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# Proposal of Amendment to the Guild Constitution

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Amendment to Constitution as proposed by the Committee (formed at last Central Council meeting at Delhi on 22nd October 2013)



JANUARY 1, 2014

AIR TRAFFIC CONTROLLERS' GUILD (INDIA)  
T-1/7, Pocket-B, I N A Colony, New Delhi - 110023



# Proposal of Amendment to the Guild Constitution

PLEASE INDICATE AGREEMENT/DISAGREEMENT WITH AMENDMENTS WITH Y/N RESPECTIVELY IN THE RIGHTMOST COLUMN

Changes are indicated by *emphasis (italics)* and ~~strikeouts~~.

Reference	Existing Constitution	Proposed Amendment	Change agreed to
PART I MAIN LAWS			
Article I PRELIMINARY			
Clause C. OBJECTIVES	Section 2. Guild shall strive; a. ... b. ... c. ... d. ... e. ...	Section 2. Guild shall strive; a. ... b. ... c. ... d. ... e. ... <i>f. to establish and maintain a fully furnished office to carry out its day to day affairs and to hold meetings /discussions etc. preferably located at New Delhi.</i> <i>g. to employ necessary staff for the maintenance of its office /maintaining website / issue of publications etc.</i> <i>h. to maintain a corpus fund for the welfare of present and past members.</i>	Y/N
	Section 3. Guild shall make efforts; a. ...	Section 3. Guild shall make efforts; a. ...	Y/N



	<p>b. ...</p> <p>c. ...</p>	<p>b. ...</p> <p>c. ...</p> <p>d. <i>issue press releases to safe guard the interests of the ATC Guild when there is adverse articles /remarks in media and participate in discussions in the media to explain the stand of the Guild when situation arises</i></p>	
	<p>Section 5.</p> <p>Guild shall render efforts to make investigations into and to furnish assistance and advice to any person, body, or authority, of such nature which may be concerned or may affect the profession directly or indirectly on the issues such as;</p> <p>a. ...</p> <p>b. Design, Function and Location of navigation aid,</p> <p>c. ...</p> <p>d. ...</p> <p>e. ...</p> <p>f. ...</p>	<p>Section 5.</p> <p>Guild shall render efforts to make investigations into and to furnish assistance and advice to any person, body, or authority, of such nature which may be concerned or may affect the profession directly or indirectly on the issues such as;</p> <p>a. ...</p> <p>b. Design, Function and Location of navigation aid/<i>Surveillance equipment</i></p> <p>c. ...</p> <p>d. ...</p> <p>e. ...</p> <p>f. ...</p>	Y/N
<b>Article II</b>			
<b>MEMBERSHIP</b>			
Clause C. DUTIES OF THE MEMBERS	<p>Section 3.</p> <p>All members shall attend all meetings of the Guild except when exempted on specific grounds.</p>	<p>Section 3.</p> <p>All members may attend all meetings of the Guild except when exempted on <i>operational requirements/duty/specific grounds</i>.</p>	Y/N
Clause D. DISCIPLINARY ACTION	<p>Section 1.</p> <p>Any member of the Guild found to be working against the interest of the Guild may be suspended from the Guild by 2/3-majority vote of the Central</p>	<p>Section 1.</p> <p>Any member of the Guild found to be working against the interest of the Guild may be suspended from the Guild by 2/3-majority vote of the Central</p>	Y/N



	Council after giving due opportunity to the Member concerned to clarify her/his position within reasonable time.	Council after giving due opportunity to the Member concerned to clarify her/his position within <i>one month</i> .	
Clause E. REGISTER OF MEMBERS	Section 1. ... Section 2. ...	Section 1. ... Section 2. ... <i>Section 3.</i> <i>The membership list of the ATC Guild shall be published in the Guild Web Site and shall be updated from time to time.</i>	Y/N
Article III COMPOSITION			
Clause B. BODIES OF GUILD	Section 4. Branches with more than 15 Members will be generally referred as Major Branches.	Section 4. Branches with more than <i>40</i> Members will be generally referred to as Major Branches.	Y/N
Clause C. COUNCILS OF GUILD	Section 1. Councils of the Guild shall be constituted through election, as per Article VIII and shall have tenure not exceeding two years. Elections shall be so held as to constitute New Council before end of tenure of the previous council expires.	Section 1. Councils of the Guild shall be constituted through election, as per Article VIII and shall have tenure not exceeding two years. Elections shall be held so as to constitute New Councils preferably before the tenure of the present council expires, <i>but in no case later than three months after end of tenure of the previous council.</i>	Y/N
	Section 4. Office of the President, Vice President, General Secretary, Assistant General Secretary, & Treasurer in the Central Council and of the Regional President, and Regional Secretary, in the Regional Councils shall not be held by one (same) individual for more than two consecutive terms.	Section 4. Office of the President, Vice President, General Secretary, Assistant General Secretary and Treasurer in the Central Council and of the Regional President, and Regional Secretary, in the Regional Councils shall not be held by one (same) individual for two consecutive terms <i>in a particular post and altogether not more than six terms (maximum 12 years).</i>	Y/N



