

THE MALAYSIAN INSTITUTE OF ARBITRATORS
Room 11, Level 2, Bangunan Sulaiman
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Minutes of the 27th Annual General Meeting (AGM) for the Council Year 2019/2020 of The Malaysian Institute of Arbitrators (Institut Penimbangtara Malaysia) held on Thursday, 4 July 2020 at 6.40 pm at Hearing Room 9 (First Floor), AIAC Bangunan Sulaiman, Jalan Sultan Hishamuddin, 50000 Kuala Lumpur.

Present:

1.	Mr Sudharsanan Thillainathan	F116	President (Chairperson of Meeting)
2.	Ms Karen Ng Gek Suan	M437	Deputy President
3.	Mr Gregory Vinesh Das	M458	Vice President
4.	Ms Wan Syariah Razman	M346	Hon Secretary
5.	Mr Verghese Aaron Mathews	M463	Hon. Treasurer
6.	Mr Kevin Prakash	M329	Imm. Past President
7.	Ms Dawn Wong Keng Jade	M480	Council Member
8.	Ms Nereen Kaur Veriah	F128	Council Member
9.	Mr Mak Hon Pan	M490	Council Member
10.	Mr Shaun Adrian Perera	M505	Council Member
11.	Mr Wai Chan Ming	M475	Council Member
12.	Mr Nadeem Muhd Rafiq Thangaraj	A265	Council Member
13.	Ms Azhani Mohd Najib	M524	Member
14.	Ms Chong Tze Ying, Sharon	F117	Member
15.	Ms Hor Shirley	M366	Member
16.	Ir Lim Kok Hing	M312	Member
17.	Ir Lok Wung Yip	M545	Member
18.	Ms Lai Jian Xian, Nina	M542	Member
19.	Mr Nahendran Raymond Navaratnam	F60	Member
20.	Ms Nava Prassana Krishnan	M504	Member
21.	Ms Norhafizah Ahmad Powzi	M472	Member
22.	Mr Ooi Huey Miin	F93	Member
23.	Mr Tai Khai Meng	A259	Member
24.	Ms Victoria Loi Tien Fen	F119	Member
25.	Mr Thayananthan BAskaran	F113	Member
26.	Mr Wong Chong Wei	F147	Member
27.	Ms Serene Hiew	A277	Member
28.	Mr Rajendra Navaratnam	F97	Member
29.	Dr Ooi Teik Aun	F36	Member
30.	Mr Lee Lay Peng	M178	Member
31.	Ms Shanthi Supramaniam	F78	Member
32.	Mr Edward Vinodh Kuruvilla	M481	Member
33.	Mr Isacc Sunder Rajan	F120	Member
34.	Mr Lam Ko Luen	F89	Member
35.	Mr Richard Khoo Boo Hin	A282	Member
36.	Ms Rachel Chiah	A281	Member

37.	Mr Nik Hasbi Fathi	F127	Member
38.	Mr Ho June Khai	F98	Member
39.	Mr Wong Hin Loong	F144	Member
40.	Mr James Ding	F151	Member
41.	Ms Alyshea Low	A276	Member
42.	Mr Sri Richgopinath	A278	Member
43.	Mr Yap Yeong Hui	A279	Member
44.	Mr Wong Wee Hong	M336	Member
45.	Ms Tan Swee Im	F106	Member
46.	Ms Norliza Rasool Khan	F131	Member
47.	Ms Elaine Yap	F81	Member
48.	Mr Leong Wai Hong	F55	Member
49.	Captain Julian Brown	F94	Member
50.	Mr Ashok Ranai	A280	Member
51.	Mr Balbeer Singh	M522	Member
52.	Mr Wilson Ho Sheen Lik	M369	Member
53.	Mr Clive Navin Sellvapandian	M503	Member
54.	Ms Rubini Murugesan	M493	Member
55.	Ms Han Li Meng	M492	Member
56.	Mr Ong Hock Tek	F66	Member
57.	Dato' Lim Chee Wee	M540	Member
58.	Mr Muhammad Suhaib Mohamed Ibrahim	A271	Member
59.	Mr Lee Shih	M541	Member
60.	Mr David Cheah Ming Yew	M25	Member
61.	Ir Khoo Choong Keow	F11	Member
62.	Mr Donovan Cheah	F152	Member
63.	Mr Mohanadass Kanagasabai	F61	Member
64.	Mr Kelvin Ng Chun Yee	F153	Member
65.	Mr Soh Lieh Sieng	F92	Member
66.	Mr Andrew Heng Yeng Hoe	M491	Member
67.	Ms Janice Ooi Huey Peng	A274	Member
68.	Mr Lim Hwee Yin	A283	Member
69.	Mr Chang Wei Mun	F42	Member
70.	Ms Ow Sau Pin	M334	Member
71.	Ms Loke Wy Yan	A252	Member
72.	Ir Chong Pick Eng	F35	Member
73.	Ms Jocelyn Lim Yean Tse	A275	Member
74.	Mr Lee Chee Wai	M309	Member
75.	Ms Samrith Kaur	F109	Member

In Attendance

1.	Raja Junaidah Raja Aris	Secretariat
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1.0 OPENING ADDRESS AND PRESIDENT'S MESSAGE

- 1.1 The President, Mr Sudharsanan Thillainathan wished all members a good evening and thanked the members for attending the Annual General Meeting (AGM). The President called the 27th AGM to order at 6.40 pm.
- 1.2 The President presented his speech and highlighted some of the main events that have taken place this term as follows.
- 1.3 The main aims and priorities of the Council over the past 12 months were to (i) build upon the initiatives undertaken in 2017/2018 to raise and enhance the status and value of the MIArb membership (ii) strengthen the Institute's financial position, (iii) address the problem of delinquent members and (iv) review Rules of the Institute.

