

**THE KARNATAKA STATE ROAD TRANSPORT
CORPORATION EMPLOYEES CONTRIBUTORY
PROVIDENT FUND REGULATIONS—1968**

(WITH AMENDMENTS)

PROCEEDINGS OF THE GOVERNEMENT OF MYSORE.

Subject :- Mysore State Road Transport Corporation
Employees Provident Fund Regulations.

Reference: Correspondence ending with letter No.
KST: CO: EST:/Rules-2/6075/67-68 dated
30-3-1968 of the General Manager, Mysore
State Road Transport Corporation, Bangalore.

Order No. HD 85 TRE 66

Dated, Bangalore, the 12th July 1968.

The Corporation Board of the Mysore State Road Transport Corporation have in their resolution No.1028, dated the 27th May 1967 approved the Mysore State Road Transport Corporation Employees Contributory Provident Fund Regulations. Again in resolution No. 1167 dated the 27th January 1968, the Corporation Board have approved certain amendments to the said Regulations. The General Manager, Mysore State Road Transport Corporation has requested approval of Government for the same.

As per Section 45 of the Road Transport Corporations Act. 1950 (Central Act 64 of 1950) sanction is hereby accorded to the "Mysore State Road Transport Corporation Employees Provident Fund Regulations and the Amendments made by the Mysore State Road Transport Corporation. A copy of the Regulations as approved by Government is appended to this order.

By Order and in the name of the
Governor of Mysore

Sd/-

(C. Rajanna)

*Under Secretary to Government,
Home Department.*

To

1. The General Manager, Mysore State Road Transport Corporation, Bangalore.
2. The Secretary to Government, Food & Civil Supplies and Labour Department.
3. The Accountant General, Mysore, Bangalore
4. The Finance Department (Budget).

MYSORE STATE ROAD TRANSPORT CORPORATION
Central Offices: Bangalore.

No. MST: CO: EST: RULES-2/10683/68

Dated: 28-9-1968.

CIRCULAR

Subject:- Mysore State Road Transport Corporation
Employees Provident Fund Regulations 1968.

The Mysore State Road Transport Corporation Employees' Provident Fund Regulations 1968, as approved by the Corporation Board and the Government are hereby published and they shall come into force with effect from 1st October, 1968.

2. All the Unit Heads and other pay disbursing Officers will please ensure that the Regulations are strictly followed. They should acknowledge the receipt of this Circular. Two copies of the Regulations are sent herewith for information and guidance.

3. The Corporation Board has authorised the General Manager to carry on the management of the fund for and on behalf of the Board of Trustees and authorise the following officers of the Corporation to sanction advances under Regulations 13 of the said Regulations till such time the Board of Trustees is constituted.

- | | |
|---|--|
| (a) Chief Accounts Officer | In respect of employees working in Central Offices. |
| (b) Deputy General Managers
Divisional Controllers of
Divisions | In respect of employees working in the respective divisions. |
| (c) Works Managers | In respect of employees working in the respective Regional workshops. |
| (d) Executive Engineer | In respect of employees working in the respective Civil Engineering Divisions. |

(Sd/-) **A.R. Adinarayanaiah**
General Manager

To

All the Unit Heads and Sectional Heads in Central Offices.

Sd/-

Encl: Two.

Deputy General Manager.

No. Asst. (SIB) 601-1/63-64
Dated 12-10-1971.

Office of the Commissioner of
Income Tax, Mysore, Bangalore

**PROCEEDINGS OF THE COMMISSIONER OF
INCOME-TAX MYSORE, BANGALORE**

Shri K. Rama Rao,
Commissioner of Income-Tax
Mysore, Bangalore.

Subject: The Mysore Road Transport Corporation Employees
Contributory Provident Fund Granting of
recognition— order Reg.

Under Rule 3(1) of Part 'A' of Fourth Schedule to the Income-tax Act, 1961, recognition is hereby granted to the Mysore Road Transport Corporation Employees' Contributory Provident Fund, Bangalore with effect from 25th February, 1971.

Sd/-
(K. RAMA RAO),
Commissioner of Income-Tax.
Mysore, Bangalore

To
The Trustees,
The M.S.R.T.C Employees'
Contributory Provident Fund.
P.B. No. 2778, K.H. Road.
Bangalore-27.

The trustees are requested to send a certificate to the effect that the monies of the Fund have been transferred in the name of the trustees.

Copy to all the Income-tax Officers and Inspecting Assistant Commissioners in the Charge.

Sd/-
T.S.Subramanyan,
Income-Tax Officer(S.I.B)
for Commissioner of Income-tax
Mysore, Bangalore.

(True Copy)

Sd/-
Chairman,
Board of Trustees,
Mysore State Road Transport Corporation
Employees' Contributory Provident Fund.

GOVERNMENT OF MYSORE

FCL 86 LPF 72

Mysore Government Secretariat
Vidhana Soudha
Dated Bangalore, 23-10-1972

NOTIFICATION

In exercise of the powers conferred by clause (a) of Sub-Sections (1) of Section 17 of the Employees' Provident Funds Act, 1952, (Central Act 19 of 1952) the Government of Mysore hereby exempts M/s Mysore State Road Transport Corporation, Bangalore (hereafter called the Establishment) from the provisions of the Employees' Provident Funds Scheme, 1952, subject to the following conditions namely:

1. The Employer of the establishment (hereinafter referred to as the 'Employer') shall within three months of the date of publication of this Notification, amend the constitution, of the Provident Fund maintained in respect of the employees of the Establishment as indicated in conditions 2 of 21 of this Notification.
2. The Provident Fund shall vest in a Board of Trustees and there shall be a valid instrument of Trust which adequately safeguards the interests of the employees.
3. The constitution of the Board of Trustees of the Provident Fund of the Establishment and the election of employees, representatives on the Board shall be in accordance with the rules contained in the Schedule to this notification.
4. The Provident Fund Regulations of the establishment, shall not be amended by the Mysore State Road Transport Corporation except with the previous approval of the Regional Commissioner, and where any amendment affects the interests of the employees, the Regional Commissioner shall before giving his approval, give a reasonable opportunity to the representatives of the employees to explain their point of view.
5. (i) The employer shall, before paying the member his wages in respect of any period or part of a period for which contributions are payable deduct the employees' Contributions from his wages which together with his own contribution shall within fifteen days of the close of every

month following the month of pay be paid to Board.

(ii) The Board shall make all investment of accumulations in securities of the Central Government subject to such conditions as the Central Government may, from time to time give within two weeks of the payment of the Provident Fund Contributions by the employers. The reinvestment or conversion of securities on maturity shall also be in the securities of Central Government subject to such conditions as the Central Government may from time to time give. The employer of the establishment shall formulate a procedure for prompt investment of Provident Fund monies and shall get it approved from the Regional Commissioner.

6. All expenses involved in the administration of the Provident Fund Scheme, including the maintenance of accounts, submission of accounts and returns, transfer of accumulations and payment of inspection charges shall be borne by the employer of the establishment.
7. The employer shall display on the notice board of his establishment in English and in Kannada, a copy of the approved regulations and the translations of salient points of the regulations in the Language of the majority of the workers.
8. The employer shall within three months of the date of publication of this notification, transfer to the Board of Trustees the accumulations standing to the credit of the employees who but for the exemption would have been members of the Statutory Fund..
9. When the Fund is wound up or the exemption of the establishment is Cancelled, accumulations standing to the credit of employees who but for the exemption would have been members of the statutory Fund shall be transferred to that Fund as soon as possible and in any case not later than thirty days in the case of securities and not later than ten days in the case cash in hand or in a bank., together with a statement or statements, as may be required by the Regional Commissioner.
10. The employer shall accept the past Provident Fund accumulations of an Employee who is already a member of

the Employees' Provident Fund or an exempted fund and he obtains employment in his establishment. Such an employee shall immediately be admitted as a member of the establishment's Provident Fund his accumulations which shall be transferred by the establishment from which he is transferred within three months of his joining the establishment shall be credited to his account.

