

PROPOSED AMENDMENT 1 --- [Elections Committee and Election Review Panel]

Proposer: Dr Ravindran R Naidu
Seconder: Prof Dr Jayakumar Gurusamy
(On behalf of the MMA Elections Committee)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(7) Elections Committee The Council shall, at its first meeting appoint an Elections Committee of five (5) members who are neither members of Council nor of Branch Committee for the purpose of conducting elections and to look into complaints regarding nominations, manifestos and elections of the principal office bearers and to make the necessary recommendations to Council. Council shall also appoint a Chairman and a Secretary from amongst these five (5) members. The Elections Committee will be autonomous and be responsible for preparing the terms of reference for conduct of the elections.	(7) Elections Committee and Election Review Panel (i) Elections Committee The Council shall, at its first meeting appoint an Elections Committee of five (5) members who are neither members of Council nor of Branch Committee for the purpose of conducting elections and to look into complaints regarding nominations, manifestos and elections of the principal office bearers and to make the necessary recommendations to Council. Council shall also appoint a Chairman and a Secretary from amongst these five (5) members. The Elections Committee shall be autonomous and shall prepare, maintain and, where necessary, revise the Terms of Reference for the conduct and administration of elections under this Constitution. (ii) Election Review Panel (a) Prior to the commencement of each election cycle, the Council shall appoint an Election Review Panel consisting of three (3) Life Members in good standing, preferably with previous service as Principal Office Bearers of the Malaysian Medical Association. A person shall not be eligible for appointment if he is a member of the current Council, Executive Committee, Elections Committee, or any Branch Committee; or has any actual, potential, or perceived conflict of interest in relation to the election. A member of the Election Review Panel who becomes a candidate for election, accepts nomination, or otherwise becomes ineligible under this Clause shall vacate his office immediately, and the Council shall appoint a qualified replacement. (b) The Council shall appoint a Chairman of the Election Review Panel from amongst its members. (c) The Election Review Panel shall be an independent and autonomous body established for the limited purpose of

	reviewing decisions of the Elections Committee. (d) The jurisdiction of the Election Review Panel shall be confined to determining whether a decision of the Elections Committee— i. is inconsistent with the provisions of this Constitution; ii. exceeds the powers conferred upon the Elections Committee by this Constitution; iii. contravenes any Election Regulations lawfully made by the Elections Committee; iv. is affected by a material breach of the principles of natural justice; or v. is affected by a material procedural irregularity capable of affecting the outcome of the decision. (e) The Election Review Panel shall not conduct a rehearing of the matter nor substitute its own judgment for that of the Elections Committee on matters properly within the discretion of the Elections Committee. (f) Upon completing its review, the Election Review Panel may— i. affirm the decision of the Elections Committee; ii. remit the matter to the Elections Committee for reconsideration in accordance with such directions as are consistent with this Constitution; iii. vary or set aside the decision only where it is satisfied that one or more of the grounds specified in sub-clause (d) has been established. (g) The determination of the Election Review Panel shall be final and binding upon the Elections Committee, the Council, the Executive Committee, all candidates and all members of the Association, and shall not be subject to review under Clause 30 of this Constitution or to any further internal appeal or review.
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	(h) The Internal Dispute Resolution mechanism established under Clause 30 of this Constitution shall not apply to the review of decisions of the Elections Committee or the Election Review Panel arising from the conduct of elections under this Constitution. (i) The Election Review Panel shall regulate its own procedures in accordance with this Constitution and the Election Standard Operating Procedure approved by the Council and adopted by the Annual General Meeting.
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PROPOSED AMENDMENT 2 --- [Elections Committee – Composition & Appointment]

Proposer: Dr Timothy Cheng Tsin Jien
 Secoder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(7) Elections Committee The Council shall, at its first meeting appoint an Elections Committee of five (5) members who are neither members of Council nor of Branch Committee for the purpose of conducting elections and to look into complaints regarding nominations, manifestos and elections of the principal office bearers and to make the necessary recommendations to Council. Council shall also appoint a Chairman and a Secretary from amongst these five (5) members.	(7) Elections Committee <i>Amend the composition provisions to read:</i> At its first meeting following the Annual General Meeting, the Council shall elect an Elections Committee comprising seven (7) members, who are neither members of the Council nor of any Branch Committee. The composition shall include, where possible, at least three (3) Past Presidents of the Association. The Chairman and Secretary of the Elections Committee shall be elected by the Council from among the members of the Committee. No member of the Elections Committee shall hold any post in any Section or Society of the Association during their tenure.

PROPOSED AMENDMENT 3 --- [Elections Committee Subordinate and Answerable to Council]

Proposer: Dr Timothy Cheng Tsin Jien
 Secoder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(7) Elections Committee The Council shall, at its first meeting appoint an Elections Committee of five (5) members who are neither members of Council nor of Branch Committee for the purpose of conducting elections and to look into complaints regarding nominations,	(7) Elections Committee ...

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manifestos and elections of the principal office bearers and to make the necessary recommendations to Council. Council shall also appoint a Chairman and a Secretary from amongst these five (5) members. The Elections Committee will be autonomous and be responsible for preparing the terms of reference for conduct of the elections.	The Elections Committee will be autonomous and be responsible for preparing the terms of reference for conduct of the elections. <i>Amend to add the following, after the above text:</i> The autonomy of the Elections Committee extends only to the operational conduct of elections. It does not extend to the interpretation of this Constitution, nor to the imposition of any eligibility condition, requirement, or reference date not expressly provided for in this Constitution. The Elections Committee shall in all matters remain answerable to the Council, which is the principal body of the Association under Clause 8(1). In any dispute as to the interpretation of this Constitution, the determination of the Council shall be final and conclusive.
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PROPOSED AMENDMENT 4 --- [Accountability of the Elections Committee to Council]	
Proposer: Dr Timothy Cheng Tsin Jien Seconder: Dr Thum Chern Choong	
ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(7) Elections Committee The Council shall, at its first meeting appoint an Elections Committee of five (5) members who are neither members of Council nor of Branch Committee for the purpose of conducting elections and to look into complaints regarding nominations, manifestos and elections of the principal office bearers and to make the necessary recommendations to Council. Council shall also appoint a Chairman and a Secretary from amongst these five (5) members. The Elections Committee will be autonomous and be responsible for preparing the terms of reference for conduct of the elections.	(7) Elections Committee ... <i>Insert New Clause 7(7A) after the existing text:</i> The Elections Committee shall exercise its functions independently in the operational conduct of elections, but shall remain accountable to the Council in accordance with Clause 7(7). The Committee shall submit a formal written report on

	the conduct of each election – including procedures followed, all nominations received and their disposition, results, and any disputes – to the Council within thirty (30) days of the conclusion of the Annual General Meeting.
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PROPOSED AMENDMENT 5 --- [Formal Right of Appeal to an Independent Appeals Panel]	
Proposer: Dr Timothy Cheng Tsin Jien Seconder: Dr Thum Chern Choong	
ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(7) Elections Committee The Council shall, at its first meeting appoint an Elections Committee of five (5) members who are neither members of Council nor of Branch Committee for the purpose of conducting elections and to look into complaints regarding nominations, manifestos and elections of the principal office bearers and to make the necessary recommendations to Council. Council shall also appoint a Chairman and a Secretary from amongst these five (5) members. The Elections Committee will be autonomous and be responsible for preparing the terms of reference for conduct of the elections.	(7) Elections Committee ... <i>Insert New Clause 7(7B):</i> Any candidate whose nomination has been rejected by the Elections Committee shall have the right to appeal to an independent Appeals Panel appointed by the Council. The appeal shall be submitted in writing within seven (7) days of receipt of the written notification of rejection. The Appeals Panel shall comprise three (3) members appointed by the Council before the commencement of the election cycle, who are not members of the Council, not members of the Elections Committee, and have no conflict of interest in the outcome. The Appeals Panel shall determine the appeal within seven (7) days of receipt, afford the candidate the opportunity to make written representations, and issue a written decision setting out findings of fact, reasons, and any corrective measures. The Council shall be notified of all Appeals Panel decisions. No member of the Elections Committee shall participate in or represent before the Appeals Panel.

