**CONSTITUTION OF THE** 



# **INDIAN MINE MANAGERS' ASSOCIATION**

(As passed by the Council on 2<sup>nd</sup> December 1963, at their meeting held at the Mines Rescue Station, Sitarampur and adopted by the General Body of the Indian Mine Managers' Association at their meeting held on Sunday the 5<sup>th</sup> April 1964, and amended in the Annual General Body Meeting held on 15<sup>th</sup> Nov., 2009 at BCCL Community Hall, in supersession of the previous Constitution)

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## **CONSTITUTION OF THE**

# INDIAN MINE MANAGERS' ASSOCIATION (Updated as on 15.11.2009)

#### CHAPTER - 1

#### PRELIMINARY

- 1. Short Title and Commencement
  - (1) This Constitution may be called the Constitution of the Indian Mine Managers' Association.
  - (2) It shall come into force on 1<sup>st</sup> January, 1965

#### 2. Definitions:

In the Constitution unless there is anything repugnant in the subject or context: -

- (1) "The Association" means the Indian Mine Managers Association.
- (2) "Branch" means a Branch of the Association in any Region or area constituted under the Articles of the Association.
- (3) "Council" means the Council of the Association constituted under Articles 13 of this Constitution.
- (4) "Council Member" means a member of the Council and includes an Office Bearer.
- (5) "Executive Committee" means the Executive Committee of a Branch constituted under Articles 13 of this Constitution.
- (6) "Executive Committee Member" means a member of the Executive Committee and includes an Office Bearer of the Branch concerned.
- (7) "Member" means a member of the Association and includes an Office Bearer.
- (8) "Office Bearer" includes the President, Vice-Presidents (Chairman of the Executive Committees), Hony. General Secretary, Hony. Joint Secretaries, Hony. Treasurer and Hony. Branch Secretaries of the Association and also the Editors of the Organ of the Association.

- (9) "Chairman" & "Hony. Secretary" of a Branch means the Vice-President and Hony. Branch Secretary respectively of the Branch concerned.
- (10) "Sub-Committee" means the Sub-Committee constituted for a specific purpose by the Council or Executive Committee.
- (11) "Patron &/or Advisors" means Senior or respected members of the Association to guide the executive committee from time to time"

# 3. Aims and Objects:

The following shall be the aims and objects of the Association: -

- (a) The protection of the interest of the Mine Managers in India and the improvement of the social and intellectual position and status of the profession.
- (b) To watch the progress of all legislations affecting the economic and industrial development of the country in general and of the Mining Industry and profession in particular and to express and or communicate collective views of the members thereon when necessary.
- (c) To bring into harmony the relations between Mine Managers and Mine Owners and State and Public Departments with which they have connection; also to establish cordial relations between Capital and Labor in the Mining Industry.
- (d) To obtain representations of the Association on the various Boards, Committees and Legislatures etc. connected with the Mining Industry.
- (e) To promote the Science and Art of Mining and allied Industries by the reading and discussion of papers and arranging excursions to places of interest and by the establishment of library or libraries in the major mining areas containing books and journals on Mining, Geology and allied subjects. If the fund of the Association so permits and to promote the cause of mining education in India by keeping contact with similar organization in India and abroad.
- (f) To raise and collect funds for general purposes or any specified object and to invest and disburse the same in a manner conducive to the attainment of the objects referred to in this article or for which the fund was specially created.
- (g) To take part in the Health, Welfare and other activities in the mining areas or elsewhere.
- (h) The regulation of disputes between the Employers and Employees.
- (i) To secure and protect the rights of members and safeguard their interests by all lawful means.

(j) To safeguard and promote any other interest of the members which may arise from time to time according to circumstances: as may be directed by the Council.

# CHAPTER – II

# THE ASSOCIATION

### 4. **FUNCTIONS;**

The functions of the Association will be to promote and further the aims and objects as laid down in this constitution.

