

Memorandum of Association of

The Assam Association Cultural and Educational Trust, New Delhi

(As amended on 28-06-2015)

This is supplementary Deed to the Trust deed dated 11th May 1990 executed by Assam Association, Delhi (Settler of Trust) through its General Secretary and registered on 11th May 1990 vide Reg. No. 2313 dated 14/5/1990 in the office of Sub-Registrar, New Delhi, hereinafter referred to as the "Principal Deed".

Whereas the Trustees of Principal Deed are desirous of establishing a Trust of Public nature for research, development and training of classical (Satriya) as well as other forms of dance, drama and music of Assam, and for establishing an educational institution to impart education in general and of Assam language in particulars to the public in general.

And whereas the sums specified in the Schedule hereto have been paid to the Trustees to be held by them upon the trust to be declared hereby and its contemplated that further sums of money will be paid or transferred to the Trustees to be held upon the same Trusts from sources indicated hereinafter.

NOW THIS DEED WITNESSESETH and it is hereby agreed and declared as follows :-

- 1** The trust hereby founded by Assam Association, Delhi shall be called "The Assam Association Cultural and Educational Trust, New Delhi" (hereinafter referred to as the Trust).
- 2** The area of operation and the benefit of the trust shall extend to whole of India.
- 3** The Trustees shall hold the sum specified in the schedule here to and all other sums hereafter to be paid or transferred to be Trustees by any Government, Social or Cultural Organization and individual and all investment at any time representing the same or any part thereof (hereinafter called the Trust Fund) and all income arising therefrom and apply the same in accordance with the provisions and directions hereinafter contained.
- 4** **The official Address of the Trust shall be:**

Assam Association Cultural and Educational Trust
Srimanta Sankaradeva Bhawan
A-14-B, Satsang Vihar Marg
Qutab Institutional Area
New Delhi - 1 10067

5 The aims and objects of the Trust are :-

- a) To establish a Cultural Centre for research, development and imparting training a classical (Satriya) as well as other forms of dance, drama, music and languages of Assam.
- b) To establish an educational institution to impart general education of High/Higher Secondary standard with particular emphasis of learning the Assamese Language. The institution, however, be thrown open to the public in general.
- c) To establish social and cultural relationship with similar Associations.
- d) To make arrangement by constructing cheaper type of accommodation for the benefit of patients, artists and students coming from Assam in particular and others in general.
- e) To raise the Trust Fund in collaboration with the Assam Association, Delhi, through subscriptions, donations, gifts, grants and loans from individuals, private organizations and Governments or by any other lawful means.
- f) To acquire and hold moveable and immoveable properties for the purpose of the Trust and to dispose them of, if and when deemed necessary , with the concurrence of the General Body of Assam Association, Delhi.
- g) To acquire land from Government/DDA/Individuals for construction of building for the purposes mentioned at (a), (b) and (d) above.
- h) To do all such acts and things as necessary or incidental to or conducive for attainment of the objectives of the Trust.
- i) There shall be no discrimination on the grounds of religion, caste, creed or sex in carrying out the objects of the Trust.
- j) To manage and maintain Srimanta Sankardeva Bhawan, extend facilities in the Bhawan, Custodian of all movable properties of the building, collect revenue and manage fund etc. on behalf of Assam Association, Delhi.

6 Resources

- (i) The resources of the Trust for the purposes of achieving the aforesaid aims and objectives shall comprised of the sum specified in the Schedule, subscription, donations, gifts, grants-in-aid and loans from
 - (a) Government
 - (b) Individuals
 - (c) Social and cultural organization - both national and international which will recognize this Trust
 - (d) Loans raised by mortgaging or charging all or any of the properties of the Trust which can legally be mortgaged or charged for raising such loans

(ii) It shall be prerogative of the Board of Trustees to accept or reject any contribution, donation or grant-in-aid without assigning any reason.

7 The Trust shall be managed by a body to be called the Board of Trustees. The Board of Trustee will exercise all the powers vested in a general body of AAD like framing of rules and regulations, amending of rules and byelaws, approval of accounts and taking of such decisions as to further the cause for which the Trust has been constituted.

8 The Board of Trustees shall be constituted by the following trustees.

8.1 Life Trustees: All living trustees who were life trustees when the trust was initially formed will remain as trustees for life time unless they resign or are removed from the Trust as per subsequent clauses of the Trust deed. Presently following two life trustees are in the Board of Trustees.

(1) Dr. N. Sarmah (2) Mr. S.D. Lahkar.

8.2 . Trustees : Trustees shall be appointed by the joint meeting of Executive Committee and Board of Trustees and shall be ratified by the General Body. Their tenure shall be 4 years from the date of their respective appointment. The number of such Trustees shall remain at 6 (six).

8.3 . Trustees (Ex- officio): Following shall also be the Trustees in the Board of Trustees, by virtue of their post held by them as mentioned in following sub clauses.

8.3.1 : The current President of the Association who shall be Chairman of the Trust.

8.3.2 : Current Vice Presidents of the Association.

8.3.3 : The current General Secretary of the Association

8.3.4 : The current Treasurer of the Association

8.3.5 : The outgoing President of the Association.

8.3.6 : The outgoing General Secretary of the Association.

8.3.7 : The outgoing Managing Trustee of the Trust.

