



Notice to Members

2021 THEBEMED
Board of Trustees
Election

Dear Principal Member

As you are aware, THEBEMED was placed under curatorship on 23 August 2019. My duty as Curator was to restore the solvency of the Scheme and other related matters as duly mandated in terms of a High Court Order. I believe that the purpose for which I have been appointed has substantially been fulfilled, and that the affairs of the Scheme should now be normalised.

The Registrar for the Council for Medical Schemes to whom I report, concurs that the time has come for elections to be held for two member elected trustees to a new Board of Trustees to manage and control the affairs of the Scheme going forward.

I have appointed The EleXions Agency (Pty) Ltd, an independent professional elections administration and management service provider to manage the process of electing two members in good standing on to the Board of Trustees in accordance with the Scheme Rules and the requirements of the Medical Schemes Act No. 131 of 1998. The elections will take place from 12 April up to and including the Special General Meeting (SGM) to be held on 13 May 2021.

The EleXions Agency will ensure that the election is:

- free and fair and without prejudice, and
- is conducted in a manner that is in keeping with the registered Rules of THEBEMED and the Medical Schemes Act No. 131 of 1998.
- Affords all eligible members an opportunity to elect Trustees that are in good standing and vote via USSD or at identified workplaces prior to the SGM and at the SGM.

The Scheme has also appointed an independent audit firm to oversee the counting of votes and to certify the outcome.

In order for an election to be held, candidates must be nominated from among the ranks of the members of the Scheme.

All Principal Members are encouraged to participate in the election process where you will vote for two (2) member trustees who are fit and proper in line with Rule 18.1.2 of the registered Rules of THEBEMED.

The purpose of this communication is to set out the election process and inform Principal Members of the steps they need to follow in order to participate in the election process.

You are hereby directed to the attached Election Notice which will outline the different phases of the election, nomination criteria and timeframes.

Members must adhere to the procedure outlined below.

Yours faithfully

Curator: Ian Fleming
THEBEMED Medical Aid Scheme
1 March 2021



THEBEMED
MEDICAL AID SCHEME

The Election Process Explained

The election process comprises three phases:

- Nomination Phase;
- Pre-SGM Voting Phase; and
- SGM Voting, Counting & Results Phase.

The Nomination Phase, which commences on 1 March 2021, entails the putting forward of names of suitable nominees to become candidates for election as a Trustee from amongst the ranks of members.

During the Voting Phase, members will receive a ballot paper with the names of eligible candidates to be voted for.

You may return your duly completed nomination form via scan-to-email, fax, Nomination Box placed at identified workplaces.

Phase 1: Nomination of Candidates – 01 to 12 March 2021

1. Only principal members in good standing with the Scheme as at 21 February 2021 are eligible to participate in the election.
2. A principal member wishing to stand as a candidate must be nominated by a Proposer and supported by one other member of the Scheme, a Secunder.
3. Nominations must be submitted using the official nomination form accompanying this notice and must be completed as follows:
 - a. Section 1 of the nomination form must be completed by a principal member in good standing making the nomination (Proposer) by writing down his/her own full names, ID number, THEBEMED membership number, contact number, email address (if applicable), signature and date.
 - i. Section 2 of the nomination form must be completed by the nominee (proposed candidate) by writing his/her full names, ID and THEBEMED membership number, contact number, email address, signature and date. By signing this section, the nominee declares acceptance of their nomination and that he/she is not disqualified from becoming a Trustee as per Rule 18.1.2 summarised in section 9 below. By signing, he/she further commits to complete and furnish the attached Disclosure and CV Forms and to have his/her credentials vetted.
 - ii. Section 3 must be completed by a Secunder who supports the nomination of b. above and must complete his/her name, ID and THEBEMED membership number and sign the form.
 - iii. For a nomination to be valid, apart from being duly completed, it MUST be made on the attached original Nomination Form and accompanied by the following:
 - A completed CV Form (NO LONG CVs);
 - ID size photograph (preferably electronically),
 4. No principal member may complete more than one section of the attached Nomination Form. You cannot nominate yourself.
 5. Note that a Nomination Forms will be invalid and will not be considered if:
 - The form is returned after 12h00 noon on 12 March 2021; and/or
 - The form is sent to any other address than the address particulars provided above; and/or
 - The forms is given to Medical Support Consultant (MSC); and/or
 - The forms is not completed correctly and in full; and/or
 - The forms is not accompanied by the required documentation in section 3 above.