### 5. MEMBERSHIP & SUBSCRIPTION

Members of the Association shall be of the following types. They shall be elected by majority of voters at a Council or General Body Meeting of the Association: -

- (i) Member : -
  - (a) All persons holding First and/or Second Class Mine Managers' Certificate granted under the Mines Act and all other persons holding positions equivalent to or above the Undermanages of Mine, shall be eligible for admission as Life members on application and on having been proposed and seconded by two members of the Association by paying a lump sum of Rs. 2000/- (two thousand). Council may decide from time to time any revision in the rates of life membership.
  - (ii) Student Member"

Any student of Pre-final or final year of a recognized Institute imparting degree in Mining Engineering may become a Student member by filling up requisite form of membership and pay Rs. 200/- lump sum, subject to approval of the Council. The rates may be revised by the council, when felt necessary.

- (iii) A life member of the Association shall have the privilege of using MIMMA after his name after he receives a prescribed certificate from the President of the Association.
- 6. Voting Power for Members: A life member shall enjoy voting rights'
- 7. Office Bearers Etc.

The Association shall have the following Office Bearers:

- (i) President
- (ii) Vice-Presidents (Chairman of the Branch Executive Committees)
- (iii) Hony-General Secretary
- (iv) Hony. Joint Secretaries
- (v) Hony. Branch Secretaries (Hony. Secretaries of the Branches)-one for each Branch.
- (vi) Hony. Treasurer
- (vii) Hony. Editor/Editors of the Organ of the Association.
- (viii) Hony. Auditor
  - (ix) Hony. Branch Auditor, one for each Branch.
  - (x) Such other Officer Bearers as may be determined by the Association from time to time.
- 8. Eligibility and Terms of Office of Office Bearers:
  - (i) A Life Member is also eligible for any Office of the Association.
    - (ii) Council & Executive Committee members and other Office Bearers shall hold Office for a term of two years, so however that the Council and Executive Committee and Office Bearers shall continue to hold office until the new Council Executive Committee and the other Office Bearers have been elected.
    - (iii) Members of the outgoing Council and Executive Committee shall be eligible for re-election.
- 9. Nomination and Co-Option of Members and Filling of Vacancies:
  - (i) If any vacancy occurs in the Council or Executive Committee owing to resignation or otherwise, the Council or Executive Committee as the case may be, may nominate a suitable person to fill the vacancy from the remainder of the term.
  - (ii) Suitable members may be co-opted as members of the Council or of Executive Committee by the Council or Executive Committee so however that the number of co-opted members not exceed five for Council and three for the Executive Committee at any time. They shall hold Office only during the current term of the Association.
- 10. Office & Ownership of Assets:
  - (i) The Registered Office of the Association shall be permanently located at Dhanbad in the Association's own Building.
  - (ii) The Branch Offices may be at any place as may be decided by the Executive Committees for the respective Branches.

- (iii) (a) The ownership of the immovable assets of the Association shall vest with the President, Hony. General Secretary & Hony. Treasurer. At any point of time any two of the three shall be entitled to sign on matter arising out regarding the same. The Secretary or the President is authorized to represent the Association in any issue arising out in this context. Council should be kept informed.'
  - (b) Any alteration/modification/development towards the immovable property of the Association shall be decided by the council.
- 11. Constitution of Branches
  - (i) If 20 or more members residing in a particular area so desire, they may apply to the President in writing for the formation of a Branch of the Association in that area. The President may after the approval of the Council, sanction the formation of a Branch in that area.
  - (ii) The Branches of the Association shall function within the frame work of this Constitution.
- 12. Meetings of the Association & Branches:
  - 1 (i) The Association shall normally meet one in every six months by giving not less than 14 days' notice.
    - (ii) In case of emergency, an Emergent Meeting of the Association may be summoned by the President stating in the notice the reasons for calling the meeting. In case 50 or more members so require by a letter addressed to him, an Emergent Meeting shall also be summoned by the President or the Hony. General Secretary. Seven days' notice shall be given of an Emergent Meeting. The President or the Hony. General Secretary, as the case may be, shall inform the members of the subject matter for discussion, and the reasons for which the Emergent Meeting has been called. Business not arising out of the subject matter shall not be introduced and transacted at an Emergent Meeting, except with the permissions of the President.
    - (iii) Every Meeting of the Association shall be presided over by the President. In his absence, one of the Vice-President may be elected, by the members present to preside over the meeting. If neither the President nor any of the Vice Presidents is present, the members present shall elect one of themselves to preside over the meeting.
    - (iv) No business shall be transacted at meeting of the Association unless at least one sixth of the total members or 18 members, whichever is less are present.
    - (v) Unless otherwise provided in this Constitution, every matter at the meeting of the Association shall be decided by the majority of votes cast, provided that, in case of equal division of votes, the member presiding at the meeting shall have an additional vote.
    - (vi) The business transacted at a meeting of the Association shall be recorded in a Minute Book. The Minutes of every meeting shall be read over and confirmed at the next

meeting and the Minutes as confirmed shall be signed by the Chairman of the meeting at which they are read and confirmed.

