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भारतीय गैर न्यायिक INDIA NON JUDICIAL

रु.5000

पाँच हजार रुपये

Rs.5000

FIVE THOUSAND RUPEES

भारत



सत्यमेव जयते

INDIA

पश्चिमबङ्ग पश्चिम बंगाल WEST BENGAL

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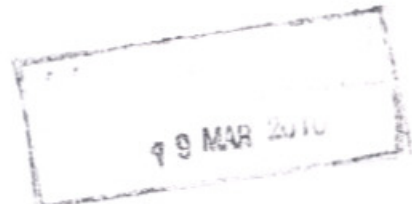
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Certified that the Document is admitted to Registration in the Registry Office and the entire amount of Rs. 5000/- is paid to the Government of West Bengal.

19.3.10

Additional Registrar
of Assurances-III, Kolkata



DEED OF TRUST

THIS INDENTURE is made this 16th day of March, 2010 BETWEEN (1) SRI SITANGSU BIKASH MONDAL Son of Late Shyamlal Mandal, by occupation Service, I.F.S., as Principal Chief Conservator of Forests, Wildlife and Chief Wild Life Warden, West Bengal member Secretary, residing at 142B, N.S.C. Bose Road, Kolkata-700 040 (2) SRI PRADIP KUMAR RAY, Son of Late Chittaranjan Ray by occupation Services I.F.S., as additional Principal Chief Conservator of Forests Wild life, Member residing at 142B, N.S.C. Bose Road, Kolkata-700 040 (3) DR. SHEELWANT PATEL, Son of Late Bechan

Patel, by occupation Service- I.F.S. as Chief Conservator of Forests, Wildlife (North) member residing at Govt Saw Mill Complex, Mahananda, Siliguri, 734403 hereinafter jointly called the SETTLORS (which expression shall unless excluded by or repugnant to the subject or context be deemed to include survivor/survivors and the successor/successors in office, of the ONE PART,

AND

- (i) SRI ANANTA ROY, Minister in-charge Deptt of Forests, Government of West Bengal - President
- (ii) SRI RABINDRA NATH HEMBRAM, Minister of State, Dept of Forests, Government of West Bengal - Vice President.
- (iii) SRI K.S.RAJENDRA KUMAR, I.A.S. Addl. Chief Secretary to the Govt of West Bengal, Deptt of Forests -Member
- (iv) SRI SITANGSHU BIKASH MONDAL, I.F.S. Principal Chief Conservator of Forests, Wildlife & Chief Wildlife Warden, West Bengal - Member-Secretary
- (v) SRI ATANU KUMAR RAHA, I.F.S. Principal Chief Conservator of Forests, West Bengal- Member
- (vi) SRI PRADIP KUMAR RAY, I.F.S. Additional Principal Chief Conservator of Forests, W.I. - Member
- (vii) SRI SHEELWANT PATEL, I.F.S. Chief Conservator of Forests, Wildlife (North) - Member
- (viii) SRI RAVINDER PAL SAINI, I.F.S. Field Director Buxa Tiger Reserve - Member

- ix) SRI SUBHANKAR SENGUPTA, IFS Deputy Field Director Buxa Tiger Reserve, East Member.
- x) SRI RAJENDRA JAKHER, IFS Deputy Field Director, Buxa Tiger Reserve, West Member.
- xi) SRI NIRMAL DAS- Member of Legislative Assembly , Alipurduar-Member.
- xii) SRI DASRATH TIRKEY- Member of Legislative Assembly, Kumargram-Member.
- xiii) SRI WILSON CHAMPRAMARY- Member of Legislative Assembly , Kalchini- Member .
- xiv) SRI BABURAM ORAON - Karmadhyaksha, Bon O Bhumi Sanskar Sthayee Samity Jalpaiguri as Representative OF Jalpaiguri Zilla Parishad-Member
- xv) Two prominent Scientists or qualified experts in the field (to be nominated by State Government) Member
- xvi) Two members of the Executive Committee of the Buxa Tiger Conservation Foundation Trust (other than the Field Director/ Deputy Directors) – Member(s)

(Other than the field Directors/Deputy Directors- Member (s) hereinafter jointly called the 'TRUSTEES (which expression shall unless excluded or repugnant to the subject or context be deemed to include survivor/survivors and the successor/successors in office of the OTHER PART.

WHEREAS the Settlers are jointly willing and to intend and to create settlement by virtue of under instruction by Government of India Vide order No.S.O.1008(E) dated 22nd June, 2007 created this deed of Trust and also vide order No. 3101-For./IIM/22/07 dated 10.08.2009 of Government of West Bengal created this deed of Trust. The Fund of the Trust hereby created a sum of Rs.75,000.00 (Rupees Seventy Five Thousand only).

MEMORANDUM OF ASSOCIATION
OF
BUXA TIGER CONSERVATION FOUNDATION TRUST
(BTCFT)

1. The name of the Foundation will be BUXA TIGER CONSERVATION FOUNDATION TRUST.

2.a) The Registered Office of the Trust shall be at the office of the Field Director, Buxa Tiger Reserve, Alipurduar, Dist. Jalpaiguri.

b) The Foundation Trust shall be established by the State Government under Section 38X of the Wildlife (Protection) Act, 1972. It shall be a trust, registered under the relevant Rules of the Government.

c) The area of operation/jurisdiction of the Foundation Trust shall be the Buxa Tiger Reserve and its adjoining landscape, forming the impact zone with possible corridor value for dispersal of wild animals from the Tiger Reserve.