PROPOSED AMENDMENT 6 --- [Mandatory Recusal of Candidates from Electoral Administration]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(7) Elections Committee The Council shall, at its first meeting appoint an Elections Committee of five (5) members who are neither members of Council nor of Branch Committee for the purpose of conducting elections and to look into complaints regarding nominations, manifestos and elections of the principal office bearers and to make the necessary recommendations to Council. Council shall also appoint a Chairman and a Secretary from amongst these five (5) members. The Elections Committee will be autonomous and be responsible for preparing the terms of reference for conduct of the elections.	(7) Elections Committee ... <i>Insert New Clause 7(7C):</i> No person who has submitted or accepted a nomination for any elective post shall participate in, deliberate on, or in any way influence any decision of the Elections Committee, the Appeals Panel, the Executive Committee, or the Council relating to the eligibility, qualification, complaint, or appeal of any other candidate for the same post. This obligation applies to all office bearers of the Association including the Honorary General Secretary. Any person found to be in breach of this clause shall be disqualified from the election for the post concerned.

PROPOSED AMENDMENT 7 --- [Adequate Voting Period]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(8) Elections (i) The election for the post of the: (a) President-Elect (b) Honorary General Secretary (c) Honorary General Treasurer	(8) Elections (i) (No change)

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(d) Two (2) Honorary Deputy Secretaries of the Association shall be carried out before the Annual General Meeting and all members in the Electoral Roll shall be eligible to vote electronically. (ii) The Branches of the Association shall be grouped into 4 regions as follows for the purpose of electing the President-Elect: (a) Northern Region – Kedah, Perlis, Penang and Perak (b) Central Region – Wilayah Persekutuan and Selangor (c) Southern Region – Johor, Melaka and Negeri Sembilan (d) Eastern Region – Kelantan, Pahang, Terengganu, Sabah and Sarawak	(ii) (No change) <i>Insert New Clause 7(8)(iii):</i> (iii) Voting shall remain open for a continuous period of not less than seventy-two (72) hours, which shall include at least one non-working day. The voting period, including its opening and closing dates and times, shall be published in the election announcement and communicated to all members on the Electoral Roll. No voting period shall be set so as to deny any member a reasonable opportunity to cast their vote.
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PROPOSED AMENDMENT 8

Proposer: Dr Ravindran R Naidu
 Seconded: Prof Dr Jayakumar Gurusamy
(On behalf of the MMA Elections Committee)

ORIGINAL CLAUSE		AMENDED CLAUSE	
CLAUSE 7 - DELEGATES MEETING			
(10)	Eligibility for Nomination	(10)	Eligibility for Nomination
(i) Nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer shall be open to all Life Members of five (5) years standing, including the period as an Ordinary Member and who shall have served in the Council for at least two (2) years. (ii) Nominations for the post of two Honorary Deputy Secretaries shall be open to all Life members of the Association of at least five (5) years standing including the period as an Ordinary Member and who shall have served in the Council or Branch Committee/ Principal Office Bearers (POB) for at least two (2) years.		(i) Nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer shall be open to all Life Members of five (5) years good standing continuously, including the period as an Ordinary Member and who shall have served in the Council for at least not less than two (2) years on the closing date of the nomination of that year. (ii) Nominations for the post of two Honorary Deputy Secretaries shall be open to all Life members of the Association of at least five (5) years good standing continuously including the period as an Ordinary Member and who shall have served in the Council or Branch Committee/ Principal Office Bearers (POB) for at least not less than two (2) years on the closing date of the nomination of that year.	

PROPOSED AMENDMENT 9 --- [Reference Point for Eligibility – Requirements Must Be Satisfied Before Assuming Office]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE		AMENDED CLAUSE	
CLAUSE 7 - DELEGATES MEETING			
(10)	Eligibility for Nomination	(10)	Eligibility for Nomination
(i)	Nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer shall be open to all Life Members of five (5) years standing, including the period as an Ordinary Member and who shall have served in the Council for at least two (2) years.	<i>Amend Clause 7(10)(i) and (ii) to read:</i>	
(ii)	Nominations for the post of two Honorary Deputy Secretaries shall be open to all Life members of the Association of at least five (5) years standing including the period as an Ordinary Member and who shall have served in the Council or Branch Committee/ Principal Office Bearers (POB) for at least two (2) years.	(i)	Nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer shall be open to all Life Members of five (5) years standing, including the period as an Ordinary Member, and who shall have completed at least two (2) years of service on the Council before the date of the Annual General Meeting at which the office bearer is declared and assumes office.
		(ii)	Nominations for the post of two Honorary Deputy Secretaries shall be open to all Life Members of at least five (5) years standing including the period as an Ordinary Member, and who shall have completed at least two (2) years of service on the Council or Branch Committee/Principal Office Bearers (POB) before the date of the Annual General Meeting at which the office bearer is declared and assumes office.
		For the avoidance of doubt, a candidate who will have satisfied all eligibility requirements by the date of the Annual General Meeting shall not be disqualified on the basis that those requirements were not yet fully satisfied at the date of nomination or the date of voting.	

PROPOSED AMENDMENT 10 --- [Election Announcement – Mandatory Detail]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE		AMENDED CLAUSE	
CLAUSE 7 - DELEGATES MEETING			
(10)	Eligibility for Nomination	(10)	Eligibility for Nomination
(v)	The Secretary of the Elections Committee shall make the necessary announcement	(v)	The Secretary of the Elections Committee shall make the necessary announcement through

through email, MMA website, or in the publication(s) of the MMA by January each year calling for nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer and Two Honorary Deputy Secretaries. Nominations must be submitted on one prescribed nomination form for the particular year to the Secretary of the Elections Committee not less than eleven (11) weeks before the Annual General Meeting for that year. Candidates wishing to withdraw the nominations can do so within seven (7) days after the closing date of nominations. The tenure of office held for the post of Honorary General Secretary, Honorary General Treasurer, and two Honorary Deputy Secretaries, should not be more than five (5) years continuously.

email, MMA website, or in the publication(s) of the MMA by January each year calling for nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer and Two Honorary Deputy Secretaries. Nominations must be submitted on one prescribed nomination form for the particular year to the Secretary of the Elections Committee not less than eleven (11) weeks before the Annual General Meeting for that year.

Amend the above to require that the announcement clearly state:

- (i) **Nomination opening and closing dates;**
- (ii) **The full eligibility criteria for each post, and the date as at which eligibility will be assessed;**
- (iii) **The date, time, and duration of voting;**
- (iv) **The method of voting (electronic, physical, or otherwise);**
- (v) **The date by which the final list of candidates will be published;**
- (vi) **The procedure where nominations exceed or fall short of the number of vacancies;**
- (vii) **A contact point for queries relating to eligibility; and**
- (viii) **The process and timeline for any appeal against rejection of a nomination.**

Candidates wishing to withdraw the nominations can do so within seven (7) days after the closing date of nominations. The tenure of office held for the post of Honorary General Secretary, Honorary General Treasurer, and two Honorary Deputy Secretaries, should not be more than five (5) years continuously.

PROPOSED AMENDMENT 11 --- [Harmonisation of “Shall” and “Should” – Mandatory vs Directory Language]

Proposer: Dr Timothy Cheng Tsin Jien
 Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE		AMENDED CLAUSE	
CLAUSE 7 - DELEGATES MEETING			
(10)	Eligibility for Nomination	(10)	Eligibility for Nomination
(v)	 The tenure of office held for the post of Honorary General Secretary, Honorary General Treasurer, and two Honorary Deputy Secretaries, should not be more than five (5) years continuously.	(v)	 The tenure of office held for the post of Honorary General Secretary, Honorary General Treasurer, and two Honorary Deputy Secretaries, shall not exceed five (5) consecutive years. A member who has served five (5) consecutive years in the same post shall not be eligible for

nomination for that post for a period of one (1) full year following the expiry of that tenure.

