

BYE-LAWS OF THE “SILK MARK ORGANISATION OF INDIA”
[SMOI]

- I. These Byelaws may be called the Byelaws of The Silk Mark Organisation of India [hereinafter referred to as the SMOI)

- II. The provisions of these bylaws shall govern and shall apply to all the activities of the SMOI.

- III. **Membership :-**
 1. Permanent Members
 2. Special Members
 1. State Apex Co-op . Societies.
 2. Corporate Bodies.
 3. Govt. Departments and Govt. sponsored societies

 3. Ordinary Members

1. **Permanent Members:-**

The Permanent Members are those eight members who are specified under clause 7 of the MOA and who represent, Govt. of India, Central Silk Board, ISEPC and other State Govt. Agencies. These members are not liable to retire by rotation and they assume the membership by virtue of their position in their respective Department, Board on Govt. Agency. The Permanent Members have full voting rights and are exempt from payment of Membership Fee or renewal fee.

2. **Special Members:-**

The State Apex Co-Operatives, Govt. Departments, Govt. sponsored societies and corporate bodies are eligible to become special members on payment of special membership fee. The Special Members fee shall be fixed by the COA. The Special

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Members have voting rights and they are eligible to nominate three of their representatives in the COA .

3. **Ordinary Members:-**

The Ordinary Membership is open to other institutions, Firms, Sole Proprietorship and individuals on payment of fee to be fixed by the COA. The Ordinary Members have voting rights and they are eligible to nominate four of their representatives in the COA.

4. **Associate Members:-**

Associate membership will enable anybody to have access to the benefits services offered by SMOI. The Associate members shall pay a nominal membership fee, as may be fixed by COA and renew their Membership every year by paying a renewal fee for availing of services/benefits of SMOI. The Associate members shall not have any voting rights and do not represent in the managing committee [i.e. COA].

IV. **FINANCIAL RESOURCES:-**

A. **Registration and Renewal Fee:-**

The Organisation will charge and receive Registration Fee from the prospective beneficiaries like Silk Co-op Societies, Silk Exporters/Traders , Silk Export Promotion Bodies , Consumers etc.; and also collect renewal fees for availing the services and facilities offered by the organization.

B] Receive and accept financial support from the Ministry of Textiles, Government of India, State Governments , Statutory Boards/Corporations or any National or International agencies with due approval and permission wherever required.

C] Internal revenue generation.

D] Any other source as may be decided by the Governing Body.

V. MANAGING COMMITTEE:-

The Management and control of the SMOI shall be in the hands of a Committee of Administration [COA] . The Committee of Administration shall have 7 permanent members . In addition 7 members would be elected by members of SMOI every year out of which 3 would be from amongst special members and 4 from amongst ordinary members. The permanent members are as under:-

- 1. Member Secretary, CSB who would be ex-officio Chairman of the COA.**
- 2. Chief Executive of SMOI [Nominee of CSB].**
- 3. Nominee of CSB not below the rank of Director**
- 4. Executive Director , ISEPC , Mumbai**
- 5. Representative of KSIC, Bangalore [not below the level of General Manager]**
- 6. Representative of Co-Optex, Tamilnadu [not below the level of General Manager]**
- 7. Director of Sericulture , Govt. of Assam.**

The Chairman shall preside over all the committee meetings and general Body meetings and the Vice-Chairman shall take the chair in the absence of the Chairman.

The Committee shall have necessary powers to carry out the objective set out here in above and shall do all such acts and things as are directed to be exercised by these bye – laws.

VI. QUORUM FOR THE COMMITTEE MEETINGS:-

The Committee shall meet at least once in every three months. However, the Chairman/Vice-Chairman can direct the convening of a committee meeting even earlier by giving notice of not less than seven days, if there is any urgent matter to be discussed and decided at the meeting. The committee shall have a quorum of at least four members of which at least two shall be nominee of GOI or CSB. The Chairman / Vice - Chairman, as the case may be , chairing the meeting , is not entitled to vote at the meeting but shall cast his vote in the event of a tie.

