

**CONSTITUTION
&
RULES
WELFARE PARTY OF INDIA**



HQR

WELFARE PARTY OF INDIA

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CONSTITUTION AND RULES

WELFARE PARTY OF INDIA

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Article 1: NAME

Name of the Party shall be the “**WELFARE PARTY OF INDIA.**”

Article 2: OBJECTIVES

The WELFARE PARTY OF INDIA shall aim at realizing a value-based welfare state governed by the principles of Justice, Freedom and Equality. The Party shall strive for;

1. Promotion of ethical values and high moral standards in the political system and other realms of public life.
2. Stimulation, advancement and fortification of democracy in letter and spirit, not in the sense of majorityism but in the sense of inclusiveness and pluralism.
3. Establishment of a welfare state by recognizing and realizing the right to livelihood and other fundamental human rights
4. Growth and development of the country focusing on the equitable and just distribution of the fruits of development and ensuring that the benefits of growth reach to every section of the society and promoting interest free economy.
5. Restoration and preservation of the rights of minorities as recognized in the Constitution of India and international conventions.
6. Growth and development opportunities for women ensuring that their femininity is respected and protected in its true spirit.
7. Empowerment of the weak and oppressed sections of the society and minorities, through special measures and affirmative action’s realizing the ideals of social justice.
8. Channelizing the energies of the youth for the healthy development of the society.
9. Protection of the cultural diversity by granting full opportunities to different cultures to thrive and by realizing the notion of cultural federalism.
10. Sustainability in the development of industry, technology, commerce and agriculture in the country with due attention to the protection of environment.
11. Effective mechanisms of accountability and transparency at all levels of public life ensuring that authority and power are always coupled with an equal magnitude of responsibility and answerability.
12. A just global order by assuring that international law is adhered to; and within its framework, the integrity and sovereignty of nations are respected and decimation based on race, geography and power are eliminated.

Article 3: METHODOLOGY

For the achievement of its aims and objectives, the Party shall adopt peaceful and constructive methods and lawful means, and shall abstain from all such acts which are at variance with truth and honesty or which may result into communal hatred, regional, class and caste based chaos and conflicts.

Article 4: Allegiance to the Constitution of India

The Party shall bear true faith and allegiance to the Constitution of India as by law established and to the principles of socialism, secularism and democracy and would uphold the sovereignty, unity and integrity of India.

Article 5: MEMBERSHIP

There will be two categories of membership in the Party, PRIMARY MEMBERS and ACTIVE MEMBERS.

A. Primary Members

Any person fulfilling the following conditions can become a Primary Member of the Party.

- a. He/ She should be the citizen of India and his/her age should be 18 years or above.
- b. Accepts and subscribes in writing in the prescribed form to the objectives of the Party.
- c. He/ She is known for good conduct and abstinence from moral and social evils.
- d. He/ She is not a member of any other political party.
- e. The Membership Card will be issued by the Unit President and this will be deemed to be granting of the Membership.
- f. Membership fee of Rs. 10 will have to be paid for the issue of Membership Card.
- g. Unit Presidents will have the right to reject any application for membership if the applicant is not fulfilling the membership criteria.
- h. The term of primary membership shall be for four years and will be counted from the first of January of the year or from the date of enrolment as member up to 31st of December of the subsequent fourth year.
- i. **The term of membership will be for four years.**
- j. At the beginning of each term all members will have to renew their membership.
- k. The membership will cease by death, resignation or removal.
- l. A register of primary members of the units shall be duly authenticated and certified by the unit president.
- m. A copy of verified membership register shall be sent to the district president.
- n. A primary member can become an active member on completion of 4 years.
- o. Scrutiny for active membership will take place by the District Executive and the Unit President,
- p. A second appeal against the decision of the scrutiny committee shall be heard by the State Executive,
- q. The member shall pay Rs. 100 at the time of becoming an active member.
- r. A computerized copy of the active members prepared by the District President shall be sent to the State President and to the National President.

B. Active Members

- a. Active Membership will be granted by the District Executive and the Unit President from among the Primary Members of the party based on the following criterion;
 - i. Adherence to the Party principles,
 - ii. Their contributions and services to Party programmes,
 - iii. Adherence to Party discipline, character and ethical standard
- b. The State President can expel any of the Active Members.