3. **Aims and objectives of the Foundation Trust.**

The main aim of the Foundation Trust shall be to facilitate and support the Buxa Tiger Reserve Management for conservation of tiger and biodiversity, through multi stakeholder participation as per approved management plans, and to support similar initiatives in adjoining landscapes, consistent with the national and state legislations. In pursuance of the said aims, the functions of the Foundation Trust shall be undertaken through Buxa Tiger Reserve thereafter called the implementing agencies and its staff and /or sponsored/supported by it or through other institutions, agencies or individuals collaborated by the implementing agency. To achieve this main aim, the Foundation Trust shall have the following objectives:

a) To facilitate ecological, economic, social and cultural development in the tiger reserve and adjoining landscape.

- b) To provide support to safeguard the natural environment in the tiger reserve and relevant places.
 - c) To facilitate the creation of, and or maintenance of such assets as felt necessary for fulfilling the above said objectives.
 - d) To solicit technical, financial, social and other support required for the activities of the Foundation Trust for achieving the above said objectives from different sources permitted by law.
 - e) To support ecotourism, eco-development, research, environmental education, training, management and advisory aspects in the above and related fields to support the implementing agency.
 - f) Anything incidental or ancillary to the above for furthering the above said objectives.
4. Pursuant to the aforesaid objectives, the Foundation Trust shall have a Governing Body and Executive Committee as prescribed below:

Governing Body of the Foundation Trust

- (a) Pursuant to the aforesaid objectives, there shall be a Governing Body for giving overall policy guidance and direction to the Buxa Tiger Conservation Foundation Trust.
- (b) The Governing Body of the Buxa Tiger Conservation Foundation Trust shall consist of the following members, namely :
 - (i) SRI ANANTA ROY, Minister –in-charge Deptt of Forests, Government of West Bengal – President
 - (ii) SRI RABINDRA NATH HEMBRAM, Minister of State, Dept of Forests, Government of West Bengal - Vice President.
 - (iii) SRI K.S.RAJENDRA KUMAR, I.A.S. Addl. Chief Secretary to the Govt of West Bengal, Deptt of Forests -Member
 - (iv) SRI SITANGSHU BIKASH MONDAL, I.F.S. Principal Chief Conservator of Forests, Wildlife & Chief Wildlife Warden, West Bengal - Member-Secretary
 - (v) SRI ATANU KUMAR RAHA, I.F.S. Principal Chief Conservator of Forests, West Bengal- Member

- (vi) SRI PRADIP KUMAR RAY, I.F.S. Additional Principal Chief Conservator of Forests, W.L.- Member
- (vii) SRI SHEELWANT PATEL, I.F.S. Chief Conservator of Forests, Wildlife (North) - Member
- (viii) SRI RAVINDER PAL SAINI, I.F.S. Field Director Buxa Tiger Reserve - Member
- (ix) SRI SUBHANKAR SENGUPTA, I.F.S. Deputy Field Director ,Buxa Tiger Reserve, (East)- Member
- (ix) SRI RAJENDRA JAKHER, I.F.S. Deputy Field Director , Buxa Tiger Reserve(West)- Member
- (xi) SRI NIRMAL DAS, Member of Legislative Assembly, Alipurduar - Member
- (xii) SRI DASRATH TIRKEY- Member of Legislative Assembly, Kumargram- Member
- (xiv) SRI WILSON CHAMPARAMARY-Member of Legislative Assembly, Kalchini-member
- (x) SRI BABULAL ORAON-Karmadhyaksha, Bon O Bhumi Sanskar Sthayee Samity Jalpaiguri as Representative of Jalpaiguri Zilla PARishad- Member.
- (xi) Two prominent scientists or qualified experts in the field
(to be nominated by State Government) - Member(s)
- (xii) Two members of the Executive Committee of the Buxa Tiger Conservation Foundation Trust (other than the Field Directors/Deputy Directors)

c) A member of the Governing Body shall, upon ceasing to be a Member of Legislative Assembly or, the District Panchayat, as the case may be shall cease to be a member of the Governing Body.

d) The tenure of nominated member shall be for a period of three years from the date of his/her nomination.

e) **The Governing Body shall have the following powers and perform the following functions, namely:**

i) Make over all policy of the Foundation Trust in consonance with the provisions of the Act.

ii) Consider and approve the balance sheet and audited accounts of the Foundation Trust.

iii) Consider and approve the Annual Report of the Foundation Trust.

iv) Approve the work plan, fund flow, Annual Budget of the Foundation Trust.

v) Make amendment in the trust deed subject to the approval of the Government.

vi) Approve the "Operations Manual" of the Foundation Trust.

vii) Co ordinate between different departments and other institutions and non Governmental Organizations, to achieve the objectives of the Foundation Trust.

viii) Frame rules and regulations in conformity with general provisions of the Trust Deed for managing the affairs of the Foundation Trust.

ix) Take all policy decisions regarding fund raising, investment and budget of the Foundation Trust.

x) Suspend, terminate or affect any other procedures on any project or activity undertaken by the Foundation Trust.

xi) perform such other functions as may be necessary to achieve the objectives of the Trust.

f) **The Meetings of the Governing Body shall be held in the following manners, namely :-**

i) The meeting of the Governing Body shall be held at least once in a year preferably in the first month of the financial year.

ii) All meetings of the Governing Body shall be called by fifteen days prior written notice under the signature of the Member Secretary of the Governing Body. A summary of the business to be transacted in the meeting shall be communicated to the members in advance.

iii) Any inadvertent omission to give notice to or the non receipt of notice of any meeting by any member shall not invalidate the proceedings of the meeting.

iv) If the President is not present in the meeting of the Governing Body, the Vice President shall chair the meeting.

v) One third of the members of the Governing Body present shall form the quorum of the Governing Body provided that no quorum shall be necessary in respect of any adjourned meeting.

vi) All disputes in a meeting shall be determined by the divisions of vote.

vii) The member who is unable to attend the Governing Body meeting may send his/her views on the agenda in writing and such expression of opinion shall be taken to be his/her vote on the matter concerned.

viii) The minutes of the proceedings of the Governing Body meetings shall be recorded and such minutes after approval and signed by the Member Secretary, Governing Body shall be the conclusive proof of the business transacted in the meeting.

