

RULES AND REGULATIONS

IHMCT&AN,
BHUBANESWAR

RULES AND REGULATIONS OF THE INSTITUTE OF HOTEL MANAGEMENT CATERING
TECHNOLOGY & APPLIED NUTRITION (BHUBANESWAR) SOCIETY

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SHORT TITLE: 1.

These Rules and Regulations may be called “**Rules and**

**Regulations of the Institute of Hotel Management
Catering Technology & Applied Nutrition
(Bhubaneswar) Society”.**

DEFINATION: 2.

In these rules-

- (a) **‘Society’** means the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society;
- (b) **‘Institute’** means Institute of Hotel Management Catering Technology & Applied Nutrition
- (c) **‘Central Government’** means Ministry or Department in the Central Government dealing with the subject.
- (d) **‘Chairman’** means, except where the context otherwise requires, the Chairman of the Society;
- (e) **‘Principal’** means Principal of the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society. In these Rules and Regulations, the ‘Principal’ shall also mean Secretary of the society, wherever the context so requires.
- (f) State Government means Govt. of Orissa.

**REGISTERED
OFFICE: 3.**

The office of the society shall be situated at Bhubabneswar or any city or town in the State of Orissa where to it may be removed pursuant to a resolution passed in that behalf by the Board of Governors of the society.

MEMBERSHIP: 4.

- (i) The Society shall consist of the following members:-
 - (a) A chairman nominated by the Central Government
 - (b) Three representatives of the State Govt. of Orissa one being the Director of Technical Education and Training, Government of Orissa, ex-officio or if there be no such person the officer who is for the time being; the administrative head of the department which is in charge of Technical Education whether in addition to other functions or otherwise.
 - (c) Four representatives of Central Government. One of them being FA to the Department of Tourism or his nominee. Cont.

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- (d) An expert on Catering Technology to be nominated by the Central Government.

- (e) Two persons from Hotel Industry to be nominated by the Central Government.
 - (f) The Principal of the Institute, ex-officio.
 - (ii) The Central Government may at any time appoint any other person to be a member of the society.
5. The society shall keep a roll of members and every member of the society shall sign the roll and state therein his name, designation, occupation and address. No person shall be deemed to be a member or be entitled to exercise any of the rights and privileges of a member unless he has signed the roll as aforesaid.
 6. If a member of society shall change his address, he shall notify his new address to the Principal; but if he fails to notify his address the address in the roll of member shall be deemed to be his address.
 7. Should any member the society (other than Chairman, the Expert of Catering Technology nominated by the Central Government and the Principal, Institute of Hotel Management Catering Technology & Applied Nutrition, Bhubaneswar, be unable to attend a meeting of the Society, he may appoint an authorized representative as proxy to take his place at that meeting of the society and such representative shall have all the rights and privileges of a member of the society including the right to vote for that meeting.

**TENURE OF
MEMBER:**

8. (i) When a person becomes a member of the society by reason of the office he holds his membership shall terminate when he ceases to hold that office.
- (ii) A member of the society nominated by the Central Government or by the State Government shall continue to be a member during the pleasure of the Central Government or the State Government, as the case may be.
- (iii) The tenure of every person nominated by the Central Government Rule 4(i) (a) & (e) and Rule (XX) shall ordinarily be 3 years unless terminated earlier under Rule 8(ii).

MEMBERSHIP

9. A member of the society shall cease to be member of the society if he dies resigns, becomes of unsound mind, be adjudged or adjudicated as insolvent or be Convicted of a criminal offence involving moral turpitude or if he is removed from the membership of the society or if he (other than Principal) accepts a full-time appointment in the Institute, or if he does not attend three consecutive meetings of the society without leave of the chairman.

RESIGNATIONS

10. (i) The Chairman may resign his office by a letter Addressed to the Central Government and his Resignation shall take effect from the date it is accepted by the Central Government.
- (ii) A member may resign office by a letter addressed to the Chairman under intimation to the authority by whom he was nominated and such resignation shall take effect from the date it is accepted by the Chairman.

VACANCIES

11. The society shall function, notwithstanding any Vacancy therein and notwithstanding any defect in the appointment or nomination of any of its member; and no act or proceeding of the society shall be invalid merely by reason of the existence of any vacancy therein or if any defect in the appointment or nomination of any of its members.

MEETING OF THE SOCIETY

12. (i) The society shall meet whenever the chairman thinks fit, provided that the Chairman shall call a meeting of the society upon a written requisition of not less than four members specifying the subject of the meeting proposed to be called. Provided further that the Annual General meeting of the society shall be held at least once in every year as required under the society registration act, 1860.
- (ii) For every meeting of the society fifteen days notice shall be given provided that the Chairman may, for reasons to be recorded, call a special meeting on such notice as he may deem fit.

- (iii) Four members of the society including any representatives authorized under Rule-6 shall constitute a quorum at any meeting.
- (iv) In case of difference of opinion amongst the members, the opinion of the majority shall prevail provided that in the event of disagreement by the Central Government representative representing Ministry of Finance or any financial matter the same would be referred to the Ministry of Tourism and Civil Aviation and the Finance Minister for a decision.
- (v) Each member of the society, including the Chairman, shall have one vote and if there shall be an equality of votes on any question to be determined by the society the Chairman or member presiding shall have an additional or casting vote.
- (vi) Every meeting of the Society shall be presided over by the Chairman and in his absence, by a member chosen by the members present to preside on the occasion
- (vii) All the meetings of the Board of Governors shall be deemed to be meeting of the society.
- (viii) Any business which it may be necessary for society to perform, except such as may be placed before its meeting may be carried out by circulation among all its members in India and any resolution so circulated and approved by a majority of the members signing shall be as effectual and binding as if such resolution had been passed at a meeting of the society, provided that at least four members of the society have recorded there views on the resolution.

