

Constitution of the Nepal Geological Society, 1980
(With 2nd Amendments, 2008)

(Registered by the Government of Nepal according to the Organization Registration
Act 1977, Section 4)

Originally in Nepali language: Unofficial Translation

Nepal Geological Society

PO Box No. 231,
Kathmandu, Nepal

2008

Preamble

Nepal Geological Society has been established keeping in view the increasing necessity and usefulness of geological knowledge to support development of the country by its achievements and to develop this science at national and international level.

Constitution of the Nepal Geological Society

1. a) Name: Name of this organization will be "Nepal Bhaugarbhic Samaj" in Nepali and "NEPAL GEOLOGICAL SOCIETY" in English.
- b) Commencement: This constitution will commence from the date of registration of the organization

****2. a)** Address of the office of the organization: Office of this organization will be in PO Box 231, Ward No. 3 , Kathmandu Metropolitan City.

- b) Area of work of the Organization: Area of work of Nepal Geological Society will be Kathmandu district. Depending upon necessity area of work can be extended within the country of Nepal with permission from the local officer.

- c) Existence of the Organization: This organization will be a continuous hereditary, organized, self governing, non-profit making, non-political, non-governmental social organization. The organization will not provide any consultancy with or without fees or perform income generating activities except for fulfillment of its goal.

****3) Definition:**

Unless the subject or context otherwise requires:

- a) "Constitution" means Constitution of the Nepal Geological Society, 1980
- b) "Organization" means NEPAL GEOLOGICAL SOCIETY"
- c) "Committee" means Executive committee constituted according to the Section 12 of this constitution
- d) "Meeting" means General Body Meeting and Special General Body Meeting held according to this constitution.
- e) "Official" means official of this organization.
- f) "Rules, Regulation" means rules and regulations constructed under this constitution.
- g) "Local officer" means Chief District Officer.
- h) "Specified or as specified" means specified or as specified in this constitution and the rules or regulation made under this constitution.
- i) "Local authority" means village development committee, metropolitan sub-metropolitan and district development committees.
- j) "Society" means Nepal Geological Society.

4. Stamp and sign of the organization

The organization will have its separate stamp and sign without in any conflict with existing system. Stamp and symbol will be as given in Annex 1. But in case the name, stamp and symbol are similar to those of any organization registered previously they will be immediately changed by the process of amendment.

5. Aim

- 1) Develop and promote geological knowledge for the development of nation
- 2) Protect and promote wellbeing of geoscientists
- 3) Help maintain high professional level among the members of the society
- 4) Be active in environmental protection and natural disaster reduction and mitigation
- 5) Encourage study and research of geological sciences related to Nepal
- 6) Publish journals, books, monographs, memoirs related to geology
- 7) Conduct lectures, workshops, exhibitions, discussions on important topics related to geology
- 8) Promote cooperation, relations and exchange of ideas with national and international; organizations of related field
- 9) Represent in national and international area works and achievements of geological field in Nepal
- 10) Assist institutions conducting education of geological sciences
- 11) Provide geological consultancy and technical knowledge to governmental and non-governmental organizations.
- 12) Manage fund by ways of donations and presents for the fulfillment of aims of the Society, and
- 13) Conduct other activities needed for the fulfillment of aims of the Society

****6. Activities to be carried out for the fulfillment of aims of the organization**

To fulfill the above aims this organization will carry out the following activities:

- a) The organization will implement above aims only after receiving permission and authorization from the related authority according to the prevalent laws of Nepal.
- b) Will buy or take on lease fixed and liquid properties needed for the organization.
- c) Will hire staff required for the organization and fix their terms of service

7. Membership:

Any Nepali citizen having the below mentioned criteria can become a General Member on receiving the membership after applying under specified procedure.

1. Member

* a) A person holding at least Masters Degree or equivalent in Geological Sciences or a Bachelors degree in Mining Engineering, Masters Degree in Geotechnical Engineering, Masters Degree in Environmental Engineering and other related disciplines.

b) A person having Degree of Bachelor or equivalent in subjects as mentioned in Section 7-1 (a) and actively been working as an associated member of the Society continuously for 5 years. But such membership can be granted only by the majority of the General Body Meeting on the recommendation of the Executive Committee.

