



SOCIETY OF RADIOGRAPHY IN KENYA (SORK)

(Formerly Association of Radiographers, Kenya: Registered 25/05/1962 Cert. of Exempt No. 1222)

REF : SORK/GEN/2023/082
DATE : 1st February, 2023

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ACTIVITY: SORK 2023 Annual General Meeting Agenda Item 6

MOTION: To ratify the SORK Constitutional Amendments in line with the Radiographers Act No. 28 of 2022

Honorable Members,

Following recommendations of PEILAC and ratification by Council, I hereby move amendments to the Society of Radiography in Kenya Constitution 2018 as follows;

1. Insertion of the words; *"Registered Under CAP 108 Societies Act, Laws of Kenya on 25 May 1962, Certificate of Exemption No. 1222"* immediately below the words *"Formerly Association of Radiographers, Kenya (ARK) Founded 1961"*;
2. Amendment to Content Page to reflect:
 - a) Twenty-five (25) bullets instead of twenty-four (4) of itemized components;
 - b) Bullet 5 as Offices of the Society;
 - c) Bullet 6 as Officers of the Society;
 - d) Deletion of the words *"Standing Committees"* and replacing them with the word *"Committees"*;
 - e) Deletion of the words *"Change of Office"* and replacing them with the words *"Leadership Transition"*; and,
 - f) Deletion of the words *"Auditor's Section"* and replacing them with the words *"Auditors of The Society"*;
3. Amend Section 1.1 Name to read as follows;
 - a) 1.1.1 The name of this organization shall be the Society of Radiography in Kenya herein abbreviated as SORK and referred to as Society.
 - b) 1.1.2 This Constitution shall therefore be cited as the Society of Radiography in Kenya (SORK) Constitution."

Instead of,

"The name of this organization shall be the Society of Radiography in Kenya herein abbreviated as SORK and referred to as Society. This Constitution shall therefore be cited as the Society of Radiography in Kenya Constitution.

4. Amend Section 1.2 by inserting the words
 - a) "Chapter" means a cluster of radiographers with a common recognized radiography modality as shall be or discipline established by these statutes, or as may be approved by Council or the bylaws.
 - b) "Committee" means standing committee or a committee set up by the Council to advise and assist it in carrying out its functions.
 - c) "Radiographer" means a person registerable under The Radiographers Act No. 28 of 2022, Laws of Kenya or recognized by the Society on reciprocity basis from other jurisdictions.
 - d) "Radiography" means the use of radiant energy, ionizing or non-ionizing radiation for medical, forensic, veterinary, industrial and research purposes.
5. Amend Article 2 Objects to read as follows;
 - a) 2.1 To advance and maintain the highest professional standards among members.
 - b) 2.2 To advocate, educate and research on radiography matters.
 - c) 2.2 To advocate for the interests of and motivate the members professionally.
 - d) 2.3 To organize and carry out education programmes for its members.
 - e) 2.4 To act as a representative body on behalf of members when dealing with any professional body.
 - f) 2.5 To create and hold funds which shall be available for furthering the objects of the Society whilst at the same time being a charitable organization
 - g) 2.6 To do all such acts and things as may be expedient for the attainment of the above objectives or any of them.
6. Insert sub Section 3.2.4 to read as follows;

"Pursuant to 3.2.1 above, Council shall provide a policy framework that formally recognizes an organization or organizations of persons undergoing a radiography course of training in at a recognized institution."
7. Amend 4.1.2 to read as follows;

"The Council shall comprise of Officers of the Society, a Vice President and not less than six (6) or more than eight (8) additional members all elected at the general election AGM."

Instead of

"The Council shall comprise of Officers of the Society, a Vice President and not less than two (2) or more than three (3) additional members all elected at the general election AGM."

8. Amend 4.1.3 to read as follows;

"The additional members shall represent the following sectoral interests;"

- a) 4.1.3.1 Medical radiographers
- b) 4.1.3.2 Veterinary radiographers
- c) 4.1.3.3 Industrial radiographers
- d) 4.1.3.4 Forensic radiographers
- e) 4.1.3.5 Radiographers from the private sector institutions
- f) 4.1.3.6 Radiographers working for county governments
- g) 4.1.3.7 Radiographers working for national government
- h) 4.1.3.8 Radiographers working for recognized radiography education and training institutions.

