

REVISED BYELAWS OF ASSOCIATION-2011

(Approved by the General Body on 14-10-1990 in Madurai, General Body on 23.09.1995 in Trichy, Central Executive Committee on 16.12.1995 in Dindigul, CEC on 14.02.1998 in Thanjavur, CEC on 29.05.2010 in Karaikudi and CEC on 29.01.2011 in Vellore))

ASSOCIATION OF ENGINEERS, TAMIL NADU P.W.D.

(Recognised in G.O. Ms. No.1701 DT. 26.10.1936)

ARTICLES OF ASSOCIATION:

I. Name of the Association shall be “**Association of Engineers**”, Tamil Nadu
Public Works Department

II. HEAD QUARTERS:

The Head quarters of the Association shall be located at the city of **Chennai**.

III. THE OBJECTIVES OF THE ASSOCIATION SHALL BE :

- (a) to improve the spirit of fraternity among the members.
- (b) to promote and protect the service interests of the members.
- (c) to infuse a sense of self-confidence in the younger generation of Engineers and encourage them to improve upon their morale.
- (d) to guide the members in discharging their duties without fear or favour in order to enhance the prestige of the members and department.
- (e) to bring out a monthly journal “Poriyaalar” and publish technical booklets for the use of member-engineers.
- (f) to arrange for technical lectures, seminars, courses, conferences etc, to enrich the knowledge of members; And to arrange cultural activities and tours to enrich human relations.
- (g) to suggest ways and means to improve the efficiency of the Department.
- (h) to achieve due and rightful place for Engineers in the administration and society.
- (i) to establish and conduct ENGIBEF (Tamil Nadu PWD Engineers Benevolent Fund) Scheme for the welfare of the member-engineers.
- (j) to construct or purchase Poriyaalar Illams at District Head Quarters and the places wherever necessary which will serve as Rest Houses and to maintain them.
- (k) to institute and present awards to the engineers for the distinguished services rendered by them to the department and society
- (l) to institute and present awards to the children of the members for the meritorious activity in the field of education, sports and culture.
- (m) to grant affiliation to the Associations having members with similar qualifications and service conditions which seek such affiliation for want of separate recognition, without affecting the interest and service conditions of members of this Association.
- (n) to deal with such other matters as shall be decided by the P.E.C., C.E.C., and General Body of the Association from time to time as found necessary in the interest and welfare of the members.

IV. MEMBERSHIP :

1. Eligibility :

- (a) Members of the Association shall be Engineering degree holders at entry level of the TNPWD. Degree means Bachelor of Engineering degree or its equivalent eligible for selection to the post of Assistant Engineer by the T.N.P.S.C.
- (b) Such of those engineers who have acquired degree qualification while in service and got selected by the T.N.P.S.C. for the post of Assistant Engineers.
- (c) However those who are promoted to the cadre of Assistant Engineers with the acquired degree qualification at a later stage otherwise than at entry level whether with or without the concurrence of the T.N.P.S.C. will not be eligible to become the members of the Association.
- (d) The members should be graduate engineers employed in TNPWD.

2. Admission :

- (a) Every application for admission shall be addressed to the General Secretary with an admission fee of Rs.25/- only.
- (b) The eligible engineers shall be admitted by the General Secretary or the Branch Secretary concerned.
- (c) Admissions are subject to the review of the Parent Executive Committee regarding the membership. If the General Secretary or Branch Secretary sees any reason to reject any application or if any dispute arises out of the admission of the members by the General Secretary or Branch Secretary, it should be placed before the P.E.C. for discussion by the General Secretary or Branch Secretary or the members concerned or the P.E.C. member. The P.E.C. shall review and give its decision. If further dispute arises it will be referred to the C.E.C. for final decision.
- (d) For any dispute of membership, the decision of the C.E.C. shall be final and binding. The C.E.C. shall not be bound to assign any reason for their decision to the concerned.
- (e) Dispute means the problems arising in deciding the eligibility and the collection of subscription clauses as detailed in this article.

3. Subscription :

- (a) The annual and life membership shall be as decided by the C.E.C. from time to time per calendar year. **Annual Subscription for 2011 is Rs.1000/-**
- (b) Life Membership : The enrollment of life membership is withdrawn now. Due to efflux of time of Life Membership and withdrawal of entire Fixed Deposit on Life Membership during 1994 and due to increase in the expenditure of Association for Publishing Engineers' Diary, Engineers Calendar and Poriayar Bulletin, Life Members shall also pay the Special Subscription, at 50% of the Annual Subscription paid by ordinary members specified and approved by the PEC/CEC every year at the time of collecting Annual Membership, not later than 31st March in every year.
- (c) The annual subscription fee once paid shall not be refunded under any circumstances.
- (d) The Subscription should be sent through the respective branch or in person at the Parent Association Office. All payments to the Parent Association shall be made in the form of Cheques or Demand Drafts only drawn invariably in favour of the Association of Engineers, TNPWD. Payment through Money Orders shall not be accepted. All members shall pay the Annual Subscription(in the case of Ordinary Members) and Special Subscription(in the case of Life Members) only through their respective branches for including them in their Branch Membership list and direct payment of Subscription and Special Subscription to the Parent Association is prohibited.
- (e) The subscription shall be annual and payable before the 31st March every year, the official year of the Association being the calendar year for renewal. The fresh entrants

shall be admitted at any time. Their membership fees will be valid upto 31st December of the year. The financial year of the Association is from July to June 30th of every year. If any member fails to renew his membership before 31st of March, a re-entrance fee of Rs.10/- per year subject to maximum of Rs.25/- will be collected at the time of renewal of membership. Branch Membership list as on 31st March should be sent to the Parent Association by the Branch before 15th April and final consolidated list should be sent to branches before 15th May by the parent Association.

4. Definition of Member :

Such of the engineers who fulfill the above requirements of eligibility, admission and are paying the subscription are said to be the members of the Association. The membership shall automatically cease from the dates of (i) Retirement (ii) Acceptance of Resignation and (iii) termination of their service in PWD.

5. Cancellation of Membership :

The membership of any member so admitted shall be cancelled for ever or for a specific period of time by the Central Executive Committee after getting explanation from the member if it is convinced that the member is acting against the objectives / interest of the Association. The membership may also cancelled if a member enrolled himself in any other service Association which is acting against the objectives and interest of this Association. Member will forfeit his membership fee (both annual and life membership) on cancellation.

V. MOBILISATION & UTILISATION OF FUNDS :

- (1) Any extra amount including special contribution can also be collected from the members for specific purposes conforming with the objectives as decided by the Branch / Parent / Central Executive Committee.
- (2) If funds do not permit the issue of free copies of publications other than Poriyaalar, extra charges may be collected for the journals as decided by the Central Executive Committee. Retired Engineers those who desire to receive Poriyaalar Bulletin regularly have to remit an amount of Rs.300/- for the same per annum.
- (3) 50% of the Annual Subscription of the Assistant Engineers shall be paid to the Association of Engineers as subscription. Life Membership fund in respect of Assistant Engineers is a Association of Engineers fund as a separate fund account of which only the annual interest derived from the Life Membership fees of the Assistant Engineers 50% will be retained by Association of Engineers and 50% will be given to Assistant Engineers Association annually.
- (4) The Life Membership fund shall be maintained as a separate fund account and proportionate amount can be utilized towards annual expenditure. Subscription and Special Subscription deposited in the Nationalised Bank as Fixed Deposit can be drawn only on the approval of CEC . PEC is not empowered to close/draw any Fixed Deposit amount unilaterally.