11. The employer shall provide for nomination in his Provident Fund Rules in accordance with the provisions contained in Paragraph 61 of the Employees' Provident Funds Scheme, 1952.
12. The amount of contributions shall be calculated to the nearest of a rupee, that is 12-50 paise or more shall be counted as one rupee and that less than 12-50 paise shall be omitted. The amount of inspection charges and damages shall be calculated to the nearest 5 paise.
13. On all repayable loans granted by the Establishment, interest shall be charged at the rate of $4\frac{1}{2}\%$ or 1% above the rate allowed on the balance to the credit of the members which ever is higher.
14. The employer shall pay to the Regional Commissioner inspection charges payable, failing which damages shall be paid at rates fixed by the State Government from time to time.
15. (i) The employer whenever there is a rise in the rate of statutory provident fund contribution shall revise the Provident Fund Scheme of the Establishment suitably so that the benefits under the said schemes are at no time less favourable than the benefits available under the Employees' Provident Fund Scheme.

(ii) The employer shall maintain accounts of Provident Fund in such manner and submit such returns to the Regional Commissioner as may be prescribed by the Central Commissioner from time to time.

(iii) The employer shall furnish to the Regional Commissioner such accounts of Provident Fund of the Establishments as may be prescribed by the Central Commissioner from time to time. He shall also furnish

annual statement of accounts or a pass book in such as may be prescribed by the Central Commissioner from time to time to the subscriber who but for the exemption would have been a member of the Provident Fund of the Establishment.

16. The employer shall submit an audited copy of the balance sheet of the Provident Fund every year to the Regional Commissioner as soon as the balance sheet is prepared.
17. The Employer shall transfer the monthly contributions to the Board of Trustees within fifteen days of the close of the month following the month of pay failing which he shall pay interest to the above board at the following rates:-

Period of Default	One month or less	Over 1 Month upto 2 months	Over 2 months upto 3 months	Over 3 months upto 4 months	Over 4 months upto 5 months	Over 5 months
1st Default	2% of arrears	5 % of arrears	10% of arrears	15% of arrears	20% of arrears	25% of arrears
2nd Default	5% of arrears	10% of arrears	15% of arrears	20% of arrears	25% of arrears	
3rd Default	10% of arrears	15% of arrears	20% of arrears	25% of arrears		
4th Default	15% of arrears	20% of arrears	25% of arrears			
5th Default	20% of arrears	25% of arrears				
6th Default	25% of arrears					

18. Notwithstanding anything contained in the Provident Fund Rules of the Establishment, the amount payable to any member upon his ceasing to be an Employee of the establishment by way of employer's and employees contributions plus interest thereon taken together with the amount, if any payable under the Gratuity Pension Rules, be less than the amount that would be payable as employers` and employees` contributions plus interest thereon, if he were a member of the Provident Fund under the Employees` Provident Funds Scheme, the employer shall pay the difference to the member as compensation or/special contribution.

19. All matters not herein provided for shall be regulated by the approved Provident Fund Rules of the Establishment.
20. The exemption granted by this notification shall be liable to be withdrawn by the State Government for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.
21. (i) The employer shall in relation to the establishment carry out such instructions as the State Government may from time to time, issue for the purpose of enforcing all or any of the aforesaid conditions.

(ii) The State Government reserves the right to impose such further conditions as may be deemed necessary in the interest of the employees of the establishment.

(RULES regarding the election of Employees' Representatives on the Board of Trustees of Provident Fund of an establishment exempted under Section 17(i) (b) of the Employees' Provident Funds Act, 1952).

(See Condition 3)

(i). Constitution: The employer shall constitute a Board of Trustees (hereinafter referred to as the Board) in the manner hereinafter provided.

(ii). Number of members: (a) The Board of Trustees shall consist of an equal number of representatives of the employees and employers. The number of trustees of the Board shall be so fixed as to afford, as far as possible representations to workers in various branches/ departments of the establishment.

Provided that the number of trustees on the Board of Trustees shall neither be less than six nor more than twelve.

(b) in case there is a common Provident Fund for a group of two or more establishments under the employer, one Board may be constituted for all such establishments and in such a case the employees of each such establishment shall be entitled to elect trustees on the Board.

(iii). *Employers` Representatives:* The employer shall nominate his representatives from amongst the Officers employed in managerial or administrative capacity in the establishment.

(iv). *Election of employees` representatives:* The representatives or the employees shall be elected by the members of the Fund in an election to be held for the purpose on any working day.

Provided that wherever there is a recognised union under the Code of Discipline or under any law, such union shall nominate the employees` representatives,

Provided further that where there is an/a agreement under the Industrial Truce between the employer and employees, the procedure stated in the agreement shall be followed,

Provided further that wherever there is no recognised union, the representative Union, if any, existing, under any law regulating the recognition of Workers` Union, shall nominate the employees` representatives.

Provided also that wherever there is neither a recognised Union nor a representative Union of workers, any Union existing in the establishment and qualified for recognition by the employer, shall nominate the employers` representatives and where there is more than one such Union, the procedure laid down in the Industrial Disputes (Mysore) Rules, for the election of workers, representatives on the workers committee shall be followed with such modification, if any, as may be considered necessary by the Regional Provident Fund Commissioner.

(v) *Qualification of Candidates for election:* (a) Any member of the Fund who is not less than twenty one year of age may if nominated as hereinafter provided, be a candidate for election as an employees` representative.

(b) An outgoing trustee shall be eligible for re-election or re-nomination, as the case may be.

(vi) *Procedure for election:* The employer shall fix a

date for receiving nominations from candidates for election as employees` representatives. He shall also fix a date for the withdrawal of nomination and the data of election which shall not be earlier than three days or later than ten days after the last date for withdrawal of nominations. The dates so fixed shall be notified to the members at least seven days in advance. The notice shall be affixed on the notice board of the establishment. The Notice shall also specify the number of seats to be filled by the employees` representatives. A copy of such notice shall also be sent to the recognised Trade Union or the Unions concerned in the establishment and the Regional Provident Fund Commissioner.

Provided that whenever there is any difficulty in the conduct of elections due to the absence of any provisions, the procedure followed by Government in the conduct of general elections shall be followed.

(vii) Nomination of candidate for election: Every nomination shall be made in the form annexed to these rules. Each nomination paper shall be signed by the candidate to whom it relates and attested by at least two members of the Fund, other than the proposer and shall be delivered to the employer on or before the closing date fixed for receiving the nominations.

(viii) Scrutiny of Nomination Papers: The employer shall scrutinise the nomination papers received under Rule (vii) on the date following the last date fixed for withdrawing the nomination papers. The candidates or his nominee, the proposer or the attesting members may be present, if they so desire. Invalid nomination papers shall be rejected.

(ix) Voting: (a) If the number of candidates who have been validly nominated is equal to the number of seats, the candidates shall forthwith be declared duly elected.

(b) If the No. of candidates is more than the No. of seats voting shall take place in the date fixed for election.

(c) The election shall be conducted by the employer in the presence of an officer, deputed by the Regional Provident Fund Commissioner, if there is a request from

the employees or employer.

(d) Every member of the fund shall have as many votes as there are seats to be filled on the Board. Provided that each such member shall be entitled to cast only one vote in favour of any one candidate.

(e) the Voting shall be by secret ballot.

(x) Disqualifications of Trustee: A person shall be disqualified for being a trustee of the Board.

(i) If he is declared to be unsound of mind by a competent court; or

(ii) If he is an undercharged insolvent; or

(iii) If he has been convicted of an offence involving moral turpitude.

