

Bye-Laws
OF
**The U. P. Cooperative
Sugar Factories Federation Ltd.**
LUCKNOW



U. P. Cooperative Sugar Factories Federation Ltd.
9-A, Rana Pratap Marg, Lucknow.

**BYE-LAWS
OF
U. P. COOPERATIVE SUGAR FACTORIES FEDERATION LTD.
LUCKNOW.**

Name & Address 1. The Society shall be called 'The Uttar Pradesh Cooperative Sugar Factories Federation Ltd. Its registered address and head quarter shall be 9-A, Rana Pratap Marg, Lucknow. Any change in address shall be communicated to the Registrar within 30 days.

Definitions 2. In these bye-laws unless there in anything repugnant in the subject or context :—

(a) 'Act' means the Uttar Pradesh Cooperative Societies Act, 1965 (U. P. Act No. XI of 1966) as amended from time to time

(b) 'Apex Society' has the same meaning as defined in Rule 2 (b) for purposes mentioned in the Act and the rules.

(c) 'Federation' means the Uttar Pradesh Cooperative Sugar Factories Federation Ltd., Lucknow.

(d) 'Registrar' means the person for the time being appointed as Registrar of cane cooperative Societies and includes any person appointed under sub-Section (2) of Section 3 of the Act exercising all or any of the powers of the Registrar.

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(e) 'Rules' means the Uttar Pradesh Cooperative Societies Rules, 1968, as amended from time to time.

(f) 'Cooperative Sugar Factory' means vacuum pan sugar mill of Cooperative Sector.

(g) 'Weaker Section' means as provided in the Act and Rules.

Area Of Operation

3. The area of operation of the Federation shall extend to the whole of Uttar Pradesh.

Objects

4. The objects of the Federation shall be to assist, coordinate and facilitate the working of the affiliated cooperative sugar factories, to assist in the promotion and organisation of new cooperative sugar factories in the State and to supervise their working and to arrange for manufacture and supply of sugar machinery. The Federation shall promote establishment of Industrial/Manufacturing units based on the by-products of sugar mill preferably under the management of its constituent units. Where the cooperative sugar unit is either unable to set up such units by itself, or else makes a request to the Federation, the Federation may establish such unit (s) directly under its management and undertake all allied activities linked for the purpose.

5. In pursuance of the objects stated in bye-laws 4, the Federation may either by itself or with advice or assistance or in conjunction with the National Federation of Cooperative Sugar Factories Ltd., New Delhi :—

(a) Provide technical advice and other assistance in the selection, purchase, ins-

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tallation and maintenance of plant and machinery, spares tools and other equipments to member sugar factories.

(b) Recruit, train, appoint, transfer, suspend, dismiss, censure, fine or otherwise punish the employees of the member cooperative sugar factories, exercise disciplinary control under regulations framed regarding the terms and conditions of their service in accordance with section 121 or 122 of the Act; and subject to the provisions contained in Section 70, settlement of disputes between such employees and the member factories with the approval of the State Government.

(c) Undertake or arrange to purchase in bulk on indent basis or otherwise, equipments, chemicals, gunny bags, limestone, fuel lubricants and any other requirements of member factories and also to arrange for the sale of sugar and sale or utilisation of any of the by-products and articles;

(d) Suggest measures for increasing the operational efficiency of cooperative sugar factories;

(e) Assist in standardising the accounting and costing methods and practices;

(f) Provide servicing and maintain work shop for spares and parts required by member factories;

(g) Assist member factories through purchase by the Federation of their shares from out of their own funds or the Principal state partnership fund, subject to such

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terms and conditions as may be prescribed by the State Government, and in procuring financial assistance and accommodation from the State and Central Government, Industrial Finance Corporation of India, State Bank of India, State/Central Cooperative Banks or from any other Financing agency;

(h) Supervise and guide the working of member factories generally and as may be necessary under section 123 and advise regarding their work;

(i) Render legal and business advice to its member factories and take up or defend legal action on their behalf;

(j) Represent the member factories at the National Federation or at other organisations (permanent or adhoc) and present on their behalf their views to State and Central Governments or any other body, commission or committee of enquiry, or institution; and

(k) To raise funds and undertake such other activities as are incidental or conducive to the efficient working of the member factories in order to attain the above objectives and to further the common interest of member factories;

(l) To set up printing press for the benefit of member sugar factories.

