

NATIONAL FISHERIES DEVELOPMENT BOARDBye - Laws

In exercise of the powers conferred by the Clauses of the Memorandum of Association of the National Fisheries Development Board, the following bye-laws are enacted:

2. SHORT TITLE: These bye-laws may be called bye-laws of the National Fisheries Development Board.

3. DEFINITION: Subject to the context:

- i) 'Board' means the National Fisheries Development Board.
- ii) 'Governing Body' means the Governing Body of National Fisheries Development Board.
- iii) 'Executive Committee' means the Executive Committee of the Board.
- iv) 'Chief Executive' means the Chief Executive of the Board.
- v) 'Member' means a member of the Governing Body or Executive Committee, as the case may be.

4. CONSTITUTION OF THE GOVERNING BODY

There shall be a GOVERNING BODY which will consist of the following:-

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| 1. | Agriculture Minister
Government of India
(Ex-Officio) | Chairman |
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for *SE (Fin)* 26/8/11
Senior Executive (Fin)
NFDB, Hyderabad

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| 2. | Minister of State
in charge Department of
Animal Husbandry, Dairying,
And Fisheries, Government of India
(Ex-Officio) | Vice Chairman |
| 3. | Member (Agriculture),
Planning Commission
Government of India
(Ex-Officio) | Member |
| 4 to 33. | Ministers in charge of Fisheries
of the States and UTs | Members |
| 34. | Secretary
Department of Animal Husbandry,
Dairying and Fisheries
Government of India
(Ex-Officio) | Member |
| 35. | Secretary
Department of Agriculture and Cooperation
Government of India
(Ex-Officio) | Member |
| 36. | Secretary
Department of Agricultural Research,
and Education, Government of India
(Ex-Officio) | Member |
| 37. | Secretary
Department of Commerce
Government of India
(Ex-Officio) | Member |
| 38. | Secretary
Ministry of Food Processing Industries
Government of India
(Ex-Officio) | Member |
| 39. | Secretary
Ministry of Panchayati Raj
Government of India
(Ex-Officio) | Member |

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| 40. | Chairman
Coastal Aquaculture Authority
(Ex-Officio) | Member |
| 41. | Chairman
NABARD
(Ex-Officio) | Member |
| 42 to 50. | Representatives (to be nominated)
of groups and associations of fish
farmers, fishing craft operators and
exporters. | Members |

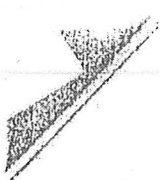
5. ROLL OF MEMBERS:

The Board shall keep a roll of members, giving their occupations and addresses and every member shall sign in the same. If a member changes his address, he may notify to the Board his new address, but if he fails to notify such address, his address as recorded on the roll of members shall be deemed to be his address, provided that no such notification will be required in case of an ex-officio member.

Explanation: Where a member is a Company, a Society or a Body Corporate, the roll may be signed by an authorized representative of such Company, Society or Corporate as the case may be.

6. TERM OF OFFICE OF MEMBERS:

- i) A member shall cease to be such member if he dies or becomes of unsound mind or becomes insolvent or is convicted of a criminal offence involving moral turpitude or if he resigns from such membership by a letter addressed to the Chairman, Governing Body. Such a resignation shall, however, take effect only on acceptance of the resignation by the Governing Body.

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- ii) Unless the membership of member is otherwise determined, all members shall cease to be members on the expiry of three years, from the date on which they become the members of the Governing Body but shall be eligible for reappointment.
 - iii) Any casual vacancy in the Governing Body shall be filled by the appointment or nomination of a member by the appropriate authority entitled to make such appointments or nomination and the member appointed or nominated to fill such casual vacancy shall hold the office for the remainder of the term, if any, of the member in whose place he has been appointed or nominated. Provided that, the foregoing sub-rules in this rule shall have no application in the case of an ex-officio member nominated by the Central Government who shall continue to be such ex-officio member during the pleasure of the Government.

7. MEETING OF THE GOVERNING BODY

- i) The Chairman shall preside at all meetings of the Governing Body. In the absence of the Chairman at any meeting of the Body, the Vice Chairman shall preside over the meeting. The Governing Body shall meet at least once in every year, which shall be called the Annual General Meeting of the Governing Body. However, the Chairman may convene an emergency meeting of the Governing Body at a shorter notice to discuss any matter of emergent nature provided that such notice shall not be less than 15 days. All meetings of the Governing Body shall be held at the time and place to be determined by the Chairman of the Governing Body.
- ii) The Chairman may convene a special meeting of the Governing Body on the written requisition of not less than one third of members. Such special meeting shall be called extraordinary General Meeting of the Governing Body. Every requisition so made by the members shall express the object for which the extraordinary General Meeting is proposed to be called and

shall be left at the address of the Chief Executive of the Board or posted to his address. Upon receiving such requisition, the Chairman shall convene a meeting of the Governing Body within 31 days from the date of such receipt.

- iii) Every notice calling the Annual and Extraordinary General Meeting of the Governing Body shall state the date, time and place at which such meeting will be held and shall be served upon every member not less than 10 clear days before the date appointed for the meeting.
- iv) The accidental omission to give notice or the non-receipt of the notice by any member or other person to whom it should be given shall not invalidate the proceeding the meeting.
- v) Five members present in person shall form a quorum for any General Meeting of the Governing Body. However, in case of the Extraordinary General Meeting one-half of the members who requisition must be present to constitute a quorum.
- vi) Every matter discussed in a meeting of the Governing Body shall be decided by a majority of those present and entitled to vote. Each member shall have one vote. In case of equality of votes, the Chairman shall have the casting vote. The members, shall not authorize any other person to represent them at the meeting of the Governing Body.
- vii) The Chairman may invite any other person, who is not a member to attend a meeting of the Governing Body. Such invitees shall not be entitled to vote at the meeting.
- viii) The Governing Body shall function notwithstanding any vacancy therein and no act or proceeding of the Governing Body shall be invalidated or nullified merely by reason only of the existence of any defect in the appointment/nomination of any members.

- ix) The members of the Governing Body, Executive Committee or any Committee appointed by the Governing Body shall not be entitled to any remuneration from the Board. However, non-official members of the Governing Body or the Executive Committee or any other Committee appointed by the Governing Body it shall be paid by the Board such travelling and daily allowances as may be provided for in the Rules to be made in this behalf in respect of any journeys undertaken by them for attending the meeting of the Governing Body, the Executive Committee or the Committee or in connection with any other business of the Governing Body, the Executive Committee or the Committee as the case may be.

8. FUNCTIONS AND POWERS OF THE GOVERNING BODY

The Governing Body shall have the powers and duties to:

- i) Consider and decide on the programmes of activities of the Board and to add new schemes to ongoing activities of the Board.
- ii) Appoint auditors for the Board.
- iii) Consider the Annual Report, Audited accounts and balance sheet of the Board for the outgoing years.
- iv) Add to and amend, with the prior approval of the Government of India, the rules of the Board.
- v) Supervise generally the functions of the Executive Committee and to provide guidance thereto.
- vi) Delegate any of its powers by resolution to the Executive Committee/ Committees constituted by Chief Executive or any other officer of the Board.

9. EXECUTIVE COMMITTEE

There shall be an Executive Committee of the Board, which shall consist of the following:

S.No.	Name and Address	Designation
1.	Secretary, Department of Animal Husbandry, Dairying, and Fisheries, Government of India, New Delhi. (Ex-Officio)	Chairman
2.	Financial Advisor & Additional Secretary, Department of Animal Husbandry, Dairying, and Fisheries, Government of India, New Delhi. (Ex-Officio)	Member
3.	Advisor (Agriculture), Planning Commission, Government of India, New Delhi. (Ex-Officio)	Member
4.	Joint Secretary (Fisheries) Department of Animal Husbandry, Dairying, and Fisheries, Government of India, New Delhi. (Ex-Officio)	Member
5.	Joint Secretary, Ministry of Food Processing Industries, Government of India, New Delhi. (Ex-Officio)	Member
6.	Managing Director, NABARD, Mumbai. (Ex-Officio)	Member
7.	Deputy Director General (Fisheries), ICAR, New Delhi. (Ex-Officio)	Member

