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Minutes of Annual General Meeting 2024

The Sikh Association of Western Australia Inc Held –

Saturday, 07 September 2024

TIME: 0900 – 1915 HOURS

Canning Vale Gurdwara Sahib Langar Hall

Note:

- 1.The Minutes of Meeting (MOM) for the SAWA AGM 2024 have been updated after incorporating comments received by 14th November 2024.
- 2.Two comments have been officially recorded and addressed in the revised version.

1. Meeting called to Order (Official Opening, Attendance and Apologies)

At 9:03 am the Secretary (Mr. Manveer Singh) welcomed everyone to the 2024 AGM.

At 9:05 am- Giani Jaswinder Singh Ji performed Ardas (prayer) before the commencement of the meeting.

Secretary requested all members with voting card please make way to hall. Secretary introduced volunteers and video recording is for the purpose of minutes.

At 9:10 am Returning Officer (Mr. Jagdeesh Dhaliwal) advised quorum had been achieved and Secretary confirmed the quorum according to SAWA Constitution.

Secretary set ground rules, no screaming, shouting and opportunity to discuss. Please come to the podium and AGM will be conducted based on AGM Notice.

2. President's Address (Attachment 1A, 1B of AGM Notice)

At 09:13 am- The President, Mr Harbhajan Singh Bejawn, addressed the house, thanking all EXCO members with 100-150% workload, the volunteers and everyone was happy. Due to the increase of workload along with the activities organised by SAWA, hiring of additional Granthi, increase in the congregation by approximately by 40% in the Gurdwara and activities organized throughout the year, including Lion Club bus for hearing test in the community, medical camps, children's games and organization of the car park to provide safe walking paths along the car park. We had 2 bus trips to the country side, providing migrants from India an opportunity to experience Australia country side.

The President, also spoke about the 50th anniversary of SAWA in 2025 with a view the anniversary will be well commemorated and enjoyed by community. We hope to organize a memorable event for everyone to enjoy and appreciate the progress.

President ended report at 9:18am.

The President called Secretary to **Chair the Meeting**.

3a. Confirmation of last AGM Minutes 9 Dec 2023 (Attachment 2A of AGM Notice)

The Minutes of the 2023 AGM (held on 9 Dec. 2023) were posted on the SAWA website and Notice Board shortly after 2024 AGM.

Resolution:

That the minutes of the Annual General Meeting held on 09 Dec 2023 presented at **Attachment 2A** be confirmed as true record of the proceedings.

Proposer: Manveer Singh LM 389

Seconder: Amarjeet Singh LM 6

OUTCOME: Motion carried with unanimously approved

3b. Confirmation of last SGM Minutes 17 Feb 2024 (Attachment 2B of AGM Notice)

The Minutes of the 2024 SGM (held on 17 February 2024) were posted on the SAWA website and Notice Board shortly after the SGM.

Amarjit Singh Pabla LM 190 – Raised point of order, raising membership list used is invalid, as 26 new members were made members on 3 June and they are included in the register. Amarjit Singh Pabla made request to postponed AGM.

Chair explained, point of order is invalid and membership provided based on SAWA Constitution 7.2c. Chair read of 7.2c to AGM attendees.

Mahesh Inder Singh LM 116 – Raised point of order, confusion on who is the AGM Chair. Secretary does not have authority.

Harbhajan Singh Bejawn explained, as President, he has the authority to delegate the Chair. Chair explained 10.3.1 and it's delegated to Secretary. Chair explained 7.2c repeatedly and meeting to proceed.

Aman Singh LM 487 request on why unsuccessful not notified. Chair explained, the forms clearly mentioned only successful candidates to be notified. Chair also explained 7.2d to members. Membership application was approved by EXCO.

Dr Balbir Singh LM 203 – was explaining there are 2 groups and 90% was selected based on 1 group. Chair again explained 7.2c to members, accept or reject without providing any reason.

Sarawan Singh Vagel LM 154 – explained if someone asked a lawyer what is 'Good Faith', lawyer will struggle to provide an explanation and how 50 vacancies came about. Accept and move on. Secretary explained, some members have passed away, some expelled and some resigned.

Barjinder Kaur Kailley LM 208 ^{Amended} – raised a point of 'good character' and need police clearance. Chair explained, this is not a motion and we are talking on motion for SGM.

Sarawan Singh Vagel LM 154 – explained motion with proposer and seconder to be put to floor and vote to be taken.

Ranjit Kaur LM 99 – If there is an opposition, you have right to object. Otherwise, you are overriding everyone, its not fair.

Sarawan Singh Vagel LM 154 – explained, this motion is on SGM and accuracy of the minutes. We need to vote and move on. Point of order raised on membership. Chair explained again. Point of order raised by Sarawan Singh Vagel explained emphasis on ‘immediate effect’ (8.2e) by Chair and point of order raised by Amarjit Singh Pabla already explained before (7.2c & 7.2d).

Resolution:

That the minutes of the Special General Meeting held on 17 Feb 2024 presented at **Attachment 2B** be confirmed as true record of the proceedings.

Proposer: Manveer Singh LM 389

Seconder: Amarjeet Singh LM 6

OUTCOME: Motion carried with 56 votes in For and 47 Against.

4. Presentation and acceptance of the Association’s financial statements for the financial year ending 30 June 2024 (Attachment 3 of AGM Notice)

Chair – 3 people for each For and Against to set forward.

Barjinder Kaur Kailley LM 208 ^{Amended} – raising doubt on counting of motion votes (although it’s being done by independent people).

Chair seek volunteers from floor to come forward to count.

Harbhajan Singh Dhaliwal LM 213 – members have the right to question, however it needs to be time based and cannot go on for 5 hours.

Barjinder Kaur Kailley LM 208 ^{Amended} keeps insisting her motion needs to be approved.(No motion recorded received from Barjinder Kaur Kailley LM 208 ^{Amended}).

Abtar Singh Kaler LM200 explained, motion needs to be received. Now we can only ask question based on financial year close 30 June 2024.

Resolution:

That the Association’s financial statements for the financial year ending 30 June 2024 presented at **Attachment 3** be accepted.

Proposer: Manveer Singh LM 389

Seconder: Darshan Singh Sidhu LM 42

OUTCOME: Motion carried with 73 voters in For and 72 Against

5. Presentation and acceptance of the Auditor's report (Attachment 4 of AGM Notice)

Aman Singh LM 487 express, Auditors are looking at information provided by EXCO. He also spoke of \$153k paid to Mr. Harbhajan Singh Bejawn personal account

Amarjit Singh Pabla LM 190 pointed out, based on Auditor's report it's captured \$153K paid for reimbursement of legal case. How many invoices, name printed on invoice.

Darshan Singh Sidhu LM 42 explained, 7 invoices in total, 1st invoice 30k and Abtar Singh Kaler raised point of order, this is not financial report. Auditors already performed their independent duty.

Chair read Auditor report note. Barjinder Kaur Kailley LM 208 ^{Amended} did EXCO seek legal advise and limit was set to \$40k, did Harbhajan Singh Bejawn present, participated in decision making, who signed the cheques and was it in 1 transaction?

Surjit Singh Punia LM 216, following from Barjinder Kaur Kailley LM 208 ^{Amended}, (handed letter to minute taker) on matters not related to AGM notice or related to tabled motion and hence will not form in this minute. ^{Amended}

Resolution:

That the Auditors report presented at **Attachment 4** be accepted.

Proposer: Darshan Singh Sidhu LM 42

Seconder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion carried with 73 voters in For and 63 Against

6A. Membership Fee

Current membership Fees are \$350 for Life members and \$35 for Ordinary and Associate members.

It is proposed to maintain the same membership fee for 2023/24

Resolution:

That the membership fee for Life members be set at - \$350

That the annual membership fee for Ordinary and Associate members be set at - \$35

Proposer: Harbhajan Singh Bejawn LM 62

Seconder: Darshan Singh Sidhu LM 42

OUTCOME: Motion carried with unanimously approved.

Devinder Singh LM 311 was speaking in Punjabi. Chair explained, for the ease of minute taking, please speak in English. Devinder spoke on matters not related to AGM notice and hence will not form in this minutes. Chair clarified, email address was from SAWA membership database.

6B. Car Park Extension

To accommodate increasing weekly attendance and community growth, the Executive Committee seeks member approval to extend the car park into the vacant space, adding 142 bays and implementing one-way traffic as per the drawing. The area will also feature multipurpose courts lines for volleyball, basketball, futsal, and netball, and learning Gatka available during off-peak periods to promote youth engagement. This project is subject to council approval.

Ujagar Singh Gill (LM 180) spoke in English and Punjabi. Attendance to Gurdwara has increased. Sangat who park outside have been fined and residents in neighborhood have complained about members parking on their lawns. Congregation are getting fines for parking on the road side and complains from neighborhood.

Seeking approval for ~ \$200,000 +/- to move forward with project.

Sunder Rekhraj LM520 spoke, he will be working together with Ujagar Gill.

Prem Singh Judge LM 137 suggest to use material to soak water.

Amarjit Singh Pabla LM 190, do we need to pay ODP. Ujagar Gill explained, this is only budgetary and require council engagement.

Barjinder Kaur Kailley LM 208 ^{Amended}, have we secured any grant and what is the figure. Have we received quotes from independent supplier.

Sunder Rekhraj LM 520 explained, we are still in budgetary stage and waiting for feedback on grants from local government.

Sarawan Singh Vagel LM 154 seek to amend motion and get clarity on ODP.

Parminder Singh LM400 doesn't agree with the motion. Suggest to proceed with 3 storey car park.

Aman Singh LM 487 good proposal. This AGM is unconstitutional. Chair repeated to Aman to speak only about the

motion.

Sarawan Singh Vagel LM 154 motion to be amended to include following details. Get drawing, budget, ODP sorted out and seek approval from Council and call for SGM.

Harbhajan Singh Dhaliwal LM 213 EXCO can work on their own, withdraw this motion and re-present.

Harnek Singh Sandhu LM 339 suggests that people can start parking at Livingstone with shuttle service to ease the parking challenge.