- 2 (i) The Branches shall normally meet once in every calendar quarter by giving not less than 10 days' notice.
  - (ii) In case of emergency, an Emergent Meeting of the Branch may be summoned by the Chairman starting in the notice the reasons for calling the meeting. In case 10 or more members so require by a letter addressed to him, an Emergent Meeting shall also be summoned by the Chairman or Hony. Branch Secretary. Three days' notice shall be given of an Emergent Meeting. The Chairman or the Hony. Branch Secretary as the case may be, shall inform the members of the subject matter for discussion. Business not arising out of the subject matter shall not be introduce ed and transacted at the Emergent Meeting except with the permission of the Chairman.
  - (iii) Every meeting of the Branch shall be presided over by the Chairman. In his absence, the members present shall elect one of themselves to preside over the meeting.
  - (iv) No business shall be transacted at a Meeting unless at least one third or five members, whichever is less are present.
  - (v) Unless otherwise provided in this Constitution every matter at the Meeting of the Branch shall be decided by the majority of the votes cast; provided that incase of equal division of votes, the member presiding at the meeting shall have an additional vote.
  - (vi) Business transacted at a meeting of the branch shall be recorded in a Minute Book. The Minutes of every Meeting shall be read over and confirmed at the next Meeting and the Minutes as confirmed shall be signed by the Chairman of the meeting at which they are read and confirmed. A copy of the confirmed Minutes shall be forwarded by the Hony. Branch

Secretary to the Hony. General Secretary, who shall put up the same at the next council meeting for consideration.

### CHAPTER – III

- 13. Council and Executive Committees:
  - a. To carry out the day-to-day functions of the Association, a Council shall be formed, consisting of the Office Bearers of the Association and one Council Members for every 50 members or 50 whichever is more.
  - b. To carry out the day-to-day functions of the Branches, an Executive Committee shall be formed for each Branch, consisting of the Chairman, Hony. Secretary (who

shall be Vice-President and Hony. Branch Secretary of the Association respectively) – Hony. Branch Auditor and one Executive Committee member for every 10 members of the Branch or five whichever is more.

- 14. Election of Council And Executive Committees:
  - i. The Office Bearers, excluding Vice-Presidents, Hony. Branch Secretaries, Hony. Branch Auditors and Executive Committee Members for the next term shall be recommended by the outgoing Council after receiving the consent of the various members in writing, The election shall take place by ballot. The results of the election shall be declared at the Annual General Meeting of the Association.
  - The Chairman, Hony. Branch Secretary, Hony. Branch Auditor and the Executive Committee members for any Branch for the next term shall be recommended by the out-going Executive Committees of the Branches concerned.
    The election shall take place by ballot at the Annual General Meeting of the Branch.
- 15. Terms of Office of the Council and Executive Committees:
  - i. The term of Office of the Council and Executive Committee shall be for two years.
  - ii. No Office Bearers shall be eligible for re-election to the same Office for more than two consecutive terms.
- 16. Meetings of the Council and Executive Committees:
  - (i) The Council & Executive Committee shall normally meet once in every 2 to 3 month but in no case it shall be 4 to 6 meetings in a calendar year. No less than 7 days' notice shall be given in respect of every such Council Meeting and not less than 5 days notice shall be given in respect of every Executive Committee Meeting.
    - (ii) In case of emergency, an Emergent Meeting of the Council may be summoned by the President. In case 25% or 10 of the Council Members whichever is less so require by a letter addressed to him, an Emergent Meeting shall also be summoned by the President or by the Hony. General Secretary Five days notice shall be given of an Emergent Meeting. The President or the Hony. General Secretary, as the case may be shall inform the members of the subject matter for discussion, and also the reason for which the Emergent Meeting has been called. Business not arising out of the subject matter shall not be introduced and transacted at an Emergent Meeting except with the permission of the President.
    - (iii) Every meeting of the Council shall be presided over by the President. In his absence, one of the Vice-Presidents may be elected by the Council members present, to preside over the Meeting. If neither the President nor any of the Vice-Presidents is present, the Council members present shall elect one of themselves to preside over the meeting.