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| 8. | Chairman, Marine Products Export Development Authority (MPEDA), Kochi.
(Ex-Officio) | Member |
| 9. | Member Secretary, Coastal Aquaculture Authority, Chennai.
(Ex-Officio) | Member |
| 10 to 13. | Four Secretaries in charge of Fisheries of State Governments (to be nominated)
(Ex-Officio) | Members |
| 14. | Chief Executive of NFDB (to be appointed)
(Ex-Officio) | Member-Secretary |

10. MEETINGS OF THE EXECUTIVE COMMITTEE

- i) The Executive Committee shall meet at least once in every three months and otherwise at such times and at such places as may be determined by the Chairman or the Executive Committee.
- ii) Three members of the Committee present in person shall constitute the quorum at any meeting of the Committee.
- iii) A resolution in writing, signed by a majority of the members of the Executive Committee shall be deemed to be the resolution by the Executive Committee and shall be deemed to have passed on the date on which the last signatory affixes his signature to it, provided that any resolution passed as aforementioned shall be placed before the next meeting of the Executive Committee.
- iv) In the event of the absence of the Chairman in a meeting of the Executive Committee meeting, the Financial Advisor and Additional Secretary (DAF) as Member of the Executive Committee shall preside over the meeting.

- v) Each member of the Executive Committee excluding the Chairman thereof shall have one vote and in case there be a equality of votes on any question to be decided by the Executive Committee, its Chairman shall have a casting vote.

11. POWERS AND FUNCTIONS OF THE EXECUTIVE COMMITTEE

- i) The general superintendence, direction and the control of the affairs and functions of the Board shall be vested in the Executive Committee in accordance with these bye-laws and rules made therein for the furtherance of its objects, which may exercise all the powers necessary or expedient for the purpose.
- ii) Without prejudice to the generality of the foregoing sub-rule the Executive Committee shall have the powers:
- a) To prepare and execute detailed plans and programmes for the Board and to consider and approve adjustment and re-appropriations of outlays for different components/programmes within the overall outlay approved by the Central Government for the plan projects of the Board, so as to carry on the administration and management of the Board efficiently and effectively.
 - b) To receive grants, gifts donations and contributions and to have custody of the funds of the Board.
 - c) To prepare, revise and amend the budget estimates of the Board each year, and to sanction the expenditure.
 - d) To institute and award fellowship, scholarships prizes and medals.
 - e) To collaborate with any other organization in the matter of fisheries development and to enter into arrangements or contracts for and on behalf of the Board.

- f) To sue and defend all legal proceedings on behalf of the Board.
 - g) To appoint, control, remove, suspend and dismiss staff as may be required to for the efficient management of the affairs of the Board and to regulate the recruitment and conditions of their service.
 - h) To appoint Committees or Sub Committees as and when required.
 - i) To delegate any of its powers by resolution to the Chief Executive or any other officer of the Board.
- iii) The Executive Committee shall be competent to decide appointment of persons on contract (for a period not exceeding six months at a time), while creation of all regular posts will need the approval of the Central Government.
- iv) All the matters to be placed before the Governing Body may as far as possible, in first instance be placed before the Executive Committee for examination.
- v) The Chairman of Executive Committee may, in extraordinary and emergency circumstances, act for and in the name of the Executive Committee subject to the ratification of such action by the Executive Committee within three months from the date of such decision provided that if any action so taken by the Chairman in the interest of the Board has the written concurrence of the Central Government, no ratification by the Executive Committee shall be required.

12. CHIEF EXECUTIVE OF THE BOARD

- i) The Chief Executive shall be the Principal Executive Officer of the Board. He shall be appointed by the Chairman of the Governing Body of the Board with the previous approval of the Central Government and shall

hold office for such period and on such conditions as may be specified by the Government.

- ii) It shall be the duty of the Chief Executive to coordinate and exercise general supervision over all the activities of the Board. In this regard, the Chief Executive shall be accountable to the Governing Body, the Executive Committee and the Central Government.
- iii) He shall prescribe the duties of all officers and staff of the Board and shall exercise such supervision and disciplinary control as may be necessary in accordance with the rules.