(xi) Chairman of the Board: The employer shall nominate one of his representatives on the Board to be the Chairman thereof.

(xii) Method of deciding questions: All questions before the Board shall be decided by a majority of votes. In the event of an equality of votes, the Chairman shall exercise a casting vote.

(xiii) Filling up of casual vacancies: In the event of a trustee elected or nominated, ceasing to be a trustee during the tenure of the Board, his successor shall be elected or nominated, as the case may be in the manner hereinbefore for the remainder of the term of the trustee who has ceased to be a trustee.

(xiv) Reference to Regional Provident Fund Commissioner: In case of any dispute or doubt, the matter be referred to the Regional Provident Fund Commissioner in whose region the Head Office of the establishment is situated. His decision in the matter shall be final and binding.

FORM OF NOMINATION PAPER

{See Rule (vii)}

Name of the Branch/Department.

I hereby nominate Shri,
(Name of employees` candidate with his P.F A/c. No.)
as a candidate for election to the Board of Trustees.

Dated: (Signature of the Proposer)
With his Provident Fund Account No.)
Address:

I hereby declare that I agree to this nomination.

Dated: (Signature of Candidate)
Address:
Attested by (i)
(ii)

(To be signed by two members of Provident Fund)

CERTIFICATE OF DELIVERY

This nomination paper was delivered to me at my office on by the
Candidate/ proposer.

(EMPLOYER)
By Order and in the name of the
Governor of Mysore

Sd/-
Under Secretary to the Government,
F.C. L. Department.

To
The Compiler,
Mysore Gazette, Bangalore for immediate publication in the
next issue.

Copy of the above forwarded to:
The General Manager, MSRTC, Bangalore
The Regional Provident Fund Commissioner, Bangalore
The Central Provident Fund Commissioner, New Delhi.
The Weekly Gazette.

Under Secretary to the Government,
Food, Civil Supplies & Labour Department.

**THE KARNATAKA STATE ROAD TRANSPORT
CORPORATION EMPLOYEES CONTRIBUTORY
PROVIDENT FUND REGULATIONS—1968**

(Approved by the Government of Karnataka in H.D. 89 TRE 66
Dated 12-7-1968 and brought into force W.E.F. 1-10-68)

In exercise of the powers conferred by Section 45 of the Road Transport Corporations Act, 1950 (Central Act 64 of 1950) and in supersession of the Mysore Government Road Transport Department Contributory Provident Fund Rules 1960, subject to the saving provision contained in these Regulations and with the previous sanction of the Government of Karnataka, the Karnataka State Road Transport Corporation hereby makes the following Regulations namely:-

1. Title, Commencement and Application

1. These Regulations may be called The Karnataka State Road Transport Corporation Employees` Contributory Provident Fund Regulations, 1968.
2. They shall come into force on the date of publication on the Notice Board of the Office of the Corporation.
3. They shall be applicable in respect of all the hitherto existing Provident Fund Accounts of the Corporation and in respect of those to be opened hereafter.
- 4.

2. Definitions

In these Regulations unless the context otherwise requires:-

- a. "Act" means the Employees` Provident Fund Act, 1952 (Central Act XIX of 1952).
- b. "Basic Wages" means shall all emoluments which are earned by an employee which on duty or on leave with wages in accordance with the terms of contract of employment and which are paid or payable in cash to him, but not include (i) cash value of any food concession, (ii) any dearness allowance (that is to say all cash payments by whatever name called paid to an employee on account to rise in the cost of living) house rent allowance, overtime, bonus, commission or any other similar allowance payable to the employee in respect of his employment or of work done in such employment and (iii) any presents made by the employer".
- c. "Board" means the Board of Trustees constituted by the Karnataka State Road Transport Corporation.

- d. "Chairman" means the Chairman of the Board of Trustees.
- e. "Chief Accounts Officer" means the Chief Accounts Officer of the Karnataka State Road Transport Corporation.
- f. "Children" means legitimate children and includes adopted children, if the Chairman is satisfied that under the personal law of the member adoption of a child is legally recognised.
- g. "Corporation" means the Karnataka State Road Transport Corporation.
- h. "Family" means (i) In the case of a male member, the wife, Children whether married or unmarried and dependent parents of the member, and the widow and children of a deceased son of the member, Provided that if a member proves that his wife has ceased, under the personal law governing him or the customary law of the community to which the spouse belongs to be entitled to maintenance she shall no longer be deemed to be a part of the member's family for the purpose of these regulations unless the member subsequently intimates by express notice in writing to the Chief Accounts Officer that she shall continue to be so regarded: and (ii) In the case of a female member, the husband and children of the member, the dependent parents of the member or of the husband and the widow and children of a deceased son of the member.

Provident that if a member by notice in writing to the Chief Accounts Officer expresses her desire to exclude her husband from the family, the husband and his dependent parents shall no longer be deemed to be a part of the member's family for the purpose of these regulations, unless the member subsequently cancels in writing any such notice.

Explanation: In either of the above two cases, if the child of a member has been adopted by another person and if under the personal law of the adopter adoption is legally recognised such a child shall be considered as excluded from the family of the member.

- i. "Financial Year" means the year commencing on the first day of April.

- j. "Foreign Service" means service in which an employee of the Karnataka State Road Transport Corporation received his pay, with the sanction of the Competent Authority from any employer other than Karnataka State Road Transport Corporation.
- k. "Form" means a form appended to these regulations.
- l. "Fund" means the Karnataka State Road Transport Corporation Employees` Contributory Provident Fund.
- m. "General Manager" means the General Manager of the Karnataka State Road Transport Corporation.
- n. "Government" means the Government of Karnataka.
- o. "Member" means a member of the Karnataka State Road Transport Corporation Employees` Contributory Provident Fund.
- p. "Trustee" means a member of the Board of Trustees.
- q. All other words and expression not expressly defined herein shall have the meaning respectively assigned to them in the Employees` Provident Fund Act., 1952 (Central Act 19 of 1952), and the scheme thereunder.

A. Constitution of the Board and Management of the Fund:

- i. The Board shall consist of ten trustees, one of whom will be the General Manager, who will be one of the representatives of the Corporation and shall also be the Chairman of the Board. The Board shall consist of equal number of representatives of the Corporation and its employees. The term of office of the trustees of the Board shall be three years or till such time a new Board is constituted whichever is later.
 - ii. **Corporation Representatives:** The Corporation shall nominate its representatives from amongst the Officers employed in managerial or administrative capacity.
- B. (i) The overall control of the Fund shall vest in the Board.

(ii) The administration, including the grant of loans to subscribers, recovery thereof, maintenance of individual accounts separately for each subscriber, settlement of claims and such other matters pertaining there to, shall be carried on behalf of the Board by the General Manager or other offices of the Corporation to whom the powers may be delegated by the General Manager.

(iii) The Fund shall be subject to annual audit by the Auditors of the Corporation.

C. Election of Employees' Representatives: The representatives of the Employees shall be elected by the members of the Fund in an election to be held for the purpose on any working days.

Provided that wherever there is a recognised Federation/Federations under the Code of Discipline or under any State Act. Such Federation/Federations shall nominate the employees' representatives.

Provided further that where there is an Agreement under the Industrial Truce between the employer and employees, the procedure stated in the Agreement shall be followed.

Provided further that wherever there is no recognised Federation/Federations the representative Federation/Federations if any, existing under any law, regulating the recognition of workers' Federation, shall nominate the employees' representatives.

Provided also that wherever there is not neither a recognised Federation / Federations nor a representative Federation / Federations of workers, any Federation existing and qualified for recognition by the Corporation shall nominate the employees' representatives. Where there are more Federations than one the procedure laid down in the Industrial Disputes (Karnataka) Rules, 1959, for the election of the Workers' representatives on the Works Committee shall be followed with such modifications, if any, as may be considered necessary by the Karnataka State Road Transport Corporation.

