

修订于2021年
UPDATED 2021



马来西亚 华人公会 章程

CONSTITUTION OF THE
MALAYSIAN CHINESE ASSOCIATION

列入在二零一九年十二月一日马华中央代表大会及之前通过的所有
修订条文与社团注册官在二零二一年二月九日及之前批准的条文

Incorporating all the amendments approved and adopted by the
MCA General Assembly up to 1-12-2019 and adopted by the
Registrar of Societies as at 9-2-2021

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第一章

名称

1. 本党定名为马来西亚华人公会。
2. 本章程称为马来西亚华人公会（马华）章程。

党总部及其他办事处

3. 本党总部或进行党务的主要地点，设在吉隆坡安邦路163号，邮区编号：50450；或中央委员会随时决定之其他地点。此总部或进行党务的其他地点称为马来西亚华人公会总部。

党旗帜、标志、图案及徽章

4. 本党之旗帜、标志、图案及徽章必须采用蓝底配以黄色十四角之星形图样，或任何其他中央委员会随时规定之图样。
5. 中央委员会可以就党旗帜、标志、图案及徽章之大小，用途以及其他有关之事项，制订条款加以管制。

第二章

宗旨和目标

6. 本党之宗旨及目标如下：
 - 6.1 确保和捍卫马来西亚之独立及主权；
 - 6.2 确保和维护马来西亚宪法；
 - 6.3 确保和维护一个以多元种族为基础的国会制度和民主政府；
 - 6.4 争取和维持人权之行使，纠正不公平之现象，并扶助贫困之人士；
 - 6.5 确保在马来西亚宪法内马来西亚华裔之合法权利和利益，以及所有其他民族的合法权利和利益、获得承认和保护；
 - 6.6 维持、培养和促进马来西亚各种族公民之间之亲善与和谐，以确保一个强大及团结的国家在和平中进步与成长；
 - 6.7 以合法及符合宪法之方法，促进、维护、及争取马来西亚华裔在政治、社会、教育、文化、经济与其他方面之利益；
 - 6.8 考虑、援助、和处理有关全体党员之各项事宜，并为他们的福利和进展采取所需之步骤；
 - 6.9 促进本国经济资源之充分发展与利用，以造惠本国全体公民；
 - 6.10 促进本国全体公民获得充分与平等就业机会；

- 6.11 加强与改善国家生产力，以提升本国全体公民之生活水准；
- 6.12 加强和维护我国每一位公民的社会正义、经济保障及平等机会；
- 6.13 鼓励、建立和发展合作运动；
- 6.14 与马来西亚境内注册且具有与本党相同宗旨和目标之其他政治团体共同合作，以促进政党政治之健全发展；
- 6.15 促进、保存与维护华语、华文之应用与学习，并确保它在马来西亚宪法第152条明文规定下之应用、教授及学习不会被禁止及阻扰；
- 6.16 进行以上各条款以外之事项，以谋求本党和党员之一般福利。

第三章

党员

- 7. 党员分为下列四种：
 - 7.1 普通党员；
 - 7.2 永久党员；
 - 7.3 名誉党员；
 - 7.4 附属党员。

8. 一名名誉党员，是由普通党员或永久党员中选出者，即他是在中央委员会会议中，经出席者以至少三分之二多数票通过的议决案所选出。除非具备下列资格，否则普通党员或永久党员不能被选为名誉党员：
- 8.1 被选出之前的过去七年内，为本党党员；
 - 8.2 不论在任何时间内，均未曾遭受本党采取纪律行动对付者；
 - 8.3 对本党忠诚及作出卓越之服务者。

党员资格

9. 除非本章程另有规定，一名党员必须具备下列条件者，都能被接受为党员：
- 9.1 他是一名马来西亚华裔公民；
 - 9.2 他的年龄不少过十八岁；
 - 9.3 他同意和遵守随时为党员而制订之规则、条例、细则和条件，并遵守本章程，且支持本党之各项计划、原则及政策；
 - 9.4 他不是其他政党之党员或附属党员。

附属关系

10. 本党可授予或撤除附属关系给任何团体 / 人士。
11. 任何团体/人士不能被接纳为附属团体/党员，除非符合下列条件：
 - 11.1 接受并同意支持本党之计划、原则及政策；
 - 11.2 同意遵守本章程、代表大会常规及随时为附属团体/党员而制订之所有规则、条例、细则及条件；
 - 11.3 提呈其章程及政治计划并得到本党中央委员会所批准。
 - 11.4 缴交代表大会随时决定之会费（如有的话）。
 - 11.5 接受和支持代表大会所制订的附属关系之条件，且同意遵守有关条件。
 - 11.6 附属党员的资格
 - a) 他是一名非华裔马来西亚公民；
 - b) 他的年龄不少过18岁；

申请入党、手续及会费

12. 入党之申请、批准入党、会费之缴交以及其他有关事项，必须填妥规定表格以待中央委员会核准。
13. 党员须在入党时或以后缴交之会费，规定如下：
 - 13.1 普通党员：以每年十二月卅一日为止的一年或不足一年的会费为两令吉或是由中央委员会随时决定的数额；
 - 13.2 永久党员缴交之会费，其数目可由中央委员会随时决定；

13.3 附属团体：以每年十二月卅一日为止的一年或不足一年的会费为一百令吉或是由中央委员会随时决定的数额。

13.4 附属党员：以每年十二月卅一日为止的一年或不足一年的会费为两令吉或是由中央委员会随时决定的数额。

只有缴足会费者，才能被视为有效党员。

14. 如果属于以下情形者，不能被接纳为党员，即使已被接受，其党籍亦将受停止：

14.1 （撤销）

14.2 在1959年马来亚防止犯罪法令（1983年修正）或在马来西亚其他州类似法律下被定罪者；

14.3 曾在1966年社团法令第66节第4项或马来西亚其他各州类似法律下被定罪者；

14.4 是一名党籍已被开除或退党的前党员而还未获得中央委员会之书面批准恢复党籍者。

14A. 如果属于以下情形者，不能担任党职包括代表：

14A.1 触犯1966年社团法令；

党员权利

15. 除非本章程内另有规定，一名党员，凡不曾因任何理由被停止党籍者，有权享受下列各项：

15.1 出席他有权参加之所有会议并发言；

15.2 在他有权出席之所有会议上投票；

- 15.3 在本党担任当选或被委任之职位；
- 15.4 可享受本党供给之设施及作合理之应用。
- 16. 任何党员未缴清所欠之会费则丧失作为党员之权利，包括出席会议或在会议上投票或担任职位之权利。
- 17. 附属团体/党员除可接受代表大会之请求委派代表列席具有特定或一般性宗旨的代表大会或任何委员会或小组委员会之外，不能享受任何权利，它所委派之上述代表无投票权。

党员退党

- 18. 普通党员或永久党员欲退出本党，必须以书面知会总秘书或其支会秘书。支会秘书须将有关退党事项向支会委员会、区会委员会和总秘书报告。名誉党员须以书面知会总秘书有关退党。有关信函必须提呈党总部处理。
- 19. 附属团体/党员须以书面通知总秘书有关不再成为附属团体/党员的事项。总秘书须将有关退党事项报告给中央委员会。

第四章 总部组织和行政

党职员

- 20. 选出或委任下列党职员
 - 20.1 总会长；
 - 20.2 署理总会长；
 - 20.3 总秘书；

- 20.4 六位副总会长，包括马青总团长和全国妇女组主席在内；
 - 20.5 总财政；
 - 20.6 组织秘书长；
 - 20.7 副总秘书；
 - 20.8 副总财政；
 - 20.9 副组织秘书长；
 - 20.10 卅三位中央委员会委员；
21. 总会长、署理总会长以及除马青总团长、全国妇女组主席两位副总会长以外之另四位副总会长和廿五名中央委员会委员，须由区会代表从中央代表选出，除非离职，将担任其职务至下届党职员选举时为止，但上述各职位可以被重选连任。
- 21A. 任何人担任总会长，或在本章程第40条款下当选、或受委为总会长，其任期不得超过九年。
22. 总秘书、总财政和组织秘书长须由总会长征询中央委员会之意见后委任。
- 22A. 副总秘书、副总财政及副组织秘书长须由总会长从中央委员会委员之中，经征询中央委员会之意见后而委任。
23. 另受第40条款的约束之外，当任何被选出之党职员，不管任何理由而致其职位悬空，中央委员会有权填补该职位，至下届党职员选举时为止。

总部行政

24. 总秘书必须被视为党的法定代表以符合1966年社团法令第9条（C）项的需求。
25. 总会长负责党总部的适当行政、管理和控制。会长理事会认为需要时，可以随时制订规则、条例以及细则，以加强党总部行政、管理和控制之效率。
26. 党总部聘用之雇员，其聘用之人数、条件将由总会长征询会长理事会后决定。

第五章 中央代表大会

组织、职务和权力

27. 根据本章程和中央代表大会常规，本党最高权力在于中央代表大会。但执行所有职务之权力由中央委员会负责。
28. 中央代表大会每年必须举行至少一次。
29. 中央代表大会必须不迟过每年八月卅一日举行，除非总会长展延开会日期，但展延不能迟过中央代表大会应召开的该年的十二月卅一日。在党职员选举年，中央代表大会的第一项议程必须先行选出一名议长和副议长。议长将是代表大会的主席，他将继续担任此职位（除非因去世、退党或被代表大会撤职），一直到下届党职员选举时为止。但他有资格被重选连任。

30. 中央代表特别大会可在下列情况下随时举行：
- 30.1 由总会长指示；
 - 30.2 由中央委员会至少三分之一的委员以书面正式要求；
 - 30.3 章程第33条款下的代表大会成员中的至少三分之一，以书面提出正式要求；
 - 30.4 根据章程第41条款下召开。

31. 在本章程第30.2或30.3所作出的正式要求，信件须提呈总秘书或党总部及须说明要求召开中央代表特别大会的理由，以及不超过三名提出正式要求者的姓名，以代表全体要求者，俾总秘书或党总部可就有关的要求，与这三人联络。总秘书在接获正式要求之后，就必须发出适当的通知书给本章程第33条款下组成中央代表大会的全体成员，通知书里须说明召开特大的日期、时间和地点。召开特大的日期不能迟过收到正式要求日期后的卅天。该通知书里也须详细列出要求者要召开特大的理由及该特大的适当议程。不管基于什么理由，如果在收到该正式要求五天内没有发出召开特大的通知书，则该代表全体要求者的三名人士或任何其中一人，将能发出所需的开会通知书给所有的代表。

如果总会长本身认为被要求召开的特大是极为迫切的，他可指示总秘书发出不少过七天的较短期限的开会通知书。

同时，任何这种较短期限的开会通知书，须获得中央代表大会的议决案加以核准。

32. 中央代表大会的三分之一代表可以构成根据章程第30.2或30.3条款下要求召开特大的足够法定人数。如果在根据章程第 30.2或 30.3下召开特大的日期、时间和地点，在会议规定开会时间后的卅分钟内，还没有足够的法定人数，那么，该所要求召开的特大必须视为流产会议。但该不足法定人数将不能导致有足够法定人数时所进行的会议程序无效。
33. 代表大会包括以下成员：
 - 33.1 现任的中央委员会委员；
 - 33.2 根据第67条款区会大会所选出之代表；
 - 33.3 国会议员和州议员；
 - 33.4 所有州联络委员会主席、州团团团长及州妇女组主席（若未居前述职位内）；
 - 33.5 所有区会主席（若未居前述职位内）。
 - 33.6 所有区团团长（若未居前述职位内）；
 - 33.7 所有区会妇女组主席（若未居前述职位内）。
34. 本党之州秘书、区会秘书、支会主席和支会秘书，如果不是代表大会的代表，可以申请以观察员的身份列席代表大会，不过没有其他权利。
35. 如果得到至少三分之二的出席代表，在中央代表大会上投票批准，中央代表大会可以革除任何党职员（不论是由区会代表所选出或是委任者）。

36. 另受章程第32条款约束以外，任何时刻至少有二百名或三分之一的中央代表出席会议，以最少数目为准，可构成召开中央代表大会的足够法定人数。
37. 中央代表大会在不损害本章程所授予的一般性职权之下除了拥有中央、区会及支会委员会的各项权力外，还可拥有以下权力：
 - 37.1 管制其本身之开会程序，指示、管理及控制党务，并代表党行事；
 - 37.2 准许具有与本党相同宗旨之任何团体成为本党之附属团体，并在基于本党利益而认为需要时加以撤销；
 - 37.3 如果它认为适当的话，它可增加、废除、修改、替换或改变任何本章程内之条文；
 - 37.4 推动或反对立法和其他措施，与政府当局及其他类似机构联络处理一切影响本党党员的事务，或与其他机构或团体在这些事项上取得合作；
 - 37.5 除了修改本章程之权力外，可依照其认为适当之条件，将其全部或部份权力，包括可转授或不可转授之权力，授予中央委员会、会长理事会或任何其他委员会或小组委员会；
 - 37.6 拟定任何规则、条例或细则以管制、指挥、管理及控制党、各级委员会、各级小组以及其他任何在章程下所成立组织之事务；
 - 37.7 处理与本党或党员有关之所有其他事项。

第六章 中央委员会

组织、职务和权力

38. 中央委员会由下列成员组成：
 - 38.1 总会长；
 - 38.2 署理总会长；
 - 38.3 总秘书；
 - 38.4 六位副总会长，包括马青总团长和全国妇女组主席在内；
 - 38.5 总财政；
 - 38.6 组织秘书长；
 - 38.7 副总秘书；
 - 38.8 副总财政；
 - 38.9 副组织秘书长；
 - 38.10 廿五名委员，由区会代表从中央代表中选出；
 - 38.11 不超过八名由总会长委任之委员。

39. 在代表大会的授权和指示下，中央委员会负责管理本党之事务。中央委员会可以代表党代表大会采取任何行动，包括普通或特殊之事项，但是它必须尽速向代表大会报告其活动之情况。

40. 若总会长因任何理由停职，将由署理总会长出任总会长职位，一直到下届党职员选举时为止。而署理总会长的空缺将由其余的中委中，选出一人填补。他将担任署理总会长职位，直到下届党职员选举时为止。
41. 如果超过三分之二或更多的中央委员会委员同时停职，剩下的委员将在该事件发生的三天内，在他们当中选出一人，在最短的时间内，即最迟不能超过该事件发生后的卅天内，选出根据章程第21条款的新党职员。其余的中委必须负责管理党务，直到新中委会产生为止。但不能阻止任何前中委被重选连任。
42. 任何中央委员会委员辞职，须以书面说明理由并提呈给总秘书。在接获辞职信后召开的会议中，中央委员会必须考虑其辞职。当被选出的任何中委在任何理由下停职时，中央委员会可委任他人填补其空缺，直到下届党职员选举时为止。
43. 中央委员会必须至少每两个月举行一次会议，或随时由总会长指示召开，或由至少三分之一的中央委员会委员提出正式要求召开。
44. 中央委员会开会之足够法定人数，在任何时候至少须有十二名出席才属生效。
45. 在不损害本章程所赋予的一般性权力，同时须受章程第37条款之约束外，中央委员会拥有下列权力：
 - 45.1 拟定一般原则、政治纲领及政策，包括经济、教育、福利与社会政策；
 - 45.2 随时成立它认为适合之委员会或小组委员会，以处理任何特定事务；