**BOARD OF
GOVERNORS
COMPOSITION
POWERS MEETING
ETC.**

- 13** The General superintendence, direction and control of the affairs of the society and its income and property shall be vested in the hereinafter called the Board.
- 14.** The member of the Board shall be the same as the Member of the Society.

15. Should any Member of the Board (other than the Chairman, the expert on Catering Technology nominated by the Central Government and the Principal of the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society be unable to attend a meeting of the Board, he may appoint an authorized representative as a proxy to take his place at the meeting of the Board and such representative shall have all the rights and privileges of a member of the Board including the right to vote for that meeting only.
16. The Board shall function notwithstanding any vacancy therein and notwithstanding any defect in the appointment or nomination of any of its member, and not act or proceeding of the Board shall be invalid merely by reason of the existence of any vacancy therein or at any defect in the appointment or nomination of any of its members.
17. (i) Within the broad frame work of policy laid down by the Central Government or instructions/orders issued by them from time to time the Board may frame/amend their byelaws to provide for all or any of the following matters.
 - (a) the formation of Departments of teaching;
 - (b) the fees to be charged for courses of study in the Institute and for admission to the examinations for conferment of the awards;
 - (c) the institution of fellowships, scholarships, exhibitions, loans, prizes and medals.
 - (d) the creation and classification of posts, the method of appointment and determination of the terms and condition of services of teaching and other staff of Institute subject to prior approval of the Central Government in all such matters.

- (e) the constitution of pension and provident funds for the benefit of the officer, teachers, and other staff of the Institute.
 - (f) the establishment and maintenance of halls and hostels;
 - (g) the conditions of residence of students of the Institute and levying of fees for residence in the halls and hostels and of other charges; and
 - (h) Other matters of relevance and importance in the administration of education institutions.
- (ii) The Board may, by resolution, appointment such committees for such purposes and with such powers as the Board may think fit. The Board may co-opt such persons to these committee, as it considers suitable, either from amongst the members of the Board of Governors or outsiders
 - (iii) The Board may, by resolution, delegate to a committee or the chairman such of its powers for the conduct of its business as it may deem fit, subject to the condition that action taken by any committee or the chairman under the powers delegated to them by this rule shall be reported for confirmation at the next meeting of the Board.
 - (iv) The Board may pass such resolutions as it may deem fit on the Annual Report, the Annual Accounts and financial estimate.
18. (i) Ordinarily, the Board shall meet once in every six Months and fifteen days notice shall be given of each such meeting and a copy of the proceeding of such Meeting shall be furnished to the Central Government as soon as possible after the meeting; provided that the Chairman may, whenever he thinks fit, and shall, on the written requisition of not less than two members, call a special meeting.

- (ii) Five members of the Board, including any representative authorized under Rule-15 shall constitute a quorum at any meeting of the Board.
- (iii) In case of difference of opinion amongst the members, the opinion of the majority shall prevail provided that in the event of disagreement by the Central Government Representative representing Ministry of Finance on any financial matter, the same would be referred to the Minister of Tourism and Civil Aviation and Finance Minister for a decision.
- (iv) Each member of the Board, including the Chairman, shall have one vote and if there shall be an equality of votes on any question to be determined by the Board, the Chairman or member presiding shall have an additional or casting vote.
- (v) Every meeting of the Board shall be presided over by the Chairman and in his absence, by a member chosen by the members present to preside on the occasion.
- (vi) Any business which it may necessary for the Board to perform, except such as may be placed before its meeting, may be carried out by circulation among all its members in India and any resolution so circulated and approved by a majority of the members signing shall be as effectual and binding as if such resolution had been passed at a meeting of the Board PROVIDED that at least five members of the Board have recorded their views on the resolution.

**EXECUTIVE
COMMITTEE
COMPOSITION,
POWERS,
MEETINGS, ETC.**

- 19. (i) Out of the members of the Board of Governors of the Followings shall constitute an Executive Committee.
 - (a) The Director of Technical Education, or if there be no Such person, the officer who is for the time being the Administrative head of the department, which is in-Charge of Technical Education, whether in addition to other functions or otherwise .
 - (b) Two of representatives of the Central Government to be specified by the Central Government; one of the

representatives to be specified as convener of the Executive Committee.

(c)The expert nominated by the Central Government to the Board of Governors ; and

(d)The Principal of the Institute.