(m) Take up publication and supply of market and other information relating to sugar industry.

(5)

(n) To set up organisation for manufacture of sugar machinery.

(o) To purchase sugar machinery and other requirements of the member cooperative sugar factories and enter into contracts on their behalf.

(p) (Dropped by the committee).

(q) To raise loans from financial institutions, banks Government and other institutions for investment in block assets and working capital requirement and for rendering financial assistance to member cooperative sugar factories.

Memberships

6. The membership of the Federation shall be open to :—

(i) Cooperative sugar factories of the State registered under the U. P. Cooperative Societies Act and which have received the Letter of Intent or the Licence under the industries (Development & Regulation) Act, 1951, and—

(ii) Government of Uttar Pradesh as provided for under section 17(I)(c).

7. Every application for membership from the cooperative sugar factories shall be accompanied by a resolution of the committee of Management of the cooperative sugar factory authorising the chairman or the Managing Direct to apply for affiliation to the Federation unless the bye-laws of the cooperative sugar factory concerned provide for automatic membership and affiliation to the Federation

after registration along with the admission fee as provided in the bye-law No 9;

Provided that the membership of the State Government will be automatic and notwithstanding anything contained in any of these bye-laws shall unless bye-law 6 (ii) is rescinded, continue without any limit of time, free from any conditions of admission-fee on subscription and other liabilities, and its nominees shall be immune from any of the disqualifications mentioned in the Act and Rules.

8. Membership of the Federation shall cease :—

[i] (a) On cancellation of registration of the member cooperative sugar factory ;

(b) On winding up or dissolution of the member cooperative sugar factory ;
Provided that in the event of its division into more than one society or its merger or amalgamation with other society the membership shall cease from the date its registration in the old name is cancelled or deemed to be cancelled by the Registrar.

[ii] A member cooperative sugar factory may be removed or expelled if it defaults, for three consecutive years or more, in making payment of its subscription and other dues etc. or fails to carry out any of its obligations to the Federation under these bye-laws, Act and the Rules or has mis-appropriated any funds or property or caused

damage, or detriment to the interests of the Federation provided that before such removal or expulsion the aggrieved member shall be given an opportunity to explain its position within one month. After the explanation is received, the committee of management shall call a general meeting within 21 days to consider action to be taken, a copy of the agenda shall be forwarded to the member concerned to enable it to state its position in the meeting.

[iii] The General Body, by a majority of 2/3rd of the members present and voting, may for reasons to be recorded in writing resolve to censure, suspend, remove or expel the member for a specified period or terminate its membership with or without any penal charge. A copy of the resolution passed will be sent to the member concerned by Registered post.

9. Each cooperative sugar factory shall pay an entrance fee of Rs. 1000/- with its application for membership.

10. Each member cooperative sugar factory shall in addition to the supervision fee as may be fixed by the registrar, pay to the Federation on the basis of the quantities of sugar produced in the previous season, an annual subscription at a rate as may be determined, from time to time by the committee of Management of the Federation. Provided that a member cooperative sugar factory shall pay a

minimum annual subscription of Rs 1000/- or such higher amount as may be fixed till it goes into production.

PROVIDED FURTHER THAT the Federation may require the member cooperative sugar factories to make additional contribution towards raising funds for incurring major items of capital expenditure, for paying the salary, provident fund and other charges in respect of the senior technical, administrative and accounting staff employed by it for their common benefit and for procuring such technical or other advice or assistance as might be in their interest, and for publicity and propaganda on their behalf.

Share Capital

10 (a) Authorised share capital of the Federation will be Rs. 5.00 crores divided into 50,000 shares of Rs. 1000/- each.

(b) Each cooperative sugar factory in U.P. has been registered under the U.P. Cooperative Societies Act, 1965 and granted a Letter of Intent by the Government of India, shall purchase at least one share subject to the maximum as laid down hereunder :—

(c) Each cooperative sugar factory in U. P which is in operation on the date of commencement of these bye-laws, may purchase to a maximum of five fully paid up shares for each one lakh quintal of sugar cane crushed or part thereof, calculated on the basis of its average cane crushed during the past three seasons.