VI. OFFICE BEARERS :

- (1) The affairs of the Association shall be managed by the following (Nineteen) office bearers namely (a) one Patron(exclusively to be hold by Chief Engineers) (b) One President (c)Three Vice-presidents(d) One General Secretary (e) Eight Joint Secretaries (Organisation, Publications, Public Relations, Office Administration, Personnel Affairs one each , Legal Affairs two numbers –one at Chennai and one at Madurai) (f) one Treasurer (Common for AOE & AEA) (g) Two Internal Auditors and (h) one Secretary-ENGIBEF and one Treasurer-ENGIBEF and (i) the Resident Engineer of Poriyaalar Ramalingam Illam at Chennai.

2. **Executive Committee Members :**

In addition to the above office bearers, there shall be Nine Executive Committee Members.

3. **Strength of P.E.C. :**

As stated above the P.E.C. shall consist of 19 Office bearers and 9 Executive Committee Members and their total strength shall be 28.

(i) **Mode of Selection and Election :**

All the Central Office bearers of the Association and Nine Executive Committee Members of the parent Executive Members shall be elected / selected in accordance with the detailed election rules appended with this byelaws of the Association.

(ii) **Nomination :**

- (a) The patron (exclusively to be hold the by Chief Engineers), the Resident Engineer, Poriyaalar Ramalingam Illam, Chennai and the Two Internal Auditors shall be nominated by Central Executive Committee in its first sitting after the election of new office bearers of P.E.C.
- (b) The elected General Secretary of the Assistant Engineers' Association shall be the Joint Secretary-Organisation of Association of Engineers as ex-officio nominee.
- (c) The immediate past President and General Secretary shall become automatically Executive Committee Members of the ensuing P.E.C. for next two years (block period).
- (d) The President shall nominate in consultation with the General Secretary, two Executive Committee Members for the P.E.C. from among the previous distinguished office bearers for utilising their enriched knowledge, service and guidance.

3. **Filling up of interim Vacancies in the P.E.C. :**

- (i) The P.E.C. shall have powers to fill up interim vacancies that may arise to the post of office bearers for the remaining portion of period of office by nominating from among the Elected Parent Executive Committee Members.
- (ii) In the event of any vacancy arising in the Elected Parent Executive Committee Members, it shall be coopted by the P.E.C. from any suitable member.
- (iii) in the event of any vacancy arising in the post of nominated E.C. as per clause VI-2 (ii) due to retirement or otherwise the vacancy shall again be filled up by co-option by the PEC from any suitable member.

4. **Period of Office:**

- 1. The election shall be conducted once in two years as per detailed election procedure appended. The period of office of all the Parent office bearers and Executive Committee Members shall be from the date of assumption of their office to the date of authorised declaration of results of the next election by the Chief Election Convener. The new office bearers shall assume office on the next day of declaration of the election results. However the date can be fixed after one or two days according to the official convenience and as mutually agreed upon by the outgoing President and in coming President. If there is no unanimity on the date of handing over / the taking over, it shall be decided by the incoming President.
- 2. The outgoing office bearers shall hand over all documents, cheques, cash and Bank Passbooks, on the date of assumption of office by the new office bearers. However, they shall finalise the Accounts for the period upto their date of laying down office including expenditure incurred on election within a week. If the outgoing office bearers(General Secretary& Treasurer) fail to hand over the accounts in a complete

shape along with the relevant documents within 30 days from the date of declaration of results, the matter will be brought up before the PEC under intimation to the Branches for remedial action.

VII. POWERS OF THE PARENT EXECUTIVE COMMITTEE:

1. The Parent Executive Committee is vested with the General Administration of the affairs and properties of the Association and shall look after the following:-
 - (i) The efficient carrying out of the objectives and aims of the Association.
 - (ii) The investments of the funds of the Association.
 - (iii) The regular auditing of accounts.
 - (iv) The presentation of annual report together with audited accounts.
 - (v) Taking follow up actions on the decisions and the resolutions of the General Body, Central Executive Committee & Parent Executive Committee.
 - (vi) It shall have powers to issue directions / guidelines to the Branch Associations on the affairs of the Association inconformity with the Bye-laws and cherished traditions of the Association for implementing the policies and decisions of Parent Executive Committee & Central Executive Committee. If any Branch has any objection to the directions or guidelines issued by the P.E.C., the Branches have freedom to project the same before the C.E.C. for final decision.
3. The P.E.C. shall transact business either by circulation of papers or in meetings and in the latter case, **the quorum shall be nine**. The President or in his absence, the Vice President who officiates for him at the meeting shall exercise a casting vote in addition to his own in the event of a tie.
4. Any member of the P.E.C. who absents himself without valid reasons in writing for three consecutive meetings, shall automatically loose his P.E.C. Membership and his place shall be filled up by the P.E.C. as per clause VI (3). The P.E.C. shall decide whether the reasoning is valid and its decision shall be final.
5. Normally P.E.C. shall ordinarily **meet once in a month with a minimum 7 days notice** communicating specific agenda for discussion. Any subject other than policy matters which is not mentioned in the agenda can be allowed to be discussed by the chairperson at his discretion.
 - (b) A special P.E.C. Meeting shall be convened within 10 days of requisition for convening such meeting if any 9 of the members of the P.E.C. so desire and given it in writing with specific subjects to the President.
 - (c) The President shall have powers to convene urgent P.E.C. Meeting at short notice (either circulating or in other mode of communication) with or without agenda to take immediate decisions on urgent matters.
6. The P.E.C. shall as far as funds permit allot for (i) research work and collection of data etc. (ii) purchase of technical journals and publications as may be considered suitable and (iii) Books connected with service matters including law book & journals arrange for their circulation to branches and to such members who are willing to bear the postal charges for circulation.
7. The P.E.C. shall have powers to constitute sub-committees for specific purpose and dissolve them as and when the object is achieved. However the C.E.C. shall be informed of the formation of committees. Any report submitted by the Sub Committee shall be circulated among the branches and placed before the C.E.C. for information or decision according to the nature of the report.
8. As soon as Election Committee is constituted, the P.E.C. shall not take any policy decision and it shall not incur any large or special expenditure otherwise than for the

day to day running and maintenance expenditure of the Association administration and its property. No Special functions/meetings/get-together shall be arranged on after 15th June of Election Year and no expenditure shall be incurred for those functions. Association Telephones shall not be used for electioneering by the Sitting Office Bearers failing which the amount shall be collected from the General Secretary and the Joint secretary - Office Administration equally as specified by the Internal Auditors.

9. The Annual reports and accounts for the period ending 30th June for placing in the General Body shall be finalised and got approved in the P.E.C. in the month of July itself.
10. The P.E.C. shall decide on the collection of special contribution as specified in clause V(i).
11. However in the interest of the Association within the objectives & policies of Association, if the P.E.C. had to act in a manner which is not covered in the Bye-laws the P.E.C. shall bring such actions before the C.E.C. or General Body or both for ratification according to the powers vested with these bodies.
12. As soon as the Election Committee is constituted, the P.E.C. shall not have any powers to interfere, modify, suggest, change any decision of the Election Committee. The decision of the Election Committee shall be implemented by the P.E.C. with utmost speed. The P.E.C. shall give all the necessary men, material, money and administrative support to the Election Committee. If the P.E.C. has any differing opinion, on the conduct and functioning of the Election Committee, an immediate C.E.C. shall be convened by the President and Chief Election Committee shall be invited to explain its position and differences should be sorted out. However the election shall at no point of time be postponed or held up under any circumstances.
13. **Not withstanding** anything said above, the P.E.C. decision shall be rescinded, amended, altered or cancelled by the C.E.C. or General Body, if it so decides.

