
**RAJASTHAN STATE SEED CERTIFICATION
AGENCY**

(Registered Under Rajasthan Societies Registration)
Act 1958



**RULES OF THE
Rajasthan State Seed Certification Agency 1976**

**B- 201 RAJENDRA MARG BAPUNAGAR
J A I P U R-302004**

Rajasthan State Seed Certification Agency Rules

1. Short title.

These Rules may be called the Rules of the Rajasthan State Seed Certification Agency, 1976.

2. Definitions.

In these Rules, unless the context otherwise requires

- (a) "Board" means the Rajasthan State Seed Certification Governing Board.
- (b) "Chairman" means the Chairman of the Board.
- (c) "Director" means the Director of the Rajasthan State Seed Certification Agency.
- (d) "Agency" means the Rajasthan State Seed Certification Agency.
- (e) "Member Secretary" means the Member Secretary of the Board.

3. Authorities of the Agency.

The Authorities of the Agency shall be—

- (a) The Chairman.
- (b) The Board.
- (c) The Director.
- (d) Such other authorities as may be constituted by the Board to give effect to the provisions of the Memorandum of Association of the Agency and these Rules.

4. The Director shall be the chief executive officer of the Agency,

5. The Director shall be appointed by the Board on such terms and conditions as may be approved by the Board.

6. Members of the Board.

The Board shall consist of the following members.

- (a) The Secretary for Agriculture in the State who shall be the Chairman.

- (b) "The representative of the Department of Agriculture and one representative of the Deptt. of Horticulture where appropriate nominated by Director of Agriculture (or Horticulture) or Managing Director, Rajasthan State Seeds Corporation."
 - (c) One representative of the Department of finance, nominated by the Secretary of Finance in the State.
 - (d) The Director of Research in the State Agriculture University (if existing).
 - (e) Two senior specialists on crop research to be nominated by the vice Chancellor of the Agri. University (or Director of Agriculture of Horticulture if an Agriculture University does not exist).
 - (f) Three Seedman representatives nominated by the seeds Association or where there is not such association three representatives of seed growers to be nominated by the State Government.
 - (g) One representative to be nominated by the State Govt. of the farming community/marketing interest.
 - (h) One representative to be nominated by the Central Seed Certification Board.
 - (i) The Director of Seed Certification, State Seed Certification Agency, Rajasthan who shall be the Member-Secretary of the Board.
- 7- Roll of Members.
The Board shall keep a Roll of Members giving their names, addresses and occupations and every member shall sign the same.
8. If a member of the Board changes his address he shall notify his new address to the member secretary who shall there upon there his now address in the Roll of Members. But if he fails to notify his now address the address given in the Roll of Members shall be deemed to be his address.
9. Duration of Membership--
The term of office of the members of categories b. c. e. f. g. and h. shall be two years and a retiring member shall be eligible for re-nomination for one more term only. In cases where

more than one representative is nominated one shall be nominated in the first instance for only one term to insure a gradual change of Board Members and better continuity.

"That the term of office of the person(s) nominated as member(s) for categories b, c, e, f, g and h (of Rule e) may be terminated before the expiry of the full period of his nomination by the nominating authority and another persons nominated for the remaining portion of the period of nomination."

10. Member of the Board shall cease to be a member there of if—
 - (a) he does resigns becomes of unsound mind or becomes insolvent or is convicted of criminal offence involving moral turpitude or
 - (b) he does not attend three consecutive meetings of the Board without proper leave of the Chairman or
 - (c) being a member by reason of the office or appointment he holds, ceases to hold that office or appointment.
11. A resignation from the membership of the Board may be tendered to the chairman in writing and shall not take effect until it has been accepted by the chairman.
12. Any vacancy in the membership of the Board caused by any of the reasons mentioned in Rule 10 shall be filled up in accordance with the provisions of these Rules. But the persons appointed in the vacancy shall hold office only for the unexpired period of the term of the membership.
13. The Board shall function not with standing that any person who is entitled to be a member by virtue of his office is not a member of the Board for the time being and not with standing any other vacancy in Board whether by non-appointment a defect in appointment or otherwise and no act or proceedings of the Board shall be called in question on the ground merely of the existence of any vacancy in or any defect in the constitution of the Board.
14. Proceeding of the Board.
 - (a) The Annual General Meeting of the Board shall be hold at such time, date and place as may be determined by the chairman.

