

UNION COUNCIL

MINUTES

From the 2nd Extraordinary Meeting of the
105th UQ Union Council, 2015

6:30PM

Tuesday 06/09/2016

UQ Union Boardroom

Level 5, Union building (Bld. 21), St. Lucia Campus

Chair: Sebastian Campbell

The meeting opened at 6:46pm

The Chair acknowledged the Traditional Owners of the land

a) Credentials

The following members were present:

- Michael Lucas
- Ange Ou
- Barani Ganapathi
- Conor Spence
- Elliot Steel
- Alex Smock
- James Carroll
- Sunita Kashyap
- Jahmayne Coolwell
- Nora Abdalla
- Thomas Parer
- Eden Tam
- Roxanne Coleman
- Sebastian Campbell
- Andrew Mylonas
- Coen Harnischfeger
- Dylan Kerr
- Gabii Starr
- Emil Canita
- Bernadette Steinmann
- Guy Morgan
- Mike Hopkins
- Zachary Thomas
- Darcy Bermingham
- Sabina Rooney

The Following Members were absent:

- Olivia Amsden
- Laura L Anderson
- Roxanne Coleman
- Samuel Kiernan
- Jasmine Knight
- Molly Frankham
- Georgia Millroy
- Cat Le Poidevin
- Kate Watson
- Tristan Heiner
- Amanda Lin
- Riley Williamson
- Fei Ren
- Murrawah Johnson
- Michael Wellington
- Nick Baker
- Michael Quirk
- Matt Lucas
- Rose Richani
- Carmen Bolithon
- Harry Spicer
- Natassja Bertram
- Madeline Price
- Chao Chen
- Sachin Perera
- Monica Farrelly
- Alynna Wong
- Penelope Webster
- Claudia Farhart
- Blair Ivens
- Ismael Gonot
- Thomas Wiltshire
- Ben Quick

- Rosie Katunar

Apologies were received from the following members:

- | | | |
|--------------------|--------------------|-------------------|
| • Roxanne Coleman | • Madeline Price | • Monica Farrelly |
| • Riley Williamson | • Tristan Heiner | • Amanda Lin |
| • Monica Farrelly | • Harry Spicer | • Olivia Amsden |
| • Dylan Kerr | • Natassja Bertram | • Fei Ren |
| • Blair Ivens | • Ben Quick | |

The following applications for leave for this meeting were received:

- | | | |
|--------------------|------------------|--------------|
| • Riley Williamson | • Olivia Amsden | • Amanda Lin |
| • Harry Spicer | • Tristan Heiner | |

The following proxies were received:

- Tristan Heiner to Kurt Tucker
- Harry Spicer to Kurt Tucker
- Thomas Wiltshire to Campbell Ray
- Amanda Lin to Patrick Bowman
- Dylan Kerr to Finbar Fuller

The following others were present:

- | | | |
|------------------|-----------------|--------------------|
| • Kurt Tucker | • Campbell Ray | • Patrick Bowman |
| • Rowan Evans | • Rohan McPhee | • David Corporal |
| • Finbar Fuller | • Jordan Duffey | • Thomas Wealleans |
| • Madeline Stone | | |

Resignations:

Nil

It was moved

THAT THE NOTED APOLOGIES BE ACCEPTED AND LEAVE BE GRANTED TO ALL APPLICANTS.

COUNCIL 105/162

FULLER/TUCKER

CARRIED

b) Elections

Student, Kurt Tucker, raised a series of questions regarding why the MABS ballot was not being held at this meeting of Council.

The Union Secretary and the President explained that the Returning Officer was concerned that sufficient notice of the ballot had not been given, as this was an extraordinary meeting. They explained that the Assistant Returning Officer was also unable to attend this meeting

due to prior commitments and is also unable to run a ballot unless the power is delegated to her by the Returning Officer. They explained that if the Returning Officer had declared the ballot at the previous inquorate meeting of Council, a candidate would have been elected unopposed due to technological problems surrounding the nomination of the other candidate. In that instance, the Returning Officer wanted to allow both candidates a full and fair opportunity to nominate. It was suggested that any further complaints should be directed to the Returning Officer Dylan Kerr entered the meeting at 6:56pm. His proxy vote was no longer held by Finbar Fuller. Student, Kurt Tucker, suggested that councillors should exit the meeting, rendering it inquorate and that an extraordinary meeting should be held in order to elect a MABS Councillor. This was raised in reference to the fact that the voting of council could change depending on the outcome of the election and business should not be considered until the MABS councillor is elected. Suggestion raised to hold the ballot without the Returning Officer
Procedural motion to continue with the meeting without the ballot.

