

BYE LAWS
OF THE JAMMU & KASHMIR
ECONOMIC RECONSTRUCTION AGENCY SOCIETY

1. There shall be a Governing Body to over-see and control all the affairs of society subject to such orders or instructions as government may from time to time pass :
 - a) Take on lease, accept as gift or otherwise, acquire any land or building which may be necessary for the convenience of the society as authorized by the Governing Body ;
 - b) Construct/alter or augment any facilities which society might find necessary for its purpose ;
 - c) Obtain grants from the state or central government or raise funds from either sources for promotion of the convention tourism ;
 - d) Draw and accept, make, endorse, discount and negotiate promissory notes, bills of exchanges, cheques or other negotiable instruments for the purpose of the society ;
 - e) Make, adopt, and amend from time to time rules for conducting the business of the society and administration of its centre ;
 - f) Invest the funds of or money entrusted to the society and to sell or transfer such investments in such a manner as may be laid down from time to time ;
 - g) Fix and demand such fees and other charges as may be laid down by the Board of Governors from time to time ;
 - h) Seek memberships, and applications with the other professional organizations, institutions, credit card companies etc. ;
 - i) Give pensions, gratuities or charitable aid to the employees of the society or to their wives, children or other relatives or dependents ;
 - j) Make payments towards insurance and form and contribute to provident and benefit funds for the benefit of any person employed by the society or their wives children or other relatives or dependents of such persons ;
 - k) Start conduct, print, publish and exhibit any firm A/V video films, brochures, handouts, magazines, periodicals, news letters, tariff sheets or other sales promotion material that may be considered desirable for the promotion of the society.

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- l) Create and maintain a fund to which shall be credited :-
- all moneys provided by the Central/State Government
 - all revenues received by the society
 - all moneys received by the society by way of grants
 - gifts, donations or transfers and
 - or from any other source.
- m) Deposit all moneys credited to the fund created and maintained under sub-clause (3) in such banks or to invest them in such a manner as may be decided.
- n) Do all such lawful acts, deeds or things as may be necessary, incidental or conducive to the attainment of all or any of the objects of the society.
- 2) The members of the Governing Body to whom the management of the affairs of the society will be entrusted as required under section 3 of J&K Societies Registration Act Samvat 1988, will be as follows :-
- | | | |
|-----|----------------------------------|----------|
| 1. | Finance Minister, J&K State | Chairman |
| 2.. | Chief Secretary, Govt. of J&K | Governor |
| 3. | Secretary Planning, Govt. of J&K | Governor |
| 4. | M. L. A. Leh. | Governor |
| 5. | M.L.A. Shangus, Anantnag | Governor |
| 6. | M. L. A. Bani | Governor |
| 7. | Chief Executive Officer, ERA | Governor |
3. In the absence of the Chairman, any other member nominated by the Chairman shall act as Chairman.
4. The society will keep a roll of members and every member of the society shall sign the roll. No person shall be deemed to be member or be entitled to exercise the rights and privileges of a member unless he has signed the roll. It shall be incumbent upon a member of the society to notify to the Secretary his address as recorded in the roll and the same shall be deemed his address for all purposes under these rules.

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M. Singh

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M. Singh

5. When a person becomes or is nominated as a member of the society by virtue of an office or appointment held by him his membership of the society shall terminate when he ceases to hold that office and vacancy so caused shall be filled by his successor to the office.
6. A nominated member of the society shall relinquish his membership on the expiry of one year from the date on which he was so nominated unless his membership stands terminated earlier. He shall, however, be eligible for re-nomination.
7. A nominated member of the society shall cease to be a member if he dies, resigns, becomes of unsound mind, is adjudicated to be insolvent or is convicted of criminal offence involving moral turpitude or is removed in the interest of the society or by the Chairman, for the reasons to be recorded by him.
8. Whenever a member other than an ex-officio member desires to resign from the membership of the society, he shall do so in writing to the Chairman and his resignation shall take effect only on its acceptance by the Chairman.
9. Any vacancy in the membership of the society caused by any of the reasons mentioned above shall be filled up by nomination by the authority entitled to make such nomination and the person nominated in the vacancy shall hold office only for the un-expired period of the term of the membership.
10. The society shall function, notwithstanding any vacancy in its Governing Body, and meet notwithstanding any defect in the nomination of any of its members, and no act or proceedings of the society shall be invalid merely by reason of existence of a vacancy in the body or any defect in the nomination of any its members :
 - a) The Governing Body of the society to which by the rules of the society, the management of its affairs is entrusted shall be called "The Board of Governors of J&K Economic Reconstruction Agency Society", hereinafter referred to as the "Board of Governors".
 - b) The Board of Governors for the purposes of Jammu & Kashmir Societies Registration Act Samvat 1998 shall at the date of the registration of the society consist of the members whose names are set out in the clause of the Memorandum of Association and thereafter as soon as the necessary appointments and nominations have taken place, shall consist of the members of the society as specified in rule 2 above.
 - c) The Chief Executive Officer of the J&K Economic Reconstruction Agency Society (JKERAS) will also work as the Secretary of the Board of Governors.

