

In pursuance of the provisions of clause (3) of articles 348 of 'the Constitution of India', the Governor pleased to order the publication of the following English translation of Notification No. 44 Dehradun, Dated: 07^{Jan} 2022 for general Information

Government of Uttarakhand
Agriculture and Farmers Welfare Section-3
No. : 44 /XIII-2/2022-05(08)/2017
Dehradun : Date : 07 January, 2022

Notification

In exercise, the powers conferred by section 23 of the Uttarakhand Fruit Nurseries (Regulation) Act, 2019, the Governor is pleased to makes the following rules:-

The Uttarakhand Fruit Nurseries (Regulation) Rules, 2021

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|-------------------------------------|---|
| Short title and Commencement | 1. (1) These rules may be called the 'Uttarakhand Fruit Nurseries (Regulation) Rules, 2021'.
(2) It shall come into force at once. |
| Definitions | 2- In these rules, unless there is anything argument in the subject or context:-
(a) "Act" means the Uttarakhand Fruit Nurseries (Regulation) Act 2019;
(b) "Calendar Year" means the period of 12 months from 1st January to 31st December;
(c) "Form" means the Form enclosed to these rules;
(d) "Section" means section of the Act;
(e) "Appellate Authority" means the Secretary, Agriculture and Farmers Welfare, Uttarakhand authorized by the State Government or any officer nominated by him, who is not below the rank of Additional Secretary, to hear appeals under this Act;
(f) "Competent Authority" means an officer appointed/enrolled by the State Government under this Act to perform the desired work, by notification in the Official Gazette;
(g) "Licence" means a licence granted by the Licensing Authority under this Act;
(h) "Prescribed" means prescribed by rules framed under this Act;
(i) "Scion/budwood" means a portion of a fruit plant which is grafted/budded on rootstock;
(j) Fruit Nursery means any place where propagation, management and sale of fruit plant is done in the regular course of business and it also includes commercial tissue culture units/labs and nurseries managed by the Government;
(k) "Fruit plant" means any plant, which may produce edible fruits or nut fruit and includes gootee, seedling, grafts, suckers, layers, rhizomes and scion of any such plant; |

- (l) "Inspection Officer" means a technical officer of the department, who is not below the rank of Group-I officer;
- (m) "Director" means the Director, Horticulture and Food Processing, Uttarakhand;
- (n) "Licensing Authority" means the Director, Horticulture and Food Processing Chaubatia, Ranikhet, Almora;
- (o) "Nursery Owner" means in relation to a fruit nursery, the person who, or authority which has the ultimate control over the affairs of such fruit nursery and it also includes a manager of nursery, managing director, managing agent, any other person incharge of such fruit nursery or the controlling authority (ADO/Superintendent/Nursery Development Officer/District/ Chief Horticulture Officer or Nursery In charge) of a Government nursery;
- (p) "State Government" means the Government of the State of Uttarakhand;
- (q) "Compensation" means the cost of the plants planted by the farmer and the amount of money spent on their management;
- (r) Words and expressions used herein are not defined but defined in the Uttarakhand Fruit Nurseries (Regulation) Act, 2019 shall have the same meanings as defined in that Act;

Licence of the fruit nursery and conditions and eligibility for issuing licence

3.

Issuance of licence is under the provisions given in sub section (3) of section 4 and section 5 of the Act and renewal of licence is under the provisions of sub section (1) of section 6 of the Act are subject to the following terms and conditions;

- (i) All existing fruit nurseries in the state shall be required to obtain a fresh licence under sub section (1) of section 3 of the Act within three months from the commencement of the rules;
- (ii) It shall be necessary for the nursery owner to have general educational knowledge related to nurseries;
- (iii) Nursery owner/license holder of 1.0 hectare or more than 1.0 hectares shall be required to submit a certificate of 15 days training received from the Department of Horticulture, any institute of Indian Council of Agricultural Research or State Agriculture/Horticultural Universities and it shall be recommended by the Department in respect of nursery management;
- (iv) The nursery owner must have minimum 0.20 hectare land or registered leased land for 30 years and licence shall not be granted for more than one crop for the fruit nursery of land of 0.20 hectare:
Provided that in hilly area the nursery owner must have minimum 0.10 hectare land;
- (v) The licence shall be granted for the establishment of fruit nursery by keeping in the view the conditions for the soil, climate and fruit plant propagation;
- (vi) Propagation of fruit plants under nursery is subject to availability of mother plant and rootstocks as per standard of vegetative

propagation;

- (vii) Mother plants and rootstocks must be free from disease and pest;
- (viii) Plant protection measures shall be adopted to prevent disease and pest infestation.