5. The Executive Committee

(a). The Executive Committee of Buxa Tiger Conservation Foundation Trust shall look after its day-to-day management. The affairs of the Foundation Trust shall be administered subject to the rules of the Foundation Trust by the concerned Executive Committee.

(b) Composition of the Executive Committee of Buxa Tiger Conservation Foundation Trust

The Executive Committee shall have the following compositions:

- (i) Field Director of the Buxa Tiger Reserve - Member & Executive
Director cum Treasurer.
- (ii) Deputy Field Directors of the Buxa Tiger Reserve (West)
& Buxa Tiger Reserve (East) - Member
- (iii) One Assistant Field Director of each Division of the
Buxa Tiger Reserve to be nominated by the Field Director - Member
- (iv) Two representatives of Eco-development Committees / Forest Protection
Committees working from the Tiger Reserve as nominated by the field director in
the manner prescribed . - Member(s)
- (v) Two members of frontline staff from the Buxa Tiger Reserve nominated by
the field director not below the rank of DR/Fr. - Member(s)

(the Senior between the two Deputy Field Directors of the Buxa Tiger Reserve, shall be nominated by the Field Director to function as the Member-Secretary of the Executive Committee.)

c) **Membership in Executive Committee.**

i) The tenure of the nominated member shall be for a period of one year from the date of his nomination.

ii) A member of the Executive Committee, other than nominated members, shall cease to be a member as such, if he ceased to hold that office or post by virtue of which, he became the member of the Committee.

d) **Procedure for nomination of representative of Eco Development Committees/Forest protection Committees working in the Tiger Reserve.**

i) Each Executive Committee of respective Eco development Committee/Forest protection Committee shall select one executive committee member and forward his name to the Field Director of the Buxa Tiger Reserve for nomination to the executive Committee of the Foundation Trust. The meeting for selection of the members shall be chaired by the nominated Deputy Field Director of the Buxa Tiger Reserve. The procedure of the meeting shall be recorded in the Minute Book. The Deputy Field Director chairing the meeting shall forward the names of two members of the Eco development Committee/Forest Protection Committee to the Field Director. In case of failure to select the members in the manner prescribed above, the Field Director of the Buxa Tiger Reserve, shall be at liberty to nominate two members from his end.

ii) The Field Director of the Buxa Tiger Reserve shall nominate front line staff one from each Division after the same is recommended to him by the Deputy Field Directors.

e) **Powers of the Executive Committee.**

The Executive Committee shall have the following powers and perform the following functions, namely :-

- i) the affairs and funds of the Foundation Trust in accordance with the rules and regulations of the Foundation Trust.
 - ii) make endeavour to achieve the objectives of the Foundation Trust and discharge all its functions.
 - iii) exercise administrative and financial powers including power to engage any person of one description and make appointment thereon in accordance with the rules and regulations of the Foundation Trusts.
 - iv) enter into arrangement with other public or private organizations or individuals for furtherance of its objectives and in accordance with the rules and regulations of the Foundation Trust.
 - v) endowments, grants in aid donations, or gifts to the foundation trusts not inconsistent with the rules and regulations of the Foundation Trust and interest of the Government.
 - vi) take over or acquire in the name of the Foundation Trust by purchase, gift or otherwise from Government or other public bodies or private individuals or organizations, any movable and immovable property in the state or elsewhere in conformity with the rules and regulations of the Foundation Trust and
 - vii) perform such other functions as are assigned to it by the Governing Body.
- f) **Proceedings of the Executive Committee.**

1. Every meeting of the Executive Committee shall be presided over by the Chairperson and in his/her absence the Executive Committee shall elect the Chairperson for the meeting,

2. One half of the total members of the Executive Committee present in the meeting shall constitute the quorum, provided that no quorum shall be necessary in respect of any adjourned meeting.

3. No less than seven days notice for every meeting of the Executive Committee shall be given to each member of the said Committee, provided that the Chairperson may call an emergency meeting if the situation so warrants.

4. Any inadvertent omission to give notice to or the non receipt of notice of any meeting by any member shall not invalidate the proceedings of the meeting.

5. The Executive Committee shall meet as and when necessary but at least once in every month.

6. All disputed issues in the Executive Committee meetings shall be determined by vote among members.

7. Any member who is unable to attend the Executive Committee meeting may send his/her views on the agenda in writing and such expression of opinion shall be taken to be his/her vote on the matter concerned.

8. The Executive Committee shall refer any issue for the advice or recommendation to a Sub Committee constituted by it for the purpose. The Executive Committee shall have the right to override the recommendation or advice given by the Sub Committee, in doing so, they shall reasons for doing so.

9. The Minutes of the proceedings of the Executive Committee meetings shall be recorded. Such minutes after due approval shall be issued by the Member Secretary.

g) Office and Authorities of the Executive Committee.

1. The Field Director of the Tiger Reserve shall be the Executive Director of the Foundation Trust and he or she shall carry out all administrative and day -to-day functions of the Foundation Trust on behalf of the Executive Committee. He/She shall also be the custodian of all the records, assets and belongings of the Foundation Trust.

