

C-5

# Quality

## OFFICE FLAT FILE

File No. 2

Name \_\_\_\_\_

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\* AMENDMENT TO CONSTITUTION \*  
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Subject \_\_\_\_\_

Serial Nos. \_\_\_\_\_

to \_\_\_\_\_

From \_\_\_\_\_

to \_\_\_\_\_

Year \_\_\_\_\_

19

Bangal  
Bina

Phone : 34-1522

# Bina Cinema Employees' Association

Office : 219 CORNWALLIS STREET, CALCUTTA-6

President : Major Satya Bhusan Gupta      Vice-President : Sri Dharendra Kumar Bose      Secretary : Sri Dhiraj Sen Gupta      Asstt. Secretary : Sri Prottyosh Kumar Sil      Treasurer : Sri P. C. Dutta

Commodore Chatterjee

We proposed earlier in the form of an Amendment that a separate Trade Group be formed (numbering it as 15 in the constitution) - namely Shops & Establishment Group (including Film Trade) <sup>than an men than a lakhs of workers in this trade group.</sup> - This amendment is also non-controversial, nobody, we suppose, will oppose it. Hence we again request the Constitution Committee to accept this amendment.

28/11/52

Hanipada Chatterjee  
(G. Secy, Bangal  
Motion Picture Emp. Union)

The President,  
25th session of the A. J. T. U. C.  
Ernakulam.

Dear Comrade,

It is found from the already published amending proposals that the constitution of the A. J. T. U. C. is being sought to be amended with respect to certain very important issues and as these proposals were not circulated sufficiently before this session it could not be possible to give proper consideration to the said proposals for want of time. I think, sufficient scope should have been and still should be provided for studying the proposals and also to think whether other new proposals should be made. But that amount of necessary time was not available. Moreover, if any other proposals are there for consideration in this session, the same also should have been available to the delegates for study sufficiently before the commencement of the session. I think, there is hardly any scope now to seriously consider amendments.

In view of the above I request you to postpone consideration of amendments to the constitution by this session and to circulate the amendments which will be received during this session, as also to invite new amendments so as to be considered in the next session or if necessary in a special session.

With greetings,

Dated, the 26th Dec.  
1957.

yours Comradely,

Prithmal Bhandary  
(West Bengal)

Delegate to the 25th Session  
of the A. J. T. U. C. held at Ernakulam

# Factory Workers Union, Eluru.

(Regd. No. 266)

ప్యాక్టరీ వర్కర్స్ యూనియన్, ఏలూరు.



Ref: \_\_\_\_\_ Date: \_\_\_\_\_

Recommendations to C. Committee proposal.

- a. Up to 100 membership - - 5-0-0.  
from 101 to 250 . . . 10-0-0.
- b. W. F. T. U. levy and subscription to 'Trade Union Record' should not be made compulsory as affiliation fee, they should be voluntary.

A. V. Subba Rao.

Eluru. Andhra.

27/12/57

# Constitution Sub-Committee

On Amendments

By Madras Delegation  
(60)

I 16 (a): Retain the clause as it is  
The amendment of deleting  
200 and substituting 500  
We oppose.

II 6 (a) We move the  
following amendment instead of  
the proposed amendment.

Memberships upto 250	—	Rs 5-00
" upto 500	—	10-00
upto 1000	—	15-00
Above 1000	—	2 np per member

J. M. H. Veni Bhatt  
Group Leader

Proposed amendments:

Add Article 9 (a) (vii) as under:

" All M.Ps who are office bearers of any union affiliated ~~with~~ to the AITUC , except those who have already been elected as an office bearer of working committee member otherwise."

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Delete article 11 (B) and substitute the following:-

" All M.Ps who are office bearer of any union affiliated to the AITUC, except those who have been elected vide ibid (a) "

Explanation: The number of working committee members may vary from year to year according to the number of MPs who are office bearers of unions affiliated to AITUC get elected. "

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Proposed by:

Seconded by:-

Amendments to  
the Proposed Amendments to the Constitution  
of A.S.T.V.C.

It is hereby proposed that the constitution of  
A.S.T.V.C. be amended as follows:

1. Article 5(a) (v): Not to delete the words "rupee one"  
and but "rupee one" to be maintained.

2. Article 6(a): substitute the following:  
(a) (i) An annual contribution at the following  
rates:

Membership upto 250 Rs. 5.00.

" from 251 to 500 Rs. 10.00

" from 500 to 1000 Rs. 15.00

and for each the rate of ~~three~~ <sup>three</sup> ~~rupees~~  
as a membership ~~for~~ <sup>for</sup> ~~each~~  
a membership above 1000.

3. Article 7(a): 8: To add "bricks" before Tiles.

4. Article 16(a) para 2. ~~to be deletion of 200 Provision~~  
~~of one delegate for 200 members in the~~  
~~Union~~ Delete "200" and substitute  
it by "300". Each of affiliated  
will get at least one delegate.

5. Article 22. General Secretary's Report; Add at the end of  
of last sentence: "General Secretary's Report  
is to be circulated to all affiliated unions  
at least two months before the general  
session of A.S.T.V.C."

Dated 26.12.57

Proposed by: G. Golbin Karar.  
(Rajganj Chattral M.U. - W. Bengal)  
Seconded by: Birum Bhattacharya  
(W. Bengal)

Amendment to the Constitution.

Add at the end of Sec 22 " at least two months prior to Congress Session to its Constituent unions

Proposer - Biran Bhattacharya (W. B)

Secunder - Biran Bhattacharya (W. B)

Sec 25 - delete the word 'ordinarily' in the fifth line. delete the last sentence completely.

Proposer - Biran Bhattacharya

Secunder - M. Elias.



I

Article 4(a) A statutory enactment enforcing 8 hour day in ~~Hospitals~~ <sup>all industries</sup> of other public services and ~~enactings~~ providing for shorter working hours in hazardous industries

Article (c) Add the following phrase,

"Such levy that may be fined by the State committees payable to ~~them~~ <sup>it</sup> and " ~~from~~ before <sup>or</sup> such other levy ..... Gen Council"

II

After Article 6(d) add new sub clause

"6(e) Each affiliated union shall pay to the State committee of the AITUC such levy fined by the State committee"

In article 6(a) (1)

Add

Membership rpts ~~250~~ <sup>100</sup> Rs 5.00

==

Proposed by T. R. RAMESAN

Seconded by . . . . .

## Amendment to the Constitution

clause 15 should be named clause 16 and clause 15 should be named as Shops & Establishment (including film trade as Entertainment establishments).

Workers and employees in Shops & Establishment would number crores, if not more. Hence this should be treated as a separate Trade Group.

Specially the film trade is already a developed trade and workers and technicians in this trade number about a lakh. Most of these workers and technicians are organised in their respective Trade Unions in different States, all of them might not be affiliated to any central TU, but the strongest unit in W. Bengal, with a membership of more than 3000 is affiliated to

AITUC, hence it is high  
time that this trade and  
Unions of this trade's employees  
and workers should get  
recognition of AITUC, AITUC  
should be more alert in  
bringing these States Unions in  
its fold. Forming this Trade  
Group as a separate one will  
be a stepping stone towards  
that, Hence we move this  
Amendment.

Proposed by

"H. S. Pathak" (the Prop)  
G. Seng, Bengal  
Motion Picture Employees'  
Union, Calcutta

26/12/55

Seconded by

N. Banerji,  
(Bengal)

# ANDHRA PRADESH MICA WORKERS UNION

(AFFILIATED TO THE AITUC)

Reg. No. 1772

PRESIDENT:  
P. C. REDDY, M. A., LL. B.,

VICE-PRESIDENT:  
S. KRISHNAIAH

GENERAL SECRETARY:  
C. C. SUBBAIAH

JOINT SECRETARY:  
J. AUDISESHAIAH

TREASURER:  
C. RAGHAVAIAH

GUDUR (Nellore Dt.)  
(ANDHRA PRADESH)

Ref No. ....

Date 28-12-57

Delegate Moshi Leelanathan Row BA.,

To

The Secretary

A.I.T.U.C.

Dear Sir,

Sub:- Amendment suggested in article 2 (h)

I, as undersigned is of the opinion to change the above adding the word 'class' along with the present words like caste, creed, community race or religion. I sincerely feel that more and more privilege or advantage is given to the higher class than cast and so on. The main objection is only to class. We all allow certain privilege of Backward classes and Backward Tribes. If it is so I cannot understand the words caste and so on used in the clause but as our goal and aim is said to be socialism personally I don't draw a conclusion as it reads against it. Any way you consider the point which may create some doubt to certain people or which may appear to

(PTB)

be contradictory. We unitedly fight for a  
class less society and advocate equality  
for all.

Thanking you.

Yours faithfully.

Mojib Zeelamshan Rao

RADIO-BOIRD  
MADE IN AUSTRIA

GUDU  
(INDIA TRADE)

Date

Ref. No.

# Burn Sramik Union

Regd. No-3404

Head Office :- 33/1. Hat Lane, Howrah.

Reference NO.

Dated.. 26.12.57. 195

Com. Secretary,  
A. J. T. U. C.

We have been directed by my Union to place before you the following amendment to the proposed amendment of the Constitution of A. J. T. U. C. Please accept this and oblige.

Draft Amendment  
" Article 6 (a) (i)

and at the rate of two Naye Paise per member for unions with a membership above 1000."

our proposal

" and at the rate of ~~one~~ 175 Naye Paise per hundred members <sup>for unions</sup> with a membership above 1000 and one Naye paise per next fraction of it "

Yours Comradely,

Ambar Dasgupta, Organising Secretary  
B. S. U.

Shivalal Dasgupta : vice-President  
B. S. U.

# Calcutta Tramway Workers' Union

Regd. No. 275

249, Bowbazar Street, Calcutta-12

PRESIDENT : MD. ISMAIL

GEN. SECY : DHIREN MAZUMDER

Ref. No. ....

Dated .....

Proposals regarding amendments to the  
Constitution

-- --

In clause no. 3 sub-clause. (i) delete  
Trams.

In clause no. 4 ~~sub-clause~~ add  
"including tramways," after "Buses"  
"Road transport."

Proposed by  
Dhiren Mazumdar

Seconded by  
Sisir Mishra

Calcutta Tramway  
Workers' Union, Cal.

# The Travancore Coir Factory Workers' Union, ALLEPPEY.

Ref:.....

Date.....

The following amendments are suggested to the Constitution of -A.I.T.U.C.:

- Article 9 (a)(vi) include 'Coir Industry' as a separate Trade group.

Article 4 - Demands

item 'k' ~~sh~~ may be amended to read " Payment of wages to women workers six weeks before and six after childbirth, in all cases of delivery or miscarriage after the seventh month of pregnancy, and for six weeks in all cases of abortion before the seventh month of pregnancy."

filed by

C. P. Sebastian.

Delegate

T.C.F.W. Union Alleppey.

