



THE INSTITUTION OF ENGINEERS, MALAYSIA

Bangunan Ingenieur, Lots 60 & 62, Jalan 52/4, P.O. Box 223, Jalan Sultan, 46720 Petaling Jaya
Tel: 03-79684001/4002 Fax: 03-79577678 E-mail: sec@iem.org.my

Ref. No: IEM16/HQ/357/SGM

8 August 2016

To all members of
The Institution of Engineers, Malaysia

NOTICE OF SPECIAL GENERAL MEETING Saturday, 8 October 2016, 9.00 am at Wisma IEM

In accordance with Section 7.7 and 7.8 of the Bylaws and upon request by the Council, notice is hereby given that a Special General Meeting of The Institution of Engineers, Malaysia shall be held at the Tan Sri Prof Chin Fung Kee Auditorium, 3rd Floor, Wisma IEM, 21 Jalan Selangor, Petaling Jaya on **Saturday, 8 October 2016 at 9.00 am**.

The Agenda for the Special General Meeting is as follows:-

1. Welcoming Address by the President for Session 2016/2017.
2. Tabling and discussion on Resolution 1: "*Excomm and Council of IEM to abide by the directive from Board of Engineers, Malaysia not to use Engr. and not to take legal proceedings to challenge the Board of Engineers, Malaysia directive on the use of Engr.*".
3. Voting by Corporate Members present at the SGM with show of hand on Resolution 1.
4. Announcement of the Results of the voting of the Resolution 1.
5. Tabling and Discussion of the Resolution 2: "*Excomm and Council of IEM to proceed to wind up IEM Academy Sdn Bhd*".
6. Voting by Corporate Members present at the SGM with show of hand on Resolution 2.
7. Announcement of the Results of the voting of the Resolution 2.

Note : The IEM Council would nevertheless wish to inform that the proposer and seconders of the two resolutions mentioned above had on 9 May 2016 officially submitted a written withdrawal of the two resolutions. However, in view that the decision to call a Special General Meeting was made at the 57th IEM Annual General Meeting (AGM) held on 16 April 2016, the Council in abiding with the decision of the AGM is proceeding with the Special General Meeting.

Corporate Members may submit their views (in black and white) to support or object the resolution. Such submissions shall reach the Honorary Secretary by post or email (sec@iem.org.my) at The Institution of Engineers, Malaysia, Lot 60 & 62 Jalan 52/4, PO Box 223 (Jalan Sultan) 46720 Petaling Jaya on or before **12.00noon on 2 September 2016 (Friday)**.

Ir. Yam Teong Sian
Hon. Secretary

NOTES:

- 1) *As this is a Saturday, parking around the IEM premises (Wisma IEM and Bangunan Ingenieur) is free.*
- 2) *Parking facilities have also been arranged for members at the Kompleks A Menara MBPJ Car Park (behind Bangunan Ingenieur). IEM will bear the parking fees for those who park inside the Kompleks C Car park Menara MBPJ. Parking is from 8.30 am to 1.30 pm. All members parking there are therefore to produce the parking ticket for verification by the IEM Secretariat at the AGM venue. The parking ticket would be collected by the Parking Attendant at Menara MBPJ Car park upon exit.*
- 3) *Light breakfast will be served from 8.00 am.*



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SPECIAL GENERAL MEETING PAPER

SGM Paper No:	2016	7	1
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According to year/mth/nos

Subject	Resolution No. 1 – proposer : Ir. Gary Lim Eng Hwa (F08898) Excomm and Council of IEM to abide by the directive from Board of Engineers, Malaysia not to use Engr. and not to take legal proceedings to challenge the Board of Engineers, Malaysia directive on the use of Engr.”
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BACKGROUND ON THE USAGE OF “Engr.” Title

USE OF “Ir.” BY IEM Members prior to 1974.

In the early 1970's, IEM members both Corporate and Graduate category, were entitled to use the “Ingenieur” in its abbreviated form “Ir.” before their names. In 1974, the Registration of Engineers Act 1967 (REA) was amended to allow the “Ir.” to be used only for Professional Engineers registered with the Board of Engineers, Malaysia.

In 1989, IEM amended its Constitution and Bylaws removing the use of the “Ir.” for its Corporate and Graduate Members. IEM members then made use of the post-nominal abbreviations of F.I.E.M. / M.I.E.M./ Grad. I.E.M. A title which signified membership of the Institution had therefore been removed since it would violate the REA.

