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## NOTICE OF THE ANNUAL GENERAL MEETING OF THE BARRISTERS' BENEVOLENT ASSOCIATION OF VICTORIA

The Annual General Meeting of the Barristers' Benevolent Association of Victoria will be held on Monday 28 October 2019 immediately following the conclusion of the AGM of the Victorian Bar Inc., in the Bar Council Chamber, Level 1, Owen Dixon Chambers East, 205 William Street, Melbourne VIC 3000. It is anticipated that it will commence shortly after 4:30pm.

All persons who have subscribed funds for the Barristers' Benevolent Association of Victoria in the current or previous calendar year, and all persons who at any time have subscribed funds of at least \$42.00 in any one calendar year, are members of the Association and are accordingly entitled to attend and vote.

### AGENDA

1. To verify the minutes of the Annual General Meeting of the Barristers' Benevolent Association of Victoria held at 4:38 pm on Monday 22 October 2018, attached and available via the following [link](#).

**Proposed motion that:** *"The Minutes of the Annual General Meeting of the Barristers' Benevolent Association of Victoria held at 4:38 pm on Monday 22 October 2018 be verified".*

2. To receive the Annual Report and Financial Statement for the period 1 July 2018 to 30 June 2019, both of which are in the Annual Report of the Victorian Bar Incorporated, a copy of which will be published on the Bar website, and a hard copy of which is available upon request to Amanda Utt at [amanda.utt@vicbar.com.au](mailto:amanda.utt@vicbar.com.au)

**Proposed motion that:** *"The Annual Report and Financial Statement for the period 1 July 2018 to 30 June 2019 be received and adopted".*

3. To amend the Rules of the Association in accordance with the proposed motion below.

**Proposed motion that:** *"The Rules of the Association be amended by inserting the following Rule after Rule 21:*

#### ***'22 Winding up***

*That the Association be wound up on a date to be decided by the Committee of Management and the assets of the Association remaining after satisfaction of all its debts and liabilities be given or transferred to Barristers' Benevolent Foundation of Victoria Ltd as trustee of Barristers' Benevolent Foundation of Victoria,*



*provided that at the time of the winding up, Barristers' Benevolent Foundation of Victoria:*

- (a) is a charity; and*
- (b) gifts to it can be deducted under Division 30 of the Income Tax Assessment Act 1997 due to it being characterised as a necessitous circumstances fund under item 4.1.3 of the table in section 30-45(1) of that Act."*

**Explanatory note:** It is proposed to incorporate a company limited by guarantee to be known as Barristers' Benevolent Foundation of Victoria Ltd and establish a trust to be known as Barristers' Benevolent Foundation of Victoria, and then seek to have the trust registered as a charity by the Australian Charities and Not-for-profits Commission and endorsed by the Australian Taxation Office as a deductible gift recipient.

It is only after the above steps have occurred that the winding up can occur.

**Katherine Lorenz**

Chief Executive Officer and Statutory Secretary

Victorian Bar Council (the Committee of Management of the Barristers' Benevolent Association of Victoria)

26 September 2019