

Special Resolution of The Institute of Quarrying (UK)

To be included into the Rules of the Institute of Quarrying New Zealand Incorporated

Special Resolution of the IOQ (UK) - Reference	Reference Location in the Rules of IOQ (NZ) Inc.	Sub-Section	Current Wording	Amendment
1 (a)	<i>Section 2:</i> Definitions		“industry” shall mean the quarrying industry	“industry” shall mean the extraction and processing of minerals, including secondary minerals, recycled materials, crushed and dimension stone, cement,
1 (b)	<i>Section 15:</i> Corporate Members and Non-Corporate Members	h) i.3)	is not less than thirty three years of age at the time of application, and	have suitable qualifications and experience as determined in the absolute discretion of the New Zealand Council, and
1 (b)	<i>Section 15:</i> Corporate Members and Non-Corporate	h) ii)	is not less than thirty three years of age at the time of application, and who:	have suitable qualifications and experience as determined in the absolute discretion of the New Zealand Council, and who:

	Members			
1 (c)	<i>Section 15:</i> Corporate Members and Non-Corporate Members	i) i.3)	is not less than twenty three years of age at the time of application, and	have suitable qualifications and experience as determined in the absolute discretion of the New Zealand Council, and
1 (d)	<i>Section 15:</i> Corporate Members and Non-Corporate Members	j) i.3)	is not less than twenty three years of age at the time of application, and	have suitable qualifications and experience as determined in the absolute discretion of the New Zealand Council, and
1 (f)	<i>Section 15:</i> Corporate Members and Non-Corporate Members	h) ii.1)	and has at least seven years in the Inspectorate	and has the appropriate level of experience in the Inspectorate as determined in the absolute discretion of the New Zealand Council
1 (g)	<i>Section 15:</i> Corporate Members and Non-Corporate Members	i) ii.1)	and has at least three years in the Inspectorate,	and has the appropriate level of experience in the Inspectorate as determined in the absolute discretion of the New Zealand Council,

IOQ (NZ) Inc. Other Proposed Amendments

1. Audit of Accounts – Review Engagement

Reference Location in rules of IOQ (NZ) Inc.	Sub-Section	Current Wording	Amendment
30	a)	At least once annually the accounts of the Institute shall be examined and reported on by one or more auditors who shall be a person or firm appointed at the Annual General Meeting and unless there is an Act of Parliament providing to the contrary the Auditor may be a member.	The Institute Accounts shall be examined and reported on every alternate year by one or more Certified Public Accountant (s) under a “Review Engagement”. The person or firm will be appointed during the Annual General Meeting held at the mid-term of the current President (or his appointed substitute) and unless there is an Act of Parliament providing to the contrary, the Certified Public Accountant(s) may be a member. The Institute Accounts shall be closed on the 31 st December each year.
	b) i)	Auditors shall hold office for a period of twelve months or until their successors have been appointed (whichever is the greatest period) and they shall be eligible for reappointment.	The Certified Public Accountant(s) shall hold office for a period of twenty-four months or until their successor(s) have been appointed (whichever is the greatest period) and they shall be eligible for

			reappointment
	b) ii)	A member of either the New Zealand Council or a branch committee shall not be eligible for appointment as an auditor.	A member of either the New Zealand Council or a branch committee shall not be eligible for appointment as a Certified Public Accountant.
	c)	The New Zealand Council may fill any vacancy in the office of auditor but while any vacancy continues the surviving or continuing auditor (if any) may act as the sole auditor or auditors.	The New Zealand Council may replace the appointed Certified Public Accountant(s) during the twenty-four months should circumstances dictate.

2. Due Dates

Reference Location in rules of IOQ (NZ) Inc.	Sub-Section	Current Wording	Amendment
By-Law 9	a) ii)	where he sends to the secretary a written notice of resignation, upon receipt of that notice at the offices of the Institute, but where such a notice is received at the offices of the Institute after 31 May in any year, the non-corporate member shall, notwithstanding his resignation remain Liable to pay the annual subscription that would have been payable by him on the 1 st day of July in the year in question.	where he sends to the secretary a written notice of resignation, upon receipt of that notice at the offices of the Institute, but where such a notice is received at the offices of the Institute after 31 st December in any year, the non-corporate member shall, notwithstanding his resignation remain Liable to pay the annual subscription that would have been payable by him on the 31 st day of January in the year in question.
	a) iii)	where the secretary, at the discretion of the New Zealand Council sends him a notice to determine his membership upon the 31 May in the year that the notice is sent,	where the secretary, at the discretion of the New Zealand Council sends him a notice to determine his membership upon the 31 st December in the year that the notice is sent,
By-Law 10	c)	Subject to the provisions of sub-clauses 10(d) and 10 (e) of this clause, the first annual subscription shall be payable in full at the time of the election to the class of corporate or non-corporate members in	Subject to the provisions of sub-clauses 10(d) and 10 (e) of this clause, the first annual subscription shall be payable in full at the time of the election to the class of corporate or non-corporate members in