- (iv) No business shall be transacted at a Meeting of the Council unless at least seven Council Members are present.
- (v) Unless otherwise provided in the Constitution, every matter at the meeting of the Council shall be decided by the majority of votes cast; provided that in case of equal divisional of votes, the Council Member president at the Meeting shall have an additional vote.
- (vi) The business transacted at a Meeting of the Council shall be recorded in a Minute Book. The Minutes of every meeting shall be read over and confirmed at the next meeting and the Minutes as confirmed shall be signed by the Chairman of the meeting at which they are read and confirmed.
- 2.(i) In case of emergency an Emergent Executive Committee Meeting may be summoned by the Chairman. In case 25% or 4 of the Executive Members whichever is less so require by a letter addressed to him, an Emergent Meeting shall also be summoned by the Chairman or by the Hony. Branch Secretary. Three days' notice shall be given of an Emergent Meeting. The Chairman or the Hony. Branch Secretary, as the case may be, shall inform the members of the subject matter for discussion, and also the reason for which the Emergent Meeting has been called. Business not arising out of the subject matter shall not be introduced and transacted at an Emergent Meeting except with the permission of the Chairman.
- (ii) Every meeting of the Executive Committee shall be presided over by the Chairman. In his absence, the Executive Members present shall elect one of themselves to preside over the meeting.
- iii. No business shall be transacted at a meeting of the Executive Committee unless at least four Executive Members are present.
- iv. Unless otherwise provided in this Constitution, every matter at the meeting of the Executive Committee shall be decided by the majority of the votes cast; provided that in case of equal division of votes, the Chairman or the Executive Member presiding at the meeting shall have an additional vote.
- v. The business transacted at a meeting of the Executive Committee shall be recorded in a minute Book. The Minutes of every meeting shall be read over and confirmed at the next meeting and the Minutes as confirmed shall be signed by the Chairman of the meeting at which they are read and confirmed. A copy of every such Minues shall be sent by the Hony. Branch Secretary to the Hony. General Secretary.

## CHAPTER-IV

#### **POWERS AND DUTIES OF OFFICE BEARERS**

17. Powers and Duties of the President:

The President shall preside at all Meetings of the Association and of the Council at which he is present. He shall generally look after the affairs of the Association and the Council and shall see that the Association and the Council function in the manner laid down in this Constitution. The President shall normally be guided by the Council.

18. Powers and duties of Chairman of Branches (Vice-Presidents):

The Chairman of a Branch shall preside over all the Meetings of the Branch and of the Executive Committee at which his is present. He shall generally look after the affairs of the Branch and Executive Committee function in the manner laid down in this Constitution. He shall also be responsible for any work that may be entrusted to him by the President or the Council. The Chairman shall normally be guided by their respective Executive Committees.

- 19. Powers and duties of the Hony. General Secretary and the Hony. Joint Secretaries & the Hony. Branch Secretaries:
- (i) The Hony. General Secretary shall carry out such functions and duties as may be laid down on his person in this Constitution or as may be assigned to him by the President and the Council.
  - (ii) The Hony. Joint Secretaries shall carry out such functions and duties as may be laid down on their persons in this Constitution or as may be assigned to them by the President and the Council.
  - (iii) The Hony. Branch Secretaries shall carry out such duties as may be laid down on their persons in this constitution or as may be assigned to them by the President and/or the Chairman of the Branch concerned.
  - 20. Powers and duties of the Honorary Treasurer:

The Hony. Treasurer shall keep the accounts of the Association, and shall be responsible for the duties laid down on his person in this Constitution.