2. Associate member

* a) A person holding a Bachelor's Degree or equivalent in subjects mentioned in Section 7-1 (a) (except mining and Environmental Engineering) or related sciences,

b) A person actively engaged in the development, exploration and exploitation of mineral resources.

3. Life member

Any member, as mentioned in Section 7 (1), who pays all dues as decided by the Executive Committee will be granted Life Membership. However such life membership fees shall not be less than membership dues for 10 years.

8. Authority granting the membership:

- 1) Membership under Section 7-1(a), 2(a) and 3 will be granted by the Executive Committee.
- 2) Membership under Section 7-1(b) and 2(b) will be granted by the General Body Meeting on recommendation of the Executive Committee.
- 3) Application for membership must be submitted to the executive committee in specified form with the recommendation of at least two members.

9. Rights and responsibilities of the person receiving the membership:

- 1) Members receiving membership of all types and Honorary fellows according to the Section 11 have the right to participate in general body meetings, discuss and give suggestions.
 - 2) Members under Section 7 (1) and (3) only will have right to participate in election and be elected.
- To work according to the aims of the Society will be the responsibility of all person receiving the membership and of Honorary fellows.

10. Membership Fee:

- *(1) Membership fee will be as decided by the executive committee from time to time.
- *(2) Membership fee for the coming year must be paid by August. Membership of members and associated members not paying fees for three years will be canceled automatically. If such a person desires to acquire membership again, he/she can either continue previous membership by paying fully the outstanding fees or acquire new membership according to the procedure for new membership.

11. Honorary Fellow

- *,**1) Honorary Fellowship, maximum of two in a year, can be granted by the decision of the General Body Meeting on recommendation of the Executive committee from among the persons who have given valuable contribution to any aspects of geo-science.
- 2). A person providing a large amount of money (in form of either fixed or liquid property) at a time or having high contribution to the development of geo-science can be granted honorary fellowship by the decision of the General Body Meeting on recommendation of the Executive committee.

12. General Body Meeting

- 1) General Body Meeting shall be the highest body of the Society. Decisions of General Body Meeting shall be considered as the decisions of the Society.

- 2) Yearly meeting of the General Body Meeting will be held in August of every year. Such meeting will be called by the General Secretary on decision of the Executive Committee.
- 3) If the Executive Committee feels necessity to call a meeting on any subject it can call such a special meeting by mentioning the subject. The General Secretary will issue notice of such meeting. If the General Secretary does not issue the notice or if he is absent, the Deputy General Secretary can issue such notice with consent of the President.
- *4) If at least 15% of the members of the Society apply to the Executive Committee to call Special meeting with subject to be decided, the Executive Committee shall issue notice to call special meeting within 7 days of receiving such application.
- *5) If the Executive Committee disagrees or does not call such meeting according to Subsection (4), 15% of the members of the Society can call special meeting on the subject as mentioned in the application letter as per Subsection (4). But the special meeting can not be held if attendance of the members is not more than 25%.
- ** (6) Coram of the general Body Meeting will be at least 51%.
- (7) Decision of the simple majority of members present shall be considered the decision of the General Body Meeting. However in case of proposal on impeachment of any official or a person having membership, vote of non-confidence on the Executive Committee, proposal to amend the constitution, the decision shall be the decision of the General Body Meeting only if it is decided by two third majority.
- (8) The notice to call yearly meeting of the General Body Meeting or special meeting has to be issued so as all members, honorary fellow members and associate members receive the notice prior to at least 7 days minimum and 30 days maximum.
- (9) Proposal on impeachment, proposal to amend the constitution, proposal to award honorary fellowship will not be decided if not mentioned in the notice to call the meeting.
- # (10) For the purpose of Section 12 only the members of the Society present within Nepal will be considered for counting the coram of General Body Meeting.

