



WESTERN AUSTRALIAN BRANCH

POLICIES and OPERATIONAL PROCEDURES MANUAL

Updated – 16-Nov-04

B1. BRANCH INCORPORATION.

B1.1 ASSOCIATION TITLE.

B1.1.1 The Boy Scouts Association, W. A. Section was originally formed in Western Australia in 1909. The name of the organisation was changed to Australian Boy Scout's Association (Western Australian Branch) and was incorporated on 15 August 1927. Following a change at national level the name was then changed to The Scout Association of Australia, Western Australian Branch and the amendment to incorporation made on 29 October 1972 under the incorporation number A0270010R in the State of Western Australia.

THE INCORPORATION ACT.

B1.1.2 While scouting commenced in Western Australia as early as 1909, the Scout movement was not incorporated by law until 1927.

B1.1.3 All members of formations including Branch committees belong to this body corporate, in like kind to shareholders in a Company.

B1.1.4 Incorporation brings a number of advantages including:

B1.1.4.1 Corporate responsibilities for liability to others.

In effect this means that if someone (either a member or third party) is injured and/or has property damaged as a result of negligence on the part of a member and/or the Association and sues that member and/or the Association, the damages (legal liability) are reimbursed to the Association by its Public Liability Insurer, thus protecting the individual member from heavy financial loss. Premiums for this Insurance are paid by the Branch Office each year and the current Limit of Liability is advised annually in a Certificate of Currency which is available by contacting the Branch Office for a copy of same.

B1.1.4.2 Corporation ownership of property.

All real estate and equipment is held in the name of the corporation, thereby making it unnecessary to register real estate in the name of trustees, which would necessitate frequent amendments in the title whenever a/the trustee/s die/s or retire/s.

B1.1.4.3 Corporate purchasing power.

In years gone by it was found to be a disadvantage for small formations to be purchasing uniforms and other equipment from wholesalers. With that experience in mind Scout Outdoors Centres – now known as Snowgum stores throughout the country were formed to improve buying power. All profits for the Snowgum store are contributed back to the Association to assist with the ongoing administration of the organisation. Over recent years this principle has been extended to the purchase of the Association's

Insurance, which is purchased for the entire corporation at rates and conditions that are able to be applied equally over the whole organisation.

B1.1.5 The benefits of incorporation bring with it a number of responsibilities on all formations.

B1.1.5.1 In particular, there is only one Common Seal and the capability of applying the Seal and the signing of important contractual documents is delegated to the Branch Chairman and the Executive Officer under the Constitution. The application of the Seal and signatures to a document (such as a Lease, Licence or other contract) requires the approval to, and acknowledgement of, the Branch Management Committee.

B1.1.5.2 Contracts not requiring the application of the Seal are to be signed by, and binding to, the Association under delegated authority to, the Executive Officer.

Authority:

The document was endorsed by the Chief Commissioner's Committee on 27 October 04 and by the Branch Management Committee on 16 November 04 for inclusion in the Policies and Operational Procedures Manual and accordingly is incorporated into the Branch Risk Register from this date.

Signed M. H. Thomas - Chief Commissioner.

J. S. Noakes - Branch Chairman.