Sunder Rekhraj LM 520 advised, good debate and motion will be withdrawn and further investigation required by incoming EXCO. He also explained, concept of parking at Livingston with shuttle service was used but it was not found useful and it cost money to hire a bus.

Resolution:

The Executive Committee (Exco) is seeking approval from the members for a budget of \$200,000 to be allocated towards the extension of the car park, which will add 142 additional parking bays and include line markings for multipurpose game courts and learning Gatka. To ensure the best value, the incoming Exco will obtain two quotes for the project. This proposal is subject to approval by the local council.

Proposer: Ujagar Singh Gill LM 180

Seconder: Sunder Rekhraj LM 520

OUTCOME: Motion withdrawn by Proposer and Seconder

6C. Maintenance on overgrown roof trees around patio area

The trees next to the outdoor patio area require maintenance due to overgrown roots causing pavers to uproot and creating a safety hazard. A trial on one tree was successful at a cost of \$10,000. We need to perform similar maintenance on the remaining 10 trees. It is also suggested to add benches around the trees instead of keeping a flat surface. The Executive Committee seeks approval for these actions.

Ujagar Singh Gill LM 180 & Sunder Rekhraj LM 520 explained idea behind motion. Raised pavements due to overgrown roots are a hazard and to beautify patio area. Resurface whole area. No grant applied so far.

Parminder Singh LM 400 – question on how this will stop growth of roots, requires more clarity. Ujagar Singh explained, tree specialist will be hired and will provide the expertise.

Amarjeet Singh LM 6 highlighted, the situation is quite hazardous. He explained the process and extend of work and seek members to approve due the motion to mitigate the hazard.

Sarawan Singh Vagel LM 154 mentioned, these trees are only going to get bigger. Probably good to remove alternate tree.

Ranjit Singh LM 442 in favour of this motion and optimize the sitting area. Harbhajan Singh Bejawn LM 62 agree with Ranjit Singh and need to get expert opinion in alternative tree. Cut it off and sell the wood, money received to plant new matured tree.

Resolution:

Exco is seeking members approval budget of \$150k Maintenance on overgrown roof trees around outdoor patio area. To ensure the best value, the incoming Exco will obtain two quotes for the project.

Proposer: Ujagar Singh Gill LM180

Seconder: Sunder Rekhraj LM 520

OUTCOME: Motion carried with 78 voters in For and 2 Against

Incoming exco to obtain 2 quotes for the project.

6D. 50th Year Celebration SAWA's History Book and Heritage Wall

We are thrilled to embark on a project to honor and celebrate SAWA's legacy by collecting, preparing, designing, and installing interpretive panels and a digital screen capturing SAWA's journey from 13 August 1975 to the present. This initiative, showcasing community stories, photos, video recordings, and artifacts, will transform the Gurdwara into vibrant, permanent tributes to our rich history. Additionally, we will create a community history book for all SAWA members. Honoring our resilience and unity, this project will involve our elders and dynamic youth, preserving our history for future generations. Join us in this exciting journey, commencing in December 2023 and culminating in a grand unveiling in March 2024, with a budget of \$57,500.

Harbhajan Singh Bejawn LM 62, this project is very important as it will show everyone involved the effort and people involved. It's a historical fact and we can distribute and share our history to others and community.

Kulwinder Singh Sidhu LM 273 history will capture the facts of 20 members removed. Chair kept insisting Kulwinder to focus on the motion.

Parminder Singh LM 400 spoke on the inspiration he received in 2011 on how SAWA started. Next generation needs to know what was done to make this place.

Amarjit Singh Pabla LM 190, spoke on Heritage Trail that cost \$300k and managed by City of Canning. This idea is half cooked and not good to proceed. Seek members not to approve now.

Barjinder Kaur Kailley LM 208 ^{Amended}, spoke people have worked very hard to bring the place up. The heritage wall need to be factual and not bias.

Chair explained, EOI was issues out to all members on 4 Aug and close on 12 Aug and some members have come forward. Posters was broadcasted, SAWA facebook and can't force anyone to participate in this history project. Minute taker to take names of any volunteer. Barjinder Kaur Kailley LM 208 ^{Amended} volunteered.

Sarawan Singh Vagel LM 154, spoke that 1st SAWA Constitution was on 23 Feb 1973. Hope we all get our facts correct before we proceed.

Chair reiterate, anyone wants to participate can participate, give name to minute taker. However, this motion will not be withdrawn. This is just a budgetary motion to get project moving.

Resolution:

EXCO is seeking members approval budget of \$57,500 towards 50th Year Celebration SAWA's History Book and Heritage Wall

Proposer: Harbhajan Singh Bejawn LM 62

Seconder: Manveer Singh LM 389

OUTCOME: Motion lost with 31 voters in For and 41 Against

Break for 30 mins for Lunch.

Meeting re-convene and Chair explains that whoever wishes to speak in Punjabi may proceed, however needs to speak in English too, as it needs to be minuted.

6E. 50th Year Celebration SAWA Outdoor Australia Sikh Migration –Heritage Seating and History

To celebrate SAWA's 50th anniversary, honor Sikh migration to Australia, we propose a transformative project featuring outdoor heritage seating and educational installations. This initiative will include seating around the outdoor patio trees, where the community gathers, and integrating informative panels and creative floorwork. By enhancing the Gurdwara's architecture and landscaping, we aim to create a walk-in heritage site that serves as an educational resource for the school and wider community. This project will celebrate our rich history and unity, preserving our heritage for future generations. We seek approval for this impactful endeavor, with a budget of \$60,000 to \$80,000, and will explore grant options available to support it as well.

Chair explained, this motion is to capture the migration from different places to Western Australia. However, availability of grants will be explored.

Dr Balbir Singh Bullar LM203, speaks against this motion. This money from community and no proposal was provided. We have no moral standing to spend the money on this type of projects.

Kulwinder Singh LM273, speaks against the motion in Punjabi.

Amarjit Singh Pabla LM 190, speaks against the motion. We should seek finance from grants instead of using our own funds.

Parminder Singh LM 400, speaks for the motion. Manveer initiative this project, it's good for wider community as it educates incoming generation.

Harminderjeet Singh LM 393, speaks for the motion, in Punjabi. This is just an initiative to start a project, and this kind of visualization important is important as it gets captured in individual minds.

Amarjit Singh LM 6, speaks for the motion, in Punjabi. Explains in English looks like, whatever Manveer says, cannot do. Someone else says, proceed. If we are not proceeding with this motion is fine, remember it takes 2 hands to clap.

Ajmer Singh LM 22, speaks against the motion. No Guru's status allowed. Amarjit Singh, apologies if he has used that words, as that was not the intent. It was merely an explanation.

Resolution:

EXCO is seeking members approval budget of \$60k to 80k towards outdoor Australia Sikh Migration – Heritage Seating and History * EXCO to also seek available grants for this project.

Proposer: Amarjit Singh Amar LM 6

Seconder: Manveer Singh LM 389

OUTCOME: Motion tie with 50 voters in For and 50 Against – TIE

Amarjit Singh Pabla LM 190 raised point of order. This point of order, those members in room, counting ballot votes shall not be considered. Harminderjeet Singh LM 393 explains, those are members and they have received AGM notice and their votes shall be considered, otherwise it's unlawful.

After much deliberation, Chair accepted that those in the room counting the ballot papers, their votes shall not be taken into consideration.

Revised outcome: Motion lost with 47 voters in For and 49 Against.

6F. 50th Year Celebration Interactive Kids Games based on Sikh Values Project

To educate children and newcomers with limited knowledge of Sikhism and Gurdwara practices, we propose implementing interactive puzzles and educational games throughout the Gurdwara. These games will cover essential content, including Sikh values, basic Sikh principles, Gurdwara practices, and key etiquette such as head covering, removing shoes, maintaining silence, washing hands, and receiving parshad. Additionally, the games will address language skills, the Sikh alphabet, numbers, and time. This initiative aims to create an engaging learning experience that fosters understanding and respect for Sikh traditions. We seek approval for this proposal to enhance educational outreach and community engagement, with a budget of \$35k to \$45k, and will explore grant options available to support it as well.

Harbir Singh LM346 speaks this motion needs to be withdrawn as it falls within EXCO expenditure jurisdiction.

Resolution:

Exco is seeking members approval budget of \$35k to 45k towards 50th Year Celebration Interactive Kids Games based on Sikh Values Project ,Exco to also seek available grants for this project.

Proposer: Manveer Singh LM 389

Seconder: Amarjit Singh Amar LM 6

OUTCOME: Motion withdrawn by Seconder

6G. Establishment of Community Legal Centre – AGM 2022 and 2023

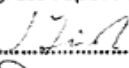
ESTABLISHMENT OF A COMMUNITY LEGAL CENTRE (2022 AGM 6.5.1)

Ranjit Kaur LM 99 spoke on for this motion. A lot of young people in community require legal advice as lawyers fee are too expensive.

6.5.1 Establishment of a Community Legal Centre

Resolution

That EXCO is charged to take all necessary steps to establish a Community Legal Centre and provide progress report to members on quarterly basis.

Proposed  Full Name, Jaswant Singh Brar Date, 8/9/22
Seconded  Full Name, SATINDER SINGH SAMRA Date, 8/9/22

Mr Brar, Mr Samra, Mr Pabla, Mrs Kalwant Kaur spoke in favour of the motion

Mrs Baljit Kailey and Mr Baldev Singh Bagga spoke against the motion

Mr Brar clarified that SAWA is not required to make any funding commitment. The funding will be provided by Federal and State Governments

Motion was carried (For 59 and Against 7)

6.2.4.4 AGM 2022 resolution – 6.5.1 Establishment of a Community Legal Centre

There has been no progress on this motion, propose incoming EXCO to take this motion onboard.

Proposer: Prem Singh Judge

Seconder: Harbhajan Singh Bejawn.

OUTCOME: Unanimously carried without debate.

Resolution

There has been no progress on this motion, propose incoming EXCO to take this motion onboard.

Proposer: Manveer Singh LM389

Seconder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion carried with unanimously approved

VI.2.25 Ordinary Motions Submitted by Members

ACCEPTED

1 of 3



SAWA 2024 Member Motion

Since the last AGM, the current Executive Committee (EXCO) has done a tremendous job in ensuring that SAWA is managed properly within the boundaries of its Constitution, consistently working towards initiatives that benefit our community. Their dedication and hard work have strengthened our SAWA, paving the way for continued growth and success.