- 45.3 为各级委员会或小组委员会制定其认为适合之工作条件，以及制订所须要之条例，以推行任务；
- 45.4 随时制订它认为需要之选举委员及职委细则，或为达致本党目标所需要之细则，以推行各级之党务。但此种细则不能违反章程；
- 45.5 推动、准备、并实现可达致本党目标之计划；
- 45.6 在关系本党或党员的利益的任何问题上，代表本党提出意见；
- 45.7 聘任所需要之职员、书记及职工，并确定他们的责任及职务；做出停职或革职之决定，或必要时分配其工作，以及根据情况需要，决定他们的薪俸、津贴、奖励金或其他特别的福利；
- 45.8 为达致本党之宗旨，筹募、鸠收或接受任何捐款、金钱或物品之捐献；
- 45.9 另受限于章程第150条款之外，从事购买、租用、租出或以其他方式获得任何种类之动产或不动产，及售卖、交换、按揭、或以其他方式脱售，或处理任何动产或不动产，进行有抵押或无抵押借款，包括按揭，以及处理银行来往户口、存款户口及任何透支等，并为此等用途抵押党动产或不动产；
- 45.10 从事印刷及出版报纸、期刊及小册子，以传播与本党宗旨有关事项之讯息；
- 45.11 接受、处理或执行被认为可促进本党宗旨之任何信托基金或赠物；

- 45.12 在州联络委员会的建议下，推荐上议院议员及甄选国会及州议会选举的候选人，并分配候选人选区；
- 45.13 管制、督促与决定一切有关国会与州议会选举的事项；
- 45.14 与在马来西亚境内或境外或马来西亚任何一州的其他机构共同合作、工作、和安排推行不抵触本章程条文之政治事务或其他事项；
- 45.15 挑选党员代表本党参与任何议会或类似之机构；
- 45.16 覆准与批准区会或支会之成立，并确保其活动符合本章程；
- 45.17 督促与管制州联络委员会、区会及支会的活动，以促进其党务；
- 45.18 进行调解本党内部或附属团体/党员内部或两者之间可能发生之任何纠纷；；
- 45.19 向代表大会建议解除任何中央委员会委员之职务；
- 45.20 向代表大会会议提呈一份常年报告书，列述过去一年之活动及进展，同时提呈已被中央委员会稽查及核准的财务报告；
- 45.21 适时寄发有关代表大会会议的所有文件给州联络委员会、区会和支会；
- 45.22 履行本章程规定之外的会议常规、规则、条例及细则，以及执行代表大会之议决案。采取党纪律，及所有需要之步骤，以确保遵守这些规定，包括暂停或开除党员或附属团体/党员之党籍，或暂停或解散州联络委员会、区会或支会；

- 45.23 依照它认为适当之条件，将全部或部份权力，包括能转授或不能转授之权力，授予任何指定之个人或团体，以进行普通或特定事务；
- 45.24 采取它认为适当的任何纪律行动，以对付任何党员、小组委员会、委员会、支会、区会、州联络委员会，任何党负责人或雇员。如果该名党员是根据章程第20和38条款在党职员选举中被选出，中央委员会则不能暂停或开除其党籍，除非出席会议的三分之二的中委同意暂停或开除其党籍；
- 45.25 采取本条款没有特别列入的所有其他步骤，以便有效的执行本章程的条款或维护党的一般利益。

第七章 会长理事会

组织、职务和权力

- 46 . 会长理事会由中央委员会委员组成，会长理事会成员包括总会长、署理总会长、全部副总会长、总秘书、总财政、组织秘书长以及在总会长绝对权限内所委任不超过十名的委员，总会长可以在他认为适当时终止这项委任。
- 47 . 在不妨碍本章程所赋予的一般性权力之下，会长理事会在代表大会和中央委员会的授权和指示下负责本党的行政事务，它必须视为已获授予及转授及赋予章程第37.5条款下代表大会，以及第45.23条款下中央委员会的权力。它有权转授和处理一般和个别事务，在下一次中央委员会之会议报告其活动。当总会长提出要求时，会长理事会必须召开会议，所给予的开会通知，必须不少过廿四小时。

特别事务局

48. 本党可在总部设立一个或多个特别事务局，每一个特别事务局之组织及权力，须在其成立之际以书面加以规定。

第八章 临时委员会及小组委员会

组织、职务和权力

49. 在不妨碍本章程所赋予的一般性权力之下，代表大会或中央委员会可以随时成立临时委员会或小组委员会，每一个临时委员会或小组委员会之组织、职务及权力，必须在其被委任时以书面加以规定。

第九章 元老理事会

组织、职务和权力

50. 总会长可以随时与中央委员会磋商后，委任党员组成元老理事会，总会长可以在他认为适当时终止这项委任。
51. 元老理事会之任务是就本党重要事务向总会长提供意见。

第十章 州联络委员会

组织、职务和权力

52. 中央委员会须在马来西亚各州，成立一个州联络委员会，拥有监督该州内之区会及支会的特定权力。

53. 州联络委员会包括下列成员：
 - 53.1 州主席；
 - 53.2 州署理主席；
 - 53.3 州秘书；
 - 53.4 六位州副主席，其中四名由州主席与州联络委员会磋商后自委员中委任之，其余两名为马青州团长及州妇女组主席；
 - 53.5 州财政；
 - 53.6 州组织秘书；
 - 53.7 州副秘书长；
 - 53.8 州副财政；
 - 53.9 州副组织秘书；
 - 53.10 州内之区会主席，如果他没有担任前述条文所列的职位；
 - 53.11 州内之国会议员及州议员；
 - 53.12 州主席所委任之委员，其数目不能超过廿名。
54. 州主席必须由总会长委任。
55. 州署理主席、州秘书、州财政和州组织秘书必须由州主席在与州联络委员会磋商后委任。
- 55A. 州副秘书长、州副财政及州副组织秘书必须由州主席从州联委会成员之中，经过与州联委会磋商后而委任。

- 55B. 州联络委员会必须委任两名稽查以查核账目。受委任之稽查必须是没有担任州联委会其他职位。
56. 州联络委员会至少每两个月举行一次会议，或由主席、总会长或者至少三分之一的委员以书面正式提出要求召开。
57. 州联络委员会会议之足够法定人数为三分之一的州联络委员会委员。
58. 当州联络委员会举行会议时，如果州主席缺席，州署理主席将主持会议。如果两者皆缺席，必须由出席的委员当中，选出一人主持会议。
59. 州联络委员会之任务、权力及责任如下：
- 59.1 监督及协调州内区会及支会之活动；
- 59.2 作为中央委员会和州内各区会之联络机构，以处理中央委员会指定的任何事务；
- 59.3 协助州内各区会处理有关县议会、市议会、市政厅或其他地方议会和任何其他公共职位人选之委任或选举；
- 59.4 解决因县议会、市议会、市政厅或其他地方议会和任何其他公共职位人选之委任或选举事项所引起之任何争执；
- 59.5 在不违反本章程条款，并在中央委员会事先书面批准之下，与任何机构在政治或其他事项方面合作；
- 59.6 提名党员代表本党参加州级或县级的任何法定组织或类似之机构；

- 59.7 处理党内区会或支会的任何纠纷；
- 59.8 向纪律委员会提呈及建议对州内区会的党员采取开除、暂停或任何其他行动。或是建议对州内的区会或支会采取暂停、解散或其他行动。

州联络委员会办事处及秘书处

60. 州联络委员会之州秘书处必须设于州办事处；
61. 州办事处必须设在该州内之首府或州联络委员会批准之其他地点；
62. 州秘书将是州秘书处的行政职员；
63. 州主席负责管理州秘书处的有效工作，并与州财政联合负责维持该州办事处；
64. 未获得州主席之许可，州秘书处不能聘请受薪职员。

第十一章 区会

组织、职务和权力

65. 有关州联络委员会，在中央委员会的批准之下，必须在每一个国会选区成立一个区会，同时以选区之名称命名之。

除非中央委员会认为不必要坚持此条款或作出修改。

66. 每一个区会必须在任何时期，拥有至少一百名党员，而他们必须是截至上一年十二月卅一日止已缴清会费之有效党员。

67. 每一个区会必须按照以下方式选出代表，若有区会妇女组，其中一名代表必须由区会妇女组大会中选出：
- 67.1 区会党员名册内的首五百名有效党员中选出三名代表；
 - 67.2 区会党员名册内的另一千五百名有效党员中，每三百名选出一名代表；
 - 67.3 区会党员名册内的另三千名有效党员中，每五百名选出一名代表；
 - 67.4 区会党员名册内的另一万名有效党员中，每一千名选出一名代表；
 - 67.5 区会党员名册内的另六千名有效党员中，每三千名选出一名代表；
 - 67.6 区会党员名册内剩余的有效党员中，每五千名选出一名代表，一直到根据本条款选出的代表大会代表总数达最高限额的三十名代表为止；
 - 67.7 每一区会必须为区会妇女组保留一名代表（年龄不超过40岁），该代表必须由区会妇女组大会中选出。如区会妇女组大会未能选出该代表，该代表额必须悬空。若该区会没有妇女组，区会代表大会必须根据第67.1条款，选出所有代表。
68. 另受本章程与代表大会之任何会议常规约束外，区会之权力归属区会代表大会，所有职务之行使，必须在区会代表大会授权与指示之下，由区会委员会执行。
69. 区会代表大会必须每年举行一次，于该年之六月在区会注册地点召开，除非中央委员会另作决定。召开区会代表大会必须发出至少十四天的开会通知书。

70. 区会代表特别大会可在下列情况下随时举行：
- 70.1 区会主席之指示；
 - 70.2 区会委员会至少三分之一的委员以书面提出正式要求；
 - 70.3 区会代表大会至少三分之一在章程第94条款下选出的代表，以书面提出正式要求。
71. 在本章程第70.2或70.3所作出的正式要求，必须提呈予区会主席或区会秘书或区会秘书处，并且必须说明要求召开区会代表特别大会的理由，以及不超过三名提出正式要求者的姓名，以代表全体要求者，以便区会主席或区会秘书可就有关要求，与这三人联络。区会主席或区会秘书或区会秘书处在接获正式要求之后，必须发出适当的通知书给所有在本章程第94条款之下选出的全部代表，通知书须列明召开区会代表特别大会的日期、时间和地点。召开区会代表特别大会的日期不能迟过收到正式要求日期后的廿一天。该通知书里也须详细列出要求召开区会代表特别大会的理由及列明该区会代表特别大会的适当议程。不论基于什么理由，如果在收到该正式要求的五天内没有发出召开区会代表特别大会的通知书，则代表所有要求者的三名人士或其中一人，可以发出所需的开会通知书给所有区会代表大会的代表。

倘若区会主席本身认为该被要求召开区会特别代表大会是极为迫切的，他可以指示区会秘书发出不少过七天的较短期限的开会通知书。

同时，任何这种较短期限的开会通知，必须获得有关区会代表特别大会的议决案加以核准。

72. 区会代表大会的三分之一代表，将构成召开一项区会特别代表大会的足够法定人数。如果在根据章程第70条款，召开的区会代表特别代表大会的日期、时间和地点，在会议规定开会时间后的卅分钟内，还没有足够的法定人数，那么，该所要求召开的区会代表特别代表大会必须视为流产会议。但该不足法定人数将不能导致有足够法定人数时所进行的会议程序无效。
73. 区会代表大会必须包括下列成员：
- 73.1 根据章程第94条款，支会大会所选出的所有代表；
- 73.2 区会所在地的国会议员和州议员。
- 另受章程第72条款的约束之外，区会代表大会会议开始的足够法定人数必须是出席区会大会的五十人或三分之一，以少者为准。
- 73.3 所有支会主席（若未居前述职位）。
- 73.4 所有支团团长（若未居前述职位内）；
- 73.5 所有支会妇女组主席（若未居前述职位内）。
74. 县议员、市议员、市政厅议员、或其他地方议会议员，其选区及所属区域或管辖范围内是在有关区会内者，惟不是在章程第94条款下被选的代表，只能申请以观察员身份出席区会代表大会，而没有其他权利。
75. 如果有至少三分之二出席区会代表大会的代表在区会代表大会上投票通过，便可解除区会委员会任何一名委员的职位。

区会委员会

76. 区会委员会包括下列成员：
- 76.1 区会主席；
 - 76.2 区会署理主席；
 - 76.3 区会秘书；
 - 76.4 六名区会副主席，包括马青区团团团长及区会妇女组主席；
 - 76.5 区会财政；
 - 76.6 区会组织秘书；
 - 76.7 区会副秘书长；
 - 76.8 区会副财政；
 - 76.9 区会副组织秘书；
 - 76.10 不超过十名区会委员，由区会代表大会从区会代表大会的代表中选出；
 - 76.11 不超过五名委任委员，由区会主席委任；
 - 76.12 所有区会属下没有担任上述职位之支会主席；
 - 76.13 区会所在地没有担任上述职位之国会议员、州议员、县议员、市议员、或市政厅市议员。
77. 除了属于马青区团团团长及区会妇女组主席的两名区会副主席及在第76.3、76.5、76.6、76.7、76.8、76.9、76.11、76.12和76.13条款有列述者外，所有区会委员必须在区会代表大会的选举中选出。

78. 区会秘书、区会财政和区会组织秘书必须由区会主席委任，其任期直至其辞职或被区会代表大会以任何理由解除其职位或区会主席本身停职时为止。
- 78A. 区会副秘书长、区会副财政及区会副组织秘书必须由区会主席从区会委员之中作出委任；其任期直至其辞职或被区会代表大会以任何理由解除其职位或区会主席停职时为止。
- 78B. 区会委员会必须委任两名稽查以查核账目。受委任之稽查必须是没有担任区会委员会其他职位。
79. 任何被选出之区会委员，不论基于任何理由而停职，区会委员会将委任其他党员填补其空缺，至下届区会代表大会选举时为止。
80. 当区会主席停职，区会署理主席将担任区会主席职位，至下届区会代表大会选举时为止。区会署理主席留下的空缺，则由区会委员会在其余的委员当中，选出一人填补，他将担任区会署理主席职位至下届区会代表大会选举时为止。
81. 任何区会委员辞职，必须以书面具明理由，向区会主席提出。区会委员会必须在接获该辞职信件后的下一次区会委员会会议中考虑其辞职。
82. 区会委员会必须负责推动区会之党务，并获授权代表区会代表大会执行所有职务，惟必须尽速向区会代表大会报告其活动。
83. 区会委员会每个月至少举行一次会议，或在区会主席之指示下，或三分之一的委员以书面提出正式要求于任何时期召开。
84. 出席区会委员会会议的足够法定人数必须是七名或三分之一，以少者为准。
85. 当区会委员会举行会议时，如果区会主席缺席，区会署理主席将主持会议，如果两者皆缺席，必须在出席的委员当中，选出一人主持会议。

区会委员会之权力和职务

86. 区会委员会之职务、权力及责任如下：

- 86.1 准备区会范围内的县议会、市议会、市政厅或其他地方议会或任何其他公共职位竞选（若有）之宣言，以及遵照中央委员会的指示制订其政策；
- 86.2 建议区会范围内的县议会、市议会或市政厅，或其他地方议会或任何其他公共职位之委任或候选人选或竞选事项，让中央委员会考虑；
- 86.3 推荐人选以成为县议会、市议会或市政厅，或其他特定的地方议会议员，或任何其他特定的公共职位成员或候选人；
- 86.4 除第86.2条款的规定之外，通常也处理和决定与区会范围内的县议会、市议会、市政厅或其他地方议会或公共职位的委任与选举事项等问题；
- 86.5 在中央委员会事先书面批准下，与区会内任何政党或机构进行不违反本章程的政治或其他事项的合作；
- 86.6 向纪律委员会提呈和建议对区会内任何党员采取开除、暂停或其他行动，或是建议对区会内的任何支会采取暂停、解散或其他行动；
- 86.7 委任党员代表本党参与有关选区内之部门组织或类似之机构；
- 86.8 如有需要，向中央委员会建议在其区会内成立支会，并协调其活动，以符合本章程之规定；

