

Approved by Council (term: 2020 - 2022) via email circulation on 3rd Dec 2021

Proposal for Amendment of IMM Constitution (First Batch)

1. Name of Proposer

Hon. Secretary

2. Supported / Recommended by:

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3. Date

- 2 October 2020 (*Note: The submission of the amendment to eROS was after the timeline in 2021. Resubmission shall be made in 2022*)
- 29 November 2021 (additional amendment)

4. Objective of Proposal

To seek approval of the IMM Council for the amendment of IMM Constitution on the provisions relating to non-citizens (membership and election to Council) and for the editorial revision on the cross-referenced clause numbers.

5. Justification for Proposal

The amendments are required to rectify the wrong reference of the clause numbers quoted in the previously amended Constitution. These editorial corrections are necessary so that the content in some of the clauses are cross-referenced to the right provisions in the Constitution

In addition, the amendments to Clauses 5.1.5 and 6.2.1 relating to citizenship of the Council members are essential to ensure there is no contradiction and enables easy interpretation. Also, this is to provide consistent information for members and for the Registry of Societies (ROS) in processing the registration of non-citizens as Council Members.

Besides, the appointment of the Authorized Event Organizer (A.E.O) shall not be exclusive.

6. Item for Approval

To approve the first batch of amendments to the IMM Constitution which involve:

- i) editorial corrections to clause numbers quoted,
- ii) changes to provisions relating to non-citizens on membership and election to Council; and
- iii) the appointment of the Authorized Event Organizer (A.E.O) shall not be exclusive.

7. Other Relevant Details:

Other provisions that require amendments will be proposed for approval after a more detailed study of the Constitution.

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List of amendments on clause referencing

Current content	Amendment
<p><u>Clause 3.1 e)</u> to set up wholly-owned subsidiary companies registered under the Companies Act to undertake activities for the IMM and to operate business and investment activities beneficial to the IMM. Such companies shall be managed by a Board of Directors appointed by the Management Committee in accordance to IMM Constitution Section XI.</p>	<p><u>Clause 3.1 e)</u> to set up wholly-owned subsidiary companies registered under the Companies Act to undertake activities for the IMM and to operate business and investment activities beneficial to the IMM. Such companies shall be managed by a Board of Directors appointed by the Management Committee in accordance to IMM Constitution Section XIV.</p>
<p><u>Clause 14.1</u> The financial assets of the Institute of Materials, Malaysia (IMM) shall be managed by a Management Committee in accordance to IMM Constitution Section VIII.</p>	<p><u>Clause 14.1</u> The financial assets of the Institute of Materials, Malaysia (IMM) shall be managed by a Management Committee in accordance to IMM Constitution Section XI.</p>
<p><u>Clause 14.6</u> The Management Committee shall oversee the set-up of wholly-owned subsidiary companies registered under the Companies Act to undertake activities for the IMM or to operate business activities beneficial to the IMM, as allowed for in the IMM Constitution clause number 3.1 (e) 6.4.1 & 6.7.3. Such companies shall be managed by a Board of Directors appointed by the Management Committee.</p>	<p><u>Clause 14.6</u> The Management Committee shall oversee the set-up of wholly-owned subsidiary companies registered under the Companies Act to undertake activities for the IMM or to operate business activities beneficial to the IMM, as allowed for in the IMM Constitution clause number 3.1 (e), 6.3.1 & 6.6.3. Such companies shall be managed by a Board of Directors appointed by the Management Committee.</p>
<p><u>GUIDELINES FOR WORKING COMMITTEES</u> <u>Clause 1</u> The term “Working Committees” shall cover regional chapters, discipline committees and sub-committees established under IMM Constitution no: 3.2.4. The Working Committees shall comprise of one Chairman, one Deputy- Chairman, one Secretary, one Treasurer, and Ordinary Committee members of not less than three (3) and not more than fifteen (15) bringing a total minimum of seven (7) or maximum of nineteen (19).</p>	<p><u>GUIDELINES FOR WORKING COMMITTEES</u> <u>Clause 1</u> The term “Working Committees” shall cover regional chapters, discipline committees and sub-committees established under IMM Constitution no: 6.1.4. The Working Committees shall comprise of one Chairman, one Deputy- Chairman, one Secretary, one Treasurer, and Ordinary Committee members of not less than three (3) and not more than fifteen (15) bringing a total minimum of seven (7) or maximum of nineteen (19).</p>
<p><u>GUIDELINES FOR WORKING COMMITTEES</u> <u>Clause 2</u> The Working Committee Chairman may be elected from the Working Committee and approved by the IMM Council in accordance</p>	<p><u>GUIDELINES FOR WORKING COMMITTEES</u> <u>Clause 2</u> The Working Committee Chairman may be elected from the Working Committee and approved by the IMM Council in accordance</p>

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to IMM Constitution no: 3.2.4.	to IMM Constitution no: 6.1.4.
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List of amendments on citizenship of Council members

Current content	Suggested amendment
<p><u>Clause 5.1.5</u> Only Malaysian Citizens, and Blue Identity Card Holders can become Ordinary Members, Associate Members (A.M.I.M.M.), Professional Members (M.I.M.M.) and Fellow Members (F.I.M.M.) with voting rights. Foreigners can join similar grades but shall have no voting right.</p>	<p><u>Clause 5.1.5</u> All grades of membership are open to both Malaysian citizens and foreigners. However, foreigners shall not have voting rights.</p>
<p><u>Clause 6.2.1</u> The posts of ordinary council members shall be held by Malaysian citizens. Not more than fifty-percent of the ordinary council members can be non-Malaysian citizens subject to approval by the Registrar of Societies.</p>	<p><u>Clause 6.2.1</u> At least fifty percent of Council members shall be Malaysian citizens. Non-Malaysian citizens elected as Council members are subject to approval by the Registry of Societies.</p>

List of amendments on the appointment of the Authorized Event Organizer (A.E.O) shall not be exclusive

Current content	Amendment
<p><u>GUIDELINES FOR WORKING COMMITTEES</u> <u>Clause 14</u> The organizing of the activities such as seminars, courses, etc can be contracted out to a local Authorized Event Organizer (A.E.O.) or Materials Technology Education Sdn. Bhd. (IMM's event organizing company). IMM will obtain an agreed percentage of the total income. All losses shall be absorbed by the Authorized Event Organizer. IMM will not be liable for any losses of the activity.</p>	<p><u>GUIDELINES FOR WORKING COMMITTEES</u> <u>Clause 14</u> The organizing of the activities such as seminars, courses, etc can be contracted out to a local Authorized Event Organizer (A.E.O.). IMM will obtain an agreed percentage of the total income. All losses shall be absorbed by the Authorized Event Organizer. IMM will not be liable for any losses of the activity.</p>