

ELECTION CODE OF INDIA SEMICONDUCTOR ASSOCIATION ISA

1. Purpose

The purpose of the Election Code is to govern the election of the India Semiconductor Association (ISA) The Election Code shall also govern the procedures for advisory questions and referenda.

2. The Executive Council

2.1 The Executive Council (EC) together with the Office Bearers shall be the main decision making body of ISA and shall strive to fulfill the objectives, purpose and goals of ISA.

2.2 A neutral person or body will act as the Election Commissioner and will oversee and guide the actual process of the elections, counting of votes post election and formal announcement of election results.

2.3 **The term of the EC shall be for a period of two years from the date of its assuming office. Each year, between 4 and 6 members who have spent two consecutive two year terms will retire , and those positions will enter through fresh elections. Outgoing members would be individuals and not the member organizations they represent. This will be with effect from 2011.**

2.4 Associate members shall not be eligible to contest the elections, nor vote in it.

2.5 The Venture Capitalist (VC) members shall not be allowed to vote directly in the election, but, can transfer their suffrage to their group organization/s, which shall be entitled to exercise this vote.

2.6 Members who have not cleared their membership dues by March 15 2010 are not eligible either to contest or eligible to vote.

2.7 Membership renewal is mandatory for participation in election.

2.8 One authorized representative of each fully paid, member organization shall be considered to be eligible for being elected as a member of the EC.

2.9 The authorized representative of the primary member organization, eligible for the elective office must normally be either the Chairman, Managing Director, Chief Executive or equivalent, Partner or Proprietor of the member organization – essentially a person senior enough in the member organization to be of significance in taking decisions or influencing the decisions. The member organization should furnish an appropriate communication from duly authorized signatory in the organization to nominate a person from their organization as the authorized representative at ISA.

3. Constitution

3.1 The EC shall consist of 11 members who shall be brought into office in the following manner:

Category	Number
Elected Members	8
Chairman (Vice Chairman of previous Executive Council)	1
Previous Chairman to be nominated by EC to become Adviser	1
President	1
Maximum	11

3.2 Serving ISA President will be member of the EC.

3.3 The Vice Chairman and Treasurer will be elected by the elected members of the EC immediately upon its assuming office. **A serving EC member who is in his 4th year i.e. the 2nd year of his 2nd consecutive term is not eligible to become Vice Chairman. This will be with effect from 2011.**

3.4 Office of Chairman can be held for a maximum of one year only.

3.5 **There will be no co-opted members.**

3.6 Each major location (having 10 or more primary members) shall function as a local chapter of ISA with administrative support from ISA Secretariat. Chapters would support the objectives, purpose and goals of ISA as per overall direction from the ISA EC.

3.7 ISA would also aim to expand its presence and activities in other business cities that may have less than 10 primary members and hence do not qualify as a primary location. In such locations, ISA EC will nominate 'ISA Representatives' from amongst the eligible primary members from the respective business city. 'ISA Representatives' would act as a primary liaison with ISA EC for the members in that business location and would support the objectives, purpose and goals of ISA as per overall direction from the ISA EC.

3.8 In addition to the above, ISA EC will have the right to create advisory bodies for specific areas of interest to ISA by inviting people of preeminence and global repute in such areas to add to the overall expertise and effectiveness of ISA in pursuing its objectives, purpose and goals.

3.9 The Election Process should ideally be completed by April 30 2010.

3.10 The induction of the new EC should ideally be completed by May 31 2010.

3.11 The current EC continues until the new EC takes office.

4. Methods and Procedures

- 4.1 All primary contacts from eligible member companies as per ISA records can contest the elections.
- 4.2 The outgoing Chairman and Vice Chairman are not eligible to be part of the list of candidates for the election process. The outgoing Vice Chairman automatically gets voted as the Chairman of the EC and the outgoing Chairman is eligible to be nominated as Adviser by the incoming EC. They can however exercise their votes in the election process.
- 4.3 In the event of the authorized representative of the member organization being no longer with the member organization which has nominated him/her and ISA is duly informed by the member organization, he/she will cease to be an EC member / office bearer of ISA . ISA EC however at its discretion will have the right to request such a member to continue in the EC/office bearer position for up to 90 days from the day he/she leaves the employment of the member organization.
- 4.4 Vacancy in the EC that may occur for whatever reasons may be filled by the EC by inviting additional members to the EC from amongst the list of members that satisfy the eligibility criteria as per this election code of ISA till the next election of the new Council.
- 4.5 The tenure of these members who fill in the temporary vacancy in the EC will coincide with the tenure of the EC Body. The outgoing council members shall be eligible for re-election.
- 4.6 Election will be by secret ballot.
- 4.7 All the ballots must reach in soft copy format only from the official email id of the primary contact id of each eligible member organization.
- 4.8 All member organizations are required to complete the ballot form as provided by ISA, by writing down unambiguously, the names of up to eight authorized representatives from primary member organizations. Names of all authorized representatives from the primary member organizations shall be provided along with the ballot form. Ballot forms with less than eight names shall also be considered as valid votes.
- 4.9 The voting rights of members shall be calculated on the basis of the annual membership subscription of members on the following basis:
- Category A – 5 Votes
 - Category B – 2 Votes
 - Category C – 1 Vote
 - SPV Category -1 vote
- 4.10 The votes of each member will be 'weighted' (multiplied) by the weightage they are eligible for, to get the overall voting strengths.

4.11 Ballot papers not complete in all respects shall be rejected. Ballot papers received after the prescribed date and time shall also stand rejected.

4.12 The following votes will be treated as invalid:

- If there are names of more candidates marked than required to be marked on the ballot paper
- If there are no names on the ballot paper at all
- If there are names on the ballot paper that are not in the list given to the members before voting
- If the writing is such that it cannot be decided as to in whose favor the vote is cast
- If the writing is outside the specified area
- If the ballot is received beyond the closing time and date

4.13 Post voting, the members with the highest votes will be contacted by the Election Commissioner to check on their willingness to become members of the ISA EC.

4.14 Only those members who are willing to accept the responsibility of becoming ISA EC members as specified in the EC Code of Conduct, will be announced and will assume office.

5. Amendments

Amendments to these bylaws may be made by the vote of a quorum, i.e. half of the Executive Council.

6. Campaigning for an EC position

Any individual qualified and listed on the final ballot for ISA's EC elections is free to campaign to win the position on the EC. Please note that ISA is unable to assist in any way with any campaigning. A list of ISA members eligible for election will be circulated along with the election notice letter. Campaigning in such a manner that does not follow appropriate business protocol may cause for elimination from the election. ISA EC maintains the right to eliminate any candidate based on unethical or inappropriate campaign tactics.