



The Kenya Veterinary Association

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12th April 2018

Ref: NEC Motion- Proposed amendments to the KVA Constitution (For discussion at KVA AGM-Green Hills 2018)

Proposer: Dr. Solomon Onyango (NEC member)

Seconded: Dr. Kenneth Wameyo (Hon Secretary)

Preamble: The Kenya Veterinary Association (KVA) is one of the oldest professional associations in Kenya. We have reviewed the KVA constitution and realized that there are some aspects of the constitution that needs to be included/amended in order to strengthen the organization.

The General assembly of 2017 held at Safaripark on 27th April 2017 noted that the KVA council chairman (immediate former chairman) was not a member of National Executive Committee. The General assembly recommended that the National executive committee hold a meeting with active former KVA chairmen to look into the issue and compare the association's current constitution and the old constitution vis a vis what was debated and ratified in 2013 General assembly. The meeting was convened on 4th April 2018 and the issue discussed.

The association also intends to acquire a tax exemption certificate but has been hampered by some clauses in the constitution including lack of a dissolution clause

In view of the above, we propose the following amendments:

Under aims and Objectives

3.1: To enhance and safeguard the interest and welfare of veterinarians

10.1 : The funds of the Association shall only be used for the following purposes

a) To enhance and safeguard the interest and welfare of **Veterinarians**

Objective: To comply with requirements to apply for a tax exemption certificate

Article 11.2.1: *The immediate past chairman shall be the chair of the council. He shall also sit in the National Executive Committee as an ex-official member. In the event that the immediate past chairman is not available, the chairman shall convene the first council meeting within 90 days after the AGM where a chairman of council shall be appointed. The first council meeting shall elect the secretary of the council*

Objective: To expressly include position of immediate chairman in the National executive committee in order to provide institutional memory and guidance where necessary.

11.2.2: **National Executive Committee:** Shall be responsible for the management of the Association and for that purpose may give lawful direction to the office bearers as to the manner in which they shall perform their duties. The Committee shall liaise with the Council in fundraising. **National Executive committee shall comprise of : Chairman, Immediate Past Chairman, Hon Secretary, Hon Treasurer, Vice Chairman, Hon Assistant Secretary, Hon Assistant Treasurer, three elected and a maximum of three coopted members.**

Objective: To expressly define composition of National executive Committee and include position of immediate chairman in the National executive committee in order to provide institutional memory and guidance where necessary

23.0 Dissolution Clause

Objective of amendment: To enable the KVA have a dissolution clause in line with societies act.

23.DISSOLUTION

Article 23.1: **Dissolution of the KVA shall be effective when three fifths of all paid up ordinary members shall present themselves and vote in favour of the resolution at a Special General Meeting called in accordance with the constitution. Article**

23.2: Voting in such a Special General Meeting shall be by secret ballot and no voting by proxy shall be allowed.

23.3 Upon voting for dissolution, a dissolution committee constituting of ten persons shall be appointed by the executive committee at least among whom shall be an advocate, a religious leader, a social worker from public and/or private institution shall be appointed for the purpose of winding up the association.

23.4 In the event of the association being dissolved, all the assets remaining after discharge of all liabilities shall be transferred to such other non-profit making and/or charitable organization having objectives similar to those of KVA, as may be deemed acceptable by the dissolution committee.

Impact of the proposed amendments on the KVA Constitution: We are aware that the proposed amendments will change other aspects of the constitution. We recommend that this General Assembly appoints a committee to align all articles of the constitution to the amendments if they are approved and present them to the KVA Council for the Council to complete the process of amendment

Effective Date of amendments: We propose these amendments take effect from the date of the General Assembly of 2019 to allow the Council and the Executive Committees file the changes with the registrar of societies and prepare adequately for the implementation of the amendments

Thank you.
12th April 2018