The current Executive Committee (EXCO) has made the difficult decision, in accordance with the SAWA Constitution, to expel 19 members for various reasons. This decision was made with the best interests of the organization and the community in mind.

Regrettably, the current EXCO is facing unwarranted pressure from **Virsa Club** and **Indo OZ Australian** who have resorted to publishing defamatory content online. These publications present a one-sided narrative without seeking both sides of the story, potentially harming SAWA's reputation and future membership.

We urge all members and the broader community to approach these matters with caution and to seek the full context before drawing any conclusions.

There are conditions of Entry within Canning Vale Gurdwara Sahib, this is required to be abide by all Sanggat. This condition of entry has been established from the day of its Operation at Canning Vale Gurdwara Sahib

Below are the links

Facebook:

<https://www.facebook.com/watch/?mibextid=wIleQC&v=478458304943844&rdid=ZrCyREhMKhSpmlvy>

<https://www.facebook.com/profile.php?id=100070953211220>

YouTube:

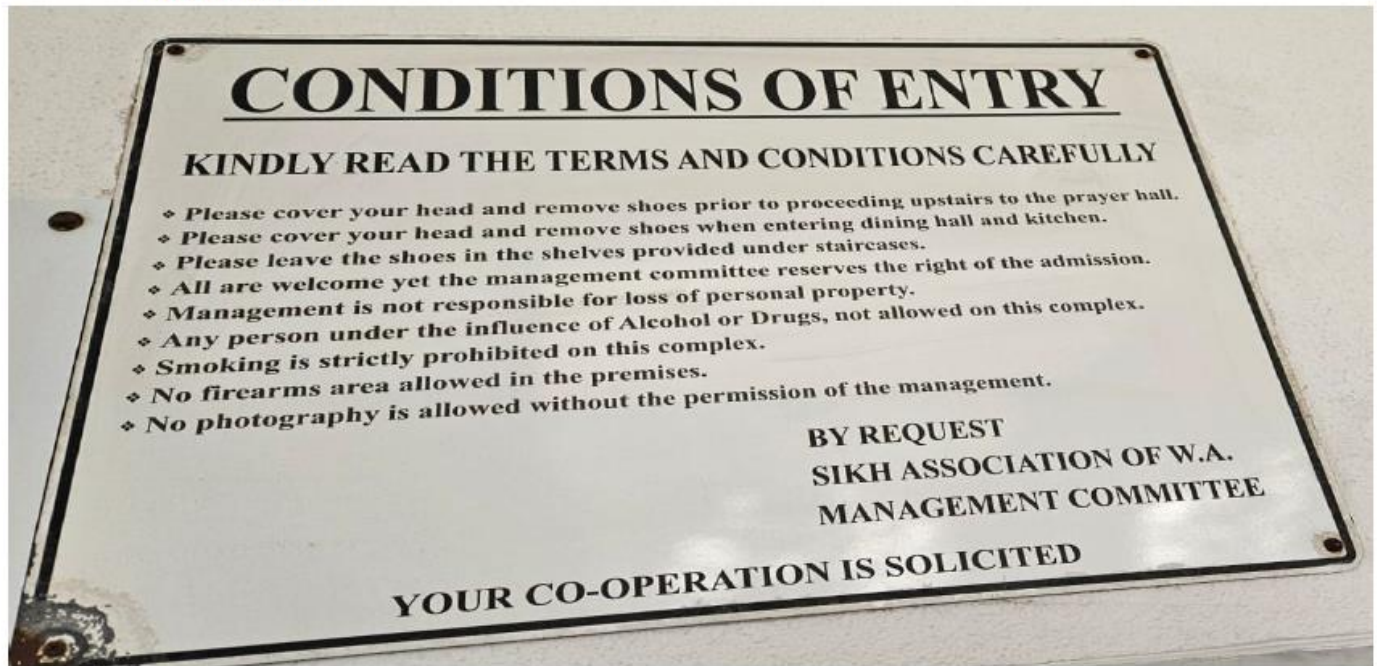
<https://www.youtube.com/watch?v=-H5E5CJpLWk>

Motion.

To safeguard the integrity of SAWA and its Executive Committee (EXCO), it is proposed that SAWA pursue defamation lawsuits against the working members of Virsa Club and Indo OZ Australian. The legal action will seek AUD 250,000 in damages from each party for publishing defamatory content that has damaged SAWA's reputation and the standing of its members. These entities have publicly inflicted harm, spread misinformation, and interfered in SAWA's affairs through biased reporting.

Proposer: *Elhanira (Harbinder Kaur Khosla) LM 195*
Seconded: *Aminder Singh (Aminder Singh) LM 295*

Supporting info



ਸਿੱਖ ਫ਼ਾਰ ਐਸੋਸੀਏਸ਼ਨ ਨੇ ਆਸਟ੍ਰੇਲੀਆ ਪਰਬ ਦੇ ਗੁਰੂ ਘਰ ਦਾ ਮਾਮਲਾ ਭਖਾਇਆਮੈਬਰਸ਼ਿਪ ਰੱਦ ਨੂੰ ਲੈਕੇ ਹੋਇਆ ਹੰਗਾਮਾ

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ਆਸਟ੍ਰੇਲੀਆ ਦੇ ਸਿੱਖ ਟੈਂਪਲ ਪਰਬ ਗੁਰਦੁਆਰਾ ਚ ਲੋਕਾਂ ਭਾਲਰਾਂ ਦਾ ਘੁਟਾਲਾ ਭਰਤੀਸ ਦੌਰਾਨ ਹੋਣਗੇ ਵੱਡੇ ਖੁਲਾਸੇ #sewa #perthsikhcommunity #indoozaustrian #LatestNews

Indo OZ Australian
12h

Overview Comments

ਆਸਟ੍ਰੇਲੀਆ ਦੇ ਸਿੱਖ ਟੈਂਪਲ ਪਰਬ ਗੁਰਦੁਆਰਾ ਚ ਲੋਕਾਂ ਭਾਲਰਾਂ ਦਾ ਘੁਟਾਲਾ ਭਰਤੀਸ ਦੌਰਾਨ ਹੋਣਗੇ ਵੱਡੇ ਖੁਲਾਸੇ
#sewa #perthsikhcommunity #indoozaustrian #LatestNews

Most relevant

- Gurdev Singh
What a shame on this present committee 😞
Like Reply
Jugnu replied · 1 Reply 50m
- Satinder Singh Samra
Worst management of Sikh Association of W/A year 2023 -2024
Shame. Shame on you John Singh and SAWA Executive .
Like Reply
Jugnu replied · 1 Reply 57m

Comment as Sikh Assoc of WA, Perth



Virsa Club - WA
866 likes · 972 followers

Intro

Virsa Club (WA) is a non-profit organisation dedicated to engage with people of all ages, gender and communities to foster goodwill, understanding, peace and harmony. This is achieved through the promotion of volunteerism, cultural and sporting activities.

Page · Nonprofit organization

PO Box 162, Thornlie, WA, 6168

virsaclubwa@gmail.com

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Photos

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Posts

Virsa Club - WA · 11h ·

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Indo OZ Australian · 13h ·

Amarjit Singh Pabla LM 190 speaks against the motion, as members was not provided sufficient time to digest the motion. Chair reiterate that, ordinary motion submitted by members have been posted for members to read since 24 Aug 2024. Sarawan Singh Vagel LM 154 speaks against the motion, claiming motions submitted to members to be provided to members and since not received, members cannot deliberate on this motion.

Ajmer Singh LM 22 speaks EXCO needs to send email to all members on the motions.

Barjinder Kaur Kailley LM208^{Amended} speaks, EXCO didn't email motions to members and supports Sarawan Singh Vagel. Abtar Singh Kaler LM 200 point of order. SAWA Constitution 15c "Members may submit ordinary motions other than budget requests to the Secretary within 7 days after issue of notice for an AGM. Such motions shall be placed on the notice board until the motions are addressed in the respective meeting". In summary, this motions are valid as per the constitution, every year.

Chair reiterates again 15c to members.

Upinder Kaur LM 556 speaks, has members been informed that the wall is a notice board?

Chair reiterates again, the wall is labeled AGM Motions and in compliance to 15c.

Ajmer Singh LM 22 spoke, wall is not Notice Board (despite having marker on the wall).

Sarawan Singh Vagel LM 154 retracts what said earlier and accepts Abtar Singh Kaler is indeed correct. However, he stresses the process is not followed.

Barjinder Kaur Kailley LM208^{Amended} suggest all 6 members motions to be withdrawn.

Chair seeks to get feedback from members, those agree to proceed with motion and those agree all 6 motions to be withdrawn.

OUTCOME: Motion lost with 38 voters in For and 54 Against.

ALL 6 Members Motion to be withdrawn.

Sucha Singh Khaira LM 194 agrees and accept all 6 motions are withdrawn.

Dr Roopwant Kaur Judge LM 425 this AGM is chaos and group of people just attacking individual and trying hard to nullify this AGM, it defeats the purpose of all of us being here. Motions are there to be discussed and voted upon. Please be respectful.

Harbhajan Singh Bejawn LM 62. Yesterday some members went to Court to stop this AGM to proceed. Case lost and this AGM is valid. With reference to my statement, if you feel it's an objection, I retract my statement^{Added}

VI.2.26 Ordinary Motions Submitted by Members

ACCEPTED

1 of 1

SAWA 2024 Member Motion

Over the last decade and particularly last 9 months, traffic on Shereve Road has increased.

Forecast is, traffic will keep increasing due to incredible progress EXCO is making, in terms of awareness.

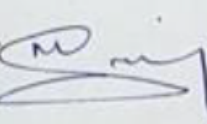
There was number of proposed names thought off, in proposer and seconder opinion below are the proposed names.

If the motion is approved, incoming EXCO to engage Council and seek their view.

Motion.

Propose to change Shereve Road to SAWA Road or Shereve Road to Khalsa Road.

