

Coast Community Broadcasters Inc.

Trading as



todayscountry94one

INTERNAL DISPUTES POLICY

Policy number	15	Version	2
Drafted by	Colin links	Approved by Board on	Jan 15 2020
Responsible person	Colin Links	Scheduled review date	April 2021

Coast Community Broadcasters Inc. trading as todayscountry94one clearly states its Resolution of Disputes criteria and process in its Constitution as approved by Association Members on September 04 2019. The Constitution is based on the NSW Fair Trading Model Constitution.

10. RESOLUTION OF DISPUTES

(1) A dispute between a member and another member (in their capacity as members) of the association, or a dispute between a member or members and the association, are to be referred to a Community Justice Centre for mediation under the *Community Justice Centres Act 1983*.

(2) If a dispute is not resolved by mediation within 3 months of the referral to a Community Justice Centre, the dispute is to be referred to arbitration.

(3) The *Commercial Arbitration Act 2010* applies to a dispute referred to arbitration.

11. DISCIPLINING OF MEMBERS

(1) A complaint may be made to the Board by any person that a member of the association:

(a) has refused or neglected to comply with a provision or provisions of this constitution,

or

(b) has wilfully acted in a manner prejudicial to the interests of the association.

(2) The Board may refuse to deal with a complaint if it considers the complaint to be trivial or vexatious in nature.

(3) If the Board decides to deal with the complaint, the Board:

(a) must cause notice of the complaint to be served on the member concerned, and

(b) must give the member at least 14 days from the time the notice is served within which to make submissions to the Board in connection with the complaint, and

(c) must take into consideration any submissions made by the member in connection with the complaint.

(4) The Board may, by resolution, expel the member from the association or suspend the member from membership of the association if, after considering the complaint and any submissions made in connection with the complaint, it is satisfied that the facts alleged in the complaint have been proved and the expulsion or suspension is warranted in the circumstances.

(5) If the Board expels or suspends a member, the Secretary must, within 7 days after the action is taken, cause written notice to be given to the member of the action taken, of the reasons given by the Board for having taken that action and of the member's right of

appeal under clause 12.

(6) The expulsion or suspension does not take effect:

(a) until the expiration of the period within which the member is entitled to appeal against the resolution concerned, or

(b) if within that period the member exercises the right of appeal, unless and until the association confirms the resolution under clause 12, whichever is the later.

12. RIGHT OF REPLY OF REJECTED APPLICANT OR DISCIPLINED MEMBER

(1) A member may appeal to the association in general meeting against a resolution of the Board under clause (11), within 14 days after notice of the resolution is served on the member, by lodging with the Secretary a notice to that effect.

(2) The notice may, but need not, be accompanied by a statement of the grounds on which the member intends to rely for the purposes of the appeal.

(3) On receipt of a notice from a member under subclause (1), the Secretary must notify the Board, which is to convene a general meeting of the association to be held within 28 days after the date on which the Secretary received the notice.

(4) At a general meeting of the association convened under subclause (3):

(a) no business other than the question of the appeal is to be transacted, and

(b) the Board and the member must be given the opportunity to state their respective cases orally or in writing, or both, and

(c) the members present are to vote by secret ballot on the question of whether the resolution should be confirmed or revoked.

(5) The appeal is to be determined by a simple majority of votes cast by members of the association.

- At all times the process must be and perceived to be fair and equitable.
- Confidentiality and privacy are of prime importance.
- No parties are to canvas other members of the Association of their case before, during or after the process.
- The Community Justice Centre process requires total confidentiality of the mediation process and it is to be kept confidential during and after the process.
- To enhance the process, particularly in Clause 12, an independent chairperson is to conduct the meeting according to the Constitution and appropriate processes.
- Following a secret ballot there is "No Right of Reply" as members have made their decision.

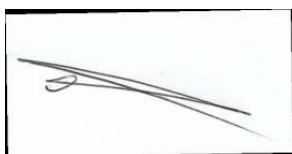
AUTHORISATION



Secretary

January 15 2020

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Colin Links

Chairman

January 15 2020

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