

The Analysis of the interviews of the registrar of joint stock companies & firm and the registrar/director general of social welfare Dept. regarding the registration of the org. registered under the society registration Act- 1860 and under the voluntary social welfare Agencies (Registration and control) ordinance, 1961.

Mainly the organization who render their works/services regarding the following fields are registered under the above Act and under the above mentioned registrar. i.e. Charitable societies, societies established for the promotion of sciences, literature or the fine arts, societies established for instruction, the diffusion of useful knowledge, the diffusion of political education, educational and medical services. Societies established for the foundation or maintenance of libraries or reading rooms for general use among members or open to the public, collections of natural history, mechanical and philosophical invention instruments or designs and related field. child youth, women's welfare, welfare the physically mentally and socially handicapped, family planning recreational program intended to keep people away from anti social activities. Social education welfare and rehabilitation of released prisoners. Welfare of juvenile delinquents, beggars and destitute, aged and infirm person, training in social work, co ordination of social welfare agencies.

The registration process of both office is almost the same i.e. firstly the applicant have to go for information then they have to submit the application form with required document then the authority process the form and if there need any correction they correct it. After that the authority inspect the office of the proposed org. and after then if it appears that every thing is in order they give registration certificate.

Unnecessary delay, difficulty submitting of unnecessary papers and pay of extra money as bribe to the concerned office for registration.

It is a common feature that the org. have to pay extra money for registration, because it has become a tradition of govt. office so registration will be given without no money. Though it is denied by the registrar of joint stock companies but according to the interview of applicant who were present on that time outside the registrar room now it is compulsory to pay extra money to them. The registrar of social welfare dept. is agreed with this view and he has given notice to the employee not to take any money and if he get any allegation about taking money he will take legal action against them.

Regarding delay and producing unnecessary document they are not agreed with the allegation but they both agreed that if there is any wrong in this process on the sides of the applicant on that case it takes more time.

Inspection of the organization and taking legal step :

If the organization registered under the above and acting in contravention of its constitution and or rules or regulation or mal administration corruption of account then both the authority has right to inspect and to make a inquiry report. The registrar of social welfare dept. has right to appoint caretaker and submit the inquiry report to the board constituted by the Govt. and the Board can suspend or dissolve the G.B or can reelected the G.B. And the organization have right to appeal against the decision but the registrar of joint stock com. have no right to take any legal action against on those org.

Submitting financial and Activity report

Both the registrar are agreed that only few big NGO's give their financial and activity report to them but every organization should give their activity and financial report to them.

Political involvement of NGO's :

Both the registrar agreed that no NGO's should involved with any political activity though there is no provision for non involvement of politics of NGO's in the ordinance of social welfare but it is strictly prohibited in the society registration Act. 1860.

Recommendation for change of Laws and regulation:

Both the registrar recommend that the Laws and regulation which barred the NGO's in development process of the country should be changed and the Laws and regulating by which the organization can work smoothly for the development of Bangladesh should be in acted and specially they recommended the following changes below.

- I. It is necessary to introduces the renewal of registration to prevent regulation of those organization who are registered in name but there is no traced of them and they are not working.
2. To extent power of the registrar of joint stock com. and firms to take legal action against those NGO's who are acting by contravention their constitution.
3. To amendment of the process of the org. in taking action against the NGO's who are acting contravening their constitution.

Main works / activities of the Director General of social welfare Department.

The main work of the Directorate of this Department is to registrar and to deal with those NGO's whose purpose in to render welfare service in the following fields and depending for its resources on public subscriptions donations or govt. aid. The fields are below -

When any applicant goes for information about registration then they come to this department and the Directorate is the authority to registrar these type of NGO's under social welfare Department / society firstly we (the officers, departmental clerks) who are best informed people in this respect give oral and written guidelines. Then they submit the submit the application form and if it is ok then the inspector and the field officer of this Dept. Process the application and inspect the proposed NGO's site office and on basis of their report on site inspection and after all the office formalities by the Director of the Dept. the decision on registration is taken. If there is some problem or objection, in the application form then we make correct and amend that.

After registration we required

- (i) The annual report and audited accounts at the end of every year.
- (ii) We the registration authority inspect the books of accounts and other records of the agency, the securities, cash and other properties held by the agency and all related documents.

After registration we also amend its constitutions by the prescribes procedure if it is required by the NGO's.

The another work of the social welfare Department in the respect is to winding up and dissolution of the register agency.

If the registration authority has reason to believe that a registered agency is acting in contravention of its constitution or contrary to the organization or rules, or in a manner prejudicial to the interest of the public, then the officials of this dept. inspected that NGO and after giving the agency an opportunity to be heard, make a report to the Govt. and the Govt. if it considers it proper, may dissolve the agency with effect from a specified date. Sometimes (very rare) this dept. suspend or dissolve the governing body.

After inquiry if the registration authority believes that NGO has shown irregularity in respect of its funds or mal administration of its affairs or field to comply with the provision of the organized. It may suspend the G. B and appoint an administrator or caretaker in its place. The suspension order will be placed before a board constituted by the govt. headed by a joint secretary which can order for dissolution or reconstitute the G.B. The dissolved G.B. have right to appeal against such an order within 30 days.

Besides giving registration we have got some fund for the program of income generating activities and for disable person. We fund to competent NGO's.

We conduct meeting monthly on the follow up activities of NGO's who are funded and we also organize meeting among the govt. and NGO's and find out what is their problem and how it can be solved with the assistant of the social welfare dept.

Overall all the activities related social welfare is the registrar director work of social welfare dept.

Main works / Activities of the registrar of joint stock companies & firm.

A society has to register under the society registration Act. 1860 with the registrar of societies who is for the present moment the same person holding the post of registrar, joint stock companies and firms, govt. of Bangladesh.

The main work of the registrar is to give registration of Pvt. Ltd. company under com. Act, non-profitable company, registration under the Act. 1982 and registration of society. The following types of societies are registered under the society Registration Act 1860 by us.

When any applicant come to our office for registration under society act then the assistant of registrar give information about registration. Then he / she has to submit an application for name clearance. After getting the name clearance we tell him / her to submit memorandum of Association and Articiel of Association.

After completion of documents the applicant submit the document to the registrar along with the rules and regulation. If it appears that there is need correction or amendment thus it goes back to the assistant and thus make it correct.

After that if the documents found to have been in order then we make inspection of proposed societies site office. After the site inspection the registrar certify that the society is registered and the applicant obtain the certificate of registration from their office.

The another work of the registrar is to inspect the society / organization registered under this office if the org. violates its objectives or rules and regulation of the Act. Then it is our duty to inspect that organization and make a inquiry on that matter but we can not take any legal step against them.

We have no other activities / work rather than it as become we are very much concerned about the registration of Pvt. Ltd. company under the company Act 1994 and there is many scope to exercise our power on that field if any malpractice happen in any registered com. But now a days we are trying to change the society registration act about the extension of power of the registrar to take action against on those organization who violates its objectives or creates any malpractice regarding account/fund.