C. P. Sebastian



## WEST BENGAL HOSPITAL EMPLOYEES' FEDERATION

( Regd. No. 3571 )

Affiliated to—TRADE UNIONS INTERNATIONAL OF PUBLIC & ALLIED EMPLOYEES,  
WORLD FEDERATION OF TRADE UNIONS  
& ALL INDIA TRADE UNION CONGRESS.

Dr. Ranen Sen,  
President.

249, BOWBAZAR STREET,  
CALCUTTA-12.

(Mrs.) Usha Gupta,  
General Secretary.

Dated ..... 195

Suggestions for change of proposed amendments to  
the constitution by West Bengal Hospital Employees Federation:

4 (a) Include "and social service institutions" after  
hazardous industries.

Notes — There is no statutory working hours for hospital  
workers and nurses or sweepers etc are compelled to  
work for about 10 to 11 hours a day without payment  
of any over time.

9 (a) (iv) 14 — Delete and between Banks and  
Insurance companies and include "and  
social service institutions" after Insurance  
companies.

Notes — ~~living~~ living standards of hospital workers  
are extremely low and the working conditions are  
deplorable. Little attention has been paid by A.I.T.U.C  
to improve conditions in social service institution.  
It is, therefore, suggested for inclusion of social service  
institutions in non-trading groups.

Rabindranath Banerjee,  
27/12/57

Hai Jada Hunkhy  
Secretary B.C.M.U.

## Proposals for amending the Constitution of the A.J.T.U.C.

The constitution of the A.J.T.U.C. be amended as follows:

1. Article 2(b):-  
For Article 2(b) the following be substituted, namely -  
"2(b) To work for the achievement of the establishment of socialist economy in India, in which the means of production, distribution and exchange are socialised."
2. Article 2(f):-  
For Article 2(f) the following be substituted, namely -  
"2(f) To support and actively participate in the toilers' struggle for the liberation from political and economic bondage."
3. Article 4(a):-  
For Article 4(a) the following be substituted, namely -  
"4(a) A statutory enactment providing for 40-hour working week and shorter working hours for hazardous jobs and industries."
4. Article 6 (a) be amended in terms of the resolution passed at the last conference of the West Bengal Committee of the A.J.T.U.C. held in Calcutta in August, 1957.

— Ravindra Narayan Bose,  
Delegate to the 25th session  
of the A.J.T.U.C. held at Ernakulam  
26.12.57,

Contd. from page 1 -

Note —

1. I have strong objection to deletion of the 'explanation' para of Article 5 (a) (i). Hence, I propose the said explanation to the said Article be retained as at present without any change.
2. Other proposals for amendments published in the 'Trade Union Record' dated December 5, 1957, Vol. 14, No. 4, are agreeable.

— Manindra Narayan Bose,  
Delegate to the 25th Session of the  
A. I. T. U. C. held at Ernakulam.  
26. 12. 57.

The clauses (c), (d), (e) of Article 2  
be re-numbered as (d), (e), (f) respectively  
and the following be substituted as  
Article 2(c)

"  
To nationalise foreign private  
investments."

Janardan Sharma,

delegate,

Central P. W. D. Workers

Union, Delhi.

# Amendments to The AITMC Constitution

proposed by The Delhi Delegation

Clause 2(b) : as suggested by the AITMC.

2(f) : -do-

2(g) : -do-

2(h) Substitute the word "discrimination" <sup>in place</sup> ~~instead of~~ "advantage" in the original constitution and not "privileges" as proposed by the AITMC.

Clause 4 : Delete the entire clause, rather than amend certain sub-clauses.

Clause 5(a)(i) : as suggested by the AITMC

Replace the word "Provincial" by "State" as suggested by AITMC.

5(a)(v) : as suggested by the AITMC.

6(a) : ~~Substitute~~ Substitute this sub-clause by the following instead of the suggestion of the AITMC :

"An annual contribution at the following rates:

Membership up to 250	Rs 19.00
from 251 to 500	Rs 24.00
from 501 to 1000	Rs 29.00

and at the rate of 2 paise per month for members for unions with a membership above 1000.

6: after (c) add (d) as suggested by the AITMC except in that the year should be the financial year, that is, from April 1 to March 31.

7(a) : In line 1, replace "30th of June" by "30th of September."

8(v) : as suggested by the AITMC.

~~9(vi)~~  
9(a)(v) as suggested by the AITMC.

9(a)(vi) ~~and~~ Substitute the existing or the suggested AITMC amendment by the following :

"other members elected by the AITMC ~~on~~ on the basis of <sup>total</sup> ~~proportionate~~ ~~total~~ membership of all affiliated unions <sup>in</sup> each State."

9(b) : Delete this sub-clause.

9(c) : Substitute the word "Trade Groups" in line 4 by the word "State groups".

(d) -do-

Replace the existing sub-clause by the following:

(e) The representation of the different State groups in the General Council shall be on the following ~~state~~ <sup>basis</sup> proportions:

2 representatives for a group ~~with a membership up to~~ <sup>for the first</sup> including 5,000

1 additional representative for each additional 5,000 members or part thereof up to 50,000.

1 additional representative for each additional 10,000 members or part thereof above 50,000.

10: Substitute for the words "Trade group" ~~to the General Council~~ by the words "~~State~~ affiliated trade union".

11: Substitute the word "State" for the word "Trade" in line 1.

12(b) : as suggested by the AITMC.

12(c) : ~~do~~ as suggested by the AITMC except in that the words "~~of the Working Committee~~" be ~~deleted~~ <sup>office-bearers</sup> be substituted by the words "members". after the words "office-bearers" add "and members".

13(a) as suggested by the AITMC.

16(a) = do - with the addition that the figure "100" be substituted by "250".

25: In the last line after the word "taken" add the words "by the Secretariat to be ratified".

27(ii) : Delete this sub-clause.

28 ~~(a)~~ = Delete the amendment adopted by the 23rd session of the AITMC.

29 : -do-

29(c) : Delete this sub-clause as suggested by the AITMC but add the following:

"The State Committees ~~shall be paid~~ <sup>by the AITMC</sup> ~~to 25%~~ <sup>received</sup> of the affiliation dues ~~paid~~ <sup>received</sup> by the Unions in that State."

③  
"The AITUC shall pay to The State Committees  
25% of the affiliation dues received by it  
from affiliated unions in each state."

26.12.1957

N. N. [Signature]

For Delhi Delegation  
to the AITUC Conference.

AMENDMENTS TO THE A.I.T.U.C. CONSTITUTION AS ADOPTED BY THE SUB-  
COMMITTEE

The Constitution Sub-Committee is of opinion that only the following urgent amendments be adopted by this Session. Rest of the amendments be taken up later.

✓ Clause 2 (f): be deleted.

✓ Clause 6 (a): be substituted by the following:

(a) (i) An annual contribution at the following rates:

Membership upto 250 ... .. Rs.10.00nP

" from 251 to 500 ... .. Rs.15.00nP

" from 501 to 1000 ... .. Rs.20.00nP

and at the rate of two Naya Paise per member for unions with a membership above 1,000.

(ii) W.F.T.U. Levy at the rate of Rs.5.00nP per 1,000 members and major fraction thereof.

(iii) Annual subscription for " Trade Union Record " as fixed by the Working Committee from time to time.

✓ Clause 6: After "c" add the following:

(d) Accounts of the AITUC shall be maintained in accordance with the financial year beginning from April 1 and ending with March 31.

(e) Every affiliated union shall pay to the State Committee such levy as may be fixed by the State Committee.

✓ Clause 9 (a) (v): Delete the word "Assistant" occurring after the word "four" and before "Secretaries".

✓ Clause 9 (a) (vi): be substituted by the following:

(vi) Other members elected by the AITUC on the basis of the total affiliated membership of Unions in each State on the following scale:

One representative for every 5,000 members or part thereof upto a membership of 50,000.  
One representative for every additional 10,000 members.

*Add proviso re: the retention of the Trade Group .....*

*Trade Group*



✓ Clause 9 (b) and 9 (c): be deleted.

∟ Re. numbering and consequential amendments be made accordingly.

✓ Clause 10: be substituted by the following:

" The Councils of State Committees shall have the right to substitute members of the General Council from the State as elected under clause 9 (a) (vi). "

✓ Clause 12 (b): Substitute the figure " <sup>thirty</sup> ~~twenty~~ " for " twenty ".

✓ Clause 12: Add after (b);

(c): "Office-bearers and members of the Working Committee of the AITUC stationed at the Central Office shall form and function as a Secretariat."

✓ Clause 13 (a): Substitute the word " two years " for the word " every year ".

# FOR DELEGATES TO THE AITUC SESSION

ERNAKULAM, DEC. 25-29, 1957

## Amendments To The Constitution Of The All-India Trade Union Congress

A.I.T.U.C. CIRCULAR No. AU/4/57  
To All Affiliated Unions

At the last session of the AITUC in Calcutta, a sub-committee was formed to draft amendments to the Constitution. Proposed amendments to be considered at the Ernakulam Session of the AITUC and the relevant articles of the Constitution are published below for the information of the Union.

S. A. DANGE,  
General Secretary

★ ★ ★

It is hereby proposed that the Constitution of the All-India Trade Union Congress be amended as under:

Article 2 (b) be deleted and the following substituted:

"2 (b) To work for and achieve the establishment of socialist economy in India, in which the means of production, distribution and exchange are socialised."

Article 2 (f) be deleted. ✓

Article 2 (g) Substitute "trade unions" instead of "labour unions" and renumber it as 2 (f).

Article 2 (h) Substitute after the word "economic", "privileges" instead of "advantage"; and renumber it as 2 (g).

Article 4 (a): Delete the present wording and substitute the following:

"(a) A statutory enactment providing for shorter working hours in hazardous industries."

Article 5: Delete explanation below Article 5 (a) (i)

Delete the word 'provincial' wherever occurring in the following Articles and substitute it with "State";

Art. 5 (a) (iii)

Art. 18 (a) and (b)

Sub-title after Article 28

Art. 29 (9)

Article 5 (a) (v): Delete the words "rupee one" and substitute it by "rupees two" before "per year".

✓ Article 6 (a): Delete clause (a) and substitute the following:

(a) (i) An annual contribution at the following rates:

Membership upto 250 Rs. 10.00

„ from 251 to 500 Rs 15.00

„ from 501 to 1000 Rs. 20.00

and at the rate of two naye paise per member for unions with a membership above 1000;

(ii) WFTU levy at the rate of Rs. 5/- per 1000 members and a major portion thereof;

(iii) Annual subscription for "Trade Union Record," as fixed by the Working Committee from time to time.

Article 6: After "c", add: (d) "Accounts of the AITUC shall be maintained in accordance with the calendar year beginning from January 1 and ending with December 31."

