

## ANNEXURE - 1

### Revision of Membership Fee for the Financial Year 2012-13.

Looking at inflationary expense pressures on the Council and for taking new projects to tap new markets, the Committee of Administration (“CoA”) in its recently convened meeting held on 2nd February, 2012, decided to revise the membership fees & admission fee for the Financial Year 2012-13 w.e.f. 1st April 2012.

- Membership Fee:** Membership fee for the year 2012-13 is payable according to the export performance of the Firm in the year 2011-12, along with a self declaration of imports & exports as shown in the challan.
- Service Tax:** As per the Notification No. 16/2009-ST dated 7.7.2009 service tax @12.36% is applicable on the membership fee as well as admission fee.
- Following subscription is payable by you for renewal of your Associate Membership/Ordinary Membership for the year 2012-13:**

Export Performance of Gem & Jewellery during the year 2011 –12	Membership fee for 2012-13 ₹	Service Tax @12.36% ₹	Total Fees Payable @12.36% ₹
Export Upto ₹ 25 Lakh	₹ 6000/-	₹ 742/-	₹ 6742/-
Export above ₹ 25 lakh upto ₹ Crore	₹ 10000/-	₹ 1236/-	₹ 11236/-
Export above ₹ 1 Crore upto ₹ 5 Crore	₹ 15000/-	₹ 1854/-	₹ 16854/-
Export above ₹ 5 Crore upto ₹ 15 Crore	₹ 30000/-	₹ 3708/-	₹ 33708/-
Export above ₹ 15 Crore upto ₹ 50 Crore	₹ 40000/-	₹ 4944/-	₹ 44944/-
Export above ₹ 50 Crore upto ₹ 100 Crore	₹ 65000/-	₹ 8034/-	₹ 73034/-
Export above ₹ 100 Crore upto ₹ 500 Crore	₹ 100000/-	₹ 12360/-	₹ 112360/-
Export above ₹ 500 Crore upto ₹ 1000 Crore	₹ 150000/-	₹ 18540/-	₹ 168540/-
Export above ₹ 1000 Crore	₹ 200000/-	₹ 24720/-	₹ 224720/-

Admission fee / late fee payable in case of new membership / late renewal is ₹ 5,000/- + Service Tax @ 12.36% = ₹ 618/-

- Outstanding Payment:** Keeping in line with decision of CoA taken in its duly convened meeting it may be further noted that any and all outstanding payment(s) from a member towards the Council, in the immediate preceeding year will be seriously viewed while renewing the membership of the incumbent firm for the financial year 2012-13, unless justified to the satisfaction of the Council.

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### रत्न तथा आभूषण निर्यात संवर्धन परिषद

#### THE GEM & JEWELLERY EXPORT PROMOTION COUNCIL

क्षेत्रीय कार्यालय : एफ 17-18, फ्लैटेड फैक्टरीज कॉम्प्लेक्स, झण्डेवाला, नई दिल्ली-110055

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In this context, please be informed that payments towards the Council shall be deemed to be outstanding, if the same is due and payable to the Council and is outstanding for more than 3 (three) months from the date of Invoice raised by the Council and the Council's decision in this behalf shall be deemed to be final, if no discrepancy/dispute with respect to the such invoiced amount was brought to the Council's notice within 30 (thirty) days from the date of every such invoice.

- 5. Group of Companies:** It is very imperative for the Members to note that it will be required to renew membership for each of the entity under its group companies, failing which, the membership shall be deemed to be valid for only that particular entity which has renewed its membership and whose name reflects on the membership renewal form and the receipt challans. For the avoidance of doubt, the relevant facilities of the Council shall be extended only to those members whose name reflects on the Membership Renewal Form, receipted challan, Membership Certificate and the RCMC issued by the Council. Thus, it is pertinent that each entity under a group should renew its members pursuant to the terms herein.
- 6. Non-submission of Renewal Application:** The CoA further decided that in the absence of renewal of membership, the firm will NOT be permitted to enjoy various privileges offered by the Council pursuant to the Article 11.1 of Memorandum & Articles of Association and such activities & facilities open for participation to the Council Members as under:
- Any event/ exhibitions in India/abroad;
  - Participation in Delegations;
  - Participation in Buyer Seller Meets;
  - Nomination for Annual Awards;
  - Receipt of Solitaire International, Ideal Cut & Circulars;
  - Attending Seminars & Workshops;
  - Recommendation letter for visa;
  - Permissions for participating in Foreign Exhibitions, Export Promotion Tours, Display of Branded Jewellery abroad etc.

