

**SWIMMING NEW SOUTH WALES LTD.  
SINCE 1896**



**MINUTES**

**FORTY EIGHTH  
ANNUAL GENERAL MEETING**

**SATURDAY 27 JULY 2013**

**WATERVIEW, DOOLEY'S AT SILVERWATER  
CNR CLYDE ST & SILVERWATER ROAD, SILVERWATER**

**MINUTES**  
**FORTY EIGHTH ANNUAL GENERAL MEETING**  
**SATURDAY 27 JULY 2013**  
**WATERVIEW, DOOLEY'S AT SILVERWATER**  
**CNR CLYDE ST & SILVERWATER ROAD, SILVERWATER**

**PRESENT**

**BOARD OF DIRECTORS**

Patrick Troy (President)	Graham Towle	Suzanne Bergersen	Lynn Elliott
Mark Payne	Gloria Wiegmann	Bill Ford	Helen Deas

Mark Heathcote (CEO)

**LIFE MEMBERS & PATRONS**

Clifford Harris OAM

**AREA DELEGATES**

<b>AREA</b>	<b>DELEGATE</b>	<b>AREA</b>	<b>DELEGATE</b>
North Coast	Ann Pilkie	Metro South West	Richard Galea
Metro South East	Philip Speet	New England & North West	Michael Birmingham
Southern Inland Coast & Valley	Michael Donnelly Norm Roberts	South Eastern	Bob Alford

**CLUB DELEGATES**

<b>CLUB</b>	<b>DELEGATE</b>	<b>CLUB</b>	<b>DELEGATE</b>
Aquablitz Toongabbie	Shane Todd	Bankstown Sports	Neil Rogers
Barker Aquatic	Jeff Thompson	BSC Rockdale	John Aitken
Canberra	John Skene OAM	Central Newcastle	Patricia Roberts
Cherrybrook Carlile	Andrew Brackin	East Maitland Olympic	Judith Duma
Engadine	Deirdre de Plater	Glenbrook	Margaret Spurway
Hurstville Aquatic	Simon Watkins	Katoomba RSL	Walter Hitchell OAM
Kempsey	Margaret Jopling	Lane Cove	Lesley Pike
Lismore Workers Swim Team	Anthony Gallpen	McCredie Park Aquatics	Craig Noble
Menai	Maree Pavlovec	Merrylands	Peter Johnston
NC Aquatic	Greg McKillop	Nepean Aquatic	Stephen Hardy
Parkes	Barbara Weaver	Peakhurst	David Goff
Revesby Workers	Bronwyn Hatzis	Ryde-Carlile	Dianne Seary
Sans Souci Sea Devils	Jo Wazny	Sladem	Ken Howard

SOPAC Swim Club	Andrew McKenzie	Sydney University	Michaela Ferrier
The Hills Swimming & Life Saving Club	Sue Payne	Trinity Grammar	Bruce Innes
Twin Towns Services	Helen Green	West's Illawarra Aquatic	Bruce Cannon
Willoughby	Regina Haertsch	Wingham	Margaret Cornall
Woodenbong	Jennie Riley		

## **VISITORS**

Narelle Duggan	Pia Farmilo	Matt Adair	Graham Taylor
Josie Strbik	Jenny Schwetz	John Owen	Dave Cooper
Gail Cauchi	John Rohloff	Haydn Belshaw	Ian Wilson
Patricia Downie	David Kennedy	David Hinds	

## **APOLOGIES**

Chris Myers	Tek Samuel OAM
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## **1. WELCOME**

At 10.05am the President, Patrick Troy, declared the 48<sup>th</sup> Annual General Meeting open. Patrick then noted the apologies for the meeting; Life Member, Tek Samuel OAM and Swimming NSW Director Chris Myers. Patrick also introduced the Swimming NSW Directors that were present to the meeting. Special mention was made to Bill Ford who was retiring as a Director at this meeting after many years of service on the Board.

Patrick then made mention of those members who had passed during the year: Nancy Dixon – Life Member of Swimming NSW, Isa Wye MBE – Life Member of Swimming NSW, Henry (Harry) Schofield – Life Member of Swimming NSW, Mick Lord – Life Member of Shellharbour-Warilla Swimming Club, Kurt Lloyd – Life Member of Raymond Terrace Swimming Club, Cherrill Hewes – Life Member of Lismore Workers Swim Team, Ian Hein – Member of Castle Hill RSL Dolphins, Warwick Webster – Coach at Ashfield Aquatic Centre and Kerrie Ellis – Life Member of Maroubra Swimming Club.

Patrick then requested a silent remembrance to those members.

Finally, Patrick extended a welcome to Swimming NSW Vice-Patron Clifford Harris OAM.

## **BUSINESS**

### **2. MINUTES**

- 2.1 Moved and Seconded that the Minutes of the 47<sup>th</sup> Annual General Meeting of Swimming NSW held on 21<sup>st</sup> July 2012 be taken as read.

**CARRIED**

- 2.2 Moved and Seconded that the Minutes of the 47<sup>th</sup> Annual General Meeting of Swimming NSW held on 21<sup>st</sup> July 2012 be accepted as a true and correct record.