6. Upon nomination closure, the Returning Officer shall scrutinise all nominations received in order to determine their eligibility and vet all nominees in terms of the Scheme Rules and inform all nominees of the outcome of the nomination process.
7. The CV Form will assist in developing a CV Booklet from which members will be able to familiarise themselves with the credentials of the candidates in order to make an informed choice.
8. It needs to be stressed that nominating persons for election and voting are two distinct and different processes. The one leads and informs the other.

- f. A person, including a legal person associated with an actuary, consultant, broker or intermediary of the Scheme or of an controlling or subsidiary company of any actuary, consultant, broker or intermediary of the Scheme;
- g. The auditor of the Scheme;
- h. A broker.

In addition, anyone in contravention of the Medical Schemes Act No. 131 of 1998.

10. When is a person fit and proper to be a Trustee?

The Board of Trustees has the important responsibility of ensuring the proper and sound management of the Scheme in terms of the Rules and in the best interests of the members. It is important that members elect trustees who are honest, appropriately skilled and can execute their duties effectively and efficiently as Trustees when representing members of THEBEMED. Members of the Board of Trustees must have attributes such as discipline, accountability, be responsible, independent and transparent. They must take all reasonable steps to avoid conflicts of interests and act with impartiality in respect of all members.

Your attention is drawn to section 57(1) of the Medical Schemes Act which provides that:

“Every medical scheme shall have a Board of Trustees consisting of persons who are fit and proper to manage the business contemplated by the medical scheme in accordance with the applicable laws and the rules of such medical scheme”.

Further, section 57(3) of the Medical Schemes Act which provides that “A person shall not be a member of the Board of Trustees of a medical scheme if that person is –

An employee, director, officer, consultant or contractor of the administrator of the medical scheme concerned, or of the holding company, subsidiary, joint venture or associate of that administrator; or A broker”.

Nomination Criteria

9. Who is eligible to stand as a candidate?

The Rules provide that only principal members that are in good standing and are not suspended by the Scheme are eligible to stand for election.

Who is not eligible to stand as a candidate in line with Rule 18.1.2:

- a. A person under the age of 21 years;
- b. A director, employee, officer, consultant, contractor, partner, representative or agent of the administrator of the Scheme or of a controlling or subsidiary company of the administrator;
- c. A person, including a legal person, associated with the administrator of the Scheme or of a controlling or subsidiary company of the administrator;
- d. The principal officer of the Scheme;
- e. A director, employee, partner, representative or agent of an actuary, consultant, broker or intermediary of the Scheme or of any controlling or subsidiary company of an actuary consultant, broker or intermediary of the Scheme;



Phase 2: Voting Phase – 12 April 2021 to 30 April 2021 (& at the SGM on 13 May 2021)

1. Voting will commence once the nominations have been processed and the objections and the vetting processes are finalised whereupon a Final List of Candidates is published and sent to members in preparation for voting.
2. Detailed information on the voting process will be contained in a Voting Information Pack that will be sent to all principal members closer to the time.
3. Only names of successful candidates will be placed on the ballot paper in alphabetical order by surname first. In addition, biographies of all candidates together with those that would have submitted photographs will appear in a CV Booklet for members to familiarise themselves with the credentials of each candidate in order to make informed choices.
4. The ballot paper will have the necessary security features in order to prevent electoral fraud at all.
5. The Voting Information Pack will comprise the following:
 - a. A ballot paper with instructions;
 - b. A CV Booklet containing a summary of all the biographies of all candidates that would have submitted their CV forms;
6. Members will be able to vote via web, SMS link or manually at the identified workplaces as well as at the SGM venue.

ELECTION ENQUIRIES

Members must direct all their election related queries to:

The Returning Officer at The EleXions Agency as follows:

Shared Call Number – 010 446-0543

Email: thebemed@electionsagency.co.za

Fax – 086 678 4123

THE RETURNING OFFICER – The EleXions Agency (Pty) Ltd
1 March 2021