(d) Each cooperative sugar factory which is commissioned after the commencement of these bye-laws, may purchase maximum five shares for each one lakh quintal, or part thereof, the sugarcane crushed calculated on the basis of their crush in the 1st and 2nd season with adjustment in the third season according to triennial average. Provided that the share initially purchased before its commissioning shall be reckoned in determining the total number of shares to be purchased.

(e) The share purchased by the State Govt. shall be fully Paid up.

(f) Without prejudice to the provisions for liabilities under section 25 and for charge and set off under section 41, the Federation may redeem the shares held by the State Government. Provided that no redemption of share shall be made without the concurrence of the State Government.

(g) A share certificate bearing distinctive number shall be issued for every share subscribed, to be signed by a member of the Committee of Management so authorised and the Managing Director of the Federation with the seal of the Federation affixed thereto.

(h) In case of loss or destruction of the certificate, its duplicate may be obtained on payment of Rs. 2/- only.

Liabilities

11. (a) The liability of member cooperative sugar factories shall be limited to the amount of subscription, contribution supervision fee and amount of principal state partnership fund remaining unpaid share capital as the case may be.

(b) The liabilities of the State Government be limited to the extent of nominal value of share held by it.

(c) In the event of dissolution of the Federation if there is net surplus after paying off all the loans and liabilities, such surplus shall be distributed among the member cooperative sugar factories-prorata of the average subscription paid (payable) during the three years immediately preceding the year of dissolution. However, for the cooperative sugar factories being members for a period of less than last three years, such distribution shall be on the basis of average subscription for the actual number of their membership.

The provision in the aforesaid bye-law shall be effective from date of Registration of the Federation.

Fund

12. The funds of the Federation may be raised by one or more of the following modes—

(a) Entrance Fee

(aa) Share Capital

(b) Annual Subscription, contributions for specific purpose.

(c) Supervision Fee

(d) Loans, advances and deposits from members including State Government and non-members not exceeding the limit determined by the General Body of the Federation and approved by the Registrar.

(e) Financial assistance, including subsidies from Government of Uttar Pradesh or Govt. of India.

(f) Donations, and

(g) Commissions earned on supplies and sales.

General Body

13. The General Body of the Federation shall consist of the following delegates :—

(a) Three members of the committee of management of the provisional Committee for the time being of each member factory nominated by the respective committees provided that one nominee from each member factory shall be from amongst the weaker section. In case of former, nomination shall be made out of elected members. The term of delegates shall be three cooperative years including the year of their election.

(b) Eight nominees of the State Government including the Chairman.

(c) Each delegate nominated under clause [a] above will hold office for a period of 3 years unless he is earlier replaced by the committee of Management of the body he represents or he ceases to be a delegate in

terms of any of the provision of Rule 87 or forfeits his right to hold that office by virtue of the provisions of the Bye-laws of the cooperative society which he represents or in which he is represented.

- (d) Subject to the provisions of the Act and Rules the final authority shall vest in delegates of such members assembled in the general meeting.

Voting Right

- (e) Each delegate of the General Body shall have one vote to be exercised in person only, provided that the delegates or members nominated by the State Government in terms of Bye-law 13(b) shall not vote in the matter of election of an office bearer or of delegate of a Federation.

14. (a) The annual General meeting of the Federation shall be held once in every cooperative years, as soon as may be, after the annual returns have been submitted and accounts audited but not later than 31st December unless the Registrar allows, for reasons to be recorded, and extension in time beyond 31st December.

- (b) It will be the duty of the Managing Director, and in the absence of the Managing Director, of the chairman of the committee of Management to call the annual general meeting.

- (c) The committee of Management may as often as may be necessary for the transaction of the business call a

general meeting of the general body (to be called ordinary general meeting).

- (d) The meeting of general Body will be held at the Headquarters of the Federation.

