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GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH
MINISTRY OF INDUSTRIES AND COMMERCE

Jute Division

NOTIFICATION

Dhaka, the 8th December, 1983

No. S.R.O. 476-L/83.—In exercise of the power conferred by clause (3) of Article 4 of Bangladesh Industrial Enterprises (Nationalisation) Order, 1972 (P.O. No. 27 of 1972), the Government is pleased to omit M/S. Pubali Jute Mills Limited from the First Schedule to the said Order.

By order of the
Chief Martial Law Administrator

SK. ABDULLAH
Deputy Secretary.

NOTIFICATION

Dhaka, the 11th December, 1983

No. S.R.O. 477-L/83.—Whereas Notification under clause (3) of Article 4 of the Bangladesh Industrial Enterprises (Nationalisation) Order, 1972 (P.O. No. 27 of 1972), has since been issued to omit Pubali Jute Mills Limited from the First Schedule to the said Order;

(8821)

Price : 75 Paisa

Now, therefore, in exercise of the powers conferred by sub-clause (b) of the aforesaid Order, the Government is pleased to make the following consequential changes in the Article of Association of Pubali Jute Mills Limited, namely:—

- (1) throughout the Articles of Association, unless otherwise provided:
 - (a) for the word "Rupees" the word "Taka" shall be *substituted*;
 - (b) for the word "rupees" the word "taka" shall be *substituted*;
 - (c) for the word "Rs" the word "Tk." shall be *substituted*;
 - (d) for the word "Pakistan" the word "Bangladesh" shall be *substituted*;
- (2) in Article 2, for the definitions of "THE CORPORATION", "ASSOCIATE" and "INDUSTRIAL BANK" the following definitions shall respectively be *substituted*, namely:

"GOVERNMENT" means the Government of the People's Republic of Bangladesh;

"BIPARTITE AGREEMENT" means the bipartite Agreement entered into by the Company with the Government on 2nd February, 1983;

"TRIPARTITE AGREEMENT" means the tripartite Agreement executed on 2nd February, 1983 among the Company, the Government and the Bangladesh Jute Mills Corporation;"
- (3) for Article 3, the following shall be *substituted*, namely :

"3. The Agreement among the Industrial Development Corporation, established under the E. P. Ordinance No. XXXVII of 1962, Pubali Jute Mills Limited and the erstwhile Industrial Development Bank of Pakistan is the basis on which the Company was promoted and registered on the 30th day of March, 1968, and accordingly the Company shall adopt the said Agreement and carry the same into the effect with or without modifications and shall be bound by the terms and condition of the same to the extent it is not contrary to the provisions of the bipartite Agreement and the tripartite Agreement";
- (4) Articles 6 and 7 shall be *omitted*;
- (5) in Article 8, the words "representing the Associate and the Corporation" shall be *omitted*;
- (6) in Article 22, for the figure "10" the figure "8" shall be *substituted*;
- (7) in Article 43, the words and figures "the provision to Articles 6 and 7 of" shall be *omitted*;
- (8) in Article 47, for the words "representing the Associates and the Corporation" the word "Government" shall be *substituted*;
- (9) in Article 57, the brackets and words "(irrespective of class)" shall be *omitted*;

