

Monash Student Council
11/19

UNCONFIRMED MINUTES

Meeting 11/19 of the Monash Student Council is to be held in the MSA Conference Room at **1:00PM** on Thursday the 10th of October 2019.

Meeting opened at 1:03PM

1. Attendance

President	Henry Fox	(Chair)
Treasurer:	Helena Kalfas	
Secretary:	Jett Fogarty	
Education (Public Affairs):	Tuesday Atzinger	Absent
Education (Academic Affairs):	Jo Friedman	Absent
Activities:	Parker Brown	
CLA:	Josh Johnstone	
Welfare:	James McDonald	
Indigenous:	Jess Bennet	Absent
Environment & Social Justice:	Jessica Garcia	Late proxy to Sabrin Said
Women's:	Meghan Wright	
Queer:	Ed King-Cain	Apology
Disabilities & Carers:	Magdalena Kozlowski	
People of Colour:	Jenny Tran	
MUISS:	Ayush Tarway	
MAPS:		
Clubs & Societies:	Bahe Balamaheswaran	
Radio Monash:	Giorgia Cahoon	Proxy to Thom Lidgerwood
General Representative:	Hadi Saab	
General Representative:	Sophia Tan	Proxy to Josh Pelach

General Representative:	Ayushi Panjwani	Proxy to Francesco Barrese
General Representative:	Louise Blair-West	
General Representative:	Marie Iliadis	Proxy to Phillip Danh
Observers:	Jack Clark Minh Vu	

2. Acknowledgment of traditional owners of land

This MSC acknowledges and pays respect to the people of the Kulin nations as the original and ongoing owners and custodians of this land. The MSA commits itself to actively fight alongside Indigenous peoples for reconciliation and justice for all Indigenous Australians.

Motion #1: Confirmation of Previous Minutes

That this MSC accepts Sabrin Said as a late proxy for Santino Raftellis

Moved through the chair

For: 16

Against: 0

Abstentions: 0

MOTION CARRIED UNANIMOUSLY

3. Confirmation of Agenda Order

Confirmed

4. Confirmation of Previous Minutes

MSC 10/19

Attached to email

Motion #2: Confirmation of Previous Minutes

That this MSC confirms the minutes of MSC 10/19 to be a true and accurate recording of proceedings.

Moved: Helena

Seconded: Hadi

For: 11

Against: 0

Abstentions: 6

MOTION CARRIED

5. Office Bearer and Divisional Reports

10/19 Treasurer	Attached to email
11/19 Clubs & Societies	Attached to email
11/19 MUISS	Attached to email
11/19 MAPS	Not Received
11/19 Radio Monash	Attached to email
09/19 Lot's Wife	Attached to email
09/19 Education (Academic Affairs)	Attached to email
11/19 Education (Academic Affairs)	Attached to email
11/19 Education (Public Affairs)	Not Received
11/19 Welfare	Not Received
11/19 Environment and Social Justice	Not Received
09/19 Queer	Attached to email
11/19 Queer	Attached to email
07/19 + 09/19 Indigenous	Attached to email
11/19 Indigenous	Attached to email
11/19 Disabilities and Carers	Not Received
11/19 People of Colour	Attached to email

Motion #3: Office Bearer and Divisional Reports

That this MSC accepts all submitted office bearer and divisional reports en bloc.

Moved: Jenny

Seconded: Hadi

For: 17

Against: 0

Abstentions: 0

MOTION CARRIED UNANIMOUSLY

6. Summary of Executive Financial Motions

Attached to email

Motion #4: Summary of Executive Financial Motions

That this MSC accepts all the summary of executive financial motions.

Moved: Hadi Seconded: Helena
For: 17
Against: 0
Abstentions: 0
MOTION CARRIED UNANIMOUSLY

7. MSA Financial Statement

Attached to email

Henry explains that this is for the August financial statements, as mentioned earlier the summaries are usually released by the 10th of the month towards the end thus we only currently have the August summary and will have the September summary by the next MSC and so on.

Motion #5: MSA Financial Statement
That this MSC accepts the submitted MSA financial statement
Moved: Helena Seconded: James
For: 17
Against: 0
Abstentions: 0
MOTION CARRIED UNANIMOUSLY

8. Mature Aged & Part-time Students

Henry defers the chair to Helena 1:09pm

Henry explains that the term for the MAPS executive concluded by the end of September, but unfortunately MAPS did not hold constitutional elections. They did not constitutionally appoint a Returning Officer and thus is invalidated. They were made aware of this and chose to proceed anyway. The MSA could not interfere as they are an autonomous division, as there is no MAPS executive the it is in administration and will continue to run at a basic level, and this motion simply reaffirms that we will support the division in the interim.

