

MEMORANDUM OF ASSOCIATION



The International Centre for Alternative Dispute Resolution

Plot No. 6, Vasant Kunj Institutional Area, Phase II, New Delhi-110070
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The International Centre for Alternative Dispute Resolution

PATRON

Dr. H.R. Bhardwaj, Former Governor of Karnataka
and Founder Chairperson, ICADR

CHAIRPERSON

Hon'ble Chief Justice of India

SECRETARY-GENERAL

Mr. B.S. Saluja, Former Judicial Member, Income-
tax Appellate Tribunal, Ministry of Law & Justice

TREASURER

Mr. Ashok Sharma, Former Chief General Manager
(Law), MMTC

FOUNDER MEMBERS OF GOVERNING COUNCIL

Mr. M.S. Ahluwalia, Former Deputy Chairman,
Planning Commission

Mr. Gourab Banerji, Former Additional Solicitor
General of India

Dr. Ashwinie Kumar Bansal, Advocate

Dr. H.R. Bhardwaj, Former Governor of Karnataka
and Founder Chairperson, ICADR

Mr. Sarvesh Chandra, Former Chairman, FERA
Board

Mr. M. Chandrasekharan, Former Additional
Solicitor General and Senior Advocate

Mr. S.K. Chawla, Former Chief Engineer, CPWD

Mr. Suman J. Khaitan, Advocate

Mr. P.P. Malhotra, Former Additional Solicitor
General of India

Mr. K. Parasaran, Former Attorney General for India
and Senior Advocate

Dr. P.C. Rao, Member, International Tribunal for
the Law of Sea

Mr. B. S. Saluja, Former Judicial Member, ITAT

Dr. Shailendra Sharma, Advocate

Mr. D.C. Singhanian, Advocate

Mr. A.C.C. Unni, Former Judicial Member, CEGAT

Mr. K.K. Venugopal, Senior Advocate

Dr. T.K. Viswanathan, Former Secretary-General,
Lok Sabha

**MEMORANDUM OF ASSOCIATION
OF
THE INTERNATIONAL CENTRE
FOR
ALTERNATIVE DISPUTE
RESOLUTION**

1. The name of the Society shall be The International Centre for Alternative Dispute Resolution.
2. The registered office of the Society shall be situated in the Union Territory of Delhi.
3. The objects of the Society are :-
 - (a) To promote studies in the field of alternative dispute resolution (ADR) and allied matters;
 - (b) To undertake teaching in ADR and related matters and to award diplomas, certificates and other academic or professional distinction;
 - (c) To impart training in ADR and related matters and to arrange for fellowships, scholarships, stipends and prizes;
 - (d) To promote research in the fields of ADR and allied matters of social research;
 - (e) To offer facilities as also guidance for research scholars including students preparing for Master's or Doctoral degrees in ADR and allied fields;
 - (f) To provide information on the courses or programmes available for the training of arbitrators, conciliators, mediators and other ADR professionals;
 - (g) To compile information with regard to relevant legislations, rules and judicial or arbitral decisions in the field of ADR;
 - (h) To provide information on the ADR centres or schemes available in India and abroad and the types of services which those centres or schemes could offer;
 - (i) To provide information concerning the types of disputes

which could be resolved through ADR and the modalities for their resolution and to provide such other related assistance as may be requested by users of ADR;

- (j) To promote reform in the system of settlement of disputes and its healthy development suitable to the social, economic and other needs of the community;
- (k) To encourage and conduct investigations in traditional and modern methods of dispute resolution;
- (l) To promote and provide for diffusion of knowledge of law and procedures on ADR and allied matters;
- (m) To promote the improvement of legal education in the field of ADR and allied subjects and to impart instruction in the said fields;
- (n) To publish books, periodicals, reports and other literature relating to ADR and allied matters;
- (o) To undertake documentation of important materials on ADR and allied matters;
- (p) To establish and maintain libraries on ADR;
- (q) To ¹[conduct, propagate], promote and popularize the settlement of domestic and international disputes by different modes of ADR;
- (r) To develop infrastructure for education, research and training in the field of ADR and for settlement of disputes through ADR;
- (s) To organize conferences, seminars and study groups on issues concerning ADR;
- (t) To provide facilities and administrative and other support services for holding conciliation, mediation, mini-trials and arbitration proceedings;
- (u) To compile lists of appropriate persons competent and qualified to serve as arbitrators, conciliators and mediators, or willing to serve in any other specialist capacity such as experts, surveyors and investigators;

¹ Subs. after approval by Governing Council/General Body of ICADR, w.e.f. 17.7.2016.

