



सत्यमेव जयते

Minutes of the  
**17<sup>th</sup> Meeting of the Authority**  
(19<sup>th</sup> October, 2012)

**Venue:** Indian Institute of Sugarcane Research,  
Lucknow, Uttar Pradesh



**Protection of Plant Varieties and Farmers' Rights Authority**

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## 17<sup>th</sup> Meeting of the PPV&FR Authority

Meeting Type	Authority Meeting	Date and Time	19 <sup>th</sup> October 2012, 11.00 A.M.
Subject/Function	17 <sup>th</sup> Meeting of the PPV&FR Authority	Convened by	PPV and FR Authority
Venue	Indian Institute of Sugarcane Research, Lucknow, Uttar Pradesh		

Attendance	<p style="text-align: center;"><b><u>The following members attended the meeting :</u></b></p> <ol style="list-style-type: none"><li>1. Shri Satish Chandra, Joint Secretary &amp; Legal Adviser, Deptt. of Legal Affairs, Ministry of Law and Justice, New Delhi</li><li>2. Dr. K.S. Charak, Advisor/Scientist 'G' as the Ex-officio representative of DBT</li><li>3. Shri. P. Narayanan Unny, Navara Eco Farm, Chittur, Palakkad, Kerala</li><li>4. Smt. Neelam Tyagi, Secretary, Laxmijan Kalyan Seva Sansthan, Murad Nagar, Ghaziabad, Uttar Pradesh</li><li>5. Shri Raju Barwale, Managing Director, MAHYCO, Mumbai</li><li>6. Dr. R. C. Agrawal, Registrar-General, PPV&amp;FR Authority, NASC Complex, New Delhi</li></ol> <p>Leave of absence was granted to Shri Roshan Lal, IAS, Finance Commissioner &amp; Principal Secretary, Agriculture, Chandigarh, Haryana; Dr. Atanu Purkayastha, Joint Secretary (Seeds), DAC; Shri Hem Pande, Joint Secretary (MoEF); Dr. S.N. Puri, Vice-Chancellor, CAU, Imphal; Dr. Swapan Kumar Datta, DDG (Crop Sciences), ICAR; Dr. D.P. Malik, Addl. Commissioner (Crops), DAC, Delhi; Dr. K.C. Bansal, Director, NBPGR, New Delhi and Dr. Gorakh Singh, Horticultural Commissioner, Department of Agriculture and Cooperation.</p>
Introduction	<p>At the outset, Dr. R. C. Agrawal, Registrar- General, PPV&amp; FR Authority welcomed all the members. It was informed that the last meeting of the Authority was held on 23.05.2012 in New Delhi and some important developments had taken place during the intervening period which will be shared with the member of the Authority. He informed the house about nomination of two new members, Dr. K.S. Charak, Advisor/Scientist 'G' as the Ex-officio representative of DBT and Smt. Neelam Tyagi, Secretary, Laxmijan Kalyan Seva Sansthan, Murad Nagar, Ghaziabad, Uttar Pradesh as the representative of woman organization. The newly nominated members shared in brief their achievements and showed contentment and felt privilege to be member of the Authority. It was</p>

	further informed to the members the venue of the meeting had to be changed to IISR, Lucknow for the better logistic support.
Presiding over of the meeting	The chairperson informed to the Dr. R.C.Agrawal, Member Secretary of the Authority through email dated 18.10.2012 (letter no. PPV&FRA/PS-2/09) that he has to be present before Committee on Subordinate Legislations, Rajya Sabha on 19.10.2012 regarding clarification/information on the status of framing of Subordinate Legislation under the PPV&FR Act, 2001 and his presence in the said meeting was essential and therefore he will not be able to attend the Authority Meeting. Accordingly under section 4(3) of PPV&FR Act, 2001, the members who were present unanimously chose Sh. Satish Chandra, Joint Secretary (Legal Affairs) to preside over the 17 <sup>th</sup> Authority Meeting.
Declaration of Conflict of Interest by Members	All the members submitted duly filled forms for the declaration of conflict of interest. There was no conflict of interest by any member on any of the agenda items.