From 1990-2001, numerous calls were made by IEM members to IEM to provide a title to its members so as to provide them with an identity of association with the professional learned society.

In October 2004, IEM Council accepted the proposal for Corporate and Graduate Members of IEM to use the title “Engr.” before their names.

IEM Introduced “Engr.” In 2006

The proposal to amend the Constitution to allow members to use the title “Engr.” was presented at the 46th AGM on 16 April 2005. The Annual General Meeting voted in favour of the proposal with an overwhelming majority with 107 voting in favour and 22 against. Balloting was thereafter carried out and the result was 70.2% voted in favour out of the 1,296 ballot papers received.

The usage of the “Engr.” was implemented in February 2006 upon receiving approval from ROS.

Amendment to IEM Constitution (As approved by ROS on 14 February 2006)

*Clause 2.4 The names of all members shall be entered on the Register of the Institution, hereinafter referred to as “the Register”. Each grade of membership shall comprise every person who has been admitted, elected or transferred into that grade, so long as his name is on the Register as such. **Fellows, Members and Graduates shall be entitled to the use of the title “Engr.” placed before their names.***

Further Development – Meeting with Minister of Works, Dato’ Seri Ir. Mohd Zin bin Mohamed

In December 2006, BEM wrote to IEM to inform that the wide usage of “Engr.” is against Sec. 7 of REA. BEM requested IEM to take action to avoid confusion to the public on the usage of “Engr.”.

The then Minister of Works, YB Dato' Seri Ir. Mohd Zin bin Mohamed met with IEM delegation led by the IEM President. In the discussion, the Minister requested IEM to look into the possibility of distinguishing the "Engr." from the "Ir." so as not to confuse the public. It was suggested that Corporate Members who are Professional Engineers should maintain the "Ir." title while the "Engr." could possibly be allowed to be used by Graduate Members.

Proactive action by IEM to amend its constitution in 2009

IEM Council taking heed of the advice from the Minister, therefore approved the proposed amendment to the IEM Constitution to distinguish the usage of "Engr." with "Ir."

Extract of amended IEM Constitution (27 Oct 2009)

*Clause 2.4 The names of all members shall be entered on the Register of the Institution, hereinafter referred to as "the Register". Each grade of membership shall comprise every person who has been admitted, elected or transferred into that grade, so long as his name is on the Register as such. **Corporate Members who are not Professional Engineers registered under the Registration of Engineers Act 1967, and Graduates shall be entitled to the use of the title "Engr." placed before their names.***

Objective of "Engr."

The main objective of IEM introducing the title "Engr." is because IEM is promoting the engineering profession as a whole and therefore indirectly promoting IEM membership.

This is in line with IEM's objective to raise the character and status and advance the interests of the profession of engineering and those engaged therein.

Objective of the usage of the title "Engr."

1. To encourage the younger generation to take up engineering

- medical doctors are referred to as "Doctors" even upon graduation. Some universities even include the abbreviation for Doctor into the degree scroll. Therefore, the graduate engineers should be duly recognized as Engineers and the use of such title will give due recognition and honour to the Graduate Engineers.

2. The "Engr." would give the young engineers pride in being acknowledged on their profession.

IEM shares the Government's aspiration for Malaysia to achieve developed nation status by year 2020 and wish to contribute our effort by encouraging the young generation especially the high school students to take up engineering and one day become engineers who would play a very important role in the nation building.

3. This title also aims to recognise the groups of engineers who are practising engineering in their respective disciplines but not as consultants.

Not all engineering graduates would wish to become Professional Engineers (P.Eng) and earn the "Ir." title because of the nature of their jobs that did not necessitate them to sign and submit plans to Local Authorities and other agency like those in building industry. This group of engineers are in electronic and electrical, telecommunication firms, processing, factories, teaching at colleges and universities, government agencies, local authorities, maintenance, manufacturing, services etc.

Board of Engineers, Malaysia (BEM) – "Engr." Contravene Seksyen 7(1)

In December 2006, BEM wrote to IEM to inform that the wide usage of "Engr." is against Sec. 7 of REA. BEM requested IEM to take action to avoid confusion to the public on the usage of "Engr."

In January 2014, BEM issued a letter to a few Institutions of Higher Learning to advise them not to use the "Engr." in front of the names of engineers who are not registered as "Professional Engineers" with BEM.

