

The Major Port Trust Officers (Recognition of Service Association) Regulations, 1972

ODISHA

India

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Rule

THE-MAJOR-PORT-TRUST-OFFICERS-RECOGNITION-OF-SERVICE-ASSOCIATION-REGULATIONS, 1972

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The Major Port Trust Officers (Recognition of Service Association) Regulations, 1972Published vide Notification Orissa Gazette Part-7/25.1.1974In pursuance of the provisions of Section 194 (2) and in exercise of the powers conferred by Section 28 of the Major Port Trust Act, 1963 (38 of 1963), the Board hereby make the following regulations, namely :

1. Short title.

- These regulations may be called the Major Port Trust Officers (Recognition of Service Association) Regulations, 1972.

2. Definitions.

- In these regulations unless the context otherwise requires-(a)"Board" in relation to a Port means the Board of Trustees under the Major Port Trusts Act;(b)"Chairman" means the respective Chairman of the Board;(c)"officer" means persons employed as officers under Section 23 of the Major Port Trusts Act;(d)"Officers' Association" means an association of officers and includes a Federation or Confederation of Officers' Service Associations.

3. Conditions for recognition of Officers' Service Association.

- No Officers' Service Association shall be recognised by the Chairman after the commencement of these regulations unless all the following conditions are satisfied, namely :(a)An application in the

form as in the Annexure for the recognition of the Officers' Service Association is made with all the information relevant for such recognitions;(b)The Officers' Service Association is formed primarily with the object of promoting the common service interests of its members, promoting welfare schemes for the members inculcating an esprit de-crops or otherwise improving the morale and efficiency of the officers;(c)Membership of the Officers' Service Association is restricted to a distinct grade or a group of grades of employees having common service interests, all such officers being eligible for membership of the Officers' Service Association;(d)The Officers' Service Association is not formed on the basis of any caste, tribe or religious denomination or of any group within or section of such caste, tribe or religious denomination;(e)No person, who is not an officer of the Board, is connected with the affairs of the Officers' Service Association;Explanation. - An honourably retired officer of the Grade the Officers' Service Association represents may be considered as an officer for the purpose of these regulations.(f)The Executive of the Officers' Service Association is appointed from amongst officers working under the Board and permission of the Chairman is obtained for those elected to hold posts as office bearer;(g)The funds of the Officers' Service Association consist exclusively of subscriptions, donations from members, and grants, if any, made by the Board and are applied only for the furtherance of the objects of the Officers' Service Association;(h)The minimum paid up membership of the association is not less than 15 per cent of the total strength of the grade or grades of officers which it purports to represent;(i)The Officers' Service Association eschews completely the additional approach, such as resorting to strikes or practices or conduct, which is likely to result in, or results in cessation or substantial retardation of work, and to coercion or physical duress;(j)The Officers' Service Association does not do any act or assist or encourage the doing of and act, which may create disaffection or dissatisfaction amongst the employees of the Board or undermine discipline or otherwise lower the prestige or image of the Board;(k)The Officers' Service Association is not such the objects of which are prejudicial to the interests of the sovereignty of India or public order or morality.

4. Conditions subject to which recognition is granted to Officers' Service Association.

- Every Officers' Service Association recognised under these instructions shall comply with the following conditions, namely :(a)The Officers' Service Association shall not send any representation or deputation except in connection with a matter which is of common interest to members of the Officers' Service Association;(b)The Officers' Service Association shall not espouse of support the cause of individual employee relating to service matters;(c)The Officers' Service Association shall not maintain any political fund or lend itself to the propagation of the views of any political party or politicians;(d)All representations by the Officers' Service Association shall as a normal practice be addressed to the Chairman of the Board;(e)A list of members who are not in arrears of their subscriptions as on the 31st March and office bearers, and an up-to-date copy of the rules and audited statement of accounts of the Officers' Service Association shall be furnished to the Chairman annually after the general annual meeting so as to reach before the 1st July each year. The full details of the paid up membership shall be duly attested by the present General Secretary of the Association;(f)Any amendment of a substantial character in the rules of the Officers' Service Association should be made only with the previous written approval of the Chairman. All amendments to the Officers' Service Association should be made only with the written approval of

the Chairman;(g)The previous permission in writing of the Chairman shall be taken before the Officers' Service Association seeks affiliation with any other Union Service Association or Federation of Service Association;(h)The Officers' Service Association shall cease to be affiliated to a federation, confederation or Service Association whose recognition under those instructions is withdrawn by the Chairman;(i)A federation or a confederation of Officers' Service Association shall affiliate only recognised Officers' Service Associations, and if the recognition accorded to any of the Officers' Service Associations is withdrawn by the Chairman the federation or confederation of Officers' Service Association shall forthwith disaffiliate such Officers' Service Associations;(j)The Officers' Service Association shall not do any act or assist in doing of any act, which it done by an employee, would contravene any of the provisions of the Board's Employees (Conduct) Regulations as amended from time to time;(k)The Officers' Service Association shall not address any communication to any other Board or other authority except through the Chairman who shall have the right to withhold it;(l)The Officers' Service Association shall not publish any periodical magazine or bulletin without the prior approval of the management;(m)Communications addressed by the Officers' Service Association or by any office bearer on its behalf to the management shall not contain any disrespectful or improper language.

5. Service Associations already recognised.

- An Officers' Service Association which has been recognised before the commencement of these regulations and in respect of which the recognition is subsisting at such commencement, may also be called upon to observe these regulations.

6. Withdrawal of recognition.

- If, in the opinion of the Chairman an Officers' Service Association recognised under these regulations has failed to comply with the conditions prescribed in these regulations, the Chairman may withdraw the recognition accorded to such Association.

7. Removal of doubts.

- If any question arises as to the interpretation of any of the provisions of these regulations, it shall be referred to the respective Chairman of the Board whose decision thereon shall be final.

8. Appeal to higher authorities.

- The Officers' Service Association shall have the right to appeal to the Government of India against the decision of the Board or the Chairman, as the case may be, in any matter failing under these regulations. Annexure From To The Chairman, Port Trust Subject-Grant of Recognition to.....Association. Sir, On behalf of the.....Association, I request that the Association may be granted recognition. A copy of the Constitution of the Association is enclosed for perusal.

2. The Association was registered on under the

3. The aforesaid Association represents employees of the following grades/service in the..... Department.

(i).....(ii).....(iii).....The present paid up membership of the Association is distributed amongst the various grades/services/categories as follows :

Grade/Services	No. of members
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(1)	(2)
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(i).....	
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(ii).....	
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(iii).....	
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A list of members giving details of subscription paid by them duly attested by the President/General Secretary of the Association is enclosed. The aforesaid Association has by a resolution passed at its meeting held agreed to abide by the instructions issued by the Port Administration for the purpose of recognition of Association. A copy of the resolutions duly attested by the President of the Association is also enclosed. Yours faithfully, Signature

Name.....Designation.....President/General Secretary