Article 8 (v): Delete present clause and substitute it as under:

"THE STATE COMMITTEE"

Article 9 (a) (v): Delete the word "Assistant" occurring after the word "four" and before "Secretaries".

Article 9 (a) (vi): Delete the existing classification from "(a)" to "(o)" and substitute the following:

1. Textiles (a) Cotton (b) Silk (c) Jute (d) Wool

2. Metal (a) Iron & Steel extracting and refining, conversion, rolling, tube making and wire drawing and founding;

(b) Other than Iron & Steel,

viz., copper, zinc, gold, silver extracting, refining, founding, etc.

(c) Metal containers and steel trunks, cutlery, locks, bolts, nuts, nails, springs, chains, metal galvanising, tinning, plating, lacquering, type founding, welding, safes, and vaults, etc.

3. Engineering—

(i) Mechanical—including manufacture of machinery, hydraulic, ventilating and pneumatic engineering, prime movers and boilers and agricultural implements, machine tools and accessories; combustion engines and power-driven pumps; building of ships, aircrafts, wagons and coaches, motor vehicles, bicycles, trams, EME workshops, railway workshops, repair and service workshops, Gun and Shell factories.

(ii) Electrical — Heavy—electric motors, machinery and equipment for generation, transmission and distribution of electric energy (excluding house meter and panel instruments); Light — Electric lamps, fans, batteries, dry cells and storage, radio receivers and house-service meters and panel instruments, telephones, telegraph apparatus and wireless apparatus.

(iii) Electricity, Gas, Steam and Power—Generation, Supply and Distribution.

4. Transport—Railways, Inland Waterways, Roadways, Airways. (Non-Docs)

5. Agriculture & Forestry—Plantation—Tea, Coffee, Rubber, Cinchona, Cardamom & Pepper, Sugar Farm Labour.

6. Mines other than coal including quarries.

7. Coal Mines.

8. Building, wood and building material including Cement & Tiles.

They shall may / have to state etc. as may be put up to the State Committee.

# Amendments

9. Chemicals—Heavy Chemicals; ammunition; acid and fertilisers; alkalis, pharmaceuticals and drugs; plastic materials; manufacture of dyes, paints, varnishes, soap, matches, lac and shellac; oils and fats; salt; bone factories.

10. Food and Drinks including hotel, lodge, restaurant.

11. Tobacco.

12. Leather.

13. Paper including printing establishments

14. Salaried Employees including State and Central Government Employees, local bodies' employees, employees in Banks and Insurance companies.

15. Miscellaneous.

**Article 9 (a) (vi)**: The paragraph beginning in bracket "The new arrangement..." and ending with "...General Group", may be deleted and the following substituted:

"The new arrangement of trade groups shall come into operation from and for the next session of the AITUC. The minimum membership for a trade group shall be 5000. When the membership in unions in

a group does not come up to 5000, the Union will be included in General Group."

**Article 9 (b)**: Delete the sub-section (b) and substitute the following:

"9. (b): In accordance with the classification referred to in clause (a) (vi) above, the Unions, when affiliated to the AITUC will be allocated appropriate trade group, subject to the right of appeal to the General Council whose decision in the matter shall be final."

"9. (c) The table of representation in the Council be as under:

1	representative for a group with a membership upto	and including 5,000
2	"	between 5001 and 10,000
3	"	" 10,001 and 15,000
4	"	" 15,001 and 20,000
5	"	" 20,001 and 30,000
7	"	" 30,001 and 50,000

and one representative to be added for each 15,000 membership above 50,000.

**Article 12 (b)**: Delete the words "Twenty Members" and substitute "Thirty members".

—Add 12 (c).

"12 (c): Office bearers of the Working Committee of the AITUC stationed at the Central Office shall form and function as a Secretariat."

**Article 13 (a)**: After the word 'once' delete "every year" and substitute "two years".

**Article 16 (a), para 2.** After "one delegate for each union having a

membership of" delete "200" and substitute it by "500".

**Article 29 (c)**: To be deleted.

## NOTES ON ARTICLES TO BE AMENDED

**Article 2**: India having achieved political freedom, the retention of that objective in the aims and objects has become superfluous.

Other changes are only for better expressions.

**Article 4**: In the present stage of our economic and political development, the demand for a general reduction in working hours below eight is not feasible. But, there are industries, where even an 8-hour day is not being observed. So, in these industries, the task is to get the 8-hour working day implemented. In certain particular industries, however, where the work is hazard-

ous and entails danger to health, such as mines and chemicals, the reduction of working hours below eight is needed.

**Article 5 (a) (i)**: This clause was drafted in conditions of the controversies of 1934-36, to meet certain ideological questions. The need for such a clause no longer exists, especially when the functions and definitions of a trade union have been made amply clear by the WFTU. The deletion of this clause is also necessary in order not to make it a ground of argument and controversy, when we have to evolve unity among trade unions of differing ideologies or no ideology. Moreover,

some statements in this clause are by themselves incorrect, as for example, the fact that collective bargaining is necessary not only in the transition period but even afterwards.

**Article 5 (a) (iii) and Others**: In the re-organisation now, the Provinces have been substituted by States.

**Article 5 (a) (v)**: Besides conducting struggles, the trade unions now have to undertake new tasks such as work before courts, tribunals and similar other things. This requires more funds. With the rise in prices, office and other work has

# Amendments

also become dearer. Hence, the minimum membership should be increased. Most of the unions have already done so.

**Article 6 (a) :** This is only consolidation of the changes made from time to time in this respect.

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last session of the AITUC when the number of members of the Working Committee was increased.

**Article 13 :** It has been found in practice that in a vast country like ours, annual conferences of the AITUC, besides the local, State and industrial conferences every year, are not practicable for many reasons. So the interval between each Conference has been increased from one to two years. In the recent Leipzig Congress, the WFTU changed its Constitution to hold the World Congress every four years, instead of two.

**Article 29 (c) :** With the reorganisation of States, now there is no need for Regional Councils, except the present Bombay State where there will remain Maharashtra and Gujarat State Committees

## CONSTITUTION OF THE ALL-INDIA TRADE UNION CONGRESS

1. **Name.** The name of the organisation shall be the All India Trade Union Congress (to be designated in abbreviated form as the A. I. T. U. C.).

### AIMS AND OBJECTS

2. The objects of the A.I.T.U.C. shall be :

(a) To establish Socialist State in India;

(b) To socialise and nationalise the means of production, distribution and exchange as far as possible;

(c) To ameliorate the economic and social conditions of the working class;

(d) To watch, promote, safeguard and further the interests, rights and privileges of the workers in all matters relating to their employment;

(e) To secure and maintain for the workers

- (i) The freedom of speech;
- (ii) The freedom of press;
- (iii) The freedom of association;
- (iv) The freedom of assembly;
- (v) The right to strike, and
- (vi) The right to work or maintenance.

(f) To support and actively participate in the struggle for India's political freedom, from the point of view of the working class;

(g) To co-ordinate the activities of the Labour Unions affiliated to the AITUC, and

(h) To abolish political or economic advantage based on caste, creed, community, race or religion.

3. The A. I. T. U. C. shall endeavour to further the aforesaid objects by all legitimate, peaceful and democratic methods such as legislation, education, propaganda, mass meetings, negotiations demonstrations and, in the last resort, by strikes and similar other methods,

as the AITUC may, from time to time, decide.

### DEMANDS

4. The demands of the AITUC shall be :

(a) A statutory enactment providing for a six-hours' working day;

(b) Minimum living wage;

(c) Weekly payment of wages;

(d) Equal wages for equal work, without racial or sex discrimination;

(e) One month's leave with full pay, or an equivalent amount of compensation when leave is not granted;

(f) Unemployment, sickness, old age, accident and maternity insurance;

(g) Pensions for widowed mothers and dependent children;

(h) Proper housing;

# Constitution

- (i) Formation through Trade Unions of the workers' committees in factories, workshops, business houses and all other places where collective work is performed, with a view to control conditions of work, inside these places;
  - (j) Abolition of the employment of children under 15 years of age;
  - (k) Payment of wages to women workers six weeks before and six weeks after child-birth;
  - (l) Abolition of all other systems of recruiting labour, except through Trade Unions;
  - (m) Abolition of fines and debts; and
  - (n) Effective control of the subscribers over the Provident Funds.
- (iii) It shall send a copy of its rules and regulations, a list of its office-bearers, a copy of the statement of accounts for the official year, giving an average paying membership for the period, duly audited by a qualified auditor and such other information or materials as the General Secretary of the AITUC may require.
  - (iv) The application for affiliation shall be forwarded through the Provincial Committee, wherever such a Committee exists, to the General Secretary of the AITUC, with remarks if any, made by the Provincial Committee regarding the eligibility of the Union for affiliation, under the Rules of the AITUC. Such applications shall be forwarded by the Provincial Committee to the General Secretary within a period of two months.
  - (v) The minimum fee which a Union desiring affiliation to the AITUC shall charge to its members shall not be less than rupee one per year. The General Council, however, shall have power to permit a lesser membership fee in cases of unions consisting of workers from seasonal or sweated industries.

## AFFILIATION OF UNIONS

5. (a) The AITUC may affiliate to itself any bona fide Trade Union which satisfies the following conditions :—

- (i) The Trade Union seeking affiliation shall make an application according to the form.

Explanation :— A Trade Union is an organ of class struggle; its basic task, therefore, is to organise the workers for advancing and defending their rights and interests; and although collective bargaining is the necessary implication of a Trade Union and although in the transitional period to socialism, negotiations, representation, joint action and other methods of collective bargaining must remain an integral part of trade union activities, labour and capital cannot be reconciled within the capitalistic system.

- (ii) It shall pay an annual contribution and special levies, as provided in these rules.

## AFFILIATION FEES

6. Each Affiliated Union shall pay to the AITUC —

- (a) An annual contribution (i) of Rs. 15/- for 500 membership and below (ii) and at the rate of three pies per member with a minimum of Rs. 20/- for Unions with a membership above 500.
- (b) A delegation fee of Rs. 2 per delegate, and
- (c) Such other levy as may be fixed by a majority of not less than 2/3rds of the members of the General Council.

7. (a) The annual contribution shall be paid by the 30th June each year. The special contribution or levy shall become payable as and when fixed in each case. Non-payment of any contribution or levy that has become due shall disqualify the defaulting Union from voting at or participating in the meetings of the AITUC, or any of its constituent bodies, until the payment is made; the disqualification shall also apply to the voting on the circulars that may be issued by the Secretariat, till the fees are paid; provided that the Working Committee may, in special cases for reasons to be recorded, remit the disqualifications.

(b) A Union, when disqualified for non-payment of contributions or levies may be reaffiliated on payment of the arrears and the current fees.

(c) In case a Union is disqualified, within the meaning of clause (a), for a period of not less than twelve months, the General Secretary may issue a notice to the Union concerned to make good within three months, all the dues at the date of the notice. In case, the Union fails to pay all such arrears, demanded within the time given, it shall be liable for disqualification.