13. Work, Responsibility and Rights of the General Body Meeting

- 1). Approve the plans, programs and budgets proposed by the Executive Committee.
- 2.) Discuss and approve the yearly Auditor's report received from the auditor and after discussion on irregular expenditures shown by the auditor's report, issue

directives to the Executive committee to collect receivable amounts which cannot be regularized.

- 3) Appoint auditor for the next year.
- 4) Issue necessary directives to the executive committee after evaluation of the yearly progress report of and works carried out by the organization.
- 5) In case of fulfillment of the term of officials, elect officials of the executive committee under the process of election according to the constitution.
- 6) Approve the amendments of the constitution, rules and regulations proposed by the executive committee.
- 7) Grant Honorary Fellowship
- 8) Approve on the basis of merit the works of the executive committee carried out for the benefit of the organization.
- 9) Approve based on necessity, the staff schedule, wages, allowances and other benefits borne by own resources of the organization.

14. Impeachment:

If a proposal of impeachment is introduced stating that any member is knowingly involved in activities against the well being of the Society or against the constitution of the Society or is knowingly carrying out activities to harm the prestige of the Society, the proposal can be passed by two third majority of the total number members of the General Body Meeting. If the proposal is passed such persons will be relieved of their posts. A person removed from the membership in such manner can not receive any type of membership. But any person who has been impeached will not be denied of appropriate chance of clarification.

15. Executive Committee

- 1) There will be an Executive committee to manage affairs of the Society and to take necessary decisions and to implement the decisions in the absence of the General Body Meeting. The executive committee will be responsible towards the General Body meeting.
- 2) If necessary, the Executive Committee will appoint a representative commission. The decision to nominate the representative commission and all works carried out by it under the constitution of the Society and other decisions shall be considered to be carried out by the Society.
- 3) The executive committee shall have the following officials:

a) President	1
b) Vice-President	1
*c) General Secretary	1
*d) Deputy General Secretary	1
e) Treasurer	1
f) Executive Members	3

*g) Immediate Past President – ex-officio 1

*h) If nominated according to Sub-section 4(b), executive members maximum of 4

(4) **a) The members of the Society shall elect all officials except Subsection 3(g) and (h) by secret ballot and their term of office shall be 2 years.

*b) The executive committee can, if felt necessary to nominate according to Subsection 3(h) , nominate maximum 4 members from among the members of the Society for the current period.

** (5) While counting the term of elected officials, whatever be the date of election, that year will be counted as one. For the purpose of the Section one year means the period from the first date of September to the last date of August of the Gregorian calendar. In general the election of the officials shall be done in the month of August of every alternate year.

(6) A official not being able to be present or absconding for three continuous meetings without proper pre-information can be suspended by two-third majority of the executive committee for a period up to the next coming General Body Meeting. And two-third majority of the General Body Meeting can remove such an official from that post even if no impeachment proposal is introduced.

(7) A meeting of the executive committee has to be called within 7 days if any two member of the committee ask in writing. However if both the President and the General Secretary do not call the meeting they themselves can call the meeting of the executive committee. Coram of the executive committee meeting shall be 51% of the officials along with either the President or the Vice-President.

(8)The post of any official of the executive committee shall be deemed vacant under the following conditions:

a. Not remains a member of the Society

b. The official resigns from the post

c. Removed by the General Body Meeting for any cause

d. Absent because of being out of Nepal for more than one year due to service, study, training, research

#e. Death

(9) Fulfillment of vacant posts:

Post vacated according to Subsection (8) shall be fulfilled by the General Body Meeting for the remaining period. Until the post is filled, the committee made of the remaining members shall be considered the executive committee according to the constitution.

(b) If any post of an official becomes vacant the executive committee shall distribute the responsibilities of that post among the existing officials until the vacated post is fulfilled.

* (10) In general the meeting of the executive committee will be held every two months.