9. Insert sub Section 4.1.4 to read as follows;

"Council may if deem necessary co-opt an additional member to represent emerging special interest groups."

10. Insert sub Section 4.1.5 to read as follows;

"When no additional member is elected to represent sectoral interests, Council shall act administratively to ensure effective representation of the same."

11. Insert sub Section 4.1.6 to read as follows;

"Pursuant to 4.1.2, Council shall elect a Vice President from amongst the additional member as envisioned in 4.1.3 upon recommendation by the Executive Committee."

This in effect consolidates the offices of First Vice President and Second Vice President into one.

12. Amend sub Section 4.1.3 to read as follows: "4.1.7 The immediate Past President and/or Past Honorary Secretary of the Society at the discretion of Council may be co-opted as ex-officio members."

13. Retain sub Section 4.1.4 as sub Section 4.1.8

14. Retain sub Section 4.1.5 as sub Section 4.1.9

15. Amend Section 4.2 and insert sub Section 4.2.1.4 Life Members of good standing with the Society.
16. Amend Section 4.2 Paragraph 4.2.1.4 read as Paragraph 4.2.1.5 Ex Officio Members: and read as follows;
- a) 4.2.1.5.1 the highest ranking radiographer at the Ministry of Health or appointee,
 - b) 4.2.1.5.2 radiographer(s) responsible for service delivery in teaching and referral hospitals in the country or their representatives,
 - c) 4.2.1.5.3 a radiographer responsible for radiography education and/or training at public institution; and,
 - d) 4.2.1.5.4 a radiographer responsible for radiography education and/or training at public institution.

Instead of

"Chief Radiographer Ministry of Health or appointee, Chief Radiographer(s) for Teaching Hospitals in the country or representatives, and the Director of public radiography training."

17. Retain Paragraph 4.2.1.5 as 4.2.1.6 and insert the words "of good standing" between the words "members" and "in".
18. Amend 4.2.3 to read as follows;
"The CF shall review and ratify fiscal planning and budgetary allocations proposals from Council."
19. Retain sub Section 4.2.3 as to read as sub Section 4.2.4
20. Retain sub Section 4.2.4 as to read as 4.2.5
21. Insert sub Section 4.2.6 to read as follows;
"Pursuant to 4.2.4 such decisions shall be ratified and endorsed by a simple majority at the subsequent AGM."
22. Amend Article 5 Offices and Officers of the Society to read as follows;

"Offices of the Society"
23. Amend Article 6 Duties of Officers to read as follows; Officers of the Society

24. Amend Section 5.2 to read as Section 6.2 to read as follows;
"The officers of the Society shall be accountable to Council and membership individually and/ or collectively."
25. Retain Section 5.2 as Section 6.3
26. Amend Articles 6,7,8, 9,10,11,12,13,14,15,16,17,18,19,20,21,22,23 and 24 to read as Articles 7,8, 9,10,11,12,13,14,15,16,17,18,19,20,21,22,23,24 and 25 respectively and the subsequent statutes shall reflect the same.
27. Delete Sections 6.2 and 6.3 consolidate to be read as Article 7.2 Vice President
28. Retain Section 6.4 as Section 7.3
29. Retain Section 6.5 The Hon. Treasurer as Article 7.5.
30. Amend Section 7.1 to 8.1 and read as follows;
"Any member of Council or CF may resign at any time by giving notice in writing to the Honorary Secretary."
31. Amend Section 7.2 to 8.2 and to read as follows;
"In the event of an office vacant as a result of resignation, suspension, death or any other unavoidable circumstances, an additional member shall be appointed by the Council to fill the vacancy."
32. Amend Section 7.3 to 8.3 and delete the word "in" between the words "shall" and "the" and replace with the words "be at".
33. Amend Section 8.2 to 9.2 and delete the words "The decision(s) so made shall be implemented immediately but shall be ratified at the next Council meeting."
34. Insert Section 9.3 to read as follows;
"The decision(s) so made shall be implemented immediately but shall be ratified at the next Council meeting."

35. Amend Article 9 Standing Committees to Article 10 Committees to read as follows; **"From time to time** Council may at any time appoint *ad hoc* committees to assist it (the Council) in carrying out its mandate.

Instead of

"The Council may at any time appoint ad hoc committees to assist it (the council) in carrying out its functions."

36. Amend Section 9.1 to 10.1 to read as follows;
"The Committee so appointed shall consist of Council members and non- Council members who must be members of **good standing with** the Society."

