



CHARITY NUMBER 1145910

CONSTITUTION

विधान

(पहिलो संशोधन २०७८ सहित)
(Including First Amendment 2021)

GREENWICH GURKHA EX-SERVICEMEN ASSOCIATION (GGESA)
ESTD: 2011

ग्रिनविच गोर्खा भूतपूर्व सैनिक संघ
स्था : २०११

GREENWICH
GURKHA EX-SERVICEMEN ASSOCIATION (GGESA)

PREAMBLE

This association is to be known as “**GREENWICH GURKHA EX-SERVICEMEN ASSOCIATION**” (GGESA) is hereby established according to the United Kingdom Law to promote harmony, friendship and co-operation among all its retired members of the Brigade of Gurkhas.

SECTION 1

TITLE

- 1.1 **Name of the association:** The name of the association shall be **Greenwich Gurkha, Ex-servicemen Association**; in short form, it shall be known by **GGESA**.
- 1.2 **Effective Date:** The **GGESA** shall be effective from 1 January 2011 by its law.
- 1.3 **Constitution:** The Constitution of **GGESA** shall be known as Constitution of **Greenwich Gurkhas Ex-Servicemen Association 2011**.

Office Location

- 1.4 The office of **GGESA** Shall be located at 12 White Hart Road, Plumstead, London, SE18 1DF.

Flag, Seal and Logo

- 1.5 Samples of **GGESA's** flag seal and logo are shown below.



SECTION 2

DEFINITION

- 2.1 The term **Ex-Servicemen** Shall refer to all those served in the Brigade of Gurkhas, British Army.
- 2.2 The term **Greenwich Gurkha Ex-Servicemen Association (GGESA)** means a non-profit, non-political and secular social and community Association of all those from the above mentioned area having settled in the London Borough of Greenwich Council whatever status of profession upon their voluntary membership as per this constitution and subsequent regulations.
- 2.3 **The Committee** shall refer to the Executive Committee as well as other Committees and sub-committees established under this constitution.
- 2.4 The **Executive Members** shall refer to Chairperson, Vice-Chairperson, Secretary, Assistant Secretary, Treasurer, Assistant Treasurer, Spokesperson and other Committee members.
- 2.5 The **Members** shall refer to all ordinary and executive members having subscribed their membership fees regularly as per this constitution.

SECTION 3

OBJECTIVES

To promote for the benefit of the public and in particular Ex-Gurkha and their family member the following charitable objectives include:

- 3.1 The relief of those in poverty, in need, by reason of youth, age ill health, disability, financial hardship or other disadvantage of Ex-Gurkha Communities.
- 3.2 The advancement of health or the saving of lives of the member of the Ex Gurkha Community.
- 3.3 The advancement of English language competence for men and women of Gurkha and broader Nepali communities.
- 3.4 The promotion of good relation and equality and diversity between persons of Ex-Gurkhas community.
- 3.5 Collaborate hand in hand with local societies. (Communities)

SECTION 4

POWERS

In furtherance of the said objectives the Executive Committee may exercise the following powersd:

- 4.1 To provide counselling service to members who may fall into the victims of various kinds of having adverse effects in their morale, physical safety and financial hardship.
- 4.2 To provide support and relief to members who are in poverty and in severe financial hardship.
- 4.3 To organise events and programmes for healthier living to the members of the Gurkha communities.
- 4.4 To develop schemes to achieve English language competence for men and women. To provide health related assistance.
- 4.5 To assist the members and their families to access suitable training and employment and achieve social and economic independence.
- 4.6 To provide a common forum for members and bring harmony, unity and cooperation without any discrimination of any kind on any ground as to race, colour, gender, religion or social origin.
- 4.7 To assist newly arrived ex British Gurkhas Army Personnel and their dependants in their settlement in the United Kingdom.
- 4.8 To act as bridge between ex-Gurkha community and local government and other voluntary organization for the welfare of Gurkha families.
- 4.9 To get involved in community and social works to achieve above objects in the Royal Borough of Greenwich Council in particular and other parts of England and Wales when necessary.
- 4.10 To co-operate and work with other charities, voluntary bodies and statutory authorities of UK and Nepal in furtherance of the objectives or of similar charitable purposes and to exchange information and advice with them.
- 4.11 To engage in research in relations to the above objectives, and to publish the useful results of any such research when necessary.
- 4.12 To publish from time to time literature relating to the Organisation or its activities.
- 4.13 To promote social, cultural and environmental activities of Nepalese Members and other groups that work with them.