Agenda Item	Subject	Discussion								
1	Adoption of the minutes of the last meeting held on 23 <sup>rd</sup> May, 2012	The minutes of the last meeting held on 23.05.2012 were adopted unanimously.								
2	Action taken report	It was informed that the Authority has taken necessary action on all recommendations of the last meeting held on 23.05.2012. Members noted the Action Taken Report and adopted the same.								
3	Progress of Plant Varieties Registry	<p>Member were informed that since the 16th meeting of the Authority, the Plant Varieties Registry has received additional 253 applications making a total number of applications received, so far 3983 including cereals, grain legumes, oilseeds, spices, vegetables, fiber crops, sugar crops and floricultural crops. Out of these 1104 were under new, 1737 under extant, 1141 under farmers' and 01 under EDV category.</p> <p>The progress of the registry is as under:</p> <table border="1"> <thead> <tr> <th>Category</th> <th>Up to the last meeting (23/05/2012)</th> <th>As on 24/09/2012</th> <th>During the period under report</th> </tr> </thead> <tbody> <tr> <td>New Varieties</td> <td>1049</td> <td>1104</td> <td>55</td> </tr> </tbody> </table>	Category	Up to the last meeting (23/05/2012)	As on 24/09/2012	During the period under report	New Varieties	1049	1104	55
Category	Up to the last meeting (23/05/2012)	As on 24/09/2012	During the period under report							
New Varieties	1049	1104	55							

		Extant Varieties	1587	1737	150
		Farmers' Varieties	1092	1141	49
		Essentially Derived Varieties	02	02	-
		<b>Total</b>	<b>3730</b>	<b>3984</b>	<b>254</b>
		Category wise Certificates issued :			
		Category	Up to the last meeting (23/05/2012)	As on 24/09/2012	
		New Varieties	22	36	
		Extant Varieties	334	434	
		Farmers' Varieties	5	6	
		Total	361	476	
		Members noted the progress.			
4	Extant Variety Recommendation Committee (EVRC)	The recommendation of the EVRC were perused by the members and desired that expeditious action may be taken for registration of the applications approved by the EVRC.			
5	Annual Report of the Authority for the Year 2011-12	The Annual report of the Authority for the year 2011-12 was approved by the Members of the Authority.			
6	Consideration of Annual Accounts of the Authority for the Year 2011-12.	<p>The audit report on the financial statement for the year 2011-12 of the Authority submitted by the CAG was placed before the Authority members for adoption. The auditors have not pointed out any discrepancy in the accounts and noted that the financial statements read together with the accounting policies and notes on account give a true and fair view in conformity with the accounting principles generally accepted in India. Sh. Raju Barwale, Hon'ble member of the Authority raised the issue of admissibility of income tax and desired that the issue may be taken up for non-applicability of the income tax on the income of the Authority with the ministry of finance. The Member Secretary explained the present status and informed that the matter is being pursued in the ministry.</p> <p>The members discussed each point of the report and expressed satisfaction that the audit report contains no remarks on annual account of the Authority. The Authority adopted report submitted by the CAG. This along with the financial account for the year 2011-12 shall be forwarded to the DAC for laying before the Parliament.</p>			

7	Gazette notification issued by the Central Government	<p>It was informed that Smt. Neelam Tyagi, Secretary, Laxmijan Kalyan Seva Sansthan, Murad Nagar, Ghaziabad, Uttar Pradesh, has been nominated as member of the Authority representing Women's Organization and a Gazette Notification has been issued in this regard vide S.O.1726 (E) dated 31.7.2012. The members welcomed Smt. Neelam Tyagi as a Member of the Authority. Smt. Tyagi gave a brief introduction about her achievements which was appreciated by the members. Members conveyed good wishes for enhancing the scope of work for the welfare of the society.</p> <p>The Members noted the Gazette notification of the Protection of Plant Varieties and Farmers' Rights (Recognition and Reward from the Gene Fund) Rules, 2012 (G.S.R.601(E) dated 31.7.2012) from the Gene Fund Rule, 2012 and desired to take immediate action for Recognition and Reward from the gene fund to the farmers who are engaged in conservation, improvement and preservation of genetic resources of the plants. The Member Secretary informed that an advertisement has already been issued for these awards in various newspapers, Television through a 40 seconds advertisement, Radio through a jingle, placing it on related web sites. The copy of the advertisement was also circulated through Ministry of Panchayati Raj to all the states for the enhanced circulation. The members notes the same and appreciated the efforts.</p>
8	Status of Court Cases	The members noted the status of court cases and desired expeditious action in the disposal of court cases.
9	Revocation Proceedings (u/s 34, Kaveri Vs Pioneer)	The Authority delegated judicial powers to two officers of the Authority to be nominated by the Chairperson to decide and dispose of the matter judicially (Kaveri- Vs Pioneer to revoke the registration of Maize variety 30B07) and (Pioneer-Vs-Kaveri to revoke registration of Maize variety KMH- 25K55) in accordance with law.
10	Exemption of Farmers from Paying Annual and Renewal Fee	The matter was deliberated in details by the members of the Authority. It was felt that categorization of the farmers as marginal farmers, small farmers, semi-medium farmers, medium farmers and large farmers etc., will be a big task and may not be practicable solution. Taking into consideration the fact that the farmers may not come forward for paying annual fee and renewal fee for their registered varieties, it was decided that the farmers irrespective of any category should be exempted from payment of annual and renewal fee. The

