



GOVERNMENT OF KERALA

Co-operation (B) Department

NOTIFICATION

G.O(P)No. /2017/Co-op. Dated, Thiruvananthapuram th December, 2017

th Dhanu, 1193

S.R.O.No...../2017.- In exercise of the powers conferred by section 109 of the Kerala Co-operative Societies Act, 1969 (21 of 1969), the Government of Kerala hereby make the following rules further to amend the Kerala Co-operative Societies Rules, 1969, the same having been previously published under Notification No.Co-op.B1/254/2017-Co-op dated 28th September, 2017 in the Kerala Gazette Extraordinary No. 2036 dated 22nd September, 2017 as required by sub-section (1) of section 109 of the said Act, namely :-

RULES

1. *Short title and commencement* .- (1) The rules may be called the Kerala Co-operative Societies (Third Amendment) Rules, 2017.

(2) They shall come into force at once.

2. *Amendment of the Rules* .- In the Kerala Co-operative Societies Rules,- 1969,

(1) in sub-rule (6) of rule 3 ,-

(a) in the entries against item (i) in column (2), for the words “One thousand” the words “Two thousand” shall be substituted;

(b) in the entries against item (ii) in column (2), for the words “Two thousand five hundred” the words “Four thousand” shall be substituted;

(c) in the entries against item (iii) in column (2), for the words “Four thousand” the words “Five thousand” shall be substituted;

(d) in the entries against item (iv) in column (2), for the words “Five thousand” the words “Ten thousand” shall be substituted;

(2) In rule 15,-

(a) under the heading “1. Credit Societies”,-

(i) under the sub-heading “A. Short Term/Medium Term”, in the entries against item “(3) Primary”, the words, letter and bracket, “Urban Co-operative Societies, Agricultural Improvement Societies” and (b) “Employees Credit Societies” shall be omitted;

(ii) under sub-heading “AA. Insured Co-operative Bank” item “(2) Apex” and entries against it shall be omitted;

(iii) after sub-heading “B.Long Term” in column (1) the following sub-heading and entries shall be inserted, namely:-

“ C. Other Primary Credit Societies (i) Urban Co-operative Societies

(ii) Agricultural Improvement Co-operative Societies

(iii) Employees Credit Societies

(iv) Rural Co-operative Societies”.

(b) under the heading “12 Miscellaneous Societies”, in the entries against item “(2) Commercial Societies” after the words “Co-operative Printing Press and Workshop” the words “Federal Societies having one district or more than one district or State as a whole as its area of operation” shall be inserted;

(c) after the heading “12. Miscellaneous Societies” the following type of societies shall be inserted, namely:-

“13. Multi-purpose Co-operative Societies”

(3) clause (g) of sub-rule (2) in rule 16 shall be omitted;

(4) rule 18 A shall be omitted

(5) in rule 35 A,-

(a) in sub-rule (1), after the words “by registered post” the words “or through electronic media” shall be inserted;

(b) in the Explanation to sub-rule (4) for the words and signs “Only the active members shall be included in the voters list. The members who have utilized the minimum service provided by the society during the two consecutive years shall be considered as active members” the words and signs “Every A class member of a society shall be eligible to vote and contest in the election if he has subscribed to the minimum share value as prescribed in the bye-laws. Any other restriction if imposed in this regard shall be declared as null and void;” shall be substituted.

(c) after the explanation to sub-rule (4) a new proviso shall be added namely:-

“ provided that this explanation shall not be applicable to Anand Pattern Co-operative Societies (APCOS) with regard to the qualifications of membership as per their bye-laws”.

(d) the second proviso to clause (b) in sub-rule (6) shall be omitted;

(6) sub-rule (2) in rule 37 shall be omitted and the sub-rule (3) shall be renumbered as (2);

(7) in rule 47, in clause (c), for the words “three months” the words “one month” shall be substituted;

(8) in sub-rule (9) of rule 124, after the words “within a period of two months” the words “and in all other cases the Government or the Registrar shall pass an order in appeal within six months from the date of appeal” shall be added:

(9) in rule 124 A,-

(a) in sub-rule (1), for the words “one thousand” the words “two thousand” shall be substituted;

(b) in sub-rule (2), for the words “five hundred” the words “one thousand” shall be substituted;

(10)in rule 128,-

(a) In sub-rule (1) for the words “the committee of all the societies within the circle shall elect seven members from among themselves ” the words “committee for representing different categories of societies within the circle

shall elect seven members from such category of societies as specified below” shall be added:

(b) in sub-rule (1),-

(i) in clause (i), for the word “two” the word “four” and for the words “Primary Credit Societies” the words “ Primary Agricultural Credit Societies” shall respectively be substituted;

(ii) in clause (ii), for the words “two members” the words “one member” and for the words “Primary Credit Societies” the words “ Primary Agricultural Credit Societies” shall respectively be substituted;

(iii) in clause (iii), after the words “Dairy Co-operative Societies” the “or Fisheries Co-operative Societies” shall be inserted;

(iv) clause (iv) shall be omitted and the existing clause (v) shall be renumbered as clause (iv);

(c) in sub-rule (2), for the words “ Assistant Registrar of Co-operative Societies (Audit)” the words “Assistant Director of Co-operative (Audit)” shall be substituted;

(d) in sub-rule (3),-

(i) in clause (i), for the words “Primary Credit Societies” the words “Primary Agricultural Credit Societies” shall be substituted;

(ii)) in clause (ii), for the words “other than Primary Credit Societies” the words “ Primary Agricultural Credit Societies” shall be substituted;

(11) in rule 129, in clause (a), for the words “ Assistant Registrar of Co-operative Societies (Audit)” the words “Assistant Director of Co-operative (Audit)” shall be substituted;

(12) in rule 178 A, after Item (ii), the following item and entries shall be inserted, namely:-

“(iii) Urban Co-operative Societies

Vanitha Co-operative Societies, Rs. 5,000/- for each branch

Agricultural Improvement Co-operative Societies,

Other Miscellaneous Societies”

(13) in rule 186,-

(a) in sub-rule (1),-

(i) for the entries prescribed as qualification against item (ib), the following entries shall be substituted namely:-

“ Master’s Degree in Business Administration or any other equivalent qualification in banking or finance as the main subject, M.Com recognized by Universities in the State, M.Sc (Co-operation and Banking) of Kerala Agricultural University or Membership in the Institute of Chartered Accountants of India , with experience of not less than five years in Managerial/Supervisory Cadre in Kerala State Co-operative Bank/Kerala State Co-operative Agricultural And Rural Development Bank/District Co-operative Bank/Class one Super Grade or Class one Special Grade Primary Agricultural Credit Societies/ Primary Co-operative Agricultural And Rural Development Bank/Nationalised Banks/Scheduled Banks/Government or Quasi Government Institutions”;

(ii) against item (v), “Attender and Peon”, the words “and should not acquire any Degree” shall be omitted;

(iii) against item (vi), “Part-time Sweeper”, the words “and should not have passed S.S.L.C. or equivalent examination” shall be omitted;

(b) in the Note to sub-rule (1A) the words “ The qualification of graduation acquired should always be in the mode of 10+2+3 or above shall be omitted.

By order of the Governor

Special Secretary to Government

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The Kerala Co-operative Societies Act, 1969 (21 of 1969) has been amended by the Kerala Co-operative Societies (Amendment) Act, 2017 (Act 14 of 2017). The Kerala Co-operative Societies Rules, 1969 has to be amended in accordance with the provisions of the above Amendment Act. The Government have now decided to amend the Kerala Co-operative Societies Rules, 1969 in accordance with the above said amendments to the Kerala Co-operative Societies Act, 1969. The draft rules were previously published as required under sub-section (1) of section 109 of the Kerala Co-operative Societies Act, 1969 (Act 21 of 1969) as per Notification No. Co-op-B1/254/2017-Co-Op dated 28th September 2017 in the Kerala Gazette Extraordinary No. 2036 dated 22nd September, 2017 inviting suggestions or objections, if any, in respect of the said draft rules. Government have received many suggestions and objections and considered the same and have decided to make necessary modifications in the draft rules, before finalising the same.

This notification is intended to achieve the above object.