

# **Constitution of the Mining Industry Association for Fair and Clear Regulation (MIAFCR)**

## **1. Name**

The association shall be named "Mining Industry Association for Fair and Clear Regulation" (MIAFCR).

## **2. Objectives**

MIAFCR's primary objective is to advocate for fair and transparent regulation within the mining industry, with ancillary objectives including industry education on legislation, reporting fraudulent practices, promoting safety, and environmental sustainability.

## **3. Income and Property**

Income and property of MIAFCR are not to be distributed among members or office-bearers except as reasonable compensation for services rendered.

## **4. Legal Status and Existence**

MIAFCR is a body corporate with perpetual succession, distinct from its members or office-bearers, capable of owning property, entering into contracts, and suing or being sued.

## **5. Property and Assets**

Members or office-bearers have no rights in the property or assets of MIAFCR by virtue of their membership or office.

## **6. Powers**

MIAFCR has the power to undertake all functions necessary for the achievement of its objectives.

## **7. Governance Structure**

MIAFCR is governed by a Board of Directors, supported by various committees responsible for specific governance and operational functions.

## **8. Meetings**

Detailed procedures for convening and conducting meetings, including AGMs, EGMs, and committee meetings, are established, emphasizing the importance of quorums and record-keeping.

## **9. Decision-Making**

Decisions are made through democratic processes, with the Board of Directors or the membership making decisions through majority votes.

## **10. Financial Management**

MIAFCR's financial transactions are conducted through a bank account, managed as per the financial policies established by the Board.

## **11. Financial Year**

The financial year of MIAFCR ends on February 28th each year.

## **12. Amendments to the Constitution**

The constitution can be amended by a two-thirds majority vote at an AGM or EGM, with proposals for amendments submitted in advance.

## **13. Dissolution**

MIAFCR may be dissolved by a three-quarters majority vote of the members, with remaining assets after liabilities being transferred to a similar non-profit organization.

## **15. Membership**

Membership is open to those who meet the criteria set by the Board, with provisions for the termination of membership and an appeals process for those seeking to challenge termination decisions or loss of membership benefits.

## **16. Office-Bearers**

Details the appointment, roles, election, removal, and liability protection of office-bearers, ensuring governance roles are clearly defined and safeguarded.

## **17. Financial and Asset Management**

Outlines the principles for making investments, purposes for which funds may be used, and the approach to acquiring and managing assets, ensuring financial stewardship aligns with MIAFCR's objectives.

## **Conclusion**

This constitution is adopted by the founding members of MIAFCR and shall be subject to amendments only as provided herein, ensuring that MIAFCR operates in a manner that is transparent, accountable, and focused on its mission to advocate for fair and transparent regulation within the mining industry.