- 4.14 To open and maintain a bank account or bank accounts in the name of the Organisation.
- 4.15 To employ staff and or agents and to make provision for proper remuneration of any such persons provided that neither committee members nor officers of the Organisation shall be so employed.
- 4.16 Power to raise funds and to invite and receive contributions provided that in raising funds the Executive Committee shall not undertake any substantial permanent trading activities and shall conform to any relevant requirements of the law.
- 4.17 To appoint and constitute such advisory committees as the Executive Committee may think fit.
- 4.18 To establish, operate and maintain or to cooperate with others in establishing, operating and maintaining as such places as may be deemed appropriate by the organisation any dining and refreshment rooms, stalls/stores of facilities for the supply of food, drink and refreshment in furtherance of the objectives.

SECTION 5

MEMBERSHIP

- 5.1 The eligibility of membership shall be as follows:
- a) **Paid member.** Agreeing on the Constitution of the **GGESA** upon paying the subscribed fee as fixed by its General Meeting; all Ex-Gurkhas and their families and children 18 years above shall be eligible as member of the **GGESA**.
 - b) **Non-Paid member.** In order to keep control of the Gurkhas in the borough, they can be registered as a non-paid members free of charge, but they won't receive full benefit of the organisation i.e. financial support, helping hand when in need etc....., nor they are allowed to stand for any executive committee posts in the elections, although they can cast their votes.
 - c) **Honorary Membership.** All Nepalese and British Citizenship can join as an honorary member provided they contribute outstanding service to the Association. In recognition of their valuable contribution to the association their names may be put forward to the Management Committee for the consideration of the paid membership.

- d) **Life Members**. Anyone who is interested in becoming a life member for our organisation can do so by paying a one-off payment of £50 upfront when joining or renewing.

Membership Fee

- 5.2 Per member £10.00 annually. A spouse and children under the age of 18 in the family will be benefited by this membership. The children above the age of 18 years will have to apply separately.
- 5.2.1 If members want full benefits, they must be registered as paid members by contributing the yearly fee.
- 5.3 The validity of this membership will be for one year and should be renewed each year or on expiry of his/her membership.

Termination of Membership

- 5.4 Failing to pay annual membership fee. For such member, Executive Committee shall issue warning. If the member still does not pay the fee, only membership termination action shall be taken.
- 5.5 Violation of Constitution and non-compliance with instructions and decisions.
- 5.6 Mishandling of stated duties and responsibilities, including financial mismanagement and wrongful act of misconducts.
- 5.7 In case of deceased members, their membership fee will not be refunded. Dependents and members who have to return Nepal leaving Greenwich will be honorably vacated.

SECTION 6

COMMITTEE AND OFFICERS

A. Executive committee

- 6.1 The **GGESA** shall have a Committee known as **Executive Committee**.
- 6.2 The Executive Committee consisting 11 to 17 persons, and shall be composed of Chairperson, Vice Chairperson, Secretary, Assistant Secretary, Treasurer, Assistant Treasurer, Spokesperson, members.
- 6.3 The vacant posts of Committee Members shall be replaced from among the general members for the remaining period and or until the next General Meeting but for the posts of the Chairperson, Secretary and the Treasurer, the replacement should come from the present Committee Members.
- 6.4 The Advisors and Consultants shall be nominated as per requirement either by the General Meeting or by the Executive Committee.

