

বাংলাদেশ



গেজেট

অতিরিক্ত সংখ্যা
কর্তৃপক্ষ কর্তৃক প্রকাশিত

রবিবার, জুন ২, ২০১৩

গণপ্রজাতন্ত্রী বাংলাদেশ সরকার
আইন, বিচার ও সংসদ বিষয়ক মন্ত্রণালয়
লেজিসলেটিভ ও সংসদ বিষয়ক বিভাগ
প্রজ্ঞাপন

তারিখ, ৩০ মে ২০১৩

নং ০৭(আঃম)(লেঃস)(মুঃপ্রঃ)-আইন-অনুবাদ-২০১৩—সরকারি কার্যবিধিমালা, ১৯৯৬ এর প্রথম তফসিল (বিভিন্ন মন্ত্রণালয় এবং বিভাগের মধ্যে কার্যবন্টন) এর আইটেম ২৯(খ) এর ক্রমিক ৫ এবং মন্ত্রিপরিষদ বিভাগের বিগত ৩-৭-২০০০ইং তারিখের সভায় গৃহীত সিদ্ধান্ত বাস্তবায়নের নিমিত্ত বাংলাদেশ ফলিত পুষ্টি গবেষণা ও প্রশিক্ষণ ইনস্টিটিউট (বারটান) আইন, ২০১২ এর ইংরেজি অনুবাদ সর্বসাধারণের জ্ঞাতার্থে প্রকাশ করিল।

মোঃ দেলোয়ার হোসেন
সহকারী সচিব (চঃদাঃ)।

(৩৬৫১)

মূল্য : টাকা ১২.০০

BANGLADESH APPLIED NUTRITION RESEARCH AND TRAINING
INSTITUTE ACT, 2012

ACT NO. XVIII OF 2012

[19th June, 2012/5th Asher, 1419]

An Act to provide for the establishment of an institute to be called the Bangladesh Applied Nutrition Research and Training Institute to increase the nutrition level of the people for improving public health by ensuring safe and necessary balanced diet for the purpose of conducting and implementing the research and training activities on food based nutrition (applied nutrition);

WHERE AS it is expedient and necessary to provide for the establishment of an institute to be called the Bangladesh Applied Nutrition Research and Training Institute to increase the nutrition level of the people for improving public health by ensuring safe and necessary balanced diet for the purpose of conducting and implementing the research and training activities on food based nutrition (applied nutrition);

It is hereby enacted as follows :—

1. **Short title and commencement.**—(1) This Act may be called the Bangladesh Applied Nutrition Research and Training Institute Act, 2012.

(2) It shall come into force at once.

2. **Definitions.**—In this Act, unless there is anything repugnant in the subject or context,—

- (1) “**Institute**” means the Bangladesh Applied Nutrition Research and Training Institute established under section 3;
- (2) “**Employee**” means the officers and employees of the Institute;
- (3) “**Board of Directors**” means the Board of Directors of the Institute constituted under section 6;
- (4) “**Chairman**” means the Chairman of the Board of Directors;
- (5) “**Executive Director**” means the Executive Director of the Institute;
- (6) “**Rules**” means rules made under this Act; and
- (7) “**Regulations**” means regulations made under this Act.

3. **Establishment of the Institute.**—(1) As soon as may be, after the commencement of this Act, the Government shall, by notification in the official Gazette and in addition to that optionally by notification in the electronic Gazette, establish and institute to be called the Bangladesh Applied Nutrition Research and Training Institute for carrying out the purposes of this Act.

(২) The Institute shall be a body corporate, having perpetual succession and a common seal, with power, subject to the provisions of this Act, to acquire, hold and dispose of property, both movable and immovable, and may, by the said name, sue and be sued.

4. **Head Office of the Institute.**—The head office of the Institute shall be at Naryangonj and the Institute may, if required, with prior approval of the Government, set up its regional office at any place of the country.

5. **Direction and Administration.**—(1) The duty to direct and administer the Institute shall vest in a Board of Directors, and the Board of Directors may exercise such powers and perform such functions as the Institute may exercise and perform.

(2) The Board of Directors in discharging its duties and performing its functions shall follow this Act, rules and regulations made thereunder and the orders and instructions given and notified by the Government, from time to time.