Instead of

"The Committee so appointed shall consist of Council members and non- Council members who must be members of the Society."

37. Amend Paragraph 10.5.1 General Purpose Committee Composition to read as follows:

- a) Executive Committee,
- b) a person representing a public radiography education and training,
- c) institution,
- d) a person representing a private radiography education and training, institution,
- e) the director of radiography services at the Ministry responsible for Health or equivalent,
- f) the highest ranking radiographers from teaching hospitals,
- g) a representative from the private sector and a senior radiographer of eminent standing in the profession, and,
- h) one (1) life member.

38. Amend sub Section 9.5.2 Publicity and Organizing Committee to be read as follows;
10.5.2 Advocacy and Public Relations Committee (ARC)

Convener: As may deem Council.

Composition: Representative from Council member(s), and as may deem Council.

Purpose:

10.5.2.1 Shall advise Council on membership drive strategies.

- 10.5.2.2 Shall circulate the calendar of events in conjunction with the Honorary Secretary to potential sponsors
- 10.5.2.3 Shall be responsible for mobilization of all meetings.
- 10.5.2.4 Shall organize and publicize events
- 10.5.2.5 Shall develop and recommend mentorship programmes for membership and students.
- 10.5.2.6 Shall develop and recommend corporate social responsibility (CSR) activities.
- 10.5.2.8 Shall carry out any other duties assigned by the Council.

39. Amend paragraph 9.5.3 Fundraising and Finance Committee to be read as follows;

10.5.3 Resource Mobilization Committee (RMC)

Convener: As may deem Council.

Composition: Representative from Council member(s), and as may deem Council

Purpose:

- 10.5.3.1 Shall seek for potential sponsors for SORK events
- 10.5.3.2 Shall ensure alignment of council external resources to membership programs and activities
- 10.5.3.3 Shall increase linkages between council and professional development opportunities.
- 10.5.3.4 Shall recommend strategies to widen the resource base for membership professional development programs.
- 10.5.3.5 Shall participate in resource mobilization forums and working groups.
- 10.5.3.6 Shall strengthen information sharing and knowledge management on SORK resource mobilization.
- 10.5.3.7 Shall propose income-generating ventures for the Society
- 10.5.3.8 Shall carry out any other duties assigned by the Council.

40. Amend sub Section 9.5.4 to read be read as sub Section 10.5.4 to reflect an expanded mandated of the **Professional Ethics, Integrity and Legal Affairs Committee (PEILAC)**

Convener: As may deem Council.

Composition: Representative from Council member(s), and as may deem Council

Purpose:

- 10.5.4.1 Shall periodically review matters of professional ethics, integrity and legal aspects of the Society.

- 10.5.4.2 Shall recommend strategies / guidelines for oversight of professional values, culture and integrity
- 10.5.4.4 Shall recommend measures that would improve professional standing of membership.
- 10.5.4.4 Shall develop and evaluate legal documents for the Society.
- 10.5.4.5 Shall monitor and advice Council on compliance with internal and external policies and legal instruments
- 10.5.4.6 Shall periodically review matters of professional ethics, integrity and legal aspect.
- 10.5.4.7 Shall review and recommend the scope of radiography practice in Kenya.
- 10.5.4.8 Review and recommend reciprocal recognition, registration and licensing of radiographers from jurisdictions outside Kenya.
- 10.5.4.6 Shall carry out any other duties assigned by the Council.

41. Amend sub Section 9.5.5 to as sub Section 10.5.5 to reflect an expanded mandate of the **Professional Development, Education and Research Committee (PDERC)**

Convener: As may deem Council.

Composition: Representative from Council, a radiographer in charge radiography education/ training at public institution or appointee, a radiographer in charge radiography education/ training at private institution or appointee, and as Council may deem fit.

Purpose:

- 10.5.5.1 Shall develop education and research strategies.
- 10.5.5.2 Shall prepare and develop project proposals and themes for various undertakings by the Council or Executive Committee
- 10.5.5.3 Shall keep a list of professional resource centres and persons,
- 10.5.5.4 Shall develop and recommend continuous professional development (CPD) programmes
- 10.5.5.5 Shall review and recommend education standards, career progression pathways and execution strategies
- 10.5.5.6 Shall review and recommend reciprocal recognition of radiography education programmes.
- 10.5.5.8 Shall carry out any other duties assigned to him/her by the Council

42. Insert paragraph 10.5.6 to institutionalize provisions for **Awards and Recognition Committee (ARC)**

Convener: As may deem Council.