9 The tenure of the current President, the two current Vice-Presidents, the current General Secretary, the current Treasurer of the Association, in the Board of Trustees will be Co-terminus with their offices in the Assam Association Delhi.

9.1 Whenever any vacancy arises in the Life Trustee, New Trustee shall be appointed in their place and their tenure will be for four years. The new Trustee shall be nominated by a joint meeting of Board of Trustees and Executive Committee of the Association and to be ratified by the General Body.

- 9.2. The Managing Trustee shall be selected by the Joint meeting of the Executive Committee and the Board of Trustees from amongst the Trustees excluding the Trustees mentioned in Sub - Clause no 8.3 above.
- 9.3 If any Trustee of the Board of Trustees is found to be involved in any activities of criminal intent or working against the interest of the Association or the Trust, he/she shall be **disqualified to** be Trustee from the Board of Trustees with immediate effect. Further, any trustee remains absent from attending consecutive 2(Two) meetings of the Board of Trustees without any valid reasons for each occasion shall be removed from the Board of Trustees. The intimation of such disqualification shall be conveyed in writing to the concerned Trustees.
- 10** The board of Trustee will control & manage the affairs of the Trust as well as of its properties.
- 11** Deleted
- 12** Whenever any vacancy arises in the board of Trustee on account of death, resignation or , personally incapable to act in the trust, vacancy shall be filled up by appointing new trustees in a joint meeting of the Executive Committee and Board of Trustees.and to be ratified by the General Body. These rules shall be applicable for all categories of trustees.
- 13** The current President of the Assam Association, Delhi will also be the Chairman of the Trust, and he or she shall preside over the meetings of the Board of Trustee. In the absence of the Chairman, the Board of Trustees shall select one of the Trustees to chair the meeting of the Trust.
- 14** Deleted.
- 15** The quorum of a meeting of the Board of Trustees shall form by not less than one third of the existing Trustees of the Board; and all decisions of the Board of Trustees shall be taken by a majority of votes of the Trustees present.
- 16** The Board of Trustees shall hold meetings at least twice in a year. One of such meetings shall be held in the first quarter of the financial year where the audited accounts for the Trust together with a report about the functioning of the Trust shall be presented before the Board of Trustees by the Managing Trustee for approval. The financial year of the Trust shall commence on the 1st April and close on the 31st March every year.
- 17 Managing Trustee:**, The Managing Trustee shall carry out the day-to-day activities of the Trust subject to the general control and supervision of the Board of Trustees and subject to such directions as may be issued by the Board of Trustees from time to time in this behalf and its approval. The Managing Trustee shall maintain all books of accounts as may be necessary and get its accounts audited annually. The Managing Trustee shall submit the annual account of Trust together with his/her report on the working of the Trust to the Annual General Body

Meeting of the Association for obtaining its approval. All correspondence of the Trust shall be made in the name of Managing Trustee. Tenure of the Managing Trustee shall be for 2 years.

- 18 Bank Accounts:** The Board of Trustees shall, by a resolution cause bank accounts to be opened in the name of the Trust in one or more of the nationalized banks and all money received by the Trust by cash, cheques, and other negotiable instruments or otherwise shall be deposited into such accounts. All cheques, drafts etc. received in the name of the Assam Association, Delhi, for the purpose of the Trust endorsed by the Secretary and Treasurer of the Association in favour of the Trust shall also be deposited into such accounts.
- 19** The bank accounts of the Trust shall be operated jointly by the Managing Trustee and Chairman or One of the Trustees nominated by the Board of Trustees.
- 20** The Board of Trustee may frame rules and regulations as may be found necessary for achieving the aims and objectives of the Trust.
- 21** The Board of Trustees shall have power without being liable for loss except for negligence, to invest the Trust Fund and any income therefrom in immovable properties, securities, bank deposits of any other gainful investments. Such power of the Board of Trustees is subject to the General or specific directions of the Assam Association, Delhi and the Trust will carry out such directions.
- 22** Deleted
- 23** The Board of Trustees shall out of the income of the Trust fund, pay for proper maintenance and upkeep of the "Srimanta Sankaradeva Bhawan" and will deposit necessary fee/tax payable to local authorities. Out of the surplus if any, a portion will be transferred to the Assam Association, Delhi account for carrying out its activities.
- 24** No Trustee, permanent or otherwise shall be paid any remuneration. However, all the trustees shall be entitled for reimbursement of their expenses of traveling for attending the meeting of the Board and for such other journeys in connection with the work of the Trust as may be assigned to them by the Board from time to time. This, however, is subject to the approval of the Board of Trustees.
- 25** After obtaining approval in the Joint Meeting of the Executive Committee of the Association and the Board of Trustees, Trust fund shall be released for any project, Association's programme and activity of the Trust if in their opinion such project, programs or activities are in furtherance of the objectives of the Trust. However, the Board of Trustees will not be entitled to alienate any property of the Trust without the prior approval of the General Body of the Association.

26 The Board of Trustees will have the power to enter into any agreement, and settle any demand and also to refer any such demand to arbitration and to use any party or be used by any party in the name of the Trust for settlement of any dispute relating to the Trust.

27 Deleted

28 Deleted

President

Convenor

G. Secretary

Assam Association, Delhi

Constitution Amendment Committee

Assam Association, Delhi