

**Queensland Sugar Limited ACN 090 152 211  
Election of Grower Representative Members 2020**



**VOTING PAPER – HERBERT RIVER REGION**

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Election of **TWO (2)** Elected Holders in the Herbert River Region  
*(the Mill Areas of Victoria and Macknade mills)*

Place a **Tick (✓)** in the box beside the **TWO (2)** candidates for whom you are voting.

The below Candidates have nominated (see back page for personal profiles provided by some of the nominees):

- RUSSO, Vince
- CANTAMESSA, Jeffrey
- LYON, William (Robert)
- MARBELLI, Steven

*(Candidates' names were selected by ballot to determine the order in which they appear on this form)*

The Declaration below must be completed and signed, and this voting paper returned to the Company Secretary, Queensland Sugar Limited by **5.00pm QLD time, Friday 17 July 2020**. Failure to complete all required information or to sign the declaration will render the voting paper invalid.

**DECLARATION**

I **CERTIFY** that I am eligible to vote in the elections for the **Herbert River Region**, as I am a “grower” (or the representative authorised by a corporation, trust, partnership or other type of unincorporated body or other entity that is a “grower”) owning or leasing sugar cane farm/s in the **Herbert River Region** (Victoria and Macknade Mill Areas) related to the following mill/mills and that I supply sugar cane under contract to such mill/s:

Name of grower:.....

Name of mill/mills: .....

Residential/Postal address: .....

Mobile Number (to contact you about your voting form, if need be) .....

Signature of voter \_\_\_\_\_

Date \_\_\_\_\_

## **IMPORTANT INSTRUCTIONS**

### **ELIGIBILITY AND VOTING**

1. Voting is on a voluntary basis. To be eligible to vote for a grower representative member in the Mill Area/s listed on the voting paper, you must be a “grower” who owns or leases a sugar cane farm in that Mill Area/s and supplies sugar cane under contract to a mill in that Mill Area/s.
2. After recording your vote, please date and sign the Declaration certifying that you are a ‘grower’ in the ‘Mill Area/s’ listed in the voting paper (as defined in the QSL Constitution – see below) and are eligible to vote in this election. **Failure to provide the information requested or failure to sign the declaration will render the voting paper invalid; and the voting paper will be disregarded.**
3. You must complete, sign and return this voting paper so that it is received by Queensland Sugar Limited by no later than **5pm QLD time, Friday 17 July 2020** via post, email or in person to:

The Company Secretary, Queensland Sugar Limited | GPO Box 891, Brisbane QLD, 4001  
Level 12, 348 Edward Street, Brisbane QLD 4000  
Email: [legal@qsl.com.au](mailto:legal@qsl.com.au)

Voting forms not duly completed, or unsigned, or received after this time will **not** be counted.

### **COUNTING OF VOTES**

1. On receipt of your duly completed and signed voting paper, the Company Secretary will verify that the voter is eligible to vote in the Mill Area/s listed on this voting paper.
2. The Company will tally valid votes for each Mill Area in the presence of an independent scrutineer. The Company will then advise all candidates by letter of the election results. Growers in each Mill Area will be advised of the election results via offices of local grower organisations, QSL media release and on QSL’s website [www.qsl.com.au](http://www.qsl.com.au)

### **TERM AND ROLE OF AN ELECTED HOLDER AS A GROWER REPRESENTATIVE MEMBER**

Subject to the other provisions of QSL’s constitution, a Grower Representative Member who is an Elected Holder will continue to hold that office until midnight on the day that the results of the next election are declared (next elections will be held in 2023).

The rights of an Elected Holder as a Grower Representative Member of the Company are as set out in the QSL constitution or as otherwise set out as at law. Grower Representative Members have no direct role in the management of the Company or in the deliberations of the Board of Directors of the Company. As a member, your rights are principally in relation to attending and voting on matters required to be put to a vote at a members’ general meeting. There is no remuneration paid for this position, however reasonable travel expenses will be met by QSL.

### **DEFINITIONS FROM QSL’S CONSTITUTION**

**Elected Holder** means a Grower who is elected or appointed as a Grower Representative to represent a Mill Area in accordance with Article 8A.

**Grower Representative Members** means the Members for the time being who are Grower Representatives.

**Grower Representative** means a person appointed from time to time by Australian Cane Farmers Association Limited and a person appointed from time to time by Queensland Cane Growers Organisation Limited, in each case as notified in writing from time to time by the appointor to the company, **or** an Elected Holder.

**Grower** means a person who supplies sugar cane under contract to a Mill either alone or with others, but does not include:

- (a) a person who is a Mill Owner; and
- (b) a corporation that is a subsidiary of another corporation (within the meaning of the Corporations Law) when the other corporation is a Mill Owner.

**Mill** means a building or other structure located in Queensland that is equipped for the manufacture of sugar from cane and is either in operation or not permanently closed.