Article 6: LOCAL UNIT

- a) Local Unit will be formed at any village, town, city or block where at least 10 Primary Members are present.
- b) The authority to form a Local Unit will be that of the District Executive (ARTICLE 8).
- c) The power to suspend or dissolve Local Unit is vested with the District Executive. (ARTICLE 8).
- d) If the number of members in any Local Unit exceeds 25, a Unit Committee will be formed. The Unit committee will comprise of 10 members. In the absence of Unit Committee, the unit members meet will have all the powers of the Unit Committee.
- e) All Primary and Active Members in a Local Unit will elect from among themselves the members of the Unit Committee.
- f) Local Executive shall consist of the President, Secretary and Treasurer.
- g) Local Unit President will be elected by the Unit Committee and will take charge after confirmation by District Executive. If the District Executive does not confirm the election, re-election will take place.
- h) Unit Secretary and Treasurer will be appointed by Unit President and to be confirmed by the District President.

Article 7: DISTRICT COMMITTEE

The District Committee will cover an area specified by the State Executive. The size of District Committee shall not exceed 25 and it shall consist of,

- a. All active members belonging to the District. When there are more number of active members in a district, then the election will be conducted among themselves.
- b. Five members co-opted by the District Committee and confirmed by the State Executive, to give representation to underrepresented sections,
- c. The District President will be elected by the District Committee from among themselves. And election will come into effect after the confirmation by the State President. If the State President does not confirm, re-election will be held.

- d. Vice Presidents, Secretary and Treasurer will be appointed by the District President and confirmed by the State President.
- e. The District Committee in consultation with the District President will fix the size of the Unit Committee.

Article 8: DISTRICT EXECUTIVE

- a. The District Executive shall consist of the District President, the Vice Presidents, Secretary and Treasurer. District Executive, under the leadership of the District President, will be accountable for implementing in the district all decisions of the District Committee and higher Party organs.
- b. The District Executive will confirm the election of the Unit Executive.

Article 9: STATE GENERAL COUNCIL (SGC)

The State General Council shall be elected from among the active members of the state and the size of SGC members of each state shall be determined by the FWC based on the party strength in that state. The tenure of the State General Council shall be for four years. The SGC will meet in every two years.

- a) It will be necessary to convene within one month, an emergency meeting of the State Council if;
 - i. 50% of the SGC Members make a written demand to convene the State.
 - ii. State Working Committee (Article 10) passes a resolution for convening.
 - iii. State President of the party finds it necessary to convene such a session of General Council.
- b) The powers of the State General Council will be as follows;
 - i. To elect the State President and 25 members of the State Working Committee.
 - ii. To accept the resignation or dismiss State Working Committee and member(s) of the State Working Committee.

Article 10: STATE WORKING COMMITTEE (SWC)

- a) The State Working Committee will be responsible for taking all important decisions in the state and will cover an area specified by the Federal Working Committee. The State Working Committee will frame the policy and programme of the Party in the State within the premise of the Federal Policy Framework.
- b) All the important decisions taken in SWC meeting shall seek approval of National President before its execution.

The State Working Committee will consist of

- a. The State President,
- b. 25 members elected by the State General Council,

- c. 10 members nominated by the State President in consultation with the elected members of the state working committee.

The following will be ex-officio members.

- d. Leaders of the Party in the Legislative Assembly and Council.
- e. Leaders of the Party in Metropolitan Councils.
- f. Vice Presidents, Secretaries, Treasurer.

Article 11: STATE EXECUTIVE

The State Executive, under the leadership of the State President, will be accountable for implementing all decisions of the State General Council, State Working Committee, Federal General Council, Federal Working committee and President of the Party. The State Executive will have the power to dissolve the Local Unit.

- a) The State Executive shall consist of the State President, Vice Presidents, State General Secretary (O), Secretaries and Treasurer.
- b) The State President will be elected by the State General Council and confirmed by the National President of the Party.

The State Vice Presidents, Secretaries and Treasurer will be appointed by the State President in consultation with the State Working Committee.

Article 12: FEDERAL GENERAL COUNCIL (FGC)

The Federal General Council shall consist of 150 elected members, who will be elected by the members of the State General Councils from among themselves in accordance with the rules framed by the FWC; it will also comprise of the outgoing FWC members.

- a) The Federal General Council will normally meet once in two years.
- b) The Federal General Council shall be convened if;
 - i. More than 50% of the NGC members make a written demand to convene the meeting.
 - ii. The FWC passes resolution for convening the meeting of the Federal General Council.
- c) More than one third of the State Working Committees pass resolution making a demand to convene such a meeting.
- d) Federal General Council will have the following powers;
 - i. To elect the President of the Party and 30 members of the Federal Working Committee.
 - ii. To make evaluation of Party activities and progress.
 - iii. To accept the resignation or dismiss the National President of the Party.