2. The Executive Director shall have the following powers in conformity with the rules of the Foundation Trust.

a) To accept contributions on behalf of the Foundation Trust either in cash or in kind from a person or institutions.

b) To purchase, acquire, take on lease any moveable and immovable property for the purpose of achieving the objectives of the Foundation Trust.

c) To have control and authority on the general administration of the Foundation Trust.

d) To open and operate accounts with Nationalized Banks.

e) To prosecute, sue and defend all actions at law for and on behalf of the Foundation Trust.

3. The Executive Director shall have powers to convene seminars, workshops etc and to oversee publications of research materials and books of the Foundation Trust.

4. The Executive Director shall initiate appropriate actions for the preparation and submission of project proposals on different programmes to be undertaken by the Foundation Trust to various agencies for support.

5. The Executive Director shall have powers to interact with National and International Agencies for furthering the objectives of the Foundation Trust.

6. **All Government Acts & Rules in vogue shall also be applicable for the Foundation Trust.**

A. The quorum of the Meeting of the Trust Board will be one third but not less than Five and the decisions of the majority of those present at the meeting shall be binding upon all the Trustees.

B. i) The Trust will act under the provision of Indian Limitation Act.

ii) The Trust may amalgamate and/or dissolve the same with the Assets and Liabilities of the said identical nature of Trust.

- iii) The Trust will act within Indian Territory.
- iv) The Trust will act and run as per the provision of Indian Income Tax Act, 1961 AND the trustees will make further investment for the interest of the Trust as per provision of law.

C. The Trust hereby created shall be "IRREVOCABLE".

7. **Property, Assets and Liabilities.**

- i) The income and property of the Foundation Trust, howsoever derived, shall be applied solely towards the promotion of the objectives thereof as set forth above.
- ii) No portion of the income and property of the Foundation Trust shall be paid or transferred directly or indirectly, by way of dividend, bonus, or otherwise, howsoever, by way of profit, to the persons who at any point of time have been members of the Foundation Trust or to any of them or to any person claiming through them.
- iii) Provided that nothing herein contained shall prevent the payment of remuneration to any member or any person in return of any service rendered to the Foundation Trust or for any administrative expenses as stipulated in the Operations Manual.

8. **Powers of the Government.**

The Government may time to time review the functioning of the Foundation Trust and issue such directions as may be necessary in respect of the affairs of the Foundation Trust. The Power to create any permanent posts in the Foundation Trust is vested with the Government.

9. **Financial Regulations.**

A. **Funds of the Trust.**

The following shall be the various sources of funds for running the affairs of the Foundation Trust in conformity with the rules of the Trust.

- i) The income generated from levying tourist entry fees and other chargers for the services generated out of the Tiger Reserve.
- ii) Contribution from other sources in terms of specific projects from national as well as international agencies as permitted by law.
- iii) Grant-in-aids, donation or assistance of any kind from any individuals or organizations including foreign, Governments and other external agencies as permitted by law.
- iv) Any other activity as permitted by law and in conformity with the rules of the Trust.

B. Accounts and Audit.

- i) The Foundation Trust shall maintain proper accounts and prepare annual accounts comprising of the Receipts and Payments, statement of liabilities etc. in such form as may be determined.
- ii) The accounts of the Foundation Trust shall be audited annually by a qualified Chartered Accountant empanelled by the Comptroller Auditor General of India, approved by the Governing Body.
- iii) The audited accounts shall be discussed and approved by the Governing Body in its annual meeting held for the purpose' and
- iv) The accounts of the Foundation Trust shall be subjected to the general provisions and directives of the Comptroller and Auditor General of India.

10. Restriction on Powers.

If any of the foregoing clauses relating to the powers, functions and other matters governing the Foundation Trust is likely to be contrary or inconsistent with any provisions of law relating to public or public charitable institutions entitled to exemptions or concessions under any tax law more specifically under section 10(22) or section 11 to 13 of the Income Tax Act as now or as may be amended from time to time, such powers will be treated as not forming part of these presents as as to conform to the requirements of such laws.

11. Dissolution of the Foundation Trust.

The Foundation Trust is irrevocable, however, in the event of any circumstance in which it is decided to terminate or dissolve the Foundation Trust, after the satisfaction of all its debts and liabilities, any assets and property, whatsoever be the same, shall not be paid to or distributed among the members of the Foundation Trust but shall be dealt with in such manner as the State Government may determine in that behalf.

12. Miscellaneous.

1. As and when there is any change in the nomenclature of Ministries, Departments, or Institution and designation mentioned, such changes shall automatically stand incorporated in the rules of the Foundation Trust.
2. Every staff of the Foundation Trust may be sued or prosecuted by the Foundation Trust for any loss or damage caused to the Foundation Trust or its property or for anything done by him detrimental to the interests of the Foundation Trust.

