

Memorandum of Association
Of
**Consortium of Private Academic Libraries
in India**

*A COMPANY LIMITED BY GUARANTEE AND
NOT HAVING A SHARE*

Memorandum of Association

- 1) The name of the company is **CONSORTIUM OF PRIVATE ACADEMIC LIBRARIES IN INDIA.**
- 2) The registered office of company will be situated in the National Capital Territory of Delhi
- 3) The Objects for which company is established are:
 - a) To create opportunities and to establish framework for mutual cooperation, and collaborations, for improving quality of library services, collections, infrastructure, and human resources, which at can help the parent universities and other institutions of higher education achieving global standards.
 - b) To identify, review, develop and share best practices in managing the library services.
 - c) To share knowledge and experience in exploration of resources, particularly in open access and open source
 - d) To share library resources among the member libraries, and facilitate access to resources of libraries elsewhere all over the world
 - e) To make available library resources in print, digital and multimedia form in a cost effective manner to member libraries; and for that purpose, engage publishers and other bodies in a meaningful dialog for arriving at mutually beneficial pricing and business models for their products.
 - f) To acquire and develop new tools, including information and communication technologies, and mechanisms for collaborations, and resource sharing on more equitable basis
 - g) To help the new and upcoming academic institutions in creating and developing quality library services in a cost effective manner
 - h) To Collaborate with each other, and with the Library Schools in India and abroad in a systematic manner to upgrade the skills of working librarians in the member institutions, and the graduating library science students, so as to equip them with the new technologies and knowledge.

- i) To represent the member libraries in various governmental and inter-governmental forums, in order to influence policies that may have impact on privately managed academic institutions of higher education in various library development programmes,
- j) The doing of all such other lawful things as considered necessary for the furtherance of the above objects

Provided that the company shall not support with its funds, or endeavor to impose on, or procure to be observed by its members or others, any regulation or restriction which as an object of the company, would make it a trade union.

4) The objects of the company extend to the Whole of India, Nepal, and Bhutan

5)

- a) The profits, of any, or other income and property of the company, whenever derived, shall be applied solely for the promotion of its objects as set forth in this memorandum.
- b) No portion of the profit, other income or property aforesaid shall be paid or transferred directly or indirectly, by way of dividend, bonus or otherwise by way of profit, to persons who, at any time are, or have been, members of the company or to any one or more of them or to any persons claiming through any one or more of them
- c) No remuneration or other benefit in money or money's worth shall be given by the company to any of its members, whether officers or members of the company or not, except payment of out-of-pocket expenses, reasonable and proper interest on money lent, or reasonable and proper rent on premises let to the company
- d) Nothing in this clause 5 (b) and clause 5 (c) above shall prevent the payment by the company in good faith of prudent remuneration to any of its officers or servants (not being members) or to any other person (not being member), in return for any services actually rendered to the company.
- e) Nothing in clause 5 (b) and clause 5 (c) shall prevent the payment by the company in good faith of prudent remuneration to any of its members in return for any services (not being services of kind which are required to be rendered by member), actually rendered to the company.

6) No alteration shall be made to this Memorandum of Association or to the Articles of Association, of the company which are for the time being in force, unless the alteration has been previously submitted to, and approved by the registrar

7) The liability of the members is limited.

8) [FOR COMPANIES LIMITED BY GUARANTEE] Each member, undertakes to contribute to the assets of the company in the event of its being wound up while he is a member or within one year afterwards, for payment of the debts or liabilities of the company contracted before he ceases to be a members and of the costs, charges and expenses of winding up, and for adjustment of the right of the contributories among themselves such amount as may be required not exceeding a sum of Rs. Twenty Five Thousand Only.

9)

- a) True accounts shall be kept of all sums of money received and expended by the company and the Matters in respect of which such receipts and expenditure take place, and of the property, credits and liabilities of the company, and subject to any reasonable restrictions as to the time and

manner of inspecting the same that may be imposed in accordance with the regulations of the company for the time being in force, the accounts shall be open to the inspection of the members. Ones at least in every year, the accounts of the company shall be examined and the correctness of the balance-sheet and the income and expenditure account ascertained by one or more properly qualified auditor of auditors.

- b) If upon winding up or dissolution of the company, there remains, after the satisfaction of all the debts and liabilities, any property whatsoever, the same shall not be distributed amongst the members of the company but shall be given or transferred to such other company having objects similar to the objects of the company, subject to such conditions as the tribunal may impose, or may be sold and proceeds thereof credited to the Rehabilitation and Insolvency Fund formed under section 269 of the Act.

10) The Company can be amalgamated only with another company registered under section 8 of the Act and having similar objects.

We the several persons whose name, address, descriptions and occupations are hereunto subscribed, are desirous of being formed into a company not for profit, in pursuance of this Memorandum of Association:

Name, addresses, description and occupations of subscribers

- 1----- of -----*
- 2----- of -----*
- 3----- of -----*
- 4----- of -----*
- 5----- of -----*
- 6----- of -----*
- 7----- of -----*

Witnesses to the above signatures of

- 1 -----
- 2 -----

Dated the ----- day of -----20