	<p>Section 7. Central Executive Council (CEC):</p> <p>a. Central Executive Council shall consist of, one President, one Vice President, one General Secretary, one Assistant General Secretary, one Treasurer and four Secretaries.</p>	<p>Section 7. Central Executive Council (CEC):</p> <p>a. Central Executive Council shall consist of, one President, one Vice-President, one General Secretary, one Assistant General Secretary, one Treasurer and <i>Six Member Secretaries out of which one post is reserved for the ladies.</i></p>	Y/N
	<p>Section 9. Regional Executive Council (REC)s:</p> <p>a. ...</p> <p>b. These shall consist of a Regional President, a Regional Secretary, an Assistant Regional Secretary, a Treasurer, and three Members from the seat of Regional Council.</p> <p>c. ...</p> <p>d. ...</p>	<p>Section 9. Regional Executive Council (REC)s:</p> <p>a. ...</p> <p>b. These shall consist of a Regional President, a Regional Secretary, an Assistant Regional Secretary, a Treasurer, and <i>Five Members (one reserved for the ladies) from the Region. Assistant Regional Secretary shall be the Branch secretary of the seat of the Region.</i></p> <p>c. ...</p> <p>d. ...</p>	Y/N
	<p>Section 10. The Regional Executive Council at Delhi, Mumbai, Calcutta, Chennai and Guwahati shall also function as the Branch Council of these stations respectively.</p>	<p>Section 10. The Regional Executive Council at Delhi, Mumbai, Calcutta, Chennai and Guwahati <i>shall have a separate Branch Council and the Branch secretary shall be the Assistant Regional Secretary of the Region.</i></p>	Y/N
	<p>Section 11. Branch Councils (BC)s:</p> <p>a. ...</p> <p>b. Branches with more than 15 Members (Major Branches) shall have a Treasurer additionally.</p>	<p>Section 11. Branch Councils (BC):</p> <p>a. ...</p> <p>b. Branches with more than 15 Members (<del>Major Branches</del>) shall have a Treasurer additionally.</p>	Y/N



	<p>c. ...</p> <p>d. ...</p> <p>e. Any member of the Branch Council shall be removed from the office only by a vote of no confidence adopted by a majority of members of the Branch at a meeting called for this purpose after a notice of seven days.</p>	<p>c. ...</p> <p>d. ...</p> <p>e. <i>Branches with more than 40 Members shall have a Treasurer and Four Executive Council Members (one reserved for ladies) additionally</i></p> <p>f. <i>Any member of the Branch Council shall be removed from the office only by a vote of no confidence adopted by a majority of members of the Branch at a meeting called for this purpose after a notice of seven days.</i></p>	
<p>Article IV POWERS DUTIES AND RESPONSIBILITIES - COUNCILS</p>			
<p>Clause B. CENTRAL COUNCIL</p>	<p>Section 3. Without prejudice to the provisions laid in Art VI, Central Council shall meet together for dispatch of business, adjourn, or otherwise regulate its meetings, as it deems fit but at least once in six months.</p>	<p>Section 3. Without prejudice to the provisions laid in Art VI, Central Council shall meet together for dispatch of business, adjourn, or otherwise regulate its meetings, as it deems fit but at least once in <i>one year</i>.</p>	<p>Y/N</p>
<p>Clause C. CENTRAL EXECUTIVE COUNCIL</p>	<p>Section 3. Without prejudice to the provisions laid in Art VI, Central Executive Council shall meet together for dispatch of business, adjourn, or otherwise regulate its meetings, as it deems fit but at least once in a month.</p>	<p>Section 3. Without prejudice to the provisions laid in Art VI, Central Executive Council shall meet together for dispatch of business, adjourn, or otherwise regulate its meetings, as it deems fit but at least once in <i>three months</i>.</p>	<p>Y/N</p>
	<p>Section 6. All vacancies in the Central Executive Council caused by expulsion, resignation or transfer of members may be filled by co-option, provided that at no time co-opted members shall continue to hold the office for more than three months consecutively.</p>	<p>Section 6. <i>Vacancies in the Central Executive Council for the post of President, Vice President, Assistant General Secretary &amp; Treasurer caused by expulsion or resignation or death or transfer of members may be filled by an elected Member Secretary by consensus. Only member secretary post shall be co-opted provided that at no time co-opted members shall</i></p>	<p>Y/N</p>