- 86.9 协调区会内可能发生之党内纠纷；
- 86.10 向区会代表大会建议解除区会委员之职务；
- 86.11 把过去一年区会活动和进展的常年报告书提呈给区会代表大会，及提呈一份由区会委员会正式稽查和通过截至上一年十二月卅一日为止的账目报告；
- 86.12 把有关区会代表大会的任何会议文件，适时寄发给中央委员会、党总部及有关的州联络委员会、该区会内的所有支会主席和所有支会秘书及区会党员名册中所列出的每一名党员。这些文件包括上一年的区会活动和进展报告，以及区会委员会所正式稽查和通过截至上一年十二月卅一日为止的账目报告；
- 86.13 遵照和履行本章程的条款、会议常规、规则、条例和细则，并采取适当行动贯彻此目标。

区会办事处及秘书处

87. 区会委员会的区会秘书处必须设于区会办事处。
88. 区会办事处可设于区内任何由区会委员会批准之地方。
89. 区会秘书，必须是区会秘书处之行政职员。
90. 区会主席、区会署理主席、区会秘书、区会副主席、区会财政、区会组织秘书、区会副秘书长、区会副财政及区会副组织秘书须共同负责维持该区会秘书处。

91. 除非本章程内另有规定或中央委员会另作指示，在未获得区会主席的批准下，区会秘书处不能聘请受薪职员。

第十二章 支会

支会之成立

92. 在征询区会委员会之后，以及在中央委员会批准下，至少需有五十名党员，才可在有关地区成立支会。
93. 支会之成立必须经中央委员会正式覆准及承认。
94. 每一个支会必须按照以下方式选出代表，若有支会妇女组，其中一名代表必须在支会妇女组大会中选出；
- 94.1 在支会党员名册内的首五十名有效党员中选出三名代表；
- 94.2 在支会党员名册内的另一百五十名有效党员中，每廿五名选出一名代表；
- 94.3 在支会党员名册内的另三百名有效党员中，每五十名选出一名代表；
- 94.4 在支会党员名册内的另九百名有效党员中，每一百名选出一名代表；
- 94.5 在支会党员名册内的另六百名有效党员中每三百名选出一名代表；
- 94.6 在支会党员名册内剩余的有效党员中，每五百名选出一名代表，一直到根据本条款选出的区会代表大会代表总数达最高限额的三十名代表为止；

94.7 每一支会必须保留一名代表给支会妇女组（年龄不超过40岁），该代表必须由支会妇女组大会中选出。若支会妇女组大会未能选出该代表，该代表额必须悬空。

若该支会没有妇女组，支会必须根据第94.1条款，选出所有代表。

95. 另受本章程及会议常规之约束外，支会权力归属支会大会，所有职务之行使必须由支会委员会在支会大会授权与指示下推行。

96. 支会大会必须每年举行一次，于该年之四月在支会注册地点召开，除非中央委员会另作决定。召开支会大会必须发出至少十四天之开会通知书。

97. 支会特别大会可在下列情况下随时举行：

97.1 支会主席之指示；

97.2 支会委员会至少三分之一的委员以书面提出正式要求；

97.3 支会大会至少三分之一党员提出书面要求。

98. 在本章程第97.2或97.3所作出的正式要求，必须提呈予支会主席或支会秘书或支会秘书处，并且必须说明要求召开支会特别大会的理由，以及不超过三名提出正式要求者的姓名，以代表全体要求者，以便支会主席或支会秘书可就有关要求，与这三人联络。支会主席或支会秘书或支会秘书处在接获正式要求之后，必须发出适当的通知书给所有在支会党员名册中的所有有效党员。通知书须列明召开支会特别大会的日期、时间和地点。召开支会特别大会的日期不能迟过收到正式要求日期后的廿一天。该通知书也须详细列出要求召开支会特别大会的

理由及列明该支会特别大会的适当议程。不论基于什么理由，如果在收到该正式要求的五天内没有发出召开支会特别大会的通知书，则代表所有要求者的三名人士或其中任何一人，可以发出所需的开会通知书给支会党员名册中的所有有效党员。

若支会主席本身认为该被要求召开的支会特别大会是极为迫切的，他可以指示支会秘书发出不少过七天的较短期限的开会通知书。

同时，任何这种较短期限的开会通知，必须获得有关支会大会的议决案加以核准。

99. 支会党员名册的三分之一有效党员，将构成召开支会特别大会的足够法定人数。如果在根据章程第97条款，召开的支会特别大会的日期、时间和地点，在会议规定开会时间后的卅分钟内，还没有足够的法定人数，那么，该所要求召开的支会特别大会必须视为流产会议。但该不足够法定人数将不能导致有足够法定人数时所进行的会议程序无效。
100. 支会大会必须包括有关支会党员名册中所有已缴清会费之有效党员。在受本章程第99条款的约束下，任何支会大会的足够法定人数必须是有关支会党员的廿五名或三分之一，以少者为准。
101. 如果有至少三分之二出席支会大会的党员在支会大会上投票通过，便可解除支会委员会任何一名委员的职位。

支会委员会

102. 支会委员会包括下列成员：
 - 102.1 支会主席；
 - 102.2 支会署理主席；

- 102.3 支会秘书；
 - 102.4 三名支会副主席，包括马青支团团长和支会妇女组主席；
 - 102.5 支会财政；
 - 102.6 支会副秘书长；
 - 102.7 支会副财政；
 - 102.8 不超过十名或不少过五名委员，他们是在支会大会选举中，在党员中选出；
 - 102.9 不超过五名委任委员，他们由支会主席委任。
103. 除了马青支团团长及支会妇女组主席两名支会副主席及在条款第102.3、102.5、102.6、102.7及102.9之下受委的职位之外，所有支会委员必须在支会大会的选举中选出。
104. 支会秘书和支会财政必须由支会主席委任，其任期直至其辞职或被支会大会以任何理由解除其职位或支会主席本身停职时为止。
- 104A. 支会副秘书长和支会副财政必须由支会主席从支会委员之中委任；其任期直至其辞职或被支会大会以任何理由解除其职位或支会主席停职为止。
- 104B. 支会委员会必须委任两名稽查以查核账目。受委任之稽查必须是没有担任支会委员会其他职位。
105. 任何被选出之支会委员，不论基于任何理由而停职，支会委员会将委任其他党员填补其空缺，直至于下届支会大会选举时为止。

- 105A. 当支会主席停职，支会署理主席将担任支会主席职位，直至下届支会大会选举时为止。支会署理主席遗留下的空缺，则由支会委员会在其余的委员当中，选出一人填补，他将担任支会署理主席，直至下届支会大会选举时为止。
106. 任何支会委员要辞职，必须以书面具明理由，向支会主席提出。支会委员会必须在接获该辞职信件后的下一次支会委员会会议中考虑其辞职。
107. 支会委员会必须负责推动支会之党务，并获授权代表支会大会执行所有职务，惟必须向支会大会报告其活动。
108. 支会委员会必须每个月至少举行一次会议，或在支会主席之指示下，或三分之一的委员以书面提出正式要求下于任何时期召开。
109. 出席支会委员会会议的足够法定人数必须是七名或三分之一，以少者为准。
110. 当支会委员会举行会议时，如果支会主席缺席，支会署理主席将主持会议，如果两者皆缺席，必须在出席的委员当中，选出一人主持会议。

支会委员会之权力和职务

111. 除非区会委员会另作其他之授权或指示，支会委员会之职务、权力及责任如下：
 - 111.1 在区会委员会事先书面批准下，与任何政党或社团进行不违反本章程的政治或其他事项的合作；
 - 111.2 向支会大会建议解除任何支会委员会委员之职位；

- 111.3 把有关支会大会的任何会议文件，适时寄发给区会委员会及支会党员名册中的每一名有效党员。这些文件包括上一年的支会活动和进展报告，以及支会委员会所正式稽查和通过的截至上一年十二月卅一日为止的账目报告；
- 111.4 向区会代表大会建议有关本章程或会议常规之任何修正案，或建议支会委员会，为配合当前政治、社会、经济或文化局势需要展开的政策与计划；
- 111.5 向纪律委员会提呈和建议对支会党员采取开除、暂停或其他行动；
- 111.6 遵照和履行本章程的条款、会议常规、规则、条例和细则或代表大会的指示，并采取适当行动贯彻此目标。

支会办事处及秘书处

112. 支会委员会之支会秘书处必须设于支会办事处。
113. 支会办事处可设于支会委员会所批准之任何地点。
114. 支会秘书必须是支会秘书处之行政人员。
115. 支会主席、支会署理主席、支会秘书、支会副主席、支会财政、支会副秘书长和支会副财政必须共同负责维持该支会秘书处。
116. 未取得支会主席批准，支会秘书处不可聘请受薪职员。

第十三章 代表

代表之选派

117. 每名出席代表大会之代表，年龄不能少过廿一岁，且须在选举日期时拥有不少过三年党龄。
118. 两名由附属团体委派之观察员，必须为该机构之合格会员或职委。
119. 无论选出党内任何等级之代表，其代表之身份，在该级中不能超过一个。

第十四章 参加竞选之候选人

无资格当候选人之党员

120. 任何一位党员在下列情况下没有资格成为党、国会、州议会或地方政府的竞选候选人及/受委担任任何公职：
 - 120.1 如果他党龄不足三年；
 - 120.2 如果他在退党后重新入党，受到中央委员会所规定的期间约束；
 - 120.3 如果他在本章程任何条款下，丧失资格；
 - 120.4 如果他为本党全职受薪职员。
121. 基于特别理由，总会长有权力豁免有关党员不受第120条款的约束，但此特别理由必须提呈给中央委员会。

122. 党员只有在获得总会长签署的提名证后，才能成为国会、州议会或地方政府选举之候选人，因此才能得到党及任何与党合作的组织所支持。

第十五章 党纪律

纪律委员会、其权力及规章等

123. 本党必须成立一个纪律委员会，由中央委员会所委任的五名成员组成，以便向会长理事会针对党纪事项提供意见。
- 123A 纪律委员会所采取的行动程序必须由会长理事会提出或根据章程第59.8, 86.6 或111.5条款而进行。会长理事会提出或根据章程第59.8、86.6 或111.5条款的投诉必须以书面提呈；而纪律委员会在接获有关的书面投诉或要求之后，必须对有关的投诉进行询问与调查。
- 123B 纪律委员会主席可以邀请任何负责有关法律事务的局主任或任何人士出席，以协助该委员会的所有调查程序。
124. 在不影响本章程第123条款的一般权限之下，纪律委员会必须处理以下事项：
- 124.1 暂停、开除党籍或采取任何其他行动对付任何党员，基于其言论、行动或行为上有违反、损害、不利或影响本党政策或利益，或任何以党利益为前提的理由；
- 124.2 暂停、解散或以任何其他行动对付任何小组委员会、委员会、支会、区会或州联络委员会，基于其行政无方、违反章程，或对于本党的宗旨和政策有妨害，或任何以党利益为前提的理由；

- 124.3 暂停、开除或以任何其他行动对付党负责人或党雇员，基于其失职、欺诈、无能、违抗训令、拒绝遵行中央委员会的决定，或任何以党利益为前提的理由。
125. 纪律委员会必须把它所作的调查结果和提出的意见，以书面提呈予会长理事会。会长理事会在考虑纪律委员会的调查结果和意见之后，必须决定所要采取的适当纪律行动。在纪律委员会向会长理事会提呈其报告书时，它也必须把一份副本交给受到该调查结果和意见所影响的党员或有关组织。
126. 暂停、开除或解散的谕令，必须由总秘书签署；
- 126.1 在接获开除令后，该名党员党籍必须被终止；
- 126.2 在接获暂停令或解散令之后，受该命令影响的组织必须停止其活动。如果是解散令，总会长必须训示如何处理该组织的债务和资产以及结束事宜。在受到要求下，该组织的职务必须将所有记录、文件、图章、印章、现款、家具和任何形式的资产呈交给总会长。
127. (撤销)。
- 127A. 受影响的党员或组织的任何职委，对会长理事会的决定不服，可以向中央委员会提出书面上诉，先决条件是总秘书须在受影响的党员或组织职委，在收到会长理事会以双挂号邮件寄发的决定后的十四天内，接到该项上诉要求。
128. 中央委员会对有关纪律事项所作出的决定，将是最后和决定性，不能向任何法庭提出诉讼。

129. 一位党员或组织的职委在受到纪律行动制裁时，不能对采取行动的中央委员会、会长理事会或纪律委员会的任何成员，向任何法庭提出诉讼。

第十六章

党员名册、党员证及党徽

党员名册、委员会及大会等

130. 各区会及支会秘书处必须保存各自区会及支会所有党员之名册。党员名册必须分别称为「区会党员名册」及「支会党员名册」。
131. 党总部必须保存一份本党全体党员名册，此名册称为「本党党员总名册」。

任何党员可向总秘书申请检查党员总名册、区会党员名册和支会党员名册，但其申请必须是善意的。

132. 每一个支会秘书处必须定时每年或随时修正支会党员名册，使党员的地址和其他详情切合现况，并确保区会秘书处和党总部也相应拥有详情相符的区会党员名册和本党党员名册。

党员证

133. 每一名有效党员有权获得一张党员证。
134. (撤销)。

党徽

135. (撤销)。

136. (撤销)。

第十七章 财政及产业

经费之来源

137. 本党之经费必须以下列方式获得：

137.1 会费；

137.2 捐款；及

137.3 由本党中央委员会随时核准的其他经费来源。

138. 财政年度是一月一日至十二月卅一日。

139. 各支会、区会及州联络委员会秘书处，必须向总部提呈其常年报告书及经过稽查与被通过的账目报告书。

140. 在总财政的要求下，每一州、区及支会财政必须将其州联络委员会、区会或支会之每半年收支报告表及资产负债表呈交总财政。

141. 一名党员必须通过其支会将代表大会与时调整之会费寄交总部，此会费可根据由中央委员会随时决定之期限内缴纳。

142. 国会议员、州议员或其他各级议会议员或担任由中央委员会委任职位的本党党员，必须按时缴交由中央委员会所规定的款项，如果该党员拒绝或没有缴纳，中央委员会有绝对之权力采取适当之行动。

143. 在第137条款下收到的全部或部份会费，可由总部随时遵照中央委员会批准之方法和数目分配予各州联络委员会、区会或支会。
144. （撤销）。
145. 基于特殊目的，代表大会可通过议决案向党员征收特别捐款或费用。

本党资产和本党款项之保管

146. 因受限章程第150条款下规定之党内各级组织有权自由使用它所获得的资产，所有各种产业将属本党或本党各级有关的组织拥有，并依其决定处理之。所有的不动产必须由本党或本党各级有关的组织拥有并注册于它们的名下。除非获得中央委员会的书面批准，才能进行这些不动产的买卖。

目前所有由信托人拥有或注册在信托人名下的不动产，必须转换为注册于本党或本党各级有关的组织名下，日期由中央委员会另行决定。

147. 所有党内钱财，除了流动现金之外，必须存放在有执照之金融机构，或者国家储蓄银行。总部之户口、所有支票或支款表格，须由至少两名经中央委员会授权之人士签署。在州联络委员会、区会及支会名义下之户口，则由各有关州联络委员会、区会或支会委任的两名人士签署。
- 147A. 除了支票及现款，任何电子支付均可接受作为总部、州联络委员会、区会及支会来往进支账的方式。

148. 现有的支会、区会或州联络委员会的现款及其他动产，必须按本党或本党各级有关的组织随时所做的决定处理。现有的信托人及/或目前掌管这些现款或其他动产的人士，必须遵循本党或本党各级有关的组织所做的决定，把现款或其他动产移交给有关人士或按他们所决定的其他方式处理之。不过，当支会、区会或州联络委员会暂停活动时，这些现款及其他动产由中央委员会掌管。
149. 支会、区会或州联络委员会被解散后或因任何理由而不复存在，它所有的款项、土地、建筑物及其他产业必须归中央委员会所有。