VIII. FUNCTIONS OF THE PARENT OFFICE BEARERS:

1. **PATRON:** He is advisory body to the Association and his service will be utilised then and there.
2. **PRESIDENT:** He is the administrator of all the affairs of the Association. On the advice of the P.E.C. he shall act for the welfare of the Association. He shall have powers to convene the P.E.C. C.E.C. and the General Body Meetings and if necessary shall convene Special Meeting of P.E.C., C.E.C. and General Body as mentioned in the respective clause of the Byelaws.
3. **VICE PRESIDENTS:** There are three vice Presidents. In the absence of the President the Senior most Vice President in the department hierarchy shall act as President. He shall also assist the President in discharging his duties. He shall also deputise the President, in the discussions. Atleast one of the Vice President shall be a member, if any sub-committee is constituted by the P.E.C. and he shall preside over the same, except when a senior retired eminent Engineer has been specifically appointed to preside over the sub-committee by the P.E.C. If three vice Presidents are members of sub committee, the senior most Vice President shall be the President of the sub committee.

Out of the three Vice Presidents, the seniority of the Vice Presidents shall be decided based on their hierarchy in the department in the first sitting of the newly constituted P.E.C. and intimated to all concerned. One of the Vice President should be in Chennai and the Vice President post is designated as Vice President(Chennai). If the Vice President in Chennai gets transferred outside Chennai, that the post alone will be declared as Vacant and the same will be co-opted by the PEC for the remaining period of the block year.

Chennai means Chennai Metropolitan Area.

4. **GENERAL SECRETARY** : He is the Chief Executive of the Association and responsible for all the functions of the Association. Looking after the communications, arranging meetings and preserving the minutes of the meeting are his essential duties. He shall prepare the annual report on the activities of the association and money transactions; and submit it to the General body every year. He shall have correspondence with the authorities concerned for achieving Association demands and objectives. He or his nominee shall invariably represent the Association in all forums. In the absence of President and Vice President he shall act on behalf of the President on the authorisation of the Parent Executive Committee, Central Executive Committee and General Body as the case may be.
5. **JOINT SECRETARIES** : They assist General Secretary to discharge his duties in their respective fields. In consultations with the General Secretary, the Joint Secretaries shall deal with the following subjects.
 - a. **JOINT SECRETARY-ORGANISATION** :
Meeting the Ministers, V.I.Ps Presspersons, arranging the functions, dealing with organizational matters including the branch matters etc.
 - b. **JOINT SECRETARY-PUBLICATIONS** :
Collections of matter for Poriyaalar and its publication in time and incharge of Association publications etc.
 - c. **JOINT SECRETARY-OFFICE ADMINISTRATION** :
He shall be in charge of maintenance of records, day to day expenditures, office establishment, correspondence etc. He shall also be incharge of T & P materials & office furnitures and maintenance of equipments including Telephone, Computer etc at the Association Head Office.
 - d. **JOINT SECRETARY-PUBLIC RELATION:**
Arranging for press release, contacting other Associations, Meeting the V.I.Ps etc.
 - e. **JOINT SECRETARY-PERSONNEL AFFAIRS** :
Attending to the requests of individual members, solving their grievances and allied correspondences with the authorities and members concerned.
 - f. **JOINT SECRETARY-LEGAL AFFAIRS (CHENNAI):**
Taking follow up action for the expeditious disposal of all the legal matters including the Writ petition and Applications filed by the Association and pending in the Hon'ble Madras High Court at Chennai, and Hon'ble Supreme Court of India at New Delhi. Arranging for the filing of fresh writs, Applications, if any, as decided by the PEC or CEC or the General Body of the case may be. Protecting service interest of Member-Engineers and correspondence regarding legal matters. He will also coordinate with Joint Secretary-Legal Affairs at Madurai. **Chennai means Chennai Metropolitan Area**
 - g. **JOINT SECRETARY-LEGAL AFFAIRS (MADURAI):**
Taking follow up action for the expeditious disposal of all the legal matters including the Writ Petition and Application filed by the Association and pending in the Hon'ble Madras High Court Bench at Madurai. Arranging for the filing fresh Writs, Applications if any, as decided by the PEC (or) CEC (or) the General Body as the case may be. Protecting service interest of Member-engineers and correspondence regarding legal matters. Madurai means Madurai Corporation Area.
6. **TREASURER** :
He is in charge of cash, cheques & Passbooks of the Association and he shall be responsible for the proper maintenance of Accounts of the Association. He shall incur expenditure prudently and carefully in consultation with and on the authorisation of the General Secretary. For any major payment other than day to day expenditure the Treasurer shall satisfy himself about the sanction of the P.E.C. (or) C.E.C. or General

Body. If such expenditure had to be incurred urgently he shall place it before the relevant body in its next sitting and get its approval/ratification. The Accounts will be maintained in the Nationalised Bank and jointly operated by the Treasurer and General Secretary.

7. **SECRETARY-ENGIBEF: AND TREASURER-ENGIBEF:**

The functions are detailed in the relevant rules and regulations for ENGIBEF.

8. **INTERNAL AUDITORS ;**

They are responsible for regularly auditing the accounts of the Association including those of Poriyaalar Ramalingam Illam, Engineers Benevolent Fund, Legal Fund and other organisations attached to the Association pertaining to the period for which they are elected. Auditing shall be done once a year. The General Secretary and Treasurer concerned shall make available the relevant records for verification and furnish clarifications sought for by the Internal Auditors and they have to submit a report containing audit remarks to the Parent Executive Committee for discussion and decision. They shall sign the statement of accounts of the Association presented to the General Body as a token of having audited the accounts for the year. The action taken on the audit remarks shall be informed to the branches to facilitate them to discuss in the C.E.C. if warranted. If the Branch office bearers fail to present Annual Accounts Statement before their Branch General Body every year before 30th July and to send a certified copy of the above Accounts sheet to the parent Association, the Internal Auditors are empowered to audit those Branch Accounts in order to keep them updated. Those Branch office bearers (Secretary and Treasurer) shall assist the Internal Auditors of the Parent Association by producing all the relevant records pertaining to the Accounts of the Association. The Report of the Internal Auditors will be presented to the P.E.C. and also to the C.E.C. if necessary, for further follow up action.

9. **RESIDENT ENGINEER OF PORIYAALAR RAMALINGAM ILLAM, CHENNAI:**

He is nominated by the Elected Central Executive Committee of the Association for the period in its first meeting after the assumption of new P.E.C. He is responsible for the day to day maintenance and upkeep of Poriyaalar Ramalingam Illam including financial transactions. He shall implement the decisions of the P.E.C. C.E.C. and General Body regarding Poriyaalar Ramalingam Illam in consultation with the General Secretary and all his actions are to be got approved by the General Secretary. In the case of interim vacancy, the PEC can authorise any member to hold additional charge of the post. The powers and functions of the Resident Engineer, Poriyaalar Ramalingam Illam are detailed in the relevant rules and regulations of Poriyaalar Ramalingam Illam, Chennai.

10. The office bearers for the post of General Secretary , Treasurer(AOE & AEA), Joint Secretary- publications, Joint Secretary- Personal affairs, Joint Secretary- Office Administrations, Secretary –ENGIBEF, Treasurer –ENGIBEF should be necessarily in Chennai. If any of the above Office bearers are transferred outside Chennai , then the same Office bearers vacancy will be filled up by Co-option in PEC.