6. **Board of Directors and its Constitution.**—(1) For carrying out the purposes of this Act, there shall be a Board of Directors consisting of the following members, namely:—

- (a) Minister in charge of the Ministry of Agriculture, who shall also be its Chairman;
- (b) 01 (one) member of Parliament to be nominated by the Speaker of the National Assembly;
- (c) Secretary of the Ministry of Agriculture;
- (d) Chairman, Bangladesh Agriculture Development Corporation;
- (e) Executive Chairman, Bangladesh Agriculture Research Council;
- (f) Director General, Department of Agriculture Extension;
- (g) Director General, Department of Fishery;
- (h) Director General, Department of Live Stock Services;
- (i) Director General, Bangladesh Agriculture Research Institute;
- (j) An officer nominated by the Finance Division equivalent the rank and status of a Joint Secretary;
- (k) Joint Secretary (CPT), Ministry of Public Administration;
- (l) Joint Secretary, Ministry of Health and Family Welfare;
- (m) Joint Secretary, Food Division, Ministry of Food and Disaster Management;
- (n) Joint Secretary, Ministry of Women and Children Affairs;
- (o) Director, Food and Nutrition Science Institute, Dhaka University;

- (p) Secretary, Bangladesh National Nutrition Council;
- (q) a nutrition specialist nominated by the Government;
- (r) a representative of an NGO concerned in the functions of nutrition to be nominated by the Government; and
- (s) Executive Director, Bangladesh Applied Nutrition Research and Training Institute, who shall also be its member-secretary.

(2) The members, nominated by the Government under sub-section (1) shall hold their office for a period of next three years from the date of their nomination :

Provided that the Government may, at any time before the expiry of the said period, discharge any such nominated member from his post :

Provided further that, any nominated member may resign his office by a letter in writing under his signature addressed to the Government.

7. Meeting of the Board of Directors.—(1) The Board of Directors shall hold its meeting at least twice in a year and the date, time and place of the meeting shall be determined by the Chairman.

(2) The meeting of the Board of Directors shall be convened for, with the consent of the Chairman, by a notice in writing under signature of the member secretary of the Board of Directors.

(3) Meetings of the Board shall be presided over by the Chairman and, in his absence, by any member nominated by other members present in that meeting.

(4) To constitute a quorum at a meeting of the Board of Directors, not less than one third of the total members shall be present, but no quorum shall be required at an adjourned meeting.

(5) Each member present in the meeting of the Board of Directors shall have one vote and, decisions of the meetings shall be taken on the basis of the majority of votes, but in the event of equality of votes, the person presiding over the meeting shall have a second or a casting vote.

(6) No act or proceedings of the Board shall be invalid or be called in question merely on the ground of any vacancy in, or any defect in the constitution of, the Board of Directors.

8. Functions of the Institute.—For carrying out the purposes of this Act, the Institute shall perform the following functions, namely :—

- (a) to take and implement research and development activities on food based nutrition (applied nutrition) with a view to increasing the nutrition level of the people;

- (b) to provide training on food nutrition for the officers of the Government and non-government organisations, teachers of various educational institutes, local government representatives, farmers and others and create awareness among them regarding the nutrition related policies;
- (c) to invent technology and conduct research on sustaining pre and post losses of food grains collection and food process and preservation;
- (d) to conduct research on functional food and medical plants and to increase production thereof, include them in their daily food items and enhance awareness thereof;
- (e) to analyse, ascertain and update the nutrition value of food grains, and make or give assistance to make list of daily necessary food items;
- (f) to specify district, upazilla or agro-ecological zone basis malnutrition related health problem and exchange of information received with the concerned ministry or organisation for ensuring the safety of food and nutrition;
- (g) to conduct research on harmful effect of chemical or arsenic used in food chain and enhance consumer awareness of it;
- (h) to increase awareness of nutrition and health of the people of all levels by participating in the agriculture-fair, world food day, nutrition week, livestock fair, fish fair environment day, etc. including publicising in various public and electronic media;
- (i) to take measures for research and development activities separately and jointly, with the concerned research institution, for inventing much nutritious food items, varieties and technologies;
- (j) to create skilled human resource on nutrition by implementing certificate and diploma course on applied nutrition and food science;
- (k) to include or update, make and assist to make texts regarding applied nutrition properly in various educational curriculum;
- (l) to make recommendations, on emergency measure, during malnutrition problem caused by natural or any other reasons;
- (m) to provide assistance, for ascertaining the effect of climate change on the nutrition level and conducting research and implementing the activities relating thereto;
- (n) to formulate policies implement and make recommendation on the activities relating to the Institute; and
- (o) to perform such other duties as may be assigned to, from time to time, by the Government.

9. Executive Director.—(1) There shall be an executive Director of the Institute.

(2) The Executive Director shall be appointed by the Government and the terms and conditions of his service shall be prescribed by the Government.

(3) If any vacancy occurs in the office of the Executive Director or if the Executive Director is unable to perform the functions of his office on account of his absence, illness or any other cause, any person nominated by the Government shall act as Executive Director until a newly appointed Executive Director takes over the charge of the vacant office or until the Executive Director is able to resume the functions of his office.