		<i>continue to hold the office for more than six months consecutively.</i>	
Clause D. REGIONAL COUNCILS	Section 3. Without prejudice to the provisions laid in Art VI, Regional Council shall meet as often as necessary and at least once in six months.	Section 3. Without prejudice to the provisions laid in Art VI, Regional Council shall meet as often as necessary and at least once in <i>a year</i> .	Y/N
Clause E. REGIONAL EXECUTIVE COUNCILS	Section 2. Without prejudice to the provisions laid in Art VI, Regional Executive Council shall meet as often as necessary and at least once in a month.	Section 2. Without prejudice to the provisions laid in Art VI, Regional Executive Council shall meet as often as necessary and at least once in <i>three months</i>	Y/N
Article V DUTIES AND RESPONSIBILITIES - OFFICE BEARERS			
Clause A. CENTRAL EXECUTIVE COUNCIL	Section 3. General Secretary: Shall conduct all affairs of the Guild as per policies, objectives, resolutions adopted by the General Body, and decisions of the General Council, Central Council, and Central Executive Council. Shall conduct all correspondence, convene all meetings of the Guild, and maintain all records except the account books. Shall have powers to incur expenditure on any single item upto rupees one thousand when not provided in the budget.	Section 3. General Secretary: Shall conduct all affairs of the Guild as per policies, objectives, resolutions adopted by the General Body, and decisions of the General Council, Central Council, and Central Executive Council. Shall conduct all correspondence, convene all meetings of the Guild, and maintain all records except the account books. Shall have powers to incur expenditure on any single item upto rupees <i>five</i> thousand when not provided in the budget.	Y/N
	Section 6. Secretary: All four Secretaries shall assist the General Secretary as deemed necessary or directed by the General Council, or Central Council, or Central Executive Council.	Section 6. Secretary: All <i>six</i> Secretaries shall assist the General Secretary as deemed necessary or directed by the General Council, or Central Council, or Central Executive Council.	Y/N
Clause B. REGIONAL COUNCIL	Section 2. Regional Secretary: a. ... b. ...	Section 2. Regional Secretary: a. ... b. ...	Y/N



	<p>c. Shall have powers to incur expenditure on any single item upto rupees six hundred when not provided in the budget.</p> <p>d. ...</p>	<p>c. Shall have powers to incur expenditure on any single item upto rupees <i>three thousand</i> when not provided in the budget.</p> <p>d. ...</p>	
Clause C. BRANCH COUNCIL	<p>Section 2. Branch Secretary:</p> <p>a. ...</p> <p>b. ...</p> <p>c. Shall have powers to incur expenditure on any single item upto rupees three hundred when not provided in the budget.</p> <p>d. ...</p>	<p>Section 2. Branch Secretary:</p> <p>a. ...</p> <p>b. ...</p> <p>c. Shall have powers to incur expenditure on any single item upto rupees <i>two thousand</i> when not provided in the budget.</p> <p>d. ...</p>	Y/N
Article VI MEETINGS			
Clause B. GENERAL COUNCIL	<p>a. ...</p> <p>b. Consider and pass accounts of the Guild for the Year presented by the Treasurer and suitably amended;</p> <p>c. Consider and pass the Budget for the ensuing year.</p>	<p>a. ...</p> <p>b. Consider and pass accounts of the Guild for the <i>previous</i> Year presented by the Treasurer and suitably amended,</p> <p>c. Consider and pass the Budget for the ensuing <i>two years</i>.</p>	Y/N
Clause H. EXTRA- ORDINARY MEETING OF THE GUILD	<p>Section 1. An extra-ordinary meeting of the General Council may be convened by the Central Executive Council or requisitioned by any 20% of the members of Guild or half the number of members of any Regional Body, subject to a minimum of 25 members, with adequate notice to all members, the period of notice being not less than 14 days, to consider any matter of importance to the Guild and its members.</p>	<p>Section 1. An extra-ordinary meeting of the General Council may be convened by the Central Executive Council or requisitioned by any 20% of the members of Guild or half the number of members of any Regional Body, subject to a minimum of <i>100</i> members, with adequate notice to all members, the period of notice being not less than 14 days, to consider any matter of importance to the Guild and its members.</p>	Y/N
	Section 3.	Section 3.	Y/N