13. ACCOUNTS AND AUDIT

- i) The funds of the Board will inter-alia, consist of the following:
 - a) Grants made by the Central Governments.
 - b) Donations and contributions from other sources.
 - c) Income from investments and other sources.
 - d) Receipts of the Board from other sources.
- ii) The Bankers of the Board shall be Nationalized Banks selected by the Executive Committee and approved by the Governing Body. All funds shall be paid into the Board's Accounts with its Bankers and shall not be withdrawn except on a cheque signed by such officer or officers as may be duly empowered in this behalf by the Executive Committee from time to time.
- iii)
 - a) The Board shall maintain proper accounts and other relevant record and prepare an annual statement of accounts in such form as may be prescribed by the Governing Body.
 - b) The accounts of the Board shall be audited annually by the auditors of the Board appointed by the Governing Body with the prior approval of the Central Government. Any expenditure incurred in

connection with the audit of accounts shall be payable by the Board.

- c) The Board shall submit the audited statement of Accounts together with the audit report to the Central Government and the Central Government will be entitled to call for any information or explanation in that connection.
- d) The Comptroller and Auditor General of India shall, however, have the right to demand the production of books, accounts, connected vouchers and other documents and papers in respect of grants or loan made by the Central Government to the Board.
- iv) A draft of the Annual Report and the Annual Accounts of the Board shall be prepared by Executive Committee and placed before the Governing Body at its Annual General Meeting for consideration and approval. Copies thereof as finally approved shall be supplied to the members of the Governing Body. The proceedings of the Annual General Meeting of the Governing Body together with the Annual Report shall be sent to the Central Government.

14. SERVICE OF NOTICE:

- i) A notice may be served upon any member of the Governing Body either personally or by post at the address mentioned in the roll of members.
- ii) Any notice so served by post shall be deemed to have been served on the day following that on which it is actually received.

15. ANNUAL LIST OF GOVERNING BODY:

Once in every year a list of the members of the Executive Committee and the officers shall be filed in the office of the Registrar of Societies in terms of Section 9 of Andhra Pradesh Societies Registration Act, 2001.

16. DISSOLUTION:

If the Society needs to be dissolved, it shall be dissolved as per provisions laid down under the section 24 of Andhra Pradesh Societies Registration Act, 2001.

17. LEGAL PROCEEDINGS

Society may sue and/or be sued as per provisions laid down under section 19 of Andhra Pradesh Societies Registration Act, 2001.

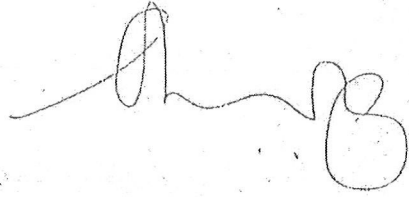
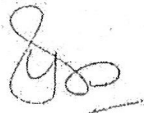


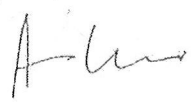
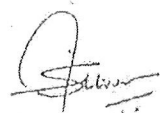
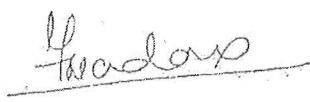
18. AMENDMENT:

Any amendment in Memorandum and Bye-laws etc. will be carried out in accordance with section 8 of the Andhra Pradesh Societies Registration Act, 2001.

19. APPLICATION OF THE ACT:

All the provisions under all the Sections of the "Andhra Pradesh Societies Registration Act, 2001" shall be applicable to National Fisheries Development Board.

Certified that this is the correct copy of Bye-laws of National Fisheries Development Board.

S.No.	Name and Address	Signature
1.	Shri P.M.A. Hakeem, Secretary, Department of Animal Husbandry, Dairying, and Fisheries, Government of India, New Delhi.	
2.	Shri P.P. Mathur, Financial Advisor & Additional Secretary, Department of Animal Husbandry, Dairying, and Fisheries, Government of India, New Delhi.	
3.	Shri V.V. Sadamate, Advisor (Agriculture), Planning Commission, Government of India, New Delhi.	
4.	Shri Ajay Bhattacharya, Joint Secretary (Fisheries) Department of Animal Husbandry, Dairying, and Fisheries, Government of India, New Delhi.	
5.	Shri Arun Kumar, Joint Secretary, Ministry of Food Processing Industries, Government of India, New Delhi.	
6.	Dr. S. Ayyappan, Deputy Director General (Fisheries), ICAR, New Delhi.	
7.	Shri Y.S. Yadava, Member Secretary, Coastal Aquaculture Authority, Chennai.	

Witnesses

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