B. Electoral Process

- 6.5 The Executive Committee shall be selected for two years by consensus at the General Meeting.
- 6.6 In the absence of consensus decision, the General Meeting shall conduct elections.
- 6.7 An Election Committee shall be formed to conduct elections on a fixed date.
- 6.8 The procedures for the elections shall be discussed and announced by the Election Committee.
- 6.9 The Election Committee shall cease to exist automatically after the election of the Executive Committee Members.
- 6.10 The candidates for the position of Chairperson, Secretary and Treasurer must be the general member of the association for two years.
- 6.11 Only EX-Gorkha soldiers will be elected as the chairperson. In case of unavailability, any person having qualification to be elected as the member of the committee may be elected as the chairperson.

C. Resignation

- 6.12 Any Committee Members can submit their resignation to the Chairperson.
- 6.13 In the case of Chairperson's resignation, it shall be submitted to the Executive Committee.
- 6.14 The Executive Committee shall have the power to decide on such resignations by simple majority with 15 days from the date of its receipt or submission.

D. Vote of No Confidence

- 6.15 A vote of no confidence may be registered against any office bears of Committee Members by a 30% of the total membership claiming his/her serious misconduct of the violation of its Constitution or regulation decisions.
- 6.16 In such situation, a decision or conclusion shall be reached by a two third of majority of membership present within 15 days by an extra ordinary General Meeting or Annual General Meeting in case of time match.

E. Meetings and Proceedings of the Executive Committee

- 6.17 The regular meeting of the Executive Committee shall be held quarterly unless such a meeting is called by the Chairperson otherwise at any time as require by the urgency.
- 6.18 The meeting shall be conducted in most gentle, disciplined and peaceful manner.
- 6.19 The meeting must start on time and the late comers may be warned by the Executive Committee.
- 6.20 In case of unwarranted situation, the Chairperson shall expel the members concerned disrupting the meeting and or even postpone the meeting the specific date, time and place as appropriate and convenient.
- 6.21. Any member found absent for three consecutive meetings without any prior notice or approval of either the Chairperson or Secretary, shall be removed from his/her post.
- 6.22 No Majority provision shall apply for the third meeting in case of failing two previous meetings due to the lack of simple majority of present members.
- 6.23 Two third of majority quorum shall be required in case of emergency meeting as to be defined and justified by the Executive Committee in the next General Meeting.

F. Duties and Responsibilities of Committee Members

The members shall be elected for a period of two years. Their duties and responsibilities shall be as follows:

Chairperson

- Represent the GEGSA as its head.
- Preside over the meetings and assemblies as Chairperson.
- Give instructions to all office bears and committee members as and when necessary.
- Authorise up to £100.00 for office materials expenses with receipts as and when required.

Vice Chairperson

- Assist the Chairperson in disposal of his/her duties and responsibilities.
- Preside in the meetings and assemblies in the absence of the Chairperson
- Follow instructions from the Chairperson.

Secretary

- Manage all day to day office works and activities.
- Cal and issue notices for general meetings in consultant with the Chairperson or as decided by the Executive Committee Members.
- Conduct meetings and maintain minutes regularly.
- Comply with instructions and implement decisions.
- Prepare annual reports and submit for approvals.
- Authorise up to £50.00 for office expenses with receipts as and when required.

Vice Secretary

- Assist the Secretary in disposal of his/her functions effectively.
- Undertake all duties and responsibilities of Secretary in his/her absence.
- Comply with all instructions for the implementation of decisions.

Treasurer

- Take full responsibilities of accounts and financial managements.
- Keep up to date records of all financial statements for audit purposes.
- Prepare annual financial reports for approval.
- Authorise up to £50.00 for office expenses with receipts as and when required.

Vice Treasurer

- Assist the Treasurer in his/her disposal of duties and responsibilities.
- Undertake the duties and responsibilities of Treasurer in his/her absence.