		respect of which it is due, thereafter, each annual subscription in respect of that class shall be payable on the 1 st day of June.	respect of which it is due, thereafter, each annual subscription in respect of that class shall be payable on the 31 st January.
	e)	Where a candidate is elected as a non-corporate member on or after 1 January in any year, the subscription payable by him for the year of election shall be one of the annual subscription for that year in respect of the class to which he is elected.	Where a candidate is elected as a non-corporate member on or after 1 st July in any year, the subscription payable by him for the year of election shall be one of the annual subscription for that year in respect of the class to which he is elected.

3. Corporate Members and Non-Corporate Members.

Reference Location in rules of IOQ (NZ) Inc.	Sub-Section	Current Wording	Amendment
15	a) ii)	There shall be the following classes of corporate members: Honorary Fellow, Fellows, Members, Associate Members.	There shall be the following classes of corporate members: Honorary Fellow, Fellows, Members.
	a)iii)	This amendment is new.	In addition such members of an affiliated national institute as shall be determined by Council in accordance with By-Law 27 shall be admitted as corporate members of the Institute.
	c)i)	Those grades of non-corporate members known as Affiliates and Students shall not be corporate members but shall have the rights and privileges, as the By-Laws shall from time to time provide.	Those grades of non-corporate members known as Associates and Students shall not be corporate members but shall have the rights and privileges, as the By-Laws shall from time to time provide.
	c)ii)	This amendment is new.	In the case of every application for either corporate or non-corporate membership, The New Zealand Council shall have an absolute discretion to refuse to admit the applicant to membership without giving any reason for such refusal.
		This amendment is new.	In addition such members of an affiliated

			national institute as shall be determined by Council in accordance with By-Law 27 shall be admitted as non-corporate members of the Institute.
	d)iv)	A corporate member who has been elected into the class of Associate Members may describe himself as “an Associate Member of the Institute of Quarrying New Zealand”.	Missing of final draft.
	e)	A corporate member shall cease to be entitled to use the designatory letters if he ceases to be an affiliated Overseas Member.	Missing of final draft.
19	d)i)	This amendment is new.	Where the New Zealand Council passes a resolution under Rule 19(b) or the New Zealand Council receives a recommendation from a branch committee pursuant to Rule 19(c), the secretary shall as soon as practicable cause to be served on the member a notice in writing: i.1) setting out the resolution of the New Zealand Council and the grounds on which it is based, i.2) informing him that he may appeal to a meeting of the New Zealand Council

			on giving the New Zealand Council notice in writing within one calendar month after the date of service of the said notice.
	d)ii)	This amendment is new.	Where the New Zealand Council receives a notice under Rule 19 (d) (i) (i.2), the New Zealand Council shall refer the resolution to the next meeting of the Institute after the date on which the secretary receives the notice.

4. Appointment of Council.

Reference Location in rules of IOQ (NZ) Inc.	Sub- Section	Current Wording	Amendment
26	a) i)	<p>The New Zealand Council shall comprise:</p> <p>i.1) the President and one Vice President being persons elected by the corporate members at the Annual General Meeting of the Institute and the Past President and they shall be corporate members of the Institute. The President and the Vice President shall be elected and the Immediate Past President shall hold office all for a two year term, and in each and every year,</p> <p>i.2) one representative residing in or north of Taihape,</p> <p>i.3) one representative residing south of Taihape,</p> <p>i.4) two representatives residing in the South Island, and</p>	<p>The New Zealand Council shall comprise:</p> <p>i.1) the President and one Vice President being persons elected by the corporate members at the Annual General Meeting of the Institute and the Past President and they shall be corporate members of the Institute. The President and the Vice President shall be elected and the Immediate Past President shall hold office all for a two year term, and in each and every year,</p> <p>i.2) one representative residing in the North Island,</p> <p>i.3) one representative residing in the South Island,</p> <p>i.4) one member who is personally present at the meeting and who shall be</p>