## COMPOSITION OF THE A.I.T.U.C.

8. The AITUC shall consist of :

- (i) The affiliated Unions;

# Constitution

- (ii) The delegates assembled at the General or special Session;
- (iii) The General Council including the Office-bearers;
- (iv) The Working Committee of the General Council;
- (v) The Provincial Bodies.

## GENERAL COUNCIL & TRADE GROUPS

9. (a) The General Council shall consist of :
- (i) A President;
  - (ii) Five Vice-Presidents;
  - (iii) A General Secretary;
  - (iv) A Treasurer;
  - (v) Not more than four Assistant Secretaries; and
  - (vi) Other members elected by the AITUC under the following Trade Groups :
    - (a) Railways, (b) Shipping;
    - (c) Transport other than Railways and Shipping;
    - (d) Cotton Textiles;
    - (e) Jute Textiles
    - (f) Mining and Quarrying;
    - (g) Engineering & allied Trades and Industries;
    - (h) Printing and Paper;
    - (i) Non-manual;
    - (j) Agricultural;
    - (k) Municipal;
    - (l) Distributive;
    - (m) General;
    - (n) Tobacco;
    - (o) Communications.

The General Council may determine the list of Trade Groups from time to time by addition, amalgamation or omission as deemed desirable.

(The new arrangement of Trade Groups shall come into operation after an interval of three months, after intimation of such a change to the Affiliated unions. The minimum membership for a Trade Group shall be 2,000. When membership in Unions in a group does not come upto 2,000, the Union will be included in the General Group).

(b) The Union shall, in its application for affiliation, state the particular Trade Group to which it would like to belong and the Working Committee shall allocate to such Union its appropriate Trade Groups, subject to the right of appeal to

the General Council, whose decision in the matter shall be final.

(c) Delegates alone shall be eligible for election to the General Council. Election of membership of the General Council shall be made during the annual session of the AITUC, by the delegates present at the session, meeting separately in the Trade Groups as mentioned in clause 9(a), by the system of cumulative voting.

(d) Casual vacancies shall be filled at a meeting of the General Council from the Trade Group where vacancies have occurred.

(e) The representation of the different Trade Groups on the General Council shall be on the following scale :

Two representatives for a Group with a membership upto an including 3,000; Three representatives for a Group with a membership between 3,000 and 6,000; Four representatives for a Group with a membership between 6,000 and 9,000; Five representatives for a Group with a membership between 9,000 and 12,000; Six representatives for a Group with a membership between 12,000 and 16,000; Seven representatives for a Group with a membership between 16,000 and 20,000; Eight representatives for a Group with a membership between 20,000 and 24,000; Nine representatives for a Group with a membership between 24,000 and 30,000; Ten representatives for a Group with a membership between 30,000 and 36,000; Eleven representatives for a Group with a membership between 36,000 and 42,000; Twelve representatives for a Group with a membership between 42,000 and 50,000; Thirteen representatives for a Group with a membership between 50,000 and 60,000; One representative to be added for each 10,000 membership above 60,000.

10. A member of the General Council who ceases to be a member of any Trade Group on whose behalf he has been elected to the General Council, shall cease to be a member of the General Council.

11. The representatives of the Trade Groups elected on the Gene-

ral Council, in the manner prescribed in these rules, shall co-opt members on the Council, not necessarily connected with any trade union organisation but who have taken part in the trade union movement and whose presence on the Council may be considered essential in the interest of the Movement. The number of such co-opted members shall not be more than one-sixth of the total number of representatives of the affiliated organisations.

## WORKING COMMITTEE

11. There shall be a Working Committee of the General Council consisting of :

- (A) All office-bearers of the AITUC as ex-officio members;
- (B) Twenty members elected by the General Council by a system of cumulative voting.

## MEETING

13. (a) The AITUC shall meet once every year;
- (b) The General Council shall meet at least once a year;
  - (c) The Working Committee shall meet twice a year.

14. The Working Committee shall have the power to call a special session of the AITUC. On a requisition from the Unions representing 1/4th of the total strength of the AITUC, the General Secretary shall, in consultation with the President, call a Special Session of the AITUC within six weeks of the receipt of the requisition, for the purpose of transacting the definite business mentioned in the requisition.

15. (a) Notice of the time and place of meeting of the Working Committee, General Council and General and Special Session of the AITUC, shall be given by the General Secretary.

(b) For the meeting of the Working Committee, at least 15 days' notice shall be given; for the

# Constitution

meeting of the General Council and the General Session of the AITUC, at least a fortnight's and a month's notice respectively shall be given.

(c) Emergency meeting of the Working Committee can be called by giving a notice of seven days.

16. (a) For the General or the Special Session of the AITUC, the affiliated Unions shall be entitled to elect delegates on the following basis :-

One delegate for each union having a membership of 200 or less, and one additional delegate for every complete set of 200 members, and a further delegate for the last fraction of 200, if the said last fraction consists of 100 or more members.

(b) To ascertain the number of delegates which an Affiliated Union is entitled to send to the AITUC, the basis shall be the number of paying members existing on the register of the Union, as disclosed in the balance sheet of the Union, for the year prior to the Session of the AITUC, duly certified by the auditor.

(c) An Affiliated Union shall furnish to the General Secretary the names and addresses of the delegates two weeks before the date fixed for the session of the AITUC.

(d) Delegate's card will be issued on production of a certificate of election by the Secretary of the Union concerned.

(e) No person who is neither an office-bearer of the Affiliated Union, nor a member of the Affiliated Union shall be entitled to be elected as a delegate of the AITUC.

(f) Propositions for the agenda of the General Session of the AITUC must be signed by the President or the Secretary of the Union sending them, and must reach the General Secretary of the AITUC, at least two weeks before the time fixed for the meeting of the AITUC.

(g) A Trade Union shall not be allowed to send more than five resolutions but in order that important labour questions may not be omitted from discussion at the

Session, the General Council is empowered to place important propositions on the Agenda.

(h) At the meeting of the AITUC the official business shall have priority over other business.

17. On a motion being put to the Session of the AITUC, the President shall declare the result on a show of hands. But if any delegate demands a division, the voting shall be by Unions, and each Union is then entitled to as many votes as the number of delegates it is entitled to send as per rule 16 above. On a poll, the voting shall be by means of a card.

## QUESTIONS FOR DECISION

17-A. Questions coming for decision before the Working Committee, the General Council and the Session of the AITUC, shall be decided by a majority of votes, provided, however, that questions of political nature, and those relating to strikes to be declared by the AITUC, and the affiliation of the AITUC to any foreign organisation shall be decided by a three-fourths majority.

## RECEPTION COMMITTEE

18. (a) The Provincial Committee for the place where the Session is to be held, will form a Reception Committee for the purpose. In places where a Provincial Committee is not functioning, a committee appointed by affiliated unions of the place shall be the Reception Committee.

(b) The Reception Committee shall have power to collect funds for the expenses of the AITUC Session. After meeting the expenses of the Session, if there be any surplus, the same shall belong to Provincial or local Trade Union organisation of the place, where the Session is held.

## QUORUM

19. The quorum at the sessions of the AITUC and at the meetings of the General Council and the Working Committee shall be one-

third of the delegates or members of the respective bodies.

## TIME OF THE SESSION

20. The General Session of the AITUC shall be ordinarily held in December.

## POWERS OF GENERAL COUNCIL AND WORKING COMMITTEE

21. (a) The General Council shall have the authority to take all proper steps to carry out the work of the AITUC in accordance with the Constitution;

(b) The Working Committee shall have the authority :

(i) To take all proper steps for carrying out the resolutions passed at the previous Session of the AITUC;

(ii) To deal with any emergency that arises during the year, affecting the interests of the working class; and

(iii) Generally to advance and further the aims and objects of the AITUC.

## GENERAL SECRETARY'S REPORT

22. The General Secretary shall present a report of the work done during the year by the Working Committee and the General Council and an audited statement of accounts and balance sheet, duly certified by auditors.

## ELECTION OF OFFICE-BEARERS.

23. Office-bearers shall be elected by the annual General Session, after having received nominations duly proposed and recommended by one or more delegates. Nominees must be persons, who are either delegates at the session, or are retiring office-bearers.

## PRESIDENT OF SESSIONS

24. The outgoing President shall preside at the General Session, and any Special Session that may be held during his term of office.

# Constitution

## ELECTION OF DELEGATES TO INTERNATIONAL & OTHER CONFERENCES

25. Delegates and advisers to the World Federation of Trade Unions and other international and national Conferences and meetings shall be ordinarily elected at meetings of the General Council or the Working Committee, whichever is being in session. In case of emergency, and when either the General Council or the Working Committee cannot be convened, decisions may be taken by circular to the members of the Working Committee.

## INTERNATIONAL AFFILIATION

26. The AITUC may be affiliated to such International bodies as have same or similar object and methods.

## POLITICAL COMMITTEE

27. The Working Committee may appoint, from among its members, a political committee consisting of seven members. The Committee shall endeavour :

- (i) To encourage the Affiliated Unions to build up their political funds;
- (ii) To organise, in consultation with the General Council, elections to the local bodies and the legislatures;
- (iii) To keep a watch over the taxation proposals of the Central and Local Governments and over the development of the labour legislation in India, from the point of view of the working class;
- (iv) To initiate legislation in the interests of the working class; and
- (v) To do such other political propaganda in consultation with the Working Committee, as may not be inconsistent with this Constitution.

## BY-LAWS

28. The General Council have power to make bye-laws, not inconsistent with this Constitution, and in particular on questions relating to :

- (a) the election of delegates,
- (b) the submission of returns and
- (c) the affiliation fees.

## PROVINCIAL AND REGIONAL UNITS

29. (a) Affiliated unions in every Provincial administrative unit, shall form a Provincial Trade Union Congress Committee. Every Union in the Province, affiliated to the AITUC, shall automatically form a part of the Provincial Committee, and a Union which has not secured affiliation to the AITUC cannot become a member of the Provincial Committee. The Provincial Committee and the individual Unions shall have power to manage their affairs according to their own rules, subject to the provisions of this Constitution.

Where a Provincial Administrative Unit consists of two or more linguistic units, separate Provincial Trade Union Committees may be permitted to be formed by the General Council.

(b) The Provincial Committee may enrol as Associate Member any Union which has not secured affiliation to the AITUC but which proposes to observe the constitution of the AITUC, except sub-rule (a) (iv) of Rule 5. The Associate Unions will have no power of voting at the meeting of Provincial Committees, nor will they be entitled to have any privileges of Affiliated Unions, under the constitution of the AITUC.