20. It shall be the duty of the Executive Committee to see that the decision taken by the Board of Governors are implemented.
21. The Executive Committee shall exercise all or any of the powers and functions of the Board of Governors, subject to the general superintendence, direction and control of the Board.
22. The Executive Committee shall function, not withstanding any vacancy therein and not withstanding any defect in the appointment or nomination of any of its members; and no act of proceedings of the Executive Committee shall be invalid merely by reason of the existence of any vacancy therein or of any defect in the appointment or nomination of any of its members.
- 23 (i) The Executive Committee shall meet as often as necessary and at least once in three months, and ten days notice shall be given of each such meetings and a copy of the proceedings of such meetings shall be furnished to the Board of Governors and to Central Government as soon as possible after the meeting PROVIDED that the convener may, whomever he thinks fit, and shall on the written requisition of not less than two members, call a special meeting.
- (ii) The meeting of the Executive Committee shall be presided over by a member elected to preside over that meeting. If there is any difference of opinion with regard to Chairman, the meeting shall be presided over by the convener of the Executive Committee or in his absence by one of the other representative of the Central Government.
- (iii) Three members of the Executive Committee present in person shall constitute a quorum at any meeting of the committee.

- (iv) In case of difference of opinion amongst the members, the opinion of majority shall prevail, provided that in the event of disagreement by the Central Government Representative representing Ministry of Finance on any financial matter, the same would be referred to the Minister for Tourism and Civil Aviation and the Finance Minister for a decision.
- (v) Each member of Executive Committee including the Chairman elected for the meeting shall have one vote, and if shall be an equality of votes on any question to be determined by the committee, the Chairman elected for the meeting shall be an additional or casting vote.
- (vi) Any business which it may necessary for Executive Committee to perform, except such as may be placed before its meeting, may by carried out by circulation among all its members in India and any resolutions so circulated and approved by the majority of the members signing shall be as effectual and binding as if such resolution had been passed in the meeting of the committee; PROVIDED that at least three members of the committee have recorded their views on the resolution.

- PRINCIPAL** 24. (i) (a) The appointment of the Principal of the Institute shall be made by the Central Government
- (b) The selection for appointment to the post of Principal(s) shall be Centralized in the National Council for Hotel Management & Catering Technology.
- (c) There will be a common carder of the Principals of the various Institutes (Societies), set up for the furtherance of similar object, as laid down in the Memorandum of the Association of these Institutes/Societies and the incumbents on the post of Principal shall be liable to be transferred to any of the Institutes set up by Central Government in various places in the Country.**
- (ii) The Principal shall be the Principal academic and Executive Officer of the Institute and shall be responsible for the proper administration of the Institute and for the imparting of instruction and the maintenance of discipline. All other staff of the Institute shall be sub-ordinate to the Principal.

- (iii) **The Principal shall be the custodian of records, the funds of the Institute and such other property of the Institute as the Board may commit to his charge.**
- (iv) The Principal shall act as Secretary of the society, the Board, the Executive Committee and other committee of the society or the Board. He shall discharge all functions of the Secretary as provided in the Society Registration Act.
- (v) The Principal shall have such other powers and shall perform such other duties as may be delegated to him by the Board.
- (vi) **The Principal shall have the power to redelegate his powers any of his office sub-ordinates with the approval of the Board.**
- (vii) In the event of the occurrence of any vacancy in the office of the Principal or if the Principal is unable to discharge his functions owing to absence, illness or any other cause, it shall be open to the Board to authorized any person to exercise such power, functions, and duties of the Principal as the Board may deem fit.

**ACCOUNTS, AUDITS
AND REPORTS**

- 25.** Within six months of the closing of the previous financial Year the society shall submit to the Central government for their approval Budget Estimates for the ensuing year along with a report on the working of the Institute and an audit statement of Accounts showing the income and expenditure for the previous year, provided that the Budget Estimates for the 1st year will be submitted in accordance with such directions as the Central Government may issue in this respect.

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**SOCIETY TO BE
SUED IN THE NAME
OF THE SECRETARY :26**

For the purpose of Section-6 of the societies

Registration Act, 1860 (XXI of 1860), the person in whose name the Society may sue or be sued shall be the Secretary of the Society.

27. All the contracts for and on behalf of the society shall be executed by the principal of the Institute if the value of the contract is Rs.10, 000 or less and by the Principal of the Institute and the convener of the Executive Committee if the value of the contract exceeds Rs.10,000. The Board may also authorize any person to enter into contacts on behalf of society subject to such registrations and conditions as the Board may impose.

**ALTERNATION
ETC OF PURPOSES
AND OF RULES:**

- 28 (i) Subject to the prior approval of the Central Government the society may alter, extend or abridge any purpose for which it is established PROVIDED it carries out the procedure prescribed in that behalf by Act XXI of 1860
- (ii) These Rules may be altered with the consent of the Central Government at any time by a resolution passed by a majority of two-thirds of the members present at any meeting of the society which shall have been duly convened for the purpose.
29. The society may be dissolved in accordance with the provisions of sections 13 and 14 of the Society Registration Act (21 of 1860) after obtaining the previous consent of the Central Government.
30. If on the winding up or the dissolution of the society there shall remain, after the satisfaction of all its debts and liabilities, any property whatsoever, the same shall not be paid to any of its members or distributed amongst them, but subject to provisions of section 14 of the Act shall be disposed off as the Central Government may determine.

