

EGM RESOLUTIONS

Wednesday 23 November 2016, 7.45 pm

Craigswood Sports Centre, Livingston

ASSET TRANSFER from Livingston & District AAC (Unincorporated Association), hereinafter referred to as the 'Club', to Livingston Athletic Club (Scottish Charitable Incorporated Organisation) and **DISSOLUTION** of Livingston & District AAC (Unincorporated Association)

Special Resolutions

Following on from the SCIO Application being approved on the 9 December 2015 we the Management Committee of Livingston & District AAC (Unincorporated Association) put forth the following resolutions:

Resolution 1

Following the attainment of SCIO status, we the Management Committee seek Member consent to transfer of the assets, liabilities and business undertakings from the Unincorporated Association to the SCIO;

Resolution 2

Assuming Resolution 1 is passed; we the Management Committee seek the Member consent to formally dissolve the Unincorporated Association.

Dear Member,

As per the requirements of the current constitution of the Club:

13. THE DISSOLUTION OF THE CLUB

a. Any resolution to dissolve the club may be passed at any General Meeting provided that:

i. The terms of the proposed resolution are received by the Secretary at least forty two days before the meeting at which the resolution is to be brought forward, and that:

ii. at least twenty eight days notice of the proposed resolution shall be given in writing by the secretary to all members, and that:

iii. Such a resolution shall receive the assent of two thirds of those present and entitled to vote.

b. Upon dissolution of the club, after all club and Trustee liabilities have been cleared, all remaining financial and material assets shall be given or transferred to the local succeeding athletics club, or to West Lothian Council, as determined by the meeting, to be employed for the development of the sport.

The Club can only be dissolved through agreement by two-thirds (2/3) majority vote at an AGM or EGM.

The Management Committee of the Club agreed to call an EGM for the purpose of a membership vote on the above Special Resolution.

The EGM will take place at Craigswood Sports Centre, Livingston, on Wednesday 23 November 2016 at 7.45 pm.

All members over 16 years of age on the day of the EGM have the right to vote at the EGM. Parents should vote on behalf of members aged under 16.

We the Management Committee would like you to vote in favour of the above resolutions.

Rationale

The club's status as a Scottish Charitable Incorporated Organisation (SCIO) has now been approved formally by the Office of the Scottish Charities Regulator (OSCR) with effect from 9 December 2015.

The Management Committee now wishes to ensure that all undertakings, assets, debt and liabilities of the Unincorporated Association are formally moved into the SCIO to protect the Club, the Management Committee (and its successors) and the Membership.

The history and heritage are in no way affected by this as it remains the same Club in name and its membership.

The Vote

The current constitution requires that a two-thirds (2/3) majority of those present and eligible to vote are in favour of the above resolutions.

For the avoidance of doubt, the reference to a majority relates only to the number of votes cast in favour of the resolutions as compared with the number of votes cast against the resolution, and accordingly no account shall be taken of abstentions or members absent from the meeting.

For such important resolutions your participation is very important and we would request that you attend the EGM at Craigswood Sports Centre, Livingston, on Wednesday 23 November 2016 at 7.45 pm.

Opportunities to discuss or clarify the arrangements surrounding the resolution will be given ahead of the formal vote.

With Thanks,

Signed: *Alistair Dalglish*

Position: Chairperson

Date: 26 October 2016