



## Student Guild of Curtin University

52<sup>nd</sup> Guild Council – Special Meeting #1

To be held at 6pm on Thursday, 2 September 2021

In 100.301  
Meeting open 6.04pm

## Minutes

### 1. Acknowledgement of the Traditional Owners

*“The Curtin Student Guild would like to pay our respect to the Aboriginal and Torres Strait Islander members of our community by acknowledging the traditional owners of the land on which the Bentley Campus is located, the Wadjuk people of the Nyungar Nation; and on our Kalgoorlie Campus, the Wongutha people of the North-Eastern Goldfields. We acknowledge and respect their continuing culture and the contribution they make to the life of this university, city and this region.”*

### 2. Attendance

- 2.1. Members Present; Jesse Naylor Zambrano; Bridge Truell; Dylan Botica; Harry Brooking; Clare Metcalf; Lucy Rohl; Rachel Taylor Luke Brosnan (online)
- 2.2. Others Present; David Luketina (Managing Director); Maryanne Shaddick (Minute Secretary)
- 2.3. Apologies and Leave of Absence; Fatma Sehic; Lachlan Lee;
- 2.4. Absent; Shannon Chong; Jason Kim; Robert Vusak; Min Dee Chia;

### 3. Disclosure of any potential or perceived Conflicts of Interest

David Luketina noted a conflict of interest in item 8.2

### 4. Minutes of the Previous Meeting:

- 4.1. Previous Meeting Minutes

### **Resolved GC 45-21**

Motion: That the Guild Council approves the minutes of the previous meeting held on the 29/07/2021, as a true and accurate record of proceedings at that meeting.

Moved: Rachel Taylor

Seconded: Bridge Truell

Carried

Luke noted as an abstaining

The minutes were accepted pending the following corrections.

- Note the time that Fatma left the meeting was 23 minutes after the meeting started
- Reflect the resignation of Chris Grant in item 2. Attendance
- Dylan Botica requested clarity around discussion of by-laws item 4.2
- Change motion in 4.2 item to Dissent in the Chair
- Add Dylan Botica's surname as mover item 4.2
- Correct spelling error in item 8.3
- Correct spelling item 8.5
- Remove reference to Fatma Sehic in mover in items discussed after she left the meeting
- Item 8.8 clarification of name Guild Café Basement
- Replace wording with regard to discussion of a motion general business

David Luketina requested all changes to be emailed to the Minute Secretary

#### 4.2. Circular Resolutions

##### 4.2.1. #3/2021 (passed)

Chair advised that the circular resolutions were for noting.

Motion: That the Guild Council suspend Standing Order Guild By-Laws 15(7) to allow the Circular Resolution "Referendum on the National Union of Students (NUS)" to be considered.

Moved: Jason Kim

Seconded: Dylan Botica

##### 4.2.2. #4/2021 (passed)

Motion: That the Guild Council upon the recommendation of the Representation Board hold a referendum to run concurrently with the Annual Elections.

The proposition being: "That the Curtin Student Guild leave the National Union of Students for 2022".

That the Guild Council appoint agents for the 'Yes' and 'No' campaigns with preference given to members of the Representation Board.

Moved: Jason Kim

Seconded: Dylan Botica

#### 5. Matters Arising from the Minutes. None

#### 6. Reports

- 6.1. President – Submitted. Jesse Naylor Zambrano updated the meeting about the Tuition Free speak-out and the next stages of the campaign. Jesse reported on the progress of the equity space mural and the Remuneration Tribunal determination. Jesse responded to a question about a decision to run a First Nations stall without a First Nations Officer. Jesse responded to a query about the Ways of Working cultural sensitivity training. Jesse responded to a query about candidates who may want to withdraw their nominations following the announcement of the final Remuneration Tribunal decision. There was an update and discussion about the VC's response to the Guild's Tuition Free demands. Jesse noted Curtin's

enterprise bargaining negotiations and said the Guild would be looking at how we could support the best outcome for staff. Jesse advised the meeting that the First Nations Officer had resigned.

- 6.2. Vice President – Education – Submitted. Bridget Truell reported that the Guild raised the Tuition Free issue at LSEC with the aim of recommending that the Academic Board review it at the end of this year.
- 6.3. Vice President – Activities – Submitted. Dylan Botica had some queries about the report. Lachlan Lee's absences from the Guild Council meetings were noted.
- 6.4. Secretary – Submitted. Dylan asked for an update to the Legal Committee's plan to work through changes to bylaws. He noted that there had been no follow up. Lucy Rohl requested an update regarding the filling of the vacant Guild Council seat.
- 6.5. Managing Director – Excluded for confidentiality reasons

#### **Resolved GC 46-21**

Motion: That the Guild Council approves the reports.

Moved: Clare Metcalf

Seconded: Dylan Botica

Carried

#### 7. Safety Report

Action: That the Guild Council discusses the Safety Report.

#### **Resolved GC 47-21**

Motion: That the Guild Council notes the Safety Report.

Moved: Rachel Taylor

Seconded: Jesse Naylor Zambrano

Carried

There was a discussion about the safety inspection process and safety report results including first aid training discussion. The committee noted that one employee had received a broken ankle. In this instance, the incident would be referred to workers compensation.

#### 8. Business on Notice

##### 8.1. Amending NUS Referendum Motion

Motion: That the Guild Council amend Circular Resolution #4/2021 in order to meet the contractual requirements with the NUS of holding a referendum.

The proposition now being: "Do you agree that the Curtin Student Guild should remain a member of the National Union of Students Incorporated".

The referendum is to run in accordance with the Guild Statute Book and NUS Regulation 7 as determined by the Managing Director and Returning Officer as appropriate.

