



CONSTITUTION OF INDIAN ASSOCIATION - CAMBODIA

ARTICLE: 1 NAME

- 1.1 The Indian Association - Cambodia (IAC) was founded in the year 1993.
 - 1.2 The IAC shall be a non - profit organization above all differences based on politics or language, region or religion, race or caste, creed or faith, sex or age.
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ARTICLE: 2 LOCATION

- 2.1 The permanent seat of IAC shall be in the city of Phnom Penh, Cambodia.
All correspondence will be directed to the then secretary of IAC.
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ARTICLE: 3 LANGUAGE

- 3.1 For practical convenience, all the work of the IAC shall be carried out in English.
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ARTICLE: 4 AIMS

- 4.1 To develop and promote closer relations amongst Indians.
 - 4.2 To foster mutual understanding between Indians, Cambodians and other nationals.
 - 4.3 To promote Indian culture and heritage in the Cambodian context and foster inter cultural links.
 - 4.4 To help promote bilateral relationship.
 - 4.5 To develop links with other Indian Associations in the region.
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ARTICLE: 5 ACTIVITIES

- 5.1 To arrange discussions on various subjects of mutual interest.
 - 5.2 To organize and promote cultural activities, fine arts, music, dance etc.
 - 5.3 To organize social get-togethers, excursions, meetings, sports etc.
 - 5.4 To organize regular viewing of Indian films both for Indian and Cambodian communities.
 - 5.5 To provide information of general interest to members.
 - 5.6 To facilitate socio-cultural development through voluntary activities.
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ARTICLE: 6 MEMBERS

- 6.1 **Individual Members:** - Persons of Indian origin over 18 years of age at the beginning of annual year, accepting the aims of the IAC and agreeing to abide by the constitution of the IAC, can at any time become *individual member*. Persons wishing to become members shall apply in writing to the secretary of the IAC.
- 6.2 **Honorary Members, comprises of below: -**
- a) Individual Members having contributed with distinction to the aims of IAC, with their consent, and on proposal by any Individual Member may be elected by the GB by a two-third majority of the members present at AGB; And
 - b) All India-based members of staff in the Embassy of India, Cambodia and their families.
- 6.3 **Family Members:-** Husband, wife and children below 18 years can avail of *Family Membership*.
All decisions taken by the Executive Committee (EC) regarding membership shall be communicated to the person concerned.
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ARTICLE: 7 GENERAL CONDITIONS AND RIGHTS OF MEMBERS

Subject to the condition specified by the EC, members shall be allowed to invite guests to participate in all the activities and functions of IAC.

ARTICLE: 8 ORGANS

- The organs of IAC shall be:-
- The General Body (GB)
 - The Executive Committee (EC)
 - The Auditors
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ARTICLE: 9 GENERAL BODY

- 9.1 The GB consists of Individual Members and Family Members.
- 9.2 Within the frame of this constitution, the GB is the ultimate decision making authority on all matters relating to IAC.
- 9.3 The annual meeting of the GB will normally be held during the 1st/2nd week Sunday of December. The invitation accompanied by the agenda, annual report, annual accounts, auditor's report, next year's program, budget and any proposal and/or amendments to the constitution will be sent by EC at least 14 days prior to the meeting.
- 9.4 Extraordinary meeting of the GB can be called by the GB and/or by the EC any time. The EC is obliged to call an extraordinary meeting of the GB within a month's time if one-fifth of the members demand it, having given agenda which they propose to bring up at such a meeting. These meetings are called to consider urgent matters that must be settled before the next annual meeting of the GB. The invitation to the extraordinary meeting of GB with the agenda must be sent by the EC at least 14 days prior to the meeting.
- 9.5 The annual and the extraordinary meetings of the GB are only valid if at least one-fourth of the members should be present. In case of invalidity of the meeting due to above-mentioned reason, second meeting shall be called with the same agenda within 30 days. This second meeting is valid irrespective of number of members present.
- 9.6 During its annual meeting the GB shall deliberate and decide, inter-alia, on the following matters though not necessarily in order mentioned:
 - a) Presidents welcome address.
 - b) Election of the "Day's Chairman", from amongst members of the IAC excluding from existing EC, to conduct the business of the meeting.
 - c) Nomination of the proceeding recorder.
 - d) Consideration and approval of the minutes of the last meeting of the GB.
 - e) Consideration and approval of the annual report written by the secretary.



- f)* Consideration and approval of the annual accounts and the Auditors report.
 - g)* Relieving the EC of its responsibilities for the past year.
 - h)* Consideration and approval of the next year's program, membership fee and budget.
 - i)* Nomination and election of the President, Vice - President, Secretary, Treasure and other members of EC. The proposal for the respective posts with the due consent of the persons proposed shall be forwarded to the "Day's Chairman" in writing.
 - j)* Nomination and appointment of Auditors.
 - k)* Consideration and approval of proposals and/or amendments to the constitution put forward by the EC, and/or put forward by the members. The proposals and/or amendments to the constitution put forward by the members shall be addressed to the "Day's Chairman" and sent to the secretary of IAC not later than the date specified..... All the proposals and/or amendments to the constitution to be considered by the GB shall be sent to the members along with the invitation to the meeting of the GB.
 - l)* Other matters with the consent of the GB, except amendment to the Constitution and the dissolution of the IAC.
- 9.7 All matters before the GB will be decided by a simple majority of the members with exception of amendments to the constitution for which the approval of a two-thirds majority of the members present is necessary.
- 9.8 Every individual member has one vote. Vote by proxy is not permitted.
- 9.9 For elections of EC, members may send:-
a) Self nomination and / or
b) Proposal of a candidate with his/her consent.
The nomination shall be send on the prescribed form 14 days prior to the Scheduled election date to the two member committee appointed by the EC. Any member who has lived at least one year in Cambodia is eligible for Contesting for the post of president. For all other posts in the EC, members should have lived at least 6 months in Cambodia
- 9.10 Election of the office bearers, if a contest takes place, will be by secret ballot. If a majority is not attained in the first round, then the person having the maximum number of votes in the second round will be considered as elected.