MEMORANDUM
OF
ASSOCIATION
IHMCT&AN,
BHUBANESWAR

MEMORANDUM OF ASSOCIATION

1. The name of the society shall be the Institute of Hotel Management Catering technology & Applied Nutrition (Bhubaneswar) Society.
2. The registered office of the society shall be situated at Bhubaneswar
3. The objects for which the Society is established are:
 - (i) to establish and to carry on the administration and management of the Institute of Hotel Management Catering technology & Applied Nutrition hereinafter called the 'Institute' whose function shall be:-
 - (a) (i) to provide instruction and training in all the crafts and skills, all the branches of knowledge both theoretical and applied and all the organizational and management techniques, which are required for the efficient functioning of hotel and catering establishments of all kinds, as well as institutional feeding programmes in schools, industrial establishment and similar organizations;
 - (ii) to impart instruction and training in modern and scientific techniques of management of modern hotels and hostels;
 - (b) to undertake and to associate itself with nutritional extension and developmental work;
 - (c) to propose economy in the handling and utilization of foodstuffs;
 - (d) to assist in and associate itself with the efforts of the Central and State Government to popularize wholesome non-cereal foods, particularly protective foods, with a view to the diversification of the ordinary Indian diet and enrichment of its nutritional content;
 - (e) to assist in and associate itself with the attempts of food research institutions, food scientists and food technologists to find effective and acceptable means of presenting their nutritional ideas through the development of suitable recipes and the planning of menus;
 - (f) in accordance with the general policy laid down by the Central Government to prescribe courses of instructions, hold examinations and grant certificates, diplomas and other awards to persons;

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- (g) to fix and demand such fees and other charges as may be laid down by the bye-laws and ordered by the Central Government.
- (h) to establish, maintain and manage halls and hostels for the residence of students and members of the staff;
- (i) to supervise and control the residence, to regulate the discipline of students of the Institute and to make arrangements for promoting their health, general welfare and cultural and cooperate life;
- (j) to Institute teaching, administrative, technical, ministerial and such other posts as may be necessary and to make appointments thereto in accordance with the rules bylaws and any instructions/orders and guidelines issued by the Central Government from time to time.
- (k) to Institute and award fellowships, scholarship, exhibitions, loans, monetary assistance, prizes and medals in accordance with the rules and bye-laws; and
 - (i) within the broad framework of the policy laid down by the Central Government, to seek affiliation with universities or other appropriate academic or governmental bodies or institutions and obtain the recognition of its courses of instruction, its examination, its diplomas, certificates and other awards by the appropriates educational authorities.
 - (ii) to make rules and bye-laws for the conduct of the affairs of the Institute and Society and to add to, amend, vary or rescind them from time to time
 - (iii) to give pensions, gratuities or charitable aid to the teachers, staff and other employees or ex-employees of the Society or to their wives, children or other dependants; subject to orders/instructions issued by the Central Government in this regard from time to time
 - (iv) to make payments towards insurance and form and contribute to provident and benefit funds for the benefit of any person employed by the society or of the wives , children or other relatives or dependants of such persons;
 - (v) to acquire , hold and dispose of property in any manner whatsoever provides that the prior approval of the Central Government is obtained in the case of acquisition or disposal of immovable property;
 - (vi) to deal with any property belonging to or vested in the society in such manner as the Society may deem fit for advancing the functions of the Institute.

- (vii) to borrow and raise money with or without security or on the security of any Mortgage, Charge or Hypothecation or pledge over all or any of the immovable properties belonging to the society in any other manner whatever subject to the approval of the Central Government
- (viii) to build construct and maintain houses, hostels, schools or other buildings and altar, extend, improve, repair enlarge or modify the same including any existing building and to provide and equip the same with light, water, drainage, furniture, fittings, instruments, apparatus and appliances and other things for the use to which such buildings is to be put up or held.
- (ix) to construct or otherwise acquire, layout, repair, extend, alter, enlarge, improve and use any land, recreation or playgrounds, parks and any other immovable property belonging to or held by the society;
- (x) to start, conduct, print, publish and exhibit any magazines, periodicals, newspapers, books, pamphlets or posters that may be considered desirable for the promotion of the objects of the society;
- (xi) To maintain a fund to which shall be credited
 - a) all money provided by the Central Government'
 - b) all fees and other charges received by the society
 - c) all money received by the society by way of grants, gifts, donations, benefactions, bequests or transfers; and;
 - d) all money received by the society in any other manner or from any other sources;
- (xii) to deposit all money credited to the fund in such banks or to invest them in such manner as the society may, with the approval of the Central Government decides;
- (xiii) to draw, make, accept, endorses, and discount cheques, notes or other negotiable instruments, and for these purposes to sign, execute and deliver such assurances and deeds as may be necessary;
- (xiv) to pay out the funds belonging to the society or out of any particular part of such funds the expenses incurred by the society from time to time including all expenses incidental to the formation of the society and management and administration of any of the foregoing objects including all rent, rates, taxes, outgoings and the salaries of the employees;

- (xv) to maintain proper accounts and other relevant records and prepare an annual statement of accounts including the balance sheet in such form as may be prescribed by the Central Government.
 - (xvi) to have the accounts of the society audited in such other manner as the Central G government may direct and to forward annually to the Central Government the accounts duly certified by the auditor s together with the audit report thereon;
 - (xvii) to constitute such committees or sub- committees as it may deem fit;
 - (xviii) to delegate all or any of its power to the Board of Governors of the Institute or to the Executive Committee or to any of the committees or sub- committees constituted by the Society or the Board , or to any one or more members of its bodies or its officers;
 - (xix) to do all such lawful acts , deeds or things as may be necessary , incidental or conducive to the attainment of all or any of the objects of the Society.
4. No immovable property of the Society shall be disposed of in any manner whatsoever without the approval of the Central Government.
5. The Central Government may issue such instructions to the Society or the Institute as it may consider necessary from time to time for the furtherance of the objects of the Society and for ensuing proper functioning and control of the Institute and the Society shall comply with such instructions.
6. The Central government may appoint one or more persons to review the work and progress of the society or Institute and to hold enquiries into the affairs thereof and to report thereon, in such manner as the Central Government may stipulate. Upon receipt of any such report, the Central Government may take such action and issue such directions, as it may consider necessary in respect of any of the matters dealt with in the report and the society or Institute, as the case may be bound to comply with such directions.