- (ix) Licence of nursery shall have always be in the premises of nursery and it shall be produced before the licensing authority/inspection officer as per their demand during the visit in nursery;
- (x) The licence holder shall maintain a records regarding the application of pesticides in terms of preventive and control measures to avoid the incidence of insects and diseases of mother plants and rootstocks;
- (xi) The licence holder shall propagate and sale only those plants for which the license has been issued;
- (xii) The plant propagate by the license holder for sale shall be the following specifications:
 - (a) The age of a fruit plant shall not exceed three years from sowing of seeds or cutting;
 - (b) The rootstock and scion should be completely joined together.
 - (c) The connection of the scion and rootstock shall not be more than 30 cm from the ground level.
- (xiii) The licence holder shall maintain various records of prescribed Forms under the provision of the Act;
- (xiv) Such fruit plants which are not as per the standard shall be destroyed in the presence of the licensing authority or any officer authorized by him;
- (xv) Where more than one fruit nursery is owned by individuals/institution, whether in the same town or village or in different towns or villages, separate license shall have to be obtained in respect of each such fruit nursery;
- (xvi) The applicant must have the Udyan Card and Aadhar Card according to sub section (4) of section-4 of the Act;
- (xvii) The licence holder must have to get Accreditation Certificate from the National Horticulture Board, Government of India, after obtaining licence;
- (xviii) Every nursery owners must have to require the licence of Goods and Services Tax (GST).

**Procedure
application
Issue/renewal
Licence**

**of 4.
for
of**

- (1) Every application for the licence under sub section (1) of section 4 of the Act, shall be submitted in the prescribed forms no. 1 and 2 to the Licensing Authority along with prescribed fee. It shall be given in duplicate and shall be duly signed by the applicant.

Provided that the applicant shall be bound to give such additional information as the licensing authority may require for grant of permission in accordance with the provisions of the Act and these rules;

- (2) The application form shall be submitted to the Chief/District Horticulture Officer of the concern district. Verification of

the content of proposed nursery in application shall be carried out by the concerning Chief/District Horticulture Officer as per instructions given by Director, Horticulture and Food Processing, Uttarakhand and same shall be submitted to the Licensing Authority under prescribed form no.1(a) under sub section (2) of section-4 within stipulated period (one month).

Fee for Issuance/Renewal of Licence and Validity Period

(3) For the renewal of licence, the applicant has to submit an application in form no 3 under sub section (3) of section 6 with prescribed fee through challan to the Licensing Authority. Renewal may be done by the concerning Authority after satisfying the prescribed provisions under the relevant section of the Act.

(1) A licence under sub section (1) of section 6 shall be valid for three Calendar years for first time while renewed licence shall be valid for next two Calendar year and validity of the licence shall be expired on last day (31st December) of the calendar year;

(2) A copy of the original challan of the prescribed license fee shall be attached with the applications referred to in sub-rule (1) and (3) of rule 4 mentioned above;

(3) Renewal of the licence may be done only after providing a certificate of 15 days training related to the nursery before the expiry of the stipulated period along with prescribed application form as well as fee (Form no.2);

(4) Renewal shall be done only after satisfying the prescribed provisions under sub section (3) of section 6 of the Act;

(5) Licence and renewal fee shall be subject to area of the nursery as follows:

Sl. No.	Area of nursery	Prescribed Fee		Renewal with Late Fee
		New Licence	Renewal	
(1)	Up to 0.1 to 0.2 hectare	2,000	1,000	1,500
(2)	Up to more than 0.2 hectare to 1.0 hectare	5,000	3,000	4,500
(3)	Up to more than 1.0 hectare to 2.0 hectares	10,000	5,000	7,500
(4)	More than 2 hectares	20,000	10,000	15,000

(6) The amount of the prescribed licence fee shall be deposited by the applicant in the treasury through challan under the Budget Head "0401- Fasal Krishi Karma, 00-, 800- Anya Praptiyan, 00-, "13-Udyan Vibhag ki anya praptiyan";

(7) An application for renewal of a license shall be submitted to the licensing authority by 31st October of the previous year for which the license is required to be renewed, unless the date is extended by the Authority;

(8) The original copy of the issued license under section 4 shall also be required to be attached with the application for renewal;

(9) If any licensee of nurseries produces his application before the Licensing Authority for the renewal after stipulated date and up to December 31 mentioned in sub-rule (7). In this case

the licensee has to pay One and Half times of prescribed fee for renewal described in sub rules (5).

Proceedings of 6. (1) Suspension/Cancellation of Licence, hearing, issuance of orders and appeal

- (1) As a result of the confirmation of the factors described under sub-section (1) of section 7 of the Act, the license may be suspended/cancelled by the Licensing Authority;
- (2) As office order issued for suspension/cancellation of the licence, the licence holder shall have to deposit the original copy of licence in the office of the Licensing Authority;
- (3) Where any licence is suspended or cancelled, the licence holder shall not be entitled to neither any compensation nor any refund of fee paid by him for the licence;
- (4) Every order for refusal of licence under sub section (3) of section 4 of the Act or to refuse renewal under sub section (3) of section 6, or suspension/cancellation of a licence under sub section (1) of section 7 shall be made available in written to the relative licence;
- (5) Mentioning the sufficient reasons shall be required in the support of proceeding of suspension of licence;
- (6) Before issuing every such order mentioned above in sub rule (4), the Licensing Authority shall give an opportunity of being heard to the applicant or licence holder as the case may be, within 30 working days;
- (7) Any applicant/licence holder aggrieved by order of the Licensing Authority for refusal of licence under mentioned in sub-rule (4) may appeal within 30 days from the date of communication of such order before Appellate Authority:

Provided that the Appellate Authority, if satisfied that the appellant could not file the appeal in specified period due to some reasonable cause, may accept the appeal even after the expiry of period specified in the subsection;

To Maintain Account 7. (1) Books, Registers and Patent of New discoveries

- (1) Every nursery owner shall maintain related account books, registers and records of other related activities in such forms and in such a manner as may be prescribed under section 14 of the Act and following registers shall have to be maintained:
 - (a) Mother plant register (Form-6)
 - (b) Source of rootstock and scion (Form-7)
 - (c) Sales register (Form-8)
 - (d) Inspection register (Form-9)
 - (e) Plant protection register (Form-10)
 - (f) Information regarding total number of plants propagated, crop and variety wise details of sale should be mentioned for the period 01 April to 31 March every year. A copy of such information shall be submitted to the Licensing Authority at the end of April of every year (Form-11);
- (2) Above all information/registers shall have preserved for a period of 10 years by the nursery owner;
- (3) If Development of new varieties of any crop or intervention of new technologies is conducted by the nursery owner, so

necessary procedure shall be followed by the nursery owner for the provision of its patent as per section 13 of the Act and such information shall be circulated to Licensing Authority for his notice;