### **Resolved GC 48-21**

Moved: Dylan Botica

Seconded: Rachel Taylor

Carried

Dylan Botica spoke to the motion saying that the original motion was not enforceable because of NUS contractual requirements regarding referendums. In correspondence from Secretary Fatma Sehic, it was noted that the amendment to Circular Resolution #4/2021 should not be considered out of order as it was not a breach of the Statute Book. David Luketina said semester one 2022 was the first opportunity for a referendum on the original motion.

Clare asked if needed an absolute majority. Dylan Botica believed that this was not the case.

### 8.2. Guild Council Approval for Managing Director Employment Contract

Motion: That the Guild Council authorises the Guild President and Guild General Secretary to execute the proposed contract of employment and affix the Common Seal to the contract; adhering to R11.7(2).

### **Resolved GC 49-21**

Moved: Jesse Naylor Zambrano

Seconded: Dylan Botica

Carried

Jesse spoke to the motion. This concludes the work since February to review David Luketina's performance and negotiate his contract extension.

Dylan Botica moved to amend motion to reflect updates in Guild regulations with regard to the use of common seal and to reflect that the General Secretary was now referred to as Secretary.

Amended motion: That the Guild Council authorises the Guild President and Guild Secretary to execute the proposed contract of employment and affix the Common Seal to the contract; adhering to Section 18, Statute No. 4 Student Guild.

The amendment was amenable to Jesse Naylor Zambrano and Dylan Botica.

### 8.3. Commercial Strategy

### **Resolved GC 50-21**

Motion: That the Guild Council notes the current Commercial Strategy.

Moved: Jesse Naylor Zambrano

Seconded: Rachel Taylor

Carried

Dylan Botica asked about whether SSAF could be used for food and beverages on campus. David Luketina said that while this was allowed under Statute 27, the University's view was that this would create an uneven playing field that would disadvantage non-Guild operators.

The SSAFEAC committee approved all SSAF spending and this committee was made up of Curtin and Guild representatives. At the moment SSAF was used to keep outlets open for students at times when it would otherwise not be commercially viable. David Luketina noted that there was a requirement that any decisions of the Managing Director in terms of commercial operations and its structuring must be in line with commercial strategy.

#### 8.4. Review of Guild Strategy

Action: That the Guild Council reviews and provides feedback on the Guild's Strategy.

David Luketina said there was a requirement for the strategy to be approved each year by Guild Council. It was deliberately high level. It was noted that strategy map was missing from the documentation provided to committee members. Because the document was missing, it was suggested this item be held over and the strategy map be circulated separately to the meeting. ACTION: The Strategy map be sent out as soon as possible for councillors to provide feedback.

#### 8.5. Renaming Guild Café

##### **Resolved GC 51-21**

Motion: That the Guild renames "Guild Cafe: Engineering" to "Guild Cafe: Basement".

Moved: Rachel Taylor

Seconded: Luke Brosnan

Carried

Rachel spoke to the motion noting the costs of the change back to "Basement". Dylan enquired whether students would get used to the change and proposed discussion. Rachel spoke about the concerns of having "Engineering" in the name. Jesse said that she would not like to see a precedent set for of Guild Council making decisions and then going back on them unless there was a really good reason. David Luketina flagged timing of renaming which would be most likely in the New Year.

Request to move in camera

Recording stopped at 6.59pm

Request to keep David Luketina and Maryanne Shaddick in the room.

Recording recommenced at 7.07pm

#### 8.6. Appointment of ISC President

##### **Resolved GC 52-21**

Motion: That the Guild Council ratify the appointment of 'Sofia González Torrez' as International Students Committee President.

Moved: Jesse Naylor Zambrano (Guild President)

Seconded: Dylan Botica (Chair of the Representation Board)

Carried

Jesse Naylor Zambrano outlined the background of Sofia González Torrez' and the benefits of having an appointment to this position at this time. Dylan Botica noted the expiration of the appointment. It was noted that Sofia was appointed about one week ago.

- 9.2. Executive Committee – Meetings held on 24/06/2021, 1/07/2021, 15/07/2021, 23/07/2021, 29/07/2021  
9.3. Activities Committee – Meetings held on 8/06/2021

**Resolved GC 53-21**

Motion: That the Guild Council notes the minutes of the boards and committees en bloc.

Moved: Bridge Truell

Seconded: Harry Brooking

Carried

Dylan Botica noted the minutes of the executive committee which had been changed to include decisions were made under delegated authority were no longer reflecting this information in some minutes. Dylan was interested to get further information about what the best process was and whether it was too much work.

10. Next Meeting

The next ordinary meeting of the Guild Council is Thursday, 30<sup>th</sup> of September at 6pm to be held at 100.301. Documents and motions are to be submitted no later than 4:30pm on Thursday 23<sup>rd</sup> of September to [secretary@guild.curtin.edu.au](mailto:secretary@guild.curtin.edu.au)

Meeting closed at 7.13pm

## **Correction General Business**

Robert Vusak explained that he put forward a motion for this meeting before the cut-off and it wasn't put in the agenda. Added that Fatma Sehic didn't respond to Robert's enquiry about the agenda. Robert asked why the motion wasn't included.

Lucy Rohl responded to Robert on behalf of Fatma that due to sickness she wasn't able to have the motion included in time. After discussion, Robert stated it wasn't necessary for the motion to be put.

## **Correction 4.2 Circular Resolutions - #2/2021 (passed) *Amends were made as per the recording***

Dylan Botica clarified the conflict of interest by-laws.

Fatma Sehic said that Dylan Botica had incorrectly quoted the part of the regulations referred to by Fatma. It was a point of order. Fatma said that Dylan stated the incorrect regulation.

Lucy Rohl replied to Fatma Sehic – referring to by-laws section 16.3. Lucy stated that she did have a casting vote under the Guild by-laws.