



FVAA DC 016

All BOM Committee members

**MINUTES OF A GENERAL MEETING OF THE FVAA BOARD OF MANAGEMENT
TELECONFERENCE HELD ON WEDNESDAY 5 OCTOBER 2016**

Present:

Mark Mitchell	VIC and President
Michael Lloyd	SA and NTD
Liam Caplice	TAS
Clinton Leibinger	QLD
David Campbell	WA and Secretary

Apologies:

Leigh Porter	NSW & Treasurer
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The President opened the meeting at 2001 AEST. Discussed Leigh's conversation one hour earlier and his apologies. Also discussed tyre test at Wakefield Park. Leigh said it was not a FVANSW test but a private one by Ray Filetti with Giti tyres. Also discussed the next General Meeting with Leigh and then with the rest of the BoM and Fri 14 Oct was agreed.

ITEM 1. MINUTES FROM THE PREVIOUS MEETING

Held until 14 Oct meeting

ITEM 2. ACTION LIST ARISING FROM THE PREVIOUS MINUTES

Held until 14 Oct meeting

ITEM 3. Correspondence

- a. Emails in and out from Scott McGrath, CAMS.

ML has replied to CAMS letter, which was raised following a letter from a member regarding the previous BoM meeting decision.

Proposed that the letter should be sent to CAMS tonight

Proposed ML

Seconded MM

Five votes for and one against (absent)

- b. Max Dumesny from Hoosier had emailed MM yesterday saying Continental had taken over Hoosier. New proposal of \$900 + GST with \$10,000 + GST rebate + \$20 rebate per tyre to FVAA or \$10,000 to FVAA, no tyre rebate and \$820 + GST per set.

This latest offer is outside of the tyre tender process. Yokohama offer is better value to the competitors. FVAA is a corporation and we are directors and therefore we are liable to legal process if we renege on our tender process as there are a number of legal precedents where tender processes have not been adhered to. Yokohama have been told they were successful at the tyre test and will be the FVAA tyre from 1 Jan 17 and they have put in place a process to provide tyres for next year. Opinion is that legally we could be liable for compensation to Yokohama if we go outside our process. According to section 39A of the Associations Incorporations Act (1985) of



South Australia under which the FVAA is incorporated, each director could be liable for fines up to \$20,000 (or 4 years imprisonment) should we breach this section by obtaining a “material advantage for himself or herself or any other person” by giving Hoosier another “bite of the cherry”. Verbal contracts are binding in Australia other than in real estate. Our reputation as an organisation would also be called into question for future tests.

The terms of the tyre test were sent to all manufacturers, which included critical dates and most importantly, the cost to the competitor would drive the selection rather than performance of the tyre.

It was unanimously agreed that the legal implications in changing our mind on the tender process could be excessive and all members present agreed we could not accept the late change by Hoosier.

ITEM 4. Treasurer’s report

Held until 14 Oct meeting

ITEM 5. Technical & NTC update

a. Held until 14 Oct meeting

ITEM 6. General business

a. Held until 14 Oct meeting

Meeting closed at 2156 AEST

Next meeting planned for 14 Oct 16

MARK MITCHELL
President

DAVID CAMPBELL
Secretary

5 October 2016



FVAA BoM Action Item List Oct 2016

Action Item #	Action Item	Actionee	Raised	Due
147	DC to provide updates to Ian Lee to improve the FVAA website Work ongoing.	MM	3 Jun 15	Next meeting
151	NTC to look at the supply of a range of heads and their parity in a cost saving way, with a view to using the \$17000 worth of FVAA heads NTC to update.	ML	5 Aug 15	Next meeting
156	BOM members to review 5 year plan need to look a lower costs for engines and tyres	BOM	2 Sep 15	Ongoing
157	Sale of FVAA cylinder head stock for road car use All available at \$100 + GST	MM	7 Oct 15	Ongoing
159	Tyres. Decision to be withheld until released by mm after talking to the tyre manufacturers who tested	ML	10 Feb 16	Next meeting
162	Bathurst 2018 – Keep in touch with Promoter and be ready to make decision in early 2017. NSW to follow up.	LP	6 Jul 16	Report at the next meeting