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Memorandum
and
Articles of Association
and Bye-laws
of the
British Medical Association

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The following is the Memorandum of Association of the British Medical Association as altered from the form in which it was adopted on the 17th October, 1874, by (1) a special resolution duly passed and confirmed at extraordinary general meetings held on the 5th and 30th December 1913, and confirmed by the Chancery Division of the High Court of Justice on the 17th February, 1914, the Board of Trade previously having approved such alterations, (2) a special resolution duly passed and confirmed at an extraordinary general meeting held on the 22nd July, 1972, the Department of Trade and Industry previously having approved such alteration, and (3) a special resolution duly passed and confirmed at an extraordinary general meeting held on 27th February, 1975, the Department of Trade and Industry previously having approved such alteration

**MEMORANDUM OF ASSOCIATION
OF THE
BRITISH MEDICAL ASSOCIATION**

- 1 The name of the Association is the “British Medical Association”
- 2 The registered office of the Association is to be in England
- 3 The objects for which the Association is established are.
 - (1) To promote the medical and allied sciences, to maintain the honour and interests of the medical profession and to promote the achievement of high quality health care.
 - (2) To hold or arrange for the holding of periodical meetings of the members of the Association and of the medical profession generally
 - (3) To circulate such information as may be thought desirable by means of a periodical journal, which shall be the journal of the Association, and by the occasional publication of transactions or other papers.
 - (4) To grant sums of money out of the funds of the Association for the promotion of the medical and allied sciences in such manner as may from time to time be determined.
 - (5) Subject to the provisions of Section 19 of the Companies (Consolidation) Act 1908 to purchase take on lease exchange hire or otherwise acquire any real and personal property and any rights or privileges necessary or convenient for the purposes of the Association.
 - (6) To sell improve manage develop lease mortgage dispose of turn to account or otherwise deal with all or any part of the property of the Association
 - (7) To borrow any moneys required for the purposes of the Association upon such terms and upon such securities as may be determined.
 - (8) To do all such other lawful things as may be incidental or conducive to the promotion or carrying out of the foregoing objects or any of them.
- 4 The income and property of the Association, from whatever source derived, shall be applied solely towards the promotion of the objects of the Association as set forth in this Memorandum of Association and no portion thereof shall be paid or transferred directly or indirectly by way of dividend or bonus or otherwise, by way of profit to the persons who at any time are or have been members of the Association or to any person claiming through any of them, provided that nothing herein shall prevent the payment in good faith of remuneration to any

officers or servants of the Association or to any member of the Association or other person in return for any services actually rendered to the Association.

5. The 4th paragraph of this Memorandum is a condition on which the licence is granted by the Board of Trade to the Association in pursuance of Section 23 of The Companies Act, 1867 For the purpose of preventing any evasion of the terms of the said 4th paragraph, the Board of Trade may from time to time, on the application of any member of the Association, impose further conditions which shall be duly observed by the Association
6. If the Association act in contravention of the 4th paragraph of this Memorandum, or of any further conditions, the liability of every Director hereinafter called member of Council shall be unlimited, and the liability of every member who has received any such dividend, bonus, or other profit aforesaid, shall likewise be unlimited In all other respects the liability of members and Medical Student members is limited
- 7 Every member and medical student member of the Association undertakes to contribute to the assets of the Association in the event of the same being wound up, during the time that he/she is a member, or within one year afterwards, for payment of the debts and liabilities of the Association contracted before the time at which he/she ceases to be a member, and the costs, charges and expenses of winding up the same, and for the adjustment of the rights of the contributories amongst themselves such amount as may be required, not exceeding the sum of one pound sterling, or in case of his/her liability becoming unlimited, such other amount as may be required in pursuance of the last preceding paragraph of this Memorandum

The following articles are the Regulations of the Association adopted in pursuance of a special resolution passed 29th June, 1910, and confirmed 22nd July, 1910, except in so far as such articles have been since duly added to or otherwise altered

ARTICLES OF ASSOCIATION OF THE BRITISH MEDICAL ASSOCIATION

PART 1 - INTERPRETATION

- 1 In these Articles of Association (where not repugnant to the context) the words and expressions following have the meanings hereinafter assigned to them respectively

“the Association” means the above-named Association.

“the articles” means these articles of association with such modifications thereof or additions thereto as may from time to time be in force

“member” means either an ordinary member or a medical student member

“existing” means existing at the time when these articles come into operation.

expressions defined in the Companies Act 1985 (as amended from time to time) shall have the meanings so defined.

“the Medical Act” means The Medical Act 1983 or any statutory re-enactment or modification thereof for the time being in force.

“Her Majesty’s Armed Forces” means the Medical branch of the Royal Navy, the Royal Army Medical Corps, and the Medical branch of the Royal Air Force and the expression “doctors in the Armed Forces” shall be construed accordingly

“junior member” means an ordinary member of the Association who is either within twelve years of provisional registration or within 11 years of first full registration with the GMC

“overseas member” means an ordinary member of the Association whose address as held on the Association’s register of members is outside England, Scotland, Wales and Northern Ireland.

“bye-laws” the bye-laws made from time to time in accordance with these articles

2. The Interpretation Act, 1978, shall apply for the purpose of the interpretation of these articles and bye-laws made hereunder as it applies for the interpretation of an Act of Parliament.

PART 2 - MEMBERSHIP

3. There shall be the following categories of membership -

(1) **Voting members**

- (a) ordinary members
- (b) medical student members

(2) **Non-voting members**

- (a) honorary members

Eligibility for Voting Membership

4 The following persons shall be eligible for voting membership of the Association

(1) As ordinary members (not being overseas members).-

- (a) Any person who is registered under the Medical Act
- (b) Any person who is registered under the Medical Act and whose erasure from the Medical Register was not as a consequence of disciplinary action
- (c) Any person who, although not registered under sub-paragraph (a) and (b) hereof, is possessed of any medical qualification the holding of which is a condition precedent to his/her being eligible to be so registered, provided that this sub-paragraph shall not apply in the case of a person whose name has been erased from the Medical Register in consequence of disciplinary action
- (d) Any person who is a member of a class of persons whom the Council may from time to time specify as eligible for ordinary membership upon such conditions as the Council may specify

Provided always that

- (i) a person whose registration under the Medical Act has been suspended as a consequence of disciplinary action for a period not exceeding 12 months shall, notwithstanding anything contained in the Medical Act, continue to be eligible for ordinary membership of the Association and

- (ii) the address of the member as held on the Association's register of members is within the United Kingdom of Great Britain and Northern Ireland

(2) As overseas members -

- (a) Any person who is registered under the Medical Act
- (b) Any person who has previously been registered under the Medical Act and whose erasure from the Medical Register was not as a consequence of disciplinary action
- (c) Any person who, although not registered under sub-paragraph (a) and (b) hereof, is possessed of any medical qualification the holding of which is a condition precedent to his/her being eligible to be so registered, provided that this sub-paragraph shall not apply in the case of a person whose name has been erased from the Medical Register in consequence of disciplinary action
- (d) Any person whose name is registered on the medical list (or equivalent) held by any regulatory body of the geographical area in which such person practises medicine, and which confers on them the right to practise medicine under the laws of that geographical area, provided that this sub-paragraph shall not apply in the case of a person whose name has been erased from the medical list (or equivalent) in consequence of disciplinary action
- (e) Any person who is a member of a class of persons whom the Council may from time to time specify as eligible for overseas membership upon such conditions as the Council may specify

Provided always that:

- (i) a person whose registration under the Medical Act or equivalent overseas legislation has been suspended as a consequence of disciplinary action for a period not exceeding 12 months shall, notwithstanding anything contained in the Medical Act or equivalent overseas legislation, continue to be eligible for overseas membership of the Association and
- (ii) a person whose qualification for membership arises under paragraph 2 (d) of this Article and who has been suspended as a consequence of disciplinary action for a period not exceeding 12 months shall continue to be eligible for overseas membership of the Association and
- (iii) the address of the member as held on the Association's register of members is outside the United Kingdom of Great Britain and Northern Ireland

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- (3) As medical student members -
Medical students who are enrolled for a course of study in the United Kingdom for or leading to a primary medical qualification

Mode and Conditions of Election to Membership

- 5 The mode and conditions of election to membership shall be determined by and in accordance with the articles and bye-laws

Application

- 6 Every candidate for membership of the Association shall apply for election in writing, addressed to the Association, and stating his/her agreement, if elected, to abide by the articles, bye-laws and the rules of the division or branch to which he/she may at any time belong or with which he/she may at any time be associated, and to pay his/her subscription for the current subscription period.

Register of Members

- 7 Subject as hereinafter provided the persons for the time being named in the register of members of the Association whose respective addresses are situate at places within the area of any division or branch, and no others shall be deemed to be the voting members of that division or branch. Provided always that any member who has become a member of a division other than that in which he/she resides shall be a member of such first-mentioned division and shall not be a member of the division in which he/she resides

Duration of Voting Membership

- 8 Every voting member shall remain a member until his/her membership is terminated in accordance with the provisions of the articles and bye-laws

Eligibility for Honorary Membership

- 9 The Association shall have in such manner as the articles and bye-laws may provide power to elect honorary members. Honorary members shall be eligible for election as President of the Association and may hold the office of President, President Elect, Immediate Past President, Past President, or Vice-President, but an honorary member shall not be eligible for election to or eligible to hold any other office in the Association. The Association may admit honorary members to such privileges (other than that of receiving notices of General Meetings or of voting as members of the Association) as may from time to time be conferred on them

Extraordinary Members – “Visiting”, “Complimentary”

10 Not allocated

11 Not allocated

Termination of Voting Membership and members’ conduct

12 Voting membership of the Association may be terminated in any of the following ways, namely.

(1) by resignation, subject to such notice as may be prescribed by the articles and subject to the provisions of the next succeeding article;

(2) by default in the payment of a due subscription beyond the end of the subscription period to which the due subscription relates;

(3) (a) upon erasure or suspension for a period of more than 12 months, in consequence of disciplinary action, from the Medical Register, save that members who are suspended under an order of suspension in advance of their case being heard by a final determining fitness to practise panel shall continue as members and shall continue to enjoy all the privileges of membership,

(b) upon forfeiture, in consequence of disciplinary action, of the medical qualification by virtue of which the member was eligible for membership,

(4) for overseas members,

(a) upon erasure or suspension for a period of more than 12 months, in consequence of disciplinary action, from any registration that conferred eligibility for membership under the provisions of Article 4 (2) (a), 4 (2) (b) or 4 (2) (d) save that members who are suspended under an order of suspension in advance of their case being heard by a final determining body shall continue as members and shall continue to enjoy all the privileges of membership,

(b) upon forfeiture, in consequence of disciplinary action, of the medical qualification by virtue of which the member was eligible for membership,

(5) for medical student members, upon suspension from their medical school course for a period of greater than 12 months as a consequence of disciplinary action or termination of course save that members who have appealed their suspension or termination to their medical school or university shall continue as members until such time as the appeal is determined, by their medical school or university

(6) as a result of expulsion under the provisions of Articles 14 and 15

Members' conduct

13 The grounds upon which a member, Officer or member of any committee may be investigated are that -

(1) his/her conduct has been

(a) detrimental to the honour and interests of the medical profession or the Association or

(b) likely to bring the profession into disrepute, or

(2) he has wilfully and persistently refused to comply with the articles, bye-laws or the rules of any division or branch of which he/she may be a voting member

14. (1) Where a Director, Chief Officer, voting member, division, branch or committee or a member of the official staff of the Association believes that a member, Officer or member of any committee has contravened the provisions of article 13 the allegation must be submitted in writing to the Chief Executive

(2) The Chief Executive shall investigate the allegation and in doing so shall inform the member concerned of the allegation and invite the member to comment on the allegation. The Chief Executive may, in accordance with article 55, delegate all or part of the investigation to such person or persons as he/she thinks fit.

(3) The Chief Executive (or those persons appointed by him/her to conduct the investigation) may, upon concluding the investigation

(a) dismiss the allegation with no further action,

(b) issue an oral or written warning, or

(c) refer the allegation to go to a hearing.

Where the Chief Executive considers that a warning is appropriate the member concerned shall be invited to comment on the sanction before it is finalised and may request that the matter be dealt with by a hearing instead

(4) If the Chief Executive is satisfied that a hearing is necessary, or if the member requests a hearing in accordance with sub-section (3), the Chief Executive shall request the Council to set up a panel of three or more members

of the Association to hear the case. The member may appear before the hearing and may be accompanied by a friend or representative who may be legally qualified, or he/she may make a submission. The Chief Executive or his/her appointed delegate shall present the case on behalf of the Association. The hearing shall be held in public unless the panel considers that there is good reason not to do so.

(5) The decision of the panel shall be reported to the Council but Council shall not have the power to overturn the decision.

(6) The panel shall have the power to:

(a) expel the member from the Association;

(b) suspend the member from membership of the Association for such period and on such terms as it considers appropriate;

(c) suspend the member from some or all of the BMA offices held by him/her for such period and on such terms as it considers appropriate;

(d) issue a public censure in respect of the member's conduct on such terms and through such medium as it considers appropriate;

(e) issue an oral or written warning.

(7) The sanction imposed by the panel shall take effect 21 days after the decision of the panel unless the member appeals against the decision of the panel. The member shall have the right of appeal against the decision of the panel within 21 days to a panel of three members appointed annually by the Council. Any appeal hearing shall take place within 21 days of the appeal being received.

(8) Where the member concerned is also a Director, Office Holder or any person holding any office of the Association, the Chief Executive shall report the matter to an Interim Measures Panel (established annually by Council), who shall have the power to suspend temporarily the member from all of the BMA offices which he/she holds with immediate effect pending the outcome of the investigation and/or hearing.

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- (9) A Director, Office Holder or any person holding any office of the Association who is suspended from all or any BMA offices shall have a right of appeal to a panel appointed by Council.
- (10) Suitable legal advice will be available to the panels appointed by Council
- (11) Council shall have the power to determine the detailed procedures appropriate for the investigation and hearing process under this article
- 15 The council of each branch having a membership of not less than 30, upon the representation of any two members of such branch, shall have power at a special meeting of the branch council convened at not less than one month's notice and after due inquiry of which not less than 28 days' notice in writing, specifying the time and place at which he/she may be heard in his/her defence, shall have been given to the voting member, to expel from membership of the Association such person whose conduct shall be held by the branch council to be such as to render him/her liable to expulsion under article 14 The Council of each branch exercising such powers shall inform the Chief Executive of the Association of the outcome of any enquiry
- 16 A majority of two-thirds of those present and voting at a meeting of a branch council shall be required for the purpose of exercising the powers conferred by articles 14 and 15.
17. No voting member in regard to whom a representation as aforesaid has been made, or whose conduct is under investigation, or is the subject of inquiry by a branch council, or by any council or committee of a division, or by any committee authorised in that behalf by any such council as aforesaid, shall be capable of effectively resigning his/her voting membership of the Association nor shall his/her voting membership be terminated in pursuance of article 14(6) until the investigation or inquiry is completed and the decision thereunder is made known. A member's conduct shall be deemed to be under investigation from the date of the letter of complaint.

Re-eligibility

18. A person who has ceased to be a voting member pursuant to articles 12(3) and 14(6) shall not be re-eligible without the prior sanction of Council
19. A person who has ceased to be a voting member pursuant to articles 12(1) and (2) may apply for re-election as if he/she were initially applying for membership of the Association.

Subscriptions

- 20 (1) Save as otherwise provided by the articles every voting member shall pay to the Association a subscription for such subscription period as the Council shall from time to time determine and of such sums as the Representative Body shall determine,
- (2) Subscriptions shall be considered due in advance.
- 21 The payment of each subscription shall during its currency entitle the member to all privileges of membership of the Association and to the ordinary privileges of membership of the division or branch of which he/she is an ordinary member The privileges of membership include that of receiving the Journal or in the case of a student member the student edition of the Journal (except that a spouse/partner member shall not be entitled to receive the Journal unless he/she so requests in writing and where the member is entitled to receive the student edition of the Journal the spouse member may not elect to receive an edition other than the student edition)
22. In the case of a person who shall have been an ordinary member of the Association for a period of 50 years or more such person shall without payment of any annual subscription as from the date when his/her subscription would otherwise have been renewable and during the continuance of his/her membership be entitled to all the privileges therefore. In the case of a member who is a member of a branch this article shall be construed without prejudice to his/her obligations as a member of such branch
- 23 For the purposes of this article a member shall be deemed to reside where his/her ordinary place of abode is situated at the time at which his/her subscription is considered due

Arrears of Subscription, Cessation of Membership

- 24 (1) If the subscription of a voting member for any subscription period shall not have been paid on or before such date in any subscription period as the Council may from time to time determine he/she shall, without prejudice, to his/her liability to the Association, cease to be a voting member as from that date Provided that upon payment before the end of such subscription period of all subscriptions due from him/her he/she shall, if eligible, be restored to membership in the appropriate category without re-election The payment of subscription arrears shall not entitle the member to receive the Journal or student edition of the Journal during the period covered by the arrears unless he/she so requests in writing,
- (2) No voting member shall (except in case of his/her expulsion, or of his/her ceasing to be a member, or medical student member, under the provisions of

article 14 or under the previous provision of this article) cease to be a member or medical student member (as the case may be) without having notified the Association immediately and in writing at the registered office of his/her resignation and having paid all arrears of subscriptions (if any) due from him/her. Such notice of resignation shall be acknowledged by the registered office.

