



Proposed amendments to the ICPA (Aust) Constitution – 2024 AGM

Please read in conjunction with the draft ICPA (Aust) Constitution provided

3.0 Definitions (3.6 Memberships)

- *Update sub-rule numbering due to removal of Rule 6.3*
- *Sub-rule 3.6.3 – remove ‘and 6.7’ – no reference to lone members in sub-rule 6.7.*
- *Sub-rule 3.6.4 – Delete ‘Federal’ and replace with ‘ICPA’.*
- *Sub-rule 3.6.5 – Add ‘ICPA’ to ‘School Corporate member’.*

Explanation:

The renaming of ‘Federal Corporate Member’ to ‘ICPA Corporate Member’ is more reflective of the membership category. Corporate Members are members of ICPA as an organisation rather than just Federal ICPA.

Furthermore, the addition of ‘ICPA’ to ‘School Corporate Member’ brings consistency to both membership categories.

5.0 Policy

It is suggested that Sub-rule 5.6.4 be made into a new Rule 5.7 for grammatical correctness.

6.0 Members

- *Suggested that Rule 6.3 from this section be re-located to the 18.0 Annual Subscription section as section 6.0 deals with ‘types of members’ rather than the annual subscription payment process.*
- *Rule 6.5 (new 6.4) – changing ‘a’ to ‘an’ and adding ‘ICPA’ to School Corporate member’ to reflect name change.*
- *Rule 6.6 (new 6.5) – changing ‘a’ to ‘an’ and replacing ‘Federal’ with ‘ICPA’ in front of ‘Corporate membership’ to reflect name change.*
- *Rule 6.7 (new 6.6) – Changing ‘A’ to ‘An’ and adding ‘ICPA’ to ‘School Corporate membership’ to reflect name change.*

7.0 Membership Fees

- *Replace Rule 7.3 with new wording which will provide clarity to payment options by referring to Rule 18.0 -Annual Subscription rule*
- *Rule 7.4 - Change word ‘due’ to ‘expiry’ which is consistent with new rolling membership model.*

10.0 Rights Not Transferable

- *10.0 – Add words ‘Or Refundable’ after ‘Transferable’ to the Section name.*
- *New Rule 10.2 to ensure clarity of this section.*



Explanation:

Amendments to this section will assist with online payment gateways. If a membership refund is

offered, a fee equal to the total annual membership is required to ensure the gateway has funds to cover scenario of all members resigning. This section does not mean ICPA would not refund a member who has overpaid for whatever reason.

18.0 Annual Subscription

- *delete rule 18.1.1*
- *18.1.2 becomes 18.1.1 and add new Sub-rule 18.1.1 (i). allows State Councils to act as collection agents for federal affiliation fees collected through online membership payments)*
- *additional wording to Sub-rule 18.1.2 to clarify the manual payment of the annual subscription process*
- *add the words 'to the Branch' to rule 18.2*
- *New rule 18.3 (taken from deleted rule 6.3)*
- *rule 18.4 (new 18.5) - delete the words, 'across all tiers' to simplify*

Explanation:

It is suggested that Sub-rules 18.1.1 and 18.1.2 be swapped around so the electronic payment method is dealt with first this is how the majority of memberships will be paid. Adding a new Sub-rule 18.1.1 (i) allows State Councils to act as collection agents for the federal affiliation fees collected through online membership payments.

Additional wording to the new Sub-rule 18.1.2 gives more clarity to the manual payment of the annual subscription process.

The suggested new Rule 18.3 is the deleted Rule 6.3 from Section 6.0 and it has been modified to add further clarity to the manual payment of the annual subscription process.

Amendments to Rule 18.4 is grammatical.

19.0 Management

- *remove the words 'a Vice President' and replace with 'two (2) Vice Presidents'*

Explanation:

As part of Federal Council's ongoing strategic planning process, it has been agreed that steps should be taken to assist in streamlining the operation and the effectiveness of the Association. It is considered that an executive model which supports the inclusion of two Vice Presidents (rather than one) can support a more robust succession planning process and promote a more effective share of workload among the Federal Council team, in particular the Executive. It is envisaged that two Vice Presidents could undertake necessary responsibilities to oversee and manage different aspects of the strategic and operational activities of the Federal Council and support the current President while continuing to hold portfolios and contribute to the Council as a whole.

This recommendation has also been endorsed by two former Presidents of the organisation.

As this change would add a new position to the Federal Council Executive, the following process applies:



If the nominations for the committee are less than capacity (9), the potential second Vice President would nominate as a committee member and then, once the Constitutional amendments have been accepted by the regulatory body, they would be co-opted into the Vice President role until the 2025 AGM.

If, however, nominations for the committee is at capacity, the following process applies:

1. a call for nominations for the second Vice President role.
2. If elected, that person would be invited to council meetings as a guest in the interim period, without voting rights until the constitutional changes are approved by the regulating body. Once approved, the second Vice President position will take effect.
3. If circumstances mean that at any time in the future, there is no nomination for the 2nd Vice President it does not mean that the organisation is unconstitutional as per the Associations Incorporation Act 2015 (WA), the regulatory body which ICPA (Aust) is incorporated under.

29.0 By-Laws

- *remove wording, ' any By-Law may be set aside by delegates' and add the words 'of the Federal Council' at the end.*

Explanation:

As per the constitution, the Federal Council from to time may amend or repeal By-Laws for the internal management of the Association at a properly convened Federal Council meeting. This process is clearly outlined in the ICPA (Aust) By-Laws. The extra wording in this Rule creates ambiguity of the process and is open to misinterpretation and possible double-handling so it is suggested it be deleted.

Please note:

Federal Council will also be putting forward a motion to deal with re-numbering and cross-referencing amendments to various Sections of the Constitution which come about as a result of the amendments.