9.11 Minutes of the GB shall be prepared and signed by the proceeding's recorder and the "Day's Chairman". These minutes must be sent by the EC to all members within 60 days of the GB meeting.

ARTICLE: 10 THE EXECUTIVE COMMITTEE

- 10.1 The EC consists of minimum 10 members elected by the GB namely -
President (1)
Vice President (1)
Secretary (1)
Joint Secretary (1)
Treasurer (1)
Joint Treasurer (1)
Sports Secretary (1)
Cultural Secretary (1)
Executive Committee Members (2)
- 10.2 The EC shall represent the IAC in all matters, shall enforce the decisions taken by the GB and shall decide on all matters relating to IAC. It is responsible to the GB for all its actions and decisions.
- 10.3 The normal tenure of the members of the EC shall be one year. Re-election is permissible. In case of any member of the EC, giving a months notice, resigns before the end of his or her tenure, the EC may co-opt unanimously any member of its choice till the next meeting of the GB, where her/his nomination shall have to be ratified. If any member of the EC is absent for more than 3 meetings, the EC may seek an explanation and may also consider replacing her/him
- 10.4 The EC can take decisions only when at least half of its members are present. The decision being taken by a majority of the members present. In case of tie, the President shall have a casting vote.
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ARTICLE: 11 THE AUDITORS

- 11.1 The normal tenure of the Auditors and Standby Auditors shall be one year. Re - Appointment is permissible.
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ARTICLE: 12 THE ANNUAL YEAR

- 12.1 The annual year begins on 15th December (after conducting AGB/Elections) and ends on 15th December of the following year.
- 12.2 The yearly accounts shall be closed 28 days prior to the meeting of the GB or by 30th November the latest.
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ARTICLE: 13 SUBSCRIPTIONS AND VOLUNTARY CONTRIBUTION

- 13.1 All Individual & Family members shall contribute a Annual Non-refundable Subscription, the amount being fixed by the GB annually.
- 13.2 The Patron of IAC - His Excellency Ambassador of India and the Honorary Members are exempted from payment of the annual subscription.
- 13.3 Only Chief Guests and youngsters of less than 12 years of age at the beginning of the annual year shall be exempted from payments to all the IAC functions.
- 13.4 New Individual and Family members shall pay an entrance fee fixed by GB from time to time.
- 13.5 With a view to furthering its aims, IAC may accept and collect voluntary Contributions.
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ARTICLE: 14 LIABILITIES AND ASSETS

- 14.1 Liabilities of the members are limited to membership contribution and that of the IAC to its assets.
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ARTICLE: 15 DISSOLUTION

IAC can only be dissolved at an extraordinary meeting of the GB especially called for this purpose. The decision to dissolve can only be taken with a majority of three-fourth of the members present. The distribution of the IAC assets shall be decided at the same meeting.

The constitution has been discussed by the EC during the meeting called for the purpose on 3rd January 1999. Further this constitution overrides all the decisions taken in all previous GB meeting before this date.

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AMENDMENTS TO IAC CONSTITUTION

Venue- Cambodiana Hotel

Event: IAC – AGB for 2009

Date- 28/Nov/2009

Chairperson of AGB- Dr. Pratap Jayavanth

Amendment 1

To amend the tenure of EC from Jan to December as calendar year
The AGB henceforth [w.e.f. 2011] will be in Jan of each year.

- Proposed by – Mrs. Kumuduni Vichare
 - Seconded by – Mr. Sadanand
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Amendment 2

Amend the position of EC w.e.f. 2010 as

- ①. President
- ②. Vice President
- ③. General Secretary
- ④. Treasure
- ⑤. Event Secretary

5 EC members

Total of 10 EC members

- Proposed by – Deep Johari
 - Seconded by – Mr. Jitendra Dhanjika
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Amendment 3

In case of an existing EC member resigning from the EC, a new EC member can be co-opted by the remaining EC members. The IAC members will be informed by email and their approval will be sought within a period of 1 week.

- Proposed by – Devendra Mahajan
 - Seconded by – Jaspal Singh
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AMENDMENTS TO IAC CONSTITUTION 2011-12

Venue- Cambodiana Hotel

Event: IAC – AGB for 2011

Date- 30th January 2011

Chairperson of AGB - Mr. S B Sadanand

Amendment 1

Mr. Kiran Desai proposed addition of 1 more EC member to the existing Executive Committee to increase its total number to 11 – The importance of the addition was highlighted as –

- a) Odd number of EC is required in case of any stalemate in decision-making and to make the casting vote of the President meaningful;
- b) Required by the Government regulation for registration of any Association;

This amendment was adopted by the General Body after some deliberations.

Amendment 2

Mr. Kiran proposed that the posts of the 5 EC members should be reverted back as in the old constitution, with each post having a clear job description to facilitate smooth functioning of the EC.

This amendment was debated by the members and it was finally decided that the Executive Committee had the flexibility to allot specific posts to the 5 EC members.

Amendment 3

Dr. Pratap Jayavanth proposed that the any nominee of IAC EC position should be an existing PAID member of the IAC to be eligible for election.

This amendment was adopted by the General Body and will be w.e.f. 2011.