D. Qualification of Candidates for Election:

1. Any member of the Fund who is not less than 21 years of age may if Nominated as hereinafter provided, be a candidate for election as an employees representative.

2. An out-going trustee shall be eligible for re-election or re-nomination as the case may be.

E. Procedure for Election: The procedure followed in the General Election shall be followed as far as possible except for the exceptions provided for in these Regulations.

The General Manager shall fix the date of receiving the nominations from candidates for election as Employees' representatives. He shall also fix the date for the withdrawal of nomination and the date of election which shall not be earlier than three days or later than ten days after the closing date for withdrawal of nominations. The date so fixed shall be notified to the members at least seven days in advance. The Notice both in Kannada and English shall be affixed on the Notice Board of all Offices of the Corporation. The Notice shall also, specify the number of seats to be filled by the employees' representatives. A copy of such notice shall also be sent to the recognised trade Union or the Unions concerned in the Corporation and to the Regional State Provident Fund Commissioner.

F. Nomination of Candidates for Election: Every nomination for election shall be made in Form I. Each nomination paper shall be signed by the candidate to whom it relates and attested by at least two members of the Fund other than the proposer and shall be delivered to the General Manager or his representatives before or on the closing date fixed for receiving the nominations

G. Scrutiny of Nomination Papers: The General Manager or his representatives shall scrutinise the nomination papers received under Clause 'F' above on the date following the last date fixed for withdrawing the nomination papers. The candidate or his nominee, the proposer or the attesting members may be present if they so desire. The invalid nomination papers shall be rejected.

H. Voting in Election:

1. If the number of candidates who have been validly nominated is equal to the number of seats, the candidate shall forthwith be declared duly elected.
2. If the number of candidates is more than the number of seats, voting shall take place on the date fixed for election.
3. The election shall be conducted by the General Manager or his representative in the presence of an Officer, deputed by

the Regional Provident Fund Commissioner: 'if there is a request from the Employees or Employer'.

4. Every member of the Fund shall have as many votes as there are seats to be filled on the Board,

Provident that each such member shall be entitled to cast only one vote in favour of any one candidate.

5. The voting shall be by Secret Ballot.

I. Disqualification of a Trustee: A person shall be disqualified for being a Trustee.

1. If he is declared to be of unsound mind by a Competent Court Or
2. If he is an undischarged insolvent or.
3. If he has been convicted of an offence involving moral turpitude.

J. Filling of Casual Vacancies: In the event of a trustee elected or nominated ceasing to be a trustee during the tenure of the Board, his successor shall be elected or nominated, as the case may be elected or nominated, as the case may be in the manner herein before provided for election or nomination.

K. Reference of Regional Provident Fund Commissioner: In case of any dispute or doubt in the matter of election it shall be referred to the Regional Provident Fund Commissioner in whose region the Head Office of the Corporation is situated and his decision in the matter shall be final and binding.

L. Resignation: A Trustee may resign his office by letter in writing to the Chairman and his office shall fall vacant from the date on which his resignation is accepted by the Board.

M. Cessation of Trusteeship: If a Trustee fails to attend three consecutive meetings of the Board without obtaining leave of absence from the Chairman of the Board he shall cease to be a trustee.

N. Removal from Trusteeship: The Corporation may remove from office any Trustee if in its opinion such trustee has ceased to represent the interest which he purports to represent on the Board.

Provided that no such trustee shall be removed unless a reasonable opportunity is given to such trustee and the body whom he represents, of making any representation against, the proposed action.

O. Meetings: (i) The Board of Trustees shall meet at least once in three months and at such place and time as may be appointed by the Chairman.

(ii) The Chairman, may whenever he thinks fit and within fifteen days of the receipt of a requisition in writing from not less than one third of the members of the Board shall call a meeting thereof.

P. Notice of Meeting and List of Business: Notice of not less than fifteen days from the date of posting specifying the date, time and place of every ordinary meeting together with a list of business to be conducted at the meeting, shall be despatched by registered post or by special messenger to each trustee.

Provided that when the Chairman calls a meeting for considering any matter which in his opinion is urgent, a notice giving such reasonable time as he may consider necessary, shall be deemed sufficient.

Q. Chairman to Preside at Meeting: The Chairman shall preside at every meeting of the Board at which he is present. If the Chairman is absent at any time, the trustees present shall elect one amongst them to preside over the meeting.

R. Quorum: (i) No business shall be transacted at a meeting of the Board unless at least four trustees are present.

(ii) Provided at least two of the Trustees (Half of the Trustees who are present) are employees` representatives.

(iii) If at any meeting the number of Trustees is less than the required quorum, the Chairman shall adjourn the meeting to a date not later than seven days. The Trustees shall be informed of the date, time and the place of the adjourned meeting. No quorum is necessary for such an adjourned meeting.

S. Disposal of Business: Every question considered at a meeting of the Board shall be decided by a majority of the votes of the trustees present and voting. In the event of an equality of votes the Chairman shall exercise a casting vote,

Provided that the Chairman may, if he thinks fit, direct any question shall be decided by the circulation of necessary papers to Trustees and by securing their opinion in writing. Any such question may be decided in accordance with the opinion of the majority of

members received within the time limit allowed and if their opinions are equally divided, the opinion of the Chairman shall prevail.

Provided further that any Trustee may request that the question referred to Trustees for written opinion be considered at a meeting of the Board and there upon the Chairman may, and if the report is made by not less than four Trustees shall, direct that it be so considered.

T. Minutes of Meeting: (i) The minutes of a meeting of the Board showing inter-alia the names of trustees present there, at shall be circulated to all Trustees not later than one month from the date of meeting. The minutes shall thereafter be recorded in a separate book as a permanent record, by the Deputy Chief Accounts Officer of the KSRTC who will be the Secretary for the Board of Trustees.

Provided that if another meeting is held within a period of one month and ten days, the minutes shall be circulated so as to reach Trustees at least ten days before such meeting.

(ii) The record of the minute of each meeting shall be signed by the Chairman after confirmation with such modifications if any as may be considered necessary at the next meeting.

(iii) Minutes of the meeting shall be sent to Regional Provident Fund Commissioner within fifteen days.

U. No sitting fees or any kind of remuneration other than the Traveling Allowance and Daily Allowance admissible under the Regulations of the Corporation shall be paid to the trustees for attending the meeting.

“The trustees representing the employees shall be entitled to first class fare with incident charges at 3 ³/₄ paise per KM for travel by Railway and daily allowance of Rs. 12 per days”

V. All expenses incurred in connection with management and administration of the Fund shall be borne by the Corporation provided that such expenses in connection with purchase or sale of investment and realisation of interest on investment from time to time, may be debited to the Fund.

4. Membership: (a) Every employee employed in or in connection with the work of the Corporation, shall be entitled and required to become member of the fund from the beginning of the month following that in which these regulations come into force if on such date such employee is a subscriber to the Provident Fund maintained by the Corporation.

Explanation : (a) The employees allotted to the Ex-Mysore Government Road Transport Department from the Ex-Hyderabad State Road Transport Department who were governed by the Rules in the Nizam State Railway Establishment Code and who have opted to serve the Corporation shall continue to be governed by the Rules of 'Special Contribution to the General Provident Fund' as provided in the Nizam State Railway Establishment Code or the Mysore Government Road Transport Department Gratuity Regulation as they may opt for.

(b). Every employee shall also be entitled and required to become a member of the Fund from the beginning of the month following that in which these Regulations come into force, if on such date he has completed one year's continuous service or from the first of the ninth month from the date of appointment.