Inspection and 8. Checking of Nursery

- (1) According to sub section (4) of section 15 of the Act, the inspection officer may inspect the nursery to ensure healthy and high quality plant production and may issue a written recommendations/directions in this regards.
- (2) Inspection of the nursery shall be done by the Senior Horticulture Inspector/District/Chief Horticulture Officer and other departmental officers of the concerned district;
- (3) The inspection officer may during inspection of nursery may issue directions to destroy the infected plants and trees by observing the situation of insect and pests within a prescribed time limit.
- (4) If the procedure is not followed by the nursery owner in stipulated period prescribed by the Inspecting Officer, so Department of Horticulture may itself take action as per sub section (3) of section 15 to destroy such saplings and trees. All expenses incurred so shall be borne by the concerning nursery owner which may be recovered as recovery of the arrear of land revenue through the Revenue Department.
- (5) Any kind of inspection shall be done by officer not below the rank of category 2 authorised by Competent Authority.
- (6) A declaration shall be done regarding usefull/useless mother plants available in the nursery by the officer authorized by Competent Authority during his inspection. If he/she is satisfied that particular mother plants/materials are being used for propagation shall not be suitable for fruit industry. For which the following reasons may exist:
 - (a) Poor quality of fruit production;
 - (b) Decrease in fruiting capacity;
 - (c) Suffering from such insects, diseases, which cannot be controlled;
 - (d) Any other reason, to which the Competent Authority shall have deemed suitable for the fruit industry.
- (7) No above plant shall be used in plant propagation by nursery owner, resulting to check the spreading incidence/infection of insect and diseases in mother plants, newly propagated plants. The order for felling of such useless/infected trees shall be issued by the Competent Authority, whose compliance shall be ensured by the nursery owner.
- (8) The nursery owner, during the inspection by inspecting officer, shall also send the compliance report of the instructions mentioned in the inspection register regarding the nursery to the licensing officer through the inspector in a stipulated period, while recording it in the inspection register.

Information regarding 9. availability for

- (1) Licence holder/nursery owner shall inform about the availability of salable rainy season planting material by the

allotment of saplings

month of May and the availability of winter planting material by the month of October in writing to the Director, Department of Horticulture and Food Processing through concerned District / Chief Horticulture Officer.

- (2) Information provided by the license holder/nursery owner of the plants of salable fruit such as- age of the plants, varieties, the number of mother plants impiled in the accreditation certificate, the number of plants ready for sale as per the standard, the validity of the accreditation/licensing certificate, physical verification of the rootstock and scion obtained from various institutions/nurseries under the genetic description etc. shall be done by the constituted departmental committee at the address/place mentioned in the license letter of the fruit nursery. The report of which shall be made available to the Director of the Horticulture.
- (3) Only after the verification of the committee, the process of excavation of fruit plants from the fruit nurseries shall be allowed. Otherwise, allotment of saplings of such plant shall not be considered.

Issue of duplicate copy of License

10. (1) If any license has been lost or destroyed, torn, mutilated or otherwise becomes unreadable, then submission of only Rs. 500.00 as a fee in the treasury by challan under the head specified in sub rule (2) of rule 6 of this rules, a duplicate copy of the license may be issued.
- (2) The application for issuance of duplicate of the license shall be given in form no.-4 and along with this it shall be necessary to attach the original challan for depositing the fee specified in sub-rule (1) above.
- (3) If a duplicate license is required to replace any license which is due to the loss or destruction of the license, the applicant form no.-5 shall performed the indemnity bond.
- (4) The applicant shall submit the license which is torn, mutilated or otherwise rendered unreadable, along with the application for the issue of duplicate copy of the license, to the licensing authority.
- (5) When a license is lost or destroyed, the permit holder/licence holder shall mention this fact in the local important newspapers or if there is no local newspaper, then license holder shall immediately notify it in important newspapers within the state and clippings of those newspapers in which this fact is notified shall be attached to the application for grant of duplicate of the license.

Sale of Plants, Packing and Label of QR Tagging Code

11. (1) Every plant of fruit intended for sale under sub section (1) of section 16 shall be properly labelled with QR tagging code containing all the information related to the plant such as name of fruit nursery, license number, number of fruit plants, types of fruit plants, rootstock used in plants, species of plants and age of plants etc. have been mentioned so that any farmer may get all the information related to plants through this immediately.

- (2) The QR tagging code label shall be properly tied to the plants.
- (3) Proper QR tagging code shall be put on the mother plants in the mother plant block of the nursery.
- (4) Planting/propagation of same type and species shall be done in one bed of nursery. Along with this, a board with the name of the species shall also be put in that bed.
- (5) The license holder shall keep a map of the nursery in the nursery, indicating the location, types and varieties of mother plants.
- (6) In relation to the plant material, it is necessary for all the government and non-government nurseries established in the state that the means by which they buy the plant material should be beneficial, if they are not found beneficial, then for them also under section 18 of the Act necessary action shall be taken.
- (7) The nursery owner shall do the packing of the allotted plants only in front of the representative of the concerned Chief and District Horticulture Officer.
- (8) As per sub section (5) of section 16 of the Act, if the nursery owner receives fruits from any fruit nursery other than his own fruit nursery for the purpose of sale of fruit saplings, then it shall be necessary to get the self-declaration of the genetic characteristics of the fruit plants and the techniques adopted, being pest-disease free etc, on the stamp paper of Rs. 100.00 (Rupees hundred only), which shall be presented to the verification committee during nursery verification.