CARRIED

The Union Secretary raised that if councillors are considering leaving the meeting, this will affect the ability to put through necessary regulatory amendments prior to the electoral period.
Procedural motion to consider the electoral regulatory amendments

NOT CARRIED

The Union President raised that if there are any Councillors considering leaving the meeting to intentionally pull quorum, they are not meeting the requirements of their duties, especially as the meeting will be considering the 2016 Review Budget. Student, Kurt Tucker, raised that business should be considered after an election for the MABS Councillor. He raised that the constitution requires an election and the outcomes of the Review Budget could be different depending on the results of the election. It was explained that there are regulatory amendments that need to be considered before the election period begins in the next day. Student, Kurt Tucker, suggested that Council consider the urgent Regulatory amendments and hold other business off until the next meeting.

The Union President raised that the decisions of a Union Body will not be invalid due to a failure to elect a person into a casual vacancy. It was raised that the concern is not regarding the validity of decisions, it is regarding the voting makeup of Council.
Procedural motion to consider the electoral regulatory amendments

NOT CARRIED

Kurt Tucker, Conor Spence, Rohan McPhee and Zachary Thomas left the meeting at 7:04pm.

c) Appeals from Decisions of Union Bodies

Nil

d) Reports of Elected Officers

No reports were starred for discussion

Procedural motion to move all other reports of elected officers en bloc.

CARRIED

It was moved en bloc

THAT THE PRESIDENT'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/163

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE UNION SECRETARY'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/164

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE REPORT OF THE VICE PRESIDENT (STUDENT RIGHTS) BE ACCEPTED AND CONFIRMED.

COUNCIL 105/165

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE REPORT OF THE VICE PRESIDENT (GENDER & SEXUALITY) BE ACCEPTED AND CONFIRMED

COUNCIL 105/166

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE REPORT OF THE VICE PRESIDENT (CAMPUS CULTURE) BE ACCEPTED AND CONFIRMED

COUNCIL 105/167

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE ABILITIES OFFICER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/166

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE ENVIRONMENT OFFICER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/168

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE POSTGRADUATE OFFICER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/169

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE INTERNATIONAL STUDENTS OFFICER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/170

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE GOORIE BERRIMPA OFFICER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/171

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE TURBOT STREET OFFICER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/172

HARNISCHFEGER/KASHYAP

CARRIED

THAT THE GATTON OFFICER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/173	HARNISCHFEGER/KASHYAP	CARRIED
THE MEDICAL STUDENTS OFFICER'S REPORT BE ACCEPTED AND CONFIRMED		
COUNCIL 105/174	HARNISCHFEGER/KASHYAP	CARRIED
THE COLLEGE OFFICER'S REPORT BE ACCEPTED AND CONFIRMED		
COUNCIL 105/175	HARNISCHFEGER/KASHYAP	CARRIED
THE UNION NEWSPAPER EDITOR'S REPORT BE ACCEPTED AND CONFIRMED		
COUNCIL 105/176	HARNISCHFEGER/KASHYAP	CARRIED

Thomas Wealleans entered the meeting at 6:55pm

e) Matters Arising from the Reports of Elected Officers

Nil.

f) Question Time

Question raised regarding whether Semper Floreat was required to represent the views of the UQ Union.

UQ Union Newspaper Editor, Sabina Rooney, responded that Semper represents the Union in so far as it is the Union publication.

Question raised regarding what would be the response of the Union or it's Executive if Semper Floreat were to misrepresent the views of the Union in any way.

The UQ Union Treasurer responded that Semper is able to publish any views so long as they do not publish anything defamatory and the material does not violate the aims and objectives of the UQ Union Constitution.

Question raised whether Semper published something in direct contradiction to the views of Union Council via a motion that was passed, what would be the outcome?

UQ Union Newspaper Editor, Sabina Rooney, responded that there is a disclaimer in every printed edition of Semper that states that the views are not representative of the President, the Semper Editors or the Union itself. Semper is an independent publication that exists to publish content from students.

Question raised as to why the President is specifically culpable for what Semper publishes.

The UQ Union President responded that it is because we are an unincorporated association.

Question raised regarding why the MABS Councillor Ballot did not occur in this meeting and what was the role of the Returning Officer in making this decision.