PROPOSED AMENDMENT 12 --- [Prohibition on Disqualification by Reference to an Undefined Date]

Proposer: Dr Timothy Cheng Tsin Jien
 Seconded: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(10) Eligibility for Nomination (i) Nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer shall be open to all Life Members of five (5) years standing, including the period as an Ordinary Member and who shall have served in the Council for at least two (2) years. (ii) Nominations for the post of two Honorary Deputy Secretaries shall be open to all Life members of the Association of at least five (5) years standing including the period as an Ordinary Member and who shall have served in the Council or Branch Committee/ Principal Office Bearers (POB) for at least two (2) years. (iii) The President-Elect will be elected annually. The candidate shall be from each of the regions [Clause 7 (8)(ii)] in rotation, alternating with that from all regions. The President-Elect's post will alternate yearly between the specified regions and All regions, starting with a candidate from the Northern Region, followed in sequence as follows from All Regions, the Southern Region, All Regions, the Eastern Region, All Regions, the Central Region, All Regions, the Northern Region and so on. (iv) No member may offer himself as a candidate for more than one (1) of the following posts; President-Elect, Honorary General Secretary, Honorary General Treasurer and Honorary Deputy Secretary. (v) The Secretary of the Elections Committee shall make the necessary announcement through email, MMA website, or in the publication(s) of the MMA by January each year calling for nominations for the post of President-Elect, Honorary General Secretary, Honorary General Treasurer and Two Honorary Deputy Secretaries. Nominations must be submitted on one prescribed nomination form for the particular year to the Secretary of the Elections Committee not less than eleven (11) weeks before the Annual General Meeting for that year. Candidates wishing to withdraw the nominations can do so within seven (7) days after the closing date of nominations. The tenure of office held for the post of Honorary General Secretary, Honorary General Treasurer, and two Honorary Deputy Secretaries, should not be more than five (5) years continuously. (vi) The Elections Committee shall send out all names received to every member whose name is on the Electoral Roll of the Association fourteen (14) days before the date of the Annual General Meeting of the Association through email, MMA website, or in the publication(s) of the MMA. (a) The members eligible to vote shall consist of all Life Members, Exempt Members and Ordinary	(10) Eligibility for Nomination (i) – (xii) <i>No change</i>

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Members whose names appear in the Electoral Roll. (vii) If there are fewer nominations received for any post than there are vacancies, the Elections Committee shall declare the nominees for that post elected. The Elections Committee shall also inform members on the Electoral Roll that nomination and election for the remaining vacancies will be conducted at the Annual General Meeting. The nomination and election process will take place under the supervision of the Elections Committee. (viii) The official results of the election for the President- Elect, Honorary General Secretary, Honorary General Treasurer and the two Honorary Deputy Secretaries shall be announced at the Annual General Meeting by the Chairman or the member of the Elections Committee. (ix) Should there be only one candidate for any post, that candidate shall be declared elected for the post for the ensuing year. (x) In the event of a tie, there shall be fresh voting for the post at the same Annual General Meeting. (xi) The Elections Committee with the approval of Council may make further rules necessary for the proper conduct of the elections. (xii) The Honorary General Secretary, Honorary General Treasurer, Honorary Deputy Secretaries and Internal Auditor shall only be allowed to serve a maximum of five (5) years in continuity in the same position.	<i>Insert New Clause 7(10)(xiii):</i> (xiii) No candidate shall be disqualified by reference to a voting date or any other date where such date is not fixed by this Constitution or stated in the election announcement. Where this Constitution does not otherwise provide, eligibility shall be assessed by reference to the date of the Annual General Meeting at which office bearers are declared and assume office.
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PROPOSED AMENDMENT 13 --- [Transparency of Voting & Counting]	
Proposer: Dr Timothy Cheng Tsin Jien Seconder: Dr Thum Chern Choong	
ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(10) Eligibility for Nomination (i) – (xii)...	(10) Eligibility for Nomination (i) – (xii) <i>No change</i> <i>Insert New Clause 7(10)(xiv):</i> (xiv) The process of voting and counting of votes, whether conducted electronically or physically, shall be carried out in a transparent manner. Candidates or their duly appointed representatives shall be

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	entitled to observe the counting process. The Elections Committee shall certify the result in writing.
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PROPOSED AMENDMENT 14 --- [Electronic Voting Integrity]

Proposer: Dr Timothy Cheng Tsin Jien
 Second: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(10) Eligibility for Nomination (i) – (xii)...	(10) Eligibility for Nomination (i) – (xii) <i>No change</i> <i>Insert New Clause 7(10)(xv):</i> (xv) Electronic voting systems used in any election of the Association shall provide auditability, traceability, and voter verification mechanisms. All electronic voting systems shall be approved by the Council prior to use. An independent audit trail shall be maintained and made available for inspection upon request by any candidate.

PROPOSED AMENDMENT 15 --- [Candidate Verification & Administrative Fairness]

Proposer: Dr Timothy Cheng Tsin Jien
 Second: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(10) Eligibility for Nomination (i) – (xii)...	(10) Eligibility for Nomination (i) – (xii) <i>No change</i> <i>Insert New Clause 7(10)(xvi):</i> (xvi) Where a candidate is a registered member listed in the Electoral Roll or Life Membership register of the Association, the Elections Committee shall utilise such records for the purpose of identity and eligibility verification. A nomination shall not be rejected solely on the basis of minor administrative omissions or technical errors, provided that the identity and eligibility of the candidate can be reasonably established from existing Association records.

PROPOSED AMENDMENT 16 --- [Principle of Proportionality] Proposer: Dr Timothy Cheng Tsin Jien Seconder: Dr Thum Chern Choong	
ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(10) Eligibility for Nomination (i) – (xii)...	(10) Eligibility for Nomination (i) – (xii) <i>No change</i> <i>Insert New Clause 7(10)(xvii):</i> (xvii) The Elections Committee shall act in a manner that is fair, reasonable, and proportionate. A nomination shall not be disqualified on purely technical or administrative grounds where no material breach of eligibility has occurred and where the candidate's identity and eligibility can be verified from existing Association records.

PROPOSED AMENDMENT 17 --- [Mandatory Pre-Deadline Eligibility Verification and Written Notification] Proposer: Dr Timothy Cheng Tsin Jien Seconder: Dr Thum Chern Choong	
ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(10) Eligibility for Nomination (i) – (xii)...	(10) Eligibility for Nomination (i) – (xii) <i>No change</i> <i>Insert New Clause 7(10)(xviii):</i> (xviii) The Elections Committee shall complete verification of all nominations within two (2) working days of the close of the nomination period. Where the Committee identifies a potential ground for rejection, it shall notify the candidate in writing within that period, stating the specific concern and the constitutional provision relied upon, and shall afford the candidate three (3) working days to provide clarification before any final decision is made. Where a nomination is rejected, the Committee shall furnish the candidate in writing with (a) the specific ground(s) for rejection; (b) the

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	precise constitutional provision(s) relied upon; and (c) the Committee's interpretation of those provisions as applied to the candidate. Notification of rejection shall be given no later than five (5) working days after the close of nominations. A rejection which does not comply with this requirement shall be of no effect.
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PROPOSED AMENDMENT 18 --- [Mandatory Publication of Final Candidate List Before Voting Opens]

Proposer: Dr Timothy Cheng Tsin Jien
 Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 7 - DELEGATES MEETING	
(10) Eligibility for Nomination (i) – (xii) ...	(10) Eligibility for Nomination (i) – (xii) <i>No change</i> <i>Insert New Clause 7(10)(xix):</i> (xix) The Elections Committee shall publish a final confirmed list of approved candidates no later than seven (7) days before the commencement of voting. The list shall include the name, post contested, and proposer and seconder for each candidate. No candidate shall be added to or removed from the list after publication except pursuant to a determination of the Appeals Panel under Clause 7(7B). Members shall be notified of the final list through official MMA communication channels simultaneously with its publication.