WITNESSES:

**BUXA TIGER CONSERVATION FOUNDATION TRUST
REGULATIONS**

- | | |
|--|---|
| 1. Name of the Trust: | BUXA TIGER CONSERVATION FOUNDATION TRUST. |
| 2. Location of the Registered office of the Trust. | Office of the Field Director, Buxa Tiger Reserve, Alipurduar, Dist., Jalpaiguri. |
| 3. Area of Operation/Jurisdiction | The Buxa tiger reserve and its adjoining landscape, forming the impact zone with possible corridor value for dispersal of wild animals from the tiger reserve as per aims and objectives. |
| 4. Short title , extent and commencement. | <p>A) These Regulations shall be called the Regulations of the Buxa Tiger Conservation Foundation Trust.</p> <p>b) They shall apply to all the members, properties, activities and transactions of the Tiger Conservation Foundation Trust.</p> <p>c) They shall come into force on the date of registration of the Trust i.e. "Buxa tiger Conservation Foundation Trust:" under the Indian Trusts Act, 1982.</p> |
| 5. Definitions | <p>In these Regulations unless there is any thing repugnant to the subject or context.</p> <p>a)" Act means the Indian Trusts act, 1982.</p> <p>b)"Regulations" means the Regulations of Buxa Tiger Conservation Foundation Trust.</p> |

c) "State Government" means the Government of West Bengal.

d) "Governing Body" means the Governing Body of Buxa Tiger Conservation Foundation Trust.

e) "President" means the MIC Department of Forests, Government of West Bengal.

f) "Vice President" means the Minister of State Department of Forests, Govt of West Bengal.

g) "Year" means, unless the context otherwise requires, the financial year of the Government of West Bengal.

h) "Trust" means the Buxa Tiger Conservation Foundation Trust.

i) "Member Secretary" means the Principal Chief Conservator of Forests, Wildlife & Chief Wildlife Warden, West Bengal.

6. Authorities of the Trust

The following shall be the authorities of the Trust.

i) Governing Body.

ii) Executive Committee.

7. Composition of the Governing Body.

A) The Governing Body shall be the supreme authority in all matters of control and administration of the Trust. Governing

Body will consist of members including the founding members as describe ed in rule 9 below.

b) Non official members of the Governing Body will be nominated by the State Government from among the organizations or persons having interest and experience in wildlife conservation.

8. Office Bearers

There shall be a President, Vice President and Member Secretary of the Trust.

a) MIC Deptt. Of Forest, Govt. of West Bengal will be the President of the Trust. He shall preside over and conduct the meetings of the Governing Body.

b) The Principal Chief Conservator of Forests, Wildlife, & Chief Wildlife Warden, West Bengal shall be the Member Secretary of the Trust. The main aim of the Foundation Trust shall be to facilitate and support the tiger reserve management for conservation of tiger and biodiversity, through multi- stakeholder participation as per approved management plans/Tiger Conservation Plan , and to support similar initiatives in adjoining landscapes, consistent with the national and state legislations. In pursuance of the said objectives, the functions of the Foundation Trust has to be undertaken through the

Implementing agency and its staff and or through other institutions, agencies or individuals collaborated by the implementing agency.

9. The Governing Body of the Buxa Tiger Conservation Foundation Trust shall consist of the following members, namely :
- (i) Minister in-charge Deptt. of Forests ,Government, of W.B. - President
 - (ii) Minister of State, Deptt. of Forests., Govt of West Bengal - Vice President
 - (iii) Principal Secretary to the Govt of West Bengal, Deptt of Forests,-Member
 - (iv) Principal Chief Conservator of Forests, Wildlife & Chief Wildlife Warden, West Bengal - Member-Secretary
 - (v) Principal Chief Conservator of Forests, West Bengal - Member
 - (vi) Additional Principal Chief Conservator of Forests, W.L. - Member
 - (vii) Chief Conservator of Forests, Wildlife (North) - Member
 - (viii) Field Director Buxa Tiger Reserve - Member
 - (ix) Deputy Field Director ,Buxa Tiger Reserve, East - Member
 - (x) Deputy Field Director , Buxa Tiger Reserve, West - Member
 - (xi) Two prominent scientists or qualified experts in the field
(to be nominated by State Government) - Member(s)
 - (xii) Member of Legislative Assembly, Alipurduar - Member
 - (xiii) Member of Legislative Assembly, Kumargram - Member
 - (xiv) Member of Legislative Assembly, Kalchini - Member
 - (xv) Karmadhyaksha, Bon-O- Bhumi Sanskar Sthayee Samity, Jalpaiguri
as Representative of Jalpaiguri Zilla Parishad - Member
 - (xvi) Two members of the Executive Committee of
the Buxa Tiger Conservation Foundation Trust
(other than the Field Directors/Deputy Directors) - Member(s)

10. Powers and functions of the Government Body.

- i) Deciding the over all policy of the Foundation trust in consonance with the provisions of the Indian Trusts act/Wildlife Protection Act/Indian Forest Act and other relevant acts & Rules.
- ii) To consider and approve the balance sheet and audited accounts of the Foundation Trust.
- iii) To consider and approve the Annual Report of the Foundation Trust.
- iv) To approve the work plan, fund flow, annual Budget of the Foundation Trust.
- v) To add and amend the trust deed subject to the approval of the Government.
- vi) To approve the Operations Manual" of the Foundation Trust and Amendment, if any.
- viii) To facilitate in securing effective co ordination between different departments and other Government/Government aided institutions and Non Governmental Organisations for the benefit of furthering the objectives of the Foundation Trust.
- viii) To frame such rules and regulations in conformity with general provisions of the Trust Deed for managing the affairs of the Foundation Trust.
- ix) To take all policy decisions regarding fund raising, investment and budget of the foundation Trust.
- x) To suspend, terminate or effect any other procedures on any Project or activity undertaken by the Foundation Trust.
- xi) To perform such other functions as are proper and necessary to achieve the objectives of the Trust.

- xii) The Governing Body shall have general control over the affairs of the Trust and shall have authority to exercise all powers and to perform acts and deeds for the running of the Trust consistent with the aims and objectives of the Trust

11. The Executive Committee

- (a). The Executive Committee of Buxa Tiger Conservation Foundation Trust shall look after its day-to-day management. The affairs of the Foundation Trust shall be administered subject to the rules of the Foundation Trust by the concerned Executive Committee.

