

KARNATAKA ORTHOPAEDIC ASSOCIATION, MYSORE

MEMORANDUM OF ASSOCIATION

1.NAME

The name of the society shall be “**KARNATAKA ORTHOPAEDIC ASSOCIATION**”

2.ADDRESS

Dept.of Orthopaedics , J.S.S.Hospital, Ramanuja Road, Mysore-570 004

3.OBJECTIVES

The objectives of the Association shall be :-

- (1) To promote and advance medical, paramedical and allied sciences and to promote the improvement of public health, medical education and research and to undertake welfare activities for the members of the Association.
- (2) To maintain the honour and dignity and uphold the interest of the medical Profession and to promote Co-ordination among the members.

- (3) To work for the abolition of compartmentalism in medical education in the country and to achieve equally all members of the profession.
- (4) To host the conference, Continuing Medical Education, Workshop and arrange training and awarding fellowships in the country or abroad.
- (5) To acquire purchase, takeover, or take on lease any land site or for the Association and put-up buildings or renovate the same to maintain, manage and deal with the building so put up and dispose of the same by sale, lease or otherwise.
- (6) To collect funds by way of subscription, contribution, donations, subsidies, gifts, loans, deposits etc. and to utilize the same for the object of the Association.
- (7) To do any other activities incidental to the above objects.

4.METHODS

For the attainment and furtherance of the objective all or any of the methods suggested by the Karnataka Orthopaedic Association shall be followed.

5.JURISDICTION

The jurisdiction shall extend to the Karnataka State.

6. FUNDS

The funds and income of the Association shall be solely utilized for the achievement of its objects and no portion of it shall be utilized for payment of members by way of profit, interest, dividend etc. The funds of the Association which are not required for immediate requirements of the Association shall be invested in the modes specified under the

provisions of Sec 13(1)(d) read with Sec 11(5) of the Income Tax Act,1961 as amended from time to time.

7.BENEFICIARIES

The benefit of the Association shall be open to all members irrespective of caste, creed, religion or sex.

8.AMENDMENTS

1. The Amendments to the Memorandum shall be done as per the Section 9 of the K.S.R.Act 1960.
2. The Amendments to the Rules and Regulations shall be done as per Section 10 of the K.S.R.Act 1960.
3. Such Amendments shall be done at a Special General Meeting called for the purpose.
4. No Amendments to the Memorandum or the Rules and Regulations shall be made which may prove to be repugnant to the provisions of Sections 2(15), 11, 12, 13 and 80GB of the I.T.Act 1961 as amended from time to time. Further no such amendment shall be carried out without the prior approval of the Commissioner of Income Tax.
5. Such Amendments shall come into force from the date approved by the Registrar of Societies.

9.DISSOLUTION

In case of dissolution, procedure as per Section 22 and 23 of the K.S.R. Act,1960 shall be taken.

In the event of Dissolution or winding up of the Association the assets remaining as on the date of dissolution shall under no circumstances be distributed among the Members of the Association but the same shall be transferred to another Charitable Institution

whose objects are similar to those of this Association, and which enjoys recognition U/S 80GB of Income Tax Act, 1961 as amended from time to time.

10. AUTHORISATION

The Secretary of the Association is authorized to file the Memorandum of Association and Rules and Regulations and to correspond with the Registrar of Societies.

KARNATAKA ORTHOPAEDIC ASSOCIATION, MYSORE

MEMORANDUM OF ASSOCIATION

RULES & REGULATIONS

These Rules and Regulations have been framed for the Implementation of the objects mentioned in the Memorandum of Association to which these are appended. These Rules and Regulations shall be called the “KARNATAKA ORTHOPAEDIC ASSOCIATION” Rules and Regulations.

MEMBERSHIP

1. **ELIGIBILITY :**

Any person above the age of 18 years and competent to contract, possessing Post Graduate qualification in Orthopaedic Surgery or qualified surgeon with Post

Graduate qualification, or Diploma in Orthopaedic shall be eligible to be the member of the Association.

2. FEES :

Every member shall pay the Membership Fee of Rs.1100.00(Rupees One thousand One Hundred only) and become the Life Member. Such fee shall be paid along with the application for Membership. The fee shall not be refundable except in case of rejection of membership. An additional Rs.100.00(One Hundred only) shall be collected to enable Member to join OASIS (Orthopaedic Association of South Indian States)

3. ADMISSION :

The person desirous of to be Member of the Association shall apply to the President of the Association in admit or not admit the applicant as member of the Association. No reasons need be given. No fresh members shall be admitted during the period of 30 days prior to the date of Annual General Meeting.The annual General Body will ratify the members.