- (v) To study the problems and needs of an efficient system of ADR and for that purpose to seek information from and share experience with other organizations in India and abroad by correspondence or by deputing members or officers of the Society for the purpose;
- (w) To cooperate with other societies, institutions and organizations, national or international, in the pursuit of all or any of the above objects;
- (x) To constitute or cause to be constituted regional offices at convenient places in India and abroad to promote the activities of the Society;
- (y) To draw up and prescribe rules of the society for different modes of ADR;
- (z) To draw up standard clauses for conciliation, mediation, arbitration, etc.;
- (za) To appoint conciliators, mediators, arbitrators, etc., when so requested by the parties;
- ¹[(zaa) To provide facilities to International Institutions, including the PCA having similar objectives with a view to enable such international institutions to discharge their functions in collaboration, cooperation and support of the ICADR;
- (zab) To participate as Observer in the Meetings/Conferences organised by UNCITRAL or as member or delegate in other International Institutions with a view to keeping abreast of international developments in the field of ADR;].
- (zb) To do all such things and to perform all such acts as may be necessary or proper for the achievement of any or all of the above objects;
- (zc) Without prejudice to the generality of the above and for the effective carrying out of the above objects, the Society shall have the power to acquire, receive and hold property of any kind including securities and negotiable instruments, to construct and maintain buildings, including the right to alter or improve them and to equip them suitably, to manage, sell, transfer or otherwise dispose

¹ Ins. after approval by Governing Council and General Body of ICADR 27.12.2008 and 19.9.2009 respectively.

off or deal with property of any kind belonging to the Society, to enter into contracts for and in connection with any of the purposes of the Society, to raise money and funds in such manner as may be deemed fit for and on behalf of the Society, to establish a provident fund for the benefit of the employees of the Society if and when considered necessary, and to accept the management of any trust fund or endowment in which the Society may be interested.

4. All the incomes, earnings and movable and/or immovable properties of the Society shall be solely utilized and applied towards the promotion of the objects as set forth in this Memorandum of Association and no portion thereof shall be paid or transferred directly or indirectly by way of dividends or in any other manner whatsoever to the members of the Society or to any person or persons claiming through any one or more of the members.
5. No member of the Society shall have any personal claim on any movable and/or immovable properties of the Society or make any profit whatsoever by virtue of the membership of the Society.
6. ¹[*****]
7. The names, addresses, occupations and designations of the members of the first Governing Council to whom the management of the Society is entrusted, as required under section 2 of the Societies Registration Act, 1860, as applicable to the National Capital Territory of Delhi, are as follows :-

¹ Rule 6 omitted after approval by Governing Council/General Body of ICADR, w.e.f. 17.7.2016. Rule 6 read as "The Chief Justice of India shall be the Patron of the Society".

S.#	Name	Address	Occupation	Designation
1.	Bhardwaj H.R.	14, Tughlak Road, New Delhi	Minister of State for Law, Justice & Company Affairs, Govt. of India	Chairperson
2.	Dr. Rao P.C.	AB-16, Pandara Road,	Law Secretary to the Govt. of India	Secretary- General
3.	Ahluwalia M.S.	AB- 2, Pandara Road, New Delhi	Finance Secretary to the Govt. of India	Member
4.	Banerji M.K.	10, Motilal Nehru Marg, New Delhi	Attorney-General for India	Member
5.	Bansal A.K.	C-20, Lajpat Nagar -1, New Delhi	Advocate	Member
6.	Chandrasekharan M.	46, Bank Enclave, New Delhi	Senior Advocate	Member
7.	Chawla S.K.	C-II/50, Shahjahan Road, New Delhi	Chief Engineer (NZ) C.P.W.D., New Delhi	Member
8.	Dadachanji J.B.	B-14, Westend, New Delhi	Advocate	Member
9.	Krishnamurthy Ch. G.	AB-13, Pandara Road New Delhi	Member, Law Commission of India	Member