- (b) The Chairman may convene an ordinary general meeting of the Board whenever he think necessary. However the Board shall held at least 4 ordinary general meetings every year.
- (c) Ten members of tne Board may, by a letter addressed to the member secretary requisition a special meeting of the Board. On receipt of such requisition the member secretary shall convene a meeting.
15. Except as otherwise provided in these Rules all meetings of the Board shall be called by notice under the signature of the Member secretary or any other office authorised in this behalf by the Chairman.
16. Every notice calling a meeting of the Board shall state the date, time and place at which such meeting will be held and shall be served upon every member of the Board not less than fifteen clear days before the day appointed for annual or ordinary general meetings seven days for a special meeting.
- The Chairman may, however, for reasons to be recorded, convene a meeting on such shorter notice as he may think fit.
17. Every meeting of the Board shall be presided over by the Chairman, if the Chairman is not present at a meeting of the Board, the Members present may elect a chairman for the meeting.
18. "Five members will from the quorum at any meeting of the Board provided that, if a meeting of the Board is adjourned for lack of quorum, and then meets again to transact the same business, after due notice as provided for in Rule 16 no quorum shall be necessary."
19. All disputed questions at the meetings of the Board shall be determined by vote. In case of an equality of votes, the chairman shall have casting vote.
20. The member Secretary shall keep a record of the proceedings of the meetings of the Board and a copy there of shall be sent to the State Government the Central Seed Certification

Board the Agriculture University and the seedman's Association.

21. Powers of the Board.

With the approval of Central Seed Certification Board the Board shall have the power to frame regulations, not inconsistent with these Rules and to alter, amend and repeal them from time to time for the administration and management of the affairs of the Agency and for carrying out its objectives.

- (I) The preparation and sanction of Budget estimates the sanctioning of expenditure, making and execution of contracts, the investment of the funds of the Agency and accounts and audit.
- (II) Procedure for appointment of the officers and other staff of the Agency.
- (III) The terms and tenure of appointments, emoluments, allowances, rules and discipline and other conditions of service of the officers and other staff of the Agency.
- (IV) Powers, functions and conduct of business of such committees as may be constituted from time to time.

22. Bye-law.

The Board may frame byelaws which are not inconsistent with the memorandum of association, Rules and Regulations for carrying out the purposes of the Agency and for its day to day administration.

23. Subject to the Memorandum of Association, Rules and Regulations the Board shall have the power.

- (a) to appoint all categories of officers and staff for conducting the affair of the Agency consistent with qualifications specified by the Central Seed Certification Board, to fix the amount of their remuneration subject to the budget provision, and to define their duties.
- (b) to enter into arrangements with the Government of India State Government and other public or private organisation or individuals for furtherance of its objectives for implementation of its programmes and for securing and

- accepting endowments grants in aid, donations or gift on mutually agreed terms and conditions. Provided that the conditions of such grants in aid, donations or gifts shall not be inconsistent or in conflict with the objectives of the Agency or with the provisions of these rules.
- (c) to establish and collect fees for services provided by the agency which are not inconsistent with provision of the seed Act and Rules of recommendations of the Central Seed Certification Board.
 - (d) to acquire by gift, purchase, lease or otherwise any property movable or immovable, which may be necessary or convenient for the purposes of the Agency and to construct, alter and maintain any building or buildings for the purposes of the Agency
 - (e) to draw, make, accept, endorse, discount and negotiate State Govt; Govt. of India and other promissory notes, bills of exchange, cheques or other negotiable instruments.
 - (f) to invest the funds of the Agency in such securities or in such manner as may, from time to time, be determined by the Board and from time to time to sell or transfer such investments.
 - (g) to take over and acquire by purchase, gift or otherwise from Govt. and other public bodies or private individuals movable and immovable properties or other funds together with any attendant obligations and engagements not inconsistent with the objects of the Agency. Not the powers under (b), (d) and
 - (h) shall be exercised by the Board subject to the condition that the prior approval at the Government of India shall be obtained for accepting any gift or assistance in any form from foreign Governments/organisations and international agencies or for entering into any negotiations or contractual arrangements with them and
 - (i) to sell, transfer, lease or otherwise dispose of any movable property of the Agency subject to the condition that no immovable property of the Agency shall be sold or transferred without the prior approval of the State Government.