- 21. Powers and duties of the Honorary Auditors:
- (i) The Hony. Auditor shall carry out the audits and submit reports as laid down in Article 27. For this purpose he may require the Hony. General Secretary, the Hony. Branch Secretaries, the Hony. Treasurer and any other Office Bearers and an employee to produce before him any or all Books, Deeds, ledgers and other documents and papers which are deemed necessary by him for the purpose of the audit; and every such Office Bearer or employee shall be bound to comply with every such requisition.
- (ii) The Hony. Branch Auditor shall carry out the duties and submit reports as laid down in Article 27. For this purpose he may require the Hony. Branch Secretary of the Branch concerned or any other Office Bearers and an employee to produce before him any or all Books, Deeds, ledgers and other documents and papers which may be deemed necessary by him for the purpose of the audit; and every such Office Bearer or employee shall be bound to comply with every such requisition.
- 22. Powers and duties of Honorary Editor:

The Hony. Editor shall carry out the duties of the Editor of the IMMA Review, the Official Organ of the Indian Mine Managers' Associate. For this purpose he shall publish Technical Papers and/or Articles in consultation with the Editorial Board to be constituted by the Council for the purpose, in such number of issues per year, as may be decided by the Council from time to time.

23. Powers and duties of other Office Bearers"

Other Office Bearers shall carry out such functions and duties as may be assigned to them by the President or the Council.

# CHAPTER – V

### FINANCE

- 24. Income of the Association and its Branches:
  - i) The Association shall derive its income from Life membership subscriptions and from any grants, endowments, funds, donations, advertisement printing in its publications etc.
  - ii) The applications for becoming member along with fee will be sent to the Hony. General Secretary/Hony Treasurer.
  - iii) The council shall decide to spare a portion of the membership fees for the Branches to enable them to manage the activities of the Branches, to be decided by the Council from time to time. Similarly a proportion of the earnings of the Branches by means of any such

activity, e.g. organizing Seminars etc. Maybe sent to the Association, as may be decided by the council form time to time with the consent of the branches.

25. Deposit and Disbursements:

Every sum received o behalf of the Association shall be deposited in any BANK / Post Office determined by the Council in the name of the Association. This amount be operated jointly by any two of the following:-

- (i) The President
- (ii) The Hony. General Secretary
- (iii) The Hony. Treasurer

Provided that the Hony. General Secretary may keep with him imprest cash not exceeding Rs. 5,000/- (Rupees Five Thousands) to meet the day-to-day expenses of and in connection with the business of the Organization. Provided further that the council may, from time to time lay down rules governing the mode and extent of disbursements, and the operation of the Bank Account. The funds of the Association shall stand for carrying out the objects of the Association and in for carrying out the objects of the Association and in praying the expenses of management according to the Constitution and in accordance with the wishes and approval of the Association.

### 26. Accounts:

- i) The Hony. Treasurer shall maintain a regular and up-to-date account showing all sums received and all disbursements made out of the income and fund on behalf of the Association.
- ii) The Hony. Branch Secretaries shall maintain a regular and up-to-date account showing all sums received and all disbursements made out of the income and fund; on behalf of the Branch concerned. At the end of each financial Year he will submit a copy of Accounts of the Branch to the Hony. General Secretary for incorporation in the main Accounts of the Association.

### 27. Auditing of Accounts:

- i) The accounts maintained under Article 26 shall be examined by the Hony. Auditor, once at least in every quarter and also whenever required by the Council. The audited report for a term shall be submitted within one month after the end of the term.
- ii) The Hony. Auditor shall submit to the Council within 20 days, a report about every audit carried out by him.
- iii) The accounts maintained under Article 26(ii) shall be examined by the Hony. Branch Auditors once in a year and also whenever required by the Executives Committee concerned. The audited report for a term shall be submitted within 14 days after the end of the term.

- iv) The Hony. Branch Auditor shall submit to the Executive Committee within a week; a report about every audit carried out by him and a copy of the audit report shall be sent by the Hony. Branch Secretary to the Hony. General Secretary.
- v) The Annual Accounts of the Association shall be audited by a Chartered Accountant appointed for the propose and shall be published in the Annual Report of the Association.