4. TERMINATION OF MEMBERSHIP :

The Executive Committee by a resolution in its meeting, shall have the power to terminate any member of the Association, if he or she is found to be acting in contravention of the Objects of Rules, or against the interest of the Association. But no such resolution shall be passed without giving him/her a Notice of atleast 7 days to explain his conduct.

5. CESSATION OF MEMBERSHIP :

A member ceases to be so in any of the following circumstances :-

(1)Death 2) Becoming un-sound mind or insanity (3)Resignation
(4)Termination by the Executive Committee (5) Conviction for any offence involving moral turpitude.

6. VOTE :

Each member shall have one vote only and offence involving moral turpitude.

8. REGISTER OF MEMBERS :

There shall be a permanent register of Members maintained in which the names of all members of the Association shall be entered with their qualifications, addresses, subscriptions paid and any other necessary details. The Seniority members enlisted from the date of their joining and their uninterrupted membership of the branch shall be updated.

9. PRIVILEGES :

All members of the Association shall have the right to take part in all the activities of and organized by the Association and shall have the right to hold any post in the management of the Association.

GENERAL MEETING

1. CONSTRUCTION :

The members eligible to vote shall constitute the General Meeting, there shall be annual General Meeting and Special General Meeting.

2. ANNUAL GENERAL BODY:

Meeting shall be held every year during annual Conference within a period of 6 months from the date of closing of Accounts on 31st March and the business to be transacted at the Annual General Body Meeting shall include the following.

- Reading of the Agenda
- Reading of the official correspondence
- Reading and adoption of the Secretaries Annual Report
- Presentation of the Audit Statement of Accounts for the year and Last Annual Conference Accounts by the Treasurer
- Planning of Activities for the coming year by the (President Elect)
- Budget for the year

- Election of the president Elect and Executive Committee
- Appointment of the External Auditor and fixing his remuneration
- Consideration of resolution from any members, if any
- Any other matter with the permission of the chair
- The special General Meeting may be called by the Executive Committee at any time, but it shall be called if there is requisition as per under Section 11(3) of the Karnataka Societies Registration Act 1960. The action for conveying the Special General Meeting called at the requisition the subject or subjects mentioned in the requisition only shall be discussed

3. NOTICE :

A notice of at least 21 days in case of any General Meeting and a notice of at least 21 days in case of Special General Meeting to be called for the amendment of the Memorandum of Association or to the rules and Regulations of the Association shall be given to all Members of the Association. The date, hour, the place of Meeting and the agenda of the subjects to be discussed shall be mentioned in the Notice.

4. QUORUM :

The quorum for the General Meeting shall be 1/3 of the total number of members of 100 whichever is less, in case of Annual General Meeting. The proceedings shall not be started unless there is Quorum. But if there is no quorum within 15 minutes fixed for the meeting, it shall be adjourned for 15 minutes and then held. The members present shall be deemed to form the quorum and the subjects on the agenda shall be dispose of. But the General Meeting called at the requisition shall stand dissolved, if there is no quorum within 15 minutes fixed for the meeting

5. AMENDMENTS :

1. The Executive Committee shall have the right to propose amendments to the Memorandum of Association and also to the Rules and Regulations of the Association.
2. The proposal for amendments to the Memorandum of Association and Rules and Regulations shall be discussed at a Special General Meeting called for the purpose with notice less than 21 days.

3. The amendments to the Memorandum of Association shall be approved with a majority of not less than 3/4th of the members present and voting. Such approval shall be confirmed with same majority at a special general meeting called after the lapse of not less than 30 days of the special general meeting already held.
4. The amendment to the rules and Regulations shall be approved with a majority of not less than 3/4th of the members present and voting.
5. Such amendments shall come into force from the date of registration by the registrar of Societies.

6.PRESIDING:

The president of the Association shall be preside over any meeting of general or of the executive committee. In this absence, the president-elect shall preside. In the absence of both, the members present shall elect one amongst them to preside over the meeting.

