# DEED of the TRUST of "Organized Medicine Academic Guild" 

This Trust Deed is made on December 2018 at Mumbai between (1) Dr. Ishwarprasad Gilada residing at 701, Surana Regency, SASMIRA Marg, Worli, Mumbai 400030 hereinafter referred to as "The SETTLER" of the first part; AND

(1) Dr. Ishwarprasad Gilada, Age 61, Doctor, residing at 701, Surana Regency, SASMIRA Marg, Worli, Mumbai 400030 hereinafter referred to as "The MANAGING TRUSTEE"
(2) Dr. Bhivaji Rohidas Bansode, Age 66, Occupation Doctor, Trustee, Residing at Central Railway Officer's Colony, B/9 Nirmal Park, Rani Baug, Byculla, Mumbai-400027,
(3) Dr Ramchandra Yeshwant Prabhoo, Age 64, Doctor, Trustee, residing at B 503/603, Everest Church Road, Marol, Near St John School, Andheri East,J.B.Nagar, Mumbai-400059, hereinafter referred to as "The Trustee", \& jointly as the Board of Trustees of the other part;

Whereas the Settler is absolutely and sufficiently entitled to and possessed of to the sum of Rs.2,000/- (Rupees Two Thousand Only) AND WHEREAS the Settler is desirous of settling a Charitable Trust wholly of the purpose of Charity of the said sum of Rs.2,000/- (Rupees Two Thousand Only) UPON TRUST with and subject to the power and provision hereafter declared, contained, provided and in the manner hereinafter appearing in the Scheme.

And Whereas the parties of the second part on being requested by the Settler to act and become the trustees of this Trust as testified their being parties to and executing the Deed of Trust.

And Whereas Dr. Ishwarprasad Gilada has agreed to become the Managing trustee during his lifetime and hold the sum of Rs. 2000/- (Rs Two thousand only) as Managing Trustee upon trust. And whereas the said sum of Rs2000/-(Rstwo thousand only) in anticipation of this deed has been already transferred paid and handed over to the trustees before execution of this Deed of Trusfi?

AND NOW THIS INDENTURE WITNESSETH that for the purpose of effectuating the said desire of the Settler, the Settler has irrevocably transferred the said sum of Rs. 2000/- (RssTwo thousand only) to the trustees. The transfer whereof the trustees do and each of them doth hereby admit and acknowledge which is held by the trustees upon trust which they shall with on practicably dispatch, invest the aforesaid sum in the Scheduled Bank, Co-operative Bank \& Nationalised Bank or in public securities as defined under section 2 (12) of the Bombay Public Trust Act, 1950. And the trustees shall hold the aforesaid sum as trust fund of the trust and other accretion thereto subject to and in conformity with the provisions laid down hereinafter for thel better management and administration of the Trust.


1. NAME: The name of the organization is the Organized Medicine Academic Guild (Hereafter referred to as "Organized Medicine (OM)")

## PREAMBLE:

1.1. The improvement and achievement of optimal individual health is dependent on high standards and levels of health care policies, organizations, teaching, training and research
1.2. The benefit of organization and knowledge exchange between Association's of different specialities of modern medicine, government and non- government organisations concerned with health, medical care and related disciplines is pivotal to improving health.
1.3. The association's of different specialities of modern medicine, government and nongovernment organisations concerned with health, medical care and related disciplines constitute themselves as the Organized Medicine Academic Guild.

## Registered Office / Secretariat:

C/o Unison Medicare \& Research Centre Pvt. Ltd., Maharukh Mansion, Alibhai Premji Marg, Grant Road (E), Mumbai - 400007

## 2. Property of the Trust:

The properties of the trust shall consist of all the immoveable and movable properties and shall be maintained in a separate "A" and "B" Registers. All these properties and new accretion thereto acquisition and donations received therafter shall be call the "TRUST PROPERTIES".

### 2.1. Vesting the Trust Property:

The Trust property shall vest in the Trustee for the time being under this Scheme and shall be administered \& managed by them subject to and in conformity with the provisions of this Deed.

