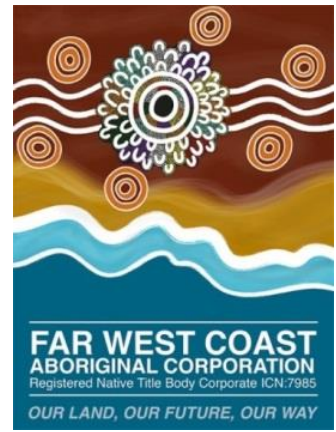


Far West Coast Aboriginal Corporation

ANNUAL GENERAL MEETING

Saturday 23rd February 2019 at 9.30 am
Far West Aboriginal Sporting Complex,
Bergmann Drive, Ceduna SA.



To be followed by a Consultation Meeting with Common Law holders
– see separate notification sheet for details.

Purpose Annual General Meeting of the Corporation and Directors 2 Resolutions to be presented to Members, 1. a change to the Corporation Rulebook Rule 21 and 2. a new rule at 17. See resolutions below.

Resolution 1

Resolution: The Far West Coast Aboriginal Corporation Board of Directors resolve to change the FWCAC Rulebook as the Winding Up Rule (Rule 21) in the FWCAC Rulebook is not one that meets the Australian Taxation Office's Public Benevolent Institution (PBI) rules, and if the Corporation applies for PBI status it would be declined.

Delete

21.1 Subject to rule 21.2, where the corporation is wound up, after all debts and liabilities have been taken care of, and costs of winding up have been paid, surplus assets of the corporation exist, the members may pass a special resolution relating to the distribution of the surplus assets of the corporation.

Replace with

21.1

- a) The winding up of the corporation shall be in accordance with the CATSI Act.
- b) If upon the winding up of the corporation there remains, after satisfaction of all debts and liabilities, any property or monies, that property or monies shall not be paid to, or distributed amongst, the members of the corporation.
- c) Subject to Rule 21.1 (b), 21.2 and any direction provided by the members by special resolution, any surplus property or monies shall be transferred or paid to another corporation, company, authority or institution which:
 - i) is incorporated in Australia;
 - ii) has similar objects and endorsements to the corporation;
 - iii) is not carried on for profit or gain of individual members and whose objects prohibit distributions or payments of its income and property among its members to an extent at least as great as imposed on the corporation under this Rule Book; and
 - iv) is approved by the Commissioner of Taxation as a public benevolent institution to which tax deductible gifts may be made under the Income Tax Assessment Act 1997 as amended from time to time under any legislative provisions enacted in substitution for those provisions.

Resolution 2

Resolution: The Far West Coast Aboriginal Corporation Board of Directors resolve to insert a new "Gift Fund" rule into the FWCAC Rulebook so that the FWCAC can become a Deductible Gift Recipient (and receive tax deductible donations from the public in general).

Insert

17. GIFT FUND

- a) The corporation shall maintain for the main purposes of the corporation a gift fund:
 - i)* To be named 'The Far West Coast Aboriginal Corporation Gift Fund'.
 - ii)* which must receive gifts of money or property for the purposes (objectives) of the corporation.
 - iii)* which must have credited to it any money received by the corporation because of those gifts.
- b) The gift fund cannot receive any money or property other than that for the purposes (objectives) of the corporation.
- c) The corporation shall use gifts made to the gift fund and any money received because of them only for the purposes (objectives) of the corporation.
- d) Receipts issued for gifts to the gift fund must state:
 - i)* the full name of the corporation;
 - ii)* the Australian Business Number (if applicable) and the Indigenous Corporation Number (ICN) of the corporation; and
 - iii)* the fact that the receipt is for a gift.
- e) As soon as:
 - i)* the gift fund is wound up, or
 - ii)* the corporation's endorsement as a deductible gift recipient is revoked under section 426- 55 of the Taxation Administration Act 1953, any surplus assets of the gift fund must be transferred to another fund, authority or institution, which has similar objectives to the corporation. This body must also be able to receive tax deductible gifts under division 30 of the Income Tax Assessment Act 1997.

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To assist Members - Apply before the meeting for assistance to get travel home.

- for FWCAC Members residing further than 90 kms from Ceduna only.
- Evidence of residential address and car registration number must be provided.
- Applications for this one-way travel assistance **MUST** be made prior to the meeting. No applications will be accepted past this deadline.
- Purchase orders will be provided, and suppliers will be paid directly.
- No cash payments will be made.
- No airfares, meals or accommodation costs will be considered.

Enquiries For all enquiries and application forms and copies of this notice, please contact or attend the FWCAC Office on PH: 08 8625 3340, 62 Poynton Street, Ceduna, South Australia 5690.

NOTICE OF FAR WEST COAST ABORIGINAL CORPORATION

RNTBC: 7985

CONSULTATION MEETING WITH COMMON LAW HOLDERS

for the making of Native Title Decisions as follows:

**Part 9B Native Title Mining Agreement for Mineral
Exploration with Vale Australia EA Pty Ltd**

&

**Part 9B Native Title Mining Agreement for Mineral
Exploration with Cosmo Developments Pty Ltd**

NOTICE is given of a community consultation meeting with the Far West Coast Common Law holders (Native Title Holders) where the Common Law Holders will be asked whether they wish to consent to the Far West Coast Aboriginal Corporation entering into the above named Native Title Mining Agreements for Mineral Exploration.

On: Saturday 23rd February 2019, Following on from the FWCAC's AGM;

To be held at: Far West Aboriginal Sporting Complex Inc., Bergmann Drive, Ceduna SA;

Commencing at: To follow on from AGM which commences at 9.30am.

What is the purpose of the meeting?

The purpose of this meeting is to consult with and obtain consent from the Common Law holders for the Far West Coast Aboriginal Corporation to enter into two mineral exploration agreements. Entry into each agreement is considered to be a "native title decision" pursuant to the *Native Title (Prescribed Body Corporate) Regulations* 1999. Consultation is required with common law holders, and their consent is needed, prior to the Corporation entering into either agreement. If common law holders' consent, a resolution is to be passed at the meeting which confirms support for entry into the Part 9B agreements, and a certificate must be signed by at least 5 members of the Corporation who are Common Law Holders whose native title rights and interests would be affected by the proposed decisions.

Who should attend?

All Far West Coast Aboriginal Corporation members and Common Law holders are invited to attend.

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