(c) Regional Trade Union Councils: Where the General Council finds that if affiliated Trade Unions in an area are grouped together (taking into consideration homogeneity of language and nearness or affinity of industrial units in the area) in a Regional Trade Union

Council, the work of the organisation will be more efficiently done, the General Council may authorise the Provincial Committee to organise such Trade Union Councils. The Regional Trade Union Councils will have their own working constitution, which will be consistent with that of the AITUC and of the Provincial Committees. In matters of representations etc., to the Government concerning regions, the Regional Council may directly approach the Government but when such matters concern the province as a whole, the Regional Council will only function through the Provincial Committees.

## AMENDMENT

30. It shall be open to the AITUC on the report of the General Council to make any additions or changes in this Constitution by a majority of 3/4th votes.

## BYE-LAWS OF THE CONSTITUTION UNDER SECTION 28 :

(1) Election of Delegates :- Delegates to the session of the AITUC shall be elected in a meeting of the Executive Committee or some duly authorised committee or the General Body of the Union. A Delegates' Form should be issued by the General Secretary AITUC, to each Union in which the names of the delegates and the other details required, shall be entered. The General Secretary, AITUC, shall register only those persons as delegates, whose names are sent to him duly entered in the form.

(2) Submission of Returns :- Every affiliated union shall send to the General Secretary, every year, such information or material as the General Secretary may require. The General Secretary, should issue a form in the month of April every year. The information must reach the office of the AITUC by the end of August. A report of the information received may be presented to the General Council at its next meeting held after October.





# BENGAL MARINERS' UNION

(Registered Trade Union No. 64)

AFFILIATED WITH THE ALL INDIA TRADE UNION CONGRESS

Head Office :

27B, CIRCULAR GARDEN REACH ROAD, KIDDERPORE, CALCUTTA

Ref. No. ....

Dated the ..... 195

## AMENDMENTS OF THE CONSTITUTION

It is my feeling that Article 4 dealing with demands be deleted totally from the Constitution of the A.I.T.U.C.

If the working Committee feel that Article 4 "Demands" should remain in the Constitution, then I would suggest the following amendments for the consideration of the Conference:-

In Article 4, this be added " Recognition of Trade Unions by the authorities and the employers on the basis the result of secret Ballot vote of the workers."

This should be Article 4(a) and the other numbering be changed accordingly.

Article 4(j) be deleted and be read as "Implimentaion of the ....."

In Article 4(i) this be added at the end "Recognised as per Article 4(a)."

Article 22. General Secretary's report.

This be added at the end "to the affiliated unions at least a month before every Conference!"

*Mansoor Gilani*

6-30 P.M.

26/12/57.

(MANSOOR GILANI)  
Delegate-West Bengal.

9. The General Council shall

Consist of:-

- (i) A President
- (ii) Seven Vice-Presidents
- (iii) A Gen. Secy
- (iv) ~~A Treasurer~~
- (v) Five Secretaries
- (vi) A Treasurer; and
- (vii) other members elected by the AITUC  
on the following basis:-

(a) State-wise on the following basis:-

(a) one member for each 5,000 up to a total of 50,000 and one for every additional 10,000 ~~members~~ <sup>of the affiliated</sup> aggregate membership of the unions at ~~from the~~ ~~state~~ each state.

(a) The Bd. Council will elect one  
man represent

(b) one representative of each  
of two Trade Federations ~~or any~~  
that may be formed, ~~to be~~ to the  
Bd. Council.

NOTES ON ARTICLES TO BE AMENDED

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Article 2: India having achieved political freedom, the retention of that objective in the aims and objects has become superfluous.

Other changes are only for better expressions.

Article 4: In the present stage of our economic and political development, the demand for a general reduction in working hours below eight is not feasible. But, there are industries, where even an 8-hour day is not being observed. So, in these industries, the task is to get the 8-hour working day implemented. In certain particular industries, however, where the work is hazardous and entails danger to health, ~~the work~~ such as mines and chemicals, the reduction of working hours below eight is needed.

Article 5 (a) (i): This clause was drafted in conditions of the controversies of 1934-36, to meet certain ideological questions. The need for such a clause no longer exists, especially when the functions and definitions of a trade union have been made amply clear by the WFTU. The deletion of this clause is also necessary in <sup>not</sup> order to make it a ground of argument and controversy, when we have to evolve unity among trade unions of differing ideologies or no ideology. Moreover, some statements in this clause are ~~incorrect~~ by themselves incorrect, as for example, the fact that collective bargaining is necessary not only in the transition period but even afterwards.

Article 5 (a) (iii) and Others: In the re-organisation now, the Provinces have been substituted by States.

Article 5 (a) (v) ~~x~~: Besides conducting struggles, the trade unions now have to undertake new tasks such as work before courts, tribunals and similar other things. This requires more funds. With the rise in prices, office and other work has also become dearer. Hence, the minimum membership should be increased. Most of the unions have already done so.

Article 6 (a): This is only consolidation of the changes made from time to time in this respect.

Article 6 (d): As usually the annual year of the trade union is from April 1 to March 31, the practice followed by the AITUC needs clarification.

Article 9 (a)(vi) and 16 (a): In view of the new pattern in which industries and along with them the trade unions are developing in India, this classification requires changes. The amendment also takes into account the fact that the Government of India, ILO and the WFTU have adopted new groupings of industries and trades. In India also, actual practice is going the same way and is more convenient. The details of sub-sections are only for explanatory purposes.

The minimum number of membership of the Group has been raised from 2,000 to 5000 and each delegate on membership from 200 to 500, as the trade union membership has in the past years increased.

Article 9 (c): Table of representation has been amended to suit representation of the increased membership and to keep the number of members of the General Council from becoming unwieldy.

Article 12: This is taking into consideration the decision of the last session of the AITUC when the number of members of the Working Committee was increased.

Article 13: It has been found in practice that in a vast country like ours, annual conferences of the AITUC, besides the local, State and industrial conferences every year, are not practicable for many reasons. So the interval between each Conference has been increased from one to two years. In the recent Leipzig Congress, the WFTU changed its Constitution to hold the World Congress every four years, instead of two.

Article 29 (c): With the reorganisation of States, now there is no need for Regional Councils, except the present Bombay State where there will remain Maharashtra and Gujerat State Committees.

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NOTES ON ARTICLES TO BE AMENDED

ARTICLE 2

India having achieved political freedom, ~~the tasks before Indian Trade Union movement, has changed.~~ *the re-orientation of that objective in the aims & objects has become superfluous.*

*Other*  
Some changes are only for better expressions.

ARTICLE 4

*In the present stage of our economic and political development; the demand for a general reduction in working hours*  
In our country at present there are industries, where even 8 hour day working is not being <sup>observed</sup> applied. So, in these industries the task is

to get the application and implementation of 8-hour working day *implemented.*  
In certain *particular* other industries such as mines, *however, where the work is hazardous and entails danger to health* reduction of working hours *below eight* is needed. *& chemicals*

ARTICLE 5 (a) (i)

Trade Unions are not organs of class struggle and negotiations, representation, joint action and methods of collective bargaining are integral part of TU activities not only during the transition period to socialist economy in India but even afterwards. So this explanation is incorrect and should be deleted.

ARTICLE 5 (a) (iii) and OTHERS

In the re-organisation now, the Provinces have been substituted by States.

ARTICLE 5 (a) (v) *Besides conducting struggle, the trade unions now have to undertake new tasks such as work before courts, tribunals, etc. and*  
~~The change in the functioning and tasks of TU movement make it incumbent along with the increase in dearness that the minimum membership fee of the trade union should be increased. Most of the unions have already done so.~~ *and other*

ARTICLE 6(a)

This is only consolidation of the changes made from time to time in this respect.

ARTICLE 6 (d) - As usually, the annual year of the trade union is from April 1 to March 31; the practice followed by the AITUC needs clarification.

*Below eight is not possible. But,*

*This clause was drafted in conditions of the circumstances of 1934-36, to meet certain ideological ~~theoretical~~ questions. The need for such a clause no longer exists, especially when the functions & definitions of a trade union have been made <sup>clear</sup> by the ILO <sup>and</sup> WFTU. The deletion of this clause is also necessary in order not to make it a <sup>ground</sup> for argument and controversy. We have to work among trade unionists of different ideologies or no ideology. Some statements in this clause are by <sup>members</sup> <sup>incorred</sup>, as to <sup>example</sup> the fact that collection of membership is necessary in the transition period but even afterwards.*

ARTICLE 9 (a)(vi) and 16 (a)

*In view of the new pattern in which industries and along with them the trade unions are developing in India, the classification required changes. The amendment takes into account the fact that the Government of India and the WFTU have adopted new groupings of industries and trades. In India also actual practice is going the same way and is more convenient.*

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Table of representation has been amended to suit representation of the increased membership and to keep the number of membership of the General Council within limits, from becoming unwieldy.

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This is taking into consideration the decision of the last session of the AITUC when the number of members of the Working Committee were increased.

ARTICLE 13

It has been found in practice that in a vast country like India, annual conferences of the AITUC, besides the local, State and industrial conferences every year, are not practicable for many reasons of finance and other conveniences. So the interval between each Conference has been increased from one to two years.

*changed its constitution to meet every four years, instead of two*

ARTICLE 29 (c)

With the reorganisation of States, now there is no need of Regional Councils, *except the present* in Bombay State, *where there* However, there will remain Maharashtra and Gujerat State Committees.

NOTES ON ARTICLES TO BE AMENDED

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ARTICLE 2

India having achieved political freedom, the tasks before Indian Trade Union movement has changed.

Some changes are only for better expressions.

ARTICLE 4

In our country at present there are industries where even 8 hour working is not being applied. So in these industries the task is to get the application and implementation of 8-hour working day. In certain other industries such as mines, reduction of working hours is needed.

ARTICLE 5 (a) (i)

Trade Unions are not organs of class struggle and negotiations, representation, joint action and methods of collective bargaining are integral part of TU activities not only during the transition period to socialist economy in India but even afterwards. So this explanation is incorrect and should be deleted.

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The change in the functioning and tasks of TU movement make it incumbent along with the increase in dearness that the minimum membership fee of the trade union should be increased. Most of the unions have already done so.

ARTICLE 6(a)

This is only consolidation of the changes made from time to time in this respect.

ARTICLE 6 (d) - As usually, the annual year of the trade union is from April 1 to March 31; the practice followed by the AITUC needs clarification.



ARTICLE 9 (a)(vi) and 16 (a)

With the growth of Industry and trade unions in India, the classification required changes. The amendment keeps into account the classifications made by the Government of India and the WFTU for their reports and functioning, as also the practicability in this country. The details of sub-sections are only for explanatory purposes.

The minimum number of membership of the Group has been raised from 2,000 to 5,000 and the delegates for membership from 200 to 500, as the trade union membership has in the past years increased.

ARTICLE 9 (c)

Table of representation has been amended to suit representation on the increased membership and to keep the number of membership of the General Council within limits.