	An extra-ordinary meeting of the Regional Body may be convened by the Regional Executive Council or requisitioned by any 30% of the members of the Region subject to a minimum of 15 members, with adequate notice to all members, the period of notice being not less than 7 days, to consider any matter of importance to the Guild and its members.	An extra-ordinary meeting of the Regional Body may be convened by the Regional Executive Council or requisitioned by any 30% of the members of the Region subject to a minimum of 100 members, with adequate notice to all members, the period of notice being not less than 7 days, to consider any matter of importance to the Guild and its members.	
Clause I. QUORUM	Section 3. For an adjourned meeting, no quorum is required.	Section 3. For an adjourned meeting <i>also quorum is required. If no quorum in a meeting then major decision concerning /affecting members shall not be taken</i>	Y/N
Article VII ELECTION TO THE COUNCILS OF GUILD			
Clause C. OTHER COUNCIL	Section 9. Members from the seat of Regional Executive Council only shall be eligible for the election to the posts in Regional Executive Council.	Section 9. <i>Any member within the region can contest for the post of Regional President, Secretary &amp; Vice President and Member of the Region. A Branch council shall be constituted at the seat of the region and the branch secretary shall be the Assistant Regional secretary of that region. Treasurer shall be from the seat of the Regional Executive Council.</i>	Y/N
Article VIII BOOKS OF ACCOUNT, FUNDS AND AUDIT			
Clause A. BOOKS OF ACCOUNT	Section 4. All Branch Councils shall submit the statements of accounts along with membership list, and subscription details, to the Regional Executive Council within 10 days of the closing of accounts i.e. by 10 <sup>th</sup> April of the year.	Section 4. All Branch Councils shall submit the statements of accounts along with membership list, and subscription details, to the Regional Executive Council within 10 days of the closing of accounts <i>in any case not later than 30th April of the current year</i>	Y/N
	Section 5. On receipt of the accounts from all the Regional Councils, Central Executive Council shall prepare and	Section 5. On receipt of the accounts from all the Regional Councils, Central Executive Council shall prepare <del>and</del>	Y/N



	circulate accounts of the Guild for the past year by 15 <sup>th</sup> May of the year.	<del>circulate</del> accounts of the Guild for the past year by 30 <sup>th</sup> May of the <i>current</i> year.	
Clause C. AUDIT		Section 5. <i>An internal audit of the CEC shall be conducted by a committee of 5 members comprising one member nominated by each REC and shall submit the report within one month of date of constituting the committee and submit to the CEC and CC both for publication and circulation to all members by June 30th.</i>	Y/N
Article IX AMENDMENT TO CONSTITUTION AND DISSOLUTION OF THE GUILD			
Clause A. MAIN LAWS	Section 3. Proposal for such amalgamation or affiliation shall be made by any 50 (Fifty) Members of the Guild, or any Regional Council, or Central Council.	Section 3. Proposal for such amalgamation or affiliation shall be made by any <i>100 (One Hundred)</i> members of the Guild, or any Regional Council, or Central Council.	Y/N
Clause B. BYE-LAWS	Section 2. Such amendments shall be notified to the members by Central Executive Council and shall become effective from the date mentioned in such notification or from the date of notification if none specified in the notification.	Section 2. Such amendments shall be notified to the members by Central Executive Council <i>at least one month in advance of the effective date</i> and shall become effective from the date mentioned in such notification <del>or from the date of notification if none specified in the notification.</del>	Y/N
Part II BYELAWS			
II. CONSOLIDATED FUND	Consolidated Fund shall consist of two parts: <ul style="list-style-type: none"> <li>• Subscription Fund and</li> <li>• Ephemeral Fund.</li> </ul>	Consolidated Fund shall consist of <i>three</i> parts: <ul style="list-style-type: none"> <li>• Subscription Fund and</li> <li>• Ephemeral Fund</li> <li>• <i>Welfare Fund</i></li> </ul>	Y/N
		<i>II – C. WELFARE FUND II – C [1].</i>	Y/N



		<p><i>Every member shall pay a fee of Rs. 100/- per month towards welfare fund.</i></p> <p><i>II – C [2].</i></p> <p><i>A specific amount, as decided by the Central Council shall be released to the members or their families for their welfare in case of an accident resulting in incapacity /death etc.</i></p> <p><i>II – C [3].</i></p> <p><i>Welfare fund shall managed by a committee of 5 Regional Secretaries and RS (NR) shall be the Convener.</i></p>	
<p>III. DISTRIBUTION OF FUNDS</p>	<p>III - A. SUBSCRIPTION FUND: III - A [1]. ... III - A [2]. Membership Fee shall be distributed among the CC/RC/BC in the proportion: 50/25/25 percentage respectively. III - A [3]. ... III - A [4]. ... III - B. EPHEMERAL FUND: III - B [1]. Ephemeral funds shall be distributed among the CC/RC/BC in the proportion – 70/20/10 percentages respectively.</p>	<p>III – A. SUBSCRIPTION FUND: III - A [1]. ... III – A [2]. <i>Annual</i> Fee shall be distributed among the CC/RC/BC in the proportion: 40/20/40 percentage respectively. III - A [3]. ... III - A [4]. ... III – B. EPHEMERAL FUND: III – B [1]. Ephemeral funds shall be distributed among the CC/RC/BC in the proportion – 70/10/20 percentages respectively.</p>	<p>Y/N</p>