JAMMU UNIVERSITY TEACHERS' ASSOCIATION

(JUTA)

UNIVERSITY OF JAMMU

No: JUTA/2016-17/CA - 01

Date: 05-09-2017

NOTIFICATION

Sub: Adoption of Amended JUTA Constitution.

Consequent upon the report of the Constitution Review Committee constituted vide Letter No. JUTA/2016-17/1-45, dated: 04-10-2016 (authorized by EC#01, dated: 21-09-2016) and GBM discussions and advice (GBM#02, dated: 30-05-2017) and resolutions of EC meeting held on 02-08-2017, and approval of the Amended Constitution by more than two-third of JUTA members by circulation, it is hereby notified that the Amended Constitution of JUTA is adopted and the same shall come into force prospectively w.e.f. the date the process of election of new JUTA team is initiated in the immediate near future.

A copy of the Amended JUTA Constitution is available on the JUTA website.

(2010/17)

Constitution of Jammu University Teachers' Association University of Jammu, Jammu Jammu and Kashmir, INDIA

- 1. The name of the Association shall be the Jammu University Teachers' Association, abbreviated as JUTA, herein under referred to as the Association.
 - 2. It shall be a registered Association and the registered office of the Association shall be situated within the University of Jammu, Main Campus, Jammu.

3. Aims and Objectives of the Association:

(a) The Association shall endeavour to safeguard and promote social, cultural, intellectual and academic interests of its members.

(b) Without prejudice to the generality of the provision contained in clause(a), the Association shall have the following aims and objectives, namely:

- 1. To create a sense of solidarity among the members of the Association by holding meetings, seminars and discussions on matters of common interest.
- 2. To assist the members individually and collectively in improving their conditions of service and material well-being.
- 3. To institute funds, and for that purpose to accept donations, contributions and grants for the benefit of the Association and members thereof.
- 4. To acquire, hold and dispose off property, moveable and immovable for purpose of the Association.
- 5. To adopt all methods to safeguard the rights of the teaching community in general and of the members of the Association in particular.

- 6. To organize and administer and /or help in the administration of social security for teachers including insurance scheme or provident fund, old age pension, accident or invalidity benefits.
- 7. To promote better understanding between the teachers, the students and the University administration.

4. Membership of the Association::

- (a) Membership of the Association shall be open to the regular and permanent teaching staff of the main campus and the off-site campuses. Teaching staff means Professor, Associate Professor, Assistant Professor and equivalent research and teaching personnel including Non-Vaccational Academic Staff working in the Research Centres and Teaching Departments of the main campus and the off-site campuses provided they are actively engaged in teaching and/or research and governed by the UGC Regulations for their appointments and promotions. No contractual faculty member shall be entitled to the membership of the Association
- (b) If any doubt or dispute arises with regard to eligibility to membership on account of the nature of functions performed by a member of the staff of the University of Jammu, the same shall be referred to the General Council (comprising all members of the Association) of the Association whose decision shall be final.

(c) No faculty member shall be enrolled as a member of the Association unless he/she makes an application on the prescribed form and pays the admission fee of Rs. 500/-. However, the monthly fee of Rs. 100/- shall be deducted from the salary of each member to meet the expenses of JUTA. The General Council is authorized to revise the admission and monthly subscription fee from time to time.

(d) Any member of the Association who fails to clear arrears on account of admission and/or monthly subscription by the date specified in this regard by the Treasurer of the Association, shall lose his/her membership of the Association.

(e) Any person who ceases to be an employee of the University of Jammu shall lose his/her membership of the Association automatically. Provided that no member shall be deemed to have ceased to be member of the Association till he has exhausted all the legal remedies available to him/her.

