

Swan Credit Union AGM 2020 Proposed changes to Rules

- Rule 1: Add 'trading under the name Swan Community Bank' to reflect that we are now using a trading name .

The name of the credit union shall be:

Swan Credit Union Limited (hereinafter referred to as 'the Credit Union') trading under the name of Swan Community Bank

- Rule 7a: Addition of 'studies' to membership criteria to enable those studying within our common bond area to become members .

7. Admission to membership of the Credit Union is restricted to:

1. an individual who resides in, **studies in**, or is employed in the locality of Milton Keynes Council, Aylesbury Vale District Council and Oxfordshire County Council as shown on the attached map.

- Rule 14: Change age of conversion to full membership for junior savings to 18 from 16 and removal of age-related conditions on membership related to ISAs.

14.A junior saver, who is eligible for membership of the credit union according to rule 7 of these rules, shall convert to full membership of the Credit Union upon reaching the age of 16 provided that no person that has a deposit in a child trust fund account or a junior ISA is eligible for membership of the Credit Union until they have reached the age of 18 years.

14.A junior saver, who is eligible for membership of the credit union according to rule 7 of these rules, shall convert to full membership of the Credit Union upon reaching the age of 18

This change clarifies that members must be 18 in order to receive a loan (rule 56) and is being proposed as it would simplify IT processing for new loan applications. It also removes the 'limbo' period from 16-18 where a member can save but not borrow. A key issue is that under GDPR and the Data Protection Act we are not permitted to ID reference a person under 18, and so cannot easily qualify them for membership. We recognise that changing the age of full membership may remove the right for 16 and 17 year olds to vote, which may raise objections at the AGM. However, many other Credit Unions have made this change.

- Rule 19: Delete 'at its registered office' to reflect that we will continue to keep a full membership list in accordance with this rule in electronic format, rather than physically at our registered office.

19.The Credit Union shall keep a register of Members as per section 44 of the Industrial and Provident Societies Act 1965,

This change reflects the reality of an electronic database of members which is held in the cloud.

- Rule 31: update dormant account fee to £10 from £5 to reflect decision taken at previous AGM.

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31. The Board of Directors shall have the discretion to charge an annual administration fee on each dormant account, an amount not to exceed £5 [change to £10] or any such reasonable amount sufficient to cover the administration costs of membership specified by the Board of Directors from time to time and agreed by the Members at the annual general meeting

- Rule 54: delete existing wording and replace

54. For as long as it remains a condition of ABCUL membership, the Board of Directors shall enter into arrangements with a person carrying on the business of life savings insurance for the purpose of providing insurance cover on Members' (excluding corporate members) shareholdings in the Credit Union. Any monies paid to the Credit Union by virtue of said insurance arrangements shall be credited to the share account of the insured Member subject to the provisions of rule 47.

54. [Previous Rule deleted:] **Members shareholdings are covered by the Governments Financial Services Compensation Scheme (FSCS) and therefore separate insurance is no longer required by Abcul.**

- Rule 66: delete existing wording and replace

66. For as long as it remains a condition of ABCUL membership the Board of Directors shall enter into arrangements with a person carrying on the business of loan protection insurance for the purpose of providing insurance coverage on the liability of any Member of the Credit Union.

66. **as it is no longer a condition of Abcul membership, the Credit Union will self-insure loans issued to members.**

- Rule 138: Add 'and the General Data Protection Regulation (GDPR)', to reflect recent important changes to data protection legislation .

138. The Credit Union shall comply with the Data Protection Act 1998 **and the General Data Protection Regulations (GDPR)** concerning the protection of data.

- Rule 142: delete existing wording and replace

142. The Credit Union shall keep a copy of the latest balance sheet, together with the report of the auditor, displayed in a conspicuous place at the registered office. The Credit Union shall supply free of charge, to every Member or person interested in the funds of the Credit Union who applies for it, a copy of the latest audited accounts of the Credit Union.

142. **The Credit Union shall maintain a copy of the latest annual audited accounts on its website and make them available in electronic form to any member who applies for them.**

- Rule 164: Interpretations - Add into the alphabetical listing the following:

"In writing" includes the transmission of information on the Credit Union's website and by electronic communication