

## PART II MEMBERSHIP

### Membership Qualifications

2. A person is qualified to be a member of the Association if, but only if :
- (a) the person is a person referred to in Section 15(1)(a), (b) or (c) of the Act and has not ceased to be a member of the Association at any time after incorporation of the Association under the Act; or
  - (b) the person is a person who:
    - (ii) has been approved for membership of the Association by the Committee of the Association; and
    - (iii) holds the required qualifications for membership as determined by the Association.

### Application for Membership

3. (1) Application for membership of the Association:
- (a) shall be made by the applicant in writing in the form set out in Appendix 1 to these rules; and
  - (b) shall be lodged with the secretary of the Association.
  - (c) the Committee may at its discretion in any particular case waive strict compliance by the applicant with the provisions of this rule.
- (2) As soon as practicable after receiving an application for membership, the secretary shall refer the application to the Committee and if appropriate to the Examination Board which shall determine whether to approve or to reject the application.
- 3) Applicants for admission of membership claiming qualifications obtained outside Australia shall produce to the Committee evidence of the Certificate of the course that they have completed in an organisation or institution recognised by the Association in a course of training of a standard equal to that laid down by the Association for the education or training of students and shall (except in the case of members of any Association that such reciprocity has been established) be required to pass a written and practical examination of a standard equal to that held by the Association for its students, such examination shall be held twice a year if required.
- (4) Where the Committee determines to approve an application for membership, the secretary shall, as soon as practicable after that determination, notify the applicant of that approval and request the applicant to pay within the period of 28 days after receipt by the applicant of the notification the sum payable under these rules by a member as entrance fee and annual subscription.
- (5) The secretary shall, on payment by the applicant of the amounts referred to in clause (3) within the period referred to in that clause, enter the applicant's name in the register of members and, upon the name being so entered, the applicant becomes a member of the Association.

### Cessation of Membership

- 4.1 A person ceases to be a member of the Association if the person:
- (a) dies;
  - (b) resigns that membership; or
  - (c) is expelled from the Association.
  - (d) is bankrupt or enters into scheme or arrangement with his/her creditors.
  - (e) fails to comply with the provisions of the Associations objects and rules.
- 4.2 Upon cessation of membership the former member must forthwith return to the Association all Certificates of Membership and Code of Ethics.

### Membership Entitlements not Transferable

5. A right, privilege or obligation which a person has by reason of being a member of the Association:
- (a) is not capable of being transferred or transmitted to another person; and
  - (b) terminates upon cessation of the person's membership.

### Resignation of Membership

6. (1) A member of the Association is not entitled to resign that membership except in accordance with this rule.
- (2) A member of the Association who has paid all amounts payable by the member to the Association in respect of the member's membership may resign from membership of the Association by first giving notice (being not less than 1 month or not less than such other period as the Committee may determine) in writing to the secretary of the member's intention to resign and, upon the expiration of the period of notice, the member ceases to be a member but shall continue liable for any annual subscription and all arrears due and unpaid at the date of his resignation and for all other moneys due by him to the Association.
- (3) Where a member of the Association ceases to be a member pursuant to clause (2), and in every other case where a member ceases to hold membership, the secretary shall make an appropriate entry in the register of members recording the date on which the member ceased to be a member.

### Register of Members

7. (1) The public officer of the Association shall establish and maintain a register of members of the Association specifying the name and address of each person who is a member of the Association together with the type of membership and the date on which the person became a member.
- (2) The register of members shall be kept at the principal place of administration of the Association and shall be open for inspection, free of charge, by any member of the Association at any reasonable hour.

### Fees, Subscriptions, etc.

8. (1) A member of the Association shall, upon admission to membership pay to the Association a fee as determined by the committee from time to time in accordance with Rule 8(2) and in force at the time of admission.
- (2) In addition to any amount payable by the member under clause (1), a member of the Association shall pay to the Association an annual membership fee as determined by the Committee, of that other amount:-
- (a) except as provided by paragraph (b), before 1st April in each calendar year; or
  - (b) where the member becomes a member on or after 1st April in any calendar year - upon becoming a member and before 1st April in each succeeding calendar year.
  - (c) where the member becomes a member on or after 1 October in any calendar year the member shall pay that proportion of the annual membership fee as the period from date of admission to membership to next 1st April bears to a whole year.
- (3) In addition to any amount payable by the member under clauses (1) or (2) a member of the Association shall pay to the Association such additional fee or fees as may be determined by a special resolution of the Association passed at a special general meeting of the members of Association in respect to which a budget and plan of proposed expenditure has been given to the members at the time of notice of the special general meeting.

- (4) Affiliate members, retired members and trainee members shall only be obliged to pay to the Association an annual membership fee (if any) specified by the Committee of the Association from time to time not exceeding the annual membership fee fixed in accordance with Rule 8(2).

### Members' Liabilities

9. The liability of a member of the Association to contribute towards the payment of the debts and liabilities of the Association or the costs, charges and expenses of the winding up of the Association is limited to the amount, if any, unpaid by the member in respect of membership of the Association as required by Rule 8.

### Disciplining of Members

10. (1) Where the Committee is of the opinion that a member of the Association:
- (a) has persistently refused or neglected to comply with a provision or provisions of these rules; or
  - (b) has persistently and wilfully acted in a manner prejudicial to the interests of the Association, or
  - (c) has breached the Code of Ethics and/or Code of Practice of the Association as fixed by the Committee from time to time.

the Committee may, by resolution:

- (a) expel the member from the Association; or
  - (b) suspend the member from membership of the Association for a specified period
  - (c) caution the member
- (2) A resolution of the Committee under clause (1) is of no effect unless the Committee, at a meeting held not earlier than 14 days and not later than 28 days after service on the member of a notice under clause (3), confirms the resolution in accordance with this rule.
- (3) Where the Committee passes a resolution under clause (1), the secretary shall, as soon as practicable, cause a notice in writing to be served on the member:
- (a) setting out the resolution of the Committee and the grounds on which it is based;
  - (b) stating that the member may address the Committee at a meeting to be held not earlier than 14 days and not later than 28 days after service of the notice;
  - (c) stating the date, place and time of that meeting; and
  - (d) informing the member that the member may do either or both of the following:
    - (i) attend and speak at that meeting;
    - (ii) submit to the Committee at or prior to the date of that meeting written representations relating to the resolution.
- (4) At a meeting of the Committee held as referred to in clause (3), the Committee shall:
- (a) give to the member an opportunity to make oral representations; (b) give due consideration to any written representations submitted to the Committee by the member at or prior to the meeting; and
  - (c) by resolution determine whether to confirm or to revoke the resolution.

Where the Committee confirms a resolution under clause (4), the secretary shall, within 7 days after that confirmation, by notice in writing inform the member of the fact