# CHAPTER – VI

# GENERAL

- 28. Appointment of Sub-Committees and Distribution and Control of Work:
  - i) The Council or any Executive Committee may, from time to time appoint Sub-Committees for the furtherance and fulfilment of the aims and objects of the Association.
  - ii) The Council or the Executives Committees, as the case may be make rules as to the manner in which a Sub-Committee may be constituted and function. The Sub-Committee may invite any suitable person to advice and assist in its work. Such a person, however, shall not have voting or other rights of a member.
  - iii) The Council or the Executives Committee, as the case maybe, may distribute work to specified Officer Bearers or Council Members or Members and make them responsible for the respective duties allotted to them.
  - iv) The Council or the Executives Committee, as the case may be, may make rules governing the appointment, conduct and conditions of service of its employees.
- 29. Amendment of Constitution:

Any amendment to the Constitution proposed by any member, after being approved by the council, shall be referred to all the Branches of Association. The Branch Secretaries shall convene a meeting of the Branches in their respective areas, especially for the purpose. The Hony. Branch Secretaries shall, thereafter, forward the number of "For" & "Against" the proposed amendment to the Hony. General Secretary. The amendment will be carried by a 2/3<sup>rd</sup> majority of the members taking part in voting in all the Branches taken together. The Hony. Branch Secretaries shall inform the Hony. General Secretary of the For & Against within two months of date of notice. If the result of voting from any Branch is not received within the prescribed time, decision shall be taken irrespective of the voting of the Branch.

In case the branches are not functioning at any point of time, the action can be taken in the council meeting.

30. Saving Clauses:

- i) No act of the Association, Council or Executive Committee shall be invalid on the ground of any defect in its Constitution or on the ground of any irregularity in its procedure, unless the defect or irregularity has occasioned failure of justice.
- ii) The Association the Council and the Executive Committee shall be responsible for the performance and execution of obligations and duties provided for in the Constitution so however, that no suit, prosecutions or other legal proceedings shall be against any Office Bearer or Council Member or Executive Committee Member Members for anything which is done or intended to be done, by him under the Constitution.
- 31. Interpretation of Constitution:

In case of doubts as to the meaning and import of any Article or its wording, the President shall interpret the Constitution.

32. Removal from membership:

Any member who violates the provision of the Constitution, acts contrary to the interests of the Association, shall be liable to be removed from membership. The removal shall be recommended by the Branch of the area in which he resides by  $3/4^{\text{th}}$  majority of the membership of the Branch and forwarded to the Council which may remove the person concerned from membership by the simple majority of the members present at the Council Meeting concerned for the purpose.

- 33. Annual General Meeting:
  - The Annual General Meeting shall be held on or before the 31<sup>st</sup> March every year, giving 10 days' notice the members.
  - Report of the Hony. General Secretary for the term shall be printed and distributed amongst the members at the Annual General Meeting. It shall contain a brief account of the activities of the Association for the year, the brief description of the Excursions, the Technical Papers and important correspondence etc.
  - iii) The Audited Annual Account shall be printed separately and distributed amongst the members 10 days prior to the General Meeting convened for passing the Audited Accounts in question.
  - iv) Reports and Accounts shall be complied by the Hony. General Secretary with such assistance as he may require.
- 34. Dissolution:

The Association shall not be dissolved expect by 75% majority of the members on roll of the Association voting for the dissolution at Extra-Ordinary General Body Meeting convened for this purpose.

35. Repeal and Saving:

- i) The Constitution of the Indian Mine Managers' Association in force till 01.01.2009 the date of the adoption of this New Constitution is hereby repealed.
- ii) Any Rule Order or Director made or given or deemed to be made or given under the aforesaid Constitution and in force immediately before the commencement of the present Constitution shall continue in force and be deemed to be an order or direction made or given under this constitution and anything done or any action taken in exercise of any power conferred by under the said Constitution shall be deemed to have been made, done or taken in exercise of the powers conferred by or under this Constitution as if this Constitution commenced from the date on which the Constitution repealed had commenced.

## ADDENDUM & CORRIGENDUM

### **CHAPTER IV – (Page II)**

#### **Power & Duties of Office Bearers:**

Read Serial 19 as follows:-

Power and duties of the Hony. General Secretary, Hony. Joint Secretary and the Hony. Branch Secretaries.

### CHAPTER I – (Page 1)

### **Definitions:**

Read Article 2(8) as follows:-"Office Bearer" means Office Bearer of the Association as defined under Article 7 of this constitution.

### CHAPTER II – (Page 3)

### Membership & Subscription:

In Article 5 read......"Majority of votes" instead of "majority of voters".