IX. **GENERAL BODY MEETING :**

1. The General Body shall meet at least once in a year at such a place and time as the C.E.C. may decide for the purpose of the adoption of the annual report, approval of accounts and formal introduction of the new office bearers once in two years and to facilitate their conducting the affairs of the Association and to get the directions from the General Body for their future actions.
2. Notice of ordinary General Body Meeting shall be issued by the General Secretary on the direction and approval of the President, not less than 30 days in advance and by the Chairman of Adhoc Committee as detailed in clause XVII, as the case may be.
3. Extraordinary General Body Meeting shall be called for by the President in accordance with Clause VIII or on a requisition signed by more than 1/3 of the branches by their

General Body Meeting or by 200 or more individual members who shall be spread over a minimum of 7 branches and with a minimum of 10 and maximum of 50 members from each branch.

4. The call of such extraordinary General Body Meetings shall be issued not less than fifteen days in advance.
5. The quorum for all the General Body Meeting shall be 150.
6. If after convening the General Body, it so happens that the strength of the members is less than the quorum specified, (since, it will be time consuming and costly to cancel and reconvene a General Body) the Meeting shall be proceeded with and then all the discussions and decisions shall have the sanctity and power of the duly constituted C.E.C. However, the major decision on policy, byelaws and money matters taken shall be got ratified by duly constituted General Body of Branches within one month. Atleast half the branches with half the strength of the total membership shall ratify these decisions for their validity.
7. Any subject not specified in the agenda of the General Body Meeting may be brought up for discussion in the meeting with the consent of the President in writing in advance of 7 days from the date of General Body Meeting with a copy to the General Secretary. However any matter which requires detailed reply and which is of nature casting aspersions on individuals or office bearers shall not be brought before the General Body. Any other subjects can be raised by the member with the consent of the President.
8. Any amendments to Bye-law-rules shall be carried out on the vote of a two third majority of members present at the General Body Meeting.

X. **BRANCHES :**

1. Branches of the Association may be established in any locality by 25 or more members with the consent of the P.E.C.
2. Every district shall have atleast one Branch. New branches can be formed depending on the length of travel, strength of members, extent of area and convenience of members.
3. The jurisdiction of the branches shall be decided as agreed to by the adjacent branches by mutual consent. In case of any dispute the decision of P.E.C. shall be final. Member transferred from one branch to another branch jurisdiction in the middle of Calendar Year, shall intimate his / her transfer to the New Branch if he / she prefers to change his / her membership from his / her parent Branch within a month from the date of joining in the new station with a copy to his / her previous branch to facilitate the Branch office bearers for updating the membership list of respective branches. If it is not intimated, it will be construed that he / she prefers to retain his / her membership only in his / her previous branch in which he / he is a member before the transfer.
4. The branches are entitled to retain 30% of the subscription amount of the Association from the Annual ordinary membership. However, they shall not be eligible to get any share in the Life membership subscription.

5. Normally each branch shall have the following office bearers.
- | | | | |
|---------------------|------|-------------------------------------|------|
| (a) President | 1 No | (e) Joint Secretary-ENGIBEF | 1 No |
| (b) Vice-President | 1 No | (f) Treasurer | 1 No |
| (c) Secretary | 1 No | (g) Executive Committee Members | 1 No |
| (d) Joint Secretary | 1 No | However they can also have patrons. | |

If the branches desire to increase the number of office bearers other than specified above, branches shall write to the P.E.C. for approval. However they can also have Patrons.

6. A minimum on 5 days notice for the E.C. meeting and 10 days notice for the General Body Meeting of Branch mentioning the subjects for discussion shall be issued by the Secretary concerned in consultation with Branch President. A copy of the above meeting notice shall invariably be marked to the Parent Association so as to enable the Parent Office bearers to participate, if they so desire.
- 7(a) **The branches shall conduct the election for the above posts every year between 1st August and 30th September** of the year without fail. If it is not possible to conduct the Branch elections in the said period, the prior approval of the P.E.C shall be obtained citing specific and inevitable grounds for postponing the elections and also furnishing the further date and the month in which the elections are proposed to be conducted.
- (b) The Rules, Regulations and procedures prescribed for the election of Parent Association office bearers (except 2 year tenure) are equally applicable for branches. However, the entire election process from inviting nominations to the declaration of results may be restricted to 15 days only, to be specified by the Branch Election Convenors.
8. The branches shall keep a register of the membership and the properties of the branch. The membership list as finalised on 31st March should be sent to the Parent Association with subscription details before 15th April.
9. The parent body shall bear half of the expenses incurred in conducting Central Executive or General Body and the balance shall be borne by the respective host branch. The P.E.C., will have powers to decide the guidelines for conducting the C.E.C. and General Body and request the host Branch to follow them from time to time
10. The branches are empowered to collect special contribution or additional subscription from their members for running their activities as decided by its branch General Body from time to time. The Secretary and Treasurer of the branch shall send audited statement of accounts for every financial year before their General Body without fail with a copy to the General Secretary, Association of Engineers. The branch account shall be maintained in a Bank in the name of the branch Association and not in the name of the individual members. The Secretary and Treasurer shall jointly operate the accounts of the branches. The Secretary and Treasurer of the Branch shall send statement of accounts for every financial year (1st July to 30th June) to the Parent Association before 30th July of every year, in addition to the presentation before the General Body of respective Branch for approval.
11. The President, Secretary and Treasurer of the branches shall be Central Executive Committee Members. If any of them are unable to attend the Central Executive Committee Meeting, each can authorise in writing any of the office bearers of the branch to attend on their behalf and such authorised office bearers shall be eligible to vote in such meetings.
12. The printed receipt books sent by the parent body only shall be used for collecting membership subscription and the counterfoils shall be returned to parent body after audit in the branch. No other receipt books shall be used by the branches for collecting subscriptions. The used Receipt Books along with the accounts of the Branch for the financial year (1st July to 30th June) shall be submitted to the parent Association before 31st July of every year. Further the Branches must furnish the last number of receipt

with names as on 15th June to Parent Body on or before June 17th to the Parent Association in the Election year. It is the responsibility of the Secretary and Treasurer to furnish these accounts in a complete shape within the specified period, failing which the matter will be reported to the C.E.C. for remedial action.

13. For any cultural performance conducted by the branches with special contribution from members, the concurrence of P.E.C. shall be necessary.
14. The function of branches shall be for the encouragement of members to prepare and discuss papers on technical and service matters, and to confer and suggested policy matters affecting the Association and to bring about closer personal acquaintance and a spirit of co-operation among the members.
15. Branches shall speak for the Association on all the matters for which the policy decisions is taken by the Central Executive Committee and General body and not otherwise.
16. Normally the branches shall not directly write to the Govt. on any subject. However, they can submit the memorandum already submitted by Association of Engineers in their branch's name to Hon'ble Ministers and to Govt. for emphasise and for effective follow up action.
17. When the P.E.C. is not acting as per the decision of the C.E.C. and General Body, branches shall have powers to step in and rectify the situation as detailed in clause XVII. Branches shall have freedom to communicate their branch decision to other branches with a copy to the P.E.C. But however the subject of this matter shall be related to policy decisions only and they should not be against individual members or particular office bearers. Branches shall have powers to voice their protests in the C.E.C. Meetings against the activities of the P.E.C. After discussion whatever decision taken in the C.E.C. shall be final and binding.
18. Individual member of the branches shall have freedom to air his views, grievances / objections in his branch meeting. If the Member is not satisfied on the decision on his views etc in the branch, he can write to the President/General Secretary seeking a decision in the P.E.C. Even if he is not satisfied he can seek remedial action by taking the matter to the Special C.E.C. or General Body concerned in support of his views.
19. Anything not said / mentioned under "the branches" the procedure / convention followed in P.E.C. is to be followed in the Branches also