Proposer:  Ujagar Singh GILL Lm 180

Seconder:  (Minder Singh) Lm 295

OUTCOME: Motion withdrawn.

VI.2.27 Ordinary Motions Submitted by Members

ACCEPTED

1 OF 1

When membership is granted to members, members have accepted to abide by the SAWA Constitution. Over the last decade, it has been observed that many members are not abiding by the SAWA Constitution. This is causing serious challenges as members are making their own rules, and ignoring the SAWA Constitution.

This breach has caused a lot of stress, loss of revenue to SAWA, distraction and conflict among members.

Motion.

Any SAWA member found to have breached SAWA Constitution to be expelled based on Rule 8.2 as described in SAWA Constitution.

Proposer: AMARJIT (AMAR) SINGH LM 06



Seconder: HARBHAJAN (JOHN) SINGH BEJAWN LM 62



OUTCOME: Motion withdrawn.

VI.2.28 Ordinary Motions Submitted by Members

ACCEPTED


1 OF 1

Recent Supreme Court Case (CIV-1266-2023) to uphold the SAWA Constitution in removing the seating President has caused SAWA to incur cost of \$249,737. This cost is related to not abiding by the SAWA Constitution.

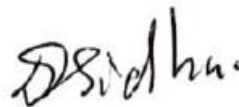
Motion.

SAWA to recover \$249,737 from 11 expelled members for failing to abide by the SAWA Constitution in removing the sitting President. 11 members to be personally liable in failing to call SGM based on 10.4.f (i) in completing the process of removing the sitting President.

Proposer: AMARJIT (AMAR) SINGH LM 06



Seconder: DARSHAN SINGH SIDHU LM 42



OUTCOME: Motion withdrawn.

VI.2.29 Ordinary Motions Submitted by Members

ACCEPTED

1 OF 1

Motion:

Background:

The authorised expenditure limit for 2023/24 SAWA EXCO for all elements linked to a single event is set at \$40,000. As per Financial Statements Notes, the EXCO has reimbursed SAWA President, H. S. Bejawn an amount of \$153,536.85 as an expense in relation to a Supreme Court Case. SAWA EXCO does not have the authority for the approval of this sum.

Resolution:

SAWA president 2023/24 Harbhajan Singh Bejawn to repay the amount of \$153,536.89 to SAWA immediately.

B. Kailley 24/08/2024

Proposer: Barjinder Kaur Kailley (LM208)

S.S. Punia 24/08/2024

Seconder: Surjit Singh Punia (LM216)

OUTCOME: Motion withdrawn.

VI.2.30 Ordinary Motions Submitted by Members

ACCEPTED

1 OF 1

Motion:

Background:

The EXCO 2023/24 has terminated the membership of 19 SAWA Life Members.

All expelled members have served the association for many years and in different positions within the EXCO. The action to issue a 'Show Cause Notice' was aggressive and excessive means to rectify any disputes and should have been handled in a more appropriate & respectful manner.

Resolution:

Incoming SAWA committee to review the expulsions of all 19 Life Members and investigate the validity of 'Show Cause Notices' served. The outcome of the investigation should be fully transparent and communicated to the Sangat.

B. S. Kailley

24/08/2024

Proposer: Barjinder Kaur Kailley (LM208)

S. S. Punia

24/08/2024

Seconder: Surjit Singh Punia (LM216)

OUTCOME: Motion withdrawn.

6N. Temperance Legal Fee – AGM 2023

6.4.1 – Resolution on Statutory Demand from Temperance Legal in AGM 2023

OUTCOME:

73 voted YES i.e. for SAWA to pay

98 voted NO that is Jaskiran Kaur Cheema and Rajinder Singh Bassi have to personally settle the legal fees demand, as signatories to the CEA with Temperance Legal.

Upon the conclusion of this motion, SAWA informed Temperance Legal of the motion. Despite SAWA's approved motion, Temperance Legal proceeded with liquidation to be heard in Court in January 2024. SAWA's Executive Committee sought legal advice and advised Temperance Legal to halt the liquidation process. SAWA paid Temperance Legal \$52,667.74, after which Temperance Legal withdrew from the liquidation proceedings.

Two demand notices were sent to JKC and RSB, requesting payment of \$52,667.74 to SAWA. Both parties replied, stating that they would not pay as it was a legal cost incurred by SAWA. Subsequently, a second legal opinion was sought. Please see the attached document for details.

Attachment 5A and 5B

Resolution:

"Having obtained legal advice on the Motions 6.4.1 tabled at the AGM held on the 9 December 2023, it is proposed that no legal proceedings are to be taken against JKC and RSB for recovery of the legal fees SAWA has paid to Jodie Moffat ".

Proposer: Manveer Singh LM389

Seconder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion lost as majority of members voted not to continue with this motion.

60. Authorise appointment of an independent registered company on membership 6.4.10 (AGM 2023)

Motion 2

Objective: To eliminate the disquiet in the Community that membership has been awarded on a preferential basis without request for submission of applications

Proposed Motion

Authorise appointment of an independent registered company auditor from a Chartered Accounting or CPA firm to carry out the following and report back to the members at an EGM by 31 March 2024

- Conduct a review of the Membership Register to ensure:
 - Members applications and admissions to membership of SAWA for the period 1 January 2017 to 31 December 2023 were processed accepted in line with the Association's Constitution and Policies and Procedures including generally accepted accounting principles and practices
 - The process is transparent and equitable
 - For applications from 15 July 2019, preference has been given to applications made in line with SAWA circular to members on 15 July 2019 as well as ensuring the process for preparing the waiting list of 25 applicants has been properly conducted and the process has been transparent and accountable
 - All members admitted since 15 July 2019 are in relation to applications submitted in response to an open request for submission of applications and took into account the priority of the existing waiting list of 25 applications mentioned above
 - The Members register is properly updated and reliable
- Recommendations and Improvements
 - Provide recommendations on improvements and implementation of internal controls to improve the accountability and integrity of the Membership process including consideration given to Membership portfolio being managed by an independent Committee (without interference from the Executive Committee and Trustees) and which reports to the Members on a regular basis (monthly or quarterly)

Benefits:

1. Any anomalies or discrepancies can be ratified by the Members so that SAWA and its members can move forward harmoniously from these differences and division created in the community
2. Move forward with a clean bill of health in relation to Membership which will reduce the differences and disputes going forward
3. SAWA and its members can once again move forward as an evolving community with full confidence in respect of Membership of SAWA.

Kalwant Singh Dhillon (LM104) spoke on the motion.

Pushpinder Pal Singh (LM139) also spoke and questioned why in 2010 and 2017 it was not raised.

Dr Kanwaljit Singh Panag (LM 106), Paramjit Singh Kahlon (LM141) and Amarjit Singh Pabla (LM190) spoke against the motion.

Motion was put to vote.

OUTCOME: Motion was carried For 66 and Against 47

Kulwant Singh Dhillon LM 104 speaks for the motion. We need to make some progress and let the external company to come out with solution and make some improvements. It's an independent party. This motion can't be amended as it's already approved from last AGM.

Jaswant Singh Brar LM 98 speaks for the motion.

Parminder Singh LM 400 speaks, he is against nepotism and we need a lottery system. We need to change practice to improve.

Proposer decided to withdraw this motion.

Resolution:

There has been no progress on this motion, propose incoming EXCO to take this motion onboard to check if there is this type of services available and it inline to SAWA Constitution and report back to membership via newsletter.

Proposer: Manveer Singh LM 389

Seconder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion withdrawn by Proposer and Seconder

6P. Request to create a sub-committee to focus on future needs of community 6.4.11

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024

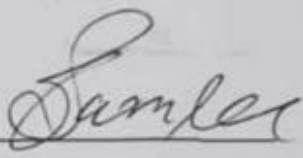
6.4.11

2023 AGM – NOTICE OF MOTION FOR INCLUSION IN AGM

PURPOSE
To be prepared and ready to meet the growing needs of SAWA members and the wider Sikh Community in Western Australia.

BACKGROUND
The Sikh community has grown many folds in Western Australia in last few years. There is need for SAWA to provide additional service to our members and wider Sikh communities. Sikh Association currently does not have any short or long term planning for these services. SAWA needs a subcommittee that can analyses the current and future needs of our members and develop short term (5 year) and long term (20 year) plan and conduct feasibility study, funding options and other measures to undertake building and construction projects. This will ensure that there is continuity of planning of all projects from one Executive Committee to next.