## 3. DEFINITIONS:

Chair: The person who is responsible for conducting the business of a meeting. The term embraces the terms "chair" and "chairperson" when used in a similar context.
Founders: The founding body of the Organized Medicine (OM) unless specifically and clearly used in the Bylaws to refer to another organization.
Governing Council (GC): The Governing Body of the Organized Medicine (OM) and comprising of the Founders and Full members.
Executive Committee: The Executive Committee of the Organized Medicine (OM) established in accordance with the requirements of the Bylaws of Organized Medicine (OM) to carry out day to day business on behalf of the GC.
Ex-officio Member: A member by virtue of his or her office and shall not have voting rights unless otherwise specified in the Bylaws and Regulations.
Member/Membership: When these terms, all spelled in lower case, are included in the body of the Bylaws, they include all categories of membership of the Organized Medicine (OM) or any of the constituent organizations of the Organized Medicine (OM).
Member Organization: A professional organization which is a Full Member or Associate Member of the Organized Medicine (OM).
Members present (in person): Defines those "present" at a meeting. This term includes those physically attending the meeting, and those who hold a legitimate and certified proxy for another organization or individual.

Regulations: The Regulations of Executive as appended to the Bylaws of Organized Medicine (OM) at the time of adoption of the Bylaws and any additions or amendments subsequently made in accordance with the Bylaws.

Term of Office: The duration of time that an individual holds a position of responsibility.
Terms of Reference: A list of duties, responsibilities and tasks to be achieved by an individual or individuals or by any committee or working party established by The Organized Medicine (OM) undertaking an assigned task for the Trust.

## 4. Governance:

The affairs of Organized Medicine (OM) shall be governed in accordance to these Bylaws.

## 5 Mission:

The Mission of Organized Medicine (OM) is to improve the quality of healthcare through defining and promoting it and by fostering high standards of care in general modern medicine as a key component of high quality health care.

## 6. Objectives:

The objectives of Organized Medicine (OM) shall be to:
6.1. To promote academic and scientific activities in the field of Modern Medicine in India
6.2 To encourage research in the fields of Policy and Practices
6.3 To promote development of quality healthcare services in various hospitals across India
6.4 To organize Interdisciplinary continuing medical education and training program, meetings and conferences in health policies and team based clinical care in different parts of India.
6.5 To train faculty in Policy Development, Leadership and Public Health based patient care so that they can teach other health care workers across India.
6.6 To develop policy protocols for common diseases, and publish guidelines, journals, monographs and text books aimed at upgrading knowledge and skill for advancing safe patient care and quality academics.
6.7 To promote a forum for the exchange of ideas and information among various Organizations in Professional Medicine in India.
6.8 To generate funds to carry out the objectives of OM.

## 7. Membership (Eligibility and Classification)

7.1. Full Member: National Associations of modern medicine.
7.2. Associate Member: National Associations of modern medicine whose missions and objectives are consistent with those of Organized Medicine (OM) and not eligible or do not seek full Membership and of which the majority of the constituent voting members are recognized health professions.
7.3. Direct Individual Members: Individual persons who have been representatives of full member associations and who support the Mission of Organized Medicine (OM) and who desire affiliation.
7.4 Academic Members : Academic Departments/ Non-governmental organisations which are actively involved in teaching and research of modern medicine and support the Mission of Organized Medicine (OM) and desire affiliation with Organized Medicine (OM).
7.5 Pro Tem Member Organizations: A national organization, body or other corporate entity whose missions and objectives are consistent with Organized Medicine (OM), where the Governing Council considers the body appropriate to hold a special category of membership.

Membership eligibility of Pro Tem Member Organizations is to be reviewed at Annual Summit meting of Organized Medicine (OM).

## 8. Application:

Applications for membership shall be made in accordance with the policies appropriate for the relevant membership category.

## 9. Termination of Membership:

Membership in Organized Medicine (OM) shall terminate upon the occurrence of any of the following:
9.1. Resignation.
9.2. Failure to maintain membership requirements in accordance with the Regulations.
9.3 Default in the payment of dues to Organized Medicine (OM). When an application for Membership or Associate Membership is made by an association which has ceased to be a member subsequent to this article, such application will be deemed to be not eligible until such time as all previously unpaid dues have been received. The Governing Council, if it considers, that the dues were unpaid for reasons which were extenuating, may declare the application to be eligible in respect of this clause, by waiving the outstanding unpaid dues.
9.4 Revocation of Membership by the Council. Any Member Association of Organized Medicine (OM) may file a written complaint against another Member Association alleging that that Associations policy is no longer in accord with the Guild. Such complaint must be filed with the Secretary General of Organized Medicine (OM) and must state the conduct or policy complained of with reasonable particularity, and must be signed by the secretary and president of the Member Association filing the complaint.

Upon receipt of the said complaint, the Secretary General shall cause a copy to be submitted by registered mail to a Complaints Committee of three persons appointed by the Executive Committee who will review the complaint within six weeks of receipt of the complaint from the Secretary General to rule on the complaint. In the event that the complaint is deemed to have no merit, the Complaints Committee shall recommend to the Secretary General to reject the complaint giving valid reasons for doing so. If the complaint is deemed to have merit, the General Secretary of Organized Medicine (OM) shall request the General Secretary of the offending Member Organization to request an explanation and reply to the complaint within six weeks. The Executive Committee may take any appropriate action within six months of such recommendation. Such action may be in the form of a warning, suspension or expulsion. At the meeting which considers the complaint both the complainant and the respondent shall be given reasonable opportunity to be heard. The complaint shall be considered by Executive and after due consideration of the complaint any decision by The GC regarding the complaint shall be by a two-thirds ( $2 / 3$ ) majority of the $\mathbf{G C}$.

## 10. Organizations in Collaborative Relations 10.1Eligibility

International organizations whose missions and objectives are consistent with those of Organized Medicine (OM) and who are not eligible for, or who do not seek Full or Associate Membership.

### 10.2 Application

Applications for Collaborative Relations shall be made in accordance with the relevant policies.

### 10.3 Review of Relations

Organizations in Collaborative Relations may be reviewed by Organized Medicine (OM) on the recommendation of Executive Committee.

## 11. HONOURS AND AWARDS

The GC may constitute such awards as it seems fit from time to time. The policies for the award of any awards shall be clearly documented by the Executive and ratified by the GC by majority.

## 12. Dues (Subscriptions) and Fund Raising

12.1Annual Dues of Member Organizations: Each Member Organization, including Full and Associate and Pro Tem Member Organizations, shall be required to pay annual dues which shall be recommended by Executive Committee, prescribed by GC at each of its Summit Meetings, and collected in accordance with the Regulations.
(Membership fee suggested at Present:
Associations with members less than $5000=$ Rs. $25,000 /$ year
Associations with members between 5001 to $10,000=$ Rs. 50,000/year
Associations with members between 10,000 to $15000=$ Rs. $75,000 /$ year
Associations with members more than $15000=$ Rs. 100,000/year
Special assessments may be levied by an affirmative vote by two-thirds (2/3) of Organized Medicine (OM).

### 12.2 Dues of Direct Individual Members

Each Direct Individual Member shall be required to pay dues which shall be recommended by Executive Committee, prescribed by the GC and collected in accordance with the Regulations.
(Rs 10,000 for 10 years at present)

### 12.3 Annual Dues of Academic Members

Each Academic Member shall be required to pay annual dues which shall be recommended by the Executive Committee, prescribed by the GC and collected in accordance with the Regulations.

## 13. Raising of Funds/ Finances/Maintaining Bank Account:

In furtherance of the Mission and Objectives of Organized Medicine (OM)as contained in the article, The Organized Medicine (OM) may raise or acquire funds by way of commercial activities, levies, requests, donations, grants, bequests, legacies or in any other manner permitted by law. The OM will open the Trust Savings Account at any Nationalised/ Scheduled Bank as permitted by the Bombay Public trust Act 1950. Such bank account(s) and any term-deposit, investment accounts, Funds etc. will be jointly operated by the Secretary General and one of the two the Chairman or the Treasurer.

## 14. Meetings:

14.1 The Governing Council will ordinarily meet at least twice in a year. The official conference of the Organized Medicine (OM) will be the Annual Summit which will be held every year on the sidelines of the National Conferences of Constituent Associations at any of the Indian City/Town; which shall include a meeting of GC. There may be an Organized Medicine (OM)

Mid-Year Summit at Delhi, or any such place as decided by the Trust. Any of the Full Members of Organized Medicine (OM) can bid for hosting the Summit at least two years in advance. The bidding will be done during Annual Summit. The decision of the Governing Council regarding awarding the Summit will be final. Legislative Summit shall include a meeting of Governing Council and other members of the Organized Medicine (OM). This two day affair will include a scientific conference.
14.2 The purpose of an Annual General Meeting shall be:
a. To receive, consider and pass the Accounts of the Organized Medicine (OM) and the Report of the Governing Council which shall be submitted at the meeting.
b. To review the work and to discuss the policy of the Organized Medicine (OM).
c. To transact any other business or matter which any member of Organized Medicine (OM) may wish to place before the meeting. No Member shall however be entitled to move any resolution in respect of such business or matter unless a copy of the proposed resolution signed by him has been sent to the Central Office of Organized Medicine (OM) 60 Days before the date of the meeting.
14.3 Extraordinary Meetings of the Governing Council may be called by the President with the concurrence of the Executive Committee, or upon the written request of not less than forty percent $40 \%$ of the current membership of Council, provided that written notice of such a meeting is given to members of Council not less than 30 days thereto.
14.4 Proceedings of the meetings: The President shall preside at every meeting of Governing Council or if the Chairman is not able to be present, the Secretary General will preside over the meeting. If neither of them is available, the Treasurer is to be the Chairman of the meeting. But such Chairman shall not have the right to nominate any member to act as a Chairman in his absence or otherwise at subsequent meetings. The Chairman of the Meeting may, with the consent of a majority of members present, adjourn any meeting from time to time and from place to place, but no business shall be transacted at any adjourned meeting, other than the business left unfinished at the meeting from which the adjournment took place. At any meeting, a quorum shall be fifty per cent of Members of Governing Council. If within half an hour from the time appointed for the holding of any meeting, a quorum is not present, the meeting shall stand adjourned for 30 minutes. It shall be reconvened after 30 minutes and the members present at that time will constitute quorum for conducting the meeting.
15. General Powers and Responsibilities: The control and administration of Organized Medicine (OM) shall be vested in its Executive Body by the GC. The supervision of the work of Organized Medicine (OM) and management of its affairs shall be entrusted to the Governing Council.
16. Governing Council: The Governing Council will be constituted by leaders who founded Organized Medicine (OM) and one Full member of Organized Medicine (OM) for that year. The Hosting Professional Body of Organized Medicine (OM) will be the Operating Body for the coming year. That Team will be led by the Leader of the Hosting Professional Body who can appoint members of his leadership team from his Professional Society to Organize the Annual

Summit. The GC will be responsible for conducting the Annual Mid-Term Summit in Delhi or other place. Others Members (Not Full members) can serve on various Committees of Guild and will serve to the pleasure of their Leader / President or similar title who represents their Organization on Organized Medicine (OM).

Composition of the Executive Committee:

1. Scientific chair (from the Founder members only)
2. President
3. Immediate Past President (until the conclusion of one calendar year from the meeting when they commenced office as Immediate Past President)
4. President Elect
5. Secretary General
6. Joint Secretary
7. Public Relations Secretary
8. Treasurer
9. Four Members of the executive from different associations.

The Officers of the executive shall be elected from among bonafide voting members of Organized Medicine (OM) by the Governing Council. All members of the Council shall have one vote each to elect the Executive Committee.
The Secretary General shall be the chief executive officer of the Council. He shall carry out the activities in the coming year and organise the meetings. The SG will select his own meeting team to co-ordinate the activity of the Summit meeting and will nominate his Joint Secretary. The SG will also carry out the decisions of the Governing Council. He shall prepare the agenda for all the meetings of the Committees in consultation with the Scientific Chairman. He shall also be responsible for maintenance of the minute's book at the Secretariat. He shall have the custody of all registers and papers related to Organized Medicine (OM) including accounts books at the Secretariat. In an emergency matter, the Honorary Secretary General shall take suitable action in consultation with the Scientific Chairman and shall report the same at the next meeting of the Governing Council. He may keep with him a sum as decided by the Governing Council from time to time as impress amount to meet any contingent expenditure.
Treasurer shall maintain an account of money received and spent. He shall also deal with all financial matters with members of central office, chapters/branches in the country and outside the country and other similar organizations to which Organized Medicine (OM) is affiliated. All accounts books of the Organized Medicine (OM) shall be in the custody of the Treasurer who shall provide the same to the auditors as and when required. He shall present a statement of income and expenditure at every meeting of the Governing Council and shall also be responsible for presenting the audited statement of accounts at every annual general body meeting. He may keep with him a sum as decided by the Governing Council from time to time as imprest amount to meet any contingent expenditure. The Treasurer shall prepare the budget for the next financial year and present it to the Governing Council.
Trustees: The Trust will have three trustees. However, the number of Trustees shall not be less than three or more than eight. The Trustees shall be the custodians of the Trust Properties whether movable or immovable and the same shall be invested, administered and disposed of or
transferred by them in such manner as may be decided by the GC from time to time in accordance with the bylaws.
17. Committees/Associations: The Governing Council may appoint a committee or committees (under the name of special committees or sub-committees or under such other name or names as may be determined at the time of appointment) for special purposes, consisting of such one or more persons (whether members of the Council or not) as they may think fit and may delegate to such committees, such powers and authorities as may be thought fit. Any committee so appointed shall, in exercise of the powers so delegated, conform to any regulations that may from time to time be imposed upon such committee shall be governed by the provisions herein contained for regulating the meetings and proceedings of the Governing Council so far as the same are applicable thereto, and are not superseded by any regulations made by the Governing Council. Each committee shall fix its own quorum. Additional members may be co-opted as the sub-committee may from time to time decide. The direct individual members will be eligible to be elected to the committees in addition to the full members
18. Constituted Attorney: The Governing Council/ Chairman of the Council may appoint any person or Corporation to be the constituted attorney of the Council for any purposes or purpose.

## 19. Certification

19.1 Each Full individual association shall notify the name and address of its individual association's representative, certify the credentials of the appointee, and inform of any subsequent changes.
19.2 During the tenure of office, the Member of Council must be a full member of the Member Organization.
3. Non-Voting Members of Council

## 20. Observers/ Special Invitee:

Executive shall admit as observers to its meetings:

1. Past Presidents of the Organized Medicine (OM).
2. Chairs of Committees and conveners of societies under the Organized Medicine (OM).
3. The Editor of any journal, newsletter or other regular publication produced under the auspices of Organized Medicine (OM).
4. Academic Members or their certified representatives, and Direct Individual Members.
5. The President, with the concurrence of Organized Medicine (OM), may invite other observers for part or whole of the meeting.
6. Privileges

All observers to Organized Medicine (OM) shall have, at the discretion of the Chair, the privileges of the floor, but shall not have the right to vote.

## 21. Voting

1. Except where a two-thirds (2/3) majority is required by these Bylaws, all matters shall be decided by a majority vote of voting members present in person, and those for whom a proxy has been granted.
2. The Chair is a voting member of and in the case of a tied vote, also has a casting vote.

## 22. Proxies

A Member association in good standing which is unable to send a Member to a meeting may authorize, in writing, another Member association, through its appointed Member of Organized Medicine (OM), to represent it. No Member may exercise proxy for more than one Member association.

## 23. Terms of Office

1. The President, the Immediate Past President and the President Elect shall serve in that particular office for a period of one year.
2. The Scientific Chair, Secretary General, Public Relations Secretary, Treasurer shall serve in that particular office for a period of 3 years year.

No member of the Executive, except Secretary General, shall serve for more than two terms of office without a break of one term.

## 24. REIMBURSEMENTS:

Officers and other persons on official business of the executive committee may be reimbursed for expenses incurred in the execution of their duties, in accordance with the policies determined by the Governing Council.

## 25. PUBLICATIONS AND MEDIA:

## Regular Newsletter, Periodical or Journal

The Governing Council may from time to time approve the publication of a regular newsletter, periodical and/or journal and make such arrangements as it sees appropriate for the preparation, publication and circulation of such newsletter, periodical and/or journal, Books, Manuscripts, Publications, Audio Visual Material, Electronic Material and Other Information Media.

No books, manuscripts, publications, audio visual material, electronic material or other information media of any nature may be published and/or distributed in the name of The Organization in any manner whatever without the approval of the Governing Council.
Any royalties which result from the sale, publication or distribution of any such book, manuscript, publication, audio visual material, electronic material or other information media shall be payable to Organized Medicine (OM), which may disburse such funds in any way it so decides it its Executive Committee or Governing Council.

## 26. Logos:

The Organized Medicine (OM) shall develop and approve of an official Logo of The Organization.

2 The Logo in use at the time of the adoption of these Bylaws shall be the official Logo until such time it is altered by the Governing Council.

3 The logo may only be used in the form or forms approved by the Governing Council.
4 The Logo is to be used on all material of all forms prepared by, or in the name of, or on behalf of Organized Medicine (OM) .

## 27. Contracts:

The Executive Committee may authorize any officer or officers, agent or agents of Organized Medicine (OM) to enter into any contract or execute and deliver any instrument in the name of, and on behalf of Organized Medicine (OM), and such authority may be general or confined to specific instances.

## 28. ARTICLE FINANCIAL RECORDS AND REPORTS

The fiscal year of Organized Medicine (OM) shall end on the thirty first (31st) day of March of each year. A balance sheet and financial statement for the past year ending 31 March, shall be prepared, audited and certified by a public accountant and approved by the Governing Council. The statements shall be provided to Member Organizations and Members of Organized Medicine (OM). However, this date may be changed in accordance with the general requirements of Government of India from time to time.

## 29. COMMON SEAL

The Organized Medicine (OM) shall have a registered Common Seal and will be kept at the Secretariat. The Trustees of the Seal shall be the Chairman, Secretary General and Treasurer. The Seal shall be affixed to all documents and papers as is required by Custom or Law.

## 30. AMENDMENTS TO THE BYLAWS OF THE ORGANIZATION

The Bylaws of Organized Medicine (OM) may be amended by an affirmative vote of at least two-thirds $(2 / 3)$ of the members of the Governing Council present and voting at any meeting of provided that:

1 Notice of the proposed amendment or amendments are given to the to the Chairman, at least six (6) months prior to the next meeting.

2 The proposed amendment or amendments are initiated by one or more Member Organizations, Governing council or by the Executive Committee.
3 Notice shall be given to the Member Organizations, by mail or official publication, of the proposed amendment or amendments at least three (3) months prior to the date fixed for the next meeting of the Governing council.

4 The notice of the proposed amendment or amendments is accompanied by explanatory notes regarding the significance of the proposed amendment or amendments, prepared both by the proposer and by the Executive Committee.

Such amendment or amendments shall be operative from the conclusion of that Meeting.
31. Provision for OM to amalgamate with any trust: The Governing Council shall be at liberty to allow and permit any other Trust or Institution to be amalgamated with the Trust or any portion thereof with any other Trust or Institution having allied or kindred objects upon such terms as they may in their absolute discretion deem fit and proper".
32. DISOLUTION OF THE ORGANIZATION: The OM shall be entitled to spend any amount or utilize the whole corpus of the Trust Fund in furtherance of all or any one or more of the objects of the Trust and for that purpose shall have full authority to purchase, sell mortgage, exchange or otherwise dispose of any immovable or movable property outstanding, etc., or transfer the same for the said purpose. The Trust shall be dissolved by the Trustees / GC by passing a resolution to that effect when the whole of the corpus or the Trust Fund/Estate has been utilized to the last bit and the Trustees are unable to collect further donations and contributions for carrying out the objects of the Trust or the Trust is amalgamated with any other Trust.

Signed, Sealed and Delivered

By the within named:

In the presence of... $\qquad$
(1) Dr. Ishwarprasad Gilada, Age 61, Doctor, residing at 701, Surana Regency, SASMIRA Marg, Worli, Mumbai 400030 hereinafter referred to as "The MANAGING TRUSTEE"
(2) Dr. Bhivaji Rohidas Bansode, Age 66, Doctor, Trustee, Residing at Central Railway Officer's Colony, B/9 Nirmal Park, Rani Baug, Byculla, Mumbai-400027,
(3) Dr Ramchandra Yeshwant Prabhoo, Age 64, Doctor, Trustee, residing at B 503/603, Everest Church Road, Marol, Near St John School, Andheri East,J.B.Nagar, Mumbai-400059,

The First Trustees here of