(f) Any member of the Association may be censured and/ or suspended or expelled for a specified period from membership by the General Council of the Association with 3/4 majority of the total membership, if he/she has been persistently acting against the aims and objectives of the Association or has acted in a manner prejudicial to the interests of the teaching community in general and of the Association in particular:

Provided that no resolution to this affect shall be passed by the General Council unless notice of the resolution has been given to the affected members at least seven days before the meeting, and he/she is offered a reasonable opportunity to be heard in the meeting of the Council.

5. General Council:

- (a) The General Council shall consist of all the members of the Association who are in the active service of the University of Jammu. There shall be minimum of three General Council Meetings each year, preferably in the months of October, January and May.
- (b) All meetings of the Association, other than requisitioned meetings of the General Council, shall be called by the Secretary in consultation with the President of the Association.
- (c) A Special or extra ordinary meeting of the General Council shall be called on the requisition of one-third members of the General Council, by the Secretary of the Association on giving seven days clear notice to the members.

(d) The President of the Association may call a special meeting of the General Council to consider items of special importance to the Association on giving at least three days clear notice to the members.

6. Powers and Functions of the General Council:

The General Council shall have the following powers and functions, namely:

(a) to elect office-bearers of the Association;

(b) to approve the annual budget of the Association;

(c) to discuss all matters which concern or affect the material well being of the members of the Association, and for that purpose to adopt resolutions or to chalk out a course of action necessary under the circumstances;

(d) to make recommendations to the University of Jammu, the State
Government, the University Grants Commission and other authorities on matters related to improvement of conditions of service of the members or for their material well-being;

(e) to appoint standing or special committees for the purpose of examining schemes or proposals relating to conditions of services of the members of the Association.

(f) to authorize affiliation of the Association with similar bodies or associations in India and abroad, and to prescribe terms and conditions for such affiliation;

(g) to discuss and approve the annual Report presented by the Executive Council of the Association at the Annual General meeting.

(h) to remove office-bearers of the Association and to fill in the vacancies from time to time;

(i) to take all other steps which are incidental to/or further the aims and objectives of the Association;

7. Office-bearers of the Association:

(a) The holders of the offices hereinafter mentioned shall be the officebearers of the Association:

- 1. President
- 2. Vice-President
- 3. Secretary
- 4. Joint Secretary

(who may also be delegated the duties related to the cultural activities)

5. Treasurer

(c) The office-bearers of the Association shall be elected by the General Council of the Association in the month of August for a period of two years in the

manner hereinafter provided:- (i) The list of all members of the Association eligible for voting shall be circulated by the Secretary within a week on reopening of the University after summer vacation in the month of July, after the membership is completed. The objections shall be filed within a week and thereafter, the Executive Council shall consider the objections, and finally the revised list of the members shall be circulated within a week. (ii) The Executive Council of JUTA shall nominate the Election Commissioner from amongst the active members of the Association. The Election Commissioner shall be responsible for the conduct of the election of the Association in free and fair manner. The Election Commissioner shall invite nomination papers for various posts of the office-bearers giving not less than one week notice to file nominations. It shall be the duty of the Election Commissioner to appoint officers to hold elections in the off-site campuses.

(iii) The Election Commissioner shall notify election schedule between 1^{st} and 14^{th} day (both days inclusive) of the month of August preferably as under:

- (a) Last date of receipt of nomination papers: 12 days before the date of election
- (b) Date of scrutiny of nomination papers: 10 days before the date of election
- (c) Last date for the withdrawal of candidature: 08 days before the date of election
- (d) Publication of the final list of candidates: 06 days before the date of election
- (e) Date of election: After two years, on any day between 23rd and 31st day of the month of August (both days inclusive)
- (d) No person shall be proposed for any office of the Association unless he/she is a member of the Association and has indicated his willingness to accept the office for which his name has been proposed.
- (e) The office-bearers of the Association shall hold office for a period of two years from September 1. The out-going office-bearers of JUTA shall hand over the charge to newly elected office-bearers of JUTA immediately after the conclusion of JUTA elections.
- (f) Every active member shall be eligible to cast his/her vote by a secret ballot on the day of polling at the polling station specified for the purpose only. However, the option of postal ballot can be availed by an active member if he/she submits a request personally to the Election Commissioner and avails the option at the office of the Election Commissioner simultaneously. The postal ballot shall be submitted in a



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sealed cover to be provided by the Election Commissioner. In case of any dispute, the ruling of the Election Commissioner shall be final and binding to all.

