

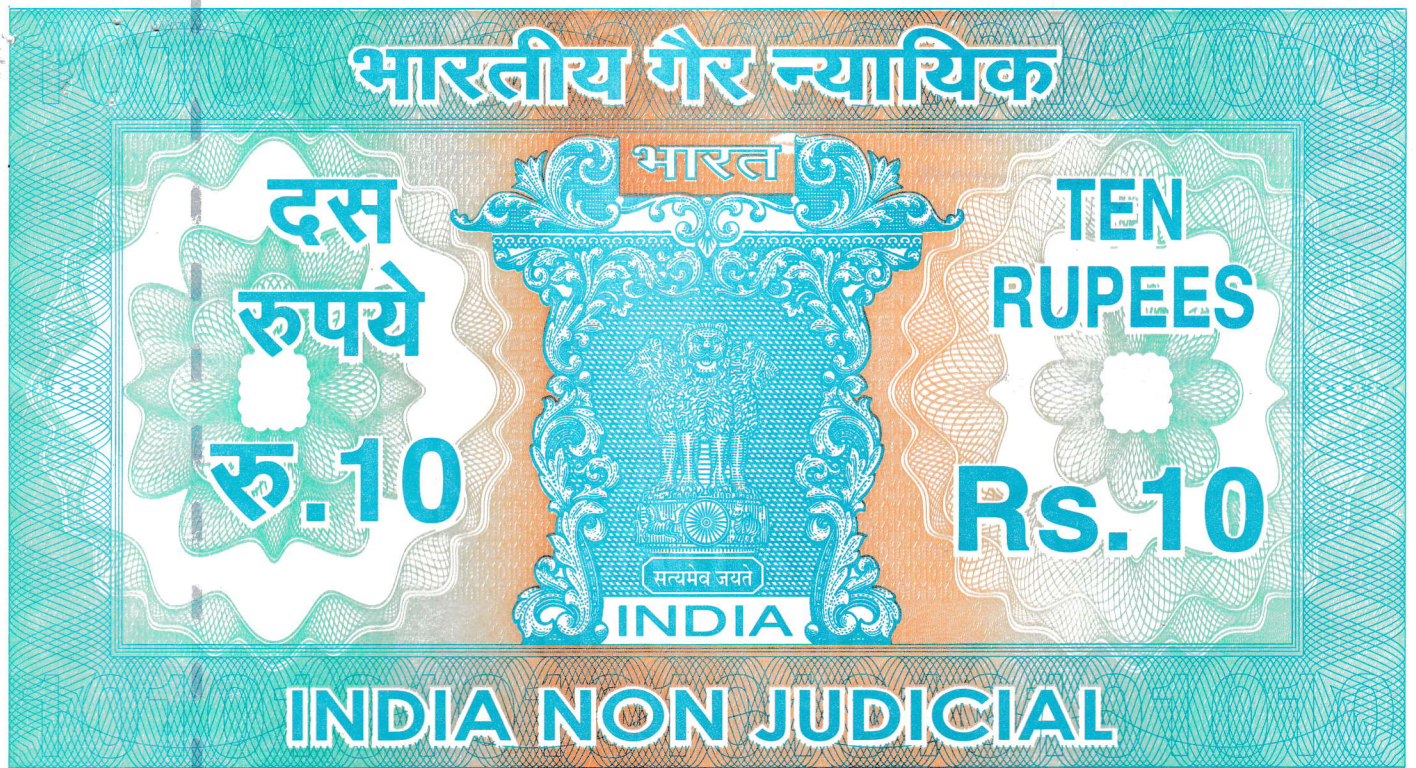
उत्तर प्रदेश UTTAR PRADESH

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महानगर स्टाफ पर धुंधली धुंधली बोर्डेइन्सी
 डेवलपमेंट बोर्ड
 जिना लखनऊ फाईल नं० 128243
 के साथ संलग्न है।



सत्य प्रतिलिपि
 वरिष्ठ सहायक
 कार्यालय डिप्टी रजिस्ट्रार
 फर्म सोसाइटी तथा विदेशी
 लखनऊ
 22/2/2020



उत्तर प्रदेश UTTAR PRADESH

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बहु जनरल स्टाम्प पर यू.पी. स्टेट बायोस्फीयर
डेवलपमेंट बोर्ड
जिला लखनऊ फाईल नं० 178243
बैलिफमावली के साथ संलग्न है।



शुल्य प्रतिलिपि
वरिष्ठ सहायक
कार्यालय डिप्टी रजिस्ट्रार
फर्म सोसाइटीज तथा बिट्स
लखनऊ मई 2015

MEMORANDUM OF ASSOCIATION OF

U.P. STATE BIO-ENERGY DEVELOPMENT BOARD (UPSBDDB)

1. **Name of the Society:** The name of the Society shall be "U.P. State Bio-energy Development Board" (hereinafter referred to read **UPSBDDB** or the Society). The Society is sponsored by the Government of U.P. .
2. **Area of Operation:** The area of operation of the Society shall extend throughout the territorial limits of the State of Uttar Pradesh.
3. **Location and Address:** The Board shall have its head office at Lucknow in the State of Uttar Pradesh and may establish one or more branches or outlets anywhere in the State, if required. The Registered Office of the Board presently is located at: - Room no. 534, Vth floor, Yojna Bhawan, Lucknow, U.P., Pin code-226001.
4. **Scope of work:** The Society shall act as an independent autonomous body. It shall manage funds that may be allocated for the implementation of the "Rajya Jaiv Urja Niti-2014" by the Government of U.P. and "National Bio-fuel Policy" of Government of India or any other funding agencies duly approved by Central / State Government.
5. **Principles and Objectives of the Society:** The Society shall act as an independent autonomous body with the following objectives: -
 - 5.1 To plan, promote, organize, implement, monitor and evaluate schemes, projects, activities, etc. for bio-energy development in the State.
 - 5.2 Achieving energy self-reliance and fuel security by progressive use of renewable energy through harnessing potential of the State in bio-energy without affecting the food security.
 - 5.3 Reducing the import bill of oil for the country.
 - 5.4 To achieve 10% blending of Bio-fuel with Petrol / Diesel by the year 2020.
 - 5.5 Reduction of toxic emissions and reduction of green house gas emission through partial substitution of fossil fuels with bio-fuels.
 - 5.6 Earning carbon credits and promotes trading in Certified Emission Reductions.

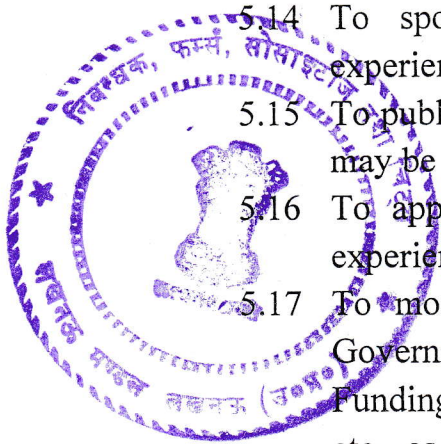


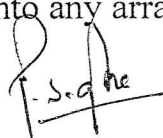





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- 5.7 Increasing rural income and women empowerment by generating rural employment.
- 5.8 Contributing to file social and economic development of rural and urban areas.
- 5.9 Facilitating coordination of the work of different departments, public sector corporate, private sector corporate, farmers, leading NGOs and private agencies dealing in various aspects of bio-fuels/ energy in P-4 (Public-private-panchayat-partnership) mode.
- 5.10 Synchronizing all other policies and programmes of the State as well as the Government of India and other Funding Agencies which have direct or indirect bearing on harnessing bio-fuel/ bio-energy potential of the State.
- 5.11 To encourage and support research and development activities for bio-energy development in the State.
- 5.12 Designing and operating bio-energy projects under appropriate comprehensive, transparent, consultative and participatory processes that involve all relevant stakeholders.
- 5.13 To take-up plant propagation and distribution of various species of bio-fuel seedlings and planting materials for the benefit of farmers so that farmers derive greater benefits.
- 5.14 To sponsor and organize workshops, seminars, exchange visits and experience sharing regarding bio-energy development.
- 5.15 To publish journals, documents and other relevant literature in any manner as may be considered desirable in furtherance of the objectives.
- 5.16 To appoint requisite supporting staff with appropriate qualification and experiences.
- 5.17 To mobilize funds from various sources such as self-generation, State Government/Central Government and their agencies. Banks, International Funding Agencies, UNICEF, UNDP., UNFCC, World Bank, Private Sector, etc., as donation, grant, aid, loan, equity participation, goodwill assistance, subsidy etc. for meeting the objectives. KRC would be established for R&D, training and management of solid waste management for environment friendly fuel/ green fuel and bio-slurry as good quality organic inputs for soil.
- 5.18 To acquire, undertake or enter into any arrangement to meet the objectives.









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- 5.19 To facilitate value-chain framings by encouraging private entrepreneurs to set up processing units and the farmers with vacant land to be garnered around the enterprise.
- 5.20 To undertakes enumeration of waste land /marginal land available in the States with Forest and Revenue Departments and notify the same at the District, Tehsil and Block levels.
- 5.21 To facilitate medicinal and aromatic plant cultivation, processing and marketing as intermediate agricultural activities during gestation period of bio-energy plantation to enhance the income level of the farmers.
- 5.23 To facilitate bio-mass cultivation, processing and marketing as intermediate agricultural activities during gestation period of bio-energy plantation and further value addition for off-grid mode of power generation for the MSME sector/ off-grid rural electrification. It will support the farmers as well as industries in the State and finally launch the "Smart Village" concept in the State.
- 5.24 To promote and facilitate "Jaiv Urja Vikas Kendra" in entrepreneurial mode in each district of the State. Promoter of the centre will be the member of "**Janapad Stariya Jaiv Urja Samiti**".
- 5.25 To do all such acts and things as the Society may consider necessary, conductive or incidental, directly or indirectly, to the attainment and enlargement of the aforesaid objectives or any of them.

6. Management of the Society:

The management of the affairs of the Society shall be vested with the General Body and the Executive Committee.

Powers and functions of the Society: In pursuance of the aforesaid objectives, the powers and functions of the Society shall be as below, subject to supportive guidance of the State Government.:-

- 7.1 To evolve, approve and oversee the implementation and monitoring of the policies and programmes related to bio-energy in the State of Uttar Pradesh by encouraging private entrepreneurs and farmers.
- 7.2 To facilitate assessment, identification of resource requirements and their allocation under various existing programmes related to the **UPSBDB** and if necessary to mobilize additional resources to implement such programmes.



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- 7.3 To facilitate single window clearance and support experimental and commercial ventures for Bio-energy through value-chain mechanism under P-4(Public-Private-Panchayat-Partnership) model.
- 7.4 To promote in coordination with relevant agencies and departments backward and forward linkages towards optimal utilization of State's resources for bio-energy development.
- 7.5 To facilitate information collection, documentation, dissemination and outreach activities related to bio-energy and herbal & aromatic plant cultivation, processing and marketing.
- 7.6 Make rules and bye-laws for the conduct of the affairs of the Society and add to amend, vary or rescind them from time to time,
- 7.7 Raise funds and accept donations or grants in cash or in kind including property of any kind.
- 7.8 Borrow money required for the purpose of the Society with or without security upon such terms and in such manner as may be determined by the Executive Committee of the Society with the prior approval of the State Government.
- 7.9 Invest any money of the Society not immediately required for any of its objectives in such a manner as determined by the Executive Committee of the Society.
- 7.10 Meet out of the funds of the Society all expenses which the Society may incur with respect to the formation, registration and operations of the Society.
- 7.11 Open bank accounts of any type including overdraft account as determined by the Executive Committee of the Society and operate the same in ordinary course of business.
- 7.12 Own, establish or have and maintain offices, branches and agencies within the State for the purpose of carrying on its business.
- 7.13 Promote, form, conduct or associate in the promotion, formation or conduct of companies, subsidiaries, societies or such other associations of persons as it may deem fit.
- 7.14 Sale or dispose of any undertaking of the Society or any part thereof with prior approval of the Executive Committee for consideration as it may deem fit ; and in particular for shares, debentures or securities of



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लखनऊ

any other Company having objects altogether or in part similar to those of the Society.

7.16 Enter into partnership or any joint venture with any Company, Society, association or person, or to co-operate with or subsidize or assist in any way such Company, Society, Association or any person,

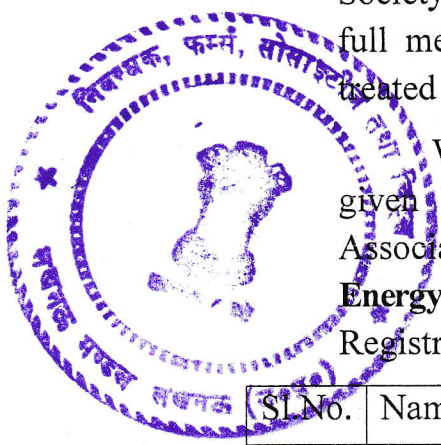
7.17 Do all other such things, as the Society may consider necessary, incidental or conducive to the attainment of its objectives.

Provided that for clauses 7.13,7.14,7.15,7.16 and 7.17 above, if any decision is being taken in which either State funds are required or transaction involves any asset, acquisition, investment etc., primarily derived from the said funds, prior permission of the State Government shall be required.






8. **Authority to Correspond:** The Member Convener/ State Coordinator of the UPSBDB shall be the authority to correspond on behalf of the Board.

9. **Founding Members and Formation of the Society:** The undersigned eight members, associating themselves for the purpose described in this Memorandum of Association and desirous of forming themselves into a Society are the founding members of the Society. The founder members are full members of the Society by designation and their successors shall be treated as founder members in their place.

We, the undersigned, whose names, designation and addresses are given below, do hereby subscribe our names to this Memorandum of Association and form ourselves into a Society namely, the **U.P. State Bio-Energy Development Board (UPSBDB)** under the Section 21 of Societies Registration. Act,1860.



Sl.No.	Name	Designation and Address	Position	Signature
1	Sri Alok Ranjan	Chief Secretary, Govt. of U.P.	Chairman	
2	Sri Pravir Kumar	Agriculture Production Commissioner, Govt. of U.P.	Vice-Chairman	
3	Sri Raj Pratap Singh	Principal Secretary, Dept. of Planning, Govt. of U.P.	Member	



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4	Sri Rahul Bhatnagar	Principal Secretary, Dept. of Finance, Govt. of U.P.	Member	
5	Sri Deepak Trivedi	Principal Secretary, Dept. of Rural Development, Govt. of U.P.	Member	
6	Sri Chanchal Tiwari	Principal Secretary, Dept. of Panchayati, Govt. of U.P.	Member	
7	Sri Sanjeev Saran	Principal Secretary, Dept. of Environment and forest, Govt. of U.P.	Member	
8	Sri (Dr.) Rajnish Dudey	Principal Secretary, Dept. of MSME, Govt. of U.P.	Member	
9	Sri P.S.Ojha	State Coordinator, Bio-energy Mission Cell, Dept. of Planning, U.P.	Member-convener	

Witnesses :

Sl.No.	Name	Designation and Address	Signature
1	Sri Ram Rakha Pandey	Joint Secretary, Dept. of Planning, Govt. of U.P.	
2	Sri P.C.Chaudhary	Finance Controller, Dept. of Planning, Govt. of U.P.	

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मुख्य सचिव, योजना
2021/22

RULES AND REGULATIONS OF

U.P. STATE BIO-ENERGY DEVELOPMENT BOARD (UPSBDB.):

1. **Title:** These Rules and Regulations shall be called "**The Rules and Regulations of the "U.P. State Bio-energy Development Board" (UPSBDB).**
2. **Status of the Society:** The Society shall be a juristic person shall have perpetual succession and can sue or be sued in its own Member- Convener/ State Coordinator .
3. **Scope and Application:** These Rules and Regulations shall extend to all the units and activities of the Society.
4. **Applicability:** These Rules and Regulations shall come into force from the date on which the Society is registered under the Societies Registration Act, 1860.
5. **Definitions:** In these Rules the following expressions shall have the meaning as indicated below, unless the context otherwise requires:-
 - a) **"Act"** means the Societies Registration Act, 1860.
 - b) **"Bio-Energy"** means: Renewable Bio-fuels of Solid, Liquid and Gaseous forms of fuels, viz., Bio-diesel, Bio-ethanol, Biogas, Biomass generated fuels etc.,"
 - c) **"Board"** means of U.P. State Bio-energy Development Board.
 - d) **"Chairman"** means the person heading the General Body and the person presiding over a meeting in his absence as the case may be.
 - e) **"Competent Authority"** means the **State Government**.
 - f) **"Executive Committee"** means the Governing Body to which, by these Rules and Regulations, the management of the Board and its affairs are entrusted,
 - g) **"General Body"** means the general body of all the members of the Society.
 - h) **"Governing Body"** means the Executive Committee.
 - i) **"State Coordinator"** means the Addl. CEO of the Society appointed in terms of these Rules and Regulations,



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संयोजक, संयोजक (उ०प्र०)

12-7-2015

- k) **"Member-Convener"** of the Executive Committee means the State Coordinator of U.P. State Bio-energy Development Board.
- l) **"Society"** means the U.P. State Bio-energy Development Board. Registered under section 21 of the Societies Registration Act, 1860.
- m) **"State Government"** means the **Government of Uttar Pradesh**.

6. **Words:**

- a) Words imparting singular number also include plural number and vice-versa.
- b) Words imparting masculine gender also include feminine gender.

7. **Membership :** The Society shall have a General Body consisting of the following members nominated by the Competent Authority in ex-officio capacity by virtue of holding an office of appointment:-

Composition of UPSBDB:

Sl.N o	Designation	Position
1	Chief Secretary, Govt. of U.P.	Chairman
2	Agriculture Production Commissioner, Govt. of U.P.	Vice-Chairman
3	Principal Secretary, Department of Planning, Govt. of U.P.	Member
4	Principal Secretary, Department of Finance, Govt. of U.P.	Member
5	Principal Secretary, Department of Environment and Forest, Govt. of U.P.	Member
6	Principal Secretary, Department of Revenue, Govt. of U.P.	Member
7	Principal Secretary, Department of Energy, Govt. of U.P.	Member
8	Principal Secretary, Department of Renewable Energy, Govt. of U.P.	Member
9	Principal Secretary, Department of Rural Development, Govt. of U.P.	Member
10	Principal Secretary, Department of Panchayati Raj, Govt. of U.P.	Member

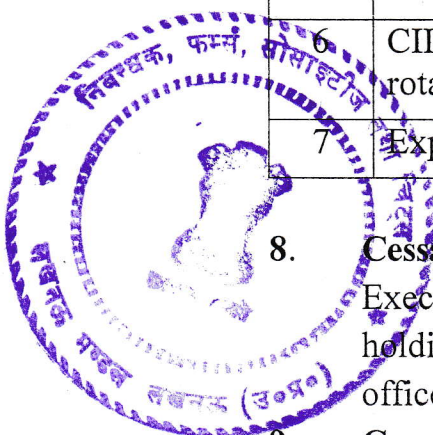
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11	Principal Secretary, Department of Horticulture, Govt. of U.P.	Member
12	Principal Secretary, Department of Excise, Govt. of U.P.	Member
13	Principal Secretary, Department of Sugarcane and Sugar Industries , Govt. of U.P.	Member
14	Principal Secretary, Agriculture, Govt. of U.P.	Member
15	Principal Secretary, Medium, Small, Micro Enterprises, Govt. of U.P.	
16	Excise Commissioner, U.P.	Member
17	State Coordinator, Bio-energy Mission Cell, Dept. of Planning, U.P.	Member Convener
	Nominated Members	
1	Chairman Bio-diesel Association of India, Mumbai	Member
2	Vice-chancellor, Agriculture universities in U.P. by rotation	Member
3	Vice-chancellor, U.P. technical university, Lucknow.	
4	Industry's representation by rotation working for Bio-energy production in U.P.	Member
5	CEO, Bio-tech Park, Lucknow	Member
6	CII/PHD Chamber Commerce and industry by rotation	Member
7	Expert of repute from Bio-energy sector	Member

8. **Cessation of Membership:** Membership of a member of the General Body or Executive Committee, as the case may be, in ex-officio capacity by virtue of holding an office of appointment, shall cease when he ceases to hold such office of appointment.

9. **General Body:**

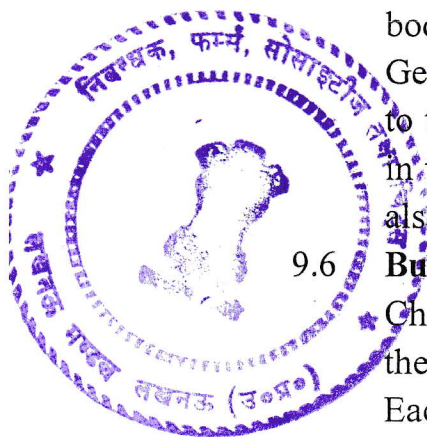
9.1 **Constitution:** The Board will be headed by the Chief Secretary as Chairman and the Agriculture Production Commissioner , as its Vice-Chairman. The General Body of the Society shall consist of all the members of the Society.



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State Coordinator, Bio-energy Mission Cell shall be the Member-Convener of the General Body.

- 9.2 **Annual General Meeting:** The Society shall hold every year meeting of all its members called Annual General Meeting (AGM) as per appropriate section of the Act.
- 9.3 **Special General Meeting:** in addition to tile Annual General Meeting, a Special General Meeting may be convened at any time on the request of the Chairman of the General Body or request of the not less than 1/3 of the number of members of the General body as per appropriate section of the Act.
- 9.4 **Notice of Meetings:** For every meeting of the General Body and special General Body a notice of not less than fifteen clear days specifying the place, date, time and agenda for the meeting shall be sent to all members. An adjourned meeting can be called on a date and time fixed by the Chairman.
- 9.4 **Quorum of the Meetings:** The quorum at all General Body Meeting shall be one third of the total strength of the members for the proceedings to be validly conducted. In case, the quorum is not met, an adjourned meeting is to be called on a date and time fixed by the Chairman. There shall be no quorum for an adjourned meeting of the General Body. The members present at such adjourned meeting may transact the business for which the meeting was called.
- 9.5 **Nomination for the Meeting:** If a person, who is a member of the General body by virtue of the office held by him, is unable to attend a meeting of the General body, he may nominate a subordinate officer in writing as substitute to take his place at the meeting. Such a substitute will be entitled to take part in the proceedings of that meeting for which he has been nominated and will also have the right to vote.
- 9.6 **Business:** Every meeting of the General Body shall be presided over by the Chairman or in his absence, by the Vice-Chairman or in his absence by one of the other members, elected by the members present from among themselves. Each member including the member presiding at the meeting of the General Body shall have one vote but the presiding member shall also have a casting vote in addition to his vote as member in case of equality of votes. All the matters shall be decided by consensus or a majority of votes.
- 9.7 **Reports:** The following reports pertaining to the previous financial year shall be placed before the General Body in every Annual General Meeting:-



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9.7.1 Report of the Executive Committee on the affairs of the Society including the progress made in its programmes in furtherance of its aims and objectives.

9.7.2 Audited copy of the assets and liabilities statement.

9.7.3 Report of the Auditor of the Society.

9.8 Minutes of the Meeting: A copy of the Minutes of the each meeting shall be furnished to the member of the General Body, as soon as possible, after the completion of the meeting. The Chairman shall approve the minutes of the meeting. Minutes of every meeting shall be kept by the Member-Convener and shall be read out at its next meeting and confirmed either with or without amendments, as the case may be.

9.9 Resolution: Every resolution of the General Body shall be passed by consensus or by a majority of members present and voting, for the resolution to be valid. In case of expediency, the Member-Convener of the Society may circulate a resolution for approval and such resolution shall be deemed to have been passed if majority of the members approve it.

"Provided that such resolution shall be valid if and only if the Chairman is also one among the members approving the resolution. The resolution so passed by circulation shall be recorded in the proceedings of the next meeting of the General Body."

9.10 Chairman of the General Body may nominate such eminent persons in the field of activities related to the objectives of the Society, as Members of the General Body.

9.11 The General Body shall provide overall policy guidance and support to the programmes of the Society.

10. Executive Committee:-

10.1 Governing Body: The Executive Committee shall be the governing body, to which by these Rules and Regulations of the Society, the management of its affairs is entrusted.

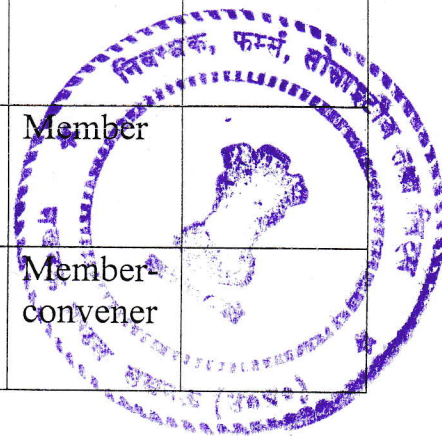


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लेखनक सुपडल, सखनक

10.2 **Composition:** The Executive Committee shall consist of the following members :-

Sl.No.	Name	Designation and Address	Position	Signature
1	Sri Alok Ranjan	Chief Secretary, Govt. of U.P.	Charman	
2	Sri Pravir Kumar	Agriculture Production Commissioner, Govt. of U.P.	Vice-Chairman	
3	Sri Raj Pratap Singh	Principal Secretary, Dept. of Planning, Govt. of U.P.	Member	
4	Sri Rahul Bhatnagar	Principal Secretary, Dept. of Finanace, Govt. of U.P.	Member	
5	Sri Deepak Trivedi	Principal Secretary, Dept. of Rural Development, Govt. of U.P.	Member	
6	Sri Chanchal Tiwari	Principal Secretary, Dept. of Panchayati, Govt. of U.P.	Member	
7	Sri Sanjeev Saran	Principal Secretary, Dept. of Environment and forest, Govt. of U.P.	Member	
8	Sri (Dr.) Rajnish Dubey	Principal Secretary, Dept. of MSME, Govt. of U.P.	Member	
9	Sri P.S.Ojha	State Coordinator, Bio-energy Mission Cell, Dept. of Planning, U.P.	Member-convener	

Rayneesh Dube.



10.3 **Meetings:** The Executive committee will meet once a month in the early days and later on, at least once in two months.

10.4 **Notice of Meeting:** For every meeting of the Executive Committee, a notice of not less than five clear days specifying the place, date, time and agenda for the meeting shall be given to all members. An adjourned meeting can be called on a date and time fixed by the Chairman of the Executive Committee. But, in case of emergency, the

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Chairman may reduce the above period of notice to such number of days as he deems fit.

10.5 **Quorum of the Meetings:** The Quorum at all meetings of the Executive Committee shall be not less than one third of the total strength of the members of the Executive Committee for the proceedings to be validly conducted. In case the Quorum is not met, the Member-Convener must adjourned the meeting. The quorum for an adjourned meeting of the Executive committee shall be three. The members present at such adjourned meeting may transact the business for which meeting was called.

10.6 **Nomination of the Meeting:** if a person, who is a member of the Executive Committee by virtue of the office held by him, is unable to attend a meeting of the Executive Committee, he may nominate in writing a subordinate officer as substitute to take his place at the meeting. Such a substitute will be entitled to take part in the proceedings of that meeting for which he has been nominated and will also have the right to vote.

10.7 **Business:** Every meeting of the Executive Committee shall be chaired by its Chairman or in his absence, by one of the other members, elected by members present from among themselves. Each member, including, the member presiding at the meeting of the Executive Committee shall have one vote. But, the presiding member shall also have a casting vote in addition to his vote as a member, in case of equality of votes. All matters shall be decided by consensus or a majority of votes.