**GENERAL RULES & REGULATIONS**

- 1. CLAUSES OF MEMORANDUM & ARTICLES OF ASSOCIATION REGARDING MEMBERSHIP RULES**
- 3. CATEGORIES OF MEMBERS, AND ELIGIBILITY FOR MEMBERSHIP**

**3.1 Categories of members of the council**

The Council shall have the following categories of members, namely:

- (a) Associate Members:
- (b) Ordinary Members:

**3.2 Associate Member**

A person shall be eligible for admission to the Council as an Associate Member, on receiving the Import-Export Code Number from the Director General of Foreign Trade, Government of India, in respect of the product with which the Council is concerned.

**3.3 Ordinary Membership**

In order to be eligible for ordinary membership of the Council, a person must satisfy the following requirements, namely:

- (a) He, or the entity represented by him, must have been an Associate Member of the Council for at least three years.

- (b) He, or the entity represented by him, must have, to his or its credit, during the three financial years immediately preceding, average exports in respect of the product, of not less than the amount mentioned below:
- (i) Small Scale Industries Rs. 10 lakh
  - (ii) Others Rs. 25 lakh

## 8. DISQUALIFICATIONS FOR MEMBERSHIP OF COUNCIL

### 8.1 Disqualification

A person shall be disqualified for being, or for continuing, as a member of the Council if

- (a) he is found to be of unsound mind by a competent court;
- (b) he applies to be adjudicated as, or is adjudicated as, an insolvent;
- (c) he is convicted by a court of an offence involving moral turpitude and is sentenced, on such conviction, to imprisonment for not less than six months;
- (d) he, or any firm in which he is a partner, or any private company of which he is a Director, commits a violation of section 295 or section 299 of the Act;
- (e) he, becomes disqualified by an order of the Court under section 203 of the Act;
- (f) he ceases to be a member of the entity which he represents or such entity ceases to be a member of the Council; or
- (g) his name is removed from the register of members under article 8.2

### 8.2 Removal by the Committee

The Committee may, after giving a member reasonable opportunity of hearing, remove the name of that member from the Register of Members, either for a specified period or indefinitely:

- if he has violated any condition for membership or
- if he has been in arrears in regard to the payment of membership fee or of any other amounts due from him to the Council for more than six months; or
- if he has been guilty of disorderly conduct at meetings of the Council or of the Committee; or
- if he has otherwise been guilty of conduct in becoming of a member; or
- if he has become disqualified under article 8.1

### 8.3 Conversion into Associate Membership

The Committee may, after giving a member reasonable opportunity of hearing, convert the membership of an Ordinary Member into an Associate Membership, if his performance as an exporter of the product has, during the financial year immediately preceding has been below the average mentioned in clause (b) of article 3.2.

## 11. PRIVILEGES OF MEMBERS

### 11.1 Ordinary Members

Without prejudice to any other rights conferred on Ordinary Members by the Memorandum of Association of the Council, but subject to the other provisions of these articles, Ordinary Members shall have the following rights and privileges, namely:

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- (a) right to stand as a candidate, and to vote at the election of the members of the Committee and the right to vote on all matters brought before a meeting of the Council, provided there are no arrears of subscription of other dues or charges payable by them to the Council on 1st April in the year of voting;
- (b) right to requisition a meeting, as provided in these articles;
- (c) right to receive the annual reports of the Committee, on payment of the prescribed fee;
- (d) right to receive publication of the Council, on the prescribed conditions; and
- (e) right to use all such facilities as may be made available to such members by the Council from time to time, on the prescribed conditions.

### **11.2 Associate Members**

Without prejudice to any other rights conferred on Associate Members by the Memorandum of Association, of the Council, such members shall have the following rights and privileges namely;

- (a) right to receive the annual report of the Committee, on payment of the prescribed fee;
- (b) right to receive publications of the Council, on the prescribed conditions;
- (c) right to use all such facilities\* as may be made available from time to time, on the prescribed conditions.

#### **\* Facilities such as**

- (i) Any event/ exhibitions in India/abroad,
- (ii) Delegations,
- (iii) Buyer Seller Meets,
- (iv) Annual Awards
- (v) Receipt of Solitaire International, Ideal Cut & Circulars
- (vi) Attending Seminars & Workshops
- (vii) Recommendation letter for visa
- (viii) Permissions for hand carry for foreign exhibitions & etc.

### **11.3 Nominated and Co-opted Members**

A nominated or co-opted member shall have no right to vote

## **13. SUSPENSION OF PRIVILEGES.**

### **13.1 Non-payment of subscription.**

If a member (Ordinary or Associate) fails to pay his annual subscription by the 30th April of the year for which it has become due, then

- (a) he shall not be entitled to exercise any right or privilege as such member and
- (b) the Committee may suspend his membership, which suspension shall remain operative until he pays the arrears and the Committee accepts in writing such arrears and restores his membership after revoking his suspension.

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