

Conditions for Imposing Sanctions

A. Accredited Certification Bodies

S. No.	Nature of non compliance	Prescribed sanction
1	Where subsequent to receiving accreditation, an Accredited Certification Body is found to have knowingly provided any false or misleading information or document	Punishable with a fine extending upto Rupees Five Lakhs (500,000). In addition, the accreditation granted to the Accredited Certification Body may be terminated and it may be debarred from re-applying for accreditation for a period of one year
2	False information and/ or documents have been provided by an applicant body seeking accreditation	The application for accreditation shall be rejected
3	If an Accredited Certification Body fails to comply with the standards prescribed under the NPOP	Accreditation shall be suspended for a period extending up to one year and it shall be liable to a penalty, which may extend to Rupees Five Lakhs (500,000).
4	If it is found that the certification of the operator was wrongly granted by a delinquent Accredited Certification Body	Certification shall be withdrawn and such delinquent Accredited Certification Body shall be liable to compensate the operator for the losses suffered to the extent quantifiable. The NAB shall decide such compensation based on the facts and circumstances of each case.

5	Where an Accredited Certification Body fails to update and verify the entered data on Tracenet relating to the organic production including but not limited to the nature and quantity of the product, area of the farm and movement of the products in the chain of custody	Penalty, may extend to Rupees Three Lakhs (300,000).
6	Where an Accredited Certification Body knowingly updates or enters wrong data on Tracenet relating to the organic production including but not limited to the nature and quantity of the product, area of the farm and movement of the products in the chain of custody	Penalty may extend to Rupees Five Lakhs (500,000).
7	When an Accredited Certification Body makes a misrepresentation to the scope of the certification .	Penalty may extend to Rupees Three Lakhs (300,000).
8	Where a Certification Body seeking accreditation, fails to submit information and/ or documents within the prescribed time period	Application for accreditation may be rejected
9	If an Accredited Certification Body commits a subsequent offence, whether of the same or similar nature as the previous offence or of a different kind	Penalty may extend to Rupees Five Lakhs (500,000). In addition, the accreditation granted to the Accredited Certification Body shall be terminated and the Accredited Certification Body shall be barred from re-applying for accreditation for a period of two years.

10	If an Accredited Certification Body commits an offence for which no penalty is provided herein	Penalty may extend to Rupees Two Lakhs (200,000).
11	Where the NAB has imposed fines on the delinquent Certification Body, in accordance with the above provisions, and the said delinquent Certification Body has failed to pay such fines	NAB shall have the right to initiate appropriate legal action for recovery of such fines.
12	Where the delinquent Certification Body has committed an offence of a civil nature, such as breach of contract, breach of trust etc.	NAB shall have the right to initiate appropriate legal action.

B. Operator

1	If a certified operator fails to comply with the standards prescribed under the NPOP	Penalty may extend to Rupees Five Lakhs (500,000). In addition, the certification may be withdrawn for one year
2	If non conformities are established for the presence of residues of prohibited substances in the exported consignments	Penalty may extend to Rupees Two Lakhs (200,000).
3	If the presence of residues of prohibited substances is repeated in the exported consignments	Penalty may extend to Rupees Five Lakhs (500,000). In addition, the exporter shall be banned for one year