AFFILIATION

- 25 (1) The Association may admit to affiliation with it any medical Association or similar body established outside the United Kingdom on such terms and with such privileges as may in each case be approved by resolution of the Council, provided always that the Council shall report any such approval to the next Annual Representative Meeting and it shall be open to the Representative Body by a resolution passed at such meeting to repudiate such affiliation,
- (2) The Association may terminate any such affiliation (after due notice on either side) by resolution of the Representative Body passed after consideration of a report by the Council,
- (3) Any resolution of the Representative Body under this article shall be final and shall not require to be approved under article 67

Affiliated Membership

26. The Council may determine that the members of any Medical Association or similar body established outside the United Kingdom being a body admitted to affiliation (being persons temporarily resident within the area of any branch or division of the Association) shall be admitted to affiliated membership of the Association with such privileges as shall be determined by the Council

PART 3 - LOCAL ORGANISATION

27. (1) The members of the Association shall be formed into separate local bodies styled (in the United Kingdom, Channel Islands and Isle of Man) "divisions" and (elsewhere) "branches".
- (2) Each division or branch shall consist of a body of members and have a local area determined as hereinafter provided.

Formation, Alteration, Dissolution, etc, of Branches and Divisions

- 28 The Organisation Committee on behalf of Council may from time to time determine, recognise and modify what bodies of members and geographical areas shall constitute local representative structures. Not less than one month's notice in writing shall be given to any recognised representative structure to whose boundaries or area any change is proposed The Organisation Committee

may also, on behalf of Council, on giving not less than six months' notice in writing, close down any local representative body.

- 29 In determining the boundaries or areas of divisions and branches, the Organisation Committee shall have regard to the expressed wishes of the local bodies concerned, to the importance of maintaining a close relationship with local statutory or functional bodies and other local professional groups, and to transport facilities

Autonomy

30. (1) Subject to these articles and bye-laws each division, branch or regional council, the constitutions of which shall be determined by the Organisation Committee on behalf of the Council, shall, subject to the terms of the constitution, be free to govern itself in such manner as it shall think fit, and from time to time to make, amend or repeal such rules.

(2) The governing rules so made, and for the time being in force shall be binding on the members, constituting the division, branch or other body in reference to which they are made. Such rules shall be submitted for approval to the Organisation Committee, and shall not come into operation unless and until they are approved

Rules of Procedure in Ethical Matters

- 31 The rules governing procedure in ethical matters of divisions or branches shall be such as may from time to time be approved by the Representative Body

PART 4 - GENERAL MEETINGS OF THE ASSOCIATION

Annual General Meeting

- 32 The Association shall in each calendar year hold a general meeting as its annual general meeting in addition to any other meetings in that year. Not more than 15 months shall elapse between the date of one annual general meeting and that of the next. The annual general meeting shall be held at such time and place as may be fixed by the Council, and if no time is so fixed shall be held on the third Wednesday in September, and if no place is so fixed shall be held at the registered office of the Association

Business of Annual General Meeting

- 33 The business of an annual general meeting shall be

-
- (1) such business as by statute or by the articles shall for the time being be appointed to be transacted at such meeting, including the appointment of auditors and the fixing of their remuneration, and
- (2) the reception of such addresses and other communications, and the discussion of such matters pertaining to the medical and allied sciences as the Council shall have arranged to be received or discussed at such meeting.
- 34 The Council shall arrange the order of business of an annual general meeting, and shall fix the times at which matters described under the heads (1) and (2) of article 33 shall respectively be considered. At the conclusion of the business under article 33(1) any remaining business for consideration shall be adjourned by the Chairman without discussion to such time as may have been appointed by the meeting for the resumed consideration of business of that description.

Extraordinary General Meetings

- 35 All general meetings other than the annual general meeting shall be called extraordinary general meetings.
36. The Council may whenever it thinks fit and shall upon a requisition made in writing as hereinafter provided by one per cent of the voting membership of the Association convene an extraordinary general meeting
37. A requisition must state the objects of the meeting and must be signed by the requisitionists and deposited at the registered office of the Association, and may consist of several documents in like form each signed by one or more requisitionist.
38. If the Council does not within 21 days from the date of the deposit of a requisition proceed duly to convene an extraordinary general meeting, the requisitionists, or any 100 of them, may themselves convene a meeting for the object specified in the requisition, but any meeting so convened shall not be held after the expiration of three months from the said date. A meeting convened by the requisitionists shall be convened in the same manner as nearly as possible as that in which the General Meetings are to be convened by the Council

Notice of Meetings and Special Business

39. Twenty-one days clear notice shall be given in the case of an annual general meeting or in the case of a meeting called for the consideration of a special resolution
40. Fourteen days clear notice shall be given for the consideration of special business being all business transacted at extraordinary meetings and all business

transacted at annual general meetings save for ordinary business as defined in article 33.

- 41 Notices shall specify the time and place of the meeting and the general nature of the business to be transacted and, in the case of an annual general meeting shall specify the meeting as such. The notice shall be given to members of Council and the auditors
- 42 The accidental omission to give notice to or the non receipt of notice by any person entitled to receive notice shall not invalidate the proceedings at any general meeting.

Chairman

- 43 The President of the Association shall preside as Chairman at the opening of every general meeting In the absence of the President, the Chairman of Council shall preside, and in his/her absence a chairman shall be appointed by the meeting

Quorum

- 44 Except as hereinafter provided no business shall be transacted in any annual general meeting unless there be present a quorum of not less than 100 voting members In the case of an extraordinary general meeting the quorum shall be one-third of one per cent of the voting membership of the Association. If within one hour from the time appointed for the meeting such quorum be not present, the meeting, if convened upon the requisition of voting members, shall be dissolved. In any other case it shall stand adjourned to the same day in the following week, at the same time and place, and if at such adjourned meeting a quorum be not present, those present shall be deemed to be quorum.

Adjournment of Meetings

- 45 The chairman of any general meeting may, with the consent of the meeting, adjourn any business from time to time and from place to place, but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place. When a meeting is adjourned for 14 days or more, at least seven clear days' notice shall be given specifying the time and place of the adjourned meeting and the general nature of the business to be transacted Otherwise is shall not be necessary to give any such notice

Voting at General Meetings

- 46 At a general meeting, unless a poll is demanded in writing by at least five voting members, a declaration by the chairman that a resolution has been carried, or carried by a particular majority, or lost or not carried by a particular majority, and an entry to that effect in the book of the proceedings of the Association shall be sufficient evidence of the fact without proof of the number or proportion of the votes recorded in favour of or against any such resolution
- 47 If a poll be demanded by five voting members or more, the same shall be taken in such manner and either at once or after an interval or adjournment, as the chairman directs.
- 48 On a show of hands every member present in person shall have one vote, and upon a poll every member present in person shall have one vote. Votes must be given personally In case of any equality of votes at any general meeting, the chairman shall have a second or casting vote.

OFFICERS

49. Officers of the Association shall be elected in such manner and shall hold office for such term, and shall have and enjoy such duties, powers and privileges as shall be determined from time to time by the articles and bye-laws
- 50 The expression “The Chief Officers” means:
- the President
 - the Chairman of the Representative Body
 - the Chairman of Council
 - the Treasurer

TERMINATION OF DIRECTOR'S/CHIEF OFFICER'S APPOINTMENT

51. A person ceases to be a Director/Chief Officer as soon as—
- (1) (in respect of Directors only) that person ceases to be a Director by virtue of any provision of the Companies Act 2006 or is prohibited from being a Director by law,
 - (2) a bankruptcy order is made against that person,
 - (3) a composition is made with that person’s creditors generally in satisfaction of that person’s debts;
 - (4) a registered medical practitioner treating the member concerned gives a

written opinion to the Association, which may be sought only with the agreement of the Chief Officers, stating that that person has become physically or mentally incapable of acting as a Director/Chief Officer and may remain so for more than three months,

(5) by reason of that person's mental health, a court makes an order which wholly or partly prevents that person from personally exercising any powers or rights which that person would otherwise have;

(6) notification is received by the Association from that person that he/she is resigning or retiring from office, and such resignation or retirement has taken effect in accordance with its terms;

(7) that person is expelled or suspended from membership of the Association in accordance with article 14(6);

(8) that person is removed from office in accordance with the procedure set out in article 52;

(9) that person refuses, without reasonable cause, to submit to a medical examination by a registered medical practitioner when requested to do so for the purposes of subsection (4) of this article,

(10) that person fails to attend 3 successive Council meetings without reasonable cause.

Resolution to remove Director /Chief Officer

52. (1) The Directors of the Association may, by a vote of at least two-thirds of the total voting membership, remove a Director from office

(2) The Association may by ordinary resolution at a general meeting remove a Director/Chief Officer before the expiration of his/her period of office, notwithstanding anything in any agreement between it and him/her

(3) 28 days clear notice is required of a resolution to remove a Director/Chief Officer.

(4) A vacancy created by the removal of a Director/Chief Officer under this section, if not filled at the meeting at which he/she is removed, may be filled as a casual vacancy.

(5) This article is not to be taken—

(a) as depriving a person removed under it of any compensation or damages which may be due to him/her in respect of the termination of

his/her appointment as Director/Chief Officer, or

(b) as derogating from any power to remove a Director /Chief Officer that may exist apart from this section.

Director's /Chief Officer's right to protest against removal

53. (1) On receipt of notice of an intended resolution to remove a Director/Chief Officer, the Association must forthwith send a copy of the notice to the individual concerned.

(2) The Director/Chief Officer is entitled to be heard on the resolution at the meeting.

(3) Where notice is given of an intended resolution to remove a Director/Chief Officer, and the individual concerned makes, with respect to it, representations in writing to the Association (not exceeding a reasonable length) and requests their notification to members of the Association, the Association shall, unless the representations are received by it too late for it to do so—

(a) in any notice of the resolution given to members of the Association state the fact of the representations having been made, and

(b) send a copy of the representations to every member of the Association to whom notice of the meeting is sent (whether before or after receipt of the representations by the Association)

(4) If a copy of the representations is not sent as required by subsection (3) because it is received too late or because of the Association's default, the Director/Chief Officer may (without prejudice to his/her right to be heard orally) require that the representations shall be read out at the meeting

CHIEF EXECUTIVE

54 The Chief Executive shall be appointed and may be dismissed or temporarily suspended by the Council, and shall hold office for such period and perform such duties and receive such remuneration as set out in the articles or bye-laws or as the Council may from time to time determine, including acting as Returning Officer in elections. Before appointing the Chief Executive, the Council shall advertise the post publicly in such manner as it may from time to time determine

55 (1) The Chief Executive may delegate certain of the powers which are conferred on him/her under the articles or bye-laws,—

(a) to such person or committee,

(b) by such means (including by power of attorney),

(c) to such an extent, and

(d) on such terms and conditions,

as he/she thinks fit

(2) The powers which can be delegated include but are not limited to:

(a) his/her role as Returning Officer,

(b) his/her involvement in the disciplinary process as set out in article 14;

(c) the repudiation of any strike or industrial action, and

(d) any other non-statutory roles requested or required of him/her from time to time which it is reasonable to delegate.

(3) If the Chief Executive so specifies, any such delegation may authorise further delegation by any person to whom the powers are delegated.

(4) The Chief Executive may revoke any delegation in whole or part, or alter its terms and conditions.

EDITOR OF THE BRITISH MEDICAL JOURNAL

56 The Editor of the British Medical Journal shall be appointed and may only be dismissed by the Council. Before appointing the Editor, the Council shall advertise the post publicly in such manner as it may from time to time determine.

PART 5 - REPRESENTATIVE BODY

General Powers

57. The general control and direction of the policy and affairs of the Association shall be vested in a body of representatives styled "the Representative Body" whose composition shall be determined in accordance with the bye-laws.

Representative Meetings

58 (1) The Representative Body shall hold an annual meeting called the Annual Representative Meeting which shall be convened in every year by the Council, and shall be held at such time and place as shall have been prescribed by the Association at a previous Annual Representative Meeting, and if no such time or place shall have been so prescribed, the same shall be determined by the Council. The annual session of the Association shall commence with the closing of the Annual Representative Meeting and shall continue until the end of the next Annual Representative Meeting. The Representative Body may hold other meetings called Special Representative Meetings.

(2) The Scottish, Welsh and Northern Ireland Councils shall have power to convene annual meetings of representatives of Scottish, Welsh and Northern Ireland members before each annual meeting of the UK Representative Body to consider matters of relevance to the profession and to the Association which have been devolved to the Scottish Parliament, the Welsh Assembly and the Northern Ireland Assembly respectively. Decisions taken at such meetings shall be referred to the Scottish Council, the Welsh Council or the Northern Ireland Council which may submit them to the Annual Representative Meeting for consideration.

59 Notwithstanding the provisions of paragraph 58(1), if in any year it appears necessary to the Council to add, or subtract, a day or days to the prescribed period of the Annual Representative Meeting, the Council may so add, or subtract, a day or days, provided that not less than 14 days' notice be given in the British Medical Journal or in such manner as the Council may from time to time determine. If a day or days be added before the first day prescribed for the Annual Representative Meeting, this shall not affect the provisions to article 61.

60. (1) The Council shall submit to the Annual Representative Meeting from time to time proposals as to the time and place for the holding of one or more of the Annual Representative Meetings due to take place in the subsequent five years,

(2) All persons who have been elected to take office as members of Council at the close of an Annual Representative Meeting shall be entitled to take part in such meeting, provided that they shall not be entitled to vote except as authorised by article 64;

(3) No voting member of the Association who is not a member of the Representative Body shall be entitled to take part in any Representative Meeting, except as provided in sub-paragraphs (4) and (5) hereof;

(4) Notwithstanding anything contained in the previous sub-paragraph hereof the Council may resolve that such part or parts as it may specify of any report made to the Representative Body by the Council shall be presented by a member

of the Association who is not a member of the Representative Body, and in such event such person shall be at liberty to address the Representative Body on such part or parts of such report and to take part in any debate thereon but not to vote,

(5) Notwithstanding anything contained in sub-paragraph (3) hereof the Representative Body may resolve that a member of the Association who is not a member of the Representative Body shall be at liberty to propose to the Representative Body a Motion which has been referred to the Representative Body by the Joint Agenda Committee and in such event such person may address the Representative Body and take part in any debate on the motion he/she has proposed but not vote thereon.

Business of Annual Representative Meeting

61 The business of the Annual Representative Meeting shall be.

- (1) to elect
 - (a) a President of the Association
 - (b) honorary members but not foreign corresponding members and Commonwealth corresponding members who are elected by Council
 - (c) to elect by the single transferable voting system, a Chairman and a Deputy Chairman of the Representative Body from among its membership
 - (d) to receive nominations for such other officers and such members of the committees as are required by the articles and bye-laws to be elected by the Representative Body and to make arrangements for these officers and members to be elected by the single transferable voting system.
- (2) To consider
 - (a) the balance sheet and income and expenditure account, estimate and reports presented by the Council
 - (b) the reports of committees instructed to report to such meeting
 - (c) any motions relating to the adoption of the said reports in whole or in part
 - (d) the reports of the branch of practice conferences
- (3) To recommend to a general meeting alterations to the articles.

(4) To consider any resolution relating to the promotion of the medical or allied sciences or to the maintenance of the honour or interests of the Association or the promotion of the achievement of high quality health care which shall have been approved and submitted to the Representative Body by the Council, the national councils or the Joint Agenda Committee from a body or group of members entitled to elect or appoint a representative or representatives to the Representative Body or the Scottish, Welsh or Northern Ireland Councils or any of the conferences prescribed by the bye-laws

(5) To make alterations to the bye-laws

Provided always that if any resolution relating to subsections (1) to (5) above

- (a) proposes the addition of a new bye-law or the amendment or repeal of an existing bye-law or
- (b) proposes material alteration of or addition to the policy of the Association or
- (c) involves exceptional expenditure

it shall only be considered if it has been published in the agenda for the Annual Representative Meeting and that notice has appeared in the Journal that the agenda has been published on the BMA's website at least three weeks before the date of the meeting unless the Representative Body shall otherwise decide.

Special Representative Meetings

62. (1) Special Representative Meetings shall be convened at any time by the Chairman of the Representative Body on the requisition of the Council, or on the requisition of not less than fifteen percent of the constituent bodies of the Representative Body entitled to appoint voting representatives under the bye-laws, provided that at the time of such requisition such constituent body is not deemed to be inactive or disorganised
- (2) At least 14 days' notice of such meeting shall be given in the Journal, and such notice shall indicate the object for which such meeting is convened;
- (3) No business shall be dealt with by a Special Representative Meeting other than that for which it is specifically convened,
- (4) The Council shall have power, by a two-thirds majority, to cancel a requisition it has made in accordance with this article provided that at least 14 days notice of such cancellation of the meeting is given in the Journal.

Quorum

63. No business shall be transacted at any Representative Meeting unless there are present at least one-third of the number of Representatives registered to attend the meeting

Voting

64. (1) Those entitled to vote at a Representative Meeting shall be the elected or appointed members specified in the bye-laws, save that all members of the Representative Body shall be entitled to vote at an election of the President, the Chairman and the Deputy Chairman of the Representative Body and the Treasurer;
- (2) For the purpose of electing the President, the Chairman and the Deputy Chairman of the Representative Body, the Treasurer, and of any standing committees required to be elected by the Representative Body, votes shall be recorded at such time and in such manner as the Representative Meeting may decide,
- (3) Except as aforesaid voting shall ordinarily be by show of hands or by the use of an electronic voting system unless before the vote is taken 50 or more Representatives present request a recorded vote, in which event the vote shall be taken by a system of recorded voting;
- (4) In speaking and voting upon any matter, the Representative or Representatives of any division, branch or electing body shall have regard and so far as may be conform to the preponderance of opinion of the members of that division or electing body so far as such opinion is known to him/her or them,
- (5) The Chairman shall in the case of an equality of votes have a casting vote, but shall not otherwise be entitled to vote

Majority

- 65 (1) Resolutions of the Representative Body which. -
- (a) involve exceptional expenditure, or
 - (b) relate to the articles or bye-laws or
 - (c) relate to the policy of the Association in matters affecting the honour and interests of the medical profession,
- shall require to be carried by not less than two-thirds of the votes given thereon.

(2) The Representative Body shall have power, in accordance with these articles to regulate the conduct of its business by Standing Orders and to determine whether and if so which procedural motions shall require a special majority

(3) Resolutions of the Representative Body which relate to any other business within the powers of the Representative Body including the rescission of previous resolutions save for resolutions in respect of matters set out in articles 65(1) and (2) shall be carried by a simple majority

Minutes

66. The minutes of every Representative Meeting shall as soon as possible after their provisional approval by the Chairman of the Representative Body be transmitted to the Chairman of Council, who shall decide either to place them before the Council at its next meeting, or to refer them to the appropriate committees for consideration and report to the Council. Provided always that all resolutions of the Representative Body shall be considered by the Council as provided in article 67

Implementation of Resolutions

67. (1) As soon as reasonably practicable (and in any case within six months) after the passing of every resolution of the Representative Body (except a resolution relating solely to the procedure of the meeting) the Council shall consider such resolution;

(2) Save for resolutions passed in accordance article 25(3) or which are reserved exclusively to the Representative Body by the bye-laws the Council shall consider and may resolve that such resolution does not properly represent the wishes of the Association and that a referendum is expedient as provided in the next succeeding article, but such a decision may only be taken if not less than one-half of the elected and voting members of the Council be present at the meeting whereat it is proposed and not less than two-thirds of those present and voting vote in favour of such decision,

(3) If no decision is made by the Council that a referendum is expedient it shall be incumbent upon the Council to take all reasonable action to implement the resolution of the Representative Body. Provided always that, should the Council subsequently decide that implementation of any resolution would be either untimely or undesirable in the interests of the Association or of its members because of changed circumstances, it may resolve to defer implementation or call for a referendum on the resolution, or for a Plebiscite on related matters, but such a decision may only be taken if not less than one-half of the elected and voting members of Council be present at the meeting whereat it is proposed and not less than two-thirds of those present and voting vote in favour of such decision;

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- (4) In the event of the Council resolving to defer implementation of any resolution, it shall be incumbent upon the Council to include a full account of the deferment in its Annual Report of the Proceedings of the Association,
- (5) If the Council shall not have considered any such resolution of the Representative Body within the said period of six months, or if the requisition prescribed by paragraph (1) of article 68 shall not have been issued within the said period of 14 days, then (subject to sub-paragraph (3) of this article) the resolution shall come into operation immediately upon the expiration of the said period of six months or of the said period of 14 days (as the case may be), and the facts of the resolution having so become operative shall be forthwith published in the Journal. Save as aforesaid, the resolution shall have no operation unless and until it shall have been approved either by the Council or on a referendum or as determined by a Plebiscite as hereinafter provided, and if and when so approved the same shall come into operation as a valid and effectual decision of the Association.
68. (1) If the Council determine that a referendum is expedient, then a nominated officer of the Association shall within 14 days from the date of the determination, send by post to the Secretary of each division a requisition requiring him/her within four weeks to convene a meeting of the members of his/her division (hereinafter called "the division meeting") for the purpose of considering the resolution, and shall with each such requisition transmit such observation on the subject of the resolution as the Council may direct,
- (2) The Secretary of each division shall convene the division meeting accordingly and shall immediately after the holding thereof certify in writing to the Council the number of the votes given at the division meeting for and against the resolution;
- (3) If the aggregate number of votes given for the resolution at all the division meetings shall exceed the aggregate number of votes given against the resolution at all the division meetings, the same shall be deemed to have been approved on a Referendum. Provided that for the purpose of this provision no vote shall be reckoned unless the same shall be included in such certificate as aforesaid and such certificate shall have been received at the Head Office of the Association within eight weeks after the date of the said meeting of the Council.

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69. (1) If the Council determine that a plebiscite (of all members resident in the United Kingdom) is expedient, then a nominated officer of the Association shall within 14 days from the date of the determination send by post to each voting member (resident in the United Kingdom) a ballot paper together with such observations on the subject of the ballot as the Council may direct,
- (2) Provided that for the purpose of this plebiscite only those ballot papers duly completed and returned to the Head Office of the Association within 23 days - or in the case of great urgency such lesser period (not being less than seven days) as the Council may determine - from the date of despatch from that office shall be counted

PART 6 - COUNCIL AND COMMITTEES

Powers and Duties

- 70 It shall be the duty of the Council to administer the affairs of the Association in accordance with the Memorandum of Association and the articles and bye-laws, and the Council shall exercise such powers and do such acts and things as may be exercised or done by the Association and are not by the provisions of any statute or of the articles directed to be exercised or done by a General Meeting or by the Representative Body. In particular the Council shall have power, in the interval between successive meetings of the Representative Body, to formulate and implement policies (not being inconsistent with any policy already laid down by the Representative Body) on any matter affecting the Association.

Composition

71. The Council shall consist of such ex-officio and voting members as may be specified by the bye-laws

Powers of Incomplete Council

72. In default of, and until election of, a member or members, or so far as such election shall not be complete, all the powers conferred on the Council shall belong to and be exercised by the elected members whatever their number.

BOARDS, COMMITTEES AND STANDING COMMITTEES

- 73 Boards and committees, some of which may be designated Standing Committees, may be appointed by the Representative Body or the Council with such names and in such manner and on such terms as they may subject to the provisions of the articles and bye-laws think proper.

PART 7 - MISCELLANEOUS

VALIDITY OF PROCEEDINGS

- 74 The proceedings of the Representative Body or of the Council, or of any committee or other body acting under the articles, shall not be invalidated by any accidental omission to give any notice thereby required or by any vacancy among their members or by any defect in the election or qualification of any of their members
- 75 Where by the articles any act or thing is required to be done by the Association, the same may be done by such officer of the Association as the Council may appoint for the purpose.

EXPENSES

- 76 (1) The expenses of attending any Representative Meeting within the United Kingdom of members of the Representative Body and any other persons attending the Representative Body by a resolution of the Council under article 60(4) shall be defrayed out of the general funds of the Association Attendance of such members of the Representative Body for this purpose shall be construed to mean attendance at each session of the Representative Meeting, unless the Council shall be satisfied that good cause existed for absence from any particular session or sessions,
- (2) The Council shall defray in like manner the expenses within the United Kingdom of all members attending meetings of the Council, the Board of Science or of any committee or any specific meeting and shall have power also to defray the expenses of other duly authorised persons attending any such meetings or meetings of the Representative Body
77. The Council shall determine what shall be considered an attendance for the purpose of the said article Nothing in the said article contained shall operate to prohibit the payment by the Association of any other expenses which the Association may deem proper to pay as being conducive to the interests of the Association
- 78 The expenses referred to in article 76 are the travelling expenses within the United Kingdom and Northern Ireland of that person, together with such other expenses as in any particular case may be deemed proper, at rates to be determined from time to time by the Council.

FINANCIAL AND OTHER REPORTS AND AUDIT

- 79 The Council shall at least once in every calendar year lay before the Association in General Meeting an Income and Expenditure Account for the period since the preceding account, made up to a date not earlier than the date of the meeting by more than nine months. The Council shall also cause to be made out in every calendar year and to be laid before the Association in General Meeting a Balance-sheet as at the date to which the Income and Expenditure Account is made up. Every such Balance-sheet shall be signed on behalf of the Council by two of the members of Council and shall have attached to it a report by the Council with respect to the state of the Association's affairs and the amount, if any, which they propose to carry to reserves. It shall also have attached to it the auditors' report and such other documents as shall be required by law.
- 80 The Council shall also annually prepare an estimate of the probable income and expenditure of the Association for the coming year and a report of the proceedings of the Association for the past year and the balance-sheet and income and expenditure account and the said estimate and reports of the Council shall be presented to the Annual Representative Meeting.

Publication of Reports

- 81 A copy of each of the said documents shall be published in such form and in such manner as the Council may from time to time determine, including electronically on the Association's website, not less than 22 days before the Annual General Meeting, or not less than one month before the Annual Representative Meeting
- 82 The Council shall have power to present to any Representative Meeting such further report or reports as it may deem advisable, and the same shall be published in such form and in such manner as the Council may from time to time determine, including electronically on the Association's website if time permits "

PUBLICATIONS

Journal

83. A journal, under the title of the British Medical Journal, shall be published by or on behalf of the Association. The Editor shall be responsible for all that appears therein and in the student edition thereof, except such matters as are inserted in accordance with the articles, or by direction of the Council.

Other Publications

- 84 Such lists of medical practitioners, records of transactions and other papers of interest to the medical profession shall be published as and when the Council may think fit.

NOTICES

- 85 (1) A notice may be served by the Association upon any voting member either personally or by sending it through the post in a prepaid letter, addressed to such member or medical student member at his/her address appearing in the Register of Members at his/her last known address, or by publication of such notice in or with the Journal, and sending a copy of the Journal or student edition of the Journal containing such notice to such voting member prepaid and addressed as above-mentioned
- (2) A notice may be served on any division or branch serving the same as aforesaid on the Secretary of such division or branch, and if there be none, then on any two members of such division or branch
- (3) Any notice, if served by post, shall be deemed to have been served on the fourth day following that on which the letter, or a copy of the Journal containing the same, is posted, and in proving such service it shall be sufficient to prove that the letter, or a copy of the Journal containing the notice, was properly addressed and put into the Post Office

SEAL

- 86 The Council shall provide for the safe custody of the seal of the Association, and the seal shall not be used except in pursuance of a resolution of the Council and in the presence of at least one member of the Council and of the Secretary or his/her properly authorised deputy who shall sign every instrument to which the seal is affixed

HONOURS OF THE ASSOCIATION

- 87 The Association may from time to time in accordance with the bye-laws elect or appoint individuals to such honours as may be provided for in the bye-laws

SMOKING

- 88 Tobacco shall neither be smoked nor used at business meetings of the British Medical Association

BYE-LAWS

- 89 Save as so far as determined by statute or by the articles the constitution and mode of government of the Association, the rights and obligations of every member and separate body or special group of members thereof, and of every medical student member, the appointment, duties, powers, and privileges of all officers, and of all councils, committees, and governing and administrative bodies both of the Association and of every division and branch, shall be such as may from time to time be prescribed or determined by or in accordance with the bye-laws, and the bye-laws may from time to time be added to, amended, altered, or repealed by the Representative Body, subject to the provisions herein before contained with respect to a resolution of that body for the purposes aforesaid.
- 90 In the event of any conflict or inconsistency between the Articles and the Bye-laws, these Articles shall prevail.

INDEMNITY

- 91 Subject to the provisions of the Companies Act 1985 and the Companies Act 2006, the Association may
- a) indemnify, directly or indirectly and to any extent, any person who is or was a member of the Council (including by funding any expenditure incurred or to be incurred by him) against any loss or liability, whether in connection with any proven or alleged negligence, default, breach of duty or breach of trust by him in relation to the Association or otherwise in connection with his role as a member of the Council or officer of the Association;
 - b) purchase and maintain insurance for any person who is or was a member of the Council against any loss or liability or any expenditure he may incur, whether in connection with any proven or alleged negligence, default, breach of duty or breach of trust by him in relation to the Association or otherwise in connection with his role as a member of the Council or officer of the Association
- 92 A member of the Council may vote at a meeting of the Council on a resolution concerning a matter which falls within any of the following subparagraphs
- a) the resolution relates to the giving to him of any indemnity which is on substantially the same terms as indemnities given or to be given to all of the other members of the Council;
 - b) the resolution relates to the funding by the Association of his expenditure on defending proceedings or the doing by the Association of anything to enable him to avoid incurring such expenditure, in either case where

arrangements for substantially the same have been made or are to be made in respect of all other members of the Council;

c) the resolution relates to the purchase or maintenance for any member or members of the Council of insurance against any liability

BYE-LAWS OF THE ASSOCIATION

PART 1 - MEMBERSHIP

Election

- 1 (1) In the case of a division or branch the mode of election of members shall be as follows
 - (a) every candidate shall forward his/her application to the Association at the Head Office stating the basis on which they are eligible for membership of the Association;
 - (b) candidates may be required to give further information on request,
 - (c) unless otherwise notified every candidate shall upon the expiry of three months from the date on which such candidate's properly completed application form and payment was received by the Association at the Head Office be deemed to have been elected with effect from the date upon which the properly completed application form and payment was received by the Association at the Head Office unless there appears to the Chairman of the Organisation Committee to be a valid reason for the disapproval of such application. In such case the relevant information shall be reported to Council so that a formal decision may be made in regard to the application for membership;
 - (d) such election shall be notified to the Secretary of the division or branch in whose area the candidate resides.
- (2) In the case of medical student membership an applicant shall be deemed to have been elected within one month of the date of the receipt of his/her application at Head Office unless there appears to the Chairman of the Organisation Committee to be a valid reason for the disapproval of such application. In such case the relevant information shall be reported to Council so that a formal decision may be made in regard to the application for medical student membership. It shall be one of the privileges of a medical student member to retain his/her medical student membership for such period as Council may from time to time determine.
2. Not allocated

Election of Officers of Services

- 3 Notwithstanding anything contained in bye-law 2 officers on the active list of any of the Medical branches of the Armed Forces, Diplomatic services and HM Overseas Civil Service shall be eligible for election as members of the Association and with such benefits of membership as Council may from time to time determine.

Honorary Classes of Membership

Election of Honorary Members

4. The election of honorary members shall be by the Representative Body on the recommendation of the Council
- 5 (1) Eligibility for election as an honorary member shall include any person who in the opinion of the Council
 - (a) is not eligible for ordinary membership of the Association and
 - (b) is in the opinion of the Council distinguished by eminent services rendered to medical science, to the medical profession or to the Association
- (2) Every such nomination shall be sent to the Chief Executive/Secretary and notice thereof shall be sent from that office to every member of the Council together with or as part of the Agenda for the meeting of the Council at which the election is proposed to be held, and the nominee, if qualified as herein before provided, may be elected to be a foreign corresponding member or a commonwealth corresponding member of the Association by a resolution passed by the Council at that meeting or any adjournment thereof by a majority of not less than two-thirds of those present and voting.
- (3) A foreign corresponding member or a Commonwealth corresponding member shall be entitled to receive weekly a free copy of the Journal
- 6 Honorary members shall have none of the liabilities of members as regards subscriptions and shall not be entitled to receive notices of general meetings or to any vote, but shall have such privileges as may be conferred upon them as determined by Council
- 7 Every honorary member shall cease to be such a member upon a resolution of the Council to that effect passed by a majority of not less than two-thirds of those present and voting.

8 to 12 Not allocated

Extraordinary Membership

13 Not allocated

PART 2 - LOCAL ORGANISATION

Honorary Secretaries of Divisions, Branches and Regional Councils

14. Each branch, division and regional council shall have an honorary secretary who shall be a member of the Association and such honorary secretary or such other official of the branch, division or regional council as the Council may approve shall be the official medium of communication with the Association and with other branches, divisions and regional councils.

Annual Reports

- 15 (1) not later than the 22nd day of March in every year each division shall furnish to the Council a report of its proceedings during the year ended on the previous 31st day of December, a statement of its numbers and a financial statement, in such form as the Council may from time to time prescribe
- (2) The branch council shall, in respect of each year ended on previous 31st day of December furnish to the Council a like report and statement of the proceedings, its numbers and finances of the branch

Regional Councils

16. There shall be 10 regional councils in England, the constitutions of which shall be determined by the Organisation Committee on behalf of Council

Local Management: Divisions

17. The management of the affairs of each division shall save as otherwise provided in the articles and bye-laws be vested in an executive committee composed of such members of the Association as the division may by its rules decide.