Helena defers the chair to Henry 1:09pm

Jett explains that they are beyond just not constitutionally appointing an RO they were also found to not be conducting executive meetings per their constitution and properly. They did not hold meetings in person or over phone where people were talking at the same time and only held their meetings over email which is against the law and their constitution. Further they also did not send a global email opening up nominations to all MAPS students so they could nominate to all positions such as happens for Clayton students or for International students.

Jett further adds that they thus violated three key sections of their constitution, and were they to successful argue the RO was correctly appointed despite legal advice multiple times saying otherwise they are invalid for the other two reasons. The important thing to be aware of in this motion is that the we are delegating the responsibility to authorising expenditure to be spent on MAPS to the MSA and MSA Exec as opposed to the MAPSEC as it doesn't currently exist, but we are formalising that the board of directors of the student council were comfortable with the divisions operations being executed in the absence of a MAPS executive

Ayush corrects that the it is not noted in the MUISS constitution that mentions all. International students in Clayton campus need to be notified of nominations

Jett apologises and clarifies that it is not in every divisions constitution but it is noted in the MAPS constitution specifically

Ayush asks if their is a plan or timeline for the other election to be held

Henry defers the chair to Helena 1:12pm

Henry explains it is currently being treated as a casual vacancy and in MAPS constitution a casual vacancy can be resolved by co-option but seeing as there is no executive there is no one to be able to co-opt. We are seeking further legal advice however it will most likely fall to the MSC to appoint a Returning Officer

Jett would also like to clarify that all expenditure will actually be coming from the MSA and we will not be using the MAPS budget or reserves despite the actions of the previous MAPSEC

Helena defers the chair to Henry 1:13pm

Motion #6: Support for MAPS

That this MSC reaffirms its support for Mature Aged and Part-time students at Monash University and will continue to provide basic services to Mature Aged Part-time Students including the operation of the MAPS Lounge in the interim until a fully recognised, constitutional election is held and a constitutionally elected Mature Aged and Part-time Students executive is confirmed by the Returning Officer. This includes reimbursement of expenses incurred up until the 30/09/2019 and basic costs of operations for the lounge to be paid for through central funding

Moved: Jett **Seconded:** Helena

For: 17

Against: 0

Abstentions: 0

MOTION CARRIED UNANIMOUSLY

9. MSA Training & Professional Development

Henry defers the chair to Helena 1:14pm

Henry explains that in 2017 the MSA TPD was offering courses to home school students as alternative though school and taking them into the safe system and there was some government funding too subsidies and to secure this funding the students needed a signed letter from their principle saying that it was ok for them to pursue this course rather than high school. The problem with this is that home school students do not have a principle and the staff at the time requested for what the process was for homeschool students. They weren't given clarity, so they sought a letter from the district representative official in the home school system in lieu of a principle and used that letter to enrol the student in the RTO course. The government turned around and said that letter wasn't following protocol and thus needed to return and pay back the government subsidises because it was secured using incorrect documentation, despite it happening a number of years ago.

Helena defers the chair to Henry 1:15pm

Magdalena enters the room at 1:16pm

Jett adds that in lieu of this repayment that was incurred as a result of the actions of the MSA in 2017 another repayment was incurred earlier this year of a substantial amount. In light of both of these we have introduced governance structures in MSA TPD to ensure we have a board of directors in respect to compliance with our legislative obligations so we won't cross any further issues, thus we have actively sought to address these issues

Helena further adds that this will be on an ongoing repayment plan for 4 years

Motion #7: Authorisation of expenditure

That this MSC authorises the expenditure of \$96,561.71 for a repayment of funds incurred by the MSA Training & Professional Development

Moved: Helena

Seconded: James

For: 17

Against: 0

Abstentions: 1

MOTION CARRIED

10. Election of MSC Executive Divisional Representative

Henry explains that Josh's term as C&S president ended as of 31/09/2019 and thus is no longer eligible to be a divisional representative on the MSA MSC executive. Thus in accordance and as is required in the MSA standing orders and constitution

we will go to a secret ballot to elect a representative for the remainder of the year.

Procedural motion to hold a secret ballot for Motion #8

Moved through the chair

For: 18

Against: 0

MOTION CARRIED UNANIMOUSLY

Motion #8: Approval of Election of Divisional Representative

That this MSC approves the election of Bahe Balamaheswaran to the MSC Executive for 2019, elected pursuant to s.24(1)(d) of the MSA constitution, until 31st December 2019

Moved: Helena

Seconded: James

For: 18

Against: 0

Abstentions: 0

MOTION CARRIED UNANIMOUSLY

11. General Business

Hadi mentions he is glad we have made it this far

Meeting closed at 1:23pm.