信托委员会

150. 党总部、任何州联络委员会、区会或支会，可根据有关的交易法律，以购买或以其他方式获取或处理土地、建筑物与其他产业，不论动产或不动产，也可以抵押、转让或以其他方式处理这些土地或建筑物或其他产业。如果属于不动产的买卖，必须符合第146条款的规定。但是，党总部在抵押它所拥有的土地、建筑物或其他产业，所要获取的贷款总额和/或所负之债额，其数额不能超过代表大会预先批准之限额。
151. 依据各级组织内所需要处置的产业，中央委员会、州联络委员会、区会委员会或支会委员会可以委任年龄超过廿一岁的本党党员为产业信托人。所有被委任的信托人，除中央委员会本身所委任者外，必须获得中央委员会的核准。
152. 本党必须保障第151条款下被委任之信托人，他们必须执行所赋予之职务，而非恶意所导致损失，否则党须补偿之。

153. 每位信托人将任职直至他逝世、辞职或被有关委任他的组织以任何理由解除其职位时为止。当任何信托人停止其职务时，必须据实呈报给有关委任他的组织，以便采取填补其空缺之行动。

稽查

154. 中央委员会必须委托一间拥有专业机构注册的会计公司审核总部之账目。
155. 州联络委员会、区会委员会及支会委员会必须根据55B, 78B和104B条款须委任两名党员查核账目。账目报告书须连同稽查报告书提呈中央委员会。受委任之稽查须继续担任其职位直到自行辞职或被委任他的组织停止其职位为止。
156. 中央委员会可随时检查州联络委员会、区会或支会之账目。

第十八章 普通条款

各种会议之缺席及其他

157. 支会、区会、州联络委员会或中央委员会的任何一名委员，连续三次缺席会议，此行为事实上已具停止成为委员会成员之意，除非他在他所缺席的第三次委员会会议召开后的七天内，向其所属的委员会提出书面上诉，说明他缺席的理由，以让委员会作出考虑。上述委员会在本条款下针对此事项所作出的决定，将是最后和决定性的，即不可在法庭提出诉讼。有关空缺，将被当作是一般辞职而加以填补。

158. 在本章程下被授权或赋予责任办理任何事项之人士，如果由于任何原因不能或不願或疏于完成任务，授权当局或有关组织（或无此委员会者，则中央委员会）可以自行负起该任务或另委任它认为适当之人士取代。

本党债务之限制

159. 未经中央委员会书面批准及授权，本党不负责以党名义所达成之任何合同或招致之债务。中央委员会可以授权或以书面授权其认为适当之人士，批准其以本党名义负债。

会议之足够法定人数

160. 除非另有规定，任何召开会议之足够法定人数，必须是有权参加会议党员的三分之一。倘若会议规定开始后的卅分钟尚无足够之法定人数，该会议将展延一星期而按照开会通知书所列明的同样地点与时间举行，该展延的会议也必须要有至少7名的法定人数，否则将被视为无效。

会议常规

161. 任何代表大会会议常规将被视为本章程的一部份，而且具有同等的意义和权力。
162. 会议常规在必要时可由中央委员会会议决策制订，而现有常规可经中央委员会加以修订或作废。
163. 任何代表大会的常规可被州联络委员会会议、区会大会或支会大会采用。

制订条文、召开会议、委任及罢免委员的一般权力

164. 任何党职员、职委、委员会或小组委员会的决定或行动与中央委员会的决定或行动有不一致或抵触时，则必须以中央委员会为准。中央委员会对决定或行动有不一致或抵触的党职员、职委、委员会或小组委员会所作出的决定，是最后和决定性的，不能针对此决定在任何法庭提出诉讼。
165. 代表大会议长、任何大会、州联络委员会、临时委员会或小组委员会主席，必须是有关会议的主持人，因此可召集并主持会议。但是，总会长可召开党组织内任何之会议。上述会议之通告将以书面列出会议议程。除非党章另有规定，不然，发出开会通知书的期限必须根据下列规定：
- 165.1 任何代表大会的召开，至少要有廿一天通知；
- 165.2 任何区会代表或支会大会，至少要有十四天通知；
- 165.3 任何委员会（不论中央委员会、州联络委员会、区会委员会或支会委员会）与临时委员会或小组委员会，至少要有七天通知。
- 除非总会长或有关之主席，基于紧急原因，并认为有需要，可以在本条款规定下发出较短的通知时间。但不能少过所规定的时间之一半。
- 同时，该召开会议的较短时间通知必须获得会议决议案加以核准。
166. 除非在本章程另有规定，获得章程授予委任权的任何人或团体，也有终止该项委任的权力。

党员、职员及顾问之任期及先决条件

167. 除非在本章程另有规定，所有被选出或被委任的党职员和职委在章程下将留任至取代他们职位的新党职员或职委正式被选出或被委任为止。党选必须在全国大选后的6个月内，或距离上一次党选不少过36个月启动，视何者较晚。如果任何支会或区会在本章程规定的日期里没有举行选举，总会长或其委任之一名成员，将有权力召开会议进行选举。如果中央代表大会不能在以上所规定时间召开，来自十五个不同区会的中央代表，可以书面要求总秘书召开会议进行选举，给予至少卅天的开会通知，并列明开会的地点、日期及时间。
- 167A. 卸任的党职员必须在各级选举举行后的七天内，将党的一切产业、文件及帐簿移交予新届的党职员及其委员会。

党选的成绩正式公布之后，卸任的党职员立即停止代表党各级发出或签署任何支票或文件或处理任何党的事务。

章程之修改

168. 本章程第37.3条款下代表大会权力之行使，须由出席之代表以至少有三分之二多数票通过的一项议决案执行之；但是：
- 168.1 该建议的修正条文必须在中央委员会或区会代表大会上通过；
- 168.2 必须在召开代表大会日期前的不少过十四天，把建议的修改条文，以书面通知总秘书；

总秘书在收到该项通知书后，必须在召开代表大会日期前不少过七天，把建议的修改条文通知代表大会的所有代表。代表大会所通过的任何条文，由社团注册官批准该日起生效。

投票

169. 在本党组织内任何会议的投票，必须是以举手表决。每一名党员只能有一票，唯有会议主席可以在选举成绩出现平票的情况下投下额外的一票。如果出席者中有至少三分之一投票通过要求，则必须进行秘密投票。
170. 在本章程规定下之投票所有废票或空白选票，不能计算为一票。

如根据章程条款的任何程序或行动而需要发出通知书，有关程序或行动之有效性，不能只因被通知之任何党员未能接到该项通知而受影响，除非该项遗漏已影响到有权投票的党员人数达致四分之一以上，或是故意安排而严重地影响开会的程序或行动的结果。

复决投票（公投）

171. 不论本章程其他条款如何规定，中央委员会可以要求全体党员以复决投票(公投)方式决定任何事项。

文件之寄发

172. 除非在本章程另有规定，依据本章程及本章程的条文、会议常规、规则、条例及细则，任何需要寄给任何党员或机构的任何文件，将以普通或挂号邮寄或任何电子通讯软件寄发或传送给党员，以此种方式送出或寄发将被当作已经寄到。

诠释

173. 除非与主题及内容不符合，本章程内的：
- 173.1 「党员」必须解释为已登记为本党的普通党员、永久党员或名誉党员，其名字列入存在本党总部的党员总名册内；
 - 173.2 「职委」必须解释为任何委员会、州联络委员会、临时委员会、小组委员会和会长理事会的成员，同时包括代表大会的代表；
 - 173.3 「党职员」必须解释为在本章程第20条款下，被选出或被委任的成员；
 - 173.4 「州」必须解释为马来西亚任何一州或代表大会可决定的同等地区；
 - 173.5 「国会议员」必须解释为国会上议院或下议院之议员；
 - 173.6 单数字义可包括复数字义，男性字义也可包括女性字义。
174. 如果对本章程或会议常规、规则、条例及细则于诠释上或文字上有任何争论，中央委员会之决定将是最后之决定，不能在法庭提出诉讼。
175. 任何党员，在未诉诸由本章程所提供的所有途径或补救之前，就本党、或本党授权的任何人士、或由本章程或依据本章程制定的任何规则或条例授权，对本章程、规则或条例、或有关本党任何事务的诠释所作的决定，而通过法庭针对本党采取任何法律行动、诉讼或控诉，必须立即终止成为本党的一名党员，并被视为已被立即终止被选及/或受委出任的任何公职或党职。

第十九章 马青团及妇女组

成立

176. 本党可分别成立马青团与妇女组，其组织、职务与权力将依据中央委员会在本章程第162及163条款下所随时制订及通过之会议常规、规则、条例与细则而定。

第二十章 过渡性条文

党职员和党职委

177. (撤销)。

第二十一章 党校

党校

178. 设立党校以培训党员。

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PART I

NAME

1. This Party shall be known as the Malaysian Chinese Association.
2. This Constitution may be cited as the Constitution of the Malaysian Chinese Association (M.C.A.).

PARTY HEADQUARTERS AND OTHER OFFICES

3. The headquarters or chief place of business of the Party shall be at No. 163, Ampang Road, 50450 Kuala Lumpur or at such place as may be determined by the Central Committee from time to time and such headquarters or chief place of business shall be called the Malaysian Chinese Association Headquarters.

FLAG, SYMBOL, EMBLEM AND BADGE OF THE PARTY

4. The flag, symbol, emblem and badge of the Party shall be a fourteen (14) point yellow star on a blue background or any other design as may be approved by the Central Committee from time to time.
5. The Central Committee may make rules and regulations for regulating the size, use and other matters connected with the flag, symbol, emblem and badge of the Party.

PART II

AIMS AND OBJECTS

6. The aims and objects of the Party shall be:
 - 6.1 to safeguard and defend the independence and sovereignty of Malaysia;
 - 6.2 to safeguard and uphold the Constitution of Malaysia;
 - 6.3 to uphold and safeguard the system of parliamentary and democratic government on a multi-racial basis;
 - 6.4 to secure and maintain the enforcement of human rights, correction of injustice and help for the under-privileged;
 - 6.5 to ensure the recognition of and the safeguarding of the legitimate rights and interests of Malaysians of Chinese descent and the legitimate rights and interests of all other communities as provided under the Federal Constitution;
 - 6.6 to maintain, foster and promote goodwill and harmony among the citizens of various races in Malaysia so as to ensure the peaceful progress and growth of a strong and united nation;
 - 6.7 to foster, safeguard, advance and secure the political, social, educational, cultural, economic and other interests of Malaysians of Chinese descent by legitimate and constitutional means;

- 6.8 to consider, assist and deal with problems affecting its members as a whole and to take such steps as may be necessary for their welfare and advancement;
- 6.9 to promote the development and utilisation of the economic assets of the country for the benefit of the citizens of country as a whole;
- 6.10 to promote full and equitable employment for all citizens of the country;
- 6.11 to work for and promote a high standard of living by increasing and improving the productivity of the country;
- 6.12 to promote and maintain social justice, economic security and equal opportunities for every citizen of this country;
- 6.13 to encourage, establish and develop co-operative activities;
- 6.14 to work with other political organisations with similar aims and objectives registered within Malaysia so as to encourage the healthy development of party politics;
- 6.15 to promote, preserve and sustain the use and study of the Chinese language, and to ensure that its use, teaching or learning shall not be prohibited or prevented in the context of Article 152 of the Malaysian Constitution; and
- 6.16 generally to do all such acts and things not enumerated in the preceding sub-Articles for the well-being of the Party and its members.

PART III

MEMBERSHIP

7. Membership shall be divided into four (4) categories:
 - 7.1 Ordinary members;
 - 7.2 Life members;
 - 7.3 Honorary members;
 - 7.4 Affiliate members.
8. An honorary member is an ordinary member or a life member who has been so elected by a resolution passed at a meeting of the Central Committee by at least a two-third majority of the members present and voting provided that no ordinary or life member may be elected and honorary member unless he:
 - 8.1 has at the date of his election been continuously a member of the Party for the last seven (7) years;
 - 8.2 has not been at any time the subject of an adverse decision against him in any disciplinary proceedings of the Party; and
 - 8.3 has rendered loyal and meritorious service to the Party.

QUALIFICATIONS FOR MEMBERSHIP

9. Unless otherwise provided in this Constitution, a person may be accepted as a member, if:
 - 9.1 he is a Malaysian citizen of Chinese descent;

- 9.2 he is at least eighteen (18) years of age;
- 9.3 he agrees and undertakes to observe all the rules, regulations, bye-laws and conditions applicable from time to time to such membership, to abide by this Constitution and to adhere to the programmes, principles and policies of the Party; and
- 9.4 he is not a member of nor affiliated to any other political party.

AFFILIATION

- 10. The Party may grant or revoke affiliation status to any organisation / person.
- 11. No organisation / person may be accepted for affiliation unless it satisfies the following conditions:
 - 11.1 that it accepts and agrees to adhere to the programmes, principles and policies of the Party;
 - 11.2 that it agrees to abide by this Constitution and any Standing Rules and Orders of the General Assembly, and all rules, regulations, bye-laws and conditions applicable to affiliated organisations / members from time to time;
 - 11.3 that it submits its Constitution and political programmes for approval by the Central Committee;
 - 11.4 that it pays its yearly subscriptions (if any) as fixed by the General Assembly from time to time;
 - 11.5 that it accepts and supports the conditions for affiliation on such terms as the General Assembly may impose, and agrees to abide by them.

- 11.6 Affiliate Members must be:
- a) a Malaysian citizen of non-Chinese descent;
 - b) at least eighteen (18) years of age;

APPLICATIONS FOR MEMBERSHIP, ADMISSION OF MEMBERS AND SUBSCRIPTIONS

12. Applications for membership, admission of members, payment of subscriptions and all matters pertaining thereto shall be in prescribed forms to be submitted for approval by the Central Committee.
13. Subscriptions shall be payable either at the time a member has been admitted to membership or thereafter as follows:
- 13.1 Ordinary Members:
RM2/- per year ending on 31st December of each or part of the year; or such other sum(s) as the Central Committee may decide from time to time;
 - 13.2 Life Members:
Payable of such sum as the Central Committee may decide from time to time; and
 - 13.3 Affiliated Organisations:
RM100/- per year ending 31st December of each year or part of the year or such other sum(s) as the Central Committee may decide from time to time.
 - 13.4 Affiliate Members:
RM2/- per year ending 31st December of each year or part of the year; or such other sum(s) as the Central Committee may decide from time to time.

Only a member whose subscription is paid up to date shall be deemed to be a member in benefit.

14. No person shall be admitted as a member or if admitted his membership shall cease forthwith, if:
- 14.1 (Repealed)
 - 14.2 he is a person whose name is registered under the Prevention of Crime Act 1959 (Revised 1983) of the States of Malaya or under similar legislation in other States of Malaysia; or
 - 14.3 he is a person in respect of whom an order has been made under sub-section (4) of Section 66 of the Societies Act 1966 or under similar legislation in other States of Malaysia; or
 - 14.4 he is an ex-member whose membership has ceased through expulsion, resignation, or disqualification resignation and has not obtained the prior written approval of the Central Committee.
- 14A. No person shall hold an office, including as a delegate, if;
- 14A.1 he is a person in breach of the Societies Act 1966;

RIGHTS OF MEMBERS

15. Unless otherwise provided in this Constitution, a member, so long as he has not ceased to be a member for any reason, shall be entitled:
- 15.1 to attend and speak at all meetings which he is entitled to attend;
 - 15.2 to vote at all meetings which he is entitled to attend;

- 15.3 to hold such office in the Party to which he may be duly elected or appointed; and
- 15.4 to have access to and to make such reasonable use of such facilities as the Party may provide.
16. Any member who is in arrears of subscription shall lose his rights as a member including the rights to attend or vote at meetings or to hold any office.
17. An affiliated organisation / member shall not be entitled to any rights except to nominate such representatives when called upon by the General Assembly of the Party to do so from time to time to sit in the General Assembly or in any Committee or Sub-Committee for any specific or general purpose. Such nominated representatives of an affiliated organization / member shall not have the right to vote.