Duties of the License Holder 12. (1)

- (1) Propagate for production and sale only the plants of fruit of the varieties mentioned in the license relating to the scion or rootstock as the licensing authority may direct.
- (2) Shall maintain complete records of the original source of each rootstock and scion, including the botanical name and local name, if any, of the rootstock.
- (3) The mother plant block of fruit plants and other plants which are to be vegetatively propagated, shall be kept in mother plant block under which similar species wise plants shall be maintained in high management. Propagation of plants should be done only on those crops and species for which they have got licence.
- (4) Shall propagate vegetatively only those plants and species, for which he/she owns a mother plant and the maximum number of plants propagated in the nursery shall depend on the standard number of such species/plants in the mother plant block.
- (5) Shall use the latest approved techniques for fruit plant propagation and follow the guidelines issued by the Competent Authority for this purpose;
- (6) Shall not mix other species/plants in the propagated fruit plants. Hence the techniques have to be followed carefully at

the time of propagation.

- (7) The nursery site and mother plant used for the production of fruit plants shall be kept free from pests and diseases;
- (8) Sell or distribute only such fruit plants, which are free from any kind of pests and diseases;
- (9) Sell the planting material to the farmers, Horticulture Department and other departments only under the terms and conditions mentioned in the provisions of the Act or self-declaration;
- (10) The Chief/District Horticulture Officer and Nursery Development Officer of the concerned district shall send their recommendation to the licensing authority for the promotion of only such types of fruit plants according to the demand of their district.

Powers of Licensing Authority

13. (1) Subject to section 20 of the Act, expect from any licensed nursery owner to furnish such information in respect of fruit nurseries owned or operated by him, as he may specify.
- (2) To satisfy that the expectations of this Act and the rules made thereunder are being complied with, may enter any fruit nursery and inspect the same and the plants situated therein and the books of account and records relating thereto.
- (3) May take a sample of fruit plants and analyse, test or test the same in any laboratory earmarked for this use.

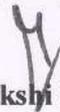
Protection of action taken in Good Faith

14. (1) No suit, prosecution or other legal proceeding shall be instituted against any person for anything which is in good faith done or intended to be done under this Act or the rules made thereunder.
- (2) No suit or legal proceeding shall lie against the State Government for damage caused or likely to be caused by any act which is in good faith done or intended to be done.

Training of Farmers

15. (1) Subject to section 22 of the Act, to make the farmers of the state aware of the advanced techniques, nuances and specifications to be adopted while preparing garden activities, especially fruit plants, according to the adaptability of the climate of the region, the surrounding educational tour and training shall be conducted in the state fruit nurseries so that if the farmer himself wants to buy fruit saplings from any fruit nursery, he shall be able to buy special and quality planting material along with the bill.

By Order,


(R. Meenakshi Sundaram)
Secretary

Self Declaration by Nursery owner

I, Mr./Ms./Mrs.....Son/daughter/wife.....resident.....declare that I shall propagate and sell fruit plants produced in my fruit nursery subject to the following declarations:-

1. I shall use the rootstock and scion of fruit plants of the same species for plant propagation and sale, for which fruit nursery license has been issued and shall be done as per the instructions issued by the licensing authority.
2. All records shall be maintained in the format provided by the licensing authority.
3. I shall prepare the layout of the rootstock and mother plant to be grown in the fruit nursery.
4. Mother plant used by me for plant propagation along with fruit nursery farm shall be kept free from pests and diseases.
5. In the packing done by me at the time of sale, the species packed shall be tagged, in which the rootstock and the scion used in the propagation of this species shall be clearly mentioned.
6. I also declare that the plants which shall be sold or distributed by me shall be of the same species as recommended by me and they shall be completely free from pests and diseases, otherwise all compensation of the farmer shall be bear me. The compensation shall be determined by the licensing authority or a committee constituted under the chairmanship of the Chief/District Horticulture Officer nominated by licensing authority.
7. A register shall be maintained by me in the fruit nursery, in which the name of the rootstock and scion used for the propagation of fruit plants sold/distributed to any person or organization shall be mentioned as well as the name and address of that person or organization shall be recorded, to which the fruit plant has been sold. These registers shall be maintained by me for at least 10 years.
8. After the inspection of the fruit nursery, the instructions given by the licensing authority or their representative regarding the production and specifications of healthy and disease-free plants of fruit plants shall be followed.
9. I shall follow the conditions laid down by the Uttarakhand government in relation to the recommendation for quality plant propagation and their selling rate.
10. There shall be no objection by me if I am inspected in relation to the work being done in the fruit nursery, such as mother plant, rootstock, pests and diseases, plant growth and development, quality of plants and genetic characteristics of plants, used in the propagation of plants. Also, if suggestions are given to remove or destroy the plants affected by insect-diseases during the inspection, then I shall be ready to destroy such plants, for which no compensation shall be demanded by me.
11. No other crop shall be produced by me other than the crops included in the registration of the fruit nursery.
12. If there is any violation of the provisions mentioned in the Uttarakhand Fruit Nurseries (Regulation) Act, 2019 by me, then I shall bear the punishment mentioned in the Act.

Signature of the nursery owner.....

Name of the nursery owner.....

Name of father/husband of nursery owner.....

Name and address of the fruit nursery.....

Date.....



Form No. -1
(See rule 4 (a))

Application Form for License under the Uttarakhand Fruit Nurseries (Regulation) Act, 2019:-

1- Name of the application/applicants:-
Father's / Husband's name-

Address-

2- (a) Name and address of the fruit nursery (including post office, police station, railway station):-

(b) Distance (in meter) of fruit nursery from the motorway-

3- Area of the fruit nursery(ha), Khasra number and owner of the land (attach revenue copy) and mention the extent of the fruit nursery (map attached)

4- Age and number of mother plants including varieties available

Sl. No.	Types of fruits	Species	Age	Total number of mother plants	Condition of mother plants and plants	Source and knowledge of plant procurement	Remark
1	2	3	4	5	6	7	8

5- The type and variety of fruit plants intended for production.

Sl. No.	Types of fruits	Species
1	2	3

6- Source of irrigation:-

7- The type of soil and climate of the land in which the fruit nursery is located.

8- Name of the treasury and the number, date and amount of the treasury challan (enclosed) duly authenticated.

9- Period for which licence is required.

10- I/We declare that the particulars of the information furnished herein are true to the best of my/our knowledge and belief.

11- If I/we need the rootstock or scion, then I/we shall buy it from the official authority.

12- I/We have studied the Uttarakhand Fruit Nurseries (Regulation) Act, 2019 and the Rules thoroughly. I/We undertake to abide by the provisions contained herein.

Signature of Applicant

Date-

Prerequisite - This application form shall be signed by:-

- (1) Where the fruit nursery is run by a private person/persons, by any one of its owner/owners or other competent officer/In-charge.
- (2) Where the fruit nursery is run by a corporation/public undertaking, by its general manager/manager or other competent officer/In-charge.
- (3) Where the fruit nursery is run by a cooperative society, by its secretary.



Form No. -1(a)
(See rule 4 (b))
Format for Verification Officer

It is certified that Ihave inspected the nursery on the date of This nursery is/shall be operated by Mr./Mrs..... son/daughter/wife

Following are the reports related to the nursery-

1. The applicant hasha area under nursery.
2. The position of mother plants at the time of verification is as follows-

Sl. No.	Types of mother fruit plants	Species	Production and quality	Number of plants	Age	Condition of mother plants and plants	Remark
1	2	3	4	5	6	7	8

3. Map of the nursery and mother plant which have been kept safe by the nursery owner.
4. The nursery has been kept/has not been kept free from pests/diseases.
5. The condition of mother plants are maintained/not maintained well.
6. Soil is suitable/unsuitable for nursery production.
7. Licence to be given for establishment /operation of nursery is reasonable/is not , the reasons are as follows.
8. The information provided by the applicant are/are not correct.
9. Means of irrigation and other information, if any,
10. On the basis of verification, I am recommended/not recommended to issue licence certificate for nursery.

Date.....

Signature of Verification Officer
Designation
Office seal



Form No.-2
(See rule-4(a))

Terms and Conditions Prescribed under the Uttarakhand Fruit Nurseries (Regulation) Act, 2019

Licence No.:-

- 1- Name and address of the licence holder-
- 2- Status of the fruit nursery-
- 3- The type and variety of fruit plants to be produced under this licence is given under the provisions of the Uttarakhand Fruit Nurseries (Regulation) Act, 2019 and subject to the terms and conditions specified in the rules made under the Act is subordinated.

Place:-

Date:-

Validity period	Licence fees (Rs.)	Renewal fees (Rs.)	Area of nursery	Signature of licencing Authority Officer
1	2	3	4	5

Terms and Conditions

- 1- The license shall be done keeping in mind the soil, climate and conditions prescribed for fruit plant propagation.
- 2- The fruit nurseries have mother plants and rootstocks for vegetative production of fruit plants.
- 3- The mother plant and rootstocks are free from diseases and pests.
- 4- Plant protection process shall be adopted to prevent disease and pest infestation.
- 5- Licence shall always be kept in the premises of the fruit nursery. The license shall be produced for inspection and scrutiny on demand by the authority.
- 6- The license holder shall inform the licensing authority of the spread of any disease or pest in the fruit plants, mother plants and rootstocks of the fruit nursery and the action taken to control that disease and pest.
- 7- The license holder shall produce and sell only those plants for which the license has been granted.
- 8- The grafts prepared by the license holder and offered for sale shall be of the following specifications:-
 - (a) The age of a fruit plant shall not exceed three years from the time of grafting or sowing of the seed of the fruit plant, as the case may be;
 - (b) The rootstock and the scion are completely joined;
 - (c) The connection of the scion with the rootstock shall not exceed 30 cm from the ground level.
- 9- The license holder shall maintain various records in the forms prescribed in the Uttarakhand Fruit Nurseries (Regulation) Act, 2019.
- 10- The holder of the licence shall comply with the various provisions of the Uttarakhand Fruit Nurseries (Regulation) Act, 2019 and the Rules made thereunder and in case of default or contravention, he shall be liable to be paid under sub section (1) of section 18 of the Act. On first conviction, as the case may be a fine up to Rs. 50000.00 or imprisonment for 06 months and in the case of second conviction with 6 months of imprisonment and a fine of Rs. 50000.00. In addition, he shall also be responsible for Para-6 of Appendix-1.
- 11- Fruit plants which are not as per the standard shall be destroyed in the presence of the Licensing Authority or any officer authorized by him.

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Form No.-3
(See rule-4(c))

Application for Renewal of License under section 5 of the Uttarakhand Fruit Nurseries (Regulation) Act, 2019:

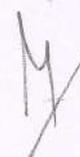
- 1- (1) Name of the applicant, father/husband's name and address:-
(2) Name of the fruit nursery owner/owners, father's name and address:-
- 2- Name and location and postal address of the fruit nursery:-
- 3- (1) Number and date of the licence for which renewal is desired:-
(2) Date of expiry of the present licence:-
- 4- Details of any change in the type and variety of fruit plants which are being produced after the issue of existing licence or renewal.
- 5- Amount of fee deposited, name of treasury (duly receiving attached) number and date of treasury challan:-
- 6- Period for which renewal of licence is required.
- 7- Any other information to whom/who wish to apply.
- 8- I/we declare that the information/details given herein are true to the best of my/our knowledge and belief.
- 9- I/we undertake to abide by the provisions of the Uttarakhand Fruit Nurseries (Regulation) Act, 2019 and the Rules made thereunder and such directions as the Licensing Authority may give from time to time under the said Act and rules.

Date -

Signature of the Applicant/Applicants

Prerequisite:- This application form shall be signed by:-

- (1) Where a fruit nursery is run by private person/persons, by one of the owner of the fruit nursery owner/owners,
- Or**
- (2) Where the fruit nursery is run by a corporation/public undertaking, there by the general manager or manager,
- Or**
- (3) Where the fruit nursery is being run by a co-operative/society, there by the secretary.



Form No.-4

(See rule 10)

Application for Issue of Duplicate of Licence under section 5 of the Uttarakhand Fruit Nurseries (Regulation) Act, 2019:

To,

Licensing Authority

Sir,

I/we.....son/daughter (daughters) of Mr.resident.....post officePolice stationdistrict..... I/we declare that my/our licence No.given under section for the period ending on..... in the following circumstances. (Where mention the circumstances in which the licence was lost/destroyed/damaged/defaced/unreadable).

2- I/we, therefore, request you to issue a duplicate of the licence to me/us on the same terms and conditions on which the original licence was granted.

3- I/we hereby do/we do attach treasury challan in proof of paying the prescribed fee of rupees (..... rupees).

4- I/we hereby solemnly declare that the particulars or information given herein is true to the best of my/our knowledge/belief.

5- I/we hereby surrender the photo copy of original license (when the licence is lost or destroyed).

Witness (1)

Witness (2)

(Here should be the name and address of the two witnesses and their full signature)

Sincerely

Signature of the Applicant/Applicants

Date:-

Appropriate clause to be mentioned and underlined.

Prerequisite:-The words which are not necessary in the application form should be struck off.

This application form shall be signed by-

(1)- Where a fruit nursery is run by a private person (persons), by one of the owner of the fruit nursery owner/owners,

Or

(2) Where the fruit nursery is run by a corporation/public undertaking, there by the general manager or manager,

Or

(3) Where the fruit nursery is being run by a co-operative society, there by the secretary.

Form No.-5
(See rule 10)

Affidavit

To,

.....
.....
.....

Licence number..... dated..... given to me/us under the Uttarakhand Fruit Nurseries (Regulation) Act, 2019. Which I/we have lost, that in consideration of the duplicate being given by the Licensing Officer on the date of and the administrator agrees to indemnify the Government of Uttarakhand for any loss or damage that may be caused to any person using the original license and I/we shall send the original license to the licensing authority whenever he/we shall get it/we also promise to return,

And I/we hereby further agree that the State Government shall be entitled to recover from me/us all loss or damage as arrears of land revenue as aforesaid.

Date 20 was signed in

(Executive) signed by.

In the presence of the following:-

- 1-
- 2-

Address.....

Note:- This indemnity contract shall be executed at the highest stamp paper value of fair value.



Form No. -6
Register of Mother Plants
(See rule-7(a))

Name of the nurseryLicence letter no.....

Types and variety of mother plant	Number of mother plants	Source of procurement	Procurement year	Capacity of fruit production	Quality of fruit	Remarks of Inspecting Officers
1	2	3	4	5	6	7

M

Form No. -7
Rootstock and Scion Source Register
(See rule-7(b))

Name of the nurseryLicence letter no.....

Date	Source of rootstock procurement	Source of scion procurement	Number of plants prepared	Remarks of Inspecting Officers
1	2	3	4	5

M

Form No. -8
(See rule-7(c))
Sale/Cash Receipt

Name of the nurseryLicence letter no.....

Sl. No.	Seller's name and address	Types and species of plants sold	Rootstock used	Number of plants sold	Rate of plants	Receipt no. and date	Remark
1	2	3	4	5	6	7	8

M

Form No.-9
(See rule-7(d))
Inspection Register

Name of the nurseryLicence letter no.....

Sl. No.	Date of Inspection	Name and designation of Inspecting Officer	Instruction of Inspecting Officer	Compliance by Nursery owner
1	2	3	4	5

M

Form No. -10
(See rule-7(f))
Plant Protection Register

Name of the nurseryLicence letter no.....

Sl. No.	Date	Names of Insecticides/Diseases	Control (name and quantity of chemical pesticides)	Remark
1	2	3	4	5

M

Form No. -11

(See rule-7(c))

Annual Statement of Production and Sales

Name of the nurseryLicence letter no.....

Date.....from.....till.....

Sl. No.	Type and species of fruit plant	Number of seedlings produced			Relics of base adding years	Total no. of plants sold	Remaining plants as on 31st March
		Salable	Non-salable	Total			
1	2	3	4	5	6	7	8

M