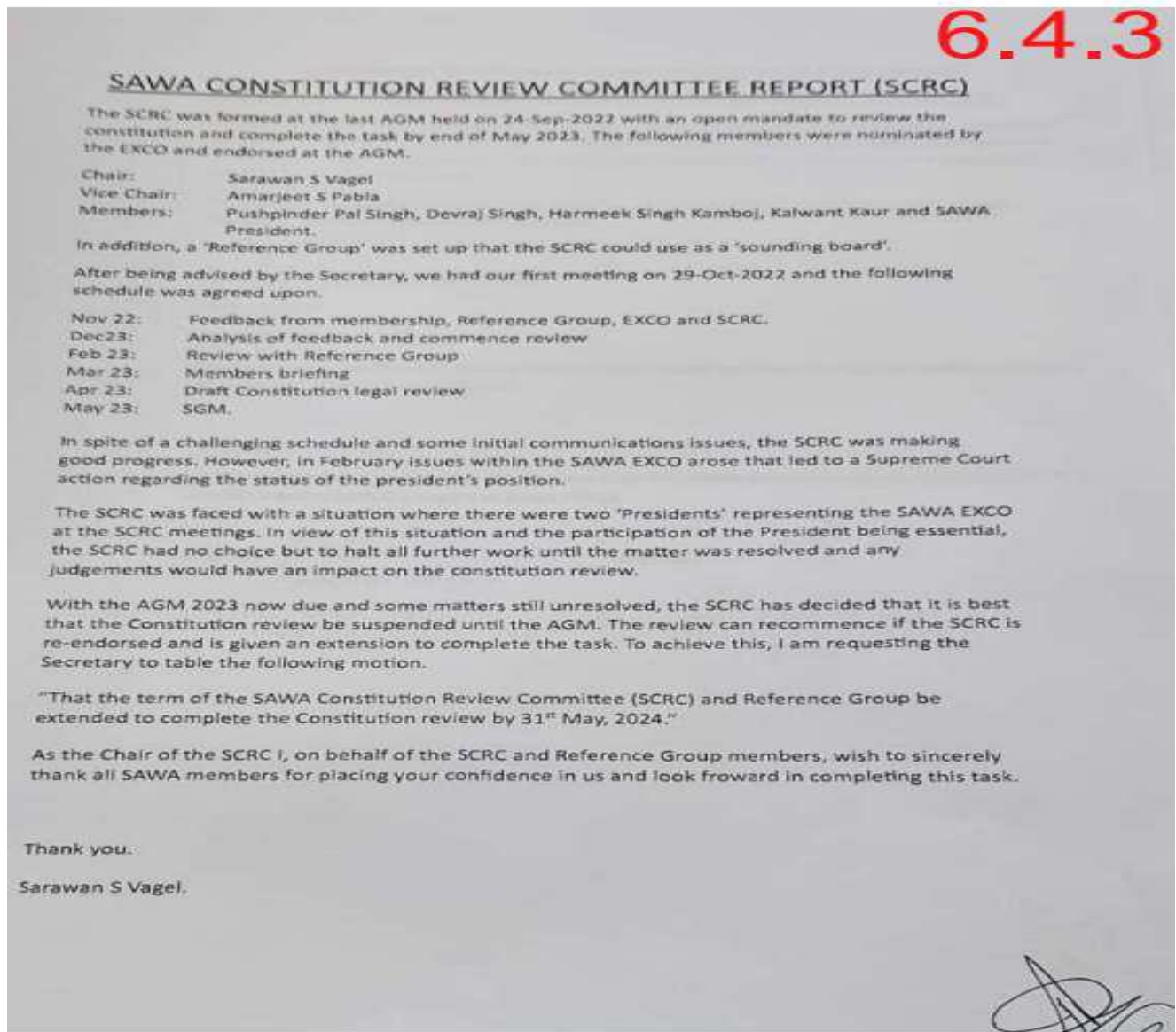
MOTION
That the incoming EXCO establishes a Planning and Development Standing Sub-Committee to identify, advice, recommend, plan and undertake future community development, infrastructure and building development for SAWA.

Proposer: <u></u> Name: PARAMJIT SINGH KAHLON Membership: LM141 Date: 23/11/2023	Seconder: <u></u> Name: SATINDER SINGH SAMRA Membership: LM160 Date: 23/11/2023
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OUTCOME: Motion lost

Proposer & Seconder are no longer member.

6Q. SAWA Constitution review committee 6.4.3



Ujagar Singh Gil LM 180 explained some people in SCRC are no longer members of SAWA. How do we address this gap.

Sarawan Singh Vagel LM 154 explains, it is EXCO responsibility to back fill the vacant positions.

Proposer propose amended motion to include EXCO to send Expression of Interest (EOI) to members to cover the vacancies in the SCRC.

Amended Resolution:

That the term of the SAWA Constitution Review Committee (SCRC) and Reference Group be extended to complete the Constitution Review by 31 May 2025. Vacant positions to be back filled.

Proposer: Manveer Singh LM 389

Seconder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion carried with unanimously approved

6R. SAWA Office Bearers 6.4.5

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024

6.4.5

SAWA OFFICE BEARERS

Background

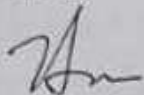
Over the last year it has come to the attention of SAWA that members from the same family are appointed as EXCO members, Trustees and external service providers e.g. auditors. This has led to serious 'Conflict of Interest' preventing SAWA to be managed based on the constitution and moral ethics.

This is quite evident when the voting is related to money matters and managing disputes.

Proposed Motion:

To maintain clear separation of powers and to eliminate conflict of interest between the Exco members, trustees and external service providers, members of same family including in-laws and first cousins are disallowed from being appointed into these Exco members, trustees and external service providers positions thus allowing each team member to work independently and transparently.

Proposer

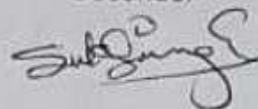


Harinder Jett Singh.

LM 393

25/11/2023

Seconder



SUKHJINDER SINGH

LM 222

25/11/2023

OUTCOME: Motion withdrawn by proposer and seconder.

6S. Exco-9 (2022-2023) pay cost of President legal fee due to defaulting SAWA Constitution 6.4.7

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

6.4.7

Background

The above Bejawn vs SAWA Ors 2023 Supreme Court case Order, Mr Harbhajan Singh Bejawn was never removed as SAWA President.

EXCO has defaulted SAWA Constitution 7.2(a)

By submitting an application for membership the Applicant is taken to confirm his unconditional acceptance of the SAWA Rules and his undertaking to abide by the same.

The failure attempt to remove SAWA President by not calling a SGM as per the Constitution Cl 10.4 f(i) by the EXCO-11 (second – twelfth defendants) has resulted in this matter to be heard in Supreme Court, as a result, order was made that Mr Harbhajan Singh Bejawn was **has not been lawfully removed as SAWA President and defendant (SAWA) have to pay cost to plaintiff (Mr Harbhajan Singh Bejawn) (Order 1).**

(a) the plaintiff has not been lawfully removed as President of the first defendant in accordance with the Constitution; and

The failure of EXCO-11 not abiding to SAWA Constitution 10.4 f(i), resulted SAWA to incur sustainable cost and damage its reputation.

1. The first defendant pay the plaintiff's costs of the originating summons, other than the costs set out in orders 2 and 3, to be taxed on a party-party basis if not agreed.
2. The plaintiff pay 80% of the 1st defendant's costs of the plaintiff's application for costs dated 30 May 2023, to be taxed if not agreed.

'Conflict of Interest' rule will apply to ALL EXCO and Trustees and must abstain from the discussions and voting on the issue during the AGM.

Proposed Motion:

'The EXCO-9 (including Jaskiran Kaur Cheema, Rajinder Singh Bassi, Daljit Singh Dhillon, Rani Kaur Samra, Paramjit Kaur Tur, Rowinderjeet Kaur, Baljit Kaur Sidhu, Puspinder Pal Singh, Bhupinder Singh Brar) to pay the cost incurred (approx..55k) back to SAWA due to their negligence and failure to abide SAWA Constitution. This cost is related to Order 1 and Order 2 of the Supreme Court decision.'

Voting to be carried out through secret ballot

Proposer

Rani
Dalbier singh
24/11/2023
LM 356

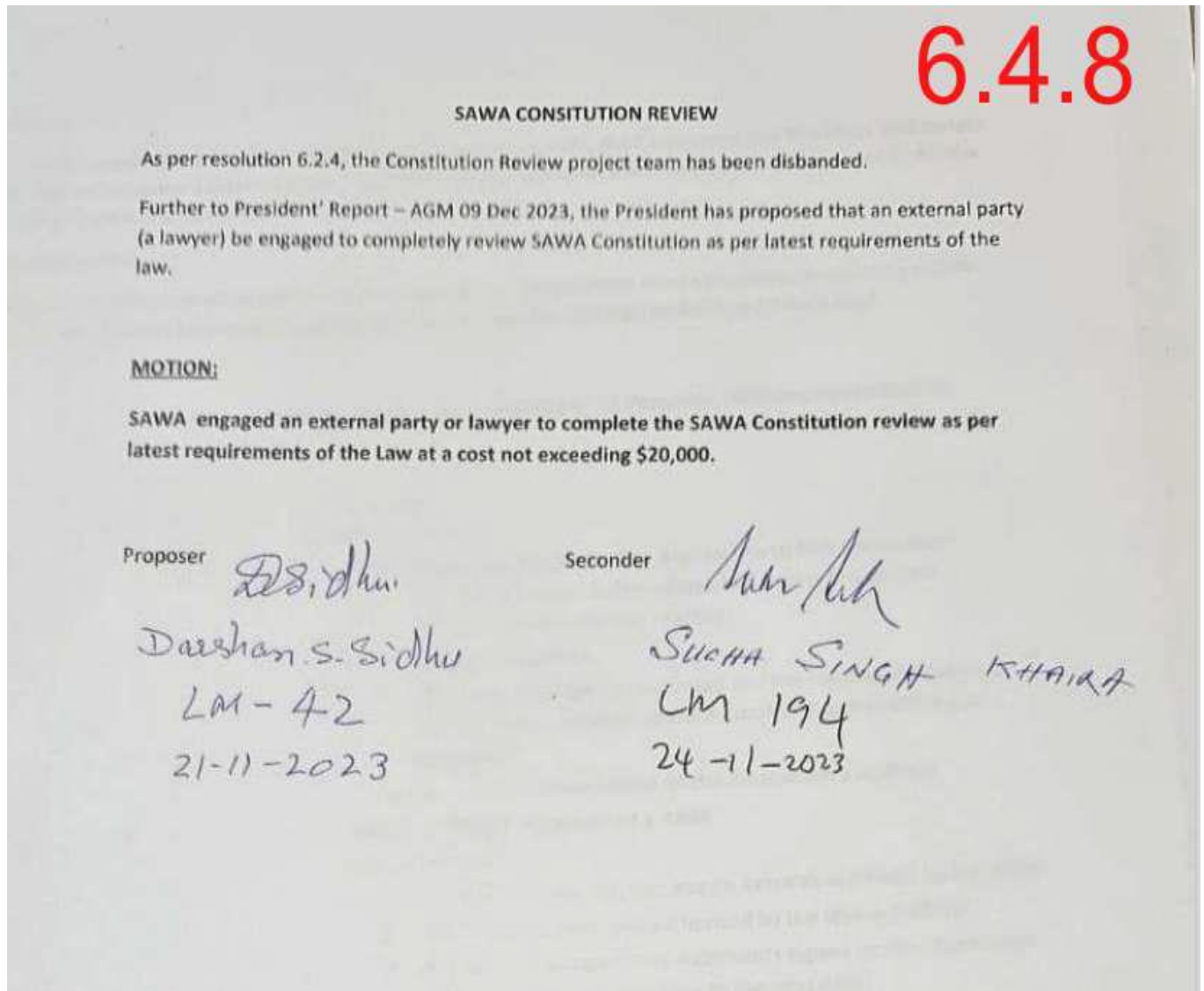
Page 2 of 2

Seconder
MS
[MANJINDER SINGH]
LM 389
23-11-2023

OUTCOME: Motion withdrawn by seconder

6T. SAWA Constitution Review 6.4.8

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.



