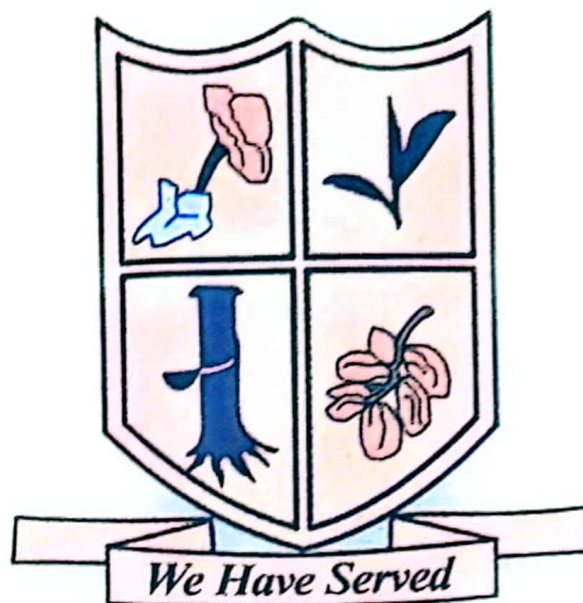


ASSOCIATION OF EX-PLANTERS SRI LANKA



REVISED CONSTITUTION 2016

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PLANTERS
SRI LANKA**

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2016**

ASSOCIATION OF EX- PLANTERS, SRI LANKA

Revised Constitution

2016

- 1) The name of the association shall be **ASSOCIATION OF EX-PLANTERS SRI LANKA.**
- a. All those ex-planters who attended the preliminary meeting convened on the 31st August 1988 and who are eligible for membership under 3 Clause (d) of this Constitution shall be founder members of the Association and they shall be deemed to be ordinary members subject to the condition that they pay the membership fees provided for in this Constitution and subscribed to this Constitution.

- b. The Registered address for the present will be 40/1, Sri Dhammadara, Mawatha Ratmalana.

2) The objects of the Association are;

- a. To provide facilities for the re-union of ex-planters through membership of the Association of every category defined hereinafter.
- b. To provide a suitable venue & facilities for member's meetings, discussions, recreation and fellowship.
- c. To plan, foster and implement, social, economic and general welfare measures for the benefit of the members and for protection and furtherance of the interests of the members.

d. To provide for instructions and dissemination of knowledge amongst the members of the Association through Journals, Literature and Seminars, both local and foreign.

e. To undertake, assign and promote research in the field of Agriculture.

f. To make representations to appropriate bodies, governmental authorities and Corporations in order to obtain whatever relief or benefits that have not yet been given to the members in respect of their previous employment as planters.

- g. To aid and to assist members of the Association by seeking employment opportunities in the capacity of Consultants, Advisors or such other similar capacities in Agricultural Projects funded by local and foreign agencies.
- h. To tender advice to appropriate governmental authorities, state corporations, institutions and Private Organizations in Agricultural Projects and to promote new agricultural ventures, including agro based industries of benefit to the country in particular and to members in general.
- i. To make representations to the Government for the enactment of legislation deemed necessary for development of Agriculture and the Plantation industry and Advancement of Agro Science.

- j. To assist recognized Charitable Institutions.
- k. To raise funds for the achievement of any of the objects of the Association aforesaid.
- l. To establish scholarships for higher studies and post graduate studies in agriculture and Agricultural Science and Plantation Management.
- m. To assist widows and children of members as deemed fit and at the discretion of the executive committee.
- n. To do any act for the furtherance of the objects of the Association aforesaid referred to.

3) Membership – Membership of the Association shall consist of the following categories.

a. **General Member** – Any person who has served the plantation industry as a Superintendent or an Assistant Superintendent for a continuous period of not less than five (5) Years and on plantation not less than 250 acres in extent and has ceased, whether by way of retirement or otherwise, to serve the plantation industry,

b. **Associate Members (Non Voting)**

i. Any person who has been a Proprietor of a Plantation (Tea, Rubber and Coconut) not less than 50 acres in extent and for a period not less than five (5) years.