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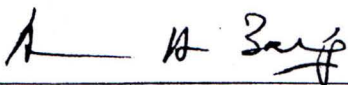
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- d) Obtaining grants from the State or Central Government or raise funds from other sources ;
 - 11 e) The Board of Governors of the society will have full administrative powers and full financial powers within the budgetary allocations of the society ;
 - f) The administrative expenditure of JKERAS shall be met out of grants from the Govt. and from project and from lending agencies ;
 - ~~11~~ g) Further delegation, administrative and financial will be done by the Board of Governors.
13. The Secretary of the Board of Governors shall as Chief Executive Officer of Jammu & Kashmir Economic Reconstruction Agency Society.
- a) Carry out executive duties relating to the functions of the Board of Governors ;
 - b) Be responsible for ensuring that the directives of the Board of Governors are fully and properly implemented ;
 - c) Prepare the annual budget for being presented to the Board of Governors for sanction ;
 - d) Exercise general administrative control over the JKERAS ;
 - e) Exercise financial powers as may be delegated to him by the Board of Governors ;
 - f) Liaise with State Government, Central Government and various lending agencies and their various departments on behalf of its Board of Governors ;
 - g) Carry out any other functions entrusted by the Board of Governors.
14. A committee or committees of the Board of Governors may be set up with the approval of the Board of Governors to carry out the functions of the Board of Governors as necessary or for any ad hoc purpose which may function within the scope of its/prescribed authority.
15. In matters not specifically covered under these regulations the provisions of the Jammu & Kashmir Societies Registration Act Samvat 1978 shall apply.
16. The income and property of the society, however, derived shall be applied towards the promotion of the objects thereof as set forth in the memorandum of

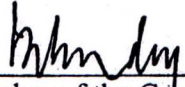
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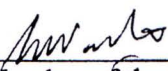
association. No portion of the income and property of the society shall be paid or transferred, directly or indirectly by way of dividends, bonus or otherwise whatsoever except to Government or parties or agencies authorized by the Government, provided that nothing herein contained shall prevent the payment in good faith or remuneration any member thereof or other persons in return for any service rendered to the society.

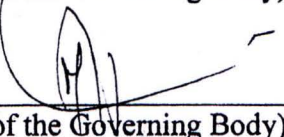
17. All contracts and other instruments relating to the society shall be expressed to be made in the name of the society and shall be executed on behalf of the society by the Secretary of the Board of Governors.
18. The society shall maintain proper accounts and other relevant records and prepare an annual statement of accounts including the balance sheet in such form as may be prescribed by the Board of Governors. The accounts of the society shall be audited annually by the auditors to be appointed by the Board of Governors.
19. The Board of Governors shall have the power to amend add or alter the above rules and regulations. Certified to be a correct copy of the rules of the society.

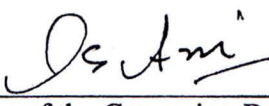
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(Member of the Governing Body)

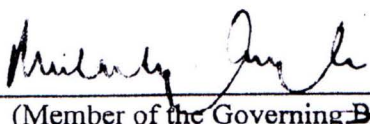
2. Sig. 
(Member of the Governing Body)
Dr. S. S. BLOKHA. Chief Secretary

3. Sig. 
(Member of the Governing Body)

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(Member of the Governing Body)

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(Member of the Governing Body)

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(Member of the Governing Body)

Rules of the Society

1. Definitions :

"Act" means the Jammu and Kashmir Societies Registration Act 1998.

"Chairman" means the Chairman of the Society

"Governing Body" means the Governing Body of the Society.

"Board of Governors" means the Board of Governors of the Society.

"Governor" means the Governor of the Governing Body/Board of Governors.

"Society" means the Economic Reconstruction Agency.

"State Government" means Government of Jammu and Kashmir State.

2. Place of office :

The society shall have its office at Civil Secretariat, Srinagar/Jammu or at such other places in the State as the society needs as the society may decide from time to time.

3. Area of activity :

The activities of the society shall extend to the whole of Jammu and Kashmir state.

4. The society shall keep a roll of members and every member of the society shall sign the roll. No person shall be deemed to be member or be entitled to exercise the rights and privileges of a member unless he has signed the roll. It shall be incumbent upon a member of the society to notify to the Secretary his address as recorded in the roll and the same shall be deemed his address for all purposes under these rules.

5. When a person becomes or is nominated as a member of the society by virtue of an office or appointment held by him his membership of the society shall terminate when he ceases to hold that office and vacancy so caused shall be filled by his successor to the office.

6. A nominated member of the society shall relinquish his membership on the expiry of one year from the date on which he was so nominated unless his membership stands terminated earlier. He shall, however, be eligible for renomination.

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