**Mill Area** means:

- (a) in relation to a Mill which is supplied by Growers under an agreement with the Mill Owner which provides that the relevant Growers shall supply sugar cane to that particular Mill, the area comprising all sugar cane farms that supply the Mill;
- (b) in relation to a group of Mills in a single Region owned by a single Mill Owner (the **Mill Group**) which is supplied by Growers under an agreement with the Mill Owner which provides that the relevant Growers shall supply the Mill Owner with sugar cane and where the Mill Owner then processes the sugar cane at any one of the Mills constituting the Mill Group, the area within the Region comprising all sugar cane farms that supply the Mill Owner of the Mill Group,

except where the Directors, considering the particular circumstances of a Region, determine otherwise (provided that following any such determination the total number of Elected Holders for a Region must equal the total number of Mills in the Region).

**Region** means each of the following

- (a) the Northern Region
- (b) the Herbert River Region
- (c) the Burdekin Region
- (d) the Central Region
- (e) the Southern Region

such regions being as generally understood by participants in the Queensland sugar industry or, in the event of any conflict or ambiguity, as determined by the Directors.

**Clause 8A of the QSL Constitution:**

- (a) The Growers owning or leasing sugar cane farms in each Mill Area are entitled to elect:
  - (i) in the case of a Mill Area referable to a single Mill, a single Grower from the relevant Mill Area as an Elected Holder; and
  - (ii) in the case of a Mill Area referable to a Mill Group, a number of Growers from the relevant Mill Area equal to the number of Mills in the Mill Group as Elected Holders,

except where the Directors, considering the particular circumstances of a Region, determine otherwise (provided that following any such determination the total number of Elected Holders for a Region must equal the total number of Mills in the Region).

(d)(v) Each Grower will have one vote in the election of an Elected Holder for a Mill Area irrespective of whether the Grower is a natural person, a corporation, trust, partnership or other type of unincorporated body or other entity.

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*We take your privacy very seriously. View our [Privacy Statement](#) on QSL's website at [www.qsl.com.au](http://www.qsl.com.au) When you make enquiries of QSL or sign up for QSL news or information, you thereby consent to QSL collecting and using the personal information that you provide to QSL in the operation of QSL's business, which may include direct marketing. You may opt out of receiving marketing material or information from us at any time by simply contacting us on [info@qsl.com.au](mailto:info@qsl.com.au) or the QSL Company Secretary on Telephone +61 7 3004 4400. Under its constitution and the law, QSL is however required to send members of QSL (including Grower Representative Members) certain information in your capacity as a Grower Representative Member – this cannot be opted out of.*

## PERSONAL PROFILES PROVIDED BY NOMINEES

### VINCE RUSSO

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I have been a local QSL Grower Member Representative for the Herbert Region for the past 11 years. In that time, the industry has seen the delivery of grower choice in marketing. Growers now enjoy access to an industry owned, globally recognised and not for profit marketer, delivering competition and value back to the farmers who utilise the services of QSL.

As a grower member representative, I clearly understand what a strong “QSL” represents for the long term viability of all family farming enterprises. I also understand the importance of developing and maintaining a strong line of communication between Herbert growers, local QSL services staff and QSL Brisbane.

Growers concerns about products and services can be addressed as well as assisting local QSL team services deliver new, more flexible products for those who choose to utilise them. Ultimately, the end goal must be to maintain a relevant QSL, while assisting grower to understand how QSL adds value to their bottom line through industry ownership.

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### JEFFREY CANTAMESSA

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To me, it is important that we cane farmers have strong marketing competition and that QSL does the best job it can possibly do, to ensure this happens. Choice in marketing has been hard fought and remains an important part of our future in the industry.

I would like the opportunity to represent all farmers of the Herbert River District on the QSL Members Panel. Listening to farmers, welcoming discussion and providing feedback, sharing updates, new ideas and simplifying the tools to ensure farmers find it an easier process moving forward.

My experience extends to negotiating cane supply agreements and annual reviews. The beginning of marketing choice and contribution to the initial development of the QSL On-Supply Agreement with the miller. As a passionate user of Target pricing and QSL managed pools over a number of years, I can identify both the risks and benefits of using these products. We must all be aware of the effect of adding different products and the possible effects on the marketing system as a whole.

I would welcome your thoughts and meaningful discussion as QSL customers, on what is working well for you and how improvements can be accomplished for the benefit of Sugar Cane Growers.

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### WILLIAM (ROBERT) LYON

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William ‘Robert’ Lyon is a 4<sup>th</sup> generation cane farmer from the Abergowrie region in the Herbert River District. With a career in the industry spanning over 56 years, Robert has been actively involved in the industry through the Mechanical Harvesters Association, holding the position of president since 1987.

Robert’s long-standing career ambitions are to assist with the development of young industry personnel, in order to further enhance a sustainable sugarcane industry for the future. Along with the numerous industry achievements, Robert is a proud member of the Rural Fire Service and has provided 25 years of service for the State Emergency Services.

In his spare time, Robert enjoys spending time with his family; fishing around the scenic Hinchinbrook region and investigating sugarcane industries around the world. Robert has a very keen interest in seeking value adding opportunities as currently used in cane growing countries globally.

A born and bred Herbert local, Robert is very keen to represent his fellow canegrowers in the region through the position of QSL Grower Representative. If elected, Robert will be an open voice for the region in communication with QSL to enhance the industry and service for all.