- ii. Any person who has been or is employed in an Executive capacity for a period of not less than (5) Years in a Plantation Enterprises which is state managed or owned and or managed by the private sector.
- iii. A widow of a member may on application be admitted as an associate member on a once and for all payment of Rs 1,000/=, such members are not eligible to vote, but will enjoy all other benefits.
- iv. A spouse of a member, who has exceeded the age of 85 years, is entitled to enroll as an associate member.

c. Overseas Members – Any person who having served the Plantation Industry as a Superintendent or Assistant Superintendent for a continuous period of not less than 5 years and on a Plantation not less than 250 acres in extent and has migrated from Sri Lanka.

d. Life Members- Any Member over 40 years of age may apply to the Executive Committee of the Association for Life Membership together with the prescribed fee as set out in Clause 5. Hereinafter. On his being admitted to life Membership, he shall be entitled to all the rights and privileges of membership in the Association without the payment of any subscription thereafter.

e. Honorary Life member- Any person who has served the Plantation Industry as a Superintendent or as Assistant Superintendent for a continuous period of not less than five (05) years and on a Plantation not less than 250 acres in extent and has been a general member of the Association for a continuous period of not less than five (5) years and who in the opinion of the Executive Committee has rendered distinguished service to the Plantation Industry or to the Planting Community in general or to the Association may on the unanimous Recommendation of the Executive Committee be admitted to Honorary Life Membership in the Association at an Annual General Meeting of the Association.

- f. **Honorary Members-** Any person who does not qualify to be a member who in the opinion of the of the Executive Committee has rendered distinguished service to the Plantation Industry or to Planting Community in general or to the Association may on the unanimous Recommendation of the Executive Committee be admitted to Honorary Membership in the Association at an Annual General Meeting of the Association.

4) APPLICATION FOR MEMBERSHIP -

Application for membership under clauses 3(a), 3(b), 3(c) or 3(d) of this constitution shall be on the prescribed form and shall be either proposed or seconded by a member of the Executive Committee of the Association who shall be present at the meeting of the Executive Committee at which any such applications for membership are to be considered. All applications for membership shall be addressed to the Hony. General Secretary of the Association and shall be accompanied with a remittance of the entrance fee and the Annual subscriptions or Life Membership fee as set out in clause (5) of this constitution. If two or more members of the Executive Committee object to the election of a person applying for membership, his application shall be rejected and any remittance made by him,

along with his application returned to him and sent under registered cover.

5) SUBSCRIPTIONS AND ENTRANCE FEES

- a) Any person seeking General/ Associate Membership in the Association shall pay an Entrance fee of Rs.2, 500/= and Annual Subscription of Rs. 1,000/= along with his application (or such amount/ amounts stipulated from time to time by the Executive committee and approved by at an AGM.
- b) Any general member seeking life membership shall pay a fee equal to 10 (ten) years' annual subscriptions prevailing at time, the application is accepted.

c) An overseas Ex. Planter seeking Membership in the Association shall pay an all inclusive fee of US\$ 150/= or such amount as stipulated from time to time by the Executive Committee, which will entitle him to all rights and privileges of a life member.

6) RIGHTS AND PRIVILEGES OF MEMBERSHIP - Any person admitted to membership in the Association shall have the right to attend and participate in any General Meeting of this Association or any other activity and enjoy the benefits of the Association provided however that the right to hold office in the Association to vote at any general meeting of the association shall be expressly restricted to General, Life and overseas members of the Association.

A Member of the Association shall ipso facto cease to be a member of the Association

On his accepting appointment as Superintendent or Asst. Superintendent in the Plantation Industry at any time after he has been admitted to membership in the Association, but be entitled to resume his Membership in the Association on his Qualifying subsequently as a general or Associate Member as the case may be. Such Member shall not be liable to the payment of subscriptions during the period Membership is held in abeyance or to the payment of an Entrance fee on his resumption Of Membership.

7) **EXECUTIVE COMMITTEE** – The Management and direction of the Association shall be vested in an Executive Committee comprising of (a) President (b) 2 Vice Presidents (c) Honorary General Secretary (d) Honorary Treasurer (e) Immediate past president (f) 8 other members (g) the Trustee (h) assistant Hon Secretary (i) Assistant Honorary Treasurer, all of whom shall be elected from and out of the General and Life Members the Association, and three of whom shall be appointed at the AGM. In addition to the generality of its powers the executive committee shall have the power to fill vacancies in the committee as and when they do arise, to co-opt such members as it may consider necessary and to appoint sub-committees under its direction and control for specific purposes

and/or for such periods, as it may consider necessary.

- a) **PRESIDENT-** The person shall be a member entitled to vote and who has paid the subscriptions and has held the post of Vice- President for a minimum of one (1) year. OR a member who has served on the Executive Committee for a period of five (5) years
- b) **TERM OF PRESIDENCY-** The term of Presidency will be for a consecutive period of two years. Provided, however, a President may be re-elected at the end of such period if the committee so recommends to the members at the Annual General Meeting and the members adopt a resolution by simple majority confirming such extension of period.