WITHDRAWAL OF MEMBERS

18. An ordinary or life member may withdraw his membership by giving notice in writing either to the Secretary-General or to the Branch Secretary of his Branch, who shall report such withdrawal to the Branch Committee, the Divisional Committee and Secretary-General. An honorary member may relinquish his membership by giving notice in writing to the Secretary-General. The notice in writing must be submitted to the Party HQ for processing.
19. An affiliated organisation / member may withdraw its affiliation by giving notice in writing to the Secretary-General to the effect. The Secretary-General shall report such withdrawal to the Central Committee.

PART IV HEADQUARTERS ORGANISATION AND ADMINISTRATION

PARTY OFFICIALS

20. There shall be elected or appointed the following Party Officials:
 - 20.1 The President;
 - 20.2 The Deputy President;
 - 20.3 The Secretary-General;
 - 20.4 Six (6) Vice-Presidents who shall include the National Chairmen of the Youth and Wanita Sections;
 - 20.5 The Treasurer-General;
 - 20.6 The National Organising Secretary;
 - 20.7 The Deputy Secretary-General;
 - 20.8 The Deputy Treasurer-General;
 - 20.9 The Deputy National Organising Secretary;
and
 - 20.10 Thirty-three (33) Central Committee Members.

21. "The President, Deputy President, four (4) Vice Presidents other than the two (2) Vice Presidents who are the National Chairmen of the Youth and Wanita

Section) and twenty-five (25) Central Committee Members shall be elected from amongst the delegates to the General Assembly by the delegates to the Division Assembly and unless sooner removed, shall hold office until the next election of Party Officials but shall be eligible for re-election.”

- 21A. No person shall hold the office of the President for more than nine (9) years from the date he is elected or appointed to or from the date he assumed this office under Article 40 of the Constitution.
22. The Secretary-General, the Treasurer-General and the National Organising Secretary shall be appointed by the President after consultation with the Central Committee.
- 22A. The Deputy Secretary-General, the Deputy Treasurer-General and the Deputy National Organising Secretary shall be appointed by the President from amongst the Central Committee Members after consultation with the Central Committee.
23. Subject to Article 40 hereof, in the event of any elected Party Officials ceasing to hold office due to any reason whatsoever the Central Committee shall have the power to fill the vacancy until the next election of Party Officials.

HEADQUARTERS ADMINISTRATION

24. The Secretary-General shall be deemed to the Party's Public Officer for the purposes of Section 9 (c) Of the Societies Act 1966.

25. The President shall be responsible for the proper administration, management and control of the Party Headquarters. The Presidential Council shall have the power from time to time to make such rules, regulations and bye-laws as it may deem necessary and expedient for the administration, management and control of the Party Headquarters.
26. The Party Headquarters staff shall be of such number and employed on such terms and conditions as the President shall determine after consultation with the Presidential Council.

PART V

THE GENERAL ASSEMBLY

COMPOSITION, FUNCTIONS AND POWERS

27. Subject to the provisions of this Constitution and to any Standing Rules and Orders of the General Assembly, the ultimate authority of the Party is vested in the General Assembly but all executive functions shall be exercised by the Central Committee.
28. The General Assembly shall meet at least once annually.
29. The Annual Meeting of the General Assembly shall be held not later than 31st August in each year unless otherwise postponed by the President but such postponement shall not be to a date later than 31st December of the year in which the annual meeting of the General Assembly is to have been held. The first item on the agenda of every Annual Meeting of the General Assembly when it is a Party Officials Election year shall be the election of the Speaker and

Deputy Speaker of the General Assembly. The Speaker shall be the Presiding Officer of the General Assembly and shall hold office (unless he ceases due to death, resignation or removal by the General Assembly) until the next election of Party Officials but shall be eligible for re-election.

30. An Extraordinary Meeting of the General Assembly may be held at any time:
 - 30.1 if directed by the President; or
 - 30.2 if requisitioned in writing by at least one-third of the members of the Central Committee, or
 - 30.3 if requisitioned in writing by at least one-third of the members making up the General Assembly under Article 33 of this Constitution; or
 - 30.4 If convened pursuant to Article 41 hereof.
31. A requisition under Article 30.2 or 30.3 shall be made to the Secretary-General or lodged with the Party Headquarters and shall state the reasons for wanting an Extraordinary Meeting of the General Assembly as well as the names of not more than three (3) requisitionists representing all requisitionists with whom the Secretary-General or the Party Headquarters may communicate with in respect of the requisition. The Secretary-General on receipt of the requisition shall proceed to issue the appropriate notice to all the members making up the General Assembly under Article 33 of this Constitution giving the date, time and place of meeting. The date for such Extraordinary Meeting of the General Assembly shall not be later than thirty (30) days of the date of receipt

of the requisition. Such a notice shall further state in full the requisitionists' reasons for the requisition and shall set out the appropriate agenda for the Extraordinary Meeting of the General Assembly. Should the notice calling for the Extraordinary Meeting of the General Assembly not be issued for any reason whatsoever within five (5) days from the date of receipt of the requisition, the named requisitionists or any one of them representing all requisitionists may issue the required notices to all delegates to the General Assembly.

PROVIDED that the President if he is of the opinion that the requisitioned Extraordinary Meeting of the General Assembly is one of urgency may direct the Secretary-General to give a shorter notice of not less than seven (7) days.

AND FURTHER PROVIDED that any such shorter notice shall be ratified by a resolution of the General Assembly concerned.

32. One-third of the delegates to the General Assembly shall constitute a quorum for an Extraordinary Meeting of the General Assembly requisitioned pursuant to Article 30.2 or 30.3 hereof. If at the date, time and place of the Extraordinary Meeting of the General Assembly so requisitioned pursuant to Article 30.2 or 30.3 hereof there is not present within thirty (30) minutes of the time scheduled for the start of the Extraordinary Meeting of the General Assembly so requisitioned and is not so present at all times a quorum is required herein the Extraordinary Meeting of the General Assembly so requisitioned shall be aborted but the lack of quorum shall not invalidate any proceedings carried out with a quorum.

33. The General Assembly shall consist of:
 - 33.1 the members of the incumbent Central Committee;
 - 33.2 delegates duly elected by the respective Divisional Assemblies pursuant to Article 67 hereof;
 - 33.3 Members of Parliament and State Legislative Assemblies;
 - 33.4 the Chairmen of all State Liaison Committees, State Youth Chairmen and State Wanita Chairmen (who are not included above);
 - 33.5 the Chairmen of all Divisions (who are not included above).
 - 33.6 the Youth chairman of all Divisions (who are not included above); and
 - 33.7 the Wanita chairman of all Divisions (who are not included above)
34. Members of the Party who are State Secretaries, Divisional Secretaries, Branch Chairmen and Branch Secretaries and who are not delegates to the General Assembly may by application attend meetings of the General Assembly as observers with no other rights whatsoever.
35. The General Assembly may dismiss any Party Official (Whether the said Party Official is elected by the delegates to Divisional Assembly or Otherwise appointed) if approved by at least two-third of the delegates to the General Assembly present and voting at the meeting of the General Assembly.

36. Subject to Article 32 hereof the presence at all times of at least two hundred (200) or one-third whichever is the less of the number of delegates entitled to attend the meeting, shall form a quorum for a meeting of the General Assembly.
37. Without prejudice to the generality of its powers conferred by this Constitution, the powers of the General Assembly shall, in addition to all the powers of the Central, Divisional and Branch Committees, include the following:
 - 37.1 to regulate its own proceedings, direct, manage and control the affairs of the Party and act in the name of the Party;
 - 37.2 to grant affiliation to any organisation having aims similar to those of the Party and to withdraw affiliation if the interests of the Party require it;
 - 37.3 to add, repeal, amend, substitute or alter the Articles of this Constitution as it shall think fit;
 - 37.4 to promote or oppose legislative and other measures, to communicate with public authorities and other kindred bodies on all matters affecting the interests of members and to co-operate with other organisations or bodies in such matters;
 - 37.5 to delegate, with or without powers to sub-delegate and subject to such conditions as it may think fit, all or any of its powers, except the power to effect changes to this Constitution to the Central Committee, the Presidential Council or any other Committee or Sub-Committee; and

- 37.6 to formulate any rules, regulations and bye-laws to regulate, direct, manage and control the affairs and business of the Party, its committees, sub-committees and any other organisation established under this Constitution; and
- 37.7 to deal with all other matters pertaining to the Party or members.

PART VI THE CENTRAL COMMITTEE

COMPOSITION, FUNCTIONS AND POWERS

38. There shall be a Central Committee consisting of:
- 38.1 The President;
 - 38.2 The Deputy President;
 - 38.3 The Secretary-General;
 - 38.4 Six(6) Vice-Presidents;
including the National Chairmen of the Youth
and Wanita Section;
 - 38.5 The Treasurer-General;
 - 38.6 The National Organising Secretary;
 - 38.7 The Deputy Secretary-General;
 - 38.8 The Deputy Treasurer-General;
 - 38.9 The Deputy National Organising Secretary;

- 38.10 Twenty-five (25) members to be elected from amongst the delegates to the General Assembly by the delegates to the Divisional Assembly; and
- 38.11 Not more than eight (8) members to be appointed by the President.
39. Subject to the authority and direction of the General Assembly, the Central Committee shall be the body responsible for the affairs of the Party. The Central Committee may do all acts, either general or specific, on behalf of the General Assembly but it must report its activities to the General Assembly at the earliest opportunity.
40. If the President shall cease to hold office for any reason whatsoever, the Deputy President shall hold that office as President until the next election of Party Officials. The vacant office of Deputy President shall forthwith be filled by the remaining members of the Central Committee electing one of themselves to be Deputy President who shall hold that office as Deputy President until the next election of Party Officials.
41. If two-third or more of the elected members of the Central Committee shall at any time cease to be members of the Central Committee the remaining members shall within three (3) days of the day when that event occurs elect one of themselves to convene at the shortest possible time and in any event not later than thirty (30) days from the date of that event to elect new Party Officials in accordance with Article 21 of Party Constitution. Until a new Central Committee

has been established the remaining members of the Central Committee shall administer the affairs of the Party provided that nothing herein shall prevent the re-election of any ex-Central Committee Members.

42. A member of the Central Committee may resign his office by letter submitted to the Secretary-General giving his reasons. The Central Committee shall consider his resignation at its meeting next after the submission of the letter of resignation. In the event of any of the elected members of the Central Committee ceasing to hold office for whatsoever reason the Central Committee may appoint another to fill the vacancy until the next election of Party Officials.
43. The Central Committee shall meet at least once in every two months or at any time directed by the President or requisitioned by at least one-third of the members of the Central Committee.
44. The presence at all times of at least twelve (12) members of the Central Committee shall form a quorum for a meeting of the Central Committee.
45. Without prejudice to the generality of its powers conferred by this Constitution and subject to Article 37 hereof the powers of the Central Committee shall be as follows:
 - 45.1 to formulate principles, political programmes and policies, including economic, educational, welfare and social policies;
 - 45.2 to establish from time to time such Committee or Sub-Committee as it deems fit to consider and deal with any specific matters;

- 45.3 to mandate such terms of reference for such Committees or Sub-Committees as it deems fit and to make such rules as may be necessary for the conduct of business;
- 45.4 to make such bye-laws for the election of members and Office-Bearers or for carrying on the business of the Party at all levels as it may, from time to time deem necessary for the furtherance of all or any of the objects for which the Party is established, provided always that no such bye-laws shall be inconsistent with this Constitution;
- 45.5 to initiate, prepare and give effect to schemes for the attainment of the objects of the Party or any one of them;
- 45.6 to represent the views of the Party on any matter whatsoever which affects the interest of the party or its members;
- 45.7 to appoint staff including officers, clerks and servants as it may deem necessary and to define their duties and functions, to suspend or dismiss them, or dispense with their services as occasion may require and to determine their salaries, allowances, gratuities, or other privileges as it may from time to time consider necessary;
- 45.8 to raise, collect or receive any donation or contribution in money or in kind for the attainment of the objects of the Party or any of them;

- 45.9 subject to Article 150, to purchase, take on or lease, or licence, or hire or otherwise acquire movable and/or immovable property of any kind, and to sell, exchange, charge, or mortgage or otherwise dispose of or deal with any movable and /or immovable property, borrow money with or without security including the power to mortgage and to operate accounts, current, deposit or otherwise, and any overdraft facilities with any bank and for such purposes to charge or mortgage the Party's movable and immovable properties;
- 45.10 to print and publish newspaper, periodicals and pamphlets for disseminating information on all matters relating to the objects of the Party;
- 45.11 to accept, undertake or execute any trust or gift deemed to further or benefit the objects of the Party or any of them;
- 45.12 to recommend members for the Senate and to select candidates for Parliamentary and State elections taking into consideration recommendations by State Liaison Committees and to allot constituencies to such candidates;
- 45.13 to control, supervise and decide on all matters connected with Parliamentary and State elections;
- 45.14 to co-operate, work and arrange with any other organisation(s) whether in or out of Malaysia or within any State in Malaysia on political or other matters not inconsistent with the provisions of this Constitution;

- 45.15 to select members to represent the Party in any assembly or council or similar bodies;
- 45.16 to confirm and grant recognition to the establishment of a Division or a Branch and to ensure that their activities conform to this Constitution;
- 45.17 to supervise and control the activities and administration of State Liaison Committees, Divisions and Branches so as to promote their well-being;
- 45.18 To settle any dispute which may arise within the Party or with or within an affiliated organisation / member;
- 45.19 to recommend to the General Assembly the removal from office of any member of the Central Committee;
- 45.20 to table before each Annual Meeting of the General Assembly an annual report of activities and progress during the past year together with a statement of accounts which has been duly audited and passed by the Central Committee;
- 45.21 to send to State Liaison Committees, Divisions, Branches in due time all papers pertaining to the meeting of the General Assembly;
- 45.22 to carry out in addition to the provision of this Constitution, the provisions of any Standing Rules and Orders, rules, regulations and by-laws of the Party and decisions of the General

Assembly, and to enforce discipline and to take all steps as are necessary to ensure compliance including suspension or expulsion of a member or an affiliated organisation / member or the suspension or dissolution of a State Liaison Committee, a Division or a Branch;

- 45.23 to delegate with or without power to sub-delegate and subject to such terms and conditions as it deems fit to any specified person or body all or any of its powers to do any acts, either general or specific, on its behalf;
- 45.24 to take whatever disciplinary action it deems fit against a member, Sub-Committee, Committee, Branch, Division, State Liaison Committee any organiser or member of the Party staff PROVIDED that if the member is an elected Party Official pursuant to Articles 20 and 38 hereof, the Central Committee may not suspend or expel him from the Party unless with the support of two-thirds of the Central Committee present at the meeting; and
- 45.25 to take all such other steps not specifically enumerated in this Article for the effective implementation of the provisions of this Constitution or for the well-being of the Party generally.

PART VII PRESIDENTIAL COUNCIL

COMPOSITION, FUNCTIONS AND POWERS

46. There shall be established from amongst the members of the Central Committee a Presidential Council which shall consist of the President, the Deputy President, all Vice-Presidents, the Secretary-General, the Treasurer-General, the National Organising Secretary and not more than ten (10) other members appointed by the President in his absolute discretion, who likewise may terminate such appointment if and when he thinks fit.

47. Without prejudice to the generality of the powers conferred by this Constitution, the Presidential Council shall be the body responsible for the administration of the affairs of the Party under the authority and direction of the General Assembly and the Central Committee. It shall be deemed to have been delegated and sub-delegated by and vested with all the powers of the General Assembly pursuant to Article 37.5 hereof and the Central Committee pursuant to Article 45.23 hereof with powers to sub-delegate and to do any acts either general or specific but it must report its activities to the next meeting of the Central Committee. The Presidential Council shall meet as and when required by the President giving not less than twenty-four (24) hours notice.

BUREAUX FOR SPECIAL FUNCTIONS

48. There may be established at Party Headquarters one or more bureaux for specific functions. The composition, functions and powers of each bureau shall be stated in writing at the time of its establishment.