		<p>i.5) two members who are personally present at the meeting and who shall be appointed from the floor at that Annual General Meeting of the Institute, provided that at all times there shall on the New Zealand Council be a majority of corporate members.</p>	<p>appointed from the floor at that Annual General Meeting of the Institute, provided always that at all times there shall on the New Zealand Council be a majority of corporate members.</p> <p>i.5) The appointments of i.2), i.3) and i.4) shall be for a two year term. In the event that any of these appointments are elected to the position of Vice President or President during the two year term, then a representative may be elected in his stead to replace the vacated position on the New Zealand Council at the next Annual General Meeting and would be for a period of one year only.</p>
	<p>b)</p>	<p>A branch committee may by notice in writing to the secretary at any time during the year submit the names of any candidates who in its opinion should be considered for election to the New Zealand Council pursuant to Rule 26 (a)(i)(i.4) at the appropriate meeting whereupon the New Zealand Council shall have complete discretion to elect any such nominated candidate or not.</p>	<p>A branch committee may by notice in writing to the secretary at any time during the year submit the names of any candidates who in its opinion should be considered for election to the New Zealand Council pursuant to Rule 26 (a)(i)(i.2),(i.3) and(i.4) at the appropriate meeting whereupon the New Zealand Council shall have complete discretion to elect any such nominated candidate or not.</p>

5. Other Changes.

Reference Location in rules of IOQ (NZ) Inc.	Sub-Section	Current Wording	Amendment
5	g)	Open any account or accounts with any bank or banks and operate by and in all usual ways any such account or accounts, and draw, make, accept, endorse, discount, execute, issue or otherwise deal with ant promissory notes, bills of exchange, bills of lading, cheques or other negotiable or transferable instruments,	Open any account or accounts with any bank or banks and operate by and in all usual ways any such account or accounts, and draw, make, accept, endorse, discount, execute, issue or otherwise deal with any promissory notes, bills of exchange, bills of lading, cheques or other negotiable or transferable instruments,
12	a)	Not less than twenty-one clear day's notice of a General Meeting specifying the place and time of the meeting and the general nature of the business to be dealt with at that meeting and the general nature of the business to be dealt with at that meeting shall be given:	Not less than twenty-one clear day's notice of a General Meeting specifying the place and time of the meeting and the general nature of the business to be dealt with at that meeting and the general nature of the business to be dealt with at that meeting shall be given to:
	a)ii)	The branch secretary of each branch and all notices can be served on the branch secretary either personally or by sending the notice by pre-paid post addressed to the branch secretary at the office of the relevant	The branch secretary of each branch and all notices can be served on the branch secretary either personally or by sending the notice by pre-paid post addressed to the branch secretary at the office of the relevant

		branch.	branch or by email to the branch secretary at the branch secretary's listed email address.
	b)i)	All notices can be served either personally or by sending the notice by pre-paid post addressed to the member at the address set out in the register of members or to his last known place of business or by advertisement in at least one daily newspaper circulating in the city or town in which a branch is established.	All notices can be served either personally or by sending the notice by pre-paid post addressed to the member at the address set out in the register of members or to his last known place of business or by email at his last known email address or by advertisement in at least one daily newspaper circulating in the city or town in which a branch is established.
	c)iii)	This amendment is new.	A notice given by email shall be deemed to have been served on the day on which the email was sent.
24	a)iii)	Appoint an Auditor or Auditors	Have a "Review Engagement" of the Institute accounts presented at every alternate Annual General meeting. One or more Certified Public Accountant(s) shall prepare the "Review Engagement" every second year.
27	a)	Subject to any powers given to a branch committee under a By-Law of the Institute, the management and control of the Institute, and its branched and the affairs of the Institute and its branches, its property and funds shall vest in the New Zealand Council which can exercise all the powers and do all	Subject to any powers given to a branch committee under a By-Law of the Institute, the management and control of the Institute, and its branched and the affairs of the Institute and its branches, its property and funds shall vest in the New Zealand Council which can exercise all the powers and do all

