

**PEARL VALLEY GOLF AND COUNTRY ESTATE HOMEOWNERS' ASSOCIATION**

**NOTICE OF ANNUAL GENERAL MEETING**

Notice is hereby given that the 2022 Annual General Meeting ("AGM") of the Pearl Valley Golf and Country Estate Homeowners' Association ("PV HOA") will take place at the Pearl Valley Clubhouse on **Wednesday, 31 August 2022 at 18h00.**

Members can attend the AGM in person or virtually via the online platform (Lumi).

**Should you wish to join the meeting virtually, you will need to register online by Friday, 26 August 2022. The link for online registration will be communicated closer to the time.**

For Members who choose to attend the AGM in person, registration will take place on the day of the meeting, starting at 17h00.

Alternatively, Members may appoint a proxy to attend and act on their behalf at the meeting.

**Trustees: Nomination and Election**

Your attention is further drawn to clauses 6.3 and 6.5.1 of the Constitution regarding the holding of office, nomination and election of Trustees (other than Trustees representing the Developer) which read as follows:

- 6.3 *The four (4) Trustees to be elected by majority vote by Members of the Association as contemplated by clause 6.1, and subsequent Trustees, shall after proposal and seconding, be elected by ballot or show of hands (if the meeting so determines) of those Members who attend the general meeting of the Association, and successive Trustees shall be elected likewise at each successive annual general meeting of the Association, provided that no Member or Spouse shall be eligible for election unless he shall have been duly nominated and seconded in writing by other Members and such written nomination, duly endorsed by the nominee, shall have been handed to the Association secretary not later than the day preceding the meeting and provided further that an Owner shall only be eligible to serve as a Trustee if his levies and his Club Subscription fees for the current year shall have been duly paid, or in the case of a Spouse, he has obtained the written consent of the Owner with whom he shares the relationship and such Owner's levies and Club subscription fees for the current year shall have been duly paid. Save for the five (5) representatives of the Developer, only Owners or Spouses shall be eligible to serve as Trustees. An Owner shall not be eligible to serve as a Trustee in the*

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*Address* Pearl Valley Golf and Country Estate, R301 Wemmershoek Road, Paarl 7646, South Africa *Tel* +27 21 867 8000

*Trustees* C Ekermans, H Koegelenberg, J Wilson, PE Schoeman, SDG Rossouw, FRJ Neethling, M Serrao, R Goussard, W Waldeck, G van der Merwe

*event that he has given his Spouse written consent to stand for nomination as a Trustee or if his Spouse is the Trustee representative of the Club's committee and a Spouse shall not be eligible to serve as Trustee in any capacity, if the Owner with whom he shares the relationship is the Trustee appointed by the Club's committee. If the Owner is a company, close corporation, trust or other association of persons, the duly authorised representative of such entity shall be eligible to serve as a Trustee.*

6.5 *The Trustees, except for the representatives of the Developer during the Development Period, shall cease to hold office:-*

*6.5.1 at every annual general meeting, but shall be eligible for re-election;*

If you would like to nominate a Member for election as a Trustee of the PV HOA, please ensure that the Member concerned is willing to stand for election. Once the Nominee's consent has been received, kindly complete a Trustee Nomination Form, which will be furnished to Members prior to the AGM, and ensure that you, a Secunder and the Nominee sign in the appropriate places.

The Nomination Form may be sent via e-mail to **info@pvhoa.co.za** and must be received by no later than **Friday, 26 August 2022**.

### **Proxies**

Your attention is drawn to clause 13 of the PV HOA constitution regarding the **appointment of proxies**, which reads as follows:

- 13.1 *A Member may be represented at a general meeting by a proxy, who need not be a Member of the Association. The instrument appointing a proxy shall be in writing signed by the Member concerned or his duly authorized agent in writing, but need not be in any particular form, provided that where a Member is more than one person, any one of those persons may sign the instrument appointing a proxy on such Member's behalf provided that person is duly authorized thereto. Where a Member is a company, the proxy may be signed by the chairperson of the board of directors of the company or by its secretary, and where an association of persons, by the secretary thereof.*
- 13.2 *The instrument appointing the proxy and the power of attorney or other authority (if any) under which it is signed, or a notarially certified copy thereof shall be deposited at the office of the Association's secretary at any time before the time appointed for the commencement of the meeting, or adjourned meeting, at which the person named in the instrument, is proposed to vote. No instrument appointing a proxy shall be valid after the expiration of 12 months from the date of its execution.*

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*Any instrument appointing a proxy and submitted as set out above, may be cancelled prior to the expiration of 12 months, provided that written notice of the cancellation thereof is received by the Association's secretary at least one hour prior to the time fixed for any meeting of the Association.*

- 13.3 *A vote given in accordance with the terms of an instrument of proxy shall be valid notwithstanding the revocation of the proxy, unless such revocation shall have been received by the Association's secretary at least one hour before the time fixed for the holding of the meeting.*

### **Voting**

Your attention is drawn to the provisions of clause 14.2 of the PV HOA constitution regarding who is entitled to be present and who is entitled to **vote at any general meeting**:

- 14.2 *Save as expressly provided for herein, no person other than a Member, and who shall have paid the Levy and other amount (if any) which shall be due and payable to the Association in respect of or arising out of his membership, and who is not under suspension, and who shall have paid his annual / monthly Club subscription fees as determined in accordance with clause 27(2) and 27(3), shall be entitled to be present or to vote on any question, either personally or by proxy, at any general meeting.*

Members are also invited to submit any questions that they wish to raise under "General" via e-mail to **info@pvhoa.co.za** by **Wednesday, 24 August 2022** in order to ensure that the Trustees are adequately prepared and able to deal with all questions raised.

**Please note that together with Trustee Nomination Forms, the 2023 PV HOA Budget Summary and standard proxy forms will follow in a separate communication to Members.**

Kind regards,

**On behalf of the Trustees of the Pearl Valley Golf and Country Estate Homeowners' Association**

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