On 13 November 2014, BEM wrote to IEM to inform that usage of the “Engr.” violates Sec. 7(1) Akta Pendaftaran Jurutera 1967.

The Board of Engineers Malaysia (BEM) thereafter published a Letter / Circular in their website on “**RESTRICTION ON THE USAGE OF "ENGR"**” dated 23 Feb 2016.

IEM’s View on “Engr.”

IEM’s opinion on usage of the use the “Engr.” by Corporate and Graduate Members of The Institution of Engineers Malaysia (“IEM”) who are not professional engineers does not contravene the Registration of Engineers Act 1967.

The justifications are as follows:-

- (1) “**Engineer**” (with accredited engineering degree) is distinct and different from “**Professional Engineer**”
- (2) IEM’s view is that “Engr.” is merely an abbreviation for a person to describe himself as an “**Engineer**” who had graduated with an accredited engineering degree under the Washington Accord and as member of IEM who is NOT a “**Professional Engineer**”; hence shall NOT and nowhere be construed to imply that the person is a “**Professional Engineer**”.
[Section 7(1) (aa) (ii)]
- (3) The usage of “Engr” also does not bear any words of “Professional Engineer”.
[Section 7(1) (aa) (i)].
- (4) IEM also fully support the use of abbreviation “Ir.” and “P.Eng” for Professional Engineers.
[Section 7(1) (aa) (iii)].
- (5) The use of “Engr” for Graduate Members and Corporate Members who are **NOT PROFESSIONAL ENGINEERS** is stated in the IEM Constitution which is approved by the Registrar of Society. Moreover, the usage of the “Engr.” shall be used in conjunction with the post-nominal of “FIEM”, “MIEM” or “Grad. IEM” whichever appropriate.

IEM believe that the “Engr.” would give confidence and a sense of pride to engineering graduates and it will project a good image to the public that our graduates have achieved an accredited, recognised and hard-earned engineering qualification.

Meeting with Minister of Works Dato’ Sri Haji Fadillah Yusof – 28 January 2016

IEM had sought the intervention of the Minister of Works with regard to the usage of the “Engr.”. On 28 January 2016, the Minister called a meeting with IEM and BEM to discuss this issue. In the meeting, the Minister after hearing the presentation from both sides decided that his office will seek the opinion of the Attorney General (AG) with regard to the usage of the “Engr.”.

He also advised that IEM members should not use the title “Engr.” until we receive a decision from the AG’s office. IEM Council at its 401st Meeting on 21 March 2016 agreed to abide by the Minister’s decision until we receive the outcome from the AG’s office before deciding on the next course of action.

IEM Council Decision on 21st March 2016

IEM Council at its meeting on 21st March 2016 had agreed to abide by the Minister’s decision until we receive the outcome from the AG’s office before deciding on the next course of action.

IEM had upon the decision of Council issued a circular to the members to stop using the “Engr.” pending decision from the AG’s office via email blast on 26th March and weekly thereafter, posted on the front page of IEM website and also sent out together with the April Jurutera.

Resolution During the IEM 57th Annual General Meeting 2016

Resolution No. 1 – proposer : Ir. Gary Lim Eng Hwa (F08898)

Excomm and Council of IEM to abide by the directive from Board of Engineers, Malaysia not to use Engr. and not to take legal proceedings to challenge the Board of Engineers, Malaysia directive on the use of Engr.”

During IEM 57th Annual General Meeting on 16 April 2016, Ir. Gary Lim Eng Hwa (F08898), a member of IEM had put up a resolution that “Excomm and Council of IEM to abide by the directive from Board of Engineers, Malaysia not to use Engr. and not to take legal proceedings to challenge the Board of Engineers, Malaysia directive on the use of Engr.””.

However, during the AGM, it was decided that a **Special General Meeting** to be called for this resolution as many members were not notified that this resolution will be discussed during the AGM.

Action Required

Voting by Corporate Members present at the SGM with show of hand on Resolution No 1.

Resolution 1:

“Excomm and Council of IEM to abide by the directive from Board of Engineers, Malaysia not to use Engr. and not to take legal proceedings to challenge the Board of Engineers, Malaysia directive on the use of Engr.”.



