

GOVERNMENT OF KERALA
Abstract.

Cooperation - Cooperative Hospital Societies - Rules for the grant of share capital contribution to cooperative hospital societies - Amendment - Issued.

AGRICULTURE (COOP. ESTT.) DEPARTMENT.

G.O.(MS)195/81/AD.

Dated, Trivandrum 27.5.81.

- Read:-
1. G.O.(M.S.) 423/80/AD. dated 4.11.1980,
 2. Letter No. Ph 12/1/G1/80-81/21/73 dated 29.12.80 from the Accountant General, Trivandrum.
 3. Letter No. MS(1) 48072/80 dated 21.2.1981 from the Registrar of Coop. societies.

O R D E R

Existing Rule 6 of the Rules for the grant of share capital contribution to Coop. Hospital societies issued in the G.O. read as first paper will be substituted by the following:-

"Share capital contribution sanctioned by Government shall be drawn by the society in bills duly countersigned by the concerned Deputy Registrar of Coop. Societies who should satisfy himself that the society has executed an agreement specified in Rule 12 of these Rules".

2. Rule 8 of the said Rules will stand amended as follows:-

"The Govt. contribution towards the share capital of the society under these rules will be for a period of 15 years repayable in ten annual equal instalments, the first instalment falling due on the sixth anniversary of the date of drawal of the amount. In case of default penal interest will be charged at 2½% per annum, calculated on the amounts of the instalments so defaulted for the period of default. The Deputy Registrar of the District concerned will be the authority responsible for watching the utilisation, maintenance of accounts, recovery of the share capital, and also resittance of dividend as provided under Rule 11."

(BY ORDER OF THE GOVERNOR)
V.R. F. MENON
Deputy Secretary to Govt.

To

The Registrar of Coop. Societies, Trivandrum.

Endt.No.MS (1) 24335/81/R.Dis.

Office of the Registrar of
Coop. Societies, Trivandrum,
P.B.No. 185, Dtd. 9.6.81.

Copy communicated to: All Joint Registrars and Asst. Registrars (General) concerned through the Joint Registrar for information and necessary action.
Copy to: The stock File.

Sd/-
For Registrar of Coop. Society.

GOVERNMENT OF KERALA
Abstract

Co-operation-Rules for payment of Share Capital Contribution to Co-operative Hospital Societies- quantum of assistance enhanced -amendment-Orders issued.

CO-OPERATION (B) DEPARTMENT

G.O.(MS)No.175/98/Co-op: Dated, Thiruvananthapuram.16.12.98

- Read:-1. G.O.(MS)No.423/80/AD dated: 4-11-1980.
2. G.O.(MS)No.455/80/AD dated: 27.11.1980.
3. G.O.(MS)No.195/81/AD dated: 27.5.1981.
4. Letter No.MT-1/33324/98 dtd. 9.9.1998 from the Registrar of Co-operative Societies.
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O R D E R

In the Government Order read as 1st paper above as amended in the Government Orders read as 2nd and 3rd papers Government have approved the rules for the payment of Share Capital Contribution to Co-operative Hospital Societies. As per rule 7 of these Rules, the ratio between members contribution and Government contribution shall be 1:5 subject to the condition that the maximum amount of share capital contribution payable by Government shall be Rs. 5/- lakhs. In the letter read as 4th paper above, the Registrar of Co-operative Societies has requested to enhance the limit to Rs. 10/- lakhs keeping the ratio of share from members and Government as 1:5 itself.

2. Government have considered the proposal and are pleased to order that the existing Rule 7 for the payment of share capital contribution to Co-operative Hospital Societies will be substituted by the following.

" The ratio between members contribution and Government contribution shall be 1:5 subject to the condition that the maximum amount of share capital contribution payable by Government shall be Rs.10/- lakhs (Rupees ten lakhs only).

5. Notwithstanding anything herein contained or in the rules or in the said order or in the byelaws of the society it shall be open to the Government to withdraw at any time without stating any reason whatsoever the whole or any portion of the Government share capital contribution and the society shall thereupon forthwith refund the amount so withdrawn in a lump.

6(a) The dividend not less than 5% every year (on the shares allotted to Government) shall be paid to the Government by remittance into the nearest government Treasury within one month after the division of profit for each year is approved by the General body of the society.

(b) The dividend shall be payable on the share capital contribution made by the Government in the society from time to time after deducting the repayment made by the society.

7. In case the society commits breach of all or any of the terms and conditions herein contained or those contained in the rules and in the said order, the society shall on demand pay the entire amount due to the Government in a lump at once.