- (10) in Article 61, for the words, figures and comma "Subject to the provisions of Articles 6 and 7 of the Articles of Association of the Company, the company "the words" The Company" shall be *substituted*;
- (11) for Article 66, the following shall be *substituted*, namely :
- "67. The Directors shall raise or secure the discharge of the liabilities the Company took over by bipartite Agreement and tripartite Agreement by creation of mortgage or charge on the undertaking of the whole of the property of the company, both present or future, including its uncalled capital or by the issue of bonds perpetual or redeemable debentures or debenture stock of the company, both present or future, including its uncalled capital for the time being and after the capital for the time being and after the aforesaid liabilities are discharged, the Directors may raise or secure the repayment of any sum or liability in such manner and upon such security over the assets of the Company as may be thought prudent";
- (12) in Article 72, the words "but this Article shall not be operative so far as the Industrial Bank is concerned" shall be *omitted*;
- (13) in Article 76, for the words "If any uncalled capital of the Company after the entire loan advanced by the Industrial Bank is paid off and not before" the words "Subject to the provisions of Article 66, if any uncalled capital of the Company" shall be *substituted*;
- (14) in Article 77, for the words "payment of Industrial Banks instalments" the words "discharge of the liabilities specified in the bipartite and tripartite Agreement" shall be *substituted*;
- (15) in Article 88, the words "who shall be a Director nominated by the Corporation" shall be *omitted*;
- (16) in Article 93, for the words "has been demanded" the words "has been demanded shall be taken forthwith" shall be *substituted*;
- (17) in Article 100, for the words "if his attorney" the words "his attorney" shall be *substituted*;
- (18) in Article 103, for the words "Special Proxy" the word "proxy" shall be *substituted*;
- (19) in Article 105, for the second paragraph the following shall be *substituted*, namely :
- "Provided that so long as the Government shall hold shares in the capital of the Company, the Government shall have the right to nominate Directors in proportion to its share holding interest. The Directors nominated by the Government shall be *ex-officio* Directors and the provisions relating to rotation of Directors shall not apply to them";
- (20) in Article 112, in clause (i), the words "or a Director nominated by the Corporation" shall be *omitted*;

- (21) for Article 121, the following shall be *substituted*, namely:
 "121. The Company at the general meeting at which a Director retires in manner aforesaid may fill up the vacated office by electing a person thereto";
- (22) in Article 123, for the words "Industrial Bank" the word "Government" shall be *substituted*;
- (23) in Article 125, for the word "Corporation", occurring twice, the word "Government" shall be *substituted*;
- (24) for article 127, the following shall be *substituted*;
 "The Managing Director shall be elected by the Board of Directors. The Managing Director shall be the Chief Executive of the company. The tenure of office and the terms of appointment of the Managing Director shall be such as may be approved by the Controllor of Capital Issues. The Managing Director as and when appointed shall have such powers as may be determined by the Board and shall generally act under direction and supervision of the Executive Committee subject to the concurrence of the Board".
- (25) for Article 128, following shall be *substituted*, namely:
 "Subject to the provisions of Section 91B of the Companies Act, 1913, and until otherwise determined by the Company, three Directors including one Government nominated Director shall form quorum for the meeting of the Board of Directors"; The Directors may meet together for the despatch of business adjourn and otherwise regulate provided further if within half an hour from the time appointed for a meeting a quorum is not present the meeting shall stand adjourned to the same day next week at the same time and place and if at such adjourned meeting two Directors are present, they shall be a quorum and may transact the business for which the meeting was called";
- (26) in Article 129, for the comma and the word "subject" a full-stop and the word "subject" shall be *substituted*;
- (27) in Article 130, the words "and he shall be a Director nominated by the Corporation" shall be *omitted*;
- (28) in Article 132, the words "representing the Associates" shall be *omitted*;
- (29) in Article 139,—
- (a) for the words "debentures held by Industrial Bank", wherever occurring, the words "discharge of liabilities specified in the bipartite Agreement and the tripartite Agreement shall be *substituted*;
- (b) in clause (O), for the words "Industrial Bank during the time the loan of Industrial Bank is subsisting" the words "Government during the time the liabilities specified in the bipartite Agreement and the tripartite Agreement is subsisting" shall be *substituted*; and
- (c) in clause (t), for the words "Industrial Bank" the word "Government" shall be *substituted*;

