

Resolution (2) Additional Trustees

Ayunnasalam 7897

Hassen 8605

The General Secretary
Colombo Swimming Club
148 "Storm Lodge" Galle Road,
Colombo 3

4th March, 2024

I, wish to bring the following before the Annual General Meeting, pursuant to Article 28 (a) (ii) and request that the General Committee to provide responses, accordingly:

1.

"8(d)

Additional Trustees once appointed shall continue to act as such for a period of no more than two years. Such Additional Trustees can be re-elected for a further period of two years, should the Membership so desire, subject to the Trustees offering themselves for re-election as well as nomination form being properly filled in as governed by the rules of Elections for Trustees".

How long have the Additional Trustees held such positions? Is it for more than Four (4) years, continuously, without having resigned, have they breached the Constitutional provisions? As the Constitution stipulates a specific time period, other than having the Constitution amended, the time period cannot be extended. If there have been a breach/s what actions has the GC taken to correct this situation?

2. The Audit Committee Members are ex-officio, Additional Trustees. Hence, if the Additional Trustees have held their position unconstitutionally, they should have not taken up the positions of Audit Committee Members. Thus, if the holding of the positions of Additional Trustees have been unconstitutional, presently, the Audit Committee would be without members, and hence, they should not be provided with any opportunity to address the members at any forum. Does the GC agree?

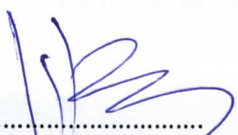
3. We are informed that an independent Special Audit Report has been prepared by BDO. To date, we, as Members have not been provided a copy of the same, which should have been done immediately.

3.1 Has the Audit Committee made attempts to discuss this Report with the members of ex-General Committee and then to change some of the findings, without first distributing a copy to all Members?

- 3.2 Has the BDO made any changes to the original version? If so, kindly table both versions, highlighting the changes, if any.
- 3.3 Please provide the Membership with the salient points of the Report/s. Especially where expenses have been incurred without the approval of the Members and GC (as required under the Constitution and highlighted by the Report) and without calling for Tenders?
- 3.4 Have there been any adverse findings against any person or the ex-GC? If so please elaborate.
- 3.5 If there are any adverse findings, detrimental to the Members of the Club, what action is being contemplated by GC?
- 3.5.1 If Members have been personally responsible, will the GC initiate disciplinary action against such Members pursuant to Article 22. As this is an internal inquiry against Member/s, and not the GC, such shall not be covered under Article 18. If so, when will the inquiry commence and will there be a timeline given to complete the inquiry?
- 3.5.2 If there is an allegation of fraud, will such matters be referred to the relevant authorities?
- 3.6 I am reliably informed that there was a contingent of Police who came to the Club in search of a Member, in order to arrest him, and purportedly met with the present VP. Is there any truth in this? If so, as such actions bring disrepute to the Club, can the President inform the Membership of what had actually taken place?

I request that the responses required be provided at the AGM, to be held on 30th March, 2024.


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Arunasalam Rajenthiran
Membership No. 7897
106/10 Waidya Road,
Dehiwala


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Hassan N. Sinhawansa
Membership No. 8605
2:B 1/1 De Silva Road,
Kalubowila