8) **TRUSTEES** – A member entitled to vote shall be elected at an Annual General Meeting as a Trustee of the Association. Such elected member together with the President and the Hony. Treasurer shall be the Board of Trustees of the Association and shall hold office until the next annual General Meeting. In the event of such elected Trustee ceasing to function as Trustee during his period of office for any reason whatsoever, the authority of the Board of trustees shall be vested in the remaining Trustees. The Trustees shall hold all immovable and movable property and investments belonging to the Association and shall deal with and dispose of them or acquire or lease property as directed by a Resolution of the Executive Committee of Association and shall have power to sue and be sued for and on behalf of the association.

9) FINANCIAL YEAR AND AUDITORS

– The financial year of the Association shall be from 1st January of one year to 31st December of the same year. The Auditors shall be elected at the Annual General Meeting of the Association.

10) ANNUAL GENERAL MEETING – The Annual General Meeting of the Association shall be held on or before 31st May of each year or as soon as possible thereafter as the Executive Committee may decide. Twenty- one clear day's notice of the annual General Meeting shall be given in writing to all members by the Hony. General Secretary. The Agenda for the Annual General Meeting shall be as follows:-

- a) Read notice convening the meeting.
- b) Confirmation of the minutes of the previous Annual General Meeting.
- c) To receive and adopt the annual Report of activities of the Association and the Audited Statement of Accounts and Balance Sheet of the previous financial year.
- d) To elect the President and the Office Bearers of the Executive Committee for the current year.
- e) To elect a Trustee.
- f) To elect the Auditors for the current year.
- g) To elect the Hony. Life Members (if any).
- h) To consider any business proposed by the Executive Committee.
- i) Any business or motion of which notice in writing has been given to the Hony. General Secretary at least 14 days before the date of the Annual General Meeting.

The Agenda of the meeting and a copy of the duly Audited Accounts together with a copy

Of the Annual Report shall be posted by the Hony. General Secretary to all members to reach

Them at least 7 days before the date of the Annual General Meeting.

11) SPECIAL GENERAL MEETING –The Hony. General secretary shall at the instance of the executive committee in a requisition in writing or by at least 100 members of the association entitled to vote in writing, convene a Special General Meeting of the Association within 21 days of the resolution from date of receipt of the requisition as the case may be to discuss and decide upon the business set out in such requisition. Not less than seven days notice of such special General Meeting setting out its agenda shall be given in writing to all members of the Association by the Hony. General Secretary.

12) QUORUM – The quorum for the General Meeting / Special General Meeting of the Association shall be 50 members eligible to vote. Should any General Meeting / Special General Meeting not be held owing to the want of the necessary number to form the required quorum, the Meeting shall be adjourned for the following week at the same time and place and the members thus present shall constitute the quorum and be entitled to transact the business of the adjourned Meeting.

13) MEETING OF THE EXECUTIVE COMMITTEE – The Executive committee shall meet at least once each month. The quorum for any meeting of the Executive Committee shall be seven (7). A member of the Executive Committee shall vacate office if he absents himself without valid reason for three consecutive meetings or if the committee by resolution calls upon him to vacate office.

14) CHAIRMAN OF THE MEETING – The President shall preside at all meetings of the Association. In his absence the meeting shall elect one of the Vice-Presidents to preside at the meeting. If the President is absent and no Vice-President are present at any meeting, those present at the meeting shall elect from among the entitled to vote, to preside at the meeting.

15) VOTING – The voting at all general, special or Executive Committee Meetings shall be taken by a show of hands or Proxy or by secret Ballot if demanded by the majority eligible to vote.

16) REVERSAL OF DECISION OF MEETINGS – No decisions of General, Special General or Committee Meeting duly summoned and acting in accordance with the constitution of the Association, shall be amended or canceled by a subsequent meeting except by a majority of two-thirds of the members' present and entitled to vote.

17) AMENDMENTS TO THE CONSTITUTION – The constitution shall be altered or amended in any way only at a Special General Meeting duly convened for the purpose and by a majority of two-thirds of the members present and entitled to vote.

18) DISCIPLINARY ACTION – The Executive committee shall be entitled to take such disciplinary action as it may consider necessary including, suspension and expulsion from the membership of the Association against any member. If in the opinion of the Executive Committee the conduct of such member has been detrimental to the objects of the Association, expressly provided, however that the Executive Committee has strictly followed the principles of natural justice in arriving at its decision.

