

YUED ABORIGINAL CORPORATION DIRECTOR BY-ELECTION NOTICE and CALL FOR CANDIDATES TO SEEK ELECTION

By resolution of the directors, the Yued Aboriginal Corporation (ICN 9579) is seeking an experienced and skilled Corporation member to be a Director. A ballot is scheduled to open on 6 May 2024 for one (1) Director Position that is elected by the Members of the Corporation.

The nomination period for the above position will commence on 1 March 2024 and will close on 22 March 2024 at 5:00pm.

Nominations

A Nomination must include:

- A completed Yued Aboriginal Corporation director nomination form
- Director ID number
- A cover letter addressing the selection criteria
- A current Curriculum Vitae
- Referee details
- A Candidate statement for Ballot Information material to members (Candidate Profile not exceeding 150 characters)
- A current National Police Certificate.

You must attach a National Police Certificate (NPC) to your Nomination Form. As an NPC can take 2 -3 weeks to process, we strongly recommend you apply for your certificate as soon as possible. Applications without an NPC will not be accepted. An NPC must be no more than twelve (12) months old.

Nomination forms can be obtained from the SWALSC Office (Level 2/100 Royal Street East Perth) or via the Yued Aboriginal Corporation website at yued.org.au/elections from 1 March 2024.

Please submit your completed nomination to the Returning Officer by:

Email: tw@mcwilliamsdavis.com.au

Post: McWilliams Davis Lawyers
PO Box 7882
Cloisters Square PO WA 6850

In Person: McWilliams Davis Lawyers
Level 3, 172 St Georges Terrace
Perth WA 6000

DEADLINE FOR NOMINATIONS 22 March 2024 by 5:00pm

Outline of Nomination and Election Process

23 February 2024

Notice of Election and Call for Nominations released

1 March 2024

Nominations open

**5pm
22 March 2024**

Nominations close

**25 March 2024
to 22 April 2024**

Selections Committee check eligibility and notify candidates

6 May 2024

Mailout of Election Packages

10 June 2024

Close of poll

14 June 2024

Election count

15 June 2024

Election Declaration at General Meeting

ROLES AND RESPONSIBILITIES

The Directors, Secretary, other Officers and employees must comply with the duties imposed on them by the CATSI Act, ACNC Act and the general law. These may include, for example:

- a. a duty of care and diligence;
- b. a duty of good faith in the best interests of the Corporation and to further the charitable purposes of the Corporation set out in rule 3;
- c. a duty of disclosure of actual or perceived Material Personal Interests (see rule 10.3);
- d. a duty not to improperly use position or information;
- e. a duty to prevent insolvent trading; and
- f. to ensure that the financial affairs of the Corporation are managed responsibly.

The Directors will be liable for debts and other obligations incurred by the Corporation while acting, or purporting to act, as trustee.

ELIGIBILITY CRITERIA

An individual is only eligible for appointment as a Director if the individual:

- a. is at least 18 years of age;
- b. is an Australian resident;
- c. has never been disqualified from managing corporations or disqualified from being a director of a company or a responsible person of a charity under the ACNC Act;
- d. substantially satisfies the following qualifications and requirements:
 - i. financial literacy;
 - ii. leadership experience;
 - iii. experience with directorships and boards, or can demonstrate a preparedness to question, challenge and critique, and a willingness to understand and commit to the highest standards of governance;
 - iv. commitment to uphold all the legal duties, responsibilities and obligations of a Director;
 - v. absence of other commitments which would restrict the ability of the person to act effectively as a Director;
 - vi. is of high repute and recognised integrity;
 - vii. has not been convicted in the last five years of an indictable offence or criminal offence punished by imprisonment of 12 months or more by any Australian jurisdiction; and
- e. is able to produce a National Police Certificate which is acceptable to the Selections Committee.



Tom Darbyshire
Returning Officer