

Background to the Extraordinary General Meeting

Election/Re-election of Directors at the VA AGM on 25th August 2023

1. The election/re-election of the Directors of the Royal Hong Kong Regiment (The Volunteers) Association (VA) was held on 25th August 2023. The proceeding was as follow:
2. Mr. To Chi Keung (Gary To), Chairman of the AGM, chaired the election process. The working team consisted of Miss Chan Ka Hay (Kitty Chan), Mr. Cheng Kin Moon (KM Cheng) and Mr. Yuen Man Kam (Bernard Yuen) acting as vote counter, proxy counter, and checker. Mr. Ron Taylor acted as Observer to the election process.
3. The Chairman, Mr. Gary To, declared the agenda on the Election/Re-election of Directors at the AGM Proceeding. The Chairman declared that the voting for the election/re-election of Directors would be by ballot.
4. Mr. Gary To announced that there were 25 nominations for the election, but the nomination of Mr. LEE Wing Yiu William (William Lee) was disqualified due to the reason that William Lee did not renewed his full membership for 2023. Therefore 24 candidates were eligible for election. All full members present at the AGM were verified during registration at the door. Each member eligible to vote would be given a ballot paper. The ballot paper listed all the candidates eligible for voting, with the name of Mr. William Lee crossed out. Members are required to select by marking on the ballot paper not more than 15 names. Any ballot paper with votes for more than 15 names would be disqualified.
5. All the proxy forms assigned to the members have been checked and counted. On collection of the ballot paper, each member would receive confirmation of their number of proxies on hand. The number of proxies will be entered on the voting paper. The voting paper will carry the member's vote and the number of proxy votes, which will be calculated to arrive at the total votes for the candidates chosen.
6. The Chairman announced that members who wished to withdraw any proxy assignment and assume personal voting must complete the proxy withdrawal before ballot voting. This process was duly completed.
7. Mr. KM Cheng announced that the ballot paper was ready for collection and asked if there were any question on the voting procedure from the members. There was no question from the floor.
8. Mr. KM Cheng announced the allotment of the ballot paper. Members duly queued up and collected the individual ballot one by one.
9. The completed ballot paper was returned to Mr. Bernard Yuen of the working team. When voting was completed, the voting team started vote counting with Mr. Ron Taylor in attendance as Observer.
10. The working team completed the vote counting, verification and checking. There was no ballot disqualified.
11. Mr. KM Cheng announced the result of the election as follow:

1. Mr. KWONG Chi Keung	183 votes
2. Mr. LEUNG Chun Chung	165 votes
3. Mr. WONG Yuk Sang	162 votes
4. Mr. CHENG Kin Moon	160 votes
5. Mr. YUEN Man Kam Bernard	154 votes
6. Mr. LEUNG Chi Ping Michael	153 votes
7. Mr. LEE Boon Pui	143 votes

8. Mr. LAM Kwok Wai	133 votes
9. Miss CHAN Ka Hay	86 votes
10. Mr. CHAN Man Wei	85 votes
11. Mr. TO Chi Keung Gary	85 votes
12. Miss YEUNG Yuet Ming	84 votes
13. Mr. CHUNG Kin Keung	84 votes
14. Mr. CHEUK Kin Lop	81 votes
15. Mr. MA Ka Lok Simon	81 votes

12. The Chairman declared the election results of the above 15 candidates and proposed that the 15 persons be appointed Directors of the VA for the coming term. There was no objection from the floor. The motion was agreed unanimously.

13. The voting papers and the calculations sheets were packed and sealed for carriage back to the VA office by Mr. KM Cheng.

