

THE BHARAT SCOUTS AND GUIDES, _____ STATE ASSOCIATION

MODEL BYE-LAWS

1. **Name:** The name of the State Association shall be called 'The Bharat Scouts and Guides _____ State Association.

2. **Short Title:** This Bye-Laws shall be called "The Bharat Scouts and Guides State Association Bye-Laws".

3. **Commencement:** This Bye - Laws shall come into force on the date of approval by the Chief National Commissioner of the Bharat Scouts and Guides, National Headquarters, New Delhi.

4. **Definition :**

(4.1) 'Association' means the Bharat Scouts and Guides _____ State Association;

(3.2) 'Memorandum of Association' means the Memorandum of the Bharat Scouts and Guides;

(3.3) 'Rules' means the Rules of the Bharat Scouts and Guides;

(3.4) Words and expressions used in these Bye-Laws shall, unless otherwise provided in the Bye-Laws, have the same meaning assigned to them in the Memorandum of Association and the Rules.

5. **Address of State Association:**

The Bharat Scouts and Guides, _____ State Association

or as may be decided by the State Executive Committee from time to time.

6. **MEMBERSHIP: -**

The Membership of the **Association in the local/district association is** open to citizens of India; who subscribe to the Fundamentals, which includes Purpose, Principles, the Methods, the Promise and the Law.

Provided, a citizen of any other nationality residing for the time being in India may be admitted as a member **of the local/district association with the approval** of the State Chief Commissioner.

Provided, further, that such person subscribes to the Scout or Guide Promise as hereunder:

On my honour I promise that I will do my best to do my duty to God* and India; to help other people and to obey the Scout or Guide Law.

Note: "The word "Dharma" may be substituted for the word 'God 'if so desired.

6.1. The membership of the State Association shall consist of

(A) All the District or Divisional Associations of the Bharat Scouts and Guides.

(B) Existing Life Members of the State Association

(C) Chairperson of the Local Association affiliated directly with the State in case of no district association in the district

(D) Group Leader of the group registered directly with the state association in case of no district/local association in the district

(E) Life Members:

Life Members are those who are admitted as such by the State Executive Committee and who have paid Life Membership Fee as prescribed.

Note: From the date of approval of these new rules, no life member will be admitted

Note: I. There will be no further individual membership at State Association and members are either elected, nominated or representative of District Association in the state council.

II. Provided, however, the State Council shall have the power to act notwithstanding any vacancy in the membership there of.

III. Provided, further, that any member of the State Council who is a member by virtue of office shall cease to be a member of the Council when he/she ceases to hold such office.

IV. Provided, further that any member who representing the District Association ceased to be the member of the State Council or Executive in case the District Council is dissolved.

(II) Termination of Membership:

(i) If any member is found guilty of criminal offence, involving moral turpitude, his/her membership shall be terminated and any award/privilege shall be withdrawn.

(ii) If any member **of any unit/ association/ district council or state council/ national council** while supporting any other Organization is found indulging in activities detrimental to the interests of the movement or bring disrepute to the organization by way of writings in publications/media or confirmed propaganda against the interests of the movement/organization shall be liable to be terminated from the organization provided, due enquiry takes place and due opportunity is provided, to the persons(s) to be heard.

(iii) If any member of the Bharat Scouts and Guides is found to be a member of any Parallel organization working in the name of Scouting and Guiding or is found aiding and abetting the activities of such an organization, his/her membership of the Bharat Scouts and Guides will be terminated.

(iv) If the member or office bearer of any association or council violates any provision(s) of the Code of Conduct as approved and revised periodically by National Executive Committee.

7. Board of Patron:

1. There shall be a board of Patrons. The Governor or Lt. Governor of a U.T may be invited to be the Chief Patron of the State Association and Ministers of:

Youth Affairs and Sports

Education

Women and Child Welfare

Skill Development

Home Minister or any other Minister as may be decided by the Executive Committee.

2. Vice-Patron: There may be one or more Vice Patrons who pay such contribution or donation as may be determined by the State Executive Committee, and are admitted as such by the State Executive Committee.

3. The President of the State Association may nominate some more leaders of the State with the information to the State Council.

