

**NATIONAL COUNCIL EGM October 2018 – MOTIONS & PROPOSALS**

Motion			
<b>M-1</b>		<p><b><u>SCOUTING IRELAND SERVICES</u></b></p> <p>By special resolution to adopt changes to the Company’s Constitution (as set out in the document which has been given to members) together with any additional amendments as might be required to that document by the Revenue Commissioners, the Charities Regulatory Authority, the Companies Registration Office or the World Scout Committee.</p> <p><i>“EGM 30 June</i></p> <p style="padding-left: 40px;"><i>NM1 That in accordance with Clause 14 of the Company’s current Memorandum of Association and Clause 2 of the Company’s current Articles of Association, the notice to put a motion for the adoption of a special resolution to an EGM to effect changes to the Company’s Constitution (as set out in the document which has been given to members) be and is hereby accepted together with any additional amendments as might be required to that document by the Revenue Commissioners, the Charities Regulatory Authority, the Companies Registration Office or the World Scout Committee.</i></p> <p><b>(National Management Committee)</b></p>	
<b>M - 2</b>		<p><b><u>SCOUTING IRELAND SERVICES</u></b></p> <p>By special resolution and subject to the approval of the Companies Registration Office, the Charities Regulatory Authority and the Revenue Commissioners to change the name of the Company to Scouting Ireland</p> <p><b>(National Management Committee)</b></p>	

<b>M – 3</b>		<p><b><u>SCOUTING IRELAND</u></b></p> <p>1. To accept the terms of the Scouting Ireland Charter (as set out in the document which has been given to members).</p> <p><b>(National Management Committee)</b></p>	
<b>M – 4</b>		<p><b><u>SCOUTING IRELAND</u></b></p> <p>Until the renewal of registration in 2019, to request Scouting Ireland Services to hold the register of all categories of members of Scouting Ireland on the same terms and conditions of membership now enjoyed by them through Scouting Ireland and upon acceptance of such request to direct the National Secretary to transfer all details relating to membership to Scouting Ireland Services absolutely and upon completing of such transfer to terminate all membership.</p> <p><b>(National Management Committee)</b></p>	
<b>M – 5</b>		<p><b><u>SCOUTING IRELAND</u></b></p> <p>1. Subject to the directions of the Charities Regulatory Authority and the Revenue Commissioners to wind up Scouting Ireland and subject to the consent to the Charities Regulatory Authority and the Revenue Commissioners to transfer any funds remaining to Scouting Ireland Services.</p>	
<b>M-6</b>	<b>Rule 21</b>	<p>That Rule 21 be altered to read as follows:</p> <p>The Appointments of Scouting Ireland are:</p> <p>Scout Group:   Group Scouter</p> <p>                          Programme Scouters</p> <p>                          Group Leader</p> <p>                          Deputy Group Leader</p> <p>                          Group Spiritual/Religious Advisor/Chaplain</p> <p>                          Group Quartermaster/Bo’sun</p>	

		<p>Group Trainer</p> <p>Scout County: County Commissioner</p> <p>Deputy County Commissioner</p> <p>County Spiritual/Religious Advisor/Chaplain</p> <p>County Programme Co-ordinator</p> <p>County Training Co-ordinator</p> <p>Scout Province: Provincial Commissioner</p> <p>Provincial Training Co-ordinator</p> <p>Provincial International Co-ordinator</p> <p>Provincial Adult Resources Representative</p> <p>Provincial Youth Programme Representative</p> <p>Provincial Treasurer</p> <p>National: Programme Commissioner</p> <p>Training Commissioner</p> <p>International Commissioner</p> <p>Communications Commissioner</p> <p>Camp Chief: National Campsite/Scout Centre</p> <p>Team Leader Campsites/Facilities</p> <p><b><u>Disciplinary Officer</u></b></p> <p>National Secretary</p> <p>National Treasurer</p> <p>Chief Commissioner (Adult Resources)</p> <p>Chief Commissioner (Youth Programme)</p> <p>Chief Scout</p> <p><b>(National Management Committee)</b></p> <p><b>To view the Role Profile attached below in Appendix 1</b></p>	
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<b>M-7</b>	<b>Rule 25</b>	<p>That Rule 25 be altered to read as follows:</p> <p>Notwithstanding the specific provisions in these Rules all Appointments and/or Positions <del>within and/or membership of</del> Scouting Ireland may be cancelled, withdrawn or suspended by the National Management Committee but excluding from its membership for such decision, the National Secretary (or the Chief Scout where the Appointment for consideration is that of the National Secretary).</p> <p><b>(National Management Committee)</b></p>	
<b>M-8</b>	<b>Rule 28</b>	<p>That Rule 26 be altered to read as follows:</p> <p>Membership of Scouting Ireland may be terminated <u>by the National Management Committee:</u></p> <ul style="list-style-type: none"> <li>a) By expulsion</li> <li>b) By resignation</li> <li>c) By non-payment of membership fee</li> <li>d) By failure to register as a member annually</li> </ul> <p><b>(National Management Committee)</b></p>	
<b>M-9</b>	<b>Rule 28</b>	<p>That Rule 28 be altered to read as follows:</p> <p>An individual may be expelled from membership of Scouting Ireland on the grounds of misconduct or acts not in accordance with the Scout Promise or breach of any terms or conditions attaching to membership of Scouting Ireland. Expulsion should be by notice in writing to that member and served personally or to the last known postal address of the member. Expulsion proceedings <u>including rights of appeal</u> shall be in accordance with Scouting Ireland's Disputes Process</p> <p><b>(National Management Committee)</b></p>	

