, chaired by the student media chair, open to participation to any board director.

**Moved:** Patrick Stewart

**Seconded:** Hugh Sutton

**CARRIED**

**9. SRC Budget Reallocation**

**HS, AH & AA**

*Patrick Stewart left the room at 7:00pm.*

Hugh Sutton mentioned the discussions with the AUU President and the SRC to increase budgeting for Aboriginal and Torres Strait Islander students.

Ali Amin mentioned there are no increases in budget, but rather a redistribution of budget.

**Recommendation:**

That the board amends the SRC's Affiliation Budget Line item as follow:

National Union of Students	\$11,000
Council of Australia Post Graduate Associations	\$3500
Union of Aboriginal and Torres Strait Islander Students	\$800

**Moved:** Hugh Sutton  
**Seconded:** Angus Heaton

**CARRIED**

*Patrick Stewart entered the room at 7:11pm.*

**10. Any Other Business**

Ali Amin flagged that the first student engagement committee meeting was occurring soon, and that any agenda items should be forwarded to Oscar Ong.

**11. In-Camera Items**

**OO**

**12. Close:**

**Meeting closed at 7:54pm.**

**Next Meeting:** 13/05/2018

**Close of Submissions:** 06/05/2018

**Persons Responsible for Agenda Items:**

Oscar Ong (OO)  
Stella Woo (SW)  
Ali Amin (AA)  
Hugh Sutton (HS)  
Angus Heaton (AH)