Sucha Singh Khaira LM 194 explains this motion will be withdrawn to support Motion 6.4.3 (above), agreed together with proposer.

Sarawan Singh Vagel LM 154 work started in Feb 2023, due to legal case, the SCRC couldn't proceed. Put in motion for extension, however there was another motion that work already completed. He provide status of the work done so far. Out of 7 members, 3 are not members and vacancy to be filled-up.

OUTCOME: Motion Withdrawn

6U. Financial accountability (independent accounting) 6.4.9

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

Motion 1

Objective: To reduce the constant disquiet and perception amongst the Community and Members that certain expenses were incurred without proper authorisation and approval and in some cases not necessarily for the benefit of SAWA and its members.

Proposed Motion

Authorise appointment of an independent registered company auditor from a Chartered Accounting or CPA firm to carry out the following and report back to the members through an EGM by 30 April 2024

- *Review of the payments from 1 Jan 2017 to 31 December 2023 and report back on exceptions*

- **Payments**

Ensure payments are:

- ☐ Properly authorised in line with the Perth Sikh Association's accounting Policies & Procedures and generally accepted accounting principles and practices
- ☐ Properly supported
- ☐ GST has been properly accounted and the monthly or quarterly BAS has been submitted to the Australian Taxation Office (as applicable)

Relates to the ordinary course of the Association's business

- **Funds specifically approved at a AGM**

Ensure the funds are:

- ☐ Expended for the purpose and on items as approved by the AGM
- ☐ Properly supported and authorised by the relevant official
- ☐ Acquitted with supporting statements signed by the responsible personnel and reported back to the next AGM

- **Government Grants applied by the Association or under the name of the Association**

Ensure that the funds are:

- ☐ Expended for the purpose approved by the relevant Government authority / body for the benefit of SAWA
- ☐ Properly supported and was for the benefit of SAWA
- ☐ Acquitted with supporting statements signed by the responsible personnel and reported to an AGM or EGM prior to submission to relevant Government Body
- ☐ Relevant Government authority / body who has reviewed and accepted the acquittal.
- ☐ Reported back to the next AGM with the acquittal (including the signed supporting statement) and acceptance of the acquittal by

- **Recommendations / Improvements**

Provide recommendations on improvements in internal controls and management of the Association to provide integrity and reliability in the systems as well as accountability and transparency.

Benefits:

1. Any anomalies or discrepancies can be ratified by the Members so that SAWA and its members can move forward harmoniously from these differences and division created in the community
2. Move forward with a clean bill of health which will reduce the differences and dispute
3. SAWA and its members can once again move forward as an evolving community.

Proposer,



Kulwant Dhillon
Life Member

Date 25 November 2023

Seconder



Manveer Singh
Member

Date 25 November 2023

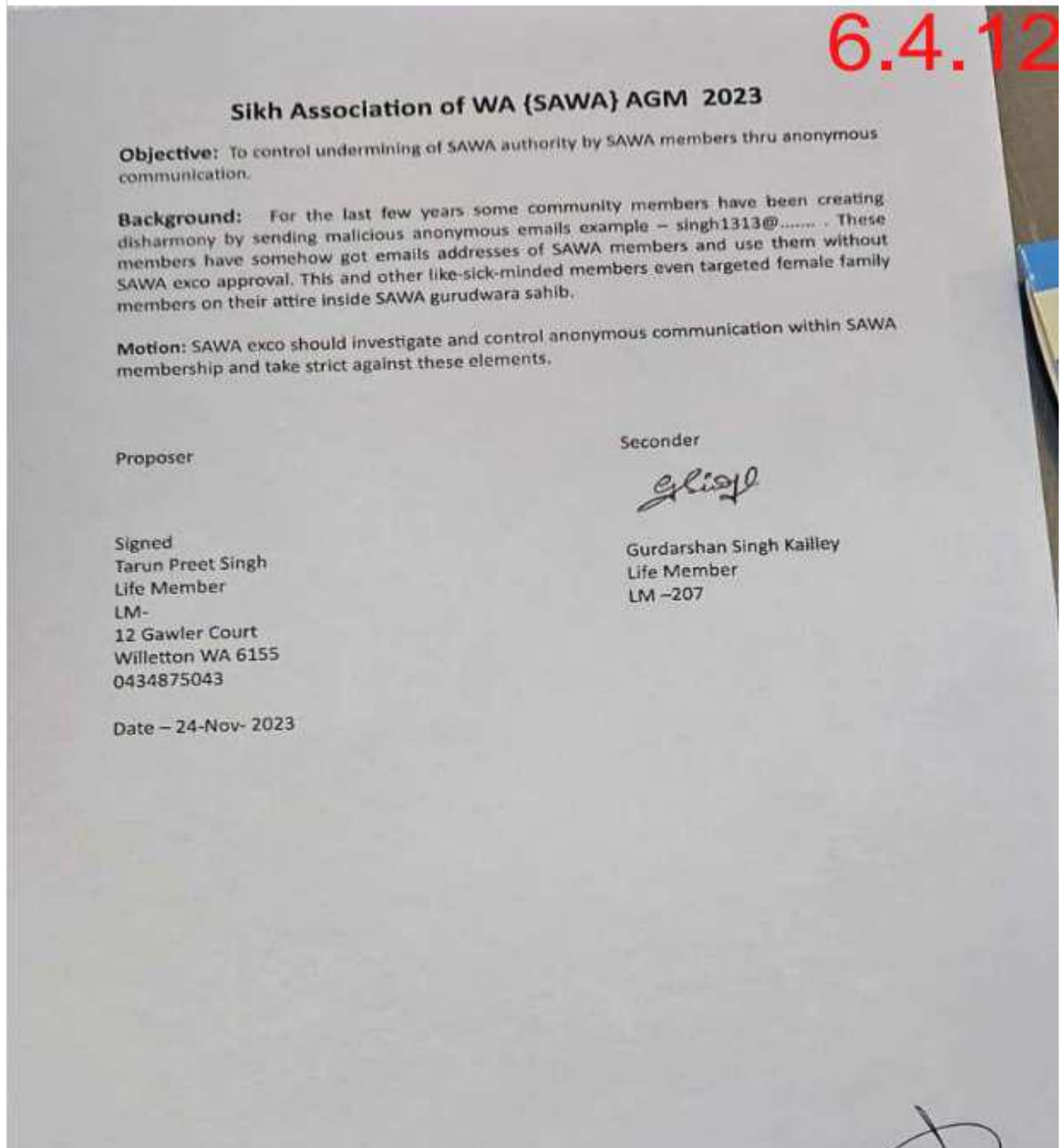
Kulwant Singh Dhillon LM 104 speaks this is the time for all of us come together and make changes collectively. All the grievances are close related to money issue.

Seconder propose change of audit period from 1 Jan 2017 till 7 Sept 2024.

OUTCOME: Motion carried with unanimously approved

6V. To Control undermining of SAWA Authority by SAWA members thru anonymous communication 6.4.12

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.



OUTCOME: Motion lost

Proposer & Seconded are no longer member.

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

6.4.13

2023 SAWA AGM – NOTICE OF MOTION FOR INCLUSION IN AGM

PURPOSE

To discuss, note and/or make a direction regarding the Statutory Demand issued by Temperance Legal.

BACKGROUND

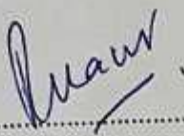
1. Temperance Legal was engaged to represent SAWA when the President, Harbhajan Singh named as plaintiff took SAWA the first defendant to Supreme Court CV 1266 of 2023. Temperance Legal defended SAWA in the hearing not Exco members.
2. 24/10/2023 - Statutory Demand was served personally to SAWA Secretary with the response date being 15 November 2023. Form 509H clearly states that failure to respond to a statutory demand can have very serious consequences for an incorporated Association.
3. 29/10/2023 - the Exco in the presence of the Trustees resolved unanimously that:
 - a. Temperance Legal be paid in full;
 - b. The Treasurer and the President are authorised to sign the payment to Temperance Legal; and
 - c. The component of Temperance Legal bills responsibility of Harbhajan Singh Bejwan be held over until the taxation is completed by Bennett Law.
4. 1/11/2023 - Temperance Legal reminded that the time frame for Statutory Demand expires on 14/11/2023.
5. 5/11/2023 Exco meeting - the Secretary failed to table the correspondence from Temperance Legal of 1/11/2023.
6. 9/11/2023 – DMIRS directs President to hold AGM and amongst other things remind him SAWA that failure to respond to the Statutory Demand risks legal action being taken by the creditor to place SAWA into liquidation.
7. 13/11/2023 - Jaskiran Kaur Cheema, reminded the secretary and the President of the deadline of the Statutory Demand, 14/11/2023.
8. 15/11/2023 - Temperance Legal advised that they will commence winding up the Association within the next 7 days and articulates the risk to SAWA including additional costs to SAWA because of the non response.
9. 17/11/2023 – Secretary circulates 2023 AGM Notice with non engagement, input or approval of the Exco. He also failed to include the letter from Temperance legal dated 1/11/2023 and 15/11/2023.