7.RESOLUTION :

In the meeting of the General Body or of the Executive Committee, the subjects shall be decided by the majority of the members present and voting. In case of equality of votes, on any subjects, the President of the meeting shall have a casting vote.

8.RECORDING OF PROCEEDINGS :

The proceedings of the general body and of the executive committee shall be recorded in a separate book kept for the purpose by the President of the meeting or at his direction by the Secretary of the Association.

EXECUTIVE COMMITTEE

- The Administration of the affairs of the Association shall vest in the Executive Committee consisting of 19 members and the remaining 13 be elected in the

annual General Meeting every year. The President, President-elect, Secretary, Organizing Secretary, are automatic members of the Executive Committee and they continue in office till next election.

- The Signatories to the Memorandum shall be the First Members of the Executive Committee they continue in office till election.
- The President-elect shall be the President of the Current year.
- The President shall call a meeting of the newly elected members and in that meeting, the outgoing President and Organising Secretary shall immediately hand over the charge of the office to the incoming President and Organising Secretary respectively.
- The Executive Committee may meet at any time required for the business of the Association, but it shall meet once in 3 months. The Secretary shall call the meeting in consultation with the President of the Association issuing a notice of not less than 21 days.
- QUORUM : The quorum for the Executive Committee Meeting shall be five and no proceedings shall be started unless there is quorum. If there is no quorum within 15 minutes fixed for the meeting, it shall stand adjourned for 15 minutes and then held. The members present shall be deemed to form the quorum and the subjects on the agenda be disposed of.
- If any member absents himself for 3 consecutive meetings without leave of the Association or he is in arrears of the Annual Contribution, he shall cease to be a member of the Executive Committee.
- CO-OPTION: The vacancy or vacancies of members of the Organisation occurred for any reason in the middle of the term be filled in by Co-option by the remaining members of the Committee for the unexpired period.
- FUNDS :
 - (1) (a) The funds of the association, inter alia, shall consist of :
 - (i) Revenue from subscription or membership fees;
 - (ii) Donations and contributions;

- (iii) Sale proceeds of any publication issued or sponsored by the Association including Advertisement revenue or other materials;
- (iv) Grants from any government or any private trust and/or organization;
- (v) Fees for any classes or courses conducted by the Association;
- (vi) Proceeds any conventions, film shows and other activities of the Association in accordance with its objectives;

(b) The Executive Committee shall open Accounts in any of the Nationalised Bank in the name of the Association and operated by the Treasurer and President jointly. The negotiable instruments issued in favour of the Association shall be endorsed by them.

(c) The funds of the Association shall be utilized for the general aims and objects mentioned in the Memorandum of Association. The income and property of the Association when so ever derived shall be applied towards the promotion of the objects of the Association and no portion thereof shall be paid or transferred directly or indirectly, by way of dividend or otherwise howsoever or by way of profit of the Members of the Association provided that nothing herein contained shall prevent. The payment of remuneration to any officer or employees of the Association or to any Member of the Association or other person in return for any services actually rendered to the Association or by way of reimbursement of payment made or costs, charges or expenses incurred in or about the objects or affairs of or on behalf of the Association.

FUNCTIONS : Subject to those Rules and Regulations and the decisions to be passed from time to time by the General Meeting, the executive Committee may exercise all the power of the Association except those which are necessarily to be done by the general body, the Executive Committee or sub-committee. It shall have the following powers namely;

1. To pay the costs, charges and expenses preliminary and incidental to the promotion, established and registration of the Association.

2. To appoint the staff required for the work of the Association, to fix up the remuneration and the work to be done by the each of the staff, to take disciplinary action and to dismiss them from service.
3. To appoint sub-committee to entrust any work to them and to frame subsidiary rules and to amend them from time to time.
4. To open training centres and/or refresher courses for the members.
5. To institute, conduct, defend, submit to arbitration, compromise or abandon any legal proceedings by or against the Association its offers, agents and servants with respect to the business or affairs of the Association.
6. To invite and receive with or without such invitation any voluntary contribution, gifts or grants of money or property from the Government of India or the Government of any state of India, any Trusts or endowments, any company, person or Association or Persons, What so ever either by way of donation, endowments, capital grants, annual or other subscription, legacy or any of them or for any specific trusts or purpose whatsoever including specified charitable trust or purposes ant to hold all such grants in accordance with the terms objects and purposes thereof.
7. To scrutinize the accounts and to approve the monthly and annual statements of accounts and also to prepare the budget and get the approval of the General Meeting.
8. To arrange for the filing of Accounts of the Association with the Registrar of Societies in time.
9. To take action for the implementation of the objects of Association.
10. To do such other acts and things pertaining to the business of the Association.