16. Duties and rights of the officials:

(1) President:

a) President shall preside over the executive committee and General Body Meetings.

b) President's duty shall be to work for the benefit of the Society during the period when the General Body Meeting or executive committee meeting is not held and to take forward in width and in depth the activities of the Society according to its aims.

c) Shall issue directives to the General Secretary in course of fulfilling the duties according to Part (b). Directives can be in any of oral or written form.

d) Issue directives to call meetings of the executive committee. If the General Secretary does not call meeting in spite of the written directives or if both General Secretary and the Deputy General Secretary are absent the President himself can call the meeting.

e) Cast deciding vote if votes are equal in any subject on voting in the executive committee.

2) Vice President:

Shall actively support the President to implement the decisions of the Society. In absence of the President, shall perform his duties.

(3) General Secretary

a) Call meeting of the executive committee according to the directives of the President or in consultation with the President if he deems necessary.

b) Keeps in his responsibility the minutes of the meetings and all other properties and documents except for those specified by this constitution or by rules made under this constitution or by decisions of the meetings to be entrusted to other officials.

c) Manages every-day activities of the Society.

- d) Presents Yearly Report to the General Body Meeting and report on the activities of the Society and their progress in other meetings.
- e) It will be the duty of the General Secretary to be active to fulfill the aims of the Society and to implement its decisions

(4) Deputy General Secretary

Shall assist the General Secretary by being active in implementing the decisions of the Society. In absence of the General Secretary shall perform his duties.

(5) Treasurer

- a) Shall maintain all accounts of the Society and shall present Financial Report in the yearly General Body Meeting.
- *b) Accounts shall be opened in any local bank in the name of the Nepal Geological Society to be managed by the combined signature of the General secretary and the Treasurer. But in case of need an account can be opened in the name of the Society managed by combined signatures of any other officials of the executive committee.

(6) Executive committee member

- a) Duty of executive committee member shall be to be conscious to increase prestige of the Society by being active in implementing the decisions of the Society.
- b) Shall implement the works entrusted by the decisions of the meetings or by rules made under this constitution.

17. Conditions of Cancellation of membership:

- 1) Removed according to this constitution
- 2) Tendered resignation
- * 3) Did not pay yearly membership continuously for three years within the due date
- #4) Death
- #5) Proved to be mentally destabilized
- #6) Has been punished under criminal act

**** 18. Audit**

- (1) Income-Expenditure of the organization shall be maintained transparently according to prevalent laws.

- (2) Audit of the organization shall be carried out according to prevalent laws by registered auditor.
- (3) The government of Nepal or the local officer can by themselves or by deputizing staff under them can check the accounts of the organization at any time they so wish.
- (4) Auditor shall be appointed by the General Body Meeting. But the executive committee shall appoint the auditor until the yearly General Body Meeting is held.
- (5) A copy each of the Auditor's and Yearly Progress Reports shall be submitted to the Local officer, District Development Committee, Social Welfare Council and related authority.

19. Amendment of the Constitution:

Amendment to or cancellation of any Section of the constitution of the organization should be sent to the Local Officer only after endorsement by 2/3 (two third) of all members of the General Body Meeting. Any Section of the constitution of the organization shall be considered amended or cancelled only after approval by the local officer and a copy the approved constitution shall be submitted to the Social Welfare Council

20. Election:

- **1) Election of officials of the Executive committee, which has to be conducted every two years, shall be conducted by an Election Committee to be constituted by the executive committee at least two and half months prior to the date of election.
- 2) The first election according to this constitution shall be conducted by the first General Body Meeting after commencement of this constitution.
- *3) The executive committee constituted by the meeting to establish the Society by approving this constitution shall be considered first executive committee and officials of that committee to be the executive committee and officials according to this constitution for one year.
- **4) In general elections shall be held in the month of August every two years. But the tenure of the old officials will continue to the last day of August and the tenure of the newly elected officials will start from the first day of September. Seven days after announcement of the election result shall be considered the period for handover. A joint meeting of executive committee with participation of the newly elected executive committee shall be held during this period.
- **5) Members receiving membership before the publication of the notice of the General Body Meeting can participate in the election.
- **6) Any member having rights of voting of the General Body Meeting who has completed one year as member or life-member of the General Body Meeting on the day of filing the nomination before the date of publication of the

election notice, can be a candidate to any official or member of the executive committee.