- iv. To accept resignation or dismiss any member(s) or whole of the FWC.
- v. To make Amendments to the constitution.

Article 13: FEDERAL WORKING COMMITTEE (FWC)

1. The Central Working Committee will consist of 41 Members comprising of
 - a. Thirty one Members of the Central Working Committee, elected by the National General Council.
 - b. Ten members nominated by the President in consultation with the elected members of the Central Working Committee.

Besides, the following will be ex-officio members of the CWC.

- c. Leaders of the Party in the Lok Sabha and Rajya Sabha.
- d. The Vice Presidents, General Secretaries, Secretaries and Treasurer.
- e. The Federal Working Committee will have the following powers.
 - a. To frame the basic policy and programme of the Party.
 - b. To frame the rules and statutes for day to day work of the Party.
 - c. To make rules/norms for election and decide about election authorities.

The Federal Working Committee shall be the final authority in settling any dispute or controversy or any residual matter not covered in this Constitution.

Article 14: PARTY PRESIDENT AND FEDERAL EXECUTIVE

The National President shall appoint, in consultation with the FWC, the National Vice Presidents (not more than FIVE), National General Secretaries (Not more than FIVE), National Secretaries, and Treasurer. This will constitute the Central Executive.

Article 15: POWERS AND JURISDICTIONS OF PARTY ORGANS

- a) All decisions of the Federal General Council and Federal Working Committee shall be binding on all units, organs, cells and members of the Party.
- b) Subject to the decisions mentioned in sub-clause a), the Federal Working Committee shall be the highest policy making body of the Party. It shall lay down rules for carrying out the functions of all units and organs. It shall frame rules for the maintenance of funds which will be audited and approved annually.
- c) In policy related matters of States, decisions of the State Working Committee, taken within the purview of the Federal Policy Framework will be binding on all units, organs, allied organizations, cells and members of the party in the respective state. The decisions of the Federal General Council and Federal Working Committee shall supersede that of the State General Councils and State Working Committees. National President shall have the right to temporarily veto any decision of the State General Councils and State Working Committees, that he/she considers not

consistent with the Federal Policy Framework. Any dispute, if arising, will be finally settled by the Federal Working Committee in its subsequent meeting.

- d) All other organs and units shall perform such functions and carry out such duties in their respective area as may be determined by the FWC.

Article 16: COUNCIL FOR POLICY STUDIES (CPS)

- a) There shall be a Council for Policy Studies for the purpose of studying, conducting research and planning the Party Policies.
- b) Issues of public policy, governmental measures and legislative proposals shall be discussed in detail in the Council and the report will be presented to the FWC and the FGC that in turn take the final decision in their respective jurisdictions.
- c) The CPS will be formed by the FWC. CPS can consult experts of different subjects from outside but they will not be granted membership.
- d) The CPS can be formed at state levels also if State Working Committee takes decision in this regard.

Article 17: PARLIAMENTARY BOARD:

- A. The Party will take part in elections conducted by the Election Commission of India. The Federal Executive shall set up a Parliamentary Board consisting of the Party President and nine other members consisting the Leaders of the Party in the Lok Sabha and Rajya Sabha, for the purpose of regulating and coordinating the Parliamentary activities and shall frame rules in that behalf. The Chairman of the board shall appoint one member as a secretary.

B. Functions of the Parliamentary Board

- a. It shall have the powers to supervise, regulate and guide the party during Lok Sabha and Assembly elections.
- b. It shall have the powers to decide on the list of names of the candidate/s and the constituency/ies duly submitted by the SWC.
- c. It shall have the authority to take note of any breach of discipline by the members/state office bearers during the time of elections.
- d. It shall guide and regulate all organisational units & allied organisations at the time of elections.
- e. It shall discuss and decide any policy which has not been adopted earlier and it shall be ratified by Federal Executive within 21 days of the said decision.
- f. It shall negotiate with other political parties for alliance or seat adjustment.

Article 18: FUNCTIONS OF THE OFFICE-BEARERS

National, State, District and Unit Office bearers will have the following powers and responsibilities in their respective jurisdictions.