8. If any dispute arises out of or under or touching this agreement the matter shall be referred to the Government and the decision of the Government shall be final and legally binding the society.

9. All sums found due to the government under or by virtue of this deed shall be recoverable from the society and its properties both movable and immovable under the provisions of the Revenue Recovery Act for the time being in force as though such are arrears of land revenue and in any other manner as the Government may deem fit.

10. The society hereby declares that the executant here of for and on behalf of the society has got full power and authority to execute this agreement for and on behalf of the society as per the Resolution No.

duly passed on
IN WITNESS WHEREOF SHRI for and on behalf of the society and shri for an behalf of the governor of Kerala have hereunto set their hands and the seal of the society has hereunto been fixed the day, month and year first above written.

Signed by Shri for and on behalf of the society.

In the presence of witness:

- 1.
- 2.

Signed by Shri (hereinafter Name and Designation) for and on behalf of the governor of Kerala

In the presence of witness:

- 1.
- 2.

AGREEMENT.

THIS AGREEMENT IS executed on this the day of one thousand nine hundred and eighty BETWEEN (Hereafter name of the society), a society registered under the Act and having its registered Office (hereinafter referred to as "the society") of the one part and the GOVERNOR OF KERALA (Hereinafter referred to as "the Government") of the other part;

WHEREAS on the application of the society under the "Rules - governing Government's share capital contribution to cooperative Hospital societies in the State" (hereinafter called "the rules", which shall form part of this deed as if incorporated herein) for assistance, the Government have in G.O.No. dated (hereinafter called the said order") which shall form part of this deed as if incorporated herein) sanctioned the payment of an amount of Rs. as share capital contribution to the society subject to the terms and conditions contained in the Rules, said order and those hereinafter appearing to which the society has also agreed.

NOW THESE PRESENT WITNESS AND IT IS HEREBY AGREED AS FOLLOWS:-

1. In consideration of the payment of Rs. (Rupees only) the Receipt of which the society hereby accepts and acknowledges the society hereby agrees that the amount shall be utilised only for the purpose for which it was sanctioned and for no other purpose. The unutilised portion, if any, of the amount paid shall be surrendered to the Government within the time fixed by the Registrar/Deputy Registrar of Coop. Societies.
2. The society shall repay the share capital contribution amount of of Rs. in ten equal annual instalments of Rs. (Rupees only) the first instalment being payable on the date of expiry of sixth year from the date on which the share capital contribution was disbursed to the society and the subsequent instalment on the corresponding dates of the succeeding years.
3. In the case of default in payment of any instalment of the amount in accordance with clause (2) above the society shall pay penal interest at the rate of 23% per annum for the defaulted instalments calculated on the amount defaulted from the last date of default till the date of repayment.
4. The society shall issue printed share certificate in the name of the Governor of Kerala to the Deputy Registrar of Coop. societies within one month from the date of receipt of the share capital contribution.

GOVERNMENT OF KERALA

ABSTRACT.

Co-operation - Annual Plan 1980-81 Cooperative Hospital Societies - Rules for the grant of share capital contribution to cooperative Hospital Societies - Revised - Form of agreement prescribed - Orders issued.

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AGRICULTURE (COOP. ESTT.) DEPARTMENT.

G. O. MS. 455/80/Ad Dated, Trivandrum : 27.11.1980.

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Read:- G.O.MS. 423/80/Ad. Dt. 4.11.1980.

ORDER

Government are pleased to order that the agreement to be executed by the societies in pursuance of Rule 12 of the Rules approved in the G.O. read above shall be in the form appended to this order.

(By Order of the Governor)

S. Perumal Pillai,

Addl. Secretary to Govt.

To

The Registrar of Coop. Societies, Trivandrum.

Endt: on No. MS(1) 48072/80

Office of the Registrar of Coop.
Societies, Trivandrum.

5-12-1980.

Copy communicated to the Deputy Registrars (General) Trivandrum, Quilon, Alleppey, Ernakulam, Trichur, Palghat Kozhikode, Cannanore and the Assistant Registrars (General) concerned through the Deputy Registrar.

Copy to Addl. Registrar of Coop. Societies Table.

" Assistant Registrar's table

" Assistant Registrar's table

" Superintendent.

" P & M Section.

Spare.

/Forwarded/

Sd/-

For Registrar of Coop. Societies

Dividend, not less than 5% every year, on the shares allotted to
Government shall be paid to Government by remittance into the
Treasury within one month after the division of profit for each year
approved by the General body of the society.

The society shall execute an agreement in the Form prescribed
and the Deputy Registrar concerned will obtain and forward the
agreement to the Registrar of Coop. Societies for attestation and
safe custody.

