

NewHope Medical Ltd

Explanatory Memorandum for proposal to change Constitution

Introduction

This Memo explains the background and the proposal to change the Constitution of NewHope Medical Ltd to enable it to become a Public Benevolent Institution.

The Current Structure of NewHope Medical

NewHope Medical Ltd is a not for profit company established to conduct NewHope Medical, a faith-based medical centre adjacent to NewHope Baptist Church (“the Church”).

The sole member of NewHope Medical Ltd is NewHope Services Ltd which is a not for profit company established to govern NewHope Medical on behalf of the Church.

The directors of NewHope Medical and NewHope Services are the Church Council members of the Church.

NewHope Medical is registered with the Australian Charities and Not-for-profits Commission (ACNC) as a charity to advance health and religion.

The Proposed Structure of NewHope Medical

Church Council has received advice that NewHope Medical could be registered as a Public Benevolent Institution (PBI) which is a category of charity that would give more favourable tax treatment.

Church Council is satisfied that classification as a PBI would not affect operations, its Christian witness or its holistic care.

To qualify as a PBI the Constitution of NewHope Medical needs amendment in two ways:

1. A clear statement in its objects that it is established for relief of illness and other suffering.
2. A provision that if it is wound up, any surplus assets will go to a similar organisation.

The process for amendment

NewHope Medical Constitution requires that this type of amendment has the consent of the members of NewHope Baptist Church. Thus the members are asked to consent to the amendment by a resolution of a members meeting.

If that consent is given, NewHope Services will resolve to change the NewHope Medical constitution and apply to the ACNC to classify NewHope Medical as a PBI.

Further Links

The current constitution of NewHope Medical can be found at

<https://www.acnc.gov.au/charity/6dfa921b758dd4cbc789fb5d62b65bc1#financials-documents>

FAQs

A set of questions and answers to explain things further is attached.

Church Council November 2021