PRESIDENT :

The President shall be the head of the Association. He shall have power preside over the meetings, to supervise the activities of the Association, to guide the other officer bearers and to call urgent or emergency meetings.

PRESIDENT ELECT :

In the absence of the President,with intimation in writing,the (President Elect) shall have the authority to perform the duties of the President.

SECRETARY OF K.O.A :

The secretariat shall have the following duties and rsponsibilities in addition to those mentioned elsewhere in these rules:

1. To have the custody of books of accounts and other documents pertaining to the financial matters.
2. To receive money, to issue receipts and to make payments as per the resolution of the Executive Committee.
3. To maintain or cost to maintain the Accounts and to get the monthly Receipts and Payments accounts and to place the same before the meeting of the Executive Committee for its approval.
4. To arrange for the compilation of the Annual Accounts and to get them audited by a Chartered Accountant appointed by the General Meeting ant to co-operate with the Secretary in arranging for the filing of Accounts with the Registrar of Societies.
5. To draft the budget in consultation with the President and the Secretary and to place the same before the meeting of the Executive committee for recommending the same to the General Meeting.
6. To have cash balance on hand subject to the limit fixed by the Executive Committee from time to time.
7. To do such other acts pertaining to the financial matters of the Association.
8. To have custody of all movable and immovable properties, the documents pertaining to them and to be responsible for their safety.
9. To call the meeting of the General Body as per the decision of the Executive Committee and those of the Executive Committee.
10. To represent before the Courts of Law,the Government and any other bodies corporate as per the decision of the Executive committee.

11. To supervise the work of the staff of the Association and to make correspondence on behalf of the Association.
12. To implement the decisions of the Executive Committee and of the General Meeting and to take actions for filing of the Accounts with the Registrar of Societies in time.
13. To do any other acts pertaining the administration of the Association.

ACCOUNTS

YEAR :

The official year of the Association shall be from 1st April to 31st March of the succeeding year.

BOOKS OF ACCOUNTS :

(1)Members Register, (2)Cash Book, (3)Meeting Proceedings Book, (4)Ledger books, (5)Properties register, (6)Receipts Books and vouchers and other Books prescribed by the Registrar.

AUDIT AND FILING OF ACCOUNTS :

As soon as the Official year closes, the Annual Statements of Accounts for the year shall be got prepared by the Treasurer and got audited by the Chartered Accountant appointed by the General Body and place the same before the Annual General Meeting for its approval within 14 days from the date of General Meeting, there shall be filed with the Registrar of Societies, a list of Members of the Executive Committee, a copy of the notice and the proceedings of the General Meeting along with a copy of the Audited Statements of Accountant every year.

GENERAL

AMALGAMATION :

In case of Amalgamation of the Society, the procedure laid down in Sec.21 of the K.S.R.Act,1960 shall be taken.

DISSOLUTION :

In case of Dissolution, action as per Sec.22 and 23 of the K.S.R.Act, 1960 shall be taken. If it is subsequently found that there was defect in the election of an Office Bearer or appointment of an officer,the action taken by and the work done by such office bearer or officer shall not be invalid.

PUBLICATION :

- Any member or members of the Association shall not have the right of issuing notifications or press statements on behalf of the Association without prior permission of the Executive Committee of the Association.
- The notice of the Association shall be delivered in person (Muddam) or by the post under certificate of posting and a copy published on the Notice Board of the Society.
- The Office hours of the Association shall be from 10.00 am to 2.00 pm. The Committee shall have power to change Office Hours of the Association under intimation to the Registrar of Societies.
- For all things and matters which have not been specifically provided for here in above, the provisions of the Karnataka Societies Registration Act.1960 and the rules made there under shall apply.
- These Rules and Regulations shall come in to force from the date of the Registration of the Association.

1._____ 2._____ 3._____

4._____ 5._____ 6._____

Place :

Date:

WITNESSES

1. Signature :

2. Signature :

Name :

Name :

Address :

Address :

Occupation :

Occupation :

Age :

Age :