PROPOSED AMENDMENT 19 --- [Enhanced Section Representation on Council]

Proposer: Dr Timothy Cheng Tsin Jien
 Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 8 - CENTRAL COMMITTEE	
(2) Composition of Council (iii) Section Representatives to Council. Each Section, SCHOMOS and PPS shall be entitled to one representative each on the	(3) Composition of Council (iii) Section Representatives to Council. Each Section of the Association, the Section Concerning House Officers,

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Council. These office bearers shall be elected at the Annual General Meeting of the Section and declared at the Annual General Meeting of the Association and hold office until the next Annual General Meeting of the Association.	Medical Officers and Specialists (SCHOMOS) and the Private Practitioners Section of MMA (PPSMMA) shall each be entitled to two (2) representatives on the Council. All representatives shall have equal voting rights and shall be elected at their respective Annual General Meetings.
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PROPOSED AMENDMENT 20 --- **[Consultation with PPSMMA & SCHOMOS]**

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 8 – CENTRAL COMMITTEE	
(3) Duties and Powers of the Council (i) The Council shall have power to appoint, pay and dismiss any staff employed by the Association. (ii) The Council shall recommend amendments to the Constitution for the consideration of the Annual General Meeting in the manner prescribed under Clause 7 (1) (iii). (iii) The Council shall advise the Branches in matters of policy affecting the medical profession with view to promoting a common policy throughout all the Branches of the Association. (iv) The Council shall act on behalf of the Association in all matters whereon this Constitution does not expressly provide, such actions being subject to approval at the next Annual General Meeting of the Association. (v) The Council shall at its first meeting during the year, allocate to each Branch, Section and Society in accordance with its requirements and budget, a sum of money for the expenses of the Branch, Section or Society during the year. (vi) The Council shall on any question of major importance decide whether a postal vote shall be taken to assess the opinion of the general body of members.	(3) Duties and Powers of the Council (i) – (vi): <i>No change</i> <i>Add New Clause 8(3)(vii):</i> (vii) Notwithstanding Clause 8(3)(iv), any matter, policy, programme, public statement, or decision primarily affecting a Section of the Association, including PPSMMA and

SCHOMOS, shall first be referred to and discussed with the respective Section's Executive Committee prior to any decision, implementation, or public communication.

PROPOSED AMENDMENT 21 --- [Dual Office Holding & Conflict of Interest]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 8 – CENTRAL COMMITTEE	
(1) Council (i) There shall be a Council of the Association which shall function as the principal body of the Association within the guidelines set out in the Constitution of the Association. (ii) It shall be the duty of the Council members to collectively administer the affairs of the Association within the guidelines as set out in the Constitution of the Association, and policies approved by General Meetings of the Association. (2) Composition of Council (i) The Council shall consist of the following office-bearers and members: (a) President (b) President-Elect (c) Immediate Past President (d) Honorary General Secretary (e) Honorary General Treasurer (f) Two (2) Honorary Deputy Secretaries who shall hold office until the next Annual General Meeting. (ii) Branch Representatives to the Council. Each Branch shall be entitled to one (1) representative on the Council. In respect of additional representatives for a Branch, a Branch which has a membership exceeding 500 in number shall be entitled to elect an additional representative on Council. Such a Branch representative shall be elected at Branch Annual General Meetings. (iii) Section Representatives to Council. Each Section, SCHOMOS and PPS shall be entitled to one representative each on the Council. These office bearers shall be elected at the Annual General Meeting of the Section and declared at the Annual General Meeting of the Association and hold office until the next Annual General Meeting of the Association. (3) Duties and Powers of the Council (i) The Council shall have power to appoint, pay and dismiss any staff employed by the Association. (ii) The Council shall recommend amendments to the Constitution for the consideration of the Annual General Meeting in the manner prescribed under Clause 7 (1) (iii).	8 (1) – (10): <i>No change</i> <i>Add New Clause 8(11): Governance and Office Holding</i> (11) Governance and Office Holding (i) No member shall concurrently hold more than one position on the MMA Council. Accordingly, a member of the MMA Executive Committee shall not simultaneously serve as a Council Member in any other capacity (for example, as Honorary Deputy Secretary and State Chairman concurrently, or as PPSMMA Chairman and Honorary General Treasurer concurrently). (ii) No member shall concurrently hold a position in the Executive Committee of a Section (PPSMMA or SCHOMOS) and serve as a Principal Office Bearer at Branch level. (iii) Any member elected to positions which conflict under sub-clauses (1) or (2) shall resign one such position within fourteen (14) days of election, failing which the position later assumed shall be deemed vacated. (iv) The Council may, in exceptional circumstances, grant an exemption from this clause for a maximum of one (1) term. This clause promotes leadership development, broader participation, and succession planning.

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- (iii) The Council shall advise the Branches in matters of policy affecting the medical profession with view to promoting a common policy throughout all the Branches of the Association.
- (iv) The Council shall act on behalf of the Association in all matters whereon this Constitution does not expressly provide, such actions being subject to approval at the next Annual General Meeting of the Association.
- (v) The Council shall at its first meeting during the year, allocate to each Branch, Section and Society in accordance with its requirements and budget, a sum of money for the expenses of the Branch, Section or Society during the year.
- (vi) The Council shall on any question of major importance decide whether a postal vote shall be taken to assess the opinion of the general body of members.

(4) Council Meeting

- (i) The Council shall meet at least four (4) times in a year preferably at quarterly intervals and shall make its own Rules of Procedure for its meetings, where there is no provision in the Constitution.
- (ii) The President shall preside at all meetings of the Council unless he is disabled by sickness, absence from Malaysia or other cause and in his absence by reason thereof the President-Elector or the Immediate Past President shall preside and in the absence of both the members present shall elect a Chairman to preside over that particular meeting.
- (iii) One-half the total number of the Council members shall form a quorum at its meetings.
- (iv) At least two (2) weeks before the date fixed for the Council Meeting, the Honorary General Secretary shall inform all members of Council in writing of the date, time and venue for the meeting. In the event of an emergency a shorter notice may be given by the Honorary General Secretary after approval by the President.

(5) Executive Committee

- (i) The newly constituted Council shall meet immediately after the Annual General Meeting at which it is elected and shall appoint an Executive Committee of itself which shall consist of the President, the President-Elect, the Immediate Past President, the Honorary General Secretary, the two (2) Honorary Deputy Secretaries, the Honorary General Treasurer, the Chairman of the Sections Concerning House Officers Medical Officers and Specialists (SCHOMOS), the Chairman of the Private Practitioners Section of MMA (PPSMMA).
- (ii) The Executive Committee shall be in charge of the day-to-day affairs of the Association between the meetings of Council to carry out the mandate of the Council.
- (iii) The Executive Committee shall not be competent to initiate or alter any policy decision of the Council except by way of a recommendation to the Council which may or may not be accepted by the Council having regard to the guidelines set for it by the General Meeting.
- (iv) Should any matter arise which is regarded by the Executive Committee as involving an urgent decision which the Council alone can competently decide it may refer the matter to an urgent meeting of the Council and may provide for any interim measures not involving any prior commitment of the Council. Members of the Council may also be consulted by letter or telephone or facsimile or email as deemed fit by the Executive Committee and confirmed in writing.
- (v) The quorum for an Executive Committee Meeting shall be five (5) members.
- (vi) The Notice for an Executive Committee Meeting shall be one (1) week before the meeting except in

Extraordinary Meetings where a shorter notice may be given.

(6) Ethics Committee

- (i) The newly constituted Council shall also at its first meeting appoint an Ethics Committee which shall consist of:
 - (a) The Chairman of the Ethics Committee
 - (b) The Honorary General Secretary of the Association as the Secretary of the Ethics Committee;
 - (c) and seven (7) other members of the Association.
- (ii) The Ethics Committee shall function within the framework of the Constitution of the Association and the Code of Ethics and the Rules of the Ethics Committee as approved by the Annual General Meeting of the Association.
- (iii) The Branch Committee may appoint Ethics Sub-Committees in each of the Branches of the Association and may delegate powers in accordance with any of the Rules of the Ethics Committee.

(7) Functions of the Ethics Committee

The functions of the Ethics Committee shall be:

- (i) (a) To implement the Ethics Code and Rules of the Ethics Committee and to publicise and explain the Ethics Code to members of the profession and bring amendments to the Code for ratification at the Annual General Meeting of the Association.
- (b) To act as an advisory body to the medical profession on all ethics matters.
- (c) To act as a conciliatory body, between members of the Association, and between members and non-members who may be in dispute over ethical matters.
- (d) In accordance with Clause 3 (1) (i) of this Constitution to educate members of the profession, to maintain the honour and interest of the profession, and to report to the Malaysian Medical Council all cases which come to its knowledge, of allegations of infamous conduct in a professional respect, for investigation by the Malaysian Medical Council whether the doctor or doctors involved are members of the Association or not.
- (ii) The Ethics Committee is empowered to investigate, judge and take such action as it deems fit on any complaint about breach of ethics by any registered member of the Association.
- (iii) Other functions of the Ethics Committee shall be as the prescribed Rules of the Ethics Committee.