Discovery of mistakes in calculation of votes on 26th August 2023

1. During the vote counts, photos were taken on the calculation work sheets. On 26th August Saturday morning, Miss Kitty Chan reviewed the photos and found out that there was a transposing error when posting the numbers from the vote-count work sheets (Members worksheet and Proxy worksheet) to the final calculation sheet. The mistake involved Mr. FONG Heng Hon (HH Fong). The proxy vote count for Mr. HH Fong was 76, but was posted as 26 to the final calculation sheet. In addition to the 6 Member votes he received, Mr. HH Fong was awarded a vote count of 32 whereas the actual total vote count should be 82. Therefore Mr. HH Fong should have more votes (82) than Mr. CHEUK Kin Lop (KL Cheuk) and Mr. MA Ka Lok Simon (Simon Ma), both carried 81 votes. By ranking, Mr. HH Fong should qualify as the 14th Director (by number of votes of 82) and only one director place left for Mr. KL Cheuk and Mr. Simon Ma, both carried equal votes of 81.
2. Miss Kitty Chan immediately advised the matter to Mr. Bernard Yuen and then to Mr. KM Cheng.
3. Mr. KM Cheng reviewed the photo of the work sheets and discovered one further mistake on Mr. Kwong Chi Keung (CK Kwong). The members' votes for Mr. CK Kwong should be 34 but was wrongly added to be 64. Total actual vote count for Mr. CK Kwong should be 153 and not 183 as declared at the AGM. Mr. CK Kwong remained as one of the 15 elected Directors but the number of vote count must be amended.
4. Mr. KM Cheng confirmed that all voting documents were sealed at the AGM. He was in possession of the sealed package for carrying back to the VA office. He confirmed that the sealed documents have not been tampered with. The sealed package was presented to the meeting.
5. The matter was advised via social media to all the elected Directors, and an immediate Directors Meeting was proposed by Mr. KM Cheng.

Directors Meeting held on Monday 28th August 2023

1. A meeting of the Board of Directors was held at the VA Clubhouse on 28th August 2023. 8 Directors and 1 invited observer were present, meeting the required quorum of a Directors meeting.
2. The discovery of mistakes in the election/re-election of Directors at the AGM was thoroughly reviewed, considered and discussed during the meeting.
3. It was deemed that the Directors has no power on their own appointment. The election and appointment of Directors was held and confirmed by the Annual General Meeting (AGM) of

Members, therefore, it is necessary to rectify any mistake occurred during the election through a General Meeting of Members.

4. The following resolutions were passed during the meeting:

Resolution No.1:

Mr. LEUNG Chun Chung be elected as the Chairman of the Board of Directors of the Association.
(Agreed Unanimously)

Resolution No.2

An Extraordinary General Meeting to be convened to check and verify the voting results of the 2023 Annual General Meeting, and to confirm the result of the election and the panel of elected Directors.

(Agreed Unanimously)

5. The Chairman would request the attendance of the Auditor or an appropriate independent third party to verify the checking of the voting results at the EGM.
6. In the event of a tie in votes for election of the 15th Director, the Chairman will exercise Section 25 of the Articles of the Association by a second or casting vote to decide on the successful nominee in the election of Directors.

Proposed agenda for the EGM

1. To receive the Chairman's report on the Background to the Extraordinary General Meeting
2. To check and verify the voting results of the 2023 Annual General Meeting, and to confirm the result of the election and the panel of elected Directors.
(An Independent Third Party will be invited to observe and verify the process of checking and verification of the votes and voting result of the 2023 Annual General Meeting)
3. To resolve on the following resolution:
"It is resolved that the 15 nominees who receive the highest number of votes are elected Directors of the Association for 2023/24, in place of the resolution of appointment of Directors declared at the Annual General Meeting on 25th August 2023."
4. In the event of a tie in votes received for the 15th place by 2 or more nominees, the situation will be resolved by the Chairman under Section 25 of the Proceeding at General Meeting of the Articles of the Association:
"In the case of any equality of votes, whether on a show of hands or on a poll, the Chairman of the meeting shall be entitled to a second or casting vote."
The Chairman will exercise the casting vote conferred by the Articles by drawing lots to decide on the nominee for the 15th place in the Board of Directors. The method and proceeding of drawing lots will be determined by the Chairman. On the conclusion of the drawing lots, the successful nominee will be appointed to the Board of Directors in the above Resolution.
5. There will be no other business.

Independent Third Party

1. Mr. Gerard Chung JP has agreed to attend as an Independent Third Party to witness the checking and verification of the votes of the AGM, and to verify the results of the election of Directors at the forthcoming EGM. Mr. Gerard Chung is a Justice of the Peace appointed by the Hong Kong Government. He is a senior solicitor and consultant at Pang, Kung & Co, Solicitors and Notaries. Mr. Chung's resume can be found in various public sources.
2. Mr. Chung attends on voluntary basis purely as an Observer/Verifier and assumes no liability in the activities of the EGM.
3. The Association is grateful to Mr. Chung for his attendance.