10. 18/11/2023 – Jaskiran Kaur on behalf of the majority Exco members, requested that a meeting be called to discuss Temperance Legal letter dated 15/11/2023.
11. 18/11/2023 – Secretary called for an urgent meeting to discuss legal bills and external audit but not mention of notice from Temperance Legal to wind up SAWA.
12. 19/11/2023 – Secretary writes to Exco that an extension of the Statutory Demand needs to be sought and that another lawyer needed to be engaged to represent SAWA. He also writes to Temperance Legal to advise of the same.
13. 20/11/2023 – Temperance Legal advised that they do not agree to an extension of time for their Statutory Demand and that unless their bills are paid by 22/11/2023, they will apply to Supreme Court to wind up SAWA. Temperance Legal gave a further 7 days extension for SAWA to pay their bill.
14. 23/11/2023 – Secretary writes to Temperance Legal implying that at the directions of DMIRS the bills have not been paid.
15. 23/11/2023 – Temperance Legal responds that they are not subjected to any direction from DMIRS. Temperance Legal also invites Secretary and President to contact DMIRS for clarification and with dead line for its payment by 23/11/2023.
16. DMIRS did not advise SAWA not to pay Temperance Legal bills.
17. The Secretary has continuously challenged the appointment of Temperance Legal. He had a firm stand that he will not communicate or have any dealings with Temperance Legal as his legal advisor (verbal) had advised him not to do so.
18. Although a motion was passed to pay Temperance Legal bills, the Secretary failed to record that motion.
19. The President refuses to pay Temperance Legal unless his full legal bills of \$162,000 are paid by SAWA.
20. As a result of the obstinate behaviour of the President and Secretary, SAWA is now at a risk of being wound up. Both President and Secretary have failed to act in the best interest of the SAWA.
21. Her Honour, Justice Seaward legitimised the appointment of Temperance Legal on the grounds that in the absence of the President, who had been removed from office and was suing SAWA, the Vice President had the authority to engage a legal team to protect SAWA.

MOTION

That:

- a. the members of SAWA direct Harbhajan Singh Bejawn to sign as the second signatory to effect payment of Temperance Legal Bills in full immediately on conclusion of the 9/12/2023 AGM.
- b. the incoming President accompanies Harbhajan Singh Bejawn to witness the signing process by Harbhajan Singh to ensure that the signature has been effected and payment is transacted.

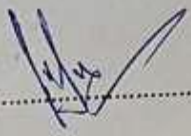
Proposer: 

Name: ROWINDERJEET KAUR

Membership: LM 215

Address:

Date: 25/11/23.

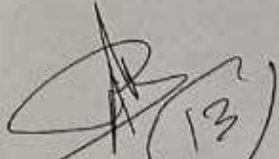
Seconded: 

Name: PUSTINDERPAL SINGH

Membership: LM-139

Address:

Date: 25/11/2023


(13)

OUTCOME: Motion lost

Proposer & Seconder are no longer member.

6X. To Set Standards of behaviour expected of SAWA members 6.4.14

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

6.4.14

2023 SAWA AGM – NOTICE OF MOTION FOR INCLUSION IN AGM

PURPOSE

To set standards of behaviour expected of SAWA members.

BACKGROUND

There is sufficient evidence that some behaviour and actions of SAWA members have been detrimental to the good name of SAWA as well as a hinderance to good governance. Amongst rumours, written and verbal derogatory and intimidating remarks, unwelcomed material has also been published and distributed which includes social media eg material published on Prime Perth Social Club by Manveer Singh.

Whilst SAWA may not have any jurisdiction on non-members, a Code of Conduct for its members will set out the standards of behaviour expected from Members. SAWA Members through its Code of Conduct will be the leaders of positive change for SAWA.

Membership of SAWA is a privilege which comes with a responsibility to maintain the good name of SAWA. The Code of Conduct will work hand in hand with sections of the Constitution that relates to SAWA Membership.

MOTION

That the incoming Exco:

- develops and implements a Membership Code of Conduct within 4 months of this AGM;
- distribute the Code of Conduct to SAWA membership; and
- publish the SAWA Membership Code of Conduct on SAWA website.

Proposer: 

Seconder: 

Name: DALVIR S. DHILLON

Name: Didar Singh Cheema

Membership: LM 251

Membership: LM 46

Address: 12 ALTHAM WAY

Address: 3B Dick Harlow Rd

Date: 25/11/23 CANNINGVALE WA 6155

Date: Bullcreek WA 6149

25/11/23

OUTCOME: Motion lost

Proposer & Seconder are no longer member.

6Y. To Demonstrate Financial Accountability by retrieving funds that have paid to Bennett Law without approval of Exco 6.4.15

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

6.4.15

2023 SAWA AGM – NOTICE OF MOTION FOR INCLUSION IN AGM

PURPOSE
To demonstrate financial accountability by retrieving funds that have paid to Bennett Law without approval of Exco.

BACKGROUND
2/2/2023 – Paramjit Nagra informed the majority of Exco members at their meeting that he was asked to sign a blank cheque for legal fees and that a cheque has now gone missing. He will be calling the bank to stop payment of the cheque.
4/2/2023 – Mr Nagra resigns.
9/2/2023 – EFT transfer of \$10K to Bennett Law. (Note: this was only discovered on 2/3/2023).
2/3/2023 – Treasurer, Rajinder Bassi, discovered and alerted the Exco that of the \$10K transferred to Bennett Law.
2/3/2023 – Jasbiran wrote to Bennett Law that they were holding SAWA funds, they had no authority to do so and that they must return the funds to SAWA.
2/3/2023 – Bennett Law confirmed that the \$10K are held in their trust account and will not be touched. They were awaiting instructions from Harbhajan Singh.
6/3/2023 – Prem Judge, is asked to explain why the cheque books are missing from the safe, financial records have been removed from office and explanation of why the funds were paid to Bennett without authority. Prem Judge did not respond to these questions.
14/3/2023 – Bennett Law advise that HSB has asked them to return funds to SAWA. Bennett Law returns \$10K back to SAWA.
21/8/2023 – Treasurer advises Secretary, that \$11,001.32 was transferred to Bennett Law, on 18/8/2023. The Treasurer was not engaged for this transfer. The Transfer was done by Harbhajan Singh & Prem Judge. Treasurer asked that the funds be returned to SAWA account by HSB.

10/9/2023 – Unauthorised use of funds was vigorously debated and the payment was objected. Meanwhile HSB advises Bennett that the Exco had no objection to the funds transferred to Bennett. Minutes did not reflect the discussions of 10/9/2023. The minutes to date continue to be draft and have never been accepted by the Exco.
1/11/2023 – Temperance Legal is instructed to write to Bennett to return the funds to SAWA.
Since then as the disputes have escalated this matter remains unresolved.
Bennett Law were asked to provide a copy of their Retainer Agreement but a reminder had not been sent yet.
Motion:
That the Incoming Exco seek the return of \$11,001.32 from Bennett Law as they were never authorised or appointed by SAWA Exco.

Proposer: Rajinder Bassi
Name: RAJINDER SINGH
Membership: LM 151
Address:
Date: 25/11/2023

Seconded: [Signature]
Name: Paramjit Nagra
Membership: LM-29
Address:
Date: 25/11/2023

OUTCOME: Motion lost

Proposer & Seconder are no longer member.

6Z. To protect the financial interest and reputation of SAWA and minimize the wastage of funds on unnecessary internal members dispute litigation 6.4.16

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

6.4.16

2023 SAWA AGM – NOTICE OF MOTION FOR INCLUSION IN AGM

PURPOSE
To protect the financial interest and reputation of SAWA and minimise the wastage of SAWA funds on unnecessary internal members dispute litigation.

BACKGROUND
As per SAWA's constitution, the EXCO can only incur expenditure on any project/program to the limit pre-authorised at a GM.

Traditionally, the AGM establishes a spending limit, and the EXCO utilises this limit for various expenditures, including engaging legal counsel for internal member disputes within SAWA.

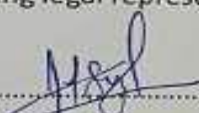
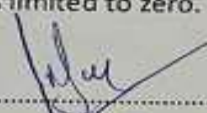
This motion aims to regulate expenditures for legal fees and mandate that the EXCO convene a Special General Meeting (SGM) to seek approval prior to incurring any expenses related to legal fees above these limits.

In the event that the EXCO deems it necessary for SAWA to pursue a SAT or court case, it must obtain approval from a GM before entering into any agreement with legal counsel that involves payment for their services or exposes SAWA to financial liability.

For the avoidance of any doubt, this includes hiring legal representation to defend a case filed by a member regarding a membership issue like suspension or expulsion.

Motion:
For any internal members dispute, the EXCO power to incur expenditures on legal fees is limited as follows:

- Seeking legal advice is limited to an amount of \$5,000.
- Hiring legal representation for SAT or court cases is limited to zero.

Proposer: 	Seconder: 
Name: HARMEET SINGH KAMBOJ	Name: Purnima Devi Jindal
Membership: LM-323	Membership: LM B9
Date: 25/11/2023	Date: 25/11/2023

 (16)

OUTCOME: Motion lost

Proposer & Seconder are no longer member.

6AA. To ensure proper utilization of SAWA funds 6.4.17

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

6.4.17

2023 SAWA AGM – NOTICE OF MOTION FOR INCLUSION IN AGM

PURPOSE: To ensure proper utilisation of SAWA funds

BACKGROUND

1. Legal Proceeding of Bejawn v SAWA & Ors Civ 1266 of 2023 - Cost Court Order of 16 August 2023:
 1. The first defendant (SAWA) pay the plaintiff's (HSB) costs of the originating summons, other than the costs set out in orders 2 and 3, to be taxed on a party-party basis if not agreed.
 2. The plaintiff (HSB) pay 80% of the 1st defendant's costs of the plaintiff's application for costs dated 30 May 2023, to be taxed if not agreed.
 3. The plaintiff (HSB) pay the 2nd to 12th defendant's costs of the plaintiff's application for costs dated 30 May 2023, to be taxed if not agreed.
2. SAWA is legally obliged to pay HSB the costs of the originating summons, nothing else.
3. SAWA Lawyers, Temperance Legal advised that Bennett Law bills are excessive. The Exco on 22/10/2023, resolved that Bennetts Law bill of costs be taxed. Temperance Legal advised Bennetts Law, who on 23/10/2023, advised Temperance Legal that "Taxation of costs is to be conducted on bills of costs (see O56 r 32)."
4. HSB must pay his bills **and after taxation** SAWA will pay HSB the amount Supreme Court Taxing Officer determines are fair and reasonable for SAWA to pay HSB.