Insofar as the first goal is concerned, the Council has continued to provide members with a platform and the tools to become successful or even more successful ADR practitioners by offering-

- a recognised and affordable gateway into the ADR profession.
- greater career opportunities, through qualifications that are credible and recognisable.
- effective and inexpensive opportunities for learning and education.
- regular social and networking opportunities.

Further, the Council has worked hard to raise and enhance the standing and profile of the Institute within Malaysia and internationally. Within Malaysia, the Council has sought to achieve this goal through partnerships and regular collaborations with the Malaysian Judiciary, the Asian International Arbitration Centre (AIAC), the Construction Industry Development Board (CIDB), industry bodies such as Master Builders Association Malaysia (MBAM) and professional bodies such as the Institute of Engineers Malaysia (IEM), Persatuan Akitek Malaysia (PAM) and Royal Institute of Surveyors Malaysia (RISM), as well as institutions of higher learning such as Universiti Malaya (UM) and Brickfields Asia College (BAC). Whereas internationally, the Council has sought to achieve this goal through regional groupings and collaborations such as the Regional Arbitral Institutes Forum (RAIF), in which the Institute plays a key and leading role.

- 1.4 Insofar as the 2nd goal is concerned, the President is pleased to report that the financial position of the Institute has strengthened considerably. The net profit of the Institute for 2018 has more than doubled by comparison to 2017 and more than quadrupled by comparison to 2016.
- 1.5 Insofar as the 3rd goal is concerned, the Council led by Mr. Verghese Aaron Mathews embarked on a comprehensive review of the Institute's Rules and this Council will submit its recommendations to the incoming Council for their consideration and further action.
- 1.6 Insofar as the fourth goal is concerned, the Council led by Ms. Nereen Kaur Veriah with the assistance of Puan Raja Junaidah from the Secretariat expended considerable time and effort to reach out to all delinquent members in an attempt to get them to regularize their accounts with the Institute. The efforts undertaken, and the follow-up action taken against the delinquent members is detailed in the Annual Report.

- 1.7 Overall, it has been an eventful year for the Institute with the main highlights set out in the Annual Report.
- 1.8 The President is happy to report that interest in the Institute and its activities continue to be strong and vibrant both from within and outside of Malaysia. The institute admitted a total of 14 Fellows, 30 Members and 7 Associates over the past year.
- 1.9 The President wish to acknowledge and thank his predecessors on the Council for their efforts in building a solid foundation for the stability and growth of the Institute which is now in its 28th year.
- 1.10 The President also wish to thank his fellow Council Members and Puan Raja Junaidah from the Secretariat for their hard work and commitment in making the 2018/2019 term a successful one for the Institute, and to all our members for their continued support.
- 1.11 The President concluded his report by stating that it has been a great privilege for him to serve the Institute, in different capacities, over a total of five (5) years. He wishes the incoming Council every success in steering the Institute to even great heights.

2.0 TO CONFIRM MINUTES OF THE 26TH ANNUAL GENERAL MEETING FOR THE YEAR 2018/2019

- 2.1 The President presented the Minutes of the 26th AGM held on 26 June 2018 for adoption.
- 2.2 The Minutes of the 26th AGM were confirmed and passed by Mr Ho June Khai (F98) and seconded by Ms Han Li Meng (M492).

3.0 TO RECEIVE THE COUNCIL'S REPORT ON THE WORKING OF THE INSTITUTE DURING THE YEAR 2017/2018

- 3.1 The President and Council presented the Annual Report and highlighted some of the details. The Annual Report was opened to the floor for comments.
- 3.2 There being no comments from the floor, the report was adopted as proposed by Ms Norliza Rasool Khan (F131) and seconded by Mr Isacc Sunder Rajan (F120).

4.0 TO RECEIVE THE TREASURER'S REPORT AND THE AUDITED ACCOUNTS OF THE INSTITUTE FOR THE YEAR ENDING 31 DECEMBER 2018

- 4.1 Mr Verghese Aaron Mathews, the Hon. Treasurer, presented the Annual Accounts. He pointed out that the Institute's financial position for year 2018 was good than 2017. This is due to payment received for outstanding subscriptions from members and also collection from MIArb's events, particularly the National Arbitration Conference held in February 2018 and MIArb's Annual Review and Conference held in August 2018.