Divisional Meetings

- 18 General meetings of each division shall be held
- (1) for the appointment of officers

(2) for the formation of motions for submission to the Annual Representative Meeting (motions may be agreed electronically and must have the agreement of at least five members of that division), and

(3) for the purpose of considering the agenda of that Annual Representative Meeting, and instructing the representative or representatives thereon

Joint Committees and Joint Meetings of Divisions

19 (1) Any division may concur with any other division or divisions in appointing a joint committee for any purpose in which those divisions are jointly interested, and in conferring with or without conditions or restrictions on any such joint committee any powers which each appointing division might exercise if the purpose related exclusively to the area of such appointing division, and in providing for the constitution and term of office of such joint committee,

(2) Where the members of two or more divisions desire to meet in combination for the purpose of discussing matters in which those divisions are jointly interested, or for the appointment of any such joint committees as aforesaid, such meeting may be convened by the secretaries of those divisions jointly or by agreement by one of such secretaries.

Change of Divisions

20. (1) Any member whose address as registered for the time being in the Register of Members of the Association is within the United Kingdom may apply to become an ordinary member of a division other than that in whose area he/she resides. Every such application shall be forwarded to Head Office and shall include a statement of the reasons therefor.

If at the time the Council shall form the view that a change was registered without there being proper reason therefor, the Council shall investigate the matter and may if it thinks fit retrospectively restore the member's former address in the register. Subject as aforesaid such proposed change shall become effective immediately upon receipt by the Secretary of the Association.

(2) The result of any such application shall be notified forthwith by Head Office to the Secretary of each of the divisions concerned and (where appropriate) the necessary entries shall immediately upon receipt by the Secretary of the Association be made in the Register of Members of the Association.

Conduct and Activity of Divisions

21. (1) If at any time any division shall in the opinion of the Council have acted in a manner contrary to the honour and interest of the Association or of the medical

profession or if the executive committee of a division shall not be properly constituted, it shall be competent for the Council to do anything which may appear to it expedient for restoring and safeguarding the honour and interests of the profession and of the Association, and to that purpose to appoint members of the division executive committee and for the Council itself to act in the place of and to exercise and perform all or any of the powers and duties of the division executive committee

(2) Notwithstanding the provisions of (1) above, if at any time any division shall in the opinion of the Council have become inactive or disorganised it shall be competent for procedures to be enacted to transfer the administration of such a division to any other division or divisions, subject to such procedures and safeguards as the Council shall agree from time to time

Local Management: Branches

22 The management of the affairs of each branch shall, save as otherwise provided in the articles and bye-laws be vested in a branch council, composed of the following persons (being members of the Association)

(1) Such officers of the branch as the branch shall by its rules declare to be members ex-officio of the branch council;

(2) Such medical members (if any) of any local council or committee formed under any statute, ordinance or other governmental order and such representatives (if any) of any local medical society as the branch may appoint or the branch council may co-opt to be members of the branch council,

(3) Such other members of the Association as the branch may by its rules decide

Branches: Special Powers

23 (1) A branch shall be competent from time to time to adopt by the vote of a general meeting of the branch, and without the approval of the Council, and use, at the expense of its own members and for the benefit of such members, or for the benefit of the local profession, any means authorised by the Memorandum of Association for the attainment of any of the objects of the Association, notwithstanding that such means shall not have been adopted, or shall not for the time being be used by the Association generally, but without power to impose any liability upon, or to pledge the credit of the Association in connection with any act, matter or thing done in pursuance of, arising out of such adoption or user Any such adoption shall forthwith be notified to the Council by the branch,

(2) A branch shall be competent from time to time to adopt by the vote of a general meeting of the branch, and without the approval of the Council rules

dealing with all or any of the following matters, which rules shall be binding upon the members of the branch.

- (a) the payment by members of the branch of any additional subscription under bye-law 26
 - (b) the number, duties and designation of office-bearers of the branch (who must be members of the Association), provided that the branch shall at all times have an Honorary Secretary
 - (c) the holding of meetings of the branch and the business to be considered thereat
 - (d) the voting by proxy at any such meeting and at any meeting of the branch council
 - (e) the privileges of ordinary membership of the branch, other than the right to attend meetings convened for the consideration of Association business
 - (f) any other matter as to which the Council may, from time to time, authorise the branches to make rules without the approval of the Council;
- (3) A branch shall not be competent from time to time to adopt by the vote of a general meeting of the branch rules dealing with the eligibility of practitioners not registered or provisionally registered in the United Kingdom for election by the branch as ordinary members of the Association of the branch.

Powers as to Disorganised or Inactive Branch

- 24 If at any time any branch shall in the opinion of the Council have become disorganised or inactive, or if the branch council shall not be properly constituted, it shall be competent for the Council to do anything which may appear to it expedient for restoring the organisation and activity of the branch, and for that purpose to appoint members of the branch council and to convene or provide for the convening of the branch council, and for the Council to act in the place of and to exercise and perform all or any of the powers and duties of the branch council.

Special Subscriptions to Divisions and Branches

- 25 It shall be competent for any division or branch offering special privileges to its members to require a special subscription from those members who desire to avail themselves of such special privileges, and it shall likewise be competent for any division or branch to charge such special subscription as it may think proper to its extraordinary members; but no ordinary member of any division in the United Kingdom shall be called upon to pay any further subscription than that paid to the Association as a condition of enjoying any ordinary privilege of membership of such division.

Subscriptions to Branches

- 26 It shall be competent for any branch by rule (approved as hereinafter provided), to require each member of such branch to pay (in addition to his/her subscription to the Association and to any such special subscription) an annual subscription of such amount as may be deemed by such branch to be necessary for defraying expenses occasioned by the special circumstances of such branch, and not capable of being defrayed out of any grant from the funds of the Association made in pursuance of these articles. No such rule shall have effect unless and until it shall have been approved by the branch by a majority of not less than three-fourths of the members present and voting at a general meeting of the branch specially convened to consider the proposed rule, of which meeting not less than 21 days' notice shall have been given to all the members of the branch.

Grants to Divisions and Branches

Ordinary Grants

- 27 The Treasurer of the Association shall annually pay or allow, out of the funds of the Association, to the Treasurer of each division or branch, such sum as the Council shall order to be paid for the purpose of carrying out the powers and functions of that division or branch or regional council.

Supplementary Grants

- 28 (1) In addition to ordinary grants the Council, on the application of any division or branch, shall have power to make a supplementary grant of such amount as the Council may deem proper;
- (2) All applications for supplementary grants shall be referred by the Council to the Organisation Committee for report thereon, and, in considering the same, the said committee and Council shall have regard to the evidence of work done by or through the agency of such division or branch for the Association or the medical profession.

PART 3 - REPRESENTATIVE BODY

29. The Representative Body shall consist of the following -

- (1) The Chairman of the Representative Body, the Deputy Chairman of the Representative Body, the President of the Association and the respective chairmen of all standing committees for the time being in existence, all of whom shall be ex-officio (non voting)
- (2) The members of Council for the time being in office or elected to take office (non-voting).
- (3) Voting members of the Association elected or appointed by the electing bodies set out in Bye-Laws 31 to 34 and such other electing bodies as Council shall from time to time determine
- (4) As voting members, members of the ARM Agenda Committee elected to serve on the committee at the previous year's Annual Representative Meeting.

30 All representatives shall have been elected or appointed no later than one week before the Annual Representative Meeting at which they are due to take up office.

31. Divisions

- (1) Each division shall elect at least one divisional representative and Council shall annually allocate the remaining seats for divisional representatives, the total not to be less than half the membership of the Representative Body
- (2) In any one year where a division is entitled to elect two representatives, not more than one shall be in the same primary branch of practice as defined in Bye-Laws 56 (2) 2.2 and 58 (4).
- (3) In any one year where a division is entitled to elect three or more representatives not more than two shall be in the same primary branch of practice as defined in Bye-Laws 56 (2) 2.2 and 58 (4)
- (4) All elections of divisional representatives and of their deputies shall take place no later than 22 February next before the Annual Representative Meeting at which the representatives are due to take office
- (5) The secretary of each division shall not later than 1 March preceding the Annual Representative Meeting, or such other date as Council shall from time to time determine, give notice to the Association at its registered office of the name, address and primary branch of practice of each representative and deputy representative elected by their division.

(6) Any seats to which no eligible representative has been elected in accordance with Bye-Law 31 (5) above, shall be reallocated by Council as it shall from time to time determine.

(7) In allocating seats in accordance with Bye-Law 31 (6), Council shall have due regard to the proportion of members residing in the geographical area of the electing bodies and the branch of practice balance of seats already elected

(8) Each division shall elect a member or members of the Association who (or one of whom in such order of precedence as may be fixed by the division at the time of the election) shall act as deputy in place of any representative of that division at any Representative Meeting in the event of that representative being unable or unwilling to attend such meeting and any such deputy shall, for the purposes of such meeting, be the representative of the division so electing him/her.

(9) Such deputy or deputies, who shall normally, but not necessarily, belong to the same primary branch of practice as the representative for whom he/she acts as deputy, shall be elected at the time and in the manner provided with respect to the election of representatives

33. Representatives of branches of practice

(1) Council shall annually allocate seats to representatives of each of the branch of practice groups defined under Bye-Law 56 (2) 2 2

(2) Council shall apportion seats for branch of practice representatives according to the proportionate membership of the Association by primary branch of practice over the twelve months preceding 1 October next before the Annual Representative Meeting at which the representatives are due to take office
(2005)

(3) The election of representatives of branch of practice shall be undertaken by members of such electing bodies representing each branch of practice as shall be nominated by Council in such manner as those electing bodies shall from time to time determine

34. Other electing bodies

(1) Junior Members Forum

There shall be four representatives elected by the Junior Members Forum appointed in such manner as the Forum shall from time to time determine of whom at least one shall not have general practice or junior doctor as their primary branch of practice

(2) Conference of Honorary Secretaries of BMA Divisions

There shall be two representatives appointed by the Conference of Honorary Secretaries of BMA Divisions elected in such manner as the Conference shall from time to time determine.

(3) Representatives appointed by Council

The Council shall annually appoint representatives in order to provide representation on the Representative Body for overseas branches and for minority groups who would in the opinion of the Council otherwise be unrepresented or inadequately represented, appointed in such manner as the Council shall from time to time determine

35. Deputies

Each electing body shall elect a deputy or deputies being members achieving the greatest number of votes next after those elected as representatives or in such other manner as the electing body shall from time to time determine. Such deputies shall act in place of any representative of that electing body at any Representative Meeting in the event of the original representative being unwilling or unable to attend such meeting and shall, for the purposes of such meeting, be the representative of the electing body electing him/her.

36 Term of Office of Representatives; Resignation; Casual Vacancies

(1) Any representative and deputy shall come into office at the commencement of the Annual Representative Meeting next succeeding the date of his/her election or appointment and shall (unless he/she shall die or resign) continue in office until the commencement of the Annual Representative Meeting in the following year;

(2) Any representative or deputy elected or appointed may resign his/her office by notice in writing to the Association at the registered office, and, in addition, in the case of a representative or deputy elected by a division by notice in writing to the divisional secretary;

(3) A casual vacancy caused by the death or resignation of a representative or deputy shall be filled by the electing body. The person elected or appointed to fill any casual vacancy shall retain office so long as the representative or deputy in whose office such vacancy shall have occurred would have retained the same if such vacancy had not occurred;

(4) A division may, by resolution passed by a majority of not less than two-thirds of the members present and voting at a meeting of the division specifically convened for the purpose, request any representative or deputy representative of that division to resign his/her office and if he/she fails to do so within seven days he/she shall be deemed to have resigned that office. Any such meeting shall be convened by the

divisional Secretary upon a request in writing signed by not less than ten members of the division and delivered to the divisional Secretary. A copy of any resolution passed at such meeting shall be sent forthwith by the divisional Secretary to the representative or deputy representative in question

37 In discharging its obligations under bye-laws 29-34 Council shall have regard to advice from the Organisation Committee

38 – 44 Not allocated

Chairman and Deputy Chairman of Representative Body

45 The Chairman and the Deputy Chairman of the Representative Body shall be elected annually at the Annual Representative Meeting, and shall enter upon the duties of their respective offices at the close of the meeting, and shall continue in office until the close of the next succeeding Annual Representative Meeting, and shall be eligible for re-election. Neither the Chairman nor the Deputy Chairman of the Representative Body shall while holding office as such Chairman or Deputy Chairman (as the case may be) act personally as the Representative of any division or electing body, but the division or electing body which such Chairman or Deputy Chairman represents at the time of his/her election to the said office shall, during such time as he/she holds the said office, be represented by his/her deputy elected under bye-law 43 and a further deputy to act for his/her deputy shall be elected under that article.

President, President-Elect, Immediate Past President

46 The President of the Association shall be elected at an Annual Representative Meeting, and at the time of any such election the Representative Body shall decide the year in which he/she shall assume office. Every President shall enter upon the duties of his/her office at his/her installation at the annual general meeting in the year so nominated and shall hold office until the installation of his/her successor at the next succeeding annual general meeting. During the Presidency of his/her immediate predecessor he/she shall bear the title of President-Elect. At the expiration of his/her term of office as President he/she shall be designated Immediate Past President, and shall hold office as such until succeeded by the next retiring President. At the expiration of his/her term of office as Immediate Past President he/she shall be designated Past President.

Past Presidents

47. (1) All former Presidents for the time being surviving (excepting the Immediate Past President for the time being) shall be designated Past Presidents, and shall be included in the list of Past Presidents accordingly

(2) No special privilege shall attach to the office of Past President, and such office shall be held for life unless terminated by resignation or by a vote of the

Association in Representative Meeting assembled on a motion brought forward by the Council

Nomination of the President

- 48 Council, when accepting an invitation from a division to hold the Annual Meeting in its area, shall make it clear to the division that the nomination of President for the year in question will rest with the Council in the light of the policy laid down by the Representative Body and that the President of the Association shall be elected by the Representative Body

Nomination of Vice-President

- 49 (1) Responsibility for recommendation to Council on election to Vice-Presidency shall rest with the Organisation Committee,
- (2) Such recommendations shall be discussed in strictest confidence and any firm recommendations of the Organisation Committee arising therefrom shall be put to the next meeting of the Council and shall be received and debated *in camera*. In the meantime, no report shall be made to Council or any other body by either committee,
- (3) The Council shall have power to nominate for election at the Annual Representative Meeting those members or honorary members who by their services to the Association are, in the opinion of the Council, worthy of election as Vice-Presidents;
- (4) No special privilege shall attach to the office of Vice-President, and such office shall be held for life unless terminated by resignation or on elevation to the office of President or by a vote of the Association in Representative Meeting assembled on a motion brought forward by the Council

Treasurer

- 50 The Treasurer shall be elected by the single transferable voting system at an Annual Representative Meeting and shall enter upon the duties of the office at the close of that meeting. He/she shall hold the office until the close of the Annual Representative Meeting in the third year after his/her election. He/she shall be eligible for re-election. He/she shall account for all monies payable to the Association and discharge all accounts which have been ordered by the Council to be paid. He/she may authorise appropriate persons to receive monies and to discharge accounts on his/her behalf.

Inability to Carry Out the Duties of an Office

- 51 If at any time during the term of office of the President, or the Chairman of Council, or the Treasurer, or the Deputy Chairman of the Representative Body any such Officer shall, in the opinion of the Council, be unable, by reason of illness, absence from the country, other temporary cause or other material reason, to carry out his/her duties, the Council may appoint a Deputy from its own number or previous holder of the same office to carry out such duties during such inability by the officer

Vacancies in Offices

- 52 (1) In the event of a vacancy occurring in any of the following offices, viz President, President-Elect, Chairman of the Representative Body, or Deputy Chairman of the Representative Body, the vacancy shall be filled until such time as the term of the holder of that office would normally have expired (as heretofore provided) in the manner following, namely
- (a) in the case of the President, the Immediate Past President shall discharge the duties of the office. If for any reason the Immediate Past President is unable to discharge such duties, the Council shall appoint an Acting President
 - (b) in the case of the President-Elect, the Council shall appoint a President-Elect in his/her stead
 - (c) in the case of the Chairman of the Representative Body, the Deputy Chairman shall discharge the duties of the office
 - (d) in the case of the Deputy Chairman of the Representative Body, the Council shall carry out an election by postal vote to all members of the Representative Body. The mode of nomination of candidates and of conducting the election shall be such as shall be prescribed by the Representative Meeting;
- (2) In the event of a vacancy in the office of Treasurer, the Council shall appoint an acting Treasurer who shall discharge the duties of that office until the close of the next succeeding Annual Representative Meeting

Joint Agenda Committee

53. (1) For the purposes of Representative Meetings, there shall be a Joint Agenda Committee consisting of -
- the Chairman for the time being of the Representative Body (as Chairman)
 - the Deputy Chairman of the Representative Body
 - two members of the Representative Body's Agenda Committee elected by the

Agenda Committee from among its number.

and two members of their respective Agenda Committees appointed by each of -

the Annual Conference of Representatives of Local Medical Committees

the Consultants Conference

the Junior Doctors Conference

the Conference of Public Health Medicine and Community Health

the Conference of Medical Academic Representatives

and such other branch of practice conferences as the Representative Body shall from time to time specify;

(2) The functions of the Joint Agenda Committee shall be as follows:-

- (a) to receive and collate all motions submitted for debate at either the Representative Body or at any of the said conferences and to refer motions on devolved matters to the national councils for information
- (b) to refer motions to the appropriate agenda committees
- (c) to ensure that any motions intended or suitable for debate by any two or more of the said Body and conferences shall so far as possible, be expressed in a common form of words
- (d) generally to endeavour to eliminate unnecessary duplication of debates.

Chairman

- 54 At every Representative Meeting, the Chairman of the Representative Body, when present, and in his/her absence the Deputy Chairman of the Representative Body, when present, shall preside. In the absence of both the said officers, the meeting shall appoint a Chairman from its own number.

Adjournment

55. Any Representative Meeting may be adjourned from time to time and from place to place until the completion of its business.

PART 4 – COUNCIL

56. The Council shall be composed of ex-officio (non-voting) and voting members as set out below.

(1) Ex-Officio Members

The President of the Association
Chairman of the Representative Body
Deputy Chairman of the Representative Body
Chairman of Council
Treasurer
The Chairman of Northern Ireland Council
The Chairman of Scottish Council
The Chairman of Welsh Council

And the chairs of those committees and boards as specified annually by Council, having regard to the advice of the Organisation Committee, subject to the proviso that the number of ex-officio members (excluding the four Chief Officers. The President of the Association, the Chairman of the Representative Body, the Chairman of Council and the Treasurer) shall not exceed half that of the total number of voting members

(2) Voting members

1. Council shall consist of 34 voting members. Council may from time to time increase the number of voting members up to a maximum total of 38 Any such additional members shall have a term of office not exceeding two years and their number shall not be taken into account for the purposes of bye-law 59
2. Voting members will be elected from a single UK constituency by secret ballot by single transferable vote.
3. Voting members of Council shall be drawn from all UK electoral zones (as defined in paragraph 2 1 below) and from all branches of practice (as defined in paragraph 2 2 below)
4. No more than 12 seats may be held by representatives from the same branch of practice (excluding medical students, who shall be limited to two elected members and retired members who shall be limited to one elected member)
5. The three branches of practice which have the highest numbers of members of the Association at the time that nominations for election to Council open shall have no fewer than four seats each (excluding medical students, who shall be limited to two elected members and retired members who shall be limited to one elected member).

6. Medical student members shall be limited to two elected members and retired members to one elected member.
7. At the time that nominations open for any election to Council the branch of practice and electoral zone of each voting member of Council not due to demit office as a result of that election will be used for the purposes of this bye-law, save that bye-law 56(2)4 will not be held to be in breach if a member's branch of practice has changed during his/her term of office

2.1 UK electoral zones

The UK electoral zones shall be as follows and may be varied by Council from time to time

Scotland
Wales
Northern Ireland
North Eastern
North Western
Central
Eastern
London
Central Southern
South Western

2.2 Branches of practice

The branches of practice categories are

- (a) General practice
- (b) Consultants
- (c) Staff and associate specialists
- (d) Junior doctors
- (e) Public health medicine and community health
- (f) Academics
- (g) Armed forces
- (h) Occupational medicine
- (i) Members in practice but not covered by (a) to (h) above
- (j) Retired members
- (k) Medical students.

Council shall have the right to amend the categories of branches of practice and shall define the criteria for each branch of practice from time to time, having regard to advice from the Organisation Committee

57. Not allocated

58. Mode of Nomination and Election of Elected Members of Council

- (1) All candidates shall be voting members of the Association
- (2) All candidates must be nominated by two voting members of the Association
- (3) A candidate's UK electoral zone shall be determined by his/her address on the Association's Register of Members at the time when nominations in the election open
- (4) A candidate's primary branch of practice shall, save for medical students and retired members, be determined by that category of medical work in which, at the time when nominations in the election open, the candidate spends the majority of his/her remunerated medical time.
- (5) In the event of a dispute as to a candidate's eligibility to stand for election, the decision of the returning officer shall be final
- (6) In the event of a tie, there shall be further postal ballots as may be necessary in order to elect one of the tied candidates
- (7) A candidate may be elected from both a UK electoral zone and a branch of practice and, if so, shall occupy only one seat on Council
- (8) There shall be no age restriction on membership of Council.

Term of Office and Eligibility for Re-election

- 59.
- (1) Voting members of Council shall hold office for four years from the conclusion of the Annual Representative Meeting in the year of their election until the conclusion of the fourth next following Annual Representative Meeting
 - (2) Half of the voting members of Council shall be elected every two years
 - (3) Voting members of Council shall be eligible for re-election provided always that they continue to qualify for election
 - (4) Ex-officio members of Council shall hold office until the election of their successors

Vacancies

60. Any casual vacancy in the Council shall be filled by Council, in its discretion and having regard to the branch of practice and geographical balance of Council, appointing a member of the Association it reasonably believes to be qualified to fill the vacancy. The person filling the vacancy shall retain his/her office until the next election but he/she shall have no vote
61. Not allocated
62. In the case of a vacancy in the Council occasioned by a failure to elect, the Council in its discretion may appoint a member of the Association qualified to fill the vacancy and the person filling the vacancy shall retain his/her office until the next election but he/she shall have no vote

Chairman and Deputy Chairman of Council

- 63 (1) The Chairman of the Council shall be elected by the Council from among its own members and shall discharge such duties as are laid down in these articles and bye-laws and such other duties as shall be determined by Council. He/she shall hold office for an initial term of three years and shall be eligible for re-election for a further year on two occasions but after an aggregate term of office of five years shall cease to be eligible for re-election unless the Council shall on not more than two occasions, by a two-thirds majority of those present and voting, decide that the circumstances are sufficiently exceptional to justify his/her re-election for a further year.

(2) Council may appoint a Deputy Chairman who shall be elected by Council from among its members. He/she shall hold office for a period of one year, with eligibility for re-appointment provided that the post-holder remains a member of Council. After an aggregate term of office of five years, he/she shall cease to be eligible for re-election unless the Council on not more than two occasions, by a two thirds majority of those present and voting, decide that the circumstances are sufficiently exceptional to justify his/her election for a further year.

(3) The Deputy Chairman shall deputise for the Chairman of Council and carry out such duties as may be assigned by Council and the Chairman of Council from time to time.

Election of Chairman of Council

64. Where a contest occurs in connection with the election of Chairman of Council the election shall be conducted by the single transferable voting system.

Proceedings

65. The Council shall meet not less than four times a year and shall be presided over by the Chairman of the Council, or, in his/her absence, by the Deputy Chairman of Council
66. Meetings of the Council shall be held at such time and place and upon such notice as the Council shall determine
67. No business shall be transacted at any meeting of the Council unless at least one-third of the elected and voting members of the Council are present
68. (1) Council shall not adopt any proposal affecting the revenue of the Association or involving expenditure not previously sanctioned unless it has received a report from the Oversight and Finance Committee on the proposal,
- (2) If the Oversight and Finance Committee has taken exception to any proposed expenditure, Council shall not approve such expenditure unless two-thirds of the elected and voting members of Council present and voting shall so approve

Voting

69. Only elected members of Council shall be entitled to vote at any meeting of Council
70. Every question shall if challenged be determined by a show of hands or by an electronic voting system. If a member requests that his/her name be recorded on the minutes as voting for or against any motion or amendment, it shall be so recorded.
71. If, on the Chairman putting the question, a demand be made that the vote be taken by ballot, or by roll-call, and such demand be supported by ten members, the vote shall be so taken and in the case of a vote by roll-call the names for and against the motion or amendment shall be taken down in writing and entered on the minutes

- 72 To approve a decision or motion by a simple majority, more than one half of the votes cast (50%+1) shall be in favour of the motion or decision, excluding abstentions or spoiled votes. An equality of votes means that the decision or motion has fallen and the status quo will be retained.

Special Council Meetings

73. (1) The Chairman and any voting member of Council may call a special Council meeting upon obtaining a requisition signed by not less than one third of the number of voting members of Council and specifying the business for which the special meeting is required.

(2) Notice of a special Council meeting must indicate—

- (a) its proposed date, time and subject matter;
- (b) where it is to take place, and
- (c) if it is anticipated that Council members participating in the meeting will not be in the same place, how it is proposed that they should communicate with each other during the meeting.

(3) At least 48 hours notice of a special Council meeting must be given to each member of Council, but the notice need not be in writing.

No business shall be transacted at a special meeting other than that for which such meeting is called.

(4) Council members participate in a Special Council meeting when—

- (a) the meeting has been called and takes place in accordance with the articles, and
- (b) they can each communicate to the others any information or opinions they have on any particular item of the business of the meeting.

(5) In determining whether Council members are participating in a Special Council meeting, it is irrelevant where any member is or by what medium they communicate with each other.

(6) If all the members participating in a Special Council meeting are not in the same place, they may decide that the meeting is to be treated as taking place wherever any of them is.

Resolution of Differences Between Standing Committees Having Delegated Authority

- 74 Should an issue arise affecting more than one standing committee with delegated authority in which there is a difference of view which cannot be resolved between them, or through the good offices of the Political Board or Board of the Professional Activities Directorate (as appropriate) UK Council will consider the report of that Board and whether the matter is of sufficient importance that, time permitting, the guidance of the Representative Body should be sought. If Council believes that an early decision must be reached, it shall itself take that decision in the name of the Association (See bye-law 86)

Committees

- 75 Council shall appoint the following Boards and Committees

Audit Committee
Board of the BMJ Publishing Group
Board of the Professional Activities Directorate
Oversight and Finance Committee
Organisation Committee
Political Board

These committees shall have such membership and have such duties and powers as are prescribed in the first schedule to these Bye-laws. Council may also appoint such other committees as it considers necessary for the proper conduct of its business and shall direct to which boards the committees shall report or whether they shall report direct to Council

Bye-laws 76 -78 unallocated.

Representation of Association on Outside Bodies

79. If time permits, all invitations to the Association to appoint a representative or representatives on any outside body shall be placed upon the agenda of the Council meeting or the meeting of the Political Board or Board of the Professional Activities Directorate (as appropriate) following the receipt of the invitation. If time does not permit of the foregoing procedure being adopted, and the Chairman is of opinion that Council would desire the invitation to be accepted, he/she shall, after taking such advice as is possible, make suitable nomination or nominations on behalf of Council. Where Council appoints a representative on an outside body without reference to any term of office, the appointment shall be for three years.

Deputations to Council

80. Council may decide to receive a deputation representing a regional council, division or special group of the Association, or representing other persons or organisations. A deputation representing a regional council, division or special group shall consist only of members of the regional council, division or special group. A deputation shall not exceed two in number unless Council shall otherwise determine.
81. After reception of the deputation its member(s) shall be invited to make a statement, and members of Council, at the discretion of the Chairman, may put questions to the deputation. The Chairman of Council, or at his/her invitation a member of Council, shall reply to the points raised by the deputation, but if it appears to the Chairman of Council that the matter should first be debated, the deputation should be asked to withdraw until the debate is concluded. Members of any deputation shall be required to observe the confidential nature of Council documents and proceedings.

Sponsorship and the Association

82. (1) Any proposal for sponsorship by the Association of any organisation or activity shall be considered on its merits by Council in the light of any legal opinion obtained specifically in relation to the proposal in question;
- (2) In the case of BMA activities sponsored by outside organisations the nature of the sponsorship shall be in a manner that is consistent with the ethical policies of the Association and in the case of doubt shall be referred to the Professional Activities Directorate.

Collective action

83. Council shall have power on behalf of the Association to take or recommend any action required in relation to the regulation of relations between the medical profession or any section thereof and employers whether in contemplation or furtherance of a trade dispute or otherwise. Council may normally consider a recommendation on this matter from the Political Board before taking any action. Where any unauthorised industrial action /a strike is threatened or taken the Chief Executive shall take whatever steps are necessary to repudiate that action to protect the interests of the Association.

PART 5 - COMMITTEES AND OTHER BODIES OF THE ASSOCIATION

- 84 The President shall be an ex-officio, non-voting member of all standing committees, apart from the Organisation Committee and the Oversight and Finance Committee. The other Chief Officers shall be members ex-officio of all standing committees without voting rights except where it is specified in the schedules to the Bye-laws that they shall be full members
85. (1) There shall be such standing committees, with such names, composition, duties and powers, as are set forth in the first, second and third schedules to these bye-laws and being elected or appointed in accordance therewith;
- (2) Of these committees
- (a) Consultants Committee
the General Practitioners Committee
the Junior Doctors Committee
the Medical Academic Staff Committee
the Medical Students Committee
the Public Health Medicine Committee
the Staff, Associate Specialists and Specialty Doctor Committee
- shall have full delegated authority to act in relation to all matters within their respective terms of reference and shall report to the Political Board, and
- (b) the Northern Ireland Council,
the Scottish Council
the Welsh Council
- shall have full delegated authority to act in relation to all matters within their respective terms of reference and shall report to Council, and
- (c) the Armed Forces Committee
the Forensic Medicine Committee
the Occupational Medicine Committee
the Private Practice Committee
the Professional Fees Committee
- shall have delegated authority to negotiate terms and conditions of service (including fees) for medical employment or services outside the National Health Service and shall report to the Political Board

(d) the Medical Ethics Committee
(which shall report to the Board of the Professional Activities Directorate);

(e) the Organisation Committee
(which shall report to Council),

shall have the delegated authority as set out in column 6 of the first, second and third schedules

(3) National branch of practice committees in Scotland, Wales and Northern Ireland shall have full delegated authority to negotiate on devolved matters.

86. (1). Council has overall responsibility for co-ordinating the work and policy implementation of the Association. All constituent bodies (which includes, without limitation, all committees and other bodies of the Association) act under the instruction of Council (subject to the provisions of Bye-law 85) and report to Council, or to such body as Council may delegate this role, as Council may from time to time decide.

(2) All constituent bodies of the Association which includes those carrying delegated powers or not, shall take all reasonable steps to implement policy decisions of the Association

(3) No action shall be taken by any constituent body which may affect materially the interests of another part of the Association or the profession without full prior consultation with the interested parties concerned (and where necessary with Council) and on the understanding that delegated authority will only be so used as to expedite the work of the Association

(4) Should any constituent body of the Association intend to take any action which is at variance with BMA policy, or be in dispute with another constituent body of the Association, the matter shall be referred to Council which will deal with the matter initially by referral to the Political Board, the Board of the Directorate of Professional Activities or other committee as Council deems appropriate. Any matter which cannot be resolved in this way shall be referred back to Council for a final and binding decision

Election of Standing Committees and Boards

87. The election by single transferable vote of members of committees by Council shall take place at the second meeting of Council after the Annual Representative Meeting and such members shall remain in office until a new committee has been elected in the ensuing year. When there is no meeting immediately at the conclusion of the Annual Representative Meeting for the election of the Chairman of Council or exceptionally for the transaction of other business, the committee elections shall take place at the first meeting after the ARM

- 88 Any member of the Association may nominate themselves or other eligible candidate for election to standing committees Such nomination shall be made in a form approved by Council and the closing time for receipt of nominations for election by Council shall be the same as that adopted for election by the Representative Body.
- 89 Council (or failing the Council the Chairman of Council) shall have power to appoint members up to the number required to complete that portion which it falls to Council to fill In the event that insufficient nominations are received to fill the places which it falls to the Representative Body to fill then Council (or failing Council the Chairman of Council) shall have power to appoint members up to the number required to complete that portion of the committee which it falls to the Representative Body to fill and shall if possible consult the chairman of the committee. Such members shall be full voting members of the committee
- 90 Standing committees and subcommittees may include members who are not members of the Association but such persons shall never comprise a majority
91. The Council shall appoint to each standing committee in addition to the number of its members as specified in the first, second and third schedules, two deputy members who shall be entitled to receive all relevant agenda and other papers of that committee and to attend and vote at any meeting of that committee at which any one or two (as the case may be) of its members have stated they are unable to attend. This Bye-law shall apply to the Medical Ethics Committee only in so far as that deputies need only be called to attend a meeting of the committee if it is likely that the number of lay members due to attend that meeting is greater than the number of medically-qualified members
- 92 In the election or appointment of members to standing committees the Representative Body and the Council shall seek to ensure the efficient functioning of the committee and shall have regard to the desirability of a balanced membership, taking into account geography, type of practice, seniority and any other factors which, in the opinion of the electing or appointing body, are relevant to the composition and purposes of that committee, including the requirement in bye-law 90 to ensure that members who are not members of the Association do not comprise a majority on any standing committee or subcommittee
93. In the case of standing committees and boards, of which the chairmen are members of the Council “ex-officio” those chairmen shall for that and all other purposes continue in office until the appointment of their respective successors
94. At its first meeting after the holding of the Annual Representative Meeting every committee and board shall receive the membership for the session and shall either appoint one of its members to be chair/chairman for the ensuing year or

may appoint two of its members to be co-chairs/co-chairmen. A committee may also appoint one or more members to be deputy chairs/chairmen or co-deputy chairs/co-deputy chairmen.

- 95 The candidates shall be nominated by themselves or by another member of the committee and board either on a nomination form issued with the agenda or at the meeting, provided that self-nomination for a chairmanship is not specifically precluded by that committee or board's rules.
96. The chairman of a committee and board, or other person presiding at a meeting of a committee and board, shall be entitled to vote (if a voting member of the committee and board) as a member of the committee and board
- 97 When two candidates are nominated, the candidate who receives the higher number of votes shall be declared elected. When more than two candidates are nominated, the ballot shall be conducted in the following manner -
 - (1) a voting paper containing all the names of nominated candidates shall be supplied to each member of the committee and board present,
 - (2) the voter shall place a cross against the name of the candidate selected by him/her,
 - (3) if any candidate secures an absolute majority of all the votes cast, he/she shall be declared elected,
 - (4) if no candidate receives an absolute majority of the votes cast, the candidate who receives the lowest number of votes shall be excluded and the voting repeated accordingly until one of the candidates receives an absolute majority of the votes, and shall be declared elected. If the contest for chairman or deputy chairman of the committee and board is between two candidates and an equal number of votes is cast for each candidate a re-ballot shall be held. If the same result is achieved the two candidates shall draw lots
 - (5) As an alternative to the arrangements as set out in parts (1) to (4) above, a committee chairman may be elected by the use of the single transferable vote.

Powers of Committees and Boards

- 98 The single transferable vote shall normally be used for elections, unless an alternative method is set out in a committee's standing orders and has been and approved by the returning officer for that election
- 99 Subject to the provisions contained in the articles and bye-laws and to any special instructions from time to time given by Council, each committee or board shall have the following duties and powers -

- (1) To fix the hour of meetings,
 - (2) To give directions within its terms of reference on matters to be included in its agenda and minutes, and, subject to the provisions hereinafter stated, to order such inquiries to be made, and such documentary and other information to be furnished to the committee and board as, in the opinion of the committee and board, are required for the proper consideration of any matter referred to it,
 - (3) To call to its assistance for special purposes persons specially qualified to assist in any branch of the subject referred to it. Provided that such inquiries can be carried out and such documents prepared by the office staff, or in exceptional cases by such additional clerical or expert staff as the Treasurer may sanction;
 - (4) To obtain the advice of the Solicitor upon any matter referred to the committee and board, and, upon the advice of the Solicitor, and with the sanction of the Treasurer, to take Counsel's opinion thereon,
 - (5) To appoint, subject to the concurrence of the Oversight and Finance Committee, subcommittees for the purpose of considering any matters referred to the committee and board, and to delegate to them such powers as may seem necessary or convenient. Such subcommittees may include persons who are not members of the parent committee and board or the Association,
 - (6) To delegate to the chairman such powers in respect of the conduct of the business of the committee and board as may seem necessary or convenient
 - (7) To appoint up to two lay (i.e. non-medical members) members if desired
- 100 If any elected or appointed member of any committee and board or subcommittee shall be absent from three successive meetings of that committee and board or subcommittee such member shall (except in case of illness or for some reason approved by the chairman of the committee and board or subcommittee) be deemed to have resigned his/her membership thereof, and a casual vacancy shall thereupon arise.

101 Unallocated.

102 Unallocated.

Regulation of Committees and Boards

103. The Chairman of each committee and board in conjunction with the Chairman of Council or the chairman of the appropriate board shall be authorised to take, in the intervals between meetings of the committee and board any necessary action in an emergency or to refer any matter to the appropriate subcommittee.

104. Every committee and board shall have power to fill any casual vacancy arising amongst its elected or appointed members. A casual vacancy includes the failure to appoint or elect for any reason by the body authorised to do so, unless the articles provide otherwise. The appointee to a casual vacancy shall have such voting rights as accompany the position to which he/she is appointed.
105. The Chairman of each standing committee or board shall be ex-officio a member of every subcommittee of that committee and board.
106. Each subcommittee in being immediately prior to the commencement of an Annual Representative Meeting of the Association shall continue to act until the next meeting of the parent committee.

Reports of Committees

107. At each meeting of Council the committees and boards listed below, which have met since the previous meeting of Council, shall submit reports on their work since the date of their last report

Audit Committee
Board of the BMJ Publishing Group
Political Board
Board of the Professional Activities Directorate
Oversight and Finance Committee
Organisation Committee

However, no report need be submitted to the next meeting of Council except in respect of matters of urgent importance where:

- (1) a committee meets within ten days of a meeting of Council, or
- (2) a committee wishes to consult the Political Board or the Board of the Professional Activities Directorate, or has under consideration a matter affecting one or more of the NHS branch of practice committees, academic medicine or medical students.

Election to committees

108. Those who wish to stand for election to committees that specify electoral requirements will be exempt from these for a period of not more than 12 months and not in two consecutive sets of elections if they would normally have complied with the requirements but were prevented from so doing by sickness or absence on maternity leave, have a reasonable expectation of returning to clinical practice (where required as a condition of serving on the appropriate committee) sufficient to meet the requirement and intend to do so.

Special Groups of Members

- 109 The Council may from time to time authorise the formation of or the dissolution of special groups of members having distinctive professional interests and being by reason either of their paucity of numbers or of their local distribution unable to obtain adequate representation of those interests through the divisions and branches
- 110 Any appeal against a decision of the Council about a special group shall be made to the Representative Body whose decision shall be final.
- 111 The mode of application for the formation of any such special group and the means of ascertaining the views of the members thereof on matters affecting their said interests shall be such as the Council may from time to time determine, and the Council may provide for meetings of any such special group and for committees thereof and for the attendance of representatives thereof at meetings of the Council or of the Representative Body for the purpose of explaining such views.

Annual Scientific Meetings

- 112 The Council shall at least once a year arrange meetings or conferences, alone or in conjunction with other bodies, which it shall be open to every voting member of the Association to attend, for the purpose of receiving addresses or other communications relating to the medical or allied sciences, and discussing such subjects pertaining thereto as the Council may think proper, and the Council may arrange to hold such meetings or conferences in the United Kingdom or elsewhere. For the more convenient consideration of the matters to be discussed, the Council may provide that they shall be considered in sectional meetings and the Council shall appoint a President and other Officers of such section as well as readers of any addresses that may be given.

Junior Members Forum

113. The Council shall at least once a year arrange a conference known as the Junior Members Forum which shall have such composition, procedure, and powers as the Council may prescribe

PART 6 - HONOURS OF THE ASSOCIATION

- 114 The Gold Medal may be awarded by Council to any person or persons who shall have conspicuously raised the character of the medical profession by scientific work, by extraordinary professional services, or by special services rendered to the British Medical Association.

115. The Association shall have power to elect to the honour of Vice-Presidency members who have given outstanding service to the Association.
116. The Association shall have power to award the Association Medal to such members who have given outstanding and sustained national service to the Association in two or more constituencies, one of which should be national. Nominations for the Association Medal may be made to the Council by.
- (a) the Scottish, Welsh or Northern Ireland Councils, the standing committees, branch of practice committees in Scotland, Wales and Northern Ireland, Regional Councils, regional branch of practice committees and local medical committees
 - (b) the executive committee of any division or the council of any branch, or
 - (c) any three members of one division or of one branch, or
 - (d) any six voting members of the Association, or
 - (e) (in the case of a nominee who is a member of the armed forces) any three members, or
 - (f) (in the case of a nomination based on service to the Association as junior member) the Junior Members Forum, or
 - (g) in the case of an overseas member, by any three overseas members, wherever resident
117. (1) The Association shall have power to elect members to the honour of Fellowship of the Association. Members elected as Fellows shall remain as Fellows so long as they continue to be ordinary members of the Association. Nominations for the Fellowship of the Association shall be made to the Council by.
- (a) the Scottish, Welsh or Northern Ireland Councils, the standing committees, branch of practice committees in Scotland, Wales and Northern Ireland, Regional Councils, regional branch of practice committees and local medical committees
 - (b) the executive committee of any division or the council of any branch, or
 - (c) any three members of one division or of one branch, or
 - (d) any six voting members of the Association, or

- (e) (in the case of nominee who is a member of the armed forces) any three members, or
 - (f) in the case of a nomination based on service to the Association as junior member) the junior Members Forum, or
 - (g) in the case of an overseas member, by any three overseas members, wherever resident
- (2) Only those members shall be elected as Fellows of the Association whose services to the Association and to the profession of medicine have in the opinion of the Council been outstanding and merit recognition beyond that which can adequately be conferred by any division or branch,
- (3) The name of every member elected as a Fellow of the Association shall be entered on a Roll of Fellows,
- (4) The names of Past Presidents, Vice Presidents and Gold Medallists of the Association shall automatically be entered on the Roll of Fellows without election.

Distinguished Service Award

118. The Distinguished Service Award may be awarded by Council in recognition of distinguished, outstanding, and exceptional services to the Association by non-medical personnel.

THE FIRST SCHEDULE TO THE BYE-LAWS - STANDING COMMITTEES

MEMBERS (In addition to the members ex-officio mentioned in bye-law 84) and Powers and Duties

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
BMA Audit Committee			<p>The committee shall be composed of five members all of whom shall be appointed by Council and none of whom shall be members of the Oversight and Finance Committee Of the five members</p> <p>- at least one should be a member of Council at the time of appointment and should remain a</p>		<p>To consider the appointment of the external auditor and any matters relating thereto and including the conduct and outcomes of the external audit and any matters related thereto, to consider the annual report of the Directors and financial statements prior to their submission to Council, to consider any statement on the Association's system of internal financial control (including financial, operational and regulatory compliance and risk management controls) prior to its inclusion in the annual report of the Directors and financial statements, to monitor the establishment of an internal audit function' and including the appointment of any internal auditors and any matters relating thereto', to review the internal audit programme and ensure co-ordination between the internal and external auditors, to ensure</p>

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
			member of Council throughout his/her term of office as a member of the Audit Committee Should this member's Council membership end during his/her term of office as a member of the Audit Committee, the committee shall decide when that member should resign his/her membership of the committee, - at least one and not more than two		that the resources, and standing within the Association, of the internal audit function enable it to achieve its objectives, to monitor the implementation and the on-going effectiveness of the governance structure and including the internal control framework and risk management processes To consider other topics as directed by Council The committee may obtain external financial, legal or other independent professional advice and request the attendance of external advisers with relevant experience and expertise if it considers this necessary The committee shall have the power to invite observers to its meetings and the Treasurer, the Chairman of the Board of BMJ Publishing Group Ltd and the BMA's Finance Director shall normally attend meetings as observers.

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
			should be lay (i.e. non-medical) experts who have an appropriate level of management experience in an organisation of a greater, or a similar, size to the Association The remainder of the membership shall be composed of members of the Association who may or may not be members of Council All members should be		

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
			<p>appointed for three year terms of office and one of whom shall be appointed by Council as Chairman of the committee</p> <p>No member may serve on the committee for an aggregate period exceeding nine years (i.e. three terms of office of three years each) and no former Chief Officer may normally be appointed to the committee within three years of his/her demitting</p>		

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
			office		

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Board of the BMJ Publishing Group			<p>Council shall appoint the Chairman of the Board, the Editor and such medical non-executive directors as it deems necessary or appropriate</p> <p>The medical non-executive directors shall be subject to retirement by rotation with eligibility for re-election</p>		<p>To contribute to, review and approve the BMJPG management's strategic plans for the group and for key products, to review and approve the long term financial plans for the group, to monitor the performance of the group towards achieving its strategic plans</p> <p>To review and approve the annual budget for the group, to review and approve business cases for new products and initiatives which require significant capital investment in excess of an amount agreed by the Oversight and Finance Committee, to approve unbudgeted expenditure in excess of an amount agreed by the Oversight and Finance Committee or expenditure on any budgeted item which is likely to exceed budget by an amount agreed by the Oversight and Finance Committee, to monitor performance against budget and business plans, including assessing operating results to evaluate whether the business is</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
					<p>being properly managed and agreeing corrective action where necessary, to monitor the performance of major projects</p> <p>To identify the main risks to the Group and ensure that appropriate systems are in place to manage them</p> <p>To oversee the selection, monitoring and evaluation of the performance of senior executives and if necessary replace those executives if their performance is unacceptable (in the case of the Editor, the final decision regarding the appointment and replacement rests with the BMA), to ensure that succession plans exist for senior executives that cover the short and long term, to ensure that there are sound management development plans for senior staff, to approve terms and conditions of employment for BMJPG staff</p> <p>To ensure the integrity of the Group's internal and management information systems, to ensure ethical behaviour and compliance</p>

Name	Members ex officio	Elected or Appointed Members				Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed		
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	
					with laws and regulations, audit and accounting principles and the BMA's own governing documents To assess its own effectiveness in fulfilling the above and other board responsibilities, including monitoring the effectiveness of individual directors, to appoint such non-executive directors with relevant experience in disciplines that would be valuable to the group and the Chairman and to ensure that they receive appropriate remuneration To comply with the terms of the letter of agreement between the BMJPG and the BMA	
Board of the Professional Activities Directorate	The President		3 members of Council for two year terms	The Chairman of Council (who shall be Chairman of the Board), the Chairman of the Representative Body, the Treasurer, the Chairmen of the Board of Science, the Equality and Diversity Committee, the International Committee, the Information Technology Committee, the Medical Ethics	To be the centre of excellence for the pursuit of issues involving ethical, scientific, research, educational and international matters To co-ordinate the professional activities of the Association in accordance with the instructions of Council To receive reports from the Board of Science, the Equality and Diversity	

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
				<p>Committee, the Patient Liaison Group, the Secretary, the head of function in the Secretariat</p> <p>To agree the directorate's organisation and process and the role, constitution and membership of supporting committees</p> <p>To oversee communications policy relating to the professional work of the Association</p> <p>The Board will have the power to deal, on behalf of Council, with other matters requiring urgent action which do not fall within the terms of reference of the Oversight and Finance Committee or the Political Board</p> <p>The Board may be consulted by any standing committee or committee of Council</p> <p>The Board will submit reports of its own business direct to Council</p>	<p>Committee, the Medical Ethics Committee, the International Committee, the Conferences Subcommittee, the Information Technology Committee and the Patient Liaison Group</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Oversight and Finance Committee			Seven Council members for two year terms	The Chairman of Council (who shall be Chairman of the Committee), the Chairman of the Representative Body, the Treasurer, the Chief Executive/Secretary, the Finance Director and two lay persons not being medical practitioners (or employees of the Association) but being qualified and experienced in business and commerce	<p>To take decisions on matters affecting the finances and general administration of the Association and, where appropriate, advise, report and make recommendations to Council on those matters In particular to</p> <p>1 oversee management functions and to oversee the outsourcing of certain functions, either on a project basis or more permanently,</p> <p>2 oversee the appointment of members of the Senior Managers Group and certain other senior staff,</p> <p>3 consider, annually, the Association's long-term strategic and operational business objectives for recommendation to Council,</p> <p>4 consider, annually, the Association's medium-term financial projections and principal financial aims,</p>

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
					<p>5 consider the Association's annual budget,</p> <p>6 monitor actual financial results against budget and, where necessary, take appropriate remedial action,</p> <p>7 consider the annual report of the Directors and financial statements,</p> <p>8 consider, annually, the Association's statement of investment objectives for its accumulated reserves, and monitor investment performance,</p> <p>9 consider, annually, the level of membership subscriptions,</p> <p>10 consider major financial proposals where the sums involved exceed the limit established by Council from time to time,</p> <p>11 exercise any of the rights, duties and discretions of the Association under any staff</p>

Name	Members ex officio	Elected or Appointed Members				Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed		
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	
						<p>pension scheme,</p> <p>12 consider major proposals relating to the terms and conditions of employment of the Association's employees and their financial implications,</p> <p>13 establish the following subcommittees Cases Committee, Conferences Subcommittee, Investments Subcommittee, Charitable Purposes Subcommittee</p>
Northern Ireland Council	Without voting rights The President of the BMA Chair of UK Council Chair of the Representative Body Treasurer Members of UK Council whose registered address is in Northern			(a) Five members whose primary branch of practice is general practice of whom Four shall be GPs, 1 from East, 1 North, 1 South, 1 West If none of the four above is a GP locum or salaried GP, then the fifth seat will be allocated to the highest polling GP locum or salaried		<p>To consider all matters specially concerning Northern Ireland, and in conformity with the decisions of the Representative Body, deal with all such matters It shall meet at such place and time as the Northern Ireland Council itself may direct</p> <p>The persons or body entitled to appoint a representative to the Northern Ireland Council shall be entitled to appoint an additional representative to be a member of the Council during any period for</p>

