



BYE LAW

Of

UNITED ORGANIC SMALL FARMERS AND PRODUCERS COOPERATIVE SOCIETY LIMITED, ASSAM.

1. Name of the proposed society:

UNITED ORGANIC SMALL FARMERS AND PRODUCERS COOPERATIVE SOCIETY LIMITED, ASSAM. (UOSFPA).

2. The address of the proposed society:

House No: 84,
By line: Bamunia hiloidhari,
Locality: Dibrugarh,
Post office:- Chetia gaon,
Pin number: 786184,
Police station: Chabua,
Village: Bamunia hiloidhari gaon,
Mouza: Bogdung,
Circle: Chabua,
Constituency: Chabua,
Sub-division: Dibrugarh,
District: Dibrugarh .

2. A. Proposed area of operation of the society:

The area of operation of the society shall be all over Assam. However the business activities may be carried out in other parts of the state outside the jurisdiction of the society.

3. Object of the cooperative society:

- a) The cooperative society promote multilevel organic agri-business for progress of economical interest of organic small farmers of Assam.
- b) The cooperative society promotes well health awareness for RASAYANMUKTTA HEALTHY ASSAM among commodity and consumer.
- c) The cooperative society promotes healthy soil by eco-traditional farming among organic small farmers of Assam by processing scientific organic fertilizers and pest-control from local herb.
- d) The cooperative society promote a UNIVERSAL BRAND for trading of organic product, produce by organic small cooperate farmers and producers of Assam for establish the philosophy of nano world multilevel marketing system.
- e) The cooperative society promote a project name "ENVOURMENTAL JUSTICE" for the establishment of liberal life of organic small farmers and producers of Assam by save and safe of agri-soil, produce organic healthy food and self trading.
- f) The cooperative society promote **Confidential Information Authority** for membership of organic farmers and farmer processors by the rules of **Internal Control System** of cooperate farmers and farmer processors under the rules of national and international organic certification system.



- g) The cooperative society promotes **Commercial Product Marketing Control Authority** for control cooperate organic producers and cooperate organic traders under the rules of Food Safety and Standard Authority of India or Agricultural Product Export Development Authority of India.
- h) The cooperative society promote **Mobile Marketing Service Van** for door to door Digital marketing system and **State Export Mobile Marketing Service** for online digital marketing system for the establish of nano world multilevel marketing system.
- i) The cooperative society appoint or co-work with certified professional adviser relate with organic farming, processing and trading, as subject of Soil, Seed, Water, Bio-technology, Food, Preservation, Sales, Technical and Digital programmer.
- j) The cooperative society promote five types of fund, Bond fund for cooperative office management, Commercial fund for cooperative marketing management, Growth fund for cooperative capital management with thrift credit system, Welfare fund for help of critical time among members and Future fund is insurance system for cooperative members and assets.
- k) The cooperative society work in field as district, dev-block, panchyat and village level of Assam for promote organic cultivation, preservation and marketing with cooperate with cooperative.

The society will take any other activities conductive to the attainment of the above objectives.

3.A. Definitions:

The words/expressions appearing in these bye-laws shall have the following meaning unless otherwise provided.

- a) **The Act** means the **Assam Co-operative Societies Act 2007 (Act No. iv of 2012)** or any statutory amendment/modification thereof.
- b) **Board** means the Board of Directors of the society constituted as provision of the **Bye-law**.
- c) **The Society** means the **United Organic Small Farmers and Producers Cooperative Society Ltd, Assam**.
- d) **Government** means the **Government of Assam**.
- e) **Secretary** means the officer as appointed in term of this bye-laws and the Assam Cooperative Societies Act, 2007.
- f) **Registrar** means the Registrar Cooperative Societies, Assam appointed by State Government under the Provisions of the Assam Cooperative Societies Act 2007 or statutory amendment/modification thereof.
- g) **Bye-Laws** means the Bye-Laws of the society for the time being in force which have been duly registered or deemed to have been registered under the Assam Cooperative Society Act. In force and include amendments there to.
- h) **General Assembly** means General Assembly of cooperative society shall consist of all members of the society who are eligible to vote at the General Meeting of the society.
- i) **General Meeting** means a meeting of the General Assembly of the society includes special meetings.

4. Share Capital:

- a) The authorized share capital of the United Organic Small Farmers and Producers Cooperative Society Ltd, Assam. shall be rupees ten lacks (10,00000/-) divided in minimum two hundred active organic lead producer or group producer share holders who pay minimum five shares of rupees five thousand, one share, is one thousand in against one farmer.



b) No member of society shall be allowed to subscribe hold otherwise shares in excess of 3% of total subscribe share capital of the society.

c) Subscription Share Partition is divided two types, 51% organic agricultural related public subscriber and other 49% subscribe corporation or government authority. Corporation or government does not subscribe or invest exceed 49% of total project capital of United organic small farmers and producers cooperative society Ltd, Assam. This act of share partition, sec 4 clause (c) of cooperative bye law does not amendment in future, otherwise it is seen illegal.

5. Membership:

1. A person who is a small farmer of Assam, interest of organic farming maximum agricultural land of 20 hectares eligible to enter as **professional farmer** member of the cooperative society.
2. An individual producer, a lead farmer producer of a farmers group eligible to enter as **professional producer** member and a farmer producer group eligible to enter as **professional group producer** by the rules of Confidential Information Authority of the society.
3. A seller, buyer, broker, traders, marketing company or group, firm relate with marketing, exporter, marketing agency and department relate with market and marketing are eligible to enter as **professional Firm**.
4. A Professional subject technician, philosopher and a institute relate subject with us eligible to enter as **professional Adviser** of the cooperative society.
5. For voting the member who is founder committee of cooperative and a member who is registered three cropping years of cooperative society is eligible for voting.

6. Registration Fees:

The membership registration fees are one hundred rupees only. The membership registration fees are not refundable.

7. Transfer of Share:

Any share holder if want to transfer his share, he will write an application addressing the President of Cooperative and submitted to cooperative secretary, after receiving application the secretary put up the application at cooperative file for discuss at general assembly meeting of managing committee and the managing committee will then decide whether the person to whom the shares are to be transferred to be enrolled as member of the society.

8. Maximum Borrowing Power:

The maximum borrowing power of the society by way of deposits and loans from members shall not exceed 25 times the sum of paid up share capital plus reserve and less accumulated loss as define under section 70 of the Act 2007.

9. Nominee:

Every member shall nominate one person as nominee and the share will be transferred to him in the event of death of the member. The Managing Committee will decide whether the nominated person can be enrolled as member or not. If the nominated person is allowed membership, he will buy minimum one share. In case of he is not allowed membership the cooperative disburses 25% from first five shares and enter amount due original member will be transferred to the nominee.



10. Withdrawal of membership:

If any does not like to remain as member of the society, he will write an application to President of Managing Committee and submitted at cooperative Secretary, after receiving application the Secretary put up the application at cooperative file for discuss at general assembly meeting of managing committee and the managing committee will then decide the matter within three months of submission of the application. In case of withdrawal is allowed the cooperative disburses 25% from first five share and enter amount due to outgoing member will be paid within one month from the date of acceptance of the withdrawal.

11. Management and Board of Directors:

The management of the society will vest upon a managing committee consisting maximum 21 (twenty one) members and not less than 15 (fifteen) members elected as per provision of Assam cooperative Act 2007 of which one member from SC, ST and two women members to the board.

The secretary will liable to maintain all records like cash book, day book, share ledger, member register, and proceeding book ect.

The secretary will be the custodian of cash and all records as well as assets of the society to keep safe custody society's fund. The society will open a bank account; the account will be operated jointly by the chairman and the secretary.

The secretary will be the person to file any suit on behalf of the society and he will also be the person to be used all money receipt, deed, agreement ect. All documents will be sign by the secretary.

All the matter will decide by the majority votes. In case of equality of votes the chairman will have casting vote.

12. Annual General Meeting:

A Cooperative year commences on 1st April each year and ends on 31st March. A general meeting to be term as the Annual General Meeting of the general assembly of a registered society to be held within six months from closure of the cooperative year i.e. within 30th September for the purpose of:

- a) Electing of the members to managing committee for 5 years term.
- b) A member does not eligible to contest or elected important designation to managing committee serially three times.
- c) Appoint an internal auditor, who shall not be member of managing committee, and fix the remuneration of internal auditor.
- d) Consider the annual report of Managing Committee, audit report and audited annual accounts and balance sheet and reviewing the working of the society during the preceding cooperative year.
- e) Deciding how profits are to be distributed in accordance with the bye-law.
- f) Passing the annual budget and approving the program of the work for the ensuing year.
- g) Fixing the maximum amount of liability to be incurred during the ensuing year and the maximum rate of interest payable on deposit.
- h) Considering such other business as may be placed before the meeting in accordance with the bye-laws.