A. PRESIDENTS

- a. To convene and preside over the sittings of the concerned Committee or Councils. If the matter related to the personality of the President is being discussed, the Council/Committee shall appoint any Vice President or any other person to chair the session for such discussion.
- b. To work for the expansion and consolidation of the Party in his/her jurisdiction.
- c. To nominate, as per the Constitution, members/office-bearers to his Executive.
- d. To allocate the work and duties among the office-bearers and members of the Executive.
- e. To exercise any power of his Executive/Committee, in an emergency, when it is not in session provided that any such action will have to be ratified in its subsequent meeting.
- f. To take part in talks with other parties and to nominate representatives of the Party for the work.
- g. To represent the party in public forum.
- h. To decide the date of the Committee/Executive meeting.
- i. To guide the Committee/Executive in implementing programmes for furthering the organizational and constructive activities and agitational programmes of the Party.
- j. In performing all these duties the Presidents will be working within the limits of the decisions of respective Committees and Councils and higher party organs and will be accountable to the executive of the higher level.
- k. National President in his capacity can call for a SWC meeting/State Executive meeting in any state with prior notice of 21 days and State President shall organize such a meeting.

B. VICE-PRESIDENTS/GENERAL SECRETARIES

- a. Subject to the general control of the President, Vice Presidents and General Secretaries will be performing the roles specified by the respective Presidents.
- b. The Vice Presidents, normally being given leadership related roles, will be performing the roles specified by the President.
- c. General Secretaries will be given organizational, administrative and managerial roles. The General Secretary-(Organization) shall be in-charge of the organization and will lead and guide the secretariat, other General Secretaries and Secretaries

- d. The General Secretary-(Organization) shall supervise the organization and implement the decisions of Party Organs, FGC, FWC and Federal Executive.
- e. The General Secretary-(Organization) shall prepare and publish the report of the proceedings for the relevant party organs.
- f. The General Secretary-(Organization) shall keep the records of the Party and make them available when needed.
- g. The General Secretary-(Organization) shall convene the meetings of the FGC, the FWC and the Federal Executive with due consent of the President and to issue and monitor their agenda.

C. TREASURER

- a. He shall be responsible to maintain the income and expenditure account of the Party at respective level.
- b. He shall get the accounts examined/audited and to report the same to the Committee annually.
- c. He shall get audited the accounts of all subordinate units.
- d. He shall get prepared the budget and present and get it passed in the concerned body.
- e. He shall guide to raise funds and search the sources of funds for the party.

Article 19: FUND

- a. There shall be established a Fund of the Party into which all membership fees and subscriptions, contributions, sale proceeds of journals or other publications and State subsidies, if any will be deposited. All the expenses of the Party shall be met from this Fund.
- b. Party will abide by the instructions issue by the Election Commission from time to time in maintaining the accounts.
- c. The budget of different levels of the Party will be approved at the beginning of each year by the respective committees. Budgets of Unit, District and State levels will have to be confirmed by the Presidents of the next higher levels.
- d. The Federal and State Working Committees shall have the powers to make rules regarding the maintenance of the accounts.
- e. The accounts will be audited annually and audit report will be placed before the meeting of the respective Committees. The Central account will be audited by an auditor empanelled with the Comptroller and Auditor General.
- f. The Audited Annual Financial return will be submitted to the Election Commission within 60 days of the end of each financial year.
- g. The Central Auditor will be appointed by the FWC while State and District Level Auditors will be appointed by State Working Committees.
- h. The FWC will decide time to time, the membership fee and the Party contributions.
- i. A five member finance committee shall be constituted at the state level by the State Executive which will function under the state treasurer. This committee will submit finance statement of the state annually to the national treasurer.

Article 20: PARTY TERM

- a. The term of the FWC, State Committees, Party President and Federal Office Bearers will be for four Years.
- b. The term of District and Unit Committees and office bearers and Executives will be for two years.

Article 21: VACANCIES

- a. The office of a member of any Committee or Council or any office bearer constituted under this Constitution shall be vacated by resignation, removal, or death;
- b. All vacancies shall, unless otherwise provided for, be filled in the same manner in which the vacated member was chosen and the member so elected shall hold office for the remaining term of the seat vacated;
- c. If the post of President is vacated at any level any one of the Vice President will be nominated as the Acting President till the election is carried out as per constitution. Acting President can work at the most for four months.
- d. In the absence of any provision to the contrary, a Committee or Council, once it is properly constituted shall not become invalid by reason of any vacancy.

Article 22: QUORUM

Quorum for all meetings shall be one third of the strength. A meeting adjourned for lack of quorum, will meet again after convenient gap and due intimation to all members, and there shall be no need of a quorum for this adjourned meeting.

