

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



**VOTING PAPER – PLANE CREEK REGION**

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Election of **ONE (1)** Elected Holder in the Plane Creek Region  
*(the Mill Area of the Plane Creek mill)*

Place a **Tick (✓)** in the box beside the **ONE (1)** candidate for whom you are voting.

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

- JACKSON, Bryce
- BORG, Kevin
- SWAN, Hayden

*(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 **Plane Creek 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 **Plane Creek Region** (Plane Creek Mill Area) 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

### KEVIN BORG

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Dear fellow grower

As Plane Creek growers, you would know me after having successfully represented you as the Chairman of CANEGROWERS Plane Creek Area Committee.

During the last 8 years, I have had the privilege of furthering my experience through being elected as the Chairman of Mackay Canegrowers Limited, as well as recently being elevated to the position of Senior Vice Chairman of the CANEGROWERS Queensland (Queensland Cane Growers Organisation).

In my 26 years representing you, I have gained a solid understanding of industry issues, including most recently, a knowledge of marketing and the products that are available to growers through QSL and other marketers.

I have held the position of QSL Grower Representative Member for at least the past 15 years.

As most would know, I am able to relay and keep you updated on QSL news through communications to you in my representative roles. I have easy access to you as growers through grower meetings and also through the mediums of television, radio, print media and industry publications.

I look forward to your continued support of me as a proven representative for a further 3 year period in the very important role of Plane Creek QSL Grower Representative Member.

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### HAYDEN SWAN

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My name is Hayden Swan. Many of you know me, already but let me tell you a bit about myself for those that don't. I'm a young 4th generation cane farmer in the Koumala area who is also very active in the broader community.

My family and I run our 3 farms and have done so for 103 years – My great-grandfather was one of the original families to settle in the Koumala area back in 1917, when today's farming areas were still just scrub.

I also work off farm as a community pharmacist in Mackay, but farming is where my satisfaction is. I'm always looking to learn and always willing to listen – If you're a grower in the Plane Creek area who wants to give feedback or has an issue, I'm happy to help and have your opinion heard.

I believe I would be a good fit for the QSL Grower Representative Member position for Plane Creek, as I will bring a fresh perspective as well as new and unique insights. I want to help growers to better understand this side of their business when it comes to the marketing and pricing side of their sugar. I don't claim to know it all, but I'm pretty comfortable with understanding the market and believe I have a good grasp on QSL's pricing products and how they operate.

I want to be able to help QSL get the feedback from my fellow growers that they need in order to keep on improving the business for the betterment of growers. I'm happy to have a yarn, any grower can give me a call and I'll listen. If there's an issue, I'll help you get it resolved.

I believe with the current turn of events, farming is needed now more than ever. Farming is the future with an ever increasing world population. I'm optimistic that investing the time and effort into our industry will pay off in the long run and it all starts with understanding how to make your sugar work for you.