



BY-LAWS

of

AUSTRALIAN MEDICAL ASSOCIATION (NSW) LIMITED

Amended April 2022

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BY-LAWS
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AUSTRALIAN MEDICAL ASSOCIATION
(NSW) LIMITED

PART 1 PRELIMINARY

1. Interpretation

- 1.1. Where not inconsistent with the context, words which are defined in the Constitution shall have the same meanings in these By-Laws as they have in the definitions in the Constitution.
- 1.2. The *Interpretation Act 1987* (NSW) applies in the interpretation of these By-Laws in the same way it applies in the interpretation of an Act of Parliament.
- 1.3. These By-Laws shall be construed so as not to be inconsistent with the Constitution and if there is any inconsistency between these By-Laws and the Constitution, the Constitution shall prevail to the extent of the inconsistency.

PART 2 MEMBERSHIP

2. Application For Membership

Applications for election to membership shall be substantially in the form set out in the Schedule to these By-Laws.

3. Extraordinary Members

- 3.1. Persons qualified to become Extraordinary Members of the Association may be elected by the Board of Directors or by a Committee authorised to do so by the Board of Directors after nomination in the manner set out in By-Law 3.2.
- 3.2. Any person who is proposed to be submitted for election as an Extraordinary Member shall be nominated in writing by at least 2 members of the Board of Directors and the person nominated shall give his or her written consent to the nomination.
- 3.3. The Board of Directors may confer on any person elected as an Extraordinary Member, particular or special privileges as it may deem desirable in respect of such membership.

4. Zones

The Zones referred to in Clause 34 are defined as follows:

- (a) The Northern Metropolitan Zone comprises the Local Government areas of:

Hornsby	Kuring-gai	Warringah
Manly	Mosman	North Sydney
Willoughby	Lane Cove	Hunters Hill
Ryde	Pittwater	

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- (b) The Southern Metropolitan Zone comprises the Local Government areas of:
- | | | |
|------------|------------|------------|
| Canterbury | Rockdale | Hurstville |
| Kogarah | Sutherland | |
- (c) The Central Metropolitan Zone comprises the Local Government areas of:
- | | | |
|------------|--------------|-------------|
| Leichhardt | Marrickville | Sydney City |
| Botany Bay | Randwick | Waverley |
| Woollahra | | |
- (d) The Western Metropolitan Zone comprises the Local Government areas of:
- | | | |
|-------------|-----------|------------|
| Parramatta | Blacktown | Ashfield |
| Holroyd | Auburn | Canada Bay |
| Strathfield | Burwood | |
- The Hills (that part of The Hills Council area south of Annangrove Road)
- (e) The North Western Metropolitan Zone comprises the Local Government areas of:
- | | | |
|---------|----------------|------------|
| Penrith | Blue Mountains | Hawkesbury |
|---------|----------------|------------|
- The Hills (that part of The Hills Council area north of Annangrove Road)
- (f) The South Western Metropolitan Zone comprises the Local Government areas of:
- | | | |
|--------------|-----------|-----------|
| Campbelltown | Camden | Liverpool |
| Bankstown | Fairfield | |
- (g) The New England and North Coast Zone comprises the Local Government areas of:
- | | | |
|-------------------|-----------------|--------------------|
| Moree Plains | Narrabri | Gunnedah |
| Coffs Harbour | Inverell | Uralla |
| Walcha | Gwydir | Guyra |
| Tenterfield | Kyogle | |
| Tweed | Lismore | Richmond |
| | | Valley |
| Byron | Ballina | Tamworth |
| Bellingen | Nambucca | Kempsey |
| Armidale-Dumaresq | Glen Innes | Port |
| | | Macquarie-Hastings |
| Liverpool Plains | Clarence Valley | Greater Taree |
- (h) The North West Zone comprises the Local Government areas of:
- | | | |
|-------------|-----------------|------------|
| Broken Hill | Central Darling | Bourke |
| Cobar | Brewarrina | Bogan |
| Lachlan | Bland | Weddin |
| Forbes | Parkes | Narromine |
| Warren | Walgett | Coonamble |
| Gilgandra | Dubbo | Wellington |

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Cabonne	Orange	Oberon
Cowra	Blayney	Bathurst
Warrumbungle	Lithgow	Mid-Western Regional

- (i) The Illawarra and South Coast Zone comprises the Local Government areas of:

Bega Valley	Eurobodalla	Wollondilly
Kiama	Wingecarribee	Wollongong
Shellharbour	Shoalhaven	