Article 23: DISCIPLINARY ACTION

- a. The FWC will constitute a Central Disciplinary Committee.
- b. Disciplinary Committee will be constituted at State level by State Working Committee.
- c. Disciplinary Committees shall investigate the complaint against any party member and will recommend action to the concerned authority, as in Article 25.
- d. The cases involving Primary members, Unit Committee members, District Executive members will be dealt by State disciplinary Committee.
- e. The disciplinary issues related with Federal General Council and Federal Working Committee members will be dealt by Disciplinary Committee formed by the National President in consultation with FWC.
- f. Censure, reprimand, suspension of membership and expulsion shall be the penalties imposed on member/s who engage themselves in the following conduct. (i) Violation of the Constitution or rules of the Party; (ii) Working against the decided policy of the Party (iii) Violating any of the criteria of the membership (iv) Any other action detrimental to the interest and image of the Party.
- g. Actions/punishments should not be based on a single incident/error. Individual's contribution to the party for a period of time shall also be taken into account.

- h. The individual can prefer appeal against the decision of disciplinary committee to the State Presidents/ National President as the case may be. If not satisfied they can prefer appeal with the National President.

Article 24: ALLIED ORGANISATIONS

Following Allied organizations will be constituted to achieve the party objectives.

1. Youth Wing
2. Ladies Wing
3. Students Wing
4. Farmers and Labourers Wing
5. Any other frontal organization.

These organizations may frame rules and norms for their functioning subject to the following conditions.

- a) They will abide by the Objectives and Philosophy of the Party for bringing Peace and Justice as mentioned in article 2 of this constitution.
- b) The decision of Federal General Council and Federal Working Committee at the National level and State General Councils and State Working Committee at the respective state levels, including Policy Frame Work, shall be binding on all allied organizations.
- c) National President at the national level and State Presidents at the respective state levels shall be the final authorities for the allied organizations and they shall have the powers to sanction or veto any of the decisions of the allied organizations and to dismiss or suspend any of their office bearer/in consultation with respective Executive Committees.
- d) The Party will provide necessary support and guidelines for allied organizations.

Article 25: EXPULSIONS, RESIGNATIONS AND SUSPENSIONS

The power for expelling, accepting resignation and suspending any party functionary will be as per the following table:

Functionary/Member	Accepting Resignation	Suspension	Dismissal/Expulsion
Primary Member	District President	Unit President	District President
Active Member	State President	State President	State President
Local Unit President	District President	District President	State President
Any Other Local Unit Office Bearer	Unit President	Unit President	District President
District President	State President	State President	State President
Any Other District Office Bearer	District President	State President	State President
State President	National President in consultation with State Working Committee	National President	State General Council
Any Other State Office Bearer	State President	State President	State President in consultation with State Working Committee
National President	FGC	FWC	Federal General Council
Any Other Federal Office Bearer	National President	National President	National President in consultation with FWC
Member of Unit, District, State Committees from the membership of that committee and also from the primary membership of the party	President of the concerned committee	President of the concerned committee	President of the next higher committee
Member of FWC from the membership of FWC and also from the Primary/Active membership of the party	National President	National President	Federal General council

Article 26: SITTINGS

Sitting of the Committees/ Councils shall be held as under:

Council/ Committee	Normal Frequency	Maximum between two sessions
Unit Committee	One Month	Fifty Days
District Committee	Two Months	80 Days
State General Council	Two Years	30 Months
State Working Committee	Six Months	Eight Months
Federal General Council	Two Years	30 Months
Federal Working Committee	Six Months	Eight Months
Council for Policy Studies	One Year	14 Months

Article 27: AMENDMENTS TO THE CONSTITUTION

- a. The Constitution can be amended, altered and added to, only by the Federal General Council of the Party by 2/3 majority in a meeting convened with one month notice and wherein at least 50% members are present.
- b. The final authority for interpreting any notion of this Constitution will be FWC.

Article 28: MERGER OR DISSOLUTION OF THE PARTY

For any decision to merge the Party with another organization or dissolve the party, it will be necessary that;

- a. The President of the Party approves this decision and he/she proposes it in FWC.
- b. The FWC passes a resolution in this affect with majority vote.
- c. A special session of FGC is convened with at least 10 days' notice and the FGC approves it with a two-third majority of all members present (barring the vacancies if any).
- d. Members who are unable to attend this meeting can send their opinion and votes; such votes will be counted.

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