7. The income and property of the society, however, derived, shall be applied towards the promotion of the objects as set forth in the Memorandum of association subject nevertheless in respect of the grants made by the Central Government to such limitations as the Central Government may, from time to time impose. No part of income and property of the society shall be paid or transferred directly or indirectly by way of dividends, bonus or otherwise howsoever by way of profit to the person who at any time are or have been member of the society or to any of them or to any person claiming through them or any of them, provided that nothing herein contented shall prevent the payment in good faith of remuneration of any member thereof or any person in return for any service rendered to society or for traveling allowance, halting or other similar charges.

8. The name and addresses and occupations of the first member of the governing bodies of the society (referred to in the rules and bye-laws as the Board of Governors) to which by rules and byelaws of the society, the management of its affairs is entrusted are:

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|----|-------------------|------------------|
| 1. | Shri S.B.Mishra | Chairman |
| 2. | Shri R.N.Bahidar | Member |
| 3. | Shri O. Terang | Member |
| 4. | Shri B.Panda | Member |
| 5. | Shri B.N.Mohanty | Member |
| 6. | Mrs. Suman Swarup | Member |
| 7. | Shri B.P.Tripathy | Member/Secretary |

We, the several persons whose names and address are given below, having associated ourselves for the purpose described in this Memorandum of association, do hereby subscribe our names to this Memorandum of Association, and set our several and respective hands here unto ward and form ourselves into a society under Act XXI of 1860, this day of 1st October nineteen eighty six

Sl	Name and address	Signature	Name and address	Signature
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No	and occupation of Member	of Member	and occupation of of witness	of witness
1.	Mr. S.B.Mishra, IAS (Chairman of the Institute) Commissioner-cum-Secretary Tourism Department Govt.of Orissa	Sd/-		
2.	Mr R.N. Bohidar, Director Tourism Govt.of Orissa	Sd/-		
3.	Mr O.Terang Regional Director Govt. of India Tourist office, Calcutta	Sd/-		
4.	Mr. B.Panda, Director Technical Education & Training, Orissa.	Sd/-		
5.	Mr. B.N.Mohanty Manager Hotel Kalinga Ashok Bhubaneswar.	sd/-		
6.	Mrs. Suman Swarup Director, Tourism Govt. of India, New Delhi.			
7.	Mr. B.P.Tripathy Principal / Secretary IHMCT&AN, Bhubaneswar.			

**STAFF
REGULATIONS
IHMCT&AN,
BHUBANESWAR**

**Institute of Hotel Management Catering Technology And Applied Nutrition
(Bhubaneswar) Society.**

STAFF REGULATIONS

In pursuance of the relevant provision of the Memorandum of Association and Rules of the Institute Of Hotel Management Catering Technology And Applied Nutrition (Bhubaneswar) Society, the Board of Governors hereby makes the following regulations namely:

CHAPTER-1

1. SHORT TITLE , COMMENCEMENT AND APPLICATION

- (I) These regulations may be called the Institute Of Hotel Management Catering Technology And Applied Nutrition (Bhubaneswar) society (Staff) Regulations.
- (II) They shall come into force at once and shall replace any other staff rules/regulations that may have been in force.
- (III) They shall apply to all the employees of the Society. In respect of the persons employed by the Society on Agreement / Contract, the rule shall be those as may be specifically provided in the Contract or Agreement as the case may be. In respect of the persons appointed on deputation from the Central or State Govt., all matters relating to such employees shall be governed by the terms of deputations and if on any specific matter there is no provision about the same in terms of deputations, reference should be made to the parent Government or department as the case may be.

2. DEFINITIONS

In these regulations, unless the context otherwise requires:

- (a) "Appendix" means an Appendix to these regulations;
- (b) "Appointing Authority" means the authority prescribed in Regulation 5;

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- (c) "Board of Governors" means the Board of Governors of the society
- (d) "Chairman" means the Chairman of the Board of Governors;
- (e) "Secretary" means the secretary of the society;
- (f) "Society" means the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society;
- (g) "Employees" means a person who is in the whole time service of the Society but does not include a person employed by the society on daily wages;
- (h) "Executive Committee" means the Executive Committee of the society;
- (i) "Institute" means the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society;
- (j) "Principal" means Principal of the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society;
- (k) "Central Government" means Ministry or Department the in the Central Government dealing with the subject.

3. **CLASSIFICATION OF POSTS:**

The classification of the posts in the Society and the scales of pay attached thereto shall be as set out in Appendix II and shall be subject to such orders as may be issued by the Society from time to time in conformity with the orders/instructions issued by the Central Government from time to time.

CHAPTER –II

4. **STRENGTH OF STAFF**

The Board of Governors shall from time to time determine with the approval of the Central Government the strength of the staff both permanent and temporary under the various categories required for carrying out its functions subject to norms, orders/guidelines prescribed by Central Government from time to time.

