

## **CLUB LOS CLAVELES AGM, 27th APRIL 2019**

### **EXPLANATORY NOTES ON AGENDA ITEMS**

#### **AGENDA ITEM 2 - Committee Report**

This report has been produced for discussion at the meeting. Please accept this report by voting **YES**. The report will be presented by the President, Carol Parkinson.

#### **AGENDA ITEM 3 - Committee Member Election**

The Constitution states that there has to be an election for a Committee Member after the third year of office. Roger Lindsay is standing for re-election for a further 3 year term. Mr Lindsay appears on the Proxy form and his statement is enclosed with the AGM papers. There is an opportunity for someone to stand for this position at the meeting. As always your vote is important.

#### **AGENDA ITEM 4 - Minutes of previous meetings.**

Included in the papers are the minutes of the AGM held on 28 April 2018. The Committee is recommending that you vote **YES** to approve the minutes.

#### **AGENDA ITEM 6 - 2018 Accounts and 2019 Budget**

It is a requirement in the Constitution that this item is placed on the Agenda. However WimPen has not handed over the accounts as instructed by the Scottish Courts. As a result we are not able to present them at this time. Accounts and a budget will be sent to all members when the Club has been able to verify them by obtaining the books. In the meantime a Finance Report has been prepared by the Committee and will be presented at the meeting by Roger Lindsay who has compiled the information in what we believe is in an easy to understand format. The Committee is recommending that you approve the Finance Report by voting **YES**.

#### **AGENDA ITEM 7 - Resolution from the Committee**

The Committee is asking you to support this resolution by voting **YES**. It has become necessary for members to re-affirm their support due to a minority of members who have become increasingly engaged in tortious interference with the Club's member-approved strategy of resolving the dispute with WimPen/Onagrup by legal means. The Committee is aware that attempts have been made to outvote ordinary Club members by the use of Club owned weeks that were transferred by WimPen to companies situated in such places as Luxembourg, Andorra and Morocco. If you vote **YES** you will be ensuring that these manipulations will not succeed.

#### **AGENDA ITEMS 8, 9 & 10 – Resolutions from Members Opposed to the Committee**

The Committee is asking you to vote **NO** to these three Resolutions. The Resolutions and the Explanatory Notes are enclosed and are provided in the exact format as they have been received. This has been done to ensure transparency. The Committee's view is that the resolutions are designed to overturn all the decisions that the Club has taken since June 2015 and allow Wimpen/Onagrup to be re-instated as the controlling influence. This is also an attempt to ignore the decisions of the Arbitration in Scotland, the Court of Session Appeal in Scotland, the Enforcement Order against WimPen/Onagrup by the Spanish Supreme Court and the Spanish Arona Court judgement stating that they cannot invoice and collect maintenance fees. Voting **NO** to Resolutions 8, 9 & 10 is extremely important.

## **GENERAL NOTE**

Please ensure that you complete the enclosed Proxy/Attendance Form, ensuring that you meet all of the requirements stated on the form and in the guidance notes, and return it to the Club Chairman, 98 Bleak Hill Road, Erdington, Birmingham, B23 7BT **to arrive by 11am BST on Thursday 25th April 2019 at the latest.**

## **REGISTRATION**

The Committee has a responsibility to ensure that everyone attending the AGM has an entitlement to participate. In order to do this there are procedures that members must comply with. (You are reminded that WimPen/Onagrup have not complied with Court Orders stating that they must hand back to the Committee the Member Register.)

Members must have previously registered on the Club Members website and given their details.

Anyone attending with proxies must have all the details of the members who they intend to vote for. This includes name, address, villa and week numbers. If there is any dispute regarding entitlement to vote the Chairman's decision will be final.

Any proxy votes cast by or on behalf of an entity (e.g. Company) residing or registered outside of the British Isles will also need to conform with the legislation applicable in their home country.