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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV-B

Rules and Orders (Other than those published in Parts I, I-A, and I-L) made
by the Government of Gujarat under the Gujarat Acts

AGRICULTURE, FARMERS WELFARE AND CO-OPERATION DEPARTMENT

NOTIFICATION

Sachivalaya, Gandhinagar, 10th June, 2025

GUJARAT CO-OPERATIVE SOCIETIES ACT, 1961.

No. GHKH/92/2025/ACD/FAP/e-file/2/2025/0153/CHH:- WHEREAS certain draft rules were published as required by sub-section (3) of section 168 of the Gujarat Co-operative Societies Act, 1961 in the Gujarat Government Gazette, Extraordinary, Part IV- B, dated the 27th February, 2025 at page 90-1 to 90-3 under the Government Notification, Agriculture, Farmers Welfare and Co-operation Department No. GHKH/44/2025/ACD/FAP/e-file/2/2025/0153/CHH dated the 25th February, 2025 inviting objections and suggestions from all persons likely to be affected thereby before the expiry of thirty days from the date of publication of the said notification in the *Official Gazette*.

AND WHEREAS, the objections and suggestions received in respect of the said draft notification has been considered by the Government.

NOW THEREFORE, in exercise of the powers conferred by section 168 of the Gujarat Co-operative Societies Act, 1961 (Guj. X of 1962), the Government of Gujarat hereby makes the following rules, further to amend the Gujarat Co-operative Societies Rules, 1965, namely:-

- (1) These rules may be called the Gujarat Co-operative Societies (Amendment) Rules, 2025.
- (2) They shall come into force on the date of their publication in the *Official Gazette*.

2. In the Gujarat Co-operative Societies Rules, 1965, (hereinafter referred to as “the said rules”), after rule 31, the following rule shall be inserted, namely :-

“31A. Contribution to Members Welfare Fund. - Every society shall contribute to the Members Welfare Fund to the extent of minimum 1% and maximum 3% of net profit every year.”.

3. In the said rules, after rule 37A, the following rule shall be inserted, namely :-

“37B. Remuneration payable to an administrator. -

- (1) The Registrar may fix monthly amount of remuneration payable to an administrator for different types of societies as specified in the Schedule.

While determining the remuneration, the registrar shall consider the business and financial position of the society.

SCHEDULE

Sr. No.	Type of Society	Maximum Monthly amount of remuneration payable in rupees
1.	2.	3.
(1)	Apex Societies	1,50,000/-
(2)	District Co-operative Banks / District Cooperative Milk Unions	1,00,000/-
(3)	Societies with an area of operation of the entire State / District except the societies mentioned in Sr. nos. (1) and (2) above.	75,000/-
(4)	Societies with an area of operation of the entire taluka.	25,000/-
(5)	Urban Co-operative Banks.	1,00,000/-
(6)	Sugar Co-operative Societies.	1,00,000/-
(7)	All other societies not mentioned in Sr.nos.(1) to (6) above.	15,000/-

Note. (1) Remuneration shall be shared equally among all the members in case of committee of administrator.

- (2) When the Government officer/employee is an administrator, he shall be eligible maximum 10% of his basic pay as remuneration, remaining amount of the remuneration, if any, shall be credited to the Government.
- (3) No person shall be appointed as an administrator in more than one society of State/District level and for other than these types of societies, five co-operative societies at a time.
- (4) In case of Urban Co-operative Banks, If the Reserve Bank of India has fixed monthly amount of remuneration payable to an administrator, it shall be applicable irrespective of amount mentioned at sr.no.(5).
- (5) Such remuneration shall be payable out of the funds of the society.”.

4. In the said rules, after rule 48, the following rule shall be inserted, namely :-

“48A. Preferential Payment by the liquidator. -

In winding up proceedings, the liabilities of a society under liquidation shall be paid in the following priority order :-

- (1) (a) In case of insured co-operative bank, deposit of depositors insured by the co-operative bank up to rupees five lakhs (if it is remitted in advance by the Deposit Insurance and Credit Guarantee Corporation (DICGC), then it shall be remitted to Deposit Insurance and Credit Guarantee Corporation (DICGC),
- (b) all revenues, taxes, cesses and other dues from the society to the Central Government or a State Government or a local authority, as the case may be,

- (c) Payment of pending dues of sugar price to sugar cane cultivators in case of sugar co-operative societies,
 - (d) amount due to secured creditors in proportion to security,
 - (e) all wages and salary,
 - (f) all sums due to any employee from the pension fund, the gratuity fund or any other fund for the welfare of the employees,
 - (g) deposit of depositors up to rupees one lakh in case of societies other than co-operative banks.
- (2) After payment of the aforesaid amount, if any amount remains, it shall be paid as under:
- (a) remaining amount payable under Deposits beyond rupees five lakhs, after the payment made by the Deposit Insurance and Credit Guarantee Corporation (DICGC) of Deposits for rupees five lakhs or below remained in the liquidated Bank;
 - (b) outstanding dues besides security of secured creditors;
 - (c) dues of other banks, co-operative societies;
 - (d) dues of unsecured creditors;
 - (e) deposit of depositors beyond rupees one lakh in case of societies other than co-operative banks;
 - (f) any other amount due and payable to the employees.
- (3) The debts enumerated in sub-rule (2) shall rank equally among themselves and be paid in full, unless the assets are insufficient to meet them, in such case they shall abate in equal proportions.”
5. In the said rules, after rule 140, the following rule shall be inserted, namely :-
- “140A. Transfer fee in case of Housing or Housing Service Co-operative society. –
- (1) The Housing or Housing Service Co-operative society, subject to the provisions of the bye laws shall not collect transfer fee more than the rate exceeding 0.5 percent of consideration value of the transferred property or one lakh rupees whichever is less.
 - (2) No transfer fee shall be collected in case of transfer to the legal heirs without any consideration value of the transferred property.
 - (3) No additional amount towards development charges, donation or contribution to any other funds or under any other pretext shall be recovered from the transferor or transferee at the time of transfer.”

By order and in the name of the Governor of Gujarat,

R. H. DATANIYA,

Deputy Secretary to Government.