5. **APPOINTMENTS**

(i) Appointments to posts in Group "C" and "D" shall be made by the Principal and appointments to the posts in Group "B" shall be made by the Board of Governors on the recommendations of a duly constituted sub committee authorized by the Board to make such selections. Orders of the Board of Governors in this regard will be communicated under signature of the Secretary of the Society (Principal). The procedure for appointment etc. to the post in Group "A" including the post of Principal shall be made as per provision of Rule 24(i) (a) (b) & (c).

(ii) **Qualifications for appointments**

The qualifications for appointment to the posts in various cadres in the Institute shall be such as may be determined by the Principal/ Executive Committee/Board of Governors from time to time in accordance with any orders/instructions issued by the Central Government in this regards.

(iii) **Methods of recruitment:**

Recruitment to the post may be made:

- a) by direct recruitment;
- b) by promotion; and
- c) by appointment of employees borrowed from Government Departments and other Institutes
- d) on contract

NOTE: Appointment to a post in any grade by promotion shall be made whether in a permanent or officiating capacity from amongst employees serving in posts in the next lower grade.

(iv) **Adhoc Appointment**

Notwithstanding any thing contained in the above rules the Board of Governors/Executive Committee may by a general or special

order and subject to such conditions as it may specify in such order delegate to any authority the power to make adhoc appointments

(v) **Superannuation**

a) All employees of the Institute except Grade "D" employees shall retire on attending the age of 60 years provided that the Board of Governors may if satisfied that the interest of the society so requires and in consideration of outstanding nature of work done by an employee, extend by an order in writing, with the prior approval of the Central Government the period of service of any employee beyond the age of superannuation on the existing terms and conditions or on re-employment or on contract service for any period not exceeding two years in aggregate, subject to any instructions/orders issued by the Central Government in such matters Grade "D" employees shall retire on attending the age of 60 years.

b) Not withstanding anything contained in Regulation (a) an employee shall on invalidation by the appropriate medical authority cease to be in service on account of complete and permanent incapacitation determined in accordance with the relevant Rules applicable to comparable categories of Central Government employees from time to time.

(vi) **Probation:**

- 1) Every employee shall, on appointment to any post (whether on Promotion or otherwise) be on probation for a period of one year commencing from the date of regular appointment;
- 2) Nothing in this regulation shall apply to the persons employed on Deputation from Central/State Government or an Institute.

(vii) **Medical fitness:**

Every person appointed for the first time to any post in the Institute shall, before joining duty in the post, be required to furnish a medical certificate of fitness from a competent medical authority as under:-

- (a) Posts classified as Group "A" as per Appendix -II : Medical Board comprising of three doctors headed by the Medical Superintendent of a Govt. Hospital
- (b) Posts classified as Group "B" as per Appendix -II : Medical Superintendent of the Govt. Hospital

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(c) Posts classified Group "C" as per Appendix -II : authorized Medical Attendant/Medical Officer of the Govt. Hospital or the Government dispensary located in the area of residence.

(d) Post Classified as Group "D" as per Appendix -II : Govt. Doctor

NOTE: For Group "B", "C", and "D" posts, the form for medical certificate will be as prescribed in Appendix-I. For Group "A" posts, Medical Certificate will be issued in the format used for such purpose by the hospitals.

(viii) **Termination of Service.**

- (a) (i) No employee other than a person on deputation from the Central Government or any State Government or an any Institute shall leave or discontinue his service in the Institute except after giving One Month notice in writing of his intention to do so to the Principal.
- (ii) Provided further that where an employee has completed the period of Probation and stands confirmed, the period of such notice shall be Three Months.
- (iii) However, if an employee wants to leave Service instantaneously he may be permitted to do so by depositing with the Institute pay and allowances for the period of notice, as the case may be
- (iv) Provided that the appointing authority may, for reasons to be recorded in writing, waive either wholly or in part, the recruitment as to payment of such compensation
- (b) (i) The Institute may at any time and without assigning any reason, terminate the services of any employee who has not completed his probation, after giving one month notice in writing or a month's pay and allowances in lieu thereof.
- (ii) The Institute may at any time and without assigning any reason terminate the services of an employee who has completed the period of probation and stands confirm by giving him three months notice or pay and allowances thereof.
- (c) In case of Group "C" & "D" employee the Principal shall be the competent authority while Executive Committee for class "B" post shall be competent authority. However the Executive Committee will exercise his power only after the Board of Governors has ratified decision in this regard. In case of Group "A" post, the competent authority shall be the Central Government.
- (d) Nothing contained in these Regulations shall effect the right of the appointing authority to retire, remove or dismiss an employee without giving any notice or pay in lieu of notice in accordance with the provisions of relevant rules concerning 'conduct and discipline' of employees.