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	<p>Ireland</p> <p>With voting rights</p> <p>Chair of NI Consultants Committee</p> <p>Chair of NI General Practitioners Committee</p> <p>Chair of NI Staff & Associate Specialists Committee</p> <p>Chair of NI Junior Doctors Committee</p> <p>Chair of NI Medical Students Committee</p> <p>Chair of NI Medical Academic Staff Committee</p> <p>Chair of NI Public Health Policy Virtual Committee</p>			<p>GP</p> <p>If none of the four above is a GP principal, then the fifth seat will be allocated to the highest polling GP principal</p> <p>(b) Five members whose primary branch of practice is consultant of whom</p> <p>2 shall be from East, 1 shall be from North, 1 shall be from South, 1 shall be from West</p> <p>(c) Two members whose primary branch of practice is staff and associate specialist with no more than one from any NI divisional area</p> <p>(d) Five members whose primary branch of practice is junior doctor of whom shall be four each of the four NI divisions East, North, South and West. The fifth seat should</p>	<p>which a representative appointed by such persons or body shall hold office as Chairman of the Northern Ireland Council With power to co-opt one additional non-voting member</p> <p>Northern Ireland Council shall have the power to co-opt a maximum of four members who can offer the Council such ongoing expertise that cannot otherwise be met by the ex-officio and directly-elected membership</p>

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
				<p>be allocated to a GP trainee if a GP trainee does not stand then the fifth seat should be reallocated to another Junior Doctor</p> <p>(e) Two members whose primary branch of practice is medical student</p> <p>One member whose primary branch of practice is either (f) academic, or (g) armed forces, or (h) occupational medicine, or (i) public health medicine or (j) other members in practice but not covered by (a)-(i) above</p> <p>(k) One member who is a retired member</p> <p>(l) Three members who shall be the top 3 polling doctors/students regardless of branch of practice or divisional area, over and above the members directly elected as set out above</p> <p>Note: East means Eastern Division of the BMA in Northern</p>	

Name	Members ex officio	Elected or Appointed Members				Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed		
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	
				Ireland, North means Northern Division of the BMA in Northern Ireland, South means Southern Division of the BMA in Northern Ireland, West means Western Division of the BMA in Northern Ireland		
Organisation Committee	The Chairman of the Conference of Honorary Secretaries of divisions	6, of whom 1 shall be a junior member, as defined in article 1, and not more than 2 shall be in the same branch of medical practice	2, including 1 with special interest in overseas members or in members who qualified overseas if not already elected by the Representative Body		<div>1 To advise on matters affecting the structure, function and representativeness of the Association and to liaise with other Association bodies undertaking similar activities</div> <div>2 To advise on the constitutions, duties and powers of the Association's meetings, councils, boards, forums and committees and to recommend consequential amendments to the articles and bye-laws where appropriate</div> <div>3 To advise on the establishment of new committees, their duties and powers and constitutions, and on the disbanding and</div>	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
					<p>merging of committees and to recommend consequential amendments to the articles and bye-laws where appropriate</p> <p>4 To advise on the interpretation or alteration of the existing, or the adoption of new, articles and bye-laws</p> <p>5 To consider and act on matters relating to divisions and regional councils, including the allocation of grants</p> <p>6 To make recommendations on the conferring of the Association's awards and honours</p> <p>7 To advise Council annually on the allocation and distribution of seats on the RB including those minority groups to be invited to appoint representatives to the ARM</p> <p>8 To appoint members of the</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
					Charles Hastings Wine Club Committee and to oversee the running of the Club
					9 The Award of the Association's Gold Medal for Distinguished Merit
Political Board	The President		3 members of Council for two year terms	The Chairman of Council, who shall be Chairman of the Board, the Chairman of the Representative Body, the Treasurer, the chairmen of the Armed Forces Committee, Consultants Committee, General Practitioners Committee, Junior Doctors Committee, Medical Academic Staff Committee, Medical Students Committee, Private Practice Committee, Professional Fees Committee, Public Health Medicine Committee, Staff, Associate Specialists and Specialty Doctor Committee, Northern Ireland Council, Scottish Council, Welsh Council, the Secretary, the head of function in the Secretariat	To maintain, protect and advance the interests of doctors, their working environment, their rewards and their reputations To oversee and regulate the political activities of the BMA, to co-ordinate branch of practice committees' negotiations with government, to oversee the services provided to members by regional and national offices To receive reports from the standing committees representing doctors working in the NHS and academic medicine and medical students and where necessary co-ordinate the work of those committees and deal with other matters affecting all doctors in the NHS and academic medicine The Board will not have authority to override the decisions of those

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
					<p>committees in respect of matters wholly within their own spheres but will provide for early discussion of topics affecting any two or more such committees or a national council and a UK branch of practice committee, or a national branch of practice committee and the same UK branch of practice committee and of issues where a difference of opinion may be emerging. The Board shall endeavour to find an acceptable solution to any such problem failing which it will refer the matter for debate in Council</p> <p>To consider reports from those committees representing doctors in the armed forces, civil service, forensic medicine, occupational medicine, ophthalmic medical practice, private practice. To consider reports from the committees dealing with matters relating to liaison with external bodies, medico-legal affairs, professional fees, superannuation and community care. The Board may be consulted by any standing committee or any committee of</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
					<p>Council</p> <p>To oversee communications policy relating to the representational and political work of the Association</p> <p>The Board will have power to deal, on behalf of Council, with other matters requiring urgent action which do not fall within the terms of reference of the Oversight and Finance Committee or the Board of the Professional Activities Directorate</p> <p>The Board shall also have power to take such other action on behalf of Council as Council may from time to time authorise</p> <p>Where the business to be considered by the Board concerns a committee which is not represented on it, the Chairman of that committee shall be invited to attend that meeting of the Board for the consideration of the appropriate item</p> <p>The Board will submit reports of its</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
					own business direct to Council
Remuneration Committee		2	3	The BMA's Finance Director 1 lay member with experience in business and commerce, who is not a member of the staff of the Association, to be nominated by the Audit Committee	To be responsible for designing, adjusting and maintaining the BMA's systems for making payments to members (excluding payments to reimburse expenses) and to make recommendations to Council on these systems The committee will work within budgetary constraints set by the Oversight and Finance Committee and Council
Scottish Council	Without voting rights, the chairmen of the branch of practice committees in Scotland (SCC, SGPC, SJDC, SMASC, SSASC, SMSC) Note If the Chairman of one of the branch of practice committees, SMASC, SSASC			<u>Voting members</u> National constituencies Six members resident in Scotland to represent and be elected by all members in Scotland Branch of practice constituency Eight members engaged wholly or mainly in general practice, including those in private general practice but excluding	To consider all matters specially concerning Scotland, and, in conformity with the decisions of the Representative Body, deal with all such matters It shall meet at such place and time as the Scottish Council itself may direct Scottish Council has the power to co-opt two additional non-voting members where specific expertise is required The election of a member as chairman shall create a casual

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
	Column 2 or SMSC) has an elected seat from the national or branch of practice constituencies, a nominee from that committee may be appointed as a non voting member The members of UK Council whose UK electoral zone is Scotland The Immediate Past Chairman of Scottish Council for a period of one year after demitting office as Chairman The Chairman of the Scottish LNC Forum if the Chairman is not otherwise a member	Column 3	Column 4	Column 5 general practice registrars, elected by members from those groups in Scotland of whom <ul style="list-style-type: none"> • 2 by East • 4 by West • 2 by North Eight members employed wholly or mainly as consultants elected by members who are consultants in Scotland of whom <ul style="list-style-type: none"> • 2 by East • 4 by West • 2 by North Eight members in the training grades including general practice registrars elected by members from those groups in Scotland of whom <ul style="list-style-type: none"> • 2 by East • 4 by West • 2 by North Note: East means Fife, Lothian, and Scottish Borders divisions of the BMA, West means the Argyll and Bute, Ayrshire and Arran, Dumfries and Stewartry, Dumbarton, Forth Valley,	Column 6 vacancy which should be filled by postal ballot unless the Scottish Council determines otherwise

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
				<p>Greater Glasgow, Lanarkshire, Renfrewshire and Wigtown divisions of the BMA, North means the Angus, Caithness, Dundee, Grampian, Inverness, Orkney, Perth and Kinross, Ross and Cromarty, Shetland, Sutherland and Western Isles divisions of the BMA</p> <p>One member employed wholly or mainly in the staff and associate specialist group elected by members from that group in Scotland</p> <p>One member employed whole-time in a university or in medical research, elected by members from those groups in Scotland</p> <p>One medical student member, elected by medical student members in Scotland</p> <p>One retired member elected by retired members in Scotland</p> <p>One member from other branches of practice not represented, elected by those</p>	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
				<p>groups in Scotland (e.g. civil service and armed forces, occupational medicine)</p> <p>Observers</p> <p>The Chairman of the Scottish Joint Consultants Committee, the Chairman of the Academy of Royal Colleges and Faculties in Scotland, the Chairman of the Scottish Royal Colleges Inter-Collegiate Group</p> <p>Deputies</p> <p>Deputies may be appointed where only one member represents a particular group.</p>	
Welsh Council	<p><u>With voting rights</u></p> <p>The Chairmen of the Welsh Consultants Committee General Practitioners Committee Wales Welsh Staff Grades &</p>			<p>With voting rights 15 directly-elected members who shall, by the application of electoral constraints, broadly reflect the distribution of the profession in Wales between</p> <p>(a) those engaged or employed wholly or mainly in the following nine professional groupings General Practice</p>	<p>To consider all matters concerning Wales It shall meet at such place and time as Welsh Council itself may direct</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	Associate Specialists Committee Welsh Committee for Public Health Medicine, Welsh Junior Doctors Committee Welsh Medical Academic Staff Committee Forum of Welsh Local Negotiating Committees Welsh Medical Students Committee <u>Without voting rights</u> President Chairman of UK Council Chairman of the Representative Body Treasurer Members of UK Council whose			Hospital consultants Staff grade doctors and associate specialists Doctors in training grades Academic medicine and/or research Medical students Public & community health medicine Retired members Armed forces members plus those members in practice but not covered by the other specified professional groupings and (b) the three principal geographical regions of Wales North Wales Mid and West Wales South East Wales together with up to 3 co-opted members who shall offer Welsh Council such ongoing expertise that cannot otherwise be met by the ex-officio and directly-elected membership Without voting rights a number, to be determined by Welsh	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	electoral zone is Wales, limited to the duration of the UK office and while having a registered address in Wales			Council, of observer members	

THE SECOND SCHEDULE TO THE BYE-LAWS - STANDING COMMITTEES

MEMBERS (in addition to the members ex-officio mentioned in bye-law 84) and Powers and Duties

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Armed Forces Committee	The one armed forces representative on Council, if not otherwise a member A representative from the Ministry of Defence, as adviser and without the right to vote	2 (for one session) who are serving officers, reservists, or former regular officers, of which only one may be retired from the service Those who were conscripted into the armed forces under the terms of national service may not stand for election to the Armed Forces Committee	2 (for one session) who are serving officers, reservists, or former regular officers, of which only one may be retired from the service Those who were conscripted into the armed forces under the terms of national service may not stand for election to the Armed Forces Committee	Two appointed by the British Dental Association Eight regular officers by all serving BMA members (at least 1 from each service, at least 1 to be a hospital consultant and at least 1 to be a general practitioner and at least 2 trainees), 3 reserve officers, 1 from each of the three branches of the armed forces, elected by BMA members in the reserve services, an elected representative of all civilian doctors employed by the Ministry of Defence One medical cadet and the armed forces representative on the Registrars Subcommittee of the General Practitioners Committee Those who were conscripted into the armed forces under the terms of national service may	To consider matters relating to the medical branches of the armed forces and the medical branches of the reserve armed forces and so far as possible to ensure that medical officers serving in the medical branches of the armed forces are not disadvantaged in relation to their civilian and military counterparts

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
				not stand for election to the Armed Forces Committee	
Consultants Committee	The Chairman of the Joint Medical Consultative Committee The Chairman of the Consultants Conference Neither of the above members shall have voting rights	10, being members of the Association engaged exclusively or predominantly in consultant practice, at least one should have their principal place of work in England, one in Northern Ireland, one in Scotland and one in Wales and that the electorate for all 10 seats will be all voting members of the RB		3, appointed by each Regional Consultants Committee in England, 2 appointed by the Northern Ireland Consultants Welsh Consultants Committee and 6 Appointed by the Scottish Committee for Hospital Medical Services, all of whom shall be engaged exclusively or predominantly in consultant practice, 1 by the Central Committee for Hospital Dental Services of the British Dental Association, 10 appointed as non-voting representatives on the following basis 1 by the General Practitioners Committee, 1 by the Public Health Medicine Committee, 1 by the Medical Academic Staff Committee, 1 by the Junior Doctors Committee, 1 by the Staff, Associate Specialists and Specialty Doctor Committee, 1 by the Ophthalmic Group, 1 by	To consider and act in matters affecting those who are engaged in consultant practice, or whose posts require their names to be on the Specialist Register, including matters arising under the National Health Service Acts or any Acts amending or consolidating the same and to watch the interests of all consultant medical staff in relation to those Acts save in so far as the above matters fall within the duties and powers of the Medical Academic Staff Committee or the Public Health Medicine Committee The committee shall have power to co-opt 3 members without voting rights

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
				the Committee for Medical Managers, and that the remaining seats be allocated to observers from other organisations, 3 representatives nominated by the Academy of Medical Royal Colleges, but so that none of the last mentioned 3 members shall be eligible for appointment to represent the Consultants Committee on the Joint Medical Consultative Committee Members of the CC shall be engaged exclusively in consultant practice Where a specialty is not represented on the committee through the above routes, the CC shall consider co-opting a representative Furthermore, those of or over 65 years of age must be in active practice to the extent of at least five notional half days a week or its equivalent	
General Practitioners Committee	The Chairman and Deputy Chairman for the time being of the Conference	10, elected on a geographical basis To be eligible for		<u>Voting members</u> Registered (other than provisionally registered) medical practitioners appointed as	To deal with all matters affecting medical practitioners providing and/or performing primary medical services under the National Health

Name	Members ex officio	Elected or Appointed Members			Dutes, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	of Representatives of Local Medical Committees called by the General Practitioners Committee of the British Medical Association The Chairman of the Scottish General Practitioners Committee and the Chairman of the Welsh General Practitioners Committee	election, candidates must be either engaged exclusively or predominantly in providing personally or performing NHS primary medical services for a minimum of 52 sessions distributed evenly over six months in the year immediately before election and included in the GMC's GP register at the time of, or within 60 days of, election, or employed as a medically qualified secretary of a local medical committee, or		follows - 56 practitioners (whether members of the Association or not) whose exclusive or predominant medical commitment is to providing personally or performing NHS primary medical services for a minimum of 52 sessions distributed evenly over six months in the year immediately before election, or medically qualified secretaries of local medical committees or GPs on the doctors retainer scheme, in such manner as the General Practitioners Committee shall from time to time determine, to be nominated or elected as follows.- 43 to be elected on a constituency basis from among general practitioners or LMC officers by all who contribute to the LMC voluntary levy Candidates shall be LMC voluntary levy contributors or LMC officers, 7 to be elected by the Annual Conference of Representatives of Local Medical Committees, 1 to be nominated by the Medical	Service Act 1977 and/or the National Health Service (Scotland) Act 1978 and/or the Health and Personal Social Services (Northern Ireland) Order 1972 and any Acts or Orders amending or consolidating the same and as from time to time extended to all or any part of the United Kingdom To consider and act in matters affecting those employed as full time or part time prison medical officers A constituency entitled to appoint a representative to the committee shall be entitled to appoint an additional representative to be a member of the committee during any period for which a representative appointed by such group shall hold office as chairman of the committee