		acts and things which must be done by the Institute and which are not by these Rules or by the Corporate Law expressly required to be exercised or done by the Institute in general meeting or by a branch committee and in addition, the New Zealand shall have all the powers and authorities expressly conferred on it by these Rules.	acts and things which must be done by the Institute and which are not by these Rules or by the Corporate Law expressly required to be exercised or done by the Institute in a General Meeting or by a branch committee and in addition, the New Zealand Council shall have all the powers and authorities expressly conferred on it by these Rules.
	b)iv.4)	This amendment is new.	Neither the Secretary or the Treasurer shall have any right to vote at any meeting of the New Zealand Council.
29	d)	Cheques or other negotiable instruments paid to the bankers of the institute or of a branch which require the endorsement of the Institute or of a branch may be endorsed by the secretary or branch secretary or by such other officer of the Council or branch committee for that purpose.	Cheques or other negotiable instruments paid to the bankers of the institute or of a branch which require the endorsement of the Institute or of a branch may be endorsed by the secretary or branch secretary or by such other officer of the Institute or of a branch as may be appointed by the New Zealand Council or branch committee for that purpose.
By-Law 3	a)	Affiliates	Deleted.
By-Law 5	a)	The New Zealand Council may elect as an Affiliate any candidate who: <ul style="list-style-type: none"> i) is engaged in the industry and has made application in writing to the new Zealand Council in the 	Deleted.

		<p>prescribed form and paid the prescribed fee,</p> <p>ii) has been nominated by two corporate members,</p> <p>ii.1) is not less than twenty-one years of age at the time of application, and</p> <p>ii.2) has passed the national certificate in the Extractive Industries, or</p> <p>ii.3) holds an approved technical or administrative qualification and has completed at least one year in the industry, or</p> <p>ii.4) has a minimum of three years experience in the industry.</p>	
	b)	<p>The New Zealand Council may elect as an Associate any candidate who:</p> <p>i) is employed in an occupation supplying goods and services to the industry and has applied in writing to the New Zealand Council in the prescribed form and paid the prescribed fee,</p> <p>ii) has been proposed by one corporate members and one</p>	<p>The New Zealand Council may elect as an Associate any candidate who:</p> <p>i) is employed in an occupation supplying goods and services to the industry and has applied in writing to the New Zealand Council in the prescribed form and paid the prescribed fee,</p> <p>ii) has been proposed by two corporate members not being</p>

		<p>Associate,</p> <ul style="list-style-type: none"> iii) is not less than twenty three years of age at the time of the application, iv) has completed three years of experience in his occupation, or v) holds qualifications appropriate to his occupation and have one year of experience, vi) provided always that no person shall be elected as an Associate if the total member of associates immediately after his election would then exceed one half of the total member of corporate members and Affiliates. 	<p>Associate Members,</p> <ul style="list-style-type: none"> iii) have suitable qualifications and industry experience as determined in the absolute discretion of the New Zealand Council, and iv) holds a qualification approved by the New Zealand Council and has completed as period of training and experience in the field in which he is qualified, including experience in a position of responsible charge in the industry for at least three years, v) has produced written evidence of his qualifications and experience in the industry, vi) provided always that no person shall be elected as an Associate if the total number of associates immediately after his election would then exceed one half of the total number of corporate members and Affiliates.
By-Law 7		The Institute shall remain a register on non-corporate members.....	The Institute shall maintain a register on non-corporate members.....
By-Law 12	c)	They shall hold office from the conclusion of that Annual Meeting until the conclusion of	They shall hold office from the conclusion of that Annual General Meeting until the

		the next following Annual Meeting of that branch, and shall be eligible for re-election.	conclusion of the next following Annual General Meeting of that branch, and shall be eligible for re-election.
	d)	The immediate Past Chairman shall hold as ex-officio position.	The immediate Past Chairman shall hold as an ex-officio position.
By-Law 27		This amendment is new.	Council may admit to membership of the Institute such members of an affiliated national institute as Council determines have equivalent qualifications or experience which in the United Kingdom would allow them to qualify as Corporate Members or Non-Corporate members of the Institute, The status of such persons as Corporate or Non-Corporate Members, the admission of such persons as members and their respective rights and obligations of membership shall be as Council may from time to time determine.
General		Consistency of title throughout the Rules & Regulations eg. Annual Meeting	Becomes: Annual General Meeting
General		Consistency of Grammar throughout the Rules & Regulations eg. new Zealand	Becomes: New Zealand