



HINDU TEMPLE SOCIETY OF CANADA

Registered Religious & Charitable Organization-Revenue Canada Reg.No.11895-842-RR001
No.10865 Bayview Avenue, Richmond Hill, Ontario L4S 1M1 Canada

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BYLAWS THE HINDU TEMPLE SOCIETY OF CANADA INTERPRETATION

1) Corporation means "HINDU TEMPLE SOCIETY OF CANADA"

Priest means a Hindu Priest who is qualified and ecclesiastically authorized to perform, inter alia, temple high festivals, sacrificial fires (Homam), and other temple rites of high order.

Poojas: Means sacred rites performed by the Hindu priests.

Temple: Means a shrine or place where the image of the Hindu deity is set up and consecrated for worship by devotees.

Life Member: Means a person approved by the Board of Directors as life member, inclusive of the member's spouse as defined by Ontario Family Law.

Act: Means the Corporations Act of Ontario and any Act that may be substituted for it, as from time to time amended.

In these Bylaws and in all other Bylaws of the Corporation hereafter passed unless the context otherwise requires, words importing the singular number or the masculine gender shall include the plural number or the feminine gender as the case may be, and vice versa, and references to persons shall include firms and corporations, unless it is patently obvious that the context does not admit of such construction.

FUNDAMENTAL NATURE OF THE CORPORATION

(Unanimous approval to be provided by AGM to update the below)

2) The Corporation shall be fundamentally a Hindu religious and charitable organization with purposes provided below in Sections 5 to 23. Further, the temple specified in Section 7 below

shall be a ShivaVishnu temple to cater to both the Shaivite and Vaishnavite traditions of the Hindu Religion. The deity of Lord Venkateswara (Balaji) will be installed as the main deity to represent the Vaishnavite tradition. The other deities of Lord Subramanya (Karthikeya) and Lord Ganesa shall be installed as the main deities of the temple to represent the Shaivite tradition, along with other deities in subsidiary altars as may be determined by the Board of Directors from time to time for the worship and the rituals carried on in each altar shall be in accordance with prescribed Hindu religious tradition. Necessary advice shall be obtained by the Directors from the religious authorities of Tirumala Tirupathi Devasthanams in Andhra Pradesh, India with respect to the traditions to be observed in Vaishnavite altars and from the authorities of Sri Kanchi Kamakoti Peetam in Kanchipuram, India or other highly respected religious authorities in India and Sri Lanka with respect to the traditions to be observed in Shaivite altars. Notwithstanding any other provisions of the bylaws, this Section 2 shall not be amended without the unanimous approval of the members.

CORPORATE SEAL

- 3) The seal, an impression whereof is stamped-in the margin hereof, shall be the seal of the Hindu Temple Society of Canada.

HEAD OFFICE

- 4) Until changed in accordance with the Act, the head office of the Corporation shall be located at 10865 Bayview Avenue, Richmond Hill, Ontario, L4S 1M1.

PURPOSES OF THE CORPORATION

- 5) To promote the religious, social and cultural activities and the spiritual well-being of the Hindu community in the Province of Ontario.
- 6) To preserve, promote and further-the religious traditions and 'the cultural heritage of the Hindu community in Ontario and to provide a unique center of worship and pilgrimage in North America dedicated to the Hindu Deities.
- 7) To build and construct a permanent temple complex on land owned by the Corporation within the Town of Richmond Hill in the Regional Municipality of York, the Province of Ontario, with individual shrines and respective sanctum sanctorum for the deities Lord Ganesha, Lord Venkateswara (Balaji) and Lord Subramanya (Karthikeya) and sub-shrines and altars for the attendant deities, constructed in conformity with the Hindu temple architecture, and to consecrate the temple with Vedic rituals and open it for public worship.
- 8) To establish, perform, conduct and maintain in the temple regular public worship, nitya naimittika pujas, rites, festivals, observances and other religious ceremonies usually or traditionally conducted in Hindu temples, in accordance with the doctrine tenets and procedures prescribed by the scriptures of the Vaishnava branch and Saiva branch of Hinduism known as Vaishnavism and Saivism respectively.
- 9) To teach impart, encourage and inculcate knowledge and proper understanding of the Hindu culture and civilization with particular emphasis on Vaishnavism and Saivism in philosophy and theology, by and through all lawful means including the publication and dissemination of

books, periodicals and pamphlets, organizing and conducting religious discourses, lectures, study classes, seminars, symposiums, dramas and dances, television programs, pilgrimages and tours and use of World Wide Web, etc.

- 10)** To develop and make the temple serve as the medium of influence and contribution to foster and promote harmony and a better understanding and appreciation of the essential unity of the several world cultures that constitute the mosaic of Canadian society, and thereby help its followers to better integrate with and fit into the main stream and setting of Canadian life.
- 11)** To establish, operate, and maintain pilgrim's rests, wedding halls and vegetarian eating houses for the convenience of the pilgrims, worshippers, well-wishers and visitors to the temple, as well as living quarters for the temple priests and other staff; and to organize and conduct schools or classes for the teaching of Religion, Carnatic Music, Bharatha Natyam, Arts and Languages as may be feasible in accordance with need and demand and as approved by the Board of Directors.
- 12)** To exercise any of the powers from time to time granted to the Corporation by the Act or by any other statute or statues or laws from time to time applicable thereto but only as incidental or conducive objects obtained by corporation.
- 13)** For the further attainment of the above purposes, to accumulate and augment from time to time all or part of the fund or funds of the Corporation and/or the revenue there from and to invest and reinvest the same in such manner as may from time to time be determined by the Directors of the Corporation.
- 14)** For the further attainment of the above purposes to acquire, accept, collect, solicit or receive by purchase, lease, contract, donation, legacy, gift, grant, bequest, or otherwise, any kind of real or personal property; and to enter into and carry our agreements, contracts and undertakings incidental thereto.
- 15)** For the further attainment of the above purposes, to organize and manage fund raising campaigns, concerts, contests, benefits, cinema shows, entertainment and sports activities, fairs, dinners and other like parties, garments and supplies, collections, jumble sales and such other' activities as may be approved by the Board of Directors and to use professional fund raisers.
- 16)** For the further attainment of the above purposes to acquire, accept, solicit or receive any gifts of real or personal property, either as an annual or other periodical contribution or subscription or an addition to the funds or funds of the Corporation.
- 17)** For the further attainment of the above purposes, to hold, manage, sell or convert any of the real or personal property from time to time owned by the Corporation and to invest or reinvest any principal in such manner as may from time to time be determined by the Board of Directors of the Corporation.

- 18)** For the further attainment of the above purposes, to acquire by purchase, lease, devise, gift and other title and to hold any real property necessary or helpful for carrying on these undertakings and to construct any buildings and to sell or lease, dispose of any and convey the same or any part thereof as the Board of Directors may consider advisable.
- 19)** For the further attainment of the above purposes, the Board of Directors may authorize the Corporation to borrow money or raise loans or overdrafts for current operating expenses upon such terms as to security or otherwise, as to the Board of Directors may seem expedient provided that the borrowing power of the Corporation will not be so limited if it borrows on the security of real or personal property and to charge, pledge, mortgage or bind all or any part of the real or personal property or assets owned by the Corporation.
- 20)** For further attainment of the above purposes, to act as attorneys or agents of persons, corporations, organizations whether operating or established in Canada or elsewhere in matters which are exclusively charitable or incidental or related to the objects of the Corporation.
- 21)** For the further attainment of the above purposes, to ask for, demand, receive, sue for, recover and compel the payment or delivery of all sums of money or real or personal property that may become due and payable or deliverable to the Corporation, and to apply the said same property for the objects and purposes of the Corporation.
- 22)** For the further attainment of the above purposes, to employ and pay such assistants, clerks, agents, representatives and employees including one or more religious teachers and priests, and to procure, equip and maintain such offices, stores, warehouses and other facilities, and to incur such reasonable expenses as may be necessary.
- 23)** To do all such further and other acts and deeds as may be incidental or conducive to the attainment of the objects of the Corporation.

BOARD OF DIRECTORS

- 24)** The property and the business of the Corporation shall be managed by the Board of **Nineteen** (19) Directors of whom **Twelve** (12) shall constitute a quorum. **Eleven** (11) Directors shall be of Sri Lankan Tamil origin, **Six** (6) Directors shall be of Indian origin - non-Telugu; **Two** (2) Directors shall be of Telugu Indian origin. The Board of Directors may in the literature of the Corporation be referred to as the Board of Trustees, and a Director as a Trustee. The requirement for a quorum of 12, will stand amended if there are less than 19 Directors due to resignation/death etc. In that event the quorum required will be 50% + 1 of the remaining Directors, with a minimum of 9 at all times.
- 25)** Provided that if there are fewer than **Two** (2) persons of Indian origin-Telugu, in office or nominated to be Directors, then the number of Directors of Indian origin-non- Telugu to be elected shall be increased accordingly. Provided that if there are fewer than **Eight** (8) persons of Indian origin, Telugu or non- Telugu, in office or nominated to be Directors, then the

number of Directors of Sri Lankan Tamil origin to be elected shall be increased accordingly. Provided that if there are fewer than **Eleven** (11) persons of Sri Lankan Tamil origin, in office or nominated to be Directors, then the number of Directors of Indian origin (Telugu or non-Telugu) to be elected shall be increased accordingly.

- 26)** A Director shall be a life member of minimum of one year from the date of approval by the Board of Directors and should be a member without criminal conviction by a court of law.
- 27) The Board of Directors and Officers of the Corporation shall at all the times comply with the requirements as set under the law to retain charitable status of the corporation.
- 28) The term of office of a Director shall be three years complete or partial at which point a three-year gap in service must be met before eligibility for re-election.
- 29)** The office of the Board of Directors shall be vacated if the Director resigns his office by delivering a written resignation to the Secretary of the Corporation or if an order is made declaring him to be a mentally incompetent person or incapable of managing his affairs or if he becomes bankrupt or if he disqualified through proper procedures or if at a special meeting with a minimum of 50 members present (no proxy) a resolution is passed by two thirds of the members present at the meeting that he be removed from office after due process or if he ceases to be qualified under Section 26 or if he dies.
- 30)** A Director will cease to hold Office as a Director on being convicted by a court of law for any criminal offence.
- 31)** A vacancy in the Board of Directors, however caused cannot be filled by the Board of Directors during the year.
- 32)** The Directors shall not receive any remuneration for their services. A Director shall not directly or indirectly receive any profits from these positions as such.
- 33)** A resigning Director shall remain in office until his resignation is accepted by the Board of Directors.

OFFICERS

- 34)** The Officers of the Corporation shall be President, Secretary and Treasurer and any such other officers as the Board of Directors may determine.
- 35)** Officers of the Corporation shall be elected by resolution of the Board of Directors at the first meeting of the Board of Directors following each annual meeting of the members.
- 36)** The Officers of the Corporation shall hold office for **One** (1) year from the date of election or until their successors are elected. No Director shall hold the same office for more than **Two** (2) consecutive years at a time.

MEETINGS OF THE DIRECTORS

- 37)** Except or otherwise required by law, the Board of Directors may hold its meetings at the Head Office of the Corporation. No formal notice of any such meeting shall be necessary if all the directors are present or if those absent have signified their consent to the meeting being held in their absence either before or after the date of the meeting. Directors' meetings may be formally called by the President, Secretary or the majority of the Directors. Notice of such meetings shall be delivered, telephoned or faxed or emailed to each director not less than one day prior to the date fixed to the meeting or shall be mailed to each director not less than 2 days before the meeting is to take place. The statutory declaration of the secretary that notice has been given pursuant to this by law shall be sufficient and conclusive evidence of the giving of such notice. The Board may appoint a day or days in any month or months for regular meetings at an hour to be named and of such regular meetings no notice need be sent.
- 38)** The President or in his absence any Director as the Board may from time to time appoint for the purpose may preside at all meetings of the Directors.
- 39)** Questions arising at the meeting of the Directors shall be decided by the majority of votes. All votes at any such meeting shall be taken by poll, if so demanded by any Director present, but if no demand be made, the vote shall be taken by show of hands. A declaration by the President that the resolution has been carried and an entry to that effect in the minutes shall be admitted in evidence as prima facie proof of the fact without proof of the number or proportion of the number of the votes recorded in favour of or against such resolution.
- 40)** The minutes of the Board of Directors shall not ordinarily be available to the general membership of the Corporation but shall be available to the Board of Directors, each of whom shall receive a copy of such minutes.

COMMITTEES

- 41)** The Board of Directors shall appoint Committees whose members will hold office for a period of one year or at the will of the Board of Directors. There shall be a minimum of seven Committees. They are Administration Committee, Religious Committee, Finance Committee, Construction Committee, Maintenance Committee, Youth and Cultural Affairs Committee, Public Affairs, Relations and Publication Committee.
- 42)** Each Committee shall be presided over by a Director as the Chairperson of the Committee, appointed by the Board of Directors who shall hold office for a period of one year or less as the case may be.
- 43)** In addition to the Chairperson of the Committee, the Board of Directors shall appoint two other Directors, and minimum of two life members from the list of members volunteering to serve on

those Committees, selected by the Board after calling nominations, posted on the temple notice board to fill such appointments.

COMMITTEE MEETINGS.

- 44)** The terms of reference for each Committee shall be determined from time to time by the Board of Directors.
- 45)** Committees other than those noted above may be constituted by the Board of Directors for specific purposes or projects. These Committees shall be presided by a Director and may have other Directors as members of the said Committee as appointed by the Board of Directors. Members may be invited to participate such Committee meetings.
- 46)** All Committees shall have advisory powers only. The Committee's recommendations to the Board of Directors shall be in writing and forwarded to the Secretary. The recommendations of the Committees may be approved or rejected by the Board of Directors. The decision of the Board of Directors shall be notified by the Chairperson of the said committee to the members of the Committee including explanation for the rejections, if any. In the absence of the Chairperson of the Committee, a Director in that Committee shall preside at the committee meetings.
- 47)** In addition to the seven Committees mentioned in section 39 above, the Board, at the beginning of the year, shall appoint a three-person committee of experts external to the Board as Audit Committee.

DUTIES OF THE OFFICERS

- 48)** All Officers shall be Directors of the Corporation and they shall cease to be Officers if they cease to be Directors or if they are removed from office by a majority of the Board of Directors. For such a removal, a minimum of one month notice to all Directors must be given with reasons for removal and after due process with at least 2/3 of the eligible directors being present at the meeting.
- 49)** The President shall be the Chief Executive Officer of the Corporation. He shall preside at all meetings of the Corporation and of the Board of Directors. He shall have the general and active management of the affairs of the Corporation. He shall see that all orders and resolutions of the Board of Directors are carried into effect.
- 50)** The Treasurer shall have the custody of the funds and securities of the Corporation and shall keep full and accurate accounts of all assets, liabilities, receipts and disbursements of the Corporation in the books belonging to the Corporation and shall deposit all monies, securities and other valuable effects in the name and to the credit of the Corporation in such Chartered

Bank or Trust Company, or in the case of securities in such registered dealer in securities as may be designated by the Board of Directors from time to time. He shall disburse the funds of the Corporation as may be directed by proper authority taking proper vouchers for such disbursements; and shall render to the President and Directors at the regular meeting of the Board of Directors, or whenever they may require it, an accounting of all transactions and a statement of the financial position of the corporation. He shall also perform such other duties as may from time to time be directed by the Board of Directors.

- 51)** The Secretary shall attend all meetings and act as Clerk thereof and record all votes and minutes of all proceedings in the books to be kept for that purpose. He will collect the copies of minutes of meetings of any Committee or Sub-Committee constituted by the Board from the Chairman of such meetings and keeps the record of the same. He shall process the membership applications through the Board as and when received and he shall maintain a register of members of the Corporation as admitted by the Board. He will certify the status of members to the Board at the beginning of each year in order to determine the quota for new memberships. He shall give or cause to be given notice of all meetings of members and of the Board of Directors and shall perform such other duties as may be prescribed by the Board of Directors or President, under whose supervision he shall be. He shall be the custodian of the Seal of the Corporation, which he shall deliver only when authorized by a resolution of the Board of Directors to do so and to such person or persons as be named in the resolution. The Secretary shall keep the record of all the correspondence of the Corporation in the head office which shall be available for inspection by the members of the Board.
- 52)** The duties of all the other Officers of the Corporation shall be such as the terms of their engagement call for or the Board of Directors require.

INDEMNITY TO DIRECTORS AND OTHERS

- 53)** Subject to the provisions of the Act, every Director or the Officer of the Corporation or other person who has undertaken or is about to undertake any liability on behalf of the Corporation or any company controlled by it and their heirs, executors and administrators and estate and effects, respectively, shall from time to time and at all times be indemnified and saved harmless out of the funds of the Corporation, from and against:
- i.** All costs, charges and expenses whatsoever which such directors, officers, other person sustains or incurs in or about any action, suit or proceedings which is brought, commenced or prosecuted against him, or in respect of any act, deed, matter or thing whatsoever, made, done or permitted by him, or about the execution of the duties of his office or in respect of any such liability; and

- ii. All other costs, charges and expenses which he sustains or incurs in or about or in relation to the affairs thereof, except such costs charges or expenses as are occasioned by his own wilful neglect or default.

EXECUTION OF DOCUMENTS

- 54)** Contracts, documents or any instruments in writing requiring the signature of the corporation may be signed by any Two Officers and all contracts, documents and instruments in writing so signed shall be binding upon the corporation without any further authorization or formality. The Directors shall have the power from time to time by resolution to appoint an Officer or Officers on behalf of the Corporation to sign specific contracts, instruments and writings. The seal of the corporation when required may be affixed to the contracts to instruments in writings signed as aforesaid.
- 55)** Any expense of over Twenty Thousand Dollars (\$ 20,000.00) in total, which does not fall into categories of either capital expenses connected with the temple, or operational expenses involved in providing the Temple services, after being approved by the Board of Directors, will further have to be approved by a majority of members attending a special meeting with a minimum of 50 members (no proxy) present called for that purpose.
- 56)** All Capital Projects of \$50,000 and above including any supplementary increase in expenditures or budget shall be approved by at least at least 85% of the eligible Directors of the Board present at the meeting.

MEMBERS

- 57)** The Secretary shall maintain three separate registers of members: one register for the members of Sri Lankan Tamil origin; one register for the members of the Indian origin - non Telugu and a third register for the members of the Indian origin - Telugu. The origin of the member shall be determined by the Board of Directors in accordance with Section 66.
- 58)** Any person interested in the promotion of the objects of the Corporation may be eligible to become a member of the Corporation. All applicants shall complete an application for membership in the form prescribed from time to time by the Corporation and shall pay the application fee in effect. The applicant should declare that he/she is not an undischarged Bankrupt or had not been criminally convicted. On the approval of the application by the Board of Directors, the applicant shall be accepted as a member of the Corporation and the Secretary shall enter his name in the membership in the appropriate membership register.
- 59)** The application may be rejected if in the opinion of the Board of Directors that the applicant does not meet the pre-requisites for the memberships. The applicant will be notified in writing with reasons for the denial of membership. The fee paid by the applicant shall be returned without deductions.
- 60)** A member so admitted shall be removed from membership if he/she has an undischarged bankruptcy or has been criminally convicted.

- 61)** The membership of the Corporation shall consist of life members only.
- 62)** The life members are those who have met the criteria specified in the Schedule 1 of Corporation's Operation Manual and paid a fee determined by the Board of Directors which may be prescribed from time to time. The privilege of the life member commence from the first day of the calendar year following the approval of their membership by the Board of Directors.
- 63)** All life memberships will be considered as family memberships. The member and the spouse will be given the privileges of life membership as two separate individuals, including the right to vote at meetings as members of the Corporation. If a Life Member is unmarried at the time of application for membership and subsequently marries, the spouse of the Life Member shall become a Life Member, subject to the approval of the Board of Directors. If a Life Member and spouse (who is a Life Member) divorce, then each will continue to be a Life Member, but on marriage, the new spouse of such Life Member shall not automatically qualify for Life Membership, but must meet the criteria set out herein for Life Membership. If a Life Member becomes a widow/widower and then remarries, the spouse shall become a Life Member, subject to the approval of the Board of Directors. Their names may be registered in the appropriate member's register based on the membership criteria.
- 64)** The Board of Directors shall consider in determining an applicant's membership as to the origin, the applicant's declaration of origin, place of birth or the place of birth of the applicant's parents or grandparents, together with such other information which the Board deems necessary. The Board's decision shall be final.
- 65)** The life membership is not transferable.
- 66)** The approval of the Board of Directors for new applications for life memberships per calendar year shall not exceed five per cent (5%) of the number of life members in the member's register of the Corporation at the commencement of the calendar year.
- 67)** The priority for processing for all applications for memberships shall be dealt with in the chronological order the applications are received by the Corporation.
- 68)** The applications which cannot be approved in a given year pursuant to Sections 66 shall be processed for the following calendar year based on their priority processing pursuant to Sections 66.
- 69)** A member may be suspended or expelled from membership in the Corporation by the Board of Directors, if in the opinion of the Board of Directors, his actions are detrimental and prejudicial to the objects of the Corporation and the best interests of the temple. The member who is so considered shall be notified in writing of the impending action by the Board of Directors. The member shall be given fifteen days to respond in writing. The Board of Directors upon receipt of a response from the member may accept his response and act accordingly. If the Board of Directors is not satisfied they shall appoint a Committee of Inquiry. The Committee of Inquiry shall consist of five (5) persons, two (2) of whom shall be members of the Corporation nominated by the member, two (2) of whom shall be members of the Corporation but not Directors nominated by the Board of Directors. The fifth member of the Committee of Inquiry

shall be any person (who need not be a member) as agreed upon by the other four (4) members of the Committee of Inquiry. If the 5th member is not designated within ten (10) days from the date of appointment of the four members, then the Board of Directors shall request the Dean of Osgoode Hall. Law School or any other person holding judicial office to appoint the 5th member and the selection shall be binding. The Committee of Inquiry shall provide a written recommendation to the Board. Of Directors. A two third (2/3) majority decision of the Committee of Inquiry shall be the decision of the Committee of Inquiry. The reasons for the decision may be given collectively or individually. The Board of Directors shall consider and if thought fit, accept the decision of the Committee of Inquiry. The terms of reference to the Committee of Inquiry shall be specific and in writing. The Committee of Inquiry may recommend any one of the following or a combination: to reprimand of the member in writing or in person, to suspend the member from the membership of the temple for life, suspend membership for the remainder of the year or suspend the membership for a period of time. The Board of Directors shall not prevent the member from attending the temple for the purpose of worship.

MEETINGS

- 70)** The annual or any other general meeting of the members shall be held at the head office of the corporation or at any place as the board of directors may determine and on such day as the said directors shall appoint.
- 71)** At every annual meeting, in addition to any other business that may be transacted, the Report of the Directors, the Financial Statement and the Report of the Auditors shall be presented and a Board of Directors elected and Auditors appointed for the ensuing year. The members may consider and transact any business either special or general at any meeting of the members. The Board of Directors or the President shall have the power to call, at any time, a general meeting of the members of the Corporation.
- 72)** Sixty (60) days prior written notice shall be given to each member of any annual general meeting of members, fifty (50) members present in person, shall constitute a quorum. Each member present in person at a meeting or by proxy shall have the right to exercise one vote.
- 73)** The Board of Directors shall call special meeting for consideration of special proposals or actions at the request in writing submitted to the Secretary signed by no less than ten percent (10%) of the members in the membership register. Fourteen (14) days prior written notice shall be given to each member of any special meeting of members. For this purpose a member and a spouse will be treated as two individual members. Fifty (50) members present in person shall constitute a quorum. Each member present in person or by proxy shall have the right to exercise one vote. No other business shall be raised at this meeting other than the matter referred to in the notice for the special meeting.
- 74)** At any meeting of members a proxy duly and sufficiently appointed by a member shall be entitled to exercise, subject to restrictions in Section 85 and any other restrictions expressed in the instrument appointing him, the same voting rights that the member appointing him would be entitled to exercise if present at the meeting. In particular, if the proxy is authorized to vote for the election of Directors, the instrument appointing the proxy shall indicate the register of members to which the member appointing the proxy belongs. A proxy need not be a member. An instrument appointing a proxy shall be in the prescribed form. An instrument appointing a

proxy shall be acted on only if, prior to the time of voting, it is deposited with the Secretary of the Corporation or of the meeting or as may be directed in the notice calling the meeting.

- 75)** No person shall hold more than two proxies at a time.
- 76)** No error or omission in giving notice of any annual or general meeting or any adjourned meeting, whether annual or general, of the members of the Corporation shall invalidate such meeting or make void any proceedings taken. For purposes of sending any notice to any member, Director or Officer for any meeting or otherwise, the address of the member, Director or Officer shall be his last address recorded on the books of the Corporation.
- 77)** The official language or business of the Corporation shall be English. All announcements, notices and correspondence with the public; government and other agencies shall primarily be in English, although other languages including Tamil may be used on demand and as practicable. The usage of any language other than English shall be in addition to English, as also where there is a demand for such usage.

ELECTION OF BOARD OF DIRECTORS

- 78)** At the annual general meeting of the Corporation, an Election Officer shall be appointed to attend to all matters relating to the election of Directors and conduct the election of the Directors of the Corporation. The Election Officer may be an individual, a Corporation or an Organization engaged in a field of management of elections.
- 79)** The Election Officer shall call for nominations to fill the vacancies in the Board of Directors. Nominations shall be called sixty days prior to the election. The notices for the nomination shall be sent by prepaid mail to the members at the addresses in the register. The membership nominations must be closed thirty days prior to the date of elections. The election date shall be notified in the nomination notices.
- 80)** The Election Officer shall scrutinize all of the nominations received. After satisfying himself as to the validity of the nominations, the Election Officer shall prepare for the election of directors after notifying the candidates.
- 81)** The Election Officer shall prepare ballot papers for the election of Directors separately each for the three communities, Sri Lankan Tamil origin, Indian origin Non- Telugu, Indian origin - Telugu, to be used at the elections in a secure manner and conduct the elections with those ballot papers at the general meeting called for that purpose.
- 82)** The Elections Officer shall conduct an advanced voting at least fourteen (14) days prior to the annual general meeting. The right to vote at an advanced voting shall be notified to all members in the register of memberships. The time, date and place of advanced voting shall be the notice to the members.
- 83)** Each member in the membership register eligible to vote shall have the right to cast one vote in person or by proxy to those whose names are listed in the ballot paper.
- 84)** Members of Sri Lankan Tamil origin shall vote only for the election of Directors of Sri Lankan Tamil origin. Members of Indian origin non- Telugu, thus shall vote only for the election of

Directors of Indian origin non- Telugu, Members of Indian origin - Telugu shall vote only for the election of Directors of Indian origin - Telugu.

- 85)** The Election Officer shall count the votes after the voting is completed and declare those who have been elected, based on the number of votes received.
- 86)** If necessary, when two candidates have received equal number of votes, the election officer shall decide the winner by drawing lots.

FINANCIAL YEAR

- 87)** The fiscal year end of the Corporation shall be the 31st day of December of each year.

AUDITORS

- 88)** The members shall at each annual meeting appoint an Auditor to audit the accounts of the corporation, to hold office until the next annual meeting provided that the directors may fill any vacancy in the interim in the Office of Auditor. The remuneration of the Auditor shall be fixed by the Board of Directors.

BOOKS AND RECORDS

- 89)** The Directors shall see that all necessary books and records of the Corporation required by the by laws of the Corporation or by any applicable statute or law are regularly and properly kept.

RULES AND REGULATIONS

- 90)** The Board of Directors may prescribe such rules and regulations not inconsistent with these by laws relating to the Management and Operation of the Corporation as they seem expedient, provided that such rules and regulations shall have force and effect only until the next annual meeting of the members of the Corporation when they shall be confirmed and failing such confirmation at such annual meeting of members shall and from that time cease to have any force and effect.

AMENDMENT OF THE BY-LAWS

- 91)** Except Section 24, Section 25, Section 84 and Section 92, all other sections of the By-laws of the Corporation may be repealed or amended, by a By-law enacted by a majority of the Board of Directors at a meeting of the Board and sanctioned by an affirmative vote by at least of two third (2/3rd) members present in person or by proxy at a meeting of members duly called for that purpose of considering such a By-law or at an annual general meeting.

- 92)** Notwithstanding any other sections in the By-law, this Section 92, Section 24, Section 25 and Section 84 shall only be repealed or amended by a law enacted by the majority of the Board of Directors and sanctioned by an affirmative vote of at least two thirds (2/3rd) of the members present in person or by proxy at a meeting duly called for that purpose. The required quorum for the said meeting shall be no less than fifty (50 %) of the members present in person or by proxy. No less than sixty (60) days' notice in writing outlining the proposed amendment is given to the members.

COMING INTO FORCE

- 93)** The amendments to the By-laws of the Corporation shall come into force- at and be effective from the time of its passing by the members of the Corporation. These By-laws repeal and replace the present By laws of the Corporation.

TRANSITIONAL PROVISIONS

- 94)** With the deletion of annual membership, the current 7 annual members will be given an option to become life members by paying the difference between what they have paid as annual membership during their tenure as annual members and the life membership fees as fixed by the Board of Directors. Such differences should be paid during 2016 and their membership in the Corporation will commence immediately on approval by the Board of Directors.