(c). After these Regulations come into force every employee who has not become a member already shall also be entitled and required to become a member, from the first of the ninth month, from the date of appointment.

(d). A member of the Fund shall continue to be member until he withdraws the amount standing to his credit in the Fund, or is covered by a Notification of exemption under Section 17 of the Act or an order of exemption under paragraph 27 and 27 A of the scheme.

(e). If any question arises whether an employee is entitled or required to become or continue as member, or as regards the date from which he is so entitled or required to become a member, the decision thereon of the Regional Provident Fund Commissioner shall be final.

(f). In an employee who is already a member of the Provisions Fund under the Employees' Provident Fund Act. 1952 in any other establishment joins the Corporation he shall become a member forthwith. The Chairman shall write to the previous employer to transfer the amount standing to his credit to the Fund of the Corporation.

(g). Every member shall subscribe to the fund at the rates prescribed in these regulations.

5. Nomination: (a) Each member shall make in his declaration in Form 2, a nomination conferring the right to receive the amount that may stand to his credit in the Fund; in the event; of his death before the amount standing to his credit has become payable or where the amount has become payable before the payment has been made.

(b) A member may in his nomination, distribute the amount that may stand to his credit in the in the Fund amongst his nominees at his own discretion.

(c) If a member has a family at the time of making a nomination the nomination shall be in favour of one or more persons belonging to the family. Any nomination made by such member in favour of a person not belonging to his family shall be invalid.

(d) If at the time of making a nomination the member has no family, the nomination may be in favour of any person or persons but if the member subsequently acquires a family, such nomination shall forthwith be deemed to be invalid and the member shall make a fresh nomination in favour of one or more persons belonging to his family.

(e) Where the nomination is wholly or partly in favour of a minor the member may for the purposes of these Regulations appoint a major person of his family, as defined under Regulation 2(h) to be the guardian of the minor nominee in the event of the member pre-deceasing the nominee and the guardian so appointed.

“Provided that where there is no major person in the family, the member may at his discretion appoint any other person to be a guardian of the minor nominee”

(f). A nomination made under Clause (a) of this regulation can at any time be modified by a member after giving a written notice of his intention of doing so in Form 3.

(g). If the nominee predeceases the member, the interest of the nominee shall revert to the member who may make a fresh nomination in respect of such interest.

(h). A nomination or its modification shall take effect to the extent that it is valid on the date on which it is received by the Chairman.

6. Accumulations of a Deceased Member to Whom Payable:

(a). On the death of a member, if a nomination made by the member in accordance with the regulation 5 subsists the amount standing to his credit in the fund or that part thereof to which the nomination relates, shall become payable to his nominee or nominees in accordance which such nomination.

(b). If no nomination has been made or if nomination once made is subsequently modified or cancelled or if the nomination relates only to a part of the amount standing to his credit in the Fund, the whole amount or the part thereof to which the nomination does not relate, as the case may be, shall become payable to the members of the family in equal shares.

Provided that no share shall be payable to:

- (i) Sons who have attained majority.
- (ii) Sons of a deceased son who have attained majority,
- (iii) married daughters whose husband are alive.
- (iv) married daughters of a deceased son whose husbands are alive.

If there is any member of family other than those specified in clause (i) to (iv) above.

Provided further that the widow or widows, and the child or children of a deceased son shall receive between them, in equal parts, only the shares which that son would have received if he had survived the member and had not attained the age of majority at the time of the members` death.

(c). In any case to which the provisions of Clauses (a) and (b) do not apply, the whole amount shall be payable to the person legally entitled do it

Explanation:

For the purpose of Clause (b) of this regulation a members posthumous child, if born alive, shall be treated in the same way as a surviving child before the member`s death.

7. Members Account:

An account shall be opened in the name of each member in which shall be credited.

(a). The amount standing to the credit of the member in the existing Provident Fund immediately before the commencement of these Regulations, which amount shall for all purposes of these Regulations, be treated as if it had formed part of the Provident Fund established under these Regulation.

(b). The member`s subscription.

- (c). Contribution made by the Corporation to his account.
- (d). Interest, as provided by the Regulations on his subscriptions, and
- (e). Interest, as provided by the Regulations on contribution by the Corporation.

8. Conditions and Rates of Subscription:

(a). Every member shall subscribe a sum equal to 8 1/3 % of the basic wages plus dearness Allowance inclusive of cash value of any concessions if any, and retaining allowance if any actually drawn or at such rates as prescribed by the Central Government from time to time whichever is higher.

The amount of contributions shall be calculated to the nearest of a rupee, that is 12-50 paise or more shall be counted as one Rupee and that less than 12-50 paise shall be omitted.

(b). In the case of an employee on foreign service the subscription shall be based on the basic wages and D.A. inclusive of Cash Value of any food concessions if any retaining allowance if any actually drawn had he been in service in the Corporation.

9. Recovery of Members Subscription:

(a). The amount of a member's contribution shall be recovered by means of deduction from the wages of the member and not otherwise.

Provided that no such deduction may be made from any wages other than that which is paid in respect of the period or part of the period in respect of which the contribution is payable.

Provided further that the Corporation shall be entitled to recover the member's share from any wages other than that which is paid in respect of the period from which the contribution has been paid or payable where the member has in writing given a false declaration at the time of joining service with the Corporation that he was not already a member of the fund under the Employee's Provident Fund Act, 1952.

Provided further that where no such deductions has been made on account of an accidental mistake or a clerical error, such deductions as may be made from the subsequent wages with consent in writing of a Inspector.

(ii) Deduction made from the wages of a member paid on daily, weekly or fortnightly basis should be totalled up to indicate the monthly deductions.

(iii) Any sum deducted by the Corporation from the wages of an employee under these regulations shall be deemed to have been entrusted to the Corporation for the purpose of paying the contribution in respect of which it was deducted.

(b). When emoluments are drawn from any other source the member shall Forward his subscription monthly to the Chief Accounts Officer, who shall credit the same to the fund.

10. Contribution by the Corporation: The Employer shall within 15 days of the close of every month **following the month of pay**, pay his share of contribution along with the sub-scription of the members deducted as per Regulation 9 failing which he shall pay interest to the Board of Trustees at the following rates:

Period of Default	One Month or less	Over 1 Month upto 2 Months	Over 2 Months upto 3 Months	Over 3 Months upto 4 Months	Over 4 Months upto 5 Months	Over 5 Months
1 st Default	2% of arrears	5% of arrears	10% of arrears	15% of arrears	20% of arrears	25% of arrears
2 nd Default	5% of arrears	10% of arrears	15% of arrears	20% of arrears	25% of arrears	
3 rd Default	10% of arrears	15% of arrears	20% of arrears	25% of arrears		
4 th Default	15% of arrears	20% of arrears	25% of arrears			
5 th Default	20% of arrears	25% of arrears				
6 th Default	25% of arrears					

(b) The contribution shall be equal to the subscription recovered from the member.

(c) The amount of any contribution payable in respect of foreign service shall Unless it is recovered from the foreign employer be recovered by the Corporation from the subscriber.

11. Keeping Separate Account for Each Subscriber: Separate accounts shall be kept for each subscriber, showing the

amount of his own personal subscriptions with the interest thereon as it accrues and the share of the monthly contribution of the Corporation with interest thereon.

12. Interest:

(a) Interest shall be credited to the account of each member at such rates as may be determined by the Board of Trustees from time to time.

(b) (i) Interest shall be allowed on the opening balance standing to the credit of each subscriber for a period of 12 months and shall be credited to the account of subscriber at the end of the financial year.

“Interest shall also be allowed on the opening balance of loan refundable by the subscriber for a period of 12 months and shall be credited to the subscriber’s account at the end of the Financial Year.