### CHAPTER III – (Page 9)

Read Article 13(a) as follows:-

(a) To carry out the day-to-day functions of the Associations, a council shall be formed consisting of the Office Bearers of Association. Ex-President and one Council Member for every 25 members, or 25 whichever is more.

### ADDENDUM & CORRIGENDUM (Adopted on 15<sup>th</sup> Nov, 2009)

Resolution for amendments in the Constitution adopted by the Council in its meeting held on 19.09.2009 at IMMA Bhawan, Dhanbad and passed & adopted in the Annual General Meeting held on 15<sup>th</sup> Nov, 2009 at BCCL, Community Hall, Dhanbad.

## <u>Resolution -2</u>

## Provision of the constitution may be amended as follows:

- (1) "In definitions 11<sup>th</sup> pt be inserted as Patron &/Advisory for Branches it the Branch wishes to add. 'Patron &/ or Advisors' means Senior or respected members of the Association to guide the executive committee from time to time.
- (2) "It is resolved to delete the following in Chap-II, Clause 5(a) 'Every such application shall be accompanied by an entrance fee of Rs. 25/- and such annual Subscription as may be prescribed by the Association from time to time, which at present is 36/- and should be substituted by 'by paying a lump sum of Rs. 2,000/- (Two Thousands) and a word 'life' be added after admission as-.. ..., before member on application" The line "Council may decide from time to time any revision in the rates of life membership ", be added at end. And also the sub clauses 5(b), 5(c), (ii) & (iii) be deleted, which deals with Life member & extended member.
- 2.(a) A new Sub clauses (ii) be inserted as "Student Member" and add "Any student of Pre-final or final year of a recognized Institute imparting degree in Mining Engineering may become a Student member by filling up requisite form of membership and pay Rs. 200/- lump sum, subject to approval of the Council. The rates may be revised by the council, when felt necessary".
- (3) Sub clause (iv) of 5(a) be substituted as 'A life member of the Association shall have the privilege of using MIMMA after his name after he receives a prescribed certificate from the President of the Association"
- (4) Clause-6 be amended as ' A life member shall enjoy voting rights'.
- (5) Clause 8(i) be amended as ' A life member so eligible for any office of the Association.
- (6) Clause 8(ii) be amended for a term of two years (in place of one year)
- (7) Clause 10 be amended as 'Office & Ownership of Assets'
  - (a) The ownership of the immovable assets of the Association shall vest with the President, Hony.General Secretary & Hony. Treasurer. At any point of time any of the shall be entitled to sign on matter arising out regarding the same. The Secretary of the President is authorized to represent the Association in any issue arising out in this context. Council should be kept informed.
  - (b) Any alteration/ modification/ development towards the immovable property of the Association shall be decided by the council.
  - (8) In Clause K(i) 'every calendar quarter' is replaced as every Six Months.
  - (9) In Chapter-III, clause 15(i) be amended as two years, instead of one year.
  - (10) In Clause 16(i) 'normally meet once in every calendar month', be replaced as,' preferably meet once in every 2 to 3 months', and 'shall be less than 8 meeting in calendar year' be replaced with '4 to 6 meeting'.
  - (11) In Clause 19(i) &(ii)' President and or the Council' shall be replaced by 'President and the Council', and in sub-clause (iii) 'and/or" be replaced as 'and'.

- (12) At the end of clause 29, the following will be inserted-"In case the branches are not functioning at any point of time, the action can be taken in the council meeting"
- (13) Clause 24(i) be replaced as "The Association shall derive its income from Life membership Subscriptions and from any grants, endowments, funds, donations, advertisement printing in its publications etc." Clause 24(ii) be replaced as – "The application for becoming member along with fee will be sent to the Hony. General Secretary/ Hony Treasurer". Clause 24(iii) be inserted as – "The council shall decide to spare a portion of the membership fees for the Branches to enable them to manage the activities of the Branches to enable them to manage the activities of the Branches, to be decided by the Council from time to time. Similarly a proportion of the earnings of the Branches by means of any such activities, e.g., organizing Seminars etc. May be sent to the Association, as may be decided by the council from time to time with consent of the branches"
- (14) Clause 25- first sentence of the last para be read as "Provided that the Hony. General Secretary may keep with him imprest cash not exceeding Rs. 5,000/- to meet day-to-day expenses of and in connection with the business of the organization".