24. The Board may delegate to the Chairman, any of its members, and to the member Secretary or to any other officer of the Board such administrative and financial powers of impose such duties as it may deem proper and also prescribe limitations within which these powers are to be exercised or duties to be performed.
25. The Board may by Resoulation appoint.
- (a) Committees or sub-committees for such purposes and with such powers as it may think proper, and
 - (b) Advisory committees or panels consisting of persons who need not necessarily be the members of the Board, with such advisory functions as the Board may think proper. The Board may dissolve any of the committees or sub-Committees are any time.
26. Functions of the Bord :
- The Board shall take such action to
- (a) employ the full compliment of a qualified staff of the Agency.
 - (b) Arrange for suitable office space for its and the Agency's headquarters.
 - (c) assure that the staff has adequate equipments, mobility and supplies to carry out the responsibilities entrusted to it.
 - (d) Recognise authentic sources of breeder and foundation seed.
 - (e) recognise a seed testing laboratory or laboratories for analysis of samples for certification by the Agency.
 - (f) Consider matters of concern and specific certification problem cases submitted to it by the Director.
 - (g) Ensure the development of a sound and comprehensives seed certification programme in the state in a consultation with the University if existing, the state depgptt. and seed producer's organisations.
 - (h) Recommend to the Central Seed Certification Board modifications in seed Certification Standards and procedure.

- (i) develop an educational programme emphasising use of good quality seed of recommended varieties.
- (j) Provide the Central Seed Certification Board with a description of all State developed varieties so that it may make this information available to all other agencies.
- (k) Maintain close liason with similar Board and Agencies of other States and to keep in touch with Seed law enforcement and seed testing programmes in the State and the country.

27. Functions and powers of the Directors

Subject to any directions that may be given by the Board, the Director shall function as the Chief executive officer of the Agency and shall be responsible for the proper administration of the affairs of the Agency under the direction and guidance of the Board.

28. The funds of the Agency shall consist of the following.

- (a) Grants made by the Govt. of India and the State Government.
- (b) Contributions from other sources.
- (c) Income from the assets of the Agency : and
- (d) receipts of the Agency by way of application and certification fees and other service charges.

29. The funds of the Agency shall be deposited in the Bank (State Bank of Bikaner and Jaipur, Jaipur and) and shall not be withdrawn except through a cheque signed by such officer or officers of the Agency as may be duly empowered in this behalf by the Board and countersigned by the Director or a member or members of the Board authorised in this behalf by the Chairman.

30. The representative of the Department of Finance on the Board will be the Financial Adviser to the Agency. Financial aspects of major importance of the Agency shall be referred to the Financial Adviser for his advice. If the advice tendered by the Financial Adviser on any matter referred to him is not acceptable to the Director, the matter shall be referred to the Board for a final decision.

31. Accounts, audit and Annual Report :
- (a) The Agency shall maintain proper accounts and other relevant records and prepare annual accounts comprising the receipt and payment accounts, statement of liabilities etc. in such form as may be prescribed by the Board in Consultation with the Auditors.
 - (b) The accounts of the Agency shall be audited annually by the auditors appointed by the Board and any expenditure incurred in connection with the audit of the accounts of the Agency shall be payable by the Agency.
 - (c) The auditors shall have the same right and privileges and authority in connection with the audit of the accounts of the Agency as the comptroller and Auditor General, or any other person appointed by him in this behalf, as in connection with the audit of Govt. Accounts and in particular, shall have the right to demand the production of books, accounts, connected vouchers and other documents and papers and to inspect Auditors, together with the Audit Report thereon, shall be forwarded annually to the Board and the Board shall submit the same to the Central Seed Certification Board.
32. An annual Report of the proceedings of the Agency and of the work undertaken during the year shall be prepared and published for the information of the, Board, Central Seed Certification Board, State Govt. Agricultural university, Seedmen and others concerned and interested.
33. Amendment to rules :—
Subject to the provision of the Rajasthan Society Registration Act 1958 and with the prior approval of the Central Seed Certification Board these rules may be amended at any time by the resolution passed at an ordinary general meeting of the Board duly convened for the purpose and supported by more than half of the total numbers of the Board.
34. General :
The Agency shall be subject to all the provision of the Rajasthan societies registration Act 1958 as applied to Rajasthan.

35. The society shall and be in the name of Director of the Agency.

36. Dissolutions :—

Subject to the provisions of the societies Rajasthan, Registration Act 1958 and with the approval of the State Government the Society may be dissolved by a Resolution passed at an ordinary general meeting of the Board duly convened for the purpose and supported, by more than three fifths of the total number of members of the Board. On such dissolution all assets and liabilities of the society shall vest in the state Government and shall be dealt with in such manner as the State Government may direct.

Certified to be the correct copy of the rules of the States Seed Certification Agency.