10.8 **Minutes of the Meeting:** A copy of the minutes of each meeting shall be furnished to the members of the Executive Committee as soon as possible, after the completion of the meeting. The Chairman or the Member of the Executive Committee who chairs the meeting, as the case may be, shall approve the minutes of the meeting. Minutes of every meeting shall be properly kept by the Member-Convener and shall be read out at its next meeting and confirmed either with or without amendments, as the case may be.

10.9 **Resolution:** Every resolution of the Executive Committee shall be passed by consensus or a majority of members present and voting, for the resolution to be valid. In case of expediency, the Member-Convener



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of the Executive Committee may circulate a resolution for approval and such resolution shall be deemed to have been passed if majority of the members of the Executive Committee approves it.

"Provided that such resolution shall be valid if and only if the Chairman of the Executive Committee is also one among the members approving the resolution. The Resolution so passed by circulation shall be recorded in the proceedings of the next meeting of the Executive Committee. A member can move a resolution at a meeting of the Executive Committee with permission of the Chairman."

10.10 Co-opted Members: The Executive Committee shall have right to co-opt as members, eminent persons in the field of activities related to the objectives of the Society. The Executive Committee may co-opt a maximum of five Members. The co-opted members shall have a right to participate in the meetings of the Executive Committee, but shall not have voting rights and they shall not constitute the quorum.

11. Functions and Powers of the Executive Committee: Subject to provisions of the Memorandum of Association and the Rules and Regulations, the Executive Committee shall have the control and management of the business and affairs of the Society and shall have all advisory, executive and financial powers to conduct the affairs of the Society through its Member Convener. All the duties, powers, functions and rights whatsoever, consequential and incidental to the carrying of the objectives of the Society, shall only be exercised or performed by the Executive Committee. In particular and without prejudice to the generality of the foregoing provisions, the Executive Committee may;

11.1 make, amend or repeal any bye-laws relating to administration and management of the affairs of the Society and lay down Business Rules and Service Rules to regulate the transaction of business and working conditions of employees of the Society;

11.2 consider and approve the Annual Budget and the Annual Action Plan placed before it by the Member convener /State Coordinator from time to time and pass it with such modifications as the Executive Committee may deem fit;



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- 11.3 accept events, donations and endowment or give grants, upon such terms and conditions as it may think fit, subject to the over and control the State Government.
- 11.4 appoint Committee, Sub-Committees, Expert Panels, Task Force, Working or Study Groups etc., for such purpose and on such terms as it may deem fit;
- 11.5 create posts of various cadres required for the running of the Society and also for the implementation of various projects by the Society with prior approval of the State Government. It shall have powers to make appointment to the posts so created;
- 11.6 It may have full powers to procure services of Consulting Agencies, Advisors and Individual Consultants required for the implementation of various projects;
- 11.7 appoint all categories of staff required for the Society and to fix their remuneration and to define their duties and responsibilities;
- 11.8 formulate draft policy consistent with the principles and objectives enunciated in the Memorandum of Association of the Society for the consideration of General Body;
- 11.9 prepare Perspective and District Level Action Plan in consonance with the objectives of the Societies;
- 11.10 organize conduct, of the Society base-line studies in different, parts (Districts, Sub-Districts or a group of Districts) to determine the status of bio-energy production, propagation, management, processing and marketing of bio-energy products and other products related to fulfilling the objectives of the Society
- 11.11 organize conduct of studies to support supervision, monitoring and evaluation of the programmes;
- 11.12 to provide co-ordination among different agencies concerned with different aspects of bio-energy development, namely production, propagation, creation of essential infrastructure;
- 11.13 encourage participation of private entrepreneurs to set up processing centers in the State and to facilitate value-chain farming among interested farmers to enable, the industry to function.
- 11.14 take up listing of waste land under Forest Department/Revenue Department; publish it at District/Tehsil/block levels, to access the



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सहकारी विकासाच्या खात्याच्या कार्यालयात

extent of land available for bio-energy plantation and other related activities.

- 11.15 monitor the physical progress of the programmes undertaken;
- 11.16 monitor the financial position of the Society in order to ensure smooth income how and to review the Annual Audited Accounts;
- 11.17 authorize acquisitions by gift, purchase, lease or otherwise, any property, movable or immovable and to construct, alter and maintain any building or buildings for purposes of the Society as deemed appropriate by it;
- 11.18 authorize investment of funds of the Society in such securities and/or to sell or transfer such investments in such manner as the Executive Committee may consider necessary for the safety and benefit of the Society and to convert or change or investments, as required by the Executive Committee subject to the laws applicable;
- 11.19 do generally such acts and things as may be necessary or incidental to carry out the objectives of the Society or any of them.

12. Strategy for implementation:

- 12.1 The nodal department shall be the Planning Department, as it deals with the Bio-energy Sector, herbal and aromatic plant cultivation.
- 12.2 Revenue Department and Forest Department, to identify and declare the uncultivable waste land in the State- both government lands and private lands. This list is to be prepared Gram Panchayat-wise, Tehsil-wise and district-wise, vetted by the Agriculture Department.
- 12.3 Entrepreneurs to be invited to the State through media, who would like to set up industrial units in the State for processing and manufacturing bio-energy products within the State. Sufficient incentives will be given to these entrepreneurs in addition to the concessions already available in the industrial policy of the State.
- 12.4 Based on the land availability and the industrial location, value- chain farming to be encouraged and facilitated tying up with industry and the farmers or with the Government department (if it is Government land), which are being used to cultivate non-edible oil seed plants/ Bio-mass cultivation for Bio-energy production.
- 12.5 Growers will be organized in shape of producer company based farming in value-chain mechanism, as to assure the raw materials



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supply to industrial units involved in Bio-energy production as well as appropriate returns to farmers/ villagers/petty traders .