15. An extraordinary general meeting of the general Body will be called, within one month of the receipt of a requisition in writing from the Registrar or from atleast one fifth of the members of the general Body, by the committee of Management. The members requisitioning the extraordinary general meeting shall give a statement of the objects for which the meeting is being requisitioned by them.

16. A notice of fifteen days for the Annual or ordinary general meetings and thirty days for the Extra-ordinary general meetings or for meeting for amendment of bye-laws shall be given to the members, with a copy to the Registrar, specifying the venue, date and time of the meeting and the business to be transacted thereat. Non receipt of such a notice by any member shall however, not invalidate the proceedings of the meeting.

17. One third of the members constituting the general Body shall form the quorum. If within half an hour of the time appointed for the meeting, the quorum is not complete or for any other reason, the meeting shall be adjourned to sixteenth day (counted from the date of adjournment included) unless that is a holiday, at the time and place given in the agenda notice of the original meeting and shall take up only the agenda items fixed for the

original meeting. Provided that if the meeting has been called on the requisition of the members and if the requisite quorum is not complete within an hour of the time appointed for the meeting, the meeting may be dissolved.

For an adjourned meeting (not relating to rule 26 and 97) the quorum shall be one sixth of the members of the general Body.

18. The following among other subjects, shall be dealt with by annual general meetings—

(a) Confirmation of the minutes of the last general meeting;

(b) Approval of the programme of the activities of the Federation prepared by the committee of Management for the ensuing year;

(c) Consideration of the balance sheet and the annual report for the previous cooperative year unless the audit has not been completed within the period specified in the Rules;

(d) Consideration in the prescribed manner, of the audit certificate and the audit report for previous cooperative year unless the audit has not been completed within the specified period;

(e) Fixation of the maximum liability for the ensuing year in accordance with the provisions of Rule 179;

(f) Consideration of the budget for the ensuing year;

(g) Election, if any, of the members of the committee of Management in accordance with the provisions of the Rules and of the Bye-laws (in Appendix "Election Regulations"); and

(h) Consideration of any other matter as may be brought before it by the committee of Management in accordance with the Bye-laws.

19. Where the annual general Meeting has, in any year, been held before the accounts have been audited, the consideration of the matters mentioned in clauses (c) and (d) of Bye-law 18 shall be taken up in the next Annual General Meeting.

20. (a) In a meeting the subjects shall be taken up for consideration in the order as mentioned in the agenda unless the person presiding agrees to change the order with the concurrence of the majority of the members present. Provided that the election of an office bearer or a delegate or cooption, shall be taken up in the last.

(b) All matters before a meeting shall be decided in the form of a resolution passed by a majority of votes of the members present unless a specific majority is required by any Rule or Bye-law and in case of equality of votes, the person presiding shall have a casting or second vote. When the members present in a meeting are divided on any resolution, any member

may demand a Poll and in the event the person presiding over the meeting may put the resolution to vote.

Voting may be by show of hands unless otherwise specified in the Bye-law, Act or Rules for a particular matter.

(c) If all the business in the agenda can not be transacted on the date on which the meeting is held, the meeting may be postponed to any other date as may be decided by the members present in the meeting or as may be decided by the Chairman.

(d) The minutes of the proceedings of all meetings shall be recorded in a book to be kept for the purpose and minutes shall be signed by the person presiding at the meeting as well as by the Managing Director of the Society.

21. (a) The Chairman of the Society or in his absence a member elected by the members at the meeting shall preside over the meeting. Provided that no person shall preside over the meeting when matters in which he has personal interest are to be discussed.

(b) The person presiding at the meeting shall conduct the proceedings in such a manner as may be conducive, expeditious and satisfactory disposal of business and shall decide all points of order at the meeting.

Committee of Management 22. (a) There shall be 15 members in all out of which;

(b) Thirteen members shall be by election from amongst the delegates of the member societies and out of which two shall be from weaker section.

(c) Managing Director as ex-officio member.

(d) Secretary and Commissioner, Cane Development and Sugar Industry, U. P. shall be ex-officio Chairman.

Provided that number of Government nominees shall be determined according to Govt. share etc. according to the provisions of Act and Rules.

23. (a) The term of the elected members of the committee of Management shall be three cooperative years including the cooperative year of their election (counting full year irrespective of the period left after such elections in that coop. year). After that they will cease to continue member of the Managing Committee.