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SPECIAL GENERAL MEETING PAPER

SGM Paper No:	2016	7	2
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According to year/mth/nos

Subject	Resolution No. 2 – proposer : Ir. Gary Lim Eng Hwa (F08898) “Excomm and Council of IEM to proceed to wind up IEM Academy Sdn Bhd”.
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GENERAL INFORMATION ON IEMASB

1. Date of Incorporation: 11th September 2012
2. Registered Office: No. 23, 1st Floor, Jalan SS2/30, 47300 Petaling Jaya, Selangor Darul Ehsan
3. Principal Nature of Business: Promoting the objectives of The Institution of Engineers Malaysia (IEM) and development of the engineering profession in Malaysia and Overseas.
4. Main Objective: To carry on the business of promoting the objectives of The Institution Of Engineers Malaysia (IEM) and the development of the engineering profession in Malaysia and Overseas as well as any other business directly or indirectly associated or related with these objectives so as to enhance the value of the Company whether for valuable consideration or not.
5. Name of the Directors:
 - (i) IEM President - Ir. Tan Yean Chin
 - (ii) IEM Deputy President - Ir. David Lai Kong Phooi
 - (iii) IEM Honorary Secretary - Ir. Yam Teong Sian
 - (iv) Ir. Dr. Ooi Teik Aun
 - (v) Ir. Hj. Mohd Salleh @ Mohamed Ali Bin Yusoff
 - (vi) Ir. Lee Boon Chong
 - (vii) Ir. Lai Sze Ching
6. Authorised Capital: RM100,000.00 divided into 100,000 ordinary shares of RM1.00 each.

IEMTC and IEMASB

IEMTC is registered with the following organizations and will concentrate on training:-

- a) Pembangunan Sumber Manusia Bhd (PSMB) as a training provider under HRDF Prolus A.
- b) SME Corporation Malaysia as a training provider. Eligible companies could claim 70% of the registration fees as a rebate from SME Corporation Malaysia.
- c) Suruhan Tenaga as a training provider.

- d) Tenaga Nasional Berhad as a training provider
- e) Telekom Malaysia as a training provider
- f) Royal Navy Malaysia a training provider

IEM Academy Sdn Bhd will be focused on the Specialized Education, publications, event management, etc.

The added advantage of having IEM Academy Sdn Bhd is to keep IEMTC under SMI to enjoy the lower income tax bracket of 20% and also to streamlining of IEM business.

IEMTC BOARD DECISIONS AT NILAI RETREAT ON 31 MAY 2015

TABLE : Proposed Scope of Activity among Technical Division of IEM (IEMTD), IEMTC and IEMASB

SCOPE OF ACTIVITY	TECHNICAL DIVISIONS	IEM TRAINING CENTRE	IEM ACADEMY
TALKS	YES		
TECHNICAL VISIT	YES		
COURSES: BEM PDP IEM CPD	NO YES	NO YES	YES NO
CERTIFICATION			YES
COMPETENCIES			YES
SEMINARS			YES
CONFERENCES	JOINTLY		
ADVERTISEMENTS/ EXHIBITIONS		YES	
EVENT MANAGER	NO (EXCEPT ANNUAL DINNER/ FD / EW/ GOLF)	YES	
E-BUSINESS INCLUDING WEB BANNERS			YES
POST GRADUATE STUDIES			YES

VII. CURRENT ACTIVITY OF IEM ACADEMY SDN BHD

NO	ACTIVITY	STATUS	Remarks
1.	IEM Online advertisement - Web banner and News Letter	Specialised Emerging Business On-going	
2.	Malaysian Civil Engineering Method of Measurement (MYCESMM)	Specialist courses On-going	29 & 30 March 2016 24 & 25 May 2016 20 & 21 September 2016 20 & 21 December 2016
3.	19 th Southeast Asian Geotechnical Conference & 2 nd AGSSEA Conference (SEAGC 2016)	High Profile Specialist Event	31 May – 2 June 2016 Supporting IEMTC
4.	PRE SEAGC Conference, One day short course by Prof. Kenji Ishihara jointly organized with IEM GETD	High Profile Specialist Event	29 May 2016

5.	PRE SEAGC Conference, One day short course on Pressuremeter	High Profile Specialist Event	30 May 2016
6.	POST SEAGC Conference, One day short course by Prof. Harry Poulos	High Profile Specialist Event	3 June 2016

VIII. IEMASB BUSINESS PLAN 2013 – 2018

A. IEMASB - CORE BUSINESS

1. IEM Academy Sdn Bhd would embark on the business of real education and not just training. The main business of IEM Academy would be to provide competency and certification training programmes to professionals and sub-professionals in their respective area in order to enable them to be registered to practice in their specific areas.
2. The education scope would be to enable the students to obtain qualifications such as diploma as well as postgraduate degrees to enhance their entry to the grade of occupation/specialism. For example a SPM or STPM school leaver aspiring to work as a technician would require a recognized Technical Diploma to be qualified to register with the Technological Association of Malaysia. A holder of a non-recognized degree may need to top up their qualifications with a Masters programme in order to be able to register with the Board of Engineers, Malaysia (BEM) as an Engineer. A technician / technologist may need topping up programme to be able to register as an Engineer with BEM.

