

No.	Constitution Clause No.	Existing Clause	Proposed Amendment	Rationale / Comment
1.	8.1A	NEW CLAUSE	<p>Suspension Arising from Conflict of Interest</p> <p>A member of the Institute who has initiated legal proceedings against the Institute, its subsidiaries, its members and/or its officers for acting in their capacity of representing the Institute, shall be ineligible to be nominated for election to the Council, appointed in roles representing the Institute and/or appointed as a director of the subsidiaries of the Institute until the conclusion of such proceedings.</p> <p>Such member may also be removed from the roles representing the Institute and as a director of the Institute’s subsidiaries.</p> <p>For avoidance of doubt, this clause is not applicable to a member who is appointed by the Council to initiate legal proceedings on behalf of the Institute and/or the subsidiaries.</p>	<p>There will be a conflict of interest if a member who has initiated a legal proceeding decides to stand for election as a member of Council either as an Ordinary Member or an office bearer. The Institute cannot effectively defend itself from a lawsuit initiated by a Council member whereby the plaintiff would have privileged access to discussions regarding the case.</p>
2.	8.20	<p>Vacation of Office by Office Bearers or Ordinary Member of Council</p> <p>Subject to the Societies Act 1966 the Office of an office bearer or Ordinary member of Council is vacated forthwith if:</p> <p>(a) he ceases to be member of the Institute.</p>	<p>Vacation of Office by Office Bearers or Ordinary Member of Council</p> <p>Subject to the Societies Act 1966 the Office of an office bearer Office Bearer or Ordinary member Member of Council is vacated forthwith if:</p> <p>(a) he ceases to be member of the</p>	<p>To substitute ‘office bearer’ with ‘Office Bearer’ to maintain consistency.</p>

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		<p>(b) he be absent from more than three consecutive meetings of the Council without prior leave of absence.</p> <p>(c) he resigns his office by notice in writing delivered to the Council.</p> <p>(d) his membership has been terminated under Clause 5.1 of the Constitution.</p> <p>(e) he has been convicted of any offence against the Societies Act 1966.</p> <p>(f) he has been convicted of any offence under any other law and sentenced to a fine of not less than two thousand ringgit or to imprisonment for a term of not less than one year.</p> <p>(g) if there is in force against him any order of detention, restriction, supervision, restricted residence, banishment or deportation under any law relating to the security of, or public order in Malaysia or any part thereof, or to prevention of crime, preventive detention, restricted residence, banishment or immigrations.</p>	<p>Institute.</p> <p>(b) he be absent from more than three consecutive meetings of the Council without prior leave of absence.</p> <p>(c) he resigns his office by notice in writing delivered to the Council.</p> <p>(d) his membership has been terminated under Clause 5.1 of the Constitution.</p> <p>(e) he has been convicted of any offence against the Societies Act 1966.</p> <p>(f) he has been convicted of any offence under any other law and sentenced to a fine of not less than two thousand ringgit or to imprisonment for a term of not less than one year.</p> <p>(g) if there is in force against him any order of detention, restriction, supervision, restricted residence, banishment or deportation under any law relating to the security of, or public order in Malaysia or any part thereof, or to prevention of crime, preventive detention, restricted residence, banishment or immigrations.</p> <p>(h) he has initiated legal proceedings against the Institute, its subsidiaries, its</p>	<p>To replace 'member' with 'Member' to maintain consistency.</p> <p>To add the word 'or'</p> <p>_____</p> <p>To add item (h)</p>

APPENDIX 1: PROPOSED AMENDMENTS TO THE PAM CONSTITUTION CLAUSES 8.1A AND 8.20

No.	Constitution Clause No.	Existing Clause	Proposed Amendment	Rationale / Comment
			<p>members, or its officers for acting in their capacity of representing the Institute.</p> <p>For avoidance of doubt, clause 8.20(h) is not applicable to an Office Bearer or Ordinary Member of Council who is appointed by the Council to initiate legal proceedings on behalf of the Institute and/or the subsidiaries.</p>	<p>The Institute cannot effectively defend itself from a lawsuit initiated by its Councils Member whereby the plaintiff would have privileged access to discussions regarding the case.</p>