(8) Other Committees

- (i) The Council shall have powers to appoint other Committees and shall decide their Terms of Reference.
- (ii) The quorum for meetings of MMA Committees for which adequate notice has been given should not be less than half the number of members comprising the Committee.
- (iii) The Notice for all Committee meetings shall be one (1) week before the meeting.
- (iv) The Terms of Reference of special groups of MMA shall be as follows: (see Clause 24 to Clause 26)
- (v) Clause 24 – Private Practitioners Section of MMA (PPSMMA).
- (vi) Clause 25 – Section Concerning House Officers,

Medical Officers and Specialists
(SCHOMOS).

(vii) Clause 26 - Terms of Reference of Societies within MMA.

(9) Vacancies: General Provisions

The Council or the Executive Committee subject to the ratification of the Council at its next succeeding meeting may fill vacancies in the Council and Committees of Council which are permanent. No decisions of the Council or Committees recorded or taken without the vacancy being filled shall be in valid solely for the reason that the Council or that Committee of Council for the time being was not fully constituted in accordance with these Rules.

(10) Vacancies in Council

In the event of a vacancy amongst any of the following officers of Council:

(i) President

The President-Elect shall take over as Acting President for the remaining Term of Office. He shall be installed at the forthcoming Annual General Meeting by the Immediate Past President. If the Immediate Past President is not available, he shall be installed by a Past President appointed by Council.

(ii) Immediate Past President

The position shall remain vacant.

(iii) President-Elect

(a) The Honorary General Secretary shall, with the consent of the Executive Committee of the Association, inform the Elections Committee of the vacancy immediately and direct the Elections Committee to carry out an online election for the post of President Elect from the same region [see Clause 7(8)(ii)].

(b) The Elections Committee shall publish the vacancy and call for new nominations for the post of President Elect within seven (7) days of being informed of the vacancy.

(c) The online election shall be held within eight (8) weeks after the publication of the vacancy.

(d) The nomination of candidates shall close three (3) weeks before the date of election and the names of candidates circulated to the members of the Association in the Electoral Roll within seven (7) days of closure of the nomination.

In the event the vacancy falls within three (3) calendar months of the next Annual General Meeting, a new President from the region concerned [Clause 7 (8)(ii)] shall be elected at the election of office bearers for the ensuing year.

(iv) Honorary General Secretary

An Honorary Deputy Secretary shall be appointed by Council to act as Honorary General Secretary for the remaining Term of Office.

(v) Honorary General Treasurer

Council shall nominate one (1) of its officers to act for the remaining Term of Office.

(vi) Honorary Deputy Secretary

Council shall nominate one (1) of its members to act for the remaining Term of Office.

PROPOSED AMENDMENT 22 --- [Administrative Amendment]

Proposer: Assoc. Prof. Dr. Mark Tan Kiak Min
 Seconded: Prof. Dr. Thiyagar Nadarajaw
(On behalf of the Ethics Committee)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 8 - CENTRAL COMMITTEE	
(6) Ethics Committee (i) The newly constituted Council shall also at its first meeting appoint an Ethics Committee which shall consist of: (a) The Chairman of the Ethics Committee (b) The Honorary General Secretary of the Association as the Secretary of the Ethics Committee; (c) and seven (7) other members of the Association.	(6) Ethics Committee (i) The newly constituted Council shall also at its first meeting appoint an Ethics Committee which shall consist of: (a) The Chairman of the Ethics Committee (b) The Honorary General Secretary of the Association as the Secretary of the Ethics Committee; (c) and seven (7) eleven (11) other members of the Association.

PROPOSED AMENDMENT 23 --- [Strengthening the Role of the President]

Proposer: Dr Timothy Cheng Tsin Jien
 Seconded: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 9 - DUTIES OF OFFICE BEARERS	
(2) The President (i) The President shall take the Chair at all General Meetings of the Association and all meetings of the Council. (ii) The President shall have the right to call meetings of the Council. (iii) The President shall have a casting vote in addition to his vote as member. (iv) The President shall have the authority to propose to vary the sequence of the items on the agenda of the Annual General Meeting with the approval of the House.	(2) The President (i) – (iv): <i>No change</i> <i>Add new sub-clauses 9(2)(v)–(vii):</i> (v) The President shall be kept informed of all official correspondence of the Association. (vi) All official positions and statements made on behalf of the Association shall require the knowledge and approval of the President.

(vii) The President shall be actively involved in all Council and Executive Committee decision-making processes.

PROPOSED AMENDMENT 24 --- [Alignment of HGS Correspondence Role]

Proposer: Dr Timothy Cheng Tsin Jien
 Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 9 - DUTIES OF OFFICE BEARERS	
(5) The Honorary General Secretary (i) (a) The Honorary General Secretary shall be the Chief Executive Officer of the Association. (b) He shall together with the staff of the Association take action on all decisions of the General Meetings, the Council and Executive Committee. (c) He shall be responsible for all correspondence of the Association with Branches, Sections, Societies and with members, and in consultation with the Executive Committee or Council for all external correspondence of the Association. (d) He shall together with the staff of the Association, keep a computerised Register of all members, and of all Branches of the Association for inspection by the Registrar of Societies.	(5) The Honorary General Secretary (i) (a) No change (b) No change (c) He shall be responsible for all correspondence of the Association with Branches, Sections, Societies and with members, and in consultation with the Executive Committee or Council for all external correspondence of the Association. and members, and in consultation with the Executive Committee or Council for all external correspondence of the Association. Such correspondence shall be undertaken with the knowledge of the President, and where representing official policy positions of the Association, with the approval of the President. (d) No change

PROPOSED AMENDMENT 25 --- [Dual Authorisation and Conflict of Interest in Expenditure]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 10 – FINANCIAL PROVISIONS	
(3) (i) The Honorary General Treasurer and/or the Honorary General Secretary are authorised to approve every item of expenditure below and up to RM5,000.00. (ii) The Executive Committee shall approve every item of expenditure above RM5,000.00 to RM25,000.00. (iii) The Council shall authorise and approve every item of expenditure above RM25,000.00 and below RM500,000.00 from the funds of the Association. (iv) A General Meeting shall approve by a two-third (2/3) majority, every item of expenditure above RM500,000.00.	(3) (i) The Honorary General Treasurer and/or the Honorary General Secretary are authorised to approve every item of expenditure below and up to RM5,000.00. Any expenditure below and up to RM5,000.00 shall require the approval of any two (2) of the following office bearers: (a) the President; (b) the Honorary General Treasurer; or (c) the Honorary General Secretary. No single office bearer shall have sole authority to approve expenditure on behalf of the Association. (ii) The Executive Committee shall approve every item of expenditure above RM5,000.00 to RM25,000.00. (iii) The Council shall authorise and approve every item of expenditure above RM25,000.00 and below RM500,000.00 from the funds of the Association. (iv) A General Meeting shall approve by a two-third (2/3) majority, every item of expenditure above RM500,000.00. <i>Insert New Clause 10(3)(v):</i> (v) No office bearer shall approve any expenditure, reimbursement, allowance, claim, honorarium, or payment in which he or she is the direct or indirect beneficiary. Any such expenditure shall be approved by the remaining authorised office bearers or, where appropriate, by the Executive Committee. The office bearer concerned shall declare the conflict of interest and abstain entirely from the approval process. Any approval granted in breach of this clause shall be void.

