



WHY WE OPPOSE THE CLUB COMMITTEE

With the upcoming club AGM this weekend, we want owners to understand why we oppose the actions of this chairman and committee and want Wimpen to remain as administrators for the time being.

In 2015, just 2 months after Ivan Pengelly sold his shares to OnaGrup, the committee, on just the casting vote of the chairman, decided WimPen's contract should be terminated and they took a proposal to that effect to the AGM.

The Managing Director of Onagrup was prevented from making a prepared presentation

Those present at that AGM voted in favour of retaining WimPen, but this vote was overturned on the discretionary proxy votes held by the chairman, who voted for his personal preference and against the room.

We believe that decision was premature. Wimpen's contract still had two years to run. Unlike other resorts, they were given no opportunity to show us what would happen, or to go through their learning curve and unlike other resorts, there was little in the way of negotiation.

We agree that some of the changes to the rental system that Onagrup introduced at that time were unacceptable, however other resorts were able to negotiate their way through those changes, and are all now proving to be very successful resorts. So why not Claveles?

In the subsequent passing of time, there have been several general meetings, which only a proportion of owners were aware of or able to vote and several changes were made to the constitution.

The chairman managed to increase his hold on power by changing the constitution. Mr Fletcher should have stood down last year having served 3 years in office. He pushed through a 1 year extension for himself that he then increased to 3 further years. He will have been in office for 7 years by the end of his current term and has also removed the previous compulsory break

The power of the committee was also increased and we have now seen several occasions where members opposed to them have been suspended. Founder members, who are legitimate members of the committee have also been removed.

The committee appointed a new administrator, a Spanish Lawyer, on the basis of a brief video presentation to a general meeting. There was insufficient vetting, he is not a resort administrator and at the very least the committee should have sought competitive tenders.

Members registered with WimPen and the Trustees are now told their certificates are illegal, and several have been prevented from voting at this next AGM. There will also be many owners who simply don't know about this AGM so are unable to vote.

The committee are demanding that owners pay them their maintenance, even though the dispute is not over, while owners need to also pay the Community to obtain access, leaving them with the dilemma of trying to obtain a refund from the club for their double payment. We believe this is unacceptable.

On top of all this, the committee have spent a small fortune on legal fees, and have not issued any accounts to show us where the money they receive has gone.

We are told that WimPen lost the arbitration and their appeal. They only lost part of the arbitration, but we are not lawyers and this is a matter for the Committee, Wimpen and their lawyers, not us. The fact is that WimPen are still here, doing a great job of running the resort and making significant improvement to our finances.

Now the chairman wants to change the club to a Limited Company. Why? Owners have been protected for 25 years or so by community law and the statutes. Why the need for change? It will change the face of the club forever and put even more power into the hands of the committee

The time has come for the chairman and committee to be held accountable for the disastrous dispute they have inflicted on us. We demand a full general meeting where EVERY owner has an opportunity to vote on the future of Los Claveles and a new committee.



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