- **7) The election committee shall manage its own work-procedure based on prevalent laws.
- **8) If any conflict arises about election the decision of the election committee shall be final.
- **9) The election committee shall be dissolved automatically the next day of the election.

****21. Management of Accounts:**

Accounts of the organization shall be managed by the joint signature of the President and the Treasurer (Compulsory) and if necessary that of one of the General Secretary or the Deputy General Secretary. Expenditure and accounting shall be carried out according to the prevalent laws and rules.

****22. Manner of spending of the fund:**

Amounts accumulated in the fund of the organization shall be spent in the following manner.

- a) Expenditure can not be incurred except by approval of yearly budget, plan and program.
- b) Expenditure can be incurred based on the budget and program passed by the General Body Meeting.
- c) Financial report of the expenditure incurred from the fund must compulsorily be submitted to the General Body Meeting.
- d) Expenditure must be incurred in specified way.

23. Establishment of the Society, Approval of the constitution, Founding Members:

This Society shall be established by approval of this constitution by a meeting of persons having qualifications to be a member of this Society.

As the founders they shall be considered the members of the Society according to this constitution. If it is established that voting has been done by somebody not having qualifications to be a member of the Society such reason shall not affect the decision to establishment of the Society. But such a person shall not receive the membership of the Society just because of the participation in the decision to establish of the Society

24. Financial Resources:

Membership fees, fixed and liquid properties received by the organization and any increment from these properties, donations, assistance, presents received from the government of Nepal or any organization or person will be the

financial resources of the Society. But when receiving foreign assistance prior permission from the government of Nepal shall be received.

25. Miscellaneous:

- 1) The executive committee can make necessary rules and regulations under this constitution.
- *2) The executive committee can form commission, council, committee, sub-committee and special funds for scientific research, scholarship and award. There shall be at least one member from the executive committee in such committee and sub-committee.

****26. Cancellation of the organization**

- 1) If deemed necessary the General Body Meeting can cancel the organization by passing a special resolution.
- 1) While passing the resolution to cancel the organization according to the Sub-section (1) the General Body Meeting can appoint one or more liquidators for the works of liquidation and one or more auditors for accounting of the organization.
- 2) Fees of the liquidators and auditors appointed according to Sub-section (2) will as decided by the General Body Meeting.
- 3) If the organization is cancelled due to what so ever reason, all balance of properties remaining after the payment of all liabilities of the organization, shall belong to the government of Nepal.

****27. Non –Activation according to law**

Anything not mentioned in this constitution shall be according to the prevalent laws and in case of conflict with Organization Registration Act and Rules and prevalent laws it will be automatically non-active till the limit of such conflict.

****28. Explanation**

The authority to explain this constitution and rules and regulations made under this constitution shall lie with the executive committee.

****29. Not allowed to open secret:**

Any official or member of this organization must not act against the well-being of the organization. The members of the executive committee and the General Body Meeting must not speak uncivilized and indecent words in meetings and the General Body Meeting.

30. Stamp of the organization and description of the symbols:

- a) Symbol: Two crossed hammers will be located in the central parts of two triangles and “2037” will be written below them. “Nepal Bhaugarbhic Samaj”

in Nepali language will be written on the left side of the internal triangle and “Nepal Geological Society” in English will be written on the right side and “Kathmandu” will be written beneath.

- b) Stamp: Two crossed hammers under a mountain with “Devyai Prithvyai Nama, 2037-1980” written underneath will be the symbol of the Society. Above the mountain “Nepal Bhaugarbhic Samaj” in Nepali language will be written and “Nepal Geological Society” in English will be written at the base of the mountain.

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- ** * Amended by 1ST Amendment, 1998
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** Amended/added by 2nd बमलकमलत, 2008