<b>M-10</b>	<b>Rule 29</b>	<p>That Rule 29 be altered to read as follows:</p> <p>Appeals will be conducted and concluded in accordance with Scouting Ireland’s Disputes Process.</p>	
<b>M-11</b>	<b>Rule 31</b>	<p>That Rule 31 be altered to read as follows:</p> <p><b><u>This Rule does not apply to any matters determined under the Disciplinary Policy: Section B of Scouting Ireland’s Disputes Process</u></b></p> <p>After all procedures set out in these Rules for resolving disputes and differences have been exhausted, all disputes and differences whatsoever arising out of or in connection with the Constitution and Rules of Scouting Ireland are subject to the arbitration of a single Arbitrator who, failing agreement, shall be appointed by the President or Vice-President for the time being of the Chartered Institute of Arbitrators under the rules of the Irish Branch of the said Institute. Each party shall bear its own costs and the costs of the Arbitrator shall be borne by the parties equally. In relation to all matters referred to arbitration under this Rule the right to appeal is hereby excluded.</p> <p><b>(National Management Committee)</b></p>	
<b>M-12</b>	<b>New Rule 135A</b>	<p>That a new rule 135a be introduced as follows:</p> <p>The Disciplinary Officer, whose terms and functions shall be set out in Section B of Scouting Ireland’s Disputes Process, is appointed by the National Management Committee for a term of three years. The Disciplinary Officer may seek assistance of Deputy Disciplinary Officers nominated by him or her to the Disputes Resolution and Appeals Panel for appointment to assist in the discharge of his or her duties to include the making of reports to the National Management Committee in the manner set out in Scouting Ireland’s Disputes Process. The appointment of a Disciplinary Officer may be cancelled, withdrawn or suspended by the National Management Committee.</p> <p><b>(National Management Committee)</b> <b>Proposers explanation (M – 3 to M – 9):</b></p>	

		<p>The above proposals to amend the Rules of Scouting Ireland are made to support the work to date that has been undertaken in this area.</p> <p>They also support the recommendations of the report entitled “A New Approach to Safeguarding” that was commissioned by Scouting Ireland last year. Equally such proposals also support the development of both the corporate governance and disciplinary procedures of Scouting Ireland being in line with best practice.</p>	
<b>GP-1</b>		<p>That this National Council accepts the uniform proposals as recommended by the Uniform Review Committee, as outlined in supporting document <b>NCEGM1018-01-05-6 Uniform Support Document</b></p> <p><b>(National Management Committee)</b></p> <p><b>Proposer’s Explanation</b></p> <p>See document <b>NCEGM1018-01-05-6</b></p>	

## **Appendix 1**

### **Role Profile**

#### **The Disciplinary Officer**

The Disciplinary Officer will have the general authority to:

- (a) Oversee the operation of Scouting Ireland's Disciplinary Process;
- (b) Nominate a team of Deputy Disciplinary Officers to the DRAP for appointment.
- (c) From time to time, and as necessary, make recommendations to the National Management Committee on any aspect of Scouting Ireland's Disciplinary Process;
- (d) Make a report to the National Management Committee at least once a year on the operation of Scouting Ireland's Disciplinary Process;
- (e) Oversee the management of the operations of Scouting Ireland's Disciplinary Process;
- (f) Receive and consider recommendations from a Deputy Disciplinary Officer following an investigation and produce a report on same;
- (g) Impose sanctions as permitted.

#### **The Deputy Disciplinary Officer**

The Deputy Disciplinary Officer will have the general authority to:

At the request of the Disciplinary officer, investigate alleged breaches of discipline by any member following a referral and following the completion of all investigations make recommendations, by way of a written report, to the Disciplinary Officer.