4. The Chairman Railway Board/Head of the Administrative States may be the Patron of the State Association.

5. Head of the Organisation/Chairman Apex Body of Railway may be the Vice Patron of the Railway State/Administrative States Association.

8. State Council:

The State Council shall consists of:

1. The President,
2. One or more but not more than twelve Vice Presidents;
3. The State Chief Commissioner;
4. The Immediate Past State Chief Commissioner;
5. The State Commissioner of Cub, Scout and Rover;
6. The State Commissioner of Bulbul, Guide and Ranger;
7. The State Commissioner of Scouts (Adult Resources) and Guides (Adult Resources)
8. The State Commissioners (Headquarters) (not more than 8)
9. The State Treasurer;
10. The State Secretary;
11. The Joint State Secretary;
12. The Assistant State Commissioners of Scouts;
13. The Assistant State Commissioners of Guides;
14. The State Organizing Commissioner of Scouts;
15. The State Organizing Commissioner of Guides;
16. The State Training Commissioner of Scouts;
17. The State Training Commissioner of Guides;
18. All the District Chief Commissioners or Divisional Chief Commissioner,
19. All District Commissioners or Divisional Commissioners;
20. All the Assistant District Commissioners in charge of Local Association where there is no District Association;
21. All Leader Trainers of Scouts holding valid Honourable Charges;
22. All Leader Trainers of Guides holding valid Honourable Charges;
23. All the District Secretaries or Divisional Secretaries;
24. All the Jt. District Secretaries or Jt. Divisional Secretaries
25. All the Local Association Secretaries if there is no district association.
26. Two young leaders below the age of 29 years co-opted by the President from among the members of the State
27. Youth Committee on recommendation of State Chief Commissioner, one of whom shall be a woman.
28. Special Invitees: The State Chief Commissioner may invite special invitees in consultation with the President of the State Association.
29. One or more but not more than twenty members nominated by The President, BSG, State Association on the recommendation of State Chief Commissioner in consultation with the State Executive Committee, at least ten of whom shall be women.
30. Assistant Director of the Region.

The following members will be eligible for consideration as nominated member of State Council:

1. Volunteer leaders having not less than twenty years of active association with organization;
2. Silver Elephant Awardees residing in the State;

3. Donor who has donated one lakh or more to the State Association in the last three financial years provided they subscribe to the Aims and Objectives of the Movement as well as Code of Conduct applicable to the members of the organization.
4. Professionals having not less than ten years' experience in the field of Education, Administration, Literature, Finance, Law, Management, and Information Technology provided they subscribe to the Aims and Objectives of the Movement as well as

Code of Conduct applicable to the members of the organization.

Note: Provided further, the National Office Bearers of the National Association residing in the state shall be invited as a Special Invitees in the State Council Meeting.

A. Ordinary Meeting:

As per BSG Rule 62.1

B. Special Meeting:

As per BSG Rule 62.4

9. Electrol College:

a. There shall be an Electoral College for the election for the office of President and State Chief Commissioner. The Electoral College shall consist of two delegates representing votes of allocated number based on census of Scouts and Guides beneficiaries and authorised by the District Chief Commissioner.

b. (i) There shall be an Electoral College for the election for the office of Vice Presidents to be elected.

(ii) The Electoral College shall consist of two delegates from each district association of the State representing votes of allocated number based on census of Scouts and Guides beneficiaries and authorised by the District Associations.

(iii) Number of Votes for each district shall be based on the Census of Scouts and Guides separately for the last but one year preceding the election of office of President, Vice Presidents and State Chief Commissioner.

(iv) For every 1000 census two vote can be cast by the Chief Delegates i.e. District Chief Commissioner or his/her nominee. Provided further, if the census of the District Association is less than 1000, only one vote shall be cast. The maximum vote for one District shall be ten.