XI. **CENTRAL EXECUTIVE COMMITTEE (C.E.C) :**

1. The Patron, President, Vice-Presidents, General Secretary, Seven Joint Secretaries, Treasurer of the Parent Body, Two Internal Auditors, Resident Engineer of Poriyaalar Ramalingam Illam at Chennai Secretary-ENGIBEF, Treasurer-ENGIBEF (all the 19 office bearers of P.E.C.) and the President, Secretary and Treasurer of each branch shall constitute the C.E.C. which shall meet once in three months at a place decided. C.E.C. shall nominate the Resident Engineer of Poriyaalar Ramalingam Illam and two Internal Auditors.
2. **POWERS OF C.E.C. :**
 - 2.1. The C.E.C. shall have overriding powers to P.E.C. except on issue on which final authority is vested with P.E.C. in this byelaw. The C.E.C. will discuss and decide on the action of P.E.C. The C.E.C. shall have powers to give directions and guidance for the actions to be taken in all matters pertaining to the Association.
 - 2.2. The C.E.C. shall be a higher body than P.E.C. but lower in powers to that of General Body. However, the C.E.C. can discuss and decide on the issues pertaining to and coming under the power of the General Body and get it ratified by the General Body at the earliest by a referendum from the General Body of branches giving the number of

members present and number of votes for and against on specific urgent issues. If such referendum is taken, no ratification from General Body is required. But such referendum shall not be taken as a matter of routine. It should be resorted to only in the case of utmost urgency and matters of grave concern.

- 2.3. The C.E.C. shall have powers to circulate any important issue including changes in the bye-laws of the Association before the branches for discussion in their branch General Body Meeting. The decision then shall be considered as discussed in the C.E.C. in an unanimous manner. However if there is any difference of opinion in respect of any clause, it alone shall be placed before the General Body for discussion and decision. Such unanimous decisions of C.E.C. shall be construed to have the sanctity and power of the General Body.
- 2.4. The C.E.C. shall have powers to issue directions to the individual members as well as to the branches on any collective action on the subject brought before it.
- 2.5. For taking any disciplinary action against a branch or a member who defies the direction of C.E.C. or P.E.C. the C.E.C. shall constitute a committee with C.E.C. members from 5 branches with the President or Vice-President of Association of Engineers as Chairman and the committee shall submit a report to the C.E.C. for final decision and implementation within a stipulated period fixed by the C.E.C. This committee shall obtain the explanation of the branch or member concerned before taking decision.
3. The C.E.C. should be convened once in 3 months. The notification for convening the C.E.C. Meeting shall be issued not less than 15 days in advance. During the C.E.C. Meetings, the accounts of the Parent body and the branches shall be reconciled by three members appointed by C.E.C. in case of any dispute.
4. If the C.E.C. is not convened for a continuous period of 6 months by the President, due to whatever be the reasons, one third of the branches jointly can ask for convening the Special C.E.C. However if the President did not care to convene the C.E.C. as requested, more than 1/3 rd branches can join together and the President of the Branch having maximum members among the branches shall act as President and convene the C.E.C. giving 15 days notification to all P.E.C. members and branch C.E.C. Members. If in the event of the President or the P.E.C. Members in the C.E.C. do not respond to the meeting, further course of action shall be resorted to as per remedial clauses XVIII.

XII. MAINTENANCE OF ACCOUNTS :

1. Treasurer shall issue receipt for the amounts received on behalf of the Association. For collection of subscription and other collections, he shall authorise the branches and any Executive Committee Member of the Association to act on his behalf and receive the amount in total.
2. No money shall be collected without issuing receipt and no money orders shall be received. All branches shall send their remittances only in the form of crossed Demand Draft or Cheques drawn in favour of Association of Engineers, Tamil Nadu PWD, Chennai.5.
3. Amount received shall be deposited in the nationalised Bank with in a week of receipt.
4. All expenses other than day to day expenditure shall be authorised by the Parent Executive Committee / C.E.C. as the case may be according to the quantum and nature of expenditure. Day to day expenditure and routine expenditure like for publishing Poriyaalar bulletin etc shall be authorised by the General Secretary. The P.E.C. is empowered to incur expenditure within the total amount of receipt during their tenure. If the expenditure is over and above the income in a year during its tenure, approval or ratification of the C.E.C. as the case may be shall be obtained. For diversion of funds from other sources for tiding over the shortfall, approval from the C.E.C. shall be

obtained. Such diversion should be paid to the original source at the earliest. Prior approval of the C.E.C. for withdrawing any Fixed Deposit of the Association with specific reasons is necessary and the General Secretary and Treasurer are responsible to follow the rule scrupulously.

5. The Treasurer and the President or the General Secretary shall sign the cheque. Unless otherwise feasible, all payments shall invariably be made by cheque only.
6. The General Secretary shall authorise imprest to be opened on any member of the Association for certain expenditure. Vouchers on expenditure should be signed and presented to the Treasurer by such member while rendering account. The President or General Secretary shall sign pass orders and the Treasurer shall make payments for such Vouchers. Accounts shall be rendered by each office bearer holding imprest immediately after completion of the purpose for which it is drawn.
7. Copies of the accounts of the branches to the end of 30th June shall be furnished to the Parent body in complete shape before 31st July of each year by the Secretary / Treasurer of the branches.
8. Normally the Treasurer may keep a cash balance of Rs.1000/- for day to day expenditure. Under special circumstances if it is warranted to keep a cash balance of more than Rs.1000/- he shall obtain the approval of the General Secretary.
9. Office bearers other than President and Vice-President shall not incur any expenditure for travelling outside Chennai for Association purposes other than attending P.E.C., C.E.C. or General Body in their capacity as their members, without the prior approval of the General Secretary.
10. Being a recognised Association, the procedures, set down and method of audit required to be made by the Govt. from time to time shall be adhered to.
11. If any allegation regarding accounts and management of funds is made by any member or body, the President shall refer the matter to the Internal Auditors for their considered opinion at the earliest. If the findings of the Internal Auditors are not satisfactory, then the P.E.C. can appoint a sub committee to look after the allegation and report. If the allegation is on the P.E.C. the C.E.C. shall appoint the sub committee for final decision.

XIII. **PORIYAALAR :**

1. It is the official journal of Association of Engineers & Assistant Engineers' Association. The General Secretary of the Association of Engineers shall be the Editor of the Journal.
2. The Joint Secretary-Publications, Association of Engineers and the Secretary-Publications of Assistant Engineers' Association shall be the publishers.
3. The 'Poriyaalar' shall have an Editorial Committee consisting of the President, one Vice-President, General Secretary and Joint Secretary-Publications of Association of Engineers and the President, Vice-President, General Secretary and Secretary-Publications of Assistant Engineers' Association.
4. Poriyaalar shall be circulated to each member free of cost. However it can be sent to the interested Retired Engineers (previous member) after collecting a nominal amount or fee as decided by C.E.C. from time to time.
5. Poriyaalar Bulletin shall not be used to air allegations and condemnation, and to cast aspersion on individual member of the Association or branch. The Editorial Committee shall set proper norms for the above and scrupulously watch the same.
6. If any such publication is made against the direction set in clause 5 above, the matter shall be taken up by the C.E.C. and proper remedial action taken.