(b) No person shall be eligible to be elected or coopted as a member of the committee of Management after he has held such office during two consecutive terms whether full or part.

Explanation

A person holding office of member of the committee of Management at the time of the commencement of

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Rules if again elected or coopted after such commencement, he shall be deemed to have held office for one term before such election or cooption.

Provided that where a period of three full cooperative years has elapsed since the termination of his previous term of membership of the committee of Management, delegate will be eligible for election to the committee of Management.

(c) A nominated member of the committee of Management shall hold office during the pleasure of the authority which nominated him.

(d) An ex - officio member of the committee of Management shall continue on the committee of Management for as long as he holds the office by virtue of which he was appointed or nominated as such member.

(e) Deleted.

24. (a) The committee of Management may invite as advisers to the committee of Management upto two persons who may be Technical Experts or otherwise helpful in the working of the Federation.

(b) Any vacancy occurring among elected members shall be filled up by cooption under Rule 450 by remaining members of the committee of Management from amongst those who are

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qualified for the membership of the committee of management for the un-expired period of the term.

25. Deleted.

26. No person shall be eligible to be, or to continue as a member of the committee of management who has contracted any of the disqualifications laid down in Rule 453 provided that provisions of clause (h) of sub-rule (1) and of subrule (2) of Rule 453 shall not apply to a nominated or ex-officio member of the committee of management.

Provided further that any person who has contested election for the membership of the committee of management but has lost such election shall not be eligible to become such member by cooption or nomination.

27. The proceedings of the meeting of the committee of management shall be recorded in the minutes book and signed by the person presiding over the meeting as well as by the Managing Director. Where a member differs with the opinion of the majority he may ask for recording his note of dissent in the proceeding of the meeting and such dissent be got suitably recorded in the proceedings by the person presiding over the meeting.

28. (a) The meeting of the committee of management shall be held as often as is necessary. Any threemembers of the committee of management may requisition the meeting. The meeting will be held at the head quarters of the Federation.

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(b) At least seven days notice shall be given for holding the meeting. For an emergent meeting called for specific purpose to be mentioned in the agenda the notice of only five days shall be needed.

(c) Members requisitioning a meeting shall give a statement of the objects for which the meeting is being requisitioned by them.

29. (a) One third of the total number of members of the committee of management out of which two must be elected members shall constitute the quorum.

(b) For meeting of sub-committees constituted in pursuance of bye-law 30 [vii] one half quorum and seven days notice shall be necessary.

(c) The Chairman or in his absence a member elected by the members present in the meeting shall preside over the meeting.

30. **The Duties and Functions of the Committee of Management Shall be:—**

(i) To admit members.

(ii) To raise funds as prescribed under these bye-laws.

(iii) To appoint Joint Managing Director(s), Assistant Managing Director(s), Technical persons and other staff and fix

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their scale of pay and allowances and their conditions of service in accordance with the provisions of the act and service Regulation framed thereunder.

(iv) To determine the rate of annual subscription to be paid by the member factories in accordance with the provisions of Bye-law 10.

(v) To undertake investigation for promotion and organisation of cooperative sugar factories in the State and to organise seminars and symposia for the benefit of members.

(vi) To advise member cooperative sugar factories on :

(a) The selection of machinery on the basis of the recommendation of the U. P. State Advisory Committee constituted by the State Government;

(b) Selection of sites for establishment of sugar factories and;

(c) Appointment of supervisory and technical staff.

(vii) To appoint sub-committees for specific purposes conducive to members' and Federations' interest with not more than seven members.

(viii) To advise member factories on matters relating to insurance, finance and production.

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- (ix) To run workshops, research laboratories etc., and to undertake other business related to sugar industry and to purchase necessary sites etc. for the same.
- (x) To advise, guide and supervise the working of the member cooperative sugar factories.
- (xi) To arrange for publication of market intelligence and periodic bulletins, news letter etc. pertaining to the sugar industry of sugarcane problems.
- (xii) To call for the periodic returns, as may be prescribed, from member cooperative sugar factories.
- (xiii) To represent the member cooperative sugar factories in Government or other bodies, committees, commissions of enquiry, when required through delegates of the Federation and for the purpose depute representatives to conferences and meetings convened by the Government or any associations connected with sugar industry.
- (xiv) To sanction expenditure on establishment and other activities, capital and contingent expenditures.
- (xv) To prepare the annual budget of income and expenditure for the consideration of the General Body.