10. Finance Committee: As per BSG Rule 77

11. Conduct of Elections: (Any one process)

Election of President, Vice-President and the State Chief Commissioner:-

There shall be election of the President, Vice President and the State Chief Commissioner as per rules of the Bharat Scouts and Guides

Or

The state Council may invite

1. For President:
2. For Vice President:
3. For State Chief Commissioner:

In case of election:

1. Conduct of Elections:

(1) Election of President, Vice-President and State Chief Commissioner:

- (i) The President, the Vice- President and the State Chief Commissioner shall be elected by the Electrol College at an ordinary meeting.
- (ii) The State Secretary who shall be the Returning Officer shall send notice of the meeting together with the latest list of members of Electrol College not less than forty days before the date of the election and calendar of events specifying the time date, place of election.
- (iii) Only a person eligible under the Rules shall be nominated for the office of the President or the Vice-Presidents or the State Chief Commissioner.
- (iv) The nomination shall be made in Form-1 (vide appendix).
- (v) The proposer and seconder shall be members of the Electrol College.
- (vi) The nomination shall be signed by the proposer and the seconder and the candidate.
- (vii) A member may subscribe either by the proposer or seconder only as many nominations as there are vacancies.
- (viii) The nomination shall reach the Returning Officer, not less than twenty days before the date of the meeting.
- (ix) A nomination which is not in the prescribed form, or which does not reach the Returning Officer before the time and date prescribed or which is not signed by the proposer, or seconder or the candidate or which contains the name of a person as a candidate who is not eligible to be nominated to the office or of a person as proposer or seconder who is not eligible to propose or second shall be invalid.
- (x) The State Secretary who is the Returning Officer shall scrutinize the nomination on the date appointed for scrutiny and declare nomination as valid or invalid.
- (xi) The State Secretary shall prepare a list of valid nomination and publish it on the notice board of the State Headquarters, and send a copy to the contesting candidate for information.
- (xii) Any candidate may withdraw his candidature by written intimation signed by him and delivered to the State Secretary either in person or by registered post or by email within the time and date fixed for withdrawal.
- (xiii) On the expiry of the time and date fixed for withdrawal, the State Secretary shall prepare a list of contesting candidates and publish it on the Notice Board of the State Headquarters.
- (xiv) If the numbers of candidates duly nominated is equal to the number of vacancies, the State Secretary shall declare the candidates duly elected; if the number of candidates duly nominated is less than the number of vacancies, the State Secretary shall declare the candidates duly elected and arrange for fresh election for the remainder of the vacancies and shall fix the time and dates for receipt of nomination scrutiny, withdrawal and poll, if necessary.
- (xv) If the number of duly nominated candidates is more than the number of vacancies, an election shall take place at the meeting of the State Council and the election shall be by secret ballot.
- (xvi) Every member shall have nos. of votes as per census and accordingly number of ballot paper shall be issued; no vote shall be given by proxy.

- (xvii) The ballot paper shall be in Form II (Vide Appendix) and shall contain the names of the candidates in the alphabetical order.
- (xviii) The ballot paper shall bear the official seal of the State Association and initial of the Returning Officer on each Ballot Paper such of the Ballot Papers which do not bear the seal and initials are liable to be rejected.
- (xix) (a) The State Council shall at its annual Meeting decide the time and place during which voting shall take place,
(b) The member who receives the ballot paper shall cast his/her vote in a compartment provided for the purpose and put the seal 'x' provided for the purpose against the candidates choice and imburse ballot in the ballot Box.
- (xx) On completion of the voting as fixed by a general Meeting the Returning officer with the Assistance of tellers shall count the votes openly before the candidates/Agents or the members present. The State Council shall nominate as many as required the tellers to assist the returning officer to count the votes polled.
- (xxi) A ballot paper shall be invalid:
 - (a) if it is not in the prescribed form and does not bear the seal of the State Association and initials of the returning Officer; or
 - (b) if it bears the signature of the voter or any mark by which the voter becomes recognizable; or
 - (c) if it does not contain the seal 'x' mark against any candidate or if contains the seal 'x' mark against more than one candidate, in case where only one person is to be elected or if it contains more seal 'x' marks than the number of candidates to be elected to the office; or
 - (d) if it is not clear as to the person in whose favour the vote is cast.
- (xxii) A person who secures the highest number of votes shall be declared elected first and next highest number of votes if there are more than one vacancy.
- (xxiii) In the event of equality of votes, the decision shall be determined by draw of lot.