S.#	Name	Address	Occupation	Designation
10.	Nariman F.S.	F-21-22, Hauz Khas, New Delhi	Senior Advocate	Member
11.	Parasaran K.	R-20, Greater Kalash-1, New Delhi	Senior Advocate	Member
12.	Rungta A.K.	A-1/151, Safdarjang Enclave, New Delhi	President FICCI	Member
13.	Saluja B.S.	BJ/66, West Shalimar Bagh, New Delhi	Judicial Member, Income-Tax Appellate Tribunal	Member
14.	Sarvesh Chandra	26A, Atul Grove Road, New Delhi	Chairman, Foreign Exchange Regulation Appellate Board	Member
15	Singh V.V.	E-34, CPWD Colony, San Martin Marg, Chanakya Puri, New Delhi	Legal Adviser, Conveyancing (Addl. Secretary), Dept. of Legal Affairs Ministry of Law, Justice & C.A., Govt. of India	Member

S.#	Name	Address	Occupation	Designation
16.	Singhania D.C.	P-24, Green Park Ext., New Delhi	Advocate	Member
17.	Unni A.C.C.	C-2-3, M.S. Flats, Sector 13, R.K. Ruram, New Delhi	Addl. Secretary Legislative, Department Ministry of Law, Justice & C.A., Govt. of India	Member
18.	Venugopal K.K.	A-144, Niti Bagh, New Delhi	Senior Advocate	Member

A copy of the Rules of the Society, Certified to be a correct copy by four members of the Governing Body is filed with the Registrar of Society, Delhi, along with its Memorandum of Association.

We, the several persons, whose names and addresses are given, having associated ourselves for the purpose described in this Memorandum of Association, do hereby subscribe our names to this Memorandum of Association and set our several and respective name hereunto and form ourselves into a Society under Societies Registration Act XXI of 1860.

S.#	Name	Address	Occupation	Designation
	Bhardwaj H.R.	14, Tughlak Road, New Delhi	Minister of State for Law, Justice & Company Affairs, Govt. of India	Sd/-
	Dr. Rao P.C.	AB-16, Pandara Road, New Delhi	Law Secretary to the Govt. of India	Sd/-
	Ahluwalia M.S.	AB-2, Pandara Road, New Delhi	Finance Secretary to the Govt. of India	Sd/-
	Bansal A.K.	C-20, Lajpat Nagar-1, New Delhi	Advocate	Sd/-
	Chawla S.K.	C-II/50, Shahjahan Road, New Delhi	Chief Engineer (NZ) C.P.W.D., New Delhi	Sd/-
	Dadachanji J.B.	B-14, Westend, New Delhi	Advocate	Sd/-
	Krishnamurthy Ch. G.	AB-13, Pandara Road, New Delhi	Member Law Commission of India	Sd/-
	Rungta A.K.	A-1/151, Safdarjang Enclave, New Delhi	President FICCI	Sd/-
	Saluja B.S.	BJ/66, West Shalimar Bagh, New Delhi	Judicial Member, Income Tax Appellate Tribunal	Sd/-

S.#	Name	Address	Occupation	Designation
	Sarvesh Chandra	26 A, Atul Grove Road, New Delhi	Chairman, Foreign Exchange Regulation Appellate Board	Sd/-
	Singh V.V.	E-34, CPWD Colony, San Martin Marg, Chanakya Puri, New Delhi	Legal Adviser Conveyancing (Addl, Secretary) Dept. of Legal Affairs Ministry of Law, Justice & C.A., Govt. of India	Sd/-
	Singhania D.C.	P-24, Green Park Ext., New Delhi	Advocate	Sd/-
	Unni A.C.C,	C-2-3, M.S, Flats, Sector 13, R.K. Puram, New Delhi	Addl. Secretary Legislative Department, Ministry of Law, Justice & C.A., Govt. of India	Sd/-

I certify the aforesaid Signatures.