



## MINUTES OF THE ANNUAL GENERAL MEETING OF THE COMPETITION LAW & POLICY INSTITUTE OF NZ INC

**Date** Sunday, 5<sup>th</sup> August 2007, commencing at 12.20pm

**Venue** Te Papa Museum of New Zealand, Wellington

**Participants** Yvonne van Roy (Director), Val Browning (Secretary/Treasurer), Lindsay Hampton (Immediate Past Director), Anne Callinan, Peter Taylor, John Collinge, Paul Scott, Ian Deyton, Hayden Glass, John Land, Mark Williamson, Robert Williams, Louise Longdin, Ian Eagles, Philip Williams, David Round

### 1. APOLOGIES

Tony Dellow, Rhonda Smith, Sarah Keene, Vanessa Oakley, Brian Bray, Brent Layton

### 2. PREVIOUS MINUTES

The minutes of the previous annual general meeting held on 6<sup>th</sup> August 2006 were confirmed as a true and correct record.

Ian Eagles/Peter Taylor

### 3. DIRECTOR'S REPORT

The Director's report, written by Yvonne van Roy, was received.

### 4. FINANCIAL STATEMENTS AND TREASURER'S REPORT

The audited financial accounts for the year ended 31 March 2007 were presented by Val Browning. She indicated there was a small loss, however, there had been a Graduate Award of \$5,000 and the Institute had commenced work on a website during this year.

It was **resolved** that the financial accounts be adopted.

Yvonne van Roy/Mark Williamson

### 5. APPOINTMENT OF AUDITOR

The Secretary-Treasurer pointed out that Horwaths had merged with BDO Spicers.

It was **resolved** That BDO Spicers be appointed the Institute's Auditors for the 2007-2008 year.

Val Browning/Robert Williams

## 6. NOTICES OF MOTION

### 1. Clause 2 – Objects of the Institute

- (i) amend (1) to start : "to advance education by initiating, organising and publicising...."
- (ii) Insert a new (3) to state: "to provide scholarships or prizes for students undertaking Masters or PhD thesis study at a New Zealand University, in the general area of Competition or Fair Trading law or policy."
- (iii) renumber clauses (3) and (4) accordingly.
- (iv) Under (4) insert the word "charitable" before "objects".

Yvonne van Roy/Peter Taylor

#### ***Amendment***

That the last line of (ii) be amended to read:

"general area of Competition, Regulation or Fair Trading law, or policy."

**Adopted**

Anne Callinan/Ian Eagles

The motion as amended was put to the meeting and **Adopted**.

### 2. Clause 4 – Powers / Clause 14 – Finance

- (i) Under (3) insert the word "charitable" before "objects".

Clause 14 - Finance

- (i) replace (5) with the following:

"No benefit or advantage, whether or not convertible into money, or any income of any kind shall be given to or received by any of the persons specified in section CW 35(5)(b) of the Income Tax Act 2004, or an enactment in amendment thereof or in substitution therefore, or a member, or a person associated with that member, where the person is able, in any way (whether directly or indirectly) to determine, or to materially influence in any way the determination of, the nature or extent of that benefit or advantage or that income or the circumstances in which it is or is to be so given or received, except as specifically exempted by that section."

Yvonne van Roy/Mark Williamson

The motion was put to the meeting and **Adopted**.

### 3. Clause 17 – Winding Up and Dissolution

Remove the second sentence of clause 17(2) as it is not necessary to duplicate the wording of s 27. That section will, nonetheless, still apply.

Yvonne van Roy/Louise Longdin

The motion was put to the meeting and **Adopted**.

### 7. ELECTION OF DIRECTOR, SECRETARY-TREASURER AND ADVISORY BOARD

#### Director

As there was only one nomination from the floor, that being for **Louise Longdin** for the position of Director, the Chair declared her duly elected.

Yvonne van Roy/Lindsay Hampton

#### Secretary-Treasurer

As there was only one nomination from the floor, that being for **Val Browning** for the position of Secretary-Treasurer, the Chair declared her duly elected.

Louise Longdin/Yvonne van Roy

#### Advisory Board

Peter Taylor

Ian Eagles/Yvonne van Roy

Sarah Keene

Louise Longdin/Peter Taylor

Mark Williamson

Yvonne van Roy/John Land

Anne Callinan

Ian Eagles/Peter Taylor

#### Advisory Board – Academic

Ian Eagles

Yvonne van Roy/Lindsay Hampton

#### Advisory Board – Consulting Economist

Brent Layton

John Land/Ian Eagles

## 8. GENERAL BUSINESS

### **Workshop Papers available on-line**

Having papers presented available on-line was raised and Val indicated that a few weeks ago, we got the web site up and running and we have permission now from presenters for the 2006 papers to go on. Workshop papers will only be available to CLPINZ members. Those presented at this conference will be uploaded in three months time. Before the next AGM it is hoped to have all the conference papers since the commencement of the Institute available to members on the website

### **Invitations to Law Council Conference**

A question was asked as to whether invitations to CLPINZ members were issued by the Law Council.

Yvonne said she had received an invitation, but Val indicated that nothing comes to her for forwarding out to members

### **Conference Registration**

It was noted that there had been a problem in opening the on-line registration form. Val indicated that it had been uploaded into the 'members only' part of the website in error, but there was a word version available in the 'public part of the site'. This would be rectified for 2008.

Another queried the possibility of payment by credit card or by bank transfer?

Val replied that quite a few had asked for (and been given) the bank account number to enable them to make the transfer into the bank account. With regard to credit cards – Val said it was not an economical proposition for the Institute. Most of the Australian participants sent in Australian Bank cheques, and it was quite a simple process to bank those (converting to NZ\$).

### **Post Grad Students**

Yvonne said if you know of any student that is doing a PhD or a Masters in this area, please let the Board know, because that's something we like to make sure we keep up with every now and again with regard to Post Grad Awards.

Yvonne thanked everyone for coming.

Ian Eagles proposed a vote of thanks to Yvonne for organising the 2007 Workshop.  
*(carried by applause)*

The meeting closed at 12.55 p.m.