

പതിനാലാം കേരള നിയമസഭ

ഏഴാം സമ്മേളനം

നക്ഷത്ര ചിഹ്നമിടാത്ത
ചോദ്യം നമ്പർ : 3707

23.08.2017 - ൽ മറുപടിക്ക്.

സിഡ്കോ ബോർഡ് ഓഫ് ഡയറക്ടേഴ്സിന്റെ അധികാരങ്ങൾ

ചോദ്യം

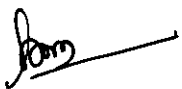
ശ്രീ. അൻവർ സാദത്ത്.

മറുപടി

ശ്രീ. എ. സി. മൊയ്തീൻ

(വ്യവസായവും കായികവും യുവജനകാര്യവും വകുപ്പു മന്ത്രി).

- (എ) വ്യവസായ വകുപ്പിൽ നാളിതുവരെ (എ) : സിഡ്കോയുടെ ബോർഡ് ഓഫ് ഡയറക്ടേഴ്സിന്റെ അധികാരങ്ങൾ സിഡ്കോ ആർട്ടിക്സിൾസ് ഓഫ് അസോസിയേഷനിൽ വ്യക്തമാക്കിയിരിക്കുന്ന ആർട്ടിക്സിൾ നമ്പർ 94 പ്രകാരമാകുന്നു. പ്രസ്തുത ആർട്ടിക്സിൾ 94-ന്റെ പകർപ്പ് അനുബന്ധം (1) ആയി ചേർത്തിട്ടുണ്ട്.
- (ബി) എത്ര രൂപ വരെയുള്ള പദ്ധതികൾക്ക് / (ബി) : സിഡ്കോയുടെ ബോർഡ് ഓഫ് ഡയറക്ടേഴ്സിന്റെ മൂലധന ചെലവുകൾക്കുള്ള സാമ്പത്തിക അധികാരങ്ങൾ സിഡ്കോ ആർട്ടിക്സിൾസ് ഓഫ് അസോസിയേഷനിൽ പ്രതിപാദിച്ചിരിക്കുന്ന ആർട്ടിക്സിൾ നമ്പർ 93-ൽ വ്യക്തമാക്കിയിട്ടുണ്ട്. പ്രസ്തുത ആർട്ടിക്സിൾ 93-ന്റെ പകർപ്പ് അനുബന്ധം (2) ആയി ചേർത്തിട്ടുണ്ട്.
- (സി) സ്വന്തമായി പദ്ധതികൾ (സി) : സ്വന്തമായി പദ്ധതികൾ ആവിഷ്കരിക്കാൻ അവ സർക്കാരിന്റെ അനുമതിയോടെ മാത്രം നടപ്പിലാക്കാൻ ബോർഡ് ഓഫ് ഡയറക്ടേഴ്സിന് അധികാരം ഉണ്ടോ ;
- (ഡി) ഇക്കാര്യത്തിൽ വകുപ്പുകളും (ഡി) : സർക്കാർ വകുപ്പുകൾക്ക് സ്വന്തമായി പദ്ധതികൾ ആവിഷ്കരിക്കാനും നടപ്പിലാക്കാനും അധികാരം ഉണ്ട്. എന്നാൽ പൊതുമേഖലാ സ്ഥാപനങ്ങൾക്ക് പദ്ധതികൾ ആവിഷ്കരിക്കാൻ സർക്കാർ അനുമതിയോടു കൂടി മാത്രമേ നടപ്പിലാക്കാൻ കഴിയൂ.
- (ഇ) കിഫ്ബി മുഖേനയുള്ള എന്തെങ്കിലും (ഇ) : പരിശോധിക്കാവുന്നതാണ്.
തരത്തിലുള്ള പദ്ധതികൾ /
പ്രവൃത്തികൾ സിഡ്കോ വഴി നടപ്പാക്കുന്നതിന് സർക്കാർ അനുകൂല നടപടി സ്വീകരിക്കുമോ ?

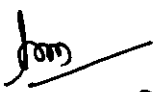

സെക്ഷൻ ഓഫീസർ.

94. Without prejudice to the general powers conferred by the articles herein before and hereinafter, it is hereby expressly declared that the Directors shall subjects to the provisions of those articles and of the Companies Act have the following powers that is to say powers.