ARTICLE 12

This is taking into consideration the decision of the last session of the AITUC when members of the Working Committee were increased.

ARTICLE 13

It has been found in practice that in a vast country like India, annual conferences of the AITUC besides the local, State and industrial conferences every year are not practicable for reason of finance and other conveniences. So the interval between each Conference has been increased from one to two years.

ARTICLE 29 (c)

With the reorganisation of States, now there is no need of Regional Councils. In Bombay State However, there will remain Maharashtra and Gujerat State Committees.

# अखिल भारतीय ट्रेड यूनियन काँग्रेस

## ALL-INDIA TRADE UNION CONGRESS

T. U. LAW BUREAU :  
R. L. TRUST BUILDING,  
55, GIRGAON ROAD,  
BOMBAY 4 (INDIA)

4, ASHOK ROAD,  
NEW DELHI.

President : V. CHAKKARAI CHETTIAR, M.L.C. (Madras).  
General Secretary : S. A. DANGE, M.P.

November 26, 1957

Comrades Jyoti Basu  
P. Ramamurti  
K. N. Joglekar  
S. S. Mirajkar  
Balachandra Menon

Dear Comrades,

The 24th Session of the AITUC had appointed a Committee to amend the Constitution of the AITUC suitably in the light of developments in the country. *past decade. The main parts of the present constitution were adopted in the years 1934-38 & hence require revision.*

2. The proposed amendments and a copy of the Constitution are sent to you herewith for your comments, ~~if any~~. On receipt of your comments, *if any,* the amendments will be circulated to the Unions. in printed form.

3. You are requested to please send your comments within seven days and in case no reply is received, it will be taken ~~as if~~ <sup>that</sup> you agree with the proposed amendments which will then be circulated to the Unions!

With greetings,

Yours fraternally,

*Uma*  
*26/11*  
(K. G. Sriwastava)  
for S. A. DANGE,  
General Secretary

Encl: 1. Draft Amendments  
2. Copy of Constitution

DRAFT AMENDMENTS TO THE CONSTITUTION

It is hereby proposed that the Constitution of the All-India Trade Union Congress be amended as under:

ARTICLE 2 (b) be deleted and the following substituted:

"2(b) To work for and achieve the establishment of socialist economy in India, in which the means of production, distribution and exchange are socialised.

ARTICLE 2 (f) be deleted.

ARTICLE 2 (g): Substitute "trade unions" instead of "labour unions" and renumber it as 2(f)

ARTICLE 2 (h): Substitute after the word "economic", "privileges" instead of "advantage"; and renumber it as 2(g).

\*\*\*

ARTICLE 4 (a): Delete the present wording and substitute the following:

"(a) A statutory enactment providing for shorter working hours in hazardous industries."

\*\*\*

ARTICLE 5: Delete explanation below Article 5(a)(i)

- Delete the word 'provincial' wherever occurring in the following Articles and substitute it with "State":

Art. 5(a)(iii)  
Art. 18(a) and (b)  
Sub-title after Article 28  
Art. 29(9)

ARTICLE 5(a)(v): Delete the words "rupee one" and substitute it by "Rupees two" before "per year".

\*\*\*

ARTICLE 6(a): Delete clause (a) and substitute the following:

(a) (1) An annual contribution at the following rates:

Membership upto 250	-	Rs.10.00
" from 251 to 500	-	Rs.15.00
" from 501 to 1000	-	Rs.20.00

and at the rate of two naye paise per member for unions with a membership above 1000;

(ii) WFTU levy at the rate of Rs.5/- per 1000 members and a major portion thereof;

(iii) Annual subscription for "Trade Union Record", as fixed by the Working Committee from time to time.

ARTICLE 6: After "c", ADD: (d) Accounts of the AITUC shall be maintained in accordance with the calendar year beginning from January 1 and ending with December 31.

\*\*\*

ARTICLE 8(v): Delete present clause and substitute it as under:

"THE STATE COMMITTEE"

\*\*\*

ARTICLE 9(a)(v): DELETE the word "Assistant" occurring after the word "four" and before "Secretaries".

ARTICLE 9(a)(vi): DELETE the existing classification from "(a)" to "(e)" and substitute the following:

1. TEXTILES - (a) Cotton  
(b) Silk  
(c) Jute  
(d) wool

2. METAL - (a) Iron & Steel extracting and refining, conversion, rolling, tube making and wire drawing and founding;  
(b) Other than Iron & Steel, viz., copper, zinc, gold, silver extracting, refining, founding, etc.  
(c) Metal containers and steel trunks, cutlery, locks, bolts, nuts nails, springs, chains, metal galvanising, ~~electroplating~~ tinning, plating, lacquering, type founding, welding, safes, and vaults, etc.
3. ENGINEERING - ~~Manufacture of machinery and equipment~~
  - (i) Mechanical - including manufacture of machinery, hydraulic, ventilating and pneumatic engineering, prime movers and boilers and agricultural implements; machine tools and accessories; combustion engines and power-driven pumps; building of ships, aircrafts, wagon and coaches, motor vehicles, bicycles, trams, EME workshops, railway workshops, repair and service workshops; Gun and Shell factories.
  - (ii) Electrical - Heavy - electric motors, machinery and equipment for generation, transmission and distribution of electric energy (excluding house meters and patch instruments); Light - Electric lamps, fans, batteries, dry cells and storage, radio receivers and house-service meters and panel instruments, telephones, telegraph apparatus and wireless apparatus.
  - (iii) Electricity, Gas, Steam and Power - Generation, Supply and Distribution.
4. TRANSPORT-- Railways  
Inland Waterways  
Roadways  
Airways
5. AGRICULTURE & FORESTRY - Plantation  
Tea, Coffee, Rubber, Cinchona, Cardamom & Pepper  
Sugar  
Farm Labour
6. MINES OTHER THAN COAL INCLUDING QUARRIES
7. COAL MINES
8. BUILDING, WOOD AND BUILDING MATERIAL INCLUDING CEMENT & TILES
9. CHEMICALS - Heavy Chemicals; ammunition; acid and fertilisers; alkalis, pharmaceuticals and drugs; plastic materials; manufacture of dyes, paints, varnishes, soap, matches, lac and shellac; oils and fats; salt; bone factories.
10. FOOD AND DRINKS including hotel, lodge, restaurant
11. TOBACCO
12. LEATHER
14. PAPER including printing establishments
15. SALARIED EMPLOYEES including State and Central Government Employees, local bodies' employees, employees in Banks and Insurance companies.
16. MISCELLANEOUS

ARTICLE 9 (a)(vi): The paragraph beginning in bracket "The new arrangement..." and ending with "...General Group", may be DELETED AND the following SUBSTITUTED:

"The new arrangement of trade groups shall come into operation from and for the next session of the AITUC. The minimum membership for a trade group shall be 5000. When the membership in unions in a group does not come up to 5000, the Union will be included in General Group."

ARTICLE 9(b): Delete the sub-section (b) and substitute the following:

"9.(b): In accordance with the classification referred to in clause (a)(vi) above, the Unions, when affiliated to the AITUC will be allocated appropriate trade group, subject to the right of appeal to the General Council whose decision in the matter shall be final."

"9.(c). The table of representation in the Council be as under:-

1	representative for a group with a membership upto and including 5,000
2	" " between 5001 and 10,000
3	" " 10,001 and 15,000
4	" " 15,001 and 20,000
5	" " 20,001 and 30,000
7	" " 30,001 and 50,000

and one representative to be added for each 15,000 membership above 50,000.

\*\*\*\*

ARTICLE 12(b): Delete the words "Twenty Members" and substitute "Thirty members".

- ADD 12(c).

12(c): Office bearers of the Working Committee of the AITUC stationed at the Central Office shall form and function as a Secretariat.

\*\*\*\*

ARTICLE 13(a): After the word 'once', DELETE "every year" and substitute "two years".

\*\*\*\*\*

ARTICLE 16(a),  
para 2.

After "one delegate for each union having a membership of" DELETE "200" and substitute it by "500".

\*\*\*

ARTICLE 29(c): To be DELETED

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to work for and  
2(b) achieve the establishment  
of socialist economy  
in India, in which  
the means of production  
& exchange  
are socialised.

AMENDMENTS TO THE CONSTITUTION

It is <sup>hereby</sup> ~~being~~ proposed that the Constitution of the AITUC be amended as under:

Article 2 (b) be deleted and the following substituted:

"2(b). To nationalise and socialize the means of production, distribution and exchange, as far as possible."

Article 2 (f) be deleted.

Article 2 (g): Substitute "trade unions" instead of "labour Unions". & substitute it as 2 (7)

Article 2 (h): Substitute after the word "economic", "privileges" instead of "advantage". & substitute it as 2 (9).

ARTICLE 4 (a): Delete the present wording and substitute the following:

"(a) A statutory enactment providing for shorter working hours." *has industry in industries*

ARTICLE 5: Delete explanation below Article 5(a) (i)

DELETE the word 'provincial' where <sup>ever</sup> occurring in the following Articles and substitute it with "State":

Art. 5(a) (iii)

Art. 18(a) and (b)

Sub-title after Article 28

Art. 29(9)

ARTICLE 5 (Q) (v): Delete the words "rupee one" and substitute it by "Rupees Two" before "per year".

ARTICLE 6(a): Delete clause (a) and substitute the following:

(a) (1) An annual contribution at the following rates:

Membership upto 250	-	Rs.10.00
" from 251 to 500	-	Rs.15.00
" from 501 to 1000	-	Rs.20.00

and at the rate of two naye paise per member for unions with a membership above 1000;

(ii) WFTU levy at the rate of Rs.5/- per 1000 members and a major portion thereof;

(iii) Annual subscription for "Trade Union Record", as fixed by the Working Committee from time to time.

~~ADD after clause 6(a)~~

ARTICLE 6: After "c)", ADD:

- (d) Accounts of the AITUC shall be maintained in accordance with the calendar year beginning from 1st January and ending on 31st December.

ARTICLE 8(v): Delete present clause and substitute it as under

"THE STATE COMMITTEE"

ARTICLE 9(a)(v): DELETE the word "Assistant" occurring after the word "four" and before "Secretaries".