13. Quorum of Managing Committee:

Presence of more than 50% members shall form quorum under section 43 (5) of the Act 2007.

14. Quorum of the Annual General Meeting:

Presence of 10% of total members with right to vote as defines under section 34 of the Act 2007.



15. Liability of members:

In case of the society goes into liquidation and at time of liquidation the liability of society is found in excess then the realizable assets the members liability towards then benefit will be limited to the value of shares subscribed by them.

16. Expulsion of member of the Board of Director/ General member:

If the managing committee finds any member involved in activities determinate to the interest of the society the committee may expel such member from the membership of the society, but the person expelled can appeal against the decision of the managing committee before the General Assembly. The members so expelled will have a right to appeal to the register of cooperative societies against the decision of general body within two month from the date of such decision. The order of register on the appeals shall be binding on the both societies as well as the person aggrieved by the society.

17. Notice of the meeting of General Body:

Clear's 15 day's notice shall be given before the meeting of general body is convened.

Notice along with agenda for general meeting shall be given to member in one of the following modes: By affixing a copy of the notice and agenda for the meeting in some conspicuous place in the area of the operation of the society and in the office of the society. By publishing in local daily newspaper, digital what's up group sms / photo copy of notice letter.

By circulation of the notice book and getting in same signature of member in it or by sending the notice by post under certificate of posting.

If there is any irregularity in the service of notice, it shall not invalidate the proceeding.

18. Notice of Meeting of the Managing Committee:

Before seven days notice shall be served for holding the meeting of the managing committee.

At least four meetings of the Managing committee shall be held in a financial year and the period between two consecutive meetings shall not exceed one hundred and twenty days.

19. Amendment of Bye-Law:

Subject of the provision of the section 12 of the Act. The society may from time to time amend its bye-laws provided that. Every such amendment shall be made only by a resolution passed by the majority of members at a meeting of the general assembly. In case amendment the cooperative will not be amend the act 4 (c); and act 12 (b) otherwise it's seen illegal.

20. Power of Registrar in certain Questions:

All the disputes regarding membership for the purpose of the information registration of continuance of a society under this Act shall be decided by the Register.

21. Evidence of Registration:

A certificate of registration signed by the Register of cooperative societies shall be issued to the society.

22. Qualification and Disqualification of members:

- a) A member who did not obey Internal Control System of cooperative society.
- b) A member did not obey Commercial Product Marketing Control Authority of his production and trading.
- c) A member did not interest his work serially three month.
- d) A member who did not attend his seasonal meeting serially two seasons without any occasion.



23. Power of the Managing Committee:

- a) Fund Collection and distribution.
- b) All activities of Board of Directors.
- c) Certify organic farmer as a member by Confidential Information Authority.
- d) Certify organic producer and his product by Commercial Product Marketing Control Authority
- e) Certify organic traders of his qualification of their marketing by the Commercial Product Marketing Control Authority.
- f) Members expulsion and disqualification.
- g) Check Account and cash book, balance sheet, tax file, stock of product, and other financial documents.
- h) Examine the inspection report
- i) Prepare annual budget with Board of Directors.
- j) Amendment of bye-laws.
- k) Distribute of losses and profit.
- L) Appointment of office stuff.
- m) Decision of all type of commercial agreement.
- n) Check all type of transaction.

24. Distribution of Net Profit:

The society distribute its net profit earned by it any year in the following ways:

1. 20% of the net profit shall be transferred to statutory fund,
2. Up to 6% of the net profit shall be transferred to cooperative development fund,
3. After allocation of statutory reserved fund and cooperative development fund remaining net profit may be distributed as follows:
4. 9% of paid up share capital held by each member shall be distributed amongst member/ Govt. as dividend,
5. Up to 20% of the net profit shall be paid as bonus/ remuneration of society's members, office bearers, and salaried office employee,
6. Up to 20% of net profit shall be transferred to building fund,
7. Up to 7.5% for social service,
8. And the rest 17.5% as approved by the annual general meeting for other different fund.

25. Miscellaneous:

In case of any confusion/dispute regarding these Bye-Laws, the provision of Act. And Rules will operate or otherwise the matter may be referred to the Registrar of Cooperative Societies, Assam, Khanapara, Guwahati.

Organised
by
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Hab
08/09/2021

**SR. INSPECTOR/AUDITOR
CO-OPERATIVE SOCIETIES
DIBRUGARH**

Diganta Dowerah
President of the Organizing.

Inaugural General Meeting

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Registrar of Co-op. Societies
Assam, Khanapara, Guwahati - 22