- 12.6 Raising of nursery and seedlings of the seed bearing plants will be taken up by Agriculture and Forest Departments or private entrepreneur as the case may be.
- 12.7 Collection and processing points will be set up at block level in the concerned areas for collection of the seeds, quality check, dissemination of technical know-how and payment to the farmers.
- 12.8 Convergence or various segments at local, national, international collaboration and harnessing its potential will be explored or convergence of the various State and Central Governments schemes like NREGA,

Watershed Development Department, National Afforestation Programme , MOEF &CC-GOI, MNRE-GOI, IFAD etc. and UN organizations would be synergized into the programme.

- 12.9 The "Jaiv Urja Vikas Kendra" would be set up in each District and latter in each Tehsil head quarter by MSME supported entrepreneurs. All such centres shall work as profit centre and directly reporting to District Magistrate with a copy to **UPSBDB**.

- 12.10 Agricultural Insurance Company will be advised to extend suitable insurance coverage for non-edible oil seeds plantation and other bio-mass cultivation activities.

- 12.11 The State budget under Department of Planning shall have a separate allocation for **UPSBDB**. Programme encompassing all activities of the Board viz, administration, management and maintenance, incentives, research and development programmes, quality control programmes, training and extension, seminars, workshops etc.

- 12.12 Incentives and tax concessions for feed stock, machinery, products, raw materials etc., has been awarded by the State Government. Concessions given by Central Government Policy would be allowed as such. To ensure remunerative prices to the farmers for the seeds/ bio-mass and as incentives to the industry for setting up of processing units, incentives in the price of the oil also would be considered.

- 12.13 Medicinal and aromatic plant cultivation activities as to provide intermediate returns to the farmers during gestation period of bio-



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energy plantation/ cultivation in association with CIMAP, FFDC and agriculture universities. Also facilitate marketing support to farmers for the best returns as well as support the industries involved in value addition of the herbs and aromatic plants.

13. Member Convener:

The Member Convener of **UPSBDB** shall be an officer of technical/ management background with at least seven years experience in handling bio-energy programme at state level.

14. Powers and Functions of the Member Convener, UPSBDB : The Member Convener shall :-

- 14.1 take appropriate action as may be necessary for execution of "Rajya Jaiv Urja Niti" and the policies laid down by the General Body and the executive Committee and to implement the decisions thereon.
- 14.2 be responsible for management and control day to day affairs and administration of the Society as the controlling authority of all employees of the Society.
- 14.3 sign all documents and proceedings requiring authentication by the Society.
- 14.4 represent the Society in business and legal transactions;
- 14.5 receive on behalf of the Society and disburse funds of the Society as directed by the Executive Committee and sign all necessary documents including bank cheques jointly with Financial Controller of the Planning Department and other negotiable instruments on behalf of the Society; as authorized by the Executive Committee and be responsible for the management and control of finances and accounts of the Society;
- 14.6 convene in consultation with the respective Chairman, meetings of the General Body and the Executive Committee at stipulated intervals or otherwise, prepare minutes of the meetings and issue them after approval by the Chairman or the Members who preside over the meetings;
- 14.7 exercise administrative and financial powers as are vested with the Head of Department of the State Government, as per orders issued by the State Government from time to time, until specific bye-laws regarding financial and administrative powers of the Member Convener



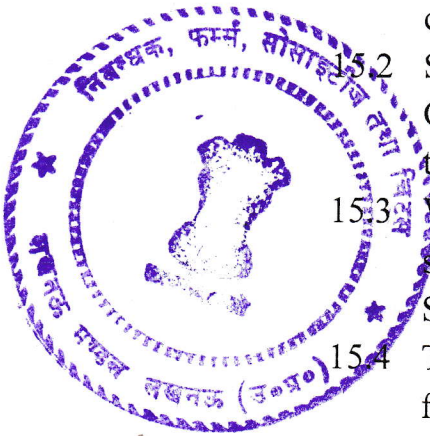
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and other officers are framed and / or adopted by the Executive Committee in consultation with the State Government.

- 14.8 maintain records of membership, properties and assets as well as accounts of income and expenditure and submit prescribed returns to, the Registrar within the time limits stipulated under the Act and Rules made there under;
- 14.9 perform such functions and exercise such powers of the Executive Committee as may be delegated to him by it;
- 14.10 perform any of the functions of the Executive Committee during the interval between its meetings where it is expedient to do so and place a report in respect thereof, before the Executive Committee for its consideration/ratification.
- 14.11 The Member Convener may engage experts in fields of planning, production, business and accounting in the field of bio-energy and other aspects covered by the objectives of the Society. There will be two or three such experts who are technically competent and provide necessary advice to the Member Convener for efficient functioning. They will be on consolidated remuneration that can be changed from time to time depending upon the needs with prior approval of the Executive Committee.

15. Service Rules of Employees of the Society:

- 15.1 The Society may frame or adopt rules regarding service matters of its employees, with the approval of the Executive Committee and concurrence of the State Government.
- 15.2 Scale of pay in respect of the posts to be created by the Executive Committee shall correspond to the scales of pay of the employees of the State Government or as the condition may be.
- 15.3 Where as the Society has not framed and adopted rules regarding service matters of its employees the Society shall adopt & follow the Service Rules of the employees of the State Government.
- 15.4 Terms and Conditions of appointments of the Consultants and other functionaries, who are not regular employees of the Society, shall be as mutually agreed to.
- 15.5 Mode of Recruitment, in respect of the posts to be created for the Board shall be on deputation or on short term contract or through outsourcing.



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For work related specific assignments, persons would be deployed on feed remuneration with provisions for revision, if considered necessary.