ARTICLE 9(a) (vi): DELETE the existing classification from "(a)" to "(o)" and substitute the following:

1. TEXTILES -
  - (a) Cotton
  - (b) Silk
  - (c) Jute
  - (d) Wool
2. METAL -
  - (a) Iron & Steel extracting and refining, conversion, rolling, tube making and wire drawing and founding;
  - (b) Other than Iron & Steel, viz., copper, zinc, gold, silver extracting refining, founding, etc.  
trunks,
  - (c) Metal containers and steel ~~boxes~~, cutlery, locks, bolts, nuts, nails, springs, chains, metal galvanising, ~~chairs, metal galvanising,~~ tinning, plating, lacquering, type founding, welding, safes, and vaults, etc.
3. ENGINEERING -
  - (i) Mechanical - including manufacture of machinery, hydraulic, ventilating and pneumatic engineering, prime movers and boilers and agricultural implements; machine tools and accessories; combustion engines and power driven pumps; building of ship, aircrafts, wagon and coaches, motor vehicles, bicycles, trams, EME workshops, railway workshops, repair and service workshops; Gun and Shell factories.
  - (ii) Electrical - Heavy - electric motors, machinery and equipment for generation, transmission and distribution of electric energy (excluding house meters and panel instruments); Light - Electric lamps, fans, batteries, dry cells and storage, radio receivers and house service meters and panel instruments, telephones, telegraph apparatus and wireless apparatus.
  - (iii) Electricity, Gas, Steam and Power - Generation supply and distribution.
4. TRANSPORT -
  - Railways
  - Inland waterways
  - Roadways
  - Airways
5. AGRICULTURE & FORESTRY -
  - Plantation
  - Tea, Coffee, Rubber, Cinchona, cardamom and pepper
  - Sugar
  - Farm labour.



- 6. MINES OTHER THAN COAL INCLUDING QUARRIES
- 7. COAL MINES
- 8. BUILDING, WOOD AND BUILDING MATERIAL INCLUDING CEMENT AND TILES.
- 9. CHEMICALS - Heavy chemicals; ammunition; acid and fertilisers; alkalis; pharmaceuticals & drugs; plastic materials; manufacture of dyes, paints, varnishes, soap, matches, lac and shellac; oils and fats; salt; bone factories
- 10. FOOD AND DRINKS including hotel, lodge, restaurant.
- 11. TOBACCO
- 13. LEATHER
- 14. PAPER including printing establishments
- 15. SALARIED EMPLOYEES including State and Central Government Employees, local bodies employees, bank and insurance employees.
- 16. MISCELLANEOUS -

**ARTICLE 9(a) (vi):** The paragraph beginning in bracket "The new arrangement...." and ending with "General Group", may be DELETED and the following SUBSTITUTED:

"The new arrangement of trade groups shall come into operation from and for the next session of the AITUC. The minimum membership for a trade group shall be 5000. When the membership in unions in a group does not come up to 5000, the Union will be included in General Group."

DELETE the existing **ARTICLE 9(b)** and substitute the following:

"9.(b). In accordance with the classification referred to in clause (a) (vi) above, the Unions, when affiliated to the AITUC will be allocated appropriate trade group, subject to the right of appeal to the General Council whose decision in the matter shall be final."

"9.(c) The table of representation in the Council be substituted as under:-

1	representative for a group with a membership upto and including 5,000
2	" " " between 5,001 and 10,000
3	" " " 10,001 and 15000
4	" " " 15,051 and 20,000
5	" " " 20,001 and 30,000
6	" " " 30,001 and 50,000

and one representative to be added for each 15,000 membership above 50,000

(B)

**ARTICLE 12** to be deleted and read as follows:

*Delete the words 'Travelling Members' and 'Subsidiary Members'!*

Add. 12(c)

12. (c) Office Bearer of the Working Committee of AITUC shall be elected at the Central office shall form a sect.

ARTICLE 13(a): After the word 'once' ~~delete~~ DELETE "every year" and substitute "two years".

ARTICLE 16(a), Para 2: After "one delegate for each union having a membership of" delete "200" and substitute it by "500".

ARTICLE 29(c): To be DELETED

ALL INDIA TRADE UNION CONGRESS CONSTITUTION.

1. Name. The name of the organisation shall be the All India Trade Union Congress (to be designated in abbreviated form as the A.I.T.U.C.).

Aims and Objects.

2. The objects of the A.I.T.U.C. shall be :
- (a) To establish Socialist State in India;
  - (b) To socialise and nationalise the means of production, distribution and exchange as far as possible;
  - (c) To ameliorate the economic and social conditions of the working class;
  - (d) To watch, promote, safeguard and further the interests, rights and privileges of the workers in all matters relating to their employment;
  - (e) To secure and maintain for the workers
    - (i) The freedom of speech;
    - (ii) The freedom of press;
    - (iii) The freedom of association;
    - (iv) The freedom of assembly;
    - (v) The right to strike, and
    - (vi) The right to work or maintenance.
  - (f) To support and actively participate in the struggle for India's political freedom, from the point of view of the working class;
  - (g) To co-ordinate the activities of the Labour Unions affiliated to the AITUC, and
  - (h) To abolish political or economic advantage based on caste, creed, community, race or religion.

3. The A.I.T.U.C. shall endeavour to further the aforesaid objects by all legitimate, peaceful and democratic methods such as legislation, education, propaganda, mass meetings, negotiations, demonstrations and, in the last resort, by strikes and similar other methods, as the AITUC may, from time to time, decide.

Demands.

4. The demands of the AITUC shall be :
- (a) A statutory enactment providing for a six-hours' working day;
  - (b) Minimum living wage;
  - (c) Weekly payment of wages;
  - (d) Equal wages for equal work, without racial or sex discrimination;
  - (e) One month's leave with full pay, or an equivalent amount of compensation when leave is not granted.
  - (f) Unemployment, sickness, old age, accident and maternity insurance;
  - (g) Pensions for widowed mothers and dependent children;
  - (h) Proper housing;
  - (i) Formation through Trade Unions of the workers' committees in factories, workshops, business houses and all other places where collective work is performed, with a view to control conditions of work, inside these places;
  - (j) Abolition of the employment of children under 15 years of age;

- (k) Payment of wages to women workers six weeks before and six weeks after child-birth;
- (l) Abolition of all other systems of recruiting labour, except through Trade Unions;
- (m) Abolition of fines and debts; and
- (n) Effective control of the subscribers over the Provident Funds.

Affiliation of Unions.

5. (a) The AITUC may affiliate to itself any bona fide Trade Union which satisfies the following conditions:-

- (i) The Trade Union seeking affiliation shall make an application according to the form.

Explanation:- A Trade Union is an organ of class struggle; its basic task, therefore, is to organise the workers for advancing and defending their rights and interests; and although collective bargaining is the necessary implication of a Trade Union and although in the transitional period to socialism, negotiations, representation, joint action and other methods of collective bargaining must remain an integral part of trade union activities, labour and capital cannot be reconciled within the capitalistic system.

- (ii) It shall pay an annual contribution and special levies, as provided in these rules.
- (iii) It shall send a copy of its rules and regulations, a list of its office-bearers, a copy of the statement of accounts for the official year, giving an average paying membership for the period, duly audited by a qualified auditor and such other information or materials as the General Secretary of the AITUC may require.
- (iv) The application for affiliation shall be forwarded through the Provincial Committee, wherever such a Committee exists, to the General Secretary of the AITUC, with remarks if any, made by the Provincial Committee regarding the eligibility of the Union for affiliation, under the Rules of the AITUC. Such applications shall be forwarded by the Provincial Committee to the General Secretary within a period of two months.
- (v) The minimum fee which a Union desiring affiliation to the AITUC shall charge to its members shall not be less than rupee one per year. The General Council, however, shall have power to permit a lesser membership fee in cases of unions consisting of workers from seasonal or sweated industries.

(b) The Working Committee of the AITUC shall have the authority of accepting or rejecting any application for affiliation from a Trade Union, provided, however, that in case of the acceptance or rejection of any such application by the Working Committee, it will be open to the General Council, or to the General Body of the A.I.T.U.C. to confirm or set aside such a decision.

(c) The General Council shall have power to disaffiliate any Union, which is proved to have been guilty of breaches of this Constitution, provided that it will be open to the General Body to affirm or set aside that decision.

Affiliation fees.

6. Each Affiliated Union shall pay to the AITUC.-

- (a) An annual contribution (i) of Rs.15/- for 500 membership and below (ii) and at the rate of three pias per member with a minimum of Rs.20/- for Unions with a membership above 500.
- (b) A delegation fee of Rs.2 per delegate, and
- (c) Such other levy as may be fixed by a majority of not less than 2/3rds of the members of the General Council.

7. (a) The annual contribution shall be paid by the 30th of June each year. The special contribution or levy shall become payable as and when fixed in each case. Non-payment of any contribution or levy that has become due shall disqualify the defaulting Union from voting at or participating in the meetings of the AITUC, or any of its constituent bodies, until the payment is made; the disqualification shall also apply to the voting on the circulars that may be issued by the Secretariat, till the fees are paid; provided that the Working Committee may, in special cases for reasons to be recorded, remit the disqualifications.

(b) A Union, when disqualified for non-payment of contributions or levies may be reaffiliated on payment of the arrears ~~xx~~ and the current fees.

(c) In case a Union is disqualified, within the meaning of clause(a), for a period of not less than twelve months, the General Secretary may issue a notice to the Union concerned to make good within three months, all the dues at the date of the notice. In case, the Union fails to pay all such arrears, demanded within the time given, it shall be liable for disaffiliation.

#### Composition of the A.I.T.U.C.

8. The A.I.T.U.C. shall consist of :

- (i) The affiliated Unions;
- (ii) The delegates assembled at the General or special Session;
- (iii) The General Council including the Office-bearers;
- (iv) The Working Committee of the General Council;
- (v) The Provincial Bodies.

#### General Council & Trade Groups.

9. (a) The General Council shall consist of :

- (i) A President
- (ii) Five Vice-Presidents
- (iii) A general secretary
- (iv) A Treasurer
- (v) Not more than four Assistant Secretaries, and
- (vi) Other members elected by the AITUC under the following Trade Groups:

- (a) Railways, (b) Shipping; (c) Transport other than Railways and Shipping; (d) Cotton Textiles; (e) Jute Textile;
- (f) Mining and Quarrying; (g) Engineering & allied Trades and Industries; (h) Printing and Paper; (i) Non-manual;
- (j) Agricultural; (k) Municipal; (l) Distributive; (m) General;
- (n) Tobacco; (o) Communications.

The General Council may determine the list of Trade Groups from time to time by addition, amalgamation or omission as deemed desirable.

(The new arrangement of Trade Groups shall come into operation after an interval of three months, after intimation of such a change to the Affiliated unions. The minimum membership for a Trade Group shall be 2,000. When membership in Unions in a group does not come upto 2,000, the Union will be included in the General Group).

(b) The Union shall, in its application for affiliation, state the particular Trade Group to which it would like to belong and the Working Committee shall allocate to such Union its appropriate Trade Groups, subject to the right of appeal to the General Council, whose decision in the matter shall be final.

(c) Delegates alone shall be eligible for election to the General Council. Election of membership of the General Council shall be made during the annual session of the AITUC, by the delegates present at the session, meeting separately in the Trade Groups as mentioned in clause 9(a), by the system of cumulative voting.

(d) Casual vacancies shall be filled at a meeting of the General Council from the Trade Group where vacancies have occurred.