PART VIII AD HOC COMMITTEES AND SUB-COMMITTEES

COMPOSITION, FUNCTIONS AND POWERS

49. Without prejudice to the generality of the powers conferred by this Constitution the General Assembly or the Central Committee may from time to time establish Ad Hoc Committee(s) or Sub-Committee(s). The composition, functions, and powers of each Ad Hoc Committee or Sub-committee shall be stated in writing at the time of the appointment of such Committee or Sub-Committee.

PART IX COUNCIL OF ELDERS

COMPOSITION, FUNCTIONS AND POWERS

50. The President may, from time to time, after consultation with the Central Committee, appoint members of the Party to form a Council of Elders and may terminate such appointment if and when he thinks fit.
51. The function of the Council of Elders is to tender advice to the President on matters of importance to the Party.

PART X STATE LIAISON COMMITTEE

COMPOSITION, FUNCTIONS AND POWERS

52. The Central Committee may establish in each State in Malaysia a State Liaison Committee with specific powers to supervise the Divisions and Branches in the State.

53. State Liaison Committee shall consist of:
- 53.1 The State Chairman;
 - 53.2 The Deputy State Chairman;
 - 53.3 The State Secretary;
 - 53.4 Six (6) State Vice-Chairmen, four of whom shall be appointed by the State Chairman from amongst the members of the State Liaison Committee after consultation with the State Liaison Committee and the other two (2) State Vice-Chairmen shall be the Chairmen of the State Youth and Wanita Sections;
 - 53.5 The State Treasurer;
 - 53.6 The State Organising Secretary;
 - 53.7 The State Deputy Secretary;
 - 53.8 The State Deputy Treasurer;
 - 53.9 The State Deputy Organising Secretary;
 - 53.10 Divisional Chairmen in the State, if not already included under the foregoing Sub-Articles;
 - 53.11 Members who are Members of Parliament and the State Legislative Assembly whose respective constituencies are within the State; and
 - 53.12 Not more than twenty (20) members shall be appointed by the State Chairman.
54. The State Chairman shall be appointed by the President.

55. The Deputy State Chairman, the State Secretary, the State Treasurer and the State Organising Secretary, shall be appointed by the State Chairman after consultation with the State Liaison Committee.
- 55A. The State Deputy Secretary, the State Deputy Treasurer and the State Deputy Organising Secretary shall be appointed by the State Chairman from amongst the State Liaison Committee Members after the consultation with the State Liaison Committee.
- 55B. The State Liaison Committee shall appoint two members to audit their respective accounts. The members must not hold any other State Liaison Committee positions after being appointed auditors.
56. The State Liaison Committee shall meet at least once in every two (2) months and at any time when requested by the State Chairman or the President or on the written requisition of at least one-third of its members.
57. One-third of the members of the State Liaison Committee shall form a quorum for the conduct of the State Liaison Committee's business.
58. At any meeting of the State Liaison Committee, if the State Chairman shall be absent, the Deputy State Chairman shall chair the meeting, and failing this, the members present shall elect one of themselves to chair the meeting.
59. The duties, powers and responsibilities of a State Liaison Committee shall be:
 - 59.1 to supervise and co-ordinate the activities of Divisions and Branches in the State;
 - 59.2 to act as the liaison body between the Central Committee and Divisions in the state in all matters as may be specified by the Central Committee;

- 59.3 to assist the Divisions within the State in settling matters relating to appointments to the District, Municipal or City Councils or such other local council or any other public office;
- 59.4 to settle any dispute relating to appointments to the District, Municipal or City Councils or such other local councils or any other public office;
- 59.5 to co-operate with any organisation on political or other matters not contrary to the provisions of this Constitution and with the prior approval in writing of the Central Committee;
- 59.6 To nominate members to represent the Party in any statutory Board or similar bodies at State or District level;
- 59.7 to settle any dispute which may arise within the Party at Divisional or Branch level; and
- 59.8 To refer and recommend the expulsion, suspension of and / or any other action against a member of a Division within the State or the suspension, dissolution of and / or any other action against a Division or Branch within the State to the Disciplinary Board.

STATE OFFICE AND SECRETARIAT

- 60. The State Secretariat of the State Liaison Committee shall be established at the State Office.
- 61. The State Office shall be situated in the State capital or at such other place as may be approved by the State Liaison Committee.

62. The State Secretary shall be the administrative officer of the State Secretariat.
63. The State Chairman shall be responsible for the efficient running of the State Secretariat and together with the State Treasurer shall jointly be responsible for the maintenance of the State Office.
64. No appointment shall be made to the staff of the State Secretariat without the approval of the State Chairman.

PART XI DIVISIONS

ESTABLISHMENT OF DIVISIONS

65. The relevant State Liaison Committee, with the approval of the Central Committee, shall establish in every Parliamentary electoral constituency a Division which shall be known by the same name as the Constituency.

PROVIDED that the requirement of this Article may be waived or varied by the Central Committee if it deems fit.

66. Every Division shall at any time have at least one hundred (100) members in benefits as at 31st December last.
67. Every Division shall elect delegates one of whom shall be a Wanita who shall be elected by the Divisional Wanita Assembly, if any, to the General Assembly as follows:

- 67.1 three (3) delegates for up to the first five hundred (500) members in benefit in its Divisional Register of members;
- 67.2 one (1) delegate for every three hundred (300) members in benefit for the next one thousand five hundred (1,500) members in benefit in its Divisional Register of members;
- 67.3 one (1) delegate for every five hundred (500) members in benefit for the next three thousand (3,000) members in benefit in its Divisional Register of members;
- 67.4 one (1) delegate for every one thousand (1,000) members in benefit for the next ten thousand (10,000) members in benefit in its Divisional Register of members;
- 67.5 one (1) delegate for every three thousand (3,000) members in benefit for the next six thousand (6,000) members in benefit in its Divisional Register of members;
- 67.6 one (1) delegate for every five thousand (5,000) members in benefit for the remaining members in benefit in its Divisional Register of members until the total elected number of delegates elected herein this article reaches the maximum number of thirty (30) delegates to the General Assembly;
- 67.7 Every Division shall reserve one (1) delegate seat for its Wanita Section (not more than 40 years old) to be elected by Divisional Wanita Assembly AND if the Divisional Wanita Assembly shall fail to elect a delegate, the delegate seat shall be left vacant;

If there is no Wanita Section in the Division, the Divisional Assembly shall elect its full entitlement of the numbers of delegates to the General Assembly as provided under Article 67.1.

68. Subject to the provisions of this Constitution and of any Standing Rules and Orders of the General Assembly, the authority of a Division shall be vested in its Divisional Assembly and all executive functions shall be carried out by the Divisional Committee under the authority and directions of the Divisional Assembly.
69. A Divisional Assembly shall be held in the Division registered premise in the month of June or unless otherwise decided by the Central Committee. At least fourteen (14) days notice shall be given for a meeting of a Divisional Assembly.
70. An Extraordinary Divisional Assembly may be held at any time:
 - 70.1 if directed by the Divisional Chairman; or
 - 70.2 if requisitioned in writing by at least one-third of the members of the Divisional Committee; or
 - 70.3 if requisitioned in writing by at least one-third of the delegates elected under Article 94 of this Constitution to the Divisional Assembly.
71. A requisition under Article 70.2 or 70.3 shall be made to the Divisional Chairman or the Divisional Secretary or lodged with the Divisional Secretariat and shall state the reasons for wanting an Extraordinary Meeting of the Divisional Assembly as well as the names of not more than three (3) requisitionists representing all

requisitionists with whom the Divisional Chairman or the Divisional Secretary may communicate with in respect of the requisition. The Divisional Chairman or the Divisional Secretary or the Divisional Secretariat on receipt of the requisition shall proceed to issue the appropriate notice to all the delegates elected under Article 94 of this Constitution giving the date, time and place of meeting. The date for such Extraordinary Meeting of the Divisional Assembly shall not be later than twenty-one (21) days of the date of receipt of the requisition. Such a notice shall further state in full the requisitionists' reasons for the requisition and shall set out the appropriate agenda for the Extraordinary Meeting of the Divisional Assembly. Should the notice calling for the Extraordinary Meeting of the Divisional Assembly be not issued for any reason whatsoever within five (5) days from the date of receipt of the requisition, the named requisitionists or any one of them representing all requisitionists may issue the required notices to all delegates to the Divisional Assembly.

PROVIDED that the Divisional Chairman if he is of the opinion that the requisitioned Extraordinary Meeting of the Divisional Assembly is one of urgency may himself give or direct the Divisional Secretary to give a shorter notice of not less than seven (7) days.

AND FURTHER PROVIDED that any such shorter notice shall be ratified by a resolution of the Divisional Assembly concerned.

72. One-third of the delegates to the Divisional Assembly shall constitute a quorum for an Extraordinary Meeting of the Divisional Assembly. If at the date, time and place of the Extraordinary Meeting of the Divisional Assembly so requisitioned pursuant to Article 70 hereof there is not present within thirty (30) minutes of the time scheduled for the start of the

Extraordinary Meeting of the Divisional Assembly so requisitioned and is not so present at all times a quorum is required herein the Extraordinary Meeting of the Divisional Assembly so requisitioned shall be aborted but the lack of quorum shall not invalidate any proceedings carried out with a quorum.

73. A Divisional Assembly shall consist of:
- 73.1 all delegates duly elected by the Branch Assembly pursuant to Article 94 hereof;
 - 73.2 Members of Parliament and State Legislative Assemblies whose respective Constituencies are within the Division.

Subject to Article 72 hereof, the quorum at the commencement of a meeting of the Divisional Assembly shall be fifty (50) or one-third whichever is the less of the delegates to the Divisional Assembly.
 - 73.3 The Chairmen of all Branches (who are not included above).
 - 73.4 the Youth chairman of all Branches (who are not included above); and
 - 73.5 the Wanita chairman of all Branches (who are not included above).
74. Members of District, Municipal or City Councils or such other local councils whose respective constituencies, boundaries or jurisdiction are within the Division but are not delegates pursuant to Article 94 hereof may by application attend meetings of the Divisional Assembly as observers with no other rights whatsoever.

75. The Divisional Assembly may dismiss from office any member of the Divisional Committee if approved by at least two-third of the delegates to the Divisional Assembly present and voting at the meeting of the Divisional Assembly.

DIVISIONAL COMMITTEE

76. The Divisional Committee shall consist of:
- 76.1 The Divisional Chairman;
 - 76.2 The Divisional Deputy Chairman;
 - 76.3 The Divisional Secretary;
 - 76.4 Six (6) Divisional Vice-Chairmen who shall include the Divisional Chairmen of the Youth and Wanita Sections;
 - 76.5 The Divisional Treasurer;
 - 76.6 The Divisional Organising Secretary;
 - 76.7 The Divisional Deputy Secretary;
 - 76.8 The Divisional Deputy Treasurer;
 - 76.9 The Divisional Deputy Organising Secretary;
 - 76.10 Not more than ten (10) delegates to be elected by the Divisional Assembly from amongst delegates to the Divisional Assembly;
 - 76.11 Not more than five (5) members to be appointed by the Divisional Chairman;
 - 76.12 All the Branch Chairmen within the Division if not already included under the foregoing Sub-Articles; and

- 76.13 Unless already elected or appointed under the foregoing Sub-Articles, Members of Parliament, State Assemblymen and District, Municipal or City Councilors whose respective Councils / Constituencies are within the Division.
77. Members of the Divisional Committee shall be elected by the Divisional Assembly at which elections are held except the two Divisional Vice-Chairmen who are the Divisional Chairmen of the Youth and Wanita Sections and those mentioned in sub-Articles 76.3, 76.5, 76.6, 76.7, 76.8, 76.9, 76.11, 76.12 and 76.13 hereof.
78. The Divisional Secretary, the Divisional Treasurer and the Divisional Organising Secretary and shall be appointed by the Divisional Chairman shall hold office until either they resign or are removed by the Divisional Assembly for any reason, or when the Divisional Chairman relinquishes his office.
- 78A. The Divisional Deputy Secretary, the Divisional Deputy Treasurer and the Divisional Deputy Organising Secretary shall be appointed by the Divisional Chairman from amongst the Divisional Committee and shall hold office until either they resign or removed by the Divisional Assembly for any reason or when the Divisional Chairman relinquish his office.
- 78B. The Divisional Committee shall appoint two members to audit their respective accounts. The members must not hold any other Divisional Committee positions after being appointed auditors.
79. In the event of any elected member of the Divisional Committee ceasing to hold office for whatever reason, the Divisional Committee may appoint another member to fill the vacancy until the next Divisional Assembly at which general elections of Office-Bearers are held.

80. In the event that the Divisional Chairman shall cease to hold office, the Divisional Deputy Chairman shall hold that office as Divisional Chairman until the next Divisional Assembly at which general elections of Office-Bearers are held. The vacant office of the Divisional Deputy Chairman shall forthwith be filled by the remaining members of the Divisional Committee electing one of themselves to be the Divisional Deputy Chairman who shall hold that office as Divisional Deputy Chairman until the next Divisional Assembly at which general elections of Office-Bearers are held.
81. Any member of the Divisional Committee may resign by letter submitted to the Divisional Chairman giving his reasons. The Divisional Committee shall consider his resignation at a Divisional Committee meeting next after the submission of the letter of resignation.
82. The Divisional Committee shall be responsible for running the affairs of the Division and empowered to exercise all functions on behalf of the Divisional Assembly but it must report its activities to the Divisional Assembly at the earliest opportunity.
83. The Divisional Committee shall meet at least once a month or at any time as may be directed by the Divisional Chairman or on the written requisition of at least one-third of its members.
84. Seven (7) or one-third whichever is the less of its members shall form the quorum of meetings of the Divisional Committee.
85. At any meeting of the Divisional Committee, if the Divisional Chairman shall be absent, the Divisional Deputy Chairman shall chair the meeting, and failing this the members present shall elect one from amongst themselves to chair the meeting.

POWERS AND DUTIES OF DIVISIONAL COMMITTEE

86. The duties, powers and responsibilities of the Divisional Committee shall be:
- 86.1 to prepare the Manifesto for election (if any) to District, Municipal or City Councils or such other local councils or any other public office within the Division and to draw up the policies to be followed subject to such directions as may be issued by the Central Committee;
 - 86.2 to propose candidates for appointment to the District, Municipal or City Councils or such other local councils or any other public office within the Division for the consideration of the Central Committee;
 - 86.3 To recommend which candidate to be nominated for appointments to the particular District, Municipal or City Councils or such other local councils or any other public office;
 - 86.4 subject to Article 86.2 herein, generally to deal with and decide on any question relating to the appointments to the District, Municipal, City Councils or such other local councils or any other public office within the Division;
 - 86.5 with the prior approval in writing of the Central Committee to co-operate with any party or organisation within the Division on any political or other matters which are not inconsistent with this Constitution;

- 86.6 to refer and recommend the expulsion, suspension and / or any other action against a member within the Division or suspension, dissolution and/or any other action against a Branch within the Division to the Disciplinary Board;
- 86.7 to appoint members to represent the Party on any board or similar bodies at constituency level;
- 86.8 if necessary, to recommend the establishment of Branches within the Division to the Central Committee and to co-ordinate their activities in conformity with this Constitution;
- 86.9 to settle any dispute which may arise in the Party within the Division;
- 86.10 to recommend to the Divisional Assembly the removal from office of any member of the Divisional Committee;
- 86.11 to table before each annual meeting of the Divisional Assembly an Annual Report of activities and progress during the past year together with a Statement of Accounts which has been duly audited and passed by the Divisional Committee for the period ended 31st December last;
- 86.12 to send to the Central Committee, the Party Headquarters, the relevant State Liaison Committee, all Branch Chairmen and all Branch Secretaries within the Division and each member in the Divisional Register of members in due time all papers pertaining to any meeting of the Divisional Assembly, such papers to include a report of activities and

progress in the past year and a Statement of Accounts duly audited and passed by the Divisional Committee for the period ended 31st December last; and

- 86.13 to comply with and enforce the provisions of this Constitution, any Standing Rules and Orders, rules, regulations and bye-laws and to take such action as may be appropriate for this purpose.