XIV. FEDERAL ACTIVITIES :

1. As laid down in Clause III (m) the Association shall participate / Join / Federate / affiliate with the like minded Association to achieve the aims and objectives of the Association.
2. The Association shall incur expenses towards subscription and contribution to the Federation.
3. The Association shall also incur expenses on federal activities subject to the availability of funds.
4. The President and General Secretary shall attend and represent the Association in the Federation normally. In their absence, any two office bearers may be nominated by them to attend such meeting, on their behalf. The President and General Secretary shall officiate such Federal Body if the aims and objectivities of the Federation are in consonance with those of this Association.
5. The President and General Secretary before attending such meeting shall get the views of the P.E.C. on the agenda proposed to be discussed and they shall brief the P.E.C. after attending the meeting on the discussion and decision taken.
6. The commitment made and the policy decisions taken relating to federal activities shall be binding on the Association, only after the proper approval of the P.E.C. / C.E.C.

XV. ELECTION RULES :

The office bearers & E.C. Members to be elected for P.E.C. shall be elected as per the detailed Election Rules appended.

XVI. ENGINEERS BENEVOLENT FUND (ENGIBEF) :

Regarding all matters of this fund, the detailed bye-laws of ENGIBEF shall apply.

XVII. PORIYAALAR RAMALINGAM ILLAM, CHENNAI :

The Rules and Regulations of Poriyaalar Ramalingam Illam, Chennai shall apply.

XVIII. REMEDIAL RULES :

If at any time the office bearers and E.C. members of P.E.C. & C.E.C. individually or collectively act against the bye-laws of the Association, these rules appended shall provide for remedial action.

XIX. ADDRESS FOR COMMUNICATIONS :

THE GENERAL SECRETARY,
ASSOCIATION OF ENGINEERS, TNPWD,
CHEPPAKKAM, CHENNAI-600 005
Phone No: 2851 5445

APPENDIX.1. ELECTION RULES

Approved Modalities for the conduct of Election of Central office bearers of the Association of Engineers and Assistant Engineer's Association, TNPWD in the Central Executive Committee Meeting held on 13.10.1990 and General body on 14.10.1990 in Madurai.

1. TERM OF OFFICE :

Two years implying that elections will be conducted once in every two block years as per the schedule specified in Rule 5 & 6 below. It shall not be postponed under any circumstances.

2. ELIGIBILITY FOR A CANDIDATE :

A candidate seeking election to a post of the parent body of the Association of Engineers and the Assistant Engineers' Association should satisfy the following requirements:

- (a) Should be a member which includes current member and Life Member of the Association on the date of calling for nomination.
- (b) his proposer and seconder should also be members of the Association.
- (c) a candidate can give his nomination for more than one post subject to the condition that he shall finally contest for one post only. If he does not withdraw his nominations for posts exceeding one, before the last date of withdrawal, his candidature for all posts stands disqualified.
- (d) For the post of President, AOE, TNPWD the contestant shall be an Executive Engineer and above in service in PWD and shall be a member of the Association.
- (e) office bearers of the Parent Association and Branches who failed to submit the Accounts of the Association in the past 5 years are not eligible to contest for post in the Parent Association as well as in the Branches
- (f) Candidates should be fullfledged members in ENGIBEF under any one of the Phase.

3. **NOMINATION OF A CANDIDATE :**

- (a) The candidate's name shall be duly proposed by a member and seconded by another member. In other words the proposer and seconder shall not be one and the same member. One member can file his nomination for more than one post, the proposer and seconder for different post for the same candidate can be the same person. A member can propose / second as many members, equivalent to the number of posts to be elected. The same person cannot be the proposer / seconder for the same post for different candidates.
- (b) The nomination shall be filed prior to the date and time fixed under rule (5) below in the following prescribed format.

NOMINATION FORM
ASSOCIATION OF ENGINEERS,
Tamil Nadu Public Works Department,

Election for the year
Name of the Post
Name of the Candidate
Name of the Proposer
Signature of the Proposer
Name of the Seconder
Signature of the Seconder

Consent of the Candidate

I agree to contest for the post mentioned above.
I shall abide by the rules and regulations of the Election.

Signature.

Note : Separate consent letter shall be sent before the last date & time for receipt of Nomination when the consent is not given in the Nomination form.

4. **ELIGIBILITY FOR A VOTER :**

- (a) shall be a current number of the Association on the date of calling for nomination.
- (b) can vote only in his branch. However, a member can also vote in any other branch by getting an authorisation letter from the branch where he is a member after deleting his name from the voters list in that branch. The authorisation letter shall be issued by the Secretary of the branch in the following format.

Er.....(Name).....is a member of my branch and he/she wishes to franchise his/her vote in.....branch. He/she may be permitted to vote in your branch. His/her name has been removed from the voters list in my branch. His/ Her signature is attested below.

Signature of Voter.

Signature of Branch Secretary.

1.

2.

Attested
Branch Secretary

- (c) The members of Election Committee may be allowed to cast their votes at the place of election duty.

5. ELECTION SCHEDULE :

15 th June	Call for nominations through poriyaalar and also by separate circulars to the branches.
30 th June	Last date for receipt of nomination papers at Chennai by 6.00 P.M. by the Chief Election Convenor in the Association Office at Chennai.
1 st July	Display of the valid nominations in the Association Office & communication to all branches and contestants by post.
7 th July 6.00 P.M.	Last date for withdrawal of nominations.
9 th July	Communication of list of final contestants by post. Even if the dates fall on holidays, the schedule is to be adhered.
15 th July	Publication of List of contestant through Poriyaalar & by communication to branches. (In case there are no contestants for certain posts the relevant posts shall be filled up by nomination by the elected Central Executive Committee at its first meeting in a later date.)
Last Sunday of July	Polling and counting at branches.
Following Monday	Despatch of Votes tally along with the electoral list and the used & unused ballot papers to the Association Office at Chennai by the branches for announcement of results. These should be sent by a name cover to the Chief Election Convenor at Chennai by Registered post with ack. due or in person.
4 days after the polling is over	Announcement of Results.
Next day or one or two days after authorised announcement of the results	Assumption of office – as per clause VI.4.1 of main Byelaws.
Second Saturday and Sunday of August	Holding the new General Body Meeting by the new office bearers at the place as decided in the earlier C.E.C. Meeting.

6. ELECTION PROCEDURE :

- (a) A Chief Election Committee consisting of one Chief Election Convenor who shall be heading the Committee, one Joint Election Convenor and one Election Convenor, shall be appointed by the C.E.C. held during May of the Block Year of Election and shall function from Chennai and shall co-ordinate. The Election Convenor shall issue all notifications starting from calling for nomination and ending with announcement of election results on behalf of the Chief Election Committee. The chief Election Committee is empowered to accept or reject a nomination on the basis of the Election Rules. The Committee's decision shall be final. An amount of Rs.5000/- shall be given to the Chief Election Convenor for expenses in connection with the conduct of elections. For any additional funds required the Chief Election Committee shall send a requisition with an estimate of expenditure. The General Secretary and President shall sanction the amount and make the fund available to Chief Election Committee. The Chief Election Committee shall render proper accounts with relevant vouchers which shall be audited by the Internal Auditor's of new P.E.C. and shall be presented to the C.E.C.
- (i) In case, the Chief Election Convenor has to lay down office or in case of his absence from Chennai, the Joint Chief Election Convenor shall, automatically exercise all the powers of the Chief Election Convenor on the date and time of his laying down office or

till he returned to Chennai. The Chief Election Convenor cannot alter or change any decision taken by the Joint Chief Election Convenor during the absence, after he returns to Chennai.