- (j) The South Zone comprises the Local Government areas of:

Wentworth	Balranald	Wakool
Murray	Deniliquin	Griffith
Hay	Carrathool	Jerilderie
Murrumbidgee	Conargo	Urana
Berrigan	Corowa	Lockhart
Leeton	Narrandera	Albury
Palerang	Greater Hume	Coolamon
Harden	Wagga Wagga	Junee
Temora	Cootamundra	Tumbarumba
Gundagai	Tumut	Cooma-Monaro
Snowy River	Bombala	Upper Lachlan
Young	Queanbeyan	Goulburn-
Yass	Boorowa	Mulwaree

- (k) The Hunter and Central Coast Zone comprises the Local Government areas of:

Singleton	Muswellbrook	Gloucester
Lake Macquarie	Port Stephens	Newcastle
Maitland	Cessnock	Dungog
Great Lakes	Upper Hunter	Gosford
Wyong		

5. Affiliated Local Medical Associations

- 5.1. Local Medical Associations formed with objects similar to the Association may be affiliated with the Association.
- 5.2. An affiliated Local Medical Association has the following privileges:
- The President of the Local Medical Association, or his or her nominee, is entitled to attend as an observer and to address, subject to the Standing Orders of the Council, meetings of the Council and of its Committees;
 - The President of the Local Medical Association shall be invited to nominate suitable members of his or her Local Medical Association who are members of the Association, for consideration by the Council for appointment to Committees of the Council and to represent the Association on outside bodies.
 - Each Local Medical Association may appoint a delegate to attend a meeting of delegates of Local Medical Associations to meet the Board of Directors at least once each year for the consideration of matters of common interest to the Local Medical Associations and the Association.

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- (d) A Local Medical Association may actively support and officially endorse the candidacy of members of their Local Medical Association who stand for election to the Council.
- (e) A Local Medical Association may utilise, at cost, and by arrangement with the Chief Executive Officer, the secretarial services of the Association for the conduct of the Local Medical Association's affairs.
- (f) Subject to By-Law 5.4(b), office bearers of Affiliated Local Medical Associations are entitled to such indemnity (if any) under such insurance policies (if any) effected by the Association, as the Board of Directors determines. Indemnification of the office bearers of an Affiliated Local Medical Association under policies effected by the Association is conditional upon that Local Medical Association furnishing to the Chief Executive Officer of the Association in January each year, a statement showing the names and addresses of its office bearers.
- (g) Such other benefits or privileges as may be determined by the Board of Directors.

5.3. The aims of the Meeting of Delegates are:

- (a) To bring Affiliated Local Medical Associations into closer relationships with one another, with a view to securing a common policy on matters of mutual interest and uniform methods of procedure and regulation in regard to professional relations of Members with one another and with other persons.
- (b) To bring the Affiliated Local Medical Associations individual and collectively into closer touch with the Council with a view to developing a more vigorous corporate life in the Local Medical Associations and in the Association.
- (c) Such other aims as may be approved by the Council.

5.4. Affiliation of a Local Medical Association shall be conditional upon the following:

- (a) Membership of the Local Medical Association is restricted to medical practitioners registered to practice in New South Wales;
- (b) Office bearers of the Local Medical Association must be members of the Association;
- (c) The Local Medical Association shall encourage their members to also become members of the Association.

5.5. Subject to By-Law 5.4, each affiliated Local Medical Association shall be free to govern itself as it thinks fit.

5.6. The boundaries of Affiliated Local Medical Associations shall be determined by their members in consultation with the Council.

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PART 3 ETHICAL MATTERS

6. Code of Ethics

The Association adopts as its Code of Ethics the Code of Ethics issued by the Australian Medical Association dated 1 February 1996, including any amendments to that Code of Ethics made by the Australian Medical Association.

PART 4 COORDINATING COMMITTEES AND SPECIAL GROUPS

7. Special Groups

Special Groups of Members having distinctive professional interests (the formation of which is authorised by the Constitution) may be formed and conducted subject to and in accordance with the following provisions of this By-Law:

- (a) whenever the Council shall determine or be requested by any Members to form a Special Group it shall, subject to (b) below, convene a meeting of Members who in its opinion would be qualified to be Members of that Special Group, for the purpose of considering the formation of that Special Group. This meeting shall be chaired by a member of the Council nominated by the President or by the nominee of that member of Council.
- (b) Should the Council consider that the views of Members who in its opinion are qualified to be members of a Special Group, regarding the formation of a Special Group, may be ascertained by means other than the holding of a meeting of those Members, then the Council may take such other steps as it considers appropriate to obtain the views of those Members.
- (c) Whenever any Members shall determine to form a Special Group the Chairman of the meeting at which the decision to form a Special Group was taken shall make an application to that effect to the Council. The application shall be accompanied by a list of Members who desire and are qualified to become Members of the Special Group. The Chairman of the meeting shall have the duty of convening all further meetings and of setting in motion all procedures necessary for the formation of the Special Group and the election of its office bearers.
- (d) On receipt of the application, the Chief Executive Officer shall as soon as practicable refer it to the Council for consideration, and the Council may consent to the application as received or may impose any conditions, limitations or restrictions which it may think proper in respect to the information or operations of

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the Special Group, or may refuse consent to the formation of the Special Group. Upon the Council having consented to the formation of a Special Group, those Members who are qualified and intend to become Members may proceed with the formation of the Special Group, subject to this By-Law. Any conditions, limitations or restrictions imposed by the Council in respect to the Special Group may be varied or released by the Council.

- (e) No Member shall be eligible to become a member of a Special Group unless he is a Member of the Association and possesses the qualifications for membership of that Special Group as prescribed by the Association.
- (f) Any Member who wishes to become a member of a Special Group who possesses the qualifications required for membership shall on making the required application be admitted as a member except that an application shall not be required of any Members who possess the relevant qualifications and who have been named as proposed members in any list supplied to the Association under By-Law 12.1(c).
- (g) Application for membership of a Special Group shall be made in writing to the Chair of the Special Group and shall contain the full name and address of the applicant and full particulars of his or her qualifications for membership. If there is no Chair of the Special Group or no Chair known to the applicant, then the application may be made either to the Chair of the Special Group or to the Chief Executive Officer of the Association. If the application is received by the Chief Executive Officer of the Association, he or she shall as soon as practicable forward it to the Chair of the Special Group.
- (h) If there is any dispute or question as to whether a Member applying for admission as a member of a Special Group possesses the qualifications entitling that Member to become a member, the dispute or question shall be referred to the Council and the decision of the Council on the matter shall be final and conclusive as between all parties.
- (i) Every Special Group shall have a Chair. The first Chair shall be elected at the first meeting of the Special Group held after its formation. The term of office and method of election of the officers shall be determined by the rules of the Special Group.
- (j) The Chair of a Special Group shall, with all expedition, forward to the Chief Executive Officer, the names and addresses of all officers of the Special Group holding office and also the names and addresses and qualifications of all persons who become members of the Special Group, and any alteration in those details.
- (k) Not more than one Special Group shall exist in respect of any one area unless in the opinion of the Council there are special circumstances which justify the existence of more than one.
- (l) No Special Group shall consist of Extraordinary Members only.
- (m) A Special Group may by resolution permit persons who are not members of the Special Group to attend any meeting of the Special Group if it is of the opinion that their attendance will promote the objects, scope or purposes of the Special Group.
- (n) For the purpose of providing for the expenses incurred by a Special Group each member of the Special Group shall pay to its Treasurer such subscription whether annual or otherwise as shall be fixed by the Special Group. All moneys

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so received shall be the property of the Special Group and shall be applied and disbursed in such manner as it shall determine.

- (o) A Special Group shall not be deemed the agent of the Council or to have any authority to represent or bind the Council in any manner whatsoever.
- (p) Each Special Group shall be entitled to make Rules as it may deem necessary or proper for or in relation to the conduct of its business and affairs. No Special Group shall be entitled to make any Rule which is inconsistent with this By-Law. A copy of all Rules passed by a Special Group shall be forwarded to the Association. All Rules of a Special Group and any amendments to those Rules need to be approved by the Council before they become operative.
- (q) Whenever, in the opinion of the Council, the continuance of a Special Group is unnecessary or undesirable, the Council may by resolution dissolve it. Upon notice being given by the Council to the Chief Executive Officer or Chair of the Special Group of such a resolution, it shall be the duty of the Chief Executive Officer or Chair of the Special Group and of all Members to take all such steps and do or concur in doing all such things as may be necessary or proper to bring about the dissolution of the Special Group and the discontinuance of its operations.
- (r) Each Special Group shall on or before the 31st day of January in each year furnish to the Council a Report of its work and operations during the preceding year.
- (s) The Council may require applications for membership of a Special Group and returns of the membership of Special Groups and of all officers to be in a form prescribed or approved from time to time by the Council.
- (t) A member of a Special Group shall cease to be a member of that Special Group on ceasing to be a Member of the Association.
- (u) A Special Group may nominate a member to attend meetings of the Council as an observer, who may, with the permission of the Chairman of the Council, address the meeting on any matter of direct concern to members of that Special Group.