(4) The Executive Director shall be a whole time officer of the Authority and he—

- (a) shall be responsible for executing the decisions of the Board of Directors;
- (b) shall perform such other functions as may be directed by the Board of Directors;

10. Appointment of officers and employees.—The Institute may appoint such number of officers and employees as it may consider necessary for the efficient performance of its functions, and the terms and conditions of their services shall be determined by regulations.

11. Fund.—(1) There shall be a fund of the Institute, and money shall be credited to its fund from the following sources, namely:—

- (a) grants made by the Government;
- (b) self income of the Institute including income acquired from its research activities;
- (c) grants made by any local authority;
- (d) grants made by any non-government organisation or any person or receipt from any other source with the prior approval of the Government;
- (e) sums acquired from investment of sums of the Institute and sale proceeds of its property.

(2) All sums of the fund shall be kept in any scheduled bank in the name of the Institute and the fund shall be operated in the manner prescribed by rules.

Explanation.—‘Schedule bank’ means the scheduled bank defined in Article 2(J) of the Bangladesh Bank Order, 1972 (P.O 127 of 1972).

(3) The necessary expenditure of the Institute may be met up from the fund by following the rules and regulations of the Government.

12. Budget.—The Institute shall, within such period as may be specified by the Government, submit to the Government the annual budget statement for the next financial year showing the sums of the Institute which are likely to be required from the Government during that financial year.

13. Accounts and Audit.—(1) The Institute shall maintain its proper accounts and prepare annual statement of accounts.

(2) The Comptroller and Auditor General of Bangladesh, hereinafter referred to as the Auditor General, shall audit the accounts of the Institute every year and shall send a copy of the audit report to the Government and the Institute.

(3) For the purposes of audit of accounts under sub-section (2), the Auditor General or any person authorised by him in this behalf shall have access to examine all records, documents, cash or deposits in bank, securities, stores and other property of the Institute and may examine any officer or employee of the Institute concerned.

14. Report.—(1) The Institute shall, within three months after the end of every financial year, submit to the Government an annual report containing a statement of functions performed by it during that financial year.

(2) The Government may, if it deems necessary, require the Institute at any time to furnish a report or statement or any matter of its functions and the Institute shall be obliged to furnish such report or statement to the Government.

(3) The Government may order, at any time, to enquire into the functions of the Institute or any kinds of complains.

15. Committees.—The Institute may, to assist for discharging its functions, form one or more committees.

16. Power to make rules.—The Government may, by notification in the official Gazette, make rules for carrying out the purposes of this act.

17. Power to make regulations.—The Institute may, with the prior approval of the Government and by notification in the official Gazette, make regulations, not inconsistent with the provisions of this Act or rules, for carrying out the purposes of this Act.

18. Publication of English translation of this Act.—The Government may, as soon as may be, after the commencement of this Act, by notification in the official Gazette, publish an authentic text of translation in English of the Bangla Text of this Act:

Provided that, in the event of conflict between the Bangla and the English Text, the Bangla Text shall prevail.

19. Repeal and savings.—(1) On the commencement of this Act, the resolution NO-Krisi-4/BARTAN-1/2000/563, dated 30th December, 2001 on the Bangladesh Applied Nutrition and Human Resource Development Board (BAFMAUB) shall stand repealed, and the Bangladesh Applied Nutrition and Human Resource Development Board (BAFMAUB), here in after referred to as the repealed Board, shall be repealed.

(2) All movable and immovable properties of the repealed Board including funds, cash and bank deposits, and all rights and titles thereof shall be transferred to the Institute and the Institute shall entitle them.

(3) All debts, obligations and liabilities incurred by, and all contracts entered into by on behalf of or with the repealed Board shall be deemed to have been incurred by on behalf of and entered into by or with the Institute.

(4) Any suit and other legal proceedings instituted by or against the Board shall be deemed to have been instituted by or against the Institute.

(5) All officers and employees of the repealed Board shall be deemed to be the officers and employees of the Institute and their services shall be regulated by the terms and conditions of the services of the officers and employees of the Institute:

Provided that, the officers and employees, vested in the institute, shall be regulated in the same as were regulated by the repealed Board, until the terms and conditions of services of the officers and employees of the Institute is determined by it.

(6) Notwithstanding such repeal, anything done or any action taken under the repealed resolution shall be deemed to have been done or taken under this Act.

MD. MAHFUZUR RAHAMAN

Secretary-in-charge.

ড. মোঃ আলী আকবর (উপ সচিব), উপ পরিচালক, বাংলাদেশ সরকারি মুদ্রণালয়, তেজগাঁও, ঢাকা কর্তৃক মুদ্রিত।
আবদুর রশিদ (উপ সচিব), উপ পরিচালক, বাংলাদেশ ফরম ও প্রকাশনা অফিস,
তেজগাঁও, ঢাকা কর্তৃক প্রকাশিত। website: www.bgpress.gov.bd