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
		<p>employed as a general practitioner under the doctors retainer scheme</p> <p>The 52 sessions electoral requirement referred to above shall be waived where a GP would normally have complied with this requirement but was prevented from so doing by sickness or absence on maternity leave, has a reasonable expectation of returning to clinical practice sufficient to meet the</p>		<p>Women's Federation, 2 to be nominated by the Medical Practitioners Union, 2 to be nominated by the GP Trainees Subcommittee being members of that Subcommittee, 1 to be nominated by the British International Doctors Association</p> <p>The two sessions electoral requirement referred to above shall be waived where a GP would normally have complied with this requirement but was prevented from so doing by sickness or absence on maternity leave, has a reasonable expectation of returning to clinical practice sufficient to meet the requirement and intends to do so This exemption is to apply for a period of not more than 12 months and not in two consecutive sets of elections</p> <p><u>Non-Voting members</u> Registered (other than provisionally registered) medical practitioners to be nominated as follows - 1 to be nominated by</p>	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
		<p>requirement and intends to do so This exemption is to apply for a period of not more than 12 months and not in two consecutive sets of elections</p> <p>Of the 10 members elected to the GPC by the RB, at least one will have their principal place of work in England, one in Scotland, one in Wales and one in Northern Ireland and the electorate for all 10 seats will be all voting members of the RB</p>		<p>the Consultants Committee, 1 to be nominated by the Public Health Medicine Committee, 1 to be nominated by the Junior Doctors Committee, 1 to be nominated by the Staff, Associate Specialists and Specialty Doctor Committee, 2 to be nominated by the Council of the Royal College of General Practitioners</p> <p>1 representative appointed by the Council of the British Dental Association</p> <p>The committee shall have power to appoint up to 6 additional voting members to represent categories of GP contractual arrangement or classes of experience which, in the view of the committee, are not adequately represented</p> <p>Four seats on the GPC to be reserved for members of the Sessional GP's Sub-Committee</p>	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Junior Doctors' Committee	With voting rights the Chairs of the Scottish JDC, Welsh JDC, Northern Ireland JDC and the 12 English RJDCs, those members of Council who, at the time of the first JDC meeting of the session, are junior doctors Without voting rights the four Chief Officers of the BMA, the Chair of the Junior Doctors' Conference, the Chair of the Junior Members' Forum (where he/she is a junior doctor), the immediate past Chair of the JDC, should they not be elected via any other route	With voting rights 8 who are junior doctors, or who hold, or who have accepted an offer of, appointment to such a post such that they will fulfil the definition of junior doctor by the time of the first meeting of the Junior Doctors Committee of the BMA session following the ARM at which they stand for election		38, elected from geographical regions, with voting rights Eastern (1), Mersey (1), North Thames (6), Northern (2), North West (3), Northern Ireland (2), Oxford (1), Scotland (6), South Thames (4), South West (1), Trent (3), Wales (2), Wessex (1), West Midlands (3), Yorkshire (2), (those members of the UK JDC who move regions or countries will remain members of the committee in a non-voting capacity for the remainder of the session in which their move took place) 12, elected or appointed from other committees, or subcommittees, with voting rights 2 doctors in training by the GPC GP Trainees Subcommittee, 1 doctor in training by the Public Health Medicine Registrars Subcommittee; 2 medical students by the	To consider and act in matters affecting those engaged in hospital practice in the training grades, including matters arising under the National Health Service Act or any Act amending or consolidating the same and to watch the interests of hospital medical staff in the training grades in relation to those Acts The body entitled to appoint one or more representatives to the committee shall be entitled to appoint an additional representative to be a member of the committee during any period for which a representative appointed by such body shall hold office as Chairman of the committee The committee shall have power to co-opt up to 3 members

Name	Members ex officio	Elected or Appointed Members				Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed		
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	
				Medical Students Committee, 1 dentist in training by the British Dental Association, 1 doctor in training by the Armed Forces Committee, 1 doctor in flexible training by the Junior Doctors Conference; without voting rights 1 by the Consultants Committee, 1 by the General Practitioners Committee, 1 by the Medical Academic Staff Committee 1 by the Staff, Associate Specialists and Specialty Doctor Committee		
Medical Academic Staff Committee	(i) The four BMA Chief Officers (ex officio without voting rights), (ii) The Chair of the Conference of the Medical Academic Representatives (ex officio),			(i) Sixteen members elected by the Conference of Medical Academic Representatives (at least two of whom shall be academic trainees, at least two of whom shall be consultant clinical academics and at least one shall be an academic GP), (ii) The elected chair (or their nominee) of Scottish MASC and	The Medical Academic Staff Committee (MASC) shall meet to consider and act upon all matters of concern to medically qualified personnel holding contracts of employment (including honorary contracts) from one or more of the following organisations a university, a medical school, the Medical Research Council, other institutions engaged in medical	

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
				<p>one other appointed by Scottish MASCS*, the elected chairs of Northern Ireland MASCS and Welsh MASCS or their nominees</p> <p>The devolved nation committees may also appoint a deputy representative for the chair or their nominee who shall be added to the Committee's list-server. The devolved nation committees may also appoint a deputy representative who shall be added to the Committee's list-server</p> <p>(iii) There shall also be one representative from the CS, one representative from the JDC, one representative from the GPC, one representative from the SASDC and one representative from the Medical Students Committee (without voting rights) and the MASCS shall have cross representation with those committees</p> <p>(iv) Two representatives appointed by the Central Committee for Dental Academic Staff of the British Dental</p>	<p>research</p> <p>The doctors represented by the Committee include</p> <p>(i) Medical academics who are paid on clinical salary scales, including research workers,</p> <p>(ii) Medical academics who are paid on university salary scales or ranges, including research workers,</p> <p>(iii) Academic Foundation Trainees, Academic Clinical Fellows and other equivalent trainees employed by the NHS but with significant fixed commitments with a university or other higher education institution, for the academic aspect of their work,</p> <p>(iv) Other doctors who undertake formal sessions or programmed activities for universities and higher education institutions and who have (or would be reasonably assumed to be entitled to have) an honorary academic contract recognising such activity, for the</p>

Name	Members ex officio	Elected or Appointed Members				Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed		
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	
				Association (v) One representative of pharmaceutical physicians appointed by The faculty of Pharmaceutical Medicine * The intention is that this seat should be used by SMASC to ensure representation of Scottish academic trainees on MASCC	academic aspect of their work, (v) Pharmaceutical physicians The MASCC shall have power to co-opt up to three further members in order to ensure the representation of all groups of medical academic staff To ensure proper representation, the Committee may invite key stakeholders in academic medicine to send non-voting observers to the Committee. The nominating bodies will be asked to pay the travel costs of their representative	
Medical Students Committee	The Chairman of the Medical Students Conference Chairmen of the Scottish, Welsh and Northern Ireland Medical Students Committees, the immediate past			1 representative of each medical school in the United Kingdom elected annually by medical student members in that medical school. The medical school representative must, at the time of their election and throughout the term of their office, be enrolled in a course of study in the UK (not having been suspended)	To consider and act upon any matters affecting the interests of medical students The committee shall have power to co-opt not more than 3 additional members The body entitled to appoint a representative to the committee shall be entitled to appoint an	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	chairman of the committee and the elected student representative on BMA Council A representative of the Medical Students International Network without voting rights The immediate past deputy chairmen of the Medical Students Committee for a period of one year after ceasing to hold the office of deputy chairmen providing they remain medical students			for or leading to a primary medical qualification Without voting rights 1 by the Junior Doctors Committee, 1 by the Medical Academic Staff Committee, 1 by the British Dental Association	additional representative to be a member of the committee during any period for which a representative appointed by that body shall hold office as chairman or deputy chairman of the committee

Name	Members ex officio	Elected or Appointed Members				Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed		
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	
Occupational Medicine Committee	The Chairman of the Junior Members Forum when the member concerned is predominantly engaged in occupational medicine, the elected member of Council representing doctors in occupational health, if not otherwise elected	3 who must be engaged in practice or teaching of occupational medicine to the extent of at least two sessions per week and must hold a UK recognised qualification in occupational medicine, or be in an approved occupational medicine training post or were engaged in occupational medicine practice before 1 April 1991	3 who must be engaged in practice or teaching of occupational medicine to the extent of at least two sessions per week and must hold a UK recognised qualification in occupational medicine, or be in an approved occupational medicine training post or were engaged in occupational medicine practice before 1 April 1991	1, appointed by the Society of Occupational Medicine, 1 by the Faculty of Occupational Medicine	To consider and report on matters affecting the health, safety and welfare of persons at work and the practice of medicine in industry and allied occupations To advise the Association on the implementation of health, safety and welfare legislation as it affects its members and their working environment The committee shall have power to co-opt up to 2 additional members without voting rights	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Private Practice Committee		1		2 elected by the Consultants Committee, 1 by the Junior Doctors Committee, 1 by the General Practitioners Committee, 1 by the Professional Fees Committee, 1 by the Staff, Associate Specialists and Specialty Doctor Committee 1 representative of hospital dental practice, nominated and funded by the Central Committee for Hospital Dental Services, 1 member by the Academy of Royal Medical Colleges, Four BMA members who are engaged in consultant or specialist practice under the National Health Service Act 2006 (and/or the equivalent legislation in the devolved nations) and who are also engaged in active private consultant or specialist clinical practice, elected by an electronic election of members registered with the BMA as meeting the same criteria	To consider and report on matters of direct concern to the profession in the field of private general and consulting practice (whether whole or part time), and such other matters as may be referred to it by Council from time to time With power to co-opt

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
				<p>Two BMA members who do not provide and/or perform primary medical services under the National Health Service Act 2006 (and/or the equivalent legislation in the devolved nations) and who earn 75% or more of their income from private general medical practice and are engaged in private general medical practice to the extent of at least 20 hours per week, elected by members who are registered with the BMA as not providing and/or performing primary medical services under the National Health Service Act 2006 (and/or the equivalent legislation in the devolved nations) and are engaged in active private general medical practice</p> <p>Two BMA members who have no NHS contract of employment and who earn 75% or more of their professional income from private consultant or specialist clinical practice and are engaged in active private</p>	

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
				consultant or specialist clinical practice to the extent of at least 20 hours per week, elected by members who are registered with the BMA as having no NHS contract and are engaged in active private consultant or specialist practice	
Professional Fees Committee		3		1 who undertakes on average at least four sessions work each week for central government departments, agencies or their contractors, elected by members who undertake fee paid sessional work for central government departments, agencies or their contractors, 1 by the Consultants Committee, 2 by the General Practitioners Committee, 1 by the Occupational Medicine Committee, 1 by the Junior Doctors Committee, 1 by the Private Practice Committee 1 by the Staff, Associate Specialists and Specialty Doctor Committee 1 by Northern Ireland Council and 1 by Scottish Council	<p>(a) Negotiation of the terms for medical services and other services outside the NHS, other than those covered by the duties and powers of other standing committees, in all countries of the UK (excluding private medical practice/private clinical practice)</p> <p>(b) Determining the policy direction of the Association on professional fees issues after consultation with other appropriate committees</p> <p>(c) Submission of</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Public Health Medicine Committee	The Chairmen of the Scottish, Welsh and Northern Ireland committees for Public Health Medicine The Chairman of the Community Health Doctors Subcommittee The Chairman of Conference of Public Health Medicine and	3, engaged exclusively or predominantly in public health medicine		12, to be elected by those practitioners specified in column 6 (of whom 1 shall be elected from Scotland, 1 from Wales, 1 from Northern Ireland, and 1 from each of the 9 government regions in England, one by the Specialist Registrars Subcommittee, Chairman of the Specialists Registrars Subcommittee, one by the Community Health Services Joint Committee, One by the Board of Science, Chairman of the Public Health Committee of	<p>recommendations to the Political Board, for example on the annual fee increase</p> <p>(d) Provide guidance information and support to members in all countries of the UK on issues relevant to professional fees</p> <p>(e) The committee shall have the power to co-opt</p> <p>To deal with all matters affecting public health medicine and public health physicians in the established and training grades</p> <p>The committee shall have power to co-opt up to four additional members without voting rights</p> <p>Doctors from each of the British overseas territories and Crown dependencies shall be allocated by Public Health Medicine Committee (UK) to an appropriate regional or national constituency</p>

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
	Community Health Members of Council in public health medicine and community health if not otherwise elected (without voting rights)			Scottish Council (non-voting), one by the Consultants Committee (non-voting), one by the General Practitioners Committee (non-voting), one by the Junior Doctors Committee (non-voting), One observer from the Staff, Associate Specialists and Specialty Doctor Committee (non-voting) One consultant working in public health medicine within a regional public health team (non voting) A representative of doctors employed by the Health Protection Agency	The body entitled to appoint one or more representatives to the committee shall be entitled to appoint an additional representative to be a member of the committee during any period for which a representative appointed by such body shall hold office as chairman of the committee
Staff, Associate Specialists and Specialty Doctor Committee	The Chairman of the Committee, 2 deputy chairmen of the committee, Chairman of the Conference of Staff and Associate Specialists (with	8, engaged exclusively or predominantly in the areas of practice falling within the remit of the committee, at least one of		1 member appointed from each of the regional staff and associate specialist committees or regional non-consultant career grades subcommittees in England, 2 from Scotland, 1 from Wales and 1 from Northern Ireland, one representative to be elected by the British Dental	To consider and act in matters affecting those doctors working in NHS trusts who are not general practitioners, nor in the training grades and whose posts do not require their names to be on the Specialist Register, including matters arising under the National Health Service Act or Acts save in

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
	voting rights)	whom shall be from each of the UK nations and elected by the RB as a whole Eligibility to stand for election shall be in accordance with the provisions set out in SASDC's standing orders at the time of election, subject to annual review by the Organisation Committee		Association (with voting rights) 1 member to be appointed by each of the Consultants Committee, the Public Health Medicine Committee, the General Practitioners Committee, the Junior Doctors Committee, the Medical Academic Staff Committee and one member appointed by the Academy of Medical Royal Colleges (without voting rights) Eligibility to stand for election shall be in accordance with the provisions set out in SASDC's standing orders at the time of election, subject to annual review by the Organisation Committee	so far as the above matters fall within the duties and powers of the Consultants Committee or the Public Health Medicine Committee To consider and act in matters affecting clinical and senior clinical medical officers employed in community health services and family planning doctors formerly employed by the Family Planning Association and transferred to the National Health Service, including matters arising under the National Health Service, Public Health, Local Government or Education Acts (or any Act amending or consolidating the same) or other relevant legislation The body entitled to elect or appoint one or more representatives to the committee be entitled to appoint an additional representative to be a member of the committee during any period for which the representative appointed by this body holds office as chairman of the committee

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
					<p>The body entitled to elect or appoint one or more representatives to the committee be entitled to appoint an additional representative to be a member of the committee during any period for which the representative appointed by this body holds office as chairman of the SASSDC negotiating subcommittee / deputy chairman of the committee and that this arrangement be for a fixed term of two sessions (2004-05 and 2005-06 sessions)</p> <p>The committee shall have the power to co-opt up to three additional voting members, to represent classes of experience which, in the view of the committee, are not adequately represented</p>

THE THIRD SCHEDULE TO THE BYE-LAWS - BOARD OF SCIENCE AND MEDICAL ETHICS COMMITTEE

MEMBERS (in addition to the members ex-officio mentioned in bye-law 84) and Powers and Duties

Name	Members ex officio	Elected or Appointed Members			Duties, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Board of Science	The Chairman of the Board of Science	3 members elected for a three-year term subject to annual retirement by rotation (with eligibility for re-election) of one-third of those elected	The Council shall from time to time appoint the Chairman of the Board for such term and with such provisions concerning eligibility for re-appointment and otherwise as the Council shall think fit The Council shall also appoint 6 members who shall be elected for a three-year term, subject in the case of the two	Up to two junior doctors by such method as Council shall from time to time determine to ensure that there are at least two members of the Board of Science who are Junior Doctors during any given BMA Session These members shall be appointed for the duration of the session and may be reappointed the following session provide that they remain Junior Doctors	To act for the Council in matters specifically referred to it for the promotion of the medical and allied sciences, including the health of the public In particular to advise and act in matters concerning the BMA Library, research trusts and grants, and the ARM Scientific Lectures With the consent of Council, to initiate studies and to report with recommendations in matters of medical concern to the community or to the medical profession, including medical education To make a report to the Board of Professional Activities at such times as may be expedient on the matters for which the Board of Science is responsible The Board of Science shall have power to appoint subcommittees or working parties of limited size for the purpose of any of its

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
			members who are hospital doctors in the training grades, to continued eligibility as such and subject to annual retirement by rotation (with eligibility for re-election) of one-third of those elected		<p>duties and to appoint the chair of such subcommittees or working parties The Board shall have power to call to its assistance, or to the assistance of any such subcommittee or working party, persons specially qualified, and may include persons who are not members of the Association It shall be the duty of the Board to review annually the functions and the membership of its appointed subcommittees and working parties</p> <p>The term of appointment of any chair or member of any subcommittee or section appointed by the Board shall be such as the Board shall determine, but it shall be the duty of the Board to review the functions and the membership of its appointed subcommittees and sections annually to determine</p> <p>1 whether the functions are still necessary and cannot otherwise be executed more expediently, and</p> <p>2 whether any change in chair or membership is desirable for</p>
			Any casual vacancy arising in the elected membership of the Board shall be filled in such manner as the Council shall decide, but so that the person nominated to		

Name	Members ex officio	Elected or Appointed Members			Dutes, Powers, etc
		By the Representative Body	By the Council	Otherwise Elected or Appointed	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
			fill the vacancy shall hold office only until the date on which the member he/she has replaced would have retired by rotation and shall then be eligible for election		the more effective execution of the said functions
Medical Ethics Committee		7, of whom not more than three shall be in the same branch of medical practice	3 and not more than eight "external" members to represent the medical profession and disciplines such as law, moral philosophy, natural sciences or other health		To consider the ethical implications of all matters concerning the relationship between the medical profession, the public and the State, and to be responsible for liaison with the General Medical Council and the medical defence societies on matters of ethics affecting medical practice, to examine and endorse protocols for medical research referred to the BMA, and to report to Council thereon

Name Column 1	Members ex officio Column 2	Elected or Appointed Members			Duties, Powers, etc Column 6
		By the Representative Body Column 3	By the Council Column 4	Otherwise Elected or Appointed Column 5	
			professions appointed after consultation with the Chairman of the Medical Ethics Committee and always provided that no such member may be elected to serve as Chairman of the Medical Ethics Committee, unless such a member is also a member of the British Medical Association		

Standing committees appointing representatives on other committees are entitled to appoint a deputy to attend meetings in the event of the appointed representative being unable to do so

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