PROPOSED AMENDMENT 26 --- [To define “Public Medical Service” in the interpretation]

Proposer: Dr. Mohamed Namazie Bin Ibrahim

Seconder: Dr Gabriel Tang Pei Yung

(On behalf of the Constitution and Resolutions Review Committee)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 21 - INTERPRETATION	
(1) The following words and expressions have the meanings hereby respectively assigned to them, that is to say: (i) – (xxxviii)	(1) The following words and expressions have the meanings hereby respectively assigned to them, that is to say: (i) – (xxxii): <i>No change</i> <i>Insert definition of “Public Medical Service” under Clause 21(1)</i> (xxxiii) “Public Medical Service” means employment as a registered medical practitioner by the Federal Government, a State Government, the Malaysian Armed Forces, a statutory body or a public university, in a clinical, public health, medical education, medical training, medical administration or healthcare regulatory capacity, and includes such other government medical appointments as are substantially similar and may be approved by the Council. <i>Consequential renumbering of the existing subclauses:</i> (xxxiv) “Section” refers to either PPSMMA as defined in Clause 24 or SCHOMOS as defined in Clause 25; (xxxv) “Society” means societies within the Association as defined in Clause 26; (xxxvi) “National Working Committee” or “NWC” means the NWC of any of the Sections as defined in Clause 24 and Clause 25; and (xxxvii) “Administration” means the MMA Exco, Council, Committee, Sub-Committee or any other body lawfully constituted by the Association. (xxxviii) “Electoral Roll” means a Register of Ordinary Members who have paid the annual subscription before February 28, Life members and Exempt Members. (xxxix) “Members in benefit” means all members in the Electoral Roll and all the Ordinary members who have paid the annual subscription after February 28 and before December 31 of that year.

PROPOSED AMENDMENT 27 --- [To revise the definition of “Electoral Roll]

Proposed by: Dr Ravindran R Naidu
 Seconded by: Prof Dr Jayakumar Gurusamy
(On behalf of the MMA Elections Committee)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 21 - INTERPRETATION	
(1) The following words and expressions have the meanings hereby respectively assigned to them, that is to say: (xxxvii) “Electoral Roll” means a Register of Ordinary Members who have paid the annual subscription before February 28, Life members and Exempt Members.	(1) The following words and expressions have the meanings hereby respectively assigned to them, that is to say: (xxxvii) “Electoral Roll” means a Register of (a) Ordinary Members who have paid the annual subscription on or before February 28 (b) Life Members who are in the Life Membership list on or before February 28 (c) Exempt Members who have been bestowed the exempt status in the membership list of MMA on or before February 28.

PROPOSED AMENDMENT 28 --- [Codifying the Principle of Purposive Interpretation]

Proposer: Dr Timothy Cheng Tsin Jien
 Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 21 - INTERPRETATION	
(2) The following rules apply unless the context suggests otherwise: (i) Headings are for convenience only and shall not affect the interpretation hereof. (ii) The singular includes the plural and vice versa. (iii) Words denoting any gender include all genders. (iv) If a word or phrase is defined, its other grammatical forms have a corresponding meaning. (v) The meaning of general words is not limited by specific examples introduced by “including” or “for example” or similar expressions. (vi) The words “hereof”, “herein”, “hereon” and “hereunder” and words of similar import refer to this Constitution as a whole and not to any particular Clause of this Constitution. (vii) Unless the context otherwise requires,	(2) The following rules apply unless the context suggests otherwise: <i>(i) – (vii): No change</i>

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reference to any Clause is to a clause in this Constitution.	<i>Insert New Clause 21(2)(viii):</i> (viii) Where any provision of this Constitution is ambiguous, silent as to a material matter, or capable of more than one reasonable interpretation, it shall be interpreted in a manner that gives effect to the evident purpose and intent of the provision, and that avoids a result which is absurd, unreasonable, or inconsistent with other provisions of this Constitution. A literal interpretation that produces an absurd or unjust outcome shall not be adopted where a purposive interpretation is reasonably available.
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PROPOSED AMENDMENT 29 --- [Consultation with PPSMMA]	
Proposer: Dr Timothy Cheng Tsin Jien Seconder: Dr Thum Chern Choong	
ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 24 - TERMS OF REFERENCE: PPSMMA	
(I) Introduction (iii) Objectives (a) This Section shall be a consultative body to the MMA, in matters pertaining to the doctors working in the private sector. (b) Consultative processes, requests and decisions, which PPSMMA has with the government and with bodies outside the Malaysian Medical Association shall go through the MMA. (c) PPSMMA may discuss matters related to and problems of day to day Health Services rendered by doctors to the community, the training of doctors and other such matters. (d) This Section shall inform doctors in the private sector who are not yet MMA members, of the activities of the MMA and encourage their involvement as members of the MMA to stand united on issues affecting Private Medical Practice in Malaysia.	<i>Add to the clause:</i> All matters relating specifically to the Section shall be discussed with the respective Executive Committee prior to any decision or position being adopted by the MMA Executive Committee or Council. No decision that materially affects a Section shall take effect without prior consultation with that Section's Executive Committee.

PROPOSED AMENDMENT 30 --- [Escalation and Dispute Resolution Mechanism]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE		AMENDED CLAUSE
CLAUSE 24 - TERMS OF REFERENCE: PPSMMA		
(14) General Provisions	(i) Any other matter or matters not covered by these Terms of Reference shall be dealt with according to the provision of the MMA Constitution. (ii) In case of any dispute as to the interpretation, construction, rendering and meaning of all or any of these Terms of Reference, or of any word or words contained in the Terms of Reference, the interpretation, construction, rendering and meaning determined and fixed by the Council of the MMA shall be final and conclusive. (iii) Neither PPSMMA nor its members shall attempt to restrict or in any other manner engage in any Trade Union activities as defined in the Trade Union Ordinance 1959.	<i>Add to the clause:</i> Any disagreement between the Section and the MMA Council or Executive Committee on matters affecting the Section shall be referred to the MMA Council for deliberation and final decision. The Section shall be given the opportunity to present its position in writing before a decision is made.

PROPOSED AMENDMENT 31 --- [Consultation with SCHOMOS]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE		AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS		
(1) Introduction	The Section to be known as Section Concerning House Officers, Medical Officers and Specialist (SCHOMOS) which is based at the registered address of the Malaysian Medical Association. The Section shall be governed by the Malaysian Medical Association (MMA) Constitution and Council with the following objectives. (i) It shall be a consultative body to the MMA, in matters pertaining to the doctors in the public sector. All consultative processes, requests and decisions, which SCHOMOS has with the government and with bodies outside the Malaysian Medical Association shall go through the MMA. Between them and to that end it may discuss service,	<i>Add to the clause:</i> All matters relating specifically to the Section shall be discussed with the respective Executive Committee prior to any decision or position being adopted by the MMA Executive Committee or Council. No decision that materially affects a Section shall take effect without prior consultation with that Section's Executive Committee.

training and other matters, with the prior consent of the MMA Council. (ii) To inform doctors in the public sector who are not yet MMA members, of the activities of the MMA and to encourage their involvement as members of the MMA. (iii) SCHOMOS shall also support junior doctors in their professional endeavours and pursuits via the MMA Junior Doctors Network (MMA-JDN).	
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PROPOSED AMENDMENT 32 --- [Consequential Constitutional Amendments to the SCHOMOS Terms of Reference Arising from the Proposed Establishment of the MMA Junior Doctors Network (JDN) Committee]

Proposer: Dr Vasu Pillai A/L Letchumanan
 Seconder: Datuk Dr Thirunavukarasu Rajoo
(On Behalf of the 66th MMA Exco)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS	
(1) Introduction The Section to be known as Section Concerning House Officers, Medical Officers and Specialist (SCHOMOS) which is based at the registered address of the Malaysian Medical Association. The Section shall be governed by the Malaysian Medical Association (MMA) Constitution and Council with the following objectives. (i) It shall be a consultative body to the MMA, in matters pertaining to the doctors in the public sector. All consultative processes, requests and decisions, which SCHOMOS has with the government and with bodies outside the Malaysian Medical Association shall go through the MMA. Between them and to that end it may discuss service, training and other matters, with the prior consent of the MMA Council. (ii) To inform doctors in the public sector who are not yet MMA members, of the activities of the MMA and to encourage their involvement as members of the MMA. (iii) SCHOMOS shall also support junior doctors in their professional endeavours and pursuits via the MMA Junior Doctors Network (MMA-JDN).	(1) Introduction The Section to be known as Section Concerning House Officers, Medical Officers and Specialist (SCHOMOS) which is based at the registered address of the Malaysian Medical Association. The Section shall be governed by the Malaysian Medical Association (MMA) Constitution and Council with the following objectives. (i) It shall be a consultative body to the MMA, in matters pertaining to the doctors in the public sector All consultative processes, requests and decisions, which SCHOMOS has with the government and with bodies outside the Malaysian Medical Association shall go through the MMA. Between them and to that end it may discuss service, training and other matters, with the prior consent of the MMA Council. (ii) To inform doctors in the public sector who are not yet MMA members, of the activities of the MMA and to encourage their involvement as members of the MMA. <i>Delete the following clause:</i> (iii) SCHOMOS shall also support junior doctors in their professional endeavours and pursuits via the MMA Junior Doctors Network (MMA-JDN).