For IEM Academy to be able to do this there would be a need to work with other organizations/institutions to obtain the required recognition

B. IEMASB – SECONDARY BUSINESS

1. Emerging Market
Emerging market such as energy certifier, building inspectors, underground space development technology, sustainable green technology, Construction Management, Dispute resolution/avoidance and others can be offered as part of postgraduate degree courses to all IEM members.
2. IEM Panel of Experts
IEMASB shall maintain a list of experts in various fields of engineering disciplines comprising senior IEM members such as Past Presidents, Past Deputy Presidents, Past Vice Presidents, Honorary Fellows and Fellows of IEM. This IEM Panel of Experts can serve as Think Tank in providing recommendations to issues of national importance.

C. PROPOSED ACTION PLAN.

1. Identifying the right Master's programmes to be offered to IEM members would be the next step.
2. Competency certification courses on Occupational Safety & Health (OSH) can commence immediately with ready modules from DOSH. IEMASB would identify popular courses to be organized first. Working with outside organization(s) with ready course materials is a better way to have an early start. Chartered Institute of Arbitrators (CIArb) is one such good organization with Memorandum of Understanding (MoU) already in progress.

(Ir. Yim Hon Wa and IEMTC had met the Assistant Director of DOSH and have received verbal agreement on collaboration in organising DOSH safety officer certification programme. IEM President had written to DG of DOSH for an appointment to firm up the collaboration. Awaiting confirmation of date from DOSH.)

3. Collaboration with CIDB and CIArb to identify the needs of construction industry in respect of continuing education is essential, including improved training & qualifications of IEM Arbitrators, Adjudicators, Project Managers and others.

4. E-learning and Building Information Management (BIM) will be explored and work delegation and visit to Building & Construction Authority of Singapore (BCA) had been made. In this connection, course modules such as Green Technology and Sustainable Development will be developed with BCA as well.

5. Proposed Action Plan

No	Core business	Action Plan	PIC
1.	Competency & Certification Training Programmes -Health and Safety -MYCESMM -Green RE -GBI -Lift & escalator -AutoCAD -BIM -Road safety audit -Fire safety -Welding technology -ESCP -Big data	Health and Safety 1. Official confirmation from DOSH for collaboration 2. Obtain license from DOSH MYCESMM Green RE 1. Signed agreement with ReHDA – renegotiation GBI Lift & escalator AutoCAD 1. To meet Dr Jeffrey Chiang (SEGi) to confirm the training program BIM Road safety audit Fire safety Welding technology 1. Confirm the training program ESCP Big data	Academy Manager
2.	PDP / BEM		
3.	PCE	to discuss with all TD's to come up with training materials and resource person	Ir. SC Lai

Action Required

Voting by Corporate Members present at the SGM with show of hand on Resolution No 2.

Resolution 2: “*Excomm and Council of IEM to proceed to wind up IEM Academy Sdn Bhd*”.

REPLY SLIP

(Please return to IEM Secretariat not later than 3 October 2016)

The Hon Secretary
The Institution of Engineers, Malaysia
P.O. Box 223, (Jalan Sultan)
46720 Petaling Jaya
Selangor Darul Ehsan

Dear Sir

**SPECIAL GENERAL MEETING
Saturday, 8 October 2016, 9.00 am**

Please tick () the appropriate boxes

- | | | |
|----|--------------------------|--|
| 1. | <input type="checkbox"/> | I shall be attending the Special General Meeting |
| 2. | <input type="checkbox"/> | I shall not be attending the Special General Meeting |
| 3. | <input type="checkbox"/> | I shall be taking the breakfast at 8.00 am |
| 4. | <input type="checkbox"/> | I shall not be taking the breakfast at 8.00 am |

Name:.....

Grade of Membership: Membership No:.....

Signature:.....