



## ABSTRACT

Agriculture and Farmers Welfare – Appointment of Appellate Authority for Pesticide Licensing under section 15 and 37 of Insecticide Act, 1968 and Rules, 1971 - Framing of Rules – Notification – Issued.

### AGRICULTURE AND FARMERS WELFARE (AP5) DEPARTMENT

G.O.(Ms).No. 29

Dated: 15.2.2022

Read:

1. G.O.(Ms).No.173, Agriculture (AP5) Department, dated 23.8.2013.
2. G.O. (Ms) No. 126, Agriculture (AP5) Department, dated 29.06.2020.
3. From Senior Administrative Officer (CIB & RC) Government of India, Ministry of Agriculture and Farmers Welfare, Department of Agriculture, Cooperation and Farmers Welfare, Directorate of Plant Protection Quarantine and Storage, Central Insecticide Board and Registration Committee, Faridabad, Letter F. No. 3-1/2020-CIR-II (Pt.) dated 15.12.2020.
4. From the Director of Agriculture, Letter No. PPS1/9789/2008, dated 06.01.2021, 10.03.2021 and 3.1.2022.

### ORDER:

In the Government Order 1<sup>st</sup> read above, orders have been issued notifying licensing authorities to manufacture/sell pesticides in their jurisdiction. This procedure is being followed throughout the State from the date of notification i.e 23.8.2013.

2. In the Government order 2<sup>nd</sup> read above, a notification has been published for amendment to the appointment of Agricultural Officers as Insecticide Inspectors at Block level.

3. The Central Insecticide Board and Registration Committee has approved the proposal for appointment of appellate authority as per the provision of section 37 of Insecticides Act, 1968 (46 of 1968) and Insecticides Rules, 1971.

4. Based on the concurrence of the Central Insecticide Board and the Registration Committee, the Director of Agriculture has requested the Government to issue necessary orders for notification to appoint Appellate Authority for issue of pesticides licence in the State of Tamil Nadu by framing The Tamil Nadu Insecticides (Appeal) Rules, 2022 in exercise of the powers conferred under section 37 of the Insecticides Act, 1968 (Act 46 of 1968).

5. The Government, after careful consideration, have decided to issue orders notifying Rules under the Insecticides Act, 1968, viz., The Tamil Nadu Insecticides (Appeal) Rules, 2022.

6. The Notification appended to this order will be published in the *Tamil Nadu Government Gazette* and in the District Gazettes in Tamil. A Malayalam version shall also be published in the Districts Gazette of Kanyakumari, Tirunelveli and the Nilgiris.

7. Six copies of the Notification are sent to the Tamil Development and Information (Translation) Department, Chennai-9. That Department is requested to forward the Tamil translation immediately to the Director of Stationery and Printing, Chennai, the Works Manager, Government Central Press, Chennai and to Agriculture and Farmers Welfare Department.

8. The Director of Stationery and Printing and the Works Manager, Government Central Press, Chennai are requested to publish the translation in the District Gazette forthwith.

**(BY ORDER OF THE GOVERNOR)**

**C. SAMAYAMOORTHY  
AGRICULTURAL PRODUCTION COMMISSIONER  
AND SECRETARY TO GOVERNMENT.**

To . . . . .  
The Director of Stationery and Printing, Chennai -2.  
The Works Manager, Government Central Press, Chennai-79.  
The Director of Agriculture, Chennai -5.  
The Director of Horticulture and Plantation Crops, Chennai-5.  
The Commissioner of Agricultural Marketing and Agri Business, Chennai-32.  
The Registrar, Tamil Nadu Agricultural University, Coimbatore - 641 003.  
The Tamil Development and Information (Translation)Department, Chennai- 9.  
(6 copies)

Copy to:

All District Collectors.

The Senior Administrative Officer (CIB & RC) Government of India, Ministry of Agriculture and Farmers Welfare, Department of Agriculture, Co-operation and Farmers Welfare, Directorate of Plant Protection Quarantine and Storage, Central Insecticide Board and Registration Committee, Faridabad.  
The Law Department, Secretariat, Chennai-9.

The Senior Personal Assistant to Hon'ble Minister for Agriculture and Farmers Welfare, Chennai-9.

The Senior Private Secretary to Agricultural Production Commissioner and Principal Secretary to Government, Agriculture and Farmers Welfare Department, Chennai-9.

The Agriculture and Farmers Welfare (OPI/OP III/AA I/All scheme sections) Department, Chennai-9:

The Assistant Programmer, Secretariat, Chennai-9.

Stock file/Spare Copies/C.No.5076/AP 5/2021.

**/Forwarded by Order/**

*T.P. Prabavathi*  
15-2-2022  
**SECTION OFFICER**

**APPENDIX.**  
**NOTIFICATION.**

In exercise of the powers conferred by section 37 of the Insecticides Act, 1968 (Act 46 of 1968), the Governor of Tamil Nadu, in consultation with the Central Insecticides Board, makes the following rules:-

1. *Short title.*- These rules may be called "The Tamil Nadu Insecticides (Appeal) Rules, 2022".
2. *Definition.*- In these rules, unless the context otherwise requires 'Act' means the Insecticides Act, 1968 (46 of 1968).
3. *Appellate Authorities.*- An appeal under section 15 of the Act shall be made to the,-
  - (a) Commissioner/Director of Agriculture, by a person aggrieved by the orders of the State Licensing Authority empowered to issue licence to manufacture Insecticide and to sell any insecticide at State Level; and
  - (b) Additional Director of Agriculture (Seeds), by a person aggrieved by the orders of the District or Block Licensing Authority empowered to issue Licence to stock or exhibit for sale or distribute any of Insecticide or to undertake commercial pest control operations in retail points.
4. *Contents of appeal.*- Every appeal shall clearly indicate the name, address and E-mail of the appellant, details of grievance for which appeal is made, the date of order against which appeal is preferred with the particulars of fee deposited, complete statement of facts with supporting documents, grounds for appeal and the relief claimed.
5. *Procedure in deciding appeal.*- (1) On receipt of appeal, the appellate authority, shall, after giving an opportunity to appellant, dispose of the appeal within a period of six months from the date of receipt of the Appeal.  
(2) The decision of the Appellate Authority shall be final.
6. *Payment of fee.*-
  - (1) Every appeal shall be accompanied by a demand draft for a sum of Rs.1,000/- (Rupees one thousand only) towards fees along with the original order against which appeal is preferred.
  - (2) The fee payable for preferring an appeal shall be paid by a demand draft drawn on the State Bank of India, Chennai, Chepauk Branch in favour of the Commissioner / Director of Agriculture, Department of Agriculture, Chepauk, Chennai-5, under the head 0401 00-Crop Husbandry, 107 Receipts from Plant Protection Services, AA-Plant Protection Services (0502) - 227 Non-Taxation Fees - 22 Licence (IFHRMS DPC: 0401 00 107 AA 22722).
7. *Manner of filing appeal.*- An appeal shall be preferred in writing, in duplicate, duly signed by the appellant and every appeal shall be

presented either in person or through an agent duly authorized in writing in this behalf by the appellant or by registered post.

**C. SAMAYAMOORTHY  
AGRICULTURAL PRODUCTION COMMISSIONER  
AND SECRETARY TO GOVERNMENT**

/True Copy/

*T.P. Rabarath*  
15.2.2022

**SECTION OFFICER**