**CARRIED**

### **3. ANNUAL REPORT**

- 3.1 The President presented the 116<sup>th</sup> Annual Report for the period 1 April 2012 to 31 March 2013.

Patrick Troy spoke to his written report, highlighting that 2012/13 had been another successful year for Swimming NSW, with the Company working well towards many of its strategic objectives and also achieving many of its operational objectives which Mark Heathcote would talk about later in the meeting. Overall Patrick was very pleased with the Company's performance over the year.

Patrick then made a note that the performances of NSW athletes on both the National and International stage continues to improve and that the Board recently approved the creation of a High Performance Committee Standing Committee to focus on this key strategic area. Patrick noted that there would be a presentation on this Committee during the State Forum.

Patrick then noted that Swimming NSW would not continue to achieve success without the assistance of its members and he called for their support in achieving the key objectives of the Company. Patrick also reported on the implementation of the Swimming NSW Indigenous Participation plan, of which there would also be a presentation on during the State Forum.

Finally, Patrick thanked the fantastic contributions of the Swimming NSW staff who had been well led throughout the year by their CEO, Mark Heathcote.

The CEO, Mark Heathcote, then gave his report which further highlighted the following Operational aspects:-

- The implementation of the new Swimming NSW Strategic Plan
- The London Olympic & Paralympic Games results
- The increase in membership that was recorded this year
- The successful implementation of the first year of the Swimming NSW and ascta NSW Coach Development Framework
- The improved performance of NSW athletes at both the National Age and Open Championships
- The continued support of Swimming NSW Aquatic Management
- The continued focus to provide an increased level of service to our grass roots swimmers through the Development Officer network
- Highlighted some key achievements of the Development Officers throughout the year
- The introduction of the Indigenous Participation programs
- The ongoing development of the Company's online systems
- Continued success of the Company's showcase events
- Continued assistance to volunteers to reduce the barriers to them participating in Swimming NSW meets
- Acknowledged appreciation for Company Sponsors; Speedo, Courtyard by Marriott North Ryde and the Office of Communities NSW – Sport & Recreation
- Outlined the year end membership figures, which reflected an increase in membership of 0.3%
- Congratulated Winners and Finalists in the 2012 NSW Sports Federation Awards and recipients of the 2012 Telstra Swimmer of the Year Awards
- Congratulated the nine NSW Clubs who achieved Platinum and Gold Standard in the 2012 Swimming Australia Go Club PB Program
- Congratulated the NSW swimmers, coaches and managers who represented Australia at the 2012 Olympic & Paralympic Games
- Wished the NSW athletes competing at the upcoming FINA World Championships all the best for the competition
- Special thanks to Pat Troy, the Board of Directors, Club and Area representatives, technical officials, staff, parents and athletes

In closing Mark expressed the importance of maintaining the successful momentum of the various new initiatives introduced this year as well as recognising the areas for continued improvement to ensure long term success for the future.

It was duly Moved and seconded that the 116<sup>th</sup> Annual Report be adopted.

**CARRIED**

3.2 Moved and seconded that the Financial Statements for the period 1 April 2012 to 31 March 2013 be received.

**CARRIED**

The CEO presented the Financial Statements, highlighting the following:

- A \$42,244 surplus result for Swimming NSW Ltd for the Year
- Group Operating profit of \$9,941. The Consolidated accounts showing a smaller surplus was due to NSW Swimming Nominees Pty Ltd providing a capital distribution of \$30,000 to Swimming NSW Ltd throughout the year and Swimming NSW Aquatic Management recording a small loss for the year
- Consolidated Entity with accumulated funds totaling 1,954,569
- Cash & Cash Equivalents for the Consolidated Entity were \$764,438 with \$750,000 in investments, totaling \$1,914,289

The main reasons for the final result being;

- Increased Donations, Sponsorship and Government Grants of \$110,000
- Increased Swim Meet Revenue of \$39,000 due to increased entries and attendances
- Increased interest received of \$5,500 due to higher returns achieved on the Company's investments
- A saving of \$16,000 on Area Development Grants, with not all Areas conducting activities during the year
- A saving of \$10,000 on Insurance Premiums due to the excellent brokerage offered by JLT Sport

Mark reported that the Board was conscious that continued deficits were not sustainable and were therefore pleased to report a surplus for this year, despite the fact that Swimming NSW still boasts the lowest membership fees across Australia. Mark also noted that a small surplus had also been budgeted for the 2013/14 year.

In summary, Mark highlighted that the final result for the year allowed the Company to remain in a strong financial position to achieve its objectives in the coming years. It was then Moved and seconded that the Financial Statements be adopted.

**CARRIED**

#### **4. NOTICES OF MOTION**

Patrick Troy invited Mark Payne, Director of Swimming NSW, to present four (4) Notices of Motion to the meeting that had been proposed by the Swimming NSW Board. All relevant paperwork relating to each motion had been distributed to the members prior to the meeting.