(b) Composition of the Executive Committee

The Executive Committee shall have the following composition:

- (i) Field Director of the Buxa Tiger Reserve - Executive Director cum Treasurer.
- (ii) Deputy Field Directors of the Buxa Tiger Reserve (West) & Deputy Field Directors of the Buxa Tiger Reserve (East) - Member
- (iii) One Assistant Field Director of each Division of the Buxa Tiger Reserve to be nominated by the Field Director - Member
- (iv) Two representatives of Eco-development Committees / Forest Protection Committees working from the Tiger Reserve as nominated by the field director in the manner prescribed. - Member(s)
- (v) Two members of frontline staff from the Buxa Tiger Reserve nominated by the field director not below the rank of DR/Fr. - Member(s)
- (the Senior between the two Deputy Field Directors of the Buxa Tiger Reserve shall be nominated by the Field Director to function as the Member-Secretary of the Executive Committee.)

c) **Membership in Executive Committee.**

- 1) A member of the Executive Committee, except nominated members, becomes a member by reason of the office of appointment he/she holds and his/her membership of the Executive Committee shall terminate when he/she ceases to hold that office or appointment.
- 2) The tenure of the nominated members shall be for a period of three years. In case of representatives from Ecodevelopment Committee and nominated members of the frontline staff of Executive Committee, their term shall be co terminus with their term in the office of the Ecodevelopment Committee and tiger reserve respectively subject to a maximum period of three years.

(d) **Powers of the Executive Committee.**

1. The Executive Committee shall have under its control the management of all the affairs and funds of the Foundation Trust in accordance with the rules of the Foundation Trust.
2. It shall be the responsibility of the Executive Committee to endeavour to achieve the objectives of the Foundation Trust and discharge all its functions.
3. The Executive Committee shall exercise all administrative and financial powers including powers to engage persons of all descriptions and make appointments thereon in accordance with the rules of the Foundation Trusts.
4. The Executive Committee shall have the power to enter into arrangement with other public or private organizations or individuals for furtherance of its objectives and in accordance with the rules of the Foundation Trust.
5. The Executive Committee shall have powers for fund raising (at national and international levels), securing and accepting endowments, grants-in-aid, donations, or gifts to the Foundation Trusts which shall not be inconsistent with the rules of the Foundation Trust and interest of the Government.

6. The Executive Committee shall have the power to take over and/or acquire in the name of the Foundation Trust by purchase, gift or otherwise from Government and other public bodies or private individuals or organizations, any movable and immovable properties in the State or elsewhere in conformity with the rules of the Foundation Trust.
7. The Executive Committee shall perform all other works assigned by the Governing Body.
12. **Restrictions on the activity:** The Trust or any of its authority shall not be competent to lease or rent out, or in any way transfer possession of any land/premises/capital asset of any office without the prior sanction of the Government.
13. **Register of Member**
 - a) A register of members shall be maintained at the Registered office of the Trust in which the name, address and description of each member shall be entered together with the date of admission to membership and date and particulars of cessation of membership wherever applicable.
 - b) The address appearing in the Register of members shall be deemed to be the address of the members for the purpose of notice, etc.
14. **Proceedings the Governing Body:**
 - i) The meetings of the Governing Body shall be held at least once in a year preferably in the first month of the financial year.
 - ii) All meetings of the Governing Body shall be called by fifteen days prior written notice under the signature of the Member Secretary of the Governing Body. A summary of the business to be transacted in the meeting shall be communicated to the members in advanced.

- iii) Any inadvertent omission to give notice to or the non receipt of notice of any meeting by any member shall not invalidate the proceedings of the meeting.
- iv) If the President is not present in the meeting of the Governing Body, the Vice President shall chair the meeting.
- v) One third of the members of the Governing Body present shall form the quorum of the Governing Body provided that no quorum shall be necessary in respect of any adjourned meeting.
- vi) All disputed issues in the meetings shall be determined by vote.
- vii) The member who is unable to attend the Governing Body meeting may send his/her views on the agenda in writing and such expression of opinion shall be taken to be his/her vote on the matter concerned.
- viii) The Minutes of the proceedings of the Governing Body meetings shall be recorded. Such minutes after approval and signed by the Member Secretary, Governing Body shall be the conclusive proof of the business transacted in the meeting.

15. Voting:

- i) Every member including the President shall have none vote.
- ii) Except where there is unanimity, every matter shall be decided by simple majority of votes of those present and voting.
- iii) In case same numbers of votes are cast for and against any matter, the President shall have a casting vote in addition to his/her vote as a member.
- iv) Voting shall ordinarily be by a simple show of hands unless secret ballot is demanded by any member present, either before or on declaration of the result of the show of hands.

- Note:** The result of the Voting shall be recorded in the book of proceedings.
- v) If on the demand for a poll, the poll can not be held on the same day, the transaction of business will be limited to business other than the matter on which a poll has been demanded.
 - vi) proxy shall not be permitted at any meeting or poll.
 - vii) The President shall be the sole judge to decide any dispute regarding the validity of any vote tendered at a meeting or at a poll,. Such decision of the President shall be final and binding upon every member.
 - viii) If a vacancy in the membership occurs, the remaining members shall act as if no vacancy had occurred. No action or proceeding of a meeting of the Governing Body shall be vitiated or deemed invalid by reason of a vacancy in the Governing Body or of a defect in the appointment or continuation of any person as member of the Government Body.
 - ix) Any resolution of the Governing Body may be passed by circulation from member to member and it shall not be necessary to call a meeting for the purpose, if the President deems that it is necessary and expedient to pass a resolution by circulation.
 - x) The Trust may invite experts, reputed professionals, or other persons to attend any meeting of the Governing Body or of any committee of the Trust so as to seek their expert opinion/advice/suggerssions/and services in furtherasnce of the objectives of the Trust.