The UQ Union Secretary responded that Returning Officer contacted the Union Executive prior to the 7th Ordinary Meeting and outlined that due to technological issues, he had been unable to access his emails and hence had missed an email from a potential nominee requesting a nomination form. As such the Returning Officer had only received one nomination for the position of MABS Councillor. To be fair to the potential nominee, the Returning

Officer decided to delay the election to give this nominee the opportunity to nominate. The reason the ballot was not run at this meeting is because the Returning Officer felt uncomfortable that the notice for holding the ballot was not sufficient.

Question raised why Council couldn't elect a stand-in Returning Officer.

The UQ Union Secretary responded that it would be inappropriate to elect someone from the Council floor as they are fairly unlikely to be impartial, as well as it undermining the process of electing a Returning Officer through the appropriate channels.

Questions raised as to how the Returning Officer is elected.

The UQ Union Secretary responded that the Returning Officer is elected via the Returning Officer Selection Panel, the minutes of which are in the back of your business pack.

The UQ Union President outlined that the members of the Returning Officer Selection Panel include the Presidential candidate with the second highest number of votes from the previous year (in this case the Thrive Presidential candidate from 2015) as well as a member of the Electoral Tribunal and members of UQ Union Staff. The panel unanimously re-elected Mr Peter Travers as Returning Officer for the 2016-17 period.

Procedural motion to end question time early

CARRIED

g) Confirmation of Minutes from Previous Meetings

No amendments were suggested for the minutes.

It was moved

THAT THE MINUTES FROM THE 1ST EXTRAORDINARY AND 7TH ORDINARY MEETINGS OF THE 105TH UQ UNION COUNCIL BE ACCEPTED

COUNCIL 105/177

D.KERR/SMOCK

CARRIED

h) Business Arising From the Minutes

Nil

i) Reports of Other Union Bodies

Question raised regarding the reasoning behind re-electing Mr Travers as the Returning Officer. The UQ Union Secretary responded that of the four applicants received, the remaining three were grossly inappropriate for the role, either because of political affiliations or lack of any relevant experience.

The UQ Union President elaborated that Mr Travers far outshone the other applicants and has a proven record with UQ Union elections.

Councillor D.Kerr noted that he felt that Mr Travers had not dealt well with appeals and issues in the past and that he had not dealt with them in accordance with procedural fairness.

Procedural motion to move the Reports of Other Union Bodies en bloc

CARRIED

It was moved en bloc

THAT THE CLUBS AND SOCIETIES COMMITTEE REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/178 BOWMAN/ HARNISCHFEGER CARRIED

THAT THE ADMINISTRATIVE COMMITTEE REPORTS BE ACCEPTED AND CONFIRMED

COUNCIL 105/179 BOWMAN/ HARNISCHFEGER CARRIED

THAT THE ABILITIES COLLECTIVE REPORTS BE ACCEPTED AND CONFIRMED

COUNCIL 105/180 BOWMAN/ HARNISCHFEGER CARRIED

THAT THE WOMEN'S COLLECTIVE REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/181 BOWMAN/ HARNISCHFEGER CARRIED

THAT THE RETURNING OFFICER SELECTION PANEL REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/182 BOWMAN/ HARNISCHFEGER CARRIED

j) Business Which has Been Proposed

I. July 2016 Financial Results

The UQ Union Treasurer spoke verbally to her written report.

No questions were raised.

It was moved

THAT THE TREASURER'S REPORT BE ACCEPTED AND CONFIRMED

COUNCIL 105/183 SMOCK/KASHYAP CARRIED

II. Review Budget

The UQ Union Treasurer spoke verbally to the 2016 Review Budget. Of note is the increase in SSAF funding allocated to the UQ Union, from 14% to 20%.

Question was raised regarding what 'Events and Projects', 'Wages and On-Costs' and

'Administrative Expenses' under Executive Elections and Referendums covered.

The UQ Union Treasurer replied that Events and Projects is where the election vouchers go through. Administrative Expenses is where the wages of the Returning Officer staff and Wages and Oncosts is the where the wages of the UQ Union Administrative Assistant for her time spent on the elections fall under.

Question raised regarding how the Returning Officer's contract has changed.

The UQ Union Treasurer responded that it has been projected the same.

Questions raised whether the additional costs of running elections throughout the year, for example the upcoming MABS Councillor election, are portrayed in these figures.

The UQ Union Treasurer outlined that the additional elections had not been budgeted for but the numbers will show the indicative costs.