		exemption from payment of fee to the farmers will be step forward to encourage the farmers to come forward to registration of their varieties. It was therefore decided to take up the matter again with DAC for exemption of fee to the farmers and amendment of relevant provisions of the Act. Till the amendment in the relevant provision is done, the earlier proposal of paying annual and renewal fee by the farmers may be taken up DAC.
11	Revisiting of Memorandum of Agreement between PPV&FRA and NBPGR regarding Seed Gene Bank	The proposal of naming National Gene Bank in the MoA as National Gene Bank of the PPV&FR Authority in accordance with section 27 of the Act was accepted.
12	Construction of PPV&FR Bhawan to house the headquarters of the Authority, Appellate Tribunal, National Gene Bank and Registry.	The Authority noted the latest development to accommodate National Rainfed Area Authority and DACs requirement in the Plant Variety Campus under construction. The Authority expressed satisfaction over the fact that maximum Floor Area Ratio is utilized to accommodate the requirements of the other Govt. Departments. The proportionate build up area year earmarked for the Authority, DAC and NRAA and also splitting up the expenditure to be borne by the three departments was noted with satisfaction by the Authority. The total budget cost of ₹ 115.79 Crs along with the proportionate contributions from different organization was also deliberated and approved by the house. The members were happy to know that with the efforts of the PPV&FR Authority, the Project Management Consultants has agreed to reduce centage charges from 7.25% to 7.00%. The drawings of the various floors, DPR etc., were seen by the Members of the Authority. The Members desired that construction of the Plant Variety Campus should be expedited
13	Plant Genome Savior Community Awards 2011-12.	The members noted the status of the Plant Genome Savior Community Awards 2011-12 and expressed satisfaction about the steps taken by the Authority for encouraging conservation, improvement and preservation of plant genetic resources. It was informed by the member secretary the list of awardees for the PGSC Award for the year 2011-12 has been finalized and the list is being sent to the ministry for approval.

14	Opening of the Branch Offices	The members of the Authority approved opening of Branch Offices in Palampur and Thiruvananthapuram. The Chairman and the members appreciated and acknowledged the efforts by Sh. Narayan Unny in extending help and cooperation in providing space for the branch office at Thiruvananthapuram. The proposal for opening of new branch offices may be included in the EFC of the 12th Plan.
15	Nomination of DBT Representative as Member of the Authority	The members noted the nomination of Dr. K.S. Charak as ex-officio representative of DBT on the PPV&FR Authority in place of Dr. Natesh and placed on record the contributions of Dr. Natesh on the Authority as ex officio representative of Secretary DBT. Dr. Charak conveyed pleasure and satisfaction for being associated with the Authority as a member.
16	Consideration of request of incumbents to the posts of Joint Registrar, Deputy Registrar and Senior Technical Officers for substantive appointments	Considering the circumstances of the case and also in view of the fact that Sh. Dipal Roy Choudhury, Joint Registrar, Sh. Umakant Dubey, Deputy Registrar, Dr. A.K. Singh and Dr. Susheel Kumar, Senior Technical Officers have been working for a period of more than 4 years, joined the Authority after resigning their previous posts in response to the advertisement given by the Authority and have been selected in a proper manner, the Authority resolved to allow them to continue on their respective posts and status quo may be maintained. The member secretary informed one of the employee (Dr. Susheel Kumar, STO) has already resigned on being selected for the post of Assistant Professor in the University. It was also recommended that the case for inclusion of these posts in the fourth schedule should be done with retrospective dates. Further the Authority desired that the Recruitment Rules framed in accordance with PPV&FR Rules 2003 already approved by the Authority should be expedited by the Authority with the Govt., in order to avoid such complications in future.
17	Revision of EFC Memo	The members approved the revised estimate of ₹ 115.79 Crores for construction of Plant Authority Campus and the proposal for creating a corpus fund for meeting expenditure on Genome Savior Community Awards and Recognition and Rewards to farmers.

18	Appointment of Dr. Ravi Prakash as Registrar in PPV&FRA on absorption basis - opening of bank account for his GPF	The Authority approved opening of bank account for maintaining GPF account of Dr. Ravi Prakash, Registrar PPV&FRA
	Vote of Thanks	<ul style="list-style-type: none"> <li>i. <b>Presentations:</b> The principal investigators of DUS projects operational at CISH, IISR, NBRI and CIMAP made the presentations regarding technical and financial progress of the projects which was highly appreciated by the members of the Authority.</li> <li>ii. <b>Vote of Thanks:</b> The Member Secretary formally proposed a vote of thanks and conveyed special thanks to Sh. Satish Chandra, Joint Secretary &amp; Legal Adviser, for presiding over the Authority Meeting. The Chairman conveyed sincere thanks to the new members and also the Directors of IISR and CISH for extending all support for conduct this meeting.</li> </ul>