VII. DUTIES AND RESPONSIBILITIES OF THE COMMITTEE:-

- a. Collection of Registration and Renewal fees and other charges for the services rendered and raising of corpus fund, issuing receipts thereof and accounting the same.**
- b. Carrying out the objectives of the SMOI, incurring expenses in this connection and maintaining proper accounts.**
- c. To maintain a Register of Members with their full particulars and such other relevant information.**
- d. To maintain a Register containing minutes of the Committee meetings and General body meetings.**
- e. To appoint a Chartered Accountant as auditor and to arrange for the audit of the accounts of the Organization.**
- f. To conduct periodic review of membership, finances available and required etc., and to explore ways and means of collecting more funds for the fulfillment of the objective of the organization .**
- g. To present and place before the General Body Meeting a report on the activities of the organization and to place the annual accounts for adoption.**

- h. And such other matters which are not specifically referred to herein.**

VIII. FINANCIAL YEAR AND AUDIT:-

The First Financial Year shall be for the period commencing from the date of registration of the Organization and ending on 31st March 2004 and thereafter the financial year shall be for the period of 12 months from 1st April to 31st March of the subsequent/next year . The accounts of the Silk Mark Organization of India shall be audited every year by a Chartered Accountant appointed by the Managing Committee.

IX. ANNUAL GENERAL MEETING:-

The First Annual General Meeting of organization shall be held on or before 30th June 2004 . Thereafter the annual general meeting shall be held every year but not later than 14 months after the previous annual general meeting in accordance with Section 11 of the Karnataka Societies Registration Act , 1960.

The Annual General Meeting shall have a quorum of not less than 5 members and shall transact inter alia the consideration of audited accounts auditors report, COA report, election of Committee members , appointment of auditors and such other matters as may be brought before it. The first Annual General Meeting shall approve these bye-laws.

X. SPECIAL MEETING:-

It shall be the duty of the Chairman, to call a special general body meeting if the committee makes a request thereof supported by a motion signed by at least 25% of the members. Any special matter of urgency which could not be discussed at the Annual General Body Meeting can be brought before the special meeting, but for passing resolutions regarding amendment of bye laws and or supercession of committee of administration, shall vote at least a 2/3rd majority of the members as per the register of members as per Section 11[3] of the Karnataka Societies Registration Act, 1960.

XI. NOTICE OF MEETING:-

It shall be the duty of the Secretary to mail or send a notice of the annual general body meeting to all members stating the purpose of as well as the time, date and venue of the meeting at least 21 days prior to such meeting. If any member is desirous of

proposing any subject for discussion at such meeting, he shall inform the committee at least 7 days before such meeting.

XII. ADJOURNED MEETING:-

If any meeting of the general body cannot be held due to want of quorum or for any other reason, such meeting may be adjourned by not less than 48 hours. The quorum for this purpose shall consist of a minimum of 4 members.

XIII. INVESTMENT OF FUNDS:-

The funds of the organization shall be invested in the following manner:-

- a) In Nationalised/Scheduled/Cooperative/Commercial banks.**
- b) Postal Savings Accounts and**
- c) In any other securities (specified in Section 20 of the Indian Trust Act 1882).**

XIV. BANK ACCOUNT:-

In order to keep/invest the funds of the organization, bank accounts shall be opened in one or more banks, as provided in Para XIII above, by the Chairman and Chief Executive jointly. They will also have the power to deposit and or withdraw from such accounts and generally to do all such things, which may be necessary to operate such accounts.

XV. AMENDMENT OF BYE LAWS:-

The General Body may amend any of these clauses in these bylaws and/or introduce new clauses without affecting the basic structure and or the objectives of the organization , as provided above.

- a. Alterations or amendment to the Memorandum of Association or rules and regulations shall be made as per section 9 of K.S. R. ACT, 1960.

- b. Change of name or rules and regulations shall be made as per section 19 of K.S.R.Act, 1960.

- c. In case of the dissolution of the association arises, section 22 and 23 of the K.S.R.Act , 1960 shall apply.

- d. In case of amalgamation of the association shall be as per section 21 of the K.SR. Act, 1960.

- e. For the things and matters which have not been specifically provided for herein above, the provisions of the K.S.R. Act ,1960 and the Rules 1961 made thereunder shall apply

WORKING HOURS:-

The working hours of SMOI will be from 9.30 AM to 1.30 PM and 2.00 PM to 6.00 PM on Monday to Friday. The SMOI will remain closed on Saturday and Sunday and other Government Holidays as per Negotiable Instruments Act.