Question raised how the increase in Advocacy budget is broken down.

The UQ Union Treasurer explained that SHOC has undergone an expansion and the increase in funding was applied through in the additional SSAF allocation. SHOC now employs and International Advocate as well as Manager of the team. The majority of the additional funding has gone into Wages and Oncosts, although there is also an increase in the SHOC advertising budget.

The Treasurer also commented that another centre that has experienced a significant increase in funding is the Gatton Campus line. The majority of this additional funding has gone into Events and Projects on campus.

Question regarding whether photography for clubs and societies is included in their grant.

The UQ Union Treasurer responded that the photography costs go through the Campus Culture line.

Questions raised whether there was any rationale behind increasing the Student Rights funding allocation.

The UQ Union Treasurer responded that the majority of the additional funding has gone into expanding Morning Marmalade to three days a week, expanding the Exam Support Stalls as well as increasing the activities and services held in Stress Less Week.

It was moved

THAT THE 2016 REVIEW BUDGET BE ACCEPTED AND CONFIRMED

COUNCIL 105/184

D.KERR/MYLONAS

CARRIED

III. Regulatory amendments

A series of regulatory amendments were presented to Council, proposing to amend R99 and R189 of the UQ Union Regulations.

The mover of the motion explained that the old process of ratification allowed for less discretion for the committee to reject a club, which allowed for a fairer system. He explained that the discretion to reject a club was during the affiliation process.

Elliot Steel left the meeting at 7:36pm.

The Vice President of Campus Culture, Ange Ou, referred Council to the explanatory note given with the original regulatory amendments which changed the system. She explained that the amendments went through in March and guided Council through the processes of ratification and affiliation under the old system compared to the new system.

Thomas Parer left the meeting at 7:46pm

The Vice President of Campus Culture, Ange Ou, explained that under the old system the committee had no discretion to reject a club seeking ratification unless one of four reasons applied. This meant that many clubs who were inappropriate for affiliation

for other reasons would go through the arduous process of seeking affiliation, only to be rejected. She explained that the old system gave discretion to the Committee at the affiliation stage. This process was unfair and put students through a lengthy and drawn out process. She explained that the new system worked so as to ensure that clubs who are inappropriate for affiliation will not be ratified in the first place.

Question raised regarding whether the Committee was required to give reasons for rejecting the affiliation of a club under the old system when the decision was discretionary.

The Vice President of Campus Culture, Ange Ou, explained that she has not had to reject an affiliation under the old system and she is unsure how past Vice Presidents have handled the process.

In response to a series of questions, the Vice President of Campus Culture, Ange Ou, explained that they would be able to book rooms but they did not have access to funding. Ratification and Affiliation still occur in two separate meetings.

Question raised regarding whether reasons are given to people seeking club ratification when the Committee uses its discretion not to ratify the club.

The Vice President of Campus Culture, Ange Ou, explained that reasons are given. She added that a Standing Resolution On Policy will be drafted in order to provide some guidance regarding the decision to ratify a club. She emphasised that the reason for the new system is for purposes of practicality.

Procedural motion to go to a vote

CARRIED

It was moved

THAT R189.4 BE REMOVED AND REPLACED WITH:

R189.4 THE CLUBS AND SOCIETIES COMMITTEE MUST RATIFY THE EXPRESSION OF INTEREST UNLESS:

- A) IT IS INCOMPLETE, UNCLEAR OR INCONSISTENT WITH THE CONSTITUTION, REGULATIONS OR STANDING RESOLUTIONS ON POLICY; OR
- B) THE PROPOSED AIMS OF THE PROPOSED CLUB OR SOCIETY MAY REASONABLY BE FULFILLED BY AN AFFILIATED CLUB OR SOCIETY; OR
- C) IN THE CASE OF AN EXPRESSION OF INTEREST TO BE A CAMPUS-BASED CLUB, THERE IS A CLUB WITH THE SAME OR REASONABLY SIMILAR AIMS THAT WISHES TO OPERATE AT THE APPLICANT CAMPUS; OR
- D) THE NAMES CONTAINED IN THE EXPRESSION OF INTEREST ARE SUBSTANTIALLY SIMILAR TO THE MEMBERSHIP OF AN EXISTING CLUB OR SOCIETY.