Provided that in cases where the final refunds have to be made during the year due to cessation of membership, interest at the rate fixed for the financial year in which the refunds have become payable, shall be calculated and credited to the account upto the end of the month preceding the date on which the final payment is authorised irrespective of the date of receipt of the claim from the claimant concerned.

(ii) In the case of members whose accumulations have been transferred to this Organization after 1st April of the financial year interest shall be calculated from the 1st of the month subsequent to the date of receipt of the amount to his credit up to 31st March of the current year and credited to his account at the end of the financial year.

(c) The aggregate amount of interest credited to the account of a member shall be debited to “Interest suspense Account.”

(d) All interest and other income realised and net profile or losses if any, from the sale of investments shall be credited or debited, as the case may be, to the “Interest Suspense Account”.

13. Advance from the Fund (Refundable): A temporary advance may be granted to a subscriber on the amount standing to his credit in the fund at the discretion of the General Manager subject to the following conditions:

(a) No advance shall be granted unless the General Manager is satisfied that the applicant's pecuniary circumstances justify it, and that it will be expended on the following object or objects and not otherwise:

- i. To pay expenses incurred or to be incurred in connections with prolonged illness of the applicant or any member of the family.
- ii. To pay obligatory expenses on a scale appropriate to the applicant's status which by customary usage, the applicant has to incur, in connection with marriage, funeral or other ceremonies of members of family dependent on him;
- iii. To pay for the overseas passage for reason of health or for reasons of education out of India of the applicant or any member of the family dependent on him.
- iv. To pay for major repairs for one's dwelling house.
- v. To pay expenses incurred or to be incurred in connection with the marriage of the member

(b) The advance shall not exceed 80% of the employees own contribution with interest thereon.

(c) An advance shall not be granted until at least one month after the final Repayment of all previous advances together with interest thereon.

14. Advance from the Fund (Non- Refundable)

I. Withdrawals from the Fund for Payment Towards Insurance Policies:

(a) Any amount with interest thereon standing to the credit of a member in the account of the Fund may be withdrawn not more than once in every six months to make a payment towards a policy of Life Insurance,

Provided that the withdrawal shall not be permitted before the details of the proposed policy have been submitted to the General Manager in such form as he may specify and accepted by him as suitable, nor shall the withdrawal be permitted in excess of the amount required to pay a premium or subscription actually due for payment within six months of the date of withdrawal,

Provided further that no amount may be withdrawn to make payment in respect of, or for the purpose of purchasing, an educational endowment policy if that is due for payment in whole or part before the member attains the age of Fifty five years,

Provided further that the amount withdrawal shall not exceed the total contributions of the member upto the date of withdrawal.

(b) The Board to be satisfied regarding the utilisation of amounts withdrawn;

A member desiring to withdrawal any amount under Regulation 14(I) shall:

(i) Intimate the reason for the withdrawal to the Board.

(ii) Send to the Board within such period as he may require. a receipt in order to satisfy it that the amount withdrawn was duly applied for the specified purpose.

(c) The Board shall order the recovery of any amount withdrawn, in respect of which it is not satisfied that the amount withdrawn was actually spent for the specified purpose, with interest thereon at the rate provided in Regulation 12 from the emoluments of the member and credit it to his account in the fund.

The member shall pay further interest at 9% as penalty for the misuse of the advance and this interest shall be credited to the "Interest Suspense Account".

(d) (i) Assignment of Policies to the Fund:

The Policy within six months after the first withdrawal in respect of it, shall be assigned to the Chairman of the Board as security for the payment of the amount withdrawn and shall be delivered to the Board.

(ii) The Board shall before allowing withdrawal in respect of old policies, satisfy it by reference to the Insurance Corporation that no prior assignment of the policy exists and the policy is free from all encumbrances.

(iii) The terms of the policy shall not be altered nor shall the policy be exchanged for another policy without prior consent of the

Board to which the details for the alternation of the new policy shall be furnished in such forms as it may specify.

(iv) If the policy is not assigned and delivered any amount withdrawn from the Fund in respect of the policy shall, with interest thereon at the rate provided in Regulation 12, forthwith be repaid by the member to the Fund, or in default be ordered by the Board to be recovery by deduction from the emoluments of the member in such installments as it may determine.

(v) A policy to be acceptable under this Regulation shall be effected by the member on his own life and shall be such as may be legally assigned by the member to the Board.

(e) Bonus to be adjusted Against the Withdrawal:

A member shall not during the currency of the policy draw any bonus, the drawal of which during such currency is optional under the terms of the policy and the amount of any bonus which under the terms of the policy of the member has no option to refrain from drawing during its currency shall be paid by him forthwith into the Fund to be adjusted against the amount withdrawn, or in default be recovered by deduction from his emoluments in such instalments as the Board may determine.

(f) Reassignment of Policies:

(i) When the member permanently retires from service after attainment of the age of superannuation;

(ii) Retires on account of permanently and total incapacity for work due to bodily or mental infirmity;

OR

(iii) Repays to the fund the whole of any amount withdrawn from the Fund for any of the purpose mentioned in regulation 14 with interest thereon at the rate provided in regulation 12 the Board shall reassign the policy to the member and make it over to him together with a signed notice of the reassignment addressed to the Insurance Corporation.

(iv) If the member dies before quitting service, the Board shall reassign the policy to the beneficiary, if any, or to such person as may be legally entitled to receive it and shall make over the policy to the beneficiary or to such persons together with a signed notice of the reassignment addressed to the Insurance Corporation.

(g) Repayment of the Amount Withdrawn:

If a policy assigned to the Board matures or otherwise falls due for payment before the member quits service, the Board shall.

(i) If the amount assured together with the amount of any accrued bonus is greater than the whole of the amount withdrawn from the fund in respect of the Policy with interest thereon at the rate provided in regulation 12 reassign the policy to the member and make it over to him who shall immediately on receipt of the policy monies from the Insurance Corporation repay to the Fund the whole of any amount withdrawn with interest.

(ii) If the amount assured together with the amount of any accrued bonus is less than the whole of the amount with drawn with interest, realise the amount assured together with any accrued bonus and shall place the amount so realised to the credit of the member in the Fund.

(h) Recovery of the Amount Withdrawn in Certain Cases:

The provision of Sub-Clause (iv) of Clause (d) applicable to a failure to assign and deliver a policy shall apply:

(i) If the policy lapses, or is assigned otherwise than to the Board or charged or encumbered.

OR

(ii) If the member does not repay the whole of the amount withdrawn with interest under Clause (g).

15. Other non-refundable advances from the fund may be sanctioned as per the provisions of the Employees' Provident Fund Scheme as amended from time to time.

16. No advance for the purchase of dwelling house or dwelling site or for construction of dwelling house shall be granted unless a member has completed 7 years membership of the fund and unless his own contribution with interest thereon in the amount standing to his credit in the fund is Rs. 500/- or more.

17. (i) If the Board is satisfied that the advance granted under this regulation has been utilised for a purpose other than that for which it was granted, or that the conditions of advance have not been fulfilled or that there is a reasonable apprehension that they will not be fulfilled wholly or partly, or that the excess amount will not be refunded, the General Manager shall forthwith take steps to recover

the amount due with interest at the rate not exceeding 9% per annum thereon, from the wages of the member in such number of installment as the Board may determine. For the purpose of such recovery, the Board may deduct each instalment from the wages of the member. The amount so deducted shall be credited by the Chief Accounts Officer to the account of the fund within such time and in such manner as may be specified in this behalf by the Board for being credited to the Member's account.

(ii) Where any advance granted under this regulation has been misused, no further advance shall be granted to the member and the member shall pay a further interest at 9% as a penalty for the misuse of the advance or non-refund of the excess drawn as per regulations. This interest shall be credited to the "Interest Suspense Account".