- (ii) Each branch shall have a Branch Election Committee consisting of a Branch Chief Election Convenor, a Branch Joint Chief Election Convenor and Branch Election Convenor duly appointed by the Executive Committee of the respective branch. They shall be incharge of all election affairs in the Branch Election Committee's decision shall be final at the branch level as per the Election Rules.
- b. Ballot paper will be decided, printed, and supplied by the State Chief Election Convenor.
- c. Ballot Boxes will be supplied by the State Chief Election Convenor.
- d. The Ballot paper, will bear serial number, and the number of papers supplied to a branch will be limited to the actual members on roll plus 5% extra.
- e. The serial numbered ballot papers shall be shuffled while giving to the voters in order to maintain the secrecy of the voter from the candidate's election agents present. But the total ballot papers issued to branch shall tally with the votes polled plus the unpolled ballot papers that shall be returned.
- f. Voting shall be by secret ballot.
- g. The Chief Election Convenor of the Association is permitted to publish Election Notification of June 15 and list of final contestants on July 15 in the Election year separately if the Poriyaalar bulletin for June and July of the Election year is not brought out by the Parent Association in time (on 15th and 16th of June and July respectively) and further clearance of the Chief Election Committee shall be obtained for the contents of June and July month Poriyaalar during the Election year.

The following amendments are approved by the Combined C.E.C. held at Thanjavur on 14.2.98 to the Appendix I : Election Rule to discourage the non-serious contestants and avoid avoidable expenditure for the Association in the Election.

Rule 1 : For the post of President and General Secretary of AOE & AEA, a member contestant shall be proposed by a minimum 10 Members and Seconded by another 10 Members who are to be spread over atleast in 4 district branches and the member-Contestants should have served as an office bearer (including E.C. Members) either in Parent Association or in any of the branches atleast for two years previously.

Rule 2 : All Contesting members for every post in AOE & AEA shall be the full fledged members in the ENGIBEF Phase III / Phase IV and further shall be members of the Association continuously atleast for the immediate preceding 2 years. This membership for continuous 2 years is not applicable to the AEs recruited during 2009.

Rule 3 : The E.C. Members (5 Nos) to the AOE and E.C. Members (10 Nos) to AEA shall be nominated by the newly elected Parent Executive Committee, at its first meeting after assumption of office (Hence no election for the Executive Committee Members post both in AOE & AEA).

Rule 4 : For posts other than President and General Secretary, above shall not apply, but other condition stipulated in Rule 2 above shall apply. (Ref Page 18 of March 1998 Poriyaalar)

7. **QUALIFICATION FOR THE MEMBERS OF THE CHIEF ELECTION COMMITTEE :**

- (a) They shall be members of the Association. The Chief Election Convenor shall be an Executive Engineer and above, Joint Chief Election Convenor shall be an Assistant Executive Engineer and Election Convenor shall be an Assistant Engineer.
- (b) They shall not be candidates themselves for that block for which election is being conducted.
- (c) The Branch Election Committee Convenors shall belong to the respective branches where they take up election duty.
- (d) The convenors of Chief Election Committee shall be at Chennai and shall be empowered to supervise the polling at any branch. They are empowered to appoint observers at any polling place. But such appointed observers shall be members of the Association and shall not interfere with polling at those stations. Such observers shall merely observe the polling and report their observations directly to the Chief Election Committee for their consideration.

8. **ISSUE OF BALLOT PAPERS :**

- (a) The Voter shall sign the register kept for the purpose, in token of having received the ballot paper. The ballot paper number should not be noted in the register against their names.
- (b) If any polling agent objects to the identity / trueness of the members, those ballot papers shall be kept separately, as challenged votes which shall be decided by the Chief Election Convenor in consultation of the Branch Election Convenor.

9. **POLLING :**

- (a) Polling as already indicated in the Election schedule will be on Sunday and polling will be continuous from 10.00 A.M. to 4.00 P.M. All those members present at the polling booth at the closing minute will be given the ballot and allowed to vote, in case of queue at the time of closing.
- (b) The candidate may, if he wants, have an agent at each polling station. While polling is in progress, the candidate himself will not be allowed to do the function of agent. But he can visit briefly. However he shall be allowed to be present inside the polling station during counting.
- (c) Casting a vote is done by the voter by marking a cross mark (x) against the name of the candidate of his or her choice in the relevant column. Any other sign or seal authorized by the Chief Election Convenor is acceptable. However it shall be uniform and different marks are not permitted in the same polling station.

10. **INVALIDATION OF VOTE :**

- a. If the cross mark or any other authorised mark is found in more names than the required number of posts in the same category the vote will be declared to be invalid in so far as those relate to particular posts. For other posts where it has been properly done in the same ballot shall however, count.
- b. Putting more marks against the same name or voting for less number of posts than required or leaving blanks, without marking the cross against the candidates of certain posts will not invalidate a ballot, provided other conditions are satisfied.

11. **COUNTING :**

- (a) Soon after the poll, the votes shall be counted at each polling station without any interruption and a votes tally shall be prepared and signed by all the three convenors and agents present.

- (b) One agent will be allowed for each candidate, if the latter desires so.
- (c) The branch results shall be communicated to the Chief Election Convenor at Central Office forthwith along with the signed statement and other election documents within 24 hours from the time of counting votes and the used and unused ballot papers and all other polling documents.
- (d) It shall be the duty of the Chief Election Convenor to announce the results within 96 hours or on completion of counting whichever is earlier, after the polling is over. The Chief Election Convenor shall make his own arrangements for carrying out counting tallying vote counts and announcing the results.
- (e) The Chief Election Convenor shall send the list of newly elected office bearers to the branches as well as to all the contestants.
- (f) The votes of the members, who were authorised to vote in other branches by the Secretaries of their respective branches, shall be kept in sealed covers separately and shall be sent to Chief Election Convenors for counting at Chennai. If it is found that such members have voted in their respective branches also, their votes in sealed covers shall be invalidated.

12. **MISCELLANEOUS RULES :**

- (a) A contestant can send an appeal to the members highlighting his policies and programmes he would follow if elected. The candidate's appeal will be subject to approval of the Chief Election Committee at Chennai.
- (b) Any aspect not explicitly covered in these rules and regulations shall be issued as and when found necessary by the Chief Election Convenor and shall be scrupulously followed.
- (c) After the issue of notification calling for nominations for election of Central Office bearers, the P.E.C. cannot issue any direction to the Chief Election Convenor or Branch Election Convenor on matters relating to elections. It shall be the duty of the P.E.C. to assist to the Chief Election Committee for smooth and fair conduct of elections. Additions of members after the date is not permitted. The contesting candidates are eligible to have an authorised membership list from the Chief Election Convenor on payment of fees, if any, fixed by P.E.C.
- (d) The Chief Election Convenor shall have access to use Association Typewriter, Roneo Machine, etc. which are essentially required for conducting the elections in order to minimise the election expenditure. The Chief Election Committee is also empowered to obtain the list of members on the date of issuing notification from the P.E.C. as well as from the branches according to necessity before the date of scrutiny of nomination i.e. before 15th July. The Chief Election Convenor can correspond with the branch office bearers and P.E.C. relating to the elections and issue directions to assist the conduct of election.
- (e) No member is eligible to hold office bearer posts in P.E.C. as well in branches and he can have only one post according to his choice.
- (f) The Chief Election Convenor may order re-counting of tendered and challenged votes on receipt of written requisition from the contestants or their authorised agents before the announcement of results within 2 hours on completion of counting in branches and within 12 hours of final counting at Chennai. The Chief Election Convenor shall also take the opinion of the branch Election Convenors present before issuing orders for recounting and the Chief Election Convenor's decision shall be final in this respect.
- (g) The election appeal by individual candidates or by team of contestants should be given in writing to the Chief Election Convenor and it should not contain any matter leading to character assassination and allegations against the individual office bearers. Failures or lapses on the part of the sitting P.E.C. can be mentioned with decency and decorum of

the Association. The Appeal given shall be approved by the Chief Election Committee within 48 hours with modification and deletion if any as per the decision and as per set rules of the Election.