Prior to any of the Motions being put to the meeting, it was Moved and Seconded that David Hinds and Clifford Harris OAM be appointed as returning officers for the voting.

**CARRIED**

It was Moved and Seconded that Clause 6.7 be deleted from the Constitution. Mark Payne explained the rationale behind the deletion and some the delegates present raised some questions of clarification regarding this.

The Motion was then put to the meeting.

**CARRIED**

It was Moved and Seconded that Clause 6.8 (b) be amended to delete the words “copies of its annual report and financial statement of the previous year of operation and”.

Mark Payne explained the rationale behind the amendment and some the delegates present raised some questions of clarification regarding this.

The Motion was then put to the meeting.

**CARRIED**

It was Moved and Seconded that Clause 23.1 (b) be amended to delete the words “including the President” and that Clause 23.2 be added.

Mark Payne explained the rationale behind the amendment and the addition, highlighting the Australian Sports Commission’s mandatory governance principles for Australia’s national sporting organisations. Mark explained that whilst Swimming NSW was obviously not a national sporting organisation, the Board had formed the view that adopting the governance changes for Swimming NSW would be greatly benefit the Company in the long term.

The delegates present raised questions of clarification and some delegates spoke for and against the motion. Mark then gave his right of reply and the Motion was then put to the meeting.

**LOST**

When the Motion was lost, some of the delegates present wished to clarify the position of delegates who abstained from the vote. The President clarified that for a Special Resolution to be passed, 75% of the Delegates present and eligible to vote must vote for the Motion, meaning that an abstained vote was actually a vote against the Motion. In light of this information, it was Moved and Seconded that the original Motion be rescinded and another vote occur.

**CARRIED**

The original Motion that Clause 23.1 (b) be amended to delete the words “including the President” and that Clause 23.2 be added was again put to the meeting.

**CARRIED**

It was Moved and Seconded that Clause 24.4 & 25.2 be amended so the term of office of each director is 3 years. There would also be a maximum term of 9 years (being 3 terms of office of 3 years each). Directors who reached the maximum term would not be eligible for election onto the Board for a further 3 years.

Mark Payne explained the rationale behind the amendments, again noting the Australian Sports Commission’s mandatory governance principles and some the delegates present raised some questions of clarification regarding this.

The Motion was then put to the meeting.

**CARRIED**

The President thanked Mark Payne for presenting the Motions and also all the delegates present for their constructive discussion on these important matters.

## **5. ENDORSEMENT OF VICE PATRONS**

The President, Patrick Troy, reported that John Devitt AM had indicated that he could no longer act as a Vice-Patron but Pat thanked John for his outstanding contributions to the sport of swimming over many many years.

Patrick then reported that in conformity with the provisions of By Law 38.2 (b) the Board of Directors had invited Mr. Clifford Harris OAM and Mr. Forbes Carlile MBE to grant their patronage and both gentlemen had generously accepted the offer. Accordingly, Patrick then put to the meeting their names for endorsement.

Moved and Seconded that Mr. Clifford Harris OAM and Mr. Forbes Carlile MBE be endorsed as Vice-Patrons of Swimming NSW Ltd.

**CARRIED**



## **6. APPOINTMENT OF AUDITORS**

Moved and Seconded that Ernst & Young be appointed Company Auditors for the 2013/14 financial year.

**CARRIED**

## **7. DECLARATION OF DIRECTORS**

In accordance with provisions of the By Law 11 (I) the declaration of the poll was undertaken.

Commencing on the 3<sup>rd</sup> May 2013 online voting memorandums were posted out periodically to 312 eligible members. The online voting period lasted for six weeks commencing on Monday 10<sup>th</sup> June 2013 and concluding on Monday 22<sup>nd</sup> July 2013. By close of voting a total of 72 members had voted.

Of the 72 member votes received for Directors there were 0 that were deemed informal votes.

There was no requirement for an election for the position of President of Swimming NSW as the incumbent President, Patrick Troy, was the only nominee and thus was re-elected unopposed.

The following Directors were elected for a 2 year term:-

- Janelle Barnett
- Mark Payne
- Graham Towle

Moved and seconded that that Poll, as declared, be endorsed.

**CARRIED**

Mark Heathcote extended a thank you to all the Member Associations who had voted in the elections and also to those individuals who had nominated for the Board this year.

## **8. PRESENTATION OF SERVICE EXCELLENCE AWARDS**

The recipients of the 2013 Service Excellence Awards were announced and presented by various Directors:-

- Ann Pilkie
- Norman Roberts
- Stephen Hardy

The President expressed his thanks to the Presenters and congratulated the recipients.

Prior to closing the meeting, Pat Troy invited Bill Ford to speak. Bill thanked everyone for their support of him during his tenure as a Swimming NSW Director and noted that he had enjoyed his time on the Board. Bill also stated that he hoped to remain in the sport, assisting on at least one of the Swimming NSW Standing Committees. Those present showed their appreciation to Bill for his time on the Board.

## **9. MEETING CLOSURE**

Patrick Troy then thanked everyone for their attendance and then closed the meeting at 11.45am.

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