

Topic 6 - Poll vote at a general meeting

Poll count for certain motions

A poll count is a count by reference to the contribution schedule lot entitlements for each lot, and not by reference to the lot itself.

At the meeting a person entitled to vote may ask for a poll for the counting of the vote on a motion decided by ordinary resolution (A s109). This does not apply to an ordinary resolution conducted by secret ballot. The person must ask for the poll in person at the meeting or on the voting paper on which he or she votes, whether or not he or she is personally present. The request can be made before or after the meeting has already voted on the motion. However, the request must be made before the meeting decides the next motion or if the motion for which the request for a poll count is made is the last motion to be considered, before the meeting ends.

If the poll is properly requested, one vote only may be exercised for each lot in the scheme, whether personally, by proxy or in writing. The motion is passed by ordinary resolution if the total of the contribution schedule lot entitlements for the lots which voted for the motion is more than the total of the contribution schedule lot entitlements for the lots which voted against the motion.

For example:

There are 7 lots in the scheme. The owners of Lots 1, 2, 4 and 5 vote against the motion. The owners of Lots 3, 6 and 7 vote in favour of the motion. The motion is defeated 4 - 3. Before the meeting goes on to decide the next motion, the owner of Lot 3 calls for a poll vote. Lot 3 has 30 lot entitlements on the contribution schedule, Lots 1, 2, 4 and 5 have 19 and Lots 6 and 7 have 25. The count is therefore $30 + 25 + 25 = 80$ in favour and $19 + 19 + 19 + 19 = 76$ against. The motion is therefore carried 80 - 76.