

From: Richard Riordan <Richard.Riordan@parliament.vic.gov.au>
Sent: Tuesday, 9 May 2023 10:51 AM
To: John Pesutto; David Southwick; Georgie Crozier; Matthew Bach
Cc: Matthew Guy; James Newbury; Wayne Farnham; Roma Britnell; Cindy McLeish
Subject: Urgent- Fridays Special Meeting

Dear State Leadership

As the member responsible for the reissuing of the Parliamentary Constitution to all elected members, I write to raise two issues that I think will force the cancellation of this Fridays meeting, or risk a very messy legal dispute.

I draw your attention to **Section 59**.

559 Notice of motion to expel a member shall specify the reasons for such proposed expulsion and shall be signed by the Leader or Deputy Leader or any five members of the Parliamentary Party.

I note the email notice of a Special Meeting issued to members and Ms Deeming on Saturday May 6th is not constitutional. Unlike the Special Meeting notice issued by the leadership team on March 20th, 2023

This current Special Meeting lacks the two essential components:

- a) A specified reason for the proposed expulsion
- And
- b) The notice of Special Meeting has no signatures.

I have sought some independent legal advice, and as our constitution has only recently been approved by the party room, and in always accounts for electronic transmission, our Party room has stood fast with the requirement that a motion of this gravity must still be signed by its proposers. I also note that the previous motion to expel, covered off both these elements and was compliant with the Constitution. It would seem that the leadership has already agreed with the elements necessary to issue a valid expulsion motion.

The current notice of expulsion is therefore invalid. The constitution is quite clear and the five proponents must reissue a compliant notice of expulsion with the requisite 5 clear days' notice. There fore this Fridays meeting should be cancelled as there is no valid motion to debate.

Regards
Richard



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State Member for Polwarth