Spokesperson

- Assist the Secretary during the Committee meetings.
- Act as Spokesperson of the Association.
- Run the organised activities of the Association.

Committee Members

- All members shall have the duty and responsibility to take part actively to implement of decisions made by the Executive Committee Members.
- Assist in the disposal of their duties during parties and functions.

Advisor

- Advise the Executive Committee Members.
- Attend the Committee meeting as and when invited.

SECTION 7

ANNUAL GENERAL MEETING

- 7.1 The General Meeting of the GGESA shall be held once in a year.
- 7.2 The Executive Committee can call an extra ordinary General Meeting anytime should it necessary or upon request by two third of general members.
- 7.3 All members shall be eligible to participate.
- 7.4 A minimum of 21 days notice shall be given for the General Meeting through letters, e-mails, websites and newspapers and newspapers as appropriate.

- 7.5 The main function of the General Meeting shall be as follows:
- a) Approval of reports and appointment of auditors for the next Fiscal Year.
 - b) Election of the new Executive Committee Members democratically.
 - c) Other duties of the general meeting shall be as of this constitution.

SECTION 8

EXECUTIVE COMMITTEE MEMBERS NOT TO BE PERSONALLY INTERESTED

No member of the Executive Committee shall acquire any interest in property belonging to the Organisation (otherwise than as a trustee for the Charity) or receive remuneration or be interested (otherwise than as a member of the Executive Committee) in any contract entered into by Executive Committee.

SECTION 9

9.1 ACCOUNTS

The Executive Committee shall comply with their obligations under the Charities Act 1993 (or any statutory re-enactment or modification of that Act) with regard to.

1. The keeping of accounting records for the Organisation.
2. The preparation of annual statements of accounts for the Organisation.
3. The bheti provided to the deceased members' family can be changed as required in the future, but a decision must be made at the (Board) meeting.

Account Auditing

- The auditing or independent examination of the statements of account of the Organisation.
- The incomes and expenditures of the GGESA shall be audited annually by qualified auditors as to be appointed by the General Meeting.
- The Executive Committee may appoint a Financial Sub-Committee for the said purposes.
- The Sub-Committee shall submit quarterly reports to the Chairperson or within the dates as to be specified in special circumstances.

Bank Account

- A Saving Account shall be opened in the name of GGESA.
- The account shall be maintained by joint signatures of Chairperson and any one of either Secretary or Treasurer.
- All incomes shall be deposited in the Bank Account and as such all transactions shall be made only through the bank.

9.2 The source of budgets and income resources shall be as follows.

- a) Membership Fees.
- b) Voluntary contribution
- c) Grants
- d) Any other incomes from social activities or sales of property and publications.

9.3 Financial Contribution to Victims

Financial Assistance to the Victims: In case of the sudden death of a paid member or family member residing outside the UK (only in case of a member paying 50 £ membership fee) 10 £ Sterling will be collected from each member of the organization to provide financial assistance to such family. Executive Committee members will provide assistance for insurance or benefit claim in case of members being involved in accident. But for non-registered ex-Gurkha servicemen- Financial support will be collected from the members on purely volunteer contribution basis.

A volunteer contribution from unregistered personnel will be accepted as a donation to the victim's family.

Compulsory 'BHETI' must be submitted within 30 days of being informed about any unfortunate passing away of any of our members. If in case of being abroad, Bheti must be submitted within 3 months. We would appreciate it if you could inform us when travelling abroad.

Anyone who fails to submit their BHETI on time result him/her not receiving any financial support for that year.

New members can receive financial assistance only after 6 months of membership. If any General or Life member unable to provide the gift up to 6 times in a row without notice, he / she will be deprived of the support he / she receives from this organization.

SECTION 10

RECIPTS AND EXPENDITURE

10.1 The funds of the Organisation, including all donations, contributions and bequests shall be paid into an account operated by the Executive Committee in the name of the Organisation at such bank as the Executive Committee shall from time to time decide. All cheques drawn on the account must be signed by at least two members of the executive Committee.