- (30) in Article 141, the comma and the words "being the nominees of the Corporation and the Associates respectively in the proportion of 2 : 1" shall be *omitted*;
- (31) Article 142 shall be *omitted*;
- (32) in Article 143, the following shall be *added* as second paragraph of that Article, namely :—
- "The Company may exercise the powers conferred by Section 91 of the Act, and such powers shall accordingly be vested in the Directors";
- (33) in Article 145, *for* the words "dues of Industrial Bank" the words "liabilities specified in the bipartite Agreement and tripartite Agreement are discharged or without prior approval and consent of the Government" shall be *substituted*;
- (34) in Article 187, *for* the words "Industrial Bank in case loan of Industrial Bank is subsisting till then "the words" the Government" shall be *substituted*;
- (35) in Article 189, the comma and words, "Provided that Industrial Bank nominees shall have a right in this regard" shall be *omitted*;
- (36) in Article 190, *for* the words "rights of the Industrial Bank till the loan advanced by the said Bank is not paid off" the words "liabilities specified in the bipartite Agreement and the tripartite Agreement" shall be *substituted*;
- (37) in Article 191, *for* the words "Industrial Bank dues are paid off first in full" the words "liabilities specified in the bipartite Agreement and tripartite Agreement are discharged in full" shall be *substituted*; and
- (38) in Article 192, *for* the words "Industrial Bank's loan is paid off in full" the words "liabilities specified in the bipartite Agreement and tripartite Agreement are discharged in full" shall be *substituted*;
- (39) *after* Article 192, the following new Article shall be *added*, namely :
- "193. Notwithstanding anything contained in these Articles, the Company shall act as per the provisions of the bipartite Agreement and tripartite Agreement till the liabilities specified in those Agreements are discharged in full."

By order of the
Chief Martial Law Administrator
M. A. WAHEED
Joint Secretary.

MINISTRY OF HOME AFFAIRS
Fire Service and Civil Defence Section

NOTIFICATION

Dhaka, the 5th December, 1983

No. 593-FS/E-35/82 HA.—In exercise of the powers conferred by paragraph 9 of the Warrant of Institution of Bangladesh Fire Service Medal, the Government is pleased to make the following Regulations, namely:—

THE BANGLADESH FIRE SERVICE MEDAL REGULATIONS

1. These regulations may be called the Bangladesh Fire Service Medal Regulations.

2. The Medal shall be open to specified rank of the members of the Fire Service and Civil Defence Department of Bangladesh.

3. Recommendations for the award of the Medal on the Victory Day shall be submitted by the Director-General of Fire Service and Civil Defence so as to reach the Secretary, Ministry of Home Affairs not later than the first day of October to enable him to forward the approved recommendations so as to reach the head of the Government not later than the first day of December each year.

4. Recommendations for awards on the ground of conspicuous act of gallantry shall be made as soon as possible after the occasion on which the conspicuous act of gallantry was shown.

5. The recommendations shall state the name and rank of the person recommended and particulars of the act of gallantry for which the award of the Medal is recommended.

6. The qualifications for the award of the Medal shall be conspicuous act of gallantry in saving life and property, or in preventing fire and accidents, the risk incurred being estimated with due regard to the obligations and duties of the officer concerned.

7. The recipient of the award of the Medal shall, subject to the conditions mentioned in the Schedule, receive a lump grant of Tk. 10,000 (Taka ten thousand) and monthly allowance of Tk. 100 (Taka one hundred).

SCHEDULE

(See regulation 7)

1. The lump grant and allowance shall be granted only to officers of and below the rank of Deputy Assistant Director.
2. The lump grant and allowance shall be granted from the date of the act for which the award is given, and unless it is cancelled or annulled for misconduct, the monetary allowance shall continue until death.
3. When the lump grant and allowance are given posthumous, it shall be given to the next of kin of the awardee.

By order of the
Chief Martial Law Administrator
QAZI AZHER ALI
Secretary.

NOTIFICATION

Dhaka, the 5th December, 1983

No. 594-FS/E-35/82 HA.—In exercise of the powers conferred by paragraph 9 of the Warrant of Institution of the President's Fire Service Medal, the Chief Martial Law Administrator is pleased to make the following Regulations, namely:—

THE PRESIDENT'S FIRE SERVICE MEDAL REGULATIONS

1. These regulations may be called the President's Fire Service Medal Regulations.
2. The Medal shall be open to specified rank of the members of the Fire Service and Civil Defence Department of Bangladesh.
3. Recommendations for award shall be made as soon as possible after the occasion on which the act of gallantry has been performed.
4. Recommendations for the award of the Medal on the Victory Day shall be submitted by the Director-General of the Fire Service and Civil Defence so as to reach the Secretary, Ministry of Home Affairs not later than the first day of October to enable him to forward the approved recommendations so as to reach the head of the Government not later than the first day of December each year.
5. The recommendation shall state the name and rank of the person recommended and particulars of the act of gallantry for which the grant of the Medal is recommended.
6. The Medal shall be awarded for acts of gallantry.
7. The recipient of the award of the Medal shall receive a lump grant of Tk. 5,000 (Taka five thousand) and monthly allowance of Tk. 50 (Taka fifty) on the same conditions as are applicable to Bangladesh Fire Service Medal.
8. The Medal for gallantry shall be worn next to and immediately after the Bangladesh Fire Service Medal.
9. The award of the Medal shall not be a bar to the subsequent award of the Bangladesh Fire Service Medal.