DIVISIONAL OFFICE AND SECRETARIAT

87. The Divisional Secretariat of the Divisional Committee shall be established at the Divisional Office.
88. The Divisional Office may be located at any place within the Division as may be approved by the Divisional Committee.
89. The Divisional Secretary shall be the administrative officer of the Divisional Secretariat.
90. The Divisional Chairman, Divisional Deputy Chairman, Divisional Secretary, Divisional Vice-Chairmen, Divisional Treasurer, Divisional Organising Secretary, Divisional Deputy Secretary, Divisional Deputy Treasurer and the Divisional Deputy Organising Secretary shall jointly be responsible for the maintenance of the Divisional Secretariat.
91. Unless otherwise provided by this Constitution or otherwise directed by the Central Committee, no appointment shall be made to the staff of the Divisional Secretariat without the approval of the Divisional Chairman.

PART XII BRANCHES

ESTABLISHMENT OF BRANCHES

92. A Branch may be set up in which there is a minimum of fifty (50) members after the Division within which the Branch is in has been so consulted in such area as may be approved by the Central Committee.
93. The establishment of a Branch must be officially confirmed and recognised by the Central Committee.
94. Every Branch shall elect delegates one of whom shall be a Wanita who shall be elected by the Branch Wanita Assembly, if any, to the Divisional Assembly as follows:
 - 94.1 three (3) delegates for up to the first fifty (50) members in benefit in its Branch Register of members;
 - 94.2 one (1) delegate for every twenty-five (25) members in benefit for the next one hundred fifty (150) members in benefit in its Branch Register of members;
 - 94.3 one (1) delegate for every fifty (50) members in benefit for the next three hundred (300) members in benefit in its Branch Register of members;
 - 94.4 one (1) delegate for every one hundred (100) members in benefit for the next nine hundred (900) members in benefit in its Branch Register of members;
 - 94.5 one (1) delegate for every three hundred (300) members in benefit for the next six

hundred (600) members in benefit in its Branch Register of members;

94.6 one (1) delegate for every five hundred (500) members in benefit for the remaining members in benefit in its Branch Register of members until the total number of delegates elected herein this Article reaches the maximum number of thirty (30) delegates to the Divisional Assembly;

94.7 Every Branch shall reserve one (1) delegate seat for its Wanita Section (not more than 40 years old) to be elected by the Branch Wanita Assembly AND if the Branch Wanita Assembly shall fail to elect a delegate, that delegate seat shall be left vacant;

If there is no Wanita Section in the Branch, the Branch Assembly shall elect its full entitlement of the numbers of delegates to the Divisional Assembly as provided under Article 94.1.

95. Subject to the provisions of this Constitution and of any Standing Rules and Orders, the authority of a Branch is vested in the Branch Assembly and all executive functions shall be exercised by the Branch Committee under the authority and directions of the Branch Assembly.

96. A Branch Assembly shall be held in the Branch registered premise annually in the month of April, unless otherwise decided by the Central Committee. At least fourteen (14) days' notice shall be given for a meeting of a Branch Assembly.

97. An Extraordinary Meeting of the Branch Assembly may be held at any time:

- 97.1 if directed by the Branch Chairman; or
 - 97.2 if requisitioned in writing by at least one-third of the members of the Branch Committee; or
 - 97.3 if requisitioned in writing by at least one-third of the members of the Branch Assembly.
98. A requisition under Article 97.2 and 97.3 shall be made to the Branch Chairman or the Branch Secretary or lodged with the Branch Secretariat and shall state the reasons for wanting an Extraordinary Meeting of the Branch Assembly as well as the names of not more than three (3) requisitionists representing all requisitionists with whom the Branch Chairman or the Branch Secretary may communicate with in respect of the requisition. The Branch Chairman or the Branch Secretary or the Branch Secretariat on receipt of the requisition shall proceed to issue the appropriate notice to all the members in benefit in the Branch Register giving the date, time and place of meeting. The date for such Extraordinary Meeting of the Branch Assembly shall not be later than twenty-one (21) days of the date of receipt of the requisition. Such a notice shall further state in full the requisitionists' reasons for the requisition and shall set out the appropriate agenda for the Extraordinary Meeting of the Branch Assembly. Should the notice calling for the Extraordinary Meeting of the Branch Assembly not be issued for any reason whatsoever within five (5) days from the date of receipt of the requisition, the named requisitionists or any one of them representing all requisitionists may issue the required notices to all members in benefit in the Branch Register.

PROVIDED that the Branch Chairman if he is of the opinion that the requisitioned Extraordinary Meeting of the Branch Assembly is one of urgency may himself give or direct the Branch Secretary to give a shorter notice of not less than seven (7) days.

AND FURTHER PROVIDED that any such shorter notice shall be ratified by a resolution of the Branch Assembly concerned.

99. One-third of the members in benefit in the Branch Register shall constitute a quorum for an Extraordinary Meeting of the Branch Assembly. If at the date, time and place of the Extraordinary Meeting of the Branch Assembly so requisitioned pursuant to Article 97 hereof there is not present within thirty (30) minutes of the time scheduled for the start of the Extraordinary Meeting of the Branch Assembly so requisitioned and is not so present at all times a quorum is required herein the Extraordinary Meeting of the Branch Assembly so requisitioned shall be aborted but the lack of quorum shall not invalidate any proceedings carried out with a quorum.
100. The Branch Assembly shall consist of all members in benefit in its Branch Register of members. Subject to Article 99 hereof, the quorum at the commencement of any meeting of the Branch Assembly shall be twenty-five (25) or one-third whichever is the less of the members in benefit of the Branch concerned.
101. The Branch Assembly may dismiss from office any member of the Branch Committee if approved by at least two-third of the members of the Branch Assembly present and voting at a meeting of the Branch Assembly.

BRANCH COMMITTEE

102. The Branch Committee shall consist of:
 - 102.1 The Branch Chairman;
 - 102.2 The Branch Deputy Chairman;
 - 102.3 The Branch Secretary;
 - 102.4 Three (3) Branch Vice-Chairmen who shall include the Branch Chairmen of the Youth and Wanita Sections;
 - 102.5 The Branch Treasurer;
 - 102.6 The Branch Deputy Secretary;
 - 102.7 The Branch Deputy Treasurer;
 - 102.8 Not more than ten (10) and not less than five (5) Committee members to be elected by the Branch Assembly at which elections are held from amongst the members of the Branch; and
 - 102.9 Not more than five (5) members to be appointed by the Branch Chairman.

103. Members of the Branch Committee shall be elected by the Branch Assembly at which elections are held except the two (2) Branch Vice-Chairmen who are Branch Chairmen of the Youth and Wanita Sections and those appointed under Articles 102.3, 102.5, 102.6, 102.7 and 102.9 hereof.

104. The Branch Secretary and the Branch Treasurer shall be appointed by the Branch Chairman and shall hold office until either they resign or are removed by the Branch Assembly for any reason or when the Branch Chairman relinquishes his office.

- 104A. The Branch Deputy Secretary and the Branch Deputy Treasurer shall be appointed by the Branch Chairman from amongst the Branch Committee members and shall hold office until either they resign or removed by the Branch Assembly for any reason or when the Branch Chairman relinquishes his office.
- 104B. The Branch Committee shall appoint two members to audit their respective accounts. The members must not hold any other Branch Committee positions after being appointed auditors.
105. In the event of any elected member of the Branch Committee ceasing to hold office for whatever reason, the Branch Committee may appoint another member to fill the vacancy until next Branch Assembly at which elections of Office-Bearers are held.
- 105A. In the event that the Branch Chairman shall cease to hold office, the Branch Deputy Chairman shall hold that office as Branch Chairman until the next meeting of the Branch Assembly in which elections of Office-Bearers are held. The vacant office of the Branch Deputy Chairman shall forthwith be filled by the remaining members of the Branch Committee electing one of themselves to be Branch Deputy Chairman who shall hold that office as Branch Deputy Chairman until the next Branch Assembly at which elections of Office-Bearers are held.
106. Any member of the Branch Committee may resign his office by letter submitted to the Branch Chairman giving his reasons. The Branch Committee shall consider his resignation at a Branch Committee meeting next after the submission of the letter of resignation.

107. The Branch Committee shall be responsible for running the affairs of the Branch and empowered to exercise all functions on behalf of the Branch Assembly but it must report its activities to the Branch Assembly at the earliest opportunity.
108. The Branch Committee shall meet at least once a month or at any time as may be directed by its Branch Chairman or on the written requisition of at least one-third of its members.
109. Seven (7) or one-third whichever is the less of its members shall form the quorum of meetings of the Branch Committee.
110. At any meeting of the Branch Committee, if the Branch Chairman shall be absent, the Branch Deputy Chairman shall chair the meeting, and failing this the members present shall elect one amongst themselves to chair the meeting.

POWERS AND DUTIES OF BRANCH COMMITTEE

111. Unless otherwise delegated or directed by the Divisional Committee, the duties, powers and responsibilities of the Branch Committee shall be as follows:
 - 111.1 with the prior approval in writing of the Divisional Committee to co-operate with any party or organisation on political or other matters which are not inconsistent with this Constitution;
 - 111.2 to recommend to the Branch Assembly the removal from office of any member of the Branch Committee;

- 111.3 to send to the Divisional Committee and each member in benefit in the Branch Register of members in due time all papers pertaining to any meeting of the Branch Assembly, such papers to include a report of activities and progress in the past year and a Statement of Accounts duly audited and passed by the Branch Committee for the period ended 31st December last;
- 111.4 to propose to the Divisional Assembly any amendment to this Constitution or to any Standing Rules and Orders or any proposal relating to policies or programmes to be undertaken by the Branch Committee as may be required by current events of a political, social, economic or cultural nature;
- 111.5 To refer and recommend the expulsion, suspension and / or any other action against a member within the Branch to the Disciplinary Board;
- 111.6 to comply with and enforce the provisions of this Constitution, any Standing Rules and Orders, rules, regulations and bye-laws or any direction of the General Assembly and to take such steps as may be appropriate for this purpose.

BRANCH OFFICE AND SECRETARIAT

112. The Branch Secretariat of the Branch Committee shall be established at the Branch Office.

113. The Branch Office may be located at any place as may be determined by the Branch Committee.
114. The Branch Committee Secretary shall be the administrative officer of the Branch Secretariat.
115. The Branch Chairman, Branch Deputy Chairman, Branch Secretary, Branch Vice-Chairmen, Branch Treasurer, Branch Deputy Secretary and the Branch Deputy Treasurer shall be responsible for the maintenance of the Branch Secretariat.
116. No appointment shall be made to the staff of the Branch Secretariat without the approval of its Branch Chairman.

PART XIII DELEGATES

APPOINTMENT OF DELEGATES

117. A delegate elected to the General Assembly shall not be less than twenty-one (21) years of age and shall be a member of not less than three (3) years standing as at the date of the election.
118. An affiliated organisation may appoint two (2) observers who shall be either a full member or an office-bearer of that organisation.
119. A delegate elected to any level of the Party shall not represent more than one delegation at that level.

PART XIV CANDIDATES FOR ELECTION

DISQUALIFICATION OF MEMBERS AS CANDIDATES

120. No member shall be eligible to be proposed as a candidate to contest in any Party, Parliamentary or State election and / or be appointed to any official post at any public office:
- 120.1 if he has been a member for less than three (3) years; or
 - 120.2 if he has been re-admitted as a member subsequent to his resignation within the period prescribed by the Central Committee; or
 - 120.3 if he is disqualified under any provision of, or arising from this Constitution, or
 - 120.4 if he is a full-time paid official of the Party.
121. The President for special reasons shall have the power to exempt a member from the provisions of Article 120 but such special reasons shall be given to the Central Committee.
122. A member shall only be nominated as a candidate to contest in Parliamentary, State elections with the support of the Party or of any organisation with which the Party is working when he has been issued with a certificate of nomination signed by the President.

PART XV PARTY DISCIPLINE

DISCIPLINARY BOARD, ITS POWERS, CONSTITUTION, ETC.

123. There shall be established a Disciplinary Board consisting of five (5) members who shall be appointed by the Central Committee to advise the Presidential Council on matters of discipline in the Party.
- 123A Proceedings before the Discipline Board shall either be initiated by the Presidential Council or under Articles 59.8, 86.6 or 111.5 hereof. There must be a written complaint initiated and referred by the Presidential Council or under Articles 59.8, 86.6 or 111.5 hereof, and the Disciplinary Board shall after receipt of the written complaint and / or referral commence an inquiry and investigation into the complaint.
- 123B The Chairman of the Disciplinary Board may invite the Chairman of Bureau in charged with responsibility for legal matters and / or any person to sit in and assist in all proceedings of the Disciplinary Board.
124. Without affecting the generality of Article 123 hereof the Disciplinary Board shall deal with:
- 124.1 the suspension, expulsion of and / or any other action against any member whose utterance, action or conduct is contrary or injurious to or tends to injure or affect adversely the policies or interests of the Party, or for any reason deemed good and sufficient in the interest of the Party;

- 124.2 the suspension, dissolution of and / or any other action against any Sub-Committee, Committee, Branch, Division or State Liaison Committee for irregularities in administration, refusal to abide by this Constitution or for any reason deemed prejudicial to the aims and policies of the Party or deemed good and sufficient in the interest of the Party;
 - 124.3 the suspension, dismissal of and / or any other action against any organiser or member of the Party staff for neglect of duty, dishonesty, incompetence, insubordination, refusal to carry out the decisions of the Central Committee or for any other reason deemed good and sufficient in the interest of the Party.
125. The Disciplinary Board shall report in writing its findings and advice to the Presidential Council which shall decide on the appropriate disciplinary action to be taken after considering the findings and advice of the Disciplinary Board. At the time the Disciplinary Board reports to the Presidential Council it shall cause a true copy of the report to be forwarded to the member or the organisation affected by its findings and advice.
126. An order of suspension, expulsion or dissolution shall be signed by the Secretary-General.
- 126.1 On receipt of an order for expulsion a member shall cease to be a member of the Party;

126.2 On receipt of an order for suspension or dissolution as the case may be, the organisation to which the order has been directed shall cease to function. Where the order is dissolution, the President shall direct in what manner the liabilities of the organisation affected shall be discharged, its assets dealt with and its affairs wound up. The Office-Bearers of the organisation affected shall on demand hand over all records, documents, stamps, seals, cash, furniture and assets of any nature whatsoever to the President.

127. (Repealed)

127A. A member or any Office-Bearer of the organisation affected who is dissatisfied with the decision of the Presidential Council may in writing appeal to the Central Committee provided that such appeal had been received by the Secretary-General within fourteen (14) days from the date that the member or the organisation affected has received the decision of the Presidential Council by A.R. registered post.

128. The decision of the Central Committee on matters of discipline shall be final and conclusive and shall not be subject to question by or in any court of law.

129. A member who or any Office-Bearer of an organisation which, has been the subject of any disciplinary action or proceedings shall not institute any proceedings in any court of law against any member in respect of any action proceedings and / or decision taken by such member in his capacity as a member of the Central Committee, the Presidential Council or the Disciplinary Board.

PART XVI

REGISTERS, MEMBERSHIP CARDS & BADGES

REGISTERS OF MEMBERS, COMMITTEES, ASSEMBLIES, ETC.

130. Every Division and Branch Secretariat shall keep a register of all members within its Division or Branch as the case may be. The register of members shall be known as “the Divisional Register” and “the Branch Register” respectively.
131. The Party Headquarters shall keep a register of all members of the Party to be known as “the Party Register”.

Any member may apply to the Secretary-General to inspect the Party Register, the Divisional Register and the Branch Register as the case may be and such application if bona fide shall be allowed.