(23.)

- (xvi) To convene meeting of the General Body.
- (xvii) To appoint, transfer, suspend, remove, dismiss or otherwise punish employees of the Federation and to prescribe their terms and conditions of service in accordance with the regulations framed under section 121 and 122 of the Act, and to take similar action in respect of employees of member factories, if so assigned by Government.
- (xviii) To sanction investment of funds of the Federation in accordance with the provisions of the Rules.
- (xix) To establish and administer the principal state partnership fund and to operate upon it and to utilise the said fund in accordance with the terms and conditions as may be laid down by State Government in this behalf.
- (xx) Through any member of the committee of management, or officer, or employee of the Federation or any other person specially authorised, to institute, conduct, defend, compromise, refer to arbitration or abandon legal proceedings by or against the Federation or committee of management or officer or employee of the Federation save as provided in section 70.

(xxi) To undertake or arrange to purchase in bulk on indent basis or otherwise equipments, chemicals, gunny bags, lime stone, fuel, lubricants and other requirements of member factories and also to arrange for the sale of sugar or any byproducts and articles.

(xxii) To purchase sugar machinery and other requirement of the member cooperative sugar mills and to enter into contract on their behalf.

(xxiii) To set up organisation for the manufacture of sugar machinery.

(xxiv) To set up printing press for the benefit of member sugar factories.

(xxv) To fix the scale of travelling allowance of members of committee of management, delegates and employees of the Federation in accordance with Rules.

(xxvi) To establish a provident fund, a medical aid fund and any other benevolent fund for the employees of the Federation and to extend, subject to any limitations laid down in the Rules, these benefits to the employees.

(xxvii) Generally to carry on the business of the Federation and to do such other acts and transact such other

business as are necessary to carry out the objects of the Federation.

(xxviii) To delegate any of the powers and duties to the Chairman, Vice-Chairman, Managing Director or Joint Managing Director(s) of the Federation.

Chairman :

31. Chairman :— Secretary to Govt. of U. P. department of sugar industry and cane development shall be the ex-officio Chairman of the Federation.

32. The Chairman shall be the chief controlling and supervising officer of the Federation, and shall in emergent cases, exercise all the powers of the committee of management. The Chairman shall also see that the business of the Federation is being carried on sound lines.

The Secretary : Managing Director

33. The Managing Director shall be a nominee of the Government as provided under sec. 31-A of the U.P. Coop. Societies Act, 1965 and shall be the chief executive officer of the society and shall have such duties and responsibilities as may be determined by the committee of management from time to time. Subject to the above, the duties of the Managing Director who may be assisted by Secretary/ies, Assistant Secretary/ies as and when necessary shall be :—

(a) To carry on the correspondence and to maintain all books, accounts and regis-

ters prescribed in the rules and to arrange for submission of returns and statements of the Registrar :—

- [i] To have general control over the administration of the Society.
- [ii] To convene meeting of the committee of management and the General Body.
- [iii] To receive all moneys and securities on behalf of the Society and to make arrangements for the proper maintenance and custody of cash balance; and other properties of the Society.
- [iv] To endorse and transfer promissory notes, Government and other securities and to endorse, sign, negotiate cheques and other negotiable instruments on behalf of the Society.
- [v] To be responsible for the general conduct, supervision and management of the day to day business affairs of the Society.
- [vi] To sign all deposit receipts and operate the accounts of the Society with Banks.
- [vii] To sign all bonds and agreement in favour of the Society.
- [viii] To create, subject to provisions contained in the budget of the Society Class II and Class IV post for a period

of three months and to make, as appointing authority recruitment there-to through the Board as provided in the regulations framed by the State Government in exercise of the powers under sub-section (2) of Sec. 122.