18. Recovery of Advance:

a. An advance shall be recovered from the member in thirty equal monthly instalments or such lesser number of instalments as the member may elect.

b. Recoveries shall be made from the monthly wages and shall commence on the first occasion after the advance is made on which the subscriber draws pay or remuneration on Foreign Service for a full month.

c. After the principal of the advance has been duly repaid, interest shall be recovered at the rate of 4 ½ % or 1% above the rate allowed on the balance to the credit of the subscriber, whichever is higher on the principal for each month (broken portion of the month being treated as a full month) during the period of the drawal and complete repayment of advance or on the opening balance of loan for each financial year as adopted by the Board of Trustees.

d. Interest shall ordinarily be recovered in one instalment in the month after complete repayment of the principal. But if the period referred to in Clause (a) exceeds thirty months, interest may, if the member desires, be recovered in two equal monthly instalments.

e. If the balance amount of the advance is repaid in cash in one lump sum before the completion of the period of instalments as agreed to by the member interest should be recovered upto the month in which the complete repayment of the principal has been made inclusive of Cash payment made in the same month being treated as an instalment for the purposes of calculation of interest.

f. If an advance has been granted to a member and drawn by him and the advance is subsequently disallowed before repayment is completed, the whole or balance of the amount withdrawn, shall with interest at the rate provided in (c) above be forthwith repaid by the member or in default be ordered by the Chief Accounts Officer to be recovered by deduction from the emoluments of the subscriber in a lump sum or in monthly installment not exceeding twelve, as may be directed by the Board.

i. Recovery of advance under this regulation shall be credited as and when they are made to the subscribers' accounts in the fund. The recovery of interest from the member will be credited to the Interest Suspense Account, narrated in Regulation No. 12(d).

19. Circumstances in Which the Provident Fund Accumulations in the Fund are payable:

(a). An employee who retires or has resigned or is required to leave the Corporation should be paid the full amount at his credit in the Provident Fund both contributions and interest, irrespective of the length of service, except in the case of dismissals for gross misconduct, deduction will be in accordance with regulation 20,

Provident that a member who has been dismissed from the service and is subsequently reinstated in the service shall if required to do so by the Board repay any amount paid to him from the fund in pursuance of this regulation with interest thereon at the rate provided in regulation 12 in the manner provided in the proviso to regulation 19(b). The amount so repaid shall be credited to his account in the fund, the part which represents his subscription and interest thereupon and the part which represents the contribution of the Corporation with interest being accounted for in the manner provided in Regulation 7.

(b). When a member:

(i) Has proceeded on leave preparatory to retirement;

(ii) While on leave, has been permitted to retire or declared by a Competent Medical Authority to be unfit for further service:

The amount of subscription and interest thereon standing to his credit in the fund shall upon application become payable to the subscriber,

Provided that the member if he returns to duty, shall if required to do so by the Board repay to the fund for credit to his account the whole or part of any amount paid to him from the fund in pursuance of this regulation with interest thereon at the rate provided in regulation 12, in cash or securities, or partly in cash and partly in securities, by instalments or otherwise by recovery from his emoluments or otherwise, as the board may direct.

(c). In the case of resignation, the member may be allowed to withdraw if he has not been employed in any factory or other establishment to which the Act applies for a continuous period of not less than six months immediately preceding the date of which he makes the application for withdrawal. But in the case where the member secures Employment in any Establishment which the act applies, the amount at his credit be transferred to the new Provident Fund account of that Establishment and the Bank collection charges to be incurred in respect of the transfer of Provident Fund accumulations to other Establishments, whether exempted, unexempted, or not covered under the Employees Provident Fund Act, be borne by the Corporation.

Explanation:

A declaration in writing made by a member affirming the fact of non-employment as aforesaid may be accepted as proof thereof.

(d). **Transfer of Accounts:**

Where an employee leaves his employment and obtains reemployment in another establishment to which the Act does not apply the amount of accumulations to the credit of such employee in the fund shall be transferred, within such time as may be specified by the Central Government in this behalf, under the Act to the credit of his account in the Provident Fund of the establishment in which he is re-employed, if the employee so desires.

20. Deductions:

(a). Notwithstanding any thing contained in regulation 19 if a member is dismissed or discharged for serious and or wilful misconduct, the Board shall have the power to forfeit the Corporation's contribution upto a maximum of the contribution in the last two completed periods of the currency of contribution register and that of the period of currency of the current contribution register.

Explanation: In this sub-regulation 'the period of currency of

Contribution register' means the period of financial year.

(b). Before exercising the power of forfeiture conferred by Clause (a) above the member concerned shall be called upon by notice in writing to show cause why the forfeiture shall not be made and the Board shall decided the amount of forfeiture after taking into account any representation made by the member.

(c). A forfeiture made under Clause (a) may be revised by the Board either on its own motion or at the request of the member.

(d). Any amount forfeited from the individual account of a member under Clause (a) be credited to the 'staff Welfare Fund" of the Corporation.

21. Payment of Provident Fund:

(a). When the amount standing to the credit of a member or the balance thereof after any deduction under Regulation 20 becomes payable it shall be the duty of the Chairman of the Board of Trustees to make prompt payment as provided in these Regulations, he shall close the account of the member and give notice in writing to the person to whom the amount is payable specifying the amount and tendering payment thereof. In case there is no nominee in accordance with Regulation 5 the Chairman of the Board of Trustees may if the amount to the credit of the deceased in the fund does not exceed Rupees Five Thousand and if satisfied after enquiry about the title of the claimant pay such amount to the claimant on his furnishing an indemnity bond. In other cases the amount shall be paid only to the person / persons legally entitled to the amount.

(b). If any portion of the amount which has become payable is in dispute or doubt, the Chief Accounts Officer shall make prompt payment of that portion of the amount in regard to which there is no dispute or doubt, the balance being adjusted as soon as may be possible.

(c). (i) If the person to whom any amount is to be paid under these regulations is a minor, for whose estate, a guardian under the Guardians and Wards Act 1890 (Central Act 8 of 1890) has been appointed, the payment shall be made to such guardian. Where no Guardian under the Guardian and Wards Act 1890(Central Act 8 of 1890) has been appointed, the payments shall be made to the guardians, if any, appointed under Regulation 5(e) of these Regulations. Where no guardian under the Guardians and Wards Act 1890 (Central Act 8 of 1890) or under Regulation 5(e) of these regulations has been appointed, the payment shall be made to the

natural guardian. In any other case the amount shall be paid to the person authorised by law to receive the payment on behalf of the minor.

(ii) If the person to whom any amount is to be paid under these Regulations is a lunatic for whose estate a Manager under the Indian Lunacy Act, 1912 (Central Act 4 of 1912) has been appointed, the payment shall be made to such Manager. If no such Manager has been appointed, the payment shall be made to the natural guardian of the lunatic'. In any other case the amount shall be paid to the person authorised by law to receive the payment on behalf of the lunatic

(d). If it is brought to the notice of the Chief Accounts Officer that a posthumous child is to be born to the deceased member he shall retain the amount which will be due to the child in the event of its being born alive, and distribute the balance. If subsequently no child is born or the child is still born, the amount retained shall be distributed in accordance with the provision of regulation 6.

(e). Any person who desires to claim payment under this regulation shall send a written application to the Chief Accounts Officer, who may at the option of the person to whom payments is to be made, make the payment (i) by postal money order at the cost of payee, or (ii) by crossed cheque sent through post, or (iii) by deposit in the payee's postal Saving Bank Account, if any.

(f). When the amount standing to the credit of a subscriber has become payable under regulation 19(a) (b) or (c) the Chief Accounts Office, shall authorise payment to the extent of 90% of the balance to the credit of the subscriber within one month and the remaining balance according to regulations.