132. It shall be the responsibility of each Branch Secretariat to up-date annually and from time to time the addresses and other particulars of the members in the Branch Register and to further ensure that the relevant Divisional Secretariat and the Party Headquarters up-date their respective Divisional Register and Party Register with particulars of members identical to those appearing in its Branch Register.

PARTY MEMBERSHIP CARDS

133. Every member in benefit shall be entitled to and be issued with a Membership Card.
134. (Repealed).

PARTY BADGES

135. (Repealed).

136. (Repealed).

PART XVII FINANCE AND PROPERTY

SOURCES OF INCOME

137. The income of the Party shall be derived from the following sources:

137.1 Subscriptions;

137.2 Donations; and

137.3 Such other sources as may be approved from time to time by the Central Committee.

138. The financial year shall be 1st January to 31st December.

139. The Secretariat of every Branch, Division and State Liaison Committee shall submit to the Party Headquarters its annual report and statement of accounts duly audited and adopted.

140. The State, Divisional and Branch Treasurers shall forward to the Treasurer-General half-yearly Statements of Income and Expenditure and Balance Sheets of their respective State Liaison Committees, Divisions or Branches at the request of the Treasurer-General.

141. A member shall pay to the Party Headquarters through his Branch his subscription as fixed by the General Assembly from time to time, such subscription being payable at such intervals to be determined by the Central Committee from time to time.

142. A member who is a Member of Parliament or State Legislative Assembly or Council at any level or a member holding an appointment designated by the Central Committee shall make such monthly payment as may be fixed by the Central Committee. In the event of such member refusing or failing to pay, the Central Committee may take such action as may be appropriate in its absolute discretion.
143. The whole or part of all subscriptions collected under Article 137 may be apportioned and re-allocated by the Party Headquarters to the State Liaison Committees, Divisions and/or Branches in such manner and proportion as may be approved by the Central Committee from time to time.
144. (Repealed).
145. Special subscriptions for particular purposes may be raised from members by resolution of the General Assembly.

PARTY ASSETS AND CUSTODY OF PARTY MONEY

146. Subject to Article 150 and to the right of an organisation at whatever level of the Party to enjoy and utilise all assets acquired by it, all assets of whatsoever nature shall belong to the Party or the relevant level of the Party as the case may be and shall be dealt with in such manner as the Party or the relevant level of the Party as the case may be, may decide and all immovable property shall be held and be registered in the name of the Party or the relevant level of the Party as the case may be PROVIDED ALWAYS THAT there shall be no dealings of whatsoever nature in any immovable property held by and registered in the

name of the Party or the relevant level of the party as the case may be, unless the Central Committee has given its prior consent in writing to any such proposed dealings.

All existing immovable properties held or registered in the names of existing trustees shall be transferred to the Party or the relevant level of the Party as the case may be at a date or dates to be determined by the Central Committee.

147. All Party monies, except petty cash, shall be kept in a licensed financial institution or in the National Savings Bank, and all cheques or withdrawal forms shall be signed by at least two nominees authorised by the Central Committee in the case of the Party Headquarters account, or by the State Liaison Committee, Divisional Committee or Branch Committee in the case of their respective accounts.
- 147A. In addition to cheques and cash, any online payment gateway can be accepted by the Headquarters, State Liaison Committee, Divisions and Branches.
148. All monies and other movable property of all existing Branch, Division or State Liaison Committee shall be dealt with in the manner as may be decided by the Party or the relevant level of the Party as the case may be from time to time and the existing trustees and/or other persons presently in possession of such monies and all other movable property shall yield up possession to such other persons(s) and/or deal with the same as directed by the Party or the relevant level of the Party as the case may be PROVIDED ALWAYS THAT the rights to such monies and other movable property shall vest in the Central Committee in the event the existing Branch, Division or State Liaison Committee shall be or remain under suspension.

149. The Central Committee shall be entitled to all the monies, lands, buildings and other property of a Branch, Division or State Liaison Committee which has been dissolved or whose existence has ceased for any reason.

BOARD OF TRUSTEES

150. The Party Headquarters, any State Liaison Committee, Division or Branch may acquire and / or deal in land, building and other property whether movable or immovable either by purchase or otherwise and may charge, transfer or otherwise deal with such land or building or other property in accordance with the law applicable to such transactions and where dealings involve immovable property, such transactions shall also be in accordance with Article 146 hereof. Provided that in the case of land, buildings or other property owned by Party Headquarters shall not be charged or mortgaged to secure aggregate borrowings and / or outstanding liabilities exceeding such limit(s) which have been previously approved by the General Assembly.
151. The Trustees must be over twenty-one (21) years of age and shall be appointed from among party members by the Central Committee, or the State Liaison Committee, or the Divisional Committee or the Branch Committee, depending on the organisational level which acquires and / or deals with the property. All appointments of trustees except those appointed by the Central Committee itself shall require the confirmation of the Central Committee.
152. The Party shall indemnify and keep indemnified the Trustees appointed under Article 151 above against any liabilities of whatsoever nature incurred in good faith in the carrying out of their duties as trustees.

153. Every Trustee shall hold office until death, resignation or removal from office by the appropriate appointing authority for any reason whatsoever. When any Trustee ceases to hold office, the fact shall be reported to the appropriate appointing authority at a meeting subsequent to the event for action to be taken to fill the vacancy.

AUDITORS

154. The Central Committee shall appoint a firm of accountants duly registered with the appropriate professional bodies to audit the accounts of the Party Headquarters.
155. The State Liaison Committee, the Divisional Committee and the Branch Committee shall each appoint two members in accordance with Article 55B, 78B and 104B to audit their respective accounts and the statement of accounts together with the auditors' report shall be submitted to the Central Committee. The auditors thus appointed shall continue to act until they resign or until their appointment is otherwise terminated by their respective appointing authorities.
156. The Central Committee may at any time inspect the accounts of a State Liaison Committee, Division or Branch.

PART XVIII GENERAL PROVISIONS

NON ATTENDANCE AT MEETINGS, ETC.

157. Any member of a Branch Committee, Divisional Committee, State Liaison Committee, or Central Committee who has absented from three (3) consecutive meetings of the Committee to which he belongs shall cease to be a member of such

Committee unless he shall have appealed in writing to the relevant Committee to reach the said Committee within seven (7) days of the third consecutive meeting of the meeting from which he was absent stating reasons for his absence for the consideration of the Committee. The decision of the committee on the matters contained in this Article shall be final and conclusive and shall not be subject to question by or in any court of law and such vacancy shall be filled in accordance with the provisions of this constitution as if such member has resigned.

158. If for any reason whatsoever a person who is empowered or obliged under this Constitution to carry out any act is unable or unwilling or neglects so to do, the empowering authority or body concerned (or in the absence of such Committee then the Central Committee) may itself perform such act or discharge such duty or appoint such other person as it deems fit.

LIMITATION ON PARTY LIABILITY

159. The Party shall not be liable or responsible for contracts or liabilities which have been incurred in its name without the approval and authority in writing of the Central Committee. The Central Committee may delegate to such person or persons in writing as it may deem fit its powers to approve and authorise the incurrence of liabilities on behalf of the Party.

QUORUM

160. Unless otherwise provided the quorum at the commencement of any meeting shall be one-third of the number of members entitled to attend the meeting. In the event there is a lack of quorum thirty (30) minutes after

the meeting is scheduled to commence, such meeting shall stand adjourned for one (1) week to be convened at the same place and time as the meeting for which notice has been given and the adjourned meeting thereafter must have at least seven (7) members to form the quorum; otherwise it will be deemed invalid.

STANDING RULES AND ORDERS

161. Any Standing Rules and Orders of the General Assembly shall be deemed to be a part of this Constitution and accordingly shall have the same force and effect.
162. Standing Rules and Orders may also be formulated by a resolution of the Central Committee when considered necessary and such Standing Rules and Orders so formulated may be amended or rescinded by the Central Committee.
163. Any Standing Rules and Orders of the General Assembly may be adopted for meetings of a State Liaison Committee, Divisional Assembly or Branch Assembly.

GENERAL POWERS TO MAKE RULES, ETC., TO CALL MEETINGS, TO APPOINT MEMBERS FOR COMMITTEES AND TO TERMINATE APPOINTMENTS

164. In the event that any decision or act of any Party Official, Office-Bearer, Committee or Sub-Committee is inconsistent or in conflict with that of the Central Committee, the Central Committee's decision or act shall prevail. Any decision of the Central Committee on whether any decision or act of any Party Official, Office-Bearer, Committee or Sub-Committee is inconsistent or in conflict shall be final and conclusive and shall not be subject to question by or in any court of law.

165. The Speaker of the General Assembly, the Chairman of any Assembly, Liaison Committee, Ad Hoc Committee or Sub-Committee as the case may be shall be the presiding officer of the meetings of such Assembly, Liaison Committee, Ad Hoc Committee or Sub-Committee and as such may convene a meeting of the body over which he presides, but the President may convene a meeting of any body within the framework of the Party. Notice of any such meeting shall be in writing setting out the agenda for discussion and the length of notice shall unless otherwise provided under this Constitution be as follows:

165.1 Any Meeting of the General Assembly-at least twenty-one (21) days' notice;

165.2 Any Divisional or Branch Assembly-at least fourteen (14) days' notice;

165.3 Any Committee (whether Central, State Liaison, Divisional or Branch Committee) and Ad Hoc Committee or Sub-Committee - at least seven (7) days' notice.

PROVIDED that the notice periods stipulated in this Article may be shortened to not less than half the period respectively provided for where in the opinion of the presiding officer or the President convening the meeting the shorter notice results from reasons of urgency.

AND PROVIDED FURTHER that the meeting convened with shorter notice is ratified by a resolution passed at the meeting.

166. Unless otherwise provided for in this Constitution, where powers are conferred on any person or body in this Constitution to appoint, such person or body shall also have the power to terminate such appointment in like manner.

TERM OF OFFICE AND PREREQUISITE OF EVERY MEMBER, OFFICER AND ADVISER OF PARTY

167. Unless otherwise provided in this Constitution, all Party Officials and Office-Bearers elected or appointed under this Constitution shall hold office until new Party Officials or Office-Bearers have been validly elected or appointed to replace them in their respective office. Every Branch and Divisional and General Assembly shall hold a general election to elect Party Officials and its Office-Bearers once in every General Elections for the Country. Party election is to commence no later than six (6) months after the conclusion of a General Election or after thirty-six (36) months from the previous party election, whichever is the later.

In the event of any Branch or Division fails to hold its election by the respective due dates provided under this Constitution the President or any member appointed by him for the purpose shall have the power to convene a meeting to hold the election. In the event of General Assembly not being held within the period provided as above, a request may be made to hold the General Assembly for the purpose of the election by fifteen (15) delegates to the General Assembly, each from a different Division, giving at least thirty (30) days' notice in writing to the Secretary-General specifying the place, date and time of the meeting.

167A. The outgoing Party Officials / Office-Bearers shall hand over to the newly elected Party Officials / Office-Bearers and its Committee all the Party's properties, documents and books of accounts within seven (7) days from the date of the Party Elections at the relevant level.

Upon the official announcement of the Party Elections results, the outgoing Party Officials / Office-Bearers shall immediately cease to have authority to issue or sign cheques or documents or transact any business for or on behalf of the Party at the relevant level.

AMENDMENT OF THE CONSTITUTION

168. The General Assembly's power under Article 37.3 hereof shall be exercised by passing a resolution with a majority of at least two-third of the delegates present and voting at a meeting of the General Assembly provided:

168.1 that such proposed amendments(s) is / are duly adopted by the Central Committee or at a Divisional Assembly;

168.2 that notice in writing to the Secretary-General of such proposed amendment(s) shall be given not less than fourteen (14) days before the date the General Assembly meets.

The Secretary-General shall on receipt of such notice notify all the delegates to the General Assembly of the proposed amendments(s) not less than seven (7) days before the date the General Assembly meets. Any amendments(s) so resolved by the General Assembly shall come in force from the date of approval by the Registrar of Societies.

VOTING

169. Voting at any meeting within the framework of the Party shall be by show of hands, each member being entitled to only one (1) vote except that the Presiding Officer may have a casting vote in addition in the event the votes are tied PROVIDED always that voting shall be by secret ballot if it is so demanded by at least one-third of the members present and voting at the meeting. In any balloting carried out under this Constitution no spoilt vote or unmarked ballot paper shall be deemed to be a vote or be taken into account.
170. In any balloting carried out under this Constitution no spoilt vote or unmarked ballot paper shall be deemed to be a vote or be taken into account.

Where any proceeding or action to be taken in pursuance of or in accordance with any provision of this Constitution requires notification, the validity of the proceedings or action shall not be affected merely on the ground that any member(s) entitled to be notified have not received such notification unless such omission either affects more than one-fourth of the number of members so entitled or has been deliberately contrived to significantly affect the outcome of the proceedings or action to be taken.

REFERENDUM

171. Notwithstanding anything in this Constitution contained, the Central Committee may seek a decision on any matters by means of a referendum.

SERVICE OF DOCUMENTS

172. Unless otherwise provided in this Constitution, any document required to be sent to any member or organisation by or pursuant to any Article in this Constitution or any Standing Rules or Orders, or rules and regulations and bye-laws made pursuant to the provisions of this Constitution may be left at or sent by ordinary or registered pre-paid post or any electronic communication devices to the relevant register of members and any document so left or sent shall be deemed to have been duly served.

INTERPRETATION

173. In this Constitution, unless it is inconsistent with the subject or context thereof:
- 173.1 “Member” shall mean a member who according to the entry in the relevant register kept at Party Headquarters has been registered as an ordinary member, a life member or honorary member of the Party.
- 173.2 “Office-Bearer” shall mean a member of any Committee, Liaison Committee, Ad Hoc Committee, Sub-Committee and Presidential Council and shall include a delegate to the General Assembly.
- 173.3 “Party Officials” shall mean the members elected or appointed under Article 20 hereof.
- 173.4 A “State” shall mean any one of the States comprising Malaysia or such other equivalent area as the General Assembly may decide.

173.5 “Member of Parliament” shall mean a member of either House of Parliament.

173.6 Words in the singular shall include the plural and words in the masculine gender shall include the feminine gender where the context so admits.

174. In case of any dispute as to the interpretation, construction, rendering or meaning of all or any of the Articles of this Constitution or of any Standing Rules and Orders, or of any rules, regulations and bye-laws made thereunder, or of any word or words contained in any such Articles, Standing Rules and Orders, rules, regulations and bye-laws, the interpretation, construction, rendering or meaning determined and fixed by the Central Committee shall be final and conclusive and not subject to question by or in any court of law.

175. Any member who commences, institutes and prosecutes any action or proceedings against the Party in a court of law in respect of the decision of the Party or any person authorized by the party or by this Constitution or rules or regulations made thereunder; on the interpretation of this Constitution, rules or regulations or any matter relating to the affairs of the Party without first exhausting all avenues or remedies provided by the provisions of this Constitution shall immediately cease to become a member of the Party and shall be deemed to have immediately ceased to hold any office or positions to which he / she is elected and / or appointed to.

PART XIX

YOUTH SECTION AND WANITA SECTION

ESTABLISHMENT

176. There shall be established a Youth Section and a Wanita Section of the party whose compositions, functions, and powers shall be based on standing rules, orders, rules and regulations and bye-laws formulated and passed from time to time by the Central Committee acting under Articles 162 and 163 of this Constitution.

PART XX

TRANSITIONAL PROVISIONS

PARTY OFFICIALS AND OFFICE-BEARERS

177. (Repealed).

PART XXI

PARTY SCHOOL

PARTY SCHOOL

178. There shall be established a party school to provide trainings for the members.



DITERBITKAN OLEH:
IBU PEJABAT M.C.A.,
Tingkat 8, Wisma MCA, 163, Jalan Ampang,
50450 Kuala Lumpur.

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