**GOVERNMENT OF MAHARASHTRA**

**Circular on Associate Member dated 28.11.2013**

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**GOVERNMENT OF MAHARASHTRA**

**Circular on Associate Member dated 28.11.2013**

No. CHS-2013/2097/M. No. 269/ 14-S,

Co-operation, Marketing and Textile Industries Department,

Madam Cama Road,

Hutatma Rajguru Chowk,

Mantralaya, Mumbai – 400 032.

Date: 28th November, 2013.

To,

The Co-operation Commissioner and Registrar, Co-perative Societies, Maharashtra State, Central Building, Pune.

**Sub:-** Regarding provisions in respect of Associate Members mentioned in the Housing Manual. Dated 15-10-2011.

**Ref:-** Your Letter bearing' No. Home/D- 3/Housing Manual/6869/2013, dated 5/9/2013.

In connection with the above-referred letter, I am directed to inform you in the matter under the aforesaid subject that, it is seen that classification of Associate Members has not been made in the Co-operation Act and in the Bye-laws of Co-operative Housing Societies. The classification of Associate Members viz. (1) Associate Member by holding shares jointly and (2) Associate Member by paying Entrance Fee, respectively, is made only in the Housing Manual.

Due to such classification, confusion is created amongst the members elected on the Society's Managing Committee. By taking support of the provision made in the Housing Manual that, a person who becomes an Associate Member by paying an Entrance Fee will not get any right to vote and election, if a person becomes an Associate Member by paying an Entrance Fee on the Managing Committee of the Society and if it comes to the notice of the members of the Society duly elected on the Managing Committee by way of an election, complaints are received by the Deputy Registrar concerned to remove such Committee Member from the post.

Merely because such provision has been made in the Housing Manual, Deputy Registrar concerned is constrained to take an action in pursuance of said complaint. It is seen that, such an action is contrary to the provisions of Co-operation Act and (bye-laws of) Housing Societies. Taking into consideration the possibility that due to such provision (made in the Housing Manual) there would be disputes and confusion between the members of a Society and its Managing Committee and that the number of complaints in this regard would increase, approval of the Government is hereby granted to exclude from the Housing Manual the provision made therein in respect of Associate member viz.

**"a person who becomes an Associate/Joint Member only by paying an entrance fee will not get any right to vote or election on behalf of the said member and in order to hold shares jointly, it is necessary that the Associate/Joint Member must have his share/name in the ownership of the property".**

Sd/-

(A. S. Bhujbal)

Section officer

Copy forwarded for information to:--

1. The Chairman, Mumbai District Co-operative Housing Federation Limited, 103, Vikas Premises, First Floor, 11, Bank Street, Fort, Mumbai 400001.

2. Select File for record.

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