MOTION

That the incoming Exco:

- a. Is authorised to reimburse HSB only for the costs of the originating summon as determined by the Taxing Officer, Supreme Court of WA;
- b. will on receipt of Taxing Officer's Certificate and confirmation in writing from HSB that he has paid Bennett Law the amount determined in the Taxing Officer's Certificate, convene an Exco meeting as soon as practicable, to pass a motion to authorise the amount payable as in the Taxing Officer's Certificate;
- c. will have a legally drawn up Deed of Settlement to be signed by HSB prior to funds being released; and
- d. on full execution of Deed, the Exco pays HSB within 3 days

Proposer:  Name: <u>GURDEEP SINGH</u> Membership: <u>LM-207</u> Address: <u>19, Raffles Loop C'vale</u> Date: <u>24-11-2023</u>	Seconded:  Name: <u>Amrit Pal Singh</u> Membership: <u>LM-8</u> Address: <u>24 CROFT AVE DIANEWA</u> Date: <u>25-11-2023</u>
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OUTCOME: Motion lost

Proposer & Seconder are no longer member.

6AB. To uphold the constitution and demonstrate accountability by investigating the misuse of the SAWA Secretary position for personal vendetta (6.4.18)

Following 2023 AGM Motions which was unable to be carried out re-tabled again in AGM 2024.

6.4.18

2023 SAWA AGM – NOTICE OF MOTION FOR INCLUSION IN AGM

PURPOSE
To uphold the constitution and demonstrate accountability by investigating the misuse of SAWA Secretary position for personal vendetta.

BACKGROUND
As per SAWA's constitution, the Secretary is responsible for maintaining accurate records and minutes of all SAWA proceedings. The constitution mandates that the Secretary (or a member deputizing as Secretary) must take accurate minutes and distribute them to all EXCO members within 14 days of each meeting.

Secretary Mr Prem Singh Judge, in collaboration with President Mr. Harbhajan Singh Bejwan, misused his position in the following ways:

- **Intentionally withholding meeting minutes:** On several occasions, Mr Prem Singh Judge intentionally withheld minutes of meetings where approved decisions did not align with his personal vendetta. Despite repeated requests from EXCO members, he failed to produce these minutes.
- **Intentionally omitting topics from minutes:** Mr Prem Singh Judge intentionally omitted certain topics from meeting minutes on several occasions, particularly those where approved decisions conflicted with his personal vendetta. Despite repeated requests from EXCO members, he took no action to rectify these omissions.
- **Intentionally fabricating meeting minutes:** Mr Prem Singh Judge intentionally fabricated meeting minutes on several occasions, misrepresenting the actual outcomes of discussions and decisions. He failed to correct these fabricated minutes despite repeated requests from EXCO members.

Audio recordings of several meetings are available with EXCO members. EXCO members have sent multiple emails to the Secretary and other EXCO members on several occasions, requesting the correction of minutes and providing the correct versions of the proceedings.

 (18)
(12)

Motion:
The incoming EXCO investigate the above alleged misuse of the Secretary position by Mr Prem Singh Judge.

If substantiated, the incoming EXCO must,

- report him to the relevant authorities for legal action as per the Law, and
- initiate the process to expel them from SAWA membership.

The investigation must not rely on written meeting minutes in SAWA records (given the allegations are against Secretary Mr Prem Singh Judge and these records are prepared by him), instead, in order to uncover the truth, must:

- obtain copies of all email sent by EXCO members regarding minutes, and
- obtain audio recording of the proceedings to compare with the written minutes.

Proposer: Jashwan Kaur Chhawa Seconder: Bhupinder Singh Bhat

Name: Jashwan Kaur Chhawa Name: BHUPINDER SINGH BHAT
Membership: LM 47 Membership: LM532
Date: 25/11/2023 Date: 25/11/2023

OUTCOME: Motion lost

Proposer & Seconder are no longer member.

7. Endorsements of the Auditors

In accordance with the constitutional requirement the outgoing EXCO recommends 2 Auditors to be appointed as Auditors.

Darshan Singh Sidhu LM42 explains, 1 auditor is internal and 1 auditor is external. He will not accept change any change to this motion.

Chair explains, past practice is having internal auditors. Since, SAWA is receiving grants, there is a requirement to have external auditor to maintain independences.

Kulwant Singh Dhillon LM 104 explains it's a government requirement to have external audit. He mentioned to vote for this motion. He explains, there is no need for 2 external auditors, 1 is sufficient who is completely mandated to perform the audit and internal is just monitoring purpose. It's a complete waste of money to have 2 external auditors.

Sarawan Singh Vagel LM 154 read the SAWA constitution point 11 to wider audience.

In accordance with the constitutional (11a) requirement the outgoing Exco recommends 2 Auditors to be appointed as Auditors

Amended Resolution:

As per SAWA Constitution clause 11a

Australian Audit, an external company with two licensed partners, will be appointed as the auditors for the 2024/25 financial year, with the Treasurer serving as the liaison with the auditors. ^{Amended}

Proposer: Darshan Singh Sidhu LM 42

Seconder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion carried unanimously

8. Endorsements of the composition of Project Teams

Chair clarified, since the project motions are lost, this project team motion is no longer valid.

Resolution:

SAWA 50th Year Celebration Project Team working on

VI.2.4 50th Year Celebration SAWA's History Book and Heritage Wall

VI.2.5 50th Year Celebration SAWA outdoor Australia Sikh Migration – Heritage Seating and History

EOI was open on 4th Aug 2024 to 12 Aug 2024

EOI open to sanggat , members and non-members who keen to contribute toward this project

Below are the only names received in EOI

Lead by : SAWA Secretary 2024/2025

1. Harjit Singh
2. Nikki Singh
3. Taje Singh
4. Manveer Singh
5. Jatinder Bhangu
6. Sunder Rekhraj

Proposer: Amarjeet Singh LM 6

Secunder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion lost

9. Authorization to EXCO on Expenditure Limit

Last year the expenditure limit for the EXCO for any single project was \$50,000. AGM may authorize the same or a different limit for 2024/25 financial year. EXCO recommends that this limit be maintained at \$50,000.

Clarification made, last year motion was \$40,000 and this year motion shall read as \$40,000 **NOT** \$50,000. Motion amended as required by Treasurer (Proposer). This motion is same as years before but the language used is inconsistent with the constitution. 10.2.3 d (iv) Incur expenditure on any project/program approved by the EXCO to the limit pre-authorized at a GM;

Darshan Singh Sidhu provided some clarification. This motion is related to expenditure to project/program as mentioned in Constitution which is carried out every year. There typo error \$50,000 to be change to \$40,000 as last year. Primary reason this is table every year because of inflation. The point of legal bill already clarified by external EXCO based on SAWA Constitution.

Amended Resolution:

That the expenditure limit for the 2024/2025 EXCO for all elements linked to single project/program be set at \$40,000. Reference is 10.2.3 d (iv) of SAWA Constitution.

Proposer: Darshan Singh Sidhu LM 42

Secunder: Harbhajan Singh Bejawn LM 62

OUTCOME: Motion carried with unanimously approved

10. Such other matters specified in the Notice convening the AGM.

NIL

11 Declaration of Election results and appointment of office bearers of the EXCO and Trustees

At 3:48pm, Chair declared that the pertinent meeting business is closed and pending election results. However, vote count is still ongoing and it will take another 2-3 hours. At 3:48pm, only 60% of the count completed.

At 7:15pm, Returning Officer declared EXCO 2024/25 and TRUSTEES 2024/2029 Election Results. Returning Officer thanked everyone for having the patience.

12 Elected President's address / Meeting Closed

Amarjit Singh thanked everyone. He assured you, I'll perform my elected duty honestly while maintaining transparency. Hope, everyone have a good and safe evening.

Meeting was declared closed at 7:15pm

EXCO 2024/2025

POSITIONS	NAME
PRESIDENT	AMARJIT (AMAR) SINGH
VICE PRESIDENT	DR HARMOHINDER SINGH DHAMMU
SECRETARY	MANVEER SINGH
ASST SECRETARY	KULWINDER SINGH SIDHU
	AJMER SINGH
TREASURER	PARAMJIT SINGH NAGRA
ASST TREASURER	GURDEEP SINGH
	MINDER SINGH DHILLON
COMMITTEE MEMBER	SURJIT SINGH PUNIA
	GURMEET SINGH SIDHU
	AMARJIT SINGH HANSRA
	HARMANMEET SINGH BHANGU
	JYOTI PRAKASH KAUR
	RAGBIR KAUR RIKHRAJ
	DR JAGJIT SINGH PANNU
	SUNDER REKHRAJ



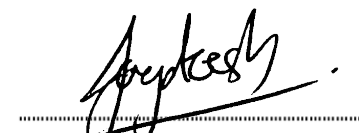
Harbhajan Singh Bejawn
2022-2024 President (LM 62)



Manveer Singh
2024 AGM Chair and 2023 Secretary (LM 389)

TRUSTEES 2024/2025

POSITIONS	NAME
TRUSTEES	MANJIT SINGH SEKHON
	DR BALBIR SINGH BUTTAR
	DR BHAJAN SINGH SIDHU
	KULDEEP KAUR KALER
	SARJEET SINGH



Jagdeesh Singh Dhaliwal
2024 AGM Returning Officer (LM 518)



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SAWA 2024 POST AGM Compliances Note

SCHEDULE D GUIDELINES FOR GENERAL MEETINGS (of SAWA Constitution)

Minutes

Recording of Minutes:

The minutes shall be recorded in summary form only. As a general rule only the decisions made at the general meeting and the associated process to make those decisions will be recorded. The summary of questions or debate should be recorded only in the case where it assists in clarifying the intent or the reasons for making respective decisions or a request made to have it minuted.

Acceptance of Minutes:

The decisions made at the previous meeting shall not be debated. Debate, if any, for the acceptance of minutes of a previous meeting shall only relate to the accuracy of minutes.

Business to be Transacted:

At a general meeting, only that business which is listed will be transacted, or for which previous notice has been given. The Executive Committee will propose draft motions, where possible, for each of the proposals listed on the Agenda. New or alternative motions can be moved as long as that business is listed on the Agenda.

The Agenda for an AGM will be substantially in the format of Schedule B of the constitution.

Post AGM declaration.

Points not related to 2024 AGM Agenda and was discussed/debated shall not form in the minutes of this AGM meeting.

Manveer Singh

2024 AGM Chair

2023 SAWA Secretary

secretary@sikhwa.org.au