

# **Pune Orthopedic Society**

## **Board of Trustees**

### **1) Why Needed**

- a) As it is mandatory to inform Charity Commissioner about changes in our executive body, every year. Currently, existing EC Committee is considered as Trustees. So, separate changed report for every changed EC Committee has to be submitted every year. As tenure of every post is separate, separate reports for every post need to be filed. e.g. one member is President-Elect for 1 yr, then he becomes President for the next year and then Immediate Past President for the next year. As these are separate posts. Separate changed report is required to be submitted for every post. This increases burden of documentation as well as increases cost. So, it was decided to have separate Board of Trustees, a body of Senior, experienced well-wishers of the Association, which is separate from Executive Body, for **reducing number of changed reports at Charity Commissioner Office.**
- b) It will look into following issues:
- c) There can be constitutional Crisis. There is need of providing constitutional solution for any such issues in future.
- d) There can be serious dispute against Executive Committee also. So, to have amicable solution, among the EC and the aggrieved one. Instead of Arbitrator, Board of Trustees can look after this.
- e) If at all there is any activity by EC against the Aims and Objectives of the Association,
- f) For larger amount of Money Transaction for more than 10 Lakhs, except during Annual Conferences.

### **2) Responsibilities (Duties) of Board of Trustees**

- a) All immovable Properties will vest in the hands of Trustees.
- b) All movable Properties, furnitures, fixtures, equipment, machinery will vest in the hands of Trustees.
- c) Any representation with Income Tax, Service Tax, Government Office, Statutory Authorities, all matters with Charity Commissioner's Office will be done and supervised by the Trustee Board and
- d) Necessary compliance with all statutory requirements for all above, will be executed through Executive Committee and Office Bearers.
- e) Approval or appropriately modify any major event involving finances exceeding 10% of Annual turnover of the Association
- f) Any dispute involving EC members resulting in crisis situation, should be reported to and looked after by Board of Trustees.
- g) In case of disagreement between Board of Trustees and the Executive Committee, the matter shall be referred by the Executive Committee to an Extra Ordinary Meeting of the General Body, convened for this purpose.

- h) The decision of the GB, taken at such a meeting shall be final, provided it is carried by 2/3 majority of the members present and by voting. The quorum for such meeting will be same as that for any GBM
- i) Trustees can't hold any office of Profit in the Organization
- j) The total number of Board of Trustees will be 7 (Seven).

### **3) Tenure**

- a) It will be 5 years or till the next Board takes the Office.
- b) In exceptional circumstances, current EC may extend the tenure of a Trustee for a period, not extending 1 year or till the New Board is formed, whichever is earlier

### **4) Eligibility for the Board of Trustees**

- a) Any Past President having completed his tenure of 1 year
- b) Any Life member who has completed at least Seven years as an elected member of the Executive Committee. Nominated tenure or tenure as Past Secretary will not be considered for eligibility
- c) Age: Between 61-75 years at the time of date of application for the candidature/nomination.
- d) Retiring Trustee is also eligible for re-election, provided he fits in age criterion
- e) Election of Board of Trustees will be every 5 years and will be taken with Elections of EC.

### **5) Rights of the Board of Trustees**

- a) They will be invited for every EC Meeting, but they will not have any voting right during that EC Meeting
- b) Reimbursement of expenses, transportation, fees paid for the meetings etc., which is legitimate will be done from Association funds
- c) To call an Extra Ordinary General Body Meeting in a critical situation, involving POS EC malfunctioning or violation of Aims & Objectives of the Trust. This should be done by  $\frac{3}{4}$  majority of Board of Trustees
- d) It will be the privilege for the Trustees of POS that the Organizing Committee of POSAC shall provide Free Registration and Free Accommodation to them.
- e) It will be the privilege for the Trustees of POS, that the Organizing Committee of POSAC shall provide for seating arrangement for them in first three Rows at the Auditorium of GBM of POS

### **6) Meetings of the Board of Trustees (BT)**

- a) The Trustees among themselves will choose the Executive Trustee, by majority voting, who will help to organize meeting, keep communication and will be a connecting link between EC and BT. He will also call meeting of BT and keep its record
- b) All these meetings will be Zoom/online meetings, to reduce expenditure. They will be recorded for record keeping purpose. EC will have right to see this recording
- c) There shall be at least 3 meetings in one calendar year, preferable once in every 4 months. These will be presided by the Executive Trustee or any other Trustee chosen by BT itself

- d) Decisions will be by simple majority. In case of tie, Executive Trustee will have an additional Casting Vote. Every Trustee have to attend at least 2 meeting in a year, unless permission is obtained or retrospective sanction is given by BT
- e) The Minutes and recommendation, if any, resolved out of meeting of the past presidents, shall be communicated to the EC of POS through Secretary of POS and the EC shall take necessary cognizance and action over it. But, these resolutions will not be binding on EC, per se.
- f) The Sitting President and Secretary will be essential invitees for each meeting of the Board of Trustees.

## 7) Termination of the Board of Trustees

- a) By Death
- b) By Resignation
- c) Guilty of Moral Turpitude, which brings disrepute to the Association
- d) Convicted for Criminal Offences with punishment for more than 6 months of imprisonment
- e) A Trustee, who remains absent for 3 consecutive meetings of Board of Trustees, without prior intimation to the President and/or Secretary and/or POS Office, shall cease to be a member of the Board of Trustees.
- f) Board of Trustees can decide this by Majority and suspend the Member, till he is reinstated or terminated in subsequent GBM.
- g) He can be exonerated or terminated from Board of Trustees, only by a suitable resolution in the General Body Meeting of the members, passed by simple majority.
- h) **NO CONFIDENCE MOTION:** Grievance against Behavior and conduct of Trustee: If a written Complaint of more than 100 Life members regarding behavior and conduct of a Trustee is given to EC. Then EC will give hearing to both sides and if EC approves the grievance, it will call Extra Ordinary GBM with at least 3 weeks' notice with this matter or agenda. The quorum for this meeting will be at least 300 Life members and the motion of no confidence has to passed by more than  $\frac{3}{4}$  Majority of those present. This meeting will be presided by sitting Hon President of POS