22. Annual Statement of Member's Account:

(a). As soon as possible after the close of each year but not later than 30th September, the Chief Accounts Officer shall send to each member a statement of his account in the fund showing the opening balance at the beginning of the period amount contributed during the year, the total amount of interest credited at the end of the period or debited in the period and the closing balance at the end of the period.

(b). Members should satisfy themselves as to the correctness of the annual statement and any error should be brought to the notice of the Chief Accounts Officer within six months of the receipt of the Statement.

23. Declaration by Persons Taking up Employment in the Corporation:

The Corporation shall, before employing any person requires him to state in writing whether or not he is a member of any fund under the Employees Provident Fund and if he is, ask for the Account number and the name and particulars of the last employer. If he is unable to furnish the Account Number, he shall be required on demand to furnish particulars regarding him self and his nominee required for declaration form. The Corporation shall thereupon enter the particulars in the Declaration Form obtain the signature or thumb impression of the person concerned and communicate the same to the Regional Provident Fund Commissioner.

24. Account of the Fund

(a). All sums paid into the fund under these regulations shall be credited in the Books of the Karnataka State Road Transport Corporation to an account head named "The Karnataka State Road Transport Corporation Employee's Contributory Provident Fund",

(b). All expenses incurred in connection with the management and administration of the fund shall be borne by the Corporation,

Provided that such expense in connection with purchase or sale of investments and realisation of interest on investments may be debited to the fund.

25. Investment of Fund:

(a). The Board shall make all investment of at least 90% of the monthly available balance after meeting the payments to the subscribers in settlement of claims for refunds anticipated loans and such other payments in securities of the Central Government or State Government securities and other securities as per instructions in this behalf from the Provident Fund Commissioner from time to time within two weeks of the payment of the Provident Fund Contribution by the employer. The reinvestment OR conversion of securities on maturity shall also be in the securities of the Central Government, subject to such conditions as the Central Government may from time to time give. The balance of 10% or less may be kept as fluid cash for meeting all demands before the collection for the next month. The employer of the establishment shall formulate a procedure for prompt investment of Provident Fund moneys and shall get it approved from the Regional Commissioner.

(b). The Accounts of the Fund in the Bank or Banks as stated above shall be operated upon by the Officers of the Corporation as are duly authorised by the Board.

25. A) The Corporation shall pay such inspection charges at such rates as may be specified by the Central Government from time to time under section 17 of the Employees Provident Funds Act. 1952. The employer shall pay damages at the rates fixed by the State Government from time to time if he fails to pay the inspection charges to the Regional Commissioner in time. The Amount of the inspection charges and damages shall be calculated to the nearest 5 paise.

25. B) Notwithstanding anything contained in these Regulations, if the amount payable to any member who has opted to the pensionary scheme of the Corporation, up to his ceasing to be an employee of the Corporation or on his transfer to any other establishment, the amount payable or transferable by way of employer's and employee's contribution plus interest thereon taken together with the amount. If any, payable under the gratuity or pension rules, be less than the amount that would be payable as Employer's and Employee's contribution plus interest thereon, if he were a member of provident fund under these Regulations, the Corporation shall pay the difference to the member as compensation or special contribution less the employee's contribution which he would have contributed as a member of the fund plus the interest thereon.

25.C) When the fund is wound up or the exemption of the establishment is cancelled, accumulations standing to the credit of the employees who but for the exemption, would have been members of the statutory fund, shall be transferred to that fund as soon as possible and in any case, not later than thirty days in the case of securities and not later than ten days in the case of cash in hand or in a bank, together with a statement or statements as may be required by the Regional Commissioner.

25 D) The employer shall submit an audited copy of the balance sheet of the Provident Fund every year to the Regional Commissioner as soon as the balance sheet is prepared.

26. Savings:

Notwithstanding the supersession of the Mysore Government Road Transport Department Contributory Provident Fund Rules, 1960, anything done or any action taken or any liability incurred (including nomination made, any liability incurred in respect of any advance taken by a subscriber) should be deemed to have been done, taken or incurred under these regulations, as if these regulations were in force at the appropriate time.

FORM -1

REGULATION No. 3(F) OF THE KARNATAKA STATE
ROAD TRANSPORT CORPORATION EMPLOYEES`
CONTRIBUTORY PROVIDENT FUND
REGULATIONS 1968.

FORM OF NOMINATION PAPER

Name of the Branch/ Department.

.....

I hereby nominate

Sri.....

(Name of the Employee's Candidate with his Provident Fund
Account

No.....) as a candidate for
Election to the Board of Trustees.

DATE:

(Signature of the proposer
with his
Provident Fund Account no.....)

Address.....

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.....

.....

I hereby declare that I agree to this nomination.

Date :

(Signature of the Candidate)

Attested by:

Address.....

(1).....

.....

(2)

.....

(To be signed by two members of the Provident Fund)

CERTIFICATE OF DELIVERY:

This nomination paper was delivered to me at my office on
..... by the candidate/proposer.

EMPLOYER,

GENERAL MANAGER.

FORM -2

REGULATION No. 5(a) OF THE KARNATAKA STATE
ROAD TRANSPORT CORPORATION EMPLOYEES' CONTRIBUTORY
PROVIDENT FUND REGULATIONS 1968.

1. NameSurname.....
(In block letters)
2. Sex.....
3. Religion.....
4. Father's name.....
5. Husband's name.....
(whether married, unmarried, widow or Widower)
6. Marital Status.....
7. Date of birth--- Day.....months.....year.....
(Where exact particulars are not available, approximate age
may be indicated in consultation with the Medical Officer of
the Factory/ Establishment).
8. Permanent Address.....
Village.....Thana.....
Taluk/Sub-Division.....
Post Office..... District.....
State.....

I declare that I have nor previously been a member of the

Employees' Provident Fund and I hereby nominate the persons(s) mentioned below to receive the amount standing to my credit in the fund, in the event of my death before that amount has become payable, or having become payable has not been paid and direct that the said amount shall be distributed among the said person in the manner shown below against their names:

Name and Address of the Nominee or Nominee	Nominee's Relationship with the member	Age of Nominee	Amount or share of accumulation in the fund to be paid to each nominee.
1	2	3	4

1. Certificate that I have no family as defined in para 2(g) of the Employees' Provident Fund Scheme, 1952 and should I acquire a family hereafter the above nomination should be deemed as cancelled.

2. Certified that my father/mother is dependent upon me.

@ SIGNATURE OR LEFT/RIGHT HAND
THUMB IMPRESSION OF THE MEMBER

Certified that above declaration has been signed/thumb impressed by Sri/Smt..... employed in my factory/ establishment before me after he/she has read the entries.

.....
THE entries have been read over him/ her by me.

SIGNATURE OF THE EMPLOYER OR
OTHER AUTHORISED OFFICER

DATED:

DESIGNATION:.....

NAME AND ADDRESS OF THE
FACTORY/ESTABLISHMENT OR
STAMP THEREOF

** This column should be filled in so as to cover the whole amount that may stand to the credit of the member in the Fund at any time.

@ Left hand thumb—impression in the case of illiterate male member and right hand thumb impression by illiterate female member.

14. After the Rules 59(Trainings), The following Note shall be added:-

“ Note “

For the purposes of this Rule, following will be the competent Authorities :-

Categories of Employees

Class I & II
Class III & IV

Competent Authorities

VICE CHAIRMAN
General Manger

15. After Rules No. 60, under Part VIII (Counter signature and Audit), the following Note shall be added :

“ Note “

For the purposes of the Rules 60 to 64 under part VII, the following shall be the Controlling Authority/Officers.

Categories of Employees

Class I & II
Class III & IV

Competent Authorities

General Manager
UNIT HEADS in respect of
Units Branch Heads not below
the rank of class II Sr., in
Central Office.

Sd/- V.RAMANTHAN
Under Secretary to Government
Home Department.