

Constitution Review Commission

**Deophine
Luswili**

**Constitution Review
Committee
Chairperson**

**9th October
2021**

Annual General Meeting-ZICA

CRC Committee Composition

- ❑ Mr. Robert Malasha-representing senior members of Institute (Fellows & Associates)
- ❑ Ms. Idah Simfukwe Liyambo-representing (Affiliates members of the Institute)
- ❑ Ms. Chama Nkandu-representing members in Public Practice

CRC Committee Composition...

- ❑ Mr. Mukaya Simubali-representing members from the Business Sector
- ❑ Dr. Chanda Grevas Shikaputo-representing members from the Academia
- ❑ Mr. O'Brien Siame Katai-representing members in Public Sector
- ❑ Ms. Deophine Luswili-representing Practitioners

Introduction

- Following the resolution that was passed at the ZICA 35th AGM to have the ZICA Constitution reviewed, the Constitution Review Committee (CRC) was **constituted** to receive and review submissions from Members across the country.
- The Committee was appointed to serve for a period of two (2) months effective 26th March 2021.

Introduction cont...

- ❑ The aim of the constitutional review is to among other things, incorporate best practices
- ❑ As you are all aware, accountants operate in a fast changing business environment, a situation that calls for dynamism and new thinking
- ❑ We also have to take into account the strategic requirements of today's business organizations



Cont...

- ❑ The CRC's role has been to review the Constitution, not to rewrite or replace it
- ❑ Remember, the ZICA Constitution is meant to govern our everyday professional life
- ❑ It is our considered view that the constitution must not only serve collegial purpose but must be respected and remain relevant in our personal and professional lives

Proposed amendments to the Constitution

1. Chapter 2(3): Membership-Application for registration as associate member

▪ *Issue*

The issue is with what is included under “practical experience” as academic experience was omitted.

▪ *Recommendation*

Practical experience has been redefined to include academic or teaching experience.

Proposed amendments to the Constitution...cont

2. Chapter 4(25):Eligibility to be President, Vice-President or Council Member

▪ *Issue*

The need to make it mandatory for anyone vying for a position on Council (or the Disciplinary Committee) to pass an integrity test.

Recommendation

The proposal was included in the constitution with the emphasis that a member is fully paid up and is not in lawful custody.

Proposed amendments to the Constitution...cont

3. Chapter 3(20,21 & 22): Meetings of the institute- *Holding of virtual general meetings*

▪ *Issue*

The Constitution should allow for the holding of virtual general meetings and electronic voting.

Recommendation

The Constitution has been amended to allow for the holding of virtual general meetings and electronic voting.

Proposed amendments to the Constitution...cont

4. Chapter 2(9 & 10): Membership-*Practicing & Non Audit Certificates(Competence Practice Exams)*

- *Issue*

The remove Competence Practice Exams from the Constitution.

Recommendation

Competence exams to be maintained to ensure high quality standards of accountants in practice.

Proposed amendments to the Constitution...cont

5. Chapter 2(13):Membership-*Reinstatement of membership & practicing certificate*

▪ *Issue*

The restoration of a member to be delegated to the disciplinary committee.

Recommendation

The disciplinary committee should be mandated to recommend and restore a member in line with section 36 and 37 of the Accountants bill.

Proposed amendments to the Constitution...cont

6. Chapter 3(17(3)):Meetings of the Institute-*The annual general meeting*

▪ *Issue*

The recasting of the sentence below as the AGM deals with specific matters; "in addition to any other business, the following business shall be transacted at every AGM".

Recommendation

The sentence was re casted to include specific AGM matters such as election of council members, presentation, approval and adoption of reports.

Proposed amendments to the Constitution...cont

7. Chapter 4(23(2a)):The Council-*Nomination and election of Council Members*

▪ *Issue*

To include “any other form” to the forms or documents prescribed in the constitution

Recommendation

This word “any other form” has been included in the amended constitution as may be determined by the council.

THANK YOU