COUNCIL 105/185

RAY/EVANS

NOT CARRIED

Recorded Vote:

HABS Councillor: Amanda Lin proxied to Patrick Bowman	<i>Abstention</i>
HABS Councillor: James Carrol	<i>Abstention</i>
HABS Councillor: Sunita Kashyap	<i>In favour</i>
EAIT Councillor: Coen Harnischfeger	<i>In favour</i>
EAIT Councillor: Guy Morgan	<i>Abstention</i>
Science Councillor: Andrew Mylonas	<i>In favour</i>
Science Councillor: Zachary Thomas	<i>Absent</i>
Science Councillor: Darcy Bermingham	<i>Against</i>
BEL Councillor: Tristain Heiner	<i>Absent</i>
BEL Councillor: Harry Spicer	<i>Absent</i>
BEL Councillor: Thomas Wiltshire proxied to Campbell Ray	<i>In Favour</i>
HASS Councillor: Alex Smock	<i>In favour</i>
HASS Councillor: Dylan Kerr	<i>Against</i>
HASS Councillor: Conor Spence	<i>Absent</i>
MABS Councillor	<i>Casual Vacancy</i>

Campbell Ray left the meeting at 7:58pm

It was explained that the regulatory amendments regarding the election were recommended by the Returning Officer for reasons of efficiency.

One motion was amended to include a word which was missing from the original motion. It was explained that the word 'group' should have appeared after the word 'electoral'.

Procedural motion to waive notice to consider the regulatory amendments.

CARRIED

It was raised that Council needed 10 voters in the room in order to consider the electoral regulatory amendments.

Campbell Ray entered the room at 8:05pm

It was suggested that Council consider a motion regarding the disapproval of Councillors pulling quorum intentionally.

It was agreed to first consider the Regulatory Amendments.

The mover of the motion explained that the motion was recommended by the Returning Officer and is designed to make the nomination receipt more efficient.

It was moved

THAT R99.2 BE REMOVED AND REPLACED WITH:

R99.2 WITHIN ONE ACADEMIC DAY OF THE CLOSE OF NOMINATIONS, THE RETURNING OFFICER MUST ACKNOWLEDGE ALL NOMINATIONS BY PROVIDING A WRITTEN RECEIPT TO EITHER THE CAMPAIGN

MANAGER OF EACH ELECTORAL GROUP NOMINATED OR DIRECTLY TO A NOMINEE, WHERE THEY ARE NOT PART OF AN ELECTORAL GROUP NOMINATION. THE WRITTEN RECEIPT MUST BE ACCOMPANIED BY A COPY OF PART FIVE OF THESE REGULATIONS.

COUNCIL 105/186

LUCAS/STARR

CARRIED

The mover of the motion explained that the motion was recommended by the Returning Officer and explained that this will ensure that the campaign manager is informed of any student receiving a rejection of nomination from their electoral group.

It was moved

THAT R99.3 BE REMOVED AND REPLACED WITH:

R99.3 IF THE NOMINATION IS REJECTED, THE RETURNING OFFICER MUST NOTIFY THE PERSON CONCERNED OR HAVE SENT NOTIFICATION TO THE PERSON BY 9:00AM THREE ACADEMIC DAYS FOLLOWING THE CLOSE OF NOMINATIONS. THE NOTIFICATION MUST STATE THE REASONS FOR THE REJECTION AND INCLUDE THE TELEPHONE NUMBER OF THE ELECTORAL TRIBUNAL REGISTRAR. IF A TELEPHONE NUMBER HAS BEEN INCLUDED ON THE NOMINATION FORM THE RETURNING OFFICER MUST ATTEMPT TO NOTIFY THE PERSON BY TELEPHONE AS SOON AS POSSIBLE.

- a) IF THE STUDENT IS NOMINATING AS PART OF AN ELECTORAL WITH A CAMPAIGN MANAGER, THE RETURNING OFFICER MUST ALSO NOTIFY THEIR CAMPAIGN MANAGER OF THE REJECTION.

COUNCIL 105/187

LUCAS/STARR

CARRIED

IV. Incorporation Update

Council agreed to consider a motion regarding the calling of a General Meeting.

The mover of the motion explained that Incorporation is progressing well and explained that in order to incorporate the Union, a General Meeting or Referendum would need to be held. It was explained that a referendum would be very expensive and a General Meeting would be more appropriate. It was explained that Council would need to endorse the General Meeting for such a meeting to occur. The importance of incorporating was emphasised with particular reference to the heavy legal burden placed on the student executive in terms of liability. It was explained that quorum for a General Meeting would be approximately 100 students, but the Union will seek legal advice regarding the holding of the General Meeting.

It was moved