16. **Indemnity:**

Subject to the provisions of sections 10 and 11 of the Act every member, employee and agent of the Trust shall be indemnified against any cost, expenses or liability incurred by him in defending any proceeding whether civil or criminal arising out of any act done in the discharge of official duty relating and relevant to the affairs of the Trust.

17. **Legal Action:**

The Member Secretary may sue or be sued on behalf of the Trust for movable and immovable properties. Certified that there is no other registered Trust in the same name and at the same place.

18. **Founds of the Trust:**

a) The funds of the Trust shall be called the "Corpus Fund" and shall consist of the following:-

i) grants from the State Government/Union Government.

ii) grants and contribution from other corporate bodies, agencies institutions and individuals including international funding agencies and non resident Indians.

iii) Loans from the Government and financing Institutions.

iv) fees collected by way of user charges.

b) The Corpus Fund shall be kept in a current account of a Nationalized Bank and withdrawals shall be made by cheques signed by the Treasured of the Execute Committee.

19. **Audit:** The Auditors of the Trust shall be appointed by the Governing Body.

a) At least once in every financial year, the accounts of the Trust shall be examined and the correctness of the income and expenditure accounts and balance sheet ascertained by the auditors appointed under clause (a)

b) The Government of West Bengal shall have powers to conduct supplementary or test audit.

c) The Accountant General, West Bengal shall have powers to conduct supplementary or test audit of the Trust's accounts by such person as may be authorized on his behalf.

d) the Financial year of the Government shall be the financial year of the trust. The Trust shall finalize the compilation of the annual accounts and complete the audit for a financial year before 30th June and submit the copy of the annual accounts together with a copy of the audit report to the Secretary, Forest Department who shall have the right to comment upon or supplement the Audit Report in any manner as he may deem fit.

e) The Annual Accounts together with the Audit Report and the comments, if any, of the Secretary, Forest Department shall be placed before the Governing Body in the next meeting. After the annual accounts and audit report are accepted by the Governing Body. One copy of the same shall be sent to the Government, Forest Department within 30 days accompanied by an annual Report embodying the main features of the working of the Trust.

20. **Amendment:** Amendment to the Bye laws of the Trust may be made in accordance with the provisions of Section 12 of the Act.

21. **Staff rules:** The Government servants who are members of the Trust shall be subject to control and guidance by the rules and orders of the Government including transfer, posting, promotion, disciplinary proceedings etc. No sanction of the Trust shall be necessary for Government to take any step about or against its personnel who are members of the Trust. As Government servants they shall continue to be responsible to Government for their actions even when they purportedly act for the Trust.

22. **Financial Rules:** The Governing Body shall form the financial rules of the Trust in conformity with the rules and instructions of Government for transacting financial matters, including procurement of store and delegation of financial powers. All payment of and above Rs.10,000/- (Rupees Ten thousand) shall be made by way of crossed A/C. Payee cheques only.
23. **Dissolution:** The dissolution of the Trust shall be made in accordance with the provisions of Section 13 and 14 of the Act or such other law for the time being in force.

BUXA TIGER CONSERVATION FOUNDATION TRUST

Regd No.

RULES

1. **Introduction:**
 - a) "Trust" means "BUXA TIGER CONSERVATION FOUNDATION TRUST"
 - b) "The Executive Committee" means the executive Body of the Trust defined in section.
 - c) "Governing Body" means the Governing Body of the Trust as per section.
 - d) "Executive Directors" means the Field Director, Buxa Tiger Reserve.
 - e) "Member Secretary of the governing Body" means the PCCF, WL & CWLW, WB.
 - f) "Member Secretary of the Executive Body: means the Senior most DFD, BTR
 - g) "Government" means the Government of West Bengal; and
 - h) "Union Government" means the Government of India.
2. **Office Bearers of the Trust.**
 - a) The MIC Forest, West Bengal shall be the President of the Governing Body.
 - b) The Minister of State of GOWB, Deptt. Of Forests, shall be the Vice President of the Governing body.
3. **Duties and Powers of the Executive Director.**
 - a) He shall preside over the meetings of the Executive Committee.
 - b) He shall perform such functions and exercise such powers as may be provided under the bye laws of the Trust and rules made there under, or as may be specifically delegated/entrusted to him by the Governing Body.

4. **Duties and Powers of the Member Secretary.**

- a) He shall be the Member Secretary of the Governing Body of the Trust.
- b) He shall be responsible for implementation of the decision of the Governing Body.
- c) He shall exercise all the powers as provided by the bye laws or as delegated by the Governing Body.

5. **Rights, powers and duties of the Governing Body.**

- i) Deciding the over all policy of the Foundation Trust in consonance with the provisions of the Act.
- ii) To consider and approve the balance sheet and audited accounts of the Foundation Trust.
- iii) To consider and approve the Annual Report of the Foundation Trust.
- iv) To approve the work plan, fund flow, Annual Budget of the Foundation Trust.
- v) To add and amend the trust deed subject to the approval of the Government.
- vi) To approve the "Operations Manual" of the Foundation Trust.
- vii) To facilitate in securing effective co ordination between different departments and other Government/Government aided institutions and Non Governmental Organisation for the benefit of furthering the objectives of the Foundation Trust.
- viii) To frame such rules and regulations in conformity with general provisions of the Trust Deed for managing the affairs of the Foundation Trust.
- ix) To take all policy decisions regarding fund raising, investment and budget of the Foundation Trust.
- x) To suspend, terminate or effect any other procedures on any Project or activity undertaken by the foundation Trust .
- xi) To perform such other functions as are proper and necessary to achieve the objectives of the Trust.