Composition: Representative from Council member(s), and as may deem Council.

Purpose:

- 10.5.6.1 Shall formulate and recommend general policies regarding awards and honours administered by Council.
- 10.5.6.2 Shall formulate general awards and recognition programmes designed to meet the needs and desires of the Society.
- 10.5.6.3 Shall select and recommend subject to approval by the Council, the recipients of the established existing awards and honours.

43. Amend Section 11.1 to 12.1 to read as follows;

"Elections of the Society shall be undertaken by an Electoral Board established by these statutes."

44. Retain Section 11.1 as 12.2.

45. Amend paragraph 11.2.4 to paragraph 12.2.4 to read as follows;

"One shall be only eligible for such positions after three (3) years of vacating office."

46. Amend paragraph 11.2.4 to 12.2.5 to read as follows;

"After confirmation by the AGM, the Board shall nominate a Chairperson and Secretary."

47. Amend paragraph 11.2.5 to 12.2.6 to read as follows;

"The Board is directly answerable to the AGM"

48. Retain paragraphs 11.2.5 as 12.2.7

49. Amend sub Section 11.3.1.5.2 to sub Section 12.3.1.8.2 to read as follows;

"Two bona fide members of good standing with SORK where a branch has not been established."

Instead of

Two bona fide members of good standing with SORK.

50. Amend Article 12 Change of Office to read as Article 13 Leadership Transition

51. Insert Section 13.2 to read as follows; "The Election Board shall act as the Transition Committee within the three (3) months envisioned in Section 13.1."

52. Insert Section 13.3 to read as follows; "The tenure of office for Council shall be three (3) years from the date of election."
53. Insert Section 13.4 to read as follows; "Before taking over office, there shall at least one (1) joint Council meeting with outgoing office bearers which shall be presided over by the incoming President."
54. Retain Section 12.2 as Section 13.5 and insert the words "under the stewardship of the Electoral Board" after the word "Forum", to read as follows

"There shall be an official hand over of offices within (3) months following elections which shall coincide with convening of the Consultative Forum under the stewardship of the Electoral Board."

55. Insert Section 13.6 to read as follows;
"Oath of office shall be administered to all newly elected Council members during the official handing over ceremony."
56. Retain Section 12.4 as Section 13.7
57. Insert Section 14.9 to read as follows;
"A proper Balance Sheet as at the date on which the income and expenditure account is made up shall be prepared every year, and laid before the members present at the Annual General Meeting."
58. Insert Section 14.10 to read as follows;
"Every such balance sheet shall be accompanied by proper reports of the Council and the Auditors."
59. Retain sections 13.9 and 13.10 with 14.11 and 14.12 respectively.
60. Amend Article 15 to be Article 16
61. Amend Section 15.1 to 16.1 to be read as follows;

"All land, buildings and other immovable property and all investments and securities which shall be acquired by the society shall be vested in the names of not less than three (3) trustees who shall be members of the society and shall be appointed at an annual general meeting for a period of three years."

Instead of

All land, buildings and other immovable property and all investments and securities which shall be acquired by the society shall be vested in the names of not less than three (3) trustees who shall be members of the society and shall be appointed at an annual general meeting for a period of three years. On retirement such trustees shall be eligible for re-election. A general meeting shall have the power to remove any of the trustees and all vacancies occurring by removal, resignation or death, shall be filled at the same or next general meeting.

62. Retain Section 15.2 as Section 16.4 amended to read as follows;

"The trustees shall pay all income received from property vested in the trustees to the Treasurer.", and delete the words "Any expenditure in respect of such property which in opinion of trustees is necessary or desirable shall be reported by the trustees to the committee which shall authorize expenditure of such moneys as it thinks is fit."

Instead of

The trustees shall pay all income received from property vested in the trustees to the Treasurer. Any expenditure in respect of such property which in opinion of trustees is necessary or desirable shall be reported by the trustees to the committee which shall authorize expenditure of such monies as it thinks is fit.

63. Insert Section 16.5 to read as follows;

Any expenditure in respect of such property which in opinion of trustees is necessary or desirable shall be reported by the trustees to the committee which shall authorize expenditure of such monies as it thinks is fit.