PROPOSED AMENDMENT 33 --- [To ensure only those only those who are employed in in government medical services can be members of SCHOMOS.]

Proposer: Dr. Mohamed Namazie Bin Ibrahim

Seconder: Dr Gabriel Tang Pei Yung

(On behalf of the Constitution and Resolutions Review Committee)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS	
(1) Introduction The Section to be known as Section Concerning House Officers, Medical Officers and Specialist (SCHOMOS) which is based at the registered address of the Malaysian Medical Association. The Section shall be governed by the Malaysian Medical Association (MMA) Constitution and Council with the following objectives. (i) It shall be a consultative body to the MMA, in matters pertaining to the doctors in the public sector. All consultative processes, requests and decisions, which SCHOMOS has with the government and with bodies outside the Malaysian Medical Association shall go through the MMA. Between them and to that end it may discuss service, training and other matters, with the prior consent of the MMA Council. (ii) To inform doctors in the public sector who are not yet MMA members, of the activities of the MMA and to encourage their involvement as members of the MMA. (iii) SCHOMOS shall also support junior doctors in their professional endeavours and pursuits via the MMA Junior Doctors Network (MMA-JDN).	(1) Introduction The Section to be known as Section Concerning House Officers, Medical Officers and Specialist (SCHOMOS) which is based at the registered address of the Malaysian Medical Association. The Section shall be governed by the Malaysian Medical Association (MMA) Constitution and Council with the following objectives. (i) It shall be a consultative body to the MMA, in matters pertaining to the doctors in the public sector employed in the Public Medical Service. All consultative processes, requests and decisions, which SCHOMOS has with the government and with bodies outside the Malaysian Medical Association shall go through the MMA. Between them and to that end it may discuss service, training and other matters, with the prior consent of the MMA Council. (ii) To inform doctors in the public sector employed in the Public Medical Service who are not yet MMA members, of the activities of the MMA and to encourage their involvement as members of the MMA. (iii) <i>No change.</i>

PROPOSED AMENDMENT 34 --- [Consequential Constitutional Amendments to the SCHOMOS Terms of Reference Arising from the Proposed Establishment of the MMA Junior Doctors Network (JDN) Committee]

Proposer: Dr Vasu Pillai A/L Letchumanan
 Seconder: Datuk Dr Thirunavukarasu Rajoo
(On Behalf of the 66th MMA Exco)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS	
(2) Members of SCHOMOS All MMA members by virtue of being employed in the public sector shall be deemed members of SCHOMOS. All MMA members by virtue of being within ten (10) years of their medical graduation and/ or currently enrolled in a postgraduate training programme shall be deemed junior doctors and may participate in MMA-JDN activities.	(2) Members of SCHOMOS All MMA members by virtue of being employed in the public sector shall be deemed members of SCHOMOS. <i>Delete the following clause:</i> All MMA members by virtue of being within ten (10) years of their medical graduation and/ or currently enrolled in a postgraduate training programme shall be deemed junior doctors and may participate in MMA-JDN activities.

PROPOSED AMENDMENT 35 --- [To ensure only those only those who are employed in in government medical services can be members of SCHOMOS.]

Proposer: Dr. Mohamed Namazie Bin Ibrahim
 Seconder: Dr Gabriel Tang Pei Yung
(On behalf of the Constitution and Resolutions Review Committee)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS	
(2) Members of SCHOMOS All MMA members by virtue of being employed in the public sector shall be deemed members of SCHOMOS. All MMA members by virtue of being within ten (10) years of their medical graduation and/ or currently enrolled in a postgraduate training programme shall be deemed junior doctors and may participate in MMA-JDN activities.	(2) Members of SCHOMOS All MMA members by virtue of being employed in the public sector shall be deemed members of SCHOMOS. All MMA members who are employed in the public medical service shall be deemed members of SCHOMOS. All MMA members by virtue of being within ten (10) years of their medical graduation and/ or currently enrolled in a postgraduate training programme shall be deemed junior doctors and may participate in MMA-JDN activities.

PROPOSED AMENDMENT 36 --- [SCHOMOS Membership Upon Retirement]

Proposer: Dr Timothy Cheng Tsin Jien

Seconder: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS	
(2) Members of SCHOMOS All MMA members by virtue of being employed in the public sector shall be deemed members of SCHOMOS. All MMA members by virtue of being within ten (10) years of their medical graduation and/ or currently enrolled in a postgraduate training programme shall be deemed junior doctors and may participate in MMA-JDN activities.	(2) Members of SCHOMOS (i) All MMA members by virtue of being employed in the public sector shall be deemed members of SCHOMOS. (ii) All MMA members by virtue of being within ten (10) years of their medical graduation and/ or currently enrolled in a postgraduate training programme shall be deemed junior doctors and may participate in MMA-JDN activities. <i>Insert new Clause 25(2)(iii):</i> (iii) Any MMA member who has served in the public sector continuously until reaching the mandatory retirement age, whether under the pension scheme or the Employees Provident Fund (EPF) scheme, and who holds a valid <i>kad pesara</i>, shall be entitled to elect to remain a member of SCHOMOS upon retirement, subject to continued MMA membership in good standing. (iv) A member retained under sub-clause (iii) who subsequently enters private medical practice shall be entitled to elect, by written notice to the MMA Council within six (6) months of commencing private practice, to transfer their Section membership to PPSMMA. Upon such election, their SCHOMOS membership under sub-clause (iii) shall lapse. In the absence of such election within the prescribed period, the member shall remain a member of SCHOMOS. (v) A member who has transferred to PPSMMA under sub-clause (iv) and who subsequently returns to public sector employment shall automatically revert to SCHOMOS membership under Clause 25(2)(i).

PROPOSED AMENDMENT 37 --- [Consequential Constitutional Amendments to the SCHOMOS Terms of Reference Arising from the Proposed Establishment of the MMA Junior Doctors Network (JDN) Committee]

Proposer: Dr Vasu Pillai A/L Letchumanan
 Second: Datuk Dr Thirunavukarasu Rajoo
 (On Behalf of the 66th MMA Exco)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS	
(4) Management of SCHOMOS (i) National Working Committee (NWC) of SCHOMOS shall function as the principal body of SCHOMOS within the guidelines set out below. (ii) Composition of the NWC of SCHOMOS The NWC of SCHOMOS shall consist of: Office bearers - A Chairman - A Vice-Chairman - An Honorary Secretary - An Honorary Treasurer - Two (2) Honorary Assistant Secretaries State Representatives - Each MMA State Branch SCHOMOS Section shall be entitled to one (1) representative on the NWC of SCHOMOS JDN Representative - MMA-JDN shall be entitled to one (1) voting representative on the NWC of SCHOMOS, to be elected from among the JDN members present at the SCHOMOS AGM.	(4) Management of SCHOMOS (i) National Working Committee (NWC) of SCHOMOS shall function as the principal body of SCHOMOS within the guidelines set out below. (ii) Composition of the NWC of SCHOMOS The NWC of SCHOMOS shall consist of: Office bearers - A Chairman - A Vice-Chairman - An Honorary Secretary - An Honorary Treasurer - Two (2) Honorary Assistant Secretaries State Representatives - Each MMA State Branch SCHOMOS Section shall be entitled to one (1) representative on the NWC of SCHOMOS <i>Delete the following clause:</i> JDN Representative— — MMA-JDN shall be entitled to one (1) voting representative on the NWC of SCHOMOS, to be elected from among the JDN members present at the SCHOMOS AGM.