PART 5 AUSTRALIAN MEDICAL ASSOCIATION LIMITED

8. National Conference

The Council shall appoint annually Ordinary Members or Nominated Representatives who are Ordinary Members of the Australian Medical Association to be members of the National Conference of the Australian Medical Association to be the Representatives of the Association at the National Conference as the Association is entitled to appoint under the Constitution of the Australian Medical Association.

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9. Federal Council

The Council shall appoint annually a member of the Council to be a member of the Federal Council of the Australian Medical Association to represent the Association on the Federal Council.

10. General

- 10.1. Whenever an official communication is received by the Secretary or the Honorary Treasurer of the Association from the Secretary, Treasurer or other officer of the Australian Medical Association requesting that any matter be submitted to the Association or to the Council, it shall be submitted to the Association or the Council, as the case may be, in accordance with the terms of such request.
- 10.2. The Chief Executive Officer shall forward to the Secretary General of the Australian Medical Association the Annual Report and Balance Sheet of the Association immediately after it is published.
- 10.3. The Board shall forward to the Australian Medical Association all subscriptions in respect of membership of the Australian Medical Association collected from Members of the Association as are prescribed by the By-Laws of the Australian Medical Association.

11. Representation On Other Bodies

Whenever the Association is empowered or requested to nominate, elect or appoint any member or members of or any representative or representatives to or on any other Committee, Board, Council, Association, Society or other like body, or to any Congress, Convention or other meeting, the nomination, election or appointment shall be made by the Council unless otherwise provided or required by the terms of the power or authority under which the nomination, election or appointment is made.

12. Confidential Matters

- 12.1 Except with the consent of the Board of Directors in writing, no Member shall publish or be a party to publishing in any newspaper or otherwise the whole or any part of the Constitution or By-Laws of the Association, any communication between that Member, or a Nominated Representative or any other Member and the Association or the Council or the Board of Directors or a Committee of the Association, whether the communication relates to a matter under consideration by or has been submitted for the consideration of the Association or the Council or the Board of Directors or a Committee of the Association, or any Rule, Minute, decision or proceedings of the Association or the Council or the Board of Directors or a Committee of the Association, or any other like matter. It shall not be necessary to obtain the consent of the Board of Directors to a publication of any matter referred to in this By-Law in The Medical Journal of Australia, or any other newspaper, journal or magazine approved by the Board of Directors.
- 12.2 The proceedings of, and papers distributed for Board, Council and Committee meetings and out of session are confidential and may only be distributed more widely with the consent of the Chair of the Board, Council or relevant Committee.

PART 7 MEDICAL PRACTICE COMPANIES

13. Each and every Member who is a member, shareholder or director of a Medical Practice Company shall for the purpose of these By-Laws be deemed to have personally omitted or done or omitted to do all acts, matters and things which the Medical Practice Company shall commit to do or omit to do and which if applied to a Member is regulated, controlled or prohibited by these By-Laws, the Ethical Rulings of the Association or the Code of

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Ethics of the Australian Medical Association and for the purpose of these By-Laws each and every such Member shall be personally responsible and answerable for any such act, matter or thing committed or done or omitted to be done by the Medical Practice Company to the same extent as if he or she had personally committed, done or omitted to do such act, matter or thing.

THE SCHEDULE

APPLICATION FOR ELECTION (By-Law 2)

Australian Medical Association (NSW) Limited
PO Box 121 ST LEONARDS NSW 2065

I,
a Registered Medical Practitioner, hereby apply/being a director of..... Pty Limited, hereby apply on behalf of..... Pty Limited for election as a Member of the Australian Medical Association Limited and of Australian Medical Association (NSW) Limited, and I agree, if elected/and I on behalf of Pty Limited agree that if Pty Limited is elected, to observe the principles stated in the Declaration of Geneva, viz:

*As a member of the medical profession:
I solemnly pledge to dedicate my life to the service of humanity;
The health and well-being of my patient will be my first consideration;
I will respect the autonomy and dignity of my patient;
I will maintain the utmost respect for human life;
I will not permit considerations of age, disease or disability, creed, ethnic origin, gender, nationality, political affiliation, race, sexual orientation, social standing or any other factor to intervene between my duty and my patient;
I will respect the secrets that are confided in me, even after the patient has died;
I will practise my profession with conscience and dignity and in accordance with good medical practice;
I will foster the honour and noble traditions of the medical profession;
I will give to my teachers, colleagues, and students the respect and gratitude that is their due;
I will share my medical knowledge for the benefit of the patient and the advancement of healthcare;
I will attend to my own health, well-being, and abilities in order to provide care of the highest standard;
I will not use my medical knowledge to violate human rights and civil liberties, even under threat;
I make these promises solemnly, freely, and upon my honour.*

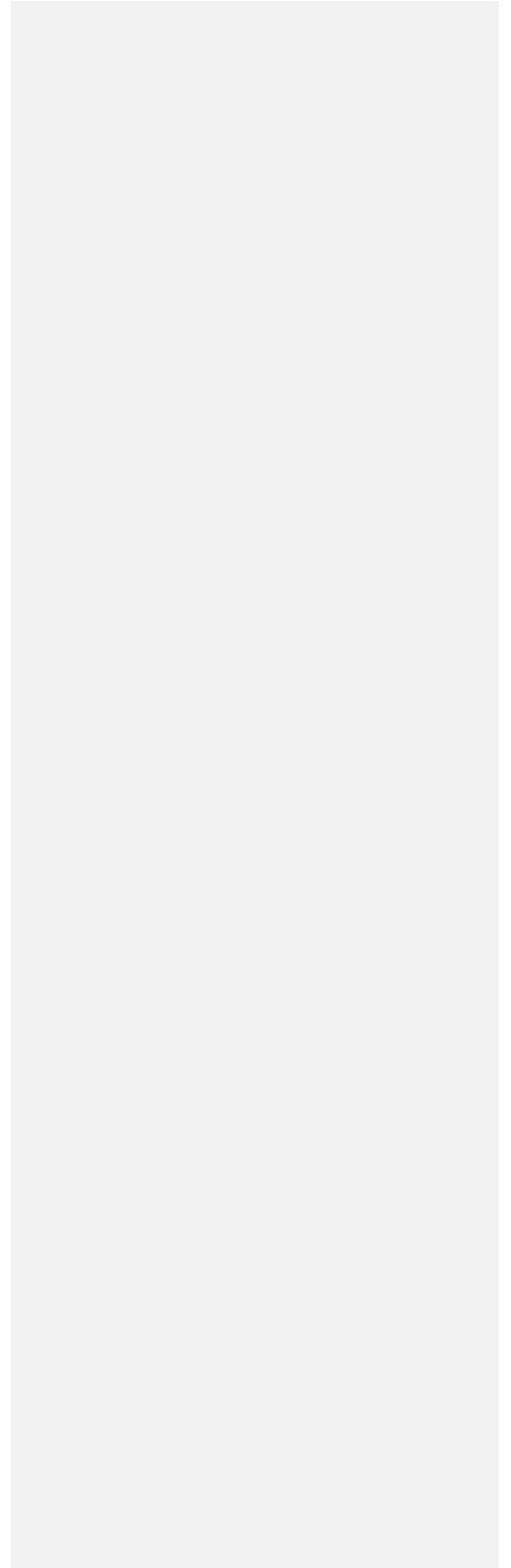
and to abide by:

- (a) The Constitution and By-Laws and the Code of Ethics of the Australian Medical Association Limited for the time being in force.
- (b) The Constitution and By-Laws of Australian Medical Association (NSW) Limited.
- (c) The requirement to pay my annual Subscription to the Australian Medical Association Limited and Australian Medical Association (NSW) Limited.

Signature.....Date.....

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Date of Birth Male Female



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QUALIFICATIONS OF APPLICANT OR NOMINATED REPRESENTATIVE

Initial Qualifications (Date and Place of).....

Higher Qualifications (if any) (Dates and Places of).....

Registration (Dates and Places of).....

Membership of other Medical organisations, if any

(Branch/Group)(Date)

Previous Membership of AMA, if any.....

(Branch/Group)(Date)

Home Address

Postcode Telephone.....

Practice Address

Postcode Telephone.....

Classification

Private Practice Salaried

GP Specialist Other

Sub-Specialty (please specify)

Type of Practice

Hospital Appointments

Sessional Modified Fees Salaried Other

Membership Category.....

Decorations

Directors and Shareholders of Company Applicants

(a) Directors

Name

Address.....

Registered Medical Practitioner? Yes No

(b) Shareholders

Name

Address.....

Registered Medical Practitioner? Yes No

SignatureDate.....

Date of Birth Male Female