- (i) To pay Cost, charges and expenses preliminary and incidental to the promotion, formation, establishment and registration of the Company.
- (ii) To purchase or otherwise acquire for the Company any property, rights or privileges, which the Company is authorised to acquire at such price and generally on such terms and conditions as they think fit.
- (iii) At their discretion to pay for any property, rights or privileges acquired by or services rendered to the company either wholly or partially in cash or in shares, bonds, debentures or other securities of the company, and any such shares may be issued either as fully paid up or with such amount credited as paid up thereon as may be agreed upon and any such bonds, debentures or other securities may be either specifically charged upon all or any part of the property of the company and its uncalled capital, or not so charged.
- (iv) To secure fulfilment of any contracts or agreements entered into by the company, by mortgage or charge of all or any of the property of the Company and its uncalled capital for the time being or in such other manner as they may think fit.
- (v) To appoint, and at their discretion, remove or suspend such managers, secretaries, officers, clerks, agents and servants for permanent, temporary or special services, as they may from time to time think fit, and to determine their powers and duties and fix their salaries or emoluments and to require security in such instances and for such amounts as they think fit. Provided that no appointment the maximum pay of which is Rs. 3,500/- or more per mensem shall be made without the prior approval of the Governor.
- (vi) To accept from any member on such terms and conditions as shall be agreed, surrender of his shares or any part thereof.
- (vii) To appoint any person or persons, whether incorporated or not, to accept and hold in trust for the company any property belonging to the Company, or in which it is interested, or any other purposes and to execute and do all such deeds and things as may be requisite in relation to any such trust and to provide for the remuneration of such trusts or trustees.
- (viii) To institute, conduct, defend, compound, or abandon any legal proceedings by or against the Company, or its officer or otherwise concerning the affairs of the Company, and also to compound and

allow time for payment or satisfaction of any debt due and for any claims or demands by or against the Company

- (ix) To refer any claims or demands by or against the company to arbitration and perform the award
- (x) To make and give receipts, releases and other discharges for money payable to the Company and for the claims and demands of the company.
- (xi) To determine who shall be entitled to sign on the Company's behalf bills, notes, receipts acceptance, endorsements, cheques, releases, contracts and other documents.
- (xii) From time to time provide for the managements of the affairs of the Company abroad in such manner as they deem fit and in particular to appoint any persons to be the attorneys or agents of the Company with such powers including power to sub-delegate and upon such terms as may be thoughts fit.
- (xiii) To invest and deal with any of the moneys of the company not immediately required for the purposes of the Company upon such securities not being shares in this Company in such manner as they may think fit and from time to time to vary or realise such investments.
- (xiv) To execute in the name and on behalf of the Company in favour of any personal liability for the benefit of the Company, such mortgages of the Company's property present and future with such covenants and provisions as shall be agreed upon or otherwise indemnify by paying him from the funds of the Company or by sale to him of the assets of the Company.
- (xv) From time to time to make, vary and repeal bye-laws or the regulations of the business of the Company, its officers and servants.
- (xvi) To enter into all such negotiations and contracts and rescind and vary all such contracts, and execute and do all such acts, deeds and things, in the name and on behalf of the Company as they may consider expedient for or in relation to any of the matters aforesaid or otherwise for the purpose of the Company.


Dated 13/11/2013

Capital expenditure
of Rs. 25 lakhs.


93. (i) The Directors will reserve for the decision of the Governor any programme of its capital expenditure involving Rs. 50 (fifty) lakhs and above, cases between Rs.25 (twenty-five) lakhs and Rs. 50 (fifty) lakhs will be reported for the information of the Governor.

Capital expenditure will include financial assistance by way of share participation, underwriting, guarantee or loan.

- (ii) The Directors will reserve for the decision of the Governor any proposal for disposal of the fixed assets of the Corporation exceeding Rs.25 (twenty five) lakhs.
- (iii) The Directors will reserve for the decision of the Governor any proposal for the formation of Companies as subsidiary to the Corporation.

- (iv) The Directors will reserve any other matter which in their opinion be of such importance as to be reserved for the approval of the Governor.

No action shall be taken by the Company in respect of any proposal or decision of the board of Directors reserved for the approval of the Governor as aforesaid, until his approval to the same is obtained.


വൈകാരിക ഉപദേശകൻ