CHAPTER- III

GENERAL CONDITIONS OF SERVICES

In all matters relating to service conditions such as fixation of pay; increments; counting of service for increments; compulsory deductions; optional deductions; grant of special pay; personal pay; honorarium and fees; Dearness Allowance; Additional Dearness; Interim Relief; Leave Travel Concession; Compensatory Allowances; House Rent Allowance; Children Education Allowance; House Building Advance; Festival Advance; Advances for purchase of Conveyances; Travel and Admissibility of Travel Allowance; Classification, Control and Appeal Rules; Conduct Rules; Contributions to Contributory Provident Fund; Joining Time; Leave Entitlement and conditions for grant of various kinds of leaves; Medical Rules; Gratuity and Terminal Benefits etc; the Central Governments Rules on the subject, as applicable to comparable categories of Central Government employees/servants, shall Mutatis Mutandis be applicable to the corresponding categories of the employees of the Society subject to any order/amendments /instructions issued by Central Government on the relevant subject from time to time, except that where the Board of Governors, with the approval of the Central Government adopts a specific provision/rule in respect of any specific service matters, the employees of the Institute shall be subject to those provisions in respect of such specified matters.

- Note: (i) The above list is only illustrative and not exhaustive. All matters which may not have been spelt out above shall also be regulated in the same manner as in the case of Central Government servants of corresponding categories.
- (ii) Employees of the Institute shall be eligible to contribute to contributory Provident Fund under the terms and conditions as laid down in Contributory Provident Fund (India) Rules, 1962 as amended from time to time.

CHAPTER-IV

7. **RESIDENTIAL ACCOMMODATION:**
- (i) Out of the residential accommodation owned by the Society, the Society may at its discretion make available such residential accommodation, as it considers appropriate to the pay, rank and status of an employees, and on such rate of monthly license fee as it considers reasonable. The society will not have any authority to hire accommodation and give it to staff members
 - (ii) In deciding the suitability of such residential accommodation to an employee's pay, rank and status as well as in determining the license fee to be recovered from the employee for such accommodation, the society will bear in mind the scales of accommodation and the rates of house rent in force under the Central Government rules governing the allotment of residential accommodation to its employees, but the decision of the Society in regard to such questions shall be final./
 - (iii) If an employees refuses to accept the residential accommodation made available by the society and if the society does not consider his reasons for doing so adequate and acceptable, the society may stop the house rent allowance payable to him in terms of relevant rules.
 - (iv) Accommodation of appropriate scale will be allotted to the employee strictly in accordance with the 'Rule' drawn up for allotment of such residential accommodation.

CHAPTER-V

General: Matters not covered by these Rules will be governed by Government of India's instructions in that behalf.

CHAPTER-VI

The following powers will be exercised by the authorities given against each:-

Sl No	Nature of power	Extent of power	Authority competent to Exercise it.
1.	Matters regarding Medical Examination (i) For appointment (ii) For grant of leave (iii) For any other purpose	Full	Principal
2.	<u>Probation period:</u> (i) Initial probation (ii) Extension of Probation (iii) Completion of Probation	Full	Appointing authority
3.	<u>Extension of Services:</u> (i) Beyond Superannuating/ And re-employment/ contract Employment	Full	Board of Governors subject to approval of the Central Government
4.	Appointments	Group-A Group-B Group- C & Group-D	Government of India Board of Governors Principal
5.	<u>Termination of Service</u>	Group-A Group-B Group- C & Group-D	Government of India Board of Governors Principal
6.	<u>Reduction in Establishment</u>	Full	Board of Governors
7.	<u>Disciplinary Authority</u>	Group-A Group-B Group- C & Group-D	Government of India Board of Governors/ Executive Committee Principal

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Sl No	Nature of power	Extent of power	Authority competent to Exercise
8.	Pay fixation	Full	Principal
9.	E.B. Crossing	All Employees	Principal
10.	Grant of Special/ Advance Increment	do	Appointing Authority
11.	Allowances-Admissibility of Decision regarding	do	Principal
12.	Adoption of rate of pay And allowances	do	Board of Governors
13.	Grant of leave- all kinds	do	Principal
14.	Detailing for duty during vacation	do	Principal
15.	Accommodation	do	Principal
16.	T.A/ D.A	do	Principal
17.	Travel by Air	do	Executive Committee in Case of entitled officers and B.O.G with approval of the Central Government in the case of non-entitled officers.
18.	Gratuity & Other retirement	do	Appointing Authority
19.	Relaxation/ Interpretation Of any Rule	do	Central Government

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Note:

- (i) In respect of any of the above matters concerning the Principal the decision will be taken at the level of the Board of Governors with the approval of the Central Government
- (ii) For effecting better day-to-day administration, Principal may delegate his powers to any authority sub-ordinate to him.
- (iii) Financial power shall be exercise as per bye-laws of the society

APPENDIX-I

Medical certificate of fitness for appointment.

I, Dr. _____ here by certify that I have examined Shri/Smt/Km _____ a candidate for employment in the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society and cannot discover that Shri/Smt/Km _____ has any disease (communicable or otherwise), constitutional weakness or bodily infirmity except _____.

I do not consider this a disqualification for employment in the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society. His/Her age according to his/her own statement is _____ years and by appearance _____ years

His/Her signature/Thumb impression are/is given below.

Dated the _____

Name and designation of the
Doctor

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APPENDIX-II

(See Regulations-3)

Classification post and Scale of Pay (Pre-Revised)

Sl. No	Description of Posts	Classifications of post
1.	Posts carrying a pay or a scale of pay with a Maximum of not less than Rs.13, 500/-	Group A
2.	Posts carrying a pay or a scale of pay with a Maximum of not less than Rs.9, 000/- but less Than Rs.13, 499/-	Group B
3.	Posts carrying a pay or a scale of pay with a Maximum of over Rs4, 001/- but less Than Rs.8, 999/-	Group C
4.	Posts carrying a pay or a scale of pay with a Maximum of which is Rs4, 000/- or less	Group D

Note: 'Pay' shall have the same meaning as defined in the Fundamental Rules applicable to Central Government Servants.