- [ix] To determine the powers, duties and responsibilities of the employees of the Society.
- [x] To institute, conduct, defend, compound or abandon any suit or legal proceedings by or against the Society or otherwise and also to compound and allow time for payment or satisfaction of any claim or demand by or against the Society.
- [xi] Subject to the regulations, if any, which may be framed by the Committee of Management to enter into negotiations and sanction contracts upto the value of Rs. 5 lakhs each during the construction phase and upto the value of Rs. 2.5 lakhs each thereafter and to do all such acts, deeds and things in the name and on behalf of the society in relation to any of the matters aforesaid for the purpose of the Society.
- [xii] To delegate all or any of the powers, authorities and directions vested in him to an employee or employees of any society, subject to the ultimate control and authority being retained by him.

34. In the absence of the Managing Director as provided in Bye-Law 30 (iii), the Chairman may appoint any person to carry on the duties of the Managing Director.

Contributory

Provident Fund :

35. **Contributory Provident Fund :—**The Federation shall establish a contributory provident fund under the provisions of section 63 of the Cooperative Societies Act, 1965 for its employees which shall be administered by Rules and Regulations framed under Section 121 or 122.

Amendments

36. **Amendments :—** An amendment in the Bye-law, including substitution of the entire set of bye-laws by new bye-laws, may be made by a resolution passed by the votes of at least two thirds of the members of the general body, present at the Special General Meeting called for the purpose, by giving thirty days notice to the members who shall also be supplied with a copy of the proposed amendment/s. A quorum of at least one third of the total number of members of the General Body shall be required for such a meeting provided that if the requisite quorum can not be obtained at a meeting, the Registrar may direct the Federation to call another meeting at which required quorum will be reduced to one fifth and also to inform the members in writing of the fact.

Serve of Notice

37. **Service of Notice :—** Where in these bye-laws, it is provided that a written notice or order shall be given to member, service by registered post at the last known place of residence or business shall be deemed as sufficient service of such notice or order except where otherwise provided by or under the Act.

Miscellaneous

38. **Miscellaneous :—** Where any doubt arises with regard to the construction of any byelaw/byelaws, the same shall be referred to the Registrar, Cane Cooperative Societies for advice and his opinion shall be final.

39. In the event of conflict in the bye-laws of the member cooperative sugar factory and the Federation, the byelaws of the Federation shall prevail.

40. The Federation shall be a body corporate by the name "The Uttar Pradesh Cooperative Sugar Factories Federation Ltd." having perpetual succession and a common seal with power to acquire and hold property both moveable and immoveable, and shall by the said name sue and be sued, save as expressly provided in Sections 111 and 117 of the Act.

41. The Federation may affiliate itself to the National Federation of Cooperative Sugar Factories, any Zonal Federation or to any other organisation that may be set up to promote and fulfill the objects for which the Federation stands.

42. The Federation may exercise all functions and powers of an apex society, and of Federal Authority with the approval of the State Government under Section 123.

43. Notwithstanding any vacancy in the Committee of Management or any defect in the qualifications of a member, the acts of the Committee of Management shall be valid as if no such vacancy or defect had existed.

44. Certified copies of any one or more documents on request in writing and against payment of fee, prescribed in the Rules therefor, shall be supplied to an ordinary member within one month of deposit of the requisite fee.

45. The annual accounts of the Federation will be completed within one month of the close of the financial year, and shall be submitted as per Rules, to the authorities specified.

APPENDIX

Election Regulation

(a) Election of delegates and members of Managing Committee, Vice - Chairman and other office bearers shall be held according to the provisions of Act and Rules in force.

उत्तर प्रदेश कोआपरेटिव शुगर फैक्ट्रीज फेडरेशन लि०, लखनऊ की परिवर्द्धित उपविधियाँ, उत्तर प्रदेश सहकारी समिति अधिनियम १९६५ की धारा १३१ (४) के अन्तर्गत आज दिनांक ३०-५-७४ को पंजीकृत की जाती है, जिसकी रजिस्ट्री बतौर सं० ७३ सी० दिनांक १२ जून, १९६३ को हुई थी।

ह० / निबन्धक

गन्ना सहकारी समितियाँ
उत्तर प्रदेश, लखनऊ