12- Election of the Life Members:

The representatives of Life members for the State Council shall be elected among themselves as per Rules. Postal Ballot will be used for the purpose. The Notice along with the nomination form and members list shall be sent atleast 90 days before the State Council Meeting mentioning last date of nomination, withdrawal and date for Counting of Votes. The ballot paper duly counter signed by the Returning Officer along with the list of contesting members shall be sent to all the members concerned mentioning last date of submission by post or in person before the date of issue of notice to the State Council election so that elected representatives names shall be included in the list of State Council Members List. The contesting candidates, if desired, can be present at the time of counting of votes.

13. Election to the State Executive Committee: AS per rule 78

The State Executive Committee shall consist of:

- A. The State Chief Commissioner;
- B. The State Commissioner of Cub, Scout and Rover;**
- C. The State Commissioner of Bulbul, Guide and Ranger;**
- D. The State Commissioner of Scouts (Adult Resources) and Guides (Adult Resources)**
- E. The State Commissioners Headquarters (not more than 8)**
- F. The State Treasurer;
- G. The State Secretary;
- H. The Joint State Secretary;
- I. The Assistant State Commissioners of Scouts;
- J. The Assistant State Commissioners of Guides;
- K. The State Organizing Commissioner of Scouts;
- L. The State Organizing Commissioner of Guides;
- M. The State Training Commissioner of Scouts;
- N. The State Training Commissioner of Guides;
- O. All the District Chief Commissioners or Divisional Chief Commissioner,
- P. All the Assistant District Commissioners in charge of Local Association where there is no District Association;
- Q. One Leader Trainer from each section and from each Division** holding valid Honourable Charges; In case of Leader Trainers representative, if the number of Leader Trainers exceeding the limit, State Executive Committee may finalise the procedure of election
- R. Chairperson and Co-chairperson of State Youth Committee.**
- S. Assistant Director of the Region
- T. All the Vice President may be invited as a special invitee
Provided further, The State Chief Commissioner may invite one or more to be the special invites for the specific purpose.

14. No professional of the State or District shall be eligible to participate in the election process.

15. In case of any dispute, the decision of the Chief National Commissioner shall be final.

16. These Bye Laws shall be effective from the date of approval of the Chief National Commissioner.

STATE SECRETARY

OFFICIAL SEAL

NB for states: No. of days required for the Notices or election process can be increased or decrease by the States as per their need but it should not be less than the days provided in the rules.

APPENDIX

THE BHARAT SCOUTS AND GUIDES, _____ STATE ASSOCIATION

Election to the Office of

NOMINATION PAPER

I propose the name of as a candidate for election to
the office of.....

Date:

Signature of the Proposer

Name:

Sl. No. if any

I second the name of..... as a candidate for the election
to the office of

Date:

Signature of the Seconder

Name:

Sl. No. if any

I.....am willing to serve, if elected.

Date:

Signature of the Candidate

Sl. No. if any

THE BHARAT SCOUTS AND GUIDES, _____ STATE ASSOCIATION

Election to the Office of

Ballot Paper

Sr. No.	Name of Candidates	Cross (X) mark in favour of desired candidate
1.		
2.		
3.		
4.		
5.		

Office seal & initial of the Returning Officer

APPLICATION FORM

To,
The State Secretary,
Bharat Scouts & Guides
STATE

Sir,
I apply for admission as a Life Member/an Ordinary Member of the Bharat Scouts and Guides.

Particulars are given below:

Name (in block letters):
Address :
Age : DOB: AGE as on 01.04.):
Email Id:
Mb./Tel No.
Occupation
Educational and Other Qualification
Service done to the Movement:

Affirmation

I hereby affirm that I subscribe to the Aims and Objects of the Bharat Scouts and Guides. I hereby pay the sum of Rs.10000/-/ Rs. 100/- by cash/Cheque No.

Date.....

Signature of Applicant

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Recommendation

We recommend the above applicant for admission as a Life Member/an Ordinary member of the Association.

- 1. Signature of Member
2. Signature of Member

The membership receipt No..... dt.

The membership is accepted by the State Executive Committee in its meeting held on

STATE SECRETARY