10.2 The funds belonging to the Organisation shall be applied only in furthering the objects.

SECTION 11

11.1 ANNUAL REPORT

The Executive Committee shall comply with their obligations under the Charities Act 1993 (or any statutory re-enactment or modification of that Act) with regard to the preparation of an annual report and its transmission to the Charity Commissioners.

11.2 ANNUAL RETURNS

The Executive Committee shall comply with their obligations under the Charities Act 1993 (or any statutory re-enactment or modification of that Act) with regard to the operation of an annual return and its transmission to the Charity Commissioners.

SECTION 12

AMENDMENT TO THE CONSTITUTION

- 12.1 The General Meeting shall have the authority to amend the Constitution by a two third of majority members present as a quorum.
- 12.2 The proposal for such an amendment must be submitted to the Executive Committee before seven days of the proposed General Meeting to be held.
- 12.3 The Executive Committee may also amend the constitution by applying the above mentioned procedures temporarily subject to approval by the General Meeting as stated above.

ARRANGEMENTS UNTIL FIRST ANNUAL GENERAL MEETING

Until the first annual general meeting takes place this constitution shall take effect as references in it to the Executive Committee were references to the persons whose signatures appear at the bottom of this document.

This constitution was adopted on the mentioned above by the persons whose signatures appear at the bottom of this document.

Signed

1. Mr. Man Bahadur Gurung -Chairperson
2. Mr. Buddhi Ram Thapa - Vice Chairperson
3. Mr. Dalprasad Thapa- General Secretary
4. Mrs. Reena Yolmo Rai - Vice secretary
5. Mr. Chakra Bahadur Rana - Treasurer
6. Mr. Hast Bahadur Limbu - Vice Treasurer
7. Mr. Lalprasad Gurung - Member
8. Mrs. Jani Gharti Magar - Member

9. Mrs. Hyon Kumari Gurung - Member
10. Mrs. Yammaya Gurung - Member
11. Mr. Bhim Bahadur Ghale - Member
12. Mr. Ran Bahadur Gurung - Member
13. Mr. Phul Bahadur Ale - Member
14. Mr. Dambar Bahadur Gurung - Member
15. Mrs. Dhana Thapa - Member
16. Mrs. Indira Rana - Member
17. Mrs. Khusimala Pun - Member

SECTION 13

DISSOLUTION

- 13.1 The GGESA may be dissolved at any time by a two third majority of total membership
- 13.2 The assets and liabilities of the GGESA shall be discussed and resolved by the General Meeting called for such dissolution.
- 13.3 The Trustees must apply any remaining property or money.
 - a) Directly for the Objects,
 - b) By transfer to a Charity or Charities for Purposes the same as or similar to the Charity.
- 13.4 Legislative Amendment Committee
 - 1) Om Prasad Gurung - Chairman
 - 2) Hari Kumar Malla - Secretary General
 - 3) Khum Bahadur Gurung - Convenor
 - 4) Liladevi Gurung - Member (Former President)
 - 5) Prem Jung Shahi - Member
 - 6) Padam Bahadur Thapa - Member
 - 7) Bishan Thapa - Member
 - 8) Kesh Bahadur Gurung - Member
 - 9) Rukmani Subba Limbu - Member

Schedule-1

Samples of **GGESA's** flag seal and logo are shown below.



Schedule-2

Oath

I..... having been elected to the post of..... from the Annual General Meeting of this working committee, do hereby solemnly swear or affirm that I will fulfill my positional responsibility in my mind, word and deed honestly towards the organization without any selfish interest and giving priority to the interests of the organization as per the rules and regulations of the organization during my tenure. I take this oath of allegiance to God that I will not violate the secrecy of this organization.

Date:.....

.....
Signature
Person Administering Oath

.....
Signature
Person Taking Oath