6. **Proceeding of the Governing Body:**

- i) The meetings of the Governing Body shall be held at least once in a year preferably in the first month of the financial year.
- ii) All meetings of the Governing Body shall be called by fifteen days prior written notice under the signatures of the Member Secretary of the Governing Body. A summary of the business to be transacted in the meeting shall be communicated to the members in advance.
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- viii) The Minutes of the proceedings of the Governing Body meetings shall be recorded. Such minutes after approval and signed by the Member Secretary, Governing Body shall be the conclusive proof of the business transacted in the meeting.

IN WITNESSES AND ACCEPTANCE WHEREOF THE SETTLORS being the "FIRST TRUSTEES" have put their signature on the date, month and year first above written.

SIGNED AND DELIVERED by the

SETTLORS in the presence of :

1. Asoke Kumar Chakraborty
Divisional Forest Officer, Wildlife
W. B. (H.Q.)

2. Sudeep Bhattacharya Deb.
Assistant Wildlife Warden (H.Q.S.)
Wildlife Wing, West Bengal Forest Department,
Bikash Bhawan, 3rd Floor,
Salt Lake,
Kolkata - 700098.

1. Sitangsu Bekash Mondal

2. Prodip Kumar Ray

3. Shekhar Patel

SIGNATURE OF THE SETTLORS

Drafted by

Pr. Saha

Advocate

High Court, Calcutta.



Government Of West Bengal
Office Of the A.R.A.-III KOLKATA
District:-Kolkata

34

Endorsement For Deed Number : IV - 01590 of 2010
(Serial No. 02319 of 2010)

On 17/03/2010

Presentation(Under Section 52 & Rule 22A(3) 46(1),W.B. Registration Rules,1962)

Presented for registration at 19.20 hrs on :17/03/2010, at the Private residence by Sri Sitangsu Bikash Mondal , one of the Executants.

Admission of Execution(Under Section 58,W.B.Registration Rules,1962)

Execution is admitted on 17/03/2010 by

1. Sri Sitangsu Bikash Mondal, son of Late Shyamlal Mondal , 142 B N S C Bose Road, Kolkata, District:-Kolkata, WEST BENGAL, India, P.O. :- Pin :-700040 By Caste Hindu, By Profession: Service
2. Sri Pradip Kumar Ray, son of Late Chittaranjan Ray , 142 B N S C Bose Road, Kolkata, District:-Kolkata, WEST BENGAL, India, P.O. :- Pin :-700040 By Caste Hindu, By Profession: Service
3. Dr Sheelwant Patel, son of Late Bechan Patel , Govt Saw Mill Complex Mahananda, Thana:-Siliguri, District:-Darjeeling, WEST BENGAL, India, P.O. :- Pin :-734403 By Caste Hindu, By Profession: Service

Identified By R K Saha, son of . . , High Court Calcutta, , Thana:-Hare Street, District:-Kolkata, WEST BENGAL, India, P.O. :- , By Caste: Hindu, By Profession: Advocate.

(Prabhat Kr Ghosh)
ADDITIONAL REGISTRAR OF ASSURANCE-III

On 18/03/2010

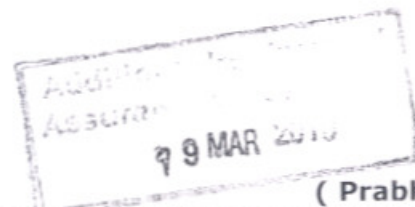
Certificate of Admissibility(Rule 43,W.B. Registration Rules 1962)

Admissible under rule 21 of West Bengal Registration Rule, 1962 duly stamped under schedule 1A, Article number : 58,64A of Indian Stamp Act 1899.

Payment of Fees:

Fee Paid in rupees under article : A(1) = 814/- ,E = 7/- on 18/03/2010

(Prabhat Kr Ghosh)
ADDITIONAL REGISTRAR OF ASSURANCE-III



19.3.10

(Prabhat Kr Ghosh)
ADDITIONAL REGISTRAR OF ASSURANCE-III

SPECIMEN FORM FOR TEN FINGERPRINTS

35

Aravindha



	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand					

Rebendra Nath Kundan



	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand					

K. S. Rajendra Kumar, IAS



	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand					

Sri S. B. Mondal IES



	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand					

SRI. A. K. RAHA. IES.



	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand					

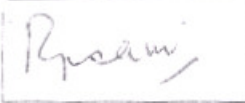
SPECIMEN FORM FOR TEN FINGERPRINTS

3652 Sant Patel



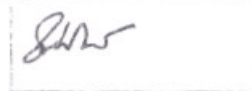
Left Hand	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger

Kaminderpal Saini



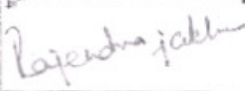
Left Hand	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger

Sudhakar Singhra



Left Hand	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger

Rajendra Jakkur



Left Hand	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger

SPECIMEN FORM FOR TEN FINGERPRINTS



Minnal Des.

	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger



Dashath Dickey

	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger



wilson Champ
samary

	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger



Balaram Gan

	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
Right Hand	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger

SPECIMEN FORM FOR TEN FINGERPRINTS

38

P. G. Ravi, IFS



[Handwritten signature]

	Little Finger	Ring Finger	Middle Finger	Fore Finger	Thumb
Left Hand					
	Thumb	Fore Finger	Middle Finger	Ring Finger	Little Finger
Right Hand					