16. **Fund:** The Society shall maintain a Fund called "UPSBDB Fund" to which it shall credit all sums of money that may be provided by the State as well as Central Government and financial assistance from any other source. All sums of money credited to the "UPSBDB Fund" shall subject to the bye-laws made in this behalf, be deposited with any nationalized bank as approved by the Executive Committee.

17. **Property and Assets:** All the income, earnings, moveable, and immovable properties of the Society shall be solely utilized and applied towards the promotion of its aims and objectives only, as set forth in the Memorandum of Association, and no profit thereof shall be paid or transferred directly or indirectly by way of dividends, bonus, profits or in any manner whatsoever, to present or past members of the Society. Also, no member of the Society shall have any personal claim on any moveable or immovable properties of the Society or make any profit whatsoever by virtue of the membership.

"Provided that, nothing herein contained shall prevent the payment, in good faith, of remuneration to any member there-of or other persons in return for any service rendered to the Society or for traveling allowances, daily allowance or similar charges."

18. **Funds of the Society:** The funds of the Society shall consist of the following;

18.1 Grants-in-aid from Central Government and State Government in furtherance of the objectives of the Society.

18.2 Contributions from other sources.

18.3 Income from assets of Society.

18.4 Receipts of the Society from other sources.

18.5 Grants, donations or assistance of any kind from national and international funding agencies, individuals, associations, corporate bodies and others, with prior approval of State Government.

18.6 Other sources mentioned in objectives and functions of the society.

Accounts and Audit: The financial year of the Society shall begin on the first day of April and end on thirty first day of March next year.

19.1 The Society shall maintain proper accounts and other relevant records as well as documents and prepare annual accounts comprising the



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receipt and payment accounts, statement of assets and liabilities and the balance sheet.

19.2 The accounts of the Society shall be audited by a Chartered Accountant to be appointed by the Executive Committee. The nature of audit to be applied and the arrangement to be made in regard to the form of accounts and their maintenance and the presentation of the accounts for audit shall be prescribed by the bye-laws to be framed by the Executive Committee. The auditor shall also submit a report showing the exact state of financial affairs of the Society. The copies of the balance sheet and the auditor's report shall be certified by the auditor.

20. **Annual Report:** An Annual report of the affairs of the Society and all work under taken during the year shall be prepared by the Managing Director. This report and duly audited assets and liability statement, income and expenditure account and auditor's report shall be placed for approval before the Executive Committee. These documents as approved by the Executive Committee shall be placed before the Annual General Meeting of the General Body before the 30th September of every year. These, as approved by the General body, shall be forwarded to the Government and shall be filed with the Registrar, within the time limit along with a list of names, addresses and occupations of the Members of the Executive Committee certified by the Member Convener.

21. **Amendment:** As and when there is any change in nomenclature of Ministries, Departments or Institution(s) and designation mentioned in these Rules and Regulations, such changes shall automatically stand incorporated in these Rules and Regulations.

22. **Suits and proceedings:**

22.1 The Society may sue or be sued in the name of the Society through its Member Convener.

22.2 Any person including a member of the Society, who damages, injures or destroys any property of the Society or otherwise acts in a manner resulting in pecuniary loss to the Society can be sued by the Society. The fact that such person may be a member of the Society shall not, in any manner, prevent the Society from proceeding against him in a court of law.



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23. Indemnity: The members of the General Body, the Executive Committee, the Member Convener, auditors, officers of the Society and any holding office bearer for the time being acting in relation to any of the affairs of the Society and their heirs, executors, and administrators respectively, shall be indemnified out of the assets of the Society from or against any suits, proceedings, costs, charges, losses, damages and expenses which they or any of them incur or sustain by reason of any act done or omitted to be done in or about the execution of their duty in their respective offices or trusts except such, if any, as they shall incur or sustain by or through their own willful neglect or default respectively.

24. Validation of Acts: No action taken by the Society shall be rendered invalid or void on to the reasons that:

- There existed one or more vacancies in the General Body or the Executive Committee on the day on which the resolution was passed, or
- There was a defect in the appointment of any of its members; or
- The resolution in pursuance of which the said act was done has subsequently been modified or revoked.

25. Common Seal: The Society shall have a common seal and logo of such make and design as the Executive Committee may approve.

26. Powers of the State Government: The State Government may issue directions to the Society on any policy matter that it deems fit and as may be necessary. Any such direction from the State Government shall be binding on the Society.

राज्य समन्वयक
वायो इनर्जी मिशन सेल
नियोजन विभाग, उ०प्र०

(प्रवीर कुमार)

कृषि उत्पादन आयुक्त,
उत्तर प्रदेश शासन

(संजीव सरन) राज प्रताप सिंह
प्रमुख सचिव
वन एवं पर्यावरण विभाग, उ०प्र० शासन

प्रमुख सचिव
पंचायती राज विभाग
उ० प्र० शासन

अत्य प्रतिलिपि

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फर्म्स सोसाइटीज तथा बिद्वत्
संस्कृत मण्डल, लखनऊ

(शशि क रंजन)
मुख्य सचिव
उ० प्र० शासन

(डॉ० रजनीश दुबे)
प्रमुख सचिव

इथरकाषा एवं वस्त्रोद्योग विभाग
सूत, लघु एवं नव्यन उद्यम तथा निर्यात प्रोत्साहन विभाग
उत्तर प्रदेश शासन

(दीपक त्रिवेदी)
प्रमुख सचिव
ग्राम्य विकास विभाग
उत्तर प्रदेश शासन

(राहुल भटनागर)
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विज्ञान आसक्ति एवं वाद्य संगीत विभाग
उत्तर प्रदेश शासन