

Supplementary note to the minutes of the EGM on 20 February 2024

2.2 New Constitution para 3(4) Membership

Making Music confirmed that 'the reason why the constitution states that members details should be shared is that, as a membership organisation, the charity commission outlines that it is best practice to share and connect members with each other. That being said, this needs to be in line with current data protection regulations. The reason why it isn't specified on the constitution what exactly these regulations are, is because laws do change and therefore it is best to keep this quite general to outline that data protection regulations still need to be followed in relation to this clause. As the constitution is more difficult to change (all changes needs to approved at an AGM) then this is why the data protection regulations and how this will work in relation to your group should be separated out and placed in a separate policy.'

CVC comments:

1. As there is current provision for choir members to connect with each other via the Guild and Choir Facebook pages, we do not consider it necessary to separately provide members email addresses to other members on request.
2. Furthermore, sharing members names and email addresses with other members is not included in the list of 'legitimate uses of your personal data' in the Choir's Privacy Policy and so no such data protection permissions will have been granted to allow the sharing of members addresses with members.

Conclusion – no changes necessary to the wording of para 3(4) of the Constitution

2.3 Independent Chair of Trustees

Making Music confirmed that 'having an independent chair of trustees is allowed by the model constitution only if this person will be co-opted (which is also allowed). However you will need to follow the guidance in clause 7(2)b.. (and) ensure that the number of co-opted trustees does not exceed more than one third of the trustees and they can only serve for a limited time' (no more than two consecutive three year terms).

Conclusion – Co-opting an Independent chair is allowed

3.1 Appointment of Trustees

Making Music advised that how the first trustees under the new constitution are nominated 'just needs a fair reasonable and common sense approach to be honest. So at first trying to be as close to the newly adopted constitution as possible...'

CVC Comments:

In line with the previous constitution, at previous meetings, members had approved the nominations for Treasurer, Secretary and Finance Officer. As part of adopting the new model constitution and to keep things simple, it was proposed that the current holders of these posts migrate across to become the first trustees. Noting that, at each AGM, one third of these trustees would retire and be eligible for re-election if they chose.