PROPOSED AMENDMENT 38 --- [Escalation and Dispute Resolution Mechanism]

Proposer: Dr Timothy Cheng Tsin Jien
 Second: Dr Thum Chern Choong

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 25 - TERMS OF REFERENCE: SCHOMOS	
(14) General Provisions (i) Any other matter or matters not covered by these Terms of References shall be dealt with according to the	<i>Add to the clause:</i> Any disagreement between the Section and the MMA Council or Executive Committee on matters

provision of the MMA Constitution. (ii) In case of any dispute as to the interpretation, construction, rendering and meaning of all or any of these Terms of References or of any word or words contained in the Terms of Reference, the interpretation, construction, rendering and meaning determined and fixed by the Council of MMA shall be final and conclusive. (iii) Neither SCHOMOS nor its members shall attempt to restrict or in any other manner engage in any Trade Union activities as defined in the Trade Union Ordinance, 1959.	affecting the Section shall be referred to the MMA Council for deliberation and final decision. The Section shall be given the opportunity to present its position in writing before a decision is made.
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PROPOSED AMENDMENT 39

Proposer: Dr Victor Hoe Chee Wai Bin Abdullah
 Second: Dr Liew Boon Seng

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 27 – PUBLICATIONS	
(1) Journal (i) A Journal, to be called the Medical Journal of Malaysia, shall be published by or on behalf of the Association, and shall be conducted by an Editor in Chief, who shall be responsible for all that appears therein, except such matters as are inserted in accordance with the Constitution or by the direction of the Council. The Editor shall be appointed by Council. (ii) The term of Editor in Chief shall be two years and he may be reappointed by the Council. (iii) The term of the Editors (Members of the Editorial Board) shall be two years and they may be reappointed by the Council. (iv) The Council shall appoint not more than five (5) International Advisors to the Medical Journal of Malaysia. (v) The Editorial Board of Medical Journal of Malaysia shall also publish a separate journal for case reports, named as MJM-Case Reports.	(1) Journal (i) A Journal, to be called the Medical Journal of Malaysia, shall be published by or on behalf of the Association, and shall be conducted by an Editor in Chief, who shall be responsible for all that appears therein, except such matters as are inserted in accordance with the Constitution or by the direction of the Council. The Editor shall be appointed by Council. (ii) The term of Editor in Chief shall be two years and he may be reappointed by the Council. (iii) The term of the Editors (Members of the Editorial Board) shall be two years and they may be reappointed by the Council. (iv) The Council shall appoint not more than five (5) International Advisors to the Medical Journal of Malaysia. (v) The Editorial Board of Medical Journal of Malaysia shall also publish a separate journal for case reports, named as MJM-Case Reports. Delete the entire Clause 27(1)(i-v) and replace with the following: (i) A Journal, to be called the Medical Journal of Malaysia (MJM), shall be published by or on behalf of the Association with a

	dedicated Editor in Chief and Editors (Members of the Editorial Board). (ii) A separate journal for case reports, named as MJM-Case Reports shall be published by or on behalf of the Association, with a dedicated Editor in Chief and Editors (Members of the Editorial Board). (iii) An Editor in Chief for each journal, who shall be responsible for all that appears therein, except such matters as are inserted in accordance with the Constitution or by the direction of the Council. (iv) The Editors in Chief and Editors (Members of the Editorial Board) of both journals shall be appointed by Council. (v) The term of both Editors in Chief shall be two years and he/she may be reappointed by the Council. (vi) The term of the Editors (Members of the Editorial Board) shall be two years and they may be reappointed by the Council. (vii) The Council shall appoint not more than five (5) International Advisors to each journal, the Medical Journal of Malaysia and MJM-Case Reports
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PROPOSED AMENDMENT 40

Proposer: Dr Victor Hoe Chee Wai Bin Abdullah
 Seconder: Dr Liew Boon Seng

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 27 – PUBLICATIONS	
(2) Duties of the Editor in Chief of Medical Journal of Malaysia (i) The Editor in Chief shall be responsible for the publication of such journals, periodicals and proceedings of the Scientific Meetings of the Association, as the Council may from time to time decide. (ii) The Editor in Chief shall be assisted in his duties by the Editors (Members of the Editorial Board).	(2) Duties of the Editor in Chief of Medical Journal of Malaysia and MJM Case Report (i) The Editors in Chief shall be responsible for the publication of such journals, periodicals and proceedings of the Scientific Meetings of the Association, as the Council may from time to time decide. (ii) The Editors in Chief shall be assisted in his/her duties by the Editors (Members of the Editorial Board).

PROPOSED AMENDMENT 41 --- [Exclusion of Election Matters]

Proposed by: Dr Ravindran R Naidu
Seconded by: Prof Dr Jayakumar Gurusamy
(On behalf of the MMA Elections Committee)

ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 30 – INTERNAL DISPUTE RESOLUTION (IDR)	
(1) General Provisions (ii) Any complaint concerning the conduct of the Administration of the MMA, or concerning the conduct of an individual member of the Administration when acting in his official capacity, or the conduct of any other member of the Association, that may constitute an infringement of the Constitution of the Association shall be made: (a) In writing and sent to the Honorary General Secretary or such other person(s) designated by the Honorary General Secretary or the Exco for that purpose. (b) The complaint shall contain the following: i. the full name, membership number, current address and contact number of the complainant; ii. the facts of the complaint; iii. copies of any documents that the complainant proposes to rely on in support of his complaint; and iv. the signature of the complainant. (c) If the nature of the complaint against any member involves ethics and is such that it falls under the purview of the Ethics Committee as governed by the Rules of the Ethics Committee, such complaint shall be referred to the Ethics Committee for further action.	(1) General Provisions <i>(ii) (a – c): No change</i> <i>Insert new clause 30(1)(ii)(d)</i> (d) Exclusion of Election Matters Notwithstanding the foregoing provisions of this Clause, any complaint, dispute, challenge or application relating to— i. the conduct of elections under Clause 7 of this Constitution; ii. the eligibility of any nominee or candidate;

	iii. the nomination process; iv. election procedures; v. campaign conduct; vi. the validity of any election; vii. any decision, determination or direction of the Elections Committee; or viii. any determination of the Election Review Panel, shall be governed exclusively by Clause 7 of this Constitution and the Election Terms of Reference made thereunder. Such matters shall not be referred to, investigated or determined under the Internal Dispute Resolution mechanism established by this Clause. However, if a complaint relates to any person's conduct during an election cycle, and does not challenge the election process itself or any decision of the Elections Committee or Election Review Panel, the complaint may be dealt with under the Internal Dispute Mechanism, provided it falls within the scope of Clause 30.
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PROPOSED AMENDMENT 42 --- [Extending IDR Expressly to Electoral Disputes]	
Proposer: Timothy Cheng Tsin Jien Seconder: Thum Chern Choong	
ORIGINAL CLAUSE	AMENDED CLAUSE
CLAUSE 30 – INTERNAL DISPUTE RESOLUTION (IDR)	
(1) General Provisions (ii) Any complaint concerning the conduct of the Administration of the MMA, or concerning the conduct of an individual member of the Administration when acting in his official capacity, or the conduct of any other member of the Association, that may constitute an infringement of the Constitution of the Association shall be made: (a) In writing and sent to the Honorary General Secretary or such other person(s) designated by the Honorary General Secretary or the Exco for that purpose.	(1) General Provisions

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(b) The complaint shall contain the following: i. the full name, membership number, current address and contact number of the complainant; ii. the facts of the complaint; iii. copies of any documents that the complainant proposes to rely on in support of his complaint; and iv. the signature of the complainant. (c) If the nature of the complaint against any member involves ethics and is such that it falls under the purview of the Ethics Committee as governed by the Rules of the Ethics Committee, such complaint shall be referred to the Ethics Committee for further action.	<i>(ii) (a – c): No change</i> <i>Insert new clause 30(1)(ii)(d)</i> (d) For the avoidance of doubt, complaints relating to the conduct of elections, the eligibility determination of candidates, or the decisions of the Elections Committee shall be treated as complaints concerning the conduct of the Administration and shall be subject to the IDR mechanism under this Clause, in addition to any right of appeal under Clause 7(7B). Where the complaint concerns the office of the Honorary General Secretary or an election for that office, the complaint shall be received and handled by a designated person or by the President and Council, so that no person with a conflict of interest determines it. The IDR and appeal mechanisms shall be concurrent and independent; exhaustion of one shall not be a precondition for invoking the other.
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