4.2 The Hon. Treasurer also raised about the high maintenance charges for 2018 compared to 2017. The extensive difference is due the service maintenance charges by AIAC. It seems that the AIAC had overlooked in billing us the maintenance charges since the day MIArb moved to Room 11, Bangunan Sulaiman in January 2016. Hence, as agreed by AIAC, MIArb will be paying the current charges together with the outstanding charges monthly starting 2018.

4.3 The Annual Accounts was opened to the floor for comments.

There being no further comments from the floor, the Treasurer's Report and Audited Accounts was adopted as proposed by Ms Karen Ng Gek Suan (M437) and seconded by Mr Edward Vinodh Kuruvilla (M481).

5.0 ELECTION OF OFFICE BEARERS AND FOUR (4) ORDINARY COUNCIL MEMBERS FOR THE YEAR 2019/2021 PURSUANT TO RULES 15.5 TO 15.7 OF THE RULES OF THE INSTITUTE IN RESPECT OF THE FOLLOWING POSITIONS:

- (a) President**
- (b) Deputy President**
- (c) Vice President**
- (d) Honorary Secretary**
- (e) Honorary Treasurer**
- (f) Four (4) Ordinary Council Members**

5.1 The Vice President, announced that at close of nomination on 27 June 2019 at 6.00 pm, the following candidates were nominated for the following positions:-

	<u>Position</u>	<u>Candidate</u>	<u>Proposer</u>	<u>Seconder</u>
1)	President	Mr Ooi Huey Miin (F93)	Mr Lam Ko Luen	Mr Kevin Prakash
2)	President	Ms Sharon Chong Tze Ying, (F117)	Mr Nahendran Navaratnam	Ms Shanthi Supramaniam
3)	Deputy President	Ms Hor Shirley (M366)	Mr Sudharsanan Thillainathan	Mr Kevin Prakash
4)	Vice President	Ms Victoria Loi Tien Fen (F119)	Ms Hor Shirley	Ms Nereen Kaur Veriah
5)	Hon. Secretary	Ms Nereen Kaur Veriah (F128)	Ms Wan Syarihah Razman	Mr Verghese Aaron Mathews
6)	Hon. Treasurer	Ms Dawn Wong Keng Jade (M480)	Mr Sudharsanan Thillainathan	Mr Gregory Das
7)	Ordinary Council Member	Mr Mak Hon Pan (M490)	Mr Rajendra Navaratnam	Mr Wong Hin Loong

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| 8) | Ordinary
Council Member | Ms Lai Jian Xian,
Nina (M542) | Ms Victoria Loi
Tien Fen | Mr Lam Ko Luen |
| 9) | Ordinary
Council Member | Mr Wai Chan Ming
(M475) | Ms Yew Huh Hui | Ms Wong Jian
Bei |

5.2 Candidates for Deputy President, Vice President, Hon. Secretary, Hon. Treasurer and the 3 Ordinary Council Member introduced themselves to the Members.

5.3 The post of Deputy President, Vice President, Hon. Secretary, Hon. Treasurer and 3 Ordinary Council Member were not contested. They are elected accordingly.

5.4 The post of President was contested with 2 candidates. The candidates were called upon to introduce themselves and share their thoughts on how they would contribute to the Institute.

5.5 Two scrutineers, Ms Karen Ng Gek Suan and Mr Gregory Das were appointed to issue out the ballot papers for voting. A total of 75 ballot papers were issued. The voting took place at 7.30 pm.

5.6 While the scrutineers were counting the votes, the President invited member to share any thoughts on the Institute events and seminars. Members were also invited to help themselves with the food and drinks served at the dining area.

5.7 Results of the votes were announced and from the results, Ms Sharon Chong Tze Ying (F117) was elected as President.

5.8 The President congratulate and welcomed all to the Council.

6.0 TO APPOINT TWO (2) HONORARY AUDITORS FOR THE YEAR 2019/2020

6.1 The President explained the nature of the post and also invited those present to volunteer themselves.

6.2 Ms Wan Syarihah Razman (M346) and Ms Karen Ng Gek Suan (M437) were proposed by Mr Verghese Aaron Mathews (M463) and seconded by Mr Shaun Adrian Perera (M505).

6.3 Ms Wan Syarihah Razman (M346) and Ms Karen Ng Gek Suan (M437) were unanimously appointed as Hon Auditors for the ensuing year.

7.0 TO RE-APPOINT THE EXTERNAL AUDITORS, M/S WONG WENG FOO & CO

7.1 The re-appointment of M/s Wong Weng Foo & Co as the external auditors for the ensuing year was proposed by Captain Julian Brown (F94) and seconded by Mr Isacc Sunder Rajan (F120); and unanimously agreed by members present.

8.0 TO DEAL WITH SUCH OTHER MATTERS AS MAY BE PRESENTED

- 8.1 The President welcomed any suggestions, ideas and proposal from members on activities that the Institute should embark on in the coming year.
- 8.2 The President thanked everyone for attending the meeting.
- 8.3 The President, again expressed that it was a great privilege for him to serve the Institute and wish the incoming Council every success in steering the Institute to even great heights.

There being no other matters, the AGM was called to a close at 8.10 pm.

President,

Hon. Secretary,

.....
Mr Sudharsanan Thillainathan

.....
Ms Wan Syariah Razman

Date: