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INDIA NON JUDICIAL

தமிழ்நாடு தமில்நாடு TAMIL NADU

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தமிழ்நாடு

வ.எண் 949 நாள் 10.7.2015

பெயர் Executive Director

ஒளர் Sathyamangalam Tiger Conservation
Foundation Erode

ச.கலைச்செல்வி
+ததிரைத்தாள் விற்பனையாளர்
மா.ப.அலுவலகம்.
சுராடு - 638 003
I. No D.DIS 5288

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DRAFT DEED OF TRUST

This deed of declaration of Trust executed, this 14th day of July of 2015 by the Principal Secretary to Government, Environment and Forest Department, Secretariat, Chennai -600 009 acting for and on behalf of and by order and directive of the Governor of Tamil Nadu represented by I. Anwardeen, I.F.S., Conservator of Forests & Field Director (incharge) Sathyamangalam Tiger Reserve, Erode is as under:-

WHEREAS, as per sub-section (1) of Section 38 X of the Wildlife (Protection) Act, 1972 (Central Act 53 of 1972), the State Government shall establish a Tiger Conservation Foundation for each tiger reserve within the State, to facilitate and support their

[Signature]

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management for conservation of tiger and biodiversity and to take initiatives in eco-development by involvement of people in such development process;

AND WHEREAS, the National Tiger Conservation Authority (Tiger Conservation Foundation) Guidelines, 2007 issued by the Government of India, Ministry of Environment and Forest Department, New Delhi, prescribes that the Foundation shall be a trust registered under the relevant rules of the Government;

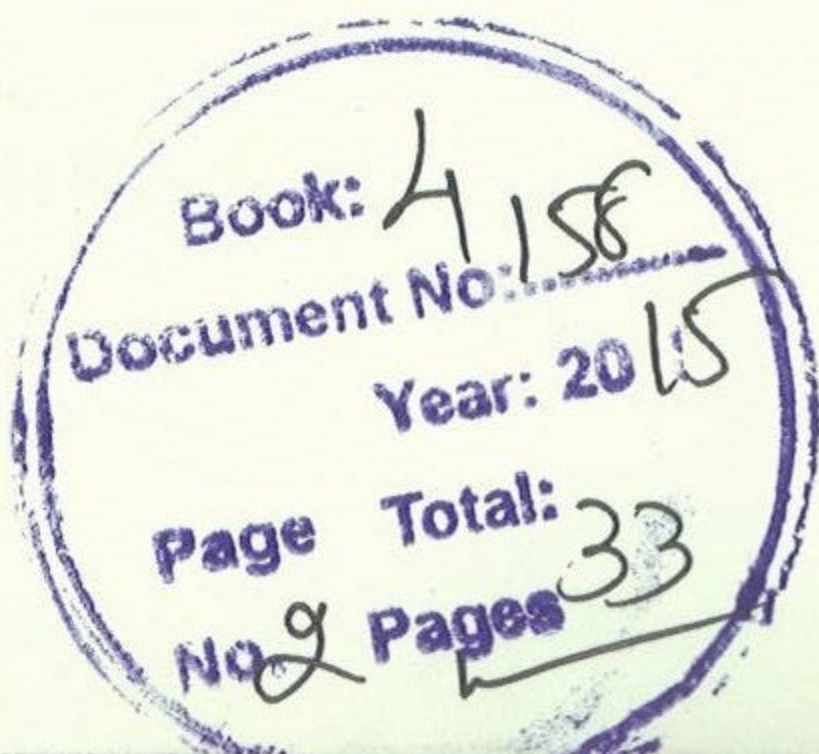
AND WHEREAS, the TRUST in the name of "Sathyamangalam Tiger Conservation, Foundation Tamil Nadu Trust" is to be established, focusing the management of Sathyamangalam Tiger Reserve for conservation of biodiversity, protection, habitat improvement, research and training, reserve development and management, environmental education, eco development, ecotourism and that the cause should be promoted further and sustained on its own without the support of eco-development projects;

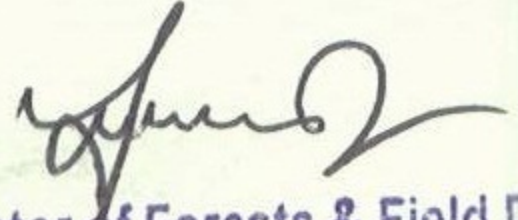
WHEREAS, the Government of Tamil Nadu herein set apart a sum of Rs.1,00,000/- (Rupees One Lakh only) in cash, in the trust for the establishment of a trust in the name "Sathyamangalam Tiger Conservation Foundation, Tamil Nadu Trust", with the objects setout herein below:-

NOW THE DEED OF DECLARATION OF TRUST WITNESS AS FOLLOWS:-

1. Name:- The TRUST shall be designated as "**Sathyamangalam Tiger Conservation Foundation, Tamil Nadu Trust**" (hereafter will be referred to as "the Foundation").

2. Registered Office:- The Registered Office of the Foundation shall be located at Roja Nagar, Veerappanchathram Post, Erode- 638 004, which may be shifted to any other place as may be decided, from time to time, by the Governing Body.



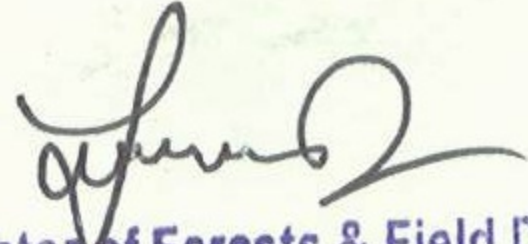

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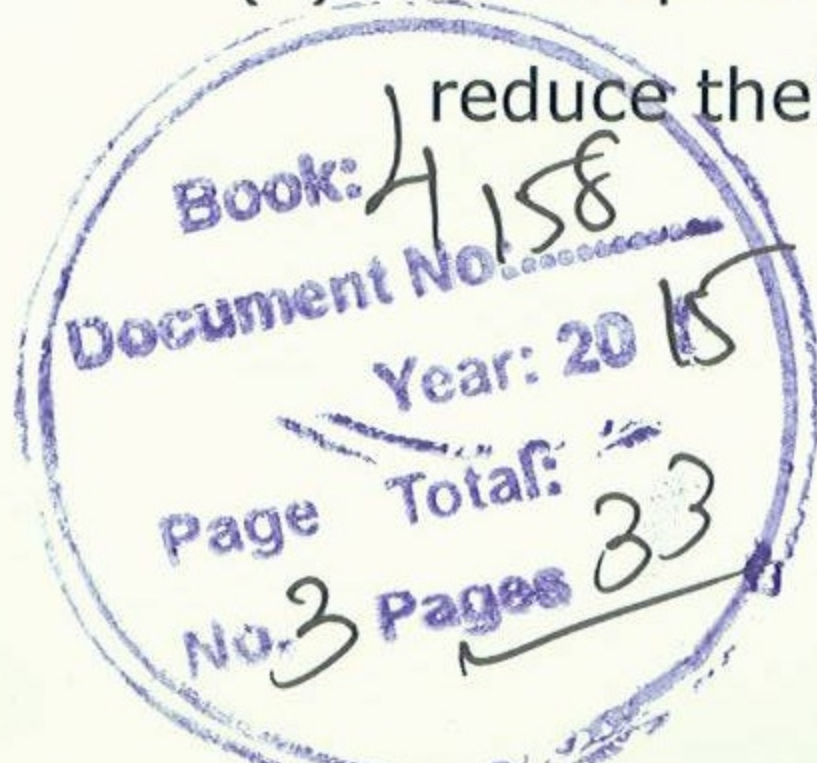
3. Area of Operation:- The area of operation of Foundation shall be entire of area of Sathyamangalam Tiger Reserve and the adjoining landscape of Sathyamangalam Tiger Reserve is the Forest areas of Erode Forest Division, Coimbatore Forest Division, Nilgiri North Division of Tamil Nadu State which are the potential corridor for dispersal of wild animals from the Sathyamangalam Tiger Reserve.

4. The Aims and Objectives of trust:-

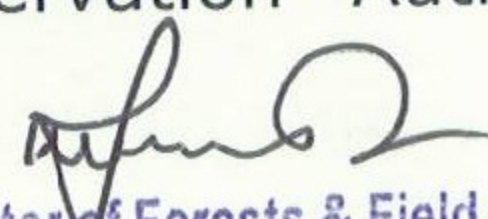
The aim of the Foundation shall be to facilitate and support Sathyamangalam tiger reserve management for conservation of Tiger and biodiversity through multi-stakeholder participation as per approved management plans and to support similar initiatives in adjoining landscapes, consistent with the national and State legislations. To achieve this aim, the Foundation shall have the following objectives

- (1) To conserve the valuable biodiversity and the natural resources of Sathyamangalam tiger reserve for posterity;
- (2) To protect tiger and its co-predators and improvement of its prey base in the Sathyamangalam tiger reserve;
- (3) To maintain and perpetuate viable free ranging tiger population;
- (4) To protect, conserve and enrich the vital flora and fauna for long-term sustainability with the help of local community;
- (5) Mainstreaming wild life concerns in tiger bearing forests and fostering corridor conservation through restorative strategy involving locals to arrest fragmentation of habitats;
- (6) To reduce biological interference and thus reducing the bio-degradation through adequate eco-development programmes;
- (7) To improve the livelihood status of the forest dependents to reduce their forest dependency;


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- (8) To provide alternative employment opportunities to reduce the dependency on Forest and ultimately wean away the forest dependents from the tiger reserve area;
- (9) To maintain sustainable livelihood of the forest dependents so as to prevent any recurrence of forest offences in the tiger reserve;
- (10) To integrate, at the ground level, community development efforts with natural resources management and biodiversity conservation;
- (11) To promote awareness among the local people, tribals regarding the conservation and augmentation of the wild life through imparting nature education and ecological research;
- (12) To create public awareness on the significances of the biodiversity of the reserve;
- (13) To regulate eco-tourism in and around the tiger reserve taking into consideration the carrying capacity and without affecting the basic principles of conservation of Sathyamangalam tiger reserve;
- (14) To ensure effective inter-sectoral coordination and facilitate mainstreaming of biodiversity conservation issues into the productive factor and policy development by an adoptive management approach, employing the results of targeted studies and monitoring to ensure appropriate adoption of local level resource use;
- (15) To promote and research into the scientific, sociological ethnical and economical aspects of Sathyamangalam tiger reserve Conservation and buffer zone management;
- (16) To promote programmes for the welfare of communities dependent on the resources of the reserve in accordance with guidelines issued by National Tiger Conservation Authority, Government of India;


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(17) To facilitate the creation of, and maintenance of such assets as felt necessary for fulfilling the above said objectives;

(18) To solicit technical, financial, social and other support required for the activities of the Foundation for achieving the above said objectives from different sources permitted by law;

(19) To do such other acts incidental or ancillary to the above for furthering the above said objectives;

(20) To maintain the legal status of the area of the Sathyamangalam tiger reserve, as notified by the Government and to enforce all laws in the areas of the foundation.

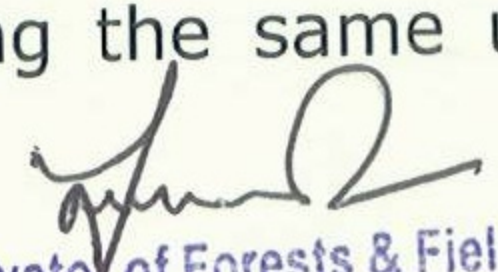
5. Benefit of the Foundation:-

The purpose and objectives of the Foundation stated herein above shall be for the ultimate benefit of the Sathyamangalam Tiger Reserve as a method of beneficial co-existence of park and people and thus it will benefit people of India and mankind as a whole without any distinction of caste, colour, creed or sex and not for the benefit of any particular religious and or political body or community. The Foundation shall not involve in carrying out any activities solely for the personal benefit of anybody or particular community.

6. Functions of the Foundation:-

(1) All grants, loans, advances, income out of the Foundation fund and properties, other donation, funds deposits that may be received on behalf of the Foundation from Government of India, State Government, Banks or other financial Institutions/ Non-governmental organization of National or International and any individuals shall be credited to the Foundation fund.

(2) The Foundation shall stand possessed of the amount of Rs.1,00,000/- (Rupees One Lakh only) and the other moneys, loans, grants etc., as aforesaid (hereinafter called the Foundation Fund) which the governing body shall use, subject to the powers conferred and provisions contained concerning the same under this deed;

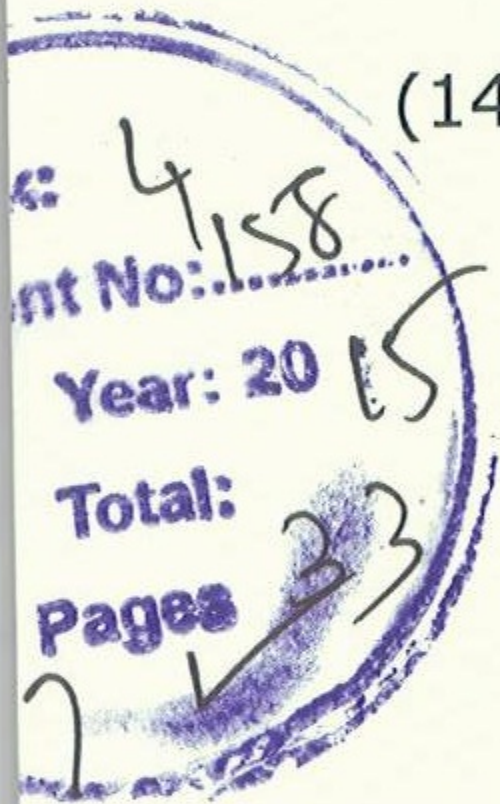

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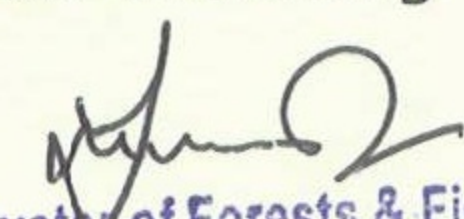
- (3) The investment of the Foundation fund for the interest or income thereof or any part thereof, shall be kept in the name of the Foundation;
- (4) The functions of the Foundation shall be carried out by the governing body and the executive committee as provided hereunder;
- (5) In pursuance of the above objectives, the functions of the Foundation, to be undertaken directly by the Foundation through its staff or sponsored/supported by it through other institutions, agencies or individuals, shall be to take up all such activities as are required to meet these objectives. Role of the Foundation is basically to support the Sathyamangalam tiger Reserve management in biodiversity, conservation initiatives and it shall not anyway directly involve in the implementation process;
- (6) The Foundation will support any eco development and other activities for improvement of livelihood of the forest dependents under the supervision of Sathyamangalam tiger Reserve management in line with the objectives of the Foundation and Sathyamangalam tiger Reserve management. eco-development and other committees may also be constituted for implementing any such activities;
- (7) To construct, maintain, repair, extend, alter, improve or develop, take on lease any buildings or work necessary or convenient for the purpose of Foundation;
- (8) To acquire by gift, purchase, exchange, lease, hire or otherwise any landed property, buildings, basements, rights in common and any property movable or immovable or any estate or interest for the furtherance of all or any of the objects of the Foundation;
- (9) To borrow and raise money on security or mortgage, charge, hypothecate or pledge all or any of the immovable or movable properties other than the tiger reserve belonging to the Foundation or in any other manner whatsoever;

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- (10) To sell, mortgage, charge, lease, sublet, exchange and transfer or dispose of all or any property of the Foundation wholly or in part whether movable or immovable;
- (11) To enter into any agreement with any authority whether the Government of Tamil Nadu, local bodies or others that may seem conducive to the Foundation's objects or any of them and to obtain from any authority rights, licenses privileges and concessions which the governing body may think desirable to obtain to carry out the business of the foundation;
- (12) To pay out of the Foundation's funds, the costs and expenses incurred in connection with all matters, preliminary and incidental to the formation of the Foundation;
- (13) To invest and deal with the funds of the Foundation, which are not immediately required, in such manner as may be determined by the Governing Body from time to time;
- (14) To receive grants, loans, advances, or other moneys or donation or gifts or deposits or otherwise directly from the Central Government or any State Government, or Banks or other financial institutions / Non-Governmental Organization of National or International and any individuals with or without allowances of interest thereon;
- (15) To create any depreciation fund, reserve fund, sinking fund or any other special fund, whether for depreciation or repairs or replacements or improvements or extension or maintenance of any of the property of the Foundation or for any other purpose conducive to the interest of the Foundation;
- (16) To pay out of the funds belonging to the Foundation or out of any particular part of such funds all expenses for the formation of the Foundation or incidental to the formation of Foundation and management and administration of the Foundation including



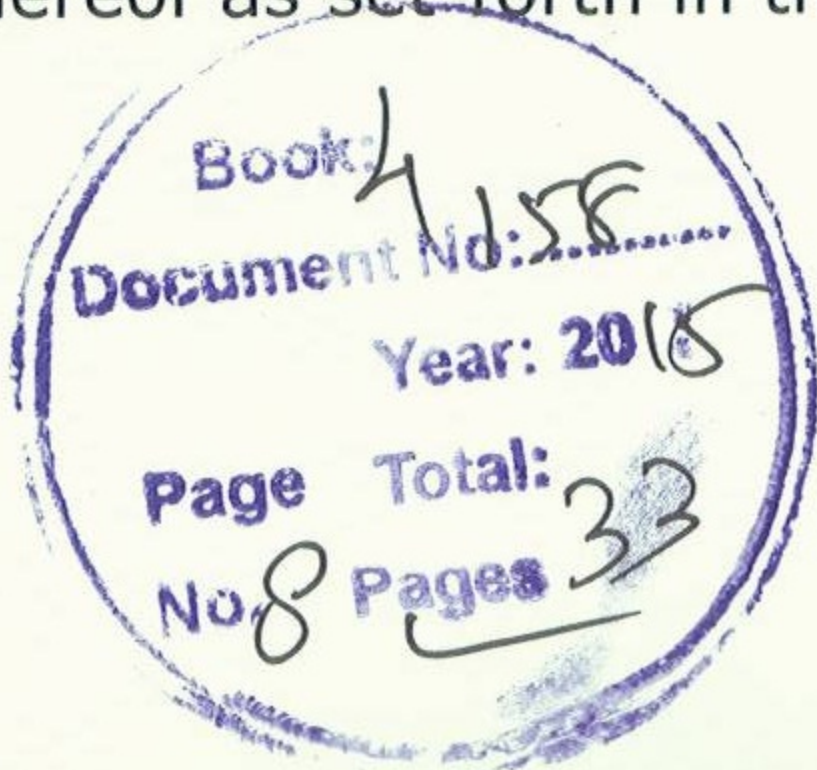

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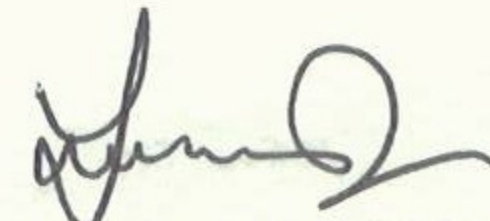
development and protection work, rents, rates, taxes and salaries of the employees of the Foundation;

- (17) To establish and maintain any contributory or non-contributory provident fund or any fund for pension on superannuation, gratuity or allowances or emoluments to any person who is or was at any time in the service of the Foundation and to the dependents of any such person to subscribe to any institution, association or club, funds, calculated by the Foundation to be for the benefit of or to advance the interest of the well being of the employees of the Foundation or towards insurance of any such person as aforesaid to pay the leave salary and pension contribution of the Government servants drafted to the Foundation as per Rules;
- (18) To utilize the funds of the Foundation for any beneficial purpose, in general, as the Governing Body may deem fit;
- (19) To draw, make, accept, endorse and negotiate cheques, promissory notes or other negotiable instruments;
- (20) To sign, to execute and to deliver such assurances and deeds as may be necessary for the purposes aforesaid;
- (21) To develop general policy and overall programmes for the conservation of Sathyamangalam tiger Reserve;
- (22) To receive, control, invest, and disburse all funds provided for the project, from all sources.

7. Property, Assets and Liabilities:-

- (1) The income and property of the Foundation, however, derived shall be applied solely towards promotions of the objectives thereof as set-forth in the Deed of Trust;



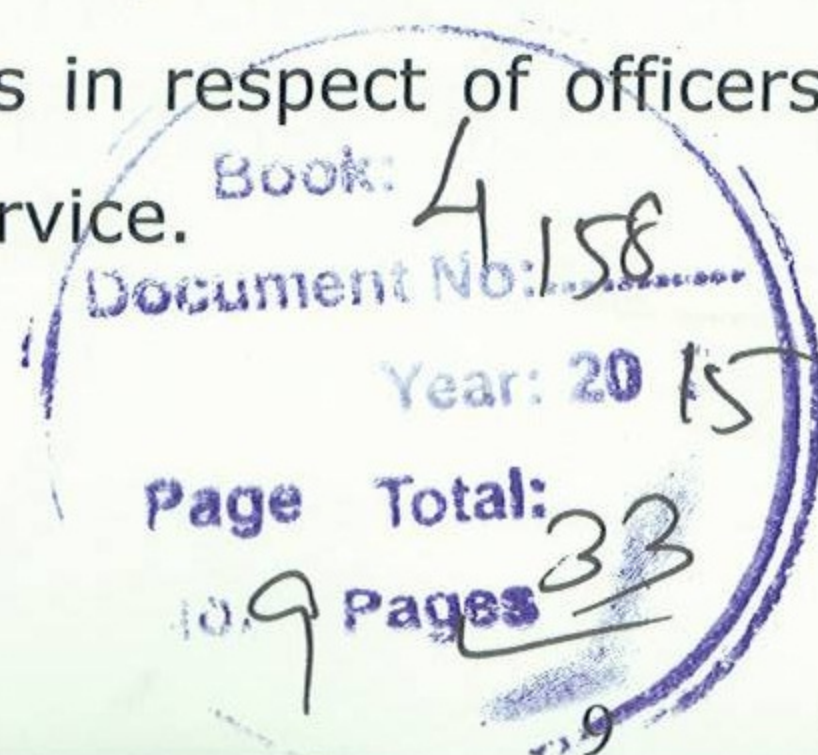

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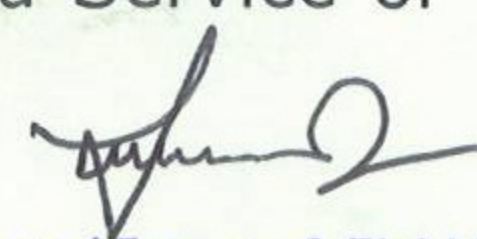
- (2) No portion of the income and property of the Foundation shall be paid or transferred directly or indirectly, by way of dividend, bonus or otherwise, howsoever by way of profit, to the persons who at any time have been members of the Foundation or to any of them or to any person claiming through them;
- (3) Provided that nothing herein contained shall prevent the payment of remuneration to any member or any persons in return for any service rendered to the Foundation or any administrative expenses such as traveling allowance, halting or other charges.
- (4) All properties belonging to the Foundation shall be deemed to be vested in the Governing Body of the Foundation but shall be referred to as the property of the Foundation.

8. General Powers of Government and Principal Chief Conservator of Forests and Chief Wildlife Warden:-

(1) Government Powers:-

The State Government may nominate or appoint Principal Chief Conservator of Forests and Chief Wildlife Warden or any other persons to review the work and progress of the foundation, and to hold inquiries into the affairs thereof and to send a report thereon in such manner as the State Government may stipulate and upon receipt of any such report, the State Government may take such action after giving the Foundation an opportunity of being heard and issue such directions as they may consider necessary in respect of any of the matter dealt with in the report and the Foundation shall be bound to comply with such directions. The State Government may by special order dissolve or extend the existence of the Foundation, if required keeping in view the performance of the Foundation in achieving the objectives assigned thereto. The State Government may create or abolish any posts or post and transfer or appoint or terminate any person in the posts in respect of officers of All India Service or State Service or other service.




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(2) Powers of Principal Chief Conservator of Forests and Chief Wildlife Warden / Conservator of Forests & Field Director / Forest Officers:-

The Principal Chief Conservator of Forests and Chief Wildlife Warden / Conservator of Forests and Field Director and other Forest Officers shall exercise all statutory powers vested under the relevant statutes such as the Tamil Nadu Forest Act, 1882(Tamil Nadu Act V of 1882), the Wild life (Protection) Act, 1972(Central Act 53 of 1972), the Forest Conservation Act, 1980 (Central Act 69 of 1980), and rules framed therein, Service Rules such as All India Service Rules, Tamil Nadu Forest Service Rules, Tamil Nadu Forest Subordinate Service Rules, Fundamental Rules, etc.

9. Dissolution:-

If on winding up or dissolution of the Foundation, there shall remain after the satisfaction of all its debts and liabilities, any assets and property whatsoever the same shall not be paid to or distributed among the members of the Foundation or any of them but shall be dealt with in such manner as the State Government may determine.

10. Constitution:-

The Board of Trustees of the Foundation shall be:-

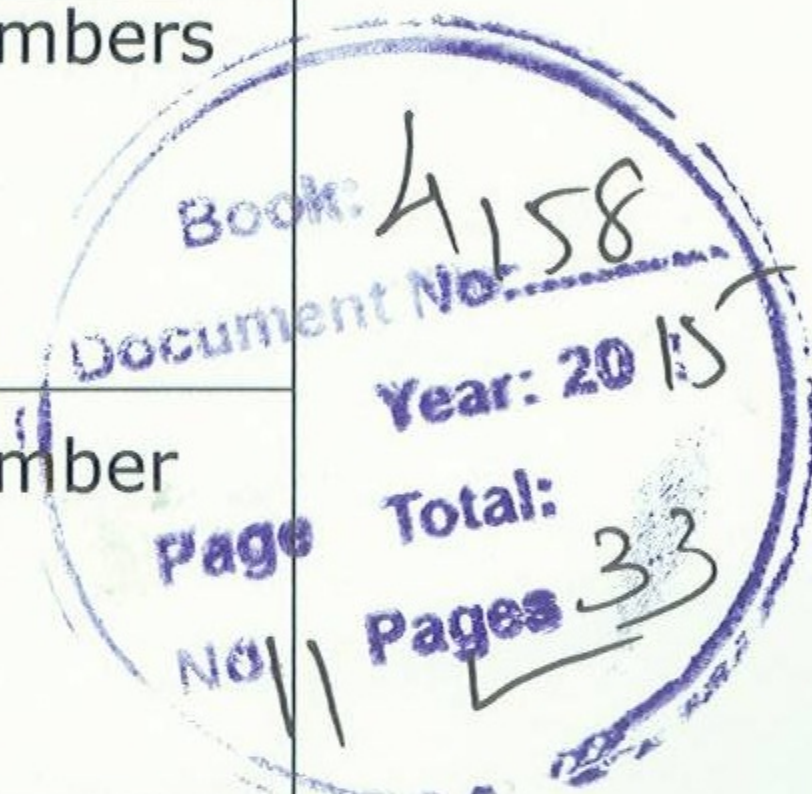
(i)	Hon'ble Minister of Forest Department, Government of Tamil Nadu.	President
(ii)	Additional Chief Secretary to Government or Principal Secretary to Government or Secretary to Government, Environment and Forests Department, Chennai.	Vice President
(iii)	Principal Chief Conservator of Forests, State of Tamil Nadu.	Member
(iv)	Principal Chief Conservator of Forests and Chief Wildlife Warden, State of Tamil Nadu	Member Secretary

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(v)	Additional Principal Chief Conservator of Forests (Project Tiger), Coimbatore	Member
(vi)	Field Director of the Sathyamangalam Tiger Reserve	Member
(vii)	District Forest Officer and Deputy Director, Sathyamangalam Tiger Reserve, Sathyamangalam Division.	Member
(viii)	District Forest Officer and Deputy Director, Sathyamangalam Tiger Reserve, Hassanur Division.	Member
(ix)	Two prominent scientists or qualified experts in the field to be nominated by the Government	Members
(x)	Member of Legislative Assembly, who represent the concerned area in the State Legislative Assembly	Member
(xi)	Representative of the district panchayat having jurisdiction over the Sathyamangalam Tiger Reserve area.	Member
(xii)	Two members of the Executive Committee of the Foundation (other than the Field Director/Deputy Directors)	Members



The board of trustees shall be called the Governing Body of the Foundation constituted as per National Tiger Conservation Authority (Tiger Conservation Foundation) Guidelines, 2007, made by the Central Government in pursuance of section 38 X of the Wild Life (Protection) Act, 1972 (Central Act 53 of 1972). The trustees shall be called as "Member" which expression shall unless excluded by or repugnant to the content be deemed to include their successors and assignees in office.


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11. President of the Foundation:- The Hon'ble Minister for Forest Department, Government of Tamil Nadu shall be the President of the Foundation.

2. The Principal Chief Conservator of Forests and Chief Wildlife Warden, Government of Tamil Nadu shall be the Member Secretary and he shall carry out the affairs of the Foundation in accordance with the decisions and policies set out by the Governing Body.

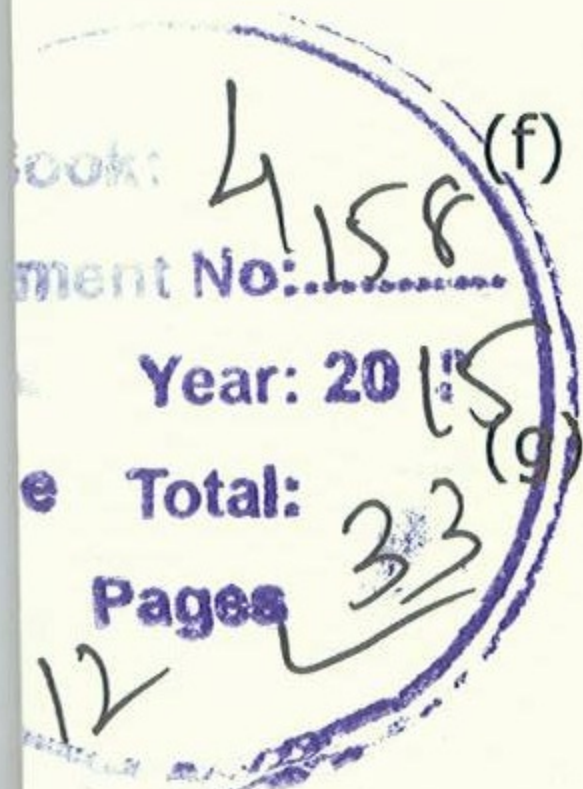
12. Cessation of Membership:- A member of the Governing Body becomes a member by reason of the office of appointment he/she holds, his/ her membership of the Governing Body shall terminate when he/she ceases to hold that office or appointment:

Provided that the government may by an order nominate or terminate the membership of the Governing Body of the two eminent scientists or qualified experts as specified in item (ix) of the constitution.

13. Removal of Members:- A nominated member of the Governing Body may be removed by the Governing Body for the following reasons namely:-

- (a) for breach of trust or for misconduct;
- (b) if he is incapable of performing the functions of a trustee.
- (c) if he becomes a person of unsound mind or a deaf mute.
- (d) if he is persistent in neglecting the affairs of the Foundation.
- (e) if he becomes bankrupt or insolvent or convicted of criminal offence involving moral turpitude on account of any activity which in the opinion of the Board is detrimental to the interest and object of the Foundation.
- (f) if he ceases to hold that office which he held at the time of appointment to the Foundation.
- (g) if the Government desire for valid, good and sufficient reasons.


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14. Procedure for Removal:- In every case of removal of a member it shall be lawful for the Governing Body to give notice to such member intimating that he is removed from the office of the Governing Body and thereupon such member shall cease to be the member and shall after receipt of such notice and whenever called upon to do so, do all necessary acts on his part for vesting the Foundation Fund and or other property forming part of the continuing member or members jointly with the new member to be appointed under the provisions in that behalf hereinafter contained.

15. Powers and Functions of the Governing Body:- (1) The Governing Body shall have the following powers and functions:

- (a) to make all policies of the Foundation in consonance with the provisions of the Acts and Rules of the Government;
- (b) consider and approve the balance sheet and audited accounts of the Foundation;
- (c) consider and approve the Annual Report of the Foundation;
- (d) approve the work plan, fund flow, Annual Budget of the Foundation;
- (e) make amendment in the deed of Trust, which may be necessary, subject to the approval of the Government;
- (f) approve the "Operation Manual" of the Foundation;
- (g) coordinate between different departments and other institutions and non-governmental organizations to achieve the objectives of the Foundation;
- (h) frame rules and regulations under the provisions of the Trust of deed for managing the affairs of the Foundation;
- (i) take all policy decisions regarding fund raising, investment and budget of the Foundation;
- (j) suspend, terminate or effect any other procedures on any Project or Activity undertaken by the Foundation; and



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(k) perform such other functions as are proper and necessary to achieve the objectives of the Foundation;

(l) Discontinue the fund flow and initiate actions as deemed necessary where allocations are used for the purpose not endorsed by the Governing Body. Before taking such action as stated above, an opportunity of being heard shall be given to the project or programme implementing agency or the person concerned;

(2) The Member Secretary of the Governing Body shall have the power to inspect all the activities of the Foundation and direct the Chairperson of the Executive Committee on any activities of the Foundation.

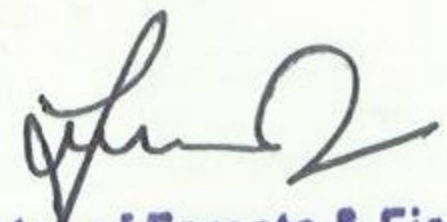
16. Proceedings of the Governing Body:- (1) The meetings of the Governing Body shall be held at least once in a year preferably in the first month of the Financial year, at such time, date and place as may be determined by the President.

(2) Every meeting of the Governing Body shall be called in writing by and under the signatures of the Member-Secretary, Sathyamangalam Tiger Conservation Foundation with a prior notice of fifteen days containing a summary of the business to be transacted in such meeting and any other agenda with the permission of the President.

(3) 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.

(4) If the President is not present in the meetings of the Governing Body, the Vice President will preside over the meeting.

(5) One third of the members of the Governing Body present in person shall form a quorum at every meeting of the Governing Body provided that no quorum shall be necessary in respect of any adjourned meeting.


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- (6) All disputed questions at meetings of the Governing Body shall be determined by vote and in case of equality of votes, the person chairing the meeting shall have a casting vote.
- (7) The member who is unable to attend the Governing Body meeting may send his views on the agenda in writing and such expression of opinion shall be taken to be his vote on the matter concerned; and the minutes of the proceedings of the meeting shall be recorded and such minutes after approved and signed by the Member Secretary, Governing Body shall be the conclusive proof of the business transacted in the meeting.

17. Office and Authorities of the Governing Body:-

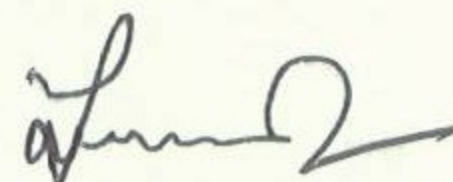
- (1) The office of the Governing Body shall be administered by Field Director, Sathyamangalam Tiger Reserve, who shall be known as, Executive Director, Sathyamangalam Tiger Reserve Foundation and such other persons as may be designated as such by the Governing Body.

- (2) The Members of Governing Body, who are members by virtue of their office, shall be the permanent members of the Foundation till such time as they hold the respective posts in the Government Office. Thus such officers shall cease to be Members of the Foundation on ceasing to hold the respective Government offices. The term of other members shall be as desired by the State Government by specific order.

- (3) The number of the members in the Governing Body shall be fixed and shall not be changed.

- (4) The Field Director shall be the Executive Director of the Governing Body constituted for the purpose of the formation of the Foundation.

- (5) The Executive Director shall carry out the Administration and affairs of the Foundation.

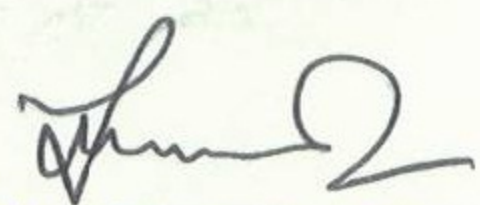


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- (6) There shall be an Executive Secretary to assist Executive Director to carry out the day-to-day affairs of the Foundation.
- (7) The Executive Secretary shall be an Executive Professional along with sufficient background, aptitude and experience in matters related to wild life and environment and also preferably a management and financial expert. He shall be in full charge and responsibility of the affairs of the Governing Body as directed by the Executive Director.
- (8) The Executive Secretary could be appointed on contract basis as the Executive Committee decides and on such remuneration and terms as the Executive committee decides.
- (9) The Executive Secretary shall abide by the direction and orders of the Executive Director. He shall look after such responsibility and works as are allotted to him by the Executive Director.
- (10) The Executive Director is a subordinate officer to the Principal Chief Conservator of Forests and Chief Wildlife Warden and the Executive Director shall take the orders of the Principal Chief Conservator of Forests and Chief Wildlife Warden on all the matters relating to the Governing Body and management of Tiger Reserve and the Foundation.

18. THE POWERS OF THE EXECUTIVE DIRECTOR:- The Executive Director shall execute all decisions taken by the Governing Body and Executive Committee. The Executive Director shall have the following powers:

- (1) To accept contributions on behalf of the Foundation either in cheque/draft/electronic money transfer etc or in kind of any negotiable instrument from a person or institution on such terms which are in conformity with the objectives of the Foundation and on conditions generally laid down by the Government;


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- (2) To purchase, acquire, take on lease any movable and immovable property including furniture, fixtures, books, conveyance for the purpose of the Foundation as decided by the Governing Body or Executive Committee;
- (3) To have control, power on general administration of the Foundation and also to have powers to control staff and the workers of the Foundation and discharge the staff and workers and for payment of remuneration;
- (4) To open and operate accounts with banks for which purpose, the Executive Director shall have power to sign and endorse cheques, securities and other negotiable financial instruments;
- (5) To prosecute, sue and defend all actions at law and to refer to arbitration, to compromise or forego any claim by the Foundation which shall show specifically, directed by the Executive Committee and shall sign all required for the purpose and pleading for such purpose;
- (6) The Executive Director shall have powers to convene seminars, workshops etc., and to oversee publications of research materials, books of the Foundation;
- (7) The Executive Director shall initiate appropriate actions for the submission of the projects and programmes to the various funding agencies for financial support;
- (8) The Executive Director shall maintain a data bank and other information and knowledge, storage medium and method that has already been generated in Sathyamangalam Tiger Reserve and would be generated in future during the existence of the Foundation;
- (9) The Executive Director shall have powers to interact with National and International Agencies connected with the similar objectives as that of the Foundation;



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- (10) The Executive Director can delegate his office and duty if the situation so warrants and become necessary that unless it is so delegated major procedural and administrative routines will be stalled. Such delegation of duty shall be in regular course of the business, shall be expressed, specific and on clear terms which shall be immediately communicated to the Executive Committee;
- (11) The Executive Director shall be the Chief Executive of the Foundation and he or she shall carryout all administrative functions and day-to-day work of the Foundation. He / She shall be the custodian of all the records, assets and belongings of the Foundation;
- (12) The Executive Director shall keep and circulate the minutes of the General Body Meeting, Sub Committee meetings, and do the necessary correspondence and networking of the Foundation and maintain all the registers, records of the employees etc.

19. EXECUTIVE COMMITTEE:-

The affairs of the Foundation shall be administered subject to the rules and regulations and orders of the Foundation, by an Executive Committee, which shall consist of the following:

Sl. No.	Official Designation	Designation in the Foundation.
1)	Field Director, Sathyamangalam Tiger Reserve.	Chairperson
2)	District Forest Officer and Deputy Director, Sathyamangalam Tiger Reserve, Sathyamangalam Division	Member Secretary
3)	District Forest Officer and Deputy Director, Sathyamangalam Tiger Reserve, Hassanur Division	Member
4)	Two representatives of Eco Development Committee in Sathyamangalam Tiger Reserve (one each from Sathyamangalam and Hasanur Divisions).	Members
5)	Two members of Front line staff of the Sathyamangalam Tiger Reserve (one each from Sathyamangalam and Hasanur Divisions).	Members


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20. Functions and Powers of the Executive Committee: (1) The Executive Committee shall have the following powers and perform the following functions namely:-

- (a) administer the affairs and funds of the Foundation in accordance with the terms and conditions of this Deed of Trust;
- (b) make endeavor to achieve the objectives of the Foundation and discharge all its functions;
- (c) 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;
- (d) enter into arrangement with other public or private organisations or individuals for furtherance of its objectives and in accordance with the rules and regulations of the Foundation;
- (e) accept endowments, grants-in-aid, donations, or gifts to the Foundation not inconsistent with the rules and regulations of the Foundation and interest of the Government;
- (f) takeover or acquire in the name of the Foundation 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;
- (g) Perform such other functions assigned by the Governing Body.

(2) The Executive Committee if they so desire can appoint a Sub-Committee for the assessment and evaluation of any project or any programme that is being implemented.

21. Delegation of Powers:- The Executive Committee may delegate its power to the Field Director, Sathyamangalam Tiger Reserve or any of its members or to a Committee or Group or any other officer of the


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Foundation/Project such administrative and financial powers and impose such duties as it deems proper and also duties that are to be exercised or discharged.

22. Proceedings of the Executive Committee:- (1) Every meeting of the Executive Committee shall be presided over by the Chairperson. Provided that in the absence of the Chairperson, the Executive committee shall elect a Chairman to preside over the meetings.

(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 meetings.

(3) Not 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 warrant.

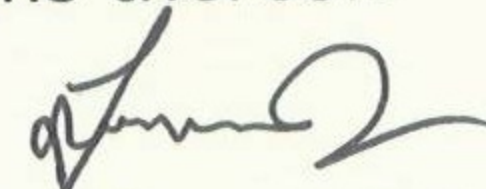
(4) Any inadvertent omission to give notice to or the non-receipt of notice of any meeting by any Member shall not invalidate the proceedings of the meetings.

(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 views on the agenda in writing and such expression of opinion shall be taken to be his 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 and the Executive Committee shall have the right to override the recommendation or advice given by the sub-Committee and in doing so, it shall record reasons thereof.



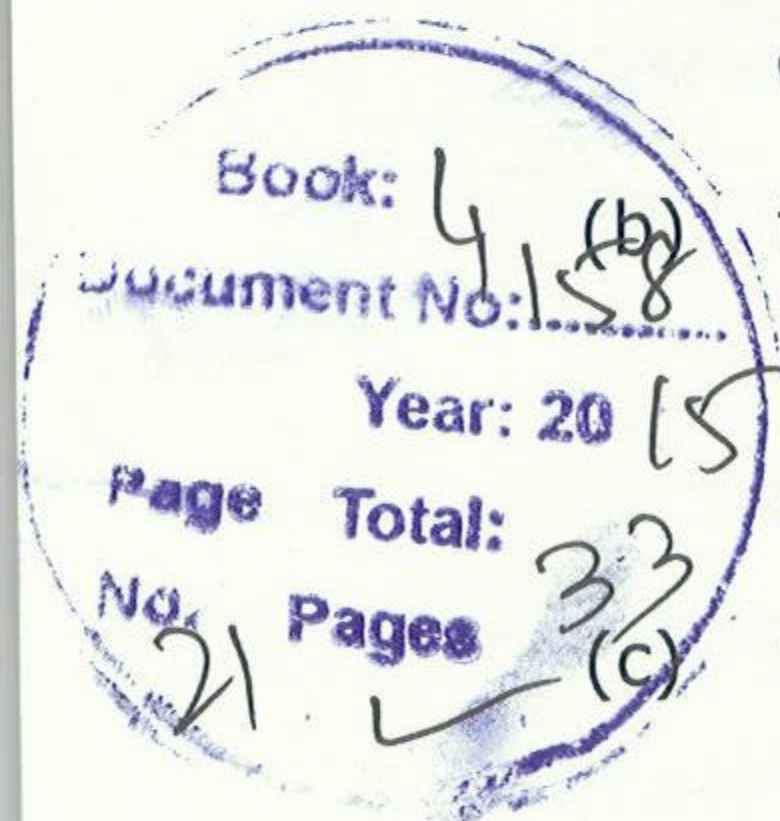
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- (9) The Annual General Body Meeting of the Executive Committee shall be conducted every year and the audited accounts of the previous year and the budget for the current year shall be presented, discussed and approved.
- (10) The minutes of the proceedings of the Executive Committee meetings shall be recorded and such minutes after due approval shall be issued by the secretary.
- (11) Extraordinary General Body Meeting (EGBM) of Executive Committee may be held in case of emergency. EGBM can be convened by either by the Executive Director or as per the demand of at least 1/3 of the members of the Foundation. Notice for EGBM shall be issued at least five days in advance and the quorum for EGBM shall be more than half of the Members of the Foundation.

23. Office and Authorities of the Executive Committee:- (1) The Field Director of the Tiger Reserve shall be the Executive Director of the Foundation and he or she shall carryout all administrative and day-to-day functions of the Foundation on behalf of the Executive Committee and he shall be the custodian of all records, assets and belongings of the Foundation.

(2) The Executive Director shall have the following powers in conformity with the rules of the Foundation, namely:-

- (a) to accept contributions on behalf of the Foundation either in cash or in kind from a person or institutions;
- (b) to purchase, acquire, take on lease any movable or immovable property for the purpose of achieving the objectives of the Foundation;
- (c) to have control and authority on the general administration of the Foundation;
- (d) to open and operate accounts with banks;
- (e) to prosecute, sue and defend all actions at law for and on behalf of the Foundation.

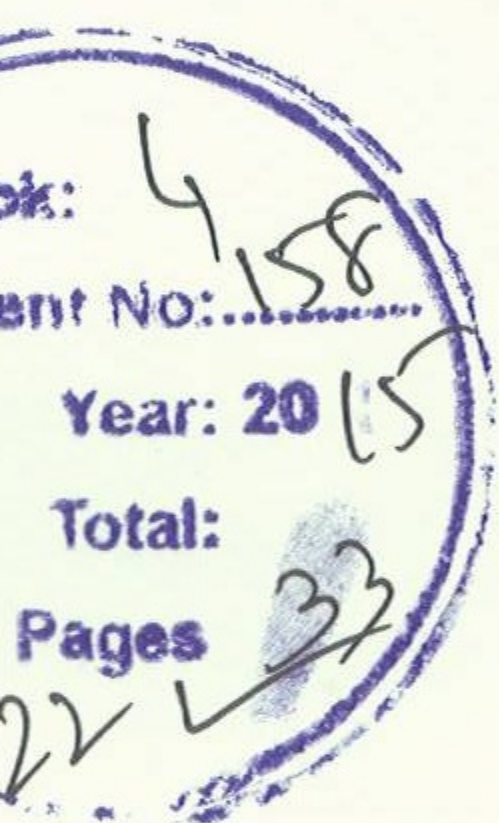


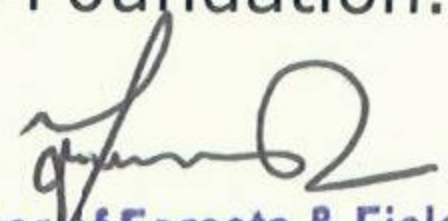

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- (3) The Executive Director shall have powers to convene seminars, workshops, etc., and to oversee publications of research materials and books of the Foundation.
- (4) The Executive Director shall initiate appropriate actions for the preparation and submission of project proposals on different programmes to be undertaken by the Foundation 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.

24. Meeting of the Governing Body and Executive Committee:-

- (1) The Annual General Body Meeting of the Governing Body and Executive Committee shall be conducted every year and the audited accounts of the previous year and the budget for the current year shall be presented, discussed and accepted. Quorum for the Annual General Body Meeting shall be one half of the total membership of Governing Body and Executive Committee. In case of adjournment, the members present at the meetings will constitute the quorums.
- (2) The minutes of the proceedings of every General Body meeting of the Governing Body and Executive Committee shall be separately kept each in a book to be kept for that purpose and the business and other matters transacted at such meeting shall be recorded therein. Such minutes when signed by the Chairman of the Governing Body shall be conclusive proof of the business transacted.
- (3) All meetings of the Foundation shall be held at such place and at such time as the Governing Body shall decide from time to time.
- (4) The Financial Year of the Foundation shall be from 1st April to 31st March of succeeding years.
- (5) The Governing Body shall decide and approve the accounting procedure to be followed in the functioning of the Foundation.




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25. Legal Assistance:-

- (1) The Foundation can approach the legal wing functioning in the office of the Principle Chief Conservator of Forests for any assistance to tackle legal proceedings.
- (2) In carrying out various activities of the Foundation, the provisions of the Wild Life (Protection) Act, 1972 (Central Act 53 of 1972), Tamil Nadu Forest Act, 1882 (Tamil Nadu Act V of 1882), Tamil Nadu Forest Department Code, Tamil Nadu Financial Code and other Government guidelines / orders shall be observed, subject to the terms and conditions of the Deed of Trust and resolution of the Governing Body or Executive Committee, as the case may be.
- (3) The provisions of respective Rules and regulations as followed in Government service shall govern the Service of the officers, Forest Officers, Forest Subordinate officers and other Government staff members and other categories.
- (4) The provisions of Foreign Exchange Maintenance Act, 1999 (Central Act 42 of 1999), Foreign Contribution Regulation Act, 1976 (Central Act 49 of 1976) shall be strictly followed in receiving contribution from foreign countries and foreign exchange.

26 Regulations:- The Governing Body shall have powers to frame and amend Regulations, in consistent with the terms and conditions of this Deed of Trust for the administration and management of the affairs of the Foundation and without prejudice to the generality of this Deed of Trust. Such regulations may provide for the following matters:-

- (1) Service matters of officers and staff including creation of posts, prescription of qualifications, selection procedures, service conditions, pay and emoluments, discipline and control and other related matters.

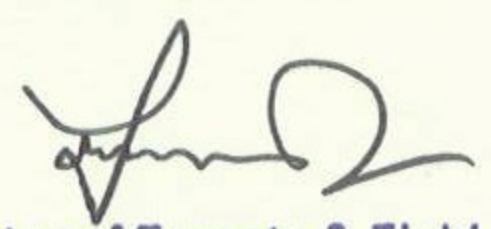

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- (2) Important financial aspects including formulation of budget, purchase procedures, delegation of financial powers, investment of funds, maintenance of accounts, audit etc.
- (3) Such other matters as may be necessary for the furtherance of the objectives and the proper administration of the affairs of the Foundation.

Provided that for the purpose of this Rule, following guidelines would be kept in view while creating the posts and formulating the Service and Financial Regulations:-

- (a) Scales of pay in respect of the posts to be created by the Governing Body shall correspond, as far as possible, to the scales of pay of the State Government. However, depending on the professional competence and experience, additional remuneration can be decided subject to the approval of the Governing Body.
- (b) Mode of recruitment in respect of the posts to be created for the Foundation shall be direct recruitment, transfer, deputation or short-term contract. For work related specific assignments, persons would be deployed on fixed emoluments on contract basis with provision for revision each year if considered appropriate;
- (c) Consideration of financial propriety and prudence shall be kept in view.

27. District Level Coordination:- The district level coordination shall be done by integrating eco-development aspects in the district level planning. The Executive Committee shall coordinate with the concerned district departments to facilitate the management of Eco Development Committee in Sathyamangalam Tiger Reserve Foundation. Half-yearly reviews of coordination shall be done so as to resolve the local implementation problems.


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28. Annual Report of the Foundation:- The Annual Report on the working of the Foundation and the work undertaken by it during the previous financial year together with balance sheet and audited accounts, shall be prepared by Executive Committee for information of the Governing Body. A draft of the Annual Report along with the audited accounts of the Foundation and the Auditor's Report thereon shall be placed before the Governing Body in its Annual General Body Meeting.

29. Power to bring Amendment:-

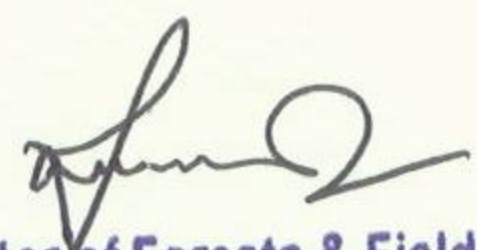
(1) The Governing Body may amend any of the clauses contained herein in relation to the objects and Management of the Foundation, at a duly convened meeting of the Governing Body by a resolution passed by three-fourths majority of the total number of Members. At least two weeks notice shall be given to all the Members before convening such meeting.

(2) The Governing Body may alter, extend or abridge or amalgamate the rules or regulations of the Foundation.

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As and when there is any change in the nomenclature of Ministries, Departments, or institution(s) and designation(s) mentioned in the Rules, such changes shall automatically stand incorporated in the Deed of Trust.

30. Powers of the Field Director, Sathyamangalam tiger reserve:

The Field Director, Sathyamangalam Tiger Reserve shall be the Executive Director of the Foundation and shall be responsible for proper administration of the affairs and funds of the Foundation and efficient implementation of various activities of the Sathyamangalam Tiger Reserve management in a mission mode under the directions and guidance of the Governing Body. The Executive Director, Sathyamangalam Tiger Reserve Foundation shall exercise all the


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technical, administrative, financial and disciplinary authority and powers exercised by the Head of the Department. He shall also continue to perform the duties and exercise the powers as may be or may have been assigned to him by the Tamil Nadu Government or Governing Body or Executive Committee.

31. Financial Regulations:-

(1) Funds of the Foundation:-

- (a) The existing assets of Sathyamangalam Tiger Reserve shall continue to be property of the State Government. The income generated from levying tourist entry fees or eco development surcharge on visitors to Sathyamangalam Tiger Reserve, compounding fees and other charges for the services generated out of the Tiger Reserve shall be pooled into the operational fund of Sathyamangalam Tiger Reserve Foundation.
- (b) Contribution from other sources, such as fund raising for the Sathyamangalam Tiger Reserve (STR) at National as well as International levels as permitted by law and Government orders; fund raising will be of two types: (i) to plan, design, develop and execute projects for the management of biodiversity, village eco-development and extension and research activities of Sathyamangalam Tiger Reserve and (ii) to develop a corpus fund for biodiversity conservation at the Sathyamangalam Tiger Reserve.
- (c) Grants, donation or assistance of any kind from any individuals or organization including foreign Governments and other external agencies as permitted by law and Government rules.
- (d) By any other activity as permitted by law and in confirmative with the terms and conditions of the Deed of Trust.
- (e) The Executive Committee shall decide the bankers of the Foundation.


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(2) Investment of Funds of the Foundation:-

- (a) The Governing Body shall invest the funds of the Foundation in accordance with the provisions of section 11(5) read with 13(1) (d) of the Income Tax Act, 1961 (Central Act 43 of 1961).
- (b) The Governing Body may invest the Fund of the Foundation either in the purchase of immovable properties or mortgage of immovable properties, or in such other manner as may be allowed by law relating to trusts for the time being in force, and to convert, alter, vary, dispose of or transfer such investments from time to time.

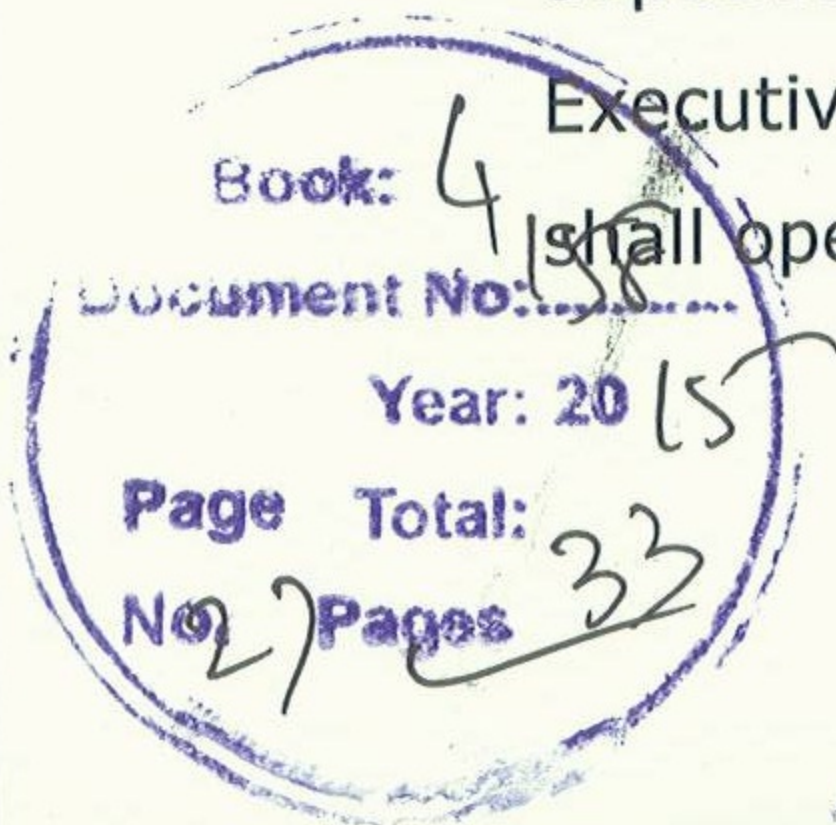
Provided that such investment shall not be directly or indirectly made for the benefit of any person referred to in sub-section (3) of section 13 of Income Tax Act, 1961 (Central Act 43 of 1961) as amended from time to time.

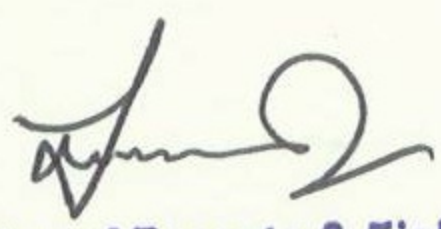
(4) Financial Year:-

The Financial Year for the Foundation will be from 1st April to the 31st March of succeeding Year. The annual account of income and expenditure and balance sheet of the Foundation shall be prepared by the Field Director, Sathyamangalam Tiger Reserve with a Chartered Accountant from the empaneled list of the Chartered Accountants in the District where the office of the Foundation is located and shall be presented to the Governing Body within five months of the closing of the financial year.

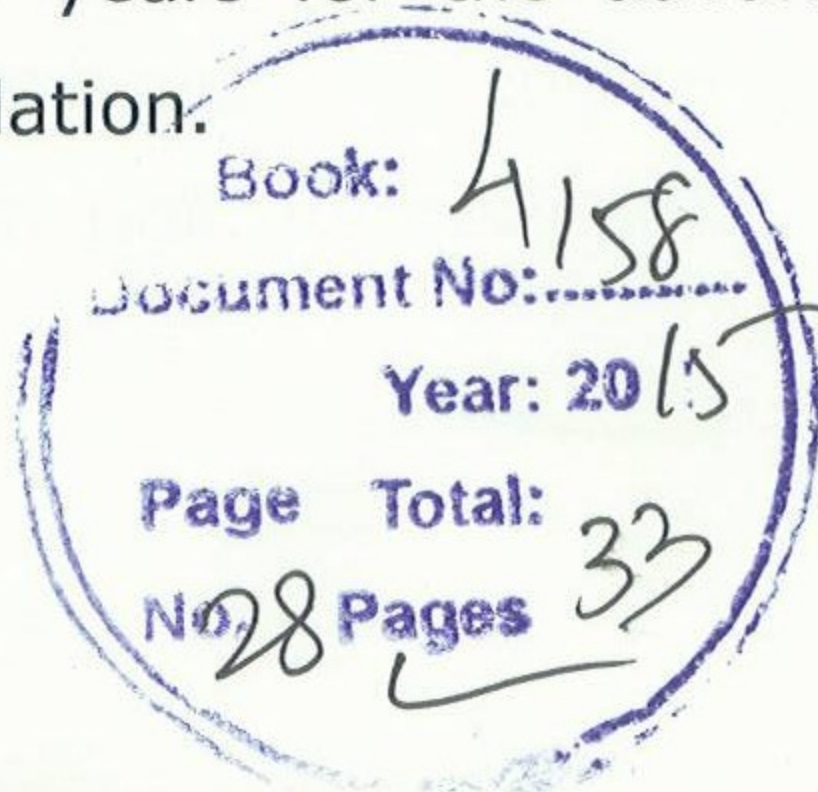
(4) Accounts of the Foundation:-

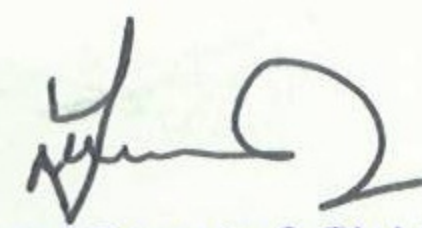
- (a) All money received by or on behalf of the Foundation shall be deposited in any Nationalized Bank. The Chairperson of the Executive Committee and Deputy Directors of the Tiger Reserve shall open and operate the accounts with such banks.




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- (b) The Foundation shall maintain proper accounts and other relevant records and prepare annual accounts comprising the receipts and payment account, statement of liabilities in such form as may be prescribed.
- (c) The Accounts of the Foundation shall be closed on the 31st March of every year and proper books of accounts shall be maintained and shall be audited by a Chartered Accountant empaneled by the Comptroller and Auditor General of India.
- (d) The audited accounts shall be submitted to the Governing Body which shall submit a copy of Audit Report along with its observation to the State Government within fifteen days from the receipt thereof.
- (e) The accounts of the Foundation shall also be subject to the provisions of the Comptroller and Auditor-General's (Duties, Powers and Conditions of Service) Act, 1971 (Central Act 56 of 1971) as amended from time to time.
- (f) The Executive Committee shall cause to be kept to and accurate accounts of all moneys spent and in respect of all matters in the course of the Management of the properties of the Foundation or in relation to the carrying out of the objects and purposes of the Foundation as well as of all the assets, credits and effects of the Foundation properties.
- (g) If the income from the Foundation property in a particular year is not fully utilized, the unspent income subject to the provisions of the Income Tax Act 1961 (Central Act 43 of 1961), shall be carried over to the next year or years and spent in such subsequent year or years for the advancement of any of the objects of the Foundation.




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- (h) The income and funds of the Foundation shall only be utilized to achieve the objectives of the Foundation and no portion of it shall be utilized for the payment to the members of the Governing Body or Financial Committee by way of profit, interest, dividend or in any other form except remuneration, if any, allowed by the Government.

32. Status of the Properties on Dissolution of the Foundation:-

If, on the winding up or dissolution of the Foundation, there shall remain, after the satisfaction of all debts and liabilities, any property whatsoever, the same shall not be paid to, or distributed amongst the members of the Foundation or anyone of them but shall accrue to the State Government which will decide about its utilization in accordance with law.

33. Trust to claim exemption from Income Tax:-

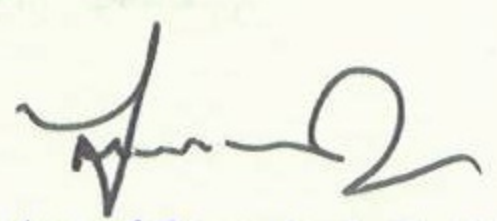
This Trust being a public Charitable Trust shall claim the exemption available under the Income Tax Act, 1961 (Central Act 43 of 1961) and the Wealth Tax Act, 1957 (Central Act 27 of 1957).

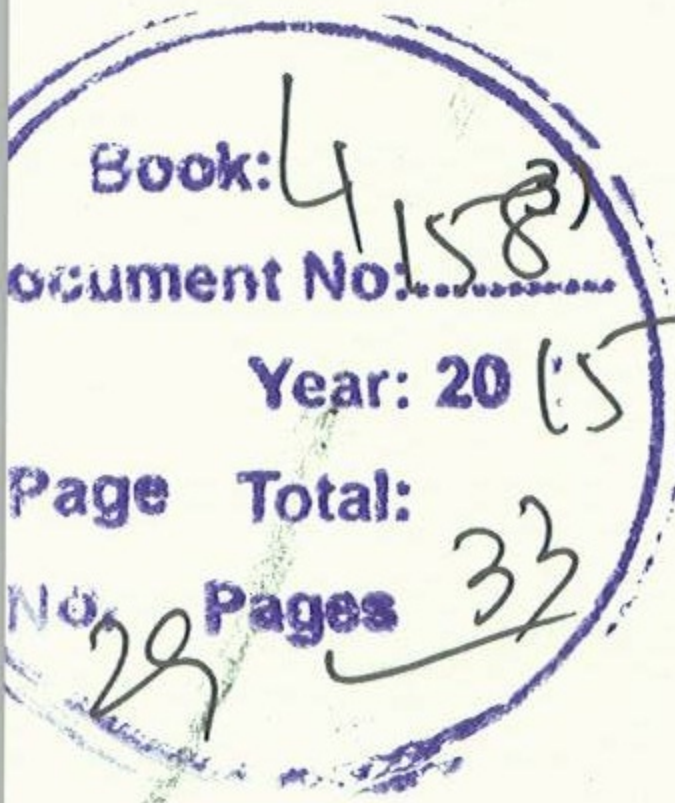
34. Legal Proceedings:-

(1) Every member of the Foundation may be sued or prosecuted by the Foundation for any loss or damage caused to the Foundation or its property for anything done by him detrimental to the interests of the Foundation.

2) In all legal proceedings, the Foundation shall be represented by its Member Secretary.

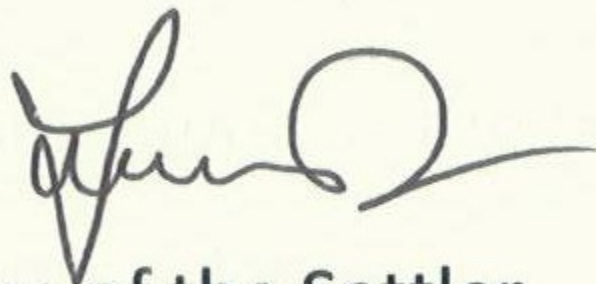
The Foundation shall be entitled to sue and to be sued in the name of the Foundation and any legal proceedings lie only within the jurisdiction of the respective courts in the Sathyamangalam Tiger Reserve area.


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34. **General Indemnity:-** The Members shall at all times stand indemnified in respect of commission or omission committed by them in respect of matters relating to the Foundation in good faith to achieve the object of the Foundation.

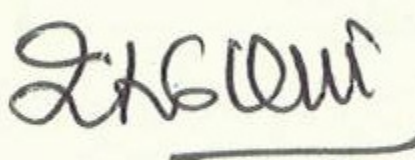
IN WITNESSES WHEREOF the Principal Secretary to Government, Environment and Forest Department acting for and on behalf of and by order and directions of the Governor of Tamil Nadu has here unto set his hand and seal this.....day and year first herein read above.



Signature of the Settler

**Conservator of Forests & Field Director (i/c.)
Sathyamangalam Tiger Reserve, Erode.**

WITNESSES :-

1. 
(A. SIVUMARAN)

**PERSONAL ASSISTANT
to Conservator of Forests & Field Director,
Sathyamangalam Tiger Reserve,
Erode-638 004.**

2. 
**Forest Range Officer,
Erode Range Office,
Erode - 4.**

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