Any disciplinary action so taken against a member, shall unless reversed by a special General Meeting requisitioned by members in terms of clause (11) of this constitution, be binding upon such member and not be called in question before any forum.

19) EMPLOYMENT OF STAFF – The Executive Committee shall have power to recruit such employees as it considers necessary for effective discharge of administration and clerical function of the association. All Powers of disciplinary action against such employees shall be vested in the Executive Committee.

**20) INTERPRETATION,
SUPPLEMENTARY PROVISIONS**

ETC. – Where any dispute arises, as to the interpretation of any of the provisions of this constitution, such interpretations shall be provided by the President at any committee or General Meeting and unless reversed by a Special General Meeting convened for the purpose, such an interpretation shall be final and conclusive.

21) BANK ACCOUNT – all funds of the Association shall be deposited in a Bank or other Financial Institution approved by the Executive committee and such account shall be in the name of the Association and shall be operated by the Treasurer and any one of the following

- a. The President
- b. Vice-Presidents
- c. The Hony. General Secretary
- d. By any two members of Executive Committee as may be appointed by the Exo-co for the purpose

22) NO ACTION CLAIM OR DEMAND –

Shall be taken against any member of the Executive committee or any member of a Sub-Committee for any official act done or omitted to have been done in good faith.

23) MEDICAL INSURANCE SCHEME –

The Executive committee shall discuss and enter into an agreement with an insurance company which offers the best policy to the members.

All members covered under Clause 3 shall be eligible to become a member.

24) DEATH DONATION FUND –the

Association shall maintain the fund for the benefit of its members. This fund will be governed by a separate set of by laws of the Death Donation Fund. All members covered under Clause 3 shall be eligible to become a member.

- a. The President of the association will at all times be the Chairman of the death Donation Fund.
- b. The Honorary Secretary and the Hon Treasurer will at all times be the secretary and the Treasurer of the Death Donation Fund.

Bye Laws of the Death Donation Fund of Association Ex Planters Sri Lanka

1. The DDF will be” governed” by a set of Rules and Regulations.
2. The Ex-co will appoint a Death Donation Fund committee.
3. The President of the association will, at all times, be the Chairman of the DDFC.
4. The Hony Secretary and Hony Treasurer of the association will at all times be the Secretary and the Treasurer of the DDFC.
5. All appointments will be in an honorary capacity.
6. The DDFC will meet a minimum of three (3) times in the year, and maintain formal minutes of such meetings.

7. The DDF will have its own bank account, books of accounts, auditors etc. The finance division of the main association will maintain all book keeping functions, preparation of accounts, monitoring of investments, collection of subscriptions and disbursements.
8. The management accounts will be presented by the DDFC to the Ex Co at its monthly meeting.
9. The annual subscription for the ensuing year will be due on or before the 1st of the first month of the financial year. If such payment is not received by that date the member concerned, will not qualify for assistance from the DDF, even though the member may have paid subscriptions in the earlier years.

10. Those members who are in arrears in membership fees to the Association will not qualify for any assistance from the DDF.
11. If for whatsoever reason, a member's eligibility of the Association is terminated, even though he/she may have paid in full the subscription to the DDF, he/she will not qualify for any assistance from the DDF.
12. The DDF will pay a Management/administration fee of Rs 12,000/ per annum to the Association and there onwards any increases YOY, will require the approval of the Ex Co.

13. In the event the DDF is exhausted or if for any justifiable reason, it shall become impossible to continue to operate the DDF will together with the EX-Co, resolve to dissolve the DDF, and convey such decision to the general body by circular resolution. Any funds left over could be channeled to an approved charity.

14. The EX-Co, upon reaching agreement of the aforesaid proposal will convey their decision to the general body by circular resolution.

15. The annual Subscription is Rs 1000/ for member and spouse and If a member has no spouse to nominate, the subscription could be reduced to Rs 600/per annum
(The Subscription could be adjusted if the necessity arises by the executive committee)

16. **Premium Membership.** Any member who contributes Rs 10,000/ per annum over two consecutive years will qualify to be a premium member and will be entitled to Rs 50,000/ + the 10,000/ in the first year the premium is paid or Rs 50,000/ +20000 when the second installment of Rs 10,000/ is paid at the time of the death of the member, the spouse or both. The member shall continue to pay his Annual Subscription of Rs 1,000/= or Rs600/= as applicable

17. All Members of the Association of Ex Planters shall be eligible to join the Death Donation Fund

40/1, SRI DHAMMADARA MAWATHA,
RATMALANA.

Email: - explanters@gmail.com

TEL. 011 2712677/ 5742037