64. Insert Section 16.2 to read as follows;

"On retirement such trustees shall be eligible for re-election."

65. Insert Section 16.3 to read as follows;

"A general meeting shall have the power to remove any of the trustees and all vacancies occurring by removal, resignation or death, shall be filled at the same or next general meeting.

66. Insert Section 16.5 to read as follows;

"Any expenditure in respect of such property which in opinion of trustees is necessary or desirable shall be reported by the trustees to the committee which shall authorize expenditure of such monies as it thinks is fit."

67. Amend Article 16 Auditor's Section to read as Article 17 Auditors of the Society.

68. Amend Article 17.6 Consultative Meetings to read Article 18.6 Consultative Forum Meetings.

69. Amend sub Section 17.6.4 to as read as sub Section 18.6.4 Business for Consultative Forum meetings shall include: -

- 18.6.4.1 Confirmation of minutes of previous council meeting
- 18.6.4.2 Matters arising from previous meeting.
- 18.6.4.3 Conduct handing over ceremony for incoming Council
- 18.6.4.4 Ratification of fiscal planning and budgetary allocations proposals from Council
- 18.6.4.5 Receive and ratify the SORK Strategic Plan of Action (SPOA) monitoring and evaluation report
- 18.6.4.6 Ratification of Council activities
- 18.6.4.7 Any other business (AOB)

Instead of

- 18.6.4.1 *Confirmation of minutes of previous council meeting*
- 18.6.4.2 *Matters arising from previous meeting.*
- 18.6.4.3 *Ratification of Council activities*
- 18.6.4.4 *Any other business (AOB)*

70. Amend sub Section 18.7.1 to read as follows;
"As stated in Section 7.1.1 with the exception of committees, the President shall preside over all the meetings of the Society or Council and in his/her absence the Vice President or an appointee shall take the chair."
71. Insert sub Section 18.7.2 to read as follows;
"In case of committee meetings, the presiding principle construed in 18.8.1 shall prevail with roles of the committee convener or chair appropriated accordingly for proceedings."
72. Retain sub Sections 17.7.2 17.7.3 as sub Sections 18.7.3 and 18.7.4 respectively.
73. Amend sub Section 17.7.4 by deleting the words "Exceptions to these statutes are Council meetings and those that would result in the dissolution of the Society."
74. Retain sub Section 17.7.4 as sub Section 18.7.5.
75. Insert sub Section 18.7.5 to read as follows; "Exceptions to these statutes are Council meetings and those that would result in the dissolution of the Society."
76. Amend Article 21 Branches to be read as Article 22 Branches and Chapters.
77. Consequently, Section 22.1 stands amended to read as follow;
"Branches and chapters of the Society may be formed following application to and approval by Council and will be run under the supervision of the Council and in accordance with the rules laid down in the by-laws."

Instead of

"Branches of the Society may be formed following application to and approval by Council and will be run under the supervision of the Council and in accordance with the rules laid down in the by-laws."

26 Transitional Sections

26.1 General Provisions

26.1.1 Suspension of Provisions of this Constitution

26.1.1.1 The following provisions of this Constitution are suspended until the final ratification of this Constitution by the Registrar of Societies

26.1.1.1.1 Article 4, except that the provisions of the Article shall apply to the first general elections under this Constitution; and,

26.1.1.1.2 Article 18 Section 6, except that the provisions of the Article shall apply to the first general elections under this Constitution.

26.1.2 Until Council or a general meeting passes the by-laws anticipated in the operationalization of this Constitution, by-laws the former Constitution continues to apply.

26.2 Transitional and Consequential Provisions

26.2.1 Council shall develop and enforce any by-laws required by this Constitution in the order prescribed in Schedule 1 commencing on the effective date.

26.2.2 Despite Section (1), Council may, by resolution supported by the votes of at least two-thirds of all the members of Council, extend the period prescribed in respect of any particular matter under Section (1), by a period not exceeding one year.

26.2.3 The power of the Council contemplated under Section (2), may be exercised only once in respect of any particular matter; and only in exceptional circumstances to be certified by the Consultative Forum.

26.3 Effective Date

This Constitution shall come into force on its promulgation by the Registrar of Societies or on the expiry of a period of three months from the date of the approval of this Constitution by a general meeting, whichever is the earlier.

Thank You ALL



Samuel Karanja
MOTION MOVER
HONORARY SECRETARY