- (h) The Chief Election Convenor shall have freedom to submit a detailed report including his suggestions for improving the conduct of election to the C.E.C. for its action in the future.
- (i) No member can approach any court and seek legal remedy on his rights relating to the Association affairs.

APPENDIX -2

REMEDIAL RULES

(As per Clause XVIII of the Main Bye-law)

1. The following procedures shall be followed to set right the defects committed which are declared against the byelaws and policies and cherished tradition of the Association either knowingly or otherwise by the office bearers and Executive Committee Members of branches either individually or collectively or by P.E.C. as a body or C.E.C. as a body.
2. President, Vice Presidents, General Secretary and Elected Office Bearers of Parent Association.
 - 2.1. If at any time the P.E.C. or C.E.C. feels that the President/Vice President/General Secretary / Elected Parent Office bearer is acting against the Byelaws of the Association, they shall discuss the matter with him and get his views. Preferably the discussion can be held in camera,. Even after discussion if they are not satisfied, any office bearer of P.E.C. or C.E.C. may seek clarification in writing from the office bearer through the General Secretary and the General Secretary shall place the letter with reply of the office bearer concerned to the specifically convened P.E.C. as per byelaws. The special P.E.C. may be held in closed door.
 - 2.2. For the purposes of remedial action, if the complaint is against the President, senior most Vice President will call for P.E.C./C.E.C. meeting and preside over the meeting. If the complaint is against the General Secretary, then Joint Secretary-Organisation will discharge the functions of the General Secretary in the special PEC/CEC in consultation with the President.
 - 2.3. Such P.,E.C. shall be presided over by the President or Vice President as the case may be and shall discuss on the action of the office bearer – considering his reply in writing. The office bearer concerned may be permitted to depose in person if he so desires. The P.E.C. in its considered opinion by the majority decision can impeach that office bearer for his wrong acts and exhort him to rectify himself and act in tune with the byelaws.
 - 2.4. Even then if that office bearer is continuing to act against byelaws, a special C.E.C. shall be convened and C.E.C. if it is convinced, shall have powers to remove the office bearer by vote of 2/3rd of the total C.E.C. Members. The value of vote of each Branch C.E.C. member and Parent Association CEC member shall be computed by weighted average and as given in Clause 2.5 below.
 - 2.5. The vote shall be taken in two blocks. Voting may be open or by secret as decided by the C.E.C.
Block 1.. Consists of the votes of the Parent office bearers and each parent office bearer shall have a weighted average vote count equal to the total members of Association for the year divided by total number of parent office bearers.
Block 2.. Consists of the votes of the President and Secretary of the Branches who happen to be the C.E.C. members. The weighted average vote count of one branch C.E.C. member is equal to the total members of the Branch for the year divided by 2.
Condition for Removal: For removing the elected office bearer 2/3 of Block 1 votes and 2/3 of Block 2 votes are required.
3. **P.E.C. – C.E.C. MEMBERS :**
 - 3.1. After following the procedure as per clause 2.1. the matter may be placed in a specially convened P.E.C. The decision to remove the P.E.C. Member from his post shall taken by 2/3rd majority of the total strength of the P.E.C. (Not that of the P.E.C. Members present in that special P.E.C.)
 - 3.2. If in the event of the entire P.E.C. or majority of the P.E.C. is acting against the byelaws, a special C.E.C. shall be called by the branch Office bearers forming themselves an interim Adhoc Committee to call for C.E.C. as stated in clause 6 below. The decision to remove the P.E.C. shall be on a 2/3rd majority of Block 1 & Block 2. Voting procedure shall be as per clause 2.5. An Adhoc Committee of P.,E.C. can be formed in that event by the same majority decision.
 - 3.3. If the P.E.C. Members boycott and do not participate in the C.E.C. called by the Adhoc Committee, then the Adhoc Committee can remove the entire P.E.C. and form an another Adhoc

Committee of P.E.C. of the Association, in the interim period till fresh election is called for. However election shall be called for within 3 months from the date of removal of P.E.C. and assumption of the Adhoc P.E.C. If the balance term of office of the sitting P.E.C. is less than 6 months, the Chief Election Committee may be constituted for conducting elections to elect new office bearers.

4. **MEMBERS :**

If any member is alleged to be acting against the interest of the Association, his explanation shall be obtained by the General Secretary and placed in the C.E.C. for consideration. The C.E.C. shall constitute a sub committee to enquire the matter, and get his explanation. The C.E.C. shall give chances to hear him in person if so desired by the individual. The shall be final on the matter. If voted it shall be decided on a simple majority of the C.E.C. members present in that C.E.C.

5. **BRANCH C.E.C. MEMBER AND OFFICE BEARERS :**

5.1. If any complaint against the office bearers of Branch is received by P.E.C. or C.E.C. it shall be forwarded to the respective branch. The branch shall immediately call for a special General Body and decide on the merit of the case to remove or admonish the office bearer. The decision of the branch General Body is final.

5.2. If the Branch General Body is not called by the Branch office bearers, the President or the General Secretary of the Association of Engineers can call for the General Body of the Branch giving due notification as provided for the P.E.C. The General Secretary or an observer on behalf of the Association of Engineers shall preside over the Branch General Body Meeting. However he shall not influence, the decision of the branch General Body. The decision of the Branch General Body by a 2/3rd majority of members present shall be final.

6. **OBSTRUCTION TO ELECTIONS :**

As stated in clause 5 & 6 of the byelaw for election procedure appended, the election for P.E.C. shall be conducted in the block year, it is due. The C.E.C. in its sitting in May of that block year shall appoint Chief Election Committee. If the P.E.C. does not so set in motion the Election Procedures detailed with a view to evade in conducting the elections as per the schedule, C.E.C. members from more than half the number of branches and whose strength of current membership shall be more than half the total membership of the Association, shall join together and form themselves into an Adhoc Committee. President of the branch with maximum number of members shall be the Chairman of Adhoc Committee and shall issue a notification calling for special C.E.C. specifying the place, time and date enclosing the signed co-operation letter of such CEC members and detailing the necessity to form such Adhoc Committee. The notification shall be communicated to all branches and to the P.E.C. by registered post or telegram according to urgency. In case of absence of P.E.C. members and C.E.C. members of branches other than those extending the co-operation of the such C.E.C. Meeting the decision taken by the participating branches with a strength of more that 3/4th of the branches, that is, more than 3/4th of the C.E.C. Members with 3/4 voting value as per voting procedure specified in clause 2.5 of Remedial Rules shall be binding on the Association. Such majority decision shall have powers to dissolve the P.E.C. and to appoint an Adhoc Committee of P.E.C. nominating 10 members of the Association who need not necessarily work at Chennai for properly conducting Elections as per the Election Procedures. Such C.E.C. can decide to shorten the period of election schedule to complete the election early if it wishes so. The C.E.C. shall appoint an interim President, General Secretary and a Treasurer from among the 10 Adhoc committee members and they shall conduct the affairs of the Association till the elected office bearers assume office. They shall be taken and no major expenses shall be incurred during their holding of office. The Accounts maintained during the period of their office shall be liable for audit by the Internal Auditors appointed.