



Mackay Canegrowers Limited
ACN 111 817 559

Election of up to Four (4) Members on Plane Creek Area Committee

NOMINATION FORM

Important Message for Candidate: The nominated candidate must sign the **Candidate's Acceptance of Nomination & Declaration of Qualification** to be valid. The Candidate must be the Authorised Representative for the Member (refer to page 3 – Important Notes). This nomination form must reach the Returning Officer on or before **5.00pm Monday, 24 March 2025**.

We, the undersigned, do hereby nominate the following candidate for the office of Member of the Plane Creek Area Committee of Mackay Canegrowers Limited:

Candidate's Name: _____

Membership Name (if different): _____

Membership Number: _____

Candidate's Residential Address: _____

Postcode: _____

This nomination must be signed by at least six (6) members as defined under the Mackay Canegrowers Limited Constitution in Clause 2.1 "Member" (refer page 3 Important Notes).

Membership Name (Please print details)	Membership Number¹	Name of Member Representative who is supporting the nomination (Please print details)	Signature of Member Representative who is supporting the nomination²	Mill to which cane is supplied	Date signed

¹ The local CANEGROWERS office can assist with the Membership Number.

² The seconder of this nomination certifies that he/she is a Member whose name is stated on the roll for the election; or he/she is a person authorised by the corporate Member, in the case of a corporate Member, whose name is stated on the roll for the election.

CANDIDATE'S ACCEPTANCE OF NOMINATION & DECLARATION OF QUALIFICATION

I, _____ (insert full name of Candidate) hereby agree to accept nomination as a candidate for the office of Director of the said Company.

Candidate contact details:

Telephone/Mobile: _____

Postal Address: _____

Email: _____

Declaration of Qualification

The Mackay Canegrowers Ltd Constitution sets out the qualifications for a member of the Plane Creek Area Committee as under:

Rule 25.4 'Eligibility to Hold Office' - A person may only be elected as a member of an Area Committee or continue to hold office as a member of an Area Committee if the person is:

- (a) An individual who is:
- i. an Eligible Grower; or
 - ii. an authorised representative of a Member which is an Eligible Grower appointed under Rule 12.3 'Voting by representative'.

I hereby certify that I am qualified in accordance with the above clause to nominate for and hold the office of a Member of the Plane Creek Area Committee and accept this nomination.

Signature of Candidate: _____

Dated this _____ **day of** _____ **2025**

Once completed please email to Election2025@canegrowers.com.au or post to:

**The Returning Officer
CANEGROWERS
GPO Box 1032
BRISBANE QLD 4001**

Please Note: Nominations close at 5.00pm Monday, 24 March 2025.

Office use only

CERTIFICATE OF RETURNING OFFICER

I, the undersigned returning officer, do certify that I have received this nomination form at Brisbane and that the provisions of the Constitution with respect to it have been complied with.

Signature of Returning Officer: _____ **Date:** _____

Important Notes

Memorandum for Candidates and Members obtaining signatures to Nomination Forms relating to Election of Members of the Plane Creek Area Committee of Mackay Canegrowers Limited

The following Clauses of the Mackay Canegrowers Limited Constitution are applicable for candidates and members supporting the candidates for election.

12.3 'Voting by representative' A member other than a natural person must appoint an individual as its authorised representative:

- (a) for a corporation – an officer or member of the corporation;
- (b) for an estate – a personal representative or beneficiary of the estate;
- (c) if a Member holds his/her membership jointly with or in partnership with another person or persons, the person first recorded in the register shall be entitled to exercise the right to vote on behalf of all joint Members in the absence of any authorisation in writing signed by the Member to the contrary. In any instance where a membership is held jointly with or in partnership with another person or persons and the first person recorded in the register is absent or unable to vote and in the absence of any authorisation in writing signed by the Member to the contrary, the person next named in the register (or, as applicable, consequentially named thereafter) and who is present and able to vote shall be entitled to exercise the right to vote on behalf of all such Members;
- (d) for a trust – a trustee or beneficiary of the trust;
- (e) the instrument of appointment must be in writing and lodged with the Company.

Schedule 2 Clause 7 'Nomination - Eligibility' Only individuals as follows when nominations close may nominate for the election –

- (a) a Member; or
 - (b) an authorised representative nominated by a corporate Member that is a Member,
- and in either case, the person satisfies the eligibility criteria in clause 13.3 (as the case may be) of the Constitution.

For a Nomination Form of a candidate to be valid, it is necessary to obtain the signatures of at least six (6) members as defined in Clause 2.1 'Member' at the date when supporting the nomination.

All candidates should ensure that all details on their Nomination Form are correct in every particular before forwarding it to the Returning Officer. The candidate should ensure that their list of nominators is checked against the draft roll that is held by the local Company Manager for the purposes of the election. Alternatively, candidates may submit their Nomination Form through their local Company Manager.

Special Note:

Rule 25.4 'Eligibility to Hold Office' - A person may only be elected as a member of an Area Committee or continue to hold office as a member of an Area Committee if the person is –

- (a) An individual who is -
 - (i) An Eligible Grower; or
 - (ii) An authorised representative of a Member which is an Eligible Grower appointed under Rule 12.3 'Voting by representative'.

Rule 25.7 'Vacation of Office' - The office of a member of an Area Committee becomes vacant if the member –

- (a) Dies; or
- (b) Resigns by signed notice given to the Board; or
- (c) Ceases to be an Eligible Grower; or
- (d) Is absent from three (3) consecutive meetings of the Committee without the Committee's leave and a reasonable excuse.

Rule 25.16 'Definition of Eligible Grower' - In this clause "eligible grower" means a member who is a financial Member, and is a grower who supplies from the zone represented by that Committee.

Rule 2.1 - 'Member' means a person who becomes a member in accordance with rule 5.2 Members.

Clause 1.1 - 'Eligible Nominee' means a person who may nominate for the election under Clause 7 Nomination-Eligibility.