By order of the
Chief Martial Law Administrator
QAZI AZHER ALI
Secretary.

NOTIFICATION

Dhaka, the 5th December, 1983

No. 595-FS/E-35/82 HA.—In exercise of the powers conferred by paragraph 9 of the Warrant of Institution of Bangladesh Civil Defence Medal, the Government is pleased to make the following Regulations, namely:—

THE BANGLADESH CIVIL DEFENCE MEDAL REGULATIONS

1. These regulations may be called the Bangladesh Civil Defence Medal Regulations.

2. The Medal shall be open to specified rank of the members of the Fire Service and Civil Defence Department of Bangladesh.

3. Recommendations for the award of the Medal on the Victory Day shall be submitted by the Director-General of Fire Service and Civil Defence so as to reach the Secretary, Ministry of Home Affairs not later than the first day of October to enable him to forward the approved recommendations so as to reach the head of the Government not later than the first day of December each year.

4. Recommendation for awards on the ground of conspicuous act of gallantry shall be made as soon as possible after the occasion on which the conspicuous act of gallantry was shown.

5. The recommendations shall state the name and rank of the person recommended and particulars of the act of gallantry for which the award of the Medal is recommended.

6. The qualifications for the award of the Medal shall be conspicuous act of gallantry in saving life and property, or in preventing fire and accidents, the risk incurred being estimated with due regard to the obligations and duties of the officer concerned.

7. The recipient of the award of the Medal shall, subject to the conditions mentioned in the Schedule, receive a lump grant of Tk. 10,000 (Taka ten thousand) and monthly allowance of Tk. 100 (Taka one hundred).

SCHEDULE

(See regulation 7)

1. The lump grant and allowance shall be granted only to officers of and below the rank of Deputy Assistant Director.
2. The lump grant and allowance shall be granted from the date of the act for which the award is given, and unless it is cancelled or annulled for misconduct, the monetary allowance shall continue until death.
3. When the lump grant and allowance are given posthumous, it shall be given to the next of kin of the awardee.

By order of the
Chief Martial Law Administrator

QAZI AZHER ALI
Secretary.

NOTIFICATION

Dhaka, the 5th December, 1983

No. 596-FS/E-35/82HA.—In exercise of the powers conferred by Paragraph 9 of the Warrant of Institution of the President's Civil Defence Medal, the Chief Martial Law Administrator is pleased to make the following Regulations, namely:—

THE PRESIDENT'S CIVIL DEFENCE MEDAL REGULATIONS

1. These regulations may be called the Presidents Civil Defence Medal Regulations.

2. The Medal shall be open to specified rank of the members of the Fire Service and Civil Defence Department of Bangladesh.

3. Recommendations for award shall be made as soon as possible after the occasion on which the act of gallantry has been performed.

4. Recommendations for the award of the Medal on the Victory Day shall be submitted by the Director-General of the Fire Service and Civil Defence so as to reach the Secretary, Ministry of Home Affairs not later than the first day of October to enable him to forward the approved recommendations so as to reach the head of the Government not later than the first day of December each year.

5. The recommendation shall state the name and rank of the person recommended and particulars of the act of gallantry for which the grant of the Medal is recommended.

6. The Medal shall be awarded for acts of gallantry.

7. The recipient of the award of the Medal shall receive a lump grant of Tk. 5000 (Taka five thousand) and monthly allowance of Tk. 50 (Taka fifty) on the same conditions as are applicable to Bangladesh Civil Defence Medal.

8. The Medal for gallantry shall be worn next to and immediately after the Bangladesh Civil Defence Medal.

9. The award of the Medal shall not be a bar to the subsequent award of the Bangladesh Civil Defence Medal.

By order of the
Chief Martial Law Administrator
QAZI AZHER ALI
Secretary.