(g) Any office-bearer of the Association may be removed by the General Council of the Association with the vote of 2/3 of the total members in a charge of dereliction of duty or misfeasance. The resolution of removal shall not be passed unless the notice of the charge is given to the officebearer concerned by the President of the Association, and in the case of the President by the Vice-President, and he has been afforded an opportunity to be heard in the meeting in which the resolution has to be adopted.

8. The Executive Council of the Association:

- (a) The Executive Council of the Association shall consist of the officebearers of the Association, and one member from each teaching Department of University of Jammu and one member from each off-site campus.
- (b) The Head of the Department (Rector/Director in case of off-site campuses) shall be responsible for the election of the Departmental Representative (DR) to the Executive Council of JUTA. He/She shall invite nominations from among the regular faculty members for Election of DR and the process shall be completed within fifteen days from the date the JUTA office-bearers take over. DR shall hold the office for a period coterminous with the incumbent JUTA office-bearers.
- (c) The Executive Council shall be responsible for the management of the affairs of the Association. It shall meet frequently, but not less than four times in an academic year. It shall exercise such powers and functions as may be delegated to it by the General Council of the Association.
- 9. (a) Meeting of the General Council and the Executive Council of the Association shall be presided over by the President of the Association, and in his absence by the Vice-President. If none of these office-bearers is present, the General Council or the Executive Council, as the case may be, shall elect a President for that meeting.

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(b) Unless otherwise provided for these articles, no meeting shall be held unless notice thereof signed by the Secretary is sent to members giving ten days interval between the date of notice and date of meeting.

(c)The quorum for General Council and Executive Council meeting shall be 33% and 50% respectively of the total membership of the General or Executive Council, as the case may be. It shall be the duty of the presiding officer not to conduct any business in a meeting which fails to comply with this requirement of the quorum.

(d) All decisions and resolutions in meetings of the General Council and Executive Council shall be adopted by the majority of the members present and voting. In the event of the tie, the President shall have the casting vote.

(e) Proceeding of a meeting shall not be invalidated merely on the ground that notice of the meeting was not received by a member/some members of the Association.

10.(a) Any office bearer of the Association other than the President may resign by delivering the letter of resignation to the President.

(b) The President of the Association may resign by delivering his letter of resignation to the Vice-President who shall act as President for the remaining period. The President or the Vice-President, as the case may be shall expeditiously convene a meeting of the General Council to assess the situation created as a result of the resignation of the President or any other office-bearer. The General Council may request the President or any such office-bearer to with-draw the resignation and if this is done, the resignation shall have no effect.

(c) If any vacancy is caused in the office of the President by reason of his/her retirement, resignation, illness or otherwise, no fresh election shall be held but the Vice-President shall act as the President for the remaining term of the President.

11.It shall be the duty of the Executive Council to have the account of the Association audited through experts or firms approved by the General Council. The statement of the accounts with auditor's comments shall be laid before the Annual General Meeting of the Association for the preceding accounting year.

12.(a) The Treasurer of the Association shall open an account of the Association's Fund with a scheduled bank approved by the Executive Council. The Account shall be operated jointly by the President and the Treasurer of the Association.

(b) The Executive Council shall authorize and fix the amount which shall remain as imprest money with the Treasurer.

13.(a) Any amendments to this constitution of the Association shall be made by the General Council with the $2/3^{rd}$ majority of the total membership.

(b) Proposals for amendments may be made by any member in writing to the President who shall circulate the draft amendments to all members of the Association serving two weeks' notice. The President will then call a meeting of General Council for this purpose after expiry of two weeks.

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