(e) The representation ~~xx~~ of the different Trade Groups on the General

Council shall be on the following scale:

- Two representatives for a Group with a membership upto and including 3,000;
- Three representatives for a Group with a membership between 3,000 and 6,000;
- Four representatives for a Group with a membership between 6,000 and 9,000;
- Five representatives for a Group with a membership between 9,000 and 12,000;
- Six representatives for a Group with a membership between 12000 and 16000;
- Seven representatives for a Group with a membership between 16000 and 20000;
- Eight Representatives for a Group with a membership between 20000 and 24000;
- Nine representatives for a Group with a membership between 24000 and 30000;
- Ten representatives for a Group with a membership between 30000 and 36000;
- Eleven representatives for a Group with a membership between 36000 and 42000;
- Twelve representatives for a Group with a membership between 42000 and 50000;
- Thirteen representatives for a Group with a membership between 50000 and 60000;
- One representative to be added for each 10,000 membership above 60,000.

10. A member of the General Council who ceases to be a member of any Trade Group on whose behalf he has been elected to the General Council, shall cease to be a member of the General Council.

11. The representatives of the Trade Groups elected on the General Council, in the manner prescribed in these rules, shall co-opt members on the Council, not necessarily connected with any trade union organisation but who have taken part in the trade union movement and whose presence on the Council may be considered essential in the interest of the Movement. The number of such co-opted members shall not be more than one-sixth of the total number of representatives of the affiliated organisations.

Working Committee.

12. There shall be a Working Committee of the General Council consisting of:

- (A) All office-bearers of the AITUC as ex-officio members;
- (B) Twenty members elected by the General Council by a system of cumulative voting.

Meeting.

13. (a) The A.I.T.U.C. shall meet once every year; *two years*
- (b) The General Council shall meet at least once a year;
- (c) The Working Committee shall meet twice a year.

14. The Working Committee shall have power to call a special session of the AITUC. On a requisition from the Unions representing 1/4th. of the total strength of the AITUC, the General Secretary shall, in consultation with the President, call a Special Session of the AITUC within six weeks of the receipt of the requisition, for the purpose of transacting the definite business mentioned in the requisition.

15. (a) Notice of the time and place of meeting of the Working Committee, General Council and General and Special Session of the AITUC, shall be given by the General Secretary.

(b) For the meeting of the Working Committee, at least 15 days' notice shall be given; for the meeting of the General Council and the General Session of the AITUC, at least a fortnight's and a month's notice respectively shall be given.

(c) Emergency meeting of the Working Committee can be called by giving a notice of seven days.

16. (a) For the General or the Special Session of the AITUC, the affiliated Unions shall be entitled to elect delegates on the following basis:-

One delegate for each union having a membership of 200 or less, and one additional delegate for every complete set of 200 members, and a further delegate for the last fraction of 200, if the said last fraction consists of 100 or more members.

(b) To ascertain the number of delegates which an Affiliated Union is

entitled to send to the AITUC, the basis shall be the number of paying members existing on the register of the Union, as disclosed in the balance sheet of the Union, for the year prior to the Session of the AITUC, duly certified by the auditor.

(c) An Affiliated Union shall furnish to the General Secretary the names and addresses of the delegates two weeks before the date fixed for the session of the AITUC.

(d) Delegate's card will be issued on production of a certificate of election by the Secretary of the Union concerned.

(e) No person who is neither an office-bearer of the Affiliated Union, nor a member of the Affiliated Union shall be entitled to be elected as a delegate of the AITUC.

(f) Propositions for the agenda of the General Session of the AITUC must be signed by the President or the Secretary of the Union sending them, and must reach the General Secretary of the AITUC, at least two weeks before the time fixed for the meeting of the AITUC.

(g) A Trade Union shall not be allowed to send more than five resolutions but in order that important labour questions may not be omitted from discussion at the Session, the General Council is empowered to place important propositions on the Agenda.

(h) At the meeting of the AITUC the official business shall have priority over other business.

17. On a motion being put to the Session of the AITUC, the President shall declare the result on a show of hands. But if any delegate demands a division, the voting shall be by Unions, and each Union is then entitled to as many votes as the number of delegates it is entitled to send as per rule 16 above. On a poll, the voting shall be by means of a card.

#### Questions for Decision.

17-A. Questions coming for decision before the Working Committee, the General Council and the Session of the AITUC, shall be decided by a majority of votes, provided, however, that questions of political nature, and those relating to strikes to be declared by the AITUC, and the affiliation of the AITUC to any foreign organisation shall be decided by a three-fourths majority.

#### Reception Committee.

18. (a) The Provincial Committee for the place where the Session is to be held, will form a Reception Committee for the purpose. In places where a Provincial Committee is not functioning, a committee appointed by affiliated unions of the place shall be the Reception Committee.

(b) The Reception Committee shall have power to collect funds for the expenses of the AITUC Session. After meeting the expenses of the Session, if there be any surplus, the same shall belong to the Provincial or local Trade Union organisation of the place, where the Session is held.

#### Quorum.

19. The quorum at the sessions of the AITUC and at the meetings of the General Council and the Working Committee shall be one-third of the delegates or members of the respective bodies.

#### Time of the Session.

20. The General Session of the AITUC shall be ordinarily held in December.

#### Powers of General Council and Working Committee.

21. (a) The General Council shall have the authority to take all proper steps to carry out the work of the AITUC in accordance with the Constitution;

(b) The Working Committee shall have the authority:

- (i) To take all proper steps for carrying out the resolutions passed at the previous Session of the AITUC;
- (ii) To deal with any emergency that arises during the year, affecting the interests of the working class; and
- (iii) Generally to advance and further the aims and objects of the AITUC.

General Secretary's Report.

22. The General Secretary shall present a report of the work done during the year by the Working Committee and the General Council and an audited statement of accounts and balance sheet, duly certified by auditors.

Election of Office-bearers.

23. Office-bearers shall be elected by the annual General Session, after having received nominations duly proposed and recommended by one or more delegates. Nominees must be persons, who are either delegates at the session, or are retiring office-bearers.

President of Sessions.

24. The outgoing President shall preside at the General Session, and any Special Session that may be held during his term of office.

Election of delegates to International & Other Conferences.

25. Delegates and advisers to the World Federation of Trade Unions and other international and national Conferences and meetings shall be ordinarily elected at meetings of the General Council or the Working Committee, whichever is being in session. In case of emergency, and when either the General Council or the Working Committee cannot be convened, decisions may be taken by circular to the members of the Working Committee.

International Affiliation.

26. The AITUC may be affiliated to such International bodies as have same or similar object and methods.

Political Committed.

27. The Working Committee may appoint, from among its members, a political committee consisting of seven members. The Committee shall endeavour:

- (i) To encourage the Affiliated Unions to build up their political funds;
- (ii) To organise, in consultation with the General Council, elections to the local bodies and the legislatures;
- (iii) To keep a watch over the taxation proposals of the Central and Local Govts and over the development of the labour legislation in India, from the point of view of the working class;
- (iv) To initiate legislation in the interdsts of the working class; and
- (v) To do such other political propaganda in consultation with the Working Committee, as may not be inconsistent with this Constitution.

Bye-Laws.

28. The General Council have power to make bye-laws, not inconsistent with this Constitution, and in particular on questions relating to :

(a) the election of delegates, (b) the submission of returns and (c) the affiliation fees.

Provincial and Regional Units.

29. (a) Affiliated unions in every Provincial administrative unit, shall form a Provincial Trade Union Congress Committee. Every Union in the Province, affiliated to the AITUC, shall automatically form a part of the Provincial Committee, and a Union which has not secured affiliation to the AITUC cannot become a member of the Provincial Committee. The Provincial Committee and the individual Unions shall have power to manage their affairs according to their own rules, subject to the provisions of this Constitution.



Where a Provincial Administrative Unit consists of two or more linguistic units, separate Provincial Trade Union Committees may be permitted to be formed by the General Council.

(b) The Provincial Committee may enrol as Associate Member any Union, which has not secured affiliation to the AITUC but which proposes to observe the constitution of the AITUC, except sub-rule a(iv) of Rule 5. The Associate Unions will have no power of voting at the meeting of Provincial Committees, nor will they be entitled to have any privileges of Affiliated Unions, under the constitution of the AITUC.

(c) Regional Trade Union Councils: Where the General Council finds that if affiliated Trade Unions in an area are grouped together (taking into consideration homogeneity of language and nearness or affinity of industrial units in the area) in a Regional Trade Union Council, the work of the organisation will be more efficiently done, the General Council may authorise the Provincial Committee to organise such Trade Union Councils. The Regional Trade Union Councils will have their own working constitution, which will be consistent with that of the AITUC and of the Provincial Committees. In matters of representations etc., to the Government concerning regions, the Regional Council may directly approach the Government but when such matters concern the province as a whole, the Regional Council will only function through the Provincial Committees.

Amendment.

30. It shall be open to the AITUC on the report of the General Council to make any additions or changes in this Constitution by a majority of 3/4th votes.

CONSTITUTIONAL AMENDMENTS ADOPTED BY THE 23RD SESSION OF THE A.I.T.U.C.

1. Clause 28: "Emergency Decision: On all occasions of emergency decisions may be taken by the General Secretary in a meeting of the members of the Working Committee available at the headquarters. Other Working Committee members shall be posted with information of all such decisions taken by the General Secretary".
2. Clause 29: "Disciplinary Action: The General Council may take disciplinary action against any office bearer or member of the General Council who acts in a way harmful to the interests of the AITUC".
3. "Filling up Vacancies: In case of a vacancy or vacancies from amongst the members of the Working Committee or in case of a vacancy of any of the Office-bearers other than that of the President or the General Secretary, the Working Committee may fill up the vacancies by electing new members of Office-bearers as the case may be subject to the approval of the next meeting of the General Council. In case of vacancy in the post of the President or the General Secretary due to death or resignation, the General Council is authorised to fill up the vacancy and in case of vacancy due to detention, the General Council is empowered to elect persons to act in their place. The General Council may also fill up any vacancy in any Trade Group from amongst the members of that particular Trade Group".

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Note: Proposed amendments to the above Constitution will be circulated later.

BYE-LAWS OF THE CONSTITUTION UNDER SECTION 28:

(1) Election of Delegates:- Delegates to the session of the AITUC shall be elected in a meeting of the Executive Committee or some duly authorised committee or the General Body of the Union. A Delegates' Form should be issued by the General Secretary AITUC, to each Union in which the names of the delegates and the other details required, shall be entered. The General Secretary, AITUC, shall register only those persons as delegates, whose names are sent to him duly entered in the form.

(2) Submission of Returns:- Every affiliated union shall send to the General Secretary, every year, such information or material as the General Secretary may require. The General Secretary, should issue a form in the month of April every year. The information must reach the office of the AITUC by the end of August. A report of the information received may be presented to the General Council at its next meeting held after October.

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