Government may by order or for reasons to be stated exempt any
society from any of these Rules.

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GOVERNING GOVERNMENT'S SHARE CAPITAL CONTRIBUTION TO THE
COOPERATIVE HOSPITAL SOCIETIES IN THE STATE 1980.

These Rules may be called the Rules governing Government's share capital contribution to the Cooperative Hospital societies in the State.

In order to avail of assistance under these Rules, there should be a provision in the byelaws of the society for state participation in the share capital of the society and for nomination of two officials by the Registrar of Coop. Societies as ex-officio members of the Committee of the society.

The application for assistance shall be sent to the Registrar of Coop. Societies through the Deputy Registrar of Coop. Societies, concerned. The application shall be supported by a resolution of the Board of Directors of the society permitting to file such application and agreeing to abide by these rules.

If the society is found eligible for the assistance the Registrar of Coop. Societies will forward the proposal to Government with due recommendation.

The assistance will be sanctioned by Government if they deem it necessary.

Share capital contribution sanctioned by Government shall be drawn by the society in bills duly countersigned by the concerned Deputy Registrar of Coop. Societies.

The ratio between members contribution and Government contribution shall be 1.5 subject to the condition that the maximum amount of share capital contribution payable by Government shall be Rs. 5 lakhs. The society shall not refund any share of its members which would disturb this ratio.

The government contribution towards the share capital of the society under these rules will be for a period of 15 years repayable in ten annual equal instalments, the first instalment falling due on the sixth anniversary of the date of drawal of the amount, in case of default a penal interest is payable at 2% per annum, calculated the amounts of the instalments so defaulted for the period of default.

The Deputy Registrar concerned shall obtain and forward to the Registrar of Coop. Societies a printed share certificate in favour of the Government of Kerala within one month of the date of encashment of the Bill.

Notwithstanding anything contained in these Rules or in the byelaws of the society, the shares be open to the Government to withdrawal at any time without stating any reasons, the whole or any portion of the Government shares and the society shall be liable to preferred invoice of such shares so with drawn by government.

OFFICE

Co-operation - Annual Plan 1980-81 Co-operative Hospital Societies
Rules for the grant of share capital contribution to co-operative
Hospital societies - Revised Orders issued.

AGRICULTURE (COOP. ESTT.) DEPARTMENT

G.O.No. 423/89/AG. Dated, Trivandrum, 4-11-1989.

- Read:-
1. G.O. No. 913/72/Health dated 29.3.1972.
 2. G.O.No. 137/79/AG dated 20-3-1979.
 3. Letter No. Misc.(1) 20500/80 dated 21.6.1980 from the Registrar of Coop. Societies.

2 2 2 2 2

Government are pleased to approve the Rules appended to this G.O. for the grant of share capital contribution to co-operative hospital societies, in supersession of the Rules issued with the G.O. First read above.

(By order of the Governor)
OFFICE SECRITARY,
Under Secretary to Govt.

To
The Registrar of Co-operative Societies,
Trivandrum.

Encl: on No. OS(1) 48072/80.

Office of the Registrar of
Co-operative Societies, Trivandrum,
P.O.No. 125, Dt. 10.11.89.

Copy communicated to the Deputy Registrars (General) Trivandrum, Kollam, Alappuzha, Kozhikode, Trichur, Palghat, Kottayam, Cannanore and Assistant Registrars (General) concerned through the Deputy Registrar for immediate necessary action.

- Copy to:
- 1. Additional Registrar's Office
 - 2. Assistant Registrar's Office
 - " Superintendent
 - " Stock File.

For Registrar of Co-operative Societies

: 2 :

The Society shall not refund any share of its members which would disturb the ratio".

BY ORDER OF THE GOVERNOR,
M. SAPHIA LEEVI,
UNDER SECRETARY TO GOVERNMENT.

To
The Registrar of Cooperative Societies,
Thiruvananthapuram.
etc.... etc.....

Forwarded/By Order

Sd/-

SECTION OFFICER.

Endt. No.MT(1)51213/98.

Office of the Registrar of
Co-operative Societies,
Thiruvananthapuram, Dtd 1-1-

Copy forwarded to All Joint Registrars and All Assistant Registrars (General) (through Joint Registrars for information and necessary action.
The Joint Registrars are requested to obtain and furnish plan proposals from the eligible hospital Societies under this scheme in the enhanced rate of Government S/C Contribution.

Copy to:- stock file.

W. Chandruka
FOR REGISTRAR OF COOPERATIVE SOCIETIES

BS.4/1/99.