

Summary of Amendments to the One Mahurangi Business Association Constitution Sep 2022

BID Policy Requirement #	BID Policy / One Mahurangi Business Association Constitution	Amendments
1, 2, 5, 6, 7, 11, 12, 13, 14, 15, 16, 19, 22	<p>BID Policy Section Four – BID programme participants in the operation of the BID programme 4.1 BID-operating business association executive committee</p> <p>ONE MAHURANGI constitution</p> <ul style="list-style-type: none"> • Rule 12 Role and Powers of the Executive Committee 	<p><u>Rule 12.2.7 (g)</u>: any other matters or requirements as set out in the BID Policy. <u>Rule 12.2.10</u>: shall be responsible for ensuring that the Association complies with the Act, these Rules and all other applicable laws and regulations including all aspects of the BID Policy.</p>
11	<p>BID Policy Section Three – BID programme and annual accountability</p> <p>ONE MAHURANGI constitution</p> <ul style="list-style-type: none"> • Chapter V – General Meetings 	<p><u>Rule 22.2.4</u>: to receive and approve the proposed budget for the following Financial year, provided that any increase in the BID targeted rate grant by more than 10% or \$10,000 (whichever is greater) over the current years BID targeted rate grant must be approved by Special Resolution; Added new rule: <u>Rule 22.2.8</u>: to approve the annual accountability reporting as required and set out in the BID Policy. Amended rule: <u>Rule 24.3.2</u>: in any case where a proposed Special Resolution is to approve the amount of BID targeted rate grant for a Financial Year which is an increase by more than 10% or \$10,000 (whichever is greater) over the previous year’s grant amount, draw particular attention to the matter and clearly distinguish it from any other notice being given at the same time. As a minimum, this shall involve the notice being given in a separate document which does not contain any communication about any other matter and which is headed: "IMPORTANT NOTICE TO MEMBERS: NOTICE OF INTENDED SPECIAL RESOLUTION TO INCREASE THE BID TARGETED RATE GRANT BY MORE THAN 10% OR \$10,000."</p>
	<p>BID Policy Section Three – BID programme and annual accountability</p> <p>ONE MAHURANGI constitution</p>	<p>Added new rule: <u>Rule 33.3.4</u>: any other reporting requirements as required under the BID Policy Added rule: <u>Rule 41.2.2 (d)</u>: annual accountability reporting to Auckland Council as required under the BID Policy.</p>

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	<ul style="list-style-type: none"> Chapter VIII – Planning, Reporting and Accountability 	<p><u>Rule 41.3.2 (g)</u>: all other accountability reporting requirements set out in the BID Policy.</p> <p>Amended rule: <u>Rule 43</u>: For the purposes of these Rules, where any information or document is required to be made available to all or any Members, and/or the Council, including under the BID Policy.</p> <p>Added new rule: <u>Rule 43.3.4</u>: information as required under the BID Policy</p>
17	<p>BID Policy Section Four – BID programme participants in the operation of a BID Programme</p> <p>ONE MAHURANGI constitution</p> <ul style="list-style-type: none"> Changes to Rules Winding up or restructuring 	<p>Amended rule: <u>Rule 44.2</u>: any alteration, rescission, addition or replacement that affects the objects or any other provision relevant to the BID Programme, three-year BID targeted rate grant agreement or the BID Programme Targeted Rate Grant will not be valid or effective unless and until it is approved in writing by the Council.</p> <p>Amended rule: <u>Rule 45.3.3</u>: If there remains, after the satisfaction of all debts and liabilities and any any surplus property or funds, that surplus shall not be paid or distributed to any Member and shall instead be distributed or applied for the objects of the Association and/or for charitable purposes in or for the benefit of the BID Targeted Rating Area, which may include a transfer to any other New Zealand organisation that operates for such objects or purposes in or for the benefit of the area and not for private pecuniary profit.</p> <p>Amend rule: <u>Rule 45.5.3</u>: any amalgamation or merger that affects the objects or any other provision set out in the Rules relevant to the BID Programme, three-year BID targeted rate grant agreement or the BID Programme Funding will not be permitted unless and until it is approved in writing by the Council.</p>
	<p>ONE MAHURANGI constitution</p> <ul style="list-style-type: none"> DEFINED TERMS AND RULES OF INTERPRETATION 	<p>Included Intro Defined Terms:</p> <ul style="list-style-type: none"> “BID Policy” means the council policy that sets out the relationship between the association and Auckland Council including the three-year BID Targeted Rate Grant Agreement, and the governance and accountability requirements for the BID programme and BID targeted rate grant;