APPENDIX-III

(Form offer of appointment for Group A)

REGISTERED AD

INSTITUTE OF HOTEL MANAGEMENT
CATERING TECHNOLOGY & APPLIED NUTRITION
V.S.S.NAGAR, BHUBABNESWAR-751004

No_____ /

Date_____ /

Dear Sir/Madam

With reference to your application dated_____ the Interview for which you appeared on_____, I have been authorized to offer You appointment to the post of _____ carrying scale of Rs._____ (Revised). Your place duty will, for the present will be at the Institute of Hotel Management Catering Technology & Applied Nutrition, _____ And you are liable to posted in any of the similar Institutes located in the various Parts the country.

(i). **Pay**

Rs..... p.m in the pay scale of.....

(ii) **Allowances, leave and other terms and conditions**

These will be as laid down in the staff 'Regulations' of the society, the allowances etc. are comparable to those attached to similar post under the Central Government

(iii) **Nature of appointment**

The appointment will be on probation for a period of 12 months in the manner laid down in the Staff Regulation aforesaid

(iv) **Notice of Termination:**

During the period of probation the appointment may be terminated at the time by one-month notice giving by either side, viz yourself or the society without assigning any reason. After your appointment is confirm, the appointment may be terminated at any time by 3 months; notice given by either side without assigning any reason. The society, however reserve the right of terminating your services forthwith or before the expire

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of the stipulated period of notice by making payment to you a sum equivalent to the pay and allowances for the period of notice or unexpired portion thereof.

- (v) You will be required to produce within one month of appointment a medical certificate of fitness at your own cost from an authority nominated by the society.

- (vi) **Documents to be produced**

The following original certificates should be produced for inspection and return.

- (a) Degree, Diploma or certificate of educational and other technical qualifications
- (b) The Matriculation Certificate or other acceptable proof of your date of birth.

Your appointment will be subject to verification of your character and Antecedents by the concerned Government Authorities.

If any declaration given or information furnished by you proves to be false Or if you are found to have willfully suppressed any material information, you will liable to removal from service and such other action as may deem necessary

If you accept the offer on the above terms, you should communicate your acceptance to the undersigned by If no reply is received by the Prescribed date, this offer will be treated as cancelled.

No traveling allowance shall be allowed for joining the appointment.

Please acknowledge receipt of this letter.

Yours faithfully,

For and on behalf of the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society.

(Form offer of appointment for Group 'B', 'C' and 'D' posts)

REGISTERED AD

INSTITUTE OF HOTEL MANAGEMENT
CATERING TECHNOLOGY & APPLIED NUTRITION
V.S.S.NAGAR, BHUBABNESWAR-751004

No _____/

Date _____/

Dear Sir/Madam

With reference to your application dated _____ the interview for which you appeared on _____, I have been authorized to offer you on behalf of the Institute of Hotel Management Catering Technology & Applied Nutrition (Bhubaneswar) Society, a post of at the Institute.

The Terms and Conditions of the appointment will be as follows:

- (i). **Pay**
Rs..... p.m in the pay scale of.....
- (ii) **Allowances, leave and other terms and conditions**
These will be as laid down in the staff 'Regulations' of the society, the allowances etc. are comparable to those attached to similar post under the Central Government
- (iii) **Nature of appointment**
The appointment will be on probation for a period of 12 months in the manner laid down in the Staff Regulation aforesaid
- (iv) **Notice of Termination:**
During the period of probation the appointment may be terminated at any time by one-month notice giving by either side, viz yourself or the society without assigning any reason. After your appointment is confirmed, the appointment may be terminated at any time by 3 months; notice given by either side without assigning any reason. The society, however reserve the right of terminating your services forthwith or before the expiry of the stipulated period of notice by making payment to you a sum equivalent to the pay and allowances for the period of notice or unexpired portion thereof.

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(v) You will be required to produce within one month of appointment a medical certificate of fitness at your own cost from a medical practitioner or an authority nominated by the society.

(vi) **Place of Duty:**

Your place of duty will be at the Institute of Hotel Management Catering Technology & Applied Nutrition or such other place as the Board of Governors of the Institute may decide.

(vii) **Documents to be produced**

The following original certificates should be produced for inspection and return.

- (a) Degree, Diploma or certificate of educational and other technical qualifications
- (b) The Matriculation Certificate or other acceptable proof of your date of birth.
- (c) A character certificate from a Gazetted Officer of the Govt. of India

Your appointment will be subject to verification of your character and Antecedents by the concerned Government Authorities.

If any declaration given or information furnished by you proves to be false or if you are found to have willfully suppressed any material information, you will be liable to removal from service and such other action as may deem necessary

If you accept the offer on the above terms, you should communicate your acceptance to the undersigned by If no reply is received by the prescribed date, this offer will be treated as cancelled.

No traveling allowance shall be allowed for joining the appointment.

Please acknowledge receipt of this letter.

Yours faithfully